

## **Public Notice on a Letter of Intent to Participate in Tier 2 of Green Tier**

Pursuant to Section 299.83, Wis. Stats., the Department of Natural Resources (DNR) hereby gives notice that DNR has received a letter of intent to participate in Tier 2 of Green Tier from Kimberly-Clark Corporation, Experimental Mill, at 126 N. Commercial St. Neenah, Winnebago County, WI 54956. The facility's primary function is to develop innovative product and process solutions for the Family Care business sector. The Experimental Mill, which was formally accepted into Tier 1 of the Green Tier program in September 2006, has a functionally equivalent ISO 14001 Environmental Management System. Under Tier 2 of Green Tier, Kimberly-Clark will continue reduction in water and energy consumption and will continue in waste minimization efforts. Although the Experimental Mill is seeking Tier 2 status, they have not indicated that they will be seeking any regulatory flexibility from the DNR in the contract that will be negotiated at this time.

### **Additional information available**

Specific information on this letter of intent to participate in Tier 2 of Green Tier, on Kimberly-Clark and on the Green Tier program can be accessed via the Internet at:

<http://dnr.wi.gov/org/caer/cea/environmental/comment/index.htm>

or by contacting:

Laurel Sukup  
Department of Natural Resources  
107 Sutliff Ave.  
Rhineland, WI 54501  
laurel.sukup@dnr.state.wi.us  
(715) 365-8936  
(715) 365-8932 fax

Reasonable requests for the information in an alternate format will be provided to qualified individuals with disabilities.

### **Opportunity for interested persons to participate in negotiations**

Interested persons may request authorization to participate in any negotiations concerning a Green Tier participation contract with Kimberly-Clark. To do so, send Laurel Sukup a request and a description of your interests in the issues raised by the letter of intent, by February 26, 2010.

### **Opportunity for public to comment or request a public meeting**

DNR will accept written comments from the public regarding the letter of intent through February 26, 2010. Comments may be submitted to Laurel Sukup (see above).

Also within the 30-day comment period, individuals may request a public informational meeting concerning this letter of intent by submitting a written request to the DNR

contact. If DNR determines there is significant interest in this letter of intent, DNR will hold a public informational meeting.

**How DNR will make final decisions**

DNR will determine whether the applicant has satisfied all of the eligibility requirements in sec. 299.83(5), Wis. Stats. If all eligibility requirements are met, negotiations between DNR and Kimberly-Clark concerning a Tier 2 participation contract will begin 30 days after this notice is published and public meeting (if a public meeting is held), and will conclude within 12 months of beginning, unless DNR and the applicant agree to an extension. Then DNR will provide an additional opportunity for public comments if negotiations result in a proposed participation contract. DNR will use the comments in deciding whether or not to enter into a participation contract with Kimberly-Clark.

DNR will determine whether to authorize the participation of an interested person in negotiations of Kimberly-Clark's Green Tier participation contract based on whether the person has demonstrated sufficient interest in the issues raised in Kimberly-Clark's letter of intent.

For the Secretary:

/s/ Mark McDermid  
Mark McDermid, Director  
Bureau of Cooperative Environmental Assistance

1-20-10  
Date