

9215.0850 PUBLIC NOTICE AND PUBLIC COMMENT.

Subpart 1. **Public notice.** The commissioner shall prepare and issue a public notice of the commissioner's preliminary decision to approve a plan or plan amendment. The public notice must include, at a minimum:

A. the business address and telephone number of the county, district, or multicounty area, the address and telephone number of the agency, and a statement that additional information may be obtained at these offices;

B. a brief description of the solid waste management plan or plan amendment, the duration of the approval, and any conditions of the approval;

C. a brief description of the procedures the commissioner will use to reach a final decision on approval of the plan or plan amendment, including procedures for requesting that the commissioner hold a public informational meeting; and

D. a statement that during the public comment period a person may submit comments to the agency on the plan or plan amendment, a statement of the dates on which the public comment period begins and ends, and a statement of the information a person is required to include in the comments.

Subp. 2. **Distribution of public notice.** The commissioner shall distribute the public notice by:

A. making a copy of the public notice available at the agency;

B. mailing a copy of the public notice to the chair of the county, district, or multicounty area whose plan is subject to approval; and

C. by posting the notice in a building or buildings used by the general public in the county, district, or multicounty area whose plan or plan amendment is subject to approval, and by placing an advertisement containing the information required in subpart 1 in one or more newspapers of general circulation in the county, district, or multicounty area.

Subp. 3. **Public comments.** The public shall have a minimum of 30 days to comment on the commissioner's preliminary decision to approve a plan or plan amendment. All comments shall be submitted in writing. Comments must include the following:

A. a statement of the person's interest in the plan or plan amendment;

B. a statement of the action the person wishes the commissioner to take, including specific references to the plan or plan amendment that the person believes should be changed; and

C. the reasons for the person's position, stated with sufficient specificity to allow the commissioner to assess the merits of the person's statements.

Subp. 4. **Extension of comment period.** The commissioner may extend the public comment period if the commissioner finds an extension of time is necessary to facilitate additional public comment.

Statutory Authority: *MS s 115A.06; 115A.42; 115A.45; 115A.46; 116.07*

History: *17 SR 1405; L 2005 1Sp1 art 2 s 161; 33 SR 1141*

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