To: Don Waye/DC/USEPA/US@EPA[]
From: Allison Castellan <allison.castellan@noaa.gov
Sent: Thur 10/18/2012 5:45:06 PM
Subject: Re: EPA Atty on OR State-Fed Call??
graycol.gif
Waye.Don@epamail.epa.gov
allison.castellan@noaa.gov
1-866-299-3188
2065530775
Carlin.Jayne@epamail.epa.gov
(206) 553-8512
(206) 553-0165
carlin.jayne@epa.gov
http://www.epa.gov/r10earth/tmdl.htm
allison.castellan@noaa.gov
1-866-299-3188
2065530775
Carlin.Jayne@epamail.epa.gov
(206) 553-8512
(206) 553-0165
carlin.jayne@epa.gov
http://www.epa.gov/r10earth/tmdl.htm
301-563-1125
301-713-4004
allison.castellan@noaa.gov
http://coastalmanagement.noaa.gov
301-563-1125
301-713-4004
allison.castellan@noaa.gov
http://coastalmanagement.noaa.gov
allison.castellan@noaa.gov
http://coastalmanagement.noaa.gov

that was my understanding

On Thu, Oct 18, 2012 at 1:44 PM, <Waye.Don@epamail.epa.gov> wrote:

I thought Kelly wouldn't be joining us on the call with the state...

Allison Castellan ---10/17/2012 04:46:33 PM---Jayne-- I think the agenda with the state should also include discussion of if the

From: Allison Castellan <allison.castellan@noaa.gov>
To: Jayne Carlin/R10/USEPA/US@EPA
Cc: David Powers/R10/USEPA/US@EPA, Don Waye/DC/USEPA/US@EPA
Date: 10/17/2012 04:46 PM
Subject: Re: REVIEW: Draft Agenda for Oct 18 (9-10:30 or 12-1:30) FEDS Only: Oregon CZARA 6217 SA Commitments Call [Call In Number 1-866-299-3188 code 2065530775]

Jayne--

I think the agenda with the state should also include discussion of if the state still thinks it will be able to meet the June 2013 deadline for the mid-coast TMDL and guidance to address the new devel MM. This

may be included in the topics you've already listed but we should be sure to ask these specific questions as it will inform our federal decision to ask for SA extension.

Also, I'm not sure how detailed a discussion you planned to have about NWEA's letters with the state and the overall purpose--just make sure ODEQ received them and are aware of the main points? These letters were quiet lengthy and while I'm familiar with the general themes, I won't have time to refresh myself on the specific points and issues each raises to have an in-depth discussion with ODEQ tomorrow. Perhaps others will be able to cover this?

Allison

On Wed, Oct 17, 2012 at 11:29 AM, <Carlin.Jayne@epamail.epa.gov> wrote:

Hi Allison,

She won't be joining us for the State call. We already have given her a briefing (while she was in Seattle last week) and provided her with some reading materials. She is from Region 3 (Philadelphia) where she will continue to reside and actually has TMDL experience. In particular, I wanted her to hear about and (possibly provide input) on the possible request for a schedule change; some of the other topics may be of interest to her as well. I will call her today and ask that she write down any questions and we can discuss them after the call. Sound like a plan?

Jayne

Jayne Carlin, Watersheds Unit
US EPA, Region 10
1200 6th Ave, Suite 900 (OWW-134)
Seattle, WA 98101-3140
(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

http://www.epa.gov/r10earth/tmdl.htm

Allison Castellan ---10/17/2012 06:20:46 AM---Hi Jayne-- I noticed you invited the new regional attorney assigned to the OR lawsuit.

From: Allison Castellan <allison.castellan@noaa.gov>
To: Jayne Carlin/R10/USEPA/US@EPA,
Cc: David Powers/R10/USEPA/US@EPA, Don Waye/DC/USEPA/US@EPA
Date: 10/17/2012 06:20 AM
Subject: Re: REVIEW: Draft Agenda for Oct 18 (9-10:30 or 12-1:30) FEDS Only: Oregon CZARA 6217 SA Commitments Call [Call In Number 1-866-299-3188 code 2065530775]

Hi Jayne--

I noticed you invited the new regional attorney assigned to the OR lawsuit. I think its fine, if she wants to listen in to get familiar but it looks like we have a pretty full agenda so I don't think its appropriate for us to spend time getting her up to speed during this call. That's something the EPA folks can do at a different time. Also, I assume she won't be joining us for the ODEQ call following? I think that should kept to programmatic staff. Adding a lawyer to the mix can change the tenor at times and I don't think ODEQ plans to have their legal folks on the call.

Allison

On Tue, Oct 16, 2012 at 1:07 PM, Jayne Carlin <Carlin.Jayne@epamail.epa.gov> wrote:
Hi All,

As you may recall, just the Feds will be meeting this Thursday and then we will meet with the DEQ after our call. Please review/comment on the proposed agenda below:

Proposed Agenda
Introductions including Kelly Gable, newly assigned ORC Attorney

Updated rationales for interim condition approvals: what information to request from state? legal vulnerability evaluation? (See attached file: OR 6217 draft compiled interim dec doc 100412_clean.docx)

Developing EPA/NOAA assessment letter: how to obtain information needed and procedures and how to use our assessment as an opportunity to help focus and put pressure on areas we think may be going off course.

Requesting for extension

Addressing NWEA's growing collection of letters and legal actions (directly pertaining to this SA and related actions such as temperature WQS, TMDLs)
Concerns About Oregon Department of Environmental Quality's Honoring CZARA Settlement Commitments Oregon Coastal Nonpoint Pollution Control Program (April 3, 2012)
Oregon Coastal Nonpoint Pollution Control Program; EPA and NOAA's Interim Approval of Agricultural Management Measures for Oregon (May 2, 2012)
Oregon Coastal Nonpoint Pollution Control Program; EPA and NOAA's Interim Approval of Agricultural Management Measures for Oregon are Based on a Flawed Understanding of the State's Enforcement Authority (June 13, 2012)
Oregon Coastal Nonpoint Pollution Control Program; EPA and NOAA's Interim Findings on Pesticides (August 20, 2012)
Oregon Coastal Nonpoint Pollution Control Program; Protection of the Designated Use of Amphibians in Non-Fish-Bearing ("Type N") Streams Through the MidCoast Implementation Ready TMDL (October 5, 2012)

Proposed approach for temperature TMDL development (given recent NWEA legal action)

Provide additional detail on the prescriptive TMDL process. Sufficient? (See attached file: Outline for 3b&3c requirements.docx)

New Steps/Action Items (including for Oct 18 State/Fed Call and Oct 29 Mgr Quarterly Call).

Settlement Agreement Commitments (See attached file: SA and Exhibit A Schedule.xlsx)

Cheers,

Jayne Carlin, Watersheds Unit
US EPA, Region 10
1200 6th Ave, Suite 900 (OWW-134)
Seattle, WA 98101-3140
(206) 553-8512, (206) 553-0165 (fax)
carlin.jayne@epa.gov

http://www.epa.gov/r10earth/tmdl.htm

--

~~ <><~~ ><> ~~ <><~~
Allison Castellan
Coastal Management Specialist
Office of Ocean and Coastal Resource Management N/ORM3
National Oceanic and Atmospheric Administration, SSMC4
Silver Spring, MD 20910
Phone: 301-563-1125
Fax: 301-713-4004
allison.castellan@noaa.gov

http://coastalmanagement.noaa.gov

--

~~ <><< ~~ ><> ~~ <><< ~~
Allison Castellan
Coastal Management Specialist
Office of Ocean and Coastal Resource Management N/ORM3
National Oceanic and Atmospheric Administration, SSMC4
Silver Spring, MD 20910
Phone: 301-563-1125
Fax: 301-713-4004
allison.castellan@noaa.gov
http://coastalmanagement.noaa.gov

--

~~ <><< ~~ ><> ~~ <><< ~~
Allison Castellan
Coastal Management Specialist
Office of Ocean and Coastal Resource Management N/ORM3
National Oceanic and Atmospheric Administration, SSMC4
Silver Spring, MD 20910
Phone: 301-563-1125
Fax: 301-713-4004
allison.castellan@noaa.gov
http://coastalmanagement.noaa.gov