

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

PUBLIC NOTICE OF AVAILABILITY OF A NUTRIENT MANAGEMENT PLAN AND INTENT TO REISSUE A WISCONSIN POLLUTANT DISCHARGE ELIMINATION SYSTEM (WPDES) PERMIT No. WI-0062235-05-0

Permittee: Ebert Enterprises LLC, N6939 Cty Hwy D, Algoma, WI, 54201

Facility Where Discharge Occurs: Ebert Enterprises LLC, N6939 County Road D Algoma WI 54201

Receiving Water And Location: Surface water and groundwater within the unnamed tributaries within the Ahnapee River Watershed, and groundwaters of the state.

Brief Facility Description: Ebert Enterprises LLC is an existing Concentrated Animal Feeding Operation (CAFO) located in the Township of Pierce in Kewaunee County. Ebert Enterprises LLC consists of 5 production areas: Home Farm, Tonet Dairy, Longfellow Farm, K Farm, and S Farm. Ebert Enterprises LLC is owned and operated by the Ebert Family. The Home Farm is located at N6939 County Highway D, Algoma, WI 54201. The Home Farm consists of six freestall barns, one dry cow barn, one heifer barn, six calf barns, two feed storage areas, two stormwater ponds, four liquid waste storage facility, one treatment area. The K Farm is located at E5083 County Rd K, Algoma, WI 54201. The K Farm consists of several animal barns and associated outdoor concrete lots, one solid manure stacking area, and one liquid waste storage facility. The Longfellow Farm is located at N6388 Longfellow Rd, Algoma, WI 54201. The Longfellow Farm consists of two liquid waste storage facilities, one feed storage area, two outdoor concrete barnyards, and several animal barns. The S Farm is located at E5639 County Rd S, Algoma, WI 54201. The S Farm consists of two liquid waste storage facilities and two barns that are used for straw storage. No animals are housed at the S Farm.

During the next permit term, Ebert Enterprises LLC Tonet Dairy WPDES Permit WI-0062235-05-0 will be combined with Ebert Enterprises LLC WPDES Permit. Tonet Dairy is located at N7518 and N7521 Tonet Rd, Luxemburg, WI 54217. Tonet Dairy consists of two production sites that are separated by Tonet Rd. The West Production Site is located at N7521 Tonet Rd, Luxemburg, WI 54217. The West Production Site consists of two freestall barns, one milking parlor, and two liquid waste storage facilities. The East Production Site is located at N7518 Tonet Rd, Luxemburg, WI 54217. The East production site consists of one feed storage area, one outdoor concrete feedlot, one barn, one milking parlor, one solid manure stacking pad, and one liquid waste storage facility. The current herd size is 13,634 animal units (6,663 milking & dry cows, 3,424 heifers, 1,641 calves, and 902 steers). At this time, there is no herd expansion planned. Ebert Enterprises LLC will produce approximately 106.6 million gallons of manure and process wastewater and 37 thousand tons of solid waste each year. As of July 11, 2025, Ebert Enterprises LLC has 227 days of liquid manure storage. Ebert Enterprises LLC owns and rents approximately 13,494 acres of cropland, of which 12,802 are available for manure application.

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

Permit Drafter's Name, Address, Phone and Email: Brittiny Mueller, 2984 Shawano Ave, Green Bay, WI, 54313, (608) 228-9184, brittiny.mueller@wisconsin.gov

Persons wishing to comment on or object to the proposed permit action, the terms of the nutrient management plan, or the application, or to request a public informational hearing may write to the Department of Natural Resources at the 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 re-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 re-issued as proposed.

The Department may schedule a public informational hearing if within 30 days of the public date of this notice, a request for a hearing is filed by any person. The Department shall schedule a public informational hearing if a petition requesting a hearing is received from USEPA or from 5 or more persons or if the Department determines there is significant public interest. 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 and fact sheet (if required), the operation's nutrient management plan and application may be inspected and copied at the permit drafter's office, Monday through Friday (except holidays), between 9:00 a.m. and 3:30 p.m. Please call the permit drafter for directions to their office location, if necessary. Information on this permit action may also be obtained by calling the permit drafter at (608) 228-9184 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 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.

NAME OF PUBLISHING NEWSPAPER: Green Bay Press Gazette

ADDRESS OF PUBLISHING NEWSPAPER: 435 E Walnut St, Green Bay, WI 54301

Date Notice Issued: **Enter Date Notice Issued**