

Bay Restoration Regulatory Integration Team (BRRIT) – Policy and Management Committee (PMC)

Issue Resolution/Elevation Process

The following guidance for BRRIT, PMC and applicants describes the general process for working to resolve issues that may negatively impact permitting. This process encourages the timely resolution of issues by BRRIT members working together and within their respective agencies. If an issue cannot be addressed to avoid impacts to permitting on a project after engaging the appropriate BRRIT and respective agency, the issue will be raised at a PMC meeting.

1. Issue Resolution at BRRIT Level. If an applicant or BRRIT representative identifies that agencies are making conflicting recommendations or identifies a conflict in policy, requirements, or approach that could impact permitting, the BRRIT members and applicant will first work with the appropriate agency to resolve the issue. This could include the BRRIT member engaging with their respective PMC representative to help resolve the issue. If the issue is resolved, the BRRIT will identify the issue and resolution at a PMC meeting during the BRRIT update. The PMC will then consider if there are related issues that should be added to the Policy Improvement List for further consideration and resolution.

2. Issue Resolution at PMC Level. If the corresponding PMC member has been engaged by the BRRIT member and applicant and the issue still cannot be resolved in a timely manner, then the issue is significant and needs to be raised to the PMC. The respective BRRIT and PMC representative will ensure the issue is included on the next PMC meeting agenda, will provide information in advance of the meeting, and be prepared to lead a discussion describing the issue and possible options for resolution. If the PMC can agree on a resolution within a reasonable period of time (1-2 meetings), the BRRIT and applicant will implement the resolution and the BRRIT will report on progress at monthly PMC meetings until it is fully resolved.

3. Add Issue to Policy Improvement List. Issues that cannot be resolved by the PMC within a reasonable period of time will be added to the Policy Improvement List with a description of the issue, actions to potentially resolve the issue, responsible parties and a timeline. Progress on resolving the issue will be discussed at monthly PMC meetings until it is fully resolved.

4. Further Elevation. If the PMC cannot develop and implement a resolution because of limited authority to change agency policy or statutory requirements, the PMC will describe on the Policy Improvement List the regulatory and legal limitations preventing resolution. Regulatory and legal limitations preventing resolution of issues impacting the permitting process will be presented to the SF Bay Restoration Authority and highlighted in the BRRIT annual performance report.