RESOLUTION 2015-18

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

FINDINGS AND ORDER DIRECTING PROCEEDINGS TO REESTABLISH AND CORRECT DRAINAGE
SYSTEM RECORD FOR ANOKA/WASHINGTON JUDICIAL DITCH 3 (Statutes §103E.101, subd. 4a)

Manager Wa1er offered the following Resolution and moved its adoption, seconded by Manager Haake:

FINDINGS

1. The Rice Creek Watershed District (RCWD) is the Drainage Authority for Anoka/Washington Judicial Ditch 3 (“AWJD 3”).

2. After thorough investigation of the drainage system record, the Drainage Authority finds that the records establishing the alignment, profile, and right-of-way of AWJD 3 are incomplete.

3. The Board of Managers has reviewed a history of the system contained in a historical review memorandum dated March 27, 2015. Said history is incorporated by reference into this resolution.

4. The RCWD continues to perform minor maintenance on portions of the drainage system and is considering a more comprehensive repair of the system.

5. As part of its analysis of the drainage system, the engineer has identified the existing functional alignment and grade of the system which matches the functional efficiency of the system as designed and established.

6. Statutes Section 103D.335, subd. 8, allows the Board of Managers to “construct, clean, repair, alter, abandon, consolidate, reclaim or change the course or terminus of any public ditch...within the watershed district.”

7. Statutes Section 103E.101, subd. 4a allows the Drainage Authority to initiate proceedings to reestablish records defining the alignment; cross-section; profile; hydraulic structure locations, materials, dimensions, and elevations; or right-of-way of a drainage system as originally constructed or subsequently improved.
Therefore, the RCWD Board of Managers makes the following:

**ORDER**

A. The Board of Managers shall follow the procedures of Statutes Section 103E.101, subd. 4a to reestablish and correct the drainage system record for AWJD 3 to reflect the functional alignment, dimension, grade and right-of-way of the system.

B. The engineer, to the extent not already accomplished in its analysis supporting the historical review memorandum, shall investigate and report findings defining the alignment; cross-section; profile; hydraulic structure locations, materials, dimensions, elevations; and right-of-way of the drainage system.

C. Drainage Authority staff, upon completion of the engineer’s investigation, shall set a date, time and location for an informational meeting on the reestablished and corrected drainage system records.

D. Drainage Authority staff, upon completion of the informational meeting and refinement of the engineer’s investigation, shall set a date, time and location for a hearing on the reestablished and corrected drainage system records.

E. Drainage Authority staff shall give notice of the hearing by mail to the commissioner of natural resources, the executive director of the Board of Water and Soil Resources, and all property owners benefited or damaged by the drainage system and shall give additional notice either in a newspaper of general circulation in the drainage system area or by publication on Drainage Authority’s web-site and in all other ways as required by Board policy.

The question was on the adoption of Resolution 2015-18 and there were 4 yeas and 0 nays as follows:

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Upon vote, the President declared the Resolution passed.

[Signature]

Dated: May 13, 2015

Barbara Hake
Acting Secretary
I, Barbara Haake, Acting Secretary of the Rice Creek Watershed District, do hereby certify that I have compared the above resolution 2015-18 with the original thereof as the same appears of record and on file with the District and find the same to be a true and correct transcript thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 13th day of May, 2015.

Barbara Haake
Acting Secretary