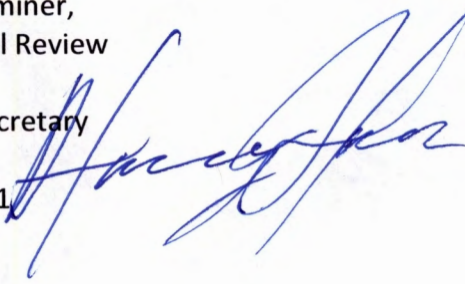




# Memo

TO: Ben Reed, Hearing Examiner,  
Board of Environmental Review

FROM: Hillary Houle, Board Secretary  
P.O. Box 200901  
Helena, MT 59620-0901 

DATE: October 25, 2016

SUBJECT: Board of Environmental Review Case No. BER 2016-10 SUB

BEFORE THE BOARD OF ENVIRONMENTAL REVIEW  
OF THE STATE OF MONTANA

IN THE MATTER OF: APPEAL THE  
CONDITIONS OF THE CERTIFICATE FOR  
TIMBRSHOR AT FINLEY POINT  
WASTEWATER SUBDIVISION REWRITE LAKE  
COUNTY E.Q. #15-1971, LAKE COUNTY,  
MONTANA

Case No. BER 2016-10 SUB

The BER has received the attached request for hearing. Also attached is DEQ's administrative document(s) relating to this request.

Please serve copies of pleadings and correspondence on me and on the following DEQ representatives in this case.

Aaron Pettis  
Legal Counsel  
Department of Environmental Quality  
P.O. Box 200901  
Helena, MT 59620-0901

John Dilliard Bureau Chief  
Public Water Bureau  
Department of Environmental Quality  
P.O. Box 200901  
Helena, MT 59620-0901

Attachments

Adam and Anne Rys-Sikora  
P.O. Box 2222  
Missoula, MT 59806

October 17, 2016

Filed with the  
MONTANA BOARD OF  
ENVIRONMENTAL REVIEW  
This 25 day of October, 2016  
at 3:00 o'clock P.m.  
By: Hillary Hale

Barb Kingery, Supervisor Subdivision Review Section  
Department of Environmental Quality  
P.O. Box 200901  
Helena, Montana 59620

Subject: Timbrshor at Finley Point Wastewater Subdivision Rewrite Lake County E.Q.  
#15-1971

Ms., Kingery,

We wish to challenge the conditions of this Certificate of Subdivision Plat Approval, and request a hearing before the Board of Environmental Review or the Department, pursuant to Section 76-4-126, MCA and the Montana Administrative Procedures Act.

Sincerely,

Adam and Anne Rys-Sikora

*Adam Rys-Sikora*  
*Adam Rys-Sikora*

## Adam Rys-Sikora

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**From:** Thomas Cox <tomcoxmt@gmail.com>  
**Sent:** Wednesday, September 28, 2016 7:52 AM  
**To:** Thomas Cox  
**Subject:** DF plan approval  
**Attachments:** EQ#15-1971 Timbrshor WW Rewrite-approved Lot Layout.pdf; EQ#15-1971 Timbrshor WW Rewrite-COSA.pdf

The Board of Directors is happy to report that we have finally received official approval from the Department of Environmental Quality (DEQ) for the drain field project! See the attached approval notification along with the updated Certificate of Subdivision Approval (COSA). It has been a long journey but we are on the verge of actually getting the construction phase of this project underway. At the request of the Board, our engineer (Hafferman Engineering) is negotiating with the proposed contractor on the community's behalf regarding final estimates for construction, a schedule, and a timeline for payment. We will update you as soon as we have that information along with next steps, documents (such as the updated User Agreement, any applicable Deed Restrictions, etc.), payment schedules, and the like. If things go as we hope, you should be prepared to make your initial payments in as short as the next few weeks (or longer) depending upon finalization of the construction plan. We are still hoping to get construction done this fall.

The Timbrshor Board