

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
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June 9, 2020

DNR Project No: EC0148

Todd A. Verboomen – Principal Environmental Planner
East Central Wisconsin Regional Planning Commission (ECWRPC)
400 Ahnaip Street, Suite 100
Menasha, WI 54952-3100

Subject: [Amendment Request to the 2030 Appleton Sewer Service Area \(SSA\) – ECRPC Track No. 165](#)

Dear Mr. Verboomen:

We have completed our review of the subject sewer service area amendment request for the City of Appleton received on March 16th, 2020. This 2030 Appleton Sewer Service Area amendment request was approved by the East Central Wisconsin Regional Planning Commission on March 11, 2020 and submitted under East Central's swap amendment policy (Policy I, A). The amendment involves 54.5 acres to accommodate development plans within the City for the Purdy Farm Development. We have reviewed and approve of this amendment request to the Appleton Sewer Service Area (see Map below).

Statewide AWQM Plan Amendment

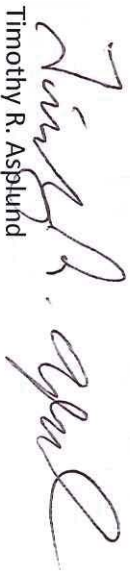
This amendment is a formal update to the state's Areawide Water Quality Management Plan and the *2030 Appleton Sewer Service Area Plan* and will be sent to the US Environmental Protection Agency to meet the requirements of the Clean Water Act of 1987 (Public Law 92-500 as amended by Public Law 95-217) and outlined in the federal regulations 40 CFR, Part 35. This review is an integrated analysis action under s. NR 150.20 (2) (a) 3, Wis. Adm. Code. By means of this review, the Department has complied with ch. NR 150, Wis. Adm. Code, and with s. 1.11, Stats. The approval of this sewer service area amendment does not constitute approval of any other required local, state, or federal permit for sewer construction or associated land development activities.

Appeal Rights:

Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., a party has 30 days after the decision is mailed, or otherwise served by the Department, to file a petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review must name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Wis. Stats., a party has 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. All requests for contested case hearings must be made in accordance with section NR 2.05(5), Wis. Adm. Code, and served on the Secretary in accordance with section NR 2.03, Wis. Adm. Code. The filing of a request for a contested case hearing does not extend the 30-day period for filing a petition for judicial review.

Sincerely,



Timothy R. Asplund
Monitoring Section Chief
Bureau of Water Quality
Division of Environmental Management

cc:

Lisa Helmuth, Water Resources Specialist, DNR
Matt Droese, Wastewater Engineer, DNR
Marsha Burzynski, Northeast Region Water Resources Supervisor, DNR
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