



March 29, 2016

Tinka Hyde, Director, Water Division
U.S. EPA, Region 5
77 W. Jackson Boulevard
Chicago, IL 60604

Subject: Request for Approval of Wisconsin's Phosphorus Multi Discharger Variance Determination

Dear Ms. Hyde:

In accordance with Wis. Stat. s. 283.16 and 40 CFR 131.14, the Department requests that the United States Environmental Protection Agency Region V ("U.S. EPA") approve Wisconsin's phosphorus multi-discharger variance (MDV) determination. The water quality standard for which the Department is seeking a variance is contained in s. NR 102.06 Wis. Adm. Code.

The final phosphorus MDV determination is attached to this letter and submitted for your review and approval. This determination and related final draft documents consist of the following and are included as hard copy and in electronic form:

- Attachment 1: Wisconsin's Final Economic Determination dated 12/29/2015
- Attachment 2: Economic Impact Analysis Supporting Report dated 4/24/2015 and Addendum
- Attachment 3: Multi-Discharger Variance Justification Document dated 3/1/2016
- Attachment 4: Response to comments on Multi-Discharger Variance Package dated 3/9/2016
- Attachment 5: Multi-Discharger Variance Implementation Guidance dated 3/1/2016
- Attachment 6: Draft Implementation Forms dated 3/9/2016
- Attachment 7: State Statute 283.16 and Act 205
- Attachment 8: Legal Certification Letter
- Attachment 9: Crosswalk Table
- Attachment 10: Wis. Adm. Code s. NR 102.06

In addition, the following preliminary and supporting documentation is included only in electronic form:

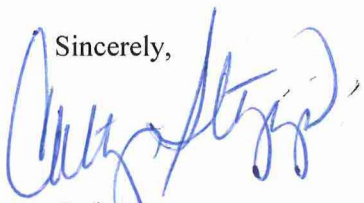
1. Public Notice on 10/22/2015 of Informational Hearing and MDV documents
2. Wisconsin's Preliminary Economic Determination dated 4/29/2015
3. DOA Response to Comments on the Preliminary Determination dated 10/7/2015
4. Wisconsin Register Published Notice of Final Economic Determination 10/19/2015
5. Supplemental Economic Information
6. Public Noticed Final Economic Determination dated 10/6/2015
7. Public Noticed Multi-Discharger Variance Justification Document dated 10/19/2015
8. Public Noticed Multi-Discharger Variance Implementation Guidance dated 10/16/2015
9. Public Noticed Implementation Forms
10. Comments Received on Multi-Discharger Variance Package
11. Recording of Public Informational Hearing held on December 9, 2015
12. Public Notice on 5/5/15 of Informational Hearing and Preliminary Determination
13. Response to Comments at Legislative Hearings on Act 205

The phosphorus MDV determination was subject to public comment and hearing procedures. The legal certification statement discusses the public participation procedures that were followed, and is attached. A cross walk table is also included that illustrates how the phosphorus MDV determination and requirements comply with the federal requirements in 40 CFR 131.14.

If EPA concurs and approves the phosphorus MDV, permittees can begin applying for the variance in accordance with Wis. Stats. 283.16(4)(b). Procedures for receiving coverage under the MDV are outlined in pages 24-28 of the Guidance Document.

We appreciate consideration of this request. If you have any questions, troubles opening the attachments or accessing any links, please contact Adrian Stocks at (608)266-2666 or Adrian.Stocks@wisconsin.gov.

Sincerely,



Cathy Stepp
Wisconsin DNR Secretary

Enclosures