



Montana Department of  
**ENVIRONMENTAL QUALITY**

Brian Schweitzer, Governor

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Website: [www.deq.mt.gov](http://www.deq.mt.gov)

PUBLIC NOTICE NO. MT-12-49  
October 15, 2012

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to state the Department's intention to issue a wastewater discharge permit to the facility listed in this notice. This permit is 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 a draft permit for the facility listed below. Copies of the draft permit, fact sheet, and environmental assessment 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

PERMIT/CATEGORY: Multi-Sector General Permit for Storm Water Discharges  
Associated with Industrial Activity

GEOGRAPHIC REGION: Statewide

FACILITIES: Various Industrial Facilities

RECEIVING WATERS: State Waters

PERMIT NUMBER: MTR000000

This Industrial Storm Water Multi-Sector General Permit (MSGP) regulates the discharge of storm water from industrial activities into state waters in accordance with federal and state storm water discharge permitting requirements. In addition to "storm water discharge associated with industrial activity" (as defined in ARM 17.30.1102(29)), this MPDES permit number MTR000000 also incorporates "storm water discharge associated with mining and oil and gas activity" (as defined in ARM 17.30.1102(30)), which was previously regulated under MPDES permit number MTR300000 (MTR300000 expires December 31, 2012). Storm water discharges associated with industrial activities contain potential pollutants that may cause impairment of state waters. To reduce the levels of potential pollutants in the discharge, permittees are required to comply with various narrative effluent limitations, and to develop and implement a Storm Water Pollution Prevention Plan (SWPPP). The SWPPP addresses various site characteristics, potential pollutant sources, and consequent control measures and Best Management Practices (BMPs) necessary to minimize or

prevent pollutant discharges to state waters.

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 (WQLS), 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 DEQ finds that the issuance of this proposed permit does not conflict with the order, because: 1) the permit does not authorize the discharge of any new or increased pollutant load; 2) facilities are required by state and federal regulation to obtain authorization for these discharges under the National Pollutant Discharge Elimination System (NPDES) program or a delegated state program.

### PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS November 14, 2012. 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 November 14, 2012 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 David Dunbar 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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