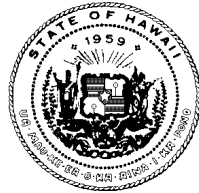


LINDA LINGLE
GOVERNOR OF HAWAII



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In reply, please refer to:
EMD / CWB

07028EMK.10

July 20, 2010

To: All Interested Parties

**Subject: National Pollutant Discharge Elimination System (NPDES)
Use of New Technologies as Best Management Practices (BMPs)**

The Department of Health (DOH), Clean Water Branch (CWB), is providing clarification for the use of new technologies in Site-Specific BMPs for NPDES purposes. In general, use of any BMPs deployed as specified by the device's manufacturer is acceptable by the DOH-CWB for NPDES purposes. The DOH-CWB recognizes that BMPs are constantly evolving and would like to emphasize that the choice and effective use of BMPs are solely the responsibility of the discharger/permittee. The DOH-CWB does not prohibit nor specify BMPs devices for use to prevent water pollution. It is the responsibility of the discharger to apply appropriate BMPs to minimize any potential to discharge pollutants to State waters.

The DOH-CWB does not maintain a list of "approved" BMPs. The DOH-CWB encourages innovation and the development of improved BMPs and as such, does not specifically endorse any company or brand of BMPs. As is required by any NPDES permit, the use of any BMPs must be detailed and specified in the discharger's/permittee's Site-Specific BMPs plan.

If there are further questions, interested parties should contact the DOH-CWB, at (808) 586-4309 for further assistance.