

NOTICE TO EXTEND COMMENT PERIOD

by the

U.S. Environmental Protection Agency
Region 9, WTR-5
75 Hawthorne Street
San Francisco, CA 94105-3901

Public Notice #: AZ-10-W-002A
Public Notice Date: February 17, 2010
Comment Period Closes: March 31, 2010

The U.S. Environmental Protection Agency, Region IX (USEPA) is issuing a notice of proposed action under the Clean Water Act (CWA). The USEPA is proposing to reissue National Pollutant Discharge Elimination System (NPDES) permit NN0022179 to:

Peabody Western Coal Co, Black Mesa Complex, P.O. Box 650, Kayenta, AZ 86004.

EPA provided public notice for the proposal on January 20, 2010. EPA has received requests for additional time to consider the proposal. EPA is therefore announcing it will extend the public comment period by 30 days. The comment period will now close on March 31, 2010.

As indicated in the January 20, 2010 notice, EPA will hold two public hearings on the permit conditions at the following locations:

- Kayenta, Arizona, February 23, 2010. 6:00 pm to 9:00 pm, at the Kayenta Chapter House, Highway 163.
- Kykotsmovi, Arizona, February 24, 2010. 6:00 pm to 9:00 pm, at the Veterans Memorial Center.

At the public hearing a court reporter will be present and any person may submit oral or written statements and data concerning the draft permit for inclusion in the public record. A Hopi translator will be present at the hearing in Kykotsmovi, AZ and a Navajo translator will be present at the hearing in Kayenta, AZ. Reasonable limits may be set upon the time allowed for oral statements. Persons seeking reasonable accommodations should contact the person listed below.

EPA is soliciting comments on the proposal. EPA will consider all comments received during comment period before taking final action. To submit comments, or to obtain additional information including the proposed permit and administrative record, please contact:

Contact: John Tinger. (415) 972-3518 or Tinger.John@EPA.gov
Website: <http://www.epa.gov/region09/water/npdes/pubnotices.html>