

**Baldwin, Karin K. (ECY)**

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**From:** Kody Van Dyk [kody@ci.sandpoint.id.us]  
**Sent:** Monday, November 29, 2010 4:26 PM  
**To:** Baldwin, Karin K. (ECY)  
**Subject:** Pend Oreille River TMDL Comment

Thank you for the opportunity to comment on the Draft TMDL for the Washington State portion of the Pend Oreille River.

I am the Public Works Director for the City of Sandpoint, ID, located upstream on the Pend Oreille River from the subject area TMDL. The City of Sandpoint operates a drinking water intake and treatment plant on Lake Pend Oreille, immediately upstream from the Railroad Bridge (arbitrary beginning of the Pend Oreille River. In addition, Sandpoint operates a wastewater treatment facility that discharges to the Pend Oreille River.

The City of Sandpoint is on record as fully supporting high water quality in the Pend Oreille Lake/River system. Recently completed is a \$4.2 Million upgrade to the City's wastewater treatment facility that has led to higher quality discharge from the facility. The City recently awarded a contract to triple the capacity of its drinking water facilities taken from Lake Pend Oreille. And, the city is in the midst of a storm water master plan that has set goals of increasing receiving water quality. The City is not large enough to come under the NPDES Phase II requirements. Therefore, its storm water actions are voluntary.

From my perusal of the draft TMDL for the Washington State portion of the Pend Oreille River, it appears that Idaho communities may have been given no opportunity for growth. This appears to be the result of the requirement that the summer/fall critical periods temperature at the Idaho/Washington border be maintained and Washington communities being given waste load allocations. I question whether the State of Washington can regulate permitted point sources in the State of Idaho.

From my understanding of the water quality modeling that Army Corps of Engineers and the State of Idaho have accomplished, temperatures now are lower than under pre-dam natural conditions. For this reason, why even develop a temperature TMDL?

I appreciate this opportunity to comment.

Kody Van Dyk, P.E.  
Public Works Director  
City of Sandpoint, ID