

CR 84-141

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

RECEIVED

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES) ss

FEB 20 1985
3:10
Revisor of Statutes
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy 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. A-33-84 was duly approved and adopted by this Department on October 24, 1984. 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 General Executive Facility #2 in the City of Madison, this 19th day of February, 1985.

Bruce B. Braun
Bruce B. Braun, Deputy Secretary

(SEAL)

4940J

5-1-85

ORDER OF
THE STATE OF WISCONSIN
NATURAL RESOURCES BOARD
CREATING RULES

· · · · ·
IN THE MATTER of creating s. NR 154.015 · · ·
of the Wisconsin Administrative Code · · ·
pertaining to response times for approvals.
and permits · · ·
· · · · ·

A-33-84

Analysis Prepared by Department of Natural Resources

1983 Wisconsin Act 91 provides that rules promulgated by a department which require businesses to obtain a permit, as defined in s. 560.41(2), Stats., must specify the number of business days within which the department will review and make a determination on a permit application. The proposed rule amends chapter NR 154, the Air Pollution Control administrative code, to specify that all permit applications (for which another time period for review has not been specified by law) will be reviewed and a determination made within a specific number of business days (either 10 or 65 business days) after the department receives the application. Sixty-five business days is approximately equivalent to 90 calendar days.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 144.31, 227.0105 and 227.014(2)(a), Stats., the State of Wisconsin Natural Resources Board hereby creates rules interpreting ss. 144.31 and 227.0105, Stats., as follows:

SECTION 1. NR 154.015 is created to read:

NR 154.015 DEPARTMENT REVIEW TIMES. Unless another time period is specified by law, the department shall complete its review and make a determination on all applications for permits and approvals listed under this section within the number of business days indicated, based on the date of receipt of the application.

(1) Alternate fuel variances under s. NR 154.02(4) - 10 business days;

(2) Temporary excess emissions plans under s. NR 154.09(1)(b) - 65 business days; and

(3) Use of emergency or reserve equipment under s. NR 154.09(1)(c) - 65 business days.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on October 24, 1984

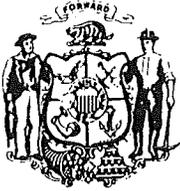
The rules herein shall take effect as provided in s. 227.026(1) (intro.), Stats.

Dated at Madison, Wisconsin February 19, 1985

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

February 20, 1985

IN REPLY REFER TO: 1020

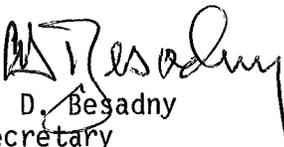
Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. A-33-84. These rules were reviewed by the Assembly Committee on Environmental Resources and the Senate Committee on Energy and Environmental Resources pursuant to s. 227.018, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees is also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,


C. D. Besadny
Secretary

Enc.
4940J