PUBLIC NOTICE

[illegible] NORTH DAKOTA PUBLIC SERVICE COMMISSION
[illegible]ton Wind IV, LLC
[illegible] MW Wind Energy Center - Burleigh County
Siting Application
Case No. PU-11-646

NOTICE OF FILING AND NOTICE OF HEARING
November 23, 2011

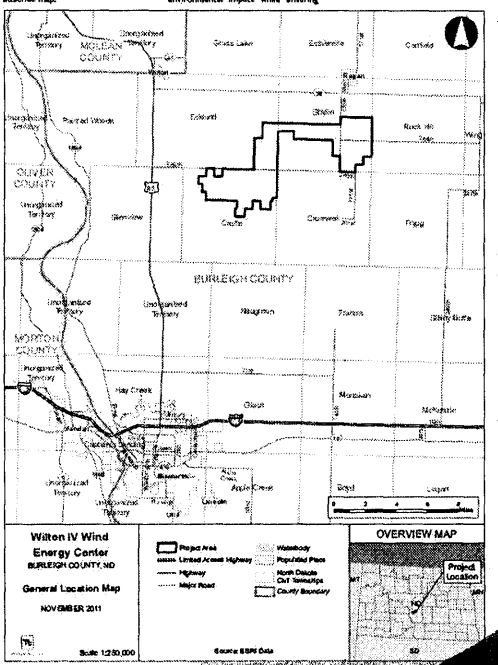
On November 9, 2011, Wilton Wind IV, LLC filed an application for a certificate of site compatibility to authorize construction of the 99 MW Wilton IV Wind Energy Center consisting of up to 62 wind turbine generators and associated facilities in Burleigh County, North Dakota as shown on the attached map.

A Public Hearing on the application is scheduled to begin on December 19, 2011 at 10:00 a.m. CST at the Public Service Commission Hearing Room, 12th Floor, State Capitol, 600 E. Boulevard Ave., Bismarck, ND 58505.

The issues to be considered are:
1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify the Commission, at least 24 hours in advance.

PUBLIC SERVICE COMMISSION
Kevin Cramer, Commissioner
Tony Clark, Chairman
Brian P. Kalk, Commissioner



11/28 & 12/14 - 607424

Request for Proposals
Sealed Proposals will be received by the Minnesota Service Cooperatives (MSC) and the North Dakota Educators Service Cooperative (NDESC) until:
1:00 p.m. CST,
Monday, December 19, 2011
For: A. Science Equipment and Supplies (MSC RFP 11.A.1), B. Family and Consumer Science Equipment and Supplies (MSC RFP 11.F.1).
Each bid package consists of three or more parts:
Part A – Instructions to Vendors
Part B – Technical Specifications
Part C – Proposal Forms
Conformity with the instructions, technical specifications, RFP forms, terms of delivery and other conditions shall be imposed. Specifications and forms may be obtained by contacting Doug Koch at 218-739-3273 or dkoch@mscs.org.
Proposals must be submitted to MSC, 1001 E. Mount Faith Av., Fergus Falls, MN 56537. An RFP security in the amount of $1000.00 must accompany the proposal. This may be in the form of a bid bond, certified or cashier's check, or money order made payable to MSC. Proposals will be opened after 1:30 p.m. CST on December 19, 2011 at the MSC office. MSC reserves the right to award a contract, for each category, to one respondent, make multiple awards, or reject any or all proposals.
11/28 & 12/5 - 607413

ABBREVIATED NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
relating to
N.D.A.C. Chapter 75-02-02.1 and 75-02-02.2 Eligibility for Medicaid and Children's Health Insurance Program
North Dakota Department of Human Services
will hold a public hearing to address proposed changes to the N.D. Admin. Code.
AV Room – Room 212
Second Floor
Judicial Wing
State Capitol, Bismarck
Wed., Dec. 28, 2011
2:00 p.m. CT
Copies of the proposed rules are available for review at county social services offices and human service centers. Copies of the proposed rules and the regulatory analysis relating to these rules may be requested by telephoning (701) 328-2311. Written or oral data, views, or arguments may be entered at the hearing or sent to: Rules Administrator, North Dakota Department of Human Services, State Capitol – Judicial Wing, 600 East Boulevard Ave., Dept. 325, Bismarck, ND 58505-0250. Written data, views, or arguments must be received no later than 5:00 p.m. on Monday, January 9, 2012. If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the Department of Human Services at the above telephone number or address at least two weeks prior to the hearing.
Dated this 18th day of Nov., 2011.
11/28 - 607420

NOTICE OF PUBLIC HEARING TO AMEND WORKFORCE SAFETY & INSURANCE MEDICAL FEE SCHEDULES
relating to ambulatory fee schedule, ambulatory surgical center fee schedule, outpatient hospital fee schedule, medical fee schedule, fee schedule hierarchy, inpatient DRG outlier target calculation, and pharmacy fee schedule.
WORKFORCE SAFETY & INSURANCE
Board Room
Century Center
1600 East Century Ave
Bismarck ND
Tuesday, December 20, 2011, at 10:00 a.m. CT (and will be teleconferenced to the conference room of the WSI Fargo office located at 2601 13 Ave. SW, Fargo, ND)
A copy of the proposed amendments to the medical fee schedule may be obtained by writing to Workforce Safety & Insurance, Attn: Tom Solberg, PO Box 5585, Bismarck, ND 58506-5585 or calling 800-777-5033 or TTY (701) 328-3796. Written comments may be submitted to Workforce Safety & Insurance, Tom Solberg, Medical Services Director, P.O. Box 5585, Bismarck, ND 58506-5585, until the close of business, December 20, 2011.
If you plan to attend the public hearing and require special accommodations relating to a disability, please contact Workforce Safety & Insurance at the above telephone number or address at least five days prior to hearing.
Dated this 22nd day of November, 2011.
Tom Solberg
Medical Services Director
11/28 - 607417

ADVERTISEMENT FOR BIDS
The City of Bismarck is seeking cost proposals from qualified manufacturers or their representatives to provide One (1) or More Rear-Loading Refuse Collection Body(ies). Proposals for the body(ies) for the City of Bismarck will be received by the Board of City Commissioners of the City of Bismarck in the office of the City Administrator, until three (3:00) o'clock p.m., Thursday, December 8, 2011. Bids will be publicly opened and reviewed at four (4:00) o'clock p.m., on Thursday, December 8, 2011.
The proposals must be mailed to the City Administrator (PO Box 5503, Bismarck ND 58506-5503) or otherwise deposited with the City Administrator (221 North Fifth Street, Bismarck ND 58501) and shall be sealed and endorsed "Proposals for Furnishing Equipment - Rear-Loading Refuse Collection body(ies)". If a bid is to be faxed, the bid must be sent to a bidder's agent independent of the City of Bismarck, placed in a sealed envelope, labeled according to this specification and delivered to the office of the City Administrator prior to the bid deadline.
A certified check of the bidder on a North Dakota bank or a bidder's bond in an amount equal to five (5) percent of the gross sum bid must accompany each proposal. Checks or bonds of the unsuccessful bidders will be returned to them after making the award.
Bids must be submitted on blanks furnished by the City of Bismarck and in accordance with specifications and conditions therein contained. Copies of proposal blanks and specifications may be obtained from the Director of Public Works.
All bidders are invited to be present at the opening of the proposals.
The right is reserved to hold all bids for a period of forty-five (45) days, or reject any and all bids, to waive technicalities or to accept such as may be determined to be for the best interest of the City of Bismarck.
City of Bismarck
W.C. Wocken
City Administrator
11/22 & 28 - 607402

Request for Proposals
for
One-Call Notification Center
The North Dakota One Call Board requests proposals from qualified notification center vendors to operate a One-Call Excavation Notice System according to Chapter 49-23 NDCC. Interested firms should contact us at: http://ndgovernment.gov/ndonecall/Request_for_Proposal/Only%20Call%20RFP%202011_final_edition.pdf to download a full copy of the RFP or contact Brenda Derrig at the City of Fargo Engineering Department, 200 3rd Street North, Fargo ND 58102 at (701) 241-1545 or bderrig@cityoffargo.com.
All proposals received by 2 PM on December 21st will be given equal consideration.
11/25, 28 & 12/5 - 607411

Name, Address and Telephone No. of Attorney
Robert E. Rosenvold
Attorney ID #03059
OHNSTAD TWICHELL, P.C.
901 - 13th Avenue East
P.O. Box 458
West Fargo, ND 58078-0458
TEL: (701) 282-3249
FAX: (701) 282-0825
Attorney for Personal Representative

IN THE DISTRICT COURT
OF BURLEIGH COUNTY,
STATE OF NORTH DAKOTA
In the Matter of the Estate of
Eleanor A. Hartinson, Deceased
Court File No. 08-2011-PR-249

NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of the above estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Nancy Thiel, Personal Representative of the Estate, at 447 E. Brandon Drive, Bismarck, ND 58503, or filed with the Court.
Dated this 16th day of November, 2011.
/s/ Nancy Thiel
Nancy Thiel
Personal Representative of the Estate of Eleanor A. Hartinson, deceased
447 E. Brandon Drive
Bismarck, ND 58503
First publication on the 21st day of November, 2011.
11/21, 28 & 12/5 - 607397

ADVERTISEMENT FOR BIDS
Sitting Bull College will receive bids on **December 29, 2011** for the construction of the **NATIONAL NATIVE AMERICAN SCENIC BYWAY VISITOR INFORMATION SITES**. Separate sealed proposals for General construction, shall be delivered to the Sitting Bull College Science Building located at 9299 Highway 24, Fort Yates, North Dakota no later than **2:00 PM CT** at which time qualified submittals will be publicly opened and read.
Each bid shall be accompanied by a Bid Bond in the amount of (5%) of the Base Bid including deduct alternates and be made payable to Sitting Bull College. The bid bond shall be executed by the bidder as principal, being as surety a company [illegible] business in the state of [illegible]. Upon delivery of a contract [illegible] bidder, the Contractor [illegible] a Payment & Performance [illegible] each in (100%) of the contract [illegible] to insure performance and material payments to all persons involved in construction on said project.
The sealed bid proposal envelope shall contain bid forms in duplicate, and on its exterior the name of bidder, address, name and location of project, classification of work, license number and classification of bidder, and acknowledgment of receipt of all addenda.
Bidders attention shall be called to all relevant sections of the North Dakota State Century Code regulating submittal of bids for Public Building Construction. All bidders must be licensed for the highest amount of their bids, as provided by Section 43-07-05. No bid will be read or considered which does not fully comply with the State Standards, and all deficient proposals will be resealed and returned to the bidder immediately.
All bids will be made on the basis of cash payment for such work. After bid opening the Owner will return the bid security of all except the three lowest responsible bidders. When the Contract is awarded, the remaining unsuccessful bidder's bond will be returned. The Owner reserves the right to reject any or all bids, and further reserves the right to award the Contract in the best interests of the Owner. The Owner reserves the right to hold this three low bids for a period of thirty (30) days after the date of the bid opening.
Tribal...Employment...Rights...Ordinance (TERO): The successful bidder must comply with the provisions of the Tribe's TERO, including any licensing requirements. Contact the local Tero Office, (Anna Carter 1-701-854-7295) at Fort Yates in developing their work plan and follow the ordinance requirements.
Bidders on this work will be required to comply with Executive Orders No. 11246, as amended, 11458, 11518, and 11625. The requirements for bidders and contractors under these orders are explained in the specifications. A minority preference of 5.25% has been approved by the Owner for Prime Bidding Contractors on this project. Contractors wishing to be considered for this preference shall include proof of their minority contractor status with the bid. Bidders on this work will be required to comply with the Clean Air Act (CCA) and the Environmental Protection Agency's (EPA) authority. As a result the bidders will be required to add an additional 1% tax on the total cost of their sales for the project.
The project consists of various site improvements including sidewalks, fencing, benches, flagpoles, construction of four wooden pergolas, etc. for four visitor information sites, including the Cannonball Monument Site near Cannonball, ND; the Sitting Bull Burial Site and Standing Rock Monument Site in Fort Yates, ND; the Indian Memorial Site near Mobridge, SD.
Plans and specifications will be available at the following places for examination: Barnick-Mandan Exchange, Construction Plans of Bismarck, Minot, Dickinson, Grand Forks, Williston, Minority Contractors, Fargo-Moorhead, and Minority Business Development, all of North Dakota. The Construction Industry Center, Sioux Falls Exchange, Flatt Exchange & Aberdeen, all of South Dakota. Minneapolis, St. Paul, Reed Construction and EMC Dodge/Sam Corporation all of Minnesota. Billings Builders Exchange of Montana.
The documents may further be reviewed in the office of the Owner or Architect. Bidding Contractors having the proper class of North Dakota Contractor's license may obtain copies of the documents from Uhl Design Group, P.C., 1710 Burnt Boat Drive, Ste. 3, Bismarck, ND 58503-0417, upon receipt of a $50.00 deposit, refundable upon return of unmarked documents within (10) ten days of bid opening. Partial sets or individual sheets are not available. Any bid not prepared and submitted in accordance with the provisions hereof, shall be considered non-responsive. The Owner may waive any formalities, and reserves the right to reject any or all bids. The Owner further reserves the right to hold all legitimate proposals for a period of (30) thirty days after the date fixed for opening thereof.
11/28, 12/5 & 12 - 607416

ADVERTISEMENT FOR BIDS
The City of Bismarck, North Dakota will receive sealed bids until 10:00 a.m. December 5th, 2011 at the Bismarck Police Department, 700 South Ninth Street, Bismarck, North Dakota 58504, for the Towing Contract for the City of Bismarck for the year of 2012. All sealed bids shall be marked with "Tow Contract Bid" and should be addressed to Lt. Steve Kilde, Traffic Section Commander.
All bids will be publicly opened and read at 10:30 a.m. on December 5th, 2011 at the Bismarck Police Department, 700 S. 9th Street, Bismarck, North Dakota 58504. All bidders are invited to be present at the opening of the bids.
Bidders shall submit their sealed bids as per specifications and on a bid form provided by the City of Bismarck which are filed in the office of the Traffic Section Commander of the Bismarck Police Department, 700 S 9th, Bismarck, North Dakota 58504 and are available by contacting Lt. Steve Kilde at 701-223-1312.
The Board of City Commissioners reserves the right to reject any and all bids and to waive technicalities or to accept such as may be determined to be for the best interest of the City of Bismarck.
11/21 & 28 - 607398

ABBREVIATED NOTICE OF INTENT TO AMEND ADMINISTRATIVE RULES
relating to
N.D.A.C. Chapter 75-02-10
Basic Care Assistance Program and to create
N.D.A.C. Chapter 75-03-24
Expanded Service Payments to the Elderly and Disabled
North Dakota Department of Human Services
will hold a public hearing to address proposed changes to the N.D. Admin. Code.
AV Room – Room 212
Second Floor
Judicial Wing
State Capitol, Bismarck
Thurs., Dec. 29, 2011
2:00 p.m. CT
Copies of the proposed rules are available for review at county social services offices and human service centers. Copies of the proposed rules and the regulatory analysis relating to these rules may be requested by telephoning (701) 328-2311. Written or oral data, views, or arguments may be entered at the hearing or sent to: Rules Administrator, North Dakota Department of Human Services, State Capitol – Judicial Wing, 600 East Boulevard Ave., Dept. 325, Bismarck, ND 58505-0250. Written data, views, or arguments must be received no later than 5:00 p.m. on Monday, January 9, 2012. If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the Department of Human Services at the above telephone number or address at least two weeks prior to the hearing.
Dated this 18th day of Nov., 2011.
11/28 - 607419

NOTICE OF PROPOSALS
(Sec. 11.1-26 and 54-44.7 ND CC)
NOTICE IS HEREBY GIVEN that the Burleigh County Board of Commissioners, Burleigh County, North Dakota will accept proposals until Friday, December 9, 2011 at 11:00 A.M. (Local Time). Proposals will be opened at that time in the 1st Floor Conference Room of the City/County Building, located at 221 N. 5th St. in Bismarck, ND. After an evaluation and selection process the results will be presented to the County Commission on Monday, December 19, 2011, in the Tom Baker room of the City/County building for their approval.
DESCRIPTION OF PROJECT: The project will included a space study of the existing County Highway Department's needs, and the design, plan preparation and construction administration for the Burleigh County Highway Department's garage near Bismarck, ND. The building will be approximately 30,000 sq. ft. and consists of heated garage area, warm vehicle storage area and engineering office space. The selected firm will work with the Highway Department to meet all required state, local and federal standards and will produce a set of plans, specifications and cost estimates for bidding and construction of the garage no later than Feb. 1, 2012.
EVALUATION AND SELECTION PROCESS: Consulting firms interested in performing the work shall submit five (5) copies of their proposal to: **COUNTY AUDITOR/TREASURER, P.O. Box 5518, 221 N. 5TH ST, BISMARCK, NORTH DAKOTA 58506.** Burleigh County will only consider proposals received on or before 11:00 AM (Local time) on December 9, 2011. Late proposals will be considered unresponsive and will not be considered.
Selection will be on the basis of the following criteria:
1) Recent, current, and projected workloads
2) Staff Experience and Technical Capabilities
3) Related Experience and Performance records on similar projects
4) Understanding of Project and Proposed Work Approach
5) Current fee rates (Required for proposal, but not used in the selection process)
6) Willingness to meet time and budgetary requirements
7) Past Performance
RIGHT OF REJECTION: The Board reserves the right to reject any and all proposals; to waive technicalities or to accept such as may be determined to be in the best interest of the County.
DISCLOSURE OF PROPOSAL: The contents of all proposals will be subject to the Open Records Law and may be open to inspection by interested persons. Any information included in the proposal that the proposing party believes to be a trade secret or proprietary information, must be clearly identified in the proposal. Any identified information recognized as such and protected by law may be exempt from disclosure.
REQUEST FOR PROPOSAL INFORMATION AND QUESTION: Questions regarding the Request for Proposal should be directed to Marcia J. Hall, PE Burleigh County Engineer, 2000 N 32nd Street, Bismarck, ND 58501, telephone (701) 221-6870.
BY ORDER OF THE BOARD OF COMMISSIONERS BURLEIGH COUNTY, NORTH DAKOTA
This 7th day of November, 2011.
KEVIN J. GLATT,
Burleigh County Auditor/Treasurer
11/14, 21 & 28 - 607380

NOTICE OF PROPERTY
PLEASE TA[illegible] that a private sale of all prop[illegible] to be held on Monday, December 5, 2011 at 1100 Industrial Drive, Bismarck, ND 58501 for storage units leased by the following tenants of Bismarck Storage LLC/Property 94: Pam Irvine and Dale Frohlich. This private sale is cash and carry, all sales final.
11/21 & 28 - 607396

IN THE DISTRICT COURT OF BURLEIGH COUNTY, STATE OF NORTH DAKOTA
In the Matter of the Estate of
PETER A. HOGUE, Deceased
Probate No. 08-2011-PR-248

NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned have been appointed co-personal representatives of the above estate. All persons having claims against the said deceased are required to present their claims within three (3) months after the date of the first publication of this notice or said claims will be forever barred. Claims must either be presented to Karen G. Hogue and David J. Hogue, Co-Personal Representatives of the estate, at 2535 Elk Drive, P.O. Box 1000, Minot, ND 58702-1000, or filed with the Court.
Dated this 21st day of November, 2011.
/s/ Karen G. Hogue
Karen G. Hogue
/s/ David J. Hogue
David J. Hogue
David J. Hogue - #04496
PRINGLE & HERIGSTAD, P.C.
2525 Elk Drive
P.O. Box 1000
Minot, ND 58702-1000
(701) 852-3081
Attorneys for Co-Personal Representatives
First publication on the 28th day of November, 2011.
11/28, 12/5 & 12 - 607402

ABBREVIATED NOTICE OF INTENT TO ADOPT AND AMEND ADMINISTRATIVE RULES
relating to
Definitions, Veterans' Rights, Contributions, Retirement Benefits and Disability Benefits
ND Retirement and Investment Office
(ND Teachers' Fund for Retirement)
will hold a public hearing to address proposed changes to the N.D. Admin. Code, Title 82.
Peace Garden Room
State Capitol
Bismarck, ND
Thurs., Jan. 26, 2012
1:00 p.m. CT
The proposed rules are available on the NDTFFR website at www.ndgovernment/rtf/rtf/Administrative_Rules_Changes/default.htm or a copy of the proposed rules may be requested by contacting the ND Retirement and Investment Office, 1600 Burnt Boat Drive, P.O. Box 7100, Bismarck, ND 58507, or phone (701) 328-9885. Also, written comments may be submitted to this address until 5:00 p.m. on February 10, 2012. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the ND Retirement and Investment Office at the above telephone number or address at least three days before the public hearing.
Dated this 18th day of Nov., 2011
/s/ Fay Kopp, Deputy Director and Chief Retirement Officer
11/28 - 607421

Request for Proposals
SOLID WASTE COLLECTION & DISPOSAL
The Standing Rock Housing Authority (S.R.H.A.) hereby solicits for proposals to provide solid waste services for approximately 320 Low Rent Units and 419 Limited Partnership housing units. These housing units are to be maintained with solid waste collection units and serviced on a regularly scheduled basis. SRHA housing units are located throughout the Standing Rock Indian Reservation in eight separate districts. SRHA reserves the right to reject any and all proposals based on the best interest of the Standing Rock Housing Authority.
This request for proposals is subject to all applicable Federal, State, and Tribal Rules and Regulations for a complete listing of proposal requirements please contact Mr. Gary Allders, Procurement, at (701) 854-7549.
Please submit your written proposal to Standing Rock Housing Authority, Attn: Solid Waste Collection & Disposal, P.O. Box 769, Fort Yates, ND 58538. Proposals will be accepted until close of business November 30, 2011.
11/5, 7, 10, 14, 17, 21, 24 & 28 - 607352

U.S. ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE
OF NPDES PERMIT
RE-NOTICE FOR PUBLIC COMMENT: Effluent Limit Guideline derived Effluent Limits for the National Pollutant Discharge Elimination System (NPDES) Permit for Mandan, Hidatsa, and Arikara Nation's (MHA) Clean Fuels Refinery
PURPOSE OF PUBLIC NOTICE
The Environmental Protection Agency, Region 8, is withdrawing and re-noticing as draft permit conditions, for public review and comment, certain provisions of the final NPDES permit that the Region issued to MHA Nation Clean Fuels Refinery on August 4, 2011 and which became effective on October 1, 2011 (August 2011 Permit). This action is being taken to address changes to the August 2011 permit and to provide additional opportunity to comment on those certain permit conditions.
PERMIT INFORMATION
PERMITTEE NAME:
MHA Nation Clean Fuels Refinery
FACILITY CONTACT:
Richard Mayer
PHONE/EMAIL:
(701) 627-8252/rmayer@mhanation.com
NPDES PERMIT NUMBER:
ND-0030998
The MHA Nation Clean Fuels Refinery discharges to an unnamed tributary to the East Fork of Shell Creek which is tributary to Lake Sakakawea. The refinery location is in the northeast corner of the Fort Berthold Indian Reservation in Ward County, North Dakota. Authorization for discharge is limited to only those outfalls specifically listed in the permit.
THE EPA, REGION 8, DETERMINATIONS TO RE-NOTICE
EPA Region 8 is withdrawing and re-noticing as draft permit conditions certain provisions of the final NPDES permit that the Region issued to MHA Nation Clean Fuels Refinery on August 4, 2011. Specifically, the Region is withdrawing and re-noticing as draft permit conditions only those provisions involving calculations used to derive a limited set of technology based effluent limit. Therefore, this public notice involves only EPA's new calculations and the revised limitations derived from those calculations. No other changes were made to the original Fact Sheet or Permit, and EPA will accept public comments only for those effluent limitations withdrawn and issued for public comment in this notice. See in re. Cortola Copper Company, 11 E.A.D. 693, 734 (EAB 2004).
The Region is re-public noticing a portion of those effluent limitations located in Section 1.3.3 of the August 2011 final permit and listed below. The effluent limitations being re-noticed are more stringent than those in the August 2011 permit. In developing this amendment, the EPA reviewed the Supplemental Information Report and followed the Effluent Limit Guideline (ELG) process by identifying the applicable category and subcategory, determining the process configuration score, calculating the technology based process effluent limits, applying the existing contaminated runoff allowance, and calculating the final technology based effluent limits. EPA then calculated whether any more stringent limits are necessary to meet applicable water quality standards, and if so, included such water quality based effluent limits in the permit.
EFFLUENT LIMITS BEING RE-NOTICED FOR COMMENT
- Biological Oxygen Demand
- Chemical Oxygen Demand
- Total Suspended Solids
- Oil and Grease
- Phenolic Compounds
- Total Chromium

The August 2011 Permit was appealed to the EPA's Environmental Appeals Board in Washington, DC. Because the MHA Nation Clean Fuels Refinery is a new source for purposes of the Clean Water Act, under 40 CFR § 124.16(a) the permit will not go into effect until the appeal is resolved. Because the draft limits in this notice will be part of the August 2011 permit once they are finalized they also will not be effective until the resolution of the appeal. However, once the permit conditions in this notice are finalized, they also may be appealed pursuant to 40 CFR § 124.19. At that point, the EAB may choose to consolidate any such appeals with the existing appeal so that all issues related to the permit may be heard by a single tribunal.
PUBLIC COMMENTS
In accordance with the requirements of 40 C.F.R. Part 124.10, this comment period ends 45 calendar days after the last publication date of this notice, or January 12, 2012. Comments may be directed to **Donna Roberts (8P-W-WW), U.S. Environmental Protection Agency, Region 8, 1595 Wynkoop Street, Denver, CO 80202.** All comments received prior to the end of the comment period will be considered in the formulation of any final permit determinations.
After considering these comments, Region 8 will issue final permit conditions together with written responses to all significant comments. The EPA will hold a public hearing if the response to the re-notice indicates significant public interest.
FURTHER INFORMATION
Copies of this public notice, the amended Statement of Basis, and the Supplemental Information Report may be obtained by contacting Robert B. Brobst, P.E. at (303) 312-6129, by writing to the address listed above, or at the Region 8's website http://www.epa.gov/region8/compliance/npdes/nodakotaindian/.
Additionally, copies of these materials will be made available at locations around the Fort Berthold Indian Reservation. Information concerning locations and viewing times will be available at the website listed above or from Robert B. Brobst, P.E. at the phone number above. Copies will also be available for review and reproduction at EPA Region 8 (address listed above) during the hours of 10:00 AM to 4:00 PM, Monday through Friday (federal holidays excluded). To make an appointment to look at the documents call Donna Roberts at (303) 312-6371 or Robert B. Brobst, P.E. at listed.
11/28 - 607366

To Place a Legal Advertisement
Call 355-8816 or Fax 223-0959

11/28 Bismarck