

Koch, Ken

0306

From: John Gross [jgross@knrd.org]
Sent: Wednesday, December 15, 2004 1:23 PM
To: Koch, Ken
Subject: 0306-RE: Kalispel Tribe's comments on 2002/2003 303(d) list
Follow Up Flag: Follow up
Flag Status: Flagged

Ken, Please consider the comments from the 2nd to be final. I do not anticipate getting anything more formal out between now and Friday. Thanks for your review.

-John

From: Koch, Ken [mailto:kkoc461@ECY.WA.GOV]
Sent: Monday, December 06, 2004 4:20 PM
To: John Gross
Subject: RE: Kalispelt Tribe's comments on 2002/2003 303(d) list

Hi John,

It was nice to meet you personally at the Workshop in Spokane. The comment period has not changed. It's always been from November 3 through December 17, 2004. I'm not sure where the December 3rd date came from. I will use the comment below as your official comment unless you'd like to send a more formal comment. If you do so, I'll just replace this comment with the new comment.

Ken

-----Original Message-----

From: John Gross [mailto:jgross@knrd.org]
Sent: Thursday, December 02, 2004 5:08 PM
To: 303d
Subject: Kalispelt Tribe's comments on 2002/2003 303(d) list

Ken-

I noticed that the deadline for comments on Ecology's 2002-2004 303(d) List of Impaired Waters has been extended so I may try to put these thoughts into a more formal letter to send later. The Kalispel Tribe very much appreciates the work that Ecology has put into this effort, your receptiveness to public review, and responsiveness to public comment. In the interest of meeting the December 3rd deadline, however, we have put together the following comments on Ecology's draft list.

-Listing ID 42164, Calispell Creek. This is not on the statewide list (262 page *.pdf file) but does show on map and Simple Query Builders. On the query builder the segment is called S. Fork Calispell Creek but our sampling site is in Calispell Creek below the South Fork.

-Fecal coliform data we sent in a file called "303d_04_comment.xls" for the sites "WPOR," West Pend Oreille River, and "FCSKO2," Skookum Creek, were not included in Ecology's assessment. We believe these sites should be listed as Category 2 for fecal coliforms due to one excursion beyond the criterion at each site.

-Re: Listing ID 21714, LeClerc Creek. Ecology has again stated that this is Class AA water and we continue to disagree in that this segment is not within or above National Forest Lands. See, for example, USFS Colville National Forest map, 2001, which shows LeClerc Creek from LeClerc Road to the confluence with the Pend Oreille River to be running through private, not Forest Service, land. This comment shows in the statewide (262 page *.pdf file) but not in the listing obtained through the Simple Query Builder. Information obtained through the Simple Query Builder would support our conclusion that this water meets Washington's water quality standards for Class A waters and should be classified Category 1.

12/22/2004

-Listing IDs 21867 and 21868, Mill Creek. We first sent data for these sites in a file called "WQ_data_303d." That file indicates that these sites are Class A waters. In that they are in and above National Forest lands, they should be considered Class AA waters. Dissolved oxygen excursions occurred beyond the criterion on 7/24/02, 8/12/02, and 9/16/02 in instantaneous samples and that indicates to us that these sites should be listed as Category 2 for dissolved oxygen.

-Listing ID 21864, Middle Fork Calispell Creek. This is classified as Category 1 for dissolved oxygen based on our 2002 data. We feel that that data, showing four instantaneous excursions beyond the criterion in the summer 2002, suggests a Category 2 listing. We now have sufficient data to warrant a Category 5 listing but we realize your call for data has passed.

-Listing ID 19860, Calispell Creek. In Ecology's list interfaces this segment is variously termed Calispell Creek and North Fork Calispell Creek. It is properly termed the latter.

Again, thank you for the opportunity to provide input and comment on this work,

John Gross
Kalispel Natural Resources Department