

EPA Report for January 30, 2014

Communities and Ecosystems Division

Tribal Program Office

RTOC

The RTOC is looking for representatives for the Southern Arizona (1) geographic area, if you are interested, please contact Mariela Lopez (lopez.mariela@epa.gov) or Cornelius Antone (Cornelius.Antone@tonation-nsn.gov).

GAP 2014-2015 Workplans

GAP Workplans for the FY15 grant year were due to EPA Project Officers on January 8. This period will begin workplan negotiations, and final applications will be due in early spring.

National Program Manager (NPM) Guidance Consultation Period Announced

The US EPA is initiating consultation and coordination with federally-recognized Indian Tribes on the EPA's exceptions-based FY15 Addendum to the FY2014 National Program Manager Guidances. Drafts of the documents will be posted on the EPA NPM Guidance website (<http://www2.epa.gov/planandbudget/national-program-manager-guidances>) on March 17, 2014. The public comment period will end April 4, 2014.

Waste Division

Career Moves

Walter Guggenheimer, a SEE in the tanks program, is retiring after 22 years in that role. He is known to many in Indian Country, and has frequently travelled out to do tanks inspections and otherwise provide assistance to tribes. Please join us in thanking Walt for his many contributions to EPA and in Indian Country. He will be missed!



Training Availability - Developing and Implementing Tribal Solid Waste Codes

ITEP, in cooperation with the US EPA and the United South and Eastern Tribes (USET), is offering a new course focused on creating, and effectively implementing, tribal solid waste codes. This special two and a half day course will take place **May 6-8, 2014, at the USET offices in Nashville, Tennessee** and will feature a series of presentations by legal experts and tribal professionals, as well as small group activities and discussions.

There is an application required for the course. If you are interested in being considered for this course, please contact todd.barnell@nau.edu for an application and further instructions.

Water Division

FUNDING AVAILABILITY:

Clean Water Act (CWA) Section 106: Water Pollution Control Program

A draft workplan and budget are due to your CWA Project Officer by February 3, 2014. If you have any questions about the CWA Section 106 program or funding process, please contact your CWA Project Officer,

Danielle Angeles at (415) 972-3441 or angeles.danielle@epa.gov, or Wendell Smith at (415) 972-3421 or smith.wendell@epa.gov.

Clean Water Act (CWA) Section 319: Tribal Nonpoint Source Pollution Control Program (Base Program)

Please submit a CWA 319 BASE workplan and included budget to your CWA Project Officer no later than Friday, February 28, 2014. If you have any questions regarding this announcement please contact your CWA Project Officer or Audrey L Johnson (johnson.audreyL@epa.gov) and Tiffany Eastman (Eastman.tiffany@epa.gov).

Wetland Grants Program

Look for a request for proposals for Wetland Program Development Grants (WPDGs) sometime this spring (date yet to be announced). These grants provide tribes an opportunity to build and refine any element of a comprehensive wetland program. Click here for more info:

http://water.epa.gov/grants_funding/wetlands/grantguidelines/index.cfm

If you have questions, please contact Leana Rosetti at 415-972-3070 or rosetti.leana@epa.gov.

Source Water Assessment and Protection (SWAP) Program

In 2014 EPA Region 9 intends to award approximately \$270,000 through Direct Implementation Tribal Cooperative Agreements (DITCAs) ranging in size from approximately \$30,000 to \$90,000 for SWAP activities. The funding will enable federally recognized tribes and eligible tribal consortia within Region 9, who operate at least one public water system (PWS), to identify and assess possible threats (potential sources of contamination) to their public drinking water supply sources. For tribes that have completed assessments, funds may be used to develop measures to protect drinking water sources from contamination threats. Proposal submission schedule: (1) 2014 funding and application guidance released February 3, 2014, (2) proposals must be received by March 28, 2014, and (3) awards made by August 29, 2014 depending on availability of funding. Please contact: Ephraim D. Leon-Guerrero at (415) 972-3444 or leon-guerrero.ephraim@epa.gov for more information. The 2014 funding and application guidance will be posted at <http://www.epa.gov/region09/water/tribal/tribal-sdwa.html#swp> starting February 3, 2014.

NEW EMPLOYEE:

Howard Kahan has joined the Water Division Tribal Office. Howard worked in the Southern California Field Office in Los Angeles for the past 8 years, working in the Water Infrastructure Office. Howard brings a wealth of knowledge and experience managing congressional earmark projects in Southern California and Arizona. Additionally, Howard has been working with the Los Angeles River Urban Waters Federal Partnership to help revitalize the River and implement strategies to increase low impact development.

ADDITIONAL ANNOUNCEMENT:

Revision to the National Drinking Water Tribal Set-Aside Guidance

EPA HQ issued revisions to the national Drinking Water Infrastructure Grants Tribal Set-Aside Program Guidelines. These revisions include new policies, threshold requirements and project selection criteria. The revisions also change the regional allocation formula, increasing the share of funds Region 9 will receive. See http://water.epa.gov/grants_funding/dwsrf/allotments/tribes.cfm#background. Since the Region 9 guidance was developed with tribal participation and consultation, we will be inviting tribes to participate in development of revisions to the regional guidance. For more information, contact Linda Reeves at 415-972-3445 or reeves.linda@epa.gov.

Superfund Division

Need Help With Targeted Brownfields Assessments?

The EPA Brownfields Office offers technical assistance on Targeted Brownfields Assessments year round. An EPA contractor can assist you (no funding and no match, non-competitive) with Phase I and Phase II environmental assessments, land reuse planning, evaluate clean-up options and provide cost estimates based on future use. Contact Glen Kistner for more details, at 415-972-3004 or Kistner.glen@epa.gov.

Air Division

Tribal Air Funding

The funding announcement for FY 15 tribal Clean Air Act funding is now available at: <http://www.epa.gov/region9/funding/tribalcaa.html>. Proposals must be submitted electronically by 6:00 pm PST on February 18, 2014. We anticipate that tribes will be notified of their funding status by May or June 2014. Please contact Roy Ford, ford.roy@epa.gov or 415-972-3997 with questions.

PM2.5 Designations

In December 2013, state recommendations, and tribal recommendations, if they chose to provide them, were due to EPA as to what areas should be designated as attaining or not attaining the 2012 fine particulate matter (PM2.5) standards, including the revised annual standard of 12 micrograms per cubic meter ($\mu\text{g}/\text{m}^3$). EPA plans to designate areas by December 12, 2014, after providing a public comment period and notifying affected states and tribes and offering to consult.

More information on the designation process for tribes can be found at:

<http://www.epa.gov/air/tribal/pdfs/DevelopingaDesignationRecommendationforIndianCountry.pdf>. Please contact Maeve Clancy at clancy.maeve@epa.gov or 415-947-4105, or John Kelly at Kelly.johnj@epa.gov or 415-947-4151 with questions.

Navajo Generating Station

On February 5, 2013, EPA proposed a best available retrofit technology (BART) determination for Navajo Generating Station, an Alternative to BART, and a framework for evaluating Alternatives to BART. On July 26, 2013, a group of stakeholders known as the Technical Work Group (TWG) submitted to EPA an additional Alternative to BART for consideration. EPA did not participate in the TWG and has independently evaluated the TWG Alternative to determine if it meets the requirements of the Clean Air Act and Regional Haze Rule. Based on our evaluation, on September 25, 2013, EPA supplemented our February 25, 2013 proposed rule, with an additional proposal to approve the TWG Alternative. The comment period on the proposed rule ended January 6, 2014. EPA is reviewing the comments and will respond to them. More information can be found here: <http://www.epa.gov/region9/air/navajo/index.html#station>.

Tribal New Source Review (NSR) Rule Updates

In December, EPA proposed a rule to simplify the Clean Air Act permitting process for certain smaller sources of air pollution commonly found in Indian country. The action proposed: (1) general permits and permits by rule for certain source categories, (2) an extension of the minor source permitting deadline for true minor sources within the oil and gas source category, and (3) to change the policy in the Indian Country Minor NSR Rule to allow for the use of general permits (and permits by rule) to create synthetic minor sources. This action will ensure that air quality in Indian country is protected by facilitating the implementation of the Tribal Minor Source New Source Review Rule issued by EPA in July 2011.

Along with the permits themselves, EPA is making available, on its website, several implementation documents and tools to assist applicants in completing the permit application forms on which we are requesting comment. For more information, please go to: <http://epa.gov/air/tribal/tribalnsr.html>.

New Source Performance Standards (NSPS) for Woodstoves

On January 3, 2014, EPA proposed to update and expand the new source performance standards (NSPS) for residential wood heaters. EPA proposed to strengthen the emission limits that apply to newly manufactured wood stoves, and to expand applicability of the rule to new pellet stoves, hydronic heaters (also called wood heaters and wood boilers), forced-air furnaces and masonry heaters, and single burn-rate stoves. The rules propose implementation through a two phase process over a five-year period.

The rules would not apply to residential heating units that burn solely oil, coal or natural gas. Nor would the rules apply to existing units in use in people's homes, outdoor fireplaces, pizza ovens, barbecues or chimineas. The rule would not restrict use of wood-burning appliances for residential heating. The rule would not apply to new indoor fireplaces, however EPA is taking comment on whether to regulate these. The effectiveness of the final regulation will depend on the proper operation of these appliances by the owners. When the proposal is published in the *Federal Register*, EPA will hold a 90-day public comment period. EPA will also hold a public hearing on the proposal on February 26, 2014 in Boston, MA and webinars to provide additional information. EPA plans to finalize the rule a year after publication. More information can be found at: <http://www2.epa.gov/residential-wood-heaters>

Upcoming ITEP Classes:

-Feb—Emissions Inventory Fundamentals (NEW)	Web-based
-Feb 11-14—Management of Tribal Air Programs and Grants	Las Vegas, NV
-Feb 25-28—Reviewing NSR and Title V Permits (NEW)	Sacramento, CA
-Mar 3-7—Air Quality Computations	Flagstaff, AZ
-Mar 5-7—Indoor Air Quality in Alaska	Sutton, AK
-Mar 25-27—GIS for Air Quality	Las Vegas, NV
-Apr 8-11—Reviewing NSR and Title V Permits (NEW)	Denver, CO
-Apr 22-25—Air Pollution and Ecosystems	Flagstaff, AZ