



**NOTICE OF TENTATIVE DECISION
INTENT TO RENEW NATIONAL POLLUTANT DISCHARGE ELIMINATION
SYSTEM GENERAL PERMIT FOR NITROGEN DISCHARGES
INTO THE WATERS OF THE STATE OF CONNECTICUT**

TENTATIVE DECISION

The Commissioner of Energy and Environmental Protection (“DEEP”) hereby gives notice of a tentative decision to renew the following General Permit: General Permit for Nitrogen Discharges. The general permit contains discharge requirements, best management practices, monitoring and treatment requirements specific to the discharge category that are designed to protect the waters of the state from pollution. The Commissioner of DEEP is authorized to approve or deny such permits pursuant Section 22a-430b of the Connecticut General Statutes. The current general permit expires on December 31, 2015. Since this Notice was published at least 180 days prior to the expiration date of the current general permit, pursuant to section 22a-6aa of the General Statutes, this general permit will remain in effect until December 31, 2016 or until the Commissioner makes a final decision on the renewal of the general permit, whichever is shorter. If no final decision is made by December 31, 2016 the general permit shall expire.

PROPOSED GENERAL PERMIT

The general permit authorizes the discharge of nitrogen from seventy nine Publicly Owned Treatment Works (POTWs) and establishes a limit per each POTW. The permit limit for each plant is based on the 2014 total maximum daily load (TMDL) for Connecticut and New York for dissolved oxygen in the Long Island Sound.

The proposed general permit includes technical revisions such as changing References to Public Act 15-38 to Sections 22a-521 through 22a-527 of the General Statutes. The permit will cover the 5-year period from January 2016 through December 2020.

COMMISSIONER’S AUTHORITY

The Commissioner of Energy and Environmental Protection is authorized to approve or deny such general permit pursuant to (1) section 402(b) of the Federal Water Pollution Control Act, as amended, 33 USC 1251, *et. seq.* and (2) sections 22a-430 and 22a-430b of the Connecticut General Statutes and the Water Discharge Permit Regulations (sections 22a-430-3 and 4 of the Regulations of Connecticut State Agencies).

INFORMATION REQUESTS

Interested persons may obtain a copy of this public notice and the proposed general permit on the DEEP website at www.ct.gov/deep/publicnotices. A fact sheet is also available at www.ct.gov/deep/nitrogencontrol. The current general permit is available at the DEEP Bureau of Water Protection and Land Reuse, 79 Elm Street, Hartford, CT or by calling (860) 424-3020 from 8:30 – 4:30, Monday through Friday. Questions may be directed to Iliana Raffa at this number, or by email to Iliana.Raffa@ct.gov.

PUBLIC COMMENT

Prior to making a final decision, the Commissioner shall consider written comments on the proposed renewal of this general permit from interested persons that are received within 30 days of this public notice. Written comments should be directed to: Iliana Raffa, Municipal Facilities Section, 79 Elm Street, Hartford, CT 06106-5127 or may be submitted via electronic mail to: Iliana.Raffa@ct.gov. The Commissioner may hold a public hearing prior to approving or denying the issuance of a general permit if in the Commissioner's discretion the public interest will be best served thereby, and shall hold a hearing upon receipt of a petition signed by at least twenty-five persons. Notice of any public hearing shall be published at least 30 days prior to the hearing.

Petitions for a hearing should include the name of the general permit noted above and also identify a contact person to receive notifications. Petitions may also identify a person who is authorized to engage in discussions regarding the application and, if resolution is reached, withdraw the petition. Original petitions must be *mailed or delivered* to: DEEP Office of Adjudications, 79 Elm Street, 3rd floor, Hartford, CT, 06106-5127. Petitions cannot be sent by fax or email. Additional information can be found at www.ct.gov/deep/adjudications.

Michael Sullivan
Deputy Commissioner

Dated:

The Connecticut Department of Energy and Environmental Protection is an Affirmative Action and Equal Opportunity Employer that is committed to complying with the Americans with Disabilities Act. To request an accommodation contact us at (860) 418-5910 or deep.accommodations@ct.gov.