

Lisa Morgan

From: Martin E. Vaughn <mvaughn@biotapacific.com>
Sent: Monday, June 03, 2019 4:37 PM
To: Jim Holeman
Subject: FW: Bowman Hydro - 401 Water Quality Certification

Jim,

Here's the response from Smita on the Oregon water quality certification.

Marty

From: MEHTA Smita [mailto:Smita.Mehta@state.or.us]
Sent: Monday, June 03, 2019 8:43 AM
To: Martin E. Vaughn
Subject: RE: Bowman Hydro - 401 Water Quality Certification

Hi Marty,

A separate application is needed for Oregon's water quality certification of the project. Here's some language on that that I've pulled from another hydro project.

In accordance with Section 5.23 of the Commission's rules, the applicant must file a request for water quality certification no later than 60 days after issuance of the Ready for Environmental Analysis notice. ODEQ will review the final 401 Certification Application (Final Application) before determining whether it is administratively complete. Once the Final Application is deemed to be complete, ODEQ will determine whether to approve the Final Application. ODEQ will evaluate the effects of the proposed action on water quality. An affirmative 401 decision by ODEQ will require a determination that operation of the proposed Project will comply with Sections 301, 302, 303, 306, and 307 of the federal Clean Water Act (CWA), Oregon water quality standards established pursuant to Section 303 of the CWA and set forth in OAR Chapter 340 Division 041, and other appropriate requirements of State law.

The required components of the application are described in [OAR Chapter 340 Division 48](#).

Let me know if you have any questions.

-Smita

Smita Mehta
TMDL Basin Coordinator
Oregon Department of Environmental Quality
Eastern Region – Bend
475 NE Bellevue Drive, Suite 110
Bend, OR 97701
541-633-2022
Mehta.Smita@deq.state.or.us

From: Martin E. Vaughn <mvaughn@biotapacific.com>
Sent: Friday, May 31, 2019 3:40 PM
To: Smita Mehta <Smita.Mehta@state.or.us>
Subject: Bowman Hydro - 401 Water Quality Certification

Smita,

I have a question regarding water quality certification for the Bowman Hydro Project. Will the license application, when it is eventually completed, suffice as an application to DEQ for the water quality certification, or is there a separate process/application to be completed for the State?

Marty

Biota Pacific Environmental Sciences, Inc.
P. O. Box 158
Bothell, WA 98041-0158
425-402-6887
425-260-1588 (cell)



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