

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: May 22, 2019

PUBLIC NOTICE NUMBER: PN 19-06

**DRAFT RIPDES PERMIT**

RIPDES PERMIT NUMBER: **RI0023574**

NAME AND MAILING ADDRESS OF APPLICANT:

**Home Depot U.S.A., Inc.**  
2455 Paces Ferry Road, N.W.  
Atlanta, GA 30339

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

**Home Depot**  
387 Charles Street  
Providence, Rhode Island 02903

RECEIVING WATER:

**West River** (Waterbody ID: RI0003008R-03C)

RECEIVING WATER CLASSIFICATION:

**B{a}**

The above-named applicant has applied to the Rhode Island Department of Environmental Management (DEM) for issuance of a RIPDES Permit to discharge into the above listed and designated receiving waters. The discharge is from a groundwater pump and treat remediation system that was installed to remediate groundwater that was contaminated by various chlorinated volatile organic compounds (VOCs) used in commercial and industrial operations at the former Silver Spring Center dating back to the late 1800's. The groundwater is treated on-site using an oxygenator (nozzle) air stripper to remove VOCs, Iron, and Arsenic before it is pumped through Birm media for further metals treatment. The groundwater is then directed to a series of shallow tray low profile air stripping units for secondary treatment to further reduce VOCs concentrations. The treated groundwater is gravity-discharged to the West River. The total design flow rate for the groundwater treatment system is 60 gallons per minute (gpm). The facility is currently permitted to discharge under RIPDES Permit Authorization No. RI0023574. The facility is seeking to reapply for

coverage under this same permit number.

**DRAFT RIPDES PERMIT**

RIPDES PERMIT NUMBER: **RI0023299**

NAME AND MAILING ADDRESS OF APPLICANT:

**Rhode Island Mall Condominium Association, Inc.**  
c/o TKG Management, Inc.  
211 N. Stadium Boulevard, Suite 201  
Columbia, MO 65203

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

**Rhode Island Mall Condominium Association, Inc.**  
East Avenue and Bald Hill Road  
Warwick, RI

RECEIVING WATER:

**Pawtuxet River**

RECEIVING WATER CLASSIFICATION:

**B1**

The facility operates a mall, including various specialty shops and department stores in the main mall building and a building which formerly housed Toys 'R' Us. In 1994, the DEM designated the facility as a significant contributor of pollutants to the Pawtuxet River. Therefore, in accordance with 250-RICR-150-10-1 (RIPDES Regulations – Part 32.A.8.a. Storm Water Discharges), the facility was required to apply for an individual RIPDES permit. The draft permit reissuance authorizes the discharge of stormwater and certain allowable non-stormwater discharges. The permit requires that the facility maintain a Stormwater Pollution Prevention Plan (SWPPP) that will identify how the facility will minimize contamination of stormwater and uses benchmark monitoring to monitor the quality of the storm water discharges. Any exceedances of the benchmark values shall trigger a review of the facility's SWPPP and its stormwater controls by the permittee and modification as necessary. The DEM has determined that this permit is consistent with the state's antibacksliding and antidegradation requirements.

**DRAFT RIPDES PERMIT**

RIPDES PERMIT NUMBER: **RI0023175**

NAME AND MAILING ADDRESS OF APPLICANT:

**Warwick Mall**  
400 Bald Hill Road, Suite 100  
Warwick, RI 02886

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

**Warwick Mall**  
100 West Natick Road

RECEIVING WATER:

**Pawtuxet River**

RECEIVING WATER CLASSIFICATION:

**B1**

The facility is involved in the operation of a retail mall. The discharge consists of storm water from the mall, various separate detached retail stores, a car care center, a movie theater, detached restaurants, and their associated parking lots. In 1994, the DEM designated the facility as a significant contributor of pollutants to the Pawtuxet River. Therefore, in accordance with 250-RICR-150-10-1 (RIPDES Regulations – Part 32.A.8.a. Storm Water Discharges), the facility was required to apply for an individual RIPDES permit. The draft permit reissuance authorizes the discharge of stormwater and certain allowable non-stormwater discharges. The permit requires that the facility maintain a Stormwater Pollution Prevention Plan (SWPPP) that will identify how the facility will minimize contamination of stormwater and uses benchmark monitoring to monitor the quality of the storm water discharges. Any exceedances of the benchmark values shall trigger a review of the facility's SWPPP and its stormwater controls by the permittee and modification as necessary. The DEM has determined that this permit is consistent with the state's antibacksliding and antidegradation requirements.

**FURTHER INFORMATION ABOUT THE DRAFT PERMITS:**

A statement of basis (describing the type of facility and significant factual, legal and policy questions considered in these permit actions) may be downloaded at <http://www.dem.ri.gov/programs/water/permits/ripdes/> or a hard copy may be obtained at no cost by writing or calling DEM as noted below:

Abdulrahman Ragab  
Rhode Island Department of Environmental Management  
RIPDES Program  
235 Promenade Street  
Providence, Rhode Island 02908-5767  
(401) 222-4700, extension 7201  
Abed.Ragab@dem.ri.gov

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 42-12 and 42-35 of the Rhode Island General Laws a public hearing has been scheduled to consider this draft RIPDES permit. if requested. Requests for a Public Hearing must be submitted in writing to the attention of Abdulrahman Ragab 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 on Monday, June 24, 2019, a public hearing will be held at the following time and place:

Wednesday, June 26, 2019 at 5:00 PM

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. Individuals requesting interpreter services for the hearing impaired must notify the DEM at 831-5508 (T.D.D.) 72 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 on Friday, June 28, 2019.

All persons who believe any condition of the draft permit is inappropriate, must raise all reasonable 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 on June 28, 2019. Commenters may request a longer comment period if necessary to provide a reasonable opportunity to comply with these requirements. Comments should be directed to Abdulrahman Ragab as directed above.

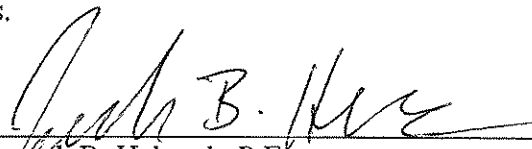
If, during the public comment period, significant new questions are raised concerning the permit, DEM may require a new draft permit or statement of basis or may reopen the public comment period. A public notice will be issued for any of these actions.

#### **FINAL DECISION AND APPEALS:**

Following the close of the comment period, and after a public hearing, if such hearing is 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 250-RICR-150-10-1.50 of the RIPDES Regulations.

5/17/19  
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Date

  
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Joseph B. Haberek, P.E.  
Supervising Sanitary Engineer  
Office of Water Resources  
Department of Environmental Management