RESOLUTION NO. 2016-13

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

AUTHORIZING PELTIER LAKE DRAWDOWN

Manager Haake offered the following resolution and moved its adoption, seconded by Manager Waller.

WHEREAS the Rice Creek Watershed District has adopted a water resource management plan (WRMP) in accordance with Minnesota Statutes section 103B.231;

WHEREAS Peltier Lake, located in Anoka County, is impaired for nutrients and subject to a Total Maximum Daily Load (TMDL) limit requiring reduction in phosphorus contributions to the lake;

WHEREAS the Peltier Lake TMDL report identifies phosphorus reduction projects, including temporary water level drawdown, and the TMDL report has been approved by the Minnesota Pollution Control Agency;

WHEREAS the WRMP identifies Peltier Lake water quality, TMDL implementation, and water level drawdown as potential actions;

WHEREAS on October 7, 2015, the District Engineer provided options for a temporary water level drawdown on Peltier Lake in a technical memorandum, and recommended proceeding with a temporary winter water level drawdown of approximately 3 feet below the Normal Water Level;

WHEREAS at the October 28, 2015 workshop, the Board of Managers, by consensus, agreed with the recommendation provided by the District Engineer for a temporary water level drawdown on Peltier Lake commencing on or around September 19, 2016, and concluding on or around April 7, 2017; and

WHEREAS in accordance with Minnesota Statutes section 103G.408, on July 7, 2016, the District conducted a duly noticed public meeting, at which time no interested party objected to the proposed drawdown, and the District has secured more than 75% of Peltier Lake riparian landowner permission for the drawdown as required by Minnesota Statutes. §103G.408;

THEREFORE BE IT RESOLVED that the Board of Managers directs the District Administrator to submit a permit application to the Minnesota Department of Natural Resources (MnDNR) to conduct a temporary water level drawdown on Peltier Lake; and

BE IT FURTHER RESOLVED that, upon receipt of the necessary MnDNR permit, the District Administrator is to proceed with the temporary water level drawdown on Peltier
Lake, and for that purpose is authorized to enter into contracts and take such other steps as may be necessary to conduct the drawdown.

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

<table>
<thead>
<tr>
<th></th>
<th>Yea</th>
<th>Nay</th>
<th>Absent</th>
</tr>
</thead>
<tbody>
<tr>
<td>WALLER</td>
<td>✅</td>
<td></td>
<td></td>
</tr>
<tr>
<td>HAAKE</td>
<td>❌</td>
<td></td>
<td></td>
</tr>
<tr>
<td>BRADLEY</td>
<td>✅</td>
<td></td>
<td></td>
</tr>
<tr>
<td>WAGAMON</td>
<td>✅</td>
<td></td>
<td></td>
</tr>
<tr>
<td>PREINER</td>
<td>✅</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Upon vote, the chair declared the resolution passed.

Michael J. Bradley, Secretary  

Dated: July 27, 2016

* * * * * * * * * *

I, Michael J. 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 have set my hand this 27th day of July, 2016.

Michael J. Bradley, Secretary