

RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF WATER RESOURCES
RIPDES PROGRAM
235 PROMENADE STREET
PROVIDENCE, RHODE ISLAND 02908-5767

PUBLIC NOTICE OF PROPOSED PERMIT ACTIONS UNDER THE RHODE ISLAND POLLUTANT DISCHARGE ELIMINATION SYSTEM (RIPDES) PROGRAM WHICH REGULATES DISCHARGES INTO THE WATERS OF THE STATE UNDER CHAPTER 46-12 OF THE RHODE ISLAND GENERAL LAWS OF 1956, AS AMENDED.

DATE OF NOTICE: August 17, 2006

PUBLIC NOTICE NUMBER: PN-06-07

DRAFT RIPDES PERMITS

RIPDES PERMIT NUMBER: **RI0023752**

NAME AND MAILING ADDRESS OF APPLICANT:

Clariant Corporation
500 Washington Street
Coventry, RI 02816

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

Clariant Corporation
500 Washington Street
Coventry, RI 02816

RECEIVING WATER: Pawtuxet River – South Branch

RECEIVING WATER CLASSIFICATION: B1

The above named applicant has applied to the Rhode Island Department of Environmental Management for a RIPDES permit to discharge into the South Branch of the Pawtuxet River. The Clariant Corporation is proposing to undertake a project to remediate contaminated sediments within the Lower Mill Raceway located at its 500 Washington Street, Coventry, Rhode Island facility. Clariant will perform on-site treatment for the contaminated sediments, which involves in-situ soil stabilization. The proposed discharge will consist of construction dewatering fluids removed from within the raceway during the course of the soil/sediment stabilization process. All dewatering fluids will be treated prior to discharge using a treatment system consisting of the following components: a sludge box, bag filter units (with two sets in parallel and each parallel set arranged in series) followed by four 8,000 lb carbon filters in series, followed by a 50 cubic foot ion exchange resin vessel, followed by a 30 cubic foot ion exchange resin vessel followed by an effluent flow meter. This permit includes limits to ensure that the discharge will not cause a water quality violation.

FURTHER INFORMATION ABOUT THE DRAFT PERMITS:

A fact sheet or a statement of basis (describing the type of facility and significant factual, legal and policy questions considered in these permit actions) may be obtained at no cost by writing or calling DEM as noted below:

Brian D. Lafaille, P.E.
Rhode Island Department of Environmental Management
Office of Water Resources
Permits Section
235 Promenade Street
Providence, Rhode Island 02908-5767
(401) 222-4700, extension 7731

The administrative record containing all documents relating to these permit actions is on file and may be inspected, by appointment, at the DEM's Providence office mentioned above between 8:30 a.m. and 4:00 p.m., Monday through Friday, except holidays.

PUBLIC COMMENT AND REQUEST FOR PUBLIC HEARING:

Pursuant to Chapter 42-17.4 of the Rhode Island General Laws a public hearing has been scheduled to consider these permits if requested. Requests for a Public Hearing must be submitted in writing to the attention of Brian D. Lafaille at the address indicated above. Notice should be taken that if DEM receives a request from twenty-five (25) people, a governmental agency or subdivision, or an association having no less than twenty-five (25) members on or before 4:00 PM, September 18, 2006, a public hearing will be held at the following time and place:

Thursday, September 21, 2006, at 5:00 p.m.
Room 280
235 Promenade Street
Providence, Rhode Island 02908

Interested persons should contact DEM to confirm if a hearing will be held at the time and location noted above.

235 Promenade Street is accessible to the handicapped. A stenographic record of the hearing, if held, will be made. Individuals requesting interpreter services for the hearing impaired must notify the DEM at 401-222-4462 (TDD) 48 hours in advance of the hearing date.

Interested parties may submit comments on the permit actions and the administrative record to the address above no later than 4:00 PM September 22, 2006.

If, during the public comment period, significant new questions are raised concerning the permit, DEM may require a new draft permit or statement of basis or may reopen the public comment period. A public notice will be issued for any of these actions.

Any person, including the permittee/applicant, who believes these permit actions are inappropriate, must raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all supporting material, by the close of the public comment period under Rule 41. The public comment period is from August 17, 2006 to September 22, 2006. Commenters may request a longer comment period if necessary to provide a reasonable opportunity to comply with

these requirements. Comments should be directed to DEM as noted above.

Any person, prior to such date, may submit a request in writing to DEM for a public hearing to consider the above permit actions. Such requests shall state the nature of the issues proposed to be raised in the hearing. A public hearing may be held after at least thirty days public notice whenever the Director finds that response to this notice indicates significant public interest. In reaching a final decision on the permit actions the Director will respond to all significant comments and make these responses available to the public at DEM's Providence office.

FINAL DECISION AND APPEALS:

Following the close of the comment period and after the public hearing, if held, the Director will issue a final decision and forward a copy of the final decision to the permittee and each person who has submitted written comments or requested notice. Within 30 days following the notice of the final decision, any interested person may submit a request for a formal hearing in accordance with the requirements of Rule 49.

Date

Eric A. Beck, P.E.
Supervising Sanitary Engineer
Office of Water Resources
Department of Environmental Management