

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes, administrative rules and case law establish time periods within which requests to review Department decisions must be filed. To request a contested case hearing under section 281.93, Wis. Stats., you have 30 days after the date of the decision to serve a petition for hearing on the Secretary of the Department of Natural Resources. The petition shall set forth specifically the issue sought to be reviewed, the interest of the petitioner, the reasons why a hearing is warranted and the relief desired. The hearing shall be a contested case under ch. 227, Wis. Stats. All requests for contested case hearings must be made in accordance with section NR 2.05(5), Wis. Adm. Code, and served on the Secretary in accordance with section NR 2.03, Wis. Adm. Code. The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the time period for filing a petition for judicial review.

Any person who meets the requirements of section 227.42(1), Stats., or who submitted comments in the public comment process under section 281.346 or 281.35, Wis. Stats., may seek review of the decision under section 281.93, Stats. Any person who submits a petition under section 281.93, Wis. Stats., must comply with the requirements of section 281.93, Wis. Stats., including the requirement to submit the petition within 30 days after the date of the decision.

For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you must file your petition with the appropriate circuit court and serve the petition on the Department within the prescribed time period. A petition for judicial review must name the Department of Natural Resources as the respondent.