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-12-45
November 13, 2012

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to state the Department's intention to issue a General Permit as described 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 .

APPLICANT INFORMATION

APPLICANT:	Petroleum Cleanup Sites
FACILITY NAME:	Various – See Fact Sheet
FACILITY LOCATION:	Various – See Fact Sheet
RECEIVING WATER:	State Waters
PERMIT NUMBER:	MTG790000

This is a reissuance of the Montana Pollutant Discharge Elimination System (MPDES) Petroleum Cleanup General Permit. The permit authorizes discharges of treated wastewater from petroleum cleanup sites in Montana. Petroleum cleanup sites typically discharge treated wastewater from petroleum-related corrective actions that may include surface and/or groundwater cleanup activities; petroleum remediation activities; petroleum spills; or other related petroleum cleanup activities. Wastewater treatment usually consists of oil/water separation, air stripping and/or carbon adsorption. Appropriate effluent limits and monitoring requirements are included in the permit.

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 DEQ finds that the issuance of the proposed permit does not conflict with the order because if the receiving water at a petroleum cleanup site is on the 303(d) list for any pollutant of concern in the General Permit, then an individual permit will be required to discharge and meet the TMDLs for the specific receiving water.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS **December 13, 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 **December 13, 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.

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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