

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II  
WATER DIVISION  
290 BROADWAY  
NEW YORK, NEW YORK 10007

**Date: August 16, 2021**

**NOTICE  
PREPARATION OF DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION  
SYSTEM (NPDES) PERMITS FOR THE  
BACARDI CORPORATION**

Notice is hereby given that the following parties have applied to the United States Environmental Protection Agency (EPA) under the provisions of the Clean Water Act, 33 U.S.C. §1251 et seq. (the Act), for National Pollutant Discharge Elimination System (NPDES) permits for the discharge of pollutants into waters of the United States:

<b>Applicant</b>	<b>NPDES Number</b>	<b>Facility Name</b>	<b>Flow (MGD)*</b>	<b>Receiving Water / Classification</b>
Bacardi Corporation	PR0000591	Bacardi Corporation	1.7	Atlantic Ocean / Class SB

\* Million gallons per day (MGD)

This notice is being given to inform the public that EPA has prepared a draft NPDES permit for the above referenced facility. This is a second draft of the version that was public noticed on June 2, 2021. EPA has decided to issue a second draft permit and fact sheet to correct omissions from the June 2, 2021 draft permit. A responsiveness summary to comments received during the first public comment period is included as an attachment to the fact sheet. This draft permit contains effluent limitations, standards, prohibitions and other conditions necessary to carry out the provisions of the Act. If, after the conclusion of the proceeding summarized below, the Regional Administrator of EPA Region 2 makes a final decision to issue the permit, the applicants will be required to comply with all the conditions in the permit.

The draft permits prepared by EPA are based on the respective administrative record. Among other documents, the administrative record required by 40 CFR 124.9, consists of the application, draft NPDES permit, and statement of basis or fact sheet describing the basis for the conditions in the draft permit. All data submitted by the applicant is available as part of the administrative record.

The administrative record is on file at the EPA Region 2 Water Division office at 290 Broadway and may be inspected and photocopied at a cost of \$0.15 per page at any time between 8:30 A.M. and 4:00 P.M., Monday through Friday. A copy of the draft permits and fact sheets may also be obtained by writing to the above physical address, the following email [obrien.karen@epa.gov](mailto:obrien.karen@epa.gov), or by calling (212) 637-3717. The draft permits and fact sheets are also available on the EPA website at the following web address:

<https://www.epa.gov/npdes-permits/puerto-rico-npdes-permits>

Interested persons may also submit written comments on the draft permits to Chief, Clean Water Regulatory Branch, U.S. EPA Region 2, 290 Broadway, 24th Floor, New York, NY 10007. All comments must be submitted by no later than 30 days from the date of this notice. All persons may provide comments during the public comment period. If the EPA finds that comments timely submitted appear to raise substantial new questions, EPA may reopen the public comment period for that permit.

Any interested persons may request a public hearing on these documents. Any request for a public hearing under 40 C.F.R. §124.11 on EPA's draft permits shall be in writing, state the nature of the issues proposed to be raised in the hearing, and be submitted to the Director, Water Division, EPA Region 2, 290 Broadway, 24<sup>th</sup> Floor, New York, New York 10007 by no later than 30 days from the date of this notice. It is also recommended to send the written petition via email to [obrien.karen@epa.gov](mailto:obrien.karen@epa.gov).

EPA's decision on the question of whether to hold a public hearing on the draft NPDES permits, the administration of any hearing and the rights and obligations of participants are governed by regulations at 40 C.F.R. §124.12. If EPA holds a public hearing, the public comment period in this notice shall automatically be extended to the close of the public hearing.

If EPA does not hold a public hearing or reopen the comment period, EPA shall consider the issuance of a final permit to the applicant as soon as possible after the date indicated above for the submission of comments. All timely comments, submitted by interested persons in response to this notice, and statements and other evidence properly submitted at any public hearing held by EPA shall be considered in making the final decision with respect to these permit applications. All comments shall be answered as provided in 40 C.F.R. §124.17.

The applicant and any other person who submits timely written comments or requests notice of final permit decision shall receive notice of EPA's final decision. Within 30 days of service of such notice, any interested person who has submitted timely written comments may file a notice of appeal and petition for review to the Environmental Appeals Board to review any condition of the permit decision. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for review only to the extent of the changes from the draft to the final permit decision. Any such request must meet the requirements of 40 CFR §124.19.

Javier Laureano, Director  
Water Division  
U.S. Environmental Protection Agency, Region 2