



June 11, 2021

SCOTT INMAN
WI DNR
3911 FISH HATCHERY RD
FITCHBURG WI 53711

SUBJECT: Coverage under WPDES Permit No. WI-0066575-01-0
Permittee Name: Wisconsin Department of Natural Resources
Project Site Name: WI DNR - Portage Canal Dredging Alum Application
Project Site Address: Portage Canal, Portage, WI
Site ID (FIN): 76528

Dear Mr. Inman:

The Wisconsin Department of Natural Resources (hereafter Department) has determined that the proposed alum application discharge as a part of the Portage Canal Dredging Alum Application located on the Portage Canal, Portage, Wisconsin is eligible for coverage and is hereby authorized under the *Low-Impact Discharge* Wisconsin Pollutant Discharge Elimination System (WPDES) General Permit No. WI-0066575-01-0. This determination was based on review of a complete General Permit Notice of Intent (NOI) form (Form 3400-241), and Alum Application Work Plan submitted by you and received on June 10, 2021. Please download the permit and fact sheet from the Department website at: <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.

The Department is also approving the Alum Application Plan that was submitted with the NOI in accordance with Section 6 of the *Low-Impact Discharge* WPDES General Permit No. WI-0066575-01-0.

The Department is also approving the use of UltraPac 426 on as needed basis provided that the permittee performs jar testing each day that alum will be dosed into the canal to determine the minimum effective dosage rate. The permittee must suspend alum application if there is observed indicators of stress on non-target organisms, disruption of wildlife habitat, risk to recreational activities, risk to human health, etc.

The alum application discharge is eligible for coverage and is hereby authorized under the *Low-Impact Discharge* WPDES General Permit No. WI-0066575-01-0 in accordance with s. NR 205.08, Wis. Adm. Code, subject to the following conditions:

1. Coverage Effective Date: Coverage at your project will become effective under this general permit on the date of this letter until permit termination, revoke and reissuance, or reissuance of the general permit. This permit applies only to the discharge activities and sites described in the application and for the above referenced project.
2. Alum Application Plan: The permittee shall operate consistent with the approved the Alum Application Plan. A copy of the Application Plan shall be retained by the permittee and these plans shall be made available upon department inspection or submitted to the department upon request. The permittee shall ensure that on-site personnel directly involved with discharge activities have access to the

Application Plan at all times while at the project and discharge location(s). Permittees shall notify the department when the Work Plan is amended to determine if the amendment requires department approval.

3. Alum Usage Log: The permittee shall maintain a log of the daily alum usage including the alum name, manufacturer, total amount added to the receiving water, concentration (dilution) of the alum product, and duration of application.
4. Discharge Inspection Log: The permittee shall conduct visual inspections of the permitted alum application and record observations of the application in a discharge inspection log. The permittee shall keep discharge inspection logs on file and the logs shall be made available upon department inspection or submitted to the department upon request. The parameters in Section 5.2.1 of the general permit shall be visually inspected and recorded during and after application. As a part of the discharge inspection log, the permittee shall perform visual monitoring for any adverse incidents, such as death or distress of non-target organisms, disruption of wildlife habitat, risk to recreational activities, risk to human health, etc. during and after treatment and also record the observations in a discharge inspection log.
5. Coverage Termination: Once the project is completed, please complete and submit a Notice of Termination (Form 3400-221) to the Department available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
6. Change of Authorized Representative: If you plan on changing the authorized representative contact for the facility or you want to assign a new person to be a duly authorized representative to submit specific permit documents on your behalf, please complete and submit a Delegation of Signature Authority (Form 3400-220) to the Department available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
7. Project Changes: If there have been or will be any changes in project operations that result in new or different wastewater discharges to the waters of the state, please contact the Department consistent with Section 8.1.4 of the general permit. If reapplication is necessary, please complete a notice of intent (NOI) form for the applicable general permit to verify that your discharge is eligible for that general permit. NOI forms are available at <http://dnr.wi.gov/topic/wastewater/GeneralPermits.html>.
8. Compliance with Permit Conditions: You are responsible for compliance with the general permit requirements and conditions listed above and all other applicable requirements and conditions contained in the general permit. **To assure you remain in compliance and avoid any enforcement action, please read the general permit over carefully.**

Additional information regarding the Department's legal authority in this matter and your rights of appeal are shown below. Please contact me by phone: (920) 424-7883 or by email: Trevor.Moen@Wisconsin.gov if you have any questions regarding this letter.

Regards,



Trevor Moen
Wastewater Engineer
Bureau of Water Quality

Ec: Permit File(s)

LEGAL AUTHORITIES AND APPEAL RIGHTS

Section 283.35(1), Wis. Stats., authorizes the Department to issue a general permit applicable to a designated area of the state authorizing discharges from specified categories or classes of point sources located within that area. Upon the request of the owner or operator of a point source, the Department shall withdraw the point source from the coverage of a general permit and issue an individual Wisconsin Pollutant Discharge Elimination System (WPDES) permit for that source in accordance with s. 283.35(2), Wis. Stats. Additionally, the Department may withdraw a point source from the coverage of a general permit and issue an individual WPDES permit if that source meets any of the factors listed in s. 283.35(3), Wis. Stats. Issuance of such an individual permit will provide for a public comment period, and potentially a public informational hearing and/or an adjudicatory hearing. In lieu of general permit withdrawal, the Department may refer any violation of a general permit to the Department of Justice for enforcement under s. 283.91, Wis. Stats., pursuant to s. 283.89, Wis. Stats. In order to remain in compliance and avoid any enforcement action, **please read your permit carefully.**

To challenge the reasonableness of or necessity for any term or condition of an issued, reissued, or modified general permit, s. 283.63, Wis. Stats., and ch. NR 203, Wis. Adm. Code, require that you file a verified petition for review with the Secretary of the Department of Natural Resources within 60 days after notice of the permit decision was issued by the Department. For other permit-related decisions, such as the decision to confer general permit coverage to your facility, that are not reviewable pursuant to s. 283.63, Wis. Stats., it may be possible for permittees or other persons to obtain an administrative review pursuant to s. 227.42, Wis. Stats., and s. NR 2.05(5), Wis. Adm. Code, or a judicial review pursuant to s. 227.52, Wis. Stats. If you choose to pursue one of these options, you should know that Wisconsin Statutes and Administrative Code establish time periods within which requests to review Department decisions must be filed.