

A RESOLUTION to reauthorize the Toxics Advisory Committee.

WHEREAS, in accordance with Commission regulations and the Comprehensive Conservation and Management Plan for the Delaware Estuary (September 1996), the Commission will continue to work with the states and EPA on coordinated approaches to the assessment and control of toxic substances in Delaware Basin waters; and

WHEREAS, the Commission recognizes the importance of engaging qualified representatives from industry, municipalities, academia, public health, environmental or watershed organizations, and state and federal government agencies to inform its policy decisions regarding the control and abatement of toxic contaminants in Basin waters; and

WHEREAS, the Commission's Toxics Advisory Committee, or "TAC", has been instrumental in developing and reviewing DRBC policies and technical procedures relating to water quality criteria for toxic pollutants, total maximum daily loads (TMDLs) and wasteload allocations (WLAs); and

WHEREAS, current matters that would benefit from the TAC's attention include: 1) updating DRBC water quality criteria for toxic pollutants (last revised in 1996); 2) developing the Stage 2 TMDLs for PCBs in the Delaware Estuary; 3) developing an implementation plan for a new, uniform criterion for PCBs in the Delaware Estuary; 4) issues relating to emerging contaminants, including ambient screening surveys and review and development of fish tissue data; and 5) chronic toxicity testing in ambient waters of the estuary and its tributaries; now therefore,

BE IT RESOLVED by the Delaware River Basin Commission:

1. Term. The Commission's Toxics Advisory Committee (TAC) is hereby reauthorized for a period of five years. This authorization will expire on May 31, 2012 unless it is renewed or extended prior thereto.
2. Composition. TAC membership will consist of one individual from each of the following, unless otherwise noted:
 - State of Delaware
 - State of New Jersey
 - State of New York
 - Commonwealth of Pennsylvania
 - U.S. Environmental Protection Agency
 - Industry
 - Municipal Government
 - Environmental/Watershed Organizations (2 members)
 - Academia
 - Agriculture
 - U.S. Fish & Wildlife Service

- Public Health Organization (NGO or government agency)
3. Appointments. The Executive Director will appoint each member, based upon recommendations of the DRBC Commissioners and members of the Delaware Estuary Program (DELEP) Steering Committee.
 4. Alternates. Each member of the TAC may appoint an alternate(s) with power to vote in the member's absence.
 5. Agenda. The Committee will develop its agenda with input from the Commission and the DELEP Steering Committee.
 6. Chair and Operating Procedures. The TAC will select a chairperson and establish its own operating procedures.
 7. Recommendations. The TAC will submit its recommendations to the Commission, with copies to the appropriate state and federal agency members and the Delaware Estuary Program Steering Committee.
 8. Retroactive Extension of Resolution No. 2000-7. Resolution No. 2000-7, reauthorizing the TAC for a period of five years from the date of its adoption on March 7, 2000, is retroactively extended through May 9, 2007.
 9. This Resolution shall take effect immediately.

/s/ William A. Gast
William A. Gast, Acting Chairman *pro tem*

/s/ Pamela M. Bush
Pamela M. Bush, Esquire, Commission Secretary

ADOPTED: May 10, 2007