

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 WYACONDA LAKE, 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 the 9 acre Wyaconda Lake (also called Wyaconda New Lake), identification number MO_7009. Although Wyaconda is not currently used for drinking water, Missouri classifies Wyaconda Lake as a lake or reservoir used primarily as a drinking water supply (10 CSR 20-7.031(1)(C), (1)(F) and Table H (CSR, 2009)). Wyaconda Lake is on Missouri's 303d List of Impaired waters because its drinking water beneficial use is impaired by Atrazine. Atrazine is a systemic herbicide applied to row crops to provide broadleaf control and grass suppression. The Wyaconda Lake watershed is approximately 208 acres and is located in the northeastern corner of Missouri, in Clark County. The lake is created by the Wyaconda City Dam, which is on a tributary of the South Wyaconda River. The data for listing the lake as impaired comes from the Missouri Department of Natural Resources and pesticide manufacturers, and routinely places the Atrazine level above the Missouri WQS numeric criterion of 3 micrograms per liter for a Drinking Water Supply (10 CSR 20-7.031). This comment period ends on December 1, 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, Wyaconda Lake. 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.

/s/

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

10/27/10
Date