

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

PUBLIC NOTICE OF INTENT TO REISSUE A WISCONSIN POLLUTANT DISCHARGE ELIMINATION SYSTEM (WPDES) PERMIT No.WI-0065510-03-0

Permittee: Badger State Waste LLC, 6588 County Road W, Allenton, WI, 53002

Facility Where Discharge Occurs: Badger State Waste LLC, 6588 County Road W

Receiving Water And Location: Groundwater of the State via Landspreading on Approved Sites located primarily in Calumet, Dodge, Fond du Lac, Outagamie, Ozaukee, Shawano, Sheboygan, Washington, and Waukesha counties

Brief Facility Description: Badger State Waste LLC's (BSW's) headquarters are located in Allenton, Wisconsin (Washington County). This facility provides short term storage and land application of municipal sewage sludges for numerous municipalities. BSW uses this WPDES permit to directly land apply municipal sludges as well as land apply municipal sludges from storage. BSW proposes to store and mix Class B municipal sewage sludges, and therefore has been classified as a biosolids generator under s. NR 204.02(2), Wis. Adm. Code. Only sewage sludge identified in the permit application or subsequently approved through the procedures for new waste streams may be discharged either directly or through the storage system.

BSW currently has approval for 34 influent clients. These clients are stored in approved storage structures, mixed, and then land applied per ch. NR 204, Wis. Adm. Code requirements. BSW may receive approval of additional new clients throughout the term of the permit by providing the required information shown in Section 1.2 (New Waste Stream Requirements) of the WPDES permit. Upon approval of new clients, BSW will need to update the facility's sludge management plan to reflect the addition of the new client(s).

BSW also has the ability to directly land apply Class B municipal sewage sludges (Outfalls 201 through 241) per s. NR 204.07 Wis. Adm. Code. Direct land application clients will not be considered confidential under BSW's WPDES permit. BSW can request and receive approval for additional new direct-land application outfalls after the reissuance of the proposed permit. Upon approval of new direct land application outfalls, BSW will need to update the facility's sludge management plan to reflect the addition of the new outfalls.

Additionally, BSW has the option to discharge stored sewage sludge to nearby wastewater treatment facilities. Once the sewage sludge is discharged to these facilities, BSW no longer is responsible for further treatment, land application, and/or disposal. BSW will be responsible for reporting total discharged gallons on the annual "Other Methods of Disposal or Distribution Report" (Form 3400-052).

Each site/field that is approved for land application must comply with s. NR 204.07, Wis. Adm. Code requirements. Land application fields receiving sewage sludge (storage and direct land application outfalls) must be approved by the department prior to use. Monitoring results and land application events are to be reported on the Characteristics Reports (Forms 3400-049) and Annual Land Application Report (Form 3400-055), respectively. See the permit for additional monitoring and reporting requirements.

Permit Drafter's Name, Address, Phone and Email: Nate Willis, DNR, 101 S. Webster St. PO Box 7921, Madison, WI, 53707-7921, (608) 535-2369, Nathaniel.Willis@wisconsin.gov

Basin Engineer's Name, Address, Phone and Email: Stephen Warrner, 1027 W St Paul Ave, Milwaukee, WI 53233, (414) 897-5771, Stephen.Warrner@wisconsin.gov

The Department has tentatively decided that the above-specified WPDES permit should be reissued.

Limitations and conditions which the Department believes adequately protect the receiving water are included in the proposed permit. Land application of waste shall be done in accordance with permit conditions and applicable codes. All land application sites shall be approved prior to their use. To receive a list of approved sites, or to be notified of potential approvals, contact the above-named basin engineer.

Persons wishing to comment on or object to the proposed permit action, or to request a public hearing, may write to the Department of Natural Resources at the above-named permit drafter's address. All comments or suggestions received no later than 30 days after the publication date of this public notice will be considered along with other information on file in making a final decision regarding the permit. Anyone providing comments in response to this public notice will receive a notification of the Department's final decision when the permit is issued. Where designated as a reviewable surface water discharge permit, the U.S. Environmental Protection Agency is allowed up

to 90 days to submit comments or objections regarding this permit determination. If no comments are received on the proposed permit from anyone, including U.S. EPA, the permit will be issued as proposed.

The Department may schedule a public informational hearing if requested by any person and shall schedule a public informational hearing if a petition requesting a hearing is received from 5 or more persons or if response to this notice indicates significant public interest pursuant to s. 283.49, Wis. Stats. Requests for a public informational hearing shall state the following: the name and address of the person(s) requesting the hearing; the interest in the proposed permit of the person(s) requesting the hearing; the reasons for the request; and the issues proposed to be considered at the hearing.

Information on file for this permit action, including the draft permit, fact sheet and permit application, may be inspected and copied at either the above-named permit drafter's office or the above named basin engineer's office, Monday through Friday (except holidays), between 9:00 a.m. and 3:30 p.m. Please call the permit drafter or basin engineer for directions to their office location, if necessary. Information on this permit action may also be obtained by calling the permit drafter at (608) 535-2369 or by writing to the Department. Reasonable costs (15 cents per page for copies and 7 cents per page for scanning) will be charged for information in the file other than the public notice, permit and fact sheet. Permit information is also available on the internet at:

<http://dnr.wi.gov/topic/wastewater/PublicNotices.html>. Pursuant to the Americans with Disabilities Act, reasonable accommodation, including the provision of informational material in an alternative format, will be made to qualified individuals upon request.