

September 22, 2026

RECEIVED

Randy Christmann, Chair
Public Service Commission
600 East Boulevard Ave.
Bismarck, ND 58505

SEP 24 2026

NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Re: Project Code: RC-25-294, Falkirk Mining Company Revision 40 NAFK-9503 in
Mercer County

Dear Mr. Christmann:

The North Dakota Department of Environmental Quality (Department) has reviewed the information concerning the above-referenced project received at the Department on August 28, 2026, with respect to possible environmental impacts.

- All solid waste materials must be managed and transported in accordance with the state's solid and hazardous waste rules. Appropriate efforts to reduce, reuse and/or recycle waste materials are strongly encouraged. As appropriate, segregation of inert waste from non-inert waste can generally reduce the cost of waste management. Further information on waste management and recycling is available from the Department's Division of Waste Management at 701-328-5166.

The Department owns no land in or adjacent to the proposed improvements, nor does it have any projects scheduled in the area. In addition, we believe the proposed activities are consistent with the State Implementation Plan for the Control of Air Pollution for the State of North Dakota.

If you have any questions regarding our comments, please feel free to contact this office.

Sincerely,



Karl Rockeman, P.E., Deputy Director
North Dakota Department of Environmental Quality

KR:ll

30 RC-25-294 Filed 09/24/2026 Pages: 1
Revision 40 Conditional Approval Letter Response

North Dakota Department of Environmental Quality (DEQ)
Karl Rockeman