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Before The State of Wisconsin DIVISION OF HEARINGS AND APPEALS

Advanced Disposal Services
Glacier Ridge South-South-
east Landfill Vertical Expansion
Town of Williamstown and
Town of Hubbard, Dodge
County

CASE NO. DNR-19-0001

NOTICE OF PREHEARING CONFERENCE AND PUBLIC HEARING AND ORDER FOR PUBLICATION

On November 20, 2018, the Department of Natural Resources (the Department) approved a Feasibility Report and Preliminary Environmental Impact Decision submitted by Advanced Disposal Services for a proposed expansion of Advanced Disposal Services Glacier Ridge South-Southeast Landfill. Notice was subsequently posted on the Department's website on December 5, 2018.

The City of Mayville timely petitioned for a contested case hearing regarding the feasibility report and preliminary environmental impact decisions on January 4, 2019, and the Department granted the request for contested case hearing on January 24, 2019, pursuant to Wis. Stat. § 289.27. During the comment period, a group of six or more citizens, collectively referred to as the "Gohr group," also filed comments and a request for hearing in the same matter pursuant to Wis. Stat. § 289.27. This request was also granted on January 24, 2019.

On January 24, 2019, the Department filed a Request for Hearing with the Division of Hearings and Appeals for a contested case hearing pursuant to Wis. Stat. § 289.27(5) and Wis. Admin. Code § NR 2.155(2)(a).

NOTICE IS HEREBY GIVEN that the State of Wisconsin Division of Hearings and Appeals will hold a Prehearing Conference in the above-captioned case, pursuant to Wis. Stat. § 227.44, Wis. Admin. Code § NR 2.08(5), and Wis. Admin. Code § NR 2.12, at **1:30 PM on March 6, 2019**, at the offices of the Division of Hearings and Appeals, 819 North 6th Street, Room 98, Milwaukee, Wisconsin. Any person, organization or governmental unit wishing to become a party to this proceeding must appear at the conference in person or by an authorized representative. The purpose of the prehearing conference will be to identify parties to the proceeding, to simplify or clarify the issues which may be contested at the hearing, identify witnesses, discuss the exchange of exhibits, address any other matters as may aid in the disposition of the action. No testimony will be heard at the prehearing conference.

NOTICE IS HEREBY GIVEN that the State of Wisconsin Division of Hearings and Appeals will hold a public hearing on the above matter pursuant to Wis. Stat. § 289.27(5) in Mayville, Wisconsin, on **April 29 to May 3, 2019** at the Mayville City Hall—Council Chamber, 15 South School Street, Mayville, Wisconsin 53050. The hearing will commence at 9:00 a.m. each day, and conclude by 4:30 p.m. The hearing is anticipated to last three to four days; however, the fifth day is available as necessary.

The hearing is a Class I contested case pursuant to Wis. Stat. § 227.01(3)(c), and the fair play provisions of Wis. Stat. Ch. 227 will apply. The procedures relating to contested cases set forth in Wis. Admin. Code Ch. NR 2 and HA 1 will be followed. The procedure that will be followed at the public hearing will closely resemble that normally followed at a court hearing. All parties are advised that they have the right to seek the aid and assistance of legal counsel and to be represented by legal counsel at the public hearing.

Pursuant to the Americans With Disabilities Act, reasonable accommodations will be made to any qualified individual upon request. Please call the Division of Hearings and Appeals at (608) 266-3865 with specific information on your request at least 10 days before the date of the scheduled hearing.

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ORDER

THE DIVISION, THEREFORE,
ORDERS:

That the Department shall cause a copy of the foregoing Notices of Hearing to be published once at least 10 days before the date of the prehearing conference in the official newspaper designated under s. 985.04 or 985.05, Stats., or, if none exists, in a newspaper likely to give notice in the area affected. The Department shall furnish proof of such publication to the Division of Hearings and Appeals at or before the Prehearing Conference.

Dated at Milwaukee, Wisconsin on February 14, 2019.

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DIVISION OF HEARINGS
AND APPEALS
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By: /s/ Kristine N. Kerig
Administrative Law Judge
WNAXLP DCP 2/21