Response to Public Comments Issuance of National Pollutant Discharge Elimination System (NPDES) Permit for Discharges from Lytton Wastewater Treatment Plant NPDES Permit No. CA0000437 Operated by Lytton Rancheria of California

Public notice of EPA's tentative decision to issue the draft NPDES permit was published on EPA's website on August 14, 2023. One entity submitted written comments on the draft permit within the public comment period that closed on September 14, 2023:

Lytton Rancheria of California ("Permittee")

The written comments that were submitted were reviewed by EPA and considered in the formulation of the final determinations regarding the permit. Responses to the comments follow below.

1. Draft NPDES Permit, Section I.B.: Given that the WWTP and the outfall are separated by a recycled water storage and distribution system, the Tribe proposes to monitor for all effluent constituents listed in Table 1 at the sample point immediately downstream of UV disinfection, except for Total Residual Chlorine and Temperature, which we propose to monitor for at the outfall when discharges are occurring. We request that Table 1 be updated to identify the two compliance sampling points and assign parameters to each sampling point.

Response: EPA has updated the permit to require monitoring associated with technology-based effluent limitations or monitoring requirements after treatment and before the recycled water system. Monitoring associated with water quality-based effluent limitations or monitoring requirements is required after the recycled water system and prior to discharge. Table 1 has been updated to assign a monitoring location to each parameter with monitoring requirements.

2. Draft Permit Factsheet, Section VI.C.: Under the heading "Aluminum and Manganese", it is stated that: "The drinking water treatment plant will treat aluminum and manganese..." Per the Engineering Report Section 2.1.2, the drinking water treatment plant is designed to treat arsenic, iron, and manganese, not aluminum. Aluminum in the water source has not been identified as a constituent of concern for meeting the drinking water maximum contaminant levels. Additionally, please update this paragraph to reflect annual instead of quarterly aluminum monitoring for consistency with the Permit, Table 1.

Response: EPA has made the requested changes in the final factsheet.