

General information

Public comment period begins: March 13, 2018

Public comment period ends: 4:30 p.m. on April 12, 2018

Current permit issued: April 14, 2017

Current permit expiration date: January 31, 2021

The Minnesota Pollution Control Agency (MPCA) Commissioner has made a preliminary determination to modify this permit for a term that remains unchanged.

Name and address of Permittee:

Randy Pater
763 51st St
Pipestone, MN 56164

Facility name and location:

Pater Dairy, Inc.
451 80th Ave
Pipestone, MN 56164
Pipestone County
T105N, R46W, Section 12

MPCA contact person:

Klayton VanOverbeke
Watershed Division
Minnesota Pollution Control Agency
504 Fairgrounds Roads, Suite 200
Marshall, MN 56258
Phone: 507-476-4276
Fax: 507-537-6001
E-mail: klayton.vanoverbeke@state.mn.us

File Manager Phone: 651-757-2728 or
1-844-828-0942

Watershed: Lower Big Sioux River

Description of the Pater Dairy, Inc.

This is a public notice to modify a manure management plan for an Animal Feedlot that currently has coverage under the State of Minnesota General Animal Feedlot National Pollutant Discharge Elimination System (NPDES) Permit. A copy of the manure management plan modification form is available for review at the MPCA office address listed under the MPCA contact person. The MPCA will mail or email a copy of the manure management plan modification form upon request. Comments, petitions, and other requests must be received by the MPCA in writing on or before the public comment period end date and time identified above.

The facility has proposed to modify the previously approved Manure Management Plan (MMP) by including additional land application acres. The new land application acres are located in the SE ¼ of Section 24, Sweet Township, Pipestone County, the SW ¼ of Section 3, Gray Township, Pipestone County and the SW ¼ and SE ¼ of Section 30, Gray Township, of Pipestone County.

The preliminary determination to modify 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 preliminary determination to modify coverage under the general permit, the application materials, or draft 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 preliminary determination to modify coverage under the general permit, the permit application materials, or the draft permit.
- (2) The action you wish the MPCA to take, including specific references to the application materials or section of the draft permit 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.