

RESOLUTION AUTHORIZING THE CREATION OF AND THE CITY'S MEMBERSHIP IN
THE HAW RIVER NUTRIENT COMPLIANCE ASSOCIATION

WHEREAS, since 2010 both of the National Pollutant Discharge Elimination System (NPDES) permits for the City of Greensboro Water Reclamation Facilities have contained annual mass-based total phosphorus limits which are based on the State of North Carolina Division of Water Resources calculations from the Jordan Lake Rules for the Haw River Arm of Jordan Lake;

WHEREAS, the cities of Burlington, Graham, Greensboro, Mebane and Reidsville ultimately discharge to the Haw River Arm of the Jordan Lake watershed and have expressed an interest in forming a Haw River Nutrient Compliance Association (Association) which will serve as a non-profit corporation with a separate state-issued permit for total phosphorus;

WHEREAS, the total phosphorus limit in the Association's NPDES permit would be the sum total of the annual mass limits for all five cities;

WHEREAS, the Association would serve as a "safety net" for dischargers, in case at the end of a calendar year one of the members had experienced an operation problem and failed to meet their individual limit;

WHEREAS, the Association would initially be formed to only address total phosphorus limits, total nitrogen mass limits will be effective for the City of Greensboro and most of the other four Haw River dischargers in 2021, and the by-laws would include a provision to allow the members to vote to incorporate and implement the same approach for total nitrogen annual mass limits;

WHEREAS, the fees to create the Association are estimated at \$10,000 which is a potential cost savings due to avoided fines for non-compliance as the result of the creation of the Association.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the creation of and the City's membership in the Haw River Nutrient Compliance Association is hereby authorized.