

**Response to Comments Received on February 19, 2013**

**Draft Statewide General National Pollutant Discharge Elimination  
System (NPDES) Permit for Residual Pesticide Discharges to Waters  
of the United States from Algae and Aquatic Weed Control  
Applications**

**State Water Resources Control Board**

**February 28, 2013**

## **A. Comment Letters Received**

Only the Association of California Water Agencies (ACWA) provided comments before end of commenting deadline. The comments from ACWA are noted in the draft General Permit itself.

## **B. Responses to Comments**

### **Comment 1.1**

Noted in Section II.A on page 3: See comments on page D-9 and make the same changes for consistency.

### **Response 1.1**

Staff has revised the permit as set forth in Response 1.8 below.

### **Comment 1.2**

Noted in Section VIII.C.11.a.vi on page 11: insert "is" in front of consistent.

### **Response 1.2:**

Staff inserted word "is" in front of "consistent."

### **Comment 1.3:**

Noted in Table C-1, note 5 on page C-6: change "sampling" to "application"

### **Response 1.3:**

Staff recommends keeping as it is currently written, using "consecutive sampling events." Per definition in Attachment A, application event is the time that introduction of the algaecide or aquatic herbicide to the treatment area; thus replacing "sampling event" with "application event could imply that discharger could take 6 samples all at one pesticide application, but from 6 different times that the pesticide is sprayed or poured into the water.

### **Comment 1.4:**

Noted in Section IV.B on page C-7: change "fiscal" to "reporting."

### **Response 1.4:**

Staff made the change as noted.

### **Comment 1.5:**

Noted in Section IV.B. 1 and 2 on page C-7: items 1 and 2. Highlight is essentially the same requirement as the annual report and is redundant. Suggest deletion.

### **Response 1.5:**

Staff recommends keeping as currently written. This section focuses on the information that all Dischargers must retain. In the event that the State Water Board requests a particular Discharger to submit the full annual report as items listed in this Section, the Discharger can indicate that information they already submitted as part of the annual report.

**Comment 1.6:**

Noted in Section IV.B. 1 and 2 on page C-7: Define or delete asterisk (\*).

**Response 1.6:**

“Application Event” is defined on page A-2, Attachment A.

**Comment 1.7:**

Noted in Section II.A.3 on page D-8: After "staff will", insert "immediately contact the Discharger and work with the Discharger as appropriate"

**Response 1.7:**

Staff made the change as noted.

**Comment 1.8:**

Noted in the Section III on pg. D-9 (also on Section II.A on page 3:

- (1) Insert between "and" and "nonylphenol": “adjuvants containing materials represented by the surrogate”
- (2) Change "algaecide and aquatic herbicide products" to algaecides, aquatic herbicides and adjuvants"
- (3) Replace "active ingredients" with "materials."

**Response 1.8:**

The draft permit paragraph is changed as below:

*“This General Permit covers the point source discharge to waters of the United States of pesticide residues resulting from applications using products containing 2,4-D, acrolein, copper, diquat, endothall, fluridone, glyphosate, imazamox, imazapyr, penoxsulam, sodium carbonate peroxyhydrate, and triclopyr-based algaecides, ~~and~~ aquatic herbicides and **adjuvants containing ingredients represented by the surrogate** nonylphenol. This General Permit covers only discharges of **algaecides, aquatic herbicides products** and adjuvants that are currently registered for use in California, or that become registered for use and contain the above-listed active ingredients **and ingredients represented by the surrogate of nonylphenol.**”*

**Comment 1.9:**

Noted in the Section III.A on pg. D-9: "Game" is now "Wildlife"

**Response 1.9:**

Draft permit is revised as recommended.

**Comment 1.10:**

Noted in Section II.A on page D-10: Define or delete the asterisk (\*).

**Response 1.10:**

“Algae Control” is defined on page A-1, Attachment A.