

16. On January 19, 2022, the Alliance and Waterkeepers Florida petitioned the Administrator of the Environmental Protection Agency to make a determination that new and revised numerical water quality criteria for toxic pollutants in Florida waters are necessary to ensure adequate protection of human health and to meet the requirements of the Clean Water Act. The Alliance and Waterkeepers Florida noted that Florida lacks any numerical water quality criteria for many toxic pollutants and lacks numerical water quality criteria for many other toxic pollutants that are sufficient to protect human health.

17. On December 1, 2022, the Assistant Administrator for the Office of Water of the Environmental Protection Agency (the Administrator's duly authorized delegatee) notified the Alliance, Waterkeepers Florida, and the State of Florida that the Agency made a determination, pursuant to Clean Water Act § 303(c)(4)(B), 33 U.S.C. § 1313(c)(4)(B), that new numerical water quality criteria for 37 priority toxic pollutants and revised numerical water quality criteria for 40 priority toxic pollutants are necessary to protect human health and the designated uses of Florida's Class I, II, III and III-Limited waters (e.g., potable water supply, shellfish harvesting, and fish consumption). In the