

PUBLIC NOTICE

The Montana Department of Environmental Quality (DEQ) has received a completed application for creation of an Environmental Control Easement (ECE) at Loveland Products, Inc. (LPI), located in Lockwood, Montana. The ECE application has been submitted in accordance with Title 76, chapter 7, part 2, Montana Code Annotated (MCA). The purpose of this public notice is to inform the public of the completed application and to request comments on the application.

An ECE runs with the land in favor of the State, subject to the provisions of MCA 76-7-201 et. seq. The placement of an ECE provides an effective and enforceable means of encouraging the reuse and redevelopment of a controlled property at a level that has been determined to be safe for a specific use, while ensuring the performance of operation, maintenance, and/or monitoring requirements.

An owner, or an authorized representative, of a site may apply for approval of an ECE to DEQ and must complete the ECE application.

LPI currently is under a Corrective Action Order on Consent (MHWCAO #15-01). The Order requires LPI implement all corrective measures necessary to address any potential on- and off-site contamination, and any future releases of contaminants on the property. The ECE is intended to provide further protection for current and future land owners from exposure to any contamination present in the soil or groundwater, and to ensure corrective measures are continued, as necessary.

The public may submit written comments on the ECE application to DEQ during a comment period, which extends from February 6 through March 11, 2019. The ECE application is available online at <http://deq.mt.gov/Public/publiccomment>, and at DEQ's Waste and Underground Tank Management Bureau, Metcalf Building, 1520 E. 6th Avenue, Helena, Montana, phone 406-444-5300.

All written comments on the ECE application should be addressed to Ann Kron, DEQ, Waste Management and Remediation Division, Waste and Underground Tank Management Bureau, P.O. Box 200901, Helena, MT 59620-0901, or emailed to: DEQhazwaste@mt.gov. Interested persons may also call or email Ann Kron at 406-444-5824 or akron@mt.gov for additional information.

After consideration of the comments received, DEQ will make a final decision to either approve the ECE application or provide the applicant with a written statement of the reasons for DEQ's disapproval. Notice of DEQ's decision will then be given to the applicant and each person who submitted written comments or requested a notice of the decision. If the ECE application is approved, DEQ will prepare and execute the ECE.

Dated February 6, 2019