



Randy E. Hayman, Water Commissioner

April 6th, 2021

Thomas Magge
Clean Water Program Manager
Pennsylvania Department of Environmental Protection
Southeast Regional Office
2 East Main Street
Norristown, PA 19401

Re: Extension Request of Consent Order and Agreement

Dear Mr. Magge:

The City of Philadelphia Water Department (City) would like to request an extension to the milestone dates of the Year 10 performance standards and deliverables under the Consent Order and Agreement, entered into by the Commonwealth of Pennsylvania, Department of Environmental Protection and the City on June 1, 2011 (COA), due to impacts from the COVID-19 pandemic. The City is seeking a seven-month extension until December 31, 2021 to achieve the Year 10 Water Quality Based Effluent Limits performance standards of the COA. Further, in accordance with the schedule and timeline provided in the COA (under Paragraph 3.e and Appendix I), the City is requesting for the submission deadline of the Year 10 Evaluation and Adaptation Plan to be extended seven months to May 30, 2022. The preparation and completion of the Evaluation and Adaptation Plan requires sequential processing, modeling, and evaluations. The submission of the FY21 NPDES CSO Permit Annual Report would remain September 30, 2021.

Regulatory Event	Date
FY21 NPDES CSO Permit Annual Report Submission	September 30, 2021
Year 10 WQBEL Performance Standard Compliance	December 31, 2021
Year 10 EAP Report Submission	May 30, 2022

Attached with this extension request are the previously submitted affidavits from June 2020 and December 2020 outlining the specific impacts of the COVID-19 pandemic on the City. Please advise if we can provide anything else to support this extension request.

Sincerely,

Marc J. Cammarata, PE
Deputy Water Commissioner, Planning & Environmental Services
marc.cammarata@phila.gov

Enclosed: 6/18/20 Affidavit
12/8/20 Affidavit
CC: R. Hayman Water Commissioner
J. Jun Water Counsel



SENT VIA ELECTRONIC MAIL ONLY marc.cammarata@phila.gov

April 13, 2021

Mr. Marc J. Cammarata, PE
Deputy Water Commissioner, Planning & Environmental Services
Philadelphia Water Department
1101 Market Street
Philadelphia, PA 19107

Re: Philadelphia Water Department
Consent Order and Agreement Extension Request
City of Philadelphia
Philadelphia County

Dear Mr. Cammarata:

This letter is in response to the City of Philadelphia Water Department's (City) April 6, 2021 letter regarding an extension to the milestone dates of the Year 10 performance standards and deliverables under the June 1, 2011 Consent Order and Agreement (COA) between the Department of Environmental Protection (DEP) and the City, due to impacts from the COVID-19 pandemic.

DEP has completed its review of the provided information and has determined that the City has exercised all reasonable diligence and is unable to prevent the circumstances leading to the anticipated delay. The request for an extension under Section 15. (Force Majeure) of the COA is hereby approved in full, subject to the included schedule:

An extension until December 31, 2021 to achieve the Year 10 Water Quality Based Effluent Limits performance standards of the COA is hereby approved. The schedule and timeline under Paragraph 3.e and Appendix I of the COA for the submission of the Year 10 Evaluation and Adaptation Plan is extended to May 30, 2022.

The submission of the FY21 NPDES CSO Permit Annual Report will remain September 30, 2021.

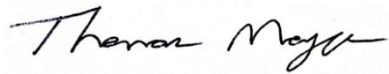
The above information is summarized in the table below:

Regulatory Event	Date
FY21 NPDES CSO Permit Annual Report Submission	September 30, 2021
Year 10 WQBEL Performance Standard Compliance	December 31, 2021
Year 10 EAP Report Submission	May 30, 2022

All other provisions of the COA remain in effect.

Please contact me at 484.250.5136 or tmagge@pa.gov if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Thomas Magge". The signature is written in a cursive style with a horizontal line at the end.

Thomas L. Magge
Environmental Program Manager
Clean Water Program

cc: U. S. Environmental Protection Agency (via email)
Operations Section (via email)
William Gelles, Office of Chief Counsel (via email)
David Burke (via email)
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