



State of Utah

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DIVISION OF WATER QUALITY
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Director

October 25, 2018

DIVISION OF WATER QUALITY
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE OF LEHI CITY MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)
CONSENT ORDER

PURPOSE OF PUBLIC NOTICE

THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENT ON THE CONSENT ORDER ENTERED INTO BY AND BETWEEN THE STATE OF UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY, DIVISION OF WATER QUALITY ("DIVISION") AND THE CITY OF LEHI ("LEHI") WITH AUTHORITY OF THE UTAH WATER QUALITY ACT, SECTION 19-5-104(1)(I) AND 107 (2), UTAH CODE ANNOTATED 1953, AS AMENDED.

INFORMATION

NAME: CONSENT ORDER ENTERED INTO BY AND BETWEEN THE DIVISION OF WATER QUALITY AND CITY OF LEHI

BACKGROUND

Municipal Separate Storm Sewer System (MS4) permits are issued in compliance with the provisions of the Utah Water Quality Act, Title 19, Chapter 5 which authorizes storm water discharges to Waters of the State of Utah from a small MS4. On December 1, 2016, the Division modified the General Permit for Discharges from Small Municipal Separate Storm Water Permit (MS4 -UPDES Permit No. UTR090000) including requirements for discharges of urban runoff. Lehi owns and operates a MS4 through which it discharges urban runoff into waters of the state pursuant to the regulations under the terms and conditions of the Utah Pollutant Discharge Elimination System ("UPDES"), Small Permit No.UTR090038.

On January 16-17, 2018, the Division conducted a program audit of the City's MS4 program. The Director finds that Lehi has violated the Utah Water Quality Act or a permit issued by the Division of Water Quality (DWQ) on the grounds and for the reasons described in the DWQ audit report dated March 7, 2018. The Division provided a report, dated March 7, 2018, that summarized the findings of the audit which evaluated the City's program, and found that the City failed to fully implement the MS4 program in accordance with the requirements of its UPDES permit.

The Consent Order has established compliance requirements and completion deadlines set by the Director. All actions taken pursuant to this Consent Order shall have the objective of causing Lehi to achieve and maintain full compliance with the terms and conditions of the Utah Water Quality Act and its MS4 permit.

PUBLIC COMMENTS

The Consent Order is available for public review under "Public Notices" at www.waterquality.utah.gov/. Written public comments can be submitted to: Trisha Di Paola, Utah Division of Water Quality, P.O. Box 144870, Salt Lake City, Utah 84114-4870 or by email at: tdipaola@utah.gov. The deadline to receive comments is by close of business on **November 26, 2018**. A public hearing may be held if written requests are received that demonstrate significant public interest and substantive issues exist to warrant holding a hearing. After considering public comment, the Division of Utah Water Quality will execute the Consent Order or revise it.

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