RESOLUTION NO. 2016-06
RICE CREEK WATERSHED DISTRICT BOARD OF MANAGERS,
DRAINAGE AUTHORITY FOR RAMSEY COUNTY DITCH 2

ORDERING ACCEPTING FILING OF PETITION, APPOINTING ENGINEER AND DIRECTING
FURTHER PROCEEDINGS UNDER MINNESOTA STATUTES SECTION 103E.227

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

WHEREAS, on February 26, 2016, the City of New Brighton (City) filed its petition to impound waters on Ramsey County Ditch (RCD) 2 with the Rice Creek Watershed District (RCWD) Board of Managers.

WHEREAS, the petitioned action is a subcomponent of Basic Water Management Project 2013-01;

WHEREAS, the petition meets the requirements of Minnesota Statutes Section 103E.227.

THEREFORE, BE IT RESOLVED that:

A. The engineering firm of Houston Engineering, Inc., is appointed to prepare a review report on the petitioned action. The engineer is directed to file its report with the RCWD no later than March 16, 2016.

B. Concurrent with filing its report, the engineer is directed to transmit the report to the Commissioner of Natural Resources, or his delegate, requesting that the Commissioner provide an advisory report on the proposed action within 30 days of receipt of the report or, if additional time for filing the Commissioner's advisory report is required, that the Commissioner make a request for additional time within five days of receipt of the report. An extension of time may not exceed two weeks beyond the original 30 days requested for response.

C. Subject to the Commissioner's request for additional time, the Board sets a hearing date on the petition for April 27, 2016. The engineer shall attend the hearing and provide necessary information. The petitioners and all other interested parties may appear and be heard. The Commissioner's advisory report must be publicly read and included in the record of proceedings.

D. Staff is directed, at least ten days before the hearing, to give notice by mail of the time and location of the hearing to the petitioners, owners of property, and political subdivisions likely to be affected by the action proposed in the petition and described in the engineer's report.
E. Staff is further directed to give any additional notice as required by local rule or specific request.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

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Upon vote, the Chair declared the Resolution **passed**.

Dated: March 9, 2016

Michael Bradley, Secretary

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I, Michael Bradley, Secretary of the Rice Creek Watershed District, do hereby certify that I have compared the above resolution 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 hereunto set my hand this 9th day of March, 2016.

Michael Bradley, Secretary