THE STATE of ALASKA
GOVERNOR SEAN PARNELL

Department of Environmental Conservation

DIVISION OF WATER
Anchorage Office

555 Cordova Street
Anchorage, Alaska 99501
Main: 907.269.6285
Fax: 907.269.3487

September 5, 2014

Mr. Joseph M. Kelso
Ekuk Fisheries LLC
2442 NW Market Street #625
Seattle, Washington 98107

DEC File: 2544.54.002

**Re: Ekuk Fisheries Ekuk Plant, Ekuk Fisheries LLC, APDES Permit No. AKG520037, Notice of Coverage and Authorization to Discharge**

Dear Mr. Kelso:

Permit AKG520000 became effective on July 27, 2001. On October 31, 2008, the administratively extended permit transferred to DEC authority. Your unique identifier under this permit is provided above and on the enclosed title page of the permit. Please use this designated number and associated DEC File number in any correspondence with or reporting to DEC.

The Alaska Department of Environmental Conservation (DEC) has received and reviewed your updated September 7, 2012 Notice of Intent (NOI) to be covered by APDES Permit AKG520000, the general permit for Alaskan seafood processing facilities.

*Ekuk Fisheries Ekuk Plant is authorized to discharge seafood waste as specified in the September 9, 2012 Notice of Intent. The seafood processing waste discharged shall meet all the requirements as set out in the AKG520000 general permit including Part V. C. Shorebased Seafood Processors.*

*Ekuk Fisheries Ekuk Plant is authorized to discharge seafood waste at the following sites (as requested in the September 9, 2012 Notice of Intent):*

| Mark No. | Seafood processing waste discharge location name (Receiving Water Name or Operational Area Designation) | Latitude | Longitude |
|---|---|---|---|
| 001 | Nushagak Bay | 58.816961 | -158.564316 |

*We have reviewed your application for a waiver of the depth of discharge condition of at least 60 ft. MLLW due to the discharge location in the shallow estuary of Bristol Bay, and find it complete and persuasive. The request to discharge at a depth of -21 ft. MLLW due to the geographical location of the facility is* ***approved****.*

*We have reviewed your application for a waiver for omission of a seafloor survey due to the extreme conditions caused by the tides and currents, in addition to the turbid nature of the silty water. While you have submitted information that shows your outfall is in an area of extreme tidal movement and fast moving currents, your facility is also requesting a significant increase in the amount of solids discharged through your outfall. In order to document that the increase in the amount of seafood processing waste discharged annually continues to show no significant accumulation of solid seafood processing waste residues, ADEC* ***denies*** *the request for wavier to perform a seafloor survey. DEC requires you to conduct monitoring of the seafloor as found in permit Part VI.C and D.*

The permit includes an **effluent treatment requirement** of grinding solid seafood processing wastes to one-half inch in all dimensions before discharge, an **effluent limit** of 10 million pounds of seafood processing waste residues per calendar year, a **prohibition on the discharge** of petroleum, hydrocarbons, oil and grease, and a narrative limit on the violation of Alaska Water Quality Standards (see Permit Part II). The permit requires that you develop and implement a **best management practices plan** that controls and reduces pollutant discharges at your site (see Permit Part VI.A). The permit requires that you submit an **annual report** on seafood processing activity, discharges, noncompliance, and process changes (see Permit Part VI.B).The permit requires that you conduct periodic monitoring of the sea surface, seashore, and seafloor in accordance with your type of facility (see Permit Part VI.C and D). We ask for your careful review of the various areas throughout the State of Alaska which are excluded from coverage by this APDES permit due to their characteristics as either special or impaired habitat.

Any reports of noncompliance with permit requirements shall be reported by telephone to DEC to the following location:

| |
|---|
| Department of Environmental Conservation<br>Division of Water<br>Compliance and Enforcement Program<br>555 Cordova Street<br>Anchorage, Alaska 99501<br>Telephone Nationwide (877) 569-4114<br>In Anchorage Area/International (907)-269-4114<br>Fax (907) 269-4604<br>Email: dec-wqreporting@alaska.gov |

A copy of the enclosed title page, authorization, and the APDES permit AKG520000 shall be kept at both the facility (or onboard the vessel) and at your business office.

If you have questions about the issuance of this authorization, please contact Jackie Ebert at jackie.ebert@alaska.gov or 907-465-5336.

If you have questions regarding compliance with any permit or authorization requirement, please contact Shilo Williams at shilo.williams@alaska.gov or 907-465-5308 for southeast locations or Kara Kusche at kara.kusche@alaska.gov or 907-269-7556 for all other locations.

Sincerely,

Clynda A. Case

Clynda A. Case
Seafood Permitting Program Manager
Wastewater Discharge Program

Enclosure: Authorization AKG520037

# Alaska Department of Environmental Conservation

## Division of Water

## Authorization to Discharge

## AKG520037

**Submit Information to:**

**DEPARTMENT OF ENVIRONMENTAL CONSERVATION**
**Wastewater Discharge Authorization Program**
**555 Cordova Street**
**Anchorage, AK 99501**

On October 31, 2008, the State of Alaska, Department of Environmental Conservation assumed authority over this permit.

AUTHORIZATION TO DISCHARGE UNDER THE
ALASKA POLLUTANT DISCHARGE ELMINATION SYSTEM FOR

**Ekuk Fisheries LLC, Ekuk Plant**

In compliance with the provisions of the Clean Water Act, 33 U.S.C. §1251 et seq., (hereafter, CWA or the Act), ***the owners and operators of the seafood processing facilities that are described in Part I of this permit are*** authorized to discharge seafood processing wastes and the concomitant wastes set out in Part II of this permit to waters of the United States, except those excluded from authorization of discharge in Part III of this permit, in accordance with effluent limitations, monitoring requirements, and other conditions set forth herein. The discharge of wastes not specifically set out in Part II of this permit is not authorized under this permit.

Upon the effective date of this permit, it is the controlling document for regulation of seafood processing wastes and other designated wastewaters in the State of Alaska discharged by authorized facilities in accordance with this permit.

This permit is effective July 27, 2001

This permit and the authorization to discharge shall expire at midnight July 27, 2006.

| | |
|---|---|
| **SIGNATURE ON FILE** | December 2, 2008 |
| Signature | Date |
| Sharmon M. Stambaugh | Program Manager |
| Printed Name | Title |

**A COPY OF THIS AUTHORIZATION AND THE AKG520000 PERMIT MUST BE KEPT AT THE FACILITY OR ONBOARD THE VESSEL WHERE THE DISCHARGES OCCUR.**

Permit ID: 768.4
Facility ID: 606.3