To: Balandran, Olivia-R[balandran.olivia-r@epa.gov]
Cc: Larsen, Brent[Larsen.Brent@epa.gov]; Dwyer, Stacey[Dwyer.Stacey@epa.gov]; Brown, Jamesr[brown.jamesr@epa.gov]; Dellinger, Philip[dellinger.philip@epa.gov]
From: Honker, William
Sent: Wed 3/29/2017 8:03:21 PM
Subject: Re: 6WQ Action Items for Week Ending April 7

INVISTA is UIC.

William K. Honker, P. E.
Director, Water Division
EPA Region 6
214-766-7101

On Mar 29, 2017, at 3:01 PM, Balandran, Olivia-R <balandran.olivia-r@epa.gov> wrote:

Brent/Stacey,

Can you please prepare action item on Invista? See email from Bill below.

Thanks!

Olivia

214.665.7257
balandran.olivia-r@epa.gov

From: Taheri, Diane
Sent: Wednesday, March 29, 2017 2:32 PM
To: Balandran, Olivia-R <balandran.olivia-r@epa.gov>; Honker, William <honker.william@epa.gov>
Cc: Garcia, David <Garcia.David@epa.gov>; Hubbard, Joseph <Hubbard.Joseph@epa.gov>; Branch, Terry <Branch.Terry@epa.gov>; McCormick, Karen <McCormick.Karen@epa.gov>; Martinez, Maria <Martinez.Maria@epa.gov>
Subject: RE: 6WQ Action Items for Week Ending April 7

Ok, and will I get something for Invista as well? Unless I missed it.

Diane

From: Balandran, Olivia-R
Sent: Wednesday, March 29, 2017 2:06 PM
To: Honker, William <honker.william@epa.gov>; Taheri, Diane <Taheri.Diane@epa.gov>
Cc: Garcia, David <Garcia.David@epa.gov>; Hubbard, Joseph <Hubbard.Joseph@epa.gov>; Branch, Terry <Branch.Terry@epa.gov>; McCormick, Karen <McCormick.Karen@epa.gov>; Martinez, Maria <Martinez.Maria@epa.gov>
Subject: RE: 6WQ Action Items for Week Ending April 7

Diane,

I additionally received one more action item after I sent you 6WQ list earlier. Here it is:

Lafourche Parish, LA- Letter & Potential Default Order

A Region 6 letter with the Water Quality Division Director's signature is planned to be issued to Lafourche Parish, LA on March 31, 2017. The EPA correspondence is offering final opportunity for the Parish to respond to EPA's potential default administrative enforcement order issued in 2013 and the administrative complaint filed in October 24, 2016. The administrative actions were taken in response to the unauthorized filling of wetlands. The decision on whether to issue a Default Order will be based on response/nonresponse from the respondent. This situation has received congressional attention.

Thanks!

Olivia

214.665.7257
balandran.olivia-r@epa.gov

From: Honker, William
Sent: Wednesday, March 29, 2017 12:40 PM
To: Taheri, Diane <Taheri.Diane@epa.gov>

Cc: Balandran, Olivia-R <balandran.olivia-r@epa.gov>; Garcia, David <Garcia.David@epa.gov>; Hubbard, Joseph <Hubbard.Joseph@epa.gov>; Branch, Terry <Branch.Terry@epa.gov>; McCormick, Karen <McCormick.Karen@epa.gov>
Subject: Re: 6WQ Action Items for Week Ending April 7
Importance: High

Yes, INVISTA FR notice should be on the list for next week. Monday if possible.

William K. Honker, P. E.

Director, Water Division

EPA Region 6

214-766-7101

On Mar 29, 2017, at 12:11 PM, Taheri, Diane <Taheri.Diane@epa.gov> wrote:

<image002.gif>

Nothing on Invista? Bill is ready to sign but we haven't sent it up yet. We could include it for next week.

Diane

From: Balandran, Olivia-R
Sent: Wednesday, March 29, 2017 11:30 AM
To: Taheri, Diane <Taheri.Diane@epa.gov>
Cc: Garcia, David <Garcia.David@epa.gov>; Honker, William <honker.william@epa.gov>; Hubbard, Joseph <Hubbard.Joseph@epa.gov>; Branch, Terry <Branch.Terry@epa.gov>; McCormick, Karen <McCormick.Karen@epa.gov>
Subject: 6WQ Action Items for Week Ending April 7

Diane,

Below are action items for week ending on April 7.

I've included as the first item a request for permission to upload a Site Management and Monitoring Plan. I've attached above the draft Public Notice on this as well. I am not sure if this item should be included on Action Items list or how you handle these requests for permission; however, Karen McCormick needs to know once it is approved to be uploaded, so I am copying her above so that she can be notified regarding action on this top item.

Thanks!

Olivia

Site Management and Monitoring Plan for the Mississippi River Southwest Pass (MR SWPass) Ocean Dredged Material Disposal Site (ODMDS) - Requesting Permission to Upload

Requesting your permission to upload our Site Management and Monitoring Plan for the Mississippi River Southwest Pass (MR SWPass) Ocean Dredged Material Disposal Site (ODMDS) which was developed jointly by EPA Region 6 and the New Orleans District of the USACE in accordance with Section 102 of MPRSA, as amended by Section 506 of the Water Resources Development Ac (WRDA) Amendments of 1992 (Public Law 102-580). Section 102(c)(3) of the MPRSA requires development of a Site Management and Monitoring Plan (SMMP) for each ODMDS and review and revision of the SMMP not less frequently than every 10 years.

This SMMP updates and revises the 1996 SMMP which is older than 10 years.

We will put the document into the PR Notices and link it to our webpage where the notice will be housed. We are hoping to get this done no later than next week.

Louisiana Offshore Oil Port (LOOP), LLC, Deepwater Port Complex, (joint venture of Marathon Pipe Line LLC, Valero Terminal and Distribution Company, and Shell Oil Company) (LPDES Permit No. LA0049492, AI No. 4634) - State Permit Review and EPA Permit Issuance

The existing wastewater permit which was jointly issued by EPA & LDEQ expired September 30, 2013. EPA and LDEQ are continuing to work together on the proposed reissuance of the permit regarding appropriate permit requirements for brine discharges. This situation is similar to the Strategic Petroleum Reserves (SPR) under the U.S. Department of Energy, (Big Hill Oil Storage, TX0092827, and Bryan Mound Oil Storage, TX0074012) which EPA reissued in Nov. 2014. Next steps will likely include conference calls between EPA, LDEQ and LOOP. The joint LDEQ/EPA permit will be reissued ASAP.

City of Baton Rouge/Parish of East Baton Rouge Parish Municipal Separate Storm Sewer System (MS4), (LPDES Permit No. LAS000101, AI No.90427), owned or operated by Louisiana Department of Transportation and Development (District 61) (AI No. 113707), City of Central (AI No. 165591), Louisiana State University (LSU) (AI No. 113708), Southern University (SU) (AI No. 113710). - State Permit Review Possible Interim Objection

R6 is currently reviewing this preliminary permit and will issue a response letter to LDEQ regarding the proposed reissuance of the Louisiana Pollutant Discharge Elimination System (LPDES) permit. The regulatory due date was March 17, 2017 and an extension was granted agreed to through March 31, 2017. R6 has identified concerns with the draft permit and there is ongoing enforcement action with this permittee. A phone call is planned to discuss with LDEQ staff on 3/30/17 and another extension is likely to work informally to resolve the issues.

Lion Copolymer Geismar, LLC, Geismar Facility, (LPDES Permit No. LA0000752, AI No. 1433) - State Permit Review Possible Interim Objection

R6 is currently reviewing this preliminary permit and plans to issue a response letter to LDEQ regarding the proposed reissuance of the Louisiana Pollutant Discharge Elimination System (LPDES) permit by the regulatory due date of April 5, 2017. This facility is part of a group of facilities which informally a pipeline and has been controversial in the past. EPA may issue an Interim Objection.

Construction General Permit (CGP) (TPDES Permit No. N/A, EPA No. TXR150000) - State Permit Review Possible Interim Objection

This draft permit has only been preliminarily reviewed. R6 will most likely have comments regarding things identified in the permit. Where possible R6 will work jointly with TCEQ to resolve issues. In the case where issues cannot be resolved an Interim Objection letter might be issued. It is expected that the Friday, April 7, 2017, regulatory deadline will be met.

City of Three Rivers (TPDES Permit No WQ0010301003, EPA No. TX0137235), - State Permit Review Possible Interim Objection

This draft permit has been reviewed; however, the permit does not meet at least the minimum requirement for discharging sulfates into a stream that is impaired with sulfates. We have been working with the State to have this permit limitation added to the draft permit or additional information explaining why this limitation is not needed provided. That information still outstanding. In its current state we will need to issue an interim objection letter. Originally, it appeared that all required information would have been incorporated into the permit prior to the regulatory due date and in anticipation of that this permit was placed as a No objection on last week's action item list. Due to this change we do not believe we will make the regulatory deadline of March 31, 2017. We will continue to work with our state counterparts to see if an extension can be granted and if the outstanding requirements and information are provided so that an interim objection is not required. TCEQ has been contacted and informed of this delay.

North Texas Municipal Water District – South Mesquite Creek (TPDES Permit No. WQ0010221001, EPA No. TX0047431) - State Permit Review

This draft permit has been reviewed and a No objection letter has been submitted for managerial concurrence. This letter is not expected to be controversial. It is anticipated that the letter will be signed and mailed prior to the regulatory due date, Monday, April 3, 2017.

City of Houston – Westway (TPDES Permit No. WQ0010495139, EPA No. TX0026875) - State Permit Review Possible Interim Objection

This draft permit has only been preliminarily reviewed by R6. It is a Renewal

with changes (administrative changes. Chloride and Sulfate screening shows that TDS and Cl may need permit limitations (still waiting on these); and no compliance schedule. This draft permit may be submitted for managerial review and concurrence as an Interim Objection Letter (worst case scenario), based on the TDS & Cl limitations. It will be mailed out by its regulatory due date of Friday, April 7, 2017.

City of Borger (TPDES Permit No. WQ0010535001, EPA No. TX0047031) - State Permit Review Possible Interim Objection

This draft permit has only been preliminarily reviewed by R6. It is a Renewal with administrative changes . This discharges to 303(d) waters (bacteria) which are part of a Priority Watershed of Critical Concern for Arkansas River Shiner – Debra Bills of the Fish & Wildlife Service (FWS). FWS is reviewing the for issues. Worst case scenario, this draft permit will be submitted as an Interim Objection, due to FWS concerns, by its regulatory deadline of Friday, April 7, 2017.

Mahard Egg Farms Inc. – Vernon Farms CAFO, (TX0005196000, TPDES Permit No. WQ0005196000) - State Permit Review

Investigations on Mahard Egg Farms Inc.- Vernon Farms CAFO began in 2006 and concluded with the finding of the alleged violations at right (8) facilities in OK and TX. A joint (EPA/DOJ/TCEQ/ODAFF) settlement was offered to Mahard to become complaint with state regulations and the CWA. The NPDES Management Section proposes to coordinate with TCEQ to insure that the issuance of the Mahard Egg Vernon Farms CAFO individual permit is not likely to adversely affect state water quality standards, ground water quality, or air quality standards and to issue a letter with comments to TCEQ regarding the proposed new Texas Pollutant Discharge Elimination System (PTDES) Permit by the extended regulatory due date of April 13, 2017.

TRIPLE S. DAIRY, (TX0128961, TPDES PERMIT NO. WQ0003238000) - STATE PERMIT REVIEW

The NPDES Management Section proposes to issue a letter with comments to TCEQ regarding the proposed minor modification to a Texas Pollutant Discharge Elimination System (TPDES) Permit by the regulatory due date of April 4, 2017. This permit is associated with the Bosque TMDL. The facility for this permit action is located within the watershed of the Upper North Bosque

River Segment Number 1226, specifically Indian Creek in Segment 1226E and Sims Creek in Segment 1226F, of the Brazos Basin which is impaired for bacteria and depressed dissolved oxygen.

OPTIMUM CALVES, LLC & ROGER GUADALUPE GOMZ, (TX0136735, TPDES PERMIT NO. WQ0005184000) - STATE PERMIT REVIEW

The NPDES Management Section proposes to issue a letter with comments to TCEQ regarding the proposed major amendment to a Texas Pollutant Discharge Elimination System (TPDES) Permit by the regulatory due date of April 4, 2017. The facility for this permit action is located within the watershed of the Double Mountain Fork Brazos River in Segment No. 1241 of the Brazos River Basin which is impaired for bacteria.

Anthony Forest Products Company, LLC - Urbana Sawmill (NPDES Permit AR0047384) - State Permit Review

NPDES Permits and TMDL Branch proposes to send a response to ADEQ regarding the proposed reissuance of the National Pollutant Discharge Elimination System permit by the regulatory due date April 6, 2017. No major issue has been identified in initial permit review.

SWN Production (Arkansas), LLC - SWN Sand Company (NPDES Permit AR0051802) - State Permit Review

NPDES Permits and TMDL Branch proposes to send a response to ADEQ regarding the proposed reissuance of the National Pollutant Discharge Elimination System permit by the regulatory due date April 6, 2017. No major issue has been identified in initial permit review.

Viskase Companies, Inc. (NPDES Permit AR0036544) - State Permit Review

NPDES Permits and TMDL Branch proposes to send a response to ADEQ regarding the proposed reissuance of the National Pollutant Discharge Elimination System permit by the regulatory due date April 6, 2017. No major

issue has been identified in initial permit review.

Georgia-Pacific Crossett LLC - Crossett Paper Operations (NPDES Permit AR0001210) – State Permit Review

NPDES Permits and TMDL Branch is working on a respond to ADEQ regarding the proposed renewal of the National Pollutant Discharge Elimination System permit. The permit has been reviewed by the EPA Region 6's Water Division. the Compliance, Assurance and Enforcement Division- Water Branch, and Regional Counsel. EPA and ADEQ are working closely on the details permit to address applicable the Clean Water Act requirements. The Ouachita Riverkeeper and Louisiana Environmental Action Network (LEAN) brought a complaint Under Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, and 40 C.F.R. Part 7 against the Arkansas Department of Environmental Quality for Administratively Continuing this NPDES permit. Made need to request extension to April 6, 2017 due date.

DRAFT JANUARY 2017 TX WATER QUALITY MANAGEMENT PLAN (WQMP) UPDATE FOR TECHNICAL REVIEW: Review of State WQMP Update

On February 12, 2017, the Assessment, Listing, and Total Maximum Daily Load (TMDL) Section received the draft January 2017 Draft WQMP from the Texas Commission on Environmental Quality (TCEQ). The WQMP document contained updates for allocations to six TMDLs, removal of two canceled permits, addition of four new permits, waste load allocation updates for three facilities with decrease in their permitted discharges, and one facility that has increased its permitted discharge. It also contained updates for projected effluent limits, a summary of planning information, and the designated management agencies. The Environmental Protection Agency (EPA) has completed the technical evaluation and replied to TCEQ. TCEQ will prepare a final January 2017 WQMP Update document, and a final review, and approval request from the EPA. Awaiting final package form TCEQ before EPA approval.

Final Approval for FY 2014 Updates to the State of Texas Water Quality Management Plan (WQMP) for the Houston Galveston Region and the North Texas Central Region.

The week of April 3-7, 2017, the Water Division plans to approve updates to the Texas Water Quality Management Plan (TX WQMP) submitted by TCEQ. This document is a waste treatment plan required under the Texas Water Code and the federal Clean Water Act that provides information on limits needed in TPDES and NPDES permits, including those necessary to implement Total Maximum Daily Loads (TMDLs).

Final Approval for FY 2015 Updates to the State of Texas Water Quality Management Plan (WQMP) for the Houston Galveston Region and the North Texas Central Region.

The week of April 3-7, 2017, the Water Division plans to approve updates to the Texas Water Quality Management Plan (TX WQMP) submitted by TCEQ. This document is a waste treatment plan required under the Texas Water Code and the federal Clean Water Act that provides information on limits needed in TPDES and NPDES permits, including those necessary to implement Total Maximum Daily Loads (TMDLs).

Koch Fertilizer Enid, LLC (OPDES Permit No. OK0021024) – State Permit Review

This draft permit package is a modification without renewal for a facility that is requesting a flow increase from 1.5 to 2.26 MGD. The permit expiration date of May 31, 2019 will remain the same. The permit limits that are being modified are consistent with the increase in flow, and the Water Quality Management plan that was approved by EPA. The permit is also adding requirements that would allow Koch Fertilizer to replace WET test species C. dubia with D. magna. EPA is working with ODEQ to incorporate appropriate requirements to allow for a species substitution for WET testing due to an increase in Total Dissolved Solids in the permittee's effluent. The preliminary draft permit does not consider the receiving stream's background TDS levels and whether the stream is capable of supporting the most sensitive species. EPA is working with ODEQ to incorporate a condition that would require the permittee to ensure that the receiving stream is toxic due to TDS before allowing a species substitution to a less sensitive species. If these conditions are incorporated into the permit a No Objection Letter would be drafted and routed for signature. It is not anticipated that this permit modification will be contentious.

Case Sales, Inc. (UIC Permit OS 5576) Authorization to Inject – Letter

On April 3, 2017, EPA intends to issue an approval letter to Case Sales, Inc. authorizing injection into a Class II injection well in Osage County, Oklahoma as part of a salt water for disposal operation. EPA does direct implementation of the UIC program on tribal lands in Osage County, Oklahoma.

Chaparral Energy, LLC (UIC Permit OS 6273.072) Authorization to Inject – Letter

On April 3, 2017, EPA intends to issue approval letter to Chaparral Energy, LLC authorizing injection into a Class II injection wells in Osage County, Oklahoma as part of the CO2 enhanced oil recovery operation.

EPA does direct implementation of the UIC program on tribal lands in Osage County, Oklahoma.