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## Flat Rolled Products

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Trentwood Works

DEPARTMENT OF ECOLOGY

NOV 19 2010

WATER QUALITY PROGRAM

November 16, 2010

Helen Bresler  
Department of Ecology  
Water Quality Program  
PO Box 47600  
Olympia, WA 98504-7600

RE: Draft Water Quality Trading Framework

Dear Ms. Bresler:

As a party impacted by the Spokane River Dissolved Oxygen Total Maximum Daily Loading (TMDL), Kaiser appreciates the opportunity to comment on this draft framework.

Kaiser has two areas that it believes should be taken into account with respect to the framework, the inclusion of pollutant equivalency and "point source bubbles". It is Kaiser's belief that these two potential compliance demonstration mechanisms should not be included in a trading program because they are in reality discharge permit issues.

With respect to pollutant equivalency at a single entity for a single point of discharge, the determination of equivalency should not be subject to the process that is outlined in the draft trading framework. While some of the same demonstrations that are a part of the draft trading framework may be required, the establishment of equivalency and the appropriate compliance demonstrations should remain a part of the discharge permit renewal process.

With respect to "point source bubbles" between multiple point sources related to multiple entities, the establishment of a bubble should also not be subject to the process that is outlined in the draft trading framework. While some of the same demonstrations that are a part of the draft trading framework may be required, the establishment of a bubble and the appropriate compliance demonstrations should remain a part of the discharge permit renewal processes for the participating entity's discharge permits. This would be consistent with the development of the existing Kaiser Aluminum / Inland Empire Paper bubble that exists in the 1997 issued discharge permits.

If you should have any questions about these comments, please feel free to contact me at (509) 927-6554.

Sincerely,

Bernard P Leber, Jr.  
Environmental Engineering Manager