



Brian Schweitzer, Governor  
Richard H. Opper, Director

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

March 18, 2010

City of Billings

Attn: Christina F. Volek, City Administrator c/o Boris A. Krizek, Environmental Engineer  
P.O. Box 30958 (2251 Belknap Ave.)  
Billings, MT 59111

Montana Department of Transportation

Attn: Dwane Kailey, Chief Operations Officer c/o Stefan Streeter, Billings District  
Administrator  
424 Morey Street, P.O. Box 20437  
Billings, MT 59104-0437

RE: Authorization Letter: City of Billings Small MS4 and Montana Department of  
Transportation Small MS4  
Authorization Number MTR040001

Dear Ms. Volek and Mr. Kailey:

The Department has reviewed your application to discharge storm water from the above referenced municipal separate storm sewer systems and has determined that these qualify for coverage under the Department's January 1, 2010 *General Permit for Storm Water Discharge Associated with Small Municipal Separate Storm Sewer System (MS4)*, MTR040000 (General Permit). The initial application was received on November 27, 2009, a partial revised application on February 3, 2010, and the revised complete application on March 12, 2010. In accordance with the provisions of the General Permit, the Department authorizes the City of Billings (City) and the Montana Department of Transportation (MDT) to discharge storm water from the above referenced Small MS4s into the following receiving surface waters:

Alkali Creek (for City and MDT);  
Blue Creek (for City);  
Canyon Creek (for City and MDT);  
City/County Drain (for City and MDT);  
Cove Creek (for City);  
Five-Mile Creek (for City);  
Hogan's Slough (for City);  
Yellowstone River (for City and MDT);  
Yegen Drain (for City and MDT);  
Big Ditch (for City);

Billings Bench Water Association (BBWA) Canal (for City and MDT);  
Cove Ditch (for City);  
High Ditch (for City);  
Snow Ditch (for City);  
Arnold Drain (for City);  
Shiloh Drain (for City and MDT);  
Spring Creek (for City);  
Grey Eagle Ditch (for City and MDT);  
Suburban Ditch (for City and MDT);  
Lake Elmo (for City);  
Holling Drain (for City and MDT); and,  
Canyon Creek Ditch (for City and MDT).

The General Permit is valid only when accompanied by this authorization letter. A copy of the General Permit is enclosed. Please take special note of the effluent limitations, self-monitoring and reporting requirements and any special conditions in the General Permit.

Any violation of these requirements or any other provision of the General Permit is subject to enforcement action by the Department pursuant to the Montana Water Quality Act.

The co-permittee's Small MS4 under this permit authorization will be those within the urbanized area (portion within City of Billings limits) and permitted area as identified in the permittee's application.

Part IV.I. of the General Permit provides requirements for annual reports. Each co-permittee must submit an annual report pertaining to their permitted Small MS4(s) unless formal shared responsibilities allow another entity to complete your annual report obligations for you. The annual reports must completely address all Small MS4 discharges regulated under this permit authorization. For each co-permittee's Small MS4(s), ensure you address all required items for the annual reports as stated in the General Permit and the standard annual reporting form, including appropriate certifications and signatures. A new annual report submittal date of March 1<sup>st</sup> will initiate with the report to be submitted for the 2010 calendar year.

Permittees are subject to the self-monitoring and reporting requirements stated in Part IV of the General Permit. For the City, these requirements include monitoring two storm water discharge sampling locations as specified in the General Permit. Discharge Monitoring Report (DMR) forms will be sent to the contact person identified in your application. These forms must be completed and submitted at the frequency specified in the General Permit even if no discharge occurs during the period. All information or reports, including DMRs that are required by the General Permit must be signed and

certified as specified in the General Permit and submitted to the Department at the address given in the General Permit. Failure to submit DMR forms, as identified in the General Permit, is a violation of the General Permit.

In accordance with Part III.A. of the General Permit, the City's and MDT's SWMP must address the pollutants of concern for which the receiving water bodies are listed on the State's 303(d) list. This discussion must specifically address Best Management Practices that will address the pollutants of concern.

Annual fees are based on ARM 17.30.201. Annual fees are assessed for each calendar year in which the authorization remains active.

Issuance of a permit authorization under this General Permit does not waive obligations to obtain other permits that may be required.

This authorization is issued pursuant to the Montana Pollutant Discharge Elimination System (MPDES) program under the authority of 75-5-402, MCA, of the Montana Water Quality Act and Section 402 and 303 of the federal Clean Water Act.

Please include your permit authorization number on any correspondence or communication with the Department. If you have any questions, feel free to contact the Water Protection Bureau at (406) 444-3080.



Jenny Chambers, Chief  
Water Protection Bureau  
Permitting & Compliance Division

Enclosure: General Permit MTR040000



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May 19, 2010

Yellowstone County  
Attn: Bill Kennedy, Yellowstone County Commission Chairman c/o Mike Black,  
Yellowstone County Civil Engineer  
P.O. Box 35024  
Billings, MT 59107

Montana Department of Transportation  
Attn: Dwane Kailey, Chief Operations Officer c/o Stefan Streeter, Billings District  
Administrator  
424 Morey Street, P.O. Box 20437  
Billings, MT 59104-0437

RE: Authorization Letter: Yellowstone County Small MS4 and Montana Department  
of Transportation Small MS4  
Authorization Number MTR040010

Dear Mr. Kennedy and Mr. Kailey:

The Department has reviewed your application to discharge storm water from the above referenced municipal separate storm sewer systems and has determined that these qualify for coverage under the Department's January 1, 2010 *General Permit for Storm Water Discharge Associated with Small Municipal Separate Storm Sewer System (MS4)*, MTR040000 (General Permit). The initial application was received on December 10, 2009, a revised application on March 24, 2010, and the revised complete application on May 13, 2010 and May 17, 2010. In accordance with the provisions of the General Permit, the Department authorizes Yellowstone County (County) and the Montana Department of Transportation (MDT) to discharge storm water from the above referenced Small MS4s into the following receiving surface waters:

Alkali Creek (for County and MDT);  
Blue Creek (for County and MDT);  
Canyon Creek (for County and MDT);  
City/County Drain (for County and MDT);  
Five-Mile Creek (for County and MDT);  
Yellowstone River (for County and MDT);  
Yegen Drain (for County and MDT);  
Billings Bench Water Association (BBWA) Canal (for County and MDT);  
Shiloh Drain (for County and MDT);

Grey Eagle Ditch (for County and MDT);  
Suburban Ditch (for County and MDT);  
Dry Creek (for County and MDT);  
Lockwood Ditch (for County and MDT);  
Coulson Ditch (for County and MDT);  
Unnamed tributary to Blue Creek (for County and MDT);  
Unnamed tributary to Dry Creek (for County and MDT);  
Cove Creek (for County);  
Cove Ditch (for County);  
Snow Ditch (for County);  
Arnold Drain (for County);  
Holling Drain (for County); and,  
Canyon Creek Ditch (for County).

The General Permit is valid only when accompanied by this authorization letter. A copy of the General Permit is enclosed. Please take special note of the effluent limitations, self-monitoring and reporting requirements and any special conditions in the General Permit.

Any violation of these requirements or any other provision of the General Permit is subject to enforcement action by the Department pursuant to the Montana Water Quality Act.

The co-permittee's Small MS4 under this permit authorization will be those within the urbanized area (outside of City of Billings limits) and permitted area as identified in the permittee's application.

Part IV.I. of the General Permit provides requirements for annual reports. Each co-permittee must submit an annual report pertaining to their permitted Small MS4(s) unless formal shared responsibilities allow another entity to complete your annual report obligations for you. The annual reports must completely address all Small MS4 discharges regulated under this permit authorization. For each co-permittee's Small MS4(s), ensure you address all required items for the annual reports as stated in the General Permit and the standard annual reporting form, including appropriate certifications and signatures. A new annual report submittal date of March 1<sup>st</sup> will initiate with the report to be submitted for the 2010 calendar year.

In accordance with Part III.A. of the General Permit, the County's and MDT's SWMP must address the pollutants of concern for which the receiving water bodies are listed on the State's 303(d) list. This discussion must specifically address Best Management Practices that will address the pollutants of concern.

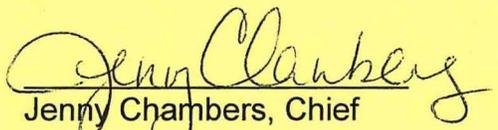
Permit Authorization MTR040010  
Page 3 of 3  
May 19, 2010

Annual fees are based on ARM 17.30.201. Annual fees are assessed for each calendar year in which the authorization remains active.

Issuance of a permit authorization under this General Permit does not waive obligations to obtain other permits that may be required.

This authorization is issued pursuant to the Montana Pollutant Discharge Elimination System (MPDES) program under the authority of 75-5-402, MCA, of the Montana Water Quality Act and Section 402 and 303 of the federal Clean Water Act.

Please include your permit authorization number on any correspondence or communication with the Department. If you have any questions, feel free to contact the Water Protection Bureau at (406) 444-3080.

  
Jenny Chambers, Chief  
Water Protection Bureau  
Permitting & Compliance Division

Enclosure: General Permit MTR040000