Inlet Fish Producers, Inc.
P. O. Box 114, Kenai, AK 99611
(907) 283-9275 • FAX (907) 283-4097

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U.S. EPA REGION 10
OFFICE OF WATER

May 13, 2002

Environmental Protection Agency, Region 10
Wastewater Management & Enforcement Branch, WD-135
1200 Sixth Avenue
Seattle Washington 98101

Certified # 7000 1670 0008 7087 7169

Re: Waiver request for discharging to less than 60 feet MLLW in low current areas for the Kenai Facility, **NPDES AK-G52-0480**

Enclosed is a **Waiver Request** for Inlet Fisheries, Inc. Kenai facility. This facility discharges wastewater into the Kenai River under NPDES Permit AK-G52-0480.

The outfall line discharges into the Kenai River. The river flow is influenced by the tides in Cook Inlet at the point of discharge.
Current outfall extends 15 feet from shoreline to a depth of 5 feet below MLLW.
Due to a 7 knot ebb current and a 3 knot flood current, it is not practical to extend and anchor the outfall line to a length of 60 feet beyond MLLW.
Extension of outfall line to a distance of 60 feet would also create a possible navigation hazard at low tide.
Through river surface and shoreline monitoring, no buildup of discharge contents at terminus of line have been observed.

Due to reasons listed above Inlet Fisheries Inc. requests a waiver for the Kenai Facility operating under NPDES AK-G52-0480 to discharge at less than 60 feet MLLW.

Yours Truly,

Bob Utrup
Plant Manager

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue
Seattle, WA 98101

Reply To
Attn Of: OW-130

5/3/02

Inlet Fisheries, Inc.
Vincent Goddard
P.O. Box 530
Kenai, AK 99611

RE: Waiver request and supporting materials are needed to complete processing of the NOI for the Kenai facility, **AK-G52-0480**.

Dear Vincent Goddard:

EPA has received your Notice of Intent to have the Kenai facility seafood processing facility covered under the general NPDES permit for Alaskan seafood processors as permit **AK-G52-0480**. As per EPA's Notice of an Incomplete NOI of 16, 2001, Inlet Fisheries, Inc. Notice of Intent to be Covered is incomplete and will not be authorized until it is complete.

Items that are missing from the list below are marked in the appropriate box with a check:

☐ In accordance with Section III of the permit discharges are not authorized in **areas excluded from authorization** under this permit. Sections III.F and IV.D. of the permit provide information on what is required for consideration and granting of waivers. A waiver request should provide information pertaining to the assessed and potential effects of your discharge on the environment and aquatic life and on other uses of the receiving water. Rationale for discharging to excluded areas may include historic shore-based operations at a particular location and should identify when the facility was constructed.

☑ In accordance with Section III.B.1. **discharging to less than 60 feet MLLW in low current areas** requires a waiver. A waiver request should provide information on the depth of your present outfall location and its distance from shore at MLLW (Section III.F) and the additional distance that would be required to extend your outfall to 60 feet MLLW (a bathymetric map as detailed in Section IV.C.4.b). It should also describe why your outfall need not be or cannot be extended to deeper water that would protect the productive and fragile shallow coastal waters of Alaska defined as "essential fish habitat." Your rationale for not extending outfall pipelines may include the expense and impracticality of anchoring your outfall line against high currents, the demonstration of no significant effect of your discharge on the seafloor around your outfall terminus by your past bottom surveys, and other facts.

☐ In accordance with Section V.C.1. the total amount of discharge must be below **10 million lbs/year** to ensure that the one acre zone of deposit authorized by ADEC is not violated. Section V.C.1. discusses these effluent limitations and requirements, and also the procedure for requesting a waiver to discharge more than this amount.

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The file for this facility is also missing the following that are marked in the box with a check:

- ☐ a written **certification** that the facility is operated in accordance with an endorsed **Best Management Practices Plan** (Section VI.A),
- ☑ **Annual reports** (Section VI.B.), 2001
- ☐ **Seafloor monitoring reports** (Section VI.C.), and
- ☐ **Sea surface and shoreline monitoring reports** (Section VI.D.).

Basically, the regulatory agencies will conduct a review of requests for waivers in order for the facility to be permitted to discharge. We are not seeking an extensive report. We do seek a conscientious effort to address the requirements for information requested in the permit for waivers.

We look forward to receiving your requests for a waiver and supporting documentation. Once this is complete, we will send it to other interested parties for review and consultation. Please understand the need for this review and be aware that historic siting and shallow receiving waters are classic justifications for requesting waivers. Call Burney Hill at (206) 553-1761 or Christina Osborne at (206) 553-6318 if you would like further clarification of the process.

A copy of your request for a waiver and your Notice of Intent to be covered should also be sent to Katy McKerney (907-465-5302) of the Alaska Department of Environmental Conservation at its Juneau office, Wastewater Discharge Program, 410 Willoughby, Suite 303, Juneau, Alaska 99801-1795.

Sincerely yours,

Christina Osborn

Christina Osborn, NPDES Permits

Enclosures

cc: Alaska Department of Environmental Conservation
Alaska Department of Fish and Game
U.S. Fish and Wildlife Service

Application for Coverage under general NPDES permit no. AK-G52-0000 (EPA 01/30/02)

Review of EPA-R10 NPDES Permits Unit

Reviewed by: Christina Osborn, CO
Reviewed on: 4/12/02

1. Facility information.

1.1 NPDES no.: AKG520480

1.2 Facility name: Inlet Salmon-Kenai

1.3 Facility type: (circle all appropriate) Shore-based Near-shore Off-shore

1.4 Facility classification: Major Minor

2. Application for authorization to discharge under general permit.

2.1 Application date: 6/1/00

2.2 Is application complete? (circle one) Yes No

2.21 If incomplete, the application is missing the following information:
2001 annual report, waiver to discharge to 5 feet

3. Request for a waiver under the permit.

3.1 Is a waiver needed? (circle one) Yes No
[If so, write permit condition in table below.]

3.1 Was a waiver requested? (circle one) Yes No
[If so, check "Request" in table below.]

3.2 Did the request for a waiver meet permit requirements? (If not, put "X" in table.)

Condition and Section	Request	IV.D.1	IV.D.2	IV.D.3	IV.D.4	IV.D.5	IV.D.6	IV.D.7
waiver for seafloor monitoring	6/1/00							
need waiver to discharge to <60ft.								

Recommendation: 308 ltr - waiver to discharge to <60ft.

Action:

G:\NPU\Seafood GP 2001\2001 PERMIT ADMINISTRATION\Authorization Documentation_GP Review Form-CO.wpd