

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 Wynkoop Street  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<https://www.epa.gov/region8>



Ref: 8WP-SUI

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mark Arend  
Winona Inn Limited Partnership  
D/b/a The Lodge at Mount Rushmore  
2246 Floral Drive  
Saint Paul, Minnesota 55110

RE: Underground Injection Control Program (UIC)  
Class V Permit Denial  
The Lodge at Mount Rushmore  
Pennington County, South Dakota  
UIC Files # SD50000-11095 through 11098

Dear Mr. Arend:

The purpose of this letter is to notify you that the U.S. Environmental Protection Agency Region 8 (EPA) has made a final decision to deny a permit for The Lodge at Mount Rushmore. Therefore, you are not authorized to inject into the facility's Onsite Wastewater Treatment Systems under UIC program Class V regulations. Enclosed you will find the EPA's Statement of Basis, Response to Comments, and Final Permit Denial, which describe the reasons for this decision.

Within 30-days after the final permit decision, any person who filed comments may petition the Environmental Appeals Board (EAB) to review the modified permit conditions. The 30-day period within which a person may request review under 40 CFR section 124.19 begins with the service of notice. For more information on the appeal process, go to the EAB website at [www.epa.gov/eab](http://www.epa.gov/eab).

If you have any questions on the enclosed material, please contact Douglas Minter (800) 227-8917, extension 312-6079 or (303) 312-6079. You may email comments to [minter.douglas@epa.gov](mailto:minter.douglas@epa.gov).

Sincerely,

Darcy O'Connor  
Assistant Regional Administrator  
Office of Water Protection

Enclosures:

1. Statement of Basis
2. Response to Comments
3. Final Permit Denial

cc: Tom Brandner - SDDENR  
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