

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

PUBLIC NOTICE OF REQUEST FOR APPROVAL OF MODIFICATIONS TO THE INDUSTRIAL PRETREATMENT PROGRAM UNDER THE RHODE ISLAND PRETREATMENT REGULATIONS WHICH REGULATES DISCHARGES OF INDUSTRIAL WASTES INTRODUCED INTO MUNICIPAL SEWAGE TREATMENT PLANTS.

DATE OF NOTICE: March 19, 2021

PUBLIC NOTICE NUMBER: PN 21-01

RIPDES PERMIT NUMBER: RI0100315 (Field's Point) and RI0100072 (Bucklin Point)

NAME AND MAILING ADDRESS OF APPLICANT:

**Narragansett Bay Commission**  
One Service Road  
Providence, RI 02905

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

**Field's Point Wastewater Treatment Facility**  
2 Ernest Street  
Providence 02905 and  
Associated Combined Sewer Overflows (CSOs)

**Bucklin Point Wastewater Treatment Facility**  
102 Campbell Avenue  
East Providence, RI 02916 and  
Associated Combined Sewer Overflows (CSOs)

RECEIVING WATER:

**Providence River (RI0007020E-01B – Field's Pt WWTF)**  
**Seekonk River (RI0007019E-01 – CSO Outfalls)**  
**Moshassuck River (RI0003008R-01 – CSO Outfalls)**  
**West River (RI0003008R-03C – CSO Outfalls)**  
**Woonasquatucket River (RI0002007R-10D – CSO Outfalls)**

**Seekonk River (RI0007019E-01 – Bucklin Pt WWTF)**  
**Moshassuck River (RI0003008R-01C – CSO Outfalls)**  
**Blackstone River (RI0001003R-01B – CSO Outfalls)**

RECEIVING WATER CLASSIFICATION:

**SB1 (Providence and Seekonk Rivers)**  
**B1 (Woonasquatucket River)**  
**B (Moshassuck and West Rivers)**

**SB1 (Seekonk River)**  
**B (Moshassuck River)**  
**B1 (Blackstone River)**

## PROPOSED ACTION

The Rhode Island Pretreatment Regulations (250-RICR-150-10-2) adopt and incorporate the General Pretreatment Regulations at 40 C.F.R. Part 403 promulgated by the United States Environmental Protection Agency (EPA) on January 28, 1981. These Regulations, mandated by the Clean Water Act, 33 U.S.C. 1251 *et seq.*, govern the control of industrial waste introduced into municipal sewage treatment plants.

As specified in 40 CFR 403.18, program modification is necessary whenever there is a significant change in the operation of a POTW Pretreatment Program that differs from the information in the POTW's submission, as approved under 403.11. Prior to making a final decision of approval on this request, the DEM is providing an opportunity for public comment on the proposed modification for the NBC's Industrial Pretreatment Program.

Pursuant to the General Pretreatment Regulations, the applicant has submitted a request for an approval of a substantial modification to its Industrial Pretreatment Program. The proposed modification consists of a revision to NBC's Rule "Use of Wastewater Facilities" (835-RICR-20-00-1). All users of the NBC's sewer system are subject to this Rule, including 1,900 permitted users. The proposed modifications also include changes to the NBC's local limits, on the basis of NBC's Evaluation of Technically-Based Local Limits for NBC's Field's Point Facility and Bucklin Point Facility (dated January 17, 2020). The request for approval consists of an endorsement statement from the NBC, including a public notice that NBC conducted from 01/28/2021 to 02/27/2021 and a description of the modification. This public notice serves as DEM's requirement to issue a public notice soliciting public comment in accordance with 40 CFR 403.11(b).

Please note that if no comments to this notice are received, the proposed modification will be approved without changes and without further public notice. In such event, this public notice shall constitute the "notice of approval or disapproval" required by 403.11(e).

### FURTHER INFORMATION ABOUT THE PROPOSED MODIFICATION:

Further explanation of the modification can be found by examining the documents entitled: "PROPOSED RULE (835-RICR-20-00-1)" and "Evaluation of Technically-Based Local Limits".

The documents may be downloaded at <http://www.dem.ri.gov/programs/water/permits/ripdes/> or the documents can be obtained at no cost by emailing or calling DEM as noted below:

Travis Babikoff  
Environmental Engineer I  
Rhode Island Department of Environmental Management  
235 Promenade Street  
Providence, Rhode Island 02908-5767  
(401) 222-4700 ext. 77274  
e-mail: [travis.babikoff@dem.ri.gov](mailto:travis.babikoff@dem.ri.gov)

The administrative record containing all documents relating to these 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 this modification if requested. Requests for a Public Hearing must be submitted to the attention of Travis Babikoff as indicated above. Notice should be taken that pursuant to Chapters 46-12 and 42-35 of the Rhode Island General Laws, 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 P.M. April 19, 2021 the public hearing will be held at the following time:

5:00 PM Thursday April 22, 2021

In accordance with Executive Order 21-10 the public hearing will be held virtually. The virtual public hearing, if held, may be accessed by members of the public using the following link:

Join Zoom Meeting

<https://us02web.zoom.us/j/82549076979>

Meeting ID: 825 4907 6979

One tap mobile

+13017158592,,82549076979# US (Washington DC) 13126266799,,82549076979#

+US (Chicago)

Dial by your location

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

Meeting ID: 825 4907 6979

Find your local number: <https://us02web.zoom.us/j/82549076979>

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

If communications assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation, please call DEM at the number listed above or RI Relay 711 at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person(s) requesting.

Public comments on the proposed modification must be submitted in writing prior to 4:00 P.M. April 23, 2021 to:

Rhode Island Department of Environmental Management  
RIPDES Program  
235 Promenade Street  
Providence, Rhode Island 02908-5767

ATTN: Travis Babikoff

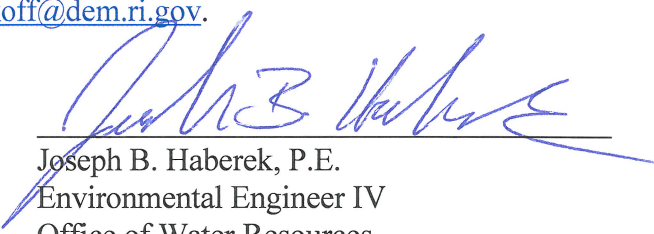
All written comments will be considered in the decision on whether or not to approve the proposed modification. All persons who believe any condition of the proposed modification is inappropriate, must raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all supporting material, by the close of the public comment period. Commenters may request a longer comment period if necessary to provide a reasonable opportunity to comply with these requirements. Comments should be directed to Travis Babikoff as indicated above.

**FINAL DECISION AND APPEALS:**

Please note that if no comments to this notice are received, the proposed modification will be approved without changes and without further public notice. In such event, this public notice shall constitute the "notice of approval or disapproval" required by 403.11(e) and no additional notice shall be provided. If, during the public comment period, significant new questions are raised concerning the proposed modification, DEM may require a revised modification or may reopen the public comment period. A public notice will be issued for any of these actions.

Further information may also be obtained by contacting Travis Babikoff at DEM at (401) 222-4700 ext. 77274 or by email at [travis.babikoff@dem.ri.gov](mailto:travis.babikoff@dem.ri.gov).

3/10/21  
Date

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