

4420.0055 RELEASE PERMIT MODIFICATION REQUESTED BY PERMITTEE.

Subpart 1. **Initiation.** The permittee may request the board to modify the terms or conditions of the release permit on or before the expiration date of the permit. The permittee must file a written request for modification that includes:

- A. the modification to the terms or conditions;
- B. the purpose of the modification;
- C. the information necessary to evaluate the release with the modification pursuant to part 4420.0035;
- D. any potential change in the effects on human health and the environment that could result from the release with the modification; and
- E. the reasons for requesting the modification.

When the permittee files a request, the chair must place the matter on the agenda of the next regular meeting of the board or may call a special meeting of the board according to part 4405.0600 and subject to the notice requirements of subpart 2 for consideration of an action to modify the release permit.

Subp. 2. **Notice.** The permittee must mail notice of the request for modification to persons who commented on the draft release permit documents, the mailing list of part 4420.0060, subpart 2, the governmental units with approval authority over the release, and the local governmental units within whose boundaries the release is permitted. The persons who commented on the draft release and local governmental units must be given at least ten working days from receipt of the notice to prepare a response to the requested modification for presentation at the board meeting. However, the chair may determine that there is imminent and substantial danger to human health or the environment requiring immediate board action and call a special meeting of the board or the persons who commented on the draft release permit documents and local governmental units may request or agree that the board meeting be held less than ten working days after notification.

Subp. 3. **Board action.** If the board determines that the requested modification is in accordance with part 4420.0035, the board may approve the modification.

Statutory Authority: *MS s 116C.94*

History: *17 SR 139*

Published Electronically: *August 21, 2007*