US EPA ARCHIVE DOCUMENT

Re: Tahoe TMDL

Janet Hashimoto to: Dave Gaskin 08/10/2011 01:20 PM

Cc: Colleen Cripps, Leo Drozdoff, Teddy Ryerson, Tom Hagler, Jacques Landy

Dave: We acknowledge the revisions to NV DEP's TMDL submittal as referenced in your 8/10/2011, 10:16 am email (per my system) and 8/9/2011, 5:06 pm email. Here are the changes that will be incorporated into your TMDL submittal. We appreciate your help in clarifying our concerns. Thanks again. Janet

Changes to p. 11-5

Nevada Department of Transportation

The Nevada Department of Transportation (NDOT) operates and maintains the Nevada state highway system. NDEP regulates stormwater discharges from NDOT facilities under a statewide NPDES Permit (NV0023329). The permit requires NDOT to address and limit the discharge of pollutants to the maximum extent practicable. NDOT has developed a Storm Water Management Program to comply with the permit requirements and address storm water pollution related to highway planning, design, construction, and maintenance activities throughout the state. The permit also contains language requiring compliance with any established TMDLs. *Therefore, upon NDEP and USEPA approval of this TMDL, NDEP will update the NPDES permit to incorporate a wasteload allocation in order to satisfy the legal requirements of the Clean Water Act. Furthermore, the NPDES permit will specify compliance with the terms of a the Memorandum of Agreement (MOA) to be entered into between NDOT and NDEP. The MOA will contain more specific requirements related to implementation including the development and implementation of a Stormwater Load Reduction Plan for the Lake Tahoe basin which will specify the actions and strategies to achieve pollutant load reductions necessitated by this TMDL.*

1. Restore 'and implement' back in the statement (p 11-8): The Water Board and NDEP will require municipal jurisdictions and both state highway departments to prepare,and submit and implement stormwater load reduction plans (or equivalent) which describe how pollutant load reduction milestones will be met.

2. Restore this text back in the NDOT subsection of 11.2.3 (p. 11-5): Therefore, with NDEP and USEPA approval of this TMDL NDOT will be responsible to retrofit jurisdictional roadways within the Lake Tahoe basin to reduce fine sediment particle and nutrient loads consistent with TMDL waste load allocations.

3. Revise section 10.3 with the following language: To be consistent with the scale of the Lake Tahoe TMDL source and load reduction analyses, all pollutant loads are allocated at a basin-wide scale for each of the four major pollutant sources. Waste load and load allocations must be specified at a jurisdiction level so that they can be incorporated into respective implementation measures undertaken by the Water Board and NDEP. Clean Water Act requirements necessitate jurisdiction-specific waste load allocations will be developed and incorporated into existing NPDES permits (El Dorado and Placer Counties; City of South Lake Tahoe; and the California and Nevada Departments of Transportation). Jurisdiction-specific load allocations will be developed for Washoe County and the jurisdictions comprising Douglas County.

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Dave Gaskin Dear Janet, With this email NDEP revises and re... 08/10/2011 11:47:13 AM

From: Dave Gaskin <dgaskin@ndep.nv.gov>

To: Janet Hashimoto/R9/USEPA/US@EPA
Cc: Teddy Ryerson/R9/USEPA/US@EPA, Leo Drozdoff <ldrozdoff@dcnr.nv.gov>, Colleen Cripps <CRIPPS@ndep.nv.gov>
Date: 08/10/2011 11:47 AM
Subject: Tahoe TMDL

Dear Janet,

With this email NDEP revises and resubmits the Tahoe TMDL. We hereby incorporate the revisions delineated in my emails to you of August 9, 2011 5:06 pm and August 10, 2011 10:15 am regarding NDOT and their NPDES permit requirements. Please let me know if I may help in any way.

David Gaskin
Deputy Administrator

Sent from my iPad