



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

AUG 30 2016

WN-16J

Dear Interested Party:

Thank you for your letter regarding the Petition for Corrective Action or Delegation of Wisconsin's Authority to Administer the National Pollutant Discharge Elimination System (NPDES) Permitting Program and the status of the U.S. Environmental Protection Agency's Legal Authority Review (LAR) of the Wisconsin Department of Natural Resources' (WDNR) WPDES program.

As you are aware, the EPA sent a letter to WDNR on July 18, 2011 that identified 75 inconsistencies between the federal program requirements under the Clean Water Act and Wisconsin's statutory and regulatory authorities. The July 18th letter initiated a process to have WDNR strengthen the WPDES program by revising the appropriate Wisconsin rules and statutes to address the 75 identified issues spanning many topics. The process to resolve these issues is both technical and legal in nature and requires a detailed review. EPA is committed to working through each individual issue to completion.

Your letter expressed the concern that the WDNR believed that the identified 75 issues were resolved or close to resolution. Be assured that the EPA continues to focus on the LAR and does not consider it resolved. EPA has put together a tracking chart to track the State's progress in completing corrections for the 75 issues noted in EPA's letter. The chart is posted online at the following website: <https://www.epa.gov/wi/npdes-petition-program-withdrawal-wisconsin-0>. EPA intends to update the chart as the State completes its work. The EPA website also contains additional information related to the above-mentioned petition.

Again, thank you for your letter. If you have any further questions regarding the Wisconsin NPDES program review, please contact Quintin White, of my staff, at (312) 886-0135.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kevin M. Pierard".

Kevin M. Pierard, Chief
NPDES Programs Branch

Interested parties that sent letters to EPA regarding the LAR and Petition

Joseph R. Ball
Allen E. Bluhm
Theodore Bosch
Pat Chabot
Roy M. Christianson
Tim Coughlin
Terry Cummings
Andrew H. Fayran
Steven M. Fix
David L. Gjestson
Judith Gottlieb
Ron Grasshoff
Lance Green
Paul Scott Hausmann
Jay Hochmuth
Daniel E. Kaemmerer
Patrick Kaiser
Dale E. Katsma
Joanne Kline
Dale J. Lang
Tim Larson
Jim Leverance
David W. Marshall
Mark Martin
Ronald H. Martin
Bob Martini
Janet Price
Tim Rasman
Paul W. Rasmussen
Doug Risch
James Schmidt
Ken Schreiber
Mark Sesing
Donald Theiler
Vanessa Thompson
Tom Thoresen
Richard Vogt
Kenneth S. Wade, P.E., P.G.
Robert Wallen
M. Scott Watson
Susan Scobell Watson
William Wawrzyn
Wendy K. Weisensel

Ray J. White
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Joseph Ancel
Carl Blabaum
Thomas Blotz
Jeff Bode
Tony Earl
Frank Fetter
Daniel Fields
Nancy Gloe
Ruth Johnson
Lee Kernen
Joann Crowley Beers
David Brum
Frank Schultz
Charles M. Pils
Emmet Judziewicz