

# Public Notice of Intent to Modify

**Hazardous Waste  
MND985668342**

## General information

**Public comment period begins:** May 22, 2026

**Public comment period ends:** 4:30 p.m. on July 6, 2026

**Current permit issued:** April 8, 2022

**Current permit expiration date:** April 8, 2027

**Name and address of Permittee:**

Ballantyne Legacy Holdings LLC  
13515 Ballantyne Corporate PI  
Charlotte, North Carolina 28277-2706

**Facility name and location:**

Ballantyne Legacy Holdings LLC  
/Sartell City - Lagoon 3  
12th N St at 7th Ave W  
Sartell, Minnesota 56377

**MPCA contact person:**

John Chikkala, P.E.  
Resource Management and Assistance Division  
Minnesota Pollution Control Agency  
520 Lafayette Road N  
St. Paul, Minnesota 55155  
Phone: 651-757-2271  
Email: [john.chikkala@state.mn.us](mailto:john.chikkala@state.mn.us)  
File manager phone: 651-757-2728 or  
1-844-828-0942

**EPA Contact Person:**

Norberto Gonzalez  
U.S. Environmental Protection Agency, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3507  
Phone: (312) 353-1612

Public Library where you can go to view the permit documents online:

Great River Regional Library  
1300 St. Germain Street West  
St. Cloud, Minnesota 56301

A draft permit and permit application/fact sheet are available for review on the Minnesota Pollution Control Agency (MPCA) Public Notices webpage at <http://www.pca.state.mn.us/publicnotices> or at the MPCA office address listed under the MPCA contact person. 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 time identified above.

## Description of Permitted Facility

The above Permittee is seeking to operate a hazardous waste facility. This permit modification authorizes the Lagoon Number 3 to move into Compliance Monitoring. The frequency of ground water monitoring is reduced from quarterly to spring, and fall. In addition, the Draft Environmental Covenant is enclosed with the Permit.

The regulated unit is the closed hazardous waste landfill, Lagoon Number 3. Lagoon Number 3 is approximately 0.2 acres in size and is located within the Sartell Solid Waste Landfill, which is south of 12th Street North and west of 4th Avenue West in Sartell, Minnesota. The Facility is located in the north half of the southwest quarter of Section 16, Township 125 North, and Range 28 West in Stearns County.

Lagoon Number 3 was constructed within the boundaries of the City of Sartell Solid Waste Landfill in 1978, and contains sludge generated by DeZurik Corporation, and was then sold to SPX Corporation. The Lagoon contains both solid and hazardous waste. When operational, the Lagoon was used by DeZurik Corporation for dewatering of sludges between 1978 and 1983.

The Lagoon was closed in 1987 with no liner underneath the lagoon, and a multi-layer cover system designed to minimize the potential for leaching of hazardous constituents. The final cover system for the Lagoon includes four soil layers, several geotextiles, and a 60-mil synthetic liner. The total thickness of the cover exceeds six (6) feet. At the time of closure, the cover system was graded to promote surface water drainage off of the cap.

The preliminary determination to modify this Hazardous Waste 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

To submit comments or petitions to the MPCA through the mail or email, you 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.