

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

In re: )  
 )  
CITY OF TWIN FALLS ) NPDES Appeal Nos. 09-12 & 10-08  
 )  
 )  
NPDES Permit No. ID-002127-0 )  
\_\_\_\_\_ )

**JOINT STATUS REPORT**

U.S. Environmental Protection Agency (EPA), Region 10 (Region) and the City of Twin Falls (City) respectfully submit this joint status report per the Environmental Appeals Board’s (Board) November 23, 2010 Order Granting Stay and Scheduling Status Reports. In its order, the Board stayed the above-captioned matter until May 30, 2011. The Board further directed the parties to “file joint reports on December 30, 2010 and March 30, 2011, explaining the status of this matter, which shall include a discussion of whether it is appropriate to continue or modify the stay, or dismiss the petition.”<sup>1</sup>

The public comment period for Idaho Department of Environmental Quality’s (IDEQ) proposed TMDL revision ended on November 26, 2010. IDEQ has since indicated to counsel for EPA that preparation of a revised TMDL for EPA review and approval is taking longer than previously expected. IDEQ anticipates submitting a revised TMDL to EPA in January 2011.

---

<sup>1</sup> Order Granting Stay and Scheduling Status Reports (Nov. 23, 2010).



**CERTIFICATE OF SERVICE**

I certify that on December 29th, 2010, the foregoing Joint Status Report in the matter of *In Re: City of Twin Falls*, NPDES Appeal Nos. 09-12 & 10-08, was electronically filed with the Clerk of the Environmental Appeals Board, U.S. Environmental Protection Agency, and was served by electronic mail on the following:

Fritz Wonderlich  
Wonderlich & Wakefield  
Attorneys at Law  
P.O. Box 1812  
Twin Falls, Idaho 83303-1812  
Fax: (888) 789-0935  
Phone: (208) 352-0811  
Email: fritzwonderlich@gmail.com

\_\_\_\_\_  
/s/  
Stephanie Yu  
Assistant Regional Counsel  
U.S. EPA, Region 10