

7/7/98

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

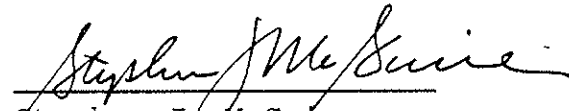
IN THE MATTER OF:)		
)		
)		
E.I. Dupont de Nemours)	Docket No.	NPDES Permit No.
& Company)		TX0006050
)		
Permittee)		

ORDER GRANTING MOTION TO COMMENCE DISCHARGING

On July 1, 1998, pursuant to 40 C.F.R. Section 124.60(a)(2), the Permittee, E.I. Dupont de Nemours & Company, filed a Motion For Authorization To Commence Discharge of treated process wastewater to the Guadalupe River from its facility near Victoria, Texas. This motion was filed pursuant to the terms and conditions of National Pollutant Discharge Elimination System (NPDES) Permit No. TX0006050, as publicly noticed on May 2, 1998. The Environmental Protection Agency (EPA), has indicated that it has no objection to the granting of this motion.

40 C.F.R. Section 124.60(a)(2) provides that a motion for authorization to begin discharging prior to the effective date of a contested NPDES permit shall be granted if the facility demonstrates that 1) it is likely to receive the permit to discharge; 2) the environment will not be irreparably harmed if the facility is allowed to begin discharging pending that agency action; and 3) the facility's discharge pending final agency action is in the public interest. As indicated by its memorandum in support of the motion, the permittee clearly meets these requirements.

ACCORDINGLY, the permittee having satisfied the requirements of 40 C.F.R. Section 124.60(a)(2), the Motion for Authorization to Commence Discharge is GRANTED.

A handwritten signature in cursive script, reading "Stephen J. McGuire". The signature is written in dark ink and is positioned above a horizontal line.

Stephen J. McGuire
Administrative Law Judge

Dated: July 7, 1998
Washington, D.C.

In the Matter of E.I. DuPont de Nemours & Company, Permittee
Docket No. NPDES Permit No. TX0006050

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Motion To Commence**, dated July 7, 1998, was sent this day in the following manner to the addressees listed below.

Original by Regular Mail to: Lorena Vaughn
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Maria Whiting-Beale
Legal Staff Assistant

Dated: July 7, 1998