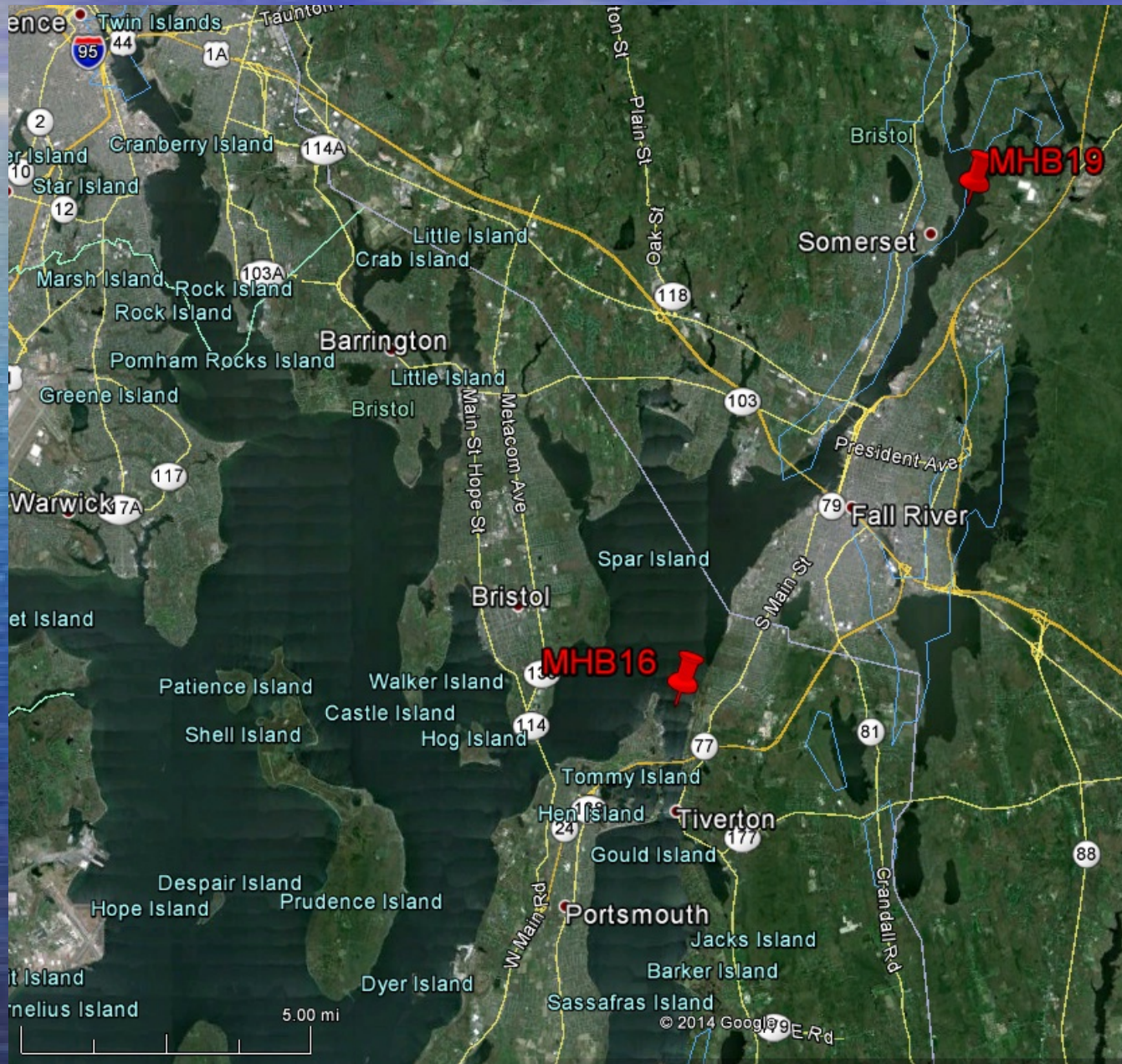


City of Taunton

EPA EAB Oral Argument

John C. Hall
February 9, 2016

Sentinel Location



EPA R1 FOIA Response



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

VIA FOIA ONLINE

November 3, 2014

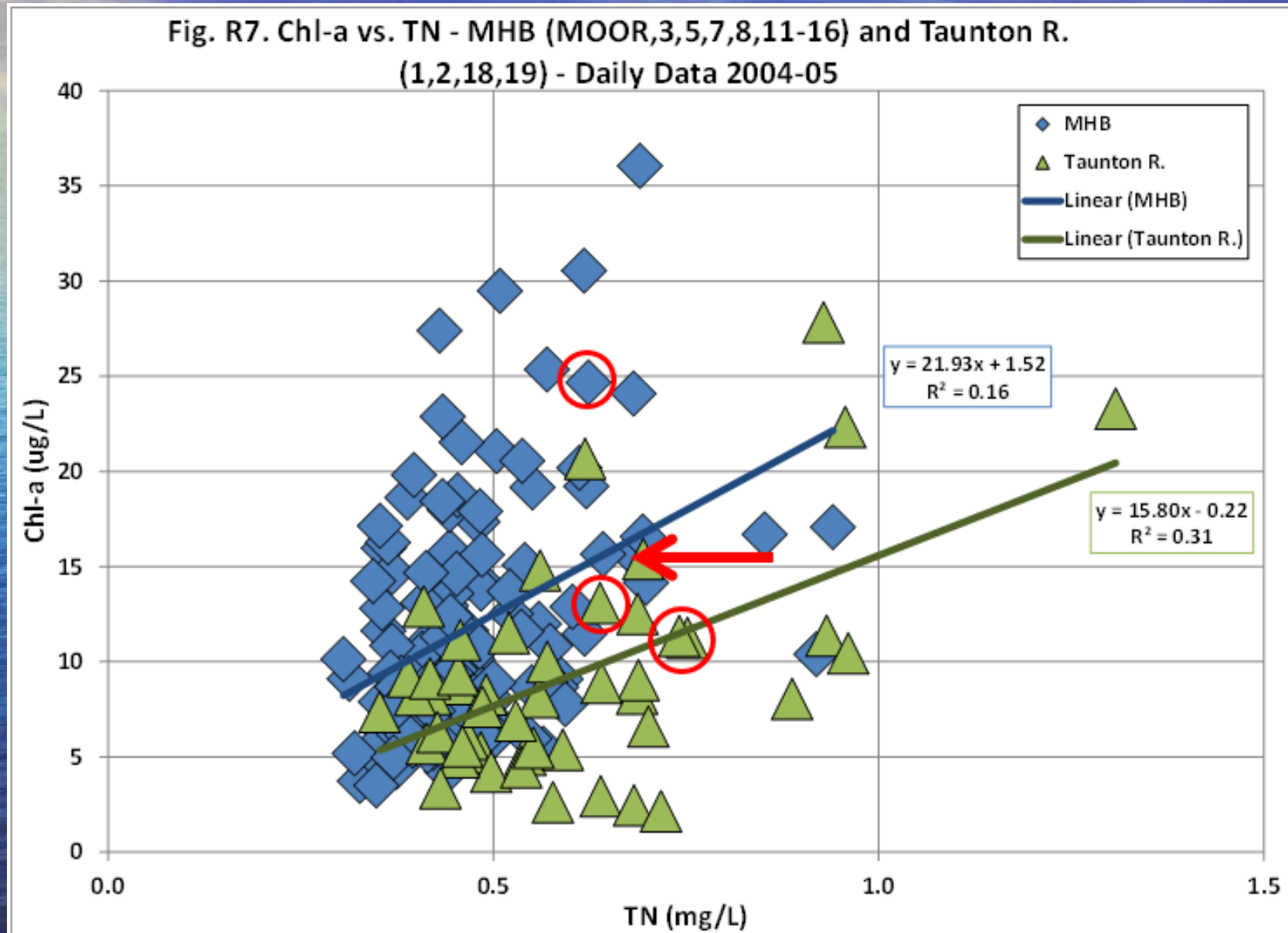
Dear Mr. English:

The Region has concluded these requests do not reasonably describe the records being sought as required by 40 C.F.R. § 2.103(c) and are accordingly improper. The FOIA request as currently formulated does not permit the Region to identify and locate the requested records in a manner consistent with its obligations under the statute. Region 1

EPA NPDES Permit Writers' Manual

- “A permit writer should not attempt to support technically indefensible conditions ... [such] conditions should be brought to counsel’s attention with advice that EPA or the state withdraw those conditions.” (at 11-17)

Kirby Affidavit



Response to Comments

- “However, EPA agrees that there are differences between the Taunton River and Mount Hope Bay in these relationships; the differences appear to be related to other water quality conditions that differ in the two locations. As noted in other comments, the Taunton River appears to be more sensitive to oxygen depletion than Mount Hope Bay, likely due to the presence of other oxygen demands in the Taunton River. A comparison of regressions between the two locations, as shown in Figure R6, appears to support this conclusion (again, to the extent any conclusions can be drawn from such low power statistical relationships based on small datasets).”