



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-11-05

March 7, 2011

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: City of Helena

FACILITY NAME: City of Helena Tenmile Water Treatment Plant

FACILITY LOCATION: 1115 Rimini Road, Helena, MT 59601

RECEIVING WATER: Outfall 002: Unnamed Tributary to Tenmile Creek

PERMIT NUMBER: MT0028720

This is a renewal of the MPDES permit MT0028720 for the City of Helena Tenmile Water Treatment Plant and replacement of the ground water permit MGWPCS-G2001. The facility discharges into an unnamed tributary to Tenmile Creek. The permit contains interim effluent limits for Total Suspended Solids (TSS), Total Residual Chlorine (TRC), and Dissolved Aluminum; additional final effluent limits of Total Recoverable Arsenic, Cadmium, Iron, and Zinc beginning January 1, 2016; and additional monitoring for Total Recoverable Copper, Lead, Manganese, Total Dissolved Solids (TDS) and *E.Coli* bacteria. Monitoring of the effluent is required at the end of the third lagoon, prior to discharge. The permit also includes a special conditions and schedule section for implementing any necessary changes to meet the new effluent limits.

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 it is not a new permit and a TMDL has been completed and is incorporated into the permit.

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PERMIT NUMBER: MT0022578

APPLICANT: US Bureau of Reclamation (USBOR)
Grand Coulee Power Office
P.O. Box 620
Grand Coulee, WA 99133-0620

FACILITY NAME: Hungry Horse Dam and Power Plant

FACILITY LOCATION: Flathead County, Township 30N, Range 19W, Section 27

RECEIVING WATER: South Fork Flathead River.

USBOR owns and operates the Hungry Horse Dam and Power Plant located east of Hungry Horse, Montana on the South Fork Flathead River. The facility has requested additional time to install proper monitoring equipment and to change how flow is measured in two sumps. The permit will be modified to allow additional time to install monitoring equipment and allow flow to be measured in the sumps using pump curves.

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 the discharge is in compliance with the provisions of 75-5-303, MCA (Nondegradation Policy) and the discharge will not cause a decline in water quality for the parameters for which the water body is listed.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS April 6, 2011. 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 April 6, 2011 will be considered in the formulation of final determinations

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to be imposed on the permits. If you wish to comment electronically, you may e-mail Noelle Uncles 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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DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER PROTECTION BUREAU
PO BOX 200901
HELENA MT 59620-0901

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