

EPA Report

July 26-28 2011 RTOC

Air Division

1. Ozone National Ambient Air Quality Standard (NAAQS)

The reconsideration of the 2008 Ozone NAAQS of .075 ppm was proposed in January 2010 and the final standard is expected by late July 2011. For the reconsideration, EPA has proposed a range of 0.060-0.070 ppm for the primary standard and 7-15 ppm-hrs for the secondary standard. The schedule for receiving recommendations for tribes regarding their attainment or nonattainment status will be published with the final standard.

<http://www.epa.gov/air/ozonepollution/actions.html#jan10s>

2. Tribal Air Quality Designations Policy for National Ambient Air Quality Standards (NAAQS)

Region 9 is working with EPA HQ to develop a Tribal Air Quality Designations Policy that protects air quality in Indian country, engages tribes early and continuously in the designations process, respects tribal sovereignty, acknowledges trust responsibilities, and provides national consistency in tribal designations. Letters offering consultation were sent to tribes on July 8, 2011. If your tribe is interested in engaging in consultation on this policy, please contact Laura McKelvey (mckelvey.laura@epa.gov) by July 21, 2011. We hope to finalize this policy in time for the upcoming designations process for the Ozone standard.

3. Tribal New Source Review (NSR) Rule

The Tribal NSR Rule was published as final on July 1, 2011 and becomes effective on August 30, 2011. The Tribal NSR rule creates pre construction air permitting programs for new minor sources and modifications in Indian country, and for new major sources and modifications in Indian country in nonattainment areas. EPA will continue to regulate major sources and modifications on Tribal Land in attainment areas under the Prevention of Significant Deterioration (PSD) Program.

Although the rule becomes effective on August 30, 2011, it has phased implementation dates: new true minor sources will have 36 months (until September 2, 2014) before having to obtain pre-construction permits; existing true minor sources will not be subject to the requirements of the minor NSR program until they propose a modification. Existing true minor sources will, however, be required to register within 18 months (up to March 1, 2013). New and modified major sources are required to obtain pre-construction permits.

Region 9 will be giving a presentation on the rule during the full RTOC on July 28, 2011 and is planning to conduct training sessions at upcoming RTOCs and at the Annual Tribal Conference.

<http://www.epa.gov/NSR/actions.html#jun11>

4. Navajo Best Available Retrofit Technology (BART) Federal Implementation Plans (FIPs)

EPA promulgates Federal Implementation Plans (FIPs) in tribal jurisdictions as necessary to protect air quality. BART provisions of the Regional Haze Rule require reductions in emissions of air pollutants that impact visibility. There are two Regional Haze BART-eligible sources on the Navajo Nation: the Navajo Generating Station (NGS) and Four Corners Power Plant (FCPP).

In August 2009 EPA issued the Advanced Notice of Proposed Rulemaking (ANPRM) to seek public input on two factors for NGS and FCPP - cost effectiveness and visibility benefits. The FCPP rulemaking was proposed October 6, 2010. In February 2011, EPA published a Supplemental Proposal in the Federal Register which provides our analysis of an alternative-to-BART proposed by Arizona Public Service. Public hearings on this proposal were held in March 2010 and the public comment period was extended until May 2, 2011. In late June 2011, EPA sent letters inviting all Arizona Tribes to meet with Jared in early August to initiate government-to-government consultation to discuss potential economic impacts to tribes of our rulemaking for NGS.

<http://www.epa.gov/region9/air/navajo/index.html>

5. Upcoming Institute for Tribal Environmental Professionals (ITEP) Training

- Aug 30-Sept 2: Management of Tribal Air Programs and Grants—Milwaukee, WI
- Sept 13-16: Indoor Air Quality in Alaska—Fairbanks, AK
- Oct 11-14: Climate Change on Tribal Lands—Flagstaff, AZ
- Oct 25-27: Meteorological Monitoring—Las Vegas, NV
- Nov 15-18: Tribal Participation in the SIP Process—Denver, CO
- Dec 13-15: GIS for Air Quality—Las Vegas, NV

http://www4.nau.edu/itep/air/training_aq.asp

Communities and Ecosystem Division

Tribal Program Office

1. Guide Book for Building Tribal Environmental Capacity

EPA is preparing to initiate consultation and coordination with federally-recognized tribes on a proposed, “Guidebook for Building Tribal Environmental Capacity” (Guidebook). The proposed Guidebook will establish an overall framework for tribes and EPA to follow in building tribal environmental capacity. It describes program development pathways for a core environmental protection program and for media-specific programs. On the July 27 RTOC presentation, Luke Jones of the American Indian Environmental Office, will provide an update on the guide book and the consultation schedule.

2. Consultation Policy

On May 4, 2011, EPA released its Tribal Consultation Policy. On July 27, the RTOC work group will evaluate the need to update the Region 9 Tribal Consultation approach in light of the new national policy.

3. Tribal EPA Conference, October 19-21, Pala Reservation in San Diego County

Registration is currently open. The Connor Award nominations and Poster contest submittals are due July 29. All Call for Topics submittals are due August 5; no exceptions. For all forms and directions, please visit: <http://www.palatribe.com/EPAconference>. For transportation, we are working on shuttle arrangements out of the San Diego Airport. If you have any questions, please contact Rod Watkins with the Pala Band of Mission Indians' Environmental Department at 760-891-3500 or Veronica Swann with the Environmental Protection Agency, Region 9 at 415-972-3699.

Toxics Office

Protecting Tribal Residents from Chemical Hazards

The Emergency Planning and Community Right-to-Know Act helps tribes better protect public health and the environment from chemical hazards by access to data about chemicals in their communities. Data collected by EPA provides tribes with information on hazardous substances, chemicals and toxic substances in Indian Country. Information on facilities regulated under the law in Indian Country: <http://www.epa.gov/tri/tridata/tri09/nationalanalysis/tri-indian-country-alaska.html> - The law's 4 key sections: (a) planning for chemical emergencies, (b) emergency notification of chemical accidents and releases, (c) reporting hazardous chemical inventories, and (d) toxic chemical release reporting. Contact: Lily Lee, TRI Coordinator, Toxics Office, EPA Region IX, lee.lily@epa.gov or 415-947-4187.

Waste Management Division

1. NEW MEMBER OF THE EPA REGION 9 TRIBAL SOLID WASTE TEAM

The Tribal Solid Waste Team would like to welcome a new member. Nova Blazej comes to us from the EPA Pacific Islands Office. She has extensive experience in sustainability and environmental planning and has worked in Native Alaskan communities. As a member of the EPA Tribal Solid Waste Team, Nova will work with Tribes in Central California providing technical assistance on solid waste and materials management. Nova will also work with Michelle Baker on tribal green building efforts and will be our Regional point of contact on Green Casinos.

Contact: Nova Blazej (415) 972-3846 or blazej.nova@epa.gov.

2. HOME ENERGY RETROFITS

In early 2011, utilities across California launched home energy retrofit rebate programs that provide up to \$4,000 off a home energy upgrade (insulation, air sealing, duct sealing, more efficient furnace and air conditioner, etc.). This is in addition to a \$1,500 Federal Tax Credit available until the end of 2011. To have your home assessed and find out how much money you can save, see <http://energyupgradeca.com>, enter the name of your county, and click on "Find A Contractor." The quality of the contractor's work is closely monitored by your utility. These same utilities also have free install weatherization programs for income qualifying rate payers. Arizona utilities are also running similar programs and Nevada plans to start one in the fall. Now is a great time to get your home upgraded and begin saving money on your utility bills.

Energy Upgrades can also improve indoor air quality (IAQ). Many contractors can add fresh, filtered air to your home that will reduce asthma triggers like particles and dust. A new trend is that HUD, EPA and DOE are promoting indoor air improvements during retrofits and weatherization events by providing grant funding and training, as well as allowing weatherization contractors to install some IAQ equipment, e.g. whole house ventilation with filters. Stay tuned for an announcement about a training class to be given in Fresno in late August/early September by EPA Region 9 on how to develop a combined energy efficient and healthy home program.

Contact: Leif Magnuson (415) 972-3286 or magnuson.leif@epa.gov.

3.WEB FEATURES WANTED!

What: We are looking for success stories to feature on our website. If you have any solid or hazardous waste project that you would like EPA to highlight, please contact us. Topic ideas for stories include: Greening your event, casino, or housing; managing a dumpsite after cleanup; or any other recycling, composting, or cleanup programs.

Why: Get the word out about your great project!

Where: <http://www.epa.gov/region09/waste/tribal/success.html>

Contact: Charles Swanson (415) 947-4219 or swanson.charles@epa.gov

Water Tribal Office

1. No Drinking Water Tribal Set-Aside Solicitation in FY 12

Due to the large number of proposals EPA Region 9 received this year and the limited funds available, we will not issue a new solicitation for proposals in FY 12. Instead, we will consider for FY 12 funds those high priority proposals submitted this year that were not selected for funding or were partially funded.

Contact: Linda Reeves, 415-972-3445, reeves.linda@epa.gov

2.EPA Tribal Stormwater Workshop

Stormwater Controls for Tribal Construction and Industrial Sites

Registration available now

There is no fee for this workshop

The workshop is Tuesday, August 30, 2011

Location:

US EPA, Region 9

1st Floor Conference Rooms

75 Hawthorne Street

San Francisco, CA 94105

Contact: Ann Murphy (415-972-3640; murphy.ann@epa.gov)

Register online at:

<http://www.epa.gov/region09/water/tribal-CWA-workshop/>

No lodging or hotel rooms will be reserved for conference attendees. Please make your own reservations.

3. National Tribal Water Quality Conference:

SAVE THE DATE!

EPA is pleased to announce the 2011 National Tribal Water Quality Conference, Posuwageh (Water Meeting Place), Where Clean Water Act Sections 106 and 319 Meet

November 14–17, 2011 at the Hilton Buffalo Thunder Resort and Casino, Santa Fe, New Mexico

DESCRIPTION

EPA is co-hosting a national conference with Pueblo of Pojoaque for all tribes with water quality programs, or those who wish to begin water quality programs. The conference will highlight the blended nature of the Clean Water Act Section 106 and Section 319 programs.

CONFERENCE FORMAT

Classroom study including general sessions, breakout sessions by level and topic, specialized trainings, and field experience in surrounding tribal work areas.

FIELD EXPERIENCE

Field experiences will include practicing skills essential to maintaining a CWA 106 program and viewing projects funded through a CWA 319 program.

REGISTRATION INFORMATION

Registration is not yet available. Another announcement will be sent once the registration site is active. There will be a \$50 registration fee for each participant.

CONTACT INFORMATION

For more information you can contact Nancy Arazan at arazan.nancy@epa.gov, Robyn Delehanty at delehanty.robyn@epa.gov, or Tiffany Eastman, EPA Region 9 Tribal CWA Section 319 Program Coordinator, at eastman.tiffany@epa.gov.

4. Tribal O&M Trainings:

EPA's Office of Wastewater Management is scheduling a series of in-person training workshops for tribes and Alaskan Native Villages to help increase participants' skills and knowledge in the operation of wastewater and drinking water treatment systems. The objective of this three-day workshop series is to instruct tribal staff and leaders on how best to operate, troubleshoot, and maintain small wastewater and drinking water systems. Training sessions will be held around the country in June - October 2011 and will be open to members of all federally recognized tribes, Alaskan Native Villages, and territories. The training is intended for water system operators, wastewater system operators, tribal utility managers, tribal council members and leaders involved with water utility management.

There is no registration fee for the workshops. There is a cap of 50 participants at each session. Tribes and Alaskan Native Villages that received 2009 American Recovery and Reinvestment Act (ARRA) funds will be given priority. Travel, hotel, and per diem costs for attendees from tribal reservations may be covered by a participant's local Indian Health Service Area office.

A list of training dates and locations is provided below:

- July 26-28, 2011, Billings, Montana
- August 9-11, 2011, St. Paul, Minnesota
- September 13-15, 2011, Phoenix, Arizona (Gila River Indian Community)
- September 27-29, 2011, Kansas City, Kansas
- October 25-27, 2011, Anchorage, Alaska

Please see the attached pamphlet. A web page with training information and a link to register for the event is available on the Office of Water's Tribal Training website at: http://water.epa.gov/learn/training/tribaltraining/tcourse7_2011.cfm. A copy of the training flier and agenda, also available on the web page above, are attached below.

For questions or additional information about the training, please contact Leon Latino, EPA/OWM, by e-mail at: latino.leon@epa.gov or by phone at: 202-564-1997; or Matthew

Richardson, EPA/OWM, by e-mail at: richardson.matthew@epa.gov or by phone at: 202-564-2947. Flyers will be distributed at July RTOC.

5. Region 9 Webinar and Training Announcement

Region 9's Water Quality Assessment Report (WQAR) Template Webinar

Purpose: To provide training to R9 Tribes on how to input water quality information into the template and give an overview of how this information will be used by EPA and R9 Tribal Programs.

Date: September 7, 2011

Time: 10:00 AM to 12:00 PM Pacific Time

Registration Website: <https://sites.google.com/site/wqarwebinar/>

EPA Contacts: Mariela Lopez (lopez.mariela@epa.gov) and Christopher Chen (chen.christopher@epa.gov)

6. Owens Valley Indian Water Commission Training Announcement

Project WET Facilitator Training and Professional Development Training for Educators

Date: November 8 - 10, 2011

Location: Inyo National Forest / BLM Office Conference Room, 315 Pacu Lane, Bishop, CA

Registration Contact Information: Darla Heil Phone: (760) 873-3300 Email: darlah@oviwc.com