

**State of Wisconsin
Department of Natural Resources**

**Response to Comments
Storm Water Discharge Permit Coverage at Solid Waste Landfills
Guidance #3800-2021-01**

August 2021

On July 12, 2021, the Wisconsin Department of Natural Resources (department) issued a public notice for review of the updated “Storm Water Discharge Permit Coverage at Solid Waste Landfills” guidance. This document represents the department’s response to the written comments on the proposed guidance. To facilitate the responses, the department may have paraphrased, rephrased, condensed, or consolidated comments.

The department received one comment on the proposed guidance from Waukesha County Environmental Action League (WEAL). WEAL’s letter is also attached to this document.

Comment 1: The WEAL supports this proposed guidance and improving storm water management at Wisconsin landfills.

Response by the department: Thank you to all for taking the time to review and comment on the proposed guidance.

Comment 2: The WEAL is requesting the more stringent standards for storm water management be included in the Plan of Operation for the proposed expansion for the Waste Management of Wisconsin, Inc. Orchard Ridge Landfill in Menomonee Falls.

Response by the department: The department began implementing the guidance in 2016. Since then, Wisconsin landfills have been required to obtain coverage under the Tier 2 general industrial storm water discharge permit pursuant to ch. NR 216, Wis. Adm. Code, prior to construction and operation of the landfill or expansion. The general permit requires the active landfill to develop and implement a Storm Water Pollution Prevention Plan to address erosion and sediment control, and any other storm water exposure to onsite materials. Storm water management standards in chs. NR 151, 216, and 504, Wis. Adm. Codes, are all required to be met by Wisconsin landfills.

No changes were made to this proposed guidance based on these comments.

The final guidance was approved on August 26, 2021.

Prepared by:

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