

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY - 24TH FLOOR

NEW YORK, NEW YORK 10007-1866

Public Notice No. 2012-11

Date: January 27, 2012

Notice: PREPARATION OF DRAFT NPDES PERMITS AND PERMIT MODIFICATION

Notice is hereby given that the following parties have applied to the United States Environmental Protection Agency (EPA) under the provisions of the Clean Water Act, 33 U.S.C. §1251 et seq. (the Act), for National Pollutant Discharge Elimination System (NPDES) permits for the discharge of pollutants into waters of the United States:

<u>NPDES number</u>	<u>Applicant</u>	<u>Facility Name</u>	<u>Flow (MGD)*</u>	<u>Receiving Water/ Classification</u>
PR0021326	Compañía de Parques Nacionales	Centro Vacacional y Recreacional	0.04	Laguna Rincón / SB
PR0022250	Puerto Rico Aqueduct and Sewer Authority P.O. Box 7066 Barrio Obrero Station San Juan, PR 00916	Isabela Wastewater Treatment Plant	2.0	Atlantic Ocean / SB
PR0021679	Puerto Rico Aqueduct and Sewer Authority P.O. Box 7066 Barrio Obrero Station San Juan, PR 00916	Vega Baja Wastewater Treatment Plant	4.2	Caño Cabo Caribe / SD
PR0022781	Puerto Rico Aqueduct and Sewer Authority P.O. Box 7066 Barrio Obrero Station San Juan, PR 00916	Ponce Vieja Water Treatment Plant	0.256	Portugués River / SD
PR0022799	Puerto Rico Aqueduct and Sewer Authority P.O. Box 7066 Barrio Obrero Station San Juan, PR 00916	Guayabota Water Treatment Plant	0.030	Arenas River / SD

*million gallons per day (MGD)

Pursuant to procedures at 40 CFR §§124.6 through 124.19 which govern the permit appeals process, EPA is withdrawing permit certain contested permit conditions and issuing draft NPDES permit modifications for the following dischargers of pollutants into waters of the United States.

<u>NPDES number</u>	<u>Applicant</u>	<u>Facility Name</u>	<u>Flow (MGD)*</u>	<u>Receiving Water/Classification</u>
PR0001660	Puerto Rico Electric Power Authority P.O. Box 364267 San Juan, PR 00936	Aguirre Power Plant Complex	654.1	Jobos Bay/SC
PR0026695	Amgen Manufacturing Limited (AML)	AML Wastewater Treatment Plant	0.8	Gurabo River/SD

*million gallons per day (MGD)

This notice is being given to inform the public that EPA has prepared draft NPDES permits or draft permit modifications for these facilities. The draft permit contains effluent limitations, standards, prohibitions, and other conditions necessary to carry out the provisions of the Act. If, after the conclusion of the proceeding summarized below, the Regional Administrator of Region 2 of EPA makes a final decision to issue these permits, the applicants will be required to comply with all the conditions in those permits.

The draft NPDES permits prepared by EPA are based on the respective administrative records. Among other documents, the administrative record required by 40 CFR 124.9, consists of the application, draft NPDES permit, and fact sheet describing the basis for the conditions in the permit. All data submitted by the applicant is available as part of the administrative record.

A copy of the administrative records are on file at the EPA Region 2 Caribbean Environmental Protection Division Office in Centro Europa Building, Suite 417, 1492 Ponce de León Avenue, San Juan, Puerto Rico 00907-4127 and may be inspected and photocopied at a cost of \$0.15 per page at any time between 8:30 A.M. and 4:00 P.M., Monday through Friday. A copy of the draft permits and fact sheets may be obtained by writing to the above address or by calling (787) 977-5870. The draft permit and fact sheet are also available on the EPA website at the following web address: <http://www.EPA.gov/region02/water/permits.html>.

Interested persons may submit written comments on the draft permits with NPDES numbers PR0021326, PR0022250, PR0021679, PR0022781, and PR0022799 to the Director, Caribbean Environmental Protection Division, USEPA Region 2, Edif. Centro Europa, 1492 Ponce de Leon Avenue, Suite 417, San Juan, PR 00907. Interested persons may submit written comments on the draft permit modifications with NPDES numbers PR0001660 and PR0026695 to the Chief, Clean Water Regulatory Branch, USEPA Region 2, 290 Broadway, 24th Floor, New York, NY 10007. All comments must be submitted by no later than 30 days from the date of this notice.

All persons may provide comments during the public comment period. If the EPA finds that comments timely submitted appear to raise substantial new questions, EPA may reopen the

public comment period for that permit.

Any interested persons may request a public hearing on these documents. Any request for a public hearing under 40 CFR §124.11 on EPA's draft permits shall be in writing, state the nature of the issues proposed to be raised in the hearing, and be submitted to the Director, Caribbean Environmental Protection Division, Edif. Centro Europa, Suite 417, 1492 Ponce de León Avenue, San Juan, Puerto Rico 00907-4127, by no later than 30 days from the date of this notice. EPA's decision on the question of whether to hold a public hearing on the draft NPDES permits, the administration of any hearing and the rights and obligations of participants are governed by regulations at 40 CFR §124.12. If EPA holds a public hearing, the public comment period in this notice shall automatically be extended to the close of the public hearing.

If EPA does not hold a public hearing or reopen the comment period, EPA shall consider the issuance of a final permit to the applicant as soon as possible after the date indicated above for the submission of comments. All timely comments, submitted by interested persons in response to this notice, and statements and other evidence properly submitted at any public hearing held by EPA shall be considered in making the final decision with respect to these permit applications. All comments shall be answered as provided in 40 CFR §124.17.

The applicant and any other person who submits timely written comments or requests notice of final permit decision shall receive notice of EPA's final decision. Within 30 days of service of such notice, any interested person who has submitted timely written comments may file a notice of appeal and petition for review to the Environmental Appeals Board to review any condition of the permit decision. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for review only to the extent of the changes from the draft to the final permit decision. Any such request must meet the requirements of 40 CFR §124.19.

John Filippelli, Director
Division of Environmental Planning and Protection
U.S. Environmental Protection Agency