Message

From: Bose, Laura [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=90958C70684B4B0BB5694D7215FE4FAE-LBOSE]
Sent: 8/29/2013 11:02:32 PM
To: Michael A. Fulton [Fulton.Michael@azdeq.gov]
CC: Linda Taunt [lc1@azdeq.gov]
Subject: FW: Petition for Exercise of Residual Designation Authority
Attachments: RDA Petition - WQS Violations - REGION IX - FINAL - 7-10-13.pdf; ATTACHMENT A - Region IX Impairment Data.xlsx

From: Smith, DavidW
Sent: Thursday, July 11, 2013 12:42 PM
To: jsbishop@waterboards.ca.gov; Whitney, Vicky@Waterboards; dcmessina@waterboards.ca.gov; dd2@azdeq.gov; taunt.linda@azdeq.gov; cph@azdeq.gov; darryl.lum@doh.hawaii.gov; alec.wong@doh.hawaii.gov; stuart.yamada@doh.hawaii.gov; atinney@ndep.nv.gov; dgaskin@ndep.nv.gov
Cc: Kemmerer, John; Bose, Laura; Woo, Nancy
Subject: FW: Petition for Exercise of Residual Designation Authority

Greetings:
I wanted to bring to your attention a petition EPA Region 9 received yesterday from several environmental groups that asks EPA to use our residual designation authority to require NPDES stormwater permits for commercial, industrial, and institutional discharges to certain impaired waters within Region 9. EPA is still reviewing the petition, but I wanted to forward it to you right away as we will want to confer with each state during the process of deciding how to respond to the petition. Similar petitions were also sent to the EPA Regional Offices in Boston and Philadelphia.

As federal regulations provide that EPA is supposed to respond to petitions of this type within 90 days, I expect we will want to confer with you about the petition in the near future. We will be in touch with your lead NPDES program managers. Meanwhile, please let me know if you have any questions, initial reactions, or concerns.

California colleagues, I leave it to you to share this with the Regional Board permitting managers as you see fit. Many thanks.

David Smith
Manager
NPDES Permits Office (WTR-5)
U.S. EPA Region 9
75 Hawthorne Street
San Francisco, CA 94602
(415) 972-3464 (office)
(415) 972-947-3545 (fax)

-----Original Message-----
From: Jeff Odefey [mailto:JOdefey@americanrivers.org]
Sent: Wednesday, July 10, 2013 8:09 AM
To: Smith, DavidW; Kermish, Laurie; Blake, Ellen; Kemmerer, John
Subject: Fwd: Petition for Exercise of Residual Designation Authority

Sent from my Verizon Wireless 4G LTE DROID

-------- Original Message --------
Subject: Petition for Exercise of Residual Designation Authority
From: "Hammer, Rebecca" <rhammer@nrdc.org>
To: Blumenfeld.Jared@epa.gov
CC: Jeff Odefey <JOdefey@americanrivers.org>,Chris Kilian <ckilian@clf.org>,Ivy Frignoca <IFrignoca@clf.org>,"Devine, Jon" <jdevine@nrdc.org>,"Levine, Larry" <llevine@nrdc.org>,"Garrison, Noah" <ngarrison@nrdc.org>,sara@cacoastkeeper.org

Dear Regional Administrator Blumenfeld,

Attached please find a petition by American Rivers, Conservation Law Foundation, Natural Resources Defense Council, and California Coastkeeper Alliance for a determination, pursuant to 40 C.F.R. 122.26(a)(9)(i)(D), that non-de minimis, currently non-NPDES permitted stormwater discharges from commercial, industrial, and institutional sites are contributing to violations of water quality standards in certain impaired waters throughout Region 9, and therefore require National Pollutant Discharge Elimination System (NPDES) permits pursuant to Section 402(p) of the Clean Water Act.

We are also sending you a package via overnight mail, arriving tomorrow, containing a hard copy of this petition and a USB drive with all of the attachments cited therein.

Please do not hesitate to contact us if you have any questions regarding this petition. We look forward to discussing it with you further.

Sincerely,
American Rivers
Conservation Law Foundation
Natural Resources Defense Council
California Coastkeeper Alliance

Becky Hammer
Project Attorney, Water Program*
Natural Resources Defense Council
1152 15th Street NW -- Suite 300
Washington, DC 20005
202-513-6254
rhammer@nrdc.org<mailto:rhammer@nrdc.org>
Save paper. Think before printing.

*Admitted to practice in New York and the District of Columbia

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