From: Maier, Brent
To: Matiella, Nick (McCain)
Subject: RE: EPA Follow Up Information on Rosemont Copper Mine Project
Date: Wednesday, December 11, 2013 8:34:13 AM

Nick –

I have heard back from my colleagues regarding Rosemont and they have asked me to pass along the following regarding your inquiry:

- Pursuant to our statutory authority, EPA will continue to work with the Army Corps and other federal agencies to identify a mitigation package which complies with statutory requirements including Clean Water Act Section 404 and the Endangered Species Act.

The project will require a Clean Water Act Section 404 permit issued by the U.S. Army Corps of Engineers. Please see these links for further information regarding EPA and USACE roles in the 404 permit process.
http://water.epa.gov/type/wetlands/outreach/upload/404q.pdf

http://water.epa.gov/lawsregs/guidance/wetlands/dispmoa.cfm

You may wish to reach out to the Army Corps of Engineers and/or the Forest Service for additional information regarding your specific questions you sent to our office.

U.S. Army Corps of Engineers
Los Angeles District
915 Wilshire Blvd, Suite 1101
Los Angeles, CA 90017
Contact Number: Congressional Affairs - (213) 452-3963

http://www.spl.usace.army.mil/Media/FactSheets/tabid/1321/Article/2927/regulatory-program.aspx

Forest Service Rosemont Copper Project Website: http://www.rosemonteis.us/

Link to Contact Information for Coronado National Forest: http://www.fs.usda.gov/coronado

Regards,

Brent Maier
Congressional Liaison
U.S. Environmental Protection Agency, Region IX
75 Hawthorne St. (OPA-3)
San Francisco, CA 94105
Ph: 415.947.4256

From: Matiella, Nick (McCain) [mailto:Nick_Matiella@mccain.senate.gov]
Sent: Friday, December 06, 2013 7:33 AM
To: Maier, Brent

Cc: Zito, Kelly; Yogi, David
Subject: RE: EPA Follow Up Information on Rosemont Copper Mine Project

Thanks Brent. Will standby for next week. Thank you for your help.

From: Maier, Brent [mailto:Maier.Brent@epa.gov]
Sent: Thursday, December 05, 2013 5:39 PM
To: Matiella, Nick (McCain)
Cc: Zito, Kelly; Yogi, David; Maier, Brent
Subject: RE: EPA Follow Up Information on Rosemont Copper Mine Project

Nick -

I am checking in with colleagues regarding you questions and will follow up with you once I hear back from them. I will be out of the office on Friday on annual leave, so I may not be able to follow up with you until Monday.. In my absence, David Yogi, will backing me up on Friday and he can be reached at 415.972.3350.

Regards,

Brent

From: Matiella, Nick (McCain) <Nick_Matiella@mccain.senate.gov>
Sent: Thursday, December 05, 2013 12:59 PM
To: Maier, Brent
Cc: Zito, Kelly; Yogi, David
Subject: RE: EPA Follow Up Information on Rosemont Copper Mine Project

Thanks Brent. On November 23, it was reported in the Arizona press that EPA has determined that Rosemont's proposed 404 mitigation activities would be insufficient. What's the next step for Rosemont if they want to rebut or provide additional information to EPA and USACE? Can you lay out the timing for how this would work?

Nick Matiella
Legislative Assistant
U.S. Senator John McCain
241 Russell Senate Office Bldg.
Washington, DC 20510
Tel. (202) 224-2238
Fax. (202) 228-2862

From: Maier, Brent [mailto:Maier.Brent@epa.gov]
Sent: Tuesday, December 03, 2013 5:18 PM

To: Matiella, Nick (McCain)
Cc: Zito, Kelly; Yogi, David
Subject: EPA Follow Up Information on Rosemont Copper Mine Project

Nick Matiella
Office of Sen. John McCain

Nick -

As a follow up to your recent inquiry regarding Rosemont Mine, please find some information and links that you may find of interest.

Rosemont Copper Mine Project – December 3, 2013

The Rosemont Copper Mine Project is a proposed copper mine operation on approximately 4,750 acres predominantly on Coronado National Forest lands southeast of Tucson, Arizona.

The United States Forest Service is the lead federal agency for preparing an Environmental Impact Statement (EIS) under the National Environmental Policy Act (NEPA). In February 2012, EPA rated the Draft EIS "EU-3 – Environmentally Unsatisfactory-Inadequate Information."

The Forest Service posted their Final EIS on the Rosemont project website on November 29, 2013.

http://www.rosemonteis.us/final-eis

For more information about the NEPA review process, a database of environmental impact statements prepared by federal agencies and EPA's comments concerning the EISs, see this link:

http://www.epa.gov/compliance/nepa/

The project will also require a Clean Water Act Section 404 permit issued by the U.S. Army Corps of Engineers. Please see these links for further information regarding EPA and USACE roles in the 404 permit process.

http://water.epa.gov/type/wetlands/outreach/upload/404q.pdf
http://water.epa.gov/lawsregs/guidance/wetlands/dispmoa.cfm

Please let me know if you have any questions or need any additional information.

Regards,

Brent Maier
Congressional Liaison
U.S. Environmental Protection Agency, Region IX
75 Hawthorne St. (OPA-3)
San Francisco, CA 94105
Ph: 415.947.4256