



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029
9/7/2006

Not the letter used

Ms. Cathy Curran Myers
Deputy Secretary for Water Management
Pennsylvania Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105

Dear Ms. Myers:

The U.S. Environmental Protection Agency (EPA) Region III is amending the Total Maximum Daily Loads (TMDLs) for bacteria for the Christina River Basin in Pennsylvania, Delaware, and Maryland. These TMDLs were originally established in accordance with Section 303(d)(1)(c) and (2) of the Clean Water Act to address bacteria and sediment impairments of water quality as identified on Pennsylvania's 1996, 1998, and 2002 Section 303(d) lists. The bacteria TMDLs are amended to incorporate new monitoring information for the City of Wilmington's combined sewer overflow discharges, to further explain the 2005 TMDL development, and to allow the public additional opportunity to comment on the TMDLs. The revisions also corrected mistakes and omissions in the original TMDLs; note that the sediment TMDLs remains unchanged.

In accordance with Federal regulations at 40 CFR §130.7, a TMDL must comply with the following requirements: (1) be designed to attain and maintain the applicable water quality standards, (2) include a total allowable loading and as appropriate, wasteload allocations (WLAs) for point sources and load allocations for nonpoint sources, (3) consider the impacts of background pollutant contributions, (4) take critical stream conditions into account (the conditions when water quality is most likely to be violated), (5) consider seasonal variations, (6) include a margin of safety (which accounts for uncertainties in the relationship between pollutant loads and instream water quality), (7) consider reasonable assurance that the TMDL can be met and (8) be subject to public participation. The TMDLs for the Christina River Watershed satisfied each of these requirements. A copy of the TMDL Addendum has been included with this letter.

As you know, all new or revised National Pollutant Discharge Elimination System permits must be consistent with the TMDL WLA pursuant to 40 CFR §122.44 (d)(1)(vii)(B). Please submit all such permits to EPA for review as per EPA's letter dated October 1, 1998.



If you have any questions or comments concerning this letter, please do not hesitate to contact Mr. Thomas Henry at (215) 814-5752.

Sincerely,

Signed

Jon M. Capacasa, Director
Water Protection Division

Enclosures

cc: Glenn Rider, DEP
Bill Brown, DEP
Joseph Feoloa, SERO
Jennifer Fields, SERO