To: Nyffeler, Robin T - DNR[Robin.Nyffeler@wisconsin.gov]; Wester, Barbara[wester.barbara@epa.gov]
Cc: Knutson, Jason R - DNR[Jason.Knutson@wisconsin.gov]; Chapman, Barton T - DNR[Barton.Chapman@wisconsin.gov]; Landretti, Jane R - DNR[Jane.Landretti@wisconsin.gov]; Bertolacini, Jim K - DNR[Jim.Bertolacini@wisconsin.gov]; Colletti, John[colletti.john@epa.gov]; Pierard, Kevin[pierard.kevin@epa.gov]; Mucha, Amy P.[Mucha.Amy@epa.gov]; Ireland, Scott[ireland.scott@epa.gov]; Compton, Mark[compton.mark@epa.gov]
From: White, Quintin
Sent: Wed 4/13/2016 3:31:52 PM
Subject: RE: Rule Package 5 - items requiring EPA input

Thanks for your update.

EPA received your email regarding questions raised for rule package 5. Four of the question of concern are addressed. Region 5 is working on the antibacksliding question. Once all issues are addressed we will contact WDNR to schedule call. I was advise by staff at WDNR of the drill. I think we should plan on meeting as scheduled. If time runs out, we schedule a follow-up call.

From: Nyffeler, Robin T - DNR [mailto:Robin.Nyffeler@wisconsin.gov]
Sent: Wednesday, April 13, 2016 10:21 AM
To: White, Quintin <white.quintin@epa.gov>; Wester, Barbara <wester.barbara@epa.gov>
Cc: Knutson, Jason R - DNR <Jason.Knutson@wisconsin.gov>; Chapman, Barton T - DNR <Barton.Chapman@wisconsin.gov>; Landretti, Jane R - DNR <Jane.Landretti@wisconsin.gov>; Bertolacini, Jim K - DNR <Jim.Bertolacini@wisconsin.gov>
Subject: RE: Rule Package 5 - items requiring EPA input

Hello,

Last I sent a message to you asking if we could set up a meeting in the next couple of weeks to discuss some of the 75 issues covered by Rule package 5. Who is the contact for Rule package 5? Also, as for our meeting tomorrow at 1 pm, we will probably only be able to meet for about 40 minutes. A statewide tornado drill is scheduled for tomorrow and we will have to participate and go to our required areas.

Thank you!

Robin

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Department clients visit our survey at http://intranet.dnr.state.wi.us/int/legal/ to evaluate how I did.

Robin T. Nyffeler

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From: Nyffeler, Robin T - DNR
Sent: Tuesday, April 05, 2016 1:05 PM
To: Quintin White (White.Quintin@epamail.epa.gov); Barbara Wester (Wester.Barbara@epamail.epa.gov)
Cc: Knutson, Jason R - DNR; Chapman, Barton T - DNR
Subject: Rule Package 5 - items requiring EPA input

Jason Knutson and I are working on Rule package 5. Jason is the lead on this rule package. We have some questions on the federal regulations. A few of our questions are listed below. We will likely have more in the future. We would like to set up a time to meet with EPA staff. Who can participate in the call to help answer questions on the federal regulations and comments?

Robin

Issue 11: RP

1) **Scope of Issue:** Are the comments on Issue 11 limited to 40 CFR 122.44(d)(1) or all of (d)?

2) **Reasonable Potential as it relates to narrative criteria:** Does 40 CFR 122.44(d)(1)(i), (v) or (vi) take precedent for reasonable potential to include limits when narrative criteria are exceeded?

3) **Fundamentally Different Factors Variances (FDFVs):** Are we required to add language to implement FDFVs? (Note: 40 CFR 122.44(d)(8) "triggers" 40 CFR 125 Subpart D on FDFVs)

4) **Types of Pollutants:** What do "nonconventional pollutants" and "chemical pollutants" include? – I will ask our staff for an answer on this as well.

Issue 14: Antibacksliding

1) **Relaxation of WQBELs under revised TMDLs:** When, if ever, can WQBELs be relaxed due to a revised TMDL?

-Note: This specifically relates to NR 207.12(3)(b) and (3)(c)3. of our draft code. Sub. (3)(b) is from 33 USC 1313(d)(4)(A), but I am not sure where (3)(c)3. Is from.

Issue 15: Compliance Schedules

1) **New Permit or New Discharger?:** Some questions.

2) **7 or 5 years?:** GLI dischargers are allowed 2 years to study tier 2 values and request modification. Does this extend their max schedule length to 7 years, or are the 2 years included in the 5 year max?

Jason

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Jason Knutson

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