



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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

FEB 26 2010

OFFICE OF
WATER AND WATERSHEDS

Reply To
Attn Of: OW-135

Mr. Mike D.J. Bonneau
General Manager,
Teck Alaska Incorporated
Red Dog Operations
3105 Lakeshore Drive, Bldg. A, Suite 101
Anchorage, Alaska 99517

Re: Notification of Stayed Permit Conditions - Teck Alaska Incorporated,
Red Dog Mine, NPDES Permit No. AK-003865-2

Dear Mr. Bonneau:

On January 8, 2010, the U.S. Environmental Protection Agency Region 10 issued the above-referenced National Pollutant Discharge Elimination System (NPDES) permit to Teck Alaska Incorporated. On February 18, 2010, the Environmental Appeals Board notified Region 10 that Trustees for Alaska and the Center on Race, Poverty and the Environment, on behalf of several entities and individuals, filed a petition for review of the permit (Appeal No. NPDES 10-04). 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 petition for review.

The following contested conditions of NPDES Permit No. AK-003865-2 are stayed until final agency action under 40 C.F.R. § 124.19(f):

- Part I.A.1, Table 1 – effluent limitations for lead (monthly average limit), selenium (daily maximum limit), zinc and weak acid dissociable (WAD) cyanide
- Part I.A.7.a – effluent limitations for Total Dissolved Solids (TDS)

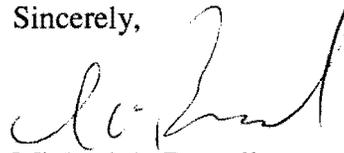
Until final agency action, the following conditions in the 1998 NPDES Permit No. AK-003865-2 remain in effect:

- Part I.A.1 – effluent limitations for lead (monthly average limit), selenium (daily maximum limit), zinc, TDS, and total cyanide

The remainder of the January 8, 2010, permit conditions are uncontested and severable from the contested conditions and, in accordance with 40 C.F.R. §§ 124.16(a)(2) and 124.20(d), will become fully effective and enforceable 33 days after the date this notice is mailed.

Please feel free to contact Patty McGrath at (206) 553-0979 or Cindi Godsey at (907) 271-6561 should you have questions regarding this letter.

Sincerely,



Michael A. Bussell
Director, Office of Water

cc: Environmental Appeals Board
Millie Hawley, President, Native Village of Kivalina IRA Council
Caroline Cannon, President, Native Village of Point Hope IRA Council
Pamela Miller, Alaska Community Action on Toxics
Brook Brisson, Northern Alaska Environmental Center
Enoch Adams, Jr., Kivalina
Leroy Adams, Kivalina
Andrew Koenig, Kivalina
Jerry Norton, Kivalina
Joseph Swan, Sr., Kivalina
Brent Newell, Center for Race, Poverty, & the Environment
Victoria Clark, Trustees for Alaska
Don Kuhle, U.S. Army Corps of Engineers
George Helfrich, National Park Service
Jack DiMarchi, State of Alaska Department of Natural Resources
Ukallaysaaq Tom Okleasik, Northwest Arctic Borough
Jackie Hill, Maniilaq Association
Marie Greene, NANA Regional Corporation, Inc.
Tim Pilon, State of Alaska, Department of Environmental Conservation