RESOLUTION NO. 2016-07

RICE CREEK WATERSHED DISTRICT BOARD OF MANAGERS

ORDER DIRECTING PROCEEDINGS UNDER STATUTES SECTION 103G.408

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

WHEREAS, in 2013 and 2014 the Cities of New Brighton, St. Anthony and Roseville, petitioned the Rice Creek Watershed District ("District") to establish a Basic Water Management Project to address stormwater management and flooding within the Cities; and

WHEREAS, based on the petition, the District established Project Number 2013-01, which includes, as a project component, development of a combined stormwater management, water quality and ecological enhancement project for Hansen Park in the City of New Brighton; and

WHEREAS, the project requires temporary drawdown of water levels of an inventoried public water (public water ID #62-185W) within Hansen Park; and

WHEREAS, the City of New Brighton is the sole riparian owner of land adjacent to the public water; and

WHEREAS, the City of New Brighton has given its consent to the temporary drawdown of water levels in the public water for the purpose of the project; and

WHEREAS, statutes section 103G.408 authorizes the commissioner of natural resources to issue a public waters work permit allowing the temporary drawdown of public waters for beneficial purposes; and

WHEREAS, the District is applying for a public waters work permit for the project; and

WHEREAS, as a condition of issuance of a public waters work permit for temporary drawdown of public waters, the commissioner must deem the project to be beneficial and in the public interest; the applicant must obtain permission from at least 75 percent of the riparian landowners; and the applicant must conduct a public hearing.

THEREFORE, BE IT RESOLVED that:

A. Pursuant to statutes section 103G.408, the Board sets a hearing date of April 27, 2016. Notice of the hearing shall be given as required by statutes section 103G.408.

B. 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**.

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