



# ADEQ 2017 Triennial Review Antidegradation and Effluent Dependent Waters Workgroup

Meeting #3

December 21, 2017

ADEQ Phoenix Office

2pm – 3:30pm Room 5100B

- Triennial Review webpage is now available
  - <http://www.azdeq.gov/node/3934>
- Review of previous meeting topics
  - Baseline Water Quality Characterization
  - Temporary impacts “not regularly reoccurring”
- Discussion of Charter Topics 4 and 5
- Remaining workgroup timeline

- As proposed in the charter moving BC to R18-11-107.01 (B)(2) may be interpreted as requiring all dischargers to perennial waters to develop BC for all permit renewals
  - This was not ADEQ's intent

## Options:

1. Move text to R18-11-107.01 (B)(2) as proposed but add “new or expanded” to the first sentence
2. Keep current language within R18-11-107.01 (B)(3) but move to B(3)(a)
3. Keep current language at R18-11-107.01 (B)(3)(c)

- Discussed what the meaning of “not reoccurring” in proposed language vs “not recurring”
  - Group decided that “not regularly reoccurring” met the intent of the rule

## Comments received

- Any change in the rule must be reflected in the IP document
  - ADEQ agrees
- ADEQ should allow for schedules of compliance within AZPDES permits
  - Already exists, see R18-11-121

How can the definition of an “effluent dependent water” (EDW) (R18-11-101 (17)) be changed to provide greater clarity to its applicability?

## Comments

- EDWs should only be ephemeral streams where there is sustained flow from the point source and definitions needs to incorporate flow criteria:
  - Discharge occurs more than 1 time per month for 7 or more consecutive days as measured during any 6 month period.
  - Planned discharge occurs more than 2 times per year where the discharge persists for a duration of 14 or more consecutive days; Or emergency discharges persisting for 14 or more consecutive days occur more than 3 times during a 5-year permit term.

Does the definition of “wastewater” (R18-11-101 (48)) clearly limit the applicability of an effluent dependent water? If not, how should the definition be changed?

### Comments

- The current definition is by exclusion. ADEQ should define wastewater as reclaimed water from a sewage treatment facility and use the definition for sewage treatment facility from the APP rules

- January meetings will be scheduled by the end of the week
  - First meeting will review all topics discussed and assign writing assignments
  - Second will review summary and finalize any changes
- Final report may be reviewed via email correspondence rather than an additional meeting

*Happy Holidays*