

MDEStat Meeting ***October 20, 2008***



Shari T. Wilson, Secretary

Sue Battle-McDonald, Stat Director

Table 1: Laboratory Certification Applications Pending

	January	March	April 30	June 15	Sept. 15
number of annual renewal applications from laboratories pending review	60	48	70	55	33
target date for backlog elimination	not requested		12/31/08	12/31/08	12/31/08

Table 2: Backlogged Triennial On-Site Laboratory Inspections as of September 30, 2008

Inspection Type	3/31/08	6/30/08	9/30/08
Microbiological	6	7	1
Chemistry (Inorganic)	18	19	17
Other (Radiological/organic chemistry)	14	15	19
Total	37	40	37
Backlog Elimination Target Dates			
target date for eliminating micro backlog	March 2009	March 2009	
target date for initiating chemistry on-site inspections via RFP/contract**	Sept. 2008	Sept. 2008	
target date for eliminating chem. backlog	Sept. 2009	Sept. 2009	

Table 3: WMA General Permits Expired or Will Expire Prior to December 31, 2008

Permit	Permit Expiration Date	Target Renewal Publication date
Mineral Mine Permit	October 2005	Publish in February, 2009
Stormwater Permit	January 2007	Publish in November, 2009
Marina Permit	January 2007	Publish in November, 2009
CAFO Permit		Publish in September 2008, Hearings scheduled for November 2008. Target issuance is January 2009

Table 4: WMA Vacancy Summary

	1/31/08	3/5/08	4/17/08	5/22/08	6/26/08	8/1/08	9/11/08	10/20/08
Total positions vacant	34	27	27	28	30	48	46	44
Vacancies with exceptions approved by DBM	19	11	13	16	18	30	29	32
Positions vacant more than 4 months	25	19	20	22	21	23	17	17
Positions vacant more than 6 months	21	12	18	17	19	21	12	13

Attachment B: WMA Compliance Program

MDEStat 20Oct08 Attachment B



BAYSTAT
WATER MANAGEMENT ADMINISTRATION COMPLIANCE PROGRAM
REPORTING PERIOD: FY 2005 - 2008

	Discharge Permits				Erosion & Sediment Control		
	FY 2005	FY 2006	FY 2007	FY2008	FY 2005	FY 2006	FY 2007
Sites / Facilities							
# Permits issued	299	304	***1,577	***2,241	*1,352	**1,500	192
# Permits/Regulated Sites in Effect - Fiscal Year	3,094	3,170	4,432	7,886	18,414	19,034	18,227
Inspections							
# Sites Inspected	2,664	2,664	3,939	1,544	4,406	3,782	3,234
# Inspections / Audits / Spot Checks	*9,787	**9,256	9,521	9,049	8,415	8,001	6,546
Compliance Profile							
# Inspected Sites with Significant Violations	42	32	114	54	26	40	37
% Inspected Sites/Facilities In Significant Compliance	98%	99%	97%	98%	99%	99%	99%
% Inspected Sites/Facilities Found With Significant Violations	2%	1%	3%	2%	1%	1%	1%
Inspection Coverage Rate****	86%	85%	89%	20%	24%	20%	18%
Significant Violations							
# Signif. Viols. -- Environmental or Health Impacts	34	27	100	45	7	14	22
# Signif. Viols. -- Technical/Preventive Deficiencies	8	5	14	9	20	34	22
# Signif. Viols. Carried Over Awaiting Disposition from Previous Year	73	54	31	41	11	20	16
Total	115	86	145	95	38	68	60
Disposition of Significant Violations							
Resolved	61	55	102	60	34	52	39
Ongoing	54	31	43	35	4	16	24
Enforcement Actions							
# Compliance Assistance Rendered	115	64	49	64	683	502	249
# Show Cause / Remedial / Corrective Action Issued	20	24	25	10	10	6	8
# Stop Work Orders	0	0	1	1	10	2	12
# Injunctions Obtained	3	3	4	1	0	0	0
# Penalty & Other Enforcement Actions	45	71	104	61	25	24	35
# Referrals to Atty. Gen. For Possible Criminal Action	0	0	0	1	0	0	0
Penalties							
Amt. Of Administrative or Civil Penalties Obtained	\$434,521	\$1,351,044	\$488,149	\$481,911	\$186,930	\$234,010	\$268,408

Discharge Notes

- * This number includes 3,157 inspections and 6,630 DMR reviews
- ** This number includes 2,936 inspections and 6,320 DMR reviews
- *** General Permit for Construction Activity moved from E&S in FY2007
- **** Coverage is ratio of sites inspected to permits in effect.

E&S Notes

- *Includes 1050 Sites Permitted Under the Gen Permit for Const Activity
- * Includes 1275 Sites Permitted Under the Gen Permit for Const Activity
- ***Coverage Rate is ratio of sites inspected to permits/regulated sites in effect.
- Gen Permit for Const Activity moved to Discharge Permits in FY07

Responsible Agency: MDE
 Updated: August 08
 Next Update: August 09



Attachment D: FY07 and FY08 WMA Compliance and Enforcement Data

WMA Enforcement and Compliance Comparison			
	FY2007	FY2008	% Change
<u>Sites/Facilities</u>	47083	51891	9%
Coverage Universe			
<u>Inspections</u>			
Total No. of Sites Evaluated for Compliance	11410	9790	-16%
<u>Compliance Profile</u>			
Total No. of Compliance Evaluations	58694	60903	3%
No. of Inspected Sites/Facilities with Significant Violations	590	673	6%
% of Inspected Sites/Facilities with Significant Violations	5.0%	6.0%	16%
Inspection Coverage Rate	24.0%	18.0%	-33%
<u>Violations</u>			
No. of Significant Violations involving Environmental/Health Impact	403	292	-38%
No. of Significant Violations based on Technical/Preventative Deficiencies	132	175	24%
Total New Violations	535	467	-14%
<u>Enforcement Actions</u>			
No. of Compliance Assistance rendered	1862	1579	-17%
Total Enforcement Actions	924	749	-23%
Total Penalties Collected	\$ 890,741	\$ 1,899,396	53%
No. of Penalties Assessed	115	105	9%
Assessed Value	\$ 949,515	\$ 1,733,347	45%

