Message

From: WIGAL Jennifer [Jennifer.WIGAL@state.or.us]
Sent: 12/6/2019 10:36:31 PM
To: Hisel-Mccoy, Sara [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0641d449fe4e4444971b9f695b74f0b8-Sara Hisel-Mccoy]; WIGAL Jennifer [Jennifer.WIGAL@state.or.us]
CC: DOU Connie [Connie.Dou@state.or.us]
Subject: RE: What I heard in our discussion on the MDV

Thanks for the summary, Sara. I think you captured the main points and takeaways from our discussion yesterday. Staff will be following up shortly with draft language.

Have a great weekend,
Jennifer

From: Hisel-Mccoy, Sara <Hisel-McCoy.Sara@epa.gov>
Sent: Thursday, December 5, 2019 2:29 PM
To: WIGAL Jennifer <Jennifer.WIGAL@state.or.us>
Subject: What I heard in our discussion on the MDV

Jen

This is what I heard based on today's discussion. Please let me know if I missed anything or anything doesn't look accurate to you.

- As part of the PMPs for the Willamette mercury variance, Oregon will outline ongoing continuing state efforts and requirements that are expected to result in additional reductions of mercury in the Willamette during the 20-year variance term. The state is responsible for these PMPs, not individual dischargers.
- EPA will make clear in its action on the variance that the only PMPs that would become enforceable conditions of the NPDES permits for the permittees subject to the variance would be discharger-specific PMPs that are under the control of the dischargers.
- Additionally, in EPA's action on the variance, EPA will explain why additional PMPs beyond discharger-specific PMPs are appropriate in this case given the pollutant at issue (mercury) and Oregon's reliance on 40 CFR factor 131.10(g)(3) to justify this variance.
- Longer-term, EPA will look for additional opportunities to add clarity on these points (e.g., updates to the variance building tool and WQS Handbook).

Thanks much,
Sara
Sara Hisel McCoy
Director, Standards and Health Protection Division
OW/Office of Science and Technology
(202) 566-1649