



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

OCT 19 2016

CERTIFIED MAIL 7015 1730 0002 0524 3754  
RETURN RECEIPT REQUESTED

Mr. John Hodges, Executive Director  
Paducah-McCracken County Joint Sewer Agency  
612 Northview Street  
Paducah, Kentucky 43001

Re: Closure Letter, U.S. EPA Administrative Order, Docket No.: CWA-04-2008-4756

Dear Mr. Hodges:

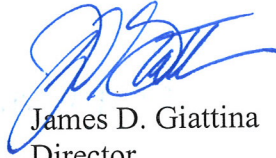
The U.S. Environmental Protection Agency Region 4 has reviewed Paducah-McCracken County Joint Sewer Agency's (JSA's) Long Term Control Plan (LTCP), dated October 2016, submitted pursuant to the EPA's Administrative Order and the Kentucky Energy and Environmental Cabinet's Consent Judgment (Civil Action: 07-CI-1252), and has determined that JSA has satisfied the intent of the Order, with the following comments:

JSA's LTCP is consistent with the minimum requirements of the Presumption Approach outlined in the EPA's 1994 Combined Sewer Overflow (CSO) Control Policy. However, CSO outfalls, as any other point source discharge, must meet applicable state Water Quality Standards (WQS). Concerns remain regarding whether JSA's LTCP will enable all of JSA's CSO outfalls to meet the Commonwealth's WQS as currently written in 401 KAR 10-031 (Surface Water Standards). If during or even after implementation of the LTCP, JSA or the Commonwealth believe that WQS cannot feasibly or economically be achieved from all CSO discharge points, the JSA should coordinate with the Commonwealth to determine the best course of action to achieve WQS.

With that understanding, the EPA hereby closes the Administrative Order. The closure of this Order shall not be deemed an election by the EPA to forgo any administrative, judicial, or criminal action or other appropriate relief under the Clean Water Act or relieve the JSA of any obligation it may have under applicable federal, state or local law.

The EPA appreciates your cooperation. If you have questions concerning this letter, please contact Mr. Dennis Sayre at (404) 562-9756, or send written comments to the address on the letterhead.

Sincerely,



James D. Giattina  
Director  
Water Protection Division

cc: Mr. Jeff Cummins  
Kentucky Department for Environmental Protection

Mr. Peter Goodman  
Kentucky Department for Environmental Protection