Message

From: Hanson, Robyn [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C4CD36EF688F47ABA2373A33B5D9B8FF-HANSON, ROB]
Sent: 3/26/2021 2:46:27 AM
To: Cathy Laughner [cathyl@bkbh.com]
CC: Thomas Jodoin [TJODOIN@helenamt.gov]
Subject: RE: Helena - Fort Harrison MOU Addendum
Attachments: Addendum to MOU with City re Wastewater_EPA comments back to City_3-25-21.docx

Cathy,

EPA has reviewed the proposed MOU amendment and made some suggested revisions for your consideration with Major Marquis. Please see the attached redline.

Our revisions seek to clarify that the DVA and DMA are not the industrial users or dischargers. Instead, they have authority over various entities (IUs) within the Fort Harrison military installation that use, or may in the future use, the Sewer Line. We also made a few clerical-type edits for consistency.

We inserted (new) Paragraph 3 to ensure the requirement in Paragraph 111 of our proposed AOC is fully addressed.

Finally, please note that in offering these suggested revisions, EPA provides no position on Paragraphs 4-7's attribution to the City of existing CWA or other authority under the City's Industrial Pretreatment Regulations or Code. We have insisted on the City obtaining an interagency agreement due to our outstanding concern that the City has not demonstrated that it has existing authorities in satisfaction of 40 C.F.R. § 403.8(f)(1). The attached revisions, if agreed to in an executed MOU amendment that is authorized under State law, will satisfy our concerns.

Regards,
Robyn

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402.0044.2020_HelenaWWTP

From: Cathy Laughner <cathyl@bkbh.com>
Sent: Wednesday, March 17, 2021 10:13 PM
To: Hanson, Robyn <Hanson.Robyn@epa.gov>
Cc: Thomas Jodoin <TJODOIN@helenamt.gov>
Subject: Helena - Fort Harrison MOU Addendum

Robyn,
Would you please review the attached document prepared by Major Marquis and let us know if it can be used to satisfy EPA's requirement in paragraph 111. If so, I can redline that paragraph and work to get the MOU executed.
Thank you.
Cathy Laughner