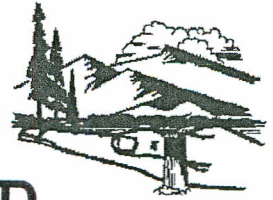




Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

FILED

Todd Parfitt, Director

MAY 13 2013

MEMORANDUM

Jim Ruby, Executive Secretary
Environmental Quality Council

TO: Chairman, Environmental Quality Council (EQC)

FROM: Todd Parfitt, Director, Wyoming Department of Environmental Quality

SUBJECT: Hearing Date Request and Rule Packages for Revision of Water Quality Rules and Regulations, Chapter 1, Wyoming Surface Water Quality Standards

DATE: May 13, 2013

SUMMARY: The Water Quality Division (WQD) is requesting a hearing data for the attached rule package. The WQD initiated a revision of Water Quality Rules and Regulations, Chapter 1, Wyoming Surface Water Quality Standards, on September 12, 2011 with the release of a public notice and rule revision outreach document. Clean Water Act Section 303(c) requires a triennial review of these standards. The proposed revisions resolve EPA disapprovals from the last rule making; update numeric criteria for priority and non-priority pollutants; revise the duration of the *E. coli* geometric mean; and correct a number of omissions, errors or inconsistencies that have been identified since the most recent revision in April 2007. In addition to the rules, the *Implementation Policies for Antidegradation, Mixing Zones and Dilution Allowances, Turbidity and Use Attainability Analysis* have been revised to accommodate changes in the rules.

The Water and Waste Advisory Board (board) discussed the proposed rule changes at meetings on December 14, 2012 and March 21, 2012. During the December 14, 2012 meeting, the board extended the public comment period until January 15, 2013. On March 21, 2013, the board recommended that the Water Quality Division proceed with the proposed changes. Revisions requested by the board have been made. The Governor's Office responded with permission to proceed on May 10, 2013. Nine copies of the rule package are included in this transmittal.

Four of the rule packages are for EQC members and contain:

- Draft of the public notice;
- Copy of the Governor's signed control memo;
- Strike and underline copy of Chapter 1;
- Strike and underline copy of the Implementation Policies;
- Draft Statement of Principal Reasons;
- Transcript from the March 21, 2013 Water and Waste Advisory Board meeting;
- Transcript from the December 14, 2012 Water and Waste Advisory Board meeting;



- Responses to Comments for the Comment Period Ending January 15, 2013; and
- Responses to Comments for the Comment Period Ending September 24, 2012.

Two additional copies are provided for the EQC administrative record. In addition to the materials above, the administrative copies include:

- Clean copy of proposed Chapter 1; and
- Clean copy of proposed Implementation Policies.

Please contact Lindsay Patterson (307-777-7079 or Lindsay.Patterson@wyo.gov) if you have questions regarding the attached documents.

LP/rm/13-0440

cc: David Waterstreet, WQD
Lindsay Patterson, WQD
Gina Johnson, WQD