

General information

Public comment period begins: September 13, 2022

Public comment period ends: October 13, 2022

Current permit issued: December 8, 2021

Current permit expiration date: December 7, 2026

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

Name and address of Permittee:

Erik Baustian
154 60th Avenue
Jasper, MN 56144

Facility name and location:

Erik Baustian
541 11th Street
Jasper, MN 56144
Pipestone County

MPCA contact person:

Nick Timmerman
Watershed Division
Minnesota Pollution Control Agency
504 Fairgrounds Road, Suite 200
Marshall, MN 56258-1688
Phone: 507-476-7122
Email: nick.timmerman@state.mn.us

File manager phone: 651-757-2728 or
1-844-828-0942

A draft permit is available for review on the MPCA Public Notices webpage at <http://www.pca.state.mn.us/publicnotices>. Additional materials relating to the issuance of this permit are available for inspection by appointment at any MPCA office (<https://www.pca.state.mn.us/about-mpca/contact-us>) between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. The MPCA will mail or email a copy of the draft permit upon request. Comments, petitions, and other requests must be received at the MPCA in writing on or before the public comment period end date and U.S. Mail comments must be received by 4:30 p.m.

Watershed: Lower Big Sioux River

Description of permitted activity

The facility will house 1,700 head of beef cattle - slaughter/steer in total confinement barns and open lots. Liquid manure generated by the animals will be stored within concrete lined storage structures. Solid manure generated by the animals will be stockpiled at the facility and stockpiled with land application fields. Manure contaminated runoff from the facility will be stored within cement lined structures. Manure generated at the facility will be applied to surrounding cropland at agronomic rates. The final animal unit (AU) capacity of the facility will remain unchanged at 1,700 AU.

This major modification permitting action is including the construction of permanent stockpiles to the current permit at the facility.

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 draft permit.
- 2) Petition the MPCA to hold a public informational meeting.
- 3) Petition the MPCA to hold a contested case hearing.

Submitting written comments

Comments may be submitted:

- 1) Online at <http://www.pca.state.mn.us/publiccomments>; or
- 2) By U.S. postal mail to the following address:
Minnesota Pollution Control Agency
c/o Nick Timmerman
504 Fairgrounds Road, Suite 200
Marshall, MN 56258-1688

Submitted comments or petitions must state:

- 1) Your interest in the permit application or the draft permit.
- 2) The action you wish the MPCA to take, including specific references to the 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.