

NPDES Appeal 15-08 - City of Taunton's Response to
EPA's Motion to Strike Certain Attachments

**Attachment - 1 - EPA's Draft Index of Administrative
Record with 4/22/15 Transmittal E-mail**

From: [Bukhari, Samir](#)
To: [John Hall](#)
Cc: [Phil Rosenman](#)
Subject: RE: Final Record for Taunton permit action
Date: Wednesday, April 22, 2015 5:11:42 PM
Attachments: [Draft AR Index.docx](#)

John, I have attached an interim version of our administrative record index. As you will see, the list is still in draft and the indexing is not yet complete but I am sending it along to you per your request.

Samir
Samir Bukhari
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From: John Hall [mailto:jhall@hall-associates.com]
Sent: Tuesday, April 21, 2015 1:14 PM
To: Bukhari, Samir
Cc: prosenman@hall-associates.com
Subject: Final Record for Taunton permit action

Samir

Has EPA compiled the list of documents that represent the administrative record for the Taunton permit? If so, I would appreciate receiving a copy.

Thanks

John

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**ADMINISTRATIVE RECORD INDEX
FOR THE CITY OF TAUNTON, MASSACHUSETTS
NPDES PERMIT NO. MA0100897**

A. FINAL PERMIT DOCUMENTS

1. Final permit, NPDES No. MA0100897
2. Response to Comments, NPDES No. MA0100897

B. OTHER PERMIT DOCUMENTS

1. Draft NPDES Permit No. MA0100897 (2013).
2. Fact Sheet, NPDES Permit No. MA0100897 (2013).
3. Public Notice, NPDES Permit No. MA0100897 (2013).
4. Extension Public Notice, NPDES Permit No. MA0100897 (2013).
5. Draft NPDES Permit No. MA0100897 (2007 - superseded).
6. Fact Sheet, NPDES Permit No. MA0100897 (2007 - superseded).
7. Application, NPDES Permit No. MA0100897 (2006).

C. PUBLIC COMMENTS

1. City of Taunton
2. Taunton River Watershed Association and Mass Audubon (joint comments)
3. The Nature Conservancy
4. Save the Bay
5. National Park Service
6. Upper Blackstone Water Pollution Abatement District
7. Town of Bridgewater
8. Mr. Tim Watts

9. Rhode Island Department of Environmental Management.
10. *Prior public comments on 2007 draft: Massachusetts Riverways Program, MassAudubon, Taunton River Watershed Association, Mr. Tim Watts*

D. SUPPLEMENTAL COMMENTS

1. Hall & Associates, July 22, 2014, with attachments
2. Hall & Associates, September 16, 2014, with attachments
3. Hall & Associates, November 25, 2014, with attachments
4. Hall & Associates, January 8, 2015, with attachments
5. Hall & Associates, February 17, 2015, with attachments
6. Hall & Associates, March 20, 2015, with attachments

E. WATER QUALITY CERTIFICATION

1. Letter. David Ferris, Director Massachusetts Wastewater Management Program to David Webster, Water Permits Branch, EPA. RE: Water Quality Certification, City of Taunton, Taunton Wastewater Treatment Plant, NPDES Permit MA0100897. April 8, 2015.

F. COASTAL ZONE MANAGEMENT

1. Letter. Robert L. Boeri, CZM to Fred Cornaglia, City of Taunton. RE: Federal Consistency Review of Taunton Wastewater Treatment Plant NPDES Permit MA0100897 Renewal; Taunton. July 2, 2013.
2. Letter. Fred Cornaglia, City of Taunton to Robert L. Boeri, CZM. RE: Application for NPDES Permit; Taunton Wastewater Treatment Plan, Permit No. MA0100897, Taunton River, Taunton, Massachusetts. November 14, 2014.
3. Letter. Robert L. Boeri, CZM to Fred Cornaglia, City of Taunton. RE: Federal Consistency Review of Taunton Wastewater Treatment Plant NPDES Permit MA0100897 Renewal; Taunton. November 18, 2014.

4. Letter. Robert L. Boeri, CZM to Fred Cornaglia, City of Taunton. RE: Federal Consistency Review of Taunton Wastewater Treatment Plant NPDES Permit MA0100897 Renewal; Taunton. February 16, 2015.
5. Letter. Robert L. Boeri, CZM to Fred Cornaglia, City of Taunton. RE: Federal Consistency Review of Taunton Wastewater Treatment Plant NPDES Permit MA0100897 Renewal; Taunton. April 9, 2015.
6. Proof of Legal Notice. November 24, 2014.

G. NMFS/ENDANGERED SPECIES ACT

1. Letter. John K Bullard, Regional Administrator, NMFS to John Nagle, EPA Region 1. RE: Authorization and Re-issuance Under the National Pollutant Discharge Elimination System (NPDES) for the Taunton Wastewater Treatment Plant. May 21, 2013.

H. CORRESPONDENCE

I. FREEDOM OF INFORMATION ACT (FOIA) REQUESTS

J. 303(D) and 305(B) MATERIALS

1. MassDEP. 2012. Massachusetts Consolidated Assessment and Listing Methodology (CALM) Guidance Manual. Massachusetts Division of Watershed Management. CN 405.0.
2. MassDEP, 2012. Massachusetts Year 2012 Integrated List of Waters. Massachusetts Division of Watershed Management, Watershed Planning Program. CN 400.1.
3. MassDEP, 2010. Massachusetts Year 2010 Integrated List of Waters. Massachusetts Division of Watershed Management, Watershed Planning Program.
4. MassDEP, 2008. Massachusetts Year 2008 Integrated List of Waters. Massachusetts Division of Watershed Management, Watershed Planning Program.

K. SITE-SPECIFIC BACKGROUND STUDIES, REPORTS AND INFORMATION

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<http://www.mass.gov/eea/agencies/massdep/water/watersheds/water-quality-assessment-reports.html>
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L. OTHER TECHNICAL AND SCIENTIFIC DOCUMENTS

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<http://www.mass.gov/eea/agencies/massdep/water/watersheds/total-maximum-daily-loads-tmdls.html>
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27. Letter. Lisa P. Jackson, EPA Administrator to Deborah L. Swackhamer, SAB; Judith L. Meyer, SAB. RE: EPA-SAB-10-006 (Response to SAB Review of Empirical Approaches for Nutrient Criteria Derivation). May 28, 2010.
28. Letter. David Fierra, EPA Region 1 Director of Office of Ecosystem Protection to John L. Murphy, City of Bangor. Re: CSO-Related Secondary Treatment Bypass Application.
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38. Environmental Protection Agency. Memorandum from Benjamin H. Grumbles, Assistant Administrator. RE: Nutrient Pollution and Numeric Water Quality Standards. May 25, 2007.
39. Environmental Protection Agency. Memorandum from G. Tracy Mehan, III, Assistant Administrator. RE: Watershed-Based National Pollutant Discharge Elimination System (NPDES) Permitting Policy Statement. January 7, 2003.
40. Environmental Protection Agency. Memorandum from Deputy Assistant Administrator for Water Enforcement. RE: Office of General Counsel Memorandum (legal opinion regarding inclusion of compliance schedules in Second Round and new permits. Opinion included in Policy Book as 78-21-IV).

41. Environmental Protection Agency. Memorandum from Susan G. Lepow, Associate General Counsel, Water Division. RE Stay Granted in Star-Kist Caribe. September 6, 1990.
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