

State of Vermont
Department of Environmental Conservation
Drinking Water and Groundwater Protection Division
One National Life Drive - Main 2
Montpelier VT 05620-3521

Agency of Natural Resources

April 14, 2016

Ms. Ann F. Webster, Clerk
Town of Middlebury
94 Main Street
Middlebury VT 05753

Re: **PUBLIC NOTICE**
ID-9-0255-1A / PIN: RU98-0179
Proposed Changes to Attachment A –
Listing of Manure Pits/Digesters
Agri-Mark, Inc.- Middlebury Facility
Middlebury, Vermont

Dear Ms. Webster:

This is notification of a proposed Administrative Amendment of Indirect Discharge Permit ID-9-0255, previously renewed on 12/17/14. Please post this letter in a conspicuous location to be observed by the public until 4:30 p.m. April 27, 2016.

As outlined in Condition A(11) of the permit, the permittee may add or subtract manure pits which are utilized in the disposal of non-sewage whey, spoiled milk and BAF sludge wastes. The following is a listing of manure pits which the permittee proposes to add to the disposal program:

| FARM OWNER/OPERATOR | TOWN | APPROXIMATE LOCATION |
|------------------------------|-----------|---|
| Andre Desautels | Bridport | 3139 Lake Street |
| Peter James (Monument Farms) | Weybridge | off Bittersweet Falls Road (Hagar Farm Satellite Pit) |

The inclusion of these manure pits in the disposal program would allow the Agri-Mark, Inc. to dispose of dairy processing wastes into these pits up to 10% of each manure pit's volume on an annual basis. In addition, the permit administrative amendment acknowledges substrate disposals to three digesters: Blue Spruce Farm Digester located in Bridport, VT (Owner: Ernest Audet), Four Hills Farm Digester located in Bristol, VT (Owner: Brian Hill) and the Monument Farms Digester located in Weybridge, VT (Owner: Peter James). There is no increase in discharge to these digesters in addition to the disposal volumes already authorized for their associated manure pits.

The comment period for this proposed Administrative Amendment is **April 18, 2016 - 4:30 p.m. April 27, 2016.**



TENTATIVE DETERMINATIONS

Tentative determinations regarding effluent limitations and other conditions to be imposed on the pending Vermont permit have been made by the State of Vermont Agency of Natural Resources (VANR). The limitations imposed will assure that the Vermont Water Quality Standards and applicable provisions of 10 V.S.A. Chapter 47 will be met.

FURTHER INFORMATION

The complete application, proposed permit, and other information are on file and may be inspected at the VANR in our Montpelier Office. The draft permit, public notice and fact sheet, if applicable, may be viewed and downloaded from our website at <http://www.drinkingwater.vt.gov/noticesdraftuicid.htm>. Copies, obtained by calling (802) 585-4908, will be made at a cost of 10 cents per page from 8:00 a.m. to 4:00 p.m., Monday through Friday.

PUBLIC COMMENTS/PUBLIC HEARINGS

Public comments to the proposed permit are invited and should be submitted in writing prior to **4:30 p.m. April 27, 2016**, to the Agency of Natural Resources, Department of Environmental Conservation, Drinking Water and Groundwater Protection Division, One National Life Drive – Main 2, Montpelier, Vermont 05620-3521. Any person, prior to such date, may submit a request in writing to this office for an informal public hearing to consider the proposed permit. A hearing will be held only if response to this notice indicates significant public interest. The permit number (**ID-9-0255-1A**) should appear next to the VANR address on the envelope and on the first page of any submitted comments. All comments received prior to the above date will be considered in formulation of the final determinations.

Comments may also be submitted by e-mail to ANR.DWGWPDraftPermitComments@state.vt.us. Be sure to include the permit number, **ID-9-0255-1A**, in the subject line of the e-mail message and submit the comments by **4:30 p.m. April 27, 2016**.

FINAL/ACTION APPEAL

At the conclusion of the public notice period and after consideration of additional information received during the public notice period, the VANR will make a final determination to issue or to deny the permit. Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Court within 30 days of the date of the decision. The appellant must attach the applicable filing fee to the Notice of Appeal, made payable to the State of Vermont. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Court; and must be signed by the appellant or their attorney. In addition, the appeal must give the address or location and description of the property, project or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings.

For further information, see the Vermont Rules for Environmental Court Proceedings, available online at www.vermontjudiciary.org. The address for the Court is Vermont Superior Court – Environmental Division, 32 Cherry Street, Suite 303, Burlington, VT 05401 (Tel. # 802-951-1740).

Commissioner
Department of Environmental Conservation

