

NEW HAMPSHIRE DEPARTMENT OF
ENVIRONMENTAL SERVICES
WATER DIVISION
29 HAZEN DRIVE, P.O. BOX 95
CONCORD, NEW HAMPSHIRE 03302-0095

U.S. ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF ECOSYSTEM PROTECTION
REGION I
1 CONGRESS STREET, SUITE 1100, CMP
BOSTON, MASSACHUSETTS 02114-2023

JOINT PUBLIC NOTICE OF A DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT TO DISCHARGE INTO THE WATERS OF THE UNITED STATES UNDER SECTIONS 301 AND 402 OF THE CLEAN WATER ACT (THE "ACT"), AS AMENDED, AND REQUEST FOR STATE CERTIFICATION UNDER SECTION 401 OF THE ACT, AND ISSUANCE OF A STATE SURFACE WATER PERMIT UNDER NH RSA 485-A:13, I(a).

DATE OF NOTICE: July 24, 2008

PERMIT NUMBER: NH0100013

PUBLIC NOTICE NUMBER: NH-014-08

NAME AND MAILING ADDRESS OF APPLICANT:

City of Berlin
City Hall
168 Main Street
Berlin, New Hampshire 03570

NAME AND LOCATION OF FACILITY WHERE DISCHARGE OCCURS:

Berlin Pollution Control Facility
10 Shelby Street
Berlin, New Hampshire 03451

RECEIVING WATER: Androscoggin River

RECEIVING WATER CLASSIFICATION: B

The draft permit authorizes the discharge of treated domestic and commercial wastewaters, and stormwater runoff from the Berlin Pollution Control Facility (BPCF) and from one Combined Sewer Overflow. The wastewater receives secondary treatment at the conventional activated sludge facility. Prior to discharging to the Androscoggin River through outfall 001, the treated wastewater is disinfected with chlorine. The facility has a design flow of 2.64 million gallons per day (mgd). The Combined Sewer Overflow outfall 002 occasionally discharges to the Androscoggin River.

The draft permit contains wastewater discharge limitations consistent with the State's Surface Water Quality Regulations including appropriate conditions from the existing permit, and other Act regulations. The draft permit also contains sludge conditions consistent with Section 405 of the Act. In addition, this permit contains other effluent limitations and conditions necessary to ensure that the discharge receives adequate treatment and that the State's Class B water-quality standards are maintained in the

Androscoggin River. Specific effluent limitations in the draft permit are Biochemical Oxygen Demand, Total Suspended Solids, pH, Total Residual Chlorine, Escherichia coli bacteria, and Whole Effluent Toxicity. The effluent limitation for the CSO outfall is Escherichia coli bacteria.

The permit will expire five years from the effective date of its issuance.

PREPARATION OF THE DRAFT PERMIT:

The U.S. Environmental Protection Agency (EPA) and the New Hampshire Department of Environmental Services, Water Division cooperated in the development of a draft permit for the above identified facility. The effluent limits and permit conditions imposed have been drafted to assure that State Water Quality Standards and provisions of the Clean Water Act will be met. EPA has formally requested that the State certify the draft permit pursuant to Section 401 of the Clean Water Act and expects that the draft permit will be certified. However, sludge conditions in the draft permit are not subject to State certification requirements.

INFORMATION ABOUT THE DRAFT PERMIT:

A fact sheet or a statement of basis (describing the type of facility; type and quantity of wastes; a brief summary of the basis for the draft permit conditions; and significant factual, legal and policy questions considered in preparing the draft permit) may be obtained at no cost at http://www.epa.gov/region1/npdes/draft_permits_listing_nh.html or by writing or calling EPA's contact person named below:

William Wandle
U.S. Environmental Protection Agency, Region 1
1 Congress Street, Suite 1100 CMP
Boston, MA 02114-2023
Telephone: (617) 918-1605
Fax No.: (617) 918-0605

The administrative record containing all documents relating to the draft permit is on file and may be inspected at the EPA Boston office mentioned above between 8:30 a.m. and 4:30 p.m., Monday through Friday, except holidays.

PUBLIC COMMENT AND REQUEST FOR PUBLIC HEARING:

All persons, including applicants, who believe any condition of the draft permit is inappropriate, must raise all issues and submit all available arguments and all supporting material for their arguments in full by 8/22/08, to the U.S. EPA Region I, Office of Ecosystem Protection (CMP), One Congress Street, Suite 1100, Boston, MA 02114-2023. Any person, prior to such date, may submit a request in writing to EPA and the State Agency for a public hearing to consider the draft permit. Such requests shall state the nature of the issues proposed to be raised in the hearing. A public hearing may be held after at least thirty days public notice whenever the Regional Administrator finds that response to this notice indicates significant public interest. In reaching a final decision on the draft permit, the Regional Administrator will respond to all significant comments and make these responses available to the public at EPA's Boston office.

FINAL PERMIT DECISION AND APPEALS:

Following the close of the comment period, and after a public hearing, if such hearing is held, the Regional Administrator will issue a final permit decision and forward a copy of the final decision to the applicant and each person who has submitted written comments or requested notice.

**HARRY T. STEWART, P.E., DIRECTOR
WATER DIVISION
NEW HAMPSHIRE DEPARTMENT OF
ENVIRONMENTAL SERVICES**

**STEPHEN S. PERKINS DIRECTOR
OFFICE OF ECOSYSTEM PROTECTION
U.S. ENVIRONMENTAL PROTECTION
AGENCY, REGION I**