



Katie Hobbs
Governor

ARIZONA DEPARTMENT
OF
ENVIRONMENTAL QUALITY



Karen Peters
Cabinet Executive Officer
Executive Deputy Director

Decision to Grant AZPDES Permit No. AZ0026387

7/3/2024

Brent Musslewhite
Director, Environment and Permitting
1860 East River Road, Suite 200
Tucson, AZ 85718

RE: AZPDES Permit Application No. AZ0026387
South32 Hermosa Inc. - January Mine Hermosa Project
LTF ID: 95353


Dear Brent:

The Arizona Department of Environmental Quality (ADEQ) has completed the public participation and comment period for the above-referenced facility. Comments were received during the public notice period. A copy of ADEQ’s response to these comments is enclosed. ADEQ has made a final decision to issue the AZPDES permit for discharge from the January Mine Hermosa Project in Patagonia, Arizona.¹ A copy of the fact sheet and signed permit is enclosed. Please note the effective date and expiration date for your permit. If you wish to renew this permit, a complete and accurate application must be submitted no later than 180 days prior to the permit expiration date.

The review of your AZPDES application was subject to the licensing timeframes statute under Arizona Revised Statutes A.R.S. §§ 41-1072 through 41-1079. Therefore, this letter is the written notification of ADEQ’s licensing decision required under A.R.S. § 41-1076 and Arizona Administrative Code (A.A.C.) R18-1-507(A).

Please contact me at heinz.rachel@azdeq.gov or (602) 771- 0180 if you have any questions regarding this notice or your permit.

Sincerely,

DocuSigned by:

2792BFE75737458...

Rachel Heinz
AZPDES Individual Permits Unit
Water Quality Division

Enclosures: Signed AZPDES Permit No. AZ0026387
Response to Comments
Fact Sheet

¹This determination is an appealable agency action under A.R.S. § 41-1092. You have the right to request a hearing and file an appeal under A.R.S. § 41-1092.03. To do this you must file a Request for Hearing or Notice of Appeal **within thirty (30) days of receipt of this notice**. A request for Hearing or Notice of Appeal is filed when it is received by ADEQ's Hearing Administrator as follow:

Hearing Administrator
Office of Administrative Counsel
Arizona Department of Environmental Quality
1110 W. Washington Street
Phoenix, AZ 85007

The Request or Notice must contain the following:

1. The name of the party that is filing the appeal;
2. The address of the party that is filing the appeal;
3. The action being appealed; and
4. A concise statement of the reasons for the appeal.

Upon proper filing of a Request for Hearing or Notice of Appeal, ADEQ will serve a Notice of Hearing on all parties to the appeal. If you file a timely Request for Hearing or Notice of Appeal, you have the right to request an informal settlement conference with ADEQ under A.R.S § 41-1092.06. This request must be made in writing no later than 20 days before a scheduled hearing and must be filed with the Hearing Administrator at the above address.