



Montana Department of
ENVIRONMENTAL QUALITY

Brian Schweitzer, Governor

P. O. Box 200901

Helena, MT 59620-0901

(406) 444-2544

Website: www.deq.mt.gov

PUBLIC NOTICE NO. MT-10-18

July 12, 2010

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.

APPLICANT INFORMATION

APPLICANT NAME: Lincoln County Port Authority/Kootenai Business
Park Industrial District (KBPID)
P.O. Box 1071
Libby, MT 59923

FACILITY NAME: KBPID Sewage Treatment Facility

FACILITY LOCATION: 48° 23' 21" N latitude, 115° 32' 29" W longitude
Lincoln County

RECEIVING WATER: Unnamed tributary to Kootenai River

PERMIT NUMBER: MT0000221

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 the Kootenai River. KBPID operates a two-cell aerated/facultative lagoon system without effluent disinfection and a design flow of 0.083 million gallons per day. The domestic wastewater collection and treatment system serves employees and contractors that occupy the KBPID site. The proposed permit will apply secondary treatment standards for five-day biochemical oxygen demand (BOD₅), total suspended solids (TSS) and pH. In addition, effluent limits have been imposed for oil and grease and *Escherichia coli* (*E. coli*). Total residual chlorine limits

apply if chlorination is used for effluent disinfection. The proposed permit requires periodic self-monitoring of discharge quality and quantity, with monthly reporting of results. This permit also covers a groundwater dewatering pump discharge, which is monitored. 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.

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APPLICANT: Walsh Pacific

FACILITY NAME: Rainbow Dam Construction Dewatering

FACILITY LOCATION: 336 Rainbow Dam Road, Great Falls, MT
T21N, R4E, Sections 26, 27, 34 & 35

RECEIVING WATER: Outfall 003: Missouri River

PERMIT NUMBER: MT0031674

The proposed discharge is from construction dewatering of a cofferdam as part of the Rainbow Dam facility rehabilitation project. The proposed permit contains turbidity limits, monitoring, and recordkeeping requirements.

On September 21, 2000, a U.S. District Judge issued an order stating that until all necessary total maximum daily loads (TMDLs) 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., CV 97-35-M-DWM, District of Montana, Missoula Division. The Department finds that the issuance of this proposed permit does not conflict with the order because the discharge to the Missouri River is nonsignificant.

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PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS August 11, 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 August 11, 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.

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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TODD EVERTS
LEGISLATIVE ENVIRONMENTAL POLICY OFFICE
RM 171 STATE CAPITOL BUILDING
INTERAGENCY MAIL

DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER PROTECTION BUREAU
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