

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

U.S. ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF ECOSYSTEM PROTECTION
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

JOINT PUBLIC NOTICE OF COMMENT PERIOD EXTENSION AND PUBLIC NOTICE OF A PUBLIC HEARING PERTAINING TO 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: October 28, 2011

PERMIT NUMBER: NH0100196

PUBLIC NOTICE NUMBER: NH-001-12

NAME AND MAILING ADDRESS OF APPLICANT:

Town of Newmarket
Newmarket Wastewater Treatment Facility
186 Main Street
Newmarket, New Hampshire 03857

NAME AND LOCATION OF FACILITY WHERE DISCHARGE OCCURS:

Newmarket Wastewater Treatment Facility
Young Lane
Newmarket, New Hampshire 03857

RECEIVING WATER: Lamprey River (Hydrologic Basin Code: 010600030709)

RECEIVING WATER CLASSIFICATION: B

This draft permit authorizes the discharge of treated wastewater from the Newmarket Wastewater Treatment Facility. The facility collects and treats sanitary wastewater. Treatment consists of grit removal, primary clarification, rock media trickling filters, and secondary clarification. Prior to discharge to the Lamprey River the effluent is chlorinated and dechlorinated. The facility has a design flow of 0.85 mgd.

The proposed permit contains wastewater discharge limitations consistent with the State's Surface Water Quality Regulations, appropriate conditions as adopted from the existing permit, and other Act regulations. The proposed permit also contains sludge conditions consistent with Section 405 of the Act. In addition, the proposed 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 Lamprey River. Specific effluent limitations in the proposed permit are for biochemical oxygen demand, total suspended solids, total nitrogen, pH, total residual chlorine, fecal coliform, enterococci bacteria, and whole effluent toxicity.

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 have 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 (describing the type of facility; type and quantity of wastewater; a summary of the basis for the draft permit conditions, and 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:

Dan Arsenault
U.S. Environmental Protection Agency
5 Post Office Square
Suite 100, Mail Code: OEP06-1
Boston, Massachusetts 02109-3912
Phone: (617) 918-1562
Fax: (617) 918-0562

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 9:00 a.m. and 5:00 p.m., Monday through Friday, except holidays.

PUBLIC HEARING:

The Regional Administrator has determined, pursuant to 40 CFR § 124.12, that a significant degree of public interest exists in the proposed draft permit and that a public hearing should be held. A public hearing will be held on the following time and date:

DATE: Wednesday November 30, 2011
TIME: 7:00 pm
LOCATION: Newmarket Town Hall
186 Main Street

Newmarket, New Hampshire 03857

In accordance with 40 CFR § 124.12, the following is a summary of the procedures that shall be followed at the public hearing:

- a. The Presiding Officer shall have the authority to open and conclude the hearing and to maintain order; and
- b. Any person at such hearing may submit oral or written statements and data concerning the draft permit.

PUBLIC COMMENT PERIOD:

A public notice for this draft permit was issued on October 5, 2011 that established the close of the public comment period as December 3, 2011. In order to include information from the public hearing and to allow additional time for comments, the public comment period has been extended (40 CFR § 124.10). 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 **December 16, 2011** to U.S. EPA, Office of Ecosystem Protection, 5 Post Office Square, Mail Code – OEP06-1, Boston, Massachusetts, 02109. Please note that any comments submitted during the initial public comment period of October 5, 2011 through December 3, 2011 are considered to be valid and part of the official record. There is no need to resubmit comments during the extended comment period. 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 the public hearing 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