



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 155
Seattle, WA 98101

WATER DIVISION

July 15, 2021

Dr. Mary Anne Nelson
Administrator
Surface and Wastewater Division
Department of Environmental Quality
1410 North Hilton
Boise, ID 83706-1255

Re: Approval of the Weiser Flats (Brownlee Reservoir Subbasin) TMDLs (HUC 17050211)

Dear Dr. Nelson:

The Idaho Department of Environmental Quality (IDEQ) submitted the Weiser Flats (Brownlee Reservoir Subbasin) Total Maximum Daily Loads (TMDLs) to the U.S. Environmental Protection Agency (EPA) on June 17, 2021. Following our review, EPA is pleased to approve seven TMDLs for the waters and pollutants that were included in Idaho’s Clean Water Act, Section 303(d) list (list) of impaired waters, as identified in the table below.

EPA-Approved TMDLs on Impaired Waters

Name of Creek/Water Segment	Assessment Unit #	Pollutant
Jenkins Creek (entire watershed)	ID17050201SW005 02	E. coli
Scott Creek (3 rd order)	ID17050201SW006 03	E. coli
Warm Springs Creek (3 rd order)	ID17050201SW007 03	E. coli
Hog Creek (2 nd order)	ID17050201SW008 02	E. coli
Hog Creek (3 rd order)	ID17050201SW008 03	E. coli
Rock Creek Tributaries (1 st and 2 nd order)	ID17050201SW010 02	E. coli
Rock, Little Rock and Henley Creeks (3 rd order)	ID17050201SW010 03	E. coli

Our review indicates that these allocations have been established at a level that, when fully implemented, will lead to the attainment of the water quality standards for E. coli bacteria in the waters addressed by these TMDLs. Therefore, IDEQ does not need to include these waters on the next list of impaired waters for the E. coli bacteria covered by these TMDLs.

Your submittal also includes implementation strategies for the TMDLs. IDEQ developed and submitted these strategies pursuant to TMDL Settlement Agreement of July 2002. As you know, EPA has no duty to approve or disapprove implementation strategies under Section 303(d) of the Clean Water Act; therefore, EPA is not taking action on these strategies. Implementation is essential to realize improvements in water quality, and we encourage IDEQ to continue their work with responsible parties on implementation of these strategies. We appreciate Lance Holloway and Cory Sandow’s efforts to bring these TMDLs to completion.

By the EPA's approval, these TMDLs are now incorporated into the State's Water Quality Management Plan under the Clean Water Act, Section 303(e). If you have any comments or questions, please feel free to call me at (206) 553-1855, or you may call Jayne Carlin of my staff at (206) 553-8512.

Sincerely,

Daniel D. Opalski
Director

cc: Mark Cecchini-Beaver, Deputy Attorney General, Idaho
Jason Pappani, Surface Water Program Manager, IDEQ
Graham Freeman, TMDL Program Manager, IDEQ
Lance Holloway, Water Quality Manager, Boise Regional Office, IDEQ
Cory Sandow, Senior Water Quality Scientist, Tech Services, IDEQ
Graham Freeman, Water Quality Coordinator, IDEQ State Office
Robert Esquivel, Federal Reporting Lead, IDEQ State Office
Laird Lucas, Advocates for the West
Kristen Boyles, Earthjustice