



Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, MN 55155-4194 | 651-296-6300 | 800-675-3843 | 651-282-5332 TTY | www.pca.state.mn.us

October 5, 2009

Ms. Carol Greenwood, Petitioners Representative
2615 38th Avenue South
Minneapolis, MN 55406

Mr. Justin Eibenholz, Petitioners Representative
837 15th Avenue SE
Minneapolis, MN 55414

Ms. Nancy Hone, Petitioners Representative
2098 Carroll Avenue
St. Paul, MN 55104

Dear Ms. Greenwood, Mr. Eibenholz, and Ms. Hone:

The petitions for environmental review of the proposal by Hennepin County to increase the daily volume of solid waste to be burned at the Hennepin Energy Recovery Center (HERC) incinerator arrived at the Minnesota Pollution Control Agency (MPCA) on September 11, 2009. While we are generally aware that this proposal exists, the MPCA has not received an application for a permit or permits to authorize the proposal. Therefore, pursuant to Minn. R. 4410.1100, subp. 9, we are deferring action on the petitions until such time as permit application(s) are submitted to us. Please be aware that the petitions will remain on file with the MPCA for a period of one year from the date of receipt, and that during this period of deferred action, the prohibitions in Minn. Stat. § 116D.04, subd. 2b and Minn. R. 4410.3100, subps. 1 and 2 on any final governmental decisions to grant necessary permits or approvals remain in effect.

Sincerely,

A handwritten signature in black ink, reading "Craig Affeldt".

Craig Affeldt
Supervisor, Environmental Review Unit
St. Paul Office
Regional Division

CA/WJL:mbo

cc: Carl Michaud, Environmental Services Director, Hennepin County
Gregg Downing, Minnesota Environmental Quality Board
David Thornton, MPCA
William Lynott, MPCA