Updated DRAFT List of Proposed Discussion Topics (EPA) – 9/21/16

Phase 1

- EPA completeness review of application
- Anti-degradation of surface water
  - Plant Site
  - Mine Site
- Reasonable potential / Effluent limits
- Demonstration of no discharge to waters of the U.S.
  - Mine Site
  - Plant Site
- 40 CFR Part 440.104 (Subpart J) (allowable discharge of wastewater)
- Tailings basin area construction water management
- Flushing of legacy pollutants once trench is installed/operating
- Communication, documentation, and record management process
- Cliffs Erie/PolyMet permit transition

Phase 2

- Conductivity – potential draft EPA criteria
- North flow path
- Mine Site & Plant Site monitoring
  - Locations
  - Parameters
- Baseline exceedances of surface water standards (non-legacy)

Phase 3

- Performance verification of FTB seepage collection system
- Construction Stormwater and Industrial Stormwater coverage
  - General CSW Permit vs. ISW requirements of NPDES/SDS Permit
- Sulfate discharge at plant site
  - 10 mg/L vs proposed revised standard
- Transportation corridor monitoring

*Topics for discussion are grouped by timing aspect and not necessarily in order of importance.

Disclaimer: This document is a working document. This document may change over time as a result of new information, further deliberation or other factors not yet known to the agency.

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