



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

**75 Hawthorne Street
San Francisco, CA 94105-3901**

**NOTICE OF FINAL PERMIT DECISION
Issuance of the Class III In-Situ Production of Copper
Permit No. R9UIC-AZ3-FY19-1
For the Florence Copper Project
September 12, 2023**

In accordance with the requirements of the Code of Federal Regulations (CFR), Title 40, §124.15, the United States Environmental Protection Agency, Region 9 (EPA) is issuing a Class III Underground Injection Control (UIC) Area Permit No. R9UIC-AZ3-FY19-1 to Florence Copper LLC for the Florence Copper Project. EPA is also issuing the Response to Comments (RTC) document pursuant to 40 CFR §124.17. The RTC specifies the provisions of the draft permit that have changed in the final permit decision and responds to all significant comments received by EPA during the public comment period or during the public hearing.

The final UIC permit, EPA's RTC document, and a copy of this notice are available on EPA's web page at <https://www.epa.gov/uic/uic-permits-pacific-southwest-region-9>. These documents are also available online at www.regulations.gov under docket number [EPA-R09-OW-2021-0149](https://www.regulations.gov/docket/EPA-R09-OW-2021-0149).

EPA provided public notice of the comment period and the public hearing on the draft UIC Permit on August 14, 2023. EPA conducted the public hearing on September 15, 2022, and the public comment period ended on September 29, 2022. The final permit decision will be effective on October 31, 2023, in accordance with 40 CFR §124.15(b)(1) unless review is requested on the permit under 40 CFR §124.19.

Any person who filed comments on the draft permit or participated in the public hearing may petition the Environmental Appeals Board (EAB) to review any condition of the permit decision under 40 CFR §124.19(a) within 30 days after service of this notice of EPA's final permit decision. Additionally, any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for administrative review of any permit conditions set forth in the final permit decision, but only to the extent that those final permit conditions reflect changes from the proposed draft permit. See 40 CFR §124.19 for the procedural requirements of the appeal process. Additional information regarding how to file an appeal is available at the EAB website at the following links:

www.epa.gov/eab

https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/General+Information/Regulations+Governin+g+Appeals?OpenDocument

https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/General+Information/The+Clerk+of+the+Bo+ard?OpenDocument

Please send a copy of any electronically submitted documents to the following email address:

Attn: Dustin Minor
U.S. EPA Region 9 (ORC-3)
Minor.Dustin@epa.gov

As noted above, this final permit decision will become effective on October 31, 2023, unless a review is requested under 40 CFR § 124.19.