RESOLUTION 2016-16

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

LOCAL GOVERNMENT UNIT FOR IMPLEMENTATION OF THE WETLAND CONSERVATION ACT

RESOLUTION APPROVING NO LOSS DETERMINATION FOR IMPACTS TO WETLAND RELATED TO THE REPAIR OF ANOKA COUNTY DITCH 31

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

FINDINGS

1. The Rice Creek Watershed District ("RCWD") has ordered the repair of Anoka County Ditch (ACD) 31.

2. Prior to ordering the repair, as part of planning and comparing repair alternatives, the RCWD identified wetlands likely to be impacted by the repair.

3. The RCWD evaluated repair alternatives for the purpose of designing and ordering a repair that would avoid and minimize wetland impacts.

4. The RCWD believed, based on information provided by its engineering consultant, that the repair, as ordered, would not impact wetlands subject to the wetland replacement requirements of the Wetland Conservation Act (WCA).

5. The RCWD filed an application for a no-loss determination under the WCA.

6. Pursuant to the application for a no-loss determination, and in a manner compliant with the WCA, the RCWD noticed the application (No-loss (RCWD 16-101R)) for comment on July 18, 2016. Copies of the application were provide to the RCWD Technical Evaluation Panel for comments.

7. The comment period ended on August 8, 2016, with no comments.

8. The RCWD designated staff LGU and TEP member has concluded that the repair of ACD 31 will result in no-loss of wetland pursuant to the standards set forth in Minnesota Rule Parts 8420.0315, .0410 and .0415.
THEREFORE, based upon the review of the project record and the proceedings under the WCA, the Rice Creek Watershed District Board of Managers, LGU for implementation of the Wetland Conservation Act, makes the following:

ORDER

A. The Board of Managers hereby approves the no-loss determination for the repair of Anoka County Ditch 31.

B. The Board of Managers further directs its staff to issue a Notice of Decision on no-loss for the repair of Anoka County Ditch 31.

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

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<th>Yea</th>
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<tr>
<td>WALLER</td>
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<td>HAAKE</td>
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<tr>
<td>BRADLEY</td>
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<td>WAGAMON</td>
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Upon vote, the Chair declared Resolution 2016-16 passed.

Michael Bradley, Secretary

Dated: August 24, 2016

*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 24th day of August, 2016.

Michael Bradley, Secretary