

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

\_\_\_\_\_) )  
In the Matter of: ) )  
Springfield Water and Sewer Commission ) )  
NPDES Permit No. MA0101613 ) )  
\_\_\_\_\_) )

NPDES Appeal No. 20-07

**FIRST AMENDED CERTIFIED INDEX OF THE ADMINISTRATIVE RECORD**

As Ken Moraff, Director of the Water Division, United States Environmental Protection Agency, Region 1, I hereby certify that the First Amended Certified Index of the Administrative Record (“Amended Index”) reflects the Administrative Record of NPDES Permit No. MA0101613, issued to the Springfield Water and Sewer Commission. The Amended Index incorporates and identifies additions to the Certified Index of the Administrative Record filed by the Region with the Board on December 11, 2020 (Environmental Appeals Board Docket #19).

Respectfully submitted,

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Ken Moraff  
Director  
Water Division  
EPA, Region 1

Dated: March 17, 2021

The Certified Index of the Administrative Record filed by Region 1 of the Environmental Protection Agency with the Environmental Appeals Board on December 11, 2020 (Environmental Appeals Board Docket #19), *Attachment A*, is hereby: (1) incorporated in its entirety, and (2) amended to include the following documents that were expressly cited by the Region in responding to comments, dated September 30, 2020:

**B. OTHER PERMIT DOCUMENTS**

<b>B.25</b>	Final Permit, NPDES Permit No. MA0101613. Sept. 29, 1995.
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**G. 303(D), 305(B), AND TMDL-RELATED MATERIALS**

<b>G.34</b>	Guidance. <i>Handbook for Developing Watershed TMDLs</i> , Office of Wetlands, Oceans & Watersheds, U.S. EPA (2008) (Draft). Published Online:  <a href="https://19january2017snapshot.epa.gov/sites/production/files/2015-10/documents/2009_01_09_tmdl_draft_handbook.pdf">https://19january2017snapshot.epa.gov/sites/production/files/2015-10/documents/2009_01_09_tmdl_draft_handbook.pdf</a>
<b>G.35</b>	Federal Register Notice. Water Quality Standards Regulation, 47 Fed. Reg. 49,234 (Oct. 29, 1982)
<b>G.36</b>	Federal Register Notice. Water Quality Standards Regulation, 48 Fed. Reg. 51,400 (Nov. 8, 1983)
<b>G.37</b>	Federal Register Notice. NPDES Surface Water Toxics Control Program, 54 Fed. Reg. 23,868 (June 2, 1989)

**H. CSO MATERIALS**

<b>H. 17</b>	Federal Register Notice. “Combined Sewer Overflow (CSO) Control Policy,” 59 Fed. Reg. 18688 (April 19, 1994). Published Online:  <a href="https://www.epa.gov/sites/production/files/2015-10/documents/owm0111.pdf">https://www.epa.gov/sites/production/files/2015-10/documents/owm0111.pdf</a>
<b>H.18</b>	Guidance. “Combined Sewer Overflows Guidance for Long-Term Control Plan,” EPA-832-B-95-002. 1995. Published Online:

	<a href="https://www3.epa.gov/npdes/pubs/owm0272.pdf">https://www3.epa.gov/npdes/pubs/owm0272.pdf</a> .
<b>H.19</b>	Federal Register Notice. “National Pollutant Discharge Elimination System Permit Regulations,” 49 Fed. Reg. 37998, 37998-01 (Sept. 26, 1984)
<b>H.20</b>	Federal Register Notice. “Public Listening Session; Stakeholder Input on Peak Flows Management,” 83 Fed. Reg. 44623-01 (Aug. 31, 2018). Published Online:  <a href="https://www.federalregister.gov/documents/2018/08/31/2018-19016/public-listening-session-stakeholder-input-on-peak-flows-management">https://www.federalregister.gov/documents/2018/08/31/2018-19016/public-listening-session-stakeholder-input-on-peak-flows-management</a>
<b>H.21</b>	Federal Register Notice. “Public Notification Requirements for Combined Sewer Overflows to the Great Lakes Basin,” 83 Fed. Reg. 712-01 (Jan. 8, 2018). Published Online:  <a href="https://www.federalregister.gov/documents/2018/01/08/2017-27948/public-notification-requirements-for-combined-sewer-overflows-to-the-great-lakes-basin">https://www.federalregister.gov/documents/2018/01/08/2017-27948/public-notification-requirements-for-combined-sewer-overflows-to-the-great-lakes-basin</a>
<b>H.22</b>	Springfield Water & Sewer Commission’s Updated Nine Minimum Control Report (April 2010)

## I. OTHER TECHNICAL AND SCIENTIFIC DOCUMENTS

<b>I.13</b>	Federal Register Notice, <i>The National Pollutant Discharge Elimination System (NPDES): Use of Sufficiently Sensitive Test Methods for Permit Applications and Reporting Rule</i> , 79 Fed. Reg. 49001 (Aug. 19, 2014). Published Online:  <a href="https://www.epa.gov/sites/production/files/2015-09/documents/pwm_2010.pdf">https://www.epa.gov/sites/production/files/2015-09/documents/pwm_2010.pdf</a>
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## M. LEGAL AUTHORITIES

<b>M.1</b>	The Clean Water Act, 33 U.S.C. § 1251 <i>et seq.</i>
<b>M.2</b>	40 C.F.R. Part 122
<b>M.3</b>	40 C.F.R. Part 124
<b>M.4</b>	40 C.F.R. Part 125
<b>M.5</b>	40 C.F.R. Part 130

<b>M.6</b>	40 C.F.R. Part 131
<b>M.7</b>	40 C.F.R. Part 133
<b>M.8</b>	40 C.F.R. Part 403
<b>M.10</b>	Massachusetts Surface Water Quality Standards, 314 Mass. Code Regs. § 4.00 <i>et seq.</i>
<b>M.11</b>	Massachusetts Operation, Maintenance and Pretreatment Standards for Wastewater Treatment Works and Indirect Dischargers, 314 Mass. Code Regs. § 12.00 <i>et seq.</i>
<b>M.12</b>	Connecticut Water Quality Standards, R.C.S.A. § 22a-426-1 <i>et seq.</i>
<b>M.13</b>	Connecticut Sewer Overflows Public Notice, C.G.S.A. § 22a-424a.

## O. MISCELLANEOUS

<b>O.1</b>	Principal brief of EPA Region 1 in <i>Charles River Pollution Control District</i> , 16 EAD 623 (EAB 2015) (September 26, 2014) <a href="https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/Filings%20By%20Appeal%20Number/C158D222DA78251E85257D63004CC1EA/\$File/Region%201%20Responsible%20to%20CRPCD%20Petition%20(092614).pdf">https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/Filings%20By%20Appeal%20Number/C158D222DA78251E85257D63004CC1EA/\$File/Region%201%20Responsible%20to%20CRPCD%20Petition%20(092614).pdf</a>
<b>O.2</b>	City of Chicopee Water Pollution Control Facility Final NPDES Permit No. MA0101508 (August 15, 2012) <a href="https://www3.epa.gov/region1/npdes/permits/2012/finalma0101508permit.pdf">https://www3.epa.gov/region1/npdes/permits/2012/finalma0101508permit.pdf</a>
<b>O.3</b>	Northfield Mount Hermon School Draft NPDES Permit No. MA0032573 (July 12, 2018) <a href="https://www.epa.gov/sites/production/files/2018-06/documents/draftma0032573permit.pdf">https://www.epa.gov/sites/production/files/2018-06/documents/draftma0032573permit.pdf</a>