

NR 3



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl  
Secretary

BOX 7921  
MADISON, WISCONSIN 53707

IN REPLY REFER TO: \_\_\_\_\_

STATE OF WISCONSIN )  
 )  
DEPARTMENT OF NATURAL RESOURCES )

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RECEIVED  
OCT 7 1976  
2:20 p.m.  
REVISOR OF STATUTES  
BUREAU G.R.P.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. L-64-76 was duly approved and adopted by this Department on July 22, 1976. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 6th day of October, 1976.

*Anthony S. Earl*  
\_\_\_\_\_  
Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....  
IN THE MATTER of repealing section NR 3.02(4)(b); .  
renumbering section NR 3.02(4)(c); renumbering .  
and amending section NR 3.02(4)(d); and amending .  
sections NR 3.02(1) and NR 3.03(1) and (3) of the . L-64-76  
Wisconsin Administrative Code pertaining to WPDES .  
public participation procedures .  
.....

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD  
REPEALING, RENUMBERING AND AMENDING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 147.09 and 147.11 and chapter 227, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby repeals, renumbers and amends rules as follows:

SECTION 1 - Section NR 3.02(1) is amended to read:

(1) Intent. Public notice of the receipt of a completed permit application is intended to inform interested and potentially interested members of the public of a completed application, the tentative determination to issue or deny the permit as required in section 147.09, Wis. Stats., and the public's right to obtain additional information, submit written comments, or request a public hearing with respect to issuance of a particular permit.

SECTION 2 - Section NR 3.02 (4) (b) is repealed.

SECTION 3 - Section NR 3.02 (4) (c) is renumbered NR 3.02 (4) (b).

SECTION 4 - Section NR 3.02 (4) (d) is renumbered and amended to read:

(c) Mailing the notice to individuals and groups on a formal department WPDES permit application mailing list. Requests to be placed on said mailing list shall be directed to the Department of Natural Resources, WPDES Permit Section, Box 7921, Madison, Wisconsin 53707.

SECTION 5 - Section NR 3.03 (1) is amended to read:

(1) Intent. The intent for providing notice of a completed permit application to government agencies is to inform interested and potentially interested federal, state and local government agencies of a completed application, the tentative determination to issue or deny the permit, and their right to obtain additional information, submit written comments, or request a public hearing with respect to issuance of a particular permit.

SECTION 6 - Section NR 3.03 (3) is amended to read:

(3) Content. All government agency notices shall contain a copy of the public notice as described in NR 3.02, a copy of the fact sheet where available as described in Wis. Adm. Code section NR 201.01, and a cover letter stating the purpose of the notice, the 30 day period for submitting comments and for requesting a public hearing pursuant to section 147.13, Wis. Stats. In addition, the United States environmental protection agency shall always receive a copy of the draft permit and be provided a comment period not to exceed 90 days unless it agrees to a shorter comment period.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on July 22, 1976.

The rules contained herein shall take effect upon publication in the Wisconsin Administrative Register.

Dated at Madison, Wisconsin 6 October 1976

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl  
Anthony S. Earl, Secretary

(SEAL)