



**LANCASTER COUNTY CONSERVATION DISTRICT
MONTHLY BOARD MEETING AGENDA**

Wednesday March 2, 2022
Lancaster Farm & Home Center
Planning Meeting 4:30 PM
Business Meeting 7:30 PM

Timer

1:30 II. *Additional Business
2. PA DEP Field Rep Report (attachment)..... 1

2:00 V. Reports & Information
2. E&S/NPDES Monthly Projects Report – R. Snyder (attachment)..... 7
5. E&S Committee Report – Snyder (attachment)..... 9

***Action Required**

Item II.2

March 2022 DEP Conservation District Field Rep Talking Points

2021 Growing Greener Announcement

Approximately \$18.2 million has been awarded to fund 65 projects in Pennsylvania. The list of awardees for the 2021 Growing Greener program and the six regional press releases have been published to the [DEP Growing Greener](#) website.

Highly Pathogenic Avian Influenza Biosecurity Guidance

HPAI is a very contagious avian disease and can make wild birds and domesticated poultry very sick or lead to death. We need to increase awareness and practice enhanced biosecurity efforts to protect Pennsylvania's poultry, our food supply, and Pennsylvania's \$7.1 billion poultry industry at large. At this time the PA Department of Agriculture's Bureau of Animal Health advises commonwealth staff who visit farms with poultry to suspend their routine inspections in the following situations:

Highest level of disease transmission risk on all commercial poultry premises, or on a backyard premises if in direct contact with poultry or poultry areas (inside a poultry house or pen/pasture), including manure or run off areas.

Next highest level of disease transmission risk is for premises with free range poultry or wild waterfowl that roam anywhere you will be walking, or they have a pond adjacent to the drive/lane that ducks and geese frequent.

Districts should refer to the email sent by Frank Schneider on 2/24/2022 "Field Staff Biosecurity Guidance" for additional detailed information on the guidance issued by the Pa Department of Agriculture (PDA). This guidance shall be utilized in the Act 38 program and other programs associated with the State Conservation Commission (SCC) or PDA.

Conservation District & PA Agency All Ag Meeting

The 2022 Virtual Conservation District and PA Agency Ag Meeting was held via Zoom February 23-24, 2022. More than 200 individuals registered for this year's meeting. Conservation district agricultural technicians, watershed specialists, management, CAP coordinators, and staff from PA state agencies and USDA-NRCS attended and some participated as panelists.

Formerly known as the All Bay Meeting, this annual meeting was again expanded to include sessions relevant to conservation districts across the state and more focused sessions for conservation districts within the Chesapeake Bay watershed.

The session was recorded and meeting materials and recordings will be posted to the Clean Water Academy. Additionally, a Question and Answer document will be published as well.

PracticeKeeper Update

PracticeKeeper Partner Plan and BMP Submission Tools in Test

PracticeKeeper (PK) Partner Plan and BMP Submission Tools will be in test by March of 2022. This enhancement allows external affiliates the ability to submit data to PK for tracking and reporting while maintaining the integrity of the data and privacy of participants (owners, operators, etc.) that have not contracted with the affiliate. A focus group will be actively testing the functionality through the beginning of March for release to production as soon as it is satisfied that it meets program needs. These tools will be used to support the BMP Verification effort, ensuring BMPs verified by external partners are tracked and recorded for CAP and WIP progress through existing reporting methodologies.

Policies and Procedures

Statement of Financial Interests - All Conservation District Directors are considered Public Officials and most District Employees are considered Public Employees. Any Conservation district employee that meets one or more of the criteria in the definition below **MUST** fill out a Statement of Financial Interest. Completing a statement is not optional. It is required by law. Statements are to be completed and filed with the Conservation District no later than May 1st. The general rule with this form is “when in doubt, fill it out”.

“Public Official” includes any person (*such as a conservation district director*) appointed by a governmental body (such as the board of county commissioners or the county council)

“Public Employee” includes any individual employed by the Commonwealth or a political subdivision (*like a conservation district*) who is responsible for taking or recommending official action of a non-ministerial nature with regard to: Contracting or procurement; Administering or monitoring grants or subsidies; Planning or zoning; Inspecting, licensing, regulating, or auditing any person; or Any other activity where the official action has an economic impact of greater than a de minimis nature on the interests of any person.

Please refer to the Director Handbook (pp. 4-6) or the Red Ethics Pamphlet (p. 12-15 & 31-36) for additional information. If you require additional forms go to www.ethics.state.pa.us and click on "forms" on the left side of the page.

Chapter 102 and 105 Programs

Chapter 105 General Permits (GPs) To Go Paperless - The Department is making final preparations to transition Chapter 105 General Permits (GPs) to paperless. **The program’s goal was to transition to paperless e-permitting for 105 GPs this coming April but has been delayed by one month and should be ready by May.** This means that the current paper GP registration forms will no longer be available or accepted by DEP or delegated conservation districts after the effective date. The Department will make a new paper GP form available for use only in rare circumstances where an applicant attests to and demonstrates an inability to use the e-permitting system due to technological limitations. These limitations may include a demonstrated hardship, such as lacking the ability to send and receive email or access the internet. Limitations may also include other hardships, such as not owning or having access to ADA-compliant computer hardware or software for those individuals with a disability. The Department is still ironing out the procedures for submitting a request to obtain a paper GP Form and the parameters that would be acceptable for demonstrating that a hardship exists which would preclude the use of the e-permitting system. Once paperless goes into effect, the e-permitting system will be the only means by which Chapter 105 GPs will be accepted. This is because e-permitting will become the data storage and retrieval system for all Chapter 105 GPs. It will be, hopefully, a rare circumstance that a paper application is accepted. Also, 105-delegated CCDs will no longer have to submit quarterly reports for GPs, as the e-permitting system will include all of the necessary information to replace this required task.

PAG - 01 Effective March 1 - PAG-01 is scheduled to become effective on March 1, 2022. PAG-01 will serve as an alternative means for NPDES coverage for earth disturbance activities with less than 5 acres of disturbance. The primary benefit of PAG-01 is that a site-specific stormwater analysis for post-construction stormwater management (PCSM) is not required, which is one of the costliest parts of completing a Chapter 102 permit application. In order to qualify for PAG-01 coverage, applicants will need to, among other things, 1) select from a suite of PCSM BMPs that are prescribed in the general permit; 2) ensure that impervious surface does not exceed 30,000 square feet; and 3) ensure that impervious surface does not exceed 12% of the project site area.

Program staff created a course on the Clean Water Academy to prepare conservation districts and the regulated community for the new permit. The course is comprised of six eLearning modules. Modules 1-5 are open to the regulated community, while Module 6 (SOPs) is only available to conservation district and DEP staff. A Question and Answer document on PAG-01 was distributed to districts and posted on the CWA in February. Districts may view the document at the [CWA 102 Resource Center](#).

The 102 Greenport report is being updated to include the PAG-01. Beginning quarter ending March 31, 2022 districts will need to report ESCGP O&G Transmission Lines, NPDES PAG-01 and NPDES PAG-02 separately on the 102 Greenport report.

Chapter 102 ePermitting Updates

Here are Chapter 102 ePermit system updates:

- ESCGP-3 release is tentatively planned for 3/9/2022;
- Refer to Clean Water Academy for internal trainings.
- Refer to [102 ePermitting webpage](#) for external resources, instruction videos and any updates to the system.

Clean Water Academy

Chapter 105 Level 1 – New Staff Training Program- The chapter 105 new staff CWA training program has been revised for 2022. A training program is a collection of courses that must be completed in sequence. This training program includes 17 courses. A completion certificate is available.

[Program: Chapter 105 Level I - New Staff Training Program \(2022\) \(remote-learner.net\)](#)

New E&S Manual Trainings Now Available on CWA – Two new courses with training on the E&S Manual have been added to the CWA. The training covers Chapters 7 & 8 of the manual relating to Sediment Basin Calculations and Sediment Traps.

[Course: E&S Manual Chapter 7 Part II: Sediment Basin Calculations \(remote-learner.net\)](#)

[Course: E&S Manual Chapter 8: Sediment Traps \(remote-learner.net\)](#)

Agriculture Conservation Level I - New Staff Training (2022) and Agriculture Conservation Level II - BMP Verification (2022) Training on CWA - After reviewing the new and existing Countywide Action Plans (CAPS) and identifying needs documented and presented by all counties throughout the watershed to better inventory and assess historic BMP implementation, the Chesapeake Bay Office (CBO) has made additional funds available to every county that has developed a CAP, to be spent on creating an inventory and assessing historic BMP implementation. In order to support the BMP Verification effort, the CBO Agriculture Compliance Section has developed a training plan including two separate programs on the Clean Water Academy (CWA), Agriculture Conservation Level I - New Staff Training (2022) developed in cooperation with NRCS, SCC and PACD staff found here: <https://pacleanwateracademy.remote-learner.net/totara/program/view.php?id=21> and Agriculture Conservation Level II - BMP Verification (2022) found here: <https://pacleanwateracademy.remote-learner.net/totara/program/view.php?id=26>. With congruent on-the-job training and oversight from experienced county conservation district staff, these programs will provide the foundation necessary to enable new staff the ability conduct on-site BMP verifications for specified existing BMPs on forest, pasture, and crop land uses on agricultural operations. Additionally, after completion of Agriculture Conservation Level II – BMP Verification program, the learner will understand the appropriate procedures for recording BMPs, Conservation Plans, and Ag. E&S Plans in the PracticeKeeper database. As part of this effort the PracticeKeeper: Conservation Planning Module CWA course has also been updated and can be found here:

<https://pacleanwateracademy.remote-learner.net/course/view.php?id=338>. All courses and programs are currently open to County Conservation District and DEP staff. If staff are hired outside these agencies to complete the BMP Verification effort, the learning materials can be opened up to them on a case-by-case basis.

External Programs and Funding Opportunities

“Making Cover Crop Pay”, Penn State Extension Webinar Series - Join Penn State Extension for the Making Cover Crops Pay series to see how cover crops can provide a positive return to your farm in the form of improved soil health, nutrient cycling, weed control, and pest suppression. Making Cover Crops Pay will provide practical information for cash grain and horticultural operations working with field-scale cover crop systems. In this year’s series, participants will look at ways to maximize the value of their cover crop through proper selection and management and learn how cover crops interact with our cash crops as well as weeds, insects, and diseases. The webinar series will be held Fridays Feb 11, 18, & 25, 2022 and March 4 & 11, 2022: 9:00-10:15 AM. Participation in the webinars is free, but registration is required. For more information and to register go to: [Summary - Making Cover Crops Pay \(event.com\)](#)

DCNR 2022 Community Conservation Partnership Program save the date announcement

The 2022 grant application period for the [Community Conservation Partnerships Program](#) has been announced. Applications will be accepted starting January 18, 2022. The deadline to apply is 4:00 PM on Wednesday, April 6, 2022. All applications should be submitted through the [DCNR Grants Customer Service Portal](#).

Even though the application period is a few months away, it’s never too early to [contact your regional advisor](#) to discuss your project idea and ways to make it more competitive for state grants.

Virtual workshops were held in early November for potential applicants. Anyone interested in applying for [Community Conservation Partnerships Program grants](#) in 2022 is strongly encouraged to view the recorded virtual workshops on the website.

Agricultural Energy Efficiency Rebate Program - The Pennsylvania Department of Environmental Protection (DEP) has created a new **agricultural energy efficiency rebate program** to help agricultural producers in the Commonwealth reduce energy consumption on their farms through the use of energy efficient technologies. Commercial ag producers who conduct normal farming operations in Pennsylvania are eligible to apply (i.e. farm on 10 or more contiguous acres of land OR farm less than 10 acres but have an anticipated yearly gross income of at least \$10,000).

Rebates are being offered for:

- LED lighting (including fixtures and controls)
- Variable frequency drives for milk vacuum pumps
- Variable frequency drives for ventilation fans

Rebates will pay 50% of equipment costs, up to \$2,000 per technology category. Applicants may apply for both lighting and variable frequency drive rebates. Applications are being accepted on a first-come, first-served basis as funding remains available or through March 31, 2022. Interested ag producers should apply for a rebate voucher prior to purchasing and installing the equipment. All applications must be submitted online through the Electronic Single Application system. More information can be found on the PA DEP website, including additional details on the program and the process of submitting a rebate application:

www.dep.pa.gov/agricultureenergy

Chesapeake Bay Watershed

BMP Verification Guidelines to be Released

The BMP Verification Guidelines will be created to assist counties as they hire new staff to conduct BMP Verification. The guidelines classify staff based on the individual's prior training and experience, and further outlines the suggested focus areas for personnel, based on which category they fall under. The guidelines primarily serve to provide direction, as it is encouraged counties decide the exact course of action staff will take, contingent on the priority BMP's outlined in each county's respective Countywide Action Plan (CAP). Counties can expect the document and accompanying resources to be released within the coming weeks.

As stated during the Virtual Conservation District and PA Agency Agriculture Meeting, a Webinar Wednesday session has been scheduled to review the guidelines and answer questions for March 9, 2022 from 10:00 AM – 11:30 AM. The meeting notice has been sent to the county coordinators and the meeting link has been shared with the Chesapeake Bay conservation district resource accounts via email.

Bay Accountability Team Re-structure for 2022 - Following the success of getting all 34 Bay counties Phase 3 WIP Countywide Action Plans (CAPs) developed, CBO's Bay Accountability Team is continuing its work with counties to implement those plans with partners and projects.

To kick off the new year, the Bay Accountability section and its facilitator took time to hold a Bay Accountability Team Building and Coordination meeting for both the section, the CBO director and Chesapeake Bay-focused technical and grants staff members. The purpose of the meeting was to strategically evaluate how the Bay Accountability Team is set up to meet its goals and support county partners in 2022 by identifying specific individual and collective roles and responsibilities in the most effective and efficient manner going forward. The outcome of the meeting resulted in a strong plan for each team member that will provide clear direction to internal and external partners, specific CBO Project Advisors/Coordinators for each county, and enhanced technical and grant support and oversight. The information was shared with DEP regional office staff as well as CCDs and Coordinators on February 17, 2022.

Pennsylvania's Phase 3 Watershed Implementation Plan – Monthly e-newsletter

The Chesapeake Bay Office produces a monthly newsletter to showcase progress and updates on the statewide Phase 3 Watershed Implementation Plan and our local partners' Countywide Action Plans. Our newsletter will highlight activities from the CBO and our partnering counties, agencies, and action team leaders; reporting and data tools; funding and grant opportunities; and major announcements.

<https://www.dep.pa.gov/Business/Water/Pennsylvania%E2%80%99s%20Chesapeake%20Bay%20Program%20Office/WIP3/Pages/Newsletter.aspx>

Pilot and Tier 3 and 4 Counties

The Chesapeake Bay Office in collaboration with the Susquehanna River Basin Commission (SRBC) created snapshot reports for Tier 3 and 4 counties and updated the pilot counties original snapshots to reflect their current progress. These snapshots are a two-page summary of the current conditions within the county, and their pollution reduction progress. Snapshots are a great tool for counties to use when promoting their CAPs. The Snapshots were created in December of 2021 using data from CAST19 and progress year 2020. Snapshots are now available on the Clean Water Academy and the DEP's Chesapeake Bay Office CAP webpage for county partners to utilize. Link to webpage:

<https://www.dep.pa.gov/Business/Water/Pennsylvania%E2%80%99s%20Chesapeake%20Bay%20Program%20Office/WIP3/GetInvolved/Pages/Countywide-Action-Plans.aspx>

Dates to Remember

SCC Meetings – 1:00 PM

Hybrid Meeting	March 8
Hybrid Meeting	May 10

SCC Conference Calls – 8:30 – 10:00 AM

Conference Call	April 12
Conference Call	June 14

Leadership Development Regional Director Workshops

Clinton CD	March 3
Best Western, Harrisburg	March 9

102/105 Topic-based Technical Training

Virtual	March 29-31
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Penn State Extension Webinar Series – “Making Cover Crops Pay”

Virtual 9:00 – 10:15	March 4 & 11
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Also, check the Conservation District Training/Special Events Calendar at, www.PACD.org Select the "Events" tab and then the "Training Calendar" tab.

Item V.2

E&S Report

2022 Report for February

2022 Report

		Feb 2022	Total
Total Plan Submissions		20	47
Total Plan Acres		469.392	831.343
Total Disturbed Acres		61.06	122.28
Fees Collected	NPDES Permit Fees Collected	\$8,000	\$21,500
	Chapter 105 Permit Fees Collected	\$100	\$100
	DEP Fees Collected	\$6,800	\$17,300
	E&S Plan Review Fees	\$32,650	\$154,100

Total Complaints for February 2022

<u>Date Received</u>	<u>Municipality</u>	<u>Land Unit Acres</u>
2/2/2022	EDEN TWP	10.23
2/10/2022	WEST DONEGAL TWP	11.42
2/10/2022	WEST DONEGAL TWP	13.01
2/10/2022	WEST DONEGAL TWP	21.00
2/10/2022	WEST DONEGAL TWP	3.98
2/16/2022	MILLERSVILLE BORO	28.67
2/17/2022	LANCASTER TWP	9.99

2021 Report

		Feb 2021	Total
Total Plan Submissions		30	49
Total Plan Acres		459.1559	786.0639
Total Disturbed Acres		43.22743	149.3764
Fees Collected	NPDES Permit Fees Collected	\$6,500	\$17,000
	Chapter 105 Permit Fees Collected	\$1,150	\$2,500
	DEP Fees Collected	\$10,500	\$21,700
	E&S Plan Review Fees	\$42,150	\$99,490

Total Complaints for February 2021

<u>Date Received</u>	<u>Municipality</u>	<u>Land Unit Acres</u>
2/3/2021	COLERAIN TWP	0.69
2/3/2021	WEST COCALICO TWP	0.14
2/14/2021	MANOR TWP	0.88
2/18/2021	MANOR TWP	0.16
2/24/2021	WEST DONEGAL TWP	0.99
2/24/2021	RAPHO TWP	8.25

Erosion and Sedimentation Plan Submission

2/1/2022 to 2/28/2022

<u>Project Name</u>	<u>Municipality</u>	<u>Disturbed Acres</u>	<u>Fees Amount</u>
Phil Good Poultry Op	STRASBURG TWP	13.37	\$3,600.00
Evans Run Streambank Restore E&S Only	EAST DONEGAL TWP	2.08	\$1,300.00
Isaac Beiler	LITTLE BRITAIN TWP	0.38	\$500.00
Amos Fisher	DRUMORE TWP	2.1	\$800.00
1904 Cider Press Road	RAPHO TWP	0.3	\$500.00
Evans Run Streambank Restore E&S Only	EAST DONEGAL TWP	2.08	\$100.00
1430/1440 Harrisburg Pike	MANHEIM TWP	3.22	\$1,600.00
1455 River Road	EAST DONEGAL TWP	0.33	\$800.00
SMAN-LAVI Seg 2	PENN TWP	28.98	\$6,800.00
CSG Group Home Manheim	PENN TWP	0.99	\$500.00
674 Yellow Hill Road	BRECKNOCK TWP	0.98	\$500.00
Pet Emergency Treatment Service	MANHEIM TWP	0.04	\$800.00
Loud SWM	EAST COCALICO TWP	1.53	\$300.00
Vintage Business Park Major Mod #2 (Lots 4, 5, 14)	PARADISE TWP	29.7	\$1,600.00
Kenton Sweigart SWM	EAST DONEGAL TWP	10.8	\$3,200.00
West Woods Drive Subdivision Minor Mod	WARWICK TWP	3.44	\$500.00
Life Gate Church	WEST DONEGAL TWP	1.55	\$1,400.00
Lanc Mennonite School Entrance and Parking	EAST LAMPETER TWP	1.29	\$1,200.00
17 Autumn Leaf Lane	RAPHO TWP	0.82	\$500.00
Corrective Action Plan (CAP)	EAST LAMPETER TWP	19	\$800.00
Irvin Horst	CAERNARVON TWP	0.3	\$100.00
Yoder Industries LLC	UPPER LEACOCK TWP	0.88	\$800.00
Ephraim King E&S Only	PARADISE TWP	0.31	\$100.00
Stephen Stoltzfus	RAPHO TWP	0.8	\$800.00
35 Erick Road Major Mod	LANCASTER CITY	1.97	\$1,400.00
Jacob Stoltzfus	SALISBURY TWP	1.57	\$650.00
Loud SWM	EAST COCALICO TWP	1.53	\$500.00
Weaver Residence	CLAY TWP	0.81	\$500.00
Amos Lapp	UPPER LEACOCK TWP	0.92	\$500.00

Item V.5
Lancaster County Conservation District
Erosion & Sedimentation Committee Meeting Minutes
Thursday, February 24, 2022

E&S Committee Members Present: Greg Strausser, and Matthew Mack
LCCD Staff Present: Chris Thompson, Richard Snyder, and Eric Hout
Public Present: None

** 1:43 PM -- Meeting Called to Order

1. Florin Hills (Update) – Mount Joy Borough

- ** Update Provided by Eric Hout
- ** A Completed Enforcement Referral was Submitted to DEP SCRO
- ** An Enforcement Strategy is Pending

2. PACD NPS Mini-Grant

- a. Grant Status
 - ** LCCD was Awarded a \$2,000 NPS Mini-Grant by PACD on February 8, 2022
- b. Proposed NPS Outreach Project
 - ** Create an *Erosion & Sediment Control Plan (E&S Plan) for Small Projects Development Guide*
 - ** For Reference Only, Richard Snyder Provided a Copy of Dauphin CCD's *Erosion and Sediment Pollution Control Plan for Small Projects Guide*
 - ** Discussion Occurred, Regarding Both the Intended Audience(s) and Distribution Outlets

3. New PAG-01 NPDES Permit

- a. Explanation, Including Both Submission Criteria and Eligibility Criteria
 - ** Richard Snyder Introduced the New PAG-01 NPDES Permit, which Goes "Live" on March 1, 2022
 - ** Discussion Occurred
- b. In-House Processing
 - ** LCCD's In-House Processing Strategy will be Completed Prior to the March 1, 2022 "Go Live" Date

4. Termination of the Chapter 105 Delegation Agreement

- a. Status
 - ** Richard Snyder Provided the Current Status
 - ** LCCD Participated in a Hand-Off Meeting with DEP SCRO on February 18, 2022
- b. Moving Forward – Next Three (3) Years
 - ** Richard Snyder Provided the Remaining Work Tasks to be Completed During the Next Three (3) Years

5. Updating LCCD's Current Review Application / Fee Schedule

- a. Updating Both Notes and Guidelines
 - ** Richard Snyder Indicated that Several Notes and / or Guidelines (i.e. PAG-01, Mixed Use, Etc.) Need to be Updated
- b. Editing and / or Removing Chapter 105 Information
 - ** Richard Snyder Indicated that Several Notes and / or Guidelines Need to be Edited and / or Removed Due to LCCD's Termination of the Chapter 105 Delegation Agreement
- c. Initial Discussion Relative to Updated Fee Matrices for Both Mixed Use Occupancy and Apartment Complexes

**** Discussed a Proposed Annual / 3-Year / 5-Year / 7-Year / 10-Year Plan for Progressive Fee Increases**

** Decision: Both Matthew Mack and Greg Strausser Suggested / Supported a 3-Year Plan with Calculated Fee Increases Across the Board.

**** Discussed Both the Current Fee Matrices and Additional Fee Matrices**

** Decision: Both Matthew Mack and Greg Strausser Agreed that LCCD shall Create Two (2) Additional Fee Matrices, One (1) for Mixed Use Occupancy and One (1) for Apartment Complexes.

6. Current Workload & Upcoming Staff Training

**** Update Provided**

** 3:21 PM -- Meeting Adjourned