

**ALASKA DEPARTMENT OF ENVIRONMENTAL
CONSERVATION**
**Notice of Request for Adjudicatory Hearing on ADEC's
Decision to Deny a Seafood Discharge Limit Waiver**

Requester – Kevin M. Cuddy, Stoel Rivas LLP on behalf of Silver Bay Seafoods

Contested Decision – July 15, 2020 ADEC Water Division decision to deny a waiver of the 10-million-pound discharge limit under AKG520000 General Permit for Seafood Processors in Alaska

Respondent – N/A

Location – Silver Bay Seafood's processing facility in Naknek, Alaska

Background – The Alaska Department of Environmental Conservation (ADEC) Water Division denied a July 13, 2020 request for waiver of the 10-million-pound discharge limit under AKG520000 General Permit for Seafood Processors in Alaska. The Requester disagrees with the Contested Decision.

Copies of the adjudicatory hearing request can be viewed on ADEC's web site at <http://dec.alaska.gov/commish/ReviewGuidance.htm> Copies may also be obtained by writing to Gary Mendivil, Hearing Liaison, Office of the Commissioner, Department of Environmental Conservation, P.O. Box 111800, Juneau, AK 99811-1800; by phoning Mr. Mendivil at (907) 465-5061; by faxing a request to (907) 465-5070; or by email to Gary.Mendivil@alaska.gov .

As provided in 18 AAC 15.220, the Water Division may file a response to the request for adjudicatory hearing by serving a response on the Office of Administrative Hearings, by October 4, 2021. Written responses on the request for adjudicatory hearing may be served by mail addressed to the Office of Administrative Hearings, P.O. Box 1101231, Juneau, AK 99811-0231 or the Office of Administrative Hearings, 550 W. Seventh Avenue, Suite 1940, Anchorage, AK 99501 or by email to doa.oah@alaska.gov. Please also serve a courtesy copy of the adjudicatory hearing request response to Gary Mendivil, Hearing Liaison, Office of the Commissioner, Alaska Department of Environmental Conservation, P.O. Box 111800, Juneau, AK 99811-1800, by facsimile to (907) 465-5070, or by email to Gary.Mendivil@alaska.gov.

The Office of Administrative Hearings will issue a recommended decision to the commissioner whether to grant or deny the request for hearing or to remand the decision to the division director under 18 AAC 15.220(a). The commissioner or the commissioner's designee will issue a decision on the request for adjudicatory hearing under 18 AAC 15.220. The Alaska Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need a special accommodation in order to participate in this process, please contact Brian Blessington at (907) 269-7660 to ensure that any necessary accommodations can be provided.

Notice dated – September 13, 2021.