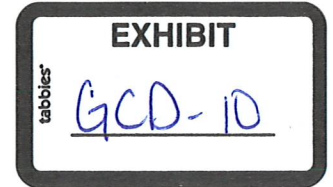




Est. 1949
Conservation
Development
Self Government

December 20, 2019

Jeff Pfeil
475 Gallatin South Rd.
Gallatin Gateway, MT 59730



Dear Mr. Pfeil,

Recently, a complaint was logged with the Gallatin Conservation District about work that occurred on your property in which modifications had been done to the bed and bank of a jurisdictional stream while digging out a pond.

Our 310 Inspection Team visited the site of the complaint and report that there is evidence of recent work in and near the creek. They also concluded the work that has been done does qualify as a violation of the 310 Law, as proper permitting was not obtained for the project. It has also been observed that work is ongoing, and much sediment is being deposited into the Gallatin River as a result.

In 1975, the Legislature enacted the Natural Streambed and Land Preservation Act, aka the 310 Law. This means that any person, agency, contractor, or firm that is proposing a project that may alter or modify the beds or banks of a perennial stream, river, or spring, must first obtain a 310 permit through the Gallatin CD.

The purpose of the 310 law is to ensure that projects are carried out in a manner that does not damage the resource or affect adjoining landowners.

At the December 19, 2019 board meeting, the Gallatin CD Supervisors concurred with the inspection team to declare a 310 violation. The Supervisors advise that you cease and desist any further work until you contact our office to obtain proper permitting. Please also be advised the Supervisors have requested a complete review of all work completed thus far and that our inspection team be involved in any potential remediation plans.

The Gallatin CD Board of Supervisors meets once a month to make decisions on 310 applications. Board meetings are held on the third Thursday of each month (exception of January 2020- meeting will be January 30th); applicants wishing to be on that month's agenda should submit their completed 310 application to the District office on the first Thursday of the month. There is no fee to apply for a 310 permit. Other permits may be required. For 310 questions, please call 406-282-4350 or email: becky@gallatincd.org.

I am including a copy of the 310 application for future use/reference. Please also see our website for more information regarding stream permitting: www.gallatincd.org.

Please be advised that violations of the 310 Law are subject to civil penalties and monetary fines. Also be advised that any further work on the existing site or future projects will require a 310 permit.

If you have any questions, please don't hesitate to call or email.

Thank you.

Becky Clements

District Administrator
Gallatin Conservation District
406-282-4350
Email: becky@gallatincd.org

PO Box 569
Manhattan, MT 59741
406-282-4350
www.gallatincd.org