

**Schaben, Darlene**

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**From:** Mona Menezes <mmenezes@bransonmo.gov>  
**Sent:** Thursday, September 19, 2013 2:30 PM  
**To:** Hoke, John  
**Cc:** David Miller; Cheryl Ford; Keith Francis  
**Subject:** Public Comments on Proposed Rulemaking for Stream Designations  
**Attachments:** 20130919140449998.pdf

Mr. Hoke,

Attached is a pdf of comments the City of Branson wishes to submit regarding proposed rulemaking for stream designations. A paper copy is being mailed today. Thank you for this opportunity to be included in this important decision making.

*Mona Menezes*

**Environmental Specialist**  
City of Branson

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Branson, MO 65616

[mmenezes@bransonmo.gov](mailto:mmenezes@bransonmo.gov)

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# CITY OF BRANSON

## Engineering/Public Works Department

110 West Maddux St., Suite 310 • Branson, Missouri 65616  
(417) 337-8559 • Fax (417) 337-8181

September 18, 2013

Mr. John Hoke  
Missouri Department of Natural Resources  
Water Protection Program  
P.O. Box 176  
Jefferson City, MO 65102-0176

RE: Public Comments on Proposed Rulemaking for Stream Designations

Dear Mr. Hoke,

Please note that the City of Branson would like to submit comments on the proposed rulemaking for water quality standards (10 CSR 20-7.031), specifically designation of beneficial uses. The City of Branson requests the Missouri Department of Natural Resources and Clean Water Commission not designate by default aquatic life or recreational beneficial uses to ephemeral streams within the City's boundary. The City is prepared to work with the Department to determine the streams that should have these beneficial use designations.

Secondly, the City questions the validity of cold water fishery stream designations on 3 miles of Roark Creek and 1 mile of Bee Creek in 10 CSR 20-7.031, Table C. While both of these streams empty directly into Lake Taneycomo (a designated cold water fishery lake) and there is mixing at the mouth of these streams with the cold water generated by the hypolimnion layer of Table Rock Lake at the dam, segments above the mouth of Bee Creek and Roark Creek are normal surface runoff only and cannot support a cold water aquatic community. Less than 50% of both Bee Creek and Roark Creek watersheds are within Branson city limits and both watersheds are undeveloped and heavily vegetated with very few known springs. In addition, both of these streams are very shallow except immediately following heavy rainfall events. Therefore, we request that the Department revise this temperature regime designation when the Use Designation Dataset is finalized.

Branson appreciates the Department's efforts throughout this rulemaking process and respectfully provide these comments. Please call if you have any questions.

Sincerely,

David H. Miller, P.E.  
City Engineer/Director of Public Works

cc: Keith Francis, Assistant Director of Public Works  
Mona Menezes, Environmental Specialist



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## Engineering/Public Works Department

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WATER PROTECTION PROGRAM

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