



# Oregon

Kate Brown, Governor

## Department of Environmental Quality

Agency Headquarters  
Water Quality Program  
811 SW Sixth Avenue, Suite 600  
Portland, OR 97204-1390  
503-229-5696  
(FAX) 503-229-6037  
TTY 711

April 11, 2016

John Dombrowski, Director  
Enforcement Targeting and Data Division  
Office of Compliance, U.S. EPA  
[dombrowski.john@epa.gov](mailto:dombrowski.john@epa.gov)

RE: Opt-Out Notice Designating EPA as the 'Initial Recipient' for One or More NPDES Data Groups

Dear Mr. Dombrowski:

The Oregon Department of Environmental Quality (DEQ) is authorized as the National Pollutant Discharge Elimination System Program with the exception of the Sewage Sludge/Biosolids program area in Oregon.

DEQ is notifying the U.S. Environmental Protection Agency (EPA) about Initial Recipient designations of applicable Data Groups 2 through 10 pursuant to 40 CFR 127.27(a). At this time, DEQ has decided to 'opt-out' of being the Initial Recipient for all applicable Data Groups 2 through 10, so EPA will be the Initial Recipient.

Attached is Table 1 that provides a listing of the NPDES Data Groups with the Initial Recipient designations and explanations for the Data Groups 4, 8, and 10 that are 'Not Applicable' to DEQ's NPDES Program.

DEQ appreciates EPA's collaborative approach to implementing the NPDES eReporting Rule. DEQ will work closely with its 359 individual NPDES permit holders, 2865 general NPDES permit registrants, and EPA Region 10 to facilitate work to achieve progress in striving towards fully implementing this rule.

If you have any questions, please contact Anita Yap, Community and Program Assistance Manager, [yap.anita@deq.state.or.us](mailto:yap.anita@deq.state.or.us) 503-229-6896. Thank you.

Sincerely,

Joni Hammond  
Acting Director

cc: Lydia Emer, ODEQ Operations Administrator  
Anita Yap, ODEQ Community and Program Assistance Manager  
Jeff KenKnight, EPA

Attachment: Table 1



**Attachment**

**Table 1. Initial Recipient Designations for Oregon**

NPDES Data Group No.	NPDES Data Group	Initial Recipient Designation
2	General Permit Reports [Notices of Intent to discharge (NOIs); Notices of Termination (NOTs); No Exposure Certifications (NOEs); Low Erosivity Waivers and Other Waivers from Stormwater Controls (LEWs)] [40 CFR 122.26(b)(15), 122.28 and 124.5]	EPA
3	Discharge Monitoring Reports [40 CFR 122.41(l)(4)]	EPA
4	Sewage Sludge/Biosolids Annual Program Reports [40 CFR 503]	Not Applicable <sup>1</sup>
5	Concentrated Animal Feeding Operation (CAFO) Annual Program Reports [40 CFR 122.42(e)(4)]	EPA
6	Municipal Separate Storm Sewer System (MS4) Program Reports [40 CFR 122.34(g)(3) and 122.42(c)]	EPA
7	Pretreatment Program Reports [40 CFR 403.12(i)]	EPA
8	Significant Industrial User Compliance Reports in Municipalities Without Approved Pretreatment Programs [40 CFR 403.12(e) and (h)]	Not Applicable <sup>2</sup>
9	Sewer Overflow/Bypass Event Report [40 CFR 122.41(l)(6) and (7)]	EPA
10	CWA Section 316(b) Annual Reports [40 CFR 125 Subpart J]	Not Applicable <sup>3</sup>

<sup>1</sup>Oregon is not authorized by EPA for NPDES Data Group No. 4 - Sewage Sludge/Biosolids Annual Program Reports [40 CFR 503]. EPA will remain the Initial Recipient. However, during development of the biosolids reporting mechanism with NeT, DEQ will work with EPA Regions 10 and 7 to consider development of a joint streamlined report to address federal minimum reporting requirements of 40 CFR 127, Appendix A and state reporting requirements under DEQ's biosolids program to EPA.

<sup>2</sup>Oregon has a comprehensive state Pretreatment Program that requires all Significant Industrial Users to be part of an approved Pretreatment Program. DEQ requires publicly owned treatment works (POTWs) in NPDES permit template conditions to survey for SIUs to ensure all SIUs are part of an approved Pretreatment Program.

<sup>3</sup>Oregon currently has 66 sources with NPDES permits that allow cooling water discharges. However, none of these permit holders are applicable to submit annual reports for CWA 316(b).