SARAH PALIN
GOVERNOR
GOVERNOR@GOV.STATE.AK.US

P.O. BOX 110001
JUNEAU, ALASKA 99811-0001
(907) 465-3500
FAX (907) 465-3532
WWW.GOV.STATE.AK.US

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

April 22, 2008

Mr. Stephen L. Johnson, Administrator
U.S. Environmental Protection Agency Headquarters
Ariel Rios Building
1200 Pennsylvania Avenue, Northwest
Mail Code: 1101A
Washington, DC 20460

Dear Mr. Johnson:

The state of Alaska is pleased to submit the enclosed description of the Alaska Pollutant Discharge Elimination System (APDES) Program and related documents. I request approval as provided under Clean Water Act (CWA) Section 402(b) [33 U.S.C. §1342(b)] of the APDES Program.

Pursuant to 40 C.F.R. Part 123, the enclosures include:

- the APDES Program Description that explains the processes the state will use to carry out the responsibilities, in accordance with 40 C.F.R. §123.22;

- a Memorandum of Agreement that defines how the APDES Program will be administered by the Alaska Department of Environmental Conservation (ADEC) and reviewed by the U.S. Environmental Protection Agency, Region 10 (EPA), in accordance with 40 C.F.R. §123.24;

- copies of all applicable portions of the Alaska Statutes and Alaska Administrative Codes (AAC), including new chapter 18 AAC 83 for administrating permits under the APDES Program, as well as related regulations in 18 AAC 15 covering appeal and related administrative procedures and 18 AAC 72 dealing with wastewater disposal;

- a statement from the Attorney General certifying that Alaska's laws and regulations provide adequate authority to implement a National Pollutant Discharge Elimination System Program, in accordance with 40 C.F.R. §123.23; and,

- a Continuing Planning Process document, in accordance with 40 C.F.R. §130.5.

In addition, the state of Alaska requests that EPA approve a phased program approach allowed under CWA Sections 402(n)(4)(A) and (B), as described in the enclosed Memorandum of Agreement.

The state of Alaska is confident that the enclosures provide sufficient documentation for EPA to determine that ADEC possesses adequate authority to implement the proposed APDES Program, in accordance with CWA Section 402(b) and 40 C.F.R. Part 123. I look forward to receiving EPA's timely approval and working with you to administer this very important Clean Water Act program.

Sincerely,

Sarah Palin
Governor

Enclosures

cc: Elin Miller, Regional Administrator, Environmental Protection Agency, Region 10