

PUBLIC NOTICE

U.S. Environmental Protection Agency, Region 7
Water, Wetlands and Pesticides Division
901 North 5th Street
Kansas City, Kansas 66101

NOTICE OF AVAILABILITY
DRAFT TOTAL MAXIMUM DAILY LOAD (TMDL)
FOR PIPER CREEK (TOWN BRANCH), IN THE STATE OF MISSOURI

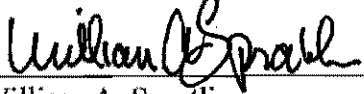
Section 303(d) of the Clean Water Act (CWA), 33 USC § 1313(d)(1)(C), and the U.S. Environmental Protection Agency's (EPA) implementing regulation, 40 CFR § 130.7(c)(1), require the establishment of TMDLs for waters identified as not meeting water quality standards (WQS) under authority of Section 303(d)(1)(A) of the CWA. TMDLs are established at a level necessary to implement applicable WQS with seasonal variations and a margin of safety that accounts for lack of knowledge concerning the relationship between pollutant loading and water quality.

EPA is establishing this TMDL to meet the milestones of 2001 Consent Decree, *American Canoe Association, et al. v. EPA*, No. 98-1195-CV-W in consolidation with No. 98-4282-CV-W, February 27, 2001, and in partnership with the state of Missouri. However, Missouri may submit and EPA may approve other TMDLs for this water segment at any time.

This draft TMDL addresses impaired sections of Piper Creek and a tributary to Piper Creek named Town Branch; both water bodies are referenced by the identification number MO_1444. Located in southwest Missouri's Polk County, the impaired streams run through the city of Bolivar before flowing into the Pomme de Terre River. The watershed covers approximately 37 square miles with a combined creek distance of approximately 8 miles. Portions of Piper Creek and Town Branch are listed as impaired due to violations of Missouri's general water quality criteria for protection of warm water aquatic life and natural biological aquatic communities. Both streams were placed on Missouri's 303(d) List of Impaired Waters due to observations of objectionable solids downstream of the Bolivar Wastewater Treatment Facility. Piper Creek remains as an impaired water body on the consolidated 2008 Missouri 303(d) List due to organic sediments and unknown pollutants and sources. This comment period ends on October 15, 2010.

Persons wishing to comment on this proposed TMDL or offer new data or information regarding the proposed TMDL are invited to send comments to the EPA, Region 7, Water, Wetlands and Pesticides Division, 901 North 5th Street, Kansas City, Kansas 66101, ATTENTION: Ms. Debby White, Water Quality Management Branch, Piper Creek. Comments may also be sent to R7TMDL@EPA.GOV or via FAX at 913-551-9886.

A copy of the proposed TMDL can be obtained through the Internet at the following Web address: http://www.epa.gov/region07/water/tmdl_public_notice.htm. Request a copy of the TMDL via email at R7TMDL@EPA.GOV or via FAX at 913-551-9886.



William A. Spratlin
Director
Water, Wetlands and Pesticides Division
EPA, Region 7

9/13/10
Date