



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

NOV 22 2006

To: ~~Ed M~~ Phil
12/5/06

Edward Galbraith, Director
Water Pollution Control Program
Missouri Department of Natural Resources
Jefferson Building, 9th Floor
Jefferson City, Missouri 65102

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2006 NOV 30 AM 11:40
WATER PROTECTION PROGRAM

Dear Mr. Galbraith:

- Re: Establishing Total Maximum Daily Loads (TMDLs) for
 - East Fork Medicine Creek Identification MO_619
 - Flat Creek Identification MO_865
 - North Fork Spring River Identification MO_3188
 - South Wyaconda River Identification MO_50
 - Troublesome Creek Identification MO_73
 - Spillway Ditch Identification MO_3134

On behalf of the U.S. Environmental Protection Agency (EPA), I am hereby transmitting EPA's TMDLs for East Fork Medicine Creek, Flat Creek, North Fork Spring River, South Wyaconda River, Troublesome Creek, and Spillway Ditch in Missouri, established November 22, 2006. EPA is establishing these TMDLs pursuant to EPA commitments under a consent decree (*American Canoe Association, et al. v. EPA*, No. 98-1195-CV-W in consolidation with No. 98-4282-CV-W, February 27, 2001). EPA is establishing these TMDLs to meet the December 31, 2006, consent decree deadline.

Waterbody	Waterbody ID	Listed Pollutant	TMDL Pollutant
East Fork Medicine Creek	MO_619	sediment	sediment
Flat Creek	MO_865	sediment	sediment
North Fork Spring River	MO_3188	sediment	sediment
South Wyaconda River	MO_50	sediment	sediment
Troublesome Creek	MO_73	sediment	sediment
Spillway Ditch	MO_3134	sediment	sediment

These TMDLs are being established in accordance with Section 303(d) of the Clean Water Act because the State of Missouri determined on the 1998 and 2002 303(d) lists of impaired waters that the water quality standards (WQS) were exceeded. EPA public noticed these documents from October 6, 2006, to November 5, 2006. There was one comment letter



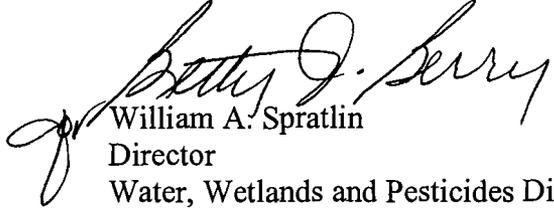
received for these sites. Please refer to the *Summary of Response to Comments* document which is enclosed with this letter for more information regarding EPA's responses to comment letters.

I want to thank the staff of the Missouri Department of Natural Resources for their assistance in preparing these TMDLs. Federal regulation, 40 CFR 130.6(c)(1), requires the State to incorporate these TMDLs, along with appropriate implementation measures, into its Water Quality Management Plan. To assist in planning implementation and follow-up monitoring efforts, the TMDL documents include monitoring recommendations. These recommendations are not part of the TMDL decisions being made by EPA at this time and we understand that the State is responsible for developing implementation plans necessary to attain TMDLs.

If the State of Missouri considers adoption of new TMDLs for these waterbodies, the State may adopt the TMDLs identified in this decision or further assess the pollutants and adopt different TMDLs if warranted. If the State adopts and EPA approves TMDLs which are different from the TMDLs established today, the State adopted TMDLs would supersede the EPA established TMDLs.

If you have any questions regarding these TMDL, please do not hesitate to call me or have your staff call Jack Generaux, (913)551-7690.

Sincerely yours,


William A. Spratlin
Director
Water, Wetlands and Pesticides Division

Enclosure

cc: Anne Peery
TMDL Coordinator, Jefferson City, MO

Phil Schroeder
Missouri Department of Natural Resources, Jefferson City, MO

Scott Dye
Sierra Club, Columbia, MO