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WISCONSIN
DEPT. OF NATURAL RESOURCES

Ms. Tinka Hyde, Director, Water Division
U.S. EPA, Region 5
77 W. Jackson
Chicago, IL 60604

Subject: Certification Statement for Approval of a Variance to Water Quality Standards
City of Beloit; WPDES Permit WI-0023370-09

Dear Ms. Hyde:

The Wisconsin Department of Natural Resources has made a final decision under Wis. Stat. s. 283.15 (4) to approve a variance to the water quality standard for mercury at the above-named facility. This decision is subject to judicial review pursuant to Wis. Stat. ss. 283.15(4)(d) and 227.52. Although the Department has issued a final decision on the mercury variance, including the permit terms and conditions of the variance, the Department recognizes that the mercury variance and related permit conditions may not be included in the final reissued WPDES permit until EPA has approved the variance.

Pursuant to §§ 40 CFR Part 131.21 and 131.6, the Department must submit a certification statement to EPA for each variance approved in the state. The statement must certify that the variance to a water quality standard was approved in accordance with state law.

Accordingly, I hereby certify that the mercury variance was reviewed and approved by Department staff in accordance with procedures in subchapter III of chapter NR 106, Wis. Adm. Code. The application for this variance was submitted on June 6, 2014 and the department public noticed its intent to reissue the permit and grant the mercury variance on February 18, 2015 in accordance with Wis. Stat. §§ 283.15(3) and 283.39.

If you have any questions regarding the variance approval, please Phillip Spranger at (608)273-5969.

Sincerely,

Tim Andryk CA
Timothy A. Andryk
Chief Legal Counsel

DATED IN MADISON: 3/30/2015.