

NEW HAMPSHIRE DEPARTMENT OF
ENVIRONMENTAL SERVICES
WATER DIVISION
P.O. BOX 95
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U.S. ENVIRONMENTAL PROTECTION
AGENCY-REGION 1
WATER DIVISION
5 POST OFFICE SQUARE
BOSTON, MASSACHUSETTS 02109

JOINT PUBLIC RE-NOTICE OF PUBLIC COMMENT PERIOD AND NOTICE OF A PUBLIC HEARING PERTAINING TO THE ISSUACE OF A DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT TO DISCHARGE INTO THE WATERS OF THE UNITED STATES UNDER SECTIONS 301 AND 402 OF THE CLEAN WATER ACT (THE "ACT"), AS AMENDED, AND REQUEST FOR STATE CERTIFICATION UNDER SECTION 401 OF THE ACT, AND ISSUANCE OF A STATE SURFACE WATER PERMIT UNDER NH RSA 485-A:13, I(a).

PUBLIC NOTICE PERIOD: December 31, 2019 – February 14, 2020

PERMIT NUMBER: NH0000710

PUBLIC NOTICE NUMBER: NH-12-19

NAME AND MAILING ADDRESS OF APPLICANT:

New Hampshire Fish & Game
11 Hazen Drive
Concord, NH 03301

NAME AND LOCATION OF FACILITY WHERE DISCHARGE OCCURS:

Powder Mill State Fish Hatchery
288 Merrymeeting Road
New Durham, NH 03855

RECEIVING WATER: Merrymeeting River (Class B)

PREPARATION OF THE DRAFT PERMIT:

The U.S. Environmental Protection Agency (EPA) and the New Hampshire Department of Environmental Services, Water Division (NHDES-WD) have cooperated in the development of a draft permit for the Powder Mill State Fish Hatchery, which discharges fish culture water and treated hatchery effluent. The effluent limits and permit conditions imposed have been drafted to assure compliance with the Clean Water Act, 33 U.S.C. sections 1251 et seq., Chapter 485-A of the New Hampshire Statutes: Water Pollution and Waste Disposal, and the New Hampshire Surface Water Quality Regulations, Env-Wq 1700 et seq. EPA has formally requested that the State certify the draft permit pursuant to Section 401 of the Clean Water Act and expects that the draft permit will be certified.

INFORMATION ABOUT THE DRAFT PERMIT:

The draft permit and explanatory fact sheet may be obtained at no cost at http://www.epa.gov/region1/npdes/draft_permits_listing_nh.html or by contacting:

Danielle Gaito
U.S. Environmental Protection Agency – Region 1
5 Post Office Square, Suite 100 (06-4)
Boston, MA 02109-3912
Telephone: (617) 918-1297
gaito.danielle@epa.gov

The administrative record containing all documents relating to this draft permit including all data submitted by the applicant may be inspected at the EPA Boston office mentioned above between 9:00 a.m. and 5:00 p.m., Monday through Friday, except holidays.

PUBLIC HEARING:

The Regional Administrator has determined, pursuant to 40 C.F.R. § 124.12, that there is a significant degree of public interest in this draft permit and a public hearing should be held in New Durham, New Hampshire to consider this permit. Accordingly, a public hearing will be held on the following date and time:

DATE: **Wednesday, February 5, 2020**
(SNOW DATE: Thursday, February 6, 2020)
TIME: **7:00 PM**
LOCATION: **New Durham Elementary School**
7 Old Bay Road
New Durham, NH 03855

The following is a summary of the procedures that will be followed at the public hearing:

- The Presiding Chairperson will have the authority to open and conclude the hearing and to maintain order.
- Any person appearing at such a hearing may submit oral and/or written statements and data concerning the draft permit.

PUBLIC COMMENT:

All persons, including applicants, who believe any condition of the draft permit is inappropriate, must raise all issues and submit all available arguments and all supporting material for their arguments in full by **February 14, 2020**, to the address or email address listed above. In reaching a final decision on the draft permit, the Regional Administrator will respond to all significant comments and make these responses available to the public.

FINAL PERMIT DECISION:

Following the close of the comment period, and after the public hearing, the Regional Administrator will issue a final permit decision and forward a copy of the final decision to the applicant and each person who has submitted written comments or requested notice.

THOMAS E. O'DONOVAN, P.E., DIRECTOR
WATER DIVISION
NEW HAMPSHIRE DEPARTMENT OF
ENVIRONMENTAL SERVICES

KEN MORAFF, DIRECTOR
WATER DIVISION
U.S. ENVIRONMENTAL PROTECTION
AGENCY - REGION I