

Amy Williams

From: Doug Durbin <ddurbin@BrwnCald.com>
Sent: Thursday, June 18, 2020 10:13 AM
To: IPDES Guidance
Cc: Kristan Robbins
Subject: Comment on MSGP Guidance

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As requested, I am following up on my comment during the June 18 teleconference. I note a discrepancy between the IDEQ guidance and the MSGP language in the section on Prohibited Discharges (6.1.1.2).

The guidance document lists one prohibition as:

“New dischargers or new sources that will discharge pollutants to a water body that is already impaired by the pollutants proposed to be discharged.”

But the MSGP includes this language regarding allowable discharges:

“For discharges to waters without an EPA-approved or established total maximum daily load (TMDL), that the discharge of the pollutant for which the water is impaired will meet water quality standards at the point of discharge to the waterbody”

Thus, the permit itself appears to be less stringent than the guidance since the guidance implies that any amount of the impairing pollutant would lead to prohibition of a discharge.

The bullet in the guidance document preceding the one quoted above seems to more accurately capture the permit language since it specifically addresses meeting water quality standards.

Thank you for your consideration.

Best Regards,

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