



C.L. "BUTCH" OTTER
GOVERNOR

August 9, 2016

Gina McCarthy, EPA Administrator
U.S. Environmental Protection Agency Headquarters
Ariel Rios Building
1200 Pennsylvania Avenue, Northwest
Mail Code: 1101A
Washington, DC 20460

Dear Ms. McCarthy:

The state of Idaho is pleased to submit the enclosed description of the Idaho Pollutant Discharge Elimination System (IPDES) Program and related documents. I request approval as provided under Clean Water Act (CWA) Section 402(b) [33 U.S.C. 1342(b)] of the IPDES Program.

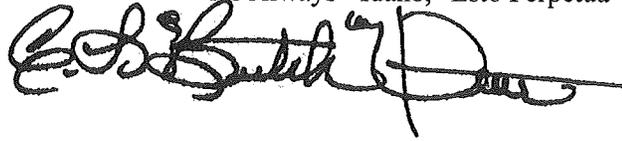
Pursuant to 40 CFR 123, the enclosures include:

- The IPDES Program Descriptions that explain the processes the state will use to carry out its responsibilities, in accordance with 40 CFR 123.22;
- A Memorandum of Agreement that defines how the IPDES Program will be administered by the Idaho Department of Environmental Quality (IDEQ) and reviewed by the U.S. Environmental Protection Agency, Region 10 (EPA), in accordance with 40 CFR 123.24;
- Copies of all applicable portions of the Idaho Code and Idaho Administrative Procedures Act (IDAPA), including the new chapter IDAPA 58.01.25 Rules Regarding the Idaho Pollutant Discharge Elimination System for administering permits under the IPDES Program, as well as related regulations in Idaho Code Title 39 Chapter 1 covering wastewater discharges, appeals, and related administrative procedures; Idaho Code Title 22 relating to beef cattle feeding operations; Chapter 49 Idaho Code Title 25 Chapter 40 relating to poultry farms; and Idaho Code Title 37 Chapter 6 relating to dairy farms;
- A statement from the Attorney General certifying that Idaho's laws and regulations provide adequate authority to implement the Idaho Pollutant Discharge Elimination System Program, in accordance with 40 CFR 123.23; and,
- A Continuing Planning Process document, in accordance with 40 CFR 130.5.

In addition, the state of Idaho requests that EPA approve a phased program approach allowed under CWA SS 402(n)(4)(A) and (B), as described in the enclosed Memorandum of Agreement.

The state of Idaho is confident that the enclosures provide sufficient documentation for EPA to determine that IDEQ possesses adequate authority to implement the proposed IPDES Program, in accordance with CWA S 402(b) and 40 CFR 123. I look forward to receiving EPA's timely approval and working with you to administer this very important Clean Water Act program.

As Always - Idaho, "Esto Perpetua"

A handwritten signature in black ink, appearing to read "C.L. Butch Otter". The signature is stylized and includes a large, sweeping flourish at the end.

C.L. "Butch" Otter
Governor of Idaho

c: Dennis McLerran, EPA Region 10 Administrator