



March 4, 2024

FID NO.: 252003400

CONSTRUCTION PERMIT NO.: 23-DMM-054

OPERATION PERMIT NO.: 25200340A-P04

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Nate Tillis  
Wastewater Utility Director  
Racine Wastewater Treatment Facility  
800 Center Street  
Racine, WI 53403-1481

Dear Nate Tillis:

Your application for an air pollution control construction permit has been processed in accordance with s. 285.61, Wis. Stats. Your application for an air pollution control operation permit has been processed in accordance with s. 285.62, Wis. Stats., and s. NR 407.07, Wis. Adm. Code. Final permits 23-DMM-054 and 25200340A-P04 have been issued.

Construction permit 23-DMM-054 provides authorization for construct a non-emergency biogas/natural gas-fired engine; relax operating hour restrictions for a flare, two non-emergency engines and four boilers, increase carbon monoxide emission limits for two non-emergency engines, and other changes in accordance with the requirements and conditions set forth within all Parts of the permit. The authorization to construct any process covered by the construction permit expires 18 months after the date the permit is issued. Notwithstanding the fact that authorization to construct expires, all of the conditions of the construction permit (those conditions identified by the construction permit number) are permanent unless they are revised through a revision of the construction permit or through the issuance of a new construction permit, as appropriate.

Operation permit 25200340A-P04 expires on **March 4, 2029**. [s. 285.66(2)(a), Wis. Stats. and s. NR 407.09(1)(b)1., Wis. Adm. Code] No permittee may continue operation of a source after the operation permit expires, unless the permittee submits a timely and complete application for renewal of the permit. If you submit a timely and complete application for renewal, the existing sources covered by this operation permit may continue to operate until the renewal application has been finally acted upon by DNR [ss. 227.51(2), 285.62(8)(b), Wis. Stats. and NR 407.04(2), Wis. Adm. Code].

Download a copy of permit 23-DMM-054 using the Air Permit Search Tool at [https://apps.dnr.wi.gov/warp\\_ext/AM\\_PermitTrackingSearch.aspx](https://apps.dnr.wi.gov/warp_ext/AM_PermitTrackingSearch.aspx):

- Enter 23-DMM-054 in the "Permit No:" space, and click "Search"
- Click on "Permit and Permit Applications" tab.
- Click "Select" next to permit number 23-DMM-054.
- Click "Dwnld" next to the document name that contains "final\_permit".

Download a copy of permit 25200340A-P04 using the Air Permit Search Tool at [https://apps.dnr.wi.gov/warp\\_ext/AM\\_PermitTrackingSearch.aspx](https://apps.dnr.wi.gov/warp_ext/AM_PermitTrackingSearch.aspx):

- Enter 25200340A-P04 in the "Permit No:" space, and click "Search"
- Click on the "Permit and Permit Applications" tab.
- Click "Select" next to permit number 25200340A-P04.
- Click "Dwnld" next to the document name that contains "final\_permit".

Alternatively, to request a hard copy, send an email to [DNRAMAIRPERMIT@wisconsin.gov](mailto:DNRAMAIRPERMIT@wisconsin.gov) indicating the permit number you are requesting and mailing address.

The conditions of the final permits may have changed as a result of comments received and further analysis by the department. **Please read the final permits carefully.** For more information on any changes to the final permits, refer to the Summary of Changes and Comments memo available using the Air Permit Search Tool, referenced above and clicking “Dwnld” next to the document that contains “summary\_of\_changes\_and\_comments”.

A bill for the cost of reviewing and acting upon your air pollution control permit will be mailed to you under a separate cover.

A copy of this permit should be available at the source for inspection by any authorized representative of the Department. Questions about this permit should be directed to the DNR Compliance Engineer assigned to your facility. To find the contact information for your facility’s assigned DNR Compliance Engineer, use the Air Permit Search tool ([https://apps.dnr.wi.gov/warp\\_ext/AM\\_PermitTrackingSearch.aspx](https://apps.dnr.wi.gov/warp_ext/AM_PermitTrackingSearch.aspx)) to navigate to your facility’s page. Once on the facility page, choose the “DNR Air Contacts” tab.

#### NOTICE OF APPEAL RIGHTS

The Wisconsin statutes establish time periods for requesting review of department decisions.

A petition for a contested case hearing pursuant to s. 285.81, Wis. Stats., shall be filed on the Secretary of the Department of Natural Resources within 30 days after the decision is mailed or otherwise served by the Department. Filing of any such petition must be accomplished in the manner prescribed by s. NR 2.03, Wis. Adm. Code for service of contested case hearing requests upon the Secretary<sup>1</sup> and the petition must specifically set forth the issue sought to be reviewed, the interest of the petitioner, the reasons why a hearing is warranted and the relief desired. Pursuant to s. 285.81(1m), Wis. Stats., if a permit holder or applicant seeks a hearing challenging part of a permit or a condition or requirement in a permit, the remainder of the permit shall become effective, subject to one exception: an emission limitation in a construction permit becomes effective despite a challenge, unless the permit holder or applicant obtains a stay of the emission limitation.

A person other than a permit holder or applicant may file a petition for a contested case hearing if the requirements of s. 285.81(2), Wis. Stats., are met.

A petition for judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., shall be filed with the appropriate circuit court and served on the department in the manner prescribed by those statutes, within 30 days after the decision is mailed, or otherwise served by the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

*Dave Minkey*

Dave Minkey  
Air Management Engineer-Adv

Enclosure

Cc: Mary-Frances Klimek (Racine) – e-copy  
Tom Henning (SEH) – e-copy