

DNR Response or Action Timelines and Review Fees for Common Solid Waste Landfill-related Submittals

The Wisconsin Department of Natural Resources created the table below as a reference for the steps, timelines and fees involved in the landfill siting or expansion process.

DNR Action	DNR Timeline for Review or Department Action	Code or Statutory Reference for Timelines	Review Fee [Table 3, s. NR 520.04(4)(a), Wis. Adm. Code]
Landfill Initial Site Inspection (ISI) Request or Soil Borrow Source ISI Request			\$550¹
DNR site inspection	Up to 22 business days after receiving a request and the information required in s. NR 509.04 (4), Wis. Adm. Code, for a landfill or s. NR 509.04 (5), Wis. Adm. Code, for a soil borrow source.	s. NR 509.04 (3), Wis. Adm. Code	
DNR ISI response letter	Up to 22 business days after conducting the inspection	s. NR 509.04 (3), Wis. Adm. Code	
Initial Site Report (ISR)			\$3,300
DNR completeness determination letter	Up to 30 days after submittal is received	s. NR 509.05 (2), Wis. Adm. Code	
DNR response letter	Up to 60 days after the report is deemed complete	s. NR 509.05 (2), Wis. Adm. Code	
Proposed Alternative Geotechnical Site Investigation Program (AGIP) under s. NR 512.085, Wis Adm. Code			\$1,650
DNR completeness determination letter or DNR response letter	Up to 65 business days after submittal and fee is received	s. NR 500.07, Wis. Adm. Code	
Feasibility Report			\$22,000²
DNR completeness determination letter	Up to 60 days after submittal received	s. NR 512.06 (3), Wis. Adm. Code s. 289.24 (3), Wis. Stats.	
Public comment period	Up to 30 days after public notice is posted on the DNR's webpage	s. 289.25 (3), Wis. Stats.	
Beginning of informational hearing, if granted	Up to 60 days after the end of the public comment period, if the DNR determines to hold a hearing	s. 289.25 (4), Wis. Stats.	
Beginning of contested case hearing, if granted	Up to 120 days after the end of the public comment period, if the DNR determines to hold a hearing	s. 289.27 (4) (a), Wis. Stats.	
DNR feasibility determination – no public hearing	Up to 60 days after the end of the 30-day public comment period, if no hearing is held	s. 289.29 (4), Wis. Stats.	
DNR feasibility determination – informational hearing	Up to 60 days after the adjournment of an informational hearing	s. 289.26 (5) Wis. Stats.	
DNR feasibility determination – contested case hearing	Up to 90 days after the adjournment of a contested case hearing	s. 289.27 (4) (b), Wis. Stats.	
Plan of Operation Report			\$7,700
DNR completeness determination letter	Up to 30 days after submittal received	s. NR 514.04 (4), Wis. Adm. Code	
DNR decision	Up to 90 days after submission of a complete plan is received or within 60 days after a favorable feasibility determination is issued, whichever is later	s. NR 514.04 (5), Wis. Adm. Code	
Plan of Operation Modification³ Request			\$1,650
DNR decision	Up to 65 business days after submittal and fee is received	s. NR 500.07, Wis. Adm. Code	

Expedited Plan of Operation Modification Request			\$1,000
DNR no-objection or objection letter	Up to 30 days after submittal is received	s. NR 514.09(2), Wis. Adm. Code	
Construction Documentation Report			\$1,100⁴
DNR decision -- liner construction	Up to 60 days after a complete submittal and fees are received for landfill <u>liners</u>	s. NR 516.04(1), Wis. Adm. Code	
DNR decision -- all other landfill construction	Up to 65 business days after submittal and fee is received for all other construction documentation	s. NR 500.07, Wis. Adm. Code	
Stand-alone Exemption Request under s. NR 500.08(4), Wis. Adm. Code			\$550
DNR decision	Up to 65 business days after receipt of a complete request and appropriate review fee	s. NR 500.08(4), Wis. Adm. Code	
Construction and Demolition (C&D) Waste Landfills under ch. NR 503, Wis. Adm. Code			
DNR site inspection – small or intermediate C&D landfill	Up to 22 business days after receiving a request and the information required in s. NR 503.07(4), Wis. Adm. Code	s. NR 503.07(3), Wis. Adm. Code	\$550
DNR ISI response letter – small or intermediate C&D landfill	Up to 22 business days after conducting the inspection	s. NR 503.07(3), Wis. Adm. Code	
Plan of operation report – small C&D landfill – DNR incompleteness determination or approval/disapproval	Up to 65 business days after submittal is received	s. NR 500.07, Wis. Adm. Code	\$1,000
Plan of operation report – intermediate C&D landfill – approval/disapproval	Up to 90 days after submittal of a complete report	s. NR 503.10(2), Wis. Adm. Code	\$7,700
Construction documentation report: small sized C&D landfill – DNR completeness determination or approval/disapproval	Up to 65 business days after submittal is received	s. NR 500.07, Wis. Adm. Code	\$220
Construction documentation report – intermediate C&D landfill – DNR completeness determination or approval/disapproval	Up to 65 business days after submittal is received	s. NR 500.07, Wis. Adm. Code	\$1,100

Footnotes:

- Fee doubles to \$1,100 if preliminary screening prior to field inspection indicates the possible presence of endangered resources or sites of historical or archeological significance.
- There is an additional \$2,000 fee added to the \$22,000 for each of the following types of exemption requests: (A \$2,000 will only be charged once for each type of exemption, even if there are multiple exemptions of that type. For example, \$2,000 is added only once for a water supply well setback exemption request, even if exemptions are requested for multiple water supply wells).
 - s. NR 504.04(3)(a), Wis. Adm. Code, 1,000 ft to a navigable lake or pond;
 - s. NR 504.04(3)(b), Wis. Adm. Code, 300 ft to a navigable stream or river;
 - s. NR 504.04(3)(d), Wis. Adm. Code, 1,000 ft to any state or federal highway, any public park or state natural area;
 - s. NR 504.04(3)(e), Wis. Adm. Code, 10,000 ft of an airport used by turbo jet or 5,000 ft of an airport used by piston aircraft;
 - s. NR 504.04(3)(f), Wis. Adm. Code, 1,200 ft of any public or private water supply well;
 - s. NR 504.06(2)(b), Wis. Adm. Code, The separation distance between the seasonal high groundwater table and the bottom of the clay component of a composite liner or a clay liner shall be at least 10 feet except for zone-of-saturation landfills;
 - s. NR 504.06(2)(c), Wis. Adm. Code, The separation distance between the top of the bedrock surface and the bottom of the clay component of a composite liner or a clay liner shall be at least 10 feet; and,
 - ch. NR 140, Wis. Adm. Code, Groundwater standard exemptions (A single \$2,000 fee is charged).
- A plan modification also applies to submittals requesting to change the NR 140 design management zone (DMZ) or requests for approval of indicator preventative action limits (PALs) or alternative concentration limits (ACLs), under chs. NR 507 and NR 140, Wis. Adm. Code.
- An additional \$550 is charged for each construction inspection performed by the DNR, up to 10 inspections per major phase of construction [s. NR 520.04(5), Wis. Adm. Code].

