

ATTACHMENT I

RESPONSE TO COMMENTS ON DRAFT NPDES PERMIT FOR Puerto Rico Energy, LLC PR0000370

On February 3, 2026, the United States Environmental Protection Agency (EPA) issued a draft National Pollutant Discharge Elimination System (NPDES) permit PR0000370 to Puerto Rico Energy, LLC for its Wastewater Treatment Plant (WWTP) facility. The public comment period for the draft NPDES permit expired on March 3, 2026.

According to 40 Code of Federal Regulations (CFR) §124.17, at the time that any final permit decision is issued under §124.15, EPA shall issue a response to comments. This response shall (1) specify which provisions, if any, of the draft permit have been changed in the final permit decision, and the reasons for the change; and (2) briefly describe and respond to all significant comments on the draft permit raised during the public comment period, or during any hearing.

Comments on behalf of Puerto Rico Energy, LLC from Brenda Torano Diaz P.E., EHS Manager, were received in a letter dated March 4, 2026, from the following address:

**Puerto Rico Energy, LLC
P.O. Box 11961
San Juan, PR 00922**

Although the comments were received one day after the expiration of the public comment period, EPA has chosen to review and consider each comment in this final permit decision. A discussion and response to the comments received are as follows:

Comment 1:

PART II EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS

A. Final Effluent Limitations – Outfall Number 002 – Page 2 of 20

- (1) The results of the monitoring program shall be submitted to DNER and EPA Region 2 no later than sixty (30) days after the completion of each monitoring event.

Clarify in the statement if it should be thirty (30) days after the completion of each monitoring event.

Response 1:

EPA will correct the typo to state that the results shall be submitted thirty (30) days.

Comment 2:

C. Monitoring Requirements – Page 3 of 20

6. The samples taken for the analysis of free cyanide and mercury must be analyzed using the analytical method approved by the EOA with the lowest possible detection level, in accordance with Rule 1306.8 of the Puerto Rico Water Quality Standards Regulations as amended.

The analysis of free cyanide and mercury is not considered in the NPDES Fact Sheet and list of Effluent Limitations Table. We suggest eliminating statement number six (6) of the monitoring Requirement to avoid any misinterpretation of the permit sampling requirements.

Response 2:

EPA will eliminate statement number six (6) since cyanide and mercury sampling are no longer required.

Comment 3:

Summary of Permittee and Facility Information

PR Energy Comment: The facility information needs to be updated, see below.

Permittee Puerto Rico Energy LLC

Facility contact, title, phone Mr. Mario Sierra, Chairman Puerto Rico & Honduras,
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Response 3:

EPA will update the information.