NOTICE OF INTENT

to be covered under

NPDES GENERAL PERMIT AK-G52-0000

for

SEAFOOD PROCESSORS IN ALASKA

(See Part IV.C. of the Permit, reissued 2001)

Please submit this NOI to:

EPA Region 10, NPDES Permits Unit, OW-130,
1200 Sixth Ave., Seattle, WA 98101
and a copy to
ADEC Attn: Air and Water Quality Division,
555 Cordova Street, Anchorage, AK 99501

Submittal of this document constitutes notice that the party identified in Section 1 intends to be covered by the NPDES general permit authorizing discharges from seafood processing activities in Alaska and obligates the permittee to comply with the terms and conditions of the permit.

Please fill in all information. Attach supplemental information sheets as appropriate.

RECEIVED
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U.S. EPA REGION 10
OFFICE OF WATER AND WATERSHED

SECTION 1 - PERMIT INFORMATION

NPDES PERMIT NO. **AK-G52 -** 0040	ADEC Number (Seafood Processor License) 1366

SECTION 2 - OPERATOR INFORMATION (Part IV.C.2)

Company Name Ed Bahrt Management Company LLC	
Address P.O. Box 1591	Phone (206) 409 6865
City/State/Zip Sitka, AK 99835	FAX (866) 550-4837
Representative/Title Ed Bahrt, Manager	E-mail N/A

SECTION 3 - OWNER INFORMATION (Part IV.C.3)

Owner Name Kake Tribal Corporation DBA Pelican Seafoods	
Address P.O. Box 263	Phone (907) 735-2204
City/State/Zip Kake, AK 99830	FAX (907) 735-2281
Representative/Title Paula Burgner, General Manager ↳ Pelican Seafoods Division	E-mail paulaburgner@yahoo.com

SECTION 4 - FACILITY or VESSEL INFORMATION (Part IV.C.4)

Facility/Vessel Name Pelican Seafoods	No of Employees 30
Address P.O. Box 110	Phone (907) 735-2204
City/State/Zip Pelican, AK 99832	FAX (907) 735-2281

Latitude and Longitude of Discharge(s) 57° 57' 30", 136° 14'

Previous facility/vessel name(s) N/A

Type of vessel N/A	USCG no. N/A	Vessel length N/A

SECTION 5 - FACILITY CLASSIFICATION (Part IV.C.5; Check each that applies)

	Offshore floating seafood processor: operating and discharging more than one (1) nautical mile from shore at MLLW
	Nearshore floating seafood processor: operating and discharging from one (1) to one half (0.5) nautical mile from shore at MLLW
X	Shore-based seafood processor: operating and discharging less than one half (0.5) nautical mile from shore at MLLW (Includes vessels that meet discharge location criteria)

This form is provided under the State of Alaska Certification of the permit and OMB Control Numbers 2040-0086 and 2040-0110.

SECTION 6 - PROJECTED PRODUCTION INFORMATION (Part IV.C.6; Check all that apply)

X	Whole	X	Head-on & Gutted	X	Headed & Gutted	X	Fillets		Cured, salted or smoked
	Canned		Fish meal		Surimi, fish paste		Mince, dry/ washed		Mince, wet/ unwashed
	Roe		Crab: whole, pieces		Shrimp, scallops, clams, oysters, snails, urchins, cucumbers (circle appropriate items)				Other (identify):

Catch Processed (by type, e.g., cod, pollock, salmon)	Finished Product (by type, e.g., fillets, surimi, canned)	24-hour Design Capacity in lbs of processing raw product	Location (Lat/Long or ADF&G areas)	Anticipated Processing Activity -- Number of days per month											
				Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Salmon	H+G	25,000	114-21, 113-91*1	Ø	Ø	3	5	7	7	30	30	20	7	Ø	Ø
Halibut	H+G	15,000	3A, 2C	Ø	Ø	15	15	15	10	5	10	15	15	2	Ø
Sablefish	H+G	30,000	3A, 2C*2	Ø	Ø	15	15	15	10	5	10	15	15	2	Ø
Rockfish	Whole	5,000	3A, 2C	Ø	Ø	15	15	15	10	5	10	15	15	2	Ø
Halibut	Fillets	7,000	3A, 2C	Ø	Ø	15	15	15	5	5	10	15	15	2	Ø
			*1 113-81 + surrounding areas												
			*2 WYA + SE												

SECTION 7 - RECEIVING WATER INFORMATION (Part IV.C.7)

Name(s) of waterbody(ies) receiving discharges of the facility Lisianski Inlet

Name of any larger, adjacent receiving waterbody(ies) Cross Sound / Pacific Ocean

List any areas within three (3) nautical miles of operation which are excluded from coverage under the General Permit (e.g., Parks, Preserves, Refuges, Critical Habitats etc.)

N/A

Nature of Receiving Water: Discharge is to marine water X Discharge is to fresh water _____ Discharge is to estuary or tidal tributary _____

Attention: Nearshore and Shore-based Processors must submit a bathymetric map of the receiving water within one (1) nautical mile of the discharge showing the location of the facility and all discharge point(s)

SECTION 8 - DESCRIPTION of DISCHARGES (Part IV.C.8)

Sanitary Wastes

	Package Treatment Plant	X	Municipal System
	On-site septic system		Community Septic system
	USCG Approved System (MSD) Type:		Capacity (gals/day):

Seafood Processing Wastes

Outfall depth: 40 ft. | Outfall distance from shore: 240 ft. | Water depth at outfall: 40 ft.

Vessels indicate the range of water column depths at which vessel discharges processing wastes: N/A to ft.

Grinder - Type/Name: Audio | Grinds seafood wastes to: ½ inch width

Other Wastewaters (Check all that apply)

X	Process disinfectants		Transfer water
	Cooling water		Gray water
	Boiler water		Live tank water
	Cooking water		Air scrubber water
	Refrigerated seawater		Other (name):

Projected Maximum Quantity in lbs of Process Waste Solids that are Discharged

Specific Species Processed	TOTAL DAILY Amount of Solids Discharged	TOTAL ANNUAL Amount of Solids Discharged
Salmon	125 lbs.	15000 lbs.
Blackcod	62.50 62 lbs.	15000 lbs.
Halibut	41.67 42 lbs.	10 000 lbs.

SECTION 9 - REFUELING CAPABILITY and PROXIMITY TO FUELING STATIONS (Part VI.C.9)

Does your facility/vessel refuel fishing vessels? Yes (No)*
If yes, what is the capacity of your refueling tanks?

If no, what is the location and distance to the nearest refueling station? approx 900 feet

SECTION 10 - SUBMITTALS (Part IV.C.10; to be attached to this NOI) * shore-based & near-shore processors only

X	Letter certifying that the facility has developed and operates in accordance with a Best Management Practices Plan
X	Location Map showing the location of the facility in the context of the coastal area of Alaska *
X	Bathymetric Map of Receiving Water showing facility, outfall and water depths within one mile of the discharge *
	Waiver Request (for seafloor survey, discharging to excluded areas (Part III.A,B,C), if applicable

SECTION 11- SIGNATURE and CERTIFICATION (Part IV.C.11)

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature Principal or Partner	Title/Company Ed Bahrt Management Company LLC
Print Name Ed Bahrt	Date 7/17/2006

* management company (Ed Bahrt Management Company LLC) does not, facility owner Kake Tribal Corporation does.

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Signature Principal or Partner	Title/Company Ed Bahrt Management Company
Print Name Ed Bahrt	Date 7/17/2006

* management company (Ed Bahrt Management Company LLC) does not, facility owner Kake Tribal Corporation does.

Ed Bahrt Management Co, LLC
PO Box 1591 – Sitka, AK 99835 Office: 907-735-2204 ! Fax: 907-735-2281

July 17, 2006

To; EPA Region 10, NPDES Permits Unit, OW-130
1200 Sixth Ave.
Seattle, WA 98101

Re: **Best Management Practices Plan**

Dear sir or madam,

We would like to inform you that we have developed a Best Management Practices Plan for the renewal and transfer of NPDES Permit No AK-G52-0040 and that we are operating in accordance with this plan.

Please feel free to contact us with any comments or questions.

Regards,

Robin Jordan
Plant Manager
Pelican Seafoods operated by Ed Bahrt Management Co., LLC

DIAGRAM 5

ISIANSKI INLET and CITY OF PELICAN

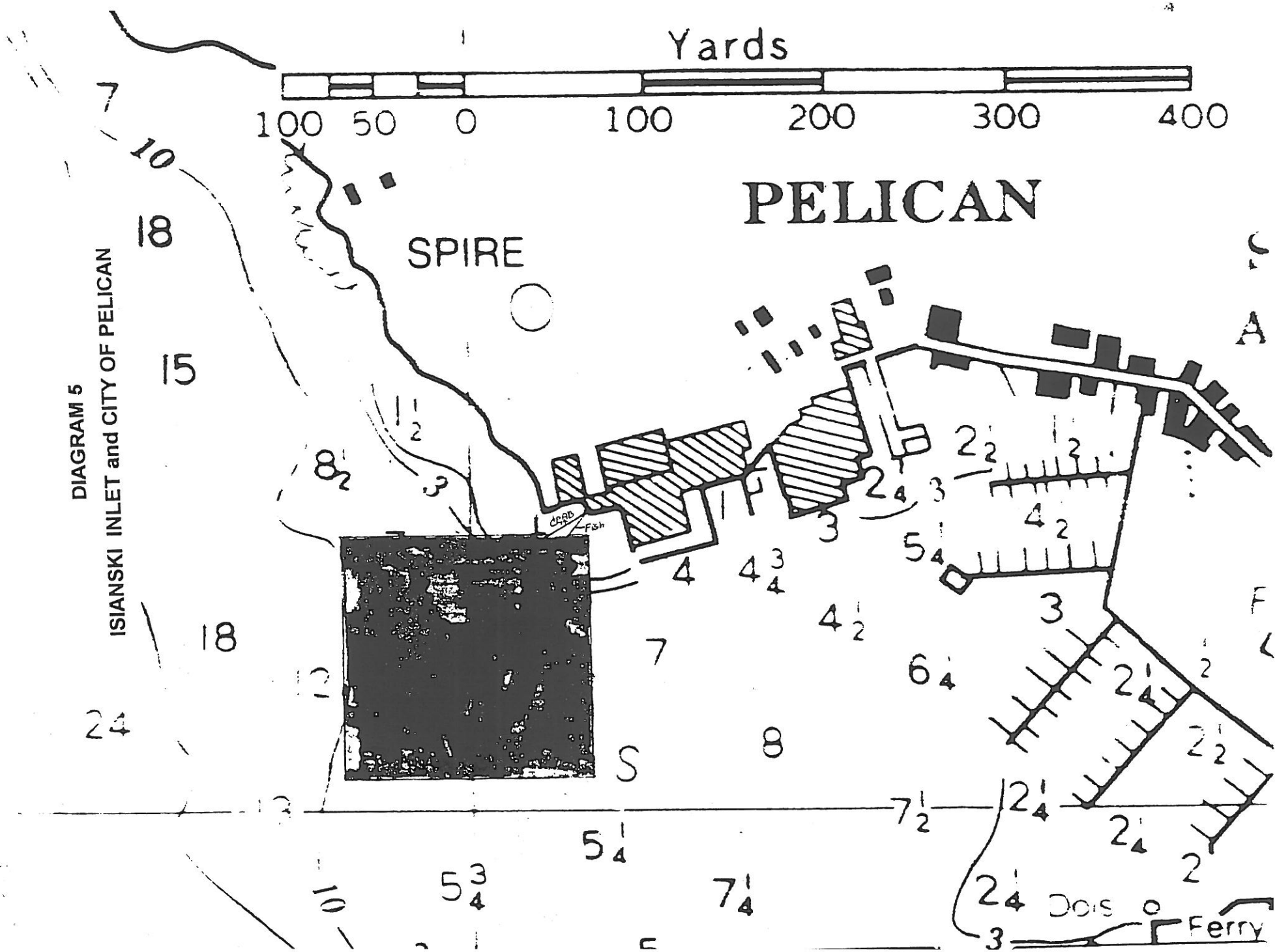
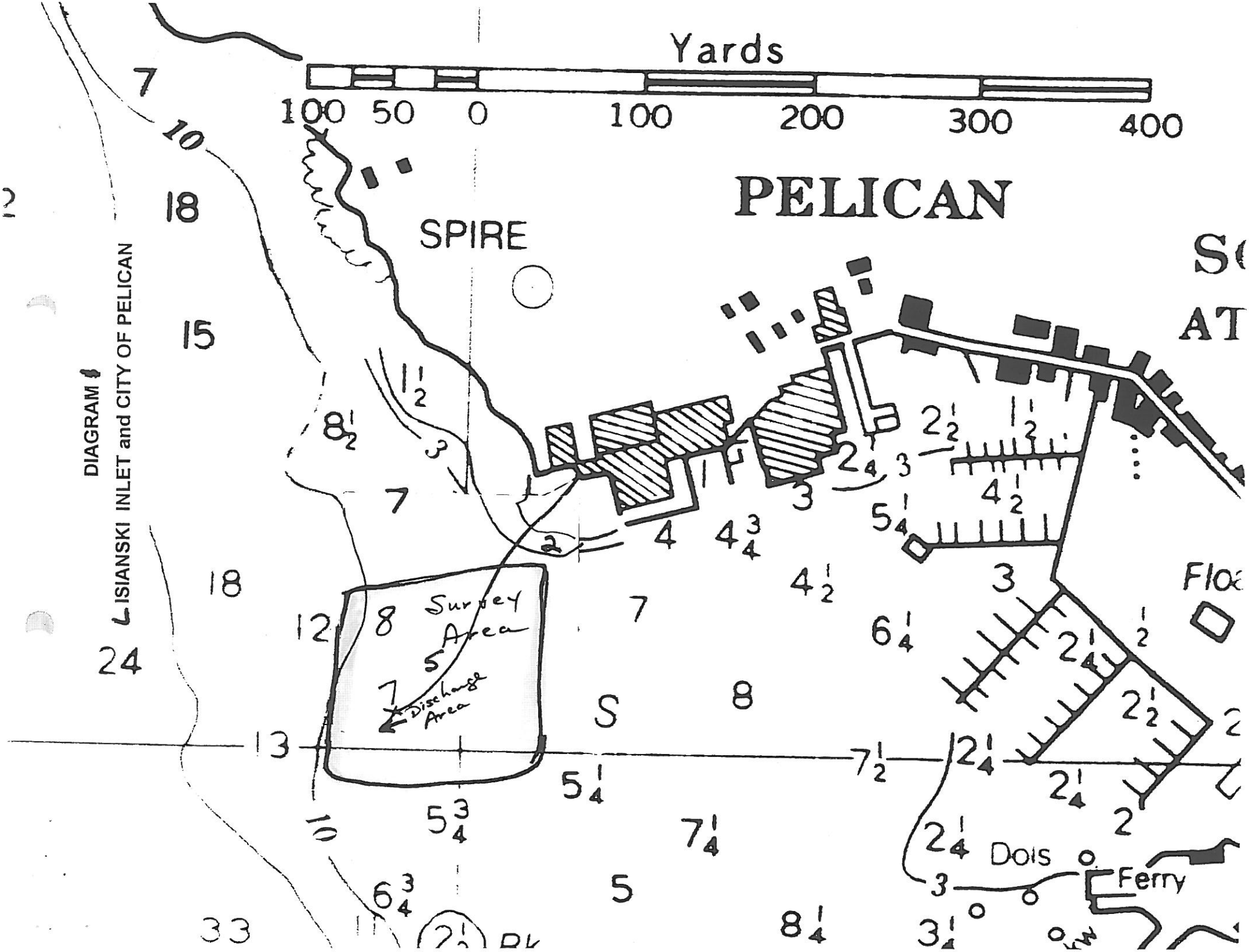


DIAGRAM I

LISIANSKI INLET and CITY OF PELICAN



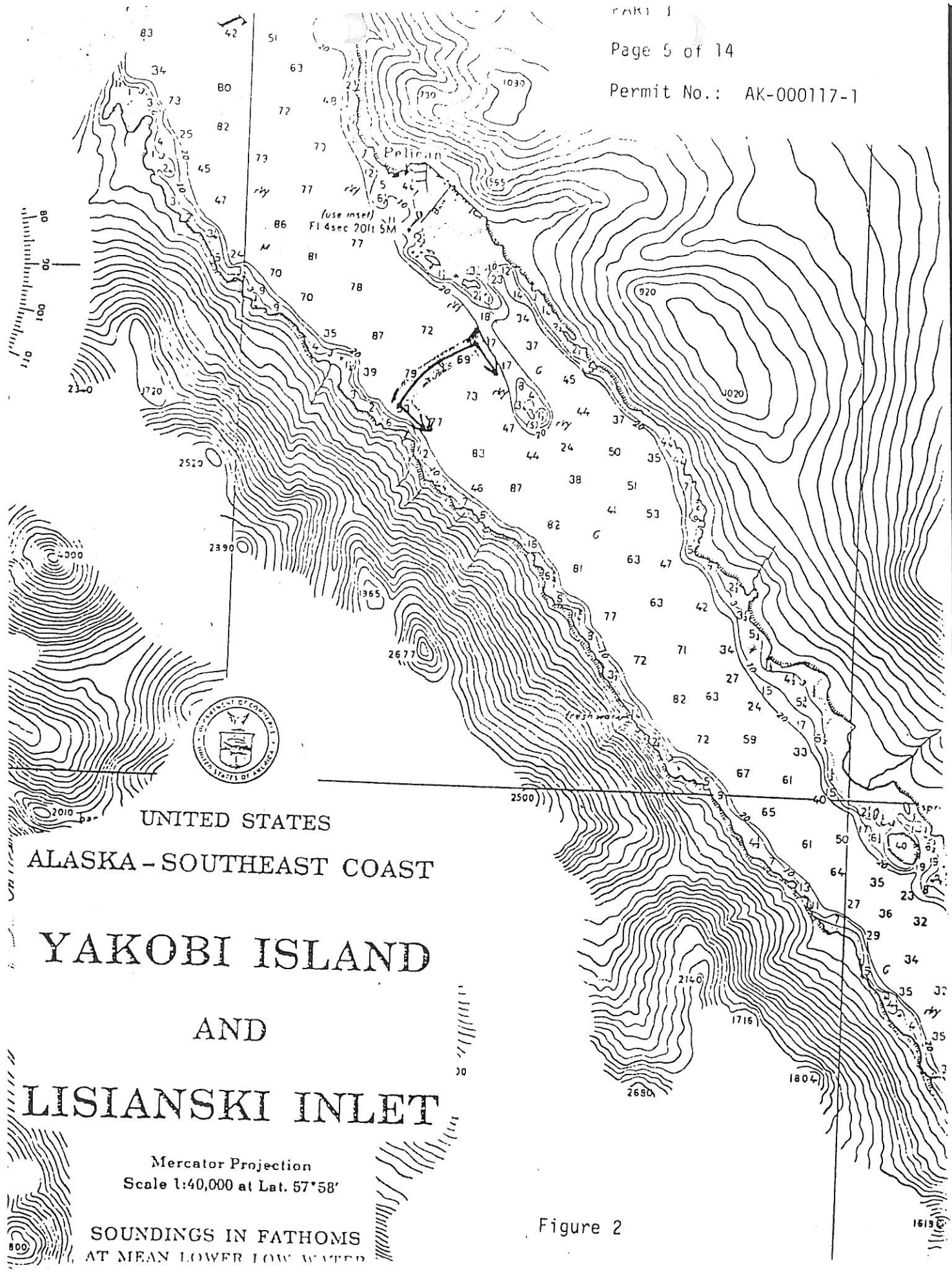

Pelican
(use inset)
Fl 4sec 20ft 5M
UNITED STATES
ALASKA - SOUTHEAST COAST
YAKOBI ISLAND
AND
LISIANSKI INLET
Mercator Projection
Scale 1:40,000 at Lat. 57°58'
SOUNDINGS IN FATHOMS
AT MEAN LOWER LOW WATER

Figure 2

Ed Bahrt Management Co, LLC

PO Box 1591 ~ Sitka, AK 99835 Office: 907-735-2204 ~ Fax: 907-735-2281

July 17, 2006

To: EPA Region 10, NPDES Permits Unit, OW-130
1200 Sixth Ave.
Seattle, WA 98101

Re: Waiver Request

Dear sir or madam,

This letter serves as our official request for a waiver on our NPDES Permit No. AK-G52-0040 to discharge waste to a depth less than 60' MLLW.

In 2001 our discharge line was extended to a depth of approximately 7 fathoms (45'), bringing the discharge point to the end of the existing underwater shelf. At this point the underwater structure begins a rapid drop off to 51 fathoms (306'), and therefore it is not feasible to anchor any line against the tidal currents down such a steep slope. Furthermore the tidal action, whether ebb or flood is so strong at this location that all waste is swept out and away from the plant, town and harbor area.

Since all waste is swept into deep water the shorebirds, herring schools, salmon fingerlings, halibut and sea lions make short of any waste. In the crystal clear water at low tide you can visually see the discharge point and surrounding area and it is virtually free of waste. As daily shoreline monitoring program is done by the plant manager and there is no shoreline contamination by floating or submerged waste.

Please feel free to contact us with any comments or questions.

Regards,

Robin Jordan
Plant Manager
Pelican Seafoods operated by Ed Bahrt Management Co., LLC

LAW OFFICES OF
SIMPSON, TILLINGHAST & SORENSEN, P.C.

ONE SEALASKA PLAZA, SUITE 300 · JUNEAU, ALASKA 99801
TELEPHONE: 907-586-1400 · FAX: 907-586-3065

RECEIVED
2

Stephen F. Sorensen
Direct Dial Number
(907) 586-8523
Email Address:
ssorensen@stsl.com

July 18, 2006
VIA FACSIMILE (1-206-553-1280)
ORIGINAL TO FOLLOW BY FIRST CLASS MAIL

Ms. Lindsay Guzzo
EPA Region 10
NPDES Permit Unit, OW-130
1200 Sixth Avenue
Seattle, Washington 98101

Re: Notice of Intent
Our File No.:1462.2

Dear Ms. Guzzo:

This law firm represents Ed Bahrt Management Company, LLC, an Alaska limited liability company, which has leased the Pelican Seafood Processing Facility, located in Pelican, Alaska from the Kake Tribal Corporation, dba, Pelican Seafoods. Under the terms of this lease, Ed Bahrt Management Company is required to assume all permits and licenses, including the NPDES General Permit AK-G52-0000, specifically, NDPES Permit No. AK-G52-0040. Enclosed for your review and approval is the Notice of Intent for this NPDES Permit, together with the supportive documentation and copy of the assignment between Kake Tribal Corporation and Ed Bahrt Management Company

If there are any questions, please contact me.

Sincerely,
SIMPSON, TILLINGHAST & SORENSEN, P.C.

Stephen F. Sorensen

Enc. As noted