

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

PUBLIC NOTICE OF PROPOSED PERMIT ACTION 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: October 15, 2021

PUBLIC NOTICE NUMBER: PN 21-07

DRAFT RIPDES PERMIT

RIPDES PERMIT NUMBER: **RI0000191**

NAME AND MAILING ADDRESS OF APPLICANT:

Kenyon Industries, Incorporated
36 Sherman Avenue
Kenyon, Rhode Island 02836

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

Kenyon Industries, Incorporated
36 Sherman Avenue
Kenyon, Rhode Island 02836

RECEIVING WATER: **Pawcatuck River (WBID: RI00008039R-18B)**

RECEIVING WATER CLASSIFICATION: **B1**

The facility, which is the source of the wastewater discharge, is located in the Towns of Richmond and Charlestown and is engaged in the manufacturing of natural and synthetic textile products. The Rhode Island Department of Environmental Management (DEM) last issued the facility's RIPDES Permit in 2010. The permit authorizes the discharge from three (3) outfalls: Outfall 001A (Outlet from the second aeration lagoon), Outfall 002A (Non-contact cooling water), and Outfall 004A (Water from under the floor of the Greige Room). All of the above referenced outfalls discharge to the Pawcatuck River.

The Draft Permit and/or Fact Sheet have been updated to modify effluent limitations and/or monitoring requirements for BOD₅, TSS, Sulfide, Total Chromium, Total Phenols, Total Ammonia, Copper, Aluminum, Nickel, Zinc, Lead, Cadmium, Silver, and Whole Effluent Toxicity. Effluent monitoring and limitations have also been established for Hexavalent Chromium and Phenol. A new outfall, Outfall

004A, has also been established and authorizes the discharge of groundwater and floodwater diverted from the facility. The permit also requires the submission of a Phosphorus and Nitrogen Removal Engineering Report within three (3) years from the effective date of the permit. Monitoring and reporting requirements have been updated to comply with the U.S. Environmental Protection Agency's NPDES Electronic Reporting Rule and the NPDES Sufficiently Sensitive Test Methods and Reporting Rule. The DEM anticipates entering into a Consent Agreement, subsequent to issuance of this permit, which will establish enforceable compliance schedules to achieve compliance with the new and more stringent permit limits. The DEM has determined that the proposed permit complies with the antidegradation provisions of the Rhode Island Water Quality Regulations and that existing uses will be maintained and protected.

FURTHER INFORMATION:

A Fact Sheet (describing the type of facility and significant factual, legal and policy questions considered in these permit actions) may be obtained at no cost by emailing or calling DEM as noted below:

Max Maher
Environmental Engineer I
Rhode Island Department of Environmental Management
Office of Water Resources
235 Promenade Street
Providence, Rhode Island 02908-5767
(401) 222-4700 ext. 2777201
e-mail: maximilian.maher@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 42-17.4 of the Rhode Island General Laws a public hearing has been scheduled to consider this permit if requested. Requests for a Public Hearing must be submitted to the attention of Max Maher as 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 November 15, 2021, a public hearing will be held at the following time and place:

5:00 PM Thursday, November 18, 2021
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 individuals who are handicapped. If communication assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation,

please call Max Maher 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 requesting.

Interested parties may submit comments on the permit actions and the administrative record to the address above no later than 4:00 PM November 19, 2021.

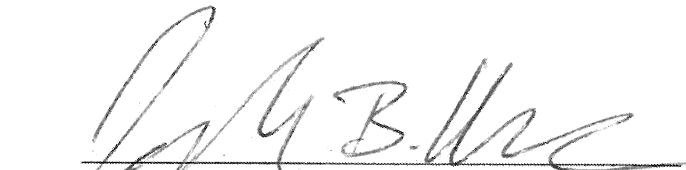
If, during the public comment period, significant new questions are raised concerning the permit, DEM may require a new draft permit or fact sheet or may reopen the public comment period. A public notice will be issued for any of these actions.

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 250-RICR-150-10-1.42 of the Regulations of the Rhode Island Pollutant Discharge Elimination System. The public comment period is from October 15 to November 19, 2021. 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.

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 Regulations of the Rhode Island Pollutant Discharge Elimination System.

9/21/2021
Date



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

