

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to the Pollution Control Agency
(Agency or Board)

Regulation No. SW 56 thru 61

Subject: Processing of Feedlot Permits

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

JAN 11 1974 4:10 pm

BY Eda Staudenmaier
AUTH. SIGNATURE EJ

Stamped and filed with the Secretary of State 1-11-74

Rev. 9-72

Adopted

~~PROPOSED~~ REGULATIONS

FOR THE

PROCESSING OF FEEDLOT PERMITS

BY THE COUNTIES

AND THE

MINNESOTA POLLUTION CONTROL AGENCY

SW-56 Applicability, Definitions and General Conditions for Processing of Feedlot Permits. Severability and Variances.

Applicability

These are regulations and standards the provisions of which govern the processing of permits for Livestock Feedlots, Poultry Lots and Other Animal Lots by the MPCA and designated County officials under the supervision and review of the Minnesota Pollution Control Agency

Definitions

1. "Animal Unit" - A unit of measure used to compare differences in the production of animal wastes which has as a standard the amount of waste produced on a regular basis by a slaughter steer or heifer. For purposes of these regulations, the following equivalents apply:

		Animal Units
(1)	Slaughter steer or heifer	1
(1)	Mature dairy cow	1.4
(1)	Swine over 55 pounds	.4
(1)	Sheep	.1
(1)	Turkey	.018
(1)	Chicken	.01
(1)	Duck	.2

2. "Designated County Feedlot Pollution Control Officer" is a county employee or other person approved by the County Board, who should be knowledgeable in agriculture and who is designated by resolution of the County Board to receive and process feedlot, poultry lot and other animal lot permit applications.

3. "Modified" - Change in the operation of an animal feedlot which would affect the generation or disposal of animal waste.

4. "Addendum" - Document specifying additions to or change in conditions of a Livestock Feedlot, Poultry Lot or Other Animal Lot permit due to the modification of said Livestock Feedlot, Poultry Lot or Other Animal Lot.

General Conditions

All Livestock Feedlots, Poultry Lots and Other Animal Lots shall be located and operated in a manner that precludes potential pollution hazards to the land, air or waters of the state except where corrective and protective measures approved by the Agency are taken. These regulations outline how Agency approval of animal facilities shall be obtained in the form of a permit for existing and new operations.

Severability

If any provision of these regulations or the application thereof to any person or circumstances is held to be invalid, such invalidity shall not affect other provisions or application of any other part of such regulations or any other regulations which can be given effect without the invalid provision of application, and to this end the provisions of all regulations and the various applications thereof are declared to be severable.

Variances

Where upon written application of the responsible person or persons the Agency finds that by reason of exceptional circumstances strict conformity with any provisions of the regulation contained herein would cause undue hardship, would be unreasonable, impractical or not feasible under the circumstances, the Agency may permit a variance from these regulations upon such conditions and within such time limitations as it may prescribe for prevention, control or abatement of land, air or water pollution in harmony with the intent of the State and any applicable Federal laws.

SW-57 PROCESSING OF ANIMAL FEEDLOT PERMITS BY A COUNTY

(1) Pursuant to Minnesota Laws 1973, Chapter 573, Minnesota Counties may engage in the processing of animal feedlot permits. "Processing" may, at the option of the county board, include issuing, denying, modifying, imposing conditions upon, or revoking permits in accordance with these regulations.

(2) Any Minnesota county desiring to assume responsibility for processing animal feedlot permits must:

(a) Submit to the Pollution Control Agency a certified copy of a resolution adopted by the county board requesting permission to initiate an animal feedlot permit processing system in the county. Such resolution must be accompanied by a brief statement describing the manner in which the county will implement the permit processing procedures and indicating whether the county will issue, deny, modify, impose conditions upon, or revoke permits under their processing plan.

(b) Receive written approval from the Minnesota Pollution Control Agency authorizing the processing of animal feedlot permits within the county.

(3) Each Minnesota county processing animal feedlot permits shall designate a county feedlot pollution control officer as having the primary responsibility for the feedlot permit program and charge him with the following duties:

(a) Distribute to applicants permit application forms made available through the Minnesota Pollution Control Agency;

(b) Provide, where requested, necessary assistance to applicants to insure that application forms are properly completed. (This includes, for example, the attachment of certain maps, plans, and specifications required under SW-53.)

(c) Following receipt and examination of completed application forms, indicate in writing, to the Minnesota Pollution Control Agency, whether or not the proposed animal feedlot facility will comply with all applicable state and local laws and regulations.

(d) Indicate where it is determined that a proposed facility will not, as planned, meet the requirements of state and local law, those respects in which a variance would be required for the issuance of a permit. A determination of non-compliance may include a variance request with a written recommendation for or against the variance. Where the recommendation supports a variance, the county official must indicate what pollution control devices have been proposed and enclose plans or design specification with the application.

Sw-58 ISSUANCE, MODIFICATION, OR IMPOSITION OF CONDITIONS UPON PERMITS BY COUNTIES

(1) Those counties desiring to do so, may, pursuant to their approved permit processing plan, issue, modify, or impose conditions upon animal feedlot permits. For purposes of this regulation, "issuance of an animal feedlot permit" means delivery and cosigning of an animal feedlot permit approved by the Pollution Control Agency or the granting of a permit by a county board where the Pollution Control Agency has not acted on a permit application within 15 days of notification of intent to issue a permit by a designated county official.

(2) A permit shall be required for all livestock feedlots, poultry lots and other animal lots which, after April 16, 1971:

(a) Began operation;

(b) Expanded existing operation by increasing the number of animal units;

(c) Modified existing operation or constructed new facilities; (but did not increase animal units)

(d) changed ownership. (but did not increase animal units)

The location requirements of SW-54 (2) do not apply to permits issued under (c) and (d) above.

(3) If the county determines that any livestock feedlot, poultry lot or other animal lots, whether or not it existed prior to April 16, 1971, is in fact polluting or constitutes a potential pollution hazard to the land, air or waters of the state, the Agency shall be notified and the county may require the feedlot operator to submit an application for a permit containing plans for pollution abatement. Where the county has notified the Agency of a potential pollution hazard, it shall also notify the Agency as to whether or not the operator has been informed of the requirement for a feedlot permit and pollution control plans under SW-53.

(4) All permit applications shall include the following:

(a) A completed permit application form; (the permit application should be for the maximum number of animals the operator has facilities provided for)

(b) A map or aerial photograph of the area showing all homes, wells, buildings, lakes, ponds, watercourses, wetland, dry runs, rock out croppings, roads and applicable details and shall indicate the general topography with contours and drainage patterns. A north arrow shall be drawn on the scale shown, and a location insert map be included;

(c) A plan indicating operational procedures, the location and specifications of animal waste collections, storage and/or treatment facilities, land used for the disposal of animal wastes, and the quantity and type of waste to be removed from the site.

(5) In order for the county to issue a permit:

(a) The Minnesota Pollution Control Agency must receive written notification of the intention of the county to issue a permit. Such notification must include the completed permit application together with all applicable details as described in section 4 above;

(b) The Agency shall within 15 days after receipt of written notification of intent to issue a permit review the permit and suspend, modify, disapprove or approve the issuance of said permit. If the Agency fails to act within 15 days, the county board may take action which shall be final, subject to appeal to the district court.

(c) Upon Agency approval of the permit, the permit and display certificate shall be returned to the county for issuance to the operator.

(6) In order for a county to modify or impose conditions upon a permit:

(a) The county shall notify the Minnesota Pollution Control Agency in writing of its intention to modify or impose conditions upon an animal feedlot permit.

(b) A copy of the permit together with the intended modifications and conditions shall be forwarded to the Agency for review. The Agency shall either approve or reject the recommended modifications or conditions. The Agency may also suggest alternative modifications or conditions.

(c) The county must receive Minnesota Pollution Control Agency approval of the proposed modifications or conditions.

SW - 59 REVOCATION OF PERMITS BY COUNTIES

(1) Those counties desiring to do so, may, pursuant to their permit processing authority revoke animal feedlot permits.

(2) In order for a county to revoke a permit:

(a) A copy of the permit application or permit together with a written justification for revocation must be submitted to the Pollution Control Agency for review. The Agency shall approve or reverse the revocation.

(b) The county must receive written approval of the permit revocation from the Pollution Control Agency.

(c) Where a revocation has been approved by the Pollution Control Agency, the applicant must be informed in writing by the county of the reasons for denial or revocation.

(d) A revocation of a permit by a county shall be without prejudice to the applicant's right to an appearance before the Pollution Control Agency within 90 days, or for filing a further or new application with the county after revisions are made to meet objections specified as reasons for revocation.

SW-60 DENIAL OF PERMITS BY COUNTIES

(1) In the case of permit denial by a county official the applicant shall be informed in writing

(a) of the reasons for denial;

(b) that if the applicant feels the permit denial is unreasonable, an informal appeal may be made to the Division of Solid Waste;

(c) that a denial shall be without prejudice to the applicant's right to an appearance before the Agency within 90 days, or for filing a further application after revisions are made to meet objections specified as reasons for denial. The applicant shall have the right to an appeal pursuant to Minnesota Statutes, Chapter 15.

SW-61 REQUIRED RECORDS

(1) The county shall maintain on file a copy of all correspondence and material relating to feedlot permits processed by the county. A copy of the permit and the permit application shall be included. The original permit application shall be on file with the Agency.

(2) Prior to any major change in a feedlot operation an addendum to the original permit shall be applied for describing the change, and when approval given, the addendum shall then be filed with the original permit.

(3) When the ownership and/or management of a permitted operation is changed, the county and state records will be changed upon notification. The new operator will be subject to the conditions of the existing permit unless an approved addendum is added to the permit.

APPROVED AS TO FORM AND LEGALITY
Jan. 11 1974
WARREN SPANNAUS, ATTORNEY GENERAL
BY Patrick Wilson
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 11 1974
Arlen I. Erdahl
W. B.

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
JAN. 11 1974 4:10 pm
BY Eda Staudenmaier
AUTH. SIGNATURE

STATE OF MINNESOTA
POLLUTION CONTROL AGENCY

In the Matter of Livestock Feedlots, Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency Procedures; Proposed Regulation SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

ORDER FOR HEARING

Pursuant to its powers and duties under Minnesota Statutes, 1971, chapters 115 and 116, and Minnesota Laws 1973, chapter 573, the Minnesota Pollution Control Agency deems it necessary to receive and review testimony and evidence upon the proposed regulation captioned above.

NOW, THEREFORE, IT IS ORDERED THIS 6th DAY OF SEPTEMBER, 1973, that a public hearing on the above captioned proposals be held beginning at 1:00 p.m. on Thursday, October 25, 1973, in the Laboratory School Auditorium of Bemidji State College, Bemidji, and continuing at 10:00 a.m. on Friday, October 26, 1973, in the National Guard Armory at 1716 Eighth Street North, St. Cloud and continuing at 1:00 p.m. on Thursday, November 1, 1973, in the National Guard Armory, South Fourth Street and West College Drive, Marshall, and continuing at 10:00 a.m. on Friday, November 2, 1973, in the Blue Earth-Nicollet Electrical Coop Building, South Highway 169, Mankato, and continuing at 10:00 a.m. on Friday, November 9, 1973, in the Board Room of the Minnesota Department of Health Building, 717 Delaware Street, S.E., Minneapolis.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose and to any other parties deemed appropriate by the Agency.

Harold D. Field, Jr.
Chairman

STATE OF MINNESOTA

COUNTY OF HENNEPIN

MINNESOTA POLLUTION CONTROL AGENCY

MPCA EXH 4

10-25-73 J.T.K.

In the Matter of Livestock Feedlots, Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency Procedures; Proposed Regulation SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that public hearings will be held by the Minnesota Pollution Control Agency or by one or more of its authorized representatives pursuant to Minnesota Statutes 1971, Chapter 15, and Minnesota Laws 1973, Chapter 573, beginning at 1:00 p.m. on Thursday, October 25, 1973, in the Laboratory School Auditorium of Bemidji State College, Bemidji, and continuing at 10:00 a.m. on Friday, October 26, 1973, in the National Guard Armory at 1716 Eighth Street North, St. Cloud and continuing at 1:00 p.m. on Thursday, November 1, 1973, in the National Guard Armory, South Fourth Street and West College Drive, Marshall, and continuing at 10:00 a.m. on Friday, November 2, 1973, in the Blue Earth-Nicollet Electrical Coop Building, South Highway 169, Mankato, and continuing at 10:00 a.m. on Friday, November 9, 1973, in the Board Room of the Minnesota Department of Health Building, 717 Delaware Street, S.E., Minneapolis, for the purpose of receiving and considering testimony and evidence bearing upon the above-entitled matter.

The hearing will be limited to discussion of matters pertinent to the proposed regulations. The hearing will continue until all interested parties have had an opportunity to be heard.

Testimony or other evidence to be submitted for consideration should be pertinent to the matter at hand and may be presented either orally or in writing at the hearing, or by mailing to the Agency at the address given below, allowing adequate time so that the information can be entered into the record prior to adjournment of the hearing. Written testimony may also be submitted within 20 days following adjournment of the hearing.

Those interested in the present or future control of wastes from livestock feedlots, poultry lots and other animal lots are requested to state how such interests will be affected by the proposed regulations. Other interested parties are urged to report on their knowledge of any pertinent situation or conditions and how such interests may be affected by the proposed regulations.

The proposed regulations are on file in the offices of the Agency at 717 Delaware Street, S.E., Minneapolis, Minnesota, 55440, and available for review in said office during regular office hours, 8:00 a.m. to 4:30 p.m., Monday through Friday.

Questions and comments to James A. Bosch, Chief, Section of Agricultural Wastes, Solid Waste Division, Minnesota Pollution Control Agency, 717 Delaware Street, S.E., Minneapolis, Minnesota, 55440, (612) 296-5581.

GRANT J. MERRITT
Executive Director

Dated: September 11, 1973

STATE OF MINNESOTA

COUNTY OF HENNEPIN

MINNESOTA POLLUTION CONTROL AGENCY

In the Matter of Livestock Feedlots; Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency Procedures; Proposed Regulation SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

AFFIDAVIT OF MAILING

Dolores Ann Ryther, being first duly sworn, deposes and says:

That on the 20th day of September, 1973, at the City of Minneapolis, County of Hennepin, State of Minnesota, she served the attached Notice of Hearing by depositing in the United States mail at said City of Minneapolis, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached list.

Dolores Ann Ryther

Subscribed and sworn to before me this 20th day of September, 1973. at Minneapolis, Minnesota.

Lila Holmdahl

LILA HOLMDAHL
Notary Public, Hennepin County, Minn.
My Commission Expires Oct. 31, 1976

PROPOSED REGULATIONS

FOR THE

PROCESSING OF FEEDLOT PERMITS

BY THE COUNTIES

AND THE

MINNESOTA POLLUTION CONTROL AGENCY

DRAFT
August 22, 1973

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(c) Following receipt and examination of completed application forms, indicate in writing, to the Minnesota Pollution Control Agency, whether or not the proposed animal feedlot facility will comply with all applicable state and local laws and regulations.

(d) Indicate where it is determined that a proposed facility will not, as planned, meet the requirements of state and local law, those respects in which a variance would be required for the issuance of a permit. A determination of non-compliance may include a variance request with a written recommendation for or against the variance. Where the recommendation supports a variance, the county official must indicate what pollution control devices have been proposed and enclose plans or design specification with the application.

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(4) All permit applications shall include the following:

(a) A completed permit application form;

(b) A map or aerial photograph of the area showing all homes, wells, buildings, lakes, ponds, watercourses, wetland, dry runs, rock out croppings, roads and applicable details and shall indicate the general topography with contours and drainage patterns. A north arrow shall be drawn on the scale shown, and a location insert map be included;

(c) A plan indicating operational procedures, the location and specifications of animal waste collections, storage and/or treatment facilities, land used for the disposal of animal wastes, and the quantity and type of waste to be removed from the site.

(5) In order for the county to issue a permit:

(a) The Minnesota Pollution Control Agency must receive written notification of the intention of the county to issue a permit. Such notification must include the completed permit application together with all applicable details as described in section 4 above;

(b) The Agency shall within 15 days after receipt of written notification of intent to issue a permit review the permit and suspend, modify, disapprove or approve the issuance of said permit. If the Agency fails to act within 15 days, the county board may take action which shall be final, subject to appeal to the district court.

(c) Upon Agency approval of the permit, the permit and display certificate shall be returned to the county for issuance to the operator.

(6) In order for a county to modify or impose conditions upon a permit:

(a) The county shall notify the Minnesota Pollution Control Agency in writing of its intention to modify or impose conditions upon an animal feedlot permit.

(b) A copy of the permit together with the intended modifications and conditions shall be forwarded to the Agency for review. The Agency shall either approve or reject the recommended modifications or conditions. The Agency may also suggest alternative modifications or conditions.

(c) The county must receive Minnesota Pollution Control Agency approval of the proposed modifications or conditions.

SW - 59 REVOCATION OF PERMITS BY COUNTIES

(1) Those counties desiring to do so, may, pursuant to their permit processing authority revoke animal feedlot permits.

(2) In order for a county to revoke a permit:

(a) A copy of the permit application or permit together with a written justification for revocation must be submitted to the Pollution Control Agency for review. The Agency shall approve or reverse the revocation.

(b) The county must receive written approval of the permit revocation from the Pollution Control Agency.

(c) Where a revocation has been approved by the Pollution Control Agency, the applicant must be informed in writing by the county of the reasons for denial or revocation.

(d) A revocation of a permit by a county shall be without prejudice to the applicant's right to an appearance before the Pollution Control Agency within 90 days, or for filing a further or new application with the county after revisions are made to meet objections specified as reasons for revocation.

SW-60 DENIAL OF PERMITS BY COUNTIES

(1) In the case of permit denial by a county official the applicant shall be informed in writing

(a) of the reasons for denial;

(b) that if the applicant feels the permit denial is unreasonable, an informal appeal may be made to the Division of Solid Waste;

(c) that a denial shall be without prejudice to the applicant's right to an appearance before the Agency within 90 days, or for filing a further application after revisions are made to meet objections specified as reasons for denial. The applicant shall have the right to an appeal pursuant to Minnesota Statutes, Chapter 15.

SW-61 REQUIRED RECORDS

(1) The county shall maintain on file a copy of all correspondence and material relating to feedlot permits processed by the county. A copy of the permit and the permit application shall be included. The original permit application shall be on file with the Agency.

(2) Prior to any major change in a feedlot operation an addendum to the original permit shall be applied for describing the change, and when approval given, the addendum shall then be filed with the original permit.

(3) When the ownership and/or management of a permitted operation is changed, the county and state records will be changed upon notification. The new operator will be subject to the conditions of the existing permit unless an approved addendum is added to the permit.

POLLUTION CONTROL AGENCY
MINNESOTA

Picked up - Sept 19

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Battles, Ronald L., York Research, 5470 E Evans Ave., Denver, Colo 80222
Bantham, Russel A.,Drackett Co., 5020 Spring Grove Ave.,Cincinnatti,Ohio 45232
B. F. Goodrich - C. E. Titus, 500 S. Main St., Akron, Ohio 44318
Blum, E. D., Union Oil Center, Box 7600, Los Angeles, California 90051
Becker, Ron, PO 99, St. Thomas College, St Paul 55105

Bearmon, Lee, 520 Roanoke Bldg., Mpls 55402
Brenner, Theo., Soap & Detergent Assn., 475 Park Ave.S. at 32nd St. N. Y. 00018

Burlington Northern, Attn:L.O.Hanson, Como Lab., 176E. 5th St., St. Paul 55101

Calgon Corp., James K.Everhart, Jr.Calgon Center,Box 1346,Pittsburgh,Pa. 15230

Chemical Construction Corp., One Penn Plaza, New York, N.Y. 10001 Att. R. Wiener
Carlson, Dr. Lauren, Chokio 56221
Cherne, Lloyd G., 5701 S County Rd 18, Edina 55436
Chu, Lori, 1098 13th Ave. S.E., Minneapolis 55414
Conkey & Assos., - K. Kleinschmidt, 616 Builders Exch., Minneapolis 55402 hearings
Denzel, Jerry, Rieke Carroll Muller Assoc., Inc., P.O.Box 130, Hopkins 55343

Dept.of Army, Const.Eng.Research Lab.,P.O.Box 4005, Champaign, Ill. 61820

Environment Reporter, 1231 25th St. N.W., Washington, D.C. 20037
Enviromental Conservation Library, MPL, 300 Nic.Mall, Minneapolis 55401

Faegre, John B., Jr., 1300 Northwestern Bank Building, Minneapolis 55402

Fargo-Moorhead Ecological Coordinating Comm., 513 S. 6th St., Moorhead 50560
Gerche, Dennis, Rm 121 State Capitol, St. Paul 55155 hearings
Finder, Earl E.,Ecodyne Corp. 455 Woodlane Dr.,P.O.Box 3420. St. Paul, 55101
Gillette Company, Attn. Arthur Cunnien, 5th at Broadway, St. Paul 55101
Glass Container Mfrs.Inst.Inc., R.D. Barbaro,330 Madison Ave., New York 10017
Ginner, Gary F., 8800 W. Hwy 7, Suite 400, Mpls. 55426
Gottlieb, Marvin, 2276 Highcrest Dr.,c/o Univac MS 4091, Roseville 55113(Noise on

Green, Dr. John C., Dept. Geology, U of M, Duluth 5812

Greyhound Corp., CEC, Law Div., Greyhound Tower, Phoenix, Arizona 85077 hearings
Grittner, Dennis, DPW, Rm. 200 Lowry Hotel, St Paul 55102 hearings
Hagglund & Johnson, 1420 Midwest Plaza Bldg. 801 Nicollet Mall, Minneapolis
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KarPinski, Linda, Owens - Ill FPDiv., 1700 N. Westwood Ave., Toledo, Ohio 43607
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Lutson, Dr. Keith, Biology Dept., St. Cloud State College, St Cloud
Kovacic, Mary, Cargill Res'ch Lib. Cargill Bldg., Minneapolis 55402
Lengel, Alex A., Peavey Co., 11 Peavey Rd., Chaska 55318
Lindson, Sandra, 1829 Portland Ave. South, Minneapolis 55404

Lessig, Dennis,Dept.Env.Control, Box 94653 State Hse Sta.,Lincoln, Neb. 68509

Latz, Robert, 548 Roanoke Bldg., Mpls. 55402

Lybrand, Ross, Bros. & Montgomery, 700 F & M Bank Bldg., Minneapolis 55402

Madsen, Dick, Legal Dept.,Boise Cascade, Corp.,P.O.Box 200 Boise, Idaho 83701

Martin, Philip O., United Power Assn., Elk River 55330

Metro Clean Air Committee, 1820 Portland Ave., Minneapolis 55404

McConnon, Dan, Rural Coop. Power Assn., Elk River 55330

McGhie & Betts, Inc. Attn: Richard A. Wellik,1648 3rd Ave.S.E.Rochester 55901

Minnesota Earth Journal, 317 Cedar Ave., Minneapolis 55404

Minnesota Municipal Utilities Assn.Inc.,204 W. Franklin Ave., Minneapolis

Morris, Miles G.,Koppers Co., Inc.,440 College Park Dr.,Monroeville, Pa. 15146

Motley, Frank C., Bemidji State College,A.C. Clark Library, Bemidji 56601

MPIRG, 2418 University Ave. S.E., Minneapolis 55414

Mullen, L.M.,III, 835 S. 8th St., St. Louis, Mo.63188 (regulation changes only)

Nachbar, R. H., PO Box 911, Intl Falls, Mn. 56649

Nelson, Roger, Milsco, Inc., 4501 Hiawatha Ave., Minneapolis 55406

Olson, Roland E., 5255 W. 82nd St., #115, Bloomington 55437

Paper Industry Engineers, Inc.,R.L.Allen,Jr.,PO.Box 1218, Atlanta, Ga. 30301

Paton, Alexander C., W.R. Grace & Co., Cambridge, Mass 02140

Paul, Weir Company, 20 N. Wacker Dr., Chicago, Illinois 60608

Ploetz, Raymond C. 444 2nd St., Excelsior, Minnesota 55331

Plant & Flanged Equipment Co., 4000 85th Ave. N., Minneapolis, Minn. 55443

Pollution Curbs, Inc., 502 N. Prior Ave., St. Paul 55104

Posner, James S.,Bristol-Myers Co., 345 Park Ave., New York,N.Y. 10022

Rahr, Frederick, 8301 W. 108th St., Bloomington 55438

Reid, Barbara, Natural Res.Def.Co., 1710 N. St.N.W., Washington, D.C. 20036

Richel, Stuart, Gen. Electric, River Rd., Blvd#36, Rm.120, Schenectady, N.Y. 12345

Robt. R. Wallace & Assoc., 2031 2nd Ave E, Hibbing 55746

Rosen, William S. 620 Osborn Bldg., St. Paul 55102

Rovers Cutting Club, c/o Conservation Chrman,UM, Coffman Union, Mpls. 55455

Ryden, Bruce E., Fire Marshall, 2701 Lexington, Roseville, 55113

Schultz, Eric B., Hwy. Dept., Room 420 Highway Building., St. Paul 55101

Segar, Thos. W., P. O. Box 418, South St. Paul 55075

Singer, Philip C., Univ. Notre Dame, Dept. Civil Eng., Notre Dame., Ind. 46556

Swanson, Roy E., Fed. Cartridge, 9th & Tyler St., Anoka 55303

Smith, Charles T.,Honeywell Inc., 600 2nd St.N.E. Hopkins 55343(MailSta.E-2041)

So.St.Paul Env. Comm., J.J.Ulliman, 125 Third Ave. N. So.St.Paul 55075

Texas Refinery Corp.,V.L. Lawson, 830 N. Main St., Fort Worth, Texas 76101

Thomas, John E., c/o Thoe. Hamm Brewing, 720 Payne Ave., St. Paul 55101

Tomoso, John A. H., PO Box 2125, College of St. Thomas, St. Paul 55105

Tucker, B.J., Caterpillar Tractor Co., 100 N.E. Adams St. Peoria, Ill. 61602

Tyler, Clark, St. Paul F & M Ins., 385 Washington St., St. Paul 55102

United States Steel Corp., F.B. Stevens, 700 Wolvin Bldg., Duluth 55802

Virgo Industries Inc., 2021 E. Hennepin Ave., Minneapolis 55413

Vocational Technical Sch., Water, Wastewater Tech. Dept., St. Cloud 56301

Walker, F.E.,Stanford Research Inst.,333 Ravenswood Ave., Menlo Pk.Calif,94025

Woolworth, Mrs. Nan[redacted] L., 3719 Sun Terrace, W[redacted]e Bear Lake, Mn. 55110

illiams, Gerald I., Control Date, CDC Tech.Stds, 8100 34th Ave. S.Mpls 55440,

ink, John Co., G. McGill, 4401 S. Peoria, Tulsa, Oklahoma 41705

15

lwall, Al, 910 Builders Exch.Bldg., Mpls. 55402
olff, Benno F., W-1781 1st Natl Bk Bldg., St. Paul 55101
rsythe, James R., 2116 Elliot Ave S., Mpls. 55404

iends of the Earth, Twin Cities Coordinator,Box 1024 St Clair Sta,St Paul 55105

ynor, Allan J.,117 Research Inst.,10 W 35 St., Chicago, Ill. 60616

enson, D.D., Pona Engineers, 8 Chelsea Pl, Box 8217,Houston, TEx. 77004

ntz, E. L., Intl Minerals & Chemical, IMC Plaza,Libertyville,Ill. 60048

wan, Gene, J.C.Penney, 1301 Ave.of Americas, New York, N.Y. 10019

dley & Austin, One First Natl Plaza, Chicago, Ill. 60670

12 K. Levenson, Director of Resources Infor., York Research Corp., One Research Drive, Stanford, Conn. 06904. hearings

kehead Pipe Line Co., 3025 Tower Ave., Superior Wisc. 54880 Attn.: Legal Dept. hearings

. D. Whitley, JR., Environmental Coordinator Midwestern Gas Transmission Company, ivision of Tenneco Inc., P.O. Box 2511, Houston, Texas 77001

Charles Hanf. Instructor, Environmental Technology 916 Area Vo-Tech Institute 3300 Century Ave. No. White Bear Lake, Minn. 55110

2

STATE OF MINNESOTA
MINNESOTA POLLUTION CONTROL AGENCY
AFFIDAVIT

State of Minnesota)
ss
County of Hennepin)

James A. Bosch being duly sworn deposes and says:

1. That he is an employee of the Pollution Control Agency of the state of Minnesota.

2. That on the 14th day of September, 1973, he went to the Secretary of State's office for the state of Minnesota and requested a current list of all representatives of associations or other interested groups or persons who had registered their names with the Secretary of State for the promulgation of rules pursuant to M.S. 15.0412.

3. That on the 14th day of September, 1973, in response to the above request, the Secretary of State provided him with such a list, a copy of which is attached hereto and incorporated by reference.

James A. Bosch

James A. Bosch

Subscribed and sworn to before me this 14th day of September, 1973 at Minneapolis, Minnesota.

Lila Holmdahl

LILA HOLMDAHL
Notary Public, Hennepin County, Minn.
My Commission Expires Oct. 31, 1976

	ALBERT,AA CALDER CORP 366 JACKSON ST ST PAUL MN 55101	[illegible] 1200 N W BK BLDG ST PAUL MN 55101	[illegible] 707 [illegible] OF [illegible] ST PAUL MN 55101
AM CAMPING ASSN MRS LEACOCK 1235 BRIGHTON SQ NEW BRIGHTON MN 55112	AM INST PROF GEOLOGISTS 2201 PRINCETON AVE ST PAUL MN 55105	ANCHOR BLOCK COMPANY PO BOX 3360 ST PAUL MN 55165	ANDERSON HERBERT 418 8TH ST. SO. VIRGINIA MN 55792
ANDERSON JAMES 7703 NORTANDALE RD MPLS MN 55435	ANTHONY R.S. E.L.M. 1222 FOURTH ST. S.E. MINNEAPOLIS MN 55414	ARMOUR AND COMPANY UNION STOCK YARDS SO ST PAUL MN 55075	ARVER JOHN A 2467 COHANCY ST PAUL MN 55113
ASMUSSEN DENNIS,MPIRG 3038 UNIV AVE SE MPLS MN 55414	ASSOCIATED INDUST OF MPLS NATIONAL BLDG MPLS MN 55402	ASSN OF MINN COUNTIES 55 SHERBURNE AVE #203 ST PAUL MN 55103	AUTOMOBILE MFRS ASSN [illegible] 55 SHERBURNE AVE ST PAUL MN 55103
	BADALICH JOHN P 2025 THOMPSON AVE SO ST PAUL MN 55075	BARRETT FRED ST LOUIS CO COURT HOUSE DULUTH MN	BARTHOLOW [illegible] 1327 COON RAPIDS [illegible] COON RAPIDS MN 55433
BECKLIN ROBERT C [illegible] N W 4TH CAMBRIDGE MN 55008	BEECHER EVERETT 10 10 1ST ST SO HOPKINS MN	BEMIDJI STATE COLLEGE PLACEMENT BUR.J.C.BRADY BEMIDJI MN 56601	BENSONI PETER [illegible] 609 PROVIDENCE BLDG. DULUTH MN
BERGERUD ALF 300 ROANOKE BLDG MPLS MN 55402	BEST FLANAGAN ET AL 1ST NATL BANK BLDG MPLS MN 55402	BEUTEL ROBERT BOX 1205 ST CLOUD MN 56301	BREHL JAMES W 332 HAMM BLDG ST PAUL MN 55102
BROEKER JOHN M [illegible] 2000 METRO DR SUITE 513 BLOOMINGTON MN 55420	BROOKS WILLIAM F JR 854 MIDLAND BK BLDG MPLS MN 55401	BROWN D M GOODRIDGE PUB SCH IND DIST #561 GOODRIDGE MN 56725	BRUBACHER RICHARD [illegible] 208 ADM BLDG ST PAUL MN 55101

	MPLS MN 55401	GOODRIDGE MN 56725	ST PAUL 55101
[illegible] C.R.DEPT.CLINIC.EXP. BURTON HALL MPLS. MN 55455	BURGER ALBERT 600 DEGREE OF HONOR BLD ST PAUL MN 55101	BUR.ENGR.IND.DIV. MR.KIBIGER 219 N. 2ND ST. MPLS. MN	BUR NATL AFFAIRS [illegible] 1231 25TH ST NW WASHINGTON [illegible] 20037
	CARLSON CARL L 7516 80TH ST S COTTAGE GROVE MN 55016	CARPENTER MRS MARY LEE DOW CHEMICAL 47 BLDG MIDLAND MICH. 48640	CARRISON DALE K MANKATO STATE COLLEGE MANKATO MN 56001
CENTRAL BUSINESS DATA BENSON RADIO ARCADE BLD BENSON MN 56215	CHAMBER OF COMMERCE 30 SO 1ST AVE EAST ELY MN 55731	CHAMBERLAIN JOHN L PO BOX 241 MPLS MN 55440	CHAMBERLAIN WARREN [illegible] 887 SW 4TH AVE FARIBAULT MN 55021
CHERCHES CHRIS CITY MGR 5005 MTKA BLVD ST LOUIS PARK MN 55416	CHRISTIAN SCI COMM ON PUB 1821 UNIV AVE SUITE 271 ST PAUL MN 55104	CITY CLERK 386 CITY HALL ST PAUL MN 55102	CLARKSON J.B. 2350 I.D.S. CENTER MINNEAPOLIS MN 55402
COLEMAN NICHOLAS D 700 LINWOOD AVE ST PAUL MN 55105	COLLIN LAURENCE RT 2 ISANTI MN 55040	CONCORDIA COLLEGE DEAN MOORHEAD MN 56560	CONSUMER SERVICES DEPT 230 STATE OFF BLDG ST PAUL MN 55101
CROW WING CO PLANNING & ADV COURT HOUSE BRAINERD MN 56401	CUSHMAN J S DAYTON HUDSON 700 NICOLLET MALL MPLS MN 55402	Cox and King 600 Builders Exch. Mpls, Mn. 55402	DANFORTH & ALLEN 731 NW BANK BLDG MPLS MN 55402
DANKERS,KENNETH 1200 WEST FOURTH STREET RED WING MN 55066	DANIELSON RODNEY L 418 AUDITORIUM ST PAUL MN 55102	DAVIS HENRY 6301 SHINGLE CREEK BROOKLYN CTR MN 55429	DAYTON CHAS SIERRA CLUB 400 ROANOKE MPLS MN 55402
DIEHL JOHN 1100 1ST NATL BK BLDG	DISPATCH PIONEER PRESS PRESS RM STATE CAPITOL	DORSEY MARQUART	DOUGLASS [illegible]

55101

PRENTICE, MET SEWER BD
[illegible] 42ND SO BLDG
ST PAUL MN
55101

EBELING EDWARD H.
101 W. MAIN
PERHAM MN
56573

EMERICK RICHARD A
1906 IDS CENTER
MPLS MN
55402

EVANS CHAS.L. PRENTICE-HALL
ENGELWOOD CLIFFS
NEW JERSEY

FINNEGAN J.R.
55 E. 4TH
ST.PAUL MN
55101

FORBES GORDON MINN PRS ASSN
207 UNION DEPOT
ST PAUL MN
55101

F W WOOLWORTH CO
[illegible] E 6TH ST

DUDLEY E H
RT 7 BOX 122
EXCELSIOR MN
55331

EDINA FIRE D JAMES MCNELLIS
4801 W 50TH ST
EDINA MN
55424

EMP HANDICAPPED PERSONS COMM
527 JACKSON RM 227
ST PAUL MN
55101

EVERETT JERRY NW PETRO ASSN
512 NICOLLET MALL RM917
MPLS MN
55402

FAEGRE & BENSON ATTN LIBR
1260 NW BANK BLDG
MPLS MN
55402

FLEMING FREDERICK A
1860 HIGHLAND PARKWAY
ST PAUL MN
55116

FOX W.E. LINDQUIST & VENNUM
4200 IDSCTR 80 S.8TH ST
MINNEAPOLIS MN
55402

55402

DUNN OLIVER PLUMBERS LOC 15
708 SO 10TH ST
MPLS MN
55404

ELDRED R W ARMOUR & CO
UNION STOCK YARDS
SO ST PAUL MN
55075

ERNEST K LEHMANN & ASSOC.
1409 WILLOW ST.
MPLS MN
55403

EWALD DOUGLAS MINN HOSP ASSN
2333 UNIV AVE SE
MPLS MN
55414

FELHABER R S
W 1ST NATL BANK BLDG
ST PAUL MN
55101

FLETCHER RONALD
7900 XERXES AVE S
MPLS MN
55431

FRANKLIN ROBERT B MPLS TRIB
426 PORTLAND
MPLS MN
55415

[illegible] P J JR
[illegible] 1ST NATL BK BLDG

55402

ELDER DR J-
11140 WASHBURN
BLOOMINGTON

ELMER EDWIN W
2901 PLEASANT AVE
MPLS MN
55408

ESSE KENNETH
4801 W 50TH ST
EDINA MN
55424

EWING MRS
42 ASTOR RD
[illegible]

FINLEY JAMES P
[illegible] MINN BLDG
ST PAUL MN
55101

FITZGERALD DR BCE
3007 LYNDALE AVE SO
MPLS MN
55408

FURLONG DR JOHN
RT 1
BOVEY MN
55709

GAS HOT INC
4940 VIKING DR
MINNEAPOLIS

STATE CAPITAL
MN
55155

GLEN. HILLS HOSP.R.VAN HAUER
3901 GOLDEN VALLEY RD.
MPLS. MN
55422

GODIN RALPH J
3824 47TH AVE SO
MPLS MN
55406

BLOOMINGTON CITY
BLOOMINGTON
55431

GUSTAFSON MRS D MINN VET MED
24 S 6TH ST
MPLS MN
55402

GUSTAFSON WALLACE
BOX 567
WILLMAR MN
56201

GRANATH MARVIN
HONEYWELL
2701 4th Ave S
Mpls Mn 55408

HARVEY MICHAEL
1390 W M HAHA PKWY
MPLS
55409

HALLBERG LEE & MCCABE
4927 34TH AVE S
MPLS MN
55417

HAYES,THOMAS W
700 SELLWOOD BLG
DULUTH MN
55812

HESS DONALD MIDWEST PLANNING
2101 HENN BLDG
MPLS MN
55405

HARTFELDT BILL
415 HAMM BLDG 6TH ST
ST PAUL
55102

HEAD & FROHN
1007 SOO LINE BLDG
MPLS MN
55402

HENN CO WELFARE BRD RM 26
COURT HOUSE
MPLS MN
55415

HILL JIM ASSOC.MILK PROD.
7850 METRO PARKWAY
MINNEAPOLIS MN
55420

HOPKINS
3915 GOLDEN VALLEY
GOLDEN VALLEY
55422

HOULE McLVIN
681 W HWY 96
SHOREVIEW MN
55112

HOUSE APPROPRIATIONS COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HOUSE ED STANDING SUB COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HULSTRAND ANDERSON &
PO BOX 130
WILLMAR
56201

HUMAN RIGHTS DEPT
60 STATE OFF BLDG
ST PAUL MN
55101

HUNT MRS CHAS L MECCA
26 E EXCH CENTRAL MANOR
ST PAUL MN
55101

HUNT JAMES P JR
11470 GALTIER DR
BURNSVILLE MN
55378

HUTCHISON R.M. ANOKA
COURT HOUSE
ANOKA
55303

INGEBRIGTSEN DR K H
23 SE 4TH ST
MPLS MN
55414

INGVALSON VERN MN.FARM BUR.
3110 WOODDALE DR PO 337
OST PAUL MN
55165

INS FED OF MINN
902 SOO LINE BLDG
MPLS
55402

IOOF LOD 49 CHAS SWENSON
2500 UNIV AVE
ST PAUL MN
55101

IVERSON DR JOS DEPT ED
ST OLAF COLLEGE
NORTHFIELD MN
55057

JACKMAN DONALD G
4023 E LAKE ST
MPLS
55406

MN

JENSEN CARL A
127 E MAIN ST
SLEEPY EYE MN
56085

JOHNSON M.D. FRUNDT & FRUNDT

BLUE EARTH MN
56013

[illegible] RICHARD W

BETHEL MN
55005

KANE ANTHONY
176 E FIFTH ST
ST PAUL MN
55101

KING,TIMOTHY
3333 OAKLAND AVE S
MPLS MN
55407

KLUZ STEVEN J
1910 1ST NATL BK BLDG
MPLS MN
55402

[illegible]CHARLES, LARRY D
8025 33RD AVE N
CRYSTAL MN
55427

KNUTSON DR KEITH,BIOLOGY DPT
ST CLOUD STATE
ST CLOUD MN
56301

KOLLER MR & MRS ERWIN A
1563 DULUTH ST
ST PAUL MN
55103

KOPP MRS VERNON
2050 85TH ST E
INVER GR HGHT MN
55076

LAKE SUPERIOR INDUSTRIAL BUR
828 FIRST AM. BK. BLDG.
DULUTH MN
55802

LAPP LAZAR LAURIE ET AL
1200 BUILDERS EXCHANGE
MINNEAPOLIS MN
55402

LARSON C E
3900 MINNEHAHA AVE S
MPLS MN
55406

LARSON HANS P DIV HOSP SERV
717 DELAWARE ST SE
MPLS MN
55440

LAUNDERERS&DRY CLEANERS ASSN
W 1ST NATL BK BLDG
ST PAUL MN
55101

LEAGUE MINN MUNICIPALITIES
314 SOC SCIENCES BLDG
MPLS MN
55455

LINDALL & JONATHAN DEUTSCH
VILLAGE ONE CENTER
CHASKA MN
55318

LOCKNER GARY
R R 1 BOX 23
BRUSETTE MN
56623

LOOS CALVIN J
6809 LYNDALE AVE SO
MPLS MN
55423

MCKIBBON MRS SHIRLEY
11 EVERGREEN LN
BABBITT MN
55706

MCLELLAN LARKIN
215 ADM BLDG ST CAPITOL
ST PAUL MN
55101

met open space infor proj
111 E Franklin Ave S
Mpls Mn 55404

MALONE E I COMM LABOR & INDU
444 LAFAYETTE RD 5TH FL
ST PAUL MN
55101

MANKATO STAT STUDENT SER
CENTENNIAL STUDENT UN
MANKATO MN
56001

[illegible]NTHEY T J PICKANDS MATHER
2000 UNION COMM BLDG
CLEVELAND OH

MASTOR MATTSON HART ET AL
414 ROANOKE BLDG
MPLS MN

MAUL WARREN E
320 S 4TH ST
MPLS MN
55415

MECCA R.F. NELSON
25 E EXCHANGE ST
ST PAUL MN
55101

55402 55415

, JOAN
LEXINGTON
PAUL MN
55118

MERRITT GRANT POLLUTION CONT
OAK & DELAWARE
MPLS MN
55440

MET TFR MEN ASSN A ROSENTHAL
1821 UNIV AVE
ST PAUL MN
55104

MILLER TOM
2311 PILLSBURY AVE S
MPLS MN
55404

MPLS STAR PRESS ROOM
STATE CAPITOL
ST PAUL MN
55101

MPLS TRIBUNE CITY DESK
425 PORTLAND AVE
MPLS MN
55415

MINN APT ASSN
GRIGGS-MIDWAY BLDG
ST PAUL MN
55104

MN. ASN. CEIND H.D. PETE
480 CEDAR ST.
ST. PAUL MN
55101

MINN AFL-CIO, L O LA SHOMB
414 AUDITORIUM ST
ST PAUL MN
55102

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
ST PAUL MN
55103

MINN ASSN ELEC COOPERATIVES
4901 W 77TH ST
MPLS MN
55435

MINN. ASSN. PET RETAILE
1115 2ND AVE. SO.
MINNEAPOLIS MN
55403

MINN AUTOMOBILE DEALERS ASSN
GRIGGS MIDWAY BLDG
ST PAUL MN
55104

MINN BD PODIATRY EXAM & REG.
1111 W 2ND ST.
CROOKSTON MN
56716

MINN COUNCIL STATE EMP NO 6
475 RICE ST
ST PAUL MN
55103

MINN. DEPT HEALTH J C
717 DELAWARE S E
MPLS MN
55440

MINN DENTAL HYGIENISTS
5041 YVONNE TERRACE
MPLS MN
55436

MINN ELECTRICAL ASSN INC
525 SO 7TH
MPLS MN
55415

MINN ENV CONTROL CITIZEN ASN
CENTRAL MANOR 26 E EXCH
ST PAUL MN
55101

MINN ENV LAW INST INC
PO BOX 15037o CO
MPLS MN
55415

MINN FARMERS UNION PRES OFF
1275 UNIV AVE
ST PAUL MN
55104

MINN FOOD RETAILERS ASSN
555 WABASHA
ST PAUL MN
55101

MINN. HOTEL & MTR. ASSN
2001 UNIVERSITY AVE
ST PAUL MN

MINN HWYS MANAGEMENT
410 HWY BLDG
ST PAUL MN
55101

MINN. HOUSING INST N T CARTER
7001 METRO PKWY
MPLS MN
55420

MINN LP GAS ASSN
7515 WAYZATA BLVD 106
MPLS MN
55426

MINN.MTR.TRANSP. .J.N.DENN
1821 UNIV.
ST.PAUL MN
55104

MINN PETROLEUM C
446 BUILDERS EXC
MPLS MN
55402

INN POULTRY & HATCHERY ASSN
N 193
MN

MINN PUB INT RES DAYTON
2418 UNIV AVE SE
MPLS MN

MINN REP STATE CEN COMM
4900 VIKING DR
MPLS MN

MINN RESTAURANT ASS
2001 UNIVERSITY AVE
ST PAUL MN

[illegible]AIL FEDERATION
[illegible] PARKLAWN STE 457
[illegible] MN
55435

MINN RETAIL HARDWARE ASSN
3033 EXCELSIOR BLVD 313
MPLS MN
55416

MINN SCH BUS OPERATORS ASSN
FARIBAULT MN
55021

MINN SOCIETY ARCHITECTS
NW NATL BK BLDG
ST PAUL MN
55101

MINN SOC CERTIFIED PUB ACCTS
1102 WESLEY TEMPLE BLDG
MPLS MN
55403

MINN STATE BAR ASSN
100 MINN FED BLDG
MPLS MN
55402

MINN ST BD PHAR P G GRUSSING
1965 FORD PKWY
ST PAUL MN
55116

MINN STATE CAPITOL EMP [illegible]
PO BOX 3215
ST PAUL MN
55165

MINN STATE MED ASSN
375 JACKSON ST
ST PAUL MN
55101

MINN STATE OPTOMETRIC ASSN
333 E HENNEPIN AVE
MPLS MN
55414

MINN STATE RETIREMENT SYSTEM
529 JACKSON ST
ST PAUL MN
55101

MINN.TURKEY GROWERS ASSN
2383 UNIV AVE
ST PAUL MN
55114

MINN ASSN WATERSHED DIST'S
ADA MN
56510

MINN WATER RESOURCES BD
RM 206 555 WABASHA ST
ST PAUL MN
55102

MINN-WISC BOUNDARY AREA COMM
600 2ND ST
HUDSON WI
54016

MUFFITT R.C. DIR.[illegible]
MPLS.CITY HALL [illegible]
MPLS MN
55415

MOOD R BLOOMINGTON HLTH DEPT
10200 PENN SO
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55431

MOONEY, MICHAEL A.
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COLLEGEVILLE MN
56321

NASS GEO V HENN [illegible]
5TH AND PORTLAND [illegible]
MPLS MN
55415

NATL COUNCIL JEWISH WOMEN
4330 CEDAR LK RD
MPLS MN
55416

NATL FAMILY INS CO
2147 UNIV AVE
ST PAUL MN
55114

NAT'L SOLID WASTES-R. GRASSO
1730 RHODE ISLAND AV.NW
WASHINGTON DC
20036

NCEC INC C/O DR [illegible]
CONCORDIA COLLEGE
MOORHEAD MN
56560

NELSON DONALD E NSP CO
414 NICOLLET AVE
MPLS MN
55401

NEUMAN RALPH W
RT 2 BOX 125
EMBARRASS MN
55732

NIELSEN STOCK & BLACKBURN
415 730 BLDG
MPLS MN

NORTH CENTRAL ELEC ASSN
PO BOX 202
BATTLE LAKE MN
56515

NW COUNTRY ELEVATOR ASSN
802 GRAIN EXCH BLDG
MPLS MN

NURSING HOME ADMRS BD EXAMRS
277 W UNIV AVE
ST PAUL MN
55103

NW BELL TEL CO LEGAL [illegible]
224 S 5TH ST RM 2000
MPLS MN
55402

[illegible] ST JEAN A
[illegible] 53RD PL N
BROOKLYN CTR MN
55429

OCONNOR GREEN THOMAS ET AL
845 NW BANK BLDG
MPLS MN
55402

OTTER TAIL POWER CO.
215 S. CASCADE ST.
FERGUS FALLS MN
56537

PETERSEN JOHN W
525 OSBORN BLDG
ST PAUL MN
55102

PORTER LYLE O
TRACY MN
56175

RENNER R.H. ST PAUL AREA CC
300 OSBORN BLDG.
ST PAUL MN
55102

ROBERTS DAVID E
1260 NW NATL BK BLDG
ST PAUL MN

OFFICE OF THE GOVERNOR
130 STATE CAPITOL
ST PAUL MN
55101

PAYNE WM B
2400 1st NATL BK BLDG
MPLS MN 55402

PHAR MFGRS ASSN WM D PATTON
1155 15TH ST NW
WASHINGTON DC DC
20005

PORT AUTH CITY OF ST PAUL
330 MINNESOTA BLDG
ST PAUL MN
55101

RACHNER MARY JANE
1917 PINEHURST AVE
ST PAUL MN
55116

RAMSEY CO MEDICAL SOCIETY
1500 LOWRY MEDICAL BLDG
ST PAUL MN
55102

ROCHE T E
5007 FREMONT AVE S
MPLS MN
55410

O'BRIEN J.DENNIS
1200 1ST NATL.BANK BLDG
MINNEAPOLIS MN
55402

OHMAN W C NATL ELEC CONTRS
608 AM NATL BK
ST PAUL MN
55101

PATTISON ORVIS
BOX 645
WILLMAR MN
56201

PHILLIPS LEGISLATIVE SERVICE
113 W UNIV AVE
ST PAUL MN
55103

PRAUSE JOS.C.
2220 105TH AVE.N.W.
COON RAPIDS MN
55433

RANALLO CLARENCE
800 CENTRAL AVE N E
MPLS MN
55413

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

[illegible] THOMAS
941 LAUREL
ST PAUL MN
55104

OLD COLONY GAS & OIL CO
17TH AVE N AT 2ND ST
MPLS MN
55411

PAYNE COL ALVIN
DEGRAFF MN
56[illegible]

[illegible] PETER S
314 MINN BLDG
ST PAUL MN
55101

PULSCHER RBT SPRINGSTE[illegible]
813 OSBORN BLDG
ST PAUL MN
55102

RED OWL STORES INC
215 E EXCELSIOR AVE
HOPKINS MN
55343

ROBBIE JOSEPH
904 CARGILL BLDG NO.C
MPLS MN
55402

Schneider, Mahlo
Green Giant
LeSueur, Mn 5[illegible]

55419 55014

[illegible] DEVELOP CORP
[illegible] 1ST STATE BK BLDG
PAYNESVILLE MN

ST PAUL FOOD RETAILERS ASSN
1220 ARCADE
ST PAUL MN
55106

SCHMANN ROBT.P.
1400 SOO LINE BLDG.
MPLS. MN
55402

SENATE COUN OFF J ST MARIE
STATE CAPITOL
ST PAUL MN
55101

SHELL OIL CO. W.A. ROQUET
ONE SHELL PLAZA BX 2463
HOUSTON TX
77001

STATE BD.BARBER EXAMINERS
555 WABASHA
ST PAUL MN
55102

STUPKA & MCREM
MIDTOWN BLDG
AUSTIN MN
55912

SWANSON GERALD H
212 CITY HALL

SATHRE, HARVEY
77 SHERBURNE
ST PAUL MN
55103

SCARBOROUGH WILLIAM
DIV.ED. U.M.
MORRIS MN
56267

SCHNEIDER & NEESER
706 1ST ST SO PO BX 876
WILLMAR MN
56201

SENATE FINANCE COMMITTEE
113 STATE CAPITOL
ST PAUL MN
55101

SHINER JOHN T.
297 GOODRICH AVE
ST PAUL MN
55102

STATE BD VETERINARY EXAMINER
C/O DR A C SPANNAUS DVM
WACONIA MN

SUMMIT NATL BANK D L MORRILL
205 AURORA AVE
ST PAUL MN
55103

ST PAUL ASSN PLBG HTG MECH
614 AM NATL BK
ST PAUL MN

SCHMIDT H W TCHRS RETIREMENT
302 CAPITOL SQ BLDG
ST PAUL MN
55101

SCHROEDER ALFRED H
2172 CARROLL AVE
ST PAUL MN
55104

SHABATURA EUGENE H
2833 LAKE AVE SO
DULUTH MN
55811

SKELLY OIL CO R R WELLINGTON
PO BOX 436
KANSAS CITY MO

STD AM LIFE & ANNUITY CO
3801 W 50TH ST
MPLS MN
55410

SUSSEL CO.ATTN:TED SCHWENKER
1850 COMO AVE.
ST PAUL MN
55108

TWIN CITY RETAIL DRUGGIST AS
2388 UNIV AVE
ST PAUL MN

ST PAUL BUR HLTH [illegible]
555 CEDAR ST
ST PAUL [illegible]
55101

SCHMIDT LARRY WCCO-TV
50 S 9TH ST
MPLS [illegible]
55402

SEARS ROEBUCK & CO
2929 ELLIOT AVE S TOB
MPLS [illegible]
55401

SHAW ROBERT F
C/O MOBIL OIL [illegible]
MPLS [illegible]
55402

SMERIKA M.E.
BOISE CASCADE PAPER
INTL FALLS [illegible]
56649

STENSLAND M.E. PRES.
203 NW 22ND ST.
AUSTIN [illegible]
55912

SWANSON BURT E
W-2162 1ST NATL BK BL
ST PAUL [illegible]
55101

[illegible] MN		TWIN CITY RETAIL DRUGGIST AS 2388 UNIV AVE ST PAUL MN 55104	
[illegible] STOCK YARDS ATTN PRES SO ST PAUL MN 55075		VAN CLEVE JOHN H 2101 HENN AVE MPLS MN 55405	VERRILL JOHN E DEPT SECONDARY ED [illegible] DULUTH MN 55812
VILLAGE OF WOODBURY-F.STRONG 561 TOWER DRIVE NEWPORT MN 55055	VOGEL HOWARD G 814 FLOUR EXCH BLDG MPLS MN 55415	VOLDNESS PERRY IDS 8TH & MARQUETTE MPLS MN 55402	
WELLS G W INS FED OF MINN RT 4 BOX 194 WAYZATA MN 55391	WEST & GOWAN ATTORNEYS AT LAW PINE ISLAND MN 55963	WEST MIDWAY-SO.ST ANTH.PK.AS 898 RAYMOND AVE. ST PAUL MN 55114	WHITLOCK A G ECON LAB OSBORN BLDG ST PAUL MN 55102
WM.MITCHEL COLLEGE LAW LIB. 2100 SUMMIT AVE. ST.PAUL MN 55105	WIS FEEDER PIG MARKET CO-OP FRANCIS CREEK WI	WOLKERSTORTER THEODORE 676 17TH AVE NW NEW BRIGHTON MN 55112	WOZNIAK D D 828 MINN BLDG ST PAUL MN 55101
WYANT CLINTON W ATTY ATKIN MN 56431		ZATARGA A E CPA 1800 MIDWEST PLAZA BLDG MPLS MN 55402	

STATE OF MINNESOTA

COUNTY OF RAMSEY

MINNESOTA POLLUTION

CONTROL AGENCY

In the Matter of Livestock Feedlots; Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency. Procedures; Proposed Regulations SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

STATEMENT OF NEED

The above-captioned regulations are new regulations of the Minnesota Pollution Control Agency. They do not amend but rather supplement existing Solid Waste Regulations SW-51 through SW-55 relating to animal feedlots.

The need to adopt these new regulations arises in the first instance due to a statutory mandate. Minn. Laws 1973, ch. 573, Section 1 provides in pertinent part:

> The pollution control agency, by January 1, 1974, and in the manner provided by chapter 15, shall adopt rules governing the issuance and denial of permits for livestock feedlots, poultry lots or other animal lots pursuant to this section. These rules shall apply both to permits issued by counties and to permits issued by the pollution control agency directly.

What is perhaps more important in terms of the need for these rules than the above-quoted legislative directive is the reason for the adoption of the Act which contains the directive. In February and March of 1972, meetings sponsored by the MPCA and the University of Minnesota Agricultural Extension Service were

held at seven locations throughout the state. Rural Minnesotans were asking two questions at these meetings: (1) Why does it take so long to process our feedlot permits? and (2) Why do we have to go all the way to Minneapolis to discuss our animal feedlot problems? In an attempt to bring about a more decentralized feedlot program and hopefully one more responsive to local needs, the Agency staff contacted several persons knowledgeable in the field of animal feedlot regulation and familiar with administrative problems of the state program. These efforts resulted in the drafting of S.F. No. 1505.

Minn. Laws 1973, ch. 573 (S.F. No. 1505) was sponsored by rural legislators and supported by the Association of Minnesota Counties and the Farm Bureau. Farmers and local officials had asked these spokesmen to work with the pollution control agency to accomplish two things: (1) increase the speed with which feedlot permits are issued; and (2) increase local input in the administration of animal facility regulations. These themes were repeated during committee hearings on S.F. No. 1505 as senators and representatives echoed the views of their rural constituents.

Finally, it is estimated that there are approximately 100,000 animal feedlots in the state of Minnesota. It is patently clear that without the cooperative efforts of counties, it will be impossible for the state to maintain an effective animal feedlot permitting program.

MINNESOTA POLLUTION CONTROL AGENCY

By Harold D Field Jr.
HAROLD D. FIELD, JR., Chairman

By Grant J. Merritt
GRANT J. MERRITT
Executive Director

Dated: December 18, 1973

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Jack Van de North, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed.

John B Vandenberg

Special Assistant Attorney General

Dated: December 6, 1973

STATE OF MINNESOTA

COUNTY OF RAMSEY

MINNESOTA POLLUTION

CONTROL AGENCY

In the Matter of Livestock Feedlots; Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency Procedures; Proposed Regulations SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Minnesota Pollution Control Agency on Thursday, October 25, 1973 at 1:00 p.m. in the Laboratory School Auditorium of Bemidji State College, Bemidji, and continued on Friday, October 26, 1973, in the National Guard Armory, in St. Cloud, and continued on Thursday, November 1, 1973, in the National Guard Armory in Marshall, and continued on Friday, November 2, 1973, in the Blue Earth-Nicollet Electrical Co-op Building, in Mankato, and continued on Friday, November 9, 1973, in the Board Room of the Minnesota Department of Health Building in Minneapolis. This hearing was held after proper notice required by Minn. Stat. Section 15.0412 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements, and arguments, having

heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, we find the following facts supporting adoption of the proposed new regulations relating to the processing of animal feedlot permits by counties:

1. These regulations relating to the issuance of animal feedlot permits by counties are proposed in the context of the overall philosophy of the Solid Waste Division of the Minnesota Pollution Control Agency with respect to the control of animal feedlots. This philosophy is summarized in the preamble to existing feedlot regulations:

> An adequate supply of healthy livestock, poultry and other animals is essential to the wellbeing of Minnesota citizens and the nation. They provide our daily source of meat, milk, eggs and fiber. Their efficient, economic production must be the concern of all consumers if we are to have a continued abundance of high-quality, wholesome food and fiber at reasonable prices.
>
> However, livestock, poultry and other animals produce wastes which may, when improperly stored, transported or disposed of, affect Minnesota's environment. Where such wastes could add to air, water or land pollution, they must be controlled.

(P.C.A. Exhibit No. 5)

2. There has been in the past dissatisfaction with the speed with which state issued feedlot permits have been processed. (Mankato transcript p. 20). The concensus of both the state and local officials working with the feedlot permitting program is that the proposed Solid Waste Regulations SW-56 through SW-61

will reduce the processing time for feedlot permits. The reason for this opinion is that fewer incomplete permit applications will be submitted to the PCA for its review because of the assistance of county officials in the preparation of those applications. (Public Exhibit No. 1, Letter of Benton County Zoning Administrator, Paul Schneider dated October 26, 1973.)

3. The proposed regulations will increase local input into the state-wide feedlot regulation program. Participation by counties in the program is possible at two levels. First, it is anticipated that a majority of counties will begin participation by assisting farmers in the proper submission of adequately completed permit application forms; second, after a time during which a county has become more familiar with the feedlot probram, it will then be possible for a county to participate in a greater degree in the feedlot program by actually issuing feedlot permits and by imposing conditions on said permits. (Mankato transcript p. 12, and Bemidji transcript p. 33.) Through their participation at either level, Minnesota counties will have an opportunity to fashion a feedlot program which is particularly well suited to the needs of the farmers in their area. (Bemidji transcript p. 71, remarks of Mr. Gary Lochner, Lake of the Woods County.)

4. The proposed regulations will strengthen the state-wide animal feedlot program by enhancing the possibility for uniform application of certain minimum standards contained in existing regulations on a state-wide basis. This will be

accomplished through increased awareness of local officials and through them increased awareness of applicable state regulations by farmers within their jurisdiction. (Minneapolis transcript pp. 17-18.)

5. The Agricultural Waste Section of the Minnesota Pollution Control Agency, which has the primary responsibility for administration of a state-wide feedlot permitting program, consists of only two people. There are in excess of 100,000 feedlots within the State of Minnesota. There is a need to increase the number of persons with a knowledge of agricultural problems who are involved in the administration of the feedlot program. It is anticipated that the involvement of counties in the feedlot program will accomplish this end. (Public Exhibit No. 2, Statement of the Minnesota Farm Bureau Federation.)

6. By increasing the participation of local officials in the feedlot permit program, these proposed regulations will do much to resolve conflicts which occasionally arise as a result of local building and zoning ordinances (Public Exhibit No. 1).

7. The proposed regulations will do much to resolve ambiguities which apparently exist under the present feedlot regulations with respect to who does and who does not require an animal feedlot permit. (Marshall transcript pp. 20-26, and Bemidji transcript pp. 45-48). The matter of which facilities are required to be permitted becomes particularly important at the time when ownership of the facility changes. For this reason, the proposed

regulations specifically address themselves to the question of requiring permits at the time of ownership changes. (Bemidji transcript p. 54-55.)

8. The proposed regulations will allow county residents and local officials to focus on one county official as the person responsible for initiating the permit application procedures. In the past, although the cooperation of various state and federal agencies has been appreciated, there has been some confusion. (Mankato transcript p. 18, remarks of Mr. Arthur Stone, Brown County Zoning Administrator.) It has also been suggested that in order for this designated county official to have all the authority necessary to adequately carry out his feedlot responsibilities, it may be necessary in some instances for the state to designate him as their agent. (Public Exhibit No. 5, remarks of Hennepin County Environmental Chief, Luther D. Nelson.)

MINNESOTA POLLUTION CONTROL AGENCY

December 18, 1973

By Harold D. Field, Jr.
HAROLD D. FIELD, JR.
Chairman

And Grant J. Merritt
GRANT J. MERRITT
Executive Director

STATE OF MINNESOTA

COUNTY OF RAMSEY

MINNESOTA POLLUTION

CONTROL AGENCY

In the Matter of Livestock Feedlots; Poultry Lots and Other Animal Lots; Authorizing Counties to Exercise Permit Processing Powers in Conjunction with Minnesota Pollution Control Agency Procedures; Proposed Regulations SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Minnesota Pollution Control Agency beginning at 1:00 p.m. on Thursday, October 25, 1973, in the Laboratory School Auditorium of Bemidji State College, Bemidji, and continuing at 10:00 a.m. on Friday, October 26, 1973, in the National Guard Armory at 1716 Eighth Street North, St. Cloud and continuing at 1:00 p.m. on Thursday, November 1, 1973, in the National Guard Armory, South Fourth Street and West College Drive, Marshall, and continuing at 10:00 a.m. on Friday, November 2, 1973, in the Blue Earth-Nicollet Electrical Co-op Building, South Highway 169, Mankato, and continuing at 10:00 a.m. on Friday, November 9, 1973, in the Board Room of the Minnesota Department of Health Building, 717 Delaware Street, S.E., Minneapolis, after proper notice required by Minn. Stat. Section 15.0412 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above-captioned rules.

NOW, THEREFORE, IT IS ORDERED that these rules, identified as Minn. Regs. SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61, are adopted this 18th day of December, 1973, pursuant to authority vested in us by Minn. Laws 1973, ch. 573.

MINNESOTA POLLUTION CONTROL AGENCY

December 18, 1973

By Harold D. Field, Jr.
HAROLD D. FIELD, JR.
Chairman

And G. J. Merritt
GRANT J. MERRITT
Executive Director

CERTIFICATE OF BOARD'S
RESOLUTION AUTHORIZING HEARING

I, Elaine Embretson, do hereby certify that I am secretary of the Minnesota Pollution Control Agency Board, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Minnesota Pollution Control Agency Board duly and properly called and held on the 6th day of September, 1973; that a quorum was present at said meeting; that a majority of those present voted for the resolution; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> [RESOLVED that the Board] authorize the Executive Director to schedule a public hearing and to appoint a hearings officer.

IN WITNESS THEREOF, I have hereunto subscribed my name this 18 day of December, 1973.

Elaine Embretson
ELAINE EMBRETSON
Secretary

CERTIFICATE OF BOARD'S
ADOPTION OF RULES RESOLUTION

I, Elaine Embretson, do hereby certify that I am secretary of the Minnesota Pollution Control Agency Board, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Minnesota Pollution Control Agency Board duly and properly called and held on the 18th day of December, 1973; that a quorum was present at said meeting; that a majority of those present voted for the resolution; that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> RESOLVED, that proposed regulations SW-56, SW-57, SW-58, SW-59, SW-60 and SW-61, all of which relate to the processing of animal feedlot permits by counties, be and they hereby are approved and adopted, pursuant to authority vested in us by Minn. Laws 1973, ch. 573 and that Harold D. Field, Jr., Chairman of the Minnesota Pollution Control Agency Board, be and hereby is authorized to sign the Statement of Need, Findings of Fact, and Order Adopting Rules which relate to the aforementioned regulations.

IN WITNESS THEREOF, I have hereunto subscribed my name this 18th day of December, 1973.

Elaine Embretson

ELAINE EMBRETSON
Secretary