



# Update on Stormwater Management "Stuff" in CT

CACIWC

Fall 2023

Mary Looney; Dave Dickson



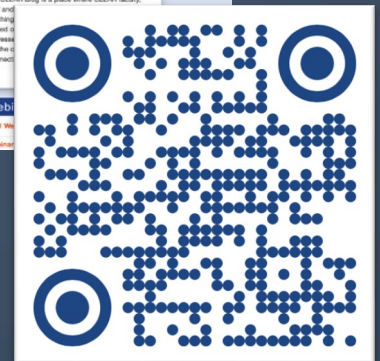


*provides research, tools, training, information, and assistance to community decision makers and other audiences in support of:*

- better land use decisions
- healthier natural resources
- more resilient communities



# Center for Land Use Education and Research (CLEAR)



<https://clear.uconn.edu>

# CLEAR Focus Areas



## Water

- NEMO
- Stormwater Management
- LID/GSI
- Rain Garden App
- Stormwater Corps



## Land Use & Climate Resiliency

- Land Use Academy
- Climate Adaptation Academy
- Climate Corps
- CT DEEP Online Training



## Geospatial

- CTECO
- Trails
- Geospatial Training Program (GTP)
- CT's Changing Landscape



## Food Systems

- Beginning Farmer Training
- Local foods/Farm to Schools



## STEM Education & Local Conservation

- E-Corps
- Natural Resources Conservation Academy (NRCA)



# Flow Path

- MS4 Permit Updates
- New CT Stormwater Quality Manual Updates
- Stormwater Utilities
- Watershed Assessment Tool
- New & Noteworthy





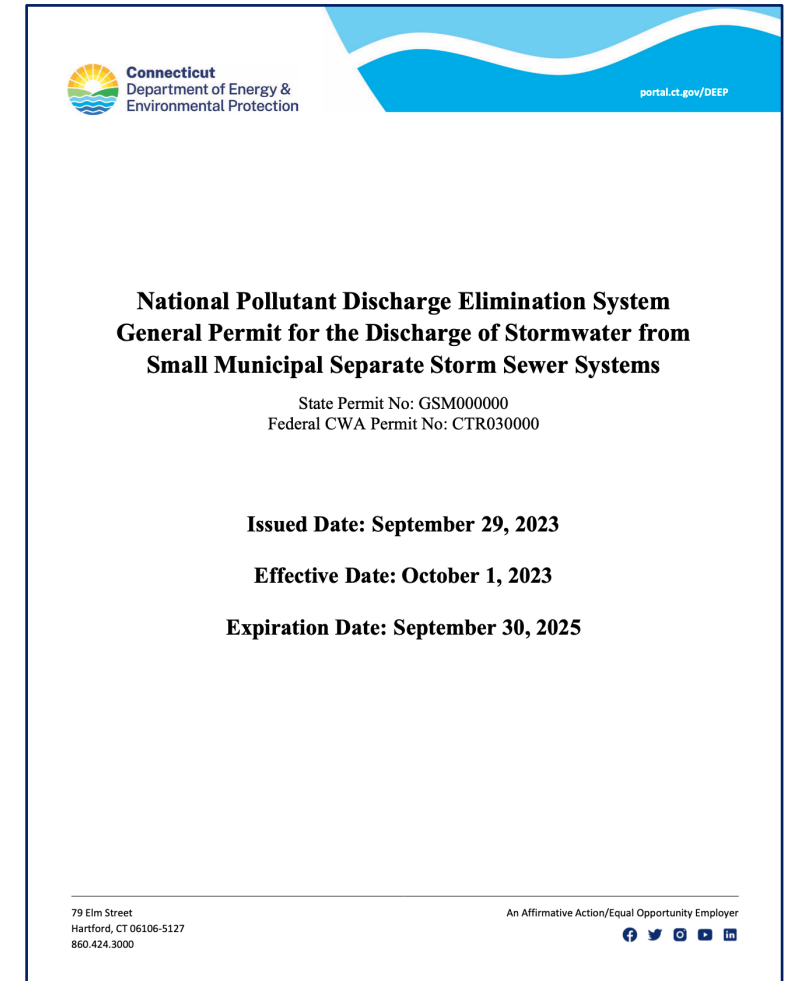
# Flow Path

- **MS4 Permit Updates**
- **New CT Stormwater Quality Manual Updates**
- **Stormwater Utilities**
- **Watershed Assessment Tool**
- **New & Noteworthy**



# An MS4 Update

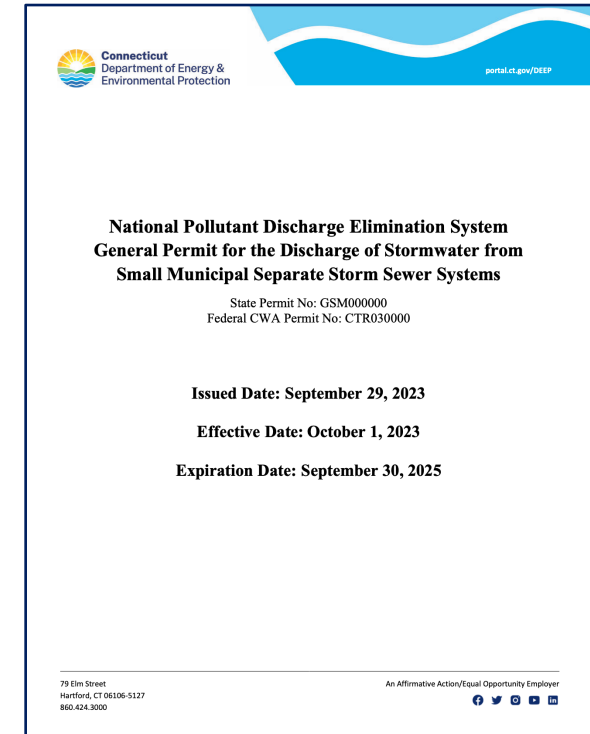
- Expired June 30<sup>th</sup>, 2022
- Renewed AS-IS October 1<sup>st</sup>, 2023
  - No changes
  - No re-registration
  - No new towns
  - 2 years, set to expire 2025
- Stakeholder input process for modifications





# MS4 Requirements

1. Public Education and Outreach
2. Public Involvement and Participation
  - **Annual reporting**
3. Illicit Discharge and Detection Elimination
4. Construction Site Stormwater Runoff Control
5. Post-Construction Stormwater Management
  - **Regulations update, disconnection**
6. Pollution Prevention and Good Housekeeping
  - **Retrofits**

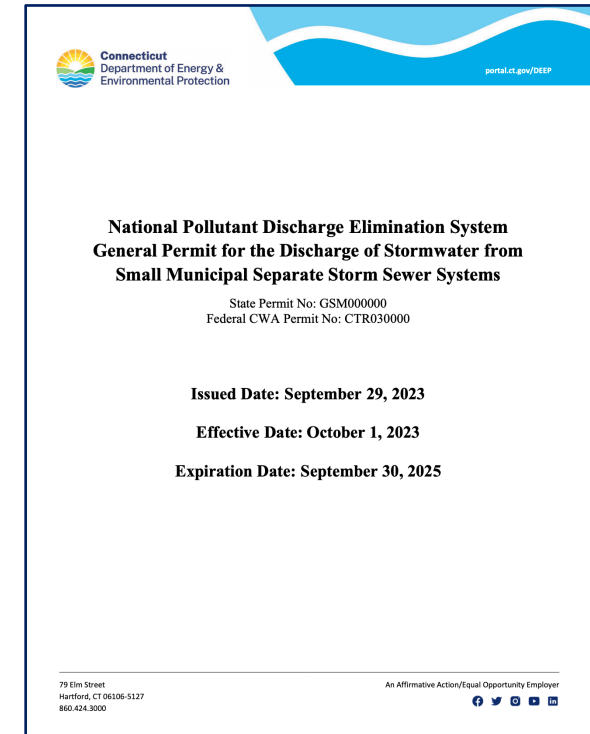


# Annual Reports

- Municipalities expected to upload annual report with MS4 activities
- Dates:
  - January 31<sup>st</sup>: Notify public
  - February 15<sup>th</sup>: Post annual report; online and hardcopy
  - April 1<sup>st</sup>: Submit final report to DEEP

- 2023 MS4 Annual Report Template:

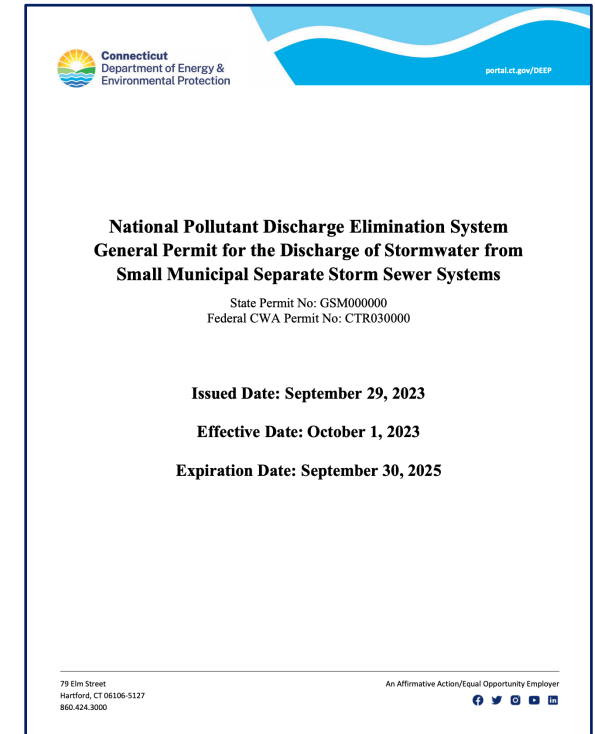
<https://nemo.uconn.edu/ms4/tasks/annual-reports/>



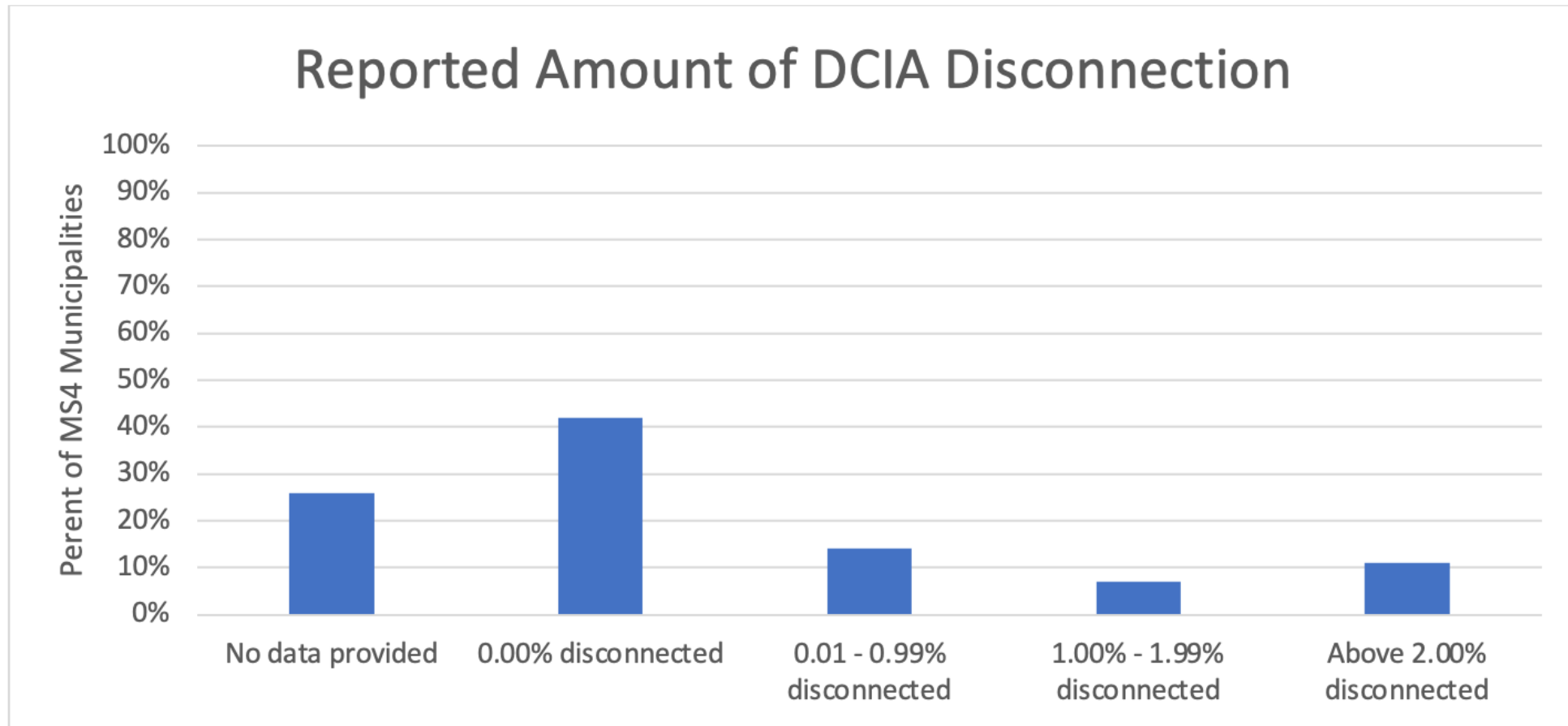


# Disconnection / Retrofits

- Continue disconnection plan
- Reminder:
  - 2% by 2022; 1% annually after
  - TOTAL: ~5% by 2025
- Update according to new CT Stormwater Quality Manual
  - Required infiltration/treatment increasing from 1 inch to 1.3 inches



# MS4 Survey



11% of towns hit the 2022 disconnection goal of 2%



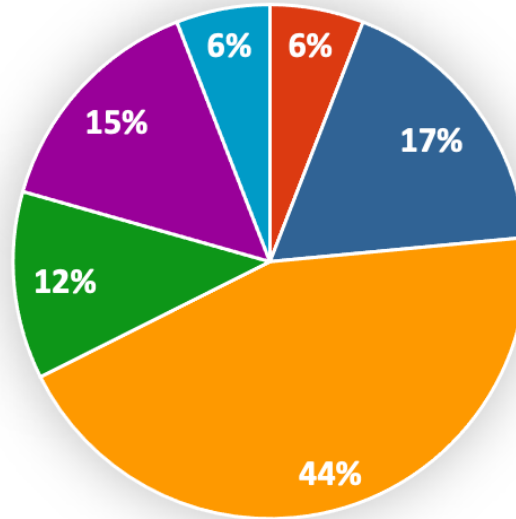
# MS4 Survey

As of 2021:

- 23%: Have not updated land use regulations
- 17%: Have not completed formal employee training
- 51%: Have not completed control of other sources of pollutants to MS4
- 48%: Have not completed additional measures for impaired waters
- 18%: Have not completed infrastructure rehab and repair program
- 17%: Have not begun their impaired waters monitoring

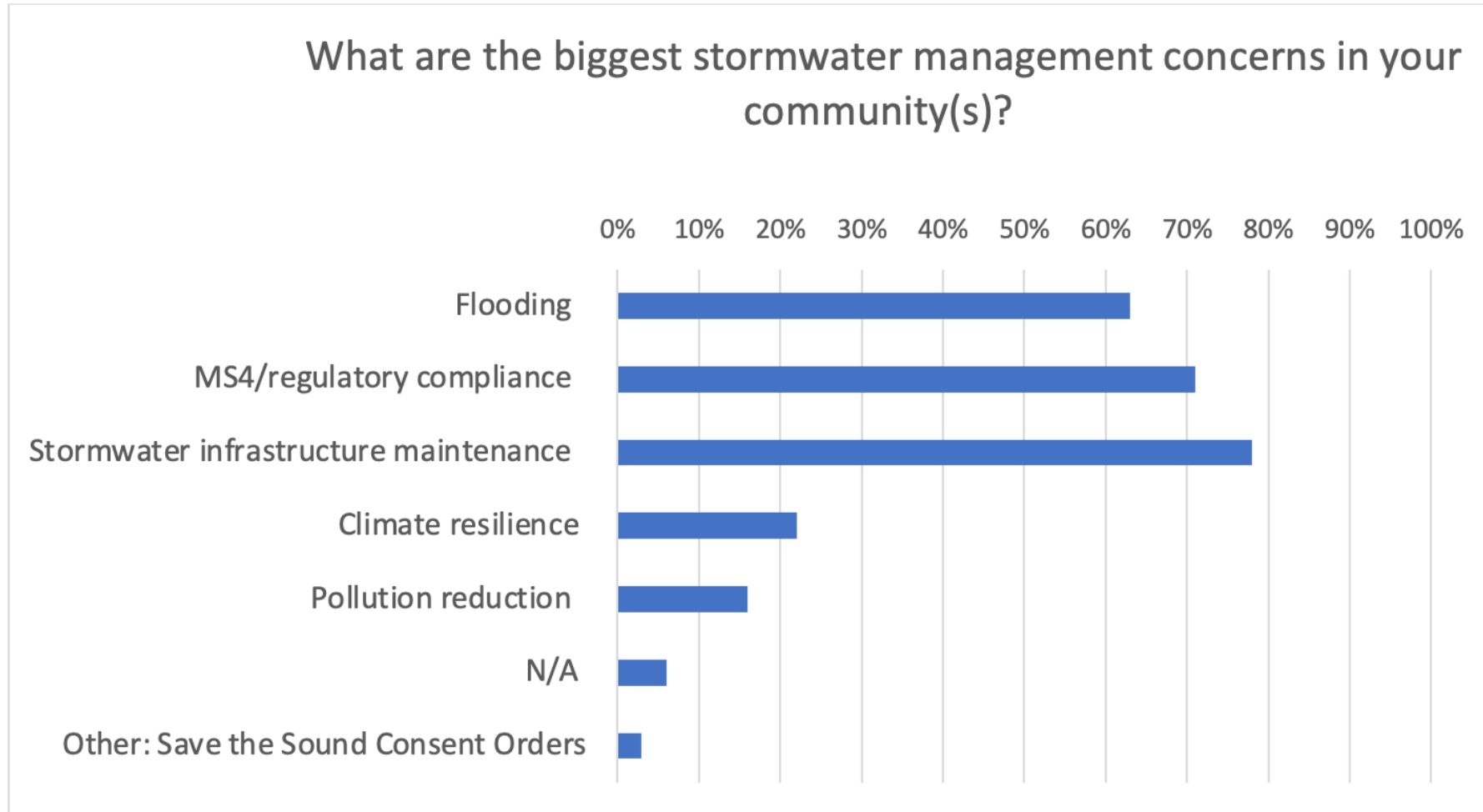
# MS4 Survey

What area of MS4 compliance has been most costly for your community?



- Flooding mitigation / recovery
- Impervious area disconnection retrofits
- Street Sweeping / catch basin cleaning
- Infrastructure repair
- IDDE implementation / investigation
- Impaired water quality monitoring

# MS4 Survey





# Flow Path

- MS4 Permit Updates
- **New CT Stormwater Quality Manual Updates**
- Stormwater Utilities
- Watershed Assessment Tool
- New & Noteworthy



# Adoption Timeline

9/30/23

3/31/24

9/30/24

## Manual is published

- Get familiar with new Manual
- Update local regulations

## Effective Date

(with grace period for projects which have completed preliminary design)

- Adopt updated guidance
- If grace period is applicable, communicate this to review authority. Permit must be completed before grace period ends.

## Grace period ends

- Adopt updated guidance

# Navigating the Manual

## BACKGROUND

Ch. 1: Introduction

Ch. 2: Stormwater  
Impacts

Ch. 3: Preventing and  
Mitigating Stormwater  
Impacts

## DESIGN & IMPLEMENT

Ch. 4: Stormwater  
Management Standards  
and Performance Criteria

Ch. 5: Low Impact  
Development Site  
Planning and Design  
Strategies

Ch. 6: Source Control  
Practices and Pollution  
Prevention

Ch. 7: Overview of  
Structural Stormwater  
Best Management  
Practices

Ch. 8: Selection  
Considerations for  
Stormwater BMPs

Ch. 9: Stormwater  
Retrofits

Ch. 10: General Design  
Guidance for Stormwater  
Infiltration Systems

Ch. 11: Proprietary  
Stormwater BMPs

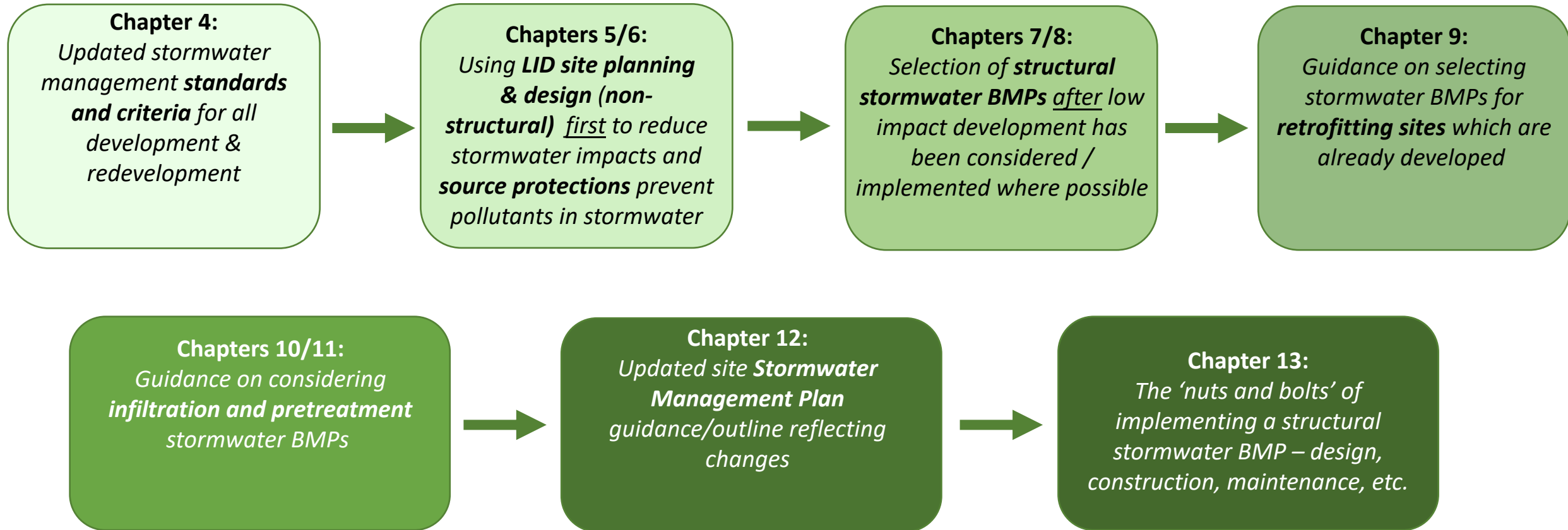
Ch. 12: Stormwater  
Management Plan

Ch. 13: Structural  
Stormwater BMP Design  
Guidance



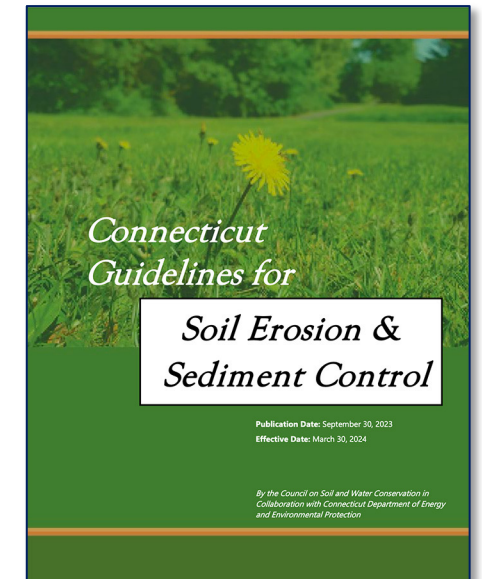
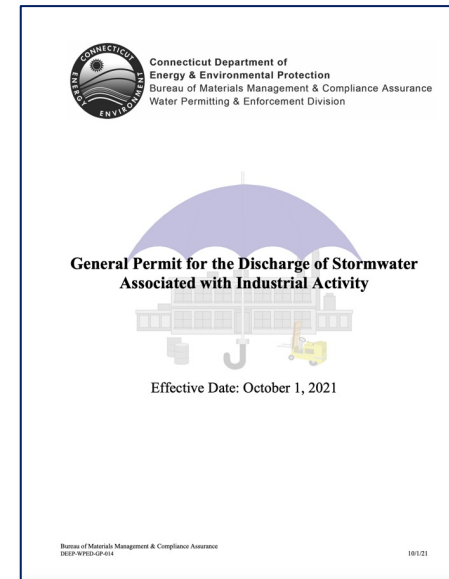
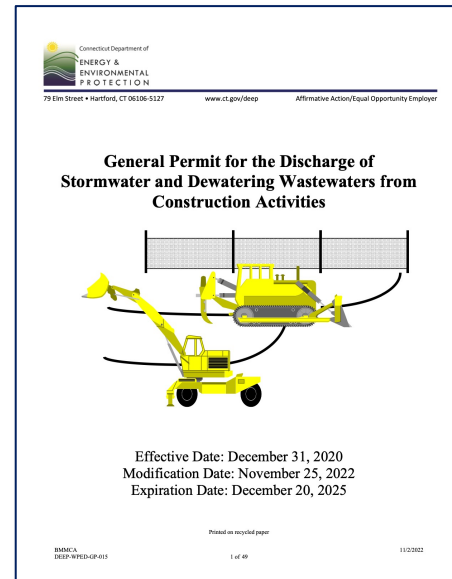
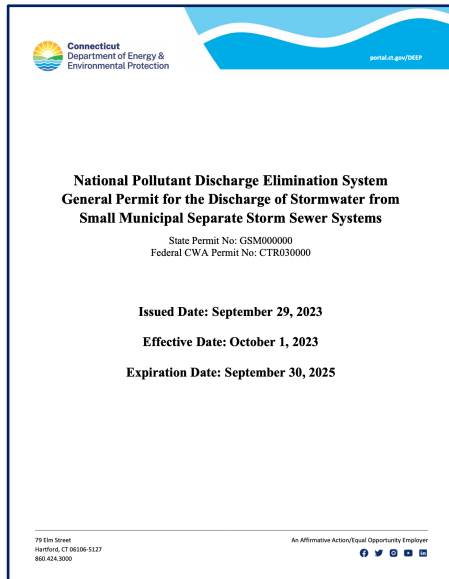
# DESIGN

*Pathway of utilizing Low Impact Development (LID) first and foremost, followed by guidance and criteria for structural stormwater BMPs*



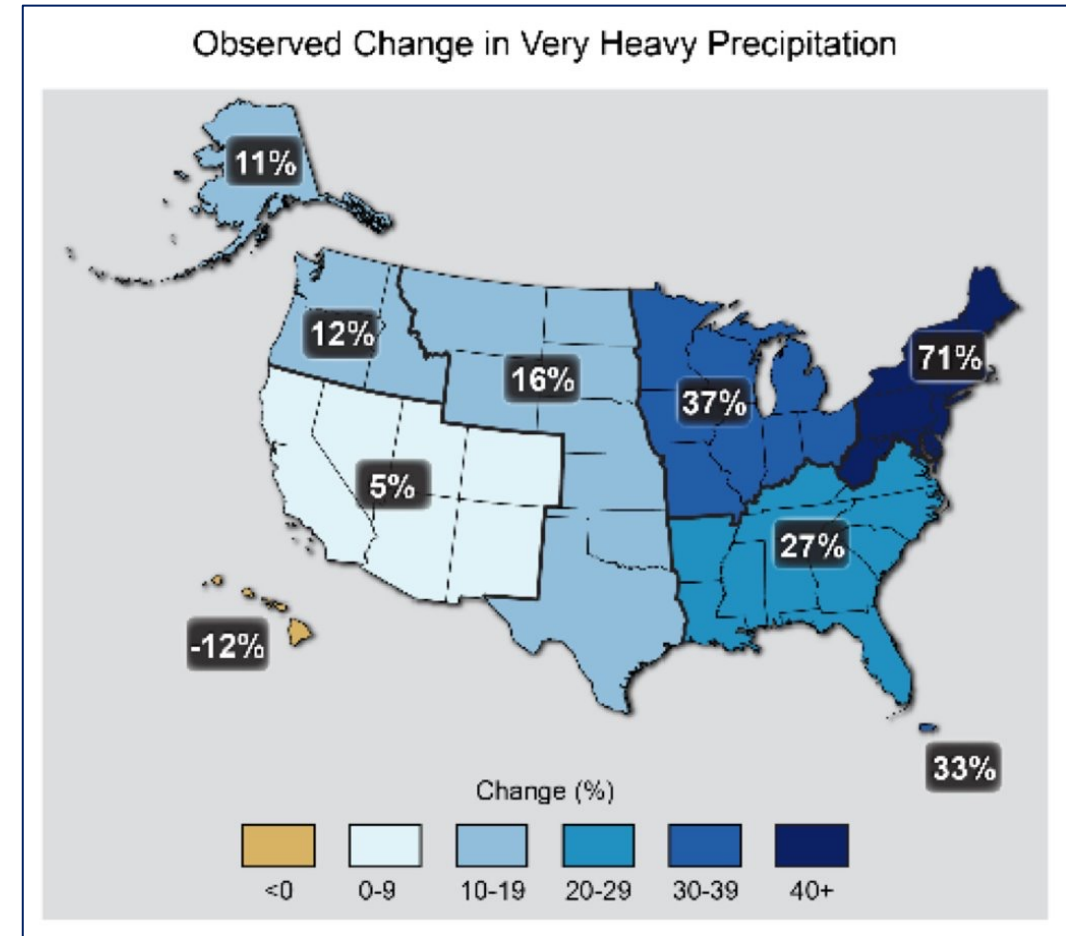
# Objectives of the Update

- Improve consistency with the CT DEEP General Stormwater permits
  - MS4, Construction, Industrial
- Improve consistency with Guidelines for Soil Erosion and Sediment Control



# Objectives of the Update

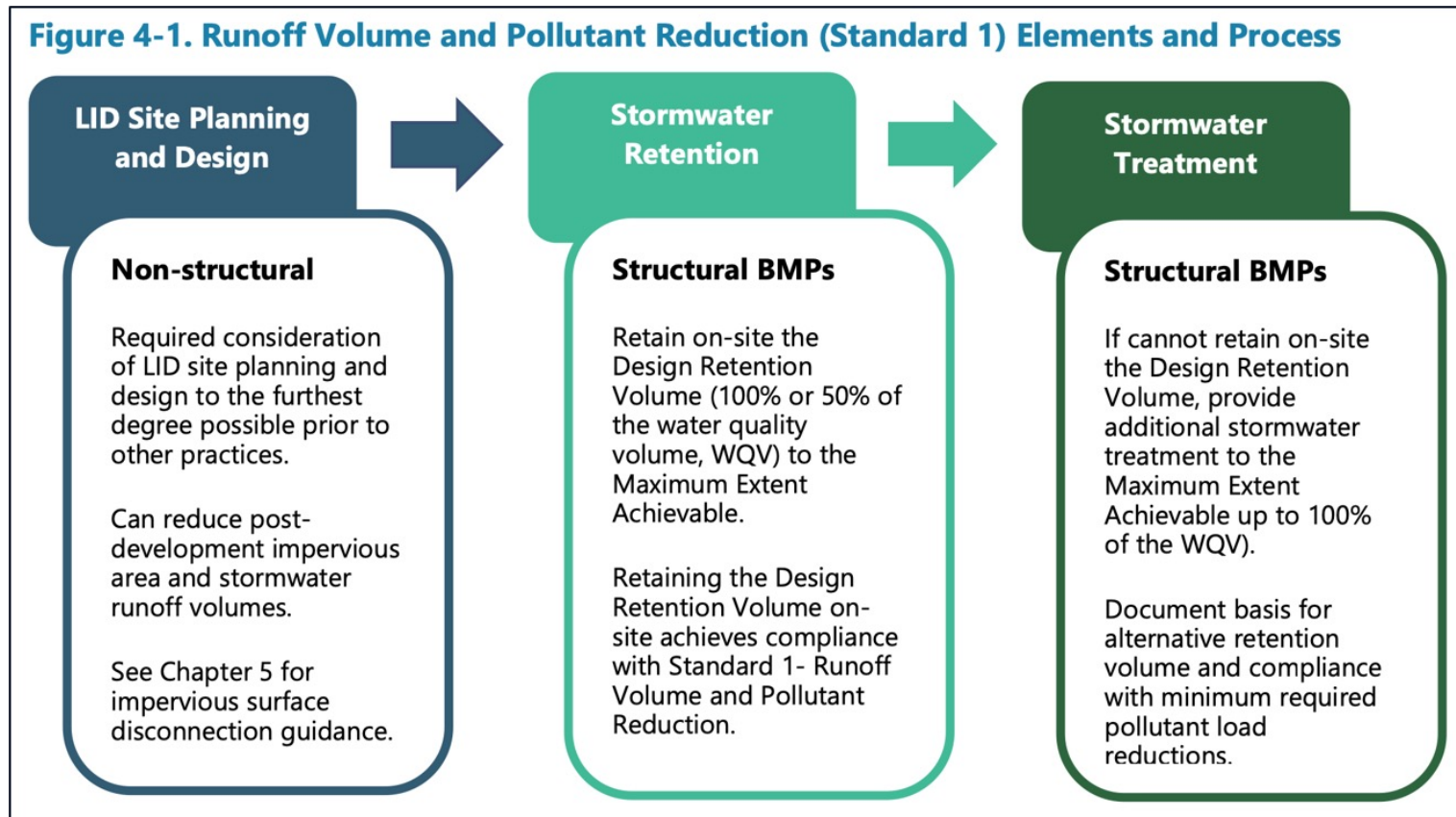
- Incorporations of climate resiliency considerations
  - Adapting for larger rain events using new data from National Weather Service
  - Updated water quality storm variable within water quality volume equation





# Objectives of the Update

- Emphasis on Low Impact Development FIRST



# Ch. 4: Stormwater Management Standards and Performance Criteria

## Standard 1: Runoff Volume and Pollutant Reduction

- New and Redevelopment with DCIA < 40% =
  - Retain 100% of WQV
- Redevelopment with DCIA > 40% =
  - Retain 50% of WQV

Type of Project or Activity	Required Retention Volume (RRV) <sup>1</sup>	Additional Treatment Volume Required <sup>1</sup>	
		If Volume Retained Meets or Exceeds RRV	If Volume Retained Does Not Meet RRV
<ul style="list-style-type: none"> <li>➤ New development<sup>2</sup></li> <li>➤ Redevelopment<sup>3</sup> or retrofit of sites that are currently developed with existing DCIA<sup>4</sup> of less than 40%</li> <li>➤ Any new stormwater discharges located within 500 feet of tidal wetlands, which are not fresh-tidal wetlands, to avoid dilution of the high marsh salinity and encouragement of the invasion of brackish or upland wetland species</li> </ul>	100% of site's WQV	None	(100% of site's WQV) – (Volume Retained)
<ul style="list-style-type: none"> <li>➤ Redevelopment or retrofit of sites that are currently developed with existing DCIA<sup>4</sup> of 40% or more</li> </ul>	50% of site's WQV	None	(100% of site's WQV) – (Volume Retained)

# Ch. 4: Stormwater Management Standards and Performance Criteria

## 2004 Manual Water Quality Volume Equation

## Updated Manual Water Quality Volume Equation

Description	Post-Development Storm Magnitude
<p><b>Water Quality Volume (WQV)</b> Volume of runoff generated by one inch of rainfall on the site</p> <p><math>WQV = (1")R(A)/12</math></p> <p>WQV = water quality volume (ac-ft) R = volumetric runoff coefficient = <math>0.05 + 0.009(I)</math> I = percent impervious cover A = site area in acres</p>	<p>First one inch of rainfall</p>

$$WQV = \frac{(P)R(A)}{12}$$

where:

WQV = water quality volume (cubic feet)  
P = 1.3 inches (90<sup>th</sup> percentile rainfall event)  
R = volumetric runoff coefficient =  $0.05 + 0.009(I)$   
I = post-development impervious area (percent) after application of non-structural LID site planning and design strategies and before application of structural stormwater BMPs  
A = post-development total drainage area of site or design point (square feet)

## ‘Water Quality Storm’



# Ch. 4: Stormwater Management Standards and Performance Criteria

## Water Quality Volume (WQV):

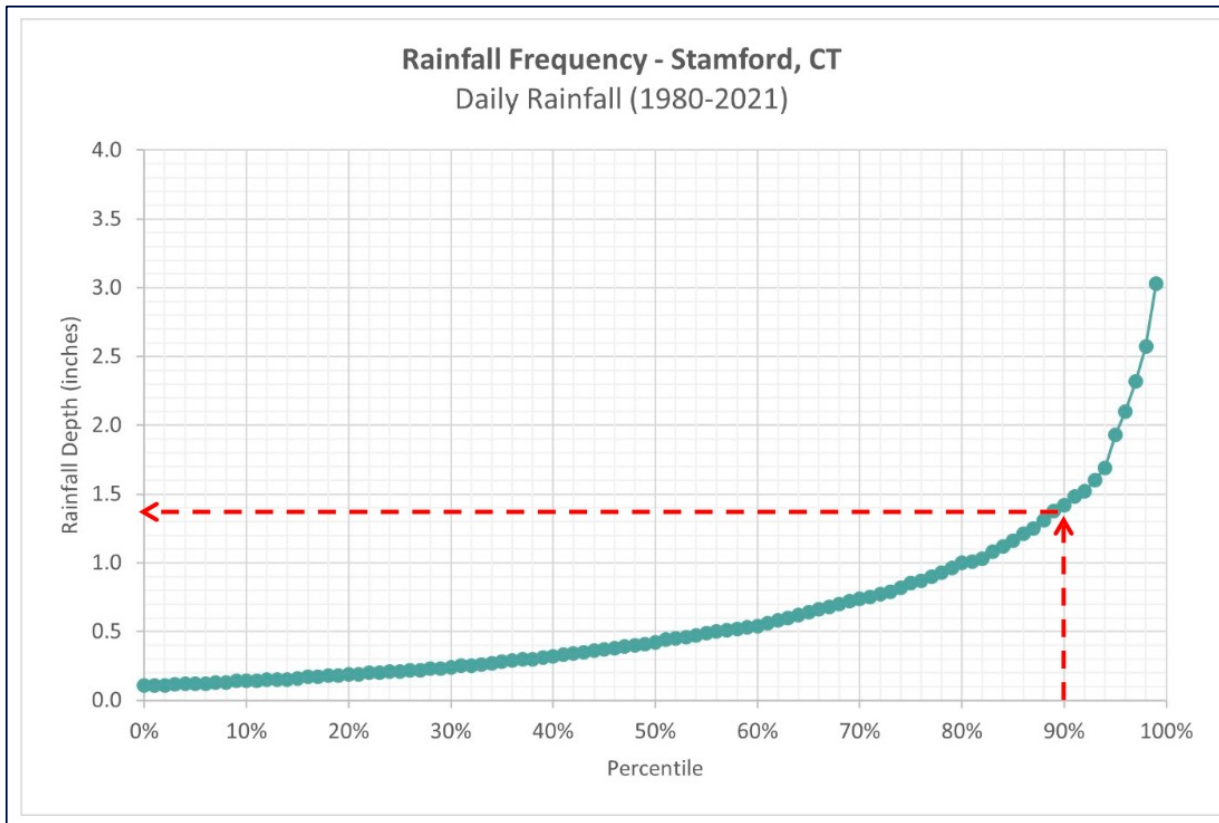
- Volume of runoff generated by Water Quality Storm
  - Calculated using the WQV equation
  - Determines how much retention is needed (standard to meet)
- “First Flush” principle
  - Assumes most pollutants in runoff are conveyed in initial portion of storm event
- Technically unchanged

VS.

## Water Quality Storm (WQS):

- Used to generate the Water Quality Volume equation
  - 90th percentile rainfall volume = infiltration in natural condition
    - Amount that should be managed on-site to restore and maintain pre-development hydrology
- Increasing from 1” to 1.3”

# Ch. 4: Stormwater Management Standards and Performance Criteria



## Water Quality Storm (WQS):

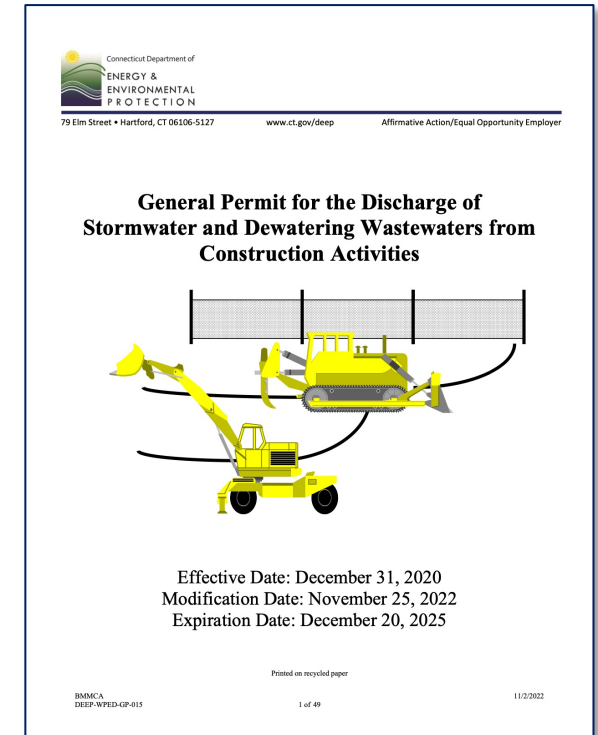
- Used to generate the Water Quality Volume equation
  - 90th percentile rainfall volume = infiltration in natural condition
  - Amount that should be managed on-site to restore and maintain pre-development hydrology
- Increasing from 1" to 1.3"

CT average of past 40 years from National Weather Service data used to calculate new water quality storm. Stamford average shown above.

# Ch. 4: Stormwater Management Standards and Performance Criteria

## What does this mean for Construction?

- Construction stormwater permit = sites disturbing 1+ acres (Unless you have land use commission approval for 1-5 acres for locally approved sites)
  - New and Redevelopment with DCIA < 40% =
    - Water Quality Volume = 100%
    - New Water Quality storm variable
  - Redevelopments with DCIA > 40% =
    - Water Quality Volume = 50%
    - New Water Quality storm variable
  - Additional stormwater treatment for what cannot be retained

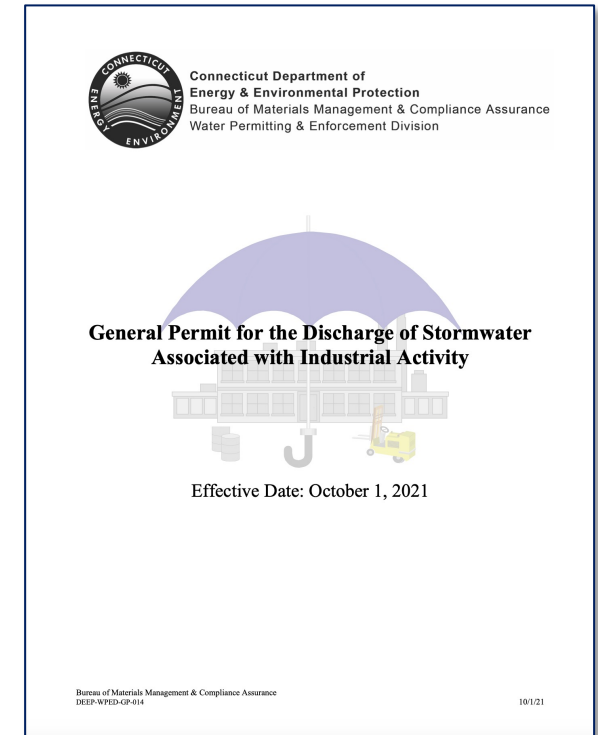


**Stormwater Pollution Control Plan = adhere to Manual and Soil Guidelines**

# Ch. 4: Stormwater Management Standards and Performance Criteria

## What does this mean for Industrial?

- Industrial stormwater permit = Any person or municipality that initiates, creates, originates, or maintains a discharge specified by the permit
  - Structural and non-structural controls must adhere to Manual
  - Construction activity onsite must adhere to CT DEEP construction permit and Manual



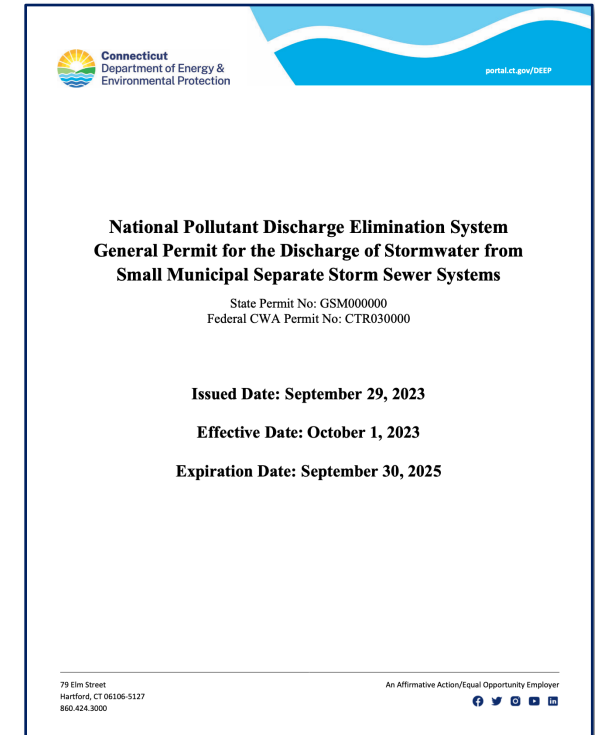
**Stormwater Pollution Prevention Plan = adhere to Manual and Soil Guidelines**



# Ch. 4: Stormwater Management Standards and Performance Criteria

## What does this mean for MS4 ?

- Disconnection:
  - DCIA considered disconnected when ‘appropriate portion of WQV has been retained and or treated’
    - Same definition, same equation, new water quality storm variable
      - 100% of WQV for < 40% DCIA; 50% of WQV for > 40% DCIA
- Updates to Ordinances, Regulations, or Policies
  - MS4 Legal Authority requires consistency with CT Stormwater Quality Manual
    - Any reference to the 2004 Manual should be revised to reference updated Manual
    - Any reference to the old WQV equation or 1 inch retention standard should be revised



# Ch. 9: Stormwater Retrofits

- **Purpose / Overview**
  - Consistency with CT DEEP Permits
  - Techniques for retrofitting existing developed sites
  - Conditions for which stormwater retrofits are appropriate
  - Meeting DCIA disconnection goals
  
- **How to apply it**
  - Further guidance and clarification for retention standards for redevelopment
    - **New WQS variable within WQV equation impact what is considered 'disconnected'**

## Chapter 9 – Stormwater Retrofits

### Introduction

This chapter provides guidance for retrofitting sites that are already developed to reduce the adverse impacts of existing stormwater runoff. A "retrofit" is a project that modifies an existing developed site for the primary purpose of improving the quality of and reducing the quantity of stormwater discharge. This is primarily achieved through disconnecting, and therefore reducing, Directly Connected Impervious Area (DCIA), as defined in [Chapter 2 - Stormwater Impacts](#).<sup>66</sup> Stormwater retrofits can be used to disconnect DCIA by converting impervious surfaces to pervious surfaces, redirecting runoff from impervious surfaces to adjacent pervious areas, and adding new or modifying existing structural stormwater Best Management Practices (BMPs) to infiltrate or reuse stormwater runoff from impervious areas.

#### What's New in this Chapter?

- ❖ Consistency with stormwater retrofit requirements in the CT DEEP stormwater general permits
- ❖ New guidance on retrofit planning approaches
- ❖ Updated information on stormwater retrofit types and applications
- ❖ Use of stormwater retrofits for DCIA disconnection and reduction
- ❖ Use of EPA stormwater BMP performance curves for retrofit sizing and crediting
- ❖ Updated information on other resources and tools for stormwater retrofit planning and design

This chapter describes the reasons for and benefits of stormwater retrofits, various retrofit approaches and types, identification and design of stormwater retrofits, quantifying retrofit benefits (i.e., crediting), and common retrofit applications. Additional guidance on stormwater retrofits can be found in the information resources at the end of this chapter.

### Why Retrofit? – Objectives and Benefits of Stormwater Retrofits

The objective of stormwater retrofitting is to improve the water quality mitigation functions of existing developed sites either lacking or having insufficient stormwater controls. In Connecticut, prior to the 1970s, site drainage design did not require stormwater detention for controlling

<sup>66</sup> Impervious area with a direct hydraulic connection to a storm drainage system or a waterbody via continuous paved surfaces, gutters, drainpipes, or other conventional conveyance and detention structures that do not reduce runoff volume is referred to as "Directly Connected Impervious Area (DCIA)." DCIA includes impervious surfaces that contribute stormwater runoff to a stream, other waterbody, or wetland. Impervious areas that are not directly connected to a storm drainage system, receiving waterbody, or wetland are considered "disconnected" and therefore not considered DCIA. DCIA can be disconnected through retrofits that retain and/or treat the appropriate portion of the Water Quality Volume as described in Chapter 4 - Stormwater Management Standards and Performance Criteria.

# Ch. 10: General Design Guidance for Stormwater Infiltration

## New chapter to the Manual

### • Purpose / Overview

- Guidance on selecting & designing stormwater **infiltration systems**
  - e.g., dry wells, perv. pavements, bioretention, swales, tree filters
- Site **suitability**
  - Soil evaluation methods
  - Sizing methods
  - Placement

### • How to apply it

- Site evaluation & planning for infiltration practices

## Chapter 10 – General Design Guidance for Stormwater Infiltration Systems

### Introduction

On-site infiltration of stormwater using LID site planning and design strategies and structural stormwater Best Management Practices (BMPs) is fundamental to preserving pre-development site hydrology, including groundwater recharge, and minimizing stormwater pollutant loads. As described in [Chapter 4 - Stormwater Management Standards and Performance Criteria](#) and [Chapter 7 - Overview of Structural Stormwater Best Management Practices](#) of this Manual, stormwater infiltration systems are a key practice for meeting the stormwater retention requirements of the runoff volume and pollutant reduction standard (Standard 1). Stormwater infiltration is therefore an important and integral element of stormwater management systems for many types of land development projects. Infiltration-based stormwater BMPs also require careful siting and design for an effective long-term performance.

#### What's New in this Chapter?

- ❖ This chapter is a new addition to the Connecticut Stormwater Quality Manual
- ❖ Provides general design guidance for stormwater infiltration systems, which are a key practice for meeting on-site stormwater retention requirements
- ❖ Includes updated guidance on soil evaluation and infiltration system sizing methods

This chapter provides general guidance on the design of infiltration-based structural stormwater BMPs, including:

#### Infiltration BMPs

- Infiltration Trench
- Infiltration Chamber
- Infiltration Basin
- Dry Well
- Infiltrating Catch Basin
- Permeable Pavement

#### Filtering BMPs (when designed for infiltration, i.e., unlined)

- Bioretention
- Tree Filter
- Surface Sand Filter

#### Water Quality Conveyance BMPs (when designed for infiltration, i.e., unlined)

- Dry Water Quality Swale

# Ch. 13: Structural Stormwater BMP Design Guidance

- **Purpose / Overview**
  - Detailed technical design guidance for each of the structural stormwater BMPs
  - Guidance on the selection, design, construction, and maintenance
  - Advantages & limitations
  - Drawings & photos
  
- **How to apply it**
  - Technical design, construction and maintenance of individual stormwater BMPs

## Chapter 13 – Structural Stormwater BMP Design Guidance

### Introduction

This chapter provides detailed guidance on the design, construction, and maintenance of the structural stormwater Best Management Practices (BMPs) contained in this Manual. [Table 13-1](#) lists each of the stormwater BMPs for which detailed guidance is provided. It is important to note this is not intended to be an exhaustive list, but rather a method to provide the soundest science available and develop guiding principles to BMP design. Hyperlinks are provided corresponding to sections of this chapter where information on specific BMPs can be found. Guidance for multiple types of BMPs is provided in a single combined section for several categories of BMPs (Pretreatment BMPs, Stormwater Pond and Wetland BMPs).

**Table 13-1. Structural Stormwater BMPs Addressed in Chapter 13**

BMP Category	BMP Type
Pretreatment BMPs	<a href="#">Pretreatment BMPs</a> <a href="#">Sediment Forebay</a> <a href="#">Pretreatment Vegetated Filter Strip</a> <a href="#">Pretreatment Swale</a> <a href="#">Deep Sump Hooded Catch Basin</a> <a href="#">Oil Grit Separator</a> <a href="#">Proprietary Pretreatment Device</a>
Infiltration BMPs	<a href="#">Infiltration Trench</a> <a href="#">Underground Infiltration System</a> <a href="#">Infiltration Basin</a> <a href="#">Dry Well &amp; Infiltrating Catch Basin</a> <a href="#">Permeable Pavement</a>
Filtering BMPs	<a href="#">Bioretention</a> <a href="#">Tree Filter</a> <a href="#">Sand Filter</a>



# Navigating the Manual

## Website

- Broken down by chapter and usage
- Breakdown of revisions and impacts

[ctstormwatermanual.nemo.uconn.edu](http://ctstormwatermanual.nemo.uconn.edu)

## Overview and Breakdown of Chapters

This page provides general information on the purpose of each chapter, the summary of revisions made from the 2004 Manual, and when this chapter is applicable for usage. Click on a chapter for a drop down of this information as well as a link to a page for each chapter containing more in-depth information and access to PDF of Manual sections.

### Background:

Understanding stormwater runoff and pollution, its impacts, and how climate change plays a role:

#### Chapter 1: Introduction

[Link to Chapter](#)

*Changes have been made but there is little impact on the general stormwater permits.*

#### Purpose / Overview

- Describes the Manual's adoption, purpose, current and future revisions, users and organization, and applicability and regulatory basis

#### Changes / Revisions

- Summary of major revisions to the Manual and where to find information on future updates
- Updates to the organization and use of the Manual
- Updates to the applicability and regulatory basis of the Manual
- Updated descriptions of federal, state, and local regulatory stormwater programs as they relate to the Manual (moved to the Manual appendices)

#### How to apply it

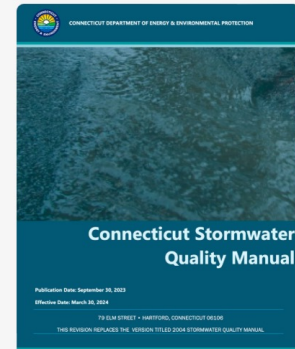
- Overview tool for what to expect within this newest version of the Manual

#### Chapter 2: Stormwater Impacts

#### Chapter 3: Preventing and Mitigating Stormwater Impacts

Welcome to the online version of the newly revised 2024 CT Stormwater Quality Manual! To explore the manual, use the navigation menu at the top of the page, the breakdown of chapters on the left, or search for keywords using the box below.

Search the manual



Click to access the full PDF of the 2024 Connecticut Stormwater Quality Manual



# Flow Path

- MS4 Permit Updates
- New CT Stormwater Quality Manual Updates
- **Stormwater Utilities**
- Watershed Assessment Tool
- New & Noteworthy



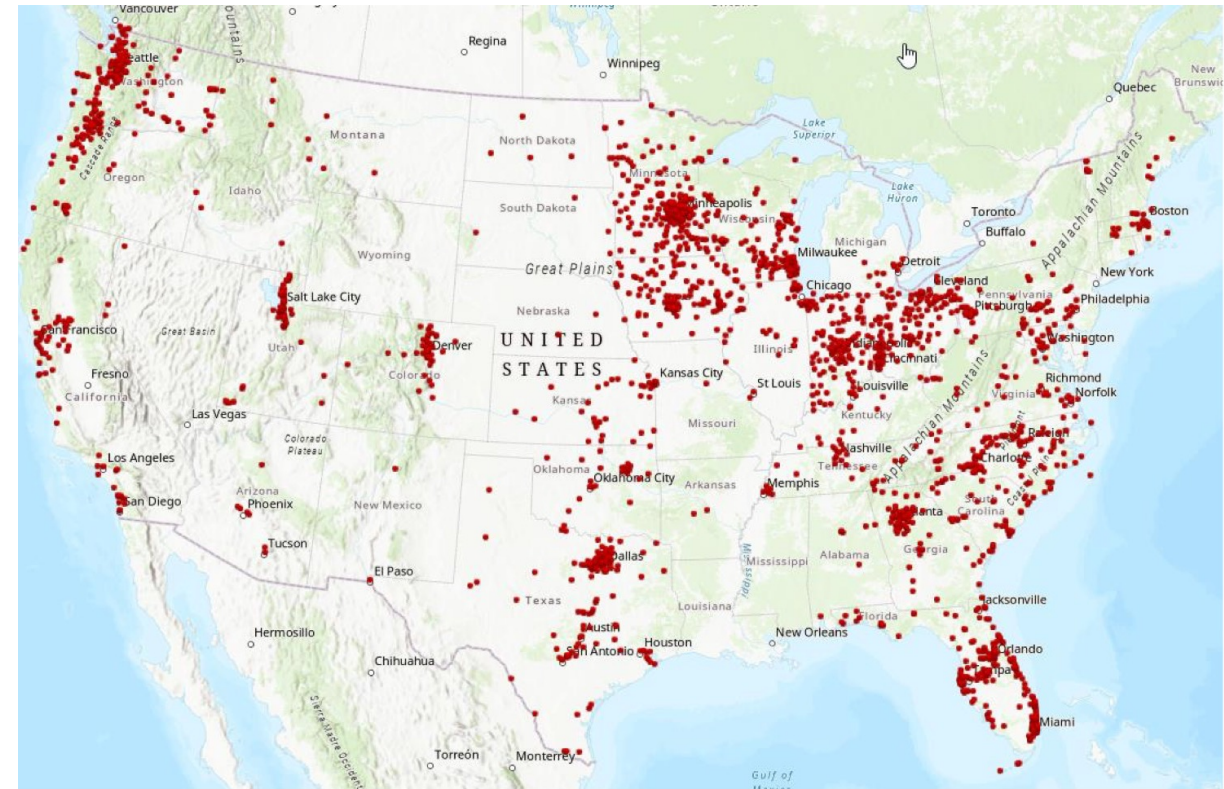
# What is a stormwater utility?

- Entity that collects fees which generate funding for stormwater management/resilience
  - Funds are dedicated to stormwater management, not diverted to other needs
  - Can be adjusted as community needs change
- More equitable funding source than property taxes
  - Based on runoff generated (IC amount) not property value
  - Includes tax exempt organizations (universities, hospitals, government agencies, etc.)
- Function the same as other utilities, such as water and sewage



# Increasingly Popular

- Over 2,000 utilities in 41 states
  - In 2007, there were around 800
- No size limit
  - Largest: Los Angeles County (10 million)
  - Smallest: Indian Creek Village, FL (88)
  - Average: 16,500
- Avg fee for single family home \$6.00/month
- 2 in CT: New London; New Britain



Credit: Dr. Warren Campbell, Western Kentucky University



# CT-PA 21-115

Effective July 1<sup>st</sup>, 2021...

*Any municipality may, by ordinance adopted by its legislative body, designate any existing board or commission or establish a new board or commission as the **stormwater authority** for such municipality.*



**Substitute House Bill No. 6441**

**Public Act No. 21-115**

**AN ACT CONCERNING CLIMATE CHANGE ADAPTATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 22a-498 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(a) Any municipality [selected by the commissioner to participate in the pilot program established pursuant to section 22a-497] may, by ordinance adopted by its legislative body, designate any existing board or commission or establish a new board or commission as the stormwater authority for such municipality. If a new board or commission is created, such municipality shall, by ordinance, determine the number of members thereof, their compensation, if any, whether such members shall be elected or appointed, the method of their appointment, if appointed, and removal and their terms of office, which shall be so arranged that not more than one-half of such terms shall expire within any one year.

(b) The purposes of the stormwater authority shall be to: (1) Develop a stormwater management program, including, but not limited to, (A) a program for construction and post-construction site stormwater runoff control, including control detention and prevention of stormwater runoff from development sites; or (B) a program for control and

# What can a stormwater utility do?

## *Establish stormwater management program to:*

- *Control construction and post construction runoff*
- *Control and abate stormwater pollution*
- *Illicit discharge detection & elimination*
- *Public education & outreach*
- *Establish boundaries of district*
- *Administration of the program*
- *Recommend fees to carry out above*



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# Setting fees

*In setting fees, shall **at least consider:***

- *area of property containing impervious surfaces*
- *land use types (i.e. generate more or less runoff)*
- *property values*



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(a) Any municipality [selected by the commissioner to participate in the pilot program established pursuant to section 22a-497] may, by ordinance adopted by its legislative body, designate any existing board or commission or establish a new board or commission as the stormwater authority for such municipality. If a new board or commission is created, such municipality shall, by ordinance, determine the number of members thereof, their compensation, if any, whether such members shall be elected or appointed, the method of their appointment, if appointed, and removal and their terms of office, which shall be so arranged that not more than one-half of such terms shall expire within any one year.

(b) The purposes of the stormwater authority shall be to: (1) Develop a stormwater management program, including, but not limited to, (A) a program for construction and post-construction site stormwater runoff control, including control detention and prevention of stormwater runoff from development sites; or (B) a program for control and

# Limits on fees

- *No more than 15% of total fees collected can come from hospitals (can also be exempted)*
- *For farms, forests, open space, or State property, can only levy fee on IC that drains to a municipal separate storm sewer system (MS4)*
- *Must offer partial fee reduction credit for onsite BMPs that reduce, retain, treat stormwater on any property*



**Substitute House Bill No. 6441**

**Public Act No. 21-115**

**AN ACT CONCERNING CLIMATE CHANGE ADAPTATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 22a-498 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(a) Any municipality [selected by the commissioner to participate in the pilot program established pursuant to section 22a-497] may, by ordinance adopted by its legislative body, designate any existing board or commission or establish a new board or commission as the stormwater authority for such municipality. If a new board or commission is created, such municipality shall, by ordinance, determine the number of members thereof, their compensation, if any, whether such members shall be elected or appointed, the method of their appointment, if appointed, and removal and their terms of office, which shall be so arranged that not more than one-half of such terms shall expire within any one year.

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# Regionalization

- *The stormwater utility can (subject to the commissioner's approval) enter into contract with any municipal or regional entity to accomplish the purposes of the stormwater utility*



**Substitute House Bill No. 6441**

**Public Act No. 21-115**

**AN ACT CONCERNING CLIMATE CHANGE ADAPTATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 22a-498 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

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(b) The purposes of the stormwater authority shall be to: (1) Develop a stormwater management program, including, but not limited to, (A) a program for construction and post-construction site stormwater runoff control, including control detention and prevention of stormwater runoff from development sites; or (B) a program for control and

# Regional Examples: WVSA

## Wyoming Valley Sanitary Authority

- 1962: formed regionally to address wastewater
- 2017: regional stormwater management
  - MS4 Administrator for 31 towns
- 2019: implement stormwater utility fee
  - Tier system: avg = \$4.80/month
  
- 455 individual sw projects = total \$69 million
  - Combined to 65 larger scale
    - Total \$12 million
- Municipalities = savings accounts built on fees
  - Money allocated solely for smaller scale projects



# Stormwater Utility guides and case studies



## Stormwater Utilities

Stormwater Utilities Fee Systems Credits Stormwater Utility Webinar Series Resources

### What is a Stormwater Utility?

Governor Lamont's Climate Bill, [House Bill 6441](#), passed in July of 2021, allows for Connecticut Municipalities to be able to implement Stormwater Utilities. Stormwater utilities are fees which generate direct, stable funding for stormwater management. They are often labelled as a fair and equitable source of funding as the fee is not based on property tax, but on impervious cover, allowing all properties, even tax-exempt properties, to contribute to the stormwater fund. On the boxes below, you can find a breakdown of the essentials of House Bill 6441:

THE STORMWATER UTILITY  
WEBINAR SERIES

Quick Find:

[Who has one?](#)

[Utilities in Action](#)

[Find Out More](#)

Who can Implement a Stormwater Utility? +

Purpose of the Utility +

Establishing a Fee +

Stormwater Utility Budgets +

Unpaid Fees +

Enforcement +

Collaboration on Stormwater Utilities +

Website with breakdown of what stormwater utilities are, fee systems, credits systems, and more



## South Burlington Vermont Stormwater Utility

[www.sburlstormwater.com](http://www.sburlstormwater.com)

May 4, 2022

Presentation by:

David P. Wheeler, Stormwater Superintendent  
South Burlington Department of Public Works



Stormwater Utility Webinar Series ft. Vermont,  
New Hampshire, and Western Kentucky University

## Stormwater Utilities and MS4 Compliance

Examples from across the country



Stormwater utilities are fees which generate direct and stable funding for stormwater management. Stormwater utilities function the same as other utilities, such as water and sewage. Just as residents pay a fee for how much water they use to fund the drinking water services within their area, stormwater utilities charge residents and property owners on the amount of impervious cover on their property to fund the management needed to prevent and mitigate stormwater pollution and its adverse effects. Impervious cover charges allow for all properties, including those which are tax-exempt, to contribute to the stormwater fund, making for an equitable and fair fee. These funds can be used for various aspects of stormwater management, such as infrastructure repair, green infrastructure implementation, catch basin cleaning, and more, most of which are requirements of the Municipal Separate Storm Sewer System (MS4) permit.

The National Pollutant Discharge Elimination System permit, including the MS4 permit, is currently implemented in 46 states across the country. Stormwater utilities have been implemented within 41 states. And with the passing of Governor Lamont's Climate Bill in May of 2021, Connecticut municipalities have the opportunity to carry out their own stormwater utilities. These utilities are not dependent on geographic area or population size. Locations have ranged from Los Angeles, California, with a population of over 4 million to Indian Creek Village, Florida, with a population of 88 people. Even though stormwater utilities come in all shapes and sizes, they all address stormwater pollution and help achieve compliance with MS4 requirements.



Figure 1: Map of the United States with location of stormwater utilities, 2021

### CONTACT

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Municipal Stormwater  
Educator  
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<https://nemo.uconn.edu/ms4/>

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Middlesex County  
Extension  
PO Box 70, 1066  
Saybrook Road  
Haddam, CT 06438



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all state and federal laws that promote  
equal opportunity and justice.

Stormwater Utility and MS4  
Compliance Factsheet

[nemo.uconn.edu/stormwater-utilities](http://nemo.uconn.edu/stormwater-utilities)



# Flow Path

- MS4 Permit Updates
- New CT Stormwater Quality Manual Updates
- Stormwater Utilities
- **Watershed Assessment Tool**
- New & Noteworthy

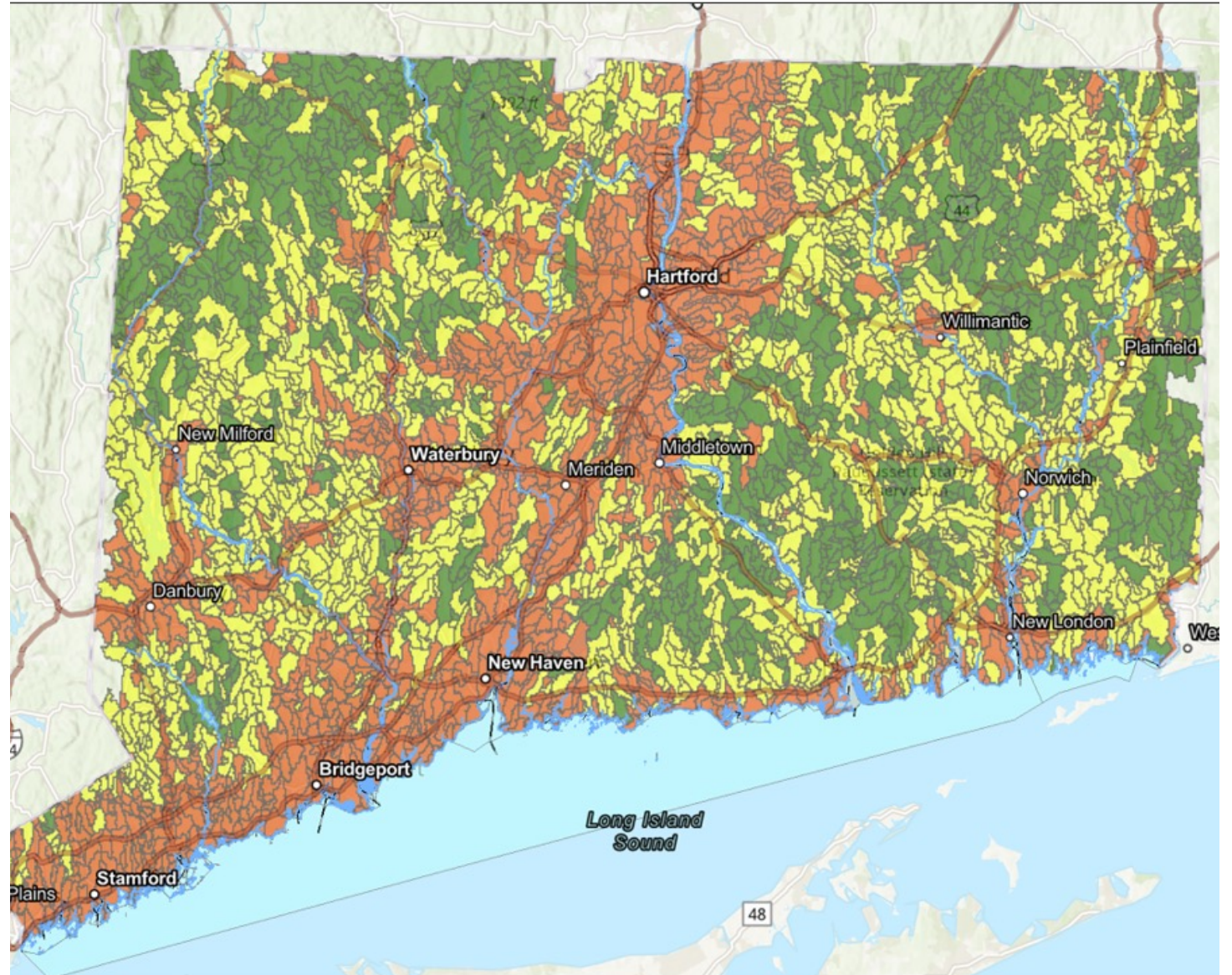




# Watershed Assessment Tool

---

- Effort to assess the health of small watersheds in CT based on high resolution (1M) land cover in watershed & riparian areas
- Conservation, mitigation, recovery
- Scenario tool to gauge impacts of changes



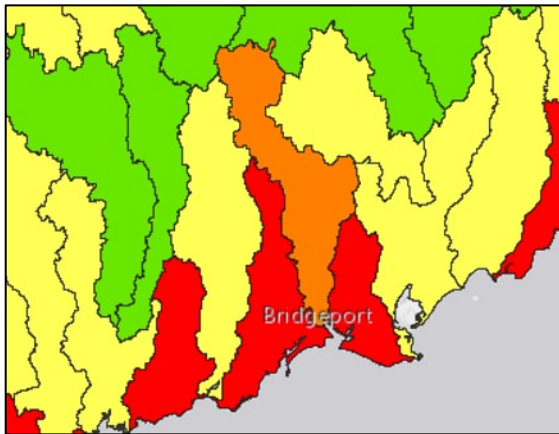


# Land cover indicators of watershed health

The literature points to the critical role that various land cover factors have in watershed health

*Generally, these indicators are more accurate at smaller watershed sizes*

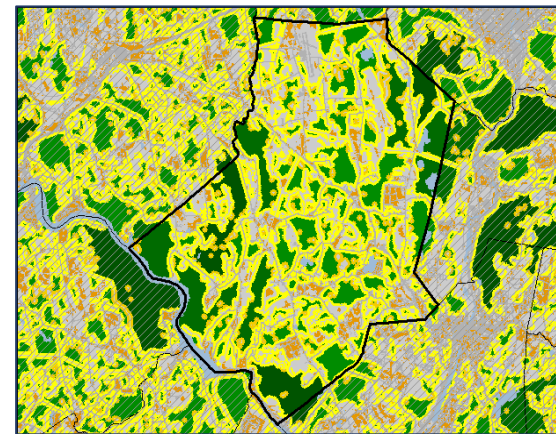
IMPERVIOUS COVER



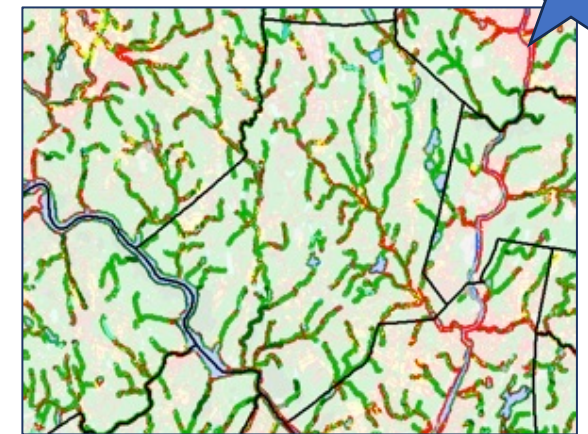
FOREST COVER



CORE FOREST



RIPARIAN CORRIDORS



# Riparian buffer services

*first line of defense against the impacts of development*

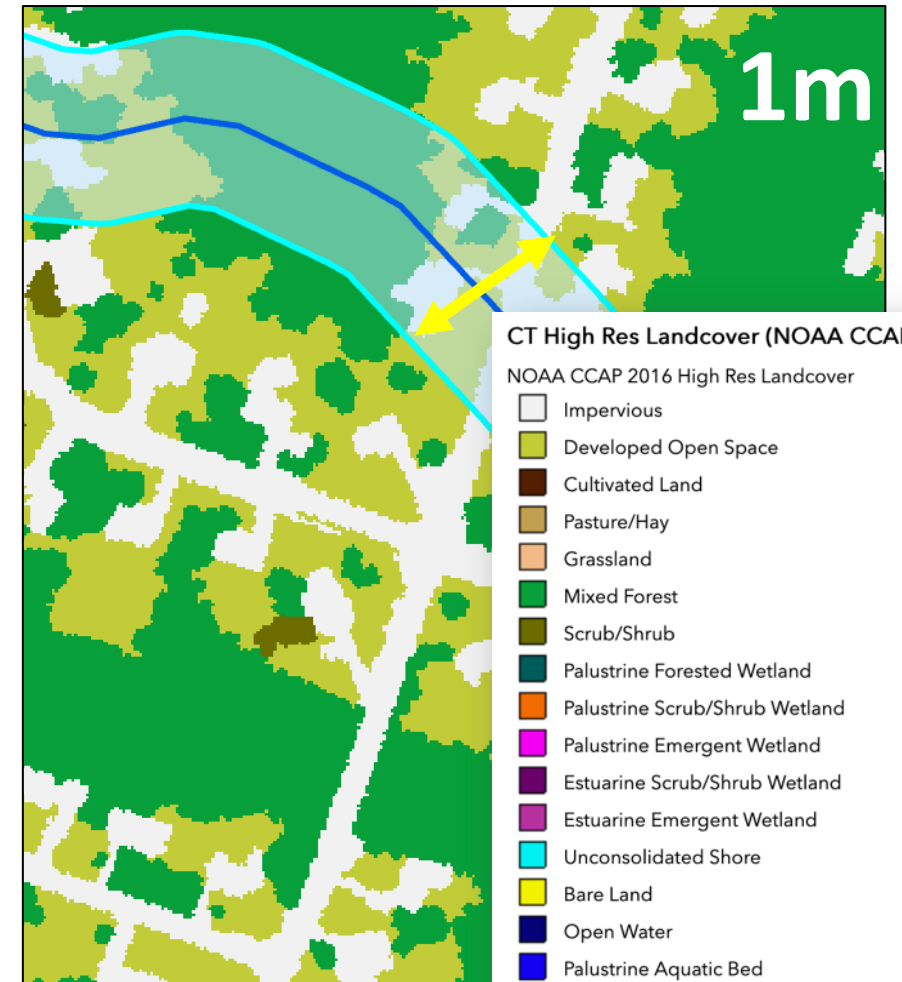
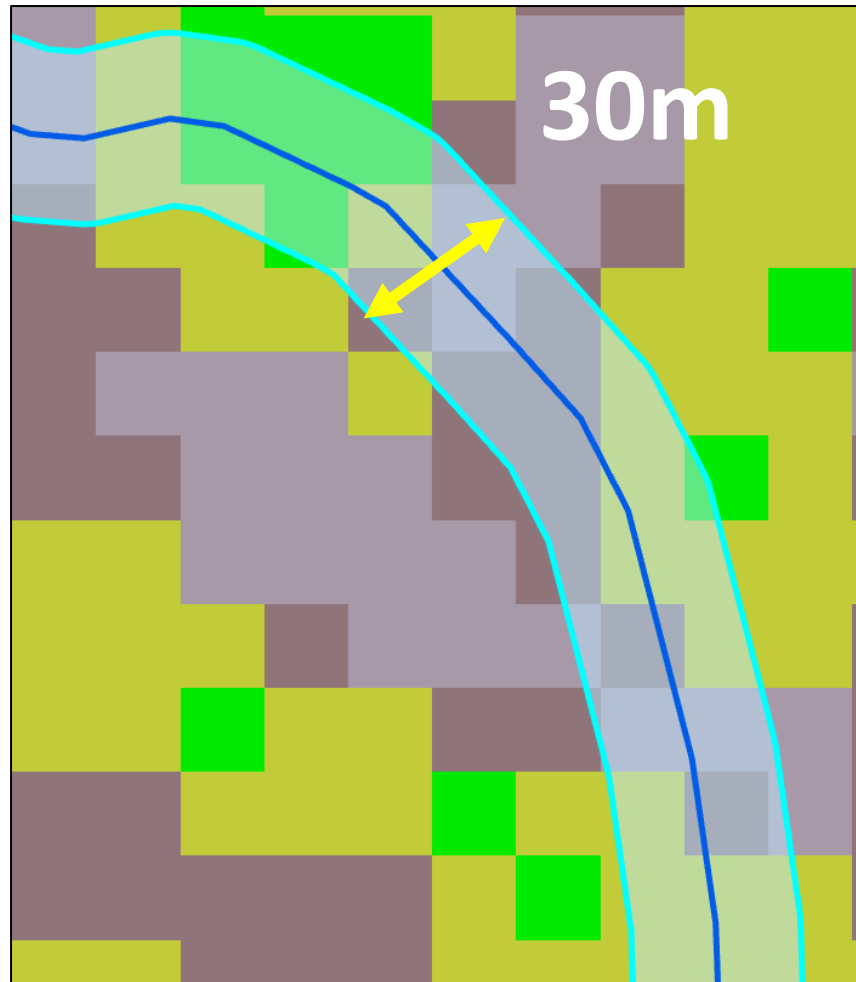
- slow runoff
- protect shorelines from erosion
- aid in flood control
- filter or trap pollutants
- provide habitat and corridors for wildlife
- shade waters for fisheries enhancement





# 2020: a leap in land cover resolution

New **1m** resolution NOAA C-CAP land cover dataset (based on 2016 imagery)



- CT High Res Landcover (NOAA CCAP)
- NOAA CCAP 2016 High Res Landcover
- Impervious
  - Developed Open Space
  - Cultivated Land
  - Pasture/Hay
  - Grassland
  - Mixed Forest
  - Scrub/Shrub
  - Palustrine Forested Wetland
  - Palustrine Scrub/Shrub Wetland
  - Palustrine Emergent Wetland
  - Estuarine Scrub/Shrub Wetland
  - Estuarine Emergent Wetland
  - Unconsolidated Shore
  - Bare Land
  - Open Water
  - Palustrine Aquatic Bed
  - Estuarine Aquatic Bed



# A Combined Condition Index (CCI) (black box version)

1. Divide a watershed into

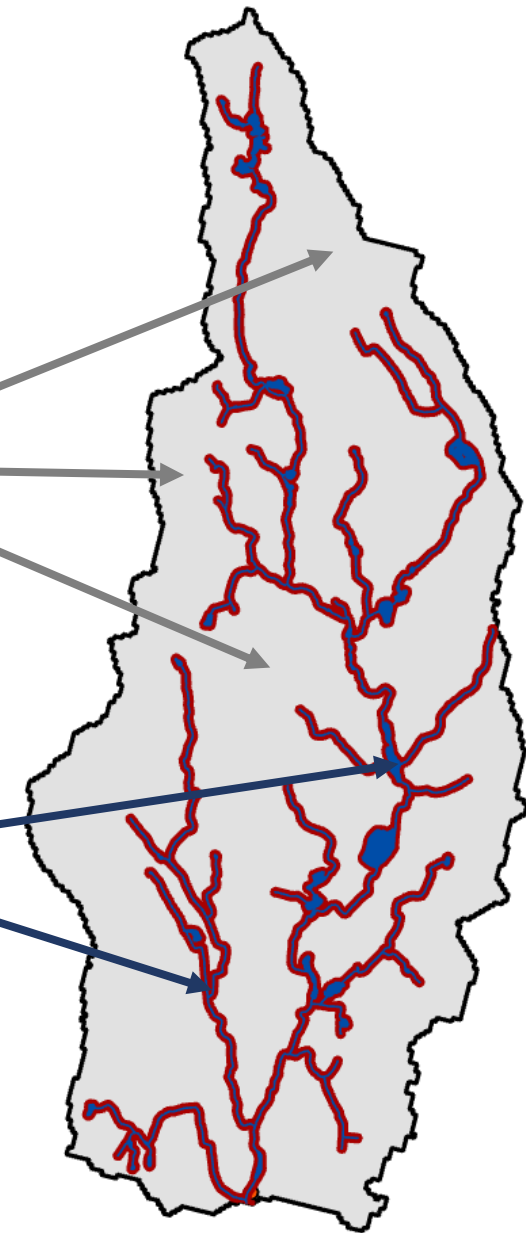
- upland watershed (everything outside the buffer)
- 100' riparian buffer

2. Compute weighted land cover makeup of the two zones.

3. Combine the two:

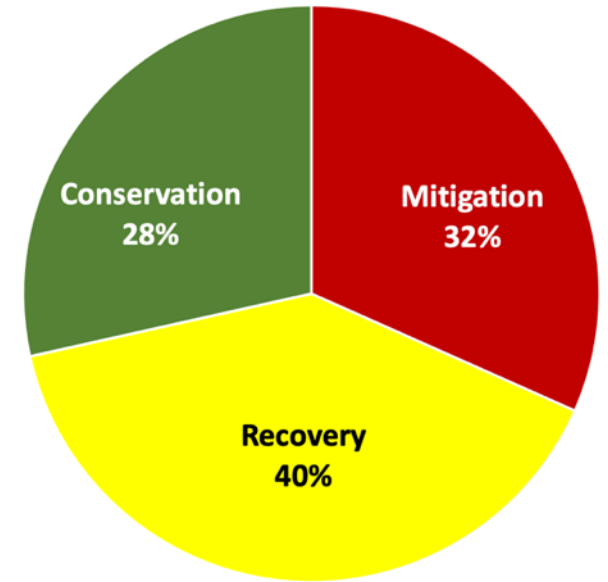
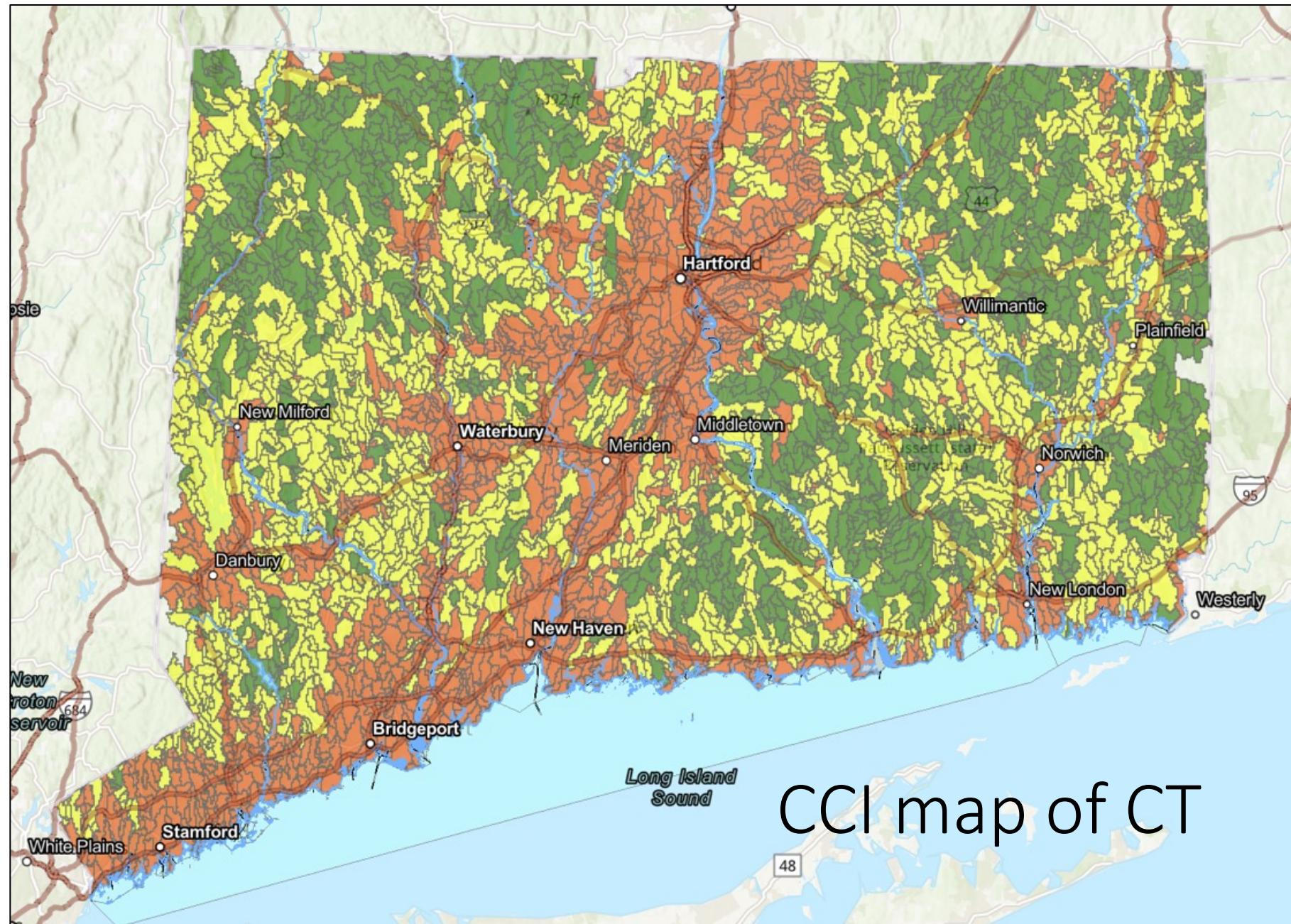
**WCI**  
Pressures from watershed land use

**BCI**  
Mitigative effects of buffer



$$WCI + BCI = CCI$$





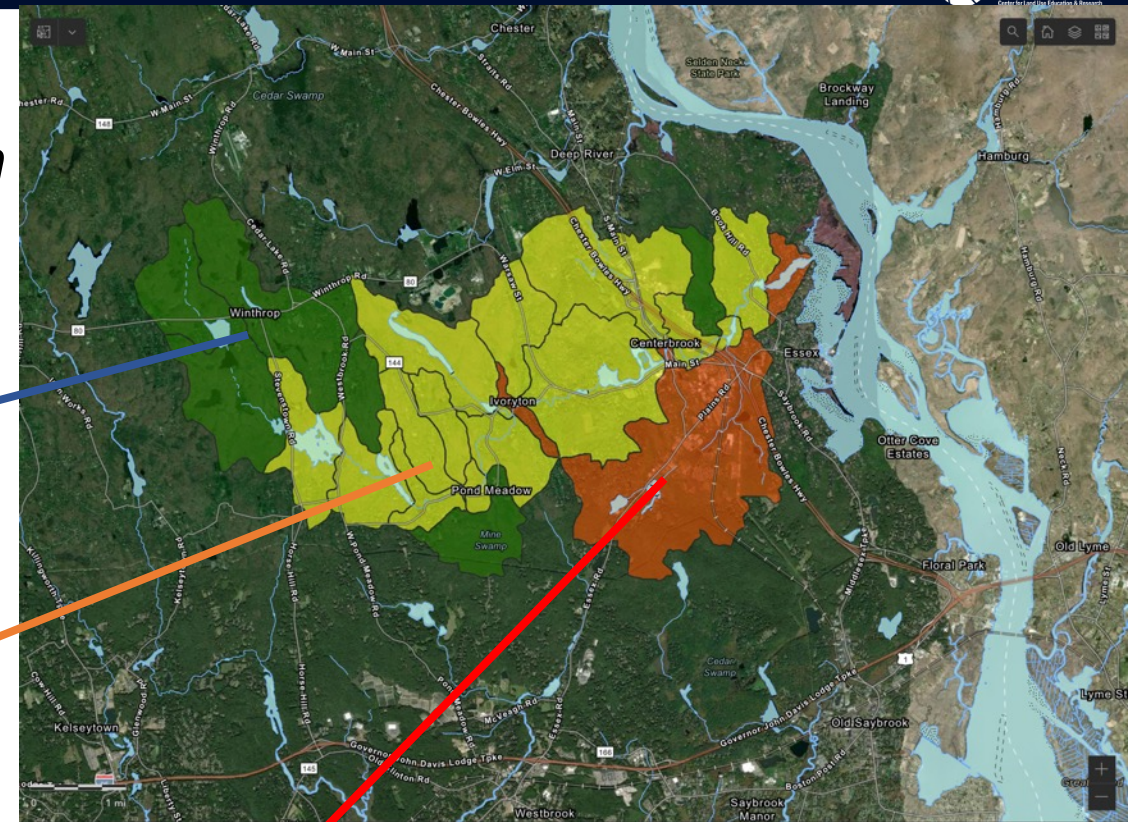


*CCI Management Category indicates the state of, and suggested land use strategies for, a local basin*

**Conservation**  
protective strategies

**Recovery**  
reforesting, riparian protection, mitigation (GSI)

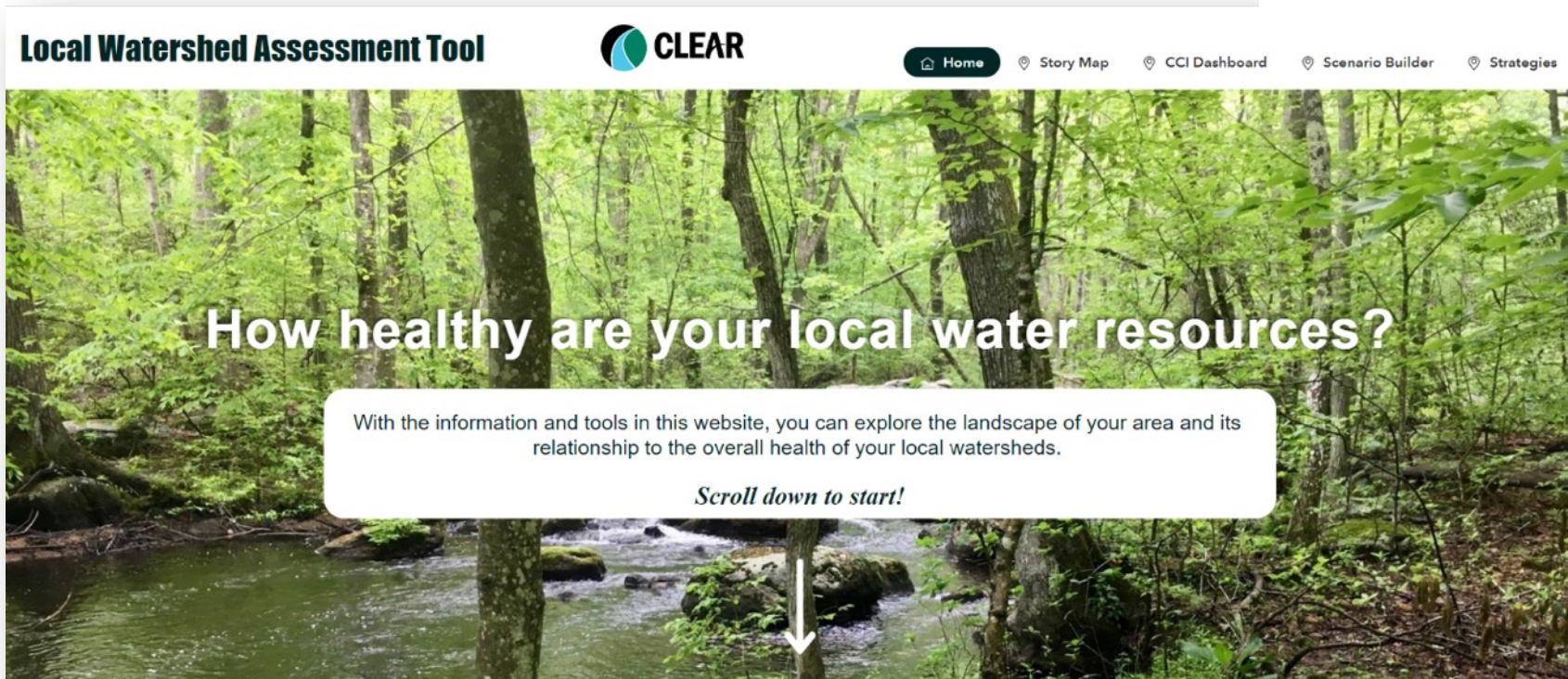
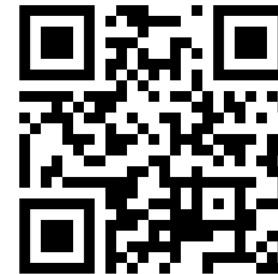
**Mitigation**  
riparian restoration, urban tree canopy initiatives, GSI





# Local Watershed Assessment Tool

- <https://s.uconn.edu/wshedtool>
- integrates a Story Map, Dashboard, and Scenario Builder







# Story Map

- [Overview](#)
- [Watersheds](#)
- [Land Cover](#)
- [Our Analysis](#)
- [Results](#)
- [Using the tools](#)

**Local Watershed Assessment Tool** CLEAR

Home Story Map CCI Dashboard Scenario Builder Strategies

Overview Watersheds Land Cover Our Analysis Results Using the tools

Recently, a new high resolution land cover dataset was published by [NOAA](#). This impressive dataset has a spatial resolution of **1 meter**.

You can use the *Swipe* tool below to compare high resolution aerial photography (right) to the 1 meter land cover (left). Click the *Legend* button in the lower left corner to show the land cover classes.

**Local Watershed Assessment Tool** CLEAR

Home Story Map CCI Dashboard Scenario Builder Strategies

Overview Watersheds Land Cover Our Analysis Results Using the tools

We compared CCI with the [CT DEEP Macroinvertebrate Multi-Metric Index \(MMI\)](#), which estimates stream health from the assemblage of aquatic insects found in a given stream.

When a diverse and robust insect community is present in a particular section of stream, it is a sign that the stream is healthy and the water quality is good.

Illustration of insects for MMI sampling





How Healthy is My Watershed? select your basin/town to get key stats.

by Basin by Town

CT Hydrography

Hydrography

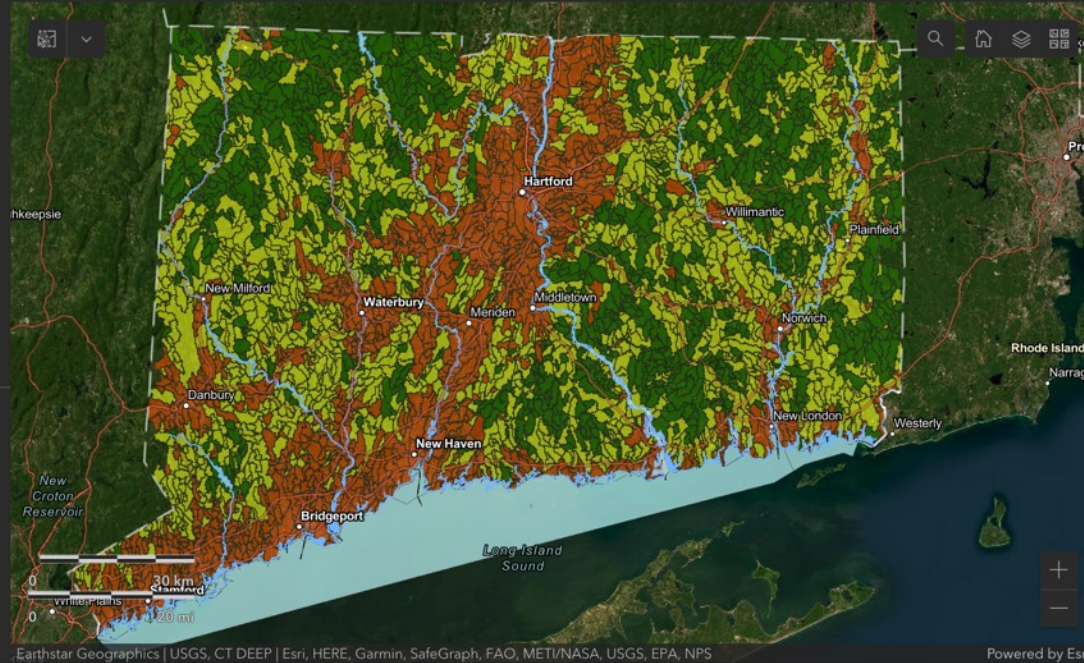
Hydrography Line 1

- Water
- Shore
- Drainage Ditch
- - Intermittent Water
- Dam
- - Dredged Channel
- Aqueduct

Hydrography Poly 1



**TO GET INFORMATION FOR SPECIFIC BASIN(s)** Click the **Select** tool (upper left corner of the map) and then zoom in on the map to select basin(s) of your interest. The selected basin(s) will be highlighted in **blue** and the information about the basin(s) will appear in the charts below and the box on the right. The box and charts will be interactively updated for the selected basin(s). You can use the layer button to turn layers on/off.



Combined Condition Index by Basin

**What is Combined Condition Index?**

Combined Condition Index (CCI) is an index that describes the probable health of a watershed. CCI of a watershed is calculated by the ratios of **natural**, **impervious**, and **agriculture-like** land cover based on **C-CAP High Resolution Land Cover dataset** for 100-ft **riparian zone** and upland area within the watershed. CCI ranges between 0 and 1. A CCI of 0.75 or above is a sign of healthy watershed.

Basin 1000-00

Combined Condition Index: **0.3**

Recovery Category: **Mitigation**

Enrichment Factor: **6.97**

Acre: **3,217.76**

Sub-Region: **Pawcatuck River**

Region: **Pawcatuck Main Stem**

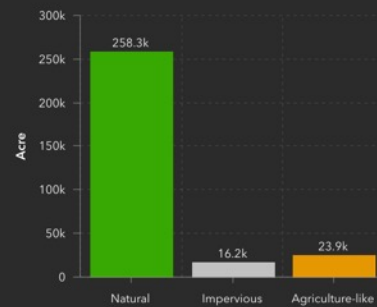
Major: **Pawcatuck**

**What is Recovery Category?**

Recovery Category indicates the suggested land use strategy for a watershed based on the current CCI value. Recovery Category is designated:

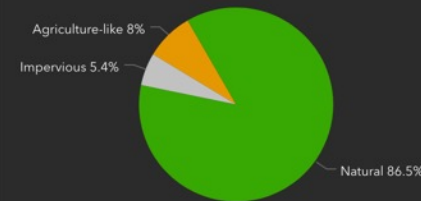
- Conservation if CCI  $\geq 0.75$ . This means that the health of the watershed is likely to be good, and should be protected by land conservation and riparian protection strategies.
- Recovery if  $0.43 \leq \text{CCI} < 0.75$ . This means the health of the watershed is likely to be impaired but could be improved with conservation and

Land Cover Area within Riparian Zone



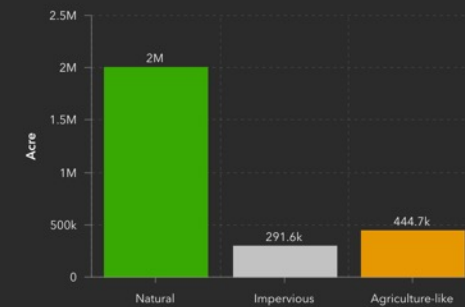
This bar chart represents **total** acreage of each land cover within **riparian zone** for selected basin(s).

Land Cover Percent within Riparian Zone



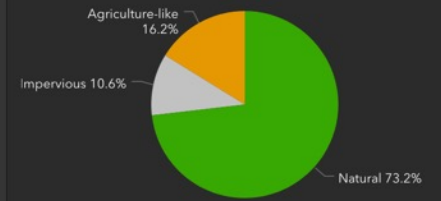
This pie chart represents **average** percent area of each land cover within **riparian zone** for selected basin(s).

Land Cover Area within Upland Watershed



This bar chart represents **total** acreage of each land cover within **upland watershed** for selected basin(s).

Land Cover Percent within Upland Watershed



This pie chart represents **average** percent area of each land cover within **upland watershed** for selected basin(s).

How Healthy is My Watershed? select your basin/town to get key stats.

by Basin by Town *i*

# Selecting Local Basin of Interest

CT Hydrography

Hydrography

Hydrography Line 5

- Water
- Shore
- Drainage Ditch
- Intermittent Water
- Dam
- Dredged Channel
- Aqueduct

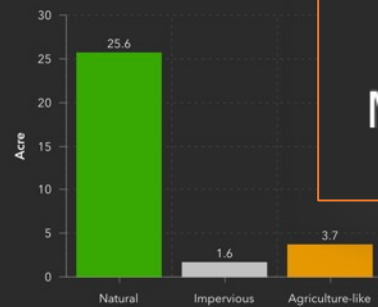
Hydrography Poly 5

- Water
- Intermittent Water
- Flats
- Rocks

**What is Combined Condition Index?**

Combined Condition Index (CCI) is an index that describes the probable health of a watershed. CCI of a watershed is calculated by the ratios of **natural**, **impervious**, and **agriculture-like** land cover based on **C-CAP High Resolution Land Cover dataset** for 100-ft **riparian zone** and upland area within the watershed. CCI ranges between 0 and 1. A CCI of 0.75 or above is a sign of healthy watershed.

Land Cover Area within Riparian Zone



This bar chart represents **total** acreage of each land cover within **riparian zone** for selected basin(s).

Combined Condition Index: **0.58**

Recovery Category: **Recovery**

Enrichment Factor: **3.24**

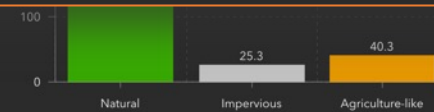
Acre: **438.41**

Sub-Region: **Falls River**

Region: **Connecticut Main Stem**

Major: **Connecticut**

This pie chart represents **average** percent area of each land cover within **riparian zone** for selected basin(s).



This bar chart represents **total** acreage of each land cover within **upland watershed** for selected basin(s).

Basin 4019-07

Combined Condition Index: **0.58**

Recovery Category: **Recovery**

Enrichment Factor: **3.24**

Acre: **438.41**

Sub-Region: **Falls River**

Region: **Connecticut Main Stem**

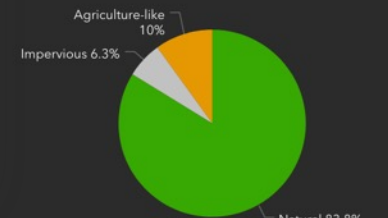
Major: **Connecticut**

**What is Recovery Category?**

Recovery Category indicates the suggested land use strategy for a watershed based on the current CCI value. Recovery Category is designated:

- Conservation if CCI  $\geq$  0.75. This means that the health of the watershed is likely to be good, and should be protected by land conservation and riparian protection strategies.
- Recovery if  $0.43 \leq$  CCI  $<$  0.75. This means the health of the watershed is likely to be impaired but could be improved with conservation and

Land Cover Percent within Upland Watershed



This pie chart represents **average** percent area of each land cover within **upland watershed** for selected basin(s).



How Healthy is My Watershed? select your basin/town to get key stats.

by Basin by Town

Town-specific information

## Andover

This town intersects all or part of **23** local basins, which cover **100%** of the town.

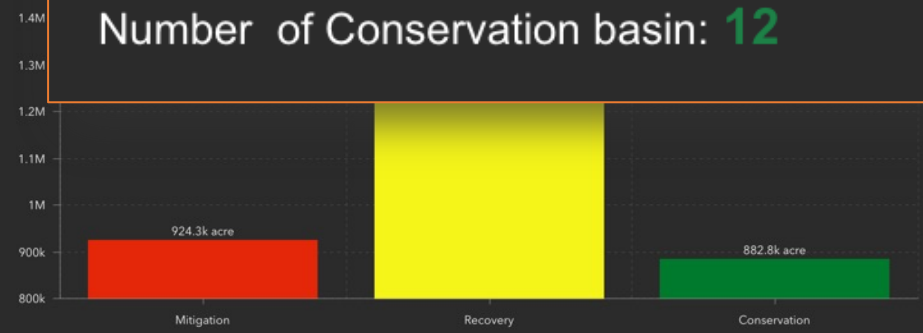
Town Area: **10,056.91** acre

County: **Tolland**

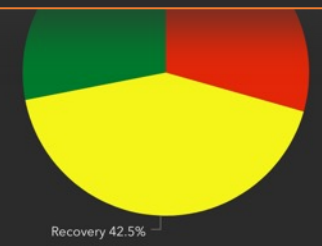
Number of Mitigation basin: **1**

Number of Recovery basin: **10**

Number of Conservation basin: **12**



This bar chart represents total acreage of each suggested land use strategy for selected town(s).



This pie chart represents average percent area of each suggested land use strategy for selected town(s).

## Scenario Builder

Change your land cover to see the effects on basin health

2023-02-03 at 7:44:14 AM

Input

Find address or place

Zoom in on the map and then click on the marker icon (below left) to place a pin within a watershed of your interest. Click on the clear icon (red trash can) to remove the pin and start again.\*



What is your desired category for the watershed? A watershed is considered Conservation if CCI  $\geq 0.75$ , Recovery if  $0.43 \leq \text{CCI} < 0.75$ , and Mitigation if  $\text{CCI} < 0.43$ . You can only choose a category better than or equal to your current category. Click on the watershed and use the pop-up window for reference.\*

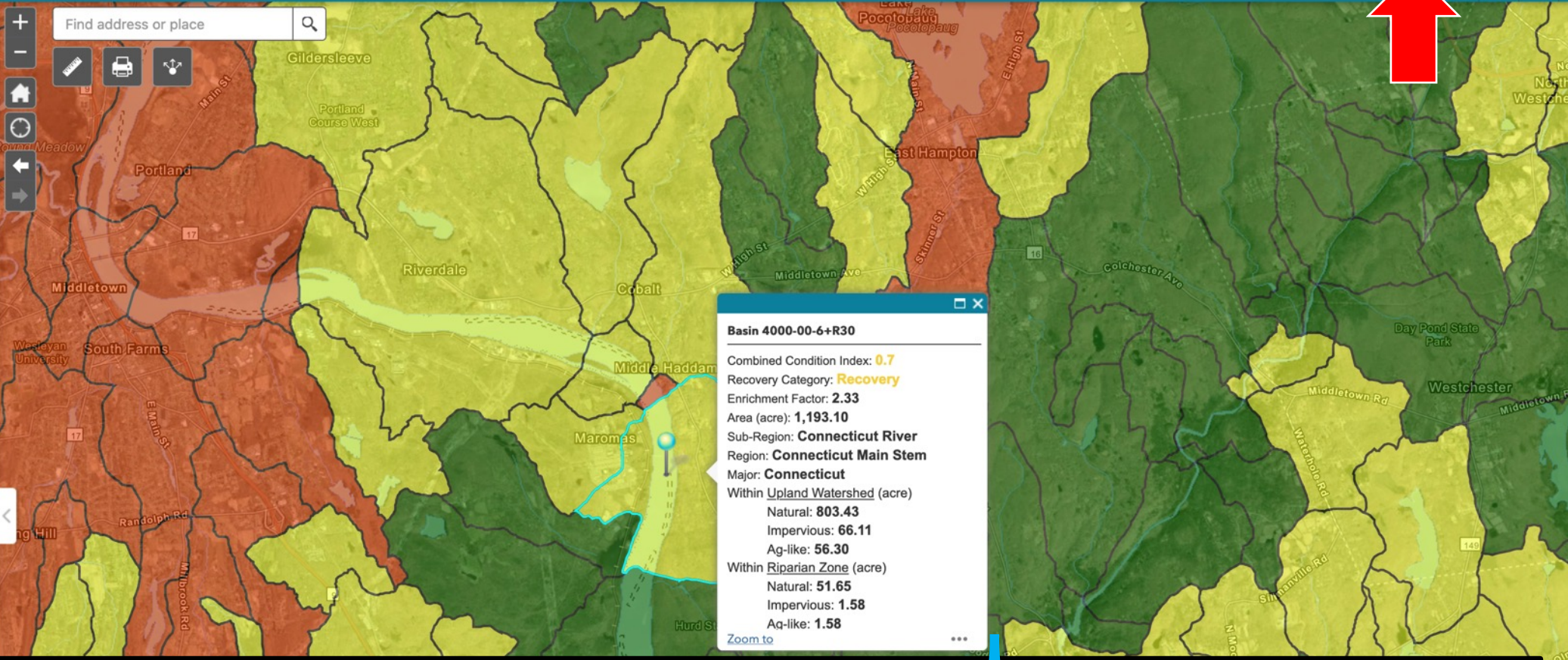
Conservation

Use the form to change key land cover parameters for your watershed, and click RUN to get the results. Enter a value for Increase(+) or Decrease(-) in area (acres) in Impervious within Upland Watershed.\*

-25 ✓

Enter a value for Increase(+)/Decrease(-) in area (acres) in Agriculture-like within Upland Watershed

-15 ✓



### Comparison Before and After Land Use Change

OBJECTID	Basin ID	Sub Region	Regional	Major	Acre	Current Recovery Category	Managed Recovery Category	Target Recovery Category	Current CCI	Managed CCI	Deviation from Target CCI	Current Enrichment Factor	Managed Enrichment Factor
1	4000-00-6+R3	Connecticut River	Connecticut Main Stem	Connecticut	1193.1	Recovery	Conservation	Conservation	0.7	0.79	0.04	2.33	1.82

Help





# Now the real work begins...

---

- CT Sea Grant riparian education project (protect & restore)
- Interest in adapting the project in NY & MA
- NOAA interest in C-CAP wide adaptation



High school students evaluate riparian corridors for the Essex (CT) Land Trust

<https://s.uconn.edu/wshedtool>



# Flow Path

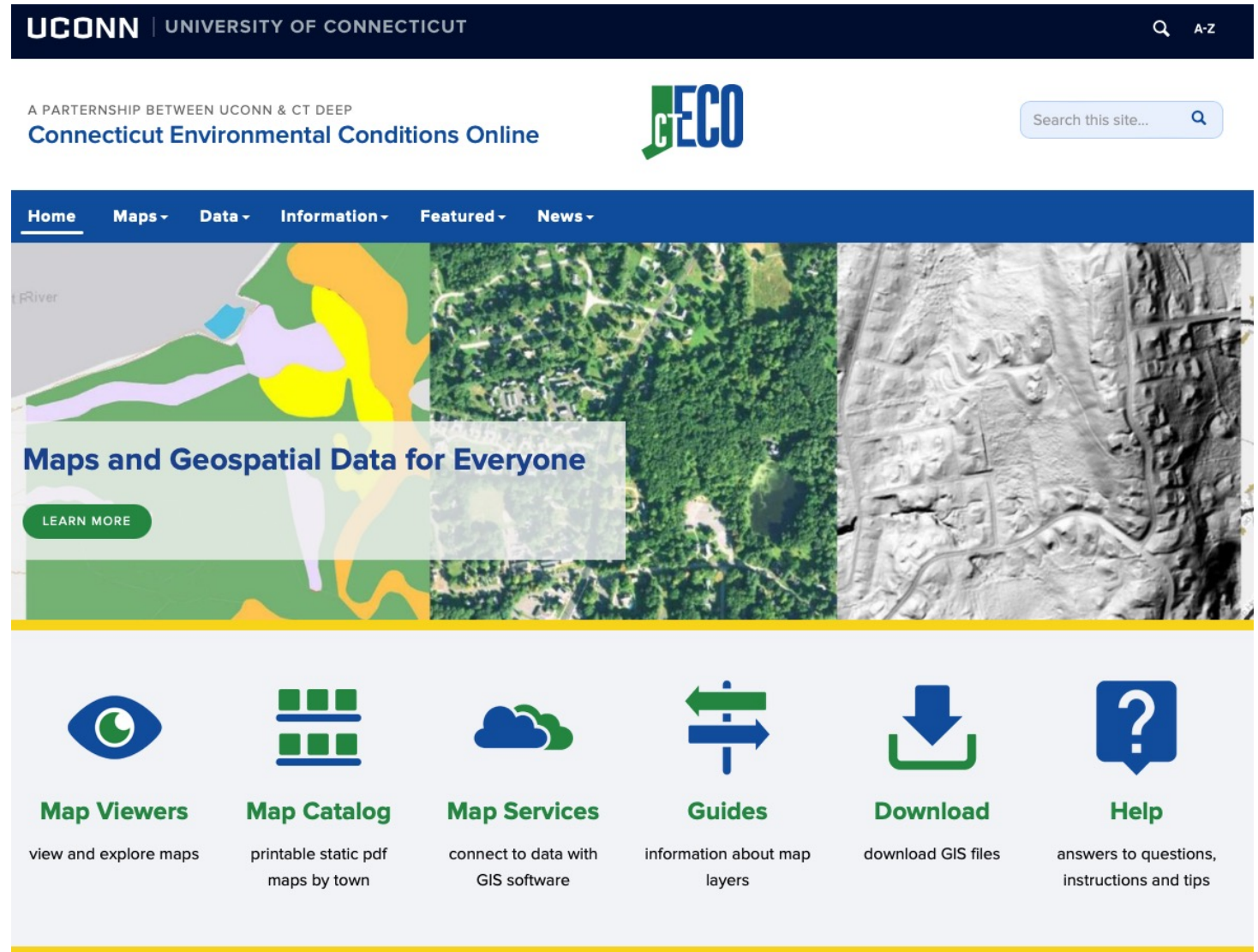
- MS4 Permit Updates
- New CT Stormwater Quality Manual Updates
- Stormwater Utilities
- Watershed Assessment Tool
- **New & Noteworthy**





# New data coming soon . . .

- 2023 high resolution imagery & 1' contours(early 2024)
- 2026 high resolution imagery & 1' contours (early 2027)
- = CHANGE!
- Riparian buffer land cover map (early 2024)
- Improved hydrography data layer (2025?)



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A PARTNERSHIP BETWEEN UCONN & CT DEEP  
Connecticut Environmental Conditions Online

CTECO

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answers to questions, instructions and tips

<https://cteco.uconn.edu>



## Training



This page provides links to key areas of training provided by both UConn CLEAR and CT DEEP. For more information on these training courses or certificates, click below.

### Land Use Commissioner Training

The statewide Land Use Commissioner Training Calendar as well as information on upcoming virtual and in-person trainings to assist in new requirements for planning and zoning commissioners.

[LEARN MORE](#)

### CT DEEP Training / Certificate Courses

A variety of trainings provided by CT DEEP to assist municipal staff in completing regulatory requirements as well as other informational courses.

[LEARN MORE](#)

### UConn CLEAR Training Courses

Training courses offered to a wide audience range and spanning several topics, such as green stormwater infrastructure, land use, farming, climate resilience, and geospatial training.

[LEARN MORE](#)

### CLEAR Webinar Library

The CLEAR webinar library offers free webinars dating back to 2009. Users can pick and choose which webinars are most informative to them.

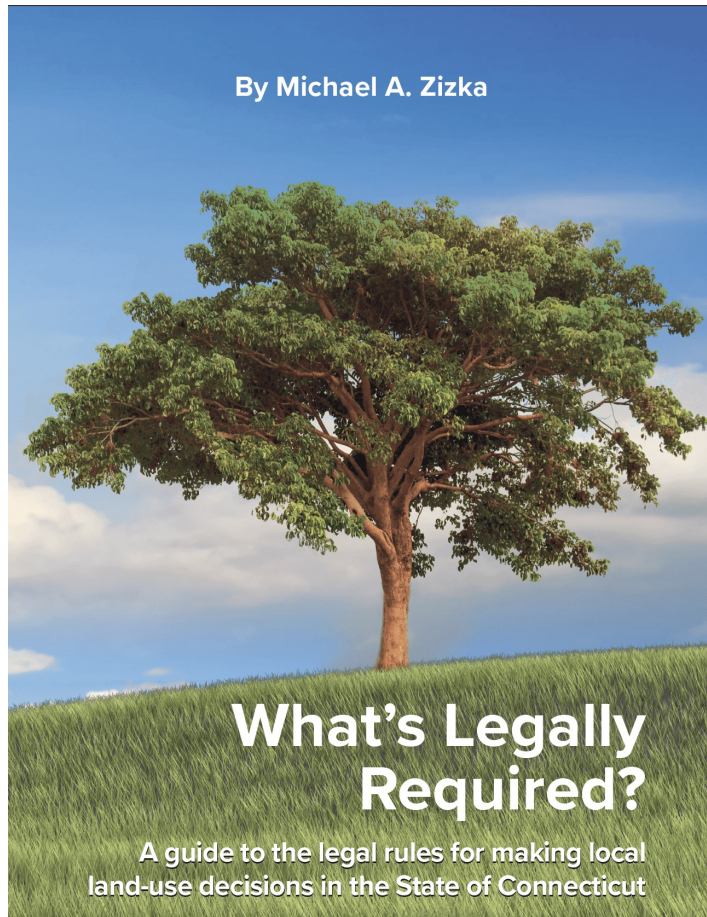
[LEARN MORE](#)

# Land Use Commissioner Training

- Inland Wetlands: one person per town (commissioner or staff)
- 4 hours of training for planning, zoning & ZBA commissioners by end of year (1 hr on fair & affordable housing) & every 4 years

<https://clear.uconn.edu/training>

# What's Legally Required? 8<sup>th</sup> edition



UCONN UNIVERSITY OF CONNECTICUT

COLLEGE OF AGRICULTURE, HEALTH, AND NATURAL RESOURCES  
Center for Land Use Education and Research

Water - Land & Climate - Mapping - STEM - Food Training Media - About -

Land Use Academy Overview Land Use Academy Resources

Land Use Academy Basic Training Advanced Training Resources Instructors About Contact

**What's Legally Required? 8<sup>th</sup> Edition by Michael Zizka**

Mike Zizka has collaborated with UConn CLEAR on the printing of his latest (8th) edition of *What's Legally Required?: A guide to the legal rules for making local land-use decisions in the State of Connecticut*. This 273 page book is the definitive reference guide for land use planners and commissioners in the State of Connecticut. It covers:

- basic concepts in land use regulation (fundamentals, origins of land use regulation, forms of land use regulation, use of regulations)
- the scope of municipal land use authority in CT (powers & duties, substance of land use regulations)
- special issues in land use administration (FOIA, intervention, ethics, constitutional principles)
- steps in processing applications (receiving an application, exemptions, public hearing requirement)
- procedures and standards for making a decision (public hearing notice and timing, hearing procedures, making a decision, post decision notice)
- special statutory procedures and standards (affordable housing, coastal management)
- enforcement (monitoring compliance, enforcement against violations)

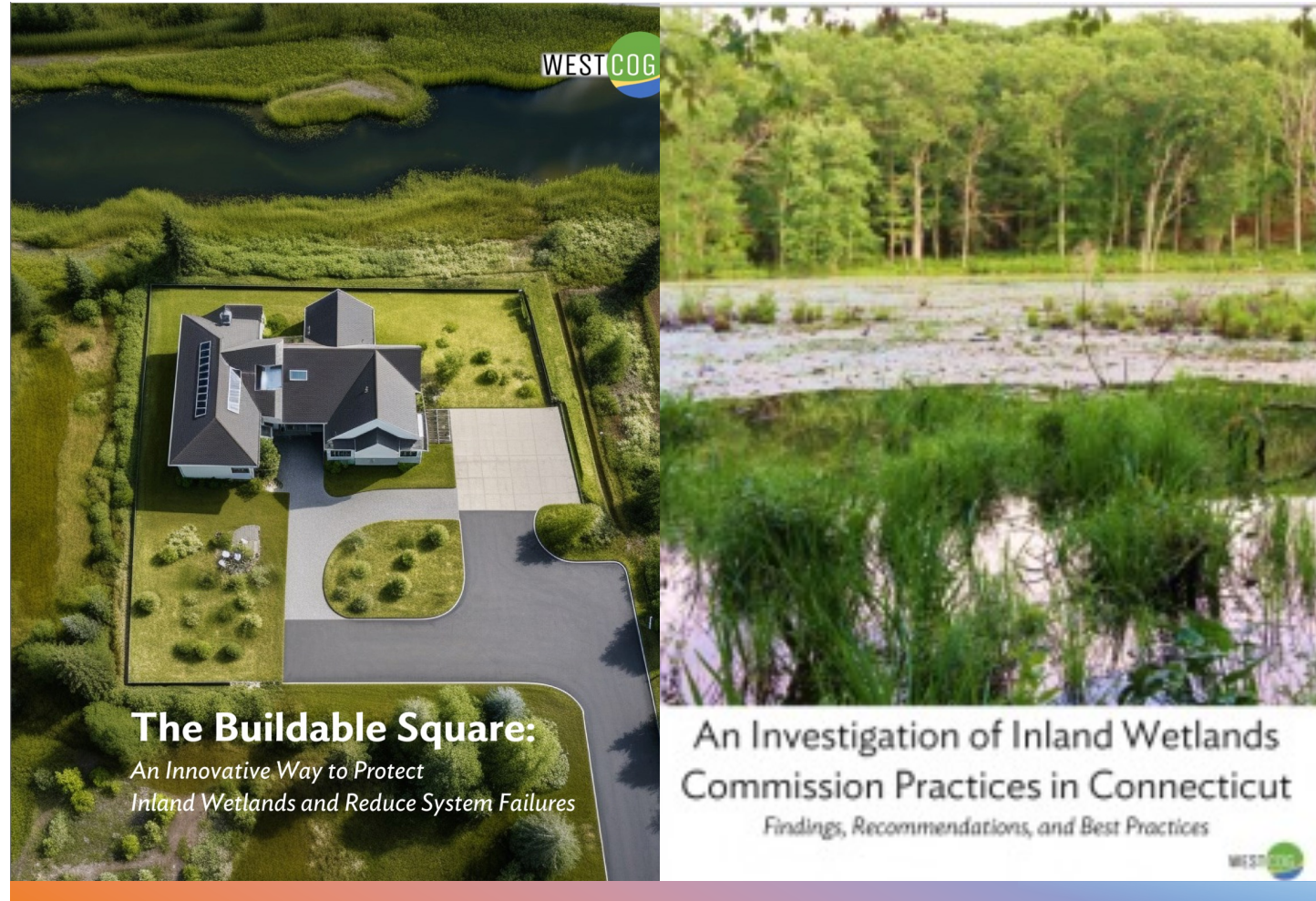
\$35.

<https://clear.uconn.edu/lua/resources/>



# 2 New Studies from WestCOG

- Protecting wetlands through zoning requirements
  - (remove wetlands, floodplains, steep slopes from the buildable area)
- Inland Wetland Commission practices
  - Review 60 towns
  - Recommendations for improving protection



<https://westcog.org>

# Center for Land Use, Education, and Research

*Mission: provide information and assistance to land use decision makers and other audiences in support of better land use decisions, healthier natural resources, and more resilient communities*

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