



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7  
901 NORTH 5TH STREET  
KANSAS CITY, KANSAS 66101

December 21, 2010

Mr. John Madras, Director  
Water Protection Program  
Water Protection and Soil Conservation Division  
Missouri Department of Natural Resources  
1101 Riverside Drive  
Jefferson City, Missouri 65101

Dear Mr. Madras:

Re: Establishing Chariton River  
Total Maximum Daily Load

On behalf of the U.S. Environmental Protection Agency (EPA), I hereby transmit EPA's Total Maximum Daily Load (TMDL) for Chariton River located in Putnam and Chariton Counties in Missouri, established on December 21, 2010.

EPA is establishing this TMDL to meet the requirements of the 2001 Consent Decree (*American Canoe Association, Inc., et al. v. EPA*, No. 98-482-CV-W).

Chariton River was identified on the 2008 Missouri Section 303(d) List as impaired due to *Escherichia coli* (*E. Coli*). The specific impairment (water body segment and TMDL pollutants) are:

<u>Water Body Name</u>	<u>WBID</u>	<u>Pollutant</u>
Chariton River	MO_0640	<i>E. Coli</i>

This TMDL is also established in accordance with Section 303(d) of the Clean Water Act. EPA public noticed this document from October 13 to November 15, 2010. Missouri Department of Natural Resources (MDNR) assisted with distribution of the draft TMDL to stakeholders in Missouri. Four comments were received. Please refer to the *Summary of Comments and Responses* document, which is enclosed with this letter, for more detailed information about EPA responses.

Federal regulation, 40 CFR 130.6(c)(1), requires the state to incorporate this TMDL, along with appropriate implementation measures, into Missouri's Water Quality Management Plan. To assist in planning implementation and follow-up monitoring efforts, the TMDL document may include monitoring recommendations. These recommendations are not part of the TMDL established by EPA at this time and EPA understands that the state is responsible for developing implementation plans necessary to attain TMDLs.

If the state adopts and EPA approves TMDLs for this water body and pollutant which are different from the Chariton River TMDL established today, the state adopted TMDLs would supersede the EPA established TMDL.

We appreciate Missouri's partnership in developing and public noticing this TMDL. We will continue to cooperate with and assist, as appropriate, in future efforts by MDNR to develop TMDLs.

Sincerely,

  
William A. Spratlin  
Director  
Water, Wetlands and Pesticides Division

Enclosures

cc: Mr. John Hoke  
Missouri Department of Natural Resources

Mr. Gerald Babao  
American Canoe Association

Mr. Paul Sanford  
American Canoe Association

Mr. Scott Dye  
Sierra Club

Mr. John Simpson  
KS Natural Resource Council