
State of Oregon

Department of Environmental Quality

Memorandum

To: Applegate Subbasin TMDL File

Date: January 12, 2004

From: Michael T. Llewelyn, WQ Administrator

Subject: Applegate Subbasin TMDL Order

On January 12, 2004, the Applegate Subbasin Total Maximum Daily Load (TMDL) was issued as an order by the Department of Environmental Quality (DEQ). The area covered by the Applegate Subbasin corresponds to the fourth-field hydrologic unit code (HUC): 17100309. The Applegate Subbasin encompasses an area of approximately 770 square miles located in southern Oregon and northern California. There are 90 square miles located within the State of California, 79 square miles of which are Federal and managed by the Medford office of the USFS. There are currently no 303(d) listed streams in the CA section (Source Oregon 303(d) list and CA State Water Resources Control Board). The TMDLs submitted are for temperature, sedimentation, and biological criteria. The TMDLs are applicable to all perennial waters, and the allocations are applicable to all sources and land uses in the subbasin.

This final Applegate Subbasin TMDL, developed under §303(d) of the Clean Water Act, has been submitted for US EPA approval. The document, when approved, will be an update to Oregon's Continuous Planning Process per §303(e) of the Clean Water Act (CWA). A WQMP is also being submitted to EPA, although it does not need to be approved or disapproved as specified under the terms of the February 1, 2000 Memorandum of Agreement between EPA and DEQ regarding the implementation of §303(d) of the CWA. Should EPA modify or disapprove this TMDL, such actions will be made public.

Watershed analyses and draft TMDLs were presented to and discussed with a variety of agencies, committees, and interests including EPA, Jackson and Josephine counties, the US Army Corps of Engineers, and the Applegate and Williams Creek watershed councils and various other groups between 2000 and 2003. The intent was to get informal review and comment while DEQ was completing the development of the draft TMDLs and WQMP.



The public comment period on the draft Applegate Subbasin TMDL was opened on August 5, 2003 and closed on October 6, 2003. An Informational meeting to present background on the technical and modeling components of the draft TMDLs was provided preceding the public hearing on August 20, 2003. Copies of the document were made available at various locations within the subbasin including the Applegate library, Josephine County building, Applegate Watershed Council headquarters and the USFS office as well as at the Medford and Portland DEQ offices and on the internet. DEQ received comments on the draft TMDLs from 4 parties including: ODA, EPA, ODF, and Josephine County. DEQ summarized the issues raised, prepared responses, and made revisions to the draft TMDL and WQMP. The Response to Comments document along with the comments and the modified TMDLs are part of the TMDL submittal.

This memo and the related public notification represent the beginning of the 60-day appeal period on this DEQ action. The Oregon Administrative Rules (OAR) allow for the following:

- (1) Any person who participated in establishing a TMDL, including those who submitted comments, and any other person entitled to seek judicial review of an order issuing a TMDL may request reconsideration by the Director in accordance with OAR 137-004-0080.
- (2) A person may file a petition for judicial review of a final TMDL order as allowed by ORS 183.484.

This TMDL can be found at the following website: www.deq.state.or.us/wq/TMDLs/TMDLs.htm or can be viewed at the following locations: DEQ Headquarters, 811 SW Sixth Avenue, Portland, OR 97204 or DEQ Western Region Office, 201 W. Main St., # 2-D, Medford, Oregon 97501. Once EPA has approved this TMDL, this document will be made available via a CD, electronic file, or paper copy.

Should you have any questions about this TMDL, please contact either Bill Meyers 541-776-6010 x253 or John Blanchard 541-776-6010 x240.

Issued by:

Michael T. Llewelyn
Water Quality Administrator

Date: _____

Attachments

