

		Agency Use	
		Permit No.:	
		Date Rec'd	
		Amount Rec'd	
		Check No.	
		Rec'd By	

FORM NOI-79	Notice of Intent (NOI) Petroleum Cleanup General Permit MTG790000
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The NOI-79 form must be completed by the owner or operator of a petroleum cleanup operation eligible for coverage under the Montana Department of Environmental Quality's (DEQ) Petroleum Cleanup General Permit (PCGP). **Please read the attached instructions before completing this form.** You must print or type legibly; forms that are not legible, not complete, or unsigned will be returned. You must maintain a copy of the completed NOI-79 form for your records.

Section A – NOI-79 Status *(If no prior NOI-79 was submitted, DEQ will assign a permit number)*

Permit Number: MTG 7 9 ☐ New ☐ Resubmitted ☐ Renewal ☐ Modification

Section B – Applicant (Owner/Operator) Information

Owner/Operator Name _____

Contact Person, *if different than Owner/Operator (name, title)* _____

Mailing Address _____

City, State, and Zip Code _____

Phone Number, Email Address _____

Section C – Activity Information:

Operation Site Name _____

Operation Site Location _____

City or Town, Zip Code, County _____

Latitude, Longitude _____, _____

Located Within Indian Country: ☐ Yes ☐ No *(If yes, obtain the permit through EPA, not DEQ)*

Was this site active or in use before 1995? ☐ Yes ☐ No

Standard Industrial Classification (SIC) Codes:
The SIC Code for oil spill cleanup is provided in box (1). If applicable, provide another SIC code which best reflects the activity in box (2).

	SIC Code	Description		SIC Code	Description
(1)	4959	Oil spill cleanup	(2)		

Section D – Outfall Description and Location(s):

MAP: Attach a map of the area, adhering to the following requirements:

- Topographic map extending at least one mile beyond property boundaries or site of the operation
- Show the outline of the facility and the location of proposed/existing intake and discharge structures
- Identify the receiving water and other surface water bodies located near the facility

Identify the receiving water(s) and outfalls where discharge will take place:

Outfall Number	Latitude	Longitude	Average discharge flow (include units)	Name of Receiving Water
001				

Section E – Additional Information

Description of treatment technology being used: _____

Is this treatment adequate to meet the effluent limits for pollutants of concern in the PCGP? ☐ Yes ☐ No

Will water treatment additives be used? ☐ Yes ☐ No

(If yes, include the Material Safety Data Sheets for review)

Are any of the receiving waters classified as A-1, A-Closed? (See [ARM 17.30.601-670](#)). ☐ Yes ☐ No

Are any of the receiving waters on the 303(d) list for pollutants in the PCGP? ☐ Yes ☐ No

Is the operation located in designated sage grouse core, general, or connectivity habitat? ☐ Yes ☐ No

(If yes, contact the [Montana Sage Grouse Habitat Conservation Program](#) for consultation and include the resulting letter with this NOI)

For New Sources, please attach the following supplemental information:

- ☐ Process flow diagram showing the water flow through the treatment system
- ☐ Laboratory analysis for potential contaminants listed in 40 CFR Part 122, Appendix D, Table II excluding pesticides (see Appendix to the NOI instructions). If the site was active before or during 1995, include additional laboratory results for lead. All analyses must be completed using approved methods in 40 CFR 136 and must meet the Required Reporting Values (RRVs) in Circular DEQ-7.
- ☐ Contact the [Montana Natural Heritage Program](#) for project review and attach the resulting analysis
- ☐ Contact the [Montana State Historic Preservation Office](#) for project review and attach the resulting analysis

Section F – Certification

All Applicants Must Complete the Following Certification:

I certify under penalty of law that this document and all attachments are accurate and true. I am aware that there are significant penalties for submitting false information; including the possibility of fine and imprisonment for knowing violations. [75-5-633, MCA].

Name (Type or Print)

Title (Type or Print)

Phone Number

Signature

Date Signed

Notice of Intent (NOI-79) Instructions

Petroleum Cleanup General Permit MTG790000

The NOI-79 form must be completed by the owner/operator of the petroleum cleanup operation eligible for coverage under DEQ's Petroleum Cleanup General Permit. Corresponding documents and related forms are available on DEQ's website at: <http://deq.mt.gov/water/resources/Forms> or from DEQ by calling (406) 444-5546. ***Do not use this form to transfer permit coverage to a new owner or operator. For a permit transfer you must use Form PTN.***

You must provide a complete NOI package before DEQ can authorize your proposed petroleum cleanup activity. A complete package includes all requested information on the NOI-79 form, submittal of applicable fees, and completed certification by the appropriate signatory.

Fee Information: Each NOI-79 option requires a fee as found in the Administrative Rules of Montana (ARM) 17.30.201.

- New Application: \$1,200
- Resubmitted Application: \$500
- Renewal Application: \$800
- Modification: \$500

Please type or print legibly; applications that are not legible or incomplete will be returned. Responses must be self-explanatory and must not refer exclusively to attached maps, plans, or documents. You must maintain a copy of the general permit and completed NOI-79 form for your records. The completed form and fee can be submitted as follows:

- Online Submission: Fees, Applications, and Compliance Tracking System (FACTS) at <http://deq.mt.gov/Public/FACTS>
- Mail-in Submission: Montana Department of Environmental Quality, Water Protection Bureau, PO Box 200901 Helena, MT 59620-0901

SPECIFIC ITEM INSTRUCTIONS

Section A – NOI-79 Status and Fee

Permit Number: Leave this blank if this is your first submission under the general permit. Otherwise, provide your MPDES permit number (beginning with MTG79) previously assigned by DEQ.

- New: Check this box if this is the first NOI submission for this operation under the general permit.
- Resubmitted: If your previously submitted NOI was returned to you as deficient or incomplete, check resubmitted
- Renewal: Check this box if your operation is currently covered under the 2013-General Permit and you wish to continue coverage
- Modification: Check this box if there is a change in the operation or site information. (This does not apply to permit transfers.)

Section B – Applicant (Owner/Operator) Information

Owner/Operator Name: Give the legal name of the person, business, or other entity that owns, operates, controls, or supervises the petroleum cleanup operation. **The permit will be issued to the entity identified in this section.** The owner/operator assumes all liability for discharges from the site and compliance with the terms and conditions of the general permit. If the owner/operator is other than an individual or government entity, it must be registered with the Montana Secretary of State's office.

Contact Person (if different than Owner/Operator): The applicant contact person must be thoroughly familiar with the petroleum cleanup operation and the facts reported in this form. DEQ must be able to contact this person for additional information.

Complete the contact information as requested (mailing address, city, state, zip code, phone number, and email address).

Section C – Activity Information

Operation Site Name: Give the facility's official or legal name. Do not use a colloquial name. The facility name means the building, structure, process, source, or physical site from which pollutants or wastes will be collected, generated, stored, treated, or discharged.

Operation Site Location: This description may be a physical address or description of how the site may be accessed. P.O. Boxes are not acceptable. If the street address is not available, include the nearest intersection or other identifying information.

City or Town, Zip Code, County: This is the city or town that is closest to the operation site.

Latitude, Longitude: Latitude and longitude coordinates must be accurate. DEQ prefers the location be specified in decimal degrees, accurate to the fourth decimal place. If the preferred decimal degrees are not used, then the coordinates must be provided in degrees, minutes, and seconds, accurate to the nearest second. Geographic information may be obtained at <http://nris.msl.mt.gov/> and <http://deq.mt.gov/Water/Resources/cwaic>.

Answer the provided questions regarding location in Indian Country and additional site activity.

Standard Industrial Classification (SIC) Codes: The NOI-79 lists the primary SIC code for oil spill cleanup. If there is another SIC code for another activity, then list that four-digit SIC code in box (2). List the SIC code that best describes the operation. SIC Codes and conversions from the newer North American Industry Classification System can be found at <http://www.census.gov/epcd/www/naics.html> and <http://www.osha.gov/pls/imis/sicsearch.html>.

Section D – Outfall Description and Location(s)

MAP: Attach a topographic map of the area extending at least one mile beyond the property or site boundaries. The map must be easily legible and show the operation boundaries and receiving water. NOI-79 forms submitted with incomplete or illegible maps will be considered incomplete and returned with instructions to provide an appropriate map.

Identify the receiving water(s) and outfalls where discharge will take place:

Provide a list of all discharge locations (outfalls) and their latitude, longitude, average discharge flow, and receiving water name. For renewals, use the outfall number(s) specified in the current authorization. For new projects, list all outfalls starting with 001 and continuing 002, 003, etc.

Section E – Additional Information

Describe the treatment technology being used at the site and answer the provided questions. For questions regarding the receiving water(s), classifications and impairment information can be found on the Clean Water Act Information Center (CWAIC) website at <http://deq.mt.gov/Water/Resources/cwaic>

Visit the Montana Sage Grouse Habitat Conservation Program website (<https://sagegrouse.mt.gov/>) to determine if the proposed operation is located in designated sage grouse core, general, or connectivity habitat. If so, submit an application to the program and attach the resulting consultation letter to this NOI.

For new sources, be sure to include **all** requested supplemental information that is applicable to the facility. NOI forms submitted without the necessary supplemental information listed in Section E will be considered incomplete and returned.

Prior to any authorization, the applicant must submit applicable surface water and/or groundwater analyses including all parameters in 40 Code of Federal Regulations (CFR) Part 122, Appendix D, Table II, excluding pesticides (see Appendix to these instructions). If the analyses demonstrate that toxic pollutants are present, other than what is expected in petroleum cleanup fuels, the applicant must seek coverage by submitting an individual MPDES permit application.

Additionally, if the petroleum cleanup site seeking authorization was active before or during 1995, a lead sample analysis must be submitted prior to discharge. If lead is known to be present, discharge is prohibited under this PCGP.

Laboratory analysis for parameters of concern must be completed using approved methods in 40 CFR 136 and must meet the Required Reporting Values (RRVs) in Circular DEQ-7.

All new sources/facilities must contact both the Montana Natural Heritage Program (MNHP) and the Montana State Historical Preservation Office (SHPO) for project review. Please attach the resulting analyses to the NOI.

- MNHP: <http://mtnhp.org/>
- SHPO: <http://mhs.mt.gov/shpo/>

Section F - Certification

This is certification that the applicant will comply with the terms and conditions of the General Permit. Certification must be completed by the applicant (owner/operator) responsible for the authorization as identified in Section B and as described in ARM 17.30.1323 (summarized below):

- For a corporation, by a principal officer of at least the level of vice president
- For a partnership or sole proprietorship, by a general partner or the proprietor, respectively
- For a municipality, state, federal, or other public facility, by either a principal executive officer or ranking elected official.

APPENDIX A

TABLE II - ORGANIC TOXIC POLLUTANTS IN EACH OF FOUR FRACTIONS IN ANALYSIS BY GAS CHROMATOGRAPHY/MASS SPECTROSCOPY (GS/MS)

<i>Volatiles</i>	2A 2,4-dichlorophenol	17B 4-chlorophenyl phenyl ether
1V acrolein	3A 2,4-dimethylphenol	18B chrysene
2V acrylonitrile	4A 4,6-dinitro-o-cresol	19B dibenzo(a,h)anthracene
3V benzene	5A 2,4-dinitrophenol	20B 1,2-dichlorobenzene
5V bromoform	6A 2-nitrophenol	21B 1,3-dichlorobenzene
6V carbon tetrachloride	7A 4-nitrophenol	22B 1,4-dichlorobenzene
7V chlorobenzene	8A p-chloro-m-cresol	23B 3,3'-dichlorobenzidine
8V chlorodibromomethane	9A pentachlorophenol	24B diethyl phthalate
9V chloroethane	10A phenol	25B dimethyl phthalate
10V 2-chloroethylvinyl ether	11A 2,4,6-trichlorophenol	26B di-n-butyl phthalate
11V chloroform		27B 2,4-dinitrotoluene
12V dichlorobromomethane	<i>Base/Neutral</i>	28B 2,6-dinitrotoluene
14V 1,1-dichloroethane	1B acenaphthene	29B di-n-octyl phthalate
15V 1,2-dichloroethane	2B acenaphthylene	30B 1,2-diphenylhydrazine (as azobenzene)
16V 1,1-dichloroethylene	3B anthracene	31B fluoroanthene
17V 1,2-dichloropropane	4B benzidine	32B fluorene
18V 1,3-dichloropropylene	5B benzo(a)anthracene	33B hexachlorobenzene
19V ethylbenzene	6B benzo(a)pyrene	34B hexachlorobutadiene
20V methyl bromide	7B 3,4-benzofluoranthene	35B hexachlorocyclopentadiene
21V methyl chloride	8B benzo(ghi)perylene	36B hexachloroethane
22V methylene chloride	9B benzo(k)fluoranthene	37B indeno(1,2,3-cd)pyrene
23V 1,1,2,2-tetrachloroethane	10B bis(2-chloroethoxy)methane	38B isophorone
24V tetrachloroethylene	11B bis(2-chloroethyl)ether	39B naphthalene
25V toluene	12B bis(2-chloroisopropyl)ether	40B nitrobenzene
26V 1,2-trans-dichloroethylene	13B bis (2-ethylhexyl)phthalate	41B N-nitrosodimethylamine
27V 1,1,1-trichloroethane	14B 4-bromophenyl phenyl ether	42B N-nitrosodi-n-propylamine
28V 1,1,2-trichloroethane	15B butylbenzyl phthalate	43B N-nitrosodiphenylamine
29V trichloroethylene	16B 2-chloronaphthalene	44B phenanthrene
31V vinyl chloride		45B pyrene
		46B 1,2,4-trichlorobenzene
<i>Acid Compounds</i>		
1A 2-chlorophenol		