

DEPARTMENT OF ENVIRONMENTAL QUALITY

PERMITTING AND COMPLIANCE DIVISION

Air and Waste Management Bureau



MARC RACICOT, GOVERNOR

(406) 444-3490
FAX (406) 444-1499

STATE OF MONTANA

OFFICE: METCALF BUILDING
ADDRESS: 1520 E 6TH AVENUE

PO BOX 200901
HELENA, MONTANA 59620-0901

June 17, 1998

RECEIVED

JUN 17 1998

**ENVIRONMENTAL
QUALITY COUNCIL**

Mike White
Northern Line Layers, Inc.
P.O. Box 80291
Billings, Montana 59108

Dear Mr. White:

Air Quality Permit #3008-00 is deemed final as of June 17, 1998, by the Department of Environmental Quality. This permit is for a portable asphalt plant and associated equipment. All conditions of the department's decision remain the same. Enclosed is a copy of your permit with the final date indicated.

For the department,

Handwritten signature of Richard Knatterud in cursive.

Richard Knatterud
Air Permitting Section Supervisor

RK:bjd

Enclosure

DEPARTMENT OF ENVIRONMENTAL QUALITY
Permitting and Compliance Division
Air and Waste Management Bureau
P.O. Box 200901, Helena, Montana 59620
(406) 444-3490

FINAL ENVIRONMENTAL ASSESSMENT (EA)

Issued For: Northern Line Layers, Inc.
P.O. Box 80290
Billings, MT 59108

Air Quality Permit Number: 3008-00

Preliminary Determination on Permit Issued: 5/14/98
Department Decision Issued: 6/01/98
Final Permit Issued: 6/17/98

Montana Environmental Policy Act (MEPA) Compliance: An environmental assessment required by the MEPA, was completed for this project as follows.

Legal Description of Original Location: (portable source) Initially located in Section 29, Township 29 N, Range 39 E, in Valley County, Montana.

Description of Project: This permit is for the operation of a 1998 Asphalt Drum Mixers, Inc. asphalt plant, (maximum production rate of 160 TPH); a 450 KW diesel generator; and associated equipment.

Benefits and Purpose of Proposal: This plant produces asphalt to supply its customers.

Description and analysis of reasonable alternatives whenever alternatives are reasonably available and prudent to consider: No reasonable alternatives available.

A listing and appropriate evaluation of mitigation, stipulations and other controls enforceable by the agency or another government agency: A list of enforceable conditions, including a BACT analysis, are contained in permit #3008-00.

Description and analysis of regulatory impacts on private property rights: The department has considered alternatives to the conditions imposed in this permit as part of the permit development. The department has determined that the permit conditions are reasonably necessary to ensure compliance with applicable requirements and demonstrate compliance with those requirements and do not unduly restrict private property rights.

Potential Impact on Physical Environment

		Major	Moderate	Minor	None	Unknown	Comments Attached
1	Terrestrial and Aquatic Life and Habitats			X			X
2	Water Quality, Quantity and Distribution			X			X
3	Geology and Soil Quality, Stability and Moisture			X			X
4	Vegetation Cover, Quantity and Quality			X			X
5	Aesthetics			X			X
6	Air Quality			X			X
7	Unique Endangered, Fragile or Limited Environmental Resource			X			X
8	Demands on Environmental Resource of Water, Air and Energy			X			X
9	Historical and Archaeological Sites			X			X
10	Cumulative and Secondary Impacts			X			X

Potential Impact on Human Environment

		Major	Moderate	Minor	None	Unknown	Comments Attached
1	Social Structures and Mores				X		X
2	Cultural Uniqueness and Diversity				X		X
3	Local and State Tax Base and Tax Revenue			X			X
4	Agricultural or Industrial Production			X			X
5	Human Health			X			X
6	Access to and Quality of Recreational and Wilderness Activities			X			X
7	Quantity and Distribution of Employment			X			X
8	Distribution of Population			X			X
9	Demands for Government Services			X			X
10	Industrial and Commercial Activity			X			X
11	Locally Adopted Environmental Plans and Goals			X			X
12	Cumulative and Secondary Impacts			X			X

Potential Impacts on Physical Environment

1. Terrestrial and Aquatic Life and Habitats

Common terrestrial species occupy the same areas as the asphalt plant and associated equipment. In addition there is no evidence of any unique, threatened, rare, or endangered species in the area, or any wetlands or riparian areas. The owner/operator of this facility is required to notify the Montana Natural Heritage Program (MNHP) if any unique, rare, endangered, or threatened species are found at this location. The department feels that the asphalt plant will only represent a minor affect on terrestrial life. Aquatic life will not be affected by this permitting action.

2. Water Quality, Quantity and Distribution

Water will be used as a means of pollution control at this facility, and will cause only minor disturbances to the area. Any spills, or leaks, from this operation will be properly handled by the operator as required by the department.

3. Geology and Soil Quality, Stability and Moisture

This site is located on the South side of Highway 2, approximately five miles Northwest of Glasgow, Montana. The topography of the area consists of high benches breaking off into rough hillsides and coulees falling off to the Missouri River Valley floor. The soils in the immediate area will likely be impacted by the proposed facility. However, the impacts will be minimal because the facility will be operating at an existing gravel pit.

4. Vegetation Cover, Quantity and Quality

Currently, the surrounding area is used as livestock grazing. There is no evidence that any rare plants, or vegetative communities exist in the area. The owner/operator of this facility is required to notify the Montana Natural Heritage Program (MNHP) if any rare plants or vegetative communities are discovered at this location. Air emissions from the facility will result in only minor impacts on vegetation.

5. Aesthetics

The site is in a remote, farming/ranching area off a rural interstate. The facility will be located at an existing gravel pit. Therefore, the impacts on aesthetics as a result of this proposed action will be minimal. The proposed facility will generate excess light and noise, but the impacts on local residence will be minimal.

6. Air Quality

Air quality impacts from this facility will be minor. Permit #3008-00 includes conditions that will limit particulate, NO_x, SO₂, CO, and VOC emissions through a limit that requires they operate the diesel generator less than 20 hours/day. The permit also contains opacity limits and requires a stack test be completed to show the facility can operate in compliance with the limits contained in the permit. In addition, this facility will only operate at this location on a temporary basis, thus minimizing any affects it might have on air quality in the area.

7. Unique Endangered, Fragile, or Limited Environmental Resources

The affects on Unique, endangered, fragile, or limited environmental resources will be minor since the facility is using a relatively small portion of land in relation to the surrounding area.

8. Demands on Environmental Resources of Water, Air, and Energy

No significant demands will be placed on environmental resources. In order for the facility to operate, minor demands will be placed on local air, water, and energy resources.

9. Historical and Archaeological Sites

Although there may be important cultural values in the general area, this site has been previously disturbed by modern man, thus destroying the integrity of resources that may have existed. There are no apparent historical or archaeological resources at this site based on an exam of the surface area to be affected. If any are found during the course of operation of this facility, the operator has committed to promptly notify the State Historical Preservation office. The asphalt plant may move into other established sites that have been investigated during the issuance of the open cut mining contract.

10. Cumulative and Secondary Impacts

There is the potential for other operations, such as asphalt plants, crushing plants and screening plants to operate at this site. However, other facilities that want to locate at this site will be required to apply for, and receive the appropriate permits from the department prior to operation. These permits will address any environmental impacts related to any future facilities. Overall, the facility will have minor impacts on the area due to the conditions and limitations contained in permit #3008-00. Other environmental regulations would apply if there are discharges into state waters, or if there are spills of regulated substances.

Potential Impacts on Human Environment

1. Social Structures

There will be no significant impact on social structures as a result of this permitting action.

2. Cultural Uniqueness and Diversity

The proposed facility will not cause a change in the cultural uniqueness and/or diversity of the area.

3. Local and State Tax Base and Tax Revenue

The facility is expected to have a minimal affect on the local and state tax base and tax revenue because other similar sources in the state have had little impact. In addition, the facility will serve a need and will generate local revenue in the process.

4. Agricultural or Industrial Production

The area that is proposed for use by Northern Line Layers is an existing Department of Transportation materials stockpile location. The land use has already been shifted from agricultural/grazing, to industrial land use. This permitting action will not affect the designation of this land.

5. Human Health

Permit #3008-00 contains conditions that ensure the facility operates in compliance with all applicable standards. In addition, Occupational Safety and Health Administration (OSHA) and Mining Safety and Health Administration (MSHA) have regulations that regulate worker safety protocols, and require the facility be operated in a responsible manner.

6. Access to and Quality of Recreational and Wilderness Activities

The proposed facility may cause minor impacts to the quality of recreational and wilderness areas nearby as a result of air emissions and noise. However, the facility might, indirectly, improve the pathways to these recreational and wilderness areas.

7. Quantity and Distribution of Employment

The proposed facility will not greatly affect the quantity and distribution of employment in the area. The facility will most likely employ personnel already working for Northern Line Layers, Inc.

8. Distribution of Population

The proposed facility will not require any additional, or less, housing in the area. Since this is a relatively small operation, and the facility is a temporary, seasonal source, any increase in population will be minor, and temporary.

9. Demands of Government Services

Since this is a relatively small operation, minor increases in traffic on existing roads in the area will occur while the facility is in operation. The only other government services required by this project are the agencies involved in issuing permits to the facility.

10. Industrial and Commercial Activity

This facility will represent a minor increase in the industrial activity in the area. However, the resulting road improvement projects from this operation may make it easier for other industrial, and commercial, activities to operate.

11. Locally Adopted Environmental Plans and Goals

The local zoning authority has been notified, and granted clearance for this project. There are no other local authorities that require approval/notification.

12. Cumulative and Secondary Impacts

Overall, the facility will have only minor impacts on the human environment. The limitations and conditions contained in permit #3008-00 will limit the impacts the facility has on the surrounding area. There is potential for other similar operations to locate at this site. However, any future plans to operate at this location will require appropriate analysis by the department. This analysis will address any potential impacts associated with additional sources operating at this location. Other environmental regulations may apply if there are discharges into state waters, or spills of regulated substances.

Recommendation: An EIS is not required.

If an EIS is not required, explain why the EA is an appropriate level of analysis: This plant is a portable

source and any impacts will be minimal. In addition, the controls contained in permit #3008-00 will further limit the impacts.

Other groups or agencies contacted or which may have overlapping jurisdiction:

Individuals or groups contributing to this EA: Department of Environmental Quality, Permitting and Compliance Division

EA prepared by: Jeff Bellino
Date: May 5, 1998