

**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re:	)	
	)	
City of Sandpoint Wastewater Treatment Plant	)	Appeal No. NPDES 18-01
	)	
NPDES Permit No. <i>Id.</i> 0020842	)	
	)	

**ORDER GRANTING EXTENSION OF TIME
AND ADDRESSING SERVICE BY EMAIL**

The Idaho Conservation League has petitioned for review of a NPDES permit issued to the City of Sandpoint, Idaho, by the U.S. Environmental Protection Agency, Region 10. The Idaho Department of Environmental Quality (“IDEQ”) has filed a Notice of Appearance as a respondent in this permit appeal and EPA’s Office of General Counsel is participating as “Of Counsel.” Both Region 10 and IDEQ have filed motions requesting an extension of time as to when their briefs in response are due. As explained below, we grant the extension of time. Additionally, this order addresses service of the Environmental Appeal Board’s orders by email.

Region 10 and IDEQ request that the due date for response briefs be extended from August 10, 2010, to September 24, 2010. Region 10 argues that this extension is needed so that it can “coordinate with multiple offices at EPA Headquarters” and because the Region 10 attorney assigned to this appeal as well as several EPA staff who need to review the brief have vacations scheduled in late August and early September. EPA Region 10’s Unopposed Motion for Extension of Time to File Response Brief at 2. IDEQ’s extension request also cites the need for intra-governmental coordination and previously-scheduled vacations. IDEQ further argues that this appeal “raises critical issues regarding the interrelation between state administrative

rules and federal permitting actions” and “requires extensive research into a long rulemaking history and voluminous state agency record.” Idaho Department of Environmental Quality’s Unopposed Motion for Extension of Time to File Response Brief at 2. Region 10 and IDEQ represent that they have contacted counsel for the Idaho Conservation League and that he has no objection to their extension request. In light of the foregoing, we modify the due date for response briefs by ordering that Region 10 and IDEQ must file response briefs on or before Monday, September 24, 2018.

Pursuant to 40 C.F.R. § 124.19(i)(3)(iii), the Board may use e-mail (sent under the address: *Clerk_EAB@epa.gov*) to serve orders and decisions in this matter at the addresses provided by the parties. Parties shall promptly file a notice in this matter informing the Board and the other parties if their e-mail address changes.

So ordered.

Dated: August 2, 2018

ENVIRONMENTAL APPEALS BOARD

By: 
Kathie A. Stein
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I certify that copies of the forgoing **ORDER GRANTING EXTENSION OF TIME AND ADDRESSING SERVICE BY EMAIL** in the matter of the City of Sandpoint Wastewater Treatment Plant, NPDES Appeal No. 18-01, were sent to the following persons in the manner indicated:

By First Class Mail:

Matthew Nykeil
Conservation Associate
Idaho Conservation League
P.O. Box 2308
Sandpoint, Id. 83864

Email: mnykiel@idahoconservation.org

By EPA Pouch Mail:

Courtney Weber (ORC-113)
EPA Region 10
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

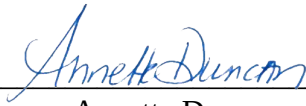
Email: weber.courtney@epa.gov

By Interoffice Mail:

Pooja Parikh (2355A)
U.S. EPA
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Email: parikh.pooja@epa.gov

Dated: **Aug 02 2018**



Annette Duncan
Administrative Specialist

CERTIFICATE OF SERVICE

I certify that a copy of the forgoing **ORDER GRANTING EXTENSION OF TIME AND ADDRESSING SERVICE BY EMAIL** in the matter of the City of Sandpoint Wastewater Treatment Plant, NPDES Appeal No. 18-01, which was issued on August 2, 2018, was sent to Richard A. Grisel, Deputy Attorney General for the State of Idaho, representing the Idaho Department of Environmental Quality, on August 30, 2018, in the manner indicated:

By Email:

Richard A. Grisel
Deputy Attorney General
Idaho Department of Environmental Quality
1410 N. Hilton, 2nd Floor
Boise, Idaho 83706
Email: rick.grisel@deq.idaho.gov

Dated: **Aug 30 2018**



Eurika Durr
Clerk to the Board