




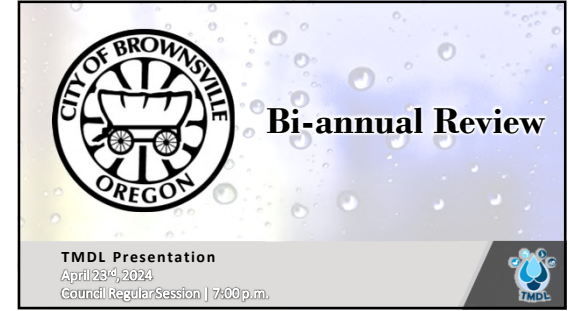
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LCSD Month-to-Month Comparison (18 months)

Year	Month	Traffic Citations	Traffic Warnings	Hours
2024	March	17	28	209.25
2024	February	19	66	212.75
2024	January	13	34	204
2023	December	11	20	218.25
2023	November	21	25	221
2023	October	26	33	210
2023	September	15	19	203
2023	August	17	12	210.5
2023	July	10	20	208.25
2023	June	7	11	202
2023	May	6	12	224.5
2023	April	6	19	200
2023	March	7	15	208.65
2023	February	13	16	204.25
2023	January	13	34	202
2022	December	12	18	209
2022	November	16	13	202
2022	October	4	10	219.65
	Subtotal	223	465	3769.4
	Total Average	12.39	22.50	209.41



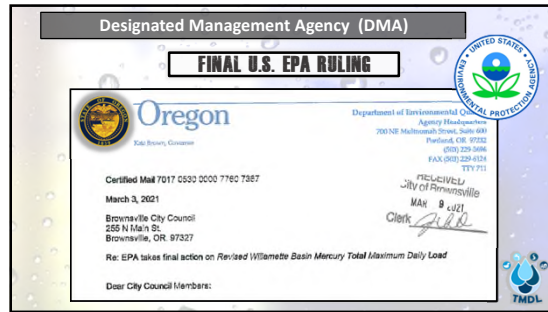
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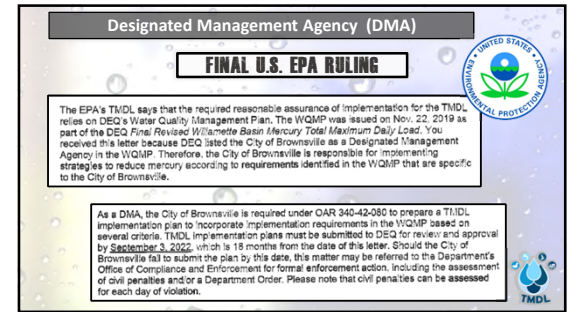
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**Designated Management Agency (DMA)**

**4.3. Limitations to TMDL Implementation**

The City of Brownsville recognizes and understands the programmatic efforts being made to reduce overall pollutant loading by the Environmental Protection Agency (EPA) through the DEQ under the Clean Water Act. The City is interested in promoting these programmatic efforts as local funding allows. Public education is a major component of the City's TMDL Plan. The other major components of the plan (development and implementation) are the City's stormwater management plan (WMCP) and the City's stormwater utility.

The City of Brownsville completed a Drainage Master Plan in 10 years in response to the flood of 1996. The conclusion in the report was that the City did not have an adequate drainage system (as previously discussed in Section 3.3.3, stormwater is primarily conveyed to waterbodies via open drainage ditches). The Drainage Master Plan also provided an estimated cost of over \$3 million to implement a skeletal stormwater system, with design based off the Rational Method for a 5-year storm event. The City has not yet created a stormwater utility due to the major needs the City has for existing water and sanitary systems improvements.

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Oregon Department of Environmental Quality  
**Willamette Basin Toxics Monitoring Summary**

**Sample Collection:**

- **Water samples:** 180 samples, 31 locations
- **Sediment samples:** 22 samples, 22 locations
- **Tissue samples:** 36 samples, 24 locations
- **Chemical groups included:**
  - Current-use pesticides, consumer use products, combustion by-products, dioxins and furans, flame-retardants, industrial chemicals, legacy pesticides, PCBs, and metals

**Key Findings:**

- DEQ did not find evidence of toxics that pose an immediate risk to human health or the environment
- It is safe to swim in the Willamette River
- Oregon Health Authority issues fish advisories about when it's safe to eat fish
- DEQ staff selected 11 monitoring locations to become a part of the Willamette Basin Toxics Monitoring Program's trend network

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**NEW!** **New DMA Plan Requirements**

Mar. 21, 2024

"Electronic"

Scott McDowell  
City Administrator  
255 N Main St  
PO Box 188  
Brownsville OR, 97327

**Re:** Department Order Approving the City of Brownsville Nonpoint Source Mercury TMDL Implementation Plan






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**NEW!** **New DMA Plan Requirements**

The Oregon Department of Environmental Quality approves the updated City of Brownsville Total Maximum Daily Load Implementation Plan (the "updated Plan") received on Jan. 24, 2024. The City's previous plan (approved on May 16, 2023) was revised to meet the implementation plan criteria as outlined in OAR 340-042-0060 and the Jan. 1, 2024- Dec. 31, 2028, implementation cycle.

This approved updated Plan outlines the actions for minimizing heat (temperature), bacteria, and mercury loading to surface waters from those areas where the city has jurisdiction. These actions will help to protect fish and aquatic life, water contact recreation, and people who regularly eat fish and shellfish from streams and lakes across the basin.






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**NEW!** **New DMA Plan Requirements**

The City must report on updated Plan implementation in order to document that the updated Plan is being implemented to restore and protect water quality in the Willamette Basin. To adequately fulfill the reporting and implementation requirements of the revised Mercury TMDL the City of Brownsville must:

1. Implement the best management practice activities it has proposed in the updated Plan.
2. Consult DEQ for approval on any changes to the updated Plan activities and timelines in advance.
3. Monitor, document, and report on progress in implementing the provisions of the updated Plan:
  - a. Submit annual reports to the Department by Feb. 5 each year. Reports should cover the previous months of implementation for Jan. 1 through Dec. 31.
  - b. Submit complete reports. Reports must contain sufficient information to enable the Department to assess reporting metrics, measurable goals, compliance with the provisions of the Plan, progress, and delays and challenges, towards implementing the Plan for meeting the TMDL load allocation.






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**NEW!** **New DMA Plan Requirements**

4. TMDL implementation is an iterative process that continues every five years. The fifth report submittal, due on Sept. 30, 2028, must document 1 & 2 above and include information on the following:

- a. A comprehensive review of overall plan implementation progress (including progress under the previous plan and the updated Plan) over the previous years (Jan. 1, 2024, through Dec. 31, 2028).
- b. Evaluation, in consult with DEQ, to determine whether strategies, timelines, or other components of the updated Plan are adequate for the next five-year timeline.
- c. Submittal of an update to the updated Plan for approval by the Department if evaluation determined Plan and/ or effectiveness of management strategies are inadequate for meeting the TMDL load allocations. At a minimum, update the five-year timeline for the continuation of implementation effective Jan. 1, 2029.



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**NEW!** **New DMA Plan Requirements**

The TMDL, WQMP, Department approved TMDL Implementation Plan, and the deadlines and requirements established by this letter are enforceable orders. Failure to implement or timely implement the approved Plan is therefore an enforceable violation. The City's reporting on implementation is the mechanism to document the City is implementing the terms and conditions of the above-mentioned orders and failure to report is also an enforceable violation. Compliance with the approved Plan is considered compliance with the TMDL.

The Department endeavors to assist you in your implementation efforts. Please do not hesitate to contact your basin coordinator if you have questions about TMDL implementation.

Priscilla Woolverton

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**Designated Management Agency (DMA)**

**Stormwater fee calculator**

Portland is considering a new stormwater fee that would be based on each property's impervious area - total square footage of rooftops, driveways and parking lots. Most properties in the city - 85 percent - are homes that would be charged between \$6 and \$18 a month in the first year. Property owners can now look up their potential fees at [www.cleaningrowthteamwater.com/calculator](http://www.cleaningrowthteamwater.com/calculator).

400-1,799 sq. ft.	1,800-2,999 sq. ft.	3,000-4,799 sq. ft.
<b>\$6</b> per month	<b>\$12</b> per month	<b>\$18</b> per month





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**T  
M  
D  
L**

**Notice DEQ Rulemaking May 1<sup>st</sup>**

**E=MC<sup>2</sup>**  
THE EQUATION

**SIG**  
Special Interest Groups






15

**T  
M  
D  
L**

**A Cut Above**

**DEQ**  
CELEBRATING 50 YEARS OF THE CLEAN WATER ACT

**UNITED STATES CONGRESS**

**THE EQUATION**  
E=MC<sup>2</sup>

**STATE OF OREGON**

**USDA**  
United States Department of Agriculture








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**City Administrator Report**

**CITY OF BROWNVILLE OREGON**

**April 23<sup>rd</sup>, 2024**




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**PUBLIC WORKS**

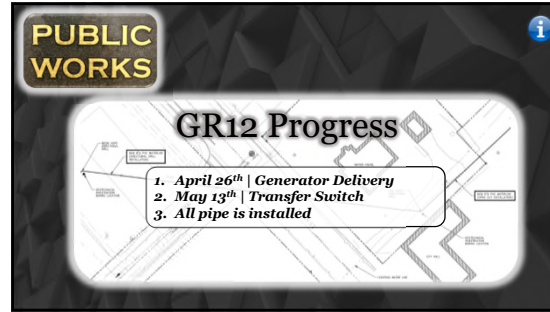
**COMMUNITY ARTS BUILDING**  
HENDERSON PARK



18



19



20



21



22



23



24



**Next Steps**

1. Meet with Canal Company Representatives.
2. Review agreement.
3. City Attorney Ross Williamson Review.
4. Review tentative agreement with Council.
5. If Council approves agreement, then two Town Halls will be held to discuss the agreement.
6. Canal Company membership votes on agreement.
7. If approved, Council starts legislative process.



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**Webinar: Navigating Social Media in the Wake of Recent SCOTUS Decision**



Local Government Legal Center

During the event hosted by Local Government Legal Center on April 22, experts will lead a discussion of the *Lindke v. Freed* decision, where the U.S. Supreme Court set forth the test for when local government officials are considered "state actors" for the purposes of the First Amendment when they post on social media. [Read more](#)

**POINTS OF INTEREST**

- Fields v. City of Newport*
- City of Grants Pass v. Johnson*
- Chevron v. Natural Resources Defense Council*




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Department of Environmental Quality : Plastic Pollution and Recycling Modernization Act : Recycling : State of Oregon



**RECYCLING MODERNIZATION ACT**

Newsletter

State of Oregon  
DEQ Department of Environmental Quality

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