Options Considered for Issuing Permits

- Narrative Limits?
- Effectiveness Monitoring with Method 1668?
- Compliance Schedule?
- Compliance Monitoring with Method 608?
- Compliance Monitoring with Method 1668?
- Source Reduction/Participation in SRRTTF?
- End-of-Pipe Limits?
- No Compliance Schedule?
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- No Compliance Schedule
What is a Compliance Schedule?

- Clean Water Act, Section 502, General Definitions:
  “Schedule of Compliance" means a schedule of remedial measures including an enforceable sequence of actions or operations leading to compliance with an effluent limitation, other limitation, prohibition, or standard.
Compliance Schedule Principles
Water Quality Based Effluent Limits

• EPA Guidance:
  https://www3.epa.gov/npdes/pubs/memo_complianceschedules_may07.pdf

• Includes list of eleven (11) principles in developing compliance schedules to meet water quality based effluent limits
Permitting Option
No Compliance Schedule:

• WQ based end-of-pipe limit (7 pg/L)
• Compliance testing using EPA Method 608
• Elevated method detection level pg/L doesn’t show non-compliance
• We considered the option of not setting a compliance schedule
“Quick and Defensible” = Traditional permitting approach

NOTE: values are for illustrative purposes only
Permitting Option
Compliance Schedule:

• WQ based end-of-pipe limit (7 pg/L)

• Set a compliance date to meet end-of-pipe limit
Compliance Schedule Principles from EPA Guidance

Ecology must make a reasonable finding that:

1. Compliance with the limitation is required “as soon as possible”
2. Schedule will lead to compliance with the effluent limitation
“Manage the end point” = compliance schedule

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Antibacksliding Issues

• The Clean Water Act prohibits the re-issuance of permit with less stringent limitations
  – However, there are exceptions!

• Could we backslide on permit limits/compliance schedules in future permit renewals?