

**DEPARTMENT OF JUSTICE****Notice of Lodging of Proposed Consent Decree Under the Clean Water Act**

On August 30, 2021, the Department of Justice filed a complaint and lodged a proposed consent decree with the United States District Court for the District of Montana in the lawsuit entitled *United States v. Northern Cheyenne Utilities Commission*, Civil Action No. 1:21-cv-00094–SPW–TJC.

The United States filed this lawsuit against the Northern Cheyenne Utilities Commission (“Defendant”) for violations of the Clean Water Act at the Lame Deer Wastewater Treatment Facility (“Facility”). The Facility is operated and maintained by the Defendant and located in Lame Deer, Montana, within the exterior boundaries of the Northern Cheyenne Indian Reservation. The Complaint seeks injunctive relief and civil penalties for the following violations of the Clean Water Act: Unpermitted discharge of pollutants from the Facility, noncompliance with the terms and conditions of the National Pollutant Discharge Elimination System (“NPDES”) permit issued to the Facility, and Defendant’s failure to comply with the requirements of an administrative Order for Compliance issued to Defendant by the United States Environmental Protection Agency on July 7, 2015 (Docket No. CWA–08–2015–0020).

Under the proposed Consent Decree, Defendant will perform injunctive relief, including: Completion of certain Facility related physical improvements; the acquisition and maintenance of equipment spare parts; development of a Plan of Operations to operate and maintain the Facility in a manner consistent with its NPDES permit and the Clean Water Act; training and hiring of certified waste operators; development of an annual Facility budget; completion of an interim service rates study and implementation of service rates based on the study; development of an updated billing and collection policy; and development of a communication and notification plan to improve coordination on issues related to wastewater collection and treatment services provided by Defendant. In addition, Defendant will pay a \$1,500.00 civil penalty, based on certain ability to pay limitations. The Consent Decree resolves the civil claims alleged by the United States in the Complaint.

The publication of this notice opens a period for public comment on the Consent Decree. Comments on the

Consent Decree should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Northern Cheyenne Utilities Commission*, D.J. Ref. No. 90–5–1–1–11646. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By email .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for \$53.50 (25 cents per page reproduction cost) payable to the United States Treasury. For a paper copy without the appendices and signature pages, the cost is \$12.50.

**Jeffrey Sands,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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**DEPARTMENT OF JUSTICE****Notice of Lodging Proposed Consent Decree**

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Acquest Transit, LLC, et al.*, No. 09–cv–55, was lodged with the United States District Court for the Western District of New York on September 3, 2021.

This proposed Consent Decree concerns a complaint filed by the United States against Defendants Acquest Transit, LLC, Acquest Development LLC, and William L. Huntress, pursuant to 33 U.S.C. 1319, to obtain injunctive relief from and impose civil penalties against the Defendants for violating the Clean Water Act by

discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendants to make a payment to the New York State Department of Environmental Conservation Natural Resource Damages Fund.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this Notice. Please address comments to Tsuki Hoshijima, Post Office Box 7611, Washington, DC 20044–7611, [pubcomment\\_edo.enrd@usdoj.gov](mailto:pubcomment_edo.enrd@usdoj.gov) and refer to *United States v. Acquest Transit, LLC, et al.*, DJ # 90–5–1–1–18377.

The proposed Consent Decree may be examined at the Clerk’s Office, United States District Court for the Western District of New York, 2 Niagara Square, Buffalo, NY 14202. In addition, the proposed Consent Decree may be examined electronically at <http://www.justice.gov/enrd/consent-decrees>.

**Cherie Rogers,**

*Assistant Section Chief, Environmental Defense Section, Environment and Natural Resources Division.*

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**NUCLEAR REGULATORY COMMISSION**

[NRC–2021–0137]

**Systematic Assessment for How the NRC Addresses Environmental Justice in Its Programs, Policies, and Activities**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Extension of comment period.

**SUMMARY:** On July 9, 2021, the U.S. Nuclear Regulatory Commission (NRC) requested comments as part of its systematic review for how NRC programs, policies, and activities address environmental justice. Specifically, the NRC requested input on how the agency is addressing environmental justice, considering the agency’s mission and statutory authority. The information will be used to inform the agency’s assessment of how it addresses environmental justice. The public comment period was originally scheduled to close on August 23, 2021 and was extended to September 22, 2021. The NRC has decided to extend the public comment period to allow more time for members of the public to develop and submit their comments.