



FOUR CORNERS POWER PLANT AND NAVAJO MINE ENERGY PROJECT EIS

WATER QUALITY

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The U.S. Army Corps of Engineers, EPA, and Navajo Nation are responsible for issuing permits that would allow the coal mine to discharge into U.S. waters.

CLEAN WATER ACT PERMITS

Section 404 – Permits for discharge of fill material:

- A Section 404 permit from the U.S. Army Corps of Engineers would be required to allow BHP Billiton Navajo Coal Company to discharge fill material into waters at specified disposal sites
- Development of the Pinabete Permit area would impact approximately 5 acres of waters of the U.S. over 25 years

Section 402 – Permits for discharge of pollutants:

- A Section 402 permit, known as a National Pollutant Discharge Elimination System Permit, would be required by EPA to allow BHP Billiton Navajo Coal Company to discharge certain pollutants into waters of the U.S.

Section 401 – Water quality certifications:

- The Navajo Nation would be responsible for issuing Section 401 water quality certifications to BHP Billiton Navajo Coal Company

