

NOTICE OF PROPOSED ACTION
by the

Arizona Department of Environmental Quality (ADEQ) on an application for an Arizona Pollutant Discharge Elimination System (AZPDES) Permit to discharge pollutants to Waters of the United States. ADEQ is issuing this notice of proposed action under the Clean Water Act (CWA) and in accordance with Arizona Administrative Code (A.A.C.) R18-9-A907.

The Director proposes to issue an AZPDES permit to discharge to the following applicant, subject to certain effluent limitations and special conditions:

Public Notice No. 12-09AZ

Publication Date: 5/14/09

AZPDES Permit No. AZ0025801
Cooper & Commerce WQARF Site
1110 West Washington Street
Phoenix, AZ 85007

The applicant applied for a major modification to the current AZPDES permit for the discharge of treated groundwater Salt River Project's (SRP) Canal 5 Lateral 9.5 tributary to the Western Canal in the Middle Gila Basin. The point of discharge will be in T1S, R5E, Section 12. This project has been designed and constructed to contain groundwater contaminated with tetrachloroethene (PCE). Contaminated groundwater will be withdrawn from a well and treated in an above ground activated carbon treatment facility prior to discharge to the Western Canal. Pursuant to A.A.C. 18-11 Article 1, Appendix B, effluent limitations in the permit were initially based on the designated uses of agricultural irrigation (AgI), agricultural livestock watering (AgL) and domestic water source (DWS). However, new information provided by SRP illustrates that the DWS designated use is not applicable to the discharge. There are no Drinking Water Treatment Plants on the Western Canal. Accordingly, the designated uses for the receiving water are now agricultural irrigation (AgI) and agricultural livestock watering (AgL). Effluent will be monitored for boron, chloroform, tetrachloroethene, and trichloroethene.

With 24 hour notice, the draft permit and related documentation is available for public review Monday through Friday from 8:30 a.m. to 4:30 p.m. at the ADEQ Phoenix office. To review the file, contact the Records Management Center, 24 hours in advance at (602) 771- 4380. A copy of the pertinent documents may also be obtained by calling or writing ADEQ as follows.

Persons may submit comments or request a public hearing on the proposed action, in writing, to:

Justin Bern
Arizona Department of Environmental Quality
Water Quality Division
1110 W. Washington – 5415A-1
Phoenix, AZ 85007
Telephone: 602-771-4371

All written comments received by ADEQ by the close of business on the date 30 days after publication of this notice will be considered in the final permit decision. Requests for a hearing must be in writing and must state the issues proposed to be raised in a hearing. If there is a significant degree of public interest, the Director will hold a hearing in accordance with A.A.C. R18-9-908(B). Additional notice of such hearing would be published at least 30 days prior to the hearing date.

Please bring the foregoing notice to the attention of all persons you know would be interested in this matter.