



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
WATER AND
WATERSHEDS

NOV 4 2013

Mr. Larry Bauer
Public Works Supervisor
PO Box 757
Homedale, Idaho 83628

Re: Notification of Stayed Permit, City of Homedale (City), National Pollutant Discharge Elimination System (NPDES) Permit No. ID-002042-7

Dear Mr. Bauer:

The above-referenced NPDES permit was issued to the City on August 28, 2013. On September 30, 2013, the Idaho Conservation League (ICL) filed a petition for review of NPDES Permit No. ID-002042-7 (Permit) (Appeal No. NPDES 13-10). This letter serves as notification pursuant to 40 C.F.R. § 124.16(a)(2) of those permit conditions that are stayed as a result of the filed petition for review.

The following contested conditions of NPDES Permit No. ID-002042-7 are stayed until final agency action under 40 C.F.R. § 124.19(f):

- Section I.B.1, Table 1: The final total phosphorus mass limits, May 1- September 30, in Table 1 are stayed. These mass limits are an average monthly effluent limit of 11 lbs/day and an average weekly effluent limit of 16.5 lbs/day. Until this appeal is resolved, the City must comply with the total phosphorus monitoring requirements set forth in the Permit.

The remainder of the NPDES permit conditions are uncontested and severable from the contested conditions, and, in accordance with 40 C.F.R. § 124.16(a)(2), will become fully effective and enforceable 33 days after the date this notice is mailed. Please feel free to contact John Drabek, of my staff, at (206) 553-8257 should you have questions regarding this letter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Daniel D. Opalski".

Daniel D. Opalski, Director
Office of Water and Watersheds

cc: Environmental Appeals Board
Mr. Justin Hayes, Idaho Conservation League
Ms. Lauri Monnot, Idaho Department of Environmental Quality, Boise Regional Office
Ms. Marti Bridges, Idaho Department of Environmental Quality, Boise Regional Office