Message

From: Nalven, Heidi [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0B698043B7EE461198A73177935098D4-HNALVEN]
Sent: 8/12/2020 3:46:32 PM
To: Witt, Richard [Witt.Richard@epa.gov]
CC: McGrath, Patricia [mcgrath.patricia@epa.gov]; Godsey, Cindi [Godsey.Cindi@epa.gov]; Johnson, Patrick [johnson.patrick@epa.gov]; Szelag, Matthew [Szelag.Matthew@epa.gov]
Subject: FW: Pebble FEIS letter - NSPS issue (again)
Attachments: ATP Scan In Progress

Richard – Please see email below and confirm you are okay with the "would not allow" language below. Thanks!

Briefing materials:

Ex. 5 AC/DP

Letter language:

Ex. 5 AC/DP

Heidi Nalven
U.S. EPA Office of General Counsel
202-564-3189

From: McGrath, Patricia <mcgrath.patricia@epa.gov>
Sent: Wednesday, August 12, 2020 11:41 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Johnson, Patrick <johnson.patrick@epa.gov>; Szelag, Matthew <Szelag.Matthew@epa.gov>
Cc: Godsey, Cindi <Godsey.Cindi@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Hi-
Cindi Godsey (R10, NPDES program) and I made these comments which were reviewed by OW, R10 ORC, and OGC during development of the DEIS comment letter.

Ex. 5 Deliberative Process (DP)

Please contact Cindi and I if there are further questions.
Patty

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Wednesday, August 12, 2020 8:16 AM
To: Johnson, Patrick <johnson.patrick@epa.gov>; Szelag, Matthew <Szelag.Matthew@epa.gov>
Cc: McGrath, Patricia <mcgrath.patricia@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Patty – See emails below. Can you help or identify the right person to help with this issue?

Heidi Nalven
U.S. EPA Office of General Counsel
202-564-3189

From: Johnson, Patrick <johnson.patrick@epa.gov>
Sent: Wednesday, August 12, 2020 10:31 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Szelag, Matthew <Szelag.Matthew@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

I don't know the answer to your question. Yesterday I inserted a comment on the draft comment letter generally conveying Richard's statements. I hope that will trigger outreach to the appropriate programmatic folks who drafted the original comment.

I would welcome Matt's thoughts as well.

Sincerely,

Patrick B. Johnson
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 10
1200 Sixth Avenue, Suite 155
Seattle, Washington 98101
(206) 553-6905

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Wednesday, August 12, 2020 7:20 AM
To: Szelag, Matthew <Szelag.Matthew@epa.gov>; Johnson, Patrick <johnson.patrick@epa.gov>
Subject: FW: Pebble FEIS letter - NSPS issue (again)

Who are the right people to confirm the facts below?

Heidi Nalven
U.S. EPA Office of General Counsel
202-564-3189

From: Witt, Richard <Witt.Richard@epa.gov>
Sent: Wednesday, August 12, 2020 9:28 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Johnson, Patrick <johnson.patrick@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Ex. 5 AC/DP

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Wednesday, August 12, 2020 9:17 AM
To: Witt, Richard <Witt.Richard@epa.gov>
Cc: Johnson, Patrick <johnson.patrick@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: Pebble FEIS letter - NSPS issue (again)

Richard – Do you have suggested edits to the language or do we need to get the programs talking to one another?

The briefing paper that will be used with Matt/David/Chris H. on Thursday uses this language:

Ex. 5 AC/DP

Heidi Nalven
U.S. EPA Office of General Counsel
202-564-3189

From: Johnson, Patrick <johnson.patrick@epa.gov>
Sent: Tuesday, August 11, 2020 1:56 PM
To: Witt, Richard <Witt.Richard@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Ex. 5 AC/DP

Sincerely,

Patrick B. Johnson
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 10
1200 Sixth Avenue, Suite 155
Seattle, Washington 98101
(206) 553-6905

From: Witt, Richard <Witt.Richard@epa.gov>
Sent: Tuesday, August 11, 2020 10:50 AM

To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>
Cc: Johnson, Patrick <johnson.patrick@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Ex. 5 AC/DP

From: Witt, Richard
Sent: Tuesday, August 11, 2020 1:29 PM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>
Cc: Johnson, Patrick <johnson.patrick@epa.gov>
Subject: RE: Pebble FEIS letter - NSPS issue (again)

Ex. 5 AC/DP

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Tuesday, August 11, 2020 1:01 PM
To: Levine, MaryEllen <levine.maryellen@epa.gov>; Witt, Richard <Witt.Richard@epa.gov>
Cc: Johnson, Patrick <johnson.patrick@epa.gov>
Subject: Pebble FEIS letter - NSPS issue (again)

Region 10 is working on the letter on the final FEIS. Alternative 3 is now the preferred alternative. Consistent with your prior advice the draft EIS, the Region's letter makes the highlighted statement about NSPS. It looks consistent with edits you made on the draft FEIS letter. See attached. Does the highlighted language look okay to you?

+++++

Ex. 5 AC/DP

From: Wilson, Scott
Sent: Thursday, June 20, 2019 3:26 PM
To: Witt, Richard <Witt.Richard@epa.gov>; Godsey, Cindi <Godsey.Cindi@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Zobrist, Marcus <Zobrist.Marcus@epa.gov>
Subject: RE: Pebble Letter

Thanks for catching that. It should be "discharge of".

Who should this go to next?

Scott Wilson
Energy Permitting Coordinator
Industrial Permits Branch
USEPA Office of Wastewater Management
1200 Pennsylvania Ave., NW
Washington, DC 20460
202-564-6087
Mail Code: 4203m

From: Witt, Richard
Sent: Thursday, June 20, 2019 3:12 PM
To: Wilson, Scott <Wilson.Js@epa.gov>; Godsey, Cindi <Godsey.Cindi@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Zobrist, Marcus <Zobrist.Marcus@epa.gov>
Subject: RE: Pebble Letter

This looks good to me. One typo, "discharges"' in the third line from the end should be "discharge," I think.

From: Wilson, Scott
Sent: Thursday, June 20, 2019 2:18 PM
To: Godsey, Cindi <Godsey.Cindi@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Witt, Richard <Witt.Richard@epa.gov>; Zobrist, Marcus <Zobrist.Marcus@epa.gov>
Subject: Pebble Letter

My rewrite is attached.

Scott Wilson
Energy Permitting Coordinator
Industrial Permits Branch
USEPA Office of Wastewater Management
1200 Pennsylvania Ave., NW
Washington, DC 20460
202-564-6087
Mail Code: 4203m