Notice of Recommendation on an
Application for a Ground Water Discharge Plan filed by Powertech (USA), Inc.

Notice is hereby given that the South Dakota Department of Environment and Natural Resources (Department) has received an Application for a Ground Water Discharge Plan from Powertech (USA), Inc. The application is related to the land application of treated wastewater at their proposed mining facility in Custer and Fall River Counties, South Dakota. The legal location of the land application operation is portions of Sections 29, 30, 31, 32, 34 and 35, T6S-R1E and portions of Sections 2 and 3, T7S-R1E; approximately 13 miles northwest of Edgemont, SD. The Ground Water Discharge Plan will consist of a facility construction permit, a ground water discharge permit and a water quality variance.

The Secretary of the Department of Environment and Natural Resources is recommending conditional approval of Powertech's Ground Water Discharge Plan. Conditions of the Ground Water Discharge Plan consist of land application effluent requirements, effluent, soil, stream and ground water monitoring and reporting requirements, application rate requirements, runoff prevention, contingency plan requirements, and technical revision authorization. The recommended conditions may be viewed at the Department's website at: http://denr.sd.gov/des/gw/Powertech/Powertech_GW_Discharge_Permit.aspx

Any interested person may file a petition to initiate a contested case on the application or the Department's recommendation pursuant to ARSD Chapter 74:50:02 within 30 days. All petitions must be filed with DENR and postmarked by January 18, 2013. If no petitions are filed, the application for a plan will become final without a hearing in accordance with ARSD Chapter 74:54:02:09.

Any person desiring further information or list of recommended conditions may contact Matt Hicks at the South Dakota Department of Environment and Natural Resources, Ground Water Quality Program, 523 East Capitol Avenue, Joe Foss Building, Pierre, South Dakota 57501, Phone: 605-773-3296.

Steven M. Pirner
Secretary

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