

Each Annual Report shall include:

- Any monitoring data collected during the reporting period;
- An assessment of the data trends over time for each pollutant of concern. The assessment shall initially include a characterization of baseline conditions. The data assessment must include a written evaluation of whether water quality is improving, declining, fluctuating, or remaining constant. This assessment can be provided in the method chosen by the permittee (e.g. line graphs, narrative). If monitoring identifies that an upstream MS4 is the source of the pollutant of concern, then the permittee must notify the immediately adjacent MS4.
- An assessment to determine the effectiveness of the BMPs employed and what, if any, additional adaptive BMP measures may be necessary to return the waters to compliance with State water quality standards. If BMP revisions and/or additional BMPs are necessary, then the revised Plan must be submitted to EPD for review.

For those waters where the permittee is conducting monitoring, the data must be made available to other MS4 permittees upon request. In the event that monitoring is performed in accordance with an EPD-approved Sampling Quality and Assurance Plan, and a water is removed from the 303(d) list of impaired waters, then monitoring conducted under the Plan may cease. Monitoring for the purpose of de-listing an impaired water will benefit the permittee through reduced expenses associated with long-term testing.

Existing permittees must submit a modified Plan for any newly listed waters with the subsequent annual report. For permittees designated after the issuance date of the permit, the Plan must be submitted with the annual report due within 4 years of designation. Following review and comment on the Plan by EPD, the permittee will incorporate necessary revisions into the Plan. Once approved, the Plan will become an addendum to the SWMP.

4.5 Sharing Responsibility

4.5.1 The permittee may share implementation of one or more of the minimum measures with another entity, or the entity may assume full responsibility for that measure. However, the permittee may rely on another entity only if:

- 4.5.1.1 The other entity is either implementing or will be implementing the control measure;
- 4.5.1.2 The particular control measure or component of that measure is at least as stringent as the corresponding permit requirement; and
- 4.5.1.3 The other entity agrees to implement the control measure on the permittee's behalf through a written agreement, memorandum of