

## General information

**Public comment period begins:** April 6, 2021  
**Public comment period ends:** May 6, 2021 (4:30 p.m.)  
**Current permit issued:** January 18, 2021  
**Current permit expiration date:** November 2, 2023

The Minnesota Pollution Control Agency (MPCA) Commissioner has made a preliminary determination to modify this permit for a term of approximately two years.

**Name and address of Permittee:**

Evergreen Acres Dairy LLC  
26162 240th St  
Paynesville, Minnesota 56362-9740

**Facility name and location:**

Evergreen Acres Dairy LLC  
26162 240th St  
Paynesville, MN 56362-9740  
Stearns County  
T123N, R32W, Section 012

**MPCA contact person:**

Kourtney Frank  
Watershed Division  
Minnesota Pollution Control Agency  
7678 College Road, Suite 105  
Baxter, MN 56425  
Phone: 218-316-3874  
Email: [kourtney.frank@state.mn.us](mailto:kourtney.frank@state.mn.us)  
File manager phone: 651-757-2728 or  
1-844-828-0942

This is a public notice to modify a manure management plan for an Animal Feedlot that currently has coverage under the State of Minnesota Individual Animal Feedlot National Pollutant Discharge Elimination System (NPDES) Permit. A copy of the manure management plan modification is available by appointment at any MPCA office (<https://www.pca.state.mn.us/about-mpca/mpca-offices>) between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. Comments, petitions, and other requests must be received at the MPCA in writing on or before the public comment period end date and time identified above.

**Watershed:** Sauk River

## Description of Evergreen Acres Dairy LLC

The Permittee has proposed to modify the previously approved manure management plan (MMP) by including additional fields that were not included in the original MMP. The new land application acres total 263.08 acres and are located in Section 7 (Township 123 North, Range 32 West) Zion Township, Stearns County.

The preliminary determination to modify this Feedlots permit is tentative.

## Procedure for public participation

As stated in Minn. R. chs. 7000 and 7001, there are three formal procedures for public participation in the MPCA's consideration of this matter. Interested persons may:

- (1) Submit written comments on the permit application and the preliminary determination to issue coverage under a general permit.
- (2) Petition the MPCA to hold a public informational meeting.
- (3) Petition the MPCA to hold a contested case hearing.

Only the portions of the permit coverage that are proposed to be modified are open for comment and petition.

## Submitting written comments

To submit comments or petitions to the MPCA through the mail or email, you must state:

- (1) Your interest in the permit application and the preliminary determination to issue coverage under a general permit.
- (2) The action you wish the MPCA to take, including specific references to the application materials you believe should be changed.
- (3) The reasons supporting your position, stated with sufficient specificity as to allow the MPCA to investigate the merits of the position.

## Public informational meeting

A public informational meeting is an informal meeting during which interested persons can ask questions concerning the proposed facility. MPCA staff will be present to provide information. If an interested person would like the MPCA to hold a public informational meeting, the person should include all information identified above and in addition include a statement of the reasons the person desires the MPCA to hold a public informational meeting and the issues that the person would like the agency to address at the public informational meeting.

## Contested Case Hearing

A contested case hearing is a formal proceeding before an administrative law judge empowered to advise the MPCA regarding issues of fact. As described in Minn. R. 7000.1800, persons who submit petitions for a contested case hearing must also state the issues they propose to address in a contested case hearing, the specific relief requested or resolution of the matter, and the reasons (which may be in the form of proposed findings) supporting an MPCA decision to hold a contested case hearing. Failure to comply with these rules exactly may result in a denial of the request. To the extent known, the petitioner may also submit a list of prospective witnesses to be called at a hearing, a proposed list of publications, references, or studies to be introduced at a hearing and the approximate time required for the petitioner to present the matter at a hearing. The decision whether to hold a contested case hearing will be made under Minn. R. 7000.1900.