

1 BEFORE THE DEPARTMENT OF ENVIRONMENTAL QUALITY
2 OF THE STATE OF MONTANA

3 IN THE MATTER OF:
4 VIOLATIONS OF THE WATER QUALITY ACT BY
5 DAWSON COUNTY AT THE TOWN OF WEST
6 GLENDIVE WASTEWATER TREATMENT
FACILITY, DAWSON COUNTY, MONTANA.
(MPDES PERMIT NO. MT0021733, FID #2157)

ADMINISTRATIVE ORDER
ON CONSENT

Docket No. WQ-12-17

7 **I. NOTICE OF VIOLATION**

8 Pursuant to the authority of Section 75-5-611, Montana Code Annotated (MCA), the
9 Department of Environmental Quality (Department) hereby gives notice to Dawson County
10 (Respondent) of the following Findings of Fact and Conclusions of Law with respect to violations of
11 the Montana Water Quality Act (WQA) (Title 75, chapter 5, part 6, MCA) and the Administrative
12 Rules of Montana (ARM) (Title 17, chapter 30, sub-chapters 1 through 20) adopted thereunder.

13 **II. FINDINGS OF FACT AND CONCLUSIONS OF LAW**

14 The Department hereby makes the following Findings of Fact and Conclusions of Law:

- 15 1. The Department is an agency of the executive branch of government of the State
16 of Montana, created and existing under the authority of Section 2-15-3501, MCA.
- 17 2. The Department administers the WQA.
- 18 3. Respondent is a "person" as defined in Section 75-5-103(28), MCA.
- 19 4. Section 75-5-605(1)(b), MCA, states that it is unlawful for any person to violate
20 any provision set forth in a permit or stipulation, including but not limited to limitations and
21 conditions contained in the permit.
- 22 5. Pursuant to Section 75-5-611(9), MCA, the Department may assess an administrative
23 penalty not to exceed \$10,000 for each day of each violation; however, the maximum penalty may
24 not exceed \$100,000 for any related series of violations.

1 6. Respondent owns and operates the Town of West Glendive public wastewater
2 treatment facility (WWTF) to provide treatment and disposal of domestic sewage.

3 7. The Department issued Respondent Montana Pollutant Discharge Elimination
4 System (MPDES) Permit No. MT0021733 (Permit) effective January 1, 2009 through December
5 31, 2013.

6 8. The Permit authorizes Respondent to discharge treated domestic wastewater from
7 its WWTF to one outfall: Outfall 001 - at the end of a 12-inch pipe, discharging into a side channel
8 of the Yellowstone River in Dawson County, located at approximately 47.11712° N latitude,
9 104.772478° W longitude.

10 9. ARM 17.30.2001 defines classes of WQA violations. Appendix A to 40 CFR
11 123.45 lists Group I and Group II pollutants. The Department considers Class I violations, a
12 40% or greater exceedance of an MPDES permit effluent limit for a Group I pollutant or a 20%
13 or greater exceedance of a Group II pollutant, to be significant noncompliances (SNCs).

14 *Exceeding Permit effluent limits*

15 10. Part I.B. of the Permit establishes effluent limitations for Outfall 001.

16 11. According to records maintained by the Department, Respondent exceeded
17 effluent limits established in the Permit on 55 occasions during the May 2009 through May 2012
18 monitoring periods. Of the 55 effluent limit exceedances, 36 exceeded the effluent limits by
19 40% or more for Group I pollutants or by 20% or more for Group II pollutants and are
20 considered by the Department to be SNCs. Attachment A lists the monitoring periods,
21 parameters, reported values, and percent for which Respondent exceeded the permitted effluent
22 limits at its WWTF.

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1 12. The Department sent Violation Letters for the violations listed in Attachment A
2 notifying Respondent in writing of the effluent limit exceedances that occurred during the May
3 2009 through May 2012 monitoring periods.

4 13. Respondent violated the Permit 55 times by exceeding the permitted effluent
5 discharge limits during the May 2009 through May 2012 monitoring periods for the parameters
6 listed on Attachment A.

7 14. Respondent violated Section 75-5-605(1)(b), MCA, by failing to comply with the
8 Permit.

9 ***Discharge monitoring report (DMR) violations***

10 15. Parts I.C. and II.D. of the Permit require that monitoring results obtained during the
11 previous reporting period shall be summarized and reported on a DMR Form (EPA No. 3320-1),
12 postmarked no later than the 28th day of the month following the completed reporting period. If no
13 discharge occurs during the reporting period, "no discharge" shall be reported on the report form.

14 16. Records maintained by the Department indicate that Respondent submitted
15 incomplete and/or late DMRs or failed to submit DMRs 45 times for the monitoring periods
16 listed on Attachment B.

17 17. The Department sent Violation Letters for the violations listed on Attachment B
18 notifying Respondent in writing of the DMR violations that occurred during the February 2008
19 through November 2011 monitoring periods.

20 18. Respondent violated Part II.D. of the Permit on 45 occasions by submitting
21 incomplete and/or late DMRs or failing to submit DMRs for the monitoring periods listed on
22 Attachment B.

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1 19. Parts II.D. and IV.G. of the Permit require that all reports, including DMRs, be
2 signed by either a principal executive officer or ranking elected official, or a duly authorized
3 representative of that person.

4 20. DMR forms submitted to the Department were not signed by an authorized
5 individual or a duly authorized individual for an extended period of time, including, but not
6 limited to, the June 2009 DMR as identified during the March 23, 2011 inspection.

7 21. The Department sent a Violation Letter on May 3, 2011 notifying Respondent in
8 writing of the unauthorized signatory violations.

9 22. Respondent violated Parts II.D. and IV.G. of the Permit by submitting DMR
10 forms signed by an unauthorized signatory.

11 23. Respondent violated Section 75-5-605(1)(b), MCA, by failing to comply with the
12 Permit.

13 ***Monitoring recording and reporting violations***

14 24. Part I.C. of the Permit requires that the effluent and receiving water be sampled
15 for Whole Effluent Toxicity (WET) and reported to the Department quarterly.

16 25. Respondent violated Part I.C. of the Permit by failing to report quarterly WET
17 tests for the 2010 calendar year.

18 26. Parts I.C. and II.B. of the Permit require Respondent to conduct pH analyses
19 consistent with 40 CFR Part 136.

20 27. Respondent violated Parts I.C. and II.B. of the Permit by not conducting pH
21 analyses consistent with 40 CFR Part 136.

22 28. Part I.C. of the Permit requires that influent samples be comprised of equal
23 volumes from the splitter box and flush tank and that sampling be representative of the volume

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1 and nature of the monitored discharge. Part I.C. of the Permit establishes the required sampling
2 frequency.

3 29. During the March 23, 2011 inspection of the WWTF by the Department, the
4 wastewater discharge occurring at Outfall 001 had not been monitored. Influent samples were
5 not being collected equally between the splitter box and flush tank as required by Part I. C. of the
6 Permit.

7 30. Respondent's failure to collect representative influent and effluent samples at the
8 required frequency violated Part I.C. of the Permit.

9 31. The Department sent a Violation Letter on May 3, 2011 for the failure to: (1)
10 conduct quarterly WET tests during the 2010 calendar year; (2) conduct pH analyses consistent
11 with the requirements of 40 CFR Part 136; and (3) collect representative samples at the
12 frequency required by the Permit.

13 32. Respondent violated Section 75-5-605(1)(b), MCA, by failing to comply with the
14 Permit.

15 ***Sanitary sewer overflow (SSO) violation***

16 33. Part I.A. of the Permit states that the authorization to discharge is limited to those
17 outfalls specifically designated as discharge locations.

18 34. Part II.I. of the Permit requires that Respondent report serious incidents of
19 noncompliance as soon as possible, but no later than 24 hours from the time that Respondent first
20 becomes aware of the circumstances.

21 35. Part II.J. of the Permit requires the permittee to, in instances of noncompliance not
22 required to be reported within 24 hours, report the incident at the time that monitoring reports are
23 submitted.

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1 36. The Department conducted a compliance evaluation inspection at Respondent's
2 WWTF on March 23, 2011. During the inspection, the Department documented that an SSO event
3 occurred on March 16, 2011. The SSO resulted in an unauthorized discharge from a manhole on
4 the sanitary sewer main line to the ground on private property.

5 37. According to records maintained by the Department, Respondent failed to report
6 the SSO to the Department.

7 38. The Department sent a Violation Letter on May 3, 2011 notifying Respondent of
8 the SSO violation.

9 39. The occurrence of an unauthorized discharge of sewage from an unpermitted
10 discharge location violated Part I.A. of the Permit. Respondent violated Part II.I. of the Permit
11 by failing to report the March 16, 2011 SSO to the Department.

12 40. Respondent violated Section 75-5-605(1)(b), MCA, by failing to comply with the
13 Permit.

14 ***Failure to comply with Permit Compliance Schedule***

15 41. Part I.F. of the Permit establishes the following Compliance Schedule milestones
16 and due dates:

- 17 a. Install a primary effluent measuring device (flume or weir) by June 1, 2010.
- 18 b. Measure and remove sludge in the lagoon cells if necessary and provide a
19 letter to the Department documenting this work has been completed by June 1,
20 2010.
- 21 c. Submit annual progress reports to the Department beginning December 31,
22 2010, explaining progress made in evaluating technologies and options to
23 achieve ammonia, total residual chlorine (TRC), and *E. coli* limits.
- 24 d. By December 31, 2013, complete an evaluation of technologies and options to
achieve ammonia, TRC, and *E. coli* limits and submit a final engineering
report to the Department detailing how and when these limits will be achieved
during the next permit cycle.

1 42. Part I.I.E. of the Permit requires Respondent to submit reports of compliance,
2 noncompliance, or progress on requirements contained in any Compliance Schedule of the Permit no
3 later than 14 days following the stated due date.

4 43. As of the Department's May 3, 2011 violation letter, Respondent had not met the
5 following Compliance Schedule milestones:

- 6 a. The Department did not receive notification of an effluent measuring device
7 installation due by June 1, 2010.
- 8 b. The report regarding measurement and removal of sludge in the lagoon cells due June
9 1, 2010 was not submitted to the Department.
- 10 c. The Department did not receive the annual progress report due by December 31,
11 2010.

12 44. On May 31, 2011, Respondent addressed each of the Permit violations listed in
13 Paragraph 43.

14 45. As of November 7, 2012, Respondent has not submitted to the Department the annual
15 progress report due by December 31, 2011.

16 46. Respondent violated Part I.F. of the Permit by failing to comply with the Compliance
17 Schedule.

18 47. Respondent violated Section 75-5-605(1)(b), MCA, by failing to comply with the
19 Permit.

20 III. ADMINISTRATIVE ORDER ON CONSENT

21 This Administrative Order on Consent (Consent Order) is issued to Respondent pursuant
22 to the authority vested in the State of Montana, acting by and through the Department under the
23 WQA and the rules adopted under the WQA.

24 NOW, THEREFORE, THE DEPARTMENT ORDERS AND RESPONDENT AGREES
AS FOLLOWS:

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1 *Corrective action requirements*

2 48. Except as modified by the enforcement effluent limits described in Paragraph 57,
3 Respondent shall comply with all provisions of the Permit.

4 49. All reports or plans required by this Consent Order must be signed by an
5 authorized person as described in ARM 17.30.1323 or accompanied by a letter from the
6 authorized person indicating the party who submitted the information is authorized.

7 50. Within 30 days from the effective date of this Consent Order, Respondent shall
8 submit to the Department the annual progress report that was due by December 31, 2011. The
9 report must include an explanation of progress made in evaluating technologies and options to
10 achieve ammonia, TRC and *E. coli* limits.

11 51. Within 60 days from the effective date of this Consent Order, Respondent shall
12 submit to the Department for its review a compliance plan and schedule (Plan) that includes, but
13 is not limited to, a written explanation detailing how Respondent intends to meet the Permit
14 effluent limits and a schedule to come into compliance with the Permit or any modified or
15 renewed permit. The Plan must include:

- 16 a. A detailed description of how and when the WWTF or the operation of the
17 WWTF will be modified to meet Permit effluent limits and prevent future
18 exceedances for Biological Oxygen Demand (BOD) and Total Suspended Solids
19 (TSS);
- 20 b. An explanation of progress made in evaluating technologies and options to achieve
21 future ammonia, TRC, and *E. coli* limits at the WWTF; and
- 22 c. A detailed schedule with specific dates identified for compliance milestones or
23 submittals. The compliance schedule must include the following:

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- 1 i. A schedule for construction or implementation of the modifications and
2 a final date by which Respondent will return the WWTF to compliance
3 and maintain full compliance with the Permit;
- 4 ii. If structural modifications are proposed, a date for the submittal of
5 plans and specifications in accordance with ARM 17.38.101 *et seq.*;
6 and
- 7 iii. The preferred methods and schedule for securing funds to pay for any
8 necessary WWTF upgrades. If applicable, the schedule should
9 include the time periods for application of and receipt of any grants
10 that may be available.

11 The Plan must be sent to:

12 John L. Arrigo, Administrator
13 Enforcement Division
14 Department of Environmental Quality
15 1520 East Sixth Avenue
16 P.O. Box 200901
17 Helena, MT 59620-0901

18 52. The Department will review the Plan and send a review letter to Respondent. The
19 letter will notify Respondent if the Plan is approved or disapproved. If disapproved, the letter will
20 request Respondent to modify the Plan in accordance with the review comments and resubmit the
21 Plan by the date set forth in the letter. If the resubmitted Plan is not approved, Respondent agrees to
22 meet with the Department as soon as is possible to discuss an approvable Plan. Compliance actions
23 and dates from the approved Plan will be incorporated by reference into this Consent Order as
24 enforceable requirements as of the date of written notification to Respondent by the Department.

53. Respondent shall submit annual progress reports due December 31st, as specified
in Part I.F. of the Permit, in addition to the Plan described in Paragraph 51. The annual progress

1 reports should explain progress made in evaluating technologies and options to achieve
2 ammonia, TRC, and *E. coli* limits. Annual reports must be submitted to the Department at the
3 address in Paragraph 51 until Respondent achieves compliance by the final date specified in the
4 approved Plan.

5 54. Respondent shall submit a permit renewal application not later than July 3, 2013.

6 55. By December 31, 2013 and as specified in Part I.F. of the Permit, Respondent
7 shall complete an evaluation of technologies and options to achieve ammonia, *E. coli*, and TRC
8 limits and submit a final engineering report detailing how and when these limits will be achieved
9 during the next permit cycle.

10 56. Respondent shall achieve and maintain compliance with the Permit by the final
11 date specified in the Plan. If implementation of the Plan does not result in compliance with the
12 Permit, the Department may order further steps and/or seek penalties for noncompliance.

13 ***Enforcement effluent limits***

14 57. Permit effluent limits for BOD, TSS, BOD percent removal, TSS percent
15 removal, pH, and oil and grease are stayed following the effective date of this Consent Order.
16 Respondent shall comply with the following enforcement effluent limits:

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Enforcement Effluent Limits: Outfall 001							
Parameter	Units	30-Day Average Limit ¹	7-Day Average Limit ¹	Maximum Daily Limit ¹	Sample Location ¹	Sample Frequency ¹	Sample Type ¹
Biological Oxygen Demand (BOD ₅)	mg/l	42	63	--	effluent	1/week	grab
	lb/day	96.6	144.2	--	effluent	1/week	calculated
Total Suspended Solids (TSS)	mg/l	63	91	--	effluent	1/week	grab
	lb/day	144.2	208.6	--	effluent	1/week	calculated
65 Percent (%) Removal Requirement for BOD ₅					effluent	1/month	calculated
65 Percent (%) Removal Requirement for TSS					effluent	1/month	calculated
Effluent pH shall remain between 5.5 and 9.5 (s.u.)					effluent	1/week	instantaneous
Oil and grease	mg/l	--	--	14	effluent	2/year	grab
Footnotes: 1. See Permit for explanation of terms.							

Stipulated penalties

58. In the interest of settlement and to avoid litigation, the Department will not assess an administrative penalty in this Consent Order. In lieu of an assessed penalty, Respondent agrees to pay stipulated penalties as described in Paragraph 59.

59. After the effective date of this Consent Order, Respondent shall pay to the Department the following stipulated penalties:

- a. A \$50 stipulated penalty for each future late or incomplete DMR and for any failure to monitor a required parameter;
- b. A \$50 stipulated penalty for each day the following are submitted late or missed: the 2011 progress report required in Paragraph 50, the Plan or information required in Paragraph 51, the annual progress reports required in Paragraph 53, the permit renewal application required in Paragraph 54, the final engineering report required by Paragraph 55, and for each day a Plan date incorporated by reference into this Consent Order is missed;

- 1 c. A \$100 stipulated penalty for each month one or more enforcement effluent limits
2 are exceeded for a particular parameter; and
3 d. A \$500 stipulated penalty for each failure to comply with a notification
4 requirement listed in Part II.I. and Part II.J. of the Permit.

5 60. The Department will send a written notice to notify Respondent of the reason for
6 the stipulated penalties and the amount that is due. Within 30 days after receipt of written notice,
7 Respondent shall pay to the Department the full amount of any stipulated penalty that is due.
8 Stipulated penalties must be paid by check or money order, made payable to the "Montana
9 Department of Environmental Quality," and must be sent to the Department at the address in
10 Paragraph 51.

11 61. If the Department assesses stipulated penalties under this Consent Order, notifies
12 Respondent of the reason for and amount of the stipulated penalty, and Respondent refuses to
13 pay the amount assessed, the Department is entitled to a judgment in district court for the amount
14 of the stipulated penalty. In such an action, Respondent may dispute the occurrence of the
15 violation before the court; however, if the court determines that a violation has occurred,
16 Respondent is precluded from challenging the amount of the stipulated penalty.

17 62. If any event occurs that may result in the exceedance of an effluent limit or an
18 enforcement limit or delay completion of corrective actions and cause a failure to meet a
19 compliance deadline, Respondent shall notify the Department in writing within ten (10) days
20 after it becomes aware of the event. The notice must be sent to the address listed in Paragraph
21 51. The notice of delay must include: (a) an explanation of the reasons for the delay; (b) the
22 expected duration of the delay; and (c) a description of all actions taken or to be taken to prevent
23 or minimize the delay and a schedule for implementation of those actions.

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1 63. The Department will review the notice submitted by Respondent under Paragraph
2 62 and will exercise its enforcement discretion to determine if it is appropriate to modify the
3 corrective actions and compliance dates and/or waive all or a portion of any stipulated penalties
4 that may be due.

5 64. Failure to fulfill the requirements of this Consent Order by the specified
6 timeframes, as ordered herein, constitutes a violation of Title 75, chapter 5, part 6, MCA, and
7 may result in the Department seeking a court order requiring additional corrective action and
8 assessing civil penalties.

9 **IV. CONSENT TO ADMINISTRATIVE ORDER**

10 65. Respondent waives its right to administrative appeal or judicial review of the
11 Findings of Fact and Conclusions of Law and Administrative Order on Consent set forth herein
12 and agrees that this Consent Order is the final and binding resolution of the issues raised.

13 66. The terms of this Consent Order constitute the entire agreement between the
14 Department and Respondent with respect to the issues addressed herein notwithstanding any
15 other oral or written agreements and understandings made and entered into between the
16 Department and Respondent prior to the effective date of this Consent Order.

17 67. Except as herein provided, no amendment, alteration, or addition to this Consent
18 Order shall be binding unless reduced to writing and signed by both parties.

19 68. Each of the signatories to this Consent Order represents that he or she is
20 authorized to enter into this Consent Order and to bind the parties represented by him or her to
21 the terms of this Consent Order.

22 69. Except as provided in Paragraph 57, none of the requirements in this Consent
23 Order are intended to relieve Respondent from its obligation to comply with all applicable state,
24 federal, and local statutes, rules, ordinances, orders, and permit conditions.

1 70. This Consent Order terminates upon determination by the Department and written
2 notification to Respondent that it has fully complied with its requirements.

3 71. This Consent Order becomes effective upon signature of the Director of the
4 Department or his designee.

5 IT IS SO ORDERED:

6 STATE OF MONTANA
7 DEPARTMENT OF ENVIRONMENTAL QUALITY

8 _____
9 JOHN L. ARRIGO, Administrator
Enforcement Division

10 _____
11 Date

IT IS SO AGREED:

DAWSON COUNTY

James O. Skillestad
Signature

James A. Skillestad
Print Name

Ch. Commissioners
Title

12-4-12
Date

RESPONDENT: WEST GLENDIVE WWTP
ATTACHMENT A: Effluent Limitation Exceedance Violations

Permit No. MT0021733
FID #2157

2012

Outfall	Parameter Description	Monitoring	Permit Limits			DMR	Percent		
		Period End					Date	Value	Exceedance
001-A	BOD, 5-day, 20 deg. C	05/31/2012	69	lb/d	(1)	289.46	320	I	Yes
001-A	BOD, 5-day, 20 deg. C	05/31/2012	103	lb/d	(2)	321.95	213	I	Yes
001-A	Solids, total suspended	05/31/2012	45	mg/L	(1)	62.33	39		
001-A	Solids, total suspended	05/31/2012	65	mg/L	(2)	77	18		
001-A	Solids, total suspended	05/31/2012	103	lb/d	(1)	608.09	490	I	Yes
001-A	Solids, total suspended	05/31/2012	149	lb/d	(2)	751.21	404	I	Yes

2011

Outfall	Parameter Description	Monitoring	Permit Limits			DMR	Percent		
		Period End					Date	Value	Exceedance
001-A	BOD, 5-day, 20 deg. C	05/31/2011	69	lb/d	(1)	196.65	185	I	Yes
001-A	BOD, 5-day, 20 deg. C	05/31/2011	103	lb/d	(2)	228	121	I	Yes
001-A	BOD, 5-day, percent removal	05/31/2011	85	%		80	33		
001-A	Solids, total suspended	05/31/2011	103	lb/d	(1)	176.7	72	I	Yes
001-A	Solids, total suspended	05/31/2011	149	lb/d	(2)	262.2	76	I	Yes
001-A	BOD, 5-day, 20 deg. C	06/30/2011	69	lb/d	(1)	184.86	168	I	Yes
001-A	BOD, 5-day, 20 deg. C	06/30/2011	103	lb/d	(2)	208.56	102	I	Yes
001-A	BOD, 5-day, percent removal	06/30/2011	85	%		75.63	62	I	Yes
001-A	Solids, suspended percent removal	06/30/2011	65	%		61.34	10		
001-A	Solids, total suspended	06/30/2011	103	lb/d	(1)	355.5	245	I	Yes
001-A	Solids, total suspended	06/30/2011	149	lb/d	(2)	360.24	142	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2011	69	lb/d	(1)	105.45	53	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2011	103	lb/d	(2)	125.4	22		
001-A	Solids, total suspended	11/30/2011	149	lb/d	(2)	193.8	30		

2010

Outfall	Parameter Description	Monitoring	Permit Limits			DMR	Percent		
		Period End					Date	Value	Exceedance
001-A	BOD, 5-day, 20 deg. C	05/31/2010	69	lb/d	(1)	179.8	161	I	Yes
001-A	BOD, 5-day, 20 deg. C	05/31/2010	103	lb/d	(2)	209.35	103	I	Yes
001-A	BOD, 5-day, percent removal	05/31/2010	85	%		84.46	4		
001-A	Solids, suspended percent removal	05/31/2010	65	%		54.7	29		
001-A	Solids, total suspended	05/31/2010	65	mg/L	(2)	74	14		
001-A	Solids, total suspended	05/31/2010	103	lb/d	(1)	362.34	252	I	Yes
001-A	Solids, total suspended	05/31/2010	149	lb/d	(2)	595.85	300	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2010	69	lb/d	(1)	103.66	50	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2010	103	lb/d	(2)	140.68	37		
001-A	BOD, 5-day, percent removal	11/30/2010	85	%		84.94	0		

2010 Continued

Outfall	Parameter Description	Monitoring Period End				DMR Value	Percent Exceedence		SNC
		Date	Permit Limits						
001-A	Solids, suspended percent removal	11/30/2010	65	%		60.1	14		
001-A	Solids, total suspended	11/30/2010	103	lb/d	(1)	277.65	170	I	Yes
001-A	Solids, total suspended	11/30/2010	149	lb/d	(2)	414.62	178	I	Yes

2009

Outfall	Parameter Description	Monitoring Period End				DMR Value	Percent Exceedence		SNC
		Date	Permit Limits						
001-A	BOD, 5-day, 20 deg. C	05/31/2009	69	lb/d	(1)	180.55	162	I	Yes
001-A	BOD, 5-day, 20 deg. C	05/31/2009	103	lb/d	(2)	235.22	128	I	Yes
001-A	BOD, 5-day, percent removal	05/31/2009	85	%		83.11	13		
001-A	Solids, suspended percent removal	05/31/2009	65	%		60.23	14		
001-A	Solids, total suspended	05/31/2009	45	mg/L	(1)	46	2		
001-A	Solids, total suspended	05/31/2009	65	mg/L	(2)	80	23		
001-A	Solids, total suspended	05/31/2009	103	lb/d	(1)	327.89	218	I	Yes
001-A	Solids, total suspended	05/31/2009	149	lb/d	(2)	570.24	283	I	Yes
001-A	BOD, 5-day, 20 deg. C	06/30/2009	69	lb/d	(1)	213.84	210	I	Yes
001-A	BOD, 5-day, 20 deg. C	06/30/2009	103	lb/d	(2)	213.84	108	I	Yes
001-A	BOD, 5-day, percent removal	06/30/2009	85	%		76.92	54	I	Yes
001-A	Solids, suspended percent removal	06/30/2009	65	%		36.05	83	I	Yes
001-A	Solids, total suspended	06/30/2009	45	mg/L	(1)	55	22		
001-A	Solids, total suspended	06/30/2009	103	lb/d	(1)	392.04	281	I	Yes
001-A	Solids, total suspended	06/30/2009	149	lb/d	(2)	392.04	163	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2009	69	lb/d	(1)	130.14	89	I	Yes
001-A	BOD, 5-day, 20 deg. C	11/30/2009	103	lb/d	(2)	146.64	42	I	Yes
001-A	Solids, suspended percent removal	11/30/2009	65	%		46.54	53	I	Yes
001-A	Solids, total suspended	11/30/2009	45	mg/L	(1)	61.75	37		
001-A	Solids, total suspended	11/30/2009	65	mg/L	(2)	83	28		
001-A	Solids, total suspended	11/30/2009	103	lb/d	(1)	452.75	340	I	Yes
001-A	Solids, total suspended	11/30/2009	149	lb/d	(2)	608.56	308	I	Yes

Notes:

- (1) Average Monthly Limit
- (2) Average Weekly Limit
- (3) Average Daily Limit
- (4) Instantaneous

Significant Non-compliance:

- I - Group I Pollutant Exceeds Limit by 40% or more
- II - Group II Pollutant Exceeds Limit by 20% or more

RESPONDENT: WEST GLENDIVE WWTP
ATTACHMENT B: Discharge Monitoring Report Violations

Permit No. MT0021733
FID #2157

2011

Outfall	Monitoring Period End Date	DMR Received Date	Comments
001-A	1/31/2011	4/18/2011	DMR submitted late
001-A	11/30/2011	3/20/2012	DMR submitted late
001-N	1/31/2011	4/18/2011	DMR submitted late
001-N	11/30/2011	3/20/2012	DMR submitted late
001-N	11/30/2011	3/23/2012	DMR submitted late

2010

Outfall	Monitoring Period End Date	DMR Received Date	Comments
001-A	1/31/2010	4/18/2011	DMR submitted late
001-A	2/28/2010	4/18/2011	DMR submitted late
001-A	3/31/2010	4/18/2011	DMR submitted late
001-A	4/30/2010	4/18/2011	DMR submitted late
001-A	5/31/2010	4/18/2011	DMR submitted late
001-A	6/30/2010	4/18/2011	DMR submitted late
001-A	7/31/2010	4/18/2011	DMR submitted late
001-A	8/31/2010	4/18/2011	DMR submitted late
001-A	9/30/2010	4/18/2011	DMR submitted late
001-A	10/31/2010	4/18/2011	DMR submitted late
001-A	11/30/2010	4/18/2011	DMR submitted late
001-A	12/31/2010	4/18/2011	DMR submitted late
001-N	1/31/2010	4/18/2011	DMR submitted late
001-N	2/28/2010	4/18/2011	DMR submitted late
001-N	3/31/2010	4/18/2011	DMR submitted late
001-N	4/30/2010	4/18/2011	DMR submitted late
001-N	5/31/2010	4/18/2011	DMR submitted late
001-N	6/30/2010	4/18/2011	DMR submitted late
001-N	7/31/2010	4/18/2011	DMR submitted late
001-N	8/31/2010	4/18/2011	DMR submitted late
001-N	9/30/2010	4/18/2011	DMR submitted late
001-N	10/31/2010	4/18/2011	DMR submitted late
001-N	11/30/2010	4/18/2011	DMR submitted late
001-N	12/31/2010	4/18/2011	DMR submitted late
001-Q	3/31/2010	4/18/2011	DMR submitted late
001-Q	6/30/2010	4/18/2011	DMR submitted late
001-Q	9/30/2010	4/18/2011	DMR submitted late
001-Q	12/31/2010	4/18/2011	DMR submitted late

2009

Monitoring Period End			
Outfall	Date	DMR Received Date	Comments
001-A	11/30/2009	4/18/2011	DMR submitted late
001-A	12/31/2009	4/18/2011	DMR submitted late
001-N	11/30/2009	4/18/2011	DMR submitted late
001-N	12/31/2009	4/18/2011	DMR submitted late
001-Q	12/31/2009	4/18/2011	DMR submitted late

2008

Monitoring Period End			
Outfall	Date	DMR Received Date	Comments
001-A	2/29/2008	5/2/2008	DMR submitted late
001-A	11/30/2008	3/9/2009	DMR submitted late
001-A	11/30/2008	4/14/2011	DMR submitted late
001-A	12/31/2008	3/9/2009	DMR submitted late
001-N	2/29/2008	5/2/2008	DMR submitted late
001-N	11/30/2008	3/9/2009	DMR submitted late
001-N	12/31/2008	3/9/2009	DMR submitted late