Weekly Report
Week of May 8, 2017

UPCOMING HOT ISSUES AND IMPORTANT DEADLINES

Flint Hills Refinery, Odessa, Texas: Review of the post-closure permit application and the permit and documentation that they are consistent with the federal requirements. Flint Hills, Odessa, operated between 1957 and early 2009. A RCRA hazardous waste post closure permit was obtained in 1994, which was later renewed in 2005 and latest in 2016. The facility currently has five post closure permitted units and a compliance plan that requires the facility to monitor releases at RCRA regulated units, and solid waste management units. EPA Region 6 completed review of the permit issued by TCEQ. The review included permit conditions; types of units; closure requirements, financial assurance requirements; and consistency of data in RCRAInfo. No significant issues were found during the review. A final letter regarding the review is scheduled for signature by the Chief of the Hazardous Waste Permitting Section on May 19, 2017.

EXPLO Systems, Camp Minden, LA - Meeting
On May 8, 2017, EPA plans to attend the next Camp Minden Community Advisory Group (CAG) meeting at the First Baptist Church in Doylene, LA. EPA intends to discuss the Louisiana Army National Guard Ground Water Sampling results, and answer questions from local citizen representatives.

Meeting with Commissioner Strain for the Region 6 Regional Sustainable Environmental Sciences Research (RESES) Project
On May 12, 2017, Management and Staff from EPA Region 6 will met with Dr. Mike Strain, the Commissioner of the Louisiana Department of Agriculture and Forestry (LDAF), along with other representatives from LDAF and the Louisiana Department of Environmental Quality (LDEQ). This meeting is a continuing discussion regarding the current conditions of the small dairy farms in Southeast Louisiana, as well as the challenges the farmers of these dairy operations face. Commissioner Strain, along with members of LDEQ and LDAF, will provided input on stakeholder involvement, the operational and compliance status of the farms, and other various aspects related to this effort. EPA will continue to work with Commissioner Strain, LDAF, LDEQ, and several other stakeholders on this collaborative effort to create innovative solutions to the problems associated with dairy farm waste runoff.

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Energy-related NEPA Letters

None

UPCOMING PUBLIC EVENTS

May 10 - Arkansas Environment Federation Clean Air Act Seminar in Little Rock, Arkansas. EPA will participate on panel discussion.

May 10-11 – Coastal Wetlands Planning, Protection and Restoration Act Task Force meeting in New Orleans, LA

May 18 – The City of Houston, the John P. McGovern Museum of Health & Medical Science and the EPA will unveil the nation's seventh Village Green Station that monitors air quality and weather conditions during a ribbon cutting ceremony. This event was rescheduled from April 13.

July 27-28 – Children's Health Symposium at University of Texas at El Paso, Texas. EPA is sponsoring the event.

September 17-21 - 19th Annual Stormwater Conference in San Antonio, TX. The Conference will inform and educate professionals on controls that can address stormwater pollution discharges to surface waters.

UPCOMING DECISIONS

Approval and Promulgation of Texas Implementation Plans - Revisions to the General Definitions for Texas Air Quality Rules. This direct final rule would approve a Texas SIP revision that will incorporate the EPA's latest definition of volatile organic compounds (VOC), align the lead reporting threshold with the EPA's Annual Emissions Reporting Rule (AERR), shorten the distance from the shoreline for applicable offshore sources to report an emission inventory, and revise terminology and definitions for clarity or consistency with the EPA's AERR.

Approval of Ohkay Owingeh Water Quality Standards Revision – Letter
On May 8, 2017, EPA intends to send a letter approving the Ohkay Owingeh triennial water quality standards revision. The region has completed its review of the revisions which include: new aquatic life criteria for pesticides and ammonia, updated human health criteria for several substances and editorial changes. The revisions are scientifically supportable and consistent with the statute and regulations, thus are approvable.

Approval of Pueblo of Tesuque water quality standards revision – Letter
On May 8, 2017, EPA intends to send a letter approving the Pueblo of Tesuque triennial water quality standards revision. The region has completed its review of the revisions which include: : updated aquatic life criteria for ammonia, new narrative criteria and modifications to the compliance schedule provision, the primary contact use and the irrigation use. The revisions are scientifically supportable and consistent with the statute and regulations, thus are approvable.

Osage County Oil and Gas, Supplemental Draft Environmental Impact Statement (Draft EIS)
On May 8, 2017, Region 6 intends to issue a comment letter regarding the Osage County Oil and Gas Supplemental Draft EIS. A Draft EIS was released in November 2015. After the public comment period for the Draft EIS, the Bureau of Indian Affairs (BIA) determined that it should be revised in order to address comments received and take into consideration additional information. The BIA conducted additional public scoping, including a public meeting, from April 11 through May 8, 2016. Since public scoping, the BIA has been working with cooperating agencies (including the Osage Nation, Osage Minerals Council, United States Geological Service, and Environmental Protection Agency) and others to gather additional information and create preliminary draft alternatives. To help the BIA refine alternatives for analysis in a Draft EIS, the BIA is inviting the public to offer written and oral comments at a public meeting on April 6, 2017, and to submit comments via mail or email during a public comment

period which ends on May 8, 2017. This is a non-issue.

San Juan Mine Deep Lease Extension Mining Plan Modification, Scoping for Environmental Impact Statement (EIS)

On May 8, 2017, Region 6 intends to issue a Scoping letter regarding the San Juan Mine Deep Lease Extension Mining Plan Modification. The Office of Surface Mining Reclamation and Enforcement (OSMRE) is preparing a draft environmental impact statement EIS to evaluate the impacts of alternatives relating to the San Juan Coal Company's proposed mining plan modification for the Deep Lease Extension (DLE). The EIS will analyze the direct, indirect, and cumulative impacts of the Company's DLE mining plan modification, Federal Coal Lease NM–99144, at the existing San Juan Mine. The EIS will also analyze the effects of coal combustion at the Public Service Company of New Mexico's San Juan Generating Station (SJGS or the Generating Station). This is a non-issue.

Freeport Harbor Channel Improvement Project - Draft Integrated General Reevaluation Report and Environmental Assessment (EA)

On May 11, 2017, Region 6 intends to issue a comment letter regarding the Freeport Harbor Channel Improvement Project - Draft Integrated General Reevaluation Report and EA. The Tentatively Selected Plan consists of widening the channel at the Dow Thumb to 400 feet, and constructing a bend easing and turning notch to the existing channel depth (46 feet). Channel Widening to 400 feet from approximately Sta. 142+28 to Sta. 184+20 would require dredging of about 7.5 acres of submerged bottom. The widening may require removal of the underwater berm around the perimeter of the Dow Thumb. A stability wall could be inserted into the terrestrial portion of the Dow Thumb at the waterside toe of the HFPP levee to provide foundation reinforcement. Bend Easing would be constructed at the west end of the HFPP North Wave Barrier from Sta. 147+00 to Sta. 160+00, requiring excavation of approximately 16.4 acres of emergent land and 7.5 acres of submerged bottom. Prior to constructing the bend easing, the wave barrier could be relocated through a re-designation of a segment of the Old Quintana Road, which is of higher elevation, to serve as the wave barrier. Old Quintana Road currently serves as the wave barrier for the east side of the North Wave Barrier. This could be required prior to construction of the bend easing; no modifications to the existing road are anticipated. The Turning Notch would be constructed at the Upper Turning Basin (Sta. 175+00 to 182+00). Construction of the turning notch would require dredging of about 8.3 acres of submerged bottom. This is a non-issue.

Lower Bois d'Arc Creek Reservoir (LBCR), Revised Draft Environmental Impact Statement (RDEIS)

On May 11, 2017, Region 6 intends to issue a comment letter regarding the LBCR RDEIS. The applicant is requesting authorization to excavate and place fill material into Bois d'Arc Creek, a tributary of the Red River. The applicant proposes to construct the dam for the LBCR, which would allow the storage of about 367,609 acre-feet of water. The proposed reservoir would inundate several roads crossing Bois d'Arc Creek within the reservoir's footprint. The realignment of FM 1396 and the construction of a new bridge over the reservoir would occur concurrently with dam construction and prior to impoundment of water within the reservoir. Also, associated with the LBCR would be a raw water intake pump station and electrical substation at the reservoir site, as well as a 90-to 96-inch diameter buried pipeline to transport raw water from the new reservoir approximately 35 miles in a southwesterly direction to a new water treatment plant (WTP) and terminal storage reservoir (TSR) that would be located west of the City of Leonard, also in Fannin County. Construction of the dam, reservoir, and related project components (road relocation, bridge construction, WTP, TSR, etc.) would take several years in all.

PAST WEEK ACCOMPLISHMENTS

Louisiana Regional Haze
EPA Region 6 approved the state of Louisiana's Regional Haze SIP which starts a 15 day deadline for publication in the Federal Register. This action is subject to a consent decree. EPA is deferring a decision on Best Available Retrofit Technology (BART) for the Nelson power plant to allow Louisiana additional time to evaluate source controls and provide a revision to the SIP.

PENDING ACTIONS

- Oklahoma; Infrastructure and Interstate Transport for the 2012 Fine Particulate Matter and Interstate Transport for the 2010 Sulfur Dioxide National Ambient Air Quality Standards
- Public Notice of INVISTA UIC No Migration Petition for nine underground injection wells, Victoria, Texas (Pending Federal Register Publication)
- LA request to allow higher RVP by June 1 (OECA and OAR continue to work on a "Comfort Letter" for the LA refiners) {CRITICAL}
- Louisiana New Source Review (NSR) State Implementation Plan for Air Permit Procedure Revisions
- Louisiana Regional Haze. Signed On May 1, and starts a **15-day deadline for publication in the Federal Register**. {CRITICAL}
- Texas Revisions to Emissions Banking and Trading Programs and Compliance Flexibility State Implementation Plan
- Oklahoma Minor New Source Review (NSR) State Implementation Plan
- EPA Notice of Adequacy, Houston/Galveston/Brazoria 2008 8-Hour Ozone Nonattainment Area Motor Vehicle Emissions Budgets (MVEBs) State Implementation Plan (SIP)
- Final Authorization of Louisiana Waste Management Program Revisions; Proposed Rule and Direct Final Rule
- Final Authorization of Oklahoma Hazardous Waste Management Program Revisions; Proposed Rule and Direct Final Rule

OTHER

Risk Management Plan Inspection at BASF Corporation, West Memphis, Arkansas
On May 8-12, 2017 Region 6 will conduct a Risk Management Plan (RMP) inspection at BASF Corporation, West Memphis, Arkansas to determine compliance with the Clean Air Act 112(r) and 40 CFR Part 68 Chemical Accident Prevention requirements. The inspection will focus on compliance with the RMP requirements and the Arkansas Department on Environmental Quality (ADEQ) had been invited to attend. However, ADEQ has not requested delegation of the Chemical Accident Prevention Provisions under 40 CFR Part 68 and EPA Region 6 conducts the inspections for facilities regulated under this program in the State of Arkansas. This inspection falls under the National Enforcement Initiative under 112r for Chemical Plants.

LCY Elastomers Inspection - Compliance Evaluation and Assurance Project
During the week of May 8, 2017, EPA Region 6 representatives will conduct a Compliance Evaluation Inspection of the LCY Elastomer, Baytown, Texas, in accordance with EPA's National Industrial Wastewater Initiative. EPA will be taking lead of the inspection because of the National initiative. The inspection is to determine if facility operations meet the requirements of the Clean Water Act, and their individual NPDES permit. The TCEQ inspectors were invited to participate in the inspection.

Meeting with Chevron

EPA Region 6 will meet with Chevron to obtain information regarding transportation of hazardous waste from offshore oil production platforms to onshore facilities without the proper waste manifests and tracking. These potential violations were discovered through the Region 6 data mining process.

Tar Creek Superfund Site, Miami, OK - Meeting
On May 8, 2017, EPA plans to meet with the contractor to discuss the plan schedule and logistics for field sampling this summer. Field sampling activities will include the collection of plants, clams and small game to support the completion of a human health risk assessment. Support is expected to be provided by Region 6, Region 7, Oklahoma Department of Environmental Quality (ODEQ) and all tribes for the sharing of field time and efforts.

Sol Lynn Superfund Site, Houston, TX - Field Work
On May 8, 2017, EPA intends to start field work for the Sol Lynn site in Houston, TX. The Texas Commission on Environmental Quality (TCEQ) will participate in this event. Field work will include gauging of shallow water-bearing zones at the site to determine the potential for indoor vapor intrusion in the nearby buildings. EPA also intends to make arrangements with the EPA Houston Laboratory for analytical services and equipment for future indoor air sampling at the site.

U.S. Oil Recovery Superfund Site, Pasadena, TX - Meeting
On May 8, 2017, EPA plans to have a working meeting with the Potential Responsible Party (PRP) Group Contactors, TCEQ, and Natural Resource Trustees at the regional office in Dallas. Several participants will participate remotely. During the meeting, the data collected for the first iteration of the Remedial Investigation phase is being reviewed and discussed to come up with a plan for off-property sampling.

Chevron Questa Mine Superfund Site, Questa, NM - Letter
During the week of May 8-12, 2017, EPA intends to send a letter to Chevron Environmental Management Company (CEMC) with agency comments on the suitability of using waste rock material for the cover system. Based on results from various studies conducted by CEMC, EPA and New Mexico state agencies are taking the position that the ability of waste rock to achieve the agreed-upon cover system success criteria warrants further review. Prior to CEMC responding to the comments, EPA requested that CEMC set up a meeting with the regulatory agencies to discuss and resolve the comments.

Bandera Road Ground Water Plume Superfund Site, Leon Valley, TX – Email
On May 9, 2017, EPA intends to send a requested email to Savings Square Partners, the PRP, providing the January 2017 ground water analytical results for three monitoring wells located on their property. EPA is also requesting that Savings Square Partners repair and restart the vapor intrusion system for the affected segment of the building. Although concentrations have substantially decreased over time, EPA suggests that the system continue to run to ensure that levels do not increase.

Eldorado Chemical Co, Inc. Superfund Site, Live Oak, TX – Meeting
On May 9, 2017, EPA, along with TCEQ, Texas Department of State Health Services, U.S. Geological Survey, and Edwards Aquifer Authority, intends to meet with residents of the Bridlewood Park Home Owners Association (HOA) at the City of Live Oak Justice Center from 5:30-8:30 pm. The Bridlewood Park HOA requested a site update from the EPA as part of their quarterly HOA meeting for the residents. Information on Remedial Investigation/Feasibility Study activities and community involvement

opportunities will be shared.

Main Street Ground Water Plume Superfund Site, Burnet, Texas - Meeting and Field Activities
On May 9, 2017, EPA intends to meet with the Burnet City Council to discuss access to the city right-of-way to conduct passive soil gas sampling in an area near a dry cleaner that is a suspected source of groundwater contamination. Businesses in the area have not granted access; therefore, EPA is requesting the city to grant access to place passive soil gas samplers. The Burnet city manager did previously grant access, however, it was requested that EPA attend the city council meeting. The city continues to be concerned for liability to businesses relative to ground water contamination. On May 15, 2017, EPA also intends to begin field activities to install the passive soil gas samplers. Shallow soil samples will also be collected from the area behind the dry cleaner. Installation of these samplers will take approximately two weeks.

Emergency Response Technical Group (ERTG), Dallas, TX - Meeting
On May 9-11, 2017, the Emergency Response Technical Group (ERTG) members from each region will participate in a face to face meeting at the regional office in Dallas. The workgroup will discuss equipment needs and development of a National Five-Year Equipment Replacement Plan.

Region 6 Regional Response Team (RRT), Addison, TX - Meeting:
On May 9-11, EPA intends to conduct and participate in the semi-annual meeting of the RRT in Addison, TX. Representatives from state response partners along with regulated industry will also be in attendance.

Brio/MOTCO/Dixie Oil Processors Superfund Sites –Meeting
On May 10, 2017, the EPA intends to meet with TCEQ and the PRPs to discuss the status of the Brio, MOTCO, and Dixie Oil Processors Sites at the Brio Site office located in Harris County, TX. During the meeting, members intend to discuss the operation, maintenance and monitoring results, as well as plans for the 50-foot sand plume at the Brio Site.

Chino Mine Superfund Site, Albuquerque, NM - Meeting
On May 11, 2017, EPA plans to attend a technical discussion with the New Mexico Environment Department (NMED) and Freeport McMoRan (FMI) in Albuquerque, NM. The topics for the technical discussion include the draft Phytotoxicity and Vegetation Community Study Report for the Smelter Tailings Operable Unit, and the draft findings, presentation and technical exchange.

Ergon Asphalt & Emulsions, Inc., Dallas, TX – Meeting
On May 11, 2017, EPA intends to meet with Ergon Asphalt & Emulsions Inc., at the regional office in Dallas. During the meeting, members plan to discuss their involvement with the Corpus Christi, TX, drinking water contamination that occurred in late 2016.

San Jacinto River Waste Pits – Letter
On May 12, 2017, EPA intends to mail a financial assurance acknowledgement letter to Sumitomo Mitsui Banking Corporation to acknowledge the EPA's receipt and acceptance/approval of the Amended Irrevocable Standby Letter of Credit. The letter names Region 6 as Beneficiary, and names International Paper Company as Applicant. The stated amount of the Letter of Credit is decreased from its original amount to $500,000.

Clean Air Act Risk Management Plan (RMP) Inspections

Note: Facilities are classified as "high risk" based on one or more of the following factors: the proximity of a significant population within the worst case release scenario radius, a hazard index greater than 25, or the occurrence of a significant accident at the facility involving an RMP chemical.

- **Trimac Tulsa Transloading Tulsa, OK:** On May 9, 2017, EPA plans to conduct an inspection of the Trimac Tulsa Transloading in Tulsa, OK. Appropriate enforcement actions taken are based on the final inspection report submitted to EPA.
- **City of Pampa Water Treatment Plant, Pampa, TX**: On May 9, 2017, EPA plans to conduct an inspection of the City of Pampa Water Treatment Plant, Pampa, Texas. Appropriate enforcement actions taken are based on the final inspection report submitted to EPA.
- **Brenntag SW, Inc. Port of Catoosa, Catoosa, OK:** On May 10, 2017, EPA plans to conduct an inspection of the Brenntag SW, Inc., at the Port of Catoosa, OK. The regulated facility is classified as a High Risk facility. Appropriate enforcement actions taken are based on the final inspection report submitted to EPA.

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).EPA reissued these permits in November 2014. Next steps for LOOP will likely include conference calls between EPA, LDEQ and LOOP. The joint LDEQ/EPA permit will be reissued ASAP. R6 upper management briefings are planned to begin in May 2017. Based on conversations with LDEQ the first week of April 2017, R6 anticipates the receipt of LDEQ's proposal regarding a possible alternate approach for the brine discharge permit requirements.

City of Westwego, Wastewater Treatment Plant (LPDES Permit No. LA0038059, AI No. 4857) - State Permit Review

This facility is a 3 MGD "major" Publicly Owned Treatment Works (POTW) which does not appear to have controversial issues. Upon further review of the proposed permit, EPA will determine the appropriate response for issuance to LDEQ, as soon as possible, but no later than May 19, 2017.

Fort Bend County Municipal Utility District No. 146 No Objection Letter (TPDES Permit No. WQ0014455001, EPA No. TX0126004), State Permit Review

This draft permit was reviewed as a Renewal with Changes (Interim I phase (0.6 MGD) of existing permit has been deleted since facility is now operating in the 0.9 MGD), No Discharge to 303(d) waters, TMDLs (*Project No. 1: 14 TMDL for Nickel in the Houston Ship Channel System; Project No. 22: 18 TMDL for Bacteria in Buffalo & Whiteoak bayous and Tributaries Segments 1013, A, C, 1014, A-B, E, H, K-M, O, 1017, A-B, D-E*), No WET testing required (currently operating in 0.9 MGD phase), No variance request, No pH screening needed, No TDS, Cl or SO_4 screening needed, and No compliance schedule. This draft permit was submitted for managerial review and concurrence on Monday, May 1, 2017. Worst case scenario, it could be submitted as an Interim Objection if the managerial review turns up something that I may have missed during my review. This draft permit should be mailed out by its regulatory deadline of Friday, May 12, 2017.

Fort Bend County Municipal Utility District No. 50 No Objection Letter (TPDES Permit No. WQ0014763001, EPA No. TX0129267), State Permit Review
This draft permit was reviewed as a Renewal w/o Changes (facility not yet built), No Discharge to 303(d) waters, TMDLs (*Project No. 1: 14 TMDL for Nickel in the Houston Ship Channel System; Project No. 22: 18 TMDL for Bacteria in Buffalo & Whiteoak bayous and Tributaries Segments 1013, A, C, 1014, A-B, E, H, K-M, O, 1017, A-B, D-E*), No WET testing required (facility not yet built), No variance request, No pH screening needed, No TDS, Cl or SO_4 screening needed (facility not yet built), and No compliance schedule. This draft permit was submitted for managerial review and concurrence on Monday, May 1, 2017. Worst case scenario, it could be submitted as an Interim Objection if the managerial review turns up something that I may have missed during my review. This draft permit should be mailed out by its regulatory deadline of Friday, May 12, 2017.

New Canary Municipal Utility District (TPDES Permit No. WQ0012114001, EPA No. TX0084638), State Permit Review
This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (admin changes), No Discharge to 303(d) waters (Segment No. 1010), TMDL (*Project No. 82: 15 TMDL for Indicator Bacteria in Watershed Upstream of Lake Houston Segments: 1004E, 1008, 1008H, 1009, 1009C-E, 1010, & 1011*) - Draft permit has bacteria limit of 63 CFUs, No WET RP (2 failures for water flea (sublethal)) – December 28, 2015, agreement letter requirements followed), No variance request, No pH screening needed, TDS & SO_4 screening needed, and No compliance schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Friday, May 12, 2017.

City of San Juan (TPDES Permit No. WQ0011512001, EPA No. TX0057592), State Permit Review
This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (admin changes), Discharges to 303(d) waters (bacteria, mercury in edible tissue, & PCBs in edible tissue – Segment No. 2202), TMDL (*Project No. 7A: 12 TMDL for Legacy Pollutants in the Arroyo Colorado Above Tidal and the Donna Reservoir and Canal System*), No WET RP (zero failures over last 3 years), No variance request, No pH screening needed, No TDS, Cl or SO_4 screening needed, and No compliance schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Friday, May 12, 2017.

Janice Sue Mann (TPDES Permit No. WQ0014858001, EPA No. TX0130044), State Permit Review
This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (admin changes), Discharges to 303(d) waters (pH – Segment No. 0818), pH limit of 6.0-9.0 std. units provided in draft permit, No TMDL, No WET Testing (facility not yet built), No variance request, No pH screening needed, No TDS, Cl or SO_4 screening currently needed (facility not yet built), and No compliance schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Thursday, May 18, 2017.

City of Houston – Northwest (TPDES Permit No. WQ0010495076, EPA No. TX0063011), State Permit Review
This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (admin changes), No Discharge to 303(d) waters (Segment No. 1017), TMDLs (*Project No. 1: 14 TMDL for Nickel in the Houston Ship Channel System; Project No. 22: 18 TMDL for Bacteria in Buffalo & Whiteoak bayous and Tributaries Segments 1013, A, C, 1014, A-B, E, H, K-M, O, 1017, A-B, D-E*), No WET RP (2 failures for water flea (sublethal)) – December 28, 2015, agreement letter requirements followed), No variance request, No pH screening needed, TDS, Cl & SO_4 screening needed, and No compliance

schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Thursday, May 18, 2017.

Mayde Creek Municipal Utility District (TPDES Permit No. WQ0011969001, EPA No. TX0076660), State Permit Review

This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (admin changes), Discharges to 303(d) waters, TMDLs (*Project No. 1: 14 TMDL for Nickel in the Houston Ship Channel System; Project No. 22: 18 TMDL for Bacteria in Buffalo & Whiteoak bayous and Tributaries Segments 1013, A, C, 1014, A-B, E, H, K-M, O, 1017, A-B, D-E*), No WET RP (1 failures for water flea (sublethal)) – December 28, 2015, agreement letter requirements followed), No variance request, No pH screening needed, TDS, Cl & SO_4 screening needed, and No compliance schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Thursday, May 18, 2017.

Talley Land Development, Ltd. (TPDES Permit No. WQ0014817001, EPA No. TX0129704), State Permit Review

This draft permit has only been preliminarily reviewed. The following was found: Renewal w/o Changes (Admin Changes), No Discharge to 303(d) waters (Segment No. 0823), No TMDL, No WET Testing (facility not yet built), No variance request, No pH screening needed, No TDS, Cl or SO_4 screening (facility not yet built), and No compliance schedule. Worst case scenario, this draft permit will be submitted as an Interim Objection, by its regulatory deadline of Thursday, May 18, 2017.

Gulf Coast Waste Disposal Authority (TPDES Permit No. TX0057843, WQ0001485000), State Permit Review

The NPDES Permits and TMDLs Branch will issue a comment letter to the TCEQ regarding the reissuance of a TPDES permit for the Gulf Coast Waste Disposal Authority located in Texas City, TX. The permittee operates a Publicly Owned Treatment Works (POTW) that accepts and treats industrial and domestic waste streams from various third party industrial sectors. The draft permit includes a temporary variance to the existing water quality standard for dissolved oxygen for the receiving waterbody Hurricane Levee Canal (Segment No. 2437 of the Bays and Estuaries). The variance would allow the permittee to conduct a study to determine if a site-specific amendment to the water quality standards is warranted. However, the final issuance of the permit is contingent upon the submittal and final approval of the variance request and completion of the permitting public participation process.

Approval of the Total Maximum Daily Load for *Escherichia coli* for the Santa Fe River, Approval of State TMDL

The WQCC approved the final *Santa Fe River* E. coli *Total Maximum Daily Loads (TMDLs) [Cienega Creek to Nichols Reservoir]* on April 11, 2017. EPA received NMED's final submission on April 18, 2017. Based on EPA's review of the final *Santa Fe River* E. coli *Total Maximum Daily Loads (TMDLs) [Cienega Creek to Nichols Reservoir]*, this TMDL contains all of the statutory and regulatory requirements for the establishment of TMDLs as found in Section 303(d) of the Clean Water Act and the implementing regulations at 40 CFR § 130.7. Anticipate to sign approval letter by COB 5/12/17

Approval of the withdrawal of the Cienguilla Creek (Eagle Nest Lake to headwaters) TMDL for dissolved aluminum, Approval of State TMDL Withdrawal

Due to the change from a dissolved aluminum to a hardness-based total aluminum water quality criterion (WQC) and the availability of data which allows for comparison to the hardness-based total aluminum water quality criterion for the Cieneguilla Creek (Eagle Nest Lake to headwaters)

assessment unit (U), the New Mexico Environment Department Surface Water Quality Bureau (SWQB) requests to withdraw the 2004 Cieneguilla Creek (Eagle Nest Lake to headwaters) dissolved aluminum Total Maximum Daily Load (TMDL) from the New Mexico Statewide Water Quality Management Plan and Continuing Planning Process (WQMP/CPP). Both USEPA guidance and the New Mexico WQMP/CPP provide for the withdrawal of TMDLs. EPA has determined that the proposed withdrawal is consistent with EPA guidance and New Mexico's WQMP/CPP. Anticipate to sign approval letter by COB 5/12/17

LETTER TO IOWA NATION TRANSMITTING SANITARY SURVEY FR THE IOWA TRIBAL COMPLEX AND SANITARY SURVEY IN LIEU OF LEVEL 2 ASSESSMENT FOR THE IOWAY TRIBAL TRAVEL PLAZA WATER SYSTEMS

EPA Region 6 intends to send a letter transmitting the sanitary surveys conducted on January 19-20, 2017, at the two Iowa Nation water systems, Iowa Tribal Complex and Ioway Tribal Travel Plaza. For the Ioway Tribal Travel Plaza a sanitary survey was conducted in lieu of a Level 2 Assessment. The Iowa Nation has 120 days to address or develop a schedule to address the significant deficiencies found at the Iowa Tribal Complex Water System. The Sanitary Survey in lieu of a Level 2 Assessment for the Ioway Tribal Travel Plaza water system was completed by EPA Region 6 in response to two consecutive Level 1 triggers under the Revised Total Coliform Rule. A Correction Action Plan was previously sent to the Chairman of the Iowa Nation. This letter transmits the full sanitary survey report. The Iowa Nation has been working to address the sanitary deficiencies/defects identified during the sanitary survey. The transmittal letter includes the Correction Action Plan with updates on the status of each sanitary deficiencies/defects.

JIREH RESOURCES, NOVY OIL & GAS, AND WARREN AMERICAN OIL CO., OSAGE COUNTY, OK (WELL INVENTORY NUMBERS OS632, OS5258 AND OS5133) – MINOR PERMIT MODIFICATIONS TO INCREASE MONITORING AND REPORTING REQUIREMENTS

On May 12, 2017, EPA intends to issue minor permit modifications to the owners of three injection wells in the vicinity of a brine breakout impacting a tributary to North Bird Creek in Osage County, OK. The modifications will require the operators to begin collecting daily injection pressure and rate (volume) data, and report it weekly to EPA. EPA has direct implementation authority in the Osage Mineral Reserve which covers Osage County. The Acting RA, the OK Secretary of the Environment, and the State and Regional Coordinator from the Administrator's office visited the site on Thursday, May 4th. The operators will be contacted by telephone on May 5th.

WARREN AMERICAN OIL CO., OSAGE COUNTY, OK (WELL INVENTORY NUMBERS OS0920 AND OS0921) – PERMIT APPLICATION CALL IN LETTERS

On May 12, 2017, EPA intends to issue letters to the owner of two injection wells (currently authorized by rule to operate) in the vicinity of a brine breakout impacting a tributary to North Bird Creek in Osage County, OK. The owners will be given 45 days to submit a permit application, as well as requiring them to begin collecting daily injection pressures and rates (volumes) and report it weekly to EPA until a final permit decision is made. EPA has direct implementation authority in the Osage Mineral Reserve which covers Osage County. The Acting RA, the OK Secretary of the Environment, and the State and Regional Coordinator from the Administrator's office visited the site on Thursday, May 4th. The operators will be contacted by telephone on May 5th.

LETTER TO IOWA NATION TRANSMITTING SANITARY SURVEY FR THE IOWA TRIBAL COMPLEX AND SANITARY SURVEY IN LIEU OF LEVEL 2 ASSESSMENT FOR THE IOWAY TRIBAL TRAVEL PLAZA WATER SYSTEMS

EPA Region 6 intends to send a letter transmitting the sanitary surveys conducted on January 19-20, 2017, at the two Iowa Nation water systems, Iowa Tribal Complex and Ioway Tribal Travel Plaza. For the Ioway Tribal Travel Plaza a sanitary survey was conducted in lieu of a Level 2 Assessment. The Iowa Nation has 120 days to address or develop a schedule to address the significant deficiencies found at the Iowa Tribal Complex Water System. The Sanitary Survey in lieu of a Level 2 Assessment for the Ioway Tribal Travel Plaza water system was completed by EPA Region 6 in response to two consecutive Level 1 triggers under the Revised Total Coliform Rule. A Correction Action Plan was previously sent to the Chairman of the Iowa Nation. This letter transmits the full sanitary survey report. The Iowa Nation has been working to address the sanitary deficiencies/defects identified during the sanitary survey. The transmittal letter includes the Correction Action Plan with updates on the status of each sanitary deficiencies/defects.

LETTER TO CHANGE POPULATION AND SAMPLING REQUIRMENTS FOR WYANDOTTE NATION WATER SYSTEM (062005883)

EPA Region 6 intends to notify the Wyandotte Nation water system (062005883) of a change in required sampling requirements under the Revised Total Coliform Rule (RTCR), which came into effect on April 1, 2016, as a result of increased population served by the water system. The population of the system requires an increase in sampling from 1 to 2 samples per month. Per the new RTCR (40 CFR 141.854(c)(2) during a sanitary survey the sampling plan must be reviewed and updated as appropriate. The letter is part of Region 6's ongoing routine oversight implementation and no anticipated issues are expected.
Due date: May 8, 2017

CWA Section 106 Priorities Letter to Oklahoma – Letter

On May 8, 2017, EPA Region 6 intends to send a letter to the Office of the Secretary of Energy & Environment (OSEE) finalizing the FY 2018 priorities for CWA Section 106 and 60(b) funding. The purpose of this letter to ensure that the submitted work plan is consistent with agreed upon programmatic priorities. The Water Division provided the state of Arkansas with specific program priorities for the anticipated funding.
Both agencies agreed on the priorities for 2018 and a letter will be sent out signed by the Water Division Director to complete the planning process.

Call with LDEQ on the draft Community Environmental Data Assessment Report for Alexandria and Pineville, LA, May 10, 2017.

The Community Environmental Data Assessment Report is designed to provide the community and members of the Community Sustainability Network (CSN) with an overview of *the Making A Visible Difference* in Communities project, including EPA soil sampling results at Hunter Park in Alexandria, and soil, air and indoor wipe sampling results at the Rapides Training Academy in Pineville. The purpose of the call is to get feedback/comments from LDEQ on the draft Report. The Associate Director for the Hazardous Waste Branch and staff will participate on this call.