

**NOTICE OF SOLID WASTE APPLICATION AND RECOMMENDATION**  
**Lemmon Combination Restricted Use Facility, Municipal Solid Waste Transfer**  
**Station, and Petroleum-Contaminated Soil Treatment Site**  
**By the Department of Agriculture and Natural Resources**

The South Dakota Department of Agriculture and Natural Resources (DANR) has received a permit renewal application from the city of Lemmon to continue operation of a Type III Combination Restricted Use Facility, Municipal Solid Waste Transfer Station, and Petroleum-Contaminated Soil Treatment Site located ½ a mile south of Lemmon. The legal description is the W½ NE¼ SE¼ & SW¼ SE¼ NE¼ of Section 29, T23N, R16E, Perkins County. The total acreage of the site is 83.3 acres. The facility will serve the city of Lemmon and the surrounding area. The permit renewal will be granted for a period of five years as provided for under SDCL 34A-6-1.16.

DANR has reviewed the application and information submitted, has reached a tentative decision and recommends to the Board of Minerals and Environment (board) that the permit be issued to the applicant to operate the solid waste facility.

The recommendation for approval of this permit is subject to the applicant's compliance with the Administrative Rules of South Dakota (ARSD) 74:27 and a total of 50 permit conditions. The permit conditions include general requirements (9 conditions), design and construction requirements (6 conditions), operating requirements (24 conditions), recordkeeping and reporting (3 conditions), closure requirements (7 conditions), and financial assurance (1 condition) as have been determined to be necessary to ensure the facility complies with the environmental laws of this state.

In accordance with SDCL 34A-6-1.14, DANR's recommendation for approval will become the final decision of the permit application and this permit will be issued 30 days after publication of this notice. A person affected or having an interest affected by the DANR's recommendation for approval may petition the board for a contested case hearing. The petition must comply with the requirements of ARSD 74:09:01:01. If a petition for such a hearing is not filed within 30 days of this publication date, a permit will be formally and finally granted at that time. Mail deposited with the U.S. Postal Service may no longer be postmarked on the day it was dropped off. To establish that you have met a public-notice deadline, you may need to send mail by certified or registered mail, request a hand-stamped postmark at the time the mail is dropped off, or include an affidavit of mailing.

A copy of all recommended terms and conditions are available from DANR and may be obtained upon request from: South Dakota Department of Agriculture and Natural Resources, Waste Management Program, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182, Attn.: Kalyndi Martin, telephone (605) 773-3153. A copy of the draft permit is available at <https://danr.sd.gov/public>

Hunter Roberts, Secretary  
Department of Agriculture and Natural Resources

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