



**Montana Department of  
ENVIRONMENTAL QUALITY**

Brian Schweitzer, Governor

P.O. Box 200901 • Helena, MT 59620-0901 • (406) 444-2544 • [www.deq.mt.gov](http://www.deq.mt.gov)

**RECEIVED**

**MAR 23 2006**

PUBLIC NOTICE NO. MT-06-04  
March 22, 2006

**LEGISLATIVE ENVIRONMENTAL  
POLICY OFFICE**

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, statement of basis, 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

APPLICANT: City of Bozeman  
255 Moss Bridge Road  
Bozeman, MT 59718

FACILITY NAME: Bozeman Wastewater Treatment Plant

FACILITY LOCATION: South ½, NE ¼ of Section 26,  
Township 1 South, Range 5 East  
Gallatin County

RECEIVING WATER: Outfall 001: East Gallatin River

PERMIT NUMBER: MT0022608

The Bozeman Wastewater Treatment Plant (WWTP) is a major municipal facility that serves a population of approximately 31,600 people. The WWTP is considered to be a secondary treatment plant with a design flow of 5.78 mgd. Effluent will be discharged to the East Gallatin River. A 710-foot mixing zone has been granted for ammonia. The permittee will be required to monitor the facilities effluent and the receiving water to ensure all beneficial uses are maintained.

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 department finds that the renewal and re-issuance of this permit does not conflict with Judge Molloy's Order (CV97-35-M-DVM) because the receiving stream is not currently listed on the State's 303(d) list.

#### PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS April 20, 2006. 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 20, 2006 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 Dianne McKittrick 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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