



Nebraska Department of Environmental Quality

June 2013

NONPOINT SOURCE POLLUTION MANAGEMENT PROJECT PROPOSALS INVITATION AND PROCEDURES

The Nebraska Department of Environmental Quality (NDEQ) is inviting proposals for funding under the Nebraska Nonpoint Source Pollution Management Program authorized through Section 319 of the Clean Water Act as administered by the U.S. Environmental Protection Agency. The department may consider the submitted proposals for the federal 319h grants awarded in 2013 and 2014 federal fiscal years.

Funding eligibility, criteria for prioritization, application format, and special conditions are outlined in these procedures.

REQUIRED FORMS AND DEADLINES:

Submissions must contain **ALL** the required materials to be considered for funding, including:

- Application Forms
- Project Narrative

These forms are available online at <http://deq.ne.gov>. To be considered a Hard Copy of your proposal must be received in the NDEQ office, no later than the RFP Deadline:

4:00 pm on Tuesday September 3rd, 2013.

TO SUBMIT YOUR PROPOSAL:

All proposals **MUST** submit **One Hard Copy** of the proposal documents to:

Nonpoint Source Program
Nebraska Department of Environmental Quality
1200 N. Street, Suite 400
P.O. Box 98922
Lincoln, NE. 68502

QUESTIONS:

Please direct **any** questions you may have by e-mail to: **NDEQ.NonPointSource@nebraska.gov**

Questions must be received by 4:00 p.m., Central time, August 19, 2013. Responses to those questions will be posted on NDEQ's website, <http://deq.ne.gov>, by August 23, 2013.

NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY

PROCEDURES

for

NONPOINT SOURCE POLLUTION MANAGEMENT PROJECT PROPOSAL

FUNDING UNDER SECTION 319 OF THE FEDERAL CLEAN WATER ACT

June 2013

I. INTRODUCTION.

A. Procedures for Nonpoint Source Pollution Management Project Proposals.

This document constitutes the procedures for eligible organizations to submit proposals for nonpoint source (NPS) management pollution projects to the Nebraska Department of Environmental Quality (NDEQ) for funding under Section 319 of the federal Clean Water Act.

B. Background.

Section 319 of the federal Clean Water Act, as administered by the U.S. Environmental Protection Agency (EPA), provides funds to the NDEQ for the prevention and abatement of NPS water pollution and the rehabilitation of watershed resources. These funds are a potential source of support for surface and groundwater quality NPS management projects in Nebraska. Utilization of these funds for implementing NPS management projects requires a 40 percent non-federal funding match on the total costs of funded projects. Units and subunits of government, educational institutions, and nonprofit organizations are eligible recipients of sub-agreements from the NDEQ. Project eligibility and special conditions of these funds are described in this Invitation.

C. Grant Process.

Responsive project proposals will be reviewed by staff of the NDEQ and the EPA. Projects will be selected for full or partial funding and included in the NDEQ's Section 319 workplan and grant application submitted to EPA Region VII for funding. Projects are subject to final approval by the EPA. Project funding will be included in the EPA's Section 319 grant award to the NDEQ. Funds will be provided by the NDEQ by means of a sub-agreement with the project's sponsor.

The Federal Funding Accountability and Transparency Act (FFATA), Public Law 109-282 as amended, and associated Office of Management and Budget (OMB) directives, require registration by EPA assistance agreements in the Central Contractor Registration (CCR) database and a current Dun and Bradstreet Data Universal Numbering System (DUNS) number. Compliance with providing a CCR/DUNS number as part of the grant application will be verified as part of the administrative review process. The DUNS number will supplement other identifiers required by statute or regulation, such as tax identification numbers. Free registration and DUNS numbers may be requested at: <http://fedgov.dnb.com/webform>. The DUNS Number may be requested via the web and/or the dedicated toll-free DUNS Number request line at (866) 705-5711. Please do not delay requesting a DUNS number; requests for expedited numbers require payment of a fee. Funds cannot be awarded until a DUNS number is submitted.

D. Tentative Timetable:

September 3, 2013	Project proposals— <i>including a DUNS number</i> --received by the NDEQ.
September 19, 2013	NPS Review Committee review proposals.
October 4, 2013	Proposals are selected for development as Project Implementation Plans (PIPs).
November 4, 2013	Project Implementation Plans are submitted to EPA for approval.
January 15, 2014	Agreements developed for approved projects. Funding is made available to begin implementing approved Project Implementation Plans pending EPA award of Section 319 funds to NDEQ and EPA approval of the Project Implementation Plan.

II. PROJECT ELIGIBILITY

The state NPS Management Program seeks to protect public health and existing water uses, prevent water quality degradation caused by NPS pollution, and improve water quality degraded by NPS pollution to the extent feasible. Proposed projects should direct funding toward pollution prevention and watershed or aquifer resource rehabilitation through installation of best management practices, education, demonstration, monitoring, technical assistance, and aquatic habitat improvement. Funding also may be available for planning and assessments that are critical for identifying and evaluating nonpoint source problems in areas of interest, watersheds or aquifers. Research projects are not eligible for funding. Section 319 funds must be used for NPS management activities based on the state priorities identified under the purview of NDEQ's *Strategic Plan and Operating Guidance for Implementation of the Nebraska Nonpoint Source Pollution Management Program: 2000-2015* (<http://deq.ne.gov/>).

A. General Project Requirements.

1. Projects must address an identified state NPS area of interest, waterbody, or groundwater area, or an identified NPS concern.
2. Surface water or groundwater projects must address a hydrologic unit, watershed or surficial area of manageable size: generally 50-square miles (32,000 acres) or less. Information and education projects must address enhancement of statewide capacity to deliver NPS information and education.
3. Projects must have good potential for success (i.e., tasks must yield measurable improvement in water quality, resource integrity, citizen attitudes and behaviors, etc.).
4. Public support and involvement in project planning and implementation must be demonstrated.
5. Project funding must include, at minimum, a 40 percent nonfederal match of total project costs. Nonfederal funding may include in-kind goods and services.

B. Areas of Interest, Waterbodies, and Groundwater Areas for Section 319 Projects.

1. Areas of Interest identified for the development and implementation of surface water quality NPS management actions and aquatic habitat improvement (Attachment A^{*}).
2. Identified areas for aquatic habitat rehabilitation only (Attachment B).
3. Groundwater areas of interest identified for the development and implementation of groundwater quality NPS management actions (Attachment C).

Note: The above areas of interest are not meant to be inclusive of all watersheds of the state. An area not appearing on these lists may be considered for surface or groundwater management actions (including Section 319 funding) if information for the watershed/area is provided that identifies a significant NPS surface or groundwater quality impairment or threat.

C. Priority NPS Issues and Concerns for Section 319 Projects.

Priority NPS issues and concerns are identified in Attachment D. Projects that address these issues or concerns are eligible for funding.

** Attachments are revised (6/13) from corresponding tables and figures in the “Strategic Plan and Operating Guidance for Implementation of the Nebraska Nonpoint Source Pollution Management Program: 2000-2015.”*

III. PROJECT RESTRICTIONS

1. **Funding.** Requests for Section 319 funds generally may not exceed \$300,000 except for projects implementing a watershed/groundwater area management plan approved by NDEQ. Indirect costs, if authorized, may not exceed 10 percent. If income is anticipated from the project or products of the project, estimate the amount expected to be generated and describe how those funds will be used to support project activities.
2. **Management Actions.** Management actions must be related to specific project objectives and the identified pollutants or NPS issues of concern. Section 319 cost sharing for installation or implementation of best management practices (BMPs) is subject to the requirements noted below.

Note 1: The total federal contribution from all federal sources of cost sharing to any individual may not exceed 75 percent of the total cost of the practice or activity; all cost-share rates are subject to approval by EPA. Recipients of Section 319 cost-sharing to install BMPs must agree to comply with the operation and maintenance requirements for such practices as identified in the Natural Resources Conservation Service's (NRCS) Field Office Technical Guides or other appropriate federal/state/local standards. Landowners and operators receiving Section 319-funded cost-share must practice nutrient and pesticide management consistent with the NRCS's Field Office Technical Guide or other appropriate federal/state/local standards. Section 319 grant funds may not be used to install BMPs on areas where pollutant loadings or severity have not been quantified. Landowners and operators must agree to make the BMP installation site available for demonstration activities and evaluation.

Note 2: Installation of BMPs must be consistent with a written management plan for the watershed or area to be addressed by the project. Applicants should submit, as appropriate, one (1) copy of the watershed or wellhead protection plan with the proposal. Where a watershed/area management plan does not exist, the proposal must accommodate development of a management plan that is consistent with the Community-based Approach to the Watershed Management Planning Process or Wellhead Protection Area Management Planning Manual as appropriate (available from NDEQ and on the website <http://deq.ne.gov>).

IV. SPECIAL PROCEDURES

A. Procuring and "Contracting" Agency.

The NDEQ is the sole point of contact for all aspects of the Invitation.

B. Submission of Proposals

1. In order to facilitate the proposal evaluation process, project proposals must be developed in the specified format and submitted to the NDEQ.
2. All proposals become the property of the State of Nebraska upon receipt and will not be returned.
3. A DUNS number **must** be submitted with your proposal.
3. All proposals must be received by the NDEQ no later than:

4:00 p.m., Central Time, September 3, 2013.

4. All proposals must be submit **One Hard Copy** by the RFP deadline.

To Submit Your Proposal Please:

Mail **One Hard Copy** to:

Nonpoint Source Program
Nebraska Department of Environmental Quality
1200 N. Street, Suite 400
P.O. Box 98922
Lincoln, NE. 68502

Applicants lacking the means or experiencing transmittal difficulties when submitting a proposal application should contact Patrick Hartman, (402) 471-3382, no later than August 30, 2013, to arrange an alternative method of submittal.

C. Required Submittal.

In order to be eligible for consideration, the proposal must include the following documents:

- Completed Application Forms
- Project Description formatted as described in Section 11 of the Guidelines and Instructions for Completing the NPS Proposal Application and item #11 on the Proposal Application Forms.

D. Late Submittal.

It is the responsibility of the potential project sponsor to ensure that proposals arrive in the Lincoln office of the NDEQ prior to the time indicated herein. Late proposals will not be considered.

E. Selection Process.

All responsive proposals submitted as a result of this Invitation will be reviewed by the NDEQ and EPA staff. Additional external technical reviewers may be asked to review some proposals. The NDEQ will consider the recommendations of the reviewers in selecting projects for potential funding. Sponsors of selected projects will be invited to develop a detailed Project Implementation Plan (PIP) for final review and approval by the NDEQ and EPA. Approved projects may be fully or partially funded at the discretion of NDEQ and EPA. The decision of the NDEQ regarding selection of projects shall be final.

F. Cost of Preparing Proposal.

The State of Nebraska is not liable for any cost incurred by respondents in replying to this Invitation.

G. Rejection of Proposal.

The NDEQ reserves the right to reject any or all proposals received as a result of this Invitation.

H. State to be Held Harmless.

Respondents agree to hold and save the State of Nebraska, the NDEQ, its officers, agents, and employees free and harmless from any and all claims, demands, damages, losses, costs, expenses, or liability due to or incidental to, either in whole or in part and whether directly or indirectly, the performance of this Invitation or subsequent Cooperative and/or Intergovernmental Agreement.

I. Standard Conditions and Terms of Award Agreements.

Subsequent agreements and procurement will be in accordance with the appropriate State of Nebraska requirements and EPA's Region VII Section 319 requirements.

V. STATE CRITERIA FOR PRIORITIZATION OF PROJECT PROPOSALS

A. Evaluation overview.

The NDEQ will initially review all proposals accepted for responsiveness. If a proposal is determined to be responsive, NDEQ will review the proposal for technical merit and importance in meeting objectives of the state Nonpoint Source Pollution Management Program. Projects must meet the eligibility requirements as specified in Section II. The NDEQ staff will conduct a comprehensive, fair, and impartial evaluation of all responsive proposals received in reply to this Invitation based on the projects' importance in implementing the State NPS Management Program and addressing NPS pollution in the state. The NDEQ administration will consider this evaluation when selecting and recommending projects for full or partial funding. The approved projects will be included by the NDEQ in its Section 319 grant application to the Region VII office of EPA. The Region VII office of EPA must approve all projects for funding.

B. Responsiveness of Proposal.

A responsive proposal is one that agrees or complies with the mandatory requirements of the Invitation documents. A proposal does not necessarily need to describe or acknowledge each and every individual requirement of the Invitation. Generally, a proposal is considered responsive unless the proposal: 1) expresses disagreement with a requirement; 2) takes exception to a requirement; 3) proposes an action contradictory to a requirement; or, 4) fails to include mandatory submittal information. A non-responsive proposal will be eliminated from further consideration and will not be recommended for project funding.

Potential project sponsors must meet the following standards as they relate to the proposals under consideration:

1. Adequate financial resources for performance or the ability to obtain such resources as required during performance;
2. Necessary experience, organization, technical qualifications, skills and facilities to manage a project or the ability to obtain them;
3. Ability to comply with the proposed or required time of delivery or performance schedule;
4. Satisfactory record of integrity, judgment, and performance. A potential project sponsor shall present acceptable evidence of financial resources, experience, organization, technical qualification skills, and facilities to perform the service called for by the completed project.

C. Threshold Qualifications.

Failures to address items one through three below will disqualify a project proposal from further consideration.

1. Project is covered by the state NPS Management Program;
2. Proposal identifies how it relates to areas of interest, waterbodies, or issues/concerns;
3. The proposal addresses an actual or threatened water quality problem from nonpoint source pollution.

D. Disqualification.

A proposal will be automatically excluded from consideration if:

1. The potential project sponsor's name appears on the GSA Office of Acquisition Policy's most recent "Master List of Debarred, Suspended, and Voluntarily Excluded Persons".
2. The potential project sponsor has failed to make and/or report substantive progress on existing or previous Section 319 projects.
3. The potential project sponsor does not provide a DUNS number with the submission of the project proposal
4. The potential project sponsor does not submit the project proposal by the specified deadline for submission.

ATTACHMENT A - NON POINT SOURCE AREAS OF INTEREST

Areas of interest are identified for the development and implementation of surface water quality NPS management actions and aquatic habitat improvement. The watersheds are grouped by basin and waterbody type. Waterbody ID's are as designated in Chapter 4 of Title 117, Nebraska Surface Water Quality Standards

These areas of interest are not meant to be inclusive of all watersheds in the state. A watershed not appearing on this list may be considered for surface water management actions (including Section 319 funding) if information for the watershed is provided that identifies a significant nonpoint source surface water quality impairment or threat.

Waterbody Name	Waterbody Type	Waterbody ID
Big Blue River		
Big Indian Lake (11A)	Lake	BB1-L0030
Donald Whitney Memorial Lake	Lake	BB1-L0010
Diamond Lake South	Lake	BB1-L0020
Cub Creek Lake	Lake	BB1-L0080
Waco Basin	Lake	BB3-L0030
Lake Hastings	Lake	BB3-L0050
Recharge Lake	Lake	BB3-L0080
Oxbow Trail Reservoir	Lake	BB4-L0035
Arrowhead Lake	Lake	BB1-L0040
Rockford Lake	Lake	BB1-L0060
Walnut Creek Lake (2A)	Lake	BB1-L0100
Swanton Lake	Lake	BB2-L0005
Swan Creek Lake 5A	Lake	BB2-L0020
Henderson Pond	Lake	BB3-L0040
Hastings Northwest Dam Lake	Lake	BB3-L0060
David City Park Lake	Lake	BB4-L0010
Leisure Lake	Lake	BB1-L0070
Mission Creek	Stream	BB1-10100
Big Indian Creek	Stream	BB1-10800
Turkey Creek	Stream	BB2-10000, BB2-20000
West Fork Big Blue River	Stream	BB3-10000, BB3-20000
Big Indian Creek	Stream	BB1-10900
Beaver Creek	Stream	BB3-10300, BB4-10400
Lincoln Creek	Stream	BB4-20800, BB4-20900

Waterbody Name	Waterbody Type	Waterbody ID
Elkhorn River Basin		
North Fork Elkhorn River	Stream	EL3-10000, EL3-20000
Logan Creek	Stream	EL2-10000, EL2-20000
Maple Creek	Stream	EL1-10900
Pebble Creek	Stream	EL1-20100
Rock Creek	Stream	EL1-21000
Union Creek	Stream	EL1-21900
South Logan Creek	Stream	EL2-20800
Willow Creek	Stream	EL3-20200
Dry Creek	Stream	EL3-20400
Battle Creek	Stream	EL4-10400
Cedar Creek	Stream	EL4-11300
South Fork Elkhorn River	Stream	EL4-20700
Bell Creek	Stream	EL1-10700
Little Blue River Basin		
Crystal Springs East Lake	Lake	LB1-L0040
Alexandria Lake No. 3	Lake	LB2-L0030
Buckley Reservoir (3F)	Lake	LB1-L0010
Crystal Springs Northwest Lake	Lake	LB1-L0020
Crystal Springs Center Lake	Lake	LB1-L0030
Liberty Cove Lake	Lake	LB2-L0050
Crystal Lake (SRA)	Lake	LB2-L0070
Rock Creek	Stream	LB1-10200
Big Sandy Creek	Stream	LB2-10100
Loup River Basin		
Pibel Lake	Lake	LO1-L0130
Davis Creek Reservoir	Lake	LO2-L0015
Calamus River	Stream	LO2-11300 LO2-11400
North Loup River	Stream	LO2-10000, LO2-30000, LO2-40000
Cedar River	Stream	LO1-30300
Middle Loup River	Stream	LO3-10000, LO3-70000
Dismal River	Stream	LO3-50300
South Loup River	Stream	LO4-10000, LO4-20000, LO4-30000, LO4-40000
Beaver Creek	Stream	LO1-10600
Beaver Creek	Stream	LO1-10700
Loup River Canal	Stream	LO1-20200
Mud Creek	Stream	LO4-10100, LO4-10200
Turkey Creek	Stream	LO3-10200

Waterbody Name	Waterbody Type	Waterbody ID
Lower Platte River Basin		
Jenny Newman Lake	Lake	LP1-L0060
Fremont State Lakes	Lake	20 Lakes in System
Homestead Lake	Lake	LP1-L0355
Lake Babcock	Lake	LP1-L0450
Wagon Train Lake	Lake	LP2-L0030
Holmes Lake	Lake	LP2-L0040
Stagecoach Lake	Lake	LP2-L0050
Bluestem Lake	Lake	LP2-L0110
Wildwood Lake	Lake	LP2-L0120
Conestoga Lake	Lake	LP2-L0130
Olive Creek Lake	Lake	LP2-L0140
Branched Oak Lake	Lake	LP2-L0150
Pawnee Lake	Lake	LP2-L0160
East Twin Lake	Lake	LP2-L0240
West Twin Lake	Lake	LP2-L0260
Czechland Lake	Lake	LP2-L0270
Redtail Lake	Lake	LP2-L0280
Dead Man's Run	Stream	LP2-20400
Middle Creek	Stream	LP2-21100
Shell Creek	Stream	LP1-20600, LP1-20700, LP1-20800
Salt Creek	Stream	LP2-10000
Wahoo Creek	Stream	LP2-10100
Clear Creek	Stream	LP2-10110
Oak Creek	Stream	LP2-20500, LP2-20800
Antelope Creek	Stream	LP2-20900
Beal Slough	Stream	LP2-21500
Cardwell Branch	Stream	LP2-30100
Middle Oak Creek	Stream	LP2-20710
Middle Platte River Basin		
Gallagher Canyon Reservoir	Lake	MP2-L0570
Lake Helen	Lake	MP2-L0650
Clear Creek	Stream	MP1-10100
Spring Creek	Stream	MP2-20300

Waterbody Name	Waterbody Type	Waterbody ID
Missouri Tributaries		
Walnut Creek Lake	Lake	MT1-L0025
Wehrspann Lake (Site No. 20)	Lake	MT1-L0030
Ed Zorinsky Lake (site No. 18)	Lake	MT1-L0050
Carter Lake	Lake	MT1-L0090
Standing Bear Lake (Site No. 16)	Lake	MT1-L0100
Summit Lake	Lake	MT1-L0150
Candlewood Lake	Lake	MT1-ND
Powder Creek Lake	Lake	MT2-L0005
Buckskin Hills Lake	Lake	MT2-L0010
Chalkrock Lake	Lake	MT2-L0020
Plainview Country Club Lake	Lake	MT2-L0060
Glenn Cunningham Lake (Site No. 11)	Lake	MT1-L0120
Cole Creek	Stream	MT1-10111.1
South Creek	Stream	MT2-10520, MT2-10530
Papillion Creek	Stream	MT1-10100, MT1-10200
Big Papillion Creek	Stream	MT1-10110, MT1-10120
Little Papillion Creek	Stream	MT1-10111
Aowa Creek	Stream	MT2-10500
Bazile Creek	Stream	MT2-12400, MT2-12500
Bow Creek	Stream	MT2-11300, MT2-11400
Daily Branch	Stream	MT2-10521
Elk Creek	Stream	MT2-10100, MT2-10400
Omaha Creek	Stream	MT1-12000
North Branch West Papillion Creek	Stream	MT1-10252

Waterbody Name	Waterbody Type	Waterbody ID
Nemaha River Basin		
Kirkman's Cove Lake	Lake	NE2-L0040
Iron Horse Trail (WAM)	Lake	NE2-L0090
Pawnee City Lake	Lake	NE2-L0100
Burchard Lake (WMA)	Lake	NE2-L0120
Prairie Owl Lake	Lake	NE3-L0030
Winnebago Creek	Stream	NE1-10200
Duck Creek	Stream	NE1-11610
Buck Creek	Stream	NE1-11700
Unnamed Creek	Stream	NE1-12310
Weeping Water Creek	Stream	NE1-13000
Canada Creek	Stream	NE2-10500
Muddy Creek	Stream	NE2-10600
Little Muddy Creek	Stream	NE2-10750
Pony Creek	Stream	NE2-11200
South Fork Big Nemaha River	Stream	NE2-12100
Turkey Creek	Stream	NE2-12130
Johnson Creek	Stream	NE2-12132
North Fork Big Nemaha River	Stream	NE2-12200
Long Branch Creek	Stream	NE2-12330
Middle Branch Big Nemaha River	Stream	NE2-12610
Little Nemaha River	Stream	NE3-10000, NE3-20000, NE3-30000
North Fork Little Nemaha River	Stream	NE3-13100
South Fork Little Nemaha River	Stream	NE3-20300

Waterbody Name	Waterbody Type	Waterbody ID
Niobrara River Basin		
Grove Lake (WMA)	Lake	NI2-L0060
Cub Creek Lake	Lake	NI3-L0070
Valentine Mill Pond	Lake	NI3-L0170
Big Alkali Lake (WMA)	Lake	NI3-L0220
Gordon Creek	Stream	NI3-22200, NI3-22300
Sand Draw	Stream	NI3-12221
Bone Creek	Stream	NI3-12220, NI3-12230
Long Pine Creek	Stream	NI3-12300, NI3-12400
Niobrara River	Stream	NI2-10000, NI3-10000, NI4-10000, NI4-30000, NI4-40000
Verdigre Creek	Stream	NI2-10100
East Branch Verdigre Creek	Stream	NI2-10320
Steel Creek	Stream	NI2-10800
Eagle Creek	Stream	NI2-11700
Keya Paha River	Stream	NI3-10100
Long Pine Creek	Stream	NI3-12200
Plum Creek	Stream	NI3-13000, NI3-13100
Snake River	Stream	NI3-22500
Minnechaduza Creek	Stream	NI3-21900
North Platte River Basin		
Blue	Lake	NP2-L0150
Border	Lake	NP2-L0300
Minatare	Lake	NP3-L0060
Cochran	Lake	NP3-L0080
Otter Creek	Stream	NP2-10300
Pumpkin Creek	Stream	NP3-10100
Red Willow Creek	Stream	NP3-10900
Ninemile Creek	Stream	NP3-11700, NP3-12000
Gering Drain	Stream	NP3-12400
Winters Creek	Stream	NP3-12600
Tub Springs Drain	Stream	NP3-13000
Horse Creek	Stream	NP3-30600

Waterbody Name	Waterbody Type	Waterbody ID
Republican Platte River Basin		
Camp Hayes Lake (WMA)	Lake	RE3-L0080
Hansen Memorial Reserve Lake	Lake	RE3-L0030
Lost Creek	Stream	RE1-10200
Courtland Canal	Stream	RE1-20300
Thompson Creek	Stream	RE1-31200
Methodist Creek	Stream	RE2-10100
Cook Creek	Stream	RE2-10200
Prairie Dog Creek	Stream	RE2-10300
Beaver Creek	Stream	RE2-10610
Medicine Creek	Stream	RE3-10100, RE3-10200, RE3-10300, RE3-10400
Red Willow Creek	Stream	RE3-10500, RE3-10600
Stinking Water Creek	Stream	RE3-20220
Frenchman Creek	Stream	RE3-20200, RE3-20300, RE3-20400
Arikaree River	Stream	RE3-50400
South Platte River Basin		
Lodgepole Creek	Stream	SP2-10000
White Hat River Basin		
Meng Lake	Lake	WH2-L0030
Chadron Creek	Stream	WH1-11300
White Clay Creek	Stream	WH1-20100

ATTACHMENT B. – IDENTIFIED AREAS FOR HABITAT RESTORATION

Priority waterbodies identified for aquatic habitat restoration only. The region and county where the waterbody occurs is given.

Waterbody Name	Region ¹	County
Class I and II Rainwater Basin Wetlands	SE	Butler ² , Filmore ² , Polk ² , Saline ² , Seward ² , Thayer ² , York ²
Eastern Saline Wetlands	SE	Lancaster ³ , Saunders ³
Redtail Lake	SE	Butler
Louisville Lakes	SE	Cass
Class I and II Rainwater Basin Wetlands	SC	Adams ² , Clay ² , Franklin ² , Gosper ² , Hall ² , Hamilton ² , Harlan ² , Kearney ² , Nuckolls ² , Phelps ²
Helen Lake	SC	Dawson
Cottonwood Lake ⁴	NC	Cherry
Gracie Pond Lake ⁴	NC	Loup
Lake Ogallala ⁴	NC	Keith
Enders Reservoir ⁴	SW	Chase
Crescent Lake ⁴	PA	Garden
Chadron State Park Lake	PA	Dawes

* This priority listing is not meant to be inclusive of all waterbodies in the state. A waterbody not appearing on this list may be considered for aquatic habitat restoration (including Section 319 funding) if information for the waterbody is provided that identifies a significant aquatic habitat degradation concern.

¹ SE = Southeast, NE = Northeast, SC = South Central, NC = North Central, SW = Southwest, and PA = Panhandle.

² Class I and II Rainwater Basin Wetlands are located in this county. For exact locations, see “Rainwater Basin, Nebraska Advanced Identification Project Map Atlas”, U.S. Environmental Protection Agency Region VII, Kansas City, Kansas, December 16, 1992.

³ Eastern Saline Wetlands are located in this county. For exact locations, see “Resource Categorization of Nebraska’s Eastern Saline Wetlands”, Gilbert, M.C. and R.G. Stutheit, eds. 1994. Prepared for the Eastern Saline Wetlands Interagency Study Project, U.S. Army Corps of Engineers, Omaha District and Nebraska Game and Parks Commission.

⁴ Waterbody identified for rehabilitation in the Nebraska Aquatic Habitat Plan prepared by the Nebraska Game and Parks Commission.

ATTACHMENT C – GROUNDWATER AREAS OF INTEREST

Priority ground water areas identified for the development and implementation of groundwater quality NPS management actions.

Area Options: A ground water area of interest under Nebraska’s NPS Management Program must be either of the following:

1. A designated Wellhead Protection Area (WHPA);

OR

2. A discrete aquifer area—a specific aquifer(s), portions of an aquifer(s), or zone of influence delineated by at least some actual geological data (e.g., test holes, published maps/reports, etc.), modeling, or other identifiable and justifiable boundaries.

Priority Categories: To be classified as an area of interest, an area must meet at least one of the criteria in these categories:

High Priority

- An administrative order issued by the Nebraska Department of Health and Human Services for a Public Water Supply System with a designated WHPA.
- Groundwater quality data indicating a statistically significant trend such that it is likely that an applicable standard for a nonpoint source groundwater contaminant is being or will be exceeded.

Medium Priority

- Accelerated monitoring ordered by the Nebraska Department of Health and Human Services for a Public Water Supply System with a designated WHPA.
- Little or no ground water quality data as above, but surrogate information (e.g., shallow depth to water, sandy soils, intensive farming, etc.) indicating that nonpoint source groundwater contamination is imminent or likely.

Low Priority

- Routine monitoring for a Public Water Supply System with a designated WHPA.
- Little or no ground water quality data or surrogate information as above.

Conditions: All groundwater nonpoint source management projects must meet the following conditions:

1. Develop a community-based management plan with nine key elements for the area that addresses reduction of applicable nonpoint source contaminants in groundwater;
2. Develop, receive NDEQ approval for, and implement a wellhead protection plan (if within/involving WHPA(s));
3. Develop and implement applicable Ground Water Management Area (GWMA) regulations (if within/involving GWMA(s)).

ATTACHMENT D – NONPOINT SOURCE ISSUES OF PRIORITY CONCERN.

Nonpoint Source Issue	Concern
<p>Herbicide concentrations (especially atrazine) in streams and rivers during spring and early summer runoff events.</p>	<p>Past water quality monitoring has revealed elevated concentrations of herbicides (especially atrazine) in Nebraska’s streams and rivers during spring and early summer runoff events. The streams most affected are those draining areas of row crop production, especially corn. Atrazine levels greatly exceeding the U.S. EPA’s recommended Maximum Contaminant Level (MCL) of 3.0 ug/l for drinking have been measured. The areas of greatest concern are those where surface water quality may impact a drinking water source. Two areas in Nebraska are of priority concern: 1) the Big and Little Blue River Basins because of downstream usage of these waters for drinking water purposes by the state of Kansas; and, 2) streams or rivers in close hydrologic connection with alluvial aquifers that are used for drinking water purposes (e.g., middle and lower portions of the Platte River).</p>
<p>Streambank erosion and stream-channel degradation.</p>	<p>Streambank erosion and degraded riparian conditions are a statewide occurrence. This has contributed to widespread degradation of aquatic habitat of streams, wetlands, and lakes. The resulting sedimentation of downstream reservoirs is of special concern.</p>
<p>Watersheds of new lakes to be constructed.</p>	<p>The water quality of a lake is a reflection of its watershed. If new lakes are to be constructed that claim recreational benefits, it is of paramount importance that the watershed be adequately treated and managed for water quality protection. As much of this work as possible should be completed during or prior to lake construction. This will allow protective measures to be in place prior to the lake filling. Also, near-lake structural measures (e.g., sediment basins, wetlands, in-lake diking, etc.) may be more cost effective to install during lake construction when equipment is on site and no water is impounded.</p>

Nonpoint Source Issue	Concern
Nonpoint source information and education.	Nonpoint source pollution management in Nebraska is largely a voluntary effort; few regulations exist regarding its management. If nonpoint source management is going to be successful in Nebraska, it is important that the public and communities get involved and implement nonpoint source management measures at the local level. Development of state-level capacity to deliver NPS I&E materials and programs to facilitate local NPS management efforts is a statewide priority.
Septic tanks.	Recent development patterns have resulted in construction of many residences in non-urban areas such as acreages and recreational areas which may be outside traditional zoning jurisdictions. In most cases, public water supplies and sanitation are not available; so, these developments typically depend upon private wells and septic tanks to provide these services. It is not unusual for development to be relatively intense in these areas; and, therefore, septic systems and water supply wells are often in close proximity to each other. The primary concern in these areas is the potential human health impact of having sewage sources near drinking water sources. A secondary concern involves the overall impact of many closely spaced septic systems on local ground and surface water quality.
Animal waste from livestock operations.	Nebraska is a nationwide leader in the production of livestock; i.e., cattle, hogs, and, to a lesser extent, poultry. The widespread development of large confinement operations, as well as smaller, more traditional livestock operations, has led to a concern over the storage and disposal of animal waste. Location and construction of waste lagoons and land application of manure as a fertilizer source are primary concerns. Depending on the location, these concerns may involve either ground or surface water quality.

Nonpoint Source Issue	Concern
Source water protection/wellhead protection.	The 1996 amendments to the federal Safe Drinking Water Act require states to address the issue of source water protection. The vast majority of Nebraskans depend upon ground water as their source of drinking water; however, a few systems do utilize surface water. Nebraska's efforts in implementing source water protection will be twofold: 1) source water assessment consisting of Wellhead Protection Area delineations, contaminant source inventories, vulnerability assessments, and public information; and, 2) prevention programs consisting of contaminant source management and contingency planning.