



PUBLIC NOTICE NO. MT-09-45  
December 14, 2009

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to state the Department's intention to issue wastewater discharge permits to the facilities listed in this notice. These permits are issued by the Department under the authority of 75-5-402, Montana Code Annotated (MCA); the Administrative Rules of Montana (ARM) 17.30.1301 *et seq.*, Montana Pollutant Discharge Elimination System (MPDES); and Sections 402 and 303 of the Federal Clean Water Act. The Water Protection Bureau has prepared draft permits for the facilities listed below. Copies of the draft permits, statements of basis, and environmental assessments are available upon request from the Water Protection Bureau or on the Department's website [www.deq.mt.gov](http://www.deq.mt.gov).

APPLICANT INFORMATION

APPLICANT: City of Dillon

FACILITY NAME: City of Dillon Wastewater Treatment Facility

FACILITY LOCATION: Section 18, Township 7 South, Range 8 West,  
Beaverhead County

RECEIVING WATER: Outfall 001: the Beaverhead River

PERMIT NUMBER: MT0021458

This is a renewal of MPDES MT0021458 for the City of Dillon Wastewater Treatment Facility and regulates the discharge of treated domestic wastewater to the Beaverhead River. Permit limitations have been developed to ensure the discharge does not constitute a new or increased source for the purpose of Montana Nondegradation requirements. Increased influent and effluent monitoring requirements will ensure the facility is in compliance with Montana water quality standards. The mixing zone has been reduced and year-round pathogenic bacteria limitations are included.

In September 21, 2000, a U.S. District Judge issued an order stating that until all necessary total maximum daily loads under Section 303(d) of the Clean Water Act are established for a particular water quality limited segment, the State is not to issue any new permits or increase

permitted discharges under the MPDES program. The order was issued in the lawsuit Friends of the Wild Swan v. U.S. EPA, *et al.*, CA 97-35-M-DWM, District of Montana, Missoula Division. The DEQ finds that the issuance of this proposed permit does not conflict with the order because the permit does not authorize any new or increased discharge of pollutants.

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APPLICANT NAME: Town of Valier  
P.O. Box 512  
Valier, MT 59038

FACILITY NAME: Town of Valier Wastewater Treatment Facility

FACILITY LOCATION: 48° 18' 52" N latitude, 112° 14' 26" W longitude  
Pondera County

RECEIVING WATER: Unnamed tributary to Bullhead Creek

PERMIT NUMBER: MT0021792

This permit is a reissuance of a Montana Pollutant Discharge Elimination System (MPDES) permit for surface discharge of treated wastewater to an unnamed tributary to Bullhead Creek. Bullhead Creek drains to Schultz Coulee, a tributary to the Marias River. The receiving water does not have year-round flow, except for the portion wetted by the continuous discharge from the Valier WWTF. The Town of Valier operates a three-cell aerated lagoon system with ultraviolet light (UV) disinfection of the effluent and a design flow of 0.144 million gallons per day. The domestic wastewater collection and treatment system serves approximately 480 people. The proposed permit will apply secondary treatment standards for five-day biochemical oxygen demand (BOD<sub>5</sub>) and pH, treatment equivalent to secondary for total suspended solids (TSS) and year-round pathogen limits, as measured by *Escherichia coli* (*E. coli*). In addition, an effluent limit has been imposed for oil and grease. The proposed permit requires periodic self-monitoring of discharge quality and quantity, with monthly reporting of results. This permit and Statement of Basis will be submitted to the EPA for approval.

On September 21, 2000, a U.S. District Judge issued an order stating that until all necessary total maximum daily loads under Section 303(d) of the Clean Water Act are established for a particular water quality limited segment, the State is not to issue any new permits or increase permitted discharges under the MPDES program. The order was issued in the lawsuit Friends of the Wild Swan v. U.S. EPA, *et al.*, CA 97-35-M-DWM, District of Montana, Missoula Division. The DEQ finds that the issuance of this proposed permit does not conflict with the order because this is not a new or increased source.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS January 14, 2010. Comments may be directed to the DEQ Permitting & Compliance Division, Water Protection Bureau, PO Box 200901, Helena, MT 59620. All comments received or postmarked PRIOR TO CLOSE OF BUSINESS January 14, 2010 will be considered in the formulation of final determinations to be imposed on the permits. If you wish to comment electronically, you may e-mail Bree Duffy or Barb Sharpe at [WPBPublicNotices@mt.gov](mailto:WPBPublicNotices@mt.gov).

During the public comment period provided by the notice, the Department will accept requests for a public hearing. A request for a public hearing must be in writing and must state the nature of the issue proposed to be raised in the hearing (ARM 17.30.1373).

The Department will respond to all substantive comments and issue a final decision within sixty days of this notice or as soon as possible thereafter. Additional information may be obtained upon request by calling (406) 444-3080 or by writing to the aforementioned address. The complete administrative record, including permit application and other pertinent information, is maintained at the Water Protection Bureau office in Helena and is available for review during business hours.

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