Message

From: Barger, Cindy [Barger.Cindy@epa.gov]
Sent: 8/10/2020 2:00:12 PM
To: Rountree, Marthea [Rountree.Marthea@epa.gov]; Kaiser, Russell [Kaiser.Russell@epa.gov]
CC: Schaedle, Candi [Schaedle.Candi@epa.gov]; Widner, Jacob [Widner.Jacob@epa.gov]; Simpson, Jonathan [Simpson.Jonathan@epa.gov]; Hough, Palmer [Hough.Palmer@epa.gov]
Subject: Pebble Mine - My quick comments
Attachments: Pebble FEIS Comments Draft for Review 080720v2_csb.docx

Hi Marthea/Russ – Here's my quick comments. In short, I want to see all the comments reframed as specific concerns to addressed one of the following three reasons and recommendations that show how they are clearly meeting that objective

1. Help the Corps meet the ROD requirement to "State whether all practicable means to avoid or minimize environmental harm from the alternative selected have been adopted, and if not why not" (40 CFR 1505.2(c))

2. Help the Corps meet the ROD requirements to include "a monitoring and enforcement program shall be adopted and summarized

where applicable for any mitigation." (40 CFR 1505.2(c)) that is effective and enforceable (as provided in additional guidance in the 2011 CEQ mitigation memo
or

3. Is helping the Corps with meeting the 404(b)(1) requirement to show that there is no practicable alternative to the selected alternative that is "which would have less adverse impact on the aquatic ecosystem, so long as the alternative does not have other significant adverse environmental consequences" and citing the specific sections of the 404(b)(1) analysis that this would be supporting (e.g., Subparts C-J) (Defer to OW for review on these comment/concerns) Having a specific permit condition with these would be great.

Thanks!
Cindy

Cindy S. Barger
Director, NEPA Compliance Division
Office of Federal Activities
U.S. Environmental Protection Agency
Washington, DC
Tel: 202-564-3169
Cell: Ex. 6 Personal Privacy (PP)