



Montana Department of
ENVIRONMENTAL QUALITY

P. O. Box 200901

Helena, MT 59620-0901

(406) 444-2544

Website: www.deq.mt.gov

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MAR 04 2014

Ravalli County Commissioners

Steve Bullock, Governor
Tracy Stone-Manning, Director

PUBLIC NOTICE NO. MT-14-07
March 3, 2014

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: City of Dillon
125 North Idaho
Dillon, MT 59725

FACILITY NAME: City of Dillon Wastewater Treatment Plant

FACILITY LOCATION: Section 18, Township 7 South, Range 8 West,
Beaverhead County

RECEIVING WATER: Beaverhead River

PERMIT NUMBER: MT0021458

The City of Dillon (city) owns and operates the City of Dillon Wastewater Treatment Plant. The city is upgrading the current wastewater treatment system and had to shut down the construction project in October 2013 due to inclement weather. This Public Notice modifies the Montana Pollutant Discharge Elimination System (MPDES) permit and extends the effective date for final effluent limits to February 15, 2015.

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 modified 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.

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APPLICANT NAME: **Town of Superior**
 P.O. Box 729
 Superior, MT 59872

FACILITY NAME: **Town of Superior Wastewater Treatment Facility**

FACILITY LOCATION: **Riverside Avenue West, Superior**
 Mineral County

RECEIVING WATER: **Clark Fork River**

PERMIT NUMBER: **MT0020664**

This permit is a reissuance of a Montana Pollutant Discharge Elimination System (MPDES) permit for discharge of treated wastewater to the Clark Fork River. The Town of Superior operates a two-cell aerated lagoon cell system with a design flow of 0.158 million gallons per day (mgd), with ultraviolet light (UV) effluent disinfection. The domestic wastewater collection and treatment system serves approximately 812 people. The proposed permit will immediately apply secondary treatment standards for five-day biochemical oxygen demand (BOD₅) and pH; treatment equivalent to secondary (TES) for total suspended solids (TSS); and limits on *E. coli* bacteria. The proposed permit requires periodic self-monitoring of discharge quality and quantity, with monthly reporting of results. This permit and Statement of Basis will be submitted to the EPA for approval.

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 this is not a new or increased source.

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APPLICANT NAME: **Wolf Mountain Coal, Inc.
Po box 6206
Sheridan WY 82801**

FACILITY NAME: **Wolf Mountain Coal, Inc. Stoker Coal Processing Facility**

FACILITY LOCATION: **7 miles north of Decker, MT
Adjacent to Highway 314
Big Horn County**

RECEIVING WATER: **Ephemeral Tributary of the South Fork of Monument
Creek**

PERMIT NUMBER: **MT0031411**

The Wolf Mountain Coal, Inc. Stoker Coal Processing Facility is a proposed stoker coal processing plant. Crushed coal, supplied by the contiguous Spring Creek Coal Mine, will be trucked to the facility for processing, loading, and distribution to end-users. This permit regulates the discharge of process wastewater and storm water to an ephemeral tributary of the South Fork of Monument Creek.

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 of Environmental Quality finds that the issuance of this proposed permit does not conflict with the order because the receiving water body is not listed on the 1996 or most recent 303(d) list.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS April 3, 2014. 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 3, 2014 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).

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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.

PUBLIC NOTICE NO. MT-14-03

March 3, 2014

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Permit No. 89

RETURN SERVICE REQUESTED

DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER PROTECTION BUREAU

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HELENA MT 59620-0901

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RAVALLI COUNTY
215 SOUTH FOURTH SUITE A
HAMILTON MT 59840

RAHISP1 59840 