

Port of Stockton, Permit Amendment - USEPA/Region 9 Comments, 30 August 2014

Elizabeth – Wasteload allocations (WLAs) within 3 approved TMDLs apply to this MS4 permit. Please update the permit order and the factsheet to include relevant information about these TMDLs. Per federal regulations, NPDES permit conditions must be consistent with the assumptions and requirements of available WLAs. See 40 C.F.R. § 122.44(d)(1)(vii)(B).

OP pesticides – concentration based WLAs
Deep Water Shipyard Channel DO – evaluate TMDL
Methylmercury – mass based WLAs

USEPA Comment (8/30/14)#1

For example, the MeHg TMDL has numeric WLAs for Port discharges to 2 separate waterbodies. These WLAs should be included as WQBELs in the permit and described as being achieved via BMP approach in the factsheet. The permittee should address each TMDL pollutant within their stormwater management plan and demonstrate how implement(ed) BMPs will achieve the WLAs. The Port of Stockton may have already started non-structural BMPs or installed some structural BMPs and the Port may already have such descriptions in their SWMP, if not then updates will occur. Also, in the MS4 monitoring and reporting requirements, mercury monitoring should be collected by Port and evaluated as part of their annual report (preferred) or other permit required reports. This will allow the Waterboard to assess attainment with the permittee's wasteload allocation.

respectfully,
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