



WIMB Rec'd SEP 5 2008

STATE OF NEBRASKA

Dave Heineman
Governor

DEPARTMENT OF ENVIRONMENTAL QUALITY

Michael J. Linder

Director

Suite 400, The Atrium

1200 'N' Street

P.O. Box 98922

Lincoln, Nebraska 68509-8922

Phone (402) 471-2186

FAX (402) 471-2909

website: www.deq.state.ne.us

AUG 29 2008

Pradip L. Dalal
Wastewater and Infrastructure
Management Branch
Region 7, U.S. Environmental
Protection Agency
901 North 5th Street
Kansas City, KS 66101

To:
Alex
PB 9/18/08

RE: State Water Quality Certification for National Pollutant Discharge Elimination System Vessel General Permit and Recreational Vessel Permit, in waters of the State of Nebraska.

Dear Mr. Dalal:

We have reviewed the information received regarding the above-referenced application under the authority of Section 401 of the Clean Water Act of 1977, as amended by the Water Quality Act of 1987.

Chapter 6, § 004 of Title 117 - Nebraska's Surface Water Quality Standards, states that:

"No discharge of wastewater from domestic, municipal, or industrial sources shall be allowed directly into lakes or impounded waters except:

"004.01 Wastewater from sources authorized by NPDES permits to discharge to these waters prior to May 10, 1982 which have operated under active NPDES permits since then.

"004.02 Noncontact cooling waters from sources authorized by NPDES permits to discharge to these waters.

"004.03 Stormwater from sources authorized by NPDES permits to discharge to these waters."

This precludes allowing discharges into lakes and reservoirs of greywater, bilge water, or any sewage commingled with any other discharge as described in the permits and in Federal Register Vol. 73, No. 117, pp 34296

through 34304. Vessels on these waters will need to discharge these wastewaters into sanitary dump stations that do not result in a discharge to lakes or impounded waters. Cooling water discharges are allowed. Use of these General Permits for vessels operating on streams of the State of Nebraska is acceptable.

With that condition observed, use of these General Permits for vessels operating on streams of the State of Nebraska is acceptable.

We therefore, by this letter, provide Section 401 Water Quality Certification. This certification does not constitute authorization to conduct your project. It is a statement of compliance with Surface Water Quality Standards only, which is one requirement to gain authorization from the U.S. Army Corps of Engineers in the form of a Section 404 permit. If you have any questions, please feel free to call Terry Hickman on my staff, at (402) 471-2875.

Sincerely,



Marty Link
Associate Director,
Water Quality Division

cc: John Moeschen, US Army Corps of Engineers
John Cochnar, US Fish & Wildlife Service
Carey Grell, Nebraska Game & Parks Commission
Eliodora Chamberlain, US Environmental Protection Agency