Public Comment Period Begins: November 20, 2012
Public Comment Period Ends: December 20, 2012

Current Permit Issued: March 12, 2008
Current Permit Expiration Date: February 28, 2013

Name and Address of Permittee:
City of Kimball
PO Box 238
Kimball, MN 55353-0238

Facility Name and Location:
Kimball Wastewater Treatment Facility
12590 83rd Avenue
T121N, R29W, Section 12
Maine Prairie Township, Stearns County, Minnesota

Description of Permitted Facility:
The Kimball Wastewater Treatment Facility (Facility) is located in Sections 1 and 12, Township 121 North, Range 29 West, Maine Prairie Township, Stearns County, Minnesota. This is a Class D Facility.

Major components of the Facility include:
2 Primary Stabilization Ponds - 5 acres each, measured at the 3 foot operating depth
1 Secondary Stabilization Pond - 5 acres, measured at the 3 foot operating depth
1 Spray Irrigation Site – 96.5 acres

The existing Facility consists of a lift station with an emergency generator, approximately 6,800 feet of eight-inch force main, a three-cell stabilization pond system, approximately 2,300 feet of eight-inch and 1,900 feet of ten-inch irrigation force main, and three center pivot spray irrigation sites totaling 96.5 acres.

The Facility is designed to treat an average wet weather flow of 120,335 gallons per day with a five-day carbonaceous biochemical oxygen demand strength of 203 milligrams per liter. The Facility provides a detention time of 210 days at design flow. Since the stabilization ponds were originally built to a height of ten feet, each pond has an operating depth between two and seven feet, rather than the more typical range of two to six feet. There
are aerators in both primary cells to provide for proper mixing within the five feet of operating depth.

There are two groundwater monitoring wells that are sampled three times per year. There are no known bypass or overflow points known to exist at this treatment system.

The Facility is further described in plans and specifications on file with the Minnesota Pollution Control Agency, and in an engineering report by Meyer-Rohlin, Inc., of Buffalo, Minnesota.

The location of the Facility is shown on the map on page 4.

Preliminary Determination on the Draft Permit
The MPCA Commissioner has made a preliminary determination to reissue this SDS permit for a term of approximately five years. A draft permit is available for review at the MPCA office at the Detroit Lakes address listed below and on-line at http://www.pca.state.mn.us/index.php/about-m pca/m pca-news/public-notices/public-notices.html. A copy of the draft permit will be mailed to you if the MPCA receives your written or oral request at this office. If you have questions about this draft permit or the Commissioner’s preliminary determination, please contact Holly Christensen at 218-846-8104.

Written Comments
You may submit written comments on the conditions of the draft permit or on the Commissioner’s preliminary determination.

Written comments must include the following:

1. A statement of your interest in the permit application or the draft permit.
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft permit that you believe should be changed.
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

Petition for Public Informational Meeting
You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern.
2. The information required under items 1 through 3 of “Written Comments,” identified above.
3. A statement of the reasons the MPCA should hold a public informational meeting.
4. The issues that you would like the MPCA to address at the public informational meeting.

Petition for Contested Case Hearing
You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with Minn. R. 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or draft permit; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the
holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft permit. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in Minn. R. 7000.1900, as discussed above.
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing.
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing.
3. An estimate of time required for you to present the matter at a contested case hearing.

**MPCA Decision**

You may submit a petition to the Commissioner requesting that the MPCA Citizens’ Board (Board) consider the permit issuance. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of Minn. Stat. § 116.02, subd. 6(4), the decision whether to issue the permit and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear the matter before the time the Commissioner makes a final decision on the permit; or (3) a timely request for a contested case hearing is pending. You may participate in the activities of the Board as provided in Minn. R. 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this permit. If the MPCA does not receive written comments, requests, or petitions during the public comment period, MPCA staff as authorized by the Board, will make the final decision on the draft permit.

Comments, petitions, and/or requests must be submitted in writing on or before the end date of the public comment period identified on page 1 of this notice to:

Holly Christensen  
Minnesota Pollution Control Agency  
714 Lake Avenue, Suite 220  
Detroit Lakes, MN 56501