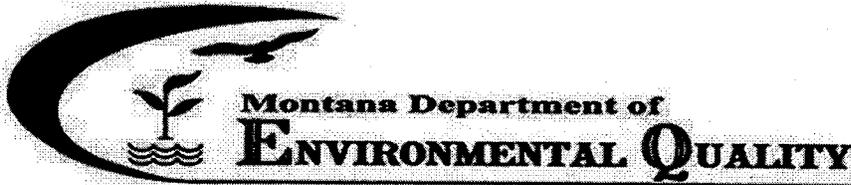


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JUL 23 2013



LEGISLATIVE ENVIRONMENTAL
POLICY OFFICE
Steve Bullock, Governor
Tracy Stone-Manning, Director

P. O. Box 200901 Helena, MT 59620-0901 (406) 444-2544 Website: www.deq.mt.gov

PUBLIC NOTICE NO. MT-13-19
July 22, 2013

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: Richland County Commissioners
FACILITY NAME: Savage Lagoon
APPLICANT ADDRESS: Courthouse, 201 West Main
Sidney, MT 59270
APPLICANT STATUS: MPDES Permit – Renewal
FACILITY LOCATION: Richland County
EXPIRATION DATE: Five years after the date of issuance
RECEIVING WATERS: Unnamed irrigation overflow ditch
PERMIT NUMBER: MT0024783

This is a reissuance of the MPDES permit for the Savage Lagoon. The Savage Lagoon is a single-celled, lagoon that treats domestic wastewater for the Town of Savage. Effluent limits in this permit will be protective of beneficial uses. A compliance schedule has been proposed to address effluent

disinfection and upgrades to flow measuring capabilities This permit does not authorize any new or increased discharges subject to the MT Nondegradation rules.

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., CV 97-35-M-DWM, District of Montana, Missoula Division.

DEQ finds that renewal of this permit does not conflict with Judge Molloy's Order (CV 97-35-M-DVM); therefore, the issuance of this permit does not conflict with the order because this discharge does not constitute a new or increased discharge under the Montana Pollutant Discharge Elimination System.

The proposed permit requires periodic self-monitoring of the discharge quality and quantity with monthly reporting of results. The recommended expiration date for the permit is five years from the date of issuance.

* * * * *

APPLICANT NAME: Yellowstone Energy Limited Partnership
1087 West River Street, Suite 200
Boise, ID 83702

FACILITY NAME: Yellowstone Energy Limited Partnership Facility

FACILITY LOCATION: 2218 North Frontage Road
Billings, MT 59101
Yellowstone County

RECEIVING WATER: Outfall 001: ExxonMobil Storm Water Ditch

PERMIT NUMBER: MT0030180

This is a renewal of an existing permit for the Yellowstone Energy Limited Partnership Facility. The facility uses source water from the ExxonMobil Refinery and from the Lockwood Water and Sewer District in the generation of steam and electricity. The facility produces wastewater as a result of service water cooling, bed regeneration, filter backwash, water softener backwash, vacuum cooling, and reverse osmosis backwash. Treatment processes included settling and pH adjustment. The treated wastewater is discharged into the ExxonMobil Storm Water Ditch.

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 or increased permits under the

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MPDES program. The order was issued in the lawsuit Friends of the Wild Swan vs. U.S. EPA, et al. (CV 97-35-M-DWM), District of Montana and Missoula Division. DEQ finds that renewal of this permit does not conflict with the order because there are no new or increased sources associated with the discharge.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS August 22, 2013. 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 22, 2013 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.

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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