





Co-Hosted by the California Water Boards and CASQA

PURPOSE AND GOALS OF THE SUMMIT

Understand what it means to have waters that are safe to swim and shellfish that are safe to eat, based on the latest science and learnings, and identify actions needed to achieve those outcomes

DAY 1 GOAL:

Develop a common understanding of the evolution of the standards and science relevant to defining and achieving waters that
are safe to swim and shellfish that are safe to eat

DAY 2 GOALS:

- Review current source reduction and regulatory tools
- Identify what's working well, what may be falling short, and potential improvements or opportunities to effectively reach our goals

DAY 3 GOALS:

- Identify needed regulatory actions and research for achieving waters that are safe to swim and shellfish that are safe to eat
- Discuss a process for implementing those actions, including immediate next steps

Day 1 and Day 2 Summaries

DAY 1 TAKEAWAYS:

- Affirmed that do all have the same shared goals
- Learned more about the United States Environmental Protection Agency's (EPA's) 2012 criteria and the linkage to risk O Allows consideration of other methods and indicators protective of the use
- Science continues to advance our understanding of risk in recreational waters affected by fecal contamination
- Source matters for risk
 - o In waters impacted by human sources, viruses most likely to make people sick
 - o In waters not impacted by human fecal sources, viruses likely not present
 - Nature and magnitude of source(s) are important in determining the risk of illness
- Riskiest sources are human and cattle, but other sources if present in high concentrations can cause illness
- · Fecal indicator bacteria can do a good job indicating risk, but not all of the time
- Rapid methods would increase timely risk communication to the public and better communicate if it is safe to swim today
- Quantitative Microbial Risk Assessment (QMRA) is a tool to better characterize risk and answer risk management questions
 - QMRA provides the ability to model different risk scenarios at a local scale and can identify a fecal indicator bacteria level protective of a set illness rate based on type of waste in the water, while epidemiological studies are limited to answering the questions in the study design
 - Scientific community has developed risk-based thresholds and frameworks for doing QMRAs and QMRAs are sensitive to the input parameters
 - $\circ~$ A framework for guiding when and how to use QMRA would be helpful.
- Tools are under development to identify sources and determine where human sources are coming from (e.g., septic, sewer, and possibly unhoused communities)







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- Distinguishing the sources is important for identifying what actions to take
- Coliphage is another tool for identifying raw sewage and heard about other case studies

DAY 2: SOURCE REDUCTION TAKEAWAYS:

- Source not only matters for risk, but it also matters for implementation to determine if our actions are removing the risk.
- Source reduction actions were discussed. There has been significant progress in dry weather, but there are more questions about what works in wet weather. Stormwater capture and use is something to consider for its multiple benefits.
- For inland waters, the scope is much bigger and we have less studies and bigger data gaps for inland waters

DAY 2: SOURCE REDUCTION (CASE STUDIES PRESENTED) TAKEAWAYS:

- Indicator bacteria did not correlate with human waste markers. Human waste was not detected at some project sites and human waste was detected in some storm drains
- Removal of human markers (HF183) does not always remove fecal indicator bacteria
- Finding the source of human waste is hard; resolving the issue may be easier than finding the source
- Communicating safety of swimming is just as important as communicating when it's not safe to swim so we are not removing the use if it is safe to swim

DAY 2: REGULATORY TAKEAWAYS:

- In the 1970s there was significant investment in wastewater treatment that significantly improved water quality
- In the 1990s began focusing more on stormwater. However, there continue to be questions on how to best address bacteria.
 - How do we focus on human sources in stormwater?
 - o How do we connect the work of stormwater and wastewater to learn from the successes wastewater has?
- Focus on addressing controllable sources through moving to a more proactive statewide approach
 - What's the baseline level of activities that everyone should be doing to address bacteria?
- A tension may exist between the ideal world of implementing actions to address risk and the reality of enforcing the water quality objectives that may need to be addressed
- Identifying the water quality that can be achieved is needed due to the challenges with treating stormwater for bacteria
- If a risk-based approach is considered, a linkage to illness rate in state standards is needed
- The existing regulatory tools built into state standards were discussed, such as the natural source exclusion and seasonal suspensions of use
- Need to figure out what to do when source identification analysis shows no human sources
- Working to fill data gap to communicate what it means to be safe to swim in inland waters
- Desire to work with health agencies



Summary



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DAY 2 DISCUSSION ON WHAT RESONATED: SOURCE REDUCTION TAKEAWAYS (SEE ATTACHMENT B FOR FULL RESULTS)

The following is a summary of what resonated from the small group discussions

| Risk-Based | Prioritize and Fix | Collective Action | Communication |
|--|--|---|--|
| Assessment & Identification Control Human Dry weather / wet weather | Sewer / septic Broken pipes | Stormwater and Wastewater Community Analysis Monitoring | Public Education Risk Communication Agency collaboration |

DAY 2 DISCUSSION ON WHAT RESONATED: REGULATORY TAKEAWAYS (SEE ATTACHMENT B FOR FULL RESULTS)

There were no clear themes from the results of the regulatory discussion. A lot of different ideas that covered the full expanse of the regulatory landscape were provided for consideration. There are a lot of pieces to the regulatory framework and all of the interplay, but every stakeholder is interacting with the regulatory structure in different ways.

DAY 1 AND DAY 2 TAKEAWAYS RELATED TO THE SHELLFISH BENEFICIAL USE:

- Acknowledgement that more research is needed to evaluate uses and objectives
- Desire for California Department of Public Health (CDPH), Food and Drug Administration (FDA), local public health agencies, and Water Board to work together
- Interest in a shellfish index to communicate safety to the public

DAY 1 AND DAY 2 WHAT ELSE NEEDS TO BE CONSIDERED AS WE MOVE FORWARD:

- Tribal and cultural beneficial uses
- Equity







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DAY 1 AND DAY 2 HIGH LEVEL WRAP UP:

SAFE TO SWIM / SAFE TO EAT



- Fecal source matters and looking at the riskiest sources is important to achieve the goal
- Implementation matters and think about ways where it is valuable and right to prioritize the riskiest sources and control what is controllable while maintaining accountability to implement actions as quickly as possible to get to goals
- Variety of regulatory approaches to getting to the goals that need to be considered both regionally and across the Water Boards
- A lot of value in collection action and collaboration and communicating to the public to get to shared outcomes







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Day 3 Summary

Key takeaways and principles to be considered moving forward:

- Goal remains the same to get to the point where it is safe to swim and shellfish are safe to eat
- Risk-based perspective takes a lot of forms, but is something that came out clearly in the summit
- Fecal contamination source type matters as not every source of indicator bacteria has the same level of risk
- Are some opportunities to use and improve standards
 - Current objectives are most indictive of risk when there are high levels of human and cattle sources and may not be as appropriate when the primary fecal contamination source types are less risky.
 - Risk modeling, such as QMRA, could be useful tools and could support site-specific objectives. A framework for how
 to do the studies and interpret the results would be helpful.
 - o Consideration of tribal and subsistence beneficial uses
- For implementation:
 - Control the controllable sources and prioritize source control for fecal contamination source types with the greater illness risk.
 - o Accountability is important
 - A framework for defining the actions needed would be helpful.
- Collective action, partnering and messaging are critical and important to everything that has been discussed. Examples include:
 - o Joint fact finding
 - Partnering with public health experts
 - Working with expert panels and scientists
 - Highlighting successes and learning from existing studies and monitoring
 - Communicating to the public so they can understand the risks more in real time
- For monitoring, data, and tools, need to ensure that data are consistent and comparable and to support upcoming needs like source tracking and rapid, real-time data.

See Attachment C for full results of the breakout group discussions on Day 3. See Attachment D for results of the post-summit survey.

Next Steps

CASQA will work with CASA to develop a white paper on ways in which the wastewater and stormwater community can coordinate to help reduce human sources. CASQA will also support agencies with sharing success stories and best practices and in identifying tools to conduct effective human source identification studies.

The Water Boards and CASQA continue to have conversations within our organizations to identify ways we can support the goals of waters that are safe to swim and shellfish that are safe to eat. Other agencies are encouraged to have similar conversations.

As the summit concluded, a near-term action was identified for the Water Board to meet with additional nongovernmental organizations and to hear from those with perspectives that were not shared during the summit. To achieve those goals, continue the conversation, and build upon the 2022 Bacteria Summit, State Water Board staff and many organizations are working collaboratively to plan the next summit, tentatively scheduled for September 2023. The goals remain the same – to work collaboratively with all parties to identify



Summary



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actionable solutions to improving water quality related to fecal indicator bacteria, consider how fecal source type matters, and realize our shared long-term goals for California Waters that are safe swim and shellfish that are safe to eat.

To get involved in planning for the 2023 Bacteria Summit or to learn more, please visit the Water Board's bacterial objectives website at https://www.waterboards.ca.gov/bacterialobjectives/#bsummit.



Attachment A - Agenda with Links



PURPOSE OF THE SUMMIT

Understand what it means to have waters that are safe to swim and shellfish that are safe to eat, based on the latest science and learnings, and identify actions needed to achieve those outcomes

DAY 1 GOAL:

• Develop a common understanding of the evolution of the standards and science relevant to defining and achieving waters that are safe to swim and shellfish that are safe to eat

| ltem | Торіс | Speaker(s) | Format | Time |
|------|--|---|-----------------------|--------------------|
| 1. | Welcome / Opening | Jonathan Bishop, State | Presentation | 9:00am -9:25am |
| | | Water Board | | |
| | | Karen Cowan, CASQA | | |
| | | Day 1 Video Recording Link Time 0:12 | | |
| 2. | Icebreaker Activity / Review of the Summit | Ryan Golten, Facilitator | Presentation | 9:25am - 9:40am |
| • | | Day 1 Video Recording Link Time 33:23 | | 0.40 40.45 |
| 3. | What Does It Mean to Say "Waters That Are Sate to Swim and Shollfish That Are Sate to Eat?" | Ryan Golten, Facilitator | Focused | 9:40am -10:15am |
| | to Swill and Sheilish That Are Sale to Lat: | Day 1 video Recording Link Time 40.50 | discussion | |
| | BREAK | | | 10:15am -10:30am |
| 4. | Understanding The Now: Current Water Quality Sta | Indards and How They Were Developed | | |
| | California Water Quality Standards | Rebecca Fitzgerald, State | Presentation + Q&A | 10:30am -10:55am |
| | | Water Board | | |
| | | Day 1 Video Recording Link Time 1:32:00 | | |
| | Framework for Ocean Beach & Inland Beach REC | Amanda Blackwell and Nick | Presentation + Q&A | 10:55am -11:15am |
| | Monitoring | Day 1 Video Recording Link Time 1:53:30 | | |
| | National Water Quality Recreational Criteria | John Ravenscroft EPA | Presentation + Q&A | 11.15am -11.55am |
| | | Day 1 Video Recording Link Time 2:06:00 | | |
| | California Dept. of Public Health Regulatory | <u>Vanessa Zubkousky,</u> | Presentation + Q&A | 11:45am - 12:15pm |
| | Framework | CA Dept. of Public Health | | |
| | | Day 1 Video Recording Link Time 2:42:00 | | 40:45:000 4:45:000 |
| | LUNCH | | - | 12:15pm -1:45pm |
| 5. | How Do We Evaluate and Measure if Waters are | Josh Steele, Southern CA Coastal Water | Presentations | 1:45pm - 2:50pm |
| | Safe to Swim and Sneifish are Safe to Eat? | Day 1 Video Recording Link Time 3:17:00 | | |
| | | Jeff Soller. Soller Environmental | | |
| | | Day 1 Video Recording Link Time 3:30:00 | | |
| | | Ali Boehm, Stanford University | | |
| | | Day 1 Video Recording Link Time 3:51:00 | | |
| 6. | What Are We Learning That is Helping Us Better | Charles Brooke, | Panel and interactive | 2:50pm - 4:00pm |
| | Determine if waters are Safe to Swim and Shellfish are Safe to Eat in California? | CA Dept. Food and Agriculture Lucy | Q&A | |
| | Sheinish are Sale to Eat III Gaillothia? | Letkowitz, Heal the Ocean Jian Peng, | | |
| | | Lounty of Orange Ken Schiff, SCCWRP | | |
| | | Day 1 Video Recording Link Time 4:33:00 | | |
| 7 | Class with Short Wron Un Astivity | Duen Calter, Facilitator | | 4.00 pm 4.20 pm |
| 1. | Close with Short wrap-up Activity | Day 1 Video Recording Link Time 5:48:00 | | 4.00pm - 4:30pm |
| | | | | |



Attachment A - Agenda with Links



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DAY 2 GOALS:

- Review current source reduction and regulatory tools
- Identify what's working well, what may be falling short, and potential improvements or opportunities to effectively reach our goals

| ltem | Торіс | Speaker | Format | Time |
|------|--|---|---|------------------|
| 8. | Welcome and Intro to Day 2 | <u>Ryan Golten</u> , Facilitator <u>Day 2 Video Recording Link</u> Time 1:05 | | 9:00am -9:20am |
| 9. | Understanding The Now: | | | |
| | How Have Sources Been Reduced and What I | essons Have Been Learned from Those I | Efforts? | |
| | Overview of potential sources of bacteria and | Ashli Desai, Larry Walker Assoc. | Presentation + Q&A | 9:20am -10:00am |
| | how they get to waterbodies | Day 2 Video Recording Link Time 17:30 | | |
| | Efforts that have been used to reduce indicator bacteria concentrations | Brandon Steets, Geosyntec | | |
| | | Day 2 Video Recording Link Time 26:30 | | |
| 10. | Opportunities and Emerging Implementation | Approaches | | |
| | Efforts that have been used to reduce human sources of bacteria | <u>Jill Murray</u> , City of Santa Barbara Day 2 Video Recording Link Time 1:19:20 | Presentation + Q&A | 10:00am -10:45am |
| | | Vicki Kalkirtz, City of San Diego | | |
| | | Day 2 Video Recording Link Time 59:30 | | |
| | BREAK | | | 10:45am -11:00am |
| | Discussion of Opportunities for Source Reduction Moving Forward | Ryan Golten, Facilitator | Facilitated discussion in small groups | 11:00am-12:00pm |
| | LUNCH | | | 12:00pm -1:30pm |
| 11. | Understanding The Now: Current Regulations | and Tools to Implement the Standards | | |
| | Water Boards Permitting & TMDL Framework | Rebecca Fitzgerald Day 2 Video Recording Link Time 4:38:00 | Presentation + Q&A | 1:30pm -2:15pm |
| | | Tom Mumley, San Francisco Bay Water Board | | |
| 12 | Opportunities and Emerging Pegulatony | Day 2 video Recording Link Time 4:54:00 Rebases Fitzgerald (mederater) | Discussion and | 2:15pm 3:15pm |
| 12 | Approaches | Alisha Wenzel, | interactive Q&A | 2.10pm-0.10pm |
| | | Central Valley Water Board | | |
| | | LB Nye, LA Water Board | | |
| | | I om Mumley, SF Water Board | | |
| | | Stacy Gillespie, State Water Board | | |
| | | Day 2 Video Recording Link Time 5:15:00 | | |
| | BREAK | | | 3:15pm-3:30pm |
| | Discussion of Regulatory Opportunities | Ryan Golten, Facilitator | Facilitated discussion in small groups | 3:30pm -4:30pm |
| 13. | Close with Short Wrap-Up Activity | Ryan Golten, Facilitator Day 2 Video Recording Link Time 7:35:00 | Discussion | 4:30pm -5:00pm |





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DAY 3 GOALS:

- Identify needed regulatory actions and research for achieving waters that are safe to swim and shellfish that are safe to eat
- Discuss a process for implementing those actions, including immediate next steps

| ltem | Торіс | Speaker | Format | Time |
|------|---|---|--|-------------------|
| 14. | Welcome and Intro to Day 3: Where do we go from here? | Ryan Golten, Facilitator | | 9:00am - 9:15am |
| 15 | Key Take-Aways from Day 1 and Day 2 | Link Time 2:30 Jonathan Bishop, State Water Board Karen Cowan, CASQA Day 3 Video Recording Link Time 30:35 | Slides to frame discussion, based on previous days; with opportunity for group to discuss and add key points | 9:15am – 10:00am |
| 16. | What Does Long-Term and Short-Term Success Look Like – given the last 2 days of discussions? | Small-Group Facilitated Discussions | Brainstorming to seed full-group discussions (agenda items 17 and 18) | 10:00am -11:00am |
| | BREAK | | | 11:00am – 11:15am |
| 17 | Big Picture/ Long Term: What is our vision for success? What are the prioritized regulatory and scientific/research actions needed to achieve this vision? | Full-Group Facilitated Discussion Day 3 Video Recording Link Time 2:24:00 | Facilitator (with planning team) to frame discussion, drawing from the small-group brainstorming | 11:15am -12:15pm |
| | LUNCH | | | 12:15pm – 1:15pm |
| 18 | Near Term: Given our long-term vision, what does success look like in the interim? What are the prioritized regulatory and scientific/research actions needed to achieve this vision? | Full-Group Facilitated Discussion | Facilitator (with planning team) to frame discussion, drawing from the small-group brainstorming | 1:15pm - 2:15pm |
| 19 | How Can We Accomplish This Together: What should be our process for working together to achieve these outcomes? | Full-Group Facilitated Discussion Day 3 Video Recording Link Time 4:22:00 | Framing Slides / questions to help the discussion | 2:15pm – 3:00pm |
| 20 | Wrap up and Next Steps What are the specific next steps and assignments? | Ryan Golten, Facilitator Rebecca Fitzgerald | Summary and Action Items | 3:00pm - 3:30pm |





Attachment B - Bacteria Summary Day 2 Small Group Discussion Feedback

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Question 1: Grouped key opportunities for reducing sources of bacteria

Actionable Activities

Address laterals All source database share Baseline data **Best Management Practices** Better and more monitoring **BMP** Implementation Calculate risk for HF183 Find leaky sewers Finding broken pipes Finding risky sources Fix human and cow sources Fix old septic systems Fix old sewer laterals More disinfect of water More research More source monitoring Rebate incentives Repair old WW pipes Sanitary survey Toilets for homeless Update infrastructure Updated guidance Wet weather pilot testing Data Gaps Data needs What should we control Engagement Add sewer agencies Agency collaboration Collaborate stakeholders Collaborate with wastewater agency Collaboration Collective action Communicating data Communication Community analysis Conversation septic sewer

Cooperation Coordination Departmental collaboration Effective partnerships Enhancing public education Group coordination Improve public communication Interagency cooperation Interagency Partnerships Multisector Collaboration Outreach programs Public Education Robust public outreach Stakeholder coordination Trust communication Utilities coordination Funding Commercial Partnerships Resources Integrate New Science New indicators Joint Fact Finding CCTV Ideas from wastewater Robust science basis Source characterization Source control matters Source ID tools Source Identification Source information Source tracking Source tracking toolbox Toolbox address human Toolbox guidance Tools for private sources Toolset Track source

Risk-based Communication Communicate Risk Education Multiple benefits options **Risk-based Implementation** Accept risk Better risk evaluation Capture Drv weather Evaluate source Focus implementation Focus on HF183 Focus on human Focus on sewer sources Focus on sources Go upstream HF183 criteria HF183 survey Human markers Human source Human source investigation tools Human source tracking Human waste sources ID tools for abatement Identification Identify the sources from Identity source Illicit discharge detection Improved markers Individualized Industry surveillance Investigate Known risk from sources Known sources Monitoring Methods New indicator tools New Technology Source Tracking Pre and post data

California Bacteria Summit | September 14-16, 2022 | Virtual Viewer Information





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Prioritization Prioritize sources Rapid-Assessment Tailored Test all outfalls **Risk-Based Regulations** Achievability Adaptive **Creative Regulations** Exclusion Holistic approach Homeless management Market Viability Testing Prioritize by use base Prioritize risk Provide compliance path Reasonableness Regulating discharge

Regulations to support science Regulatory incentives Risk analysis Risk assessment Risk communication Risk evaluation Risk-based **Risk-based Focus** Risk-based regulations Risk-based source ID **Riskiest conditions** Science risk prioritization TMDL True source control Understanding True Risk Other Don't blame unhoused Legislate

Milestones One Water planning PL Maintenance Private infrastructure Private laterals Quality over quantity Recycled water use Wastewater treatment Water recycling Right size Sanitary homeless camps Scoop the poop program Sewage collection systems SW capture SW capture recharge SW collab with WW SW treatment Tiger team

Question 2: Share up to 3 regulatory opportunities that most effectively align with achieving our goals of waters that are safe to swim

Actionable Activities Sample monthly Data Gaps QMRA technical data gaps Engagement Agency and NGO consensus Clear demonstration Collaboration Coordinate between agencies Departmental coordination Educate Encourage collaboration Expert panel Improve public communication Info sharing NGO engagement Public engagement

Public health officials Public support SB RB collaboration Statewide collaboration Tribal, culturally based WQO Trust **Funding** Funding opportunities More funding Provide funds for agencies Resource leveraging SW tax Integrate New Science Reopener for new tech Science support

Science support Science driven regulations Studies

Timelines align with science Joint Fact Finding Determining the source Identify BMP effectiveness Identifying barriers Monitor different human sources Natural source exclusion Pilot project opportunity Rapid test Sampling in same areas Upstream indirect sources Leadership Credit for action Credit for progress Credit for targeted actions More accountability

Regional Board Freedom

California Bacteria Summit | September 14-16, 2022 | Virtual Viewer Information





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Regional Monitoring Support for regulatory project **Risk-Based Communication** Notification of spills Specific RB guidance SSO control SSO notifications Streamlined reporting **Risk-Based Implementation** Adaptive management Creative solutions Extend TMDL without TSO Holistic thinking Implement based on risk Implementation focus Incentive for risk based Incentives for actions Monitoring More sampling Prescribed implementation Prioritization of sources Prioritize risk Prioritize waterbodies QMRA implementation QMRA reference manual Schedule extensions Seasonal use suspensions Seasonality to uses SSOs Storm event waiver Wet weather pause Wet weather variance

Risk-Based Regulation

Alternative compliance pathways Alternative TMDL guidance Attainment documentation Beneficial use BMP based compliance Change the objectives Changes to beneficial uses Compliance Compliance pathways Continued creativity Control plan vs TMDL Correct Beneficial Uses Correct use designations Flexibility Focus on most used waters Focus on real goal Framework for alternative to TMDL HF183 objectives Holistic approach Narrative objective Non TMDL pathway Performance-based Permit Permit and TMDL flexible Permit flexibility Reevaluate beneficial use Reference approach guide Regional regulatory aid Regulatory flexibility Remove legal constraints Risk-based indicator Risk reduction standards Risk-based

Risk-based approaches Risk-based standard Risk-based target Site specific objectives Site specific QMRA Site-specific Soften terms of compliance Statewide approach Statewide compliance path Statewide HF183 objective Summarize multiple permits into one TMDL TMDL amendment Trash amendment model Trash policy model Try new things in TMDL use designation Use state standards WQ over compliance Yearly average HF183 Other Accessibility of data Aariculture City effort credit TMDL Clean Confined animals Duration Enforcement Legislative updates Low high flow suspension Source reduction credit Suspend Rec high events Suspension





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Question 3: Share up to 3 regulatory opportunities that most effectively align with achieving our goals of shellfish that are safe to eat

Engagement

Agency collaboration Better public health information CDHP collaboration Clarity Clear streamline communication Collaboration Coordination NGO engagement QMRA food literature review QMRA reference manual Specific RB quidance Funding Consider subsistence Consumption rates Integrate New Science Emerging science guidance Improved indicators More studies Leadership Expert panel Holistic thinking **Risk-Based Communication** Notification of spills Enforceable waiver **Risk-Based Implementation** Best practices Performance **Risk evaluation** Risk uses consumption Risk-based target SSO control Subsistence vs commercial

Risk-Based Regulation

Actual risk-based standards Alternative indicator Beneficial use Change the objective Correct use designation Define different use Define standards Designated areas Locations for subsistence Monitoring Policies Safety No 303(d) listing Public health based Recreation vs commercial use Remove legal constraints Review beneficial uses Review standards Revise beneficial Uses Risk-based objectives Risk-based standards Sensible objectives Source control standards State standards Statewide compliance path Subsistence Index Tissue based QMRA TMDL alternatives Trash policy model Upstream source management Use attainability UAA

<u>Other</u>

Use designation Be careful or salmonella BMP effectiveness Grazing Redefine Same program with CDPH Short term relief Support indigenous uses Technology Uniformity Updates





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

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Top 3 Big Picture and Near-Term Ideas for Achieving Our Goals

| Theme | Idea |
|-----------------------|--|
| Actionable Activities | List of baseline activities that should be doing is really needed. What is needed to do to get to the |
| | goal? |
| | Address gaps in science to help consider alternative thresholds if needed. |
| Data Gaps | Urgent vs importance in technical guidance and decision making |
| | More research! And laboratory capabilities and real-time data. |
| | Near term action. Need to engage with the NGOs and figure out how to have a collective dialogue to get to collaborative action. |
| | Communication and collaborative messaging. |
| | Engage with NGOs and stakeholders at a regional level. Have regional engagement. |
| | Improving communication with public about bacteria. |
| Engagement | Collaboration and engagement with EVERYONE - community members, permittees, regulators, NGOs, other govt agencies is crucial to begin to affect change. Messaging and communication are as well. |
| | broader public engagement and provide resources to execute |
| | Statewide consistency and annual communication. |
| | Consensus for basic action |
| | Work with NGOs to develop consistent messaging for the public |
| Funding. | Establish and target funding mechanism to identify high risk infrastructure to prioritize source reduction. |
| Funding | Framework that provides need-based funding support and assistance in applying for and managing grants. |
| Integrate New Science | Explore ways to allow state and regional boards to use new science as it becomes available. |
| | Joint fact finding ahead of TMDLs and tools that promote development of better models, source identification methods, and high-resolution 3D mapping of infrastructure. |
| Joint Fact Finding | Developing processes for communicating with all interested parties so we can come together in a manner that creates constructive dialogues. |
| | Cohesion amongst regional + state + all |
| Leadership | State board leadership in coordinating/communicating for consistency |
| | Develop a structure and process for an integrated approach to permitting |
| Other | Apply the technology to clean stormwater |
| | Marine spatial planning |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea |
|------------------------|--|
| Risk-Based | Index to weigh risk |
| Communication | Communication to the public and among agencies |
| | Accurately assess conditions, then target actions at most dangerous sources of contamination, |
| | Moving towards risk-based assessments. |
| Risk-Based | Identify a toolkit of actions that should be taken to address risk. |
| Implementation | Develop a simplified computer program to determine risk. Ideally this would allow for an individual ton input WQ information that is specific to a waterbody. |
| | Better source tracking tools. They need to be simpler, more affordable, and real-time. |
| | Update provisions based on more current science and allow for local use of compliance pathway tools and risk-based factors. |
| | Flexibility for regulators and for permittees in compliance. |
| | Flexibility in TMDL implementation. |
| | Discussion about how could look at alternative ways of demonstrating whether or not the standards are met with confidence that waters are safe to swim and shellfish are safe to eat. |
| | Flexibility in reviewing and adjusting TMDLs. |
| | Risk-based regulations |
| | Brainstorm ways to provide regulatory flexibility (i.e., allow multiple pathways to compliance). |
| Risk-Based Regulations | Pathways to compliance |
| Nisk-Dased Regulations | Short Term: have all agencies focus on controllable sources. Allow Reg Boards flexibility for region specific Long Term: Develop state-wide criteria for: High flow suspension Use Attainability Analysis Credits for addressing controllable sources |
| | Revise use of FIB as a standard. Could use FIB and a preliminary screening to inform need to target monitoring efforts |
| | Regulations resulting to best protection of human health minus cohesion amongst regional + state + all |





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Big Picture and Near-Term Ideas for Achieving Our Goals-Brainstorming Ideas

| Theme | Idea |
|------------------|--|
| Actionable Items | Developing "little g" statewide guidance, non-regulatory, for all implementing parties to use (building on existing guidance, e.g., SCCWRP, ASCE) |
| Data Gaps | Increase precision of source identification |
| | Near term, what are the data gaps upstream? |
| | Data gaps to help identify alternative indicators/approaches if needed |
| | Address data needs and standards for inland beach monitoring (e.g., higher quality and long-term data sets to inform future studies, QMRA, etc.). |
| Engagement | Near term & long term: state providing reference document to guide regional, municipal, permittees; like what LB Nye mentioned of something providing confidence to present to their boards |
| | Near Term: Identifying a third party with expertise to have a voice in conversation |
| | Reduce/eliminate separate meetings to reduce "he said, she said"; getting NGOs and all stakeholders in the conversation real time |
| | Provide resources to disadvantaged groups to be able to attend these conversations; not just environmental NGOs = representation matters but many may need assistance to get here; even a 2-hour period to answer questions from online; not that they lack interest but may just lack resources |
| | Need to figure out a way to have a dialogue with the NGOs and figure out a path forward to collective action. |
| | List of actions that everyone should be doing with agreements to help build trust and understanding of expectations and create accountability. |
| | Near Term: Similar style summit should happen on regional level to discuss regulatory protections |
| | List of actions needs to be A level of effort, not just baseline. |
| | Near Term/Big Picture: Overcoming political barriers; engaging with NGOs meaningfully; expert panel with NGOs as well |
| | Gaps in Communication-People interpret words in different ways and need to work on how to talk effectively with each other to understand the successes and what else needs to be done |
| | Near Term: State Board have blanket statement about how to handle wet weather events |
| | open and proactive conversation |
| | communication with NGOS |
| | Transparency is commonly requested but how transparent is confusing and how that information is used is unclear |
| | Current reporting requirements are complicated and difficult to relay to the public. |
| | Near Term/Big Picture: Increasing understanding of how collection systems work |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea | |
|-----------------------|--|--|
| | Statewide action campaign for public messaging | |
| | Any next step needs to prioritize equity, tribal and cultural resources, and subsistence. | |
| | outreach/communications beyond those here | |
| | All parties should meet annually. | |
| | Big Picture: Engage NGOs and make environmental justice a priority | |
| | aligning vision from the people who work in all sections of the spectrum; and making sure | |
| | everyone gets a spotlight; field visits to experience the problem and hard work | |
| Funding | Remove pressure off of MS4 permittees to solve problems outside of their purview (unhoused | |
| | population). | |
| | Cost effectiveness of TMDLs/permits | |
| | Resources for stormwater | |
| | program-wide funding rather than project specific to provide flexibility | |
| | Tri-plex-type test to determine source and funding for its development | |
| | Support from Waterboards on actions so entities can get funding/support | |
| | Increased coordination with public health departments (both state and local) and funding to | |
| | support local health department actions/activities. | |
| | Establish and target funding mechanism to identify high risk infrastructure to prioritize source | |
| | reduction. | |
| | Stop dis-incentivizing innovation (i.e., bioswales and green infrastructure) | |
| | funding availability and coordination and suppling it | |
| Integrate New Science | Need affordable, readily available, real-time tools to take immediate action for source | |
| | identification and response. | |
| | supporting equitable scientific innovation | |
| | Develop SWB guidance on how to implement the two tools for permittees (Reference tool and | |
| | Natural Source Exclusion tool). | |
| | More data and research is needed on shellfish harvesting inland waters (e.g., locations and | |
| | risks). | |
| | Evelop guidance on now to use the existing tools in the toolbox | |
| | Explore ways to allow state and regional boards to use new science as it becomes available. | |
| | Research and apply the technology to clean SW. | |
| | creating an inventory of science to make information available. Fundamental agreement that | |
| Loint Foot Finding | Suuy results are regillinate. | |
| Joint Fact Finding | Tuenury controllable sources | |
| | spatial areas). | |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea |
|--------------------------|--|
| | Determine if TMDL should apply to all tributaries, some creeks/ drainages are intermittent and may not contribute to mainstem exceedances. |
| | Figure out how to address the near term TMDL deadlines. |
| Leadership | Maintain pathway for continued interagency collaboration (i.e., research, diversion |
| - | consensus for basic action |
| | Increase local and state interagency collaboration - move away from jurisdictional boundary mentality |
| | collaborations between regional boards too and more frequent conversations |
| | cross sector collaboration |
| | Relationship building |
| | Figuring out the best way to fold in the health professionals. |
| | Create a framework for engaging with other partners in solving the problem |
| | Getting credit for actions towards compliance |
| | Credit and spotlight the good efforts too not just calling out the "bad" |
| Risk-Based Communication | Emphasize the goal of achieving safe to swim/eat, if meeting the FIB objective is not realistic. |
| | Near Term: Recognizing indicator bacteria may not be best mechanism for proving Safe to Swim/Safe to Eat |
| | Recognition that FIB may not be realistic in some situations. |
| | Defining the criteria for use attainability |
| | Identifying how we are identifying progress, what metrics we use and be clear in what the challenges are. |
| | Recognizing when beneficial use is not occurring and allowing for flexibility with compliance. |
| | Expanding predictive modeling tools to identify and communicate real time risk (both inland and coastal). |
| | Consistent guidance or templates for communicating risk effectively to the public (e.g., |
| | consistent signage statewide and using infographics). |
| | Changes in messaging (annual grading scale like restaurants) |
| | Improving Water Board's internal permitting coordination (e.g., stormwater programs, NPDES). AKA Statewide consistency. |
| | Update and align terminology so that it's more consistent (i.e., indicator bacteria). |
| | Guidance on wet weather work |
| | Develop a consistent messaging to the public - work with NGOs in messaging |
| | USEPA scientific guidance on pathways |
| | Big Picture: Improve communication about bacteria levels and where bacteria is coming from |
| | technical workshops in EO meetings; State boards providing technical and communicate collaborative efforts to regional |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea | |
|----------------------------------|--|--|
| | Incentivize SSOs | |
| | Communicate what safe really means. Could use an index to indicate severity of risk (AQI or | |
| | fire risk rating as model). | |
| | Consistency of messaging to NGOs, with clear options for compliance. | |
| | Communicate beach hygiene to younger generations (short term). | |
| | Guidance from the state level to regions on suspensions | |
| | Language for allow flexibility | |
| | Rapid monitoring for risk communication. Need real-time communication for the public. | |
| Risk-Based Implementation | Contamination from unhoused may be over inflated, should focus on source ID. | |
| | Near Term: Prioritization of how to assess wet weather vs dry weather events | |
| | Mechanisms to manage capacity inland | |
| | Near Term: Prioritization of waterbodies based on recreational use and anticipated use; resilience in the face of heat waves | |
| | Attempt bacteria control plan prior to TMDL development (Short Term). | |
| | Transition to rapid test methods to be more protective of public health (e.g., ATP). | |
| | State Board could provide support to Regional Boards as they try risk-based approaches. | |
| | Better source tracking tools- easier, more affordable and real-time | |
| | urgent vs importance guidance from State to clarify and understanding what's "high" | |
| | concentration = shouldn't be relative or subjective | |
| | Provide guidance and framework for Regional Board implementation alternatives. | |
| | Identifying what can be done during dry weather that might help during wet weather and how we can use the tools for source tracking to help with identifying solutions during wet weather. | |
| Risk-Based Regulations | Reconsidering how we broadly apply the REC-1 BU to all WBs where there is no recreation. Apply common sense to where we designate REC-1. | |
| | Compliance pathway with agreement on the things that need to get done and reasonable timeline for doing that. | |
| | Characterizing controllable and non-controllable sources from a stormwater program | |
| | perspective. | |
| | Add compliance schedules to bacteria provisions | |
| | Treat bacteria the same as all other water quality objectives. Maybe need to think of a | |
| | different approach. | |
| | Beneticial use assessment | |
| | Near Term/Big Picture: Adapting REC standards to more and regions | |
| | Revise use of FIB as a standard. Could use FIB as a preliminary screening to inform need to | |
| | Larget monitoring enorts of types of analyses. | |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea |
|-------|--|
| | use alternative pathway |
| | |
| | Performance based compliance standards |
| | Flexible compliance schedules |
| | inclusion of inland water ways |
| | Marine spatial planning- monitoring in real time for SHELL and push it out-shore |
| | Alternative compliance pathways |
| | Big Picture: Determine alternative means of how we work on TMDLs (Plan B track) |
| | Near Term: TMDL re-opener to revise objectives and reevaluate stream studies, etc. |
| | Near Term: Find an appropriate threshold for shellfish |
| | Risk-based regulations |
| | Simplified computer program (e.g., plug and play) to determine risk. Ability to input a variety of WQ information to determine site specific risk. |
| | Index to weight risks |
| | Create regulatory flexibility with the goal to minimize threat or fear to participate in efforts and studies that would help realize the overall goal. |
| | Develop an integrated approach to permitting |
| | A proposed indicator tool should link to a risk-based level that informs prioritization of actions. |
| | Use the flexibility in the provisions to apply SSOs. |
| | Permittees need options for compliance pathways. |
| | pathway evaluation process |
| | Flexibility in regulations to allow Regional Boards to take adaptive approaches. |
| | Risk-based water quality standards could be used in TMDLs where FIB is not appropriate. |
| | Coordination with public health experts on future regulatory approaches. |
| | Brainstorm ways to provide regulatory flexibility (i.e., allow multiple pathways to compliance). |
| | Review and revision of the TMDL process allowing for flexibility and integration into new |
| | standards. |
| | A proof of concept at a watershed scale- invest into a single watershed, identify the |
| | limitations/what we can achieve, and extrapolate to individual WBs. |
| | risk based framework |
| | Big Picture: How to move towards risk-based assessment |
| | Different sources have different correlation with risk, if can enumerate that the risk has been |
| | addressed, will the science be far enough along to enumerate the risk from natural sources to |
| | DE ADIE LO CIEATE NEW STANDARDS ? |





Attachment C - Bacteria Summary Day 3 Small Group Discussion Feedback

| Theme | Idea |
|-------|--|
| Other | Help Desk resources for TMDLs |
| | Need to identify if unhoused populations are a contribution to water quality problems and risk in receiving waters-Data Gap. Determine what the sources are and whether they are contributing to risk. |
| | strong voice on equity (inclusion of tribal folks in the conversation) |
| | Knowing what does work so have in the toolbox and know what won't move the needle or is questionable |
| | Progress moves at the pace of trust - build trust. |
| | Incentivize people doing the right thing. |





Attachment D - Bacteria Summary Post Summit Survey

| Question | Responses |
|---|--|
| What were your greatest learnings from the Summit? | Agency collaboration at all levels is important to achieve the common goal of swimmable water and safe to eat shellfish. There are enough scientific tools to guide meaningful management actions, but a regulatory framework is lacking to incentivize innovative solutions. |
| | There is interesting science being done, but not linked to (walking down) a future compliance nathway |
| | It appears that there is likely room for improvement when it comes to how we assess waterways for human and animal pathogens, especially when it comes to re-evaluating waterway use (especially with climate change as some waterways are now dry) and how we understand risk, and taking a more targeted approach instead of a one size fits all model |
| | We are still severely limited by outdated standards and difficult, seldom utilized processes (because time consuming and extremely costly) such as natural source exclusion & SSO's even though there is so much more science available that demonstrates the issues with current standards. Although a great effort and extremely well put together, at the end I left with little hope of any positive changes in the near term (5 years). |
| | Great information on the state of the science (especially risk assessment) and regulatory limitations. |
| | I learned that local waterboards throughout the state are in different stages of implementing Bacteria regulations. Local waterboards vary in their openness or opposition to alternative risk- based approaches to addressing bacteria. I learned that public messaging can be very important for communications regarding perceived and actual risks to human health. |
| | I have a much better understanding of the risk analysis behind the standards and the risk associated with different pathogen sources. But I'm concerned that the standards in the pathogen TMDL my jurisdiction has a WLA for aren't particularly relevant to what we're trying to achieve. |
| | Understanding the impact across the state. |
| | Potential regulatory willingness to set science-based, risk-based standards at least from state WB (LA/SD regions less certain). |
| | That everyone appears to be aware of the challenges with the bacteria standards and want to work toward a solution. |
| | The science has come a long way. Regulations that utilize the newer science are lagging. |
| | Historically used Fecal Indicators can be an effective tool in understanding water quality but have significant limitation as predictors of health risk. In order to make our recreational waters safe to swim, we will need to use the latest scientific approaches to develop effective source control |
| | strategies and stormwater projects. If we are not wise in how we approach this problem, a lot of public funds will be spent towards water quality compliance, but little progress will be made towards |
| | having sater recreational waters. We need water quality regulations to incorporate the latest science so that responsible agencies have incentives to invest in the science and targeted mitigation efforts |
| | What areas of current bacteria regulations that the State and Regional Water Boards are most open to making changes in. |





Attachment D - Bacteria Summary Post Summit Survey

| Question | Responses |
|-------------------------------|---|
| What suggestions do you | SWB/RBs to develop a state-wide bacteria reduction implementation plan that includes action- |
| have for potential follow up? | based compliance pathways for the permittees. |
| | Compliance cost discussion or loss of environmental flows. |
| | It would be great to have the NGO perspective as well as perspectives from lower income |
| | communities and tribal communities which were not represented at this meeting |
| | Continue conversation, make short term goals |
| | 1) More information/examples for freshwater; 2) consideration of tribal uses; 3) coordination with |
| | HAB efforts; and 4) discussion on standard procedures, data quality, and public availability of data. |
| | I suggest that the State Board initiate a Tech Advisory committee to draft a path forward for alternative risk-based compliance. |
| | Reopening and updating pathogen TMDLs: What is the Water Board's commitment to using the |
| | best available science and addressing TMDLs that are past their target dates? How do we move |
| | past requirements to monitor water quality with the same methods we've always used if the |
| | methods aren't providing the best or most meaningful data? |
| | Aquaculture: Building bridges between stormwater and water quality programs and commercial |
| | aquaculture operations. What is working and what isn't? The summit discussed recreational |
| | shellfish harvesting but I didn't hear much discussion about commercial aquaculture operations |
| | beyond what Public Health presented. Has anyone established a successful strategy for |
| | collaborating with commercial shellfish growers to better understand water quality trends? |
| | Would be interesting to have the people in the same regional board areas connected |
| | Case study beaches in LA and SD regions where risk-based site-specific objectives are being pursued |
| | A written statement by the State Board encouraging stakeholders to conduct studies to support the |
| | evolution and application of new science. Continued discussion on the topic. State Board |
| | supporting regions with incorporating new concepts in TMDLs. |
| | It would be helpful if the State Board would collaborate with Regional Boards (and other key |
| | stakeholders) on specific Bacteria TMDLs to demonstrate the utility of new scientific approaches in |
| | a novel regulatory framework. For example, the LA Regional Board will be developing a new |
| | where compliance strategies rely on identifying and mitigating high-risk source(s) of fecal bacteria |
| | Maybe a fact sheet defining key scientific points about bacteria, water guality objectives, and health |
| | risk. Perhaps they could be ranked by confidence level related to the fact point. These fact points |
| | would then be the foundation for future discussions as without agreement on the key points |
| | misinformation will cloud future discussions. |





Attachment D - Bacteria Summary Post Summit Survey

| Question | Responses |
|--|---|
| Any remaining questions you were left with? | What was the value in the small group summary slides. What was their outcome or implementation path. |
| | How do we maintain the quality of waterways for recreation while also directing resources |
| | appropriately and creating equitable regulations with suitable guidance |
| | Why aren't the wastewater agencies brought into the discussion and why aren't their WDRs |
| | addressing this topic?, are people getting sick? I don't hear of reports of people getting sick, |
| | permittees are stuck with controlling both controllable and uncontrollable as there is little flexibility in |
| | regulations and permittee are guilty until proven innocent (everything characterized as controllable unless you can prove natural/uncontrollable) and that is seldom possible |
| | Costs for different monitoring or study options (aPCR_OMRA_etc.) |
| | What is the best way to keep Wastewater agencies engaged in the dialogue? How do we get |
| | wastewater to understand their bacteria contribution and their share of addressing the issue? |
| | How can we use the EPA Sanitary Survey format to add value to the FIB data we are collecting as |
| | part of our WAAP? Can we extract more value from our limited monitoring data if we have more |
| | comprehensive environmental data, or do we need to ramp up the frequency of testing and re- |
| | examine the test methods we're using? |
| | How do we fix the issue of bacteria? |
| | Whether passing risk-based site-specific objectives will actually be possible with either the LA or SD Regional Board given anticipated eNGO opposition. |
| | What is the path to compliance? |
| | Most people expressed the feeling like it will take 10+ years to address the issues with bacteria |
| | objectives. If this is such a big issue from a human health and regulatory perspective, why does it |
| | need to take 10 years to address? |
| | Are NGOs willing to accept to embrace these newer scientific tools if they result in more effective |
| | reduction in pathogens/risk? |
| | A better understanding on beneficial uses and proper designation to begin with especially potential |
| | beneficial uses. Regulations should be required to include what would be needed beyond just |
| | water quality to achieve the potential beneficial use (e.g., removal of concrete channel walls, public |
| | these potential beneficial use waterbodies |
| | |





Attachment D - Bacteria Summary Post Summit Survey

| Question | Responses |
|--|--|
| Any other feedback you would like to share with the organizers/facilitators? | Hope the NGOs can join the conversation and work together toward the common goal. Interesting, but I didn't see a light at the end of the tunnel, just distracting fireflies. I think without the perspectives of folks outside of the water boards and CASQA, it's really challenging to adequately understand the complexity of this issue and the perspectives of the diverse residents of the state of California. I think in the future events like these need to push to have more representation present to have a well-rounded discussion of the issues |
| | This conversation is long overdue and it was a great effort, its seems like it will be a very long road to make any progresspermittees are guilty until proven innocent which is extremely challenging and costly to do, if possible at all Coffee and snacks were an unexpected luxury. Lunch places were very busy or a bit far to walk to. |
| | Sale of lunch boxes would be convenient to many folks. I'd love to learn more about what is (and isn't) working for Phase II communities who are grappling with bacteria loading in natural waterways. Several of the tools/remedies highlighted by Phase I jurisdictions (Dry weather diversion, UV treatment) aren't applicable for Phase II's that are working in semi-natural channels with mandated minimum flow requirements. I'd appreciate a deeper discussion on what tools we should be reaching for when proven Phase I strategies aren't on the table. |
| | Thank you, you all did an amazing job on what could have been a snooze fest. The organizers/facilitators did an incredible job. It was clear that a lot of hard work went into putting the summit together. I really appreciated the information and discussion. I hope we can continue the discussion in a similar format. |
| | I really appreciate the State Board embracing the summit and playing a strong leadership role in water quality standards. By having regulators acknowledge what is working and what is not has already helped me convince stormwater managers that these new tools are worth the investment and that our implementation efforts should follow the science (even though it may take a while for the regulations to be updated accordingly). |
| | presence the State Water Board seemed unwilling to discuss next steps and so there is concern that momentum will now be lost. |