



DATE: March 18, 2013
 TO: Board of Water and Soil Resources' Members, Advisors, and Staff
 FROM: John Jaschke, Executive Director *[Signature]*
 SUBJECT: BWSR Board Meeting Notice – March 27, 2013

The Board of Water and Soil Resources (BWSR) will meet on Wednesday, March 27, 2013, beginning at 9:00 a.m. The meeting will be held in the lower level Board Room at 520 Lafayette Road N., St. Paul. Parking is available in the lot directly in front of the building (see hooded parking area).

The following information pertains to agenda items:

COMMITTEE RECOMMENDATIONS

Metro Water Planning Committee

1. **Shingle Creek & West Mississippi Watershed Management Commissions' Plan Revision** -This is a unique Watershed Management Plan compared to all others in the metro area because two separate, politically distinct organizations share the same plan, yet have unique implementation programs tailored to each. The Shingle Creek and West Mississippi Watershed Management Organizations were formally established via joint powers agreements in 1984 under the Metropolitan Surface Water Management Act of 1982. The Watershed Management Plan final draft was filed with the Board on January 17, 2013. The attached draft Order contains a summary of the plan, planning process, and the reviewing agencies' comments. The Commissions offered stakeholders and state agencies ample opportunities to provide input via an effective Technical Advisory Committee input process, city advisory committee meetings, an online survey, and releasing an informal draft for review. Few comments were received during the formal review process and at the public hearings resulting in relatively minor changes to the Plan. The Metro Water Planning Committee met on March 7, 2013, and was presented a history of the District, the planning process, and highlights of the implementation section of the revised Plan. After review of the information, the Committee unanimously voted to recommend approval of the Plan by the Board per the attached draft Order. **DECISION ITEM**

Southern Water Planning Committee

1. **Jackson County Local Water Management Plan Amendment** - By Board Order, the Board of Water and Soil Resources (Board) approved the Jackson County 2008 - 2018 Comprehensive Local Water Management Plan (Plan) on March 26, 2008. This Plan contains an implementation section with goals, objectives and actions to address the County's priority concerns. The Board Order required Jackson County to update the Plan's implementation section by March 26, 2013. Jackson County followed the amendment

<i>Bemidji</i>	<i>Brainerd</i>	<i>Duluth</i>	<i>Fergus Falls</i>	<i>Mankato</i>	<i>Marshall</i>	<i>New Ulm</i>	<i>Rochester</i>
403 Fourth Street NW Suite 200 Bemidji, MN 56601 (218) 755-2600	1601 Minnesota Drive Brainerd, MN 56401 (218) 828-2383	394 S. Lake Avenue Suite 403 Duluth, MN 55802 (218) 723-4752	1004 Frontier Drive Fergus Falls, MN 56537 (218) 736-5445	12 Civic Center Plaza Suite 3000B Mankato, MN 56001 (507) 344-2821	1400 East Lyon Street Marshall, MN 56258 (507) 537-6060	261 Highway 15 South New Ulm, MN 56073 (507) 359-6074	3555 9 th Street NW Suite 350 Rochester, MN 55901 (507) 206-2889

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process guidelines established by the Board and submitted their 2013 - 2018 Local Water Management Plan Amendment on February 6, 2013. The Board's Southern Water Planning Committee (Committee) met on March 7, 2013 to review the Jackson County Plan Amendment. The Committee recommends approval of the Jackson County 2013 - 2018 Local Water Management Plan Amendment. **DECISION ITEM**

2. **Big Stone County Priority Concerns Scoping Document** - Big Stone County, as part of updating their Comprehensive Local Water Management Plan, submitted the Priority Concerns Scoping Document (PCSD) for state agency review and comment. The Southern Water Planning Committee, chaired by Paul Langseth, met with Big Stone County on March 7, 2013, to discuss the content of the PCSD; state agency review comments on the PCSD; and recommendations for the content of the final Comprehensive Local Water Management Plan. The Committee recommends approval of the Big Stone County PCSD. The state's expectations for the final plan must be sent to Big Stone County. **DECISION ITEM**
3. **Chippewa County Priority Concerns Scoping Document** - Chippewa County, as part of updating their Comprehensive Local Water Management Plan, submitted the Priority Concerns Scoping Document (PCSD) for state agency review and comment. The Southern Water Planning Committee, chaired by Paul Langseth, met with Chippewa County on March 7, 2013, to discuss the content of the PCSD; state agency review comments on the PCSD; and recommendations for the content of the final Comprehensive Local Water Management Plan. The Committee recommends approval of the Chippewa County PCSD. The state's expectations for the final plan must be sent to Chippewa County. **DECISION ITEM**
4. **Lac qui Parle County Priority Concerns Scoping Document** - Lac qui Parle County, as part of updating their Comprehensive Local Water Management Plan, submitted the Priority Concerns Scoping Document (PCSD) for state agency review and comment. The Southern Water Planning Committee, chaired by Paul Langseth, met with Lac qui Parle County on March 7, 2013, to discuss the content of the PCSD; state agency review comments on the PCSD; and recommendations for the content of the final Comprehensive Local Water Management Plan. The Committee recommends approval of the Lac qui Parle County PCSD. The state's expectations for the final plan must be sent to Lac qui Parle County. **DECISION ITEM**
5. **Swift County Priority Concerns Scoping Document** - Swift County, as part of updating their Comprehensive Local Water Management Plan, submitted the Priority Concerns Scoping Document (PCSD) for state agency review and comment. The Southern Water Planning Committee, chaired by Paul Langseth, met with Swift County on March 7, 2013, to discuss the content of the PCSD; state agency review comments on the PCSD; and recommendations for the content of the final Comprehensive Local Water Management Plan. The Committee recommends approval of the Swift County PCSD. The state's expectations for the final plan must be sent to Swift County. **DECISION ITEM**
6. **Big Stone County Comprehensive Local Water Management Plan Extension Request** - Big Stone County has a Comprehensive Local Water Management Plan (Plan) that will expire May 28, 2013. On January 25, 2013, the Board of Water and Soil Resources (Board) received a request for an extension of the Plan from Big Stone County. On March 7, 2013, the Board's Southern Water Planning Committee, chaired by Paul Langseth, met with Big Stone County to discuss the extension request. The Committee recommends approval of the Big Stone County Comprehensive Local Water Management Plan Extension. The state's expectations for the extension request must be sent to Big Stone County. **DECISION ITEM**

7. **Blue Earth County Comprehensive Local Water Management Plan Extension Request**
 - Blue Earth County has a Comprehensive Local Water Management Plan (Plan) that will expire June 30, 2013. On February 12, 2013, the Board of Water and Soil Resources (Board) received a request for an extension of the Plan from Blue Earth County. On March 7, 2013, the Board's Southern Water Planning Committee, chaired by Paul Langseth, met to discuss the extension request. The Committee recommends approval of the Blue Earth County Comprehensive Local Water Management Plan Extension. The state's expectations for the extension request must be sent to Blue Earth County. **DECISION ITEM**

8. **Chippewa County Comprehensive Local Water Management Plan Extension Request**
 - Chippewa County has a Comprehensive Local Water Management Plan (Plan) that will expire May 28, 2013. On January 24, 2013, the Board of Water and Soil Resources (Board) received a request for an extension of the Plan from Chippewa County. On March 7, 2013, the Board's Southern Water Planning Committee, chaired by Paul Langseth, met with Chippewa County to discuss the extension request. The Committee recommends approval of the Chippewa County Comprehensive Local Water Management Plan Extension. The state's expectations for the extension request must be sent to Chippewa County. **DECISION ITEM**

9. **Lac qui Parle County Comprehensive Local Water Management Plan Extension Request**
 - Lac qui Parle County has a Comprehensive Local Water Management Plan (Plan) that will expire May 28, 2013. On February 7, 2013, the Board of Water and Soil Resources (Board) received a request for an extension of the Plan from Lac qui Parle County. On March 7, 2013, the Board's Southern Water Planning Committee, chaired by Paul Langseth, met with Lac qui Parle County to discuss the extension request. The Committee recommends approval of the Lac qui Parle County Comprehensive Local Water Management Plan Extension. The state's expectations for the extension request must be sent to Lac qui Parle County. **DECISION ITEM**

10. **Swift County Comprehensive Local Water Management Plan Extension Request**
 - Swift County has a Comprehensive Local Water Management Plan (Plan) that will expire May 28, 2013. On February 6, 2013, the Board of Water and Soil Resources (Board) received a request for an extension of the Plan from Swift County. On March 7, 2013, the Board's Southern Water Planning Committee, chaired by Paul Langseth, met with Swift County to discuss the extension request. The Committee recommends approval of the Swift County Comprehensive Local Water Management Plan Extension. The state's expectations for the extension request must be sent to Swift County. **DECISION ITEM**

NEW BUSINESS

1. **Reinvest In Minnesota (RIM) Reserve** – Wetlands Reserve Program (WRP) 2013 – The RIM-WRP Partnership has received recommendations from the Lessard Sams Outdoor Heritage Council and legislative appropriations from the Outdoor Heritage Fund in 2009, 2010, 2011 and 2012 totaling \$42.76 million to leverage federal WRP funds totaling over \$68 million. In addition, a fifth year of funding is currently being considered by the MN Legislature for \$13.39 million from the Outdoor Heritage Fund which will leverage \$21.5 million of federal WRP funds. **DECISION ITEM**

2. **Legislative Update** – Sarah Strommen will present a legislative update. **INFORMATION ITEM**

3. **Watershed Protection & Restoration Strategies** – Clean Water Land and Legacy Amendment funding has allowed the executive branch agencies to systematically re-think how to best produce cleaner water. Input from the Clean Water Council, listening sessions around the state, and inter-agency teams resulted in a system that meshes a predictable 10-year water monitoring cycle with local water planning processes. Throughout 2013, the BWSR Board will sponsor a stakeholder process that aligns local water plan expectations with the Board's approval process. We expect that the so-called "One Watershed" policy will make its way to the Board in early 2014. **INFORMATION ITEM**

If you have any questions regarding the agenda, please feel free to give me a call at 651-296-0878. The Board meeting is expected to adjourn about noon. I look forward to seeing you on March 27th!

BOARD OF WATER AND SOIL RESOURCES
520 LAFAYETTE ROAD N.
LOWER LEVEL CONFERENCE ROOM
ST. PAUL, MINNESOTA 55155
WEDNESDAY, MARCH 27, 2013

PRELIMINARY AGENDA

9:00 AM CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA

MINUTES OF JANUARY 27, 2013 BOARD MEETING

PUBLIC ACCESS FORUM (10-minute agenda time, two-minute limit/person)

REPORTS

- Chair – Brian Napstad
- Administrative Advisory Committee – Brian Napstad
- Executive Director – John Jaschke
- Dispute Resolution Committee – Gerald Van Amburg
- Wetlands Committee – Gerald Van Amburg
- Grants Program & Policy Committee – Paul Langseth
- Public Relations, Outreach & Strategic Planning Committee – Keith Mykleseth
- RIM Reserve Management Planning Committee – Gene Tiedemann
- Drainage Work Group – Tom Loveall

COMMITTEE RECOMMENDATIONS

Metro Water Planning Committee

1. Shingle Creek & West Mississippi Watershed Management Commissions' Plan Revision – Jim Haertel – **DECISION ITEM**

Southern Water Planning Committee

1. Jackson County Local Water Management Plan Amendment – Paul Langseth - **DECISION ITEM**
2. Big Stone County Priority Concerns Scoping Document – Paul Langseth - **DECISION ITEM**
3. Chippewa County Priority Concerns Scoping Document – Paul Langseth - **DECISION ITEM**
4. Lac qui Parle County Priority Concerns Scoping Document – Paul Langseth – **DECISION ITEM**
5. Swift County Priority Concerns Scoping Document – Paul Langseth – **DECISION ITEM**

6. Big Stone County Comprehensive Local Water Management Plan Extension Request – Paul Langseth – **DECISION ITEM**
7. Blue Earth County Comprehensive Local Water Management Plan Extension Request – Paul Langseth – **DECISION ITEM**
8. Chippewa County Comprehensive Local Water Management Plan Extension Request – Paul Langseth – **DECISION ITEM**
9. Lac qui Parle County Comprehensive Local Water Management Plan Extension Request – Paul Langseth – **DECISION ITEM**
10. Swift County Comprehensive Local Water Management Plan Extension Request – Paul Langseth – **DECISION ITEM**

NEW BUSINESS

1. Reinvest In Minnesota (RIM) Reserve – Wetlands Reserve Program (WRP) 2013 – Tim Koehler (BWSR) and Joel Curran (NRCS) – **DECISION ITEM**
2. Legislative Update – Sarah Strommen - **INFORMATION ITEM**
3. Watershed Protection & Restoration Strategies – Steve Woods (BWSR) and Gaylen Reetz (MPCA) – **INFORMATION ITEM**

AGENCY REPORTS

- Minnesota Department of Agriculture – Matthew Wohlman
- Minnesota Department of Health – Chris Elvrum
- Minnesota Department of Natural Resources – Tom Landwehr
- Minnesota Extension Service – Faye Sleeper
- Minnesota Pollution Control Agency – Rebecca Flood

ADVISORY COMMENTS

- Association of Minnesota Counties – Annalee Garletz
- Minnesota Association of Conservation District Employees – Matt Solemsaas
- Minnesota Association of Soil & Water Conservation Districts – LeAnn Buck
- Minnesota Association of Townships – Sandy Hooker
- Minnesota Association of Watershed Districts – Ray Bohn
- Natural Resources Conservation Service – Joel Curran

UPCOMING MEETINGS

- Next BWSR Board Meeting – *April 24, 2013 meeting may be cancelled*
- May 22, 2013

Noon **ADJOURN**

**BOARD OF WATER AND SOIL RESOURCES
520 LAFAYETTE ROAD N.
LOWER LEVEL CONFERENCE ROOM
ST. PAUL, MINNESOTA 55155
WEDNESDAY, JANUARY 23, 2013**

BOARD MEMBERS PRESENT:

Bob Burandt, Joe Collins, Jack Ditmore, Chris Elvrum, MDH; Rebecca Flood, MPCA; Christy Jo Fogarty, Sandy Hooker, Paul Langseth, Tom Loveall, Keith Mykleseth, Brian Napstad; Faye Sleeper, MES; Steve Sunderland, Gene Tiedemann, Gerald Van Amburg, Matt Wohlman, MDA

BOARD MEMBERS ABSENT:

Tom Landwehr, DNR

STAFF PRESENT:

Mary Jo Anderson, Don Buckhout, Tim Dykstal, Travis Germundson, Jim Haertel, John Jaschke, Al Kean, Jen Maleitzke, Eric Mohring, Dave Weirens, Steve Woods

DRAFT

Chair Napstad called the meeting to order at 9:10 a.m.

PLEDGE OF ALLEGIANCE

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13-01 **ADOPTION OF AGENDA** – Chair Napstad reported that there is a revision to the agenda; the New Business item Conflict of Interest Presentation will be moved to the first item under New Business. Moved by Sandy Hooker, seconded by Rebecca Flood, to adopt the agenda as revised. Motion passed on a voice vote.

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13-02 **MINUTES OF DECEMBER 12, 2012 BOARD MEETING** – Moved by Steve Sunderland, seconded by Paul Langseth to approve the minutes of December 12, 2012, as circulated. Motion passed on a voice vote.

RECOGNITION OF RETIRING BOARD MEMBER – John Jaschke acknowledged Bob Burandt's state service as a BWSR board member for eight years. John and Chair Napstad presented Bob with a Distinguished Service Award plaque for his dedicated service to Minnesota's water and soil resources from 2005 – 2012. Bob stated that the Board is a great venue to understand and respect others' opinions to get things done. John stated that Bob can continue to serve on the Board until an appointment is made. Chair Napstad thanked Bob for his service and membership on the Board.

REPORTS

Chair's Report – Brian Napstad reported that the Environmental Quality Board (EQB) is hosting an Environmental Congress on March 15 at the Thunderbird Hotel in Bloomington. The Environmental Congress is a one-day summit for state leaders to review the report card findings and discuss the public feedback received at citizen forums held statewide, and begin planning for Minnesota's environmental future. Chair Napstad stated that Governor Dayton has been invited as the keynote speaker, anticipate 300 attendees.

Chair Napstad attended the EQB meeting on January 16. Discussions included the mandatory Environmental Assessment Worksheets (EAW) and Environmental Impact Statements (EIS) out for public comment; feedback is appreciated. The EAW and EIS are published in the biweekly *EQB Monitor*.

Chair Napstad attended the Northern Water Planning Committee meeting on January 9. The Committee recommendations are on the agenda later today.

Chair Napstad stated that he testified before the Senate Environment and Energy Committee on January 17; the Senate Committee unanimously recommended his confirmation as Chair of BWSR; he's hopeful of full confirmation.

Administrative Advisory Committee (AAC) – Chair Napstad reported that the AAC met this morning, discussion included BWSR board member vacancies and the appointments process. John Jaschke will send a notice to board members when appointments are announced. Chair Napstad stated that Committee recommendations were discussed and are on the agenda later today. The AAC discussed the executive director's annual performance evaluation process.

Staff will send board members the evaluation forms to complete and anonymously submit to Bill Eisele. The performance evaluations will be compiled by the chair and vice-chair and reviewed with the executive director. A supplemental process to get input from some key stakeholders and staff will be added this year. Chair Napstad stated that board members comments are appreciated.

Executive Director's Report – John Jaschke asked that board members submit any changes to their contact information to Mary Jo Anderson. The public information will be posted on the BWSR website. John reviewed information in board members' packets.

John reported that Governor Dayton released his budget plan for the upcoming biennium. BWSR's proposed FY14-15 biennial budget includes:

1. Funding to implement the One Watershed - One Plan initiative
The new investment in One Watershed - One Plan will assist with the transition to a watershed-based approach and work in a concerted fashion with our partner agencies to build and implement the next generation of local water plans.
2. Funding to enhance BWSR's internal controls
The additional investment in BWSR's internal controls is well-timed as we near completion of the eLINK upgrade. This system will allow us to manage local government grant applications and reporting results more efficiently, and additional funds will enhance our capacity to meet new standards for accomplishing the necessary oversight of public funds and programs and to show the benefits accrued.
3. Increased funding in BWSR's Clean Water Fund programs
The continued commitment to BWSR's Clean Water programs includes increases in most of the funding categories. The proposed budget acknowledges demand exceeding the previously available funds, based on the information you submitted through the Biennial Budget Review (BBR) process. Clean Water Fund work will continue to be targeted using the best available scientific assessments, including the revamped effort by the MPCA to move toward the potentially much more useful Watershed Restoration and Protection Strategies (WRAPS), which have the potential to greatly improve on the federally driven TMDL approach.

It is important to note that the Governor's budget does not include inflationary adjustments for FY14-15. Specifics on the Governor's budget proposal can be found on the MMB website <<http://www.mmb.state.mn.us/>>. As the Governor's Budget is considered by the Legislature in the months ahead, Sarah Strommen and John Jaschke will keep board members apprised of future developments through regular updates.

Chair Napstad stated that the One Watershed - One Plan initiative is a challenge and a great opportunity for BWSR, he asked that board members participate.

Dispute Resolution Committee – Travis Germundson reported that there are currently 12 appeals pending; he provided a brief status report on the appeals. John Jaschke mentioned the

potential changes related to Swampbuster in the next Farm Bill. Chair Napstad thanked Travis for his report.

Grants Program & Policy Committee – Paul Langseth stated that the Grants Program & Policy Committee has not met since November. Paul stated that the Southern Water Planning meeting is scheduled for March 7; he asked Committee members to let Jeff Nielsen know if they are not able to attend.

Public Relations, Outreach & Strategic Planning Committee (PROSP) – Keith Mykleseth stated that the PROSP Committee met last night, the Committee recommendation is on the agenda later today. The next PROSP Committee meeting is scheduled for April 24, 2013; immediately following the Board meeting.

Drainage Work Group (DWG) – Tom Loveall reported that the Drainage Work Group met on December 13, 2012. Topics of discussion included: 1) share information about recent and upcoming drainage presentations and workshops; 2) final discussion of 2012 DWG consensus recommendations for updating drainage law; 3) updates regarding Corps of Engineers proposed regional general permit No. 2; and the DWG plans to meet once during the legislation session, tentatively in mid-February.

COMMITTEE RECOMMENDATIONS

Northern Water Planning Committee

Crow Wing County Priority Concerns Scoping Document – Keith Mykleseth reported that the Northern Water Planning Committee met on January 9, 2013, reviewed the Crow Wing County Priority Concerns Scoping Document and recommends approval. Moved by Keith Mykleseth, seconded by Sandy Hooker, to approve the Crow Wing County Priority Concerns Scoping Document. The state's expectations of the final plan must be sent to Crow Wing County. Chair Napstad stated that Crow Wing County is to be commended for the outstanding process used to select concerns. Keith stated that Crow Wing County is a model for their procedures. Motion passed on a voice vote.

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13-03

Pope County Priority Concerns Scoping Document – Gerald Van Amburg reported that the Northern Water Planning Committee met on January 9, 2013, reviewed the Pope County Priority Concerns Scoping Document, and recommends approval. Moved by Gerald Van Amburg, seconded by Tom Loveall, to approve the Pope County Priority Concerns Scoping Document. The state's expectations for the final plan must be sent to Pope County. Motion passed on a voice vote.

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13-04

Public Relations, Outreach & Strategic Planning Committee

2013 Performance Review and Assistance Program (PRAP) Report to the Legislature – Don Buckhout reported that the Public Relations, Outreach and Strategic Planning Committee met on January 22, 2013, reviewed the revisions to the PRAP Guiding Principles, and the 2013 PRAP Legislative Report; and recommends approval. Don distributed the revised page ten of the report, and provided an overview of the program conclusions and future direction. Moved by Keith Mykleseth, seconded by Sandy Hooker, to approve the Performance Review and Assistance Program 2013 Report to the Minnesota Legislature for transmittal to the legislature

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13-05

and publication on the Board's website, with allowance for any minor editing modifications necessary for publication. Keith stated that the Committee appreciates the comments received. Bob Burandt reported that the Carver SWCD went through PRAP process, it was a good program and very worthwhile. Paul Langseth stated that staff efforts ensure plans are reviewed in a timely manner; this performance review has really helped LGUs complete their work. Motion passed on a voice vote. Chair Napstad thanked the PRAP Committee, and Don for their efforts and work on this; and he also appreciated Jack Ditmore's thorough written comments.

Chair Napstad called for a break in the meeting at 10:38 a.m. The meeting reconvened at 10:55 a.m.

NEW BUSINESS

Conflict of Interest Training and Disclosure – Tim Dykstal, Fiscal Compliance Director, presented guidance on conflict of interest in grant reviewing and information from the Office of Grants Management (OGM). Tim explained how the conflict of interest applies to BWSR's structure and mission and discussed three categories of conflict as the Office of Grants Management defines them: potential, perceived, and actual. Tim stated that his presentation will be posted on BWSR's website. BWSR will train its grant reviewers about conflict of interest annually; disclose conflicts, including potential and perceived conflicts, before each grant review; and continue to inform OGM and others of compliance efforts. Discussion followed. Paul Langseth suggested the conflict of interest form be changed to include a separation from actual, perceived, or potential. John Jaschke stated that Tim will work with the OGM and revise the form that will be used in the future. Tom Loveall stated that Board members are representatives bringing their perspective to provide Board policy. John stated that Tim will inform OGM of the Board's approach to compliance. Chair Napstad thanked Tim for his presentation.

Christy Jo Fogarty left the meeting at 11:15 a.m.

CONFLICT OF INTEREST DECLARATION – Chair Napstad explained that the conflict of interest declaration process is being used today on the FY2013 Competitive Grant Program Allocation, amending the resolution; the Conflict of Interest Declaration forms need to be submitted.

Chair Napstad read the statement:

"A conflict of interest whether actual, potential, or perceived, occurs when someone in a position of trust has competing professional or personal interests and these competing interests make it difficult to fulfill professional duties impartially. At this time, members are requested to declare conflicts of interest they may have regarding today's business."

Chair Napstad asked board members to submit their completed Conflict of Interest Declaration forms to John Jaschke. The Conflict of Interest Declaration documents will be filed for the grant decision item. John Jaschke stated that all board members are eligible to vote.

Amending Resolution – FY2013 Competitive Grant Program Allocations – Dave Weirens reported that on December 12, 2012, the Board adopted Resolution #12-113 which allocated

13-06 ** funds to projects under the FY2013 Clean Water Fund Competitive Grants Program. Shortly after the Board adopted this resolution, it was brought to the attention of staff that a Livestock Waste Management Project proposed by Benton SWCD had been incorrectly scored as not being riparian. This error occurred due to the operation of the software used to facilitate application processing. If this project had been scored as riparian, it would have been recommended for funding. The Board is requested to amend Resolution #12-113 to increase funding to project CWF13-51 with returned grant funds in the amount of \$80,235. Moved by Paul Langseth, seconded by Faye Sleeper, to approve the amended Resolution to increase funding to project CWF13-51 by \$80,235 from returned grant funds. Discussion followed. Motion passed on a voice vote.

Matt Wohlman left the meeting at 11:35 a.m.

13-07 ** **Principal Place of Business Change in Location for Comfort Lake-Forest Lake Watershed District** – Jim Haertel reported that the Comfort Lake-Forest Lake Watershed District office and meetings are currently in the Forest Lake City Hall. The City of Forest Lake is building a new city hall and the old one will be demolished. The old city hall is within the watershed district, however the new city hall is about one-quarter mile outside of the watershed district. There are no other public facilities available within the watershed district. Statute requires BWSR designate the nearest suitable public facility as a watershed district's principal place of business when no public facilities are available within the watershed district. Staff recommends Board approval to designate the new Forest Lake City Hall as the principal place of business for the watershed district. Jim stated that the final 'Whereas' on the resolution for Chair Napstad's signature was amended, capitalizing the word "Board". Moved by Keith Mykleseth, seconded by Rebecca Flood, to designate the new Forest Lake City Hall as the Comfort Lake-Forest Lake Watershed District's principal place of business effective when the new building is ready for occupancy and the watershed district has completed its move. Motion passed on a voice vote.

13-08 ** **Washington Conservation District Change of Location of Principal Office** – Jim Haertel reported that the Washington Conservation District proposes to change the location of their office from Stillwater to Oakdale. Both locations are within Washington County. MS Section 103C.221, Change of Location of Principal Office, requires the District Board of Supervisors to adopt a resolution stating the new location and receive approval from the BWSR Board before filing the change in location with the Secretary of State. BWSR staff recommend approval of the change of location. Moved by Rebecca Flood, seconded by Sandy Hooker, to approve the new principal office location for the Washington Conservation District to be 455 Hayward Avenue North, Oakdale, MN. Motion passed on a voice vote.

Current Groundwater Topics/Issues in Minnesota – Eric Mohring, Hydrogeologist, provided an overview of current aspects of groundwater management priorities, and the Minnesota groundwater management timeline. Eric reported that an interagency group is working together, coordination has evolved over the years due to scarce resources. BWSR, MDA, DNR, MDH, and PCA are working in collaboration to facilitate and develop incorporating groundwater considerations into the watershed based surface water quality framework. Chris Elvrum, MDH, stated that there's room for improvement, but coordination is good, agencies working together and the need to provide tools and guidance for local governments and watershed areas to

consider groundwater, infiltration, and vulnerability, for local implementation purposes. Discussion followed. Eric stated that a goal would be to cover the state with MN Geologic Survey (MGS) county atlas maps. Chair Napstad thanked Eric for the presentation, this topic is a great interest to many; would like to know what tools are available to put into watershed plans. He asked Eric to provide BWSR with what groundwater management data is available or needed statewide. Eric stated that it comes down to prioritization; groundwater protection is going to be multi-agency; inter-disciplinary; and multiple scales. John Jaschke stated that Eric and others will provide a summary of available data, and a Phase II presentation at an upcoming Board meeting.

AGENCY REPORTS

Minnesota Pollution Control Agency (MPCA) – Rebecca Flood reported that MPCA has been developing watershed and protection strategies incorporating TMDLs for LGUs and partners. Rebecca stated that MPCA staff could provide a presentation on using tools, computer models being developed and how to integrate into watershed management plans. John Jaschke will coordinate a presentation at an upcoming Board meeting.

ADVISORY COMMENTS

Minnesota Association of Townships (MAT) – Sandy Hooker reported that MAT's Legislative & Research Committee meetings and short courses are scheduled for winter/spring; topics of discussion include rules, regulations, and invasive species.

UPCOMING MEETINGS

Next BWSR Board Meeting – March 27, 2013

Moved by Sandy Hooker, seconded by Tom Loveall, to adjourn the meeting at 12:41 p.m.

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13-09

Motion passed on a voice vote.

Respectfully submitted,

Mary Jo Anderson
Recorder



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Dispute Resolution Committee Report^L

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business
 Item Type: Decision Discussion Information

Section/Region: Land and Water Section

Contact: Travis Germundson

Prepared by: Travis Germundson Committee(s)

Reviewed by: _____

Presented by: Gerald Van Amburg/Travis Germundson

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- Other: _____
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

ACTION REQUESTED

None

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)

Dispute Resolution Committee Report. The report provides a monthly update on the number of appeals filed with the BWSR.

Dispute Resolution Report

March 15, 2013

By: Travis Germundson

There are presently 12 appeals pending. All of the appeals involve WCA except File 10-10. There has been 1 new appeal filed since the last report dated January 23, 2013.

Format note: New appeals that have been filed since last report to the Board.
~~Appeals that have been decided since last report to the Board.~~

File 13-2 (2-4-13) This is an appeal of a restoration order in Watonwan County. The appeal regards the filling of approximately 11,878 sq. ft. of wetland. No decision has been made on the appeal.

File 13-1 (1-9-13) This is an appeal of a restoration order in Swift County. The appeal regards drainage impacts to multiple wetlands associated with an agricultural drain tile project. *The appeal has been placed in abeyance and the restoration order stayed until there is a final decision on an after-the fact wetland application.*

File 12-19 (12-27-12) This is an appeal of a wetland replacement plan decision in Stearns County. The appeal regards the approval of a wetland replacement plan application for a tenth of an acre of impact to a Type 3 wetland. A previous appeal of a restoration order involving the same wetland impacts (File 12-10) was dismissed. The appeal has been remanded for further technical work.

~~File 12-18 (12-20-12) This is an appeal of agricultural wetland banking decision in Kittson County. The appeal regards the denial of an agricultural wetland banking application for approximately 16 acres of wetland credit. No decision has been made on the appeal. The appeal was remanded for the LGU to develop an adequate record that considers the written Technical Evaluation Panel Report. Under remand, the LGU reversed their previous decision and approved the agricultural wetland banking application.~~

File 12-16 (11-16-12). This is an appeal of a wetland banking credit deposit request in Stearns County. The appeal regards the approval of a wetland banking plan request to deposit 9.9 acres of credit. A previous appeal (File 12-13) was remanded for the LGU to develop an adequate record, and now that new decision is being appealed. At issue are the eligibility requirements for banking credits. *The appeal has been accepted and the briefing and hearing schedule stayed by mutual agreement to allow time for settlement discussions to continue.*

File 12-12 (7-16-12) This is an appeal of an exemption determination in Renville County. The appeal regards the denial of an agricultural drainage exemption associated with a 1.5 acre wetland. At issue is the wetland type determination. A previous appeal (File 12-5) was remanded for further technical evaluation and administrative proceedings, and now the current approval is being appealed. A verbal settlement agreement has since been reached that includes submittal of a replacement plan application. The appeal has been placed in abeyance by mutual agreement to determine the viability of a wetland replacement plan application.

File 11-1 (1-20-11) This is an appeal of a restoration order in Hennepin County. The appeal regards the filling of approximately 1.77 acres of wetland and 0.69 acres of excavation. The appeal has been placed in abeyance and the restoration order stayed until there is a final decision on an after-the-fact wetland application and confirmation of required mitigation.

File 10-10 (6-10-10) This is an appeal filed under Minn. Stat. 103D.535 regarding an order of the managers of the Wild Rice Watershed District not to go forward with the Upper Becker Dam Enhancement Project as proposed. Appeals filed under 103D.535 require that the Board follow the Administrative Procedures Act. The Act requires that the hearing be conducted by an Administrative Laws Judge through the Office of Administrative Hearings. A mediated settlement agreement was reached with the condition that if the watershed district fails to carry out Option D the appeal shall go forward. The appeal has been placed in abeyance.

File 10-7 (2-19-10) This is an appeal of a restoration order in Stearns County. The appeal regards draining and filling impacts to approximately 18.44 acres of Type 2/3 wetland and 3.06 acres of Type 2 wetland. The appeal has been placed in abeyance and the restoration order stayed for submittal of "as built" or project information pertaining to a public drainage system. The landowner has committed to restoring the site and the TEP plans to conduct a site visit in the spring of 2013 to verify that restoration has occurred.

File 09-10 (7-9-09) This is an appeal of a banking plan application in Aitkin County. The appeal regards the LGU's denial of a banking plan application to restore 427.5 acres of wetlands through the use of exceptional natural resource value. The appeal has been accepted and pre-hearing conferences convened on October 13 and 30, and December 14, 2009. Settlement discussions are on hold while the appellant addresses permitting issues with the Corps of Engineers. The appeal has been placed in abeyance by mutual agreement on determining the viability of a new wetland banking plan application.

File 08-9. (03/06/08) This is an appeal of a replacement order in Pine County. The appeal regards impacts to approximately 11.26 acres of wetland. The replacement order has been stayed and the appeal has been placed in abeyance pending disposition with the U.S. Dept of Justice.

File 06-23. (05/19/06) This is an appeal of a replacement plan decision in Kanabec County. The LGU denied the wetland replacement plan application. A previous denial of the same replacement plan application had been appealed, the appeal was remanded for a hearing, and now the current denial has been appealed. The appeal has been placed in abeyance pending the outcome of a lawsuit between the landowner and the county. The lawsuit concerns the county's possible noncompliance with the 60-day rule. The county prevailed in district court; however the decision was appealed to the Court of Appeals where the county again prevailed. An appeal to the Minnesota Supreme Court was denied review.

File 05-1. (01/13/05) This is an appeal of a replacement plan decision by the Rice Creek Watershed District. The District previously made a decision that was appealed which resulted in a remand for an expanded TEP. Now there is an appeal of the decision made under remand since the decision differed from the TEP report. At issue are wetland delineation and the Comprehensive Wetland Protection and Management Plan that BWSR approved. After a hearing before the DRC, the board remanded the matter for new wetland delineation and for submission on an updated, complete replacement plan application. On 12-9-09 the District made a new wetland delineation decision. The applicant has not yet submitted an updated replacement plan application.

Summary Table

Type of Decision	Total for Calendar Year 2012	Total for Calendar Year 2013
Order in favor of appellant	1	
Order not in favor of appellant	5	
Order Modified		
Order Remanded	4	
Order Place Appeal in Abeyance	1	
Negotiated Settlement		
Withdrawn/Dismissed	4	

COMMITTEE RECOMMENDATIONS

Metro Water Planning Committee

1. Shingle Creek & West Mississippi Watershed Management Commissions' Plan
Revision – Jim Haertel – ***DECISION ITEM***



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE:

Shingle Creek & West Mississippi Watershed Management Commissions' Plan Revision

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business

Item Type: Decision Discussion Information

Section/Region: Metro

Contact: Brad Wozney, Board Conservationist

Prepared by: Brad Wozney, Board Conservationist

Reviewed by: Metro Water Planning Committee(s)

Presented by: Jim Haertel, Metro Region Supervisor

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested

- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

Other: _____

ACTION REQUESTED

Approval of the Shingle Creek & West Mississippi Watershed Management Organizations Revised Watershed Management Plan

LINKS TO ADDITIONAL INFORMATION

SUMMARY *(Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)*

Background

This is a unique Watershed Management Plan compared to all others in the metro area because two separate, politically distinct organizations share the same plan, yet have unique implementation programs tailored to each. During the development process of the previous plan, both Organizations agreed to merge the plan preparation, operating policies, and administration for efficiency purposes. Another reason is that four of the five cities in the West Mississippi Watershed Management Commission (WMC) are also in the Shingle Creek WMC.

The Shingle Creek and West Mississippi WMCs were formally established via joint powers agreements in 1984 under the Metropolitan Surface Water Management Act of 1982. However, prior to that date seven of the communities jointly funded the 1974 Shingle Creek Basin Management Plan in response to the National Flood Insurance Program. The first water resources management plan for the Commissions was prepared and adopted separately by each Commission in 1990. Four out of the five member cities of West Mississippi WMC are also members of Shingle Creek WMC. The second generation watershed management plan was approved by BWSR in April 2004. The second generation plan was amended six times primarily to add new capital projects to the Capital Improvement Program as the projects were identified.

The watersheds are located exclusively in Hennepin County in the northwest portion of the Minneapolis – St. Paul seven county metropolitan area. They are bound by the Mississippi River to the north and east, on the southeast by the Mississippi WMO, on the south by Bassett Creek WMO, and on the west by the Elm Creek WMO. Both watersheds encompass all or part of the following ten municipalities: Brooklyn Center, Brooklyn Park, Champlin, Crystal, Maple Grove, Minneapolis, New Hope, Osseo, Plymouth, and Robbinsdale. The Shingle Creek and West Mississippi watersheds cover 44.5 square miles and 23 square miles respectively. There are fourteen lakes in the Shingle Creek watershed, and none in West Mississippi. The combined watersheds have approximately 21 miles of streams. Both watersheds are predominantly fully developed, with the remaining land rapidly developing. Some redevelopment is occurring.

The Commissions hold monthly, joint meetings and jointly discuss business applicable to both. Their currently compliant Joint Powers Agreement expires in 2015, however the Commissions' attorney has begun the revision process with the cities and Commissioners. The operating expenses are funded by city dues apportioned based 50% on land area and 50% on taxable value within the watershed. Capital projects can be funded up to 25% of the cost by the Commissions, not to exceed \$250,000, via several financial mechanism options as identified in the JPA.

Revised Plan Process and Summary

BWSR staff have been involved with the Plan process since the beginning stages. Early in the planning process, BWSR attended Technical Advisory Committee (TAC) meetings providing upfront input and plan expectations. All stakeholders and agencies were given ample opportunities to provide upfront input and preliminary draft plan comments, while the cities' citizen advisory committees provided guidance on priority resource concerns. The Commissions received relatively few comments from local partners, municipalities, and stakeholders during the formal comment period partially because of their inclusive planning process.

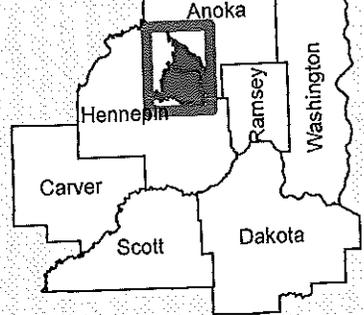
The Plan outlines an excellent framework for protecting the water resources of the Commissions, is well organized, and is an appropriate mix of structural, non-structural, and programmatic solutions. An extensive self assessment document was incorporated into the revised Plan as an appendix that lists accomplishments and assessed how well the Commissions implemented the previous plan. The priority issues to be addressed in the plan are: 1) Work aggressively toward achieving TMDL lake and stream goals, 2) Revise the Rules and Standards to achieve more load and runoff volume reduction, 3) Expand the public education and outreach program to reach more stakeholders, 4) Retrofit BMPs in developed areas in the most cost-effective way, and 5) Develop a whole-watershed sustainable water budget.

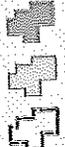
The projected average annual budget for Shingle Creek WMC is approximately \$732,700 over the first five years of the Plan and for West Mississippi WMC is approximately \$255,600.

Local and state comments received in regards to the revised Plan have been sufficiently addressed. The Metro Water Planning Committee met on March 7, 2013. BWSR staff recommended approval. After review of the information, the Committee unanimously voted to recommend approval of the Revised Plan per the attached draft Order.

Shingle Creek & West Mississippi Watershed Management Organizations

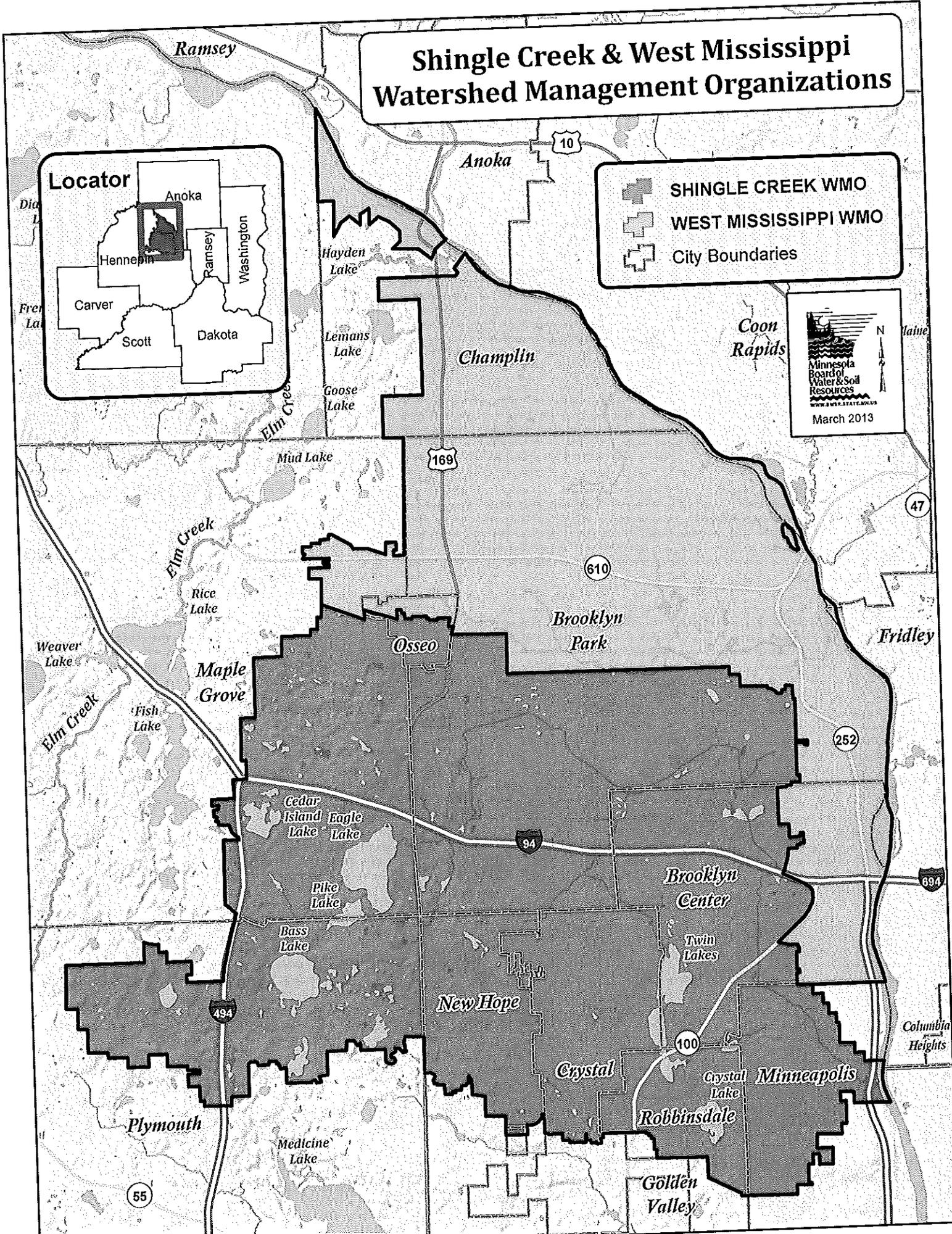
Locator



 **SHINGLE CREEK WMO**
 **WEST MISSISSIPPI WMO**
 **City Boundaries**



Minnesota
Board of
Water & Soil
Resources
www.state.mn.us
March 2013



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
Saint Paul, Minnesota 55155

In the Matter of the review of the Watershed Management Plan for the Shingle Creek and West Mississippi Watershed Management Organizations, pursuant to Minnesota Statutes Section 103B.231, Subdivision 9.

**ORDER
APPROVING
WATERSHED
MANAGEMENT PLAN**

Whereas, the Boards of Commissioners of the Shingle Creek and West Mississippi Watershed Management Commissions (Commissions) submitted a Watershed Management Plan (Plan) to the Minnesota Board of Water and Soil Resources (Board) pursuant to Minnesota Statutes Section 103B.231, Subd. 9, and;

Whereas, the Board has completed its review of the Plan;

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions and Order:

FINDINGS OF FACT

- 1. Watershed Commissions Establishment.** The Shingle Creek and West Mississippi Watershed Management Commissions were formally established via joint powers agreements in 1984 under the Metropolitan Surface Water Management Act of 1982. However, prior to that date seven of the communities jointly funded the 1974 Shingle Creek Basin Management Plan in response to the National Flood Insurance Program. The first water resources management plan for the Commissions was prepared and adopted separately by each Commission in 1990. During the development process of the Second Generation Plan, both Commissions agreed upon merging the plan preparation, operating policies, and administration for efficiency purposes, but remain separate, politically distinct Watershed Management Organizations. Four out of the five member cities of West Mississippi Watershed Management Commission are also members of Shingle Creek Watershed Management Commission. The second generation watershed management plan was approved by the Board in April 2004. The second generation plan was amended six times primarily to add new capital projects to the Capital Improvement Program as they were identified.
- 2. Authority to Plan.** The Metropolitan Surface Water Management Act requires the preparation of a watershed management plan for the subject watershed areas which meets the requirements of Minnesota Statutes Sections 103B.201 to 103B.251.

3. **Nature of the Watershed.** The Shingle Creek and West Mississippi Watershed Management Commissions are located exclusively in Hennepin County in the northwest portion of the Minneapolis – St. Paul seven county metropolitan area. They are bound by the Mississippi River to the north and east, on the southeast by the Mississippi Watershed Management Organization, on the south by Bassett Creek Watershed Management Organization, and on the west by the Elm Creek Watershed Management Organization. Both watersheds encompass all or part of the following ten municipalities: Brooklyn Center, Brooklyn Park, Champlin, Crystal, Maple Grove, Minneapolis, New Hope, Osseo, Plymouth, and Robbinsdale. The Shingle Creek and West Mississippi watersheds cover 44.5 square miles and 23 square miles respectively. There are fourteen lakes in the Shingle Creek watershed, and none in West Mississippi. The combined watersheds have approximately 21 miles of streams. Both watersheds are predominantly fully developed, with the remaining land rapidly developing. Some redevelopment is occurring.
4. **Plan Development and Review.** In 2010 the Commissions began an extensive TAC involvement process to identify watershed problems, priority issues, goals, and solicit projects. The TAC process involved local and state agencies and stakeholders and allowed opportunities to provide upfront input. In lieu of utilizing a traditional Citizen Advisory Committee for public input, the Commissions asked each of the 10 member cities to designate an existing city advisory committee to serve that role. The groups met twice individually then jointly to discuss watershed priorities and employed online surveys for input. A preliminary, informal draft plan was released in August 2012 for stakeholders and state agencies to provide written comments. Responses to comments were provided and changes to the Plan were made. The draft revised Plan was submitted to the Board, other state agencies, and local governments for the formal 60-day review on October 20, 2012. A public hearing was held on January 10, 2013, resulting in a few minor changes to the Plan. The final draft of the revised Plan was received by the Board on January 17, 2013.
5. **Local Review.** The Commissions distributed copies of the draft Plan to local units of government for their review pursuant to Minnesota Statutes Section 103B.231, Subd. 7. The Commissions received comments from the cities of Brooklyn Center, New Hope, and Plymouth. The Commissions responded in writing to all stakeholders who commented, addressing each concern.
6. **Metropolitan Council Review.** Met Council was very supportive of the plan revision stating it is consistent with the Council's policies and the *Water Resources Management Policy Plan*.
7. **Department of Agriculture Review.** The MDA had no comments on the Plan.
8. **Department of Health Review.** The MDH did not comment on the Plan.

9. **Department of Natural Resources Review.** The DNR commented that the overall Plan was well done. Other comments included recommended use of DNR technical references, plan clarifications, and investigation of ecological low-flows. All comments were satisfactorily addressed with changes made to the Plan.
10. **Pollution Control Agency Review.** The PCA requested several clarifications on TMDL references, waterbody impairments, and monitoring for chlorides. PCA felt that the Plan was well written and could be used as a model for other watersheds. The Commissions largely revised the Plan as requested.
11. **Department of Transportation Review.** MNDOT did not comment during the first review period. MNDOT submitted comments during the final review period that centered on detailed components of the stormwater rules and standards.
12. **Board Review.** Board staff commended the Commissions for a well-organized and comprehensive Plan. Board staff recommended several clarifications related to tables within the Plan, technical and citizen advisory committee roles in implementation, the need for a future amendment prior to undertaking certain capital improvement projects, identification of Wetland Conservation Act Local Government Units, and a list of parts of the Plan that could be adopted by reference for local water plans. It was strongly recommended that the Plan state the need for a plan amendment prior to year 2018 to detail action items and costs for years 2018-2022. Additional detail was also requested for a "Commission Fund for Retrofit Projects". The Commissions satisfactorily addressed the comments resulting in revisions to the Plan.
13. **Plan Summary and Highlights.** The Plan outlines an excellent framework for protecting the water resources of the Commissions, is well organized, and is an appropriate mix of structural, non-structural, and programmatic solutions to water resource issues. An extensive self assessment document was incorporated into the revised Plan as an appendix that lists accomplishments and assesses how well the Commissions implemented the previous plan. The priority issues to be addressed in the plan are: 1) Work aggressively toward achieving Total Maximum Daily Load (TMDL) lake and stream goals, 2) Revise the Rules and Standards to achieve more load and runoff volume reduction, 3) Expand the public education and outreach program to reach more stakeholders, 4) Retrofit BMPs in developed areas in the most cost-effective way, and 5) Develop a whole-watershed sustainable water budget. The highlights of the revised Plan include:
 - The Commissions offered opportunities to provide upfront comments on the Plan prior to submitting the formal draft through an exemplary TAC and cities' citizen advisory committee involvement process along with the release of a preliminary draft. This led to a smooth formal review process.
 - A comprehensive monitoring, education/outreach, and intensive catchment-level Best Management Practice (BMP) assessment programs.

- Funding for a sustainable groundwater study for both watersheds.
- Commissions remain on the cutting edge of addressing chloride impairments.
- An aggressive implementation plan with the goal of de-listing seven of the 13 impaired lakes by 2022.

14. **Metro Water Planning Committee Meeting.** On March 7, 2013, the Board's Metro Water Planning Committee and staff met with a representative from the Commissions in St. Paul to review and discuss the Plan. Those in attendance from the Board's Committee were Doug Wetzstein, Jack Ditmore, Joe Collins, and Robert Burandt as chair. Board staff in attendance was Metro Board Conservationist Brad Wozney. The representative from the Commissions was Diane Spector of Wenck Associates. Board staff recommended approval of the Plan.

After discussion, the Committee voted unanimously to recommend approval of the Plan to the full Board.

DRAFT

CONCLUSIONS

1. All relevant substantive and procedural requirements of law and rule have been fulfilled.
2. The Board has proper jurisdiction in the matter of approving a Watershed Management Plan for the Shingle Creek and West Mississippi Watershed Management Commissions pursuant to Minnesota Statutes Section 103B.231, Subd. 9.
3. The Watershed Management Plan for the Shingle Creek and West Mississippi Watershed Management Commissions attached to this Order defines water and water-related problems within the Commissions' boundaries, possible solutions thereto, and an implementation program.
4. The attached Watershed Management Plan is in conformance with the requirements of Minnesota Statutes Sections 103B.201 to 103B.251.

ORDER

The Board hereby approves the attached Watershed Management Plan dated January 2013 as the Watershed Management Plan for the Shingle Creek and West Mississippi Watershed Management Commissions.

Dated at Saint Paul, Minnesota this 27th day of March, 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

Executive Summary

This watershed management plan describes how the Shingle Creek and West Mississippi Watershed Management Commissions (SCWM WMC) will manage activities in the two watersheds in the ten year period 2013-2022.

The Shingle Creek Watershed Management Commission and the West Mississippi Watershed Management Commission are Watershed Management Organizations (WMOs) formed in 1984 using Joint Powers Agreements developed under authority conferred to the member communities by Minnesota Statutes 471.59 and 103B.201 through 103B.251. The watersheds are located in the northwest portion of the Minneapolis-St. Paul seven county Metropolitan Area and are comprised of all or part of the following ten cities in Hennepin County:

Shingle Creek Watershed		West Mississippi Watershed		Combined
Cities	Area (sq mi)	Cities	Area (sq mi)	Area (sq mi)
Brooklyn Center	5.89	Brooklyn Center	2.47	8.36
Brooklyn Park	11.15	Brooklyn Park	14.20	25.35
		Champlin	5.12	5.12
Crystal	3.92			3.92
Maple Grove	7.73	Maple Grove	0.82	8.55
Minneapolis	3.15			3.15
New Hope	3.32			3.32
Osseo	0.45	Osseo	0.33	0.78
Plymouth	6.56			6.56
Robbinsdale	2.39			2.39
Total	44.56	Total	22.94	67.50

Each Commission is governed by a Board of Commissioners that is comprised of one member appointed from each community by their respective City Councils.

The Commissions' purpose is to preserve and use natural water storage and retention in the Shingle Creek and West Mississippi watersheds to meet Surface Water Management Act goals. Because many of the communities that are members of the Shingle Creek WMO are also members of the West Mississippi WMO the Commissions often work jointly on issues of interest to both, including this Third Generation Plan, and have adopted similar standards.

Third Generation Watershed Management Plan

The Shingle Creek and West Mississippi Watershed Management Commissions initiated work on the Third Generation Plan in February 2011. The Plan includes information required in Minnesota Administrative Rules Chapter 8410, Local Water Management: an updated land and

Executive Summary (Cont.)

water resources inventory, goals and policies; an assessment of problems and identification of corrective actions; an implementation program; and a process for amending the Plan.

The Commission and Citizen and Technical Advisory Committees identified the following issues and issue areas during the planning process:

Funding and Financial Stability. During the Second Generation Plan period the Shingle Creek Commission completed 13 lake nutrient TMDLs; a chloride and dissolved oxygen TMDL on Shingle Creek; and impaired biota TMDLs on Shingle and Bass Creeks. All require very significant load reductions and stream improvements to meet the state water quality standards, which will be financially challenging.

Regulatory Rules and Standards. Issues include conflicting rules for cities with land in two or more watersheds; application of stormwater management rules to redevelopment projects; keeping rules and standards current with TMDL implementation needs, both local and regional; and the need to stay abreast of changing climate conditions.

Data Availability. TMDL implementation will require an expanded monitoring program to provide the data necessary to evaluate progress toward achieving water quality goals. Other data needs include a better understanding of the whole-watershed sustainable water budget to explore the most effective ways to restore base flow in Shingle Creek and in wetlands that have lost hydrology.

Other Issues. A component of the TMDL implementation is retrofitting areas that developed with no or minimal water quality treatment with Best Management Practices. Given limited resources it is important that this be completed in a systematic, cost-effective manner. In addition, technology and practices continue to advance, and there is a need to evaluate the effectiveness of new or innovative BMPs prior to implementation. Education and awareness is another component of TMDL implementation, and expansion of those efforts should be considered to increase public awareness and to change behaviors.

Management Plan Priorities and Goals

Through the identification of issues in the watersheds, the SCWM WMC developed five priorities and six goal areas to guide their water resources planning and management functions:

Priorities:

1. Work aggressively toward achieving TMDL lake and stream goals.
2. Revise the Rules and Standards to achieve more load and runoff volume reduction.

Executive Summary (Cont.)

3. Expand the public education and outreach program to reach more stakeholders.
4. Retrofit BMPs in developed areas in the most cost-effective way.
5. Develop a whole-watershed sustainable water budget.

Goals:

Goal Area A. Water Quantity

- Goal A. 1. Maintain the existing 100-year flood profile throughout the watersheds.
- Goal A. 2. Determine ecological low flows for Shingle and Bass Creeks

Goal Area B. Water Quality

- Goal B. 1. As lake water quality improves and lakes are removed from the State's Impaired Waters list, implement management strategies to protect lake water quality. It is anticipated that Schmidt, Lower Twin, and Ryan Lakes will be removed in 2014.
- Goal B. 2. Implement phosphorus and sediment load reduction actions sufficient to achieve de-listing from the Impaired Waters list for Bass, Eagle, Crystal, and Middle Twin Lakes.
- Goal B. 3. Improve water clarity in the balance of the lakes by 10% over the average of the previous ten years.
- Goal B. 4. Improve at least 30% of the length of Shingle Creek to meet Corridor Study and TMDL design standards.
- Goal B. 5. Maintain nondegradation of all waterbodies compared to 1985 conditions.

Goal Area C. Groundwater

- Goal C. 1. Infiltrate stormwater runoff from new impervious surface.
- Goal C. 2. Identify opportunities for and implement projects to infiltrate runoff from existing impervious surface.
- Goal C. 3. Work with the appropriate state agencies to incorporate groundwater assessment into the sustainable water budget analysis for each watershed.

Goal Area D. Wetlands

- Goal D. 1. Maintain the existing functions and values of wetlands identified in the Commissions' Water Quality Plan as high-priority.
- Goal D. 2. Informed by the sustainable water budget study, improve functions and values of wetlands.

Goal Area E. Drainage Systems

- Goal F. 1. Continue current Hennepin County jurisdiction over County Ditch #13

Executive Summary (Cont.)

Goal Area F. Commission Operations and Programming

- Goal F. 2. Identify and operate within a sustainable funding level that is affordable to member cities.
- Goal F. 3. Foster implementation of TMDL and other implementation projects by sharing in their cost and proactively seeking grant funds.
- Goal F. 4. Operate a public education and outreach program that meets the NPDES Phase II education requirements for the member cities.
- Goal F. 5. Operate a monitoring program sufficient to characterize water quantity, water quality, and biotic integrity in the watersheds and to evaluate progress toward meeting TMDL goals.
- Goal F. 6. Maintain rules and standards for development and redevelopment that are consistent with local and regional TMDLs, federal guidelines, source water and wellhead protection requirements, sustainable water yields, nondegradation, and ecosystem management goals.
- Goal F. 7. Serve as a technical resource for member cities.

Implementation

This Third Generation Watershed Management Plan continues a number of activities that have been successful in the past and introduces some new activities, including modified development rules and standards and TMDL implementation.

The Commissions will continue to undertake routine monitoring in lakes and streams; provide education and outreach opportunities, helping member cities to address their NPDES education requirements; review development and redevelopment for conformance with rules and standards; and implement a Capital Improvement Program that provides for Commission 25 percent cost share for certain types of water quality improvement projects.

Rules and Standards Revision. The Rules and Standards for development and redevelopment projects have been revised and are proposed to take effect January 1, 2013. These revisions are intended to maximize pollutant load and runoff volume reduction from projects creating new impervious surface. These revisions are part of the TMDL Implementation Plans for the 13 lake and 3 stream TMDLs in the Shingle Creek watershed, and the upcoming regional TMDLs affecting the Mississippi River.

- The abstraction/infiltration requirement is raised from 0.5" from new impervious surface to 1" from new impervious surface. Applicants may now use decompacted and amended soil as a BMP toward the infiltration requirement.
- The Commission Rules and Standards will now apply to projects down to 1 acre in size:

Executive Summary (Cont.)

- Detached single-family residential projects between 1 acre and 15 acres in size will be reviewed by the member city, while projects over 15 acres in size will continue to be reviewed by the respective Commission.
- Projects for all other land uses between 1 and 5 acres in size will be reviewed by the member city, while projects over 5 acres in size will continue to be reviewed by the Commission.
- It is now clearly stated that redevelopment projects that disturb less than 50 percent of a site must meet all Commission requirements for the disturbed area.
- New non-single family residential detached projects between 0.5 acres and 1 acre in size will be required to meet the infiltration/abstraction requirement but not the other standards, while redevelopment projects of that size will be required to incorporate permanent water quality BMPs with no specific requirement for what those might be.
- A new category is created for linear projects. Such projects that create more than one acre of new impervious surface will be required to meet the Commission rules and standards.

Monitoring Program. The revised monitoring program, which was put into place in 2012, includes both routine monitoring and monitoring to support the required five-year review of progress on TMDLs. On the lakes, approximately every five years the Shingle Creek Commission will conduct more intensive monitoring, including aquatic vegetation sampling. Shingle Creek will also add more dissolved oxygen monitoring, and more routine macroinvertebrate and fish sampling in the Creek. West Mississippi will now routinely monitor Mattson Brook (the outlet of Century/Edinbrook Channels) and will rotate through the Mississippi River outfalls, monitoring 2-3 outfalls each year.

TMDL Implementation. In the Shingle Creek watershed, eight TMDL reports have been completed that address 16 impairments in 13 lakes and two streams. The Plan includes additional monitoring, education, and modeling activities to implement the Shingle Creek Commission's assigned responsibilities for the TMDLs. In addition, the Plan includes a schedule for performing the five-year review of progress for each TMDL.

Other Activities. Both Commissions will begin undertaking intensive BMP assessments for subwatershed areas systematically across the watersheds. Each year the CIP will include a \$50,000 capital levy to provide member cities with match funds to implement projects identified in the intensive assessments. Finally, both Commissions propose to undertake whole-watershed sustainable water budget studies, but no funding has been identified for those projects.

Local and Watershed Plan Amendments

On final approval of the Plan, cities will have 2 years to update their Local Stormwater Management Plan (LWMP). These updates will be expected to include:

Executive Summary (Cont.)

- Updated land use, hydrologic, and hydraulic data, and existing or potential water resource related problems that may have changed since the last LWMP.
- An explanation of how the member city will help to implement the actions set forth in the Commissions' Plan.
- Show how the member city will take action to achieve the load reductions and other actions identified in and agreed to in TMDL Implementation Plans.
- Explain how the City will implement the City Review project review requirements of the revised Rules and Standards.
- Updated Implementation Plan identifying the specific structural, nonstructural, and programmatic solutions to the problems and issues identified in the LWMP.
- Set forth an implementation program including a description of adoption or amendment of official controls and local policies necessary to implement the Rules and Standards; programs; policies; a capital improvement plan; and estimates of cost and funding mechanisms.

This watershed management plan provides direction for SCWM WMC activities through the year 2022. The Commissioners intend the Plan to provide a flexible framework for managing the watersheds and, as such, may initiate amendments to this plan at any time. The Commissions will annually review the Capital Improvement Program and may adopt plan amendments adding or revising proposed capital improvement projects.

1.0 Introduction

1.1 INTRODUCTION AND PURPOSE

The Shingle Creek and West Mississippi Watershed Management Commissions (SCWM WMC) were formed in 1984 using Joint Powers Agreements developed under authority conferred to the member communities by Minnesota Statutes 471.59 and 103B.201 through 103B.251. The Joint Powers Agreements are included in Appendix A. The watersheds are located in the northwest portion of the Minneapolis-St. Paul seven county metropolitan area (Figure 1.1). The Commissions' purpose is to preserve and use natural water storage and retention in the Shingle Creek and West Mississippi watersheds to meet Surface Water Management Act goals. Because many of the communities that are members of the Shingle Creek WMO (watershed management organization) are also members of the West Mississippi WMO, the Commissions often work jointly on issues of interest to both and have adopted similar standards.

1.1.1 First and Second Generation Plans

The Commissions adopted their initial or First Generation Management Plans in 1990. Each Commission adopted a separate plan, although many policies and actions were similar. For the Second Generation Plan, adopted in May 2004, the two Commissions elected to develop a joint management plan. The Second Generation Management Plan was amended six times between 2005 and 2010. Most of those revisions made changes or additions to the Capital Improvement Program, but two significant policy revisions were made by Major Plan Amendment in 2007. The Commissions adopted a Cost Share Policy to contribute 25 percent of the cost of qualifying projects by requesting Hennepin County to levy an ad valorem tax on all property in the watershed. In addition, the Commissions adopted a Water Quality Plan that set forth goals and actions to address the water quality in the lakes, streams, and wetlands in the two watersheds.

Table 1.1. Record of revisions to the Second Generation Watershed Management Plan.

Number	Type	Date of Adoption	Summary of Revisions
1	Minor	9/8/2005	Increase cost share for Brooklyn Park Stream Restoration Project, and refine project description
2	Major	5/10/2007	Adopt Cost Share Policy, revise amendment procedure, adopt Water Quality Plan
3	Major	9/11/2008	Add Crystal Twin Oak Pond project to CIP
4	Minor	10/9/2008	Adopting revised rules and standards
5	Major	9/10/2009	Add Shingle Creek Restoration project to CIP
6	Major	9/10/2010	Add five projects to CIP and make other revisions

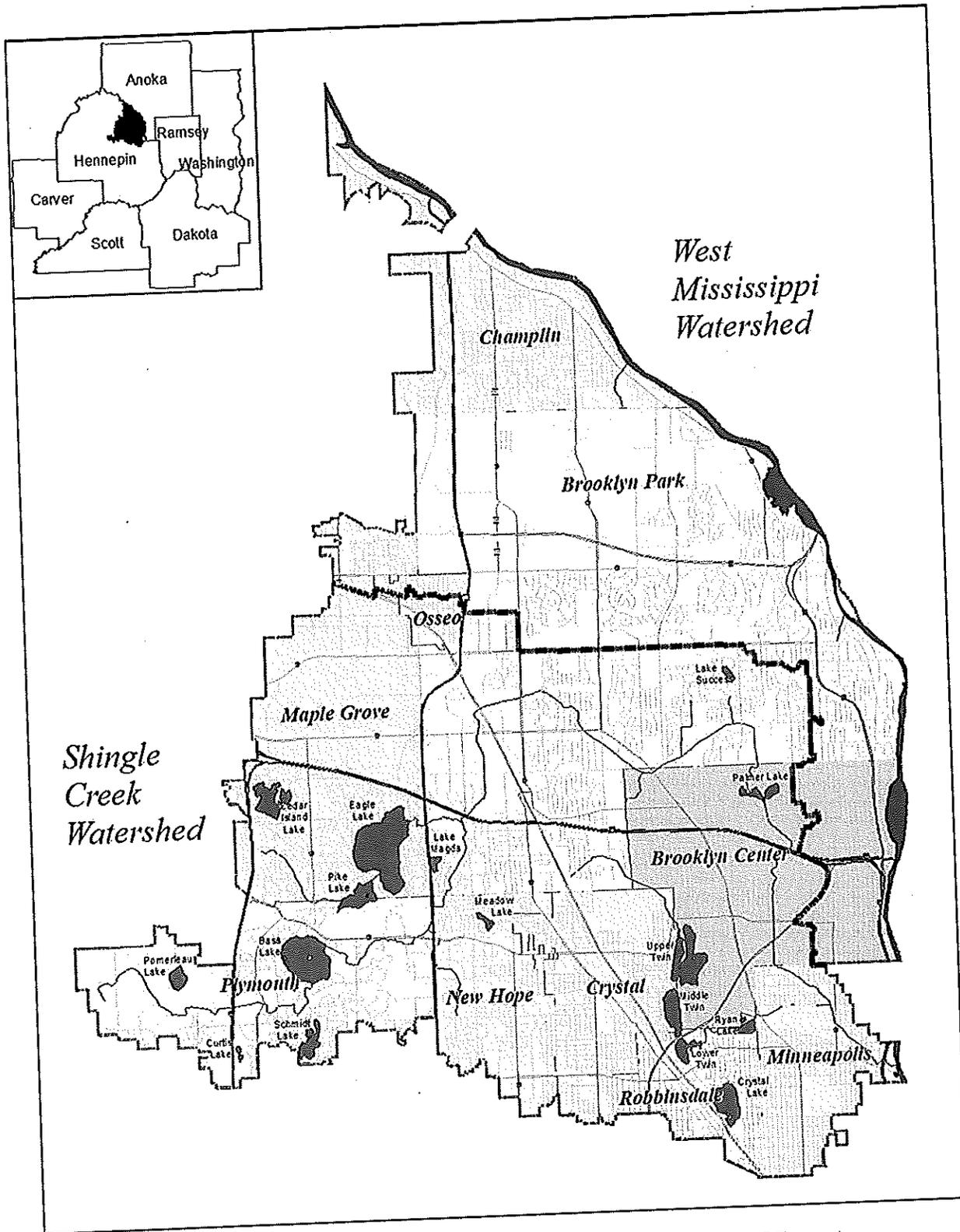


Figure 1.1. The Shingle Creek and West Mississippi watersheds in Hennepin County, Minnesota.

1.1.2 Plan Requirements

The Metropolitan Surface Water Management Act (Chapter 509, Laws of 1982, Minnesota Statute Section 473.875 to 473.883 as amended) establishes requirements for preparing watershed management plans within the Twin Cities Metropolitan Area. The law requires the plan to focus on preserving and using natural water storage and retention systems to:

- Improve water quality.
- Prevent flooding and erosion from surface flows.
- Promote groundwater recharge.
- Protect and enhance fish and wildlife habitat and water recreation facilities.
- Reduce, to the greatest practical extent, the public capital expenditures necessary to control excessive volumes and rate of runoff and to improve water quality.
- Secure other benefits associated with proper management of surface water.

To ensure these objectives are realized the Metropolitan Surface Water Management Act further specified the basic content of the watershed management plan. The plan must:

- Describe the existing physical environment and land use in the area, as well as the proposed environment, land use, and development outlined in existing local and metropolitan comprehensive plans.
- Present information on the hydrologic system and its components and potential problems related thereto.
- State objectives and policies including management principles, alternatives and modifications, water quality, and protection of natural characteristics.
- Set forth a management plan including the desired hydrologic and water quality conditions and significant opportunities for improvement.
- Describe the effect of the plan on existing drainage systems.
- Identify high priority areas for wetland preservation, enhancement, restoration, and establishment and describe conflicts with wetlands and land use in those areas.
- Describe conflicts between the watershed plan and existing plans of Local Governmental Units (LGUs).
- Set forth an implementation program consistent with the management plan that includes a capital improvement program, standards, and schedules for amending the comprehensive plan and official controls of LGUs in the watershed to bring conformance with the plan.
- Set out procedures and timelines for amending the plan.

1.2 PLAN ORGANIZATION

This plan is divided into four sections:

1 – Introduction and Purpose: Describes the authority and composition of the SCWM WMC, the purpose of the Surface Water Management Act and the components of this watershed management plan.

2 – Inventory and Condition Assessment: A physical inventory for the watersheds, it includes a profile of the watersheds' existing environmental conditions. This profile contains descriptions of the area's geology, topography, soils, biological and human environment, and current land use and projected land use to the year 2020. This section also contains information on the lakes, streams, and wetlands in the watersheds.

Inventory and condition data are presented both on a watershed basis and on a subwatershed basis. Shingle Creek has been subdivided into eight subwatersheds, which are seven lakesheds and the area of the watershed that drains directly to Shingle Creek. West Mississippi is subdivided into four subwatersheds.

3 – Watershed Organization and Operations: This section provides information about the Commissions, how they are organized, their history, and their responsibilities, and discusses ongoing operations. This section also provides an evaluation of the successes of the Second Generation Plan and the areas where the Commissions may have fallen short of their goals for the 2003-2012 period.

4 – Implementation Plan: This section sets forth the goals the Commissions will work to achieve in the ten-year period covered by this Plan, and descriptions of the Commissions' proposed operating programs, the Capital Implementation Program, and a discussion of implementation costs and financing. It also discusses the methods by which the Commissions will evaluate progress towards achieving the goals set forth in the Plan, the process that will be followed should this Plan need to be Amended, and the requirements for Local Surface Water Management Plans prepared by the member cities in the two watersheds.

COMMITTEE RECOMMENDATIONS
Southern Water Planning Committee

1. Jackson County Local Water Management Plan Amendment – Paul Langseth -
DECISION ITEM
2. Big Stone County Priority Concerns Scoping Document – Paul Langseth -
DECISION ITEM
3. Chippewa County Priority Concerns Scoping Document – Paul Langseth -
DECISION ITEM
4. Lac qui Parle County Priority Concerns Scoping Document – Paul Langseth –
DECISION ITEM
5. Swift County Priority Concerns Scoping Document – Paul Langseth –
DECISION ITEM
6. Big Stone County Comprehensive Local Water Management Plan Extension
Request – Paul Langseth – **DECISION ITEM**
7. Blue Earth County Comprehensive Local Water Management Plan Extension
Request – Paul Langseth – **DECISION ITEM**
8. Chippewa County Comprehensive Local Water Management Plan Extension
Request – Paul Langseth – **DECISION ITEM**
9. Lac qui Parle County Comprehensive Local Water Management Plan Extension
Request - Paul Langseth – **DECISION ITEM**
10. Swift County Comprehensive Local Water Management Plan Extension Request -
Paul Langseth - **DECISION ITEM**



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Jackson County Local Water Management Plan Amendment

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business
 Item Type: Decision Discussion Information

Section/Region: Southern Region

Contact: Jeff Nielsen, Regional Supervisor

Prepared by: Mark Hiles, Board Conservationist

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget
- Other: _____

ACTION REQUESTED: Decision

LINK TO ADDITIONAL INFORMATION: Jackson County Local Water Management Plan Amendment – click on link: http://www.co.jackson.mn.us/vertical/sites/%7BB0F922B1-7818-45FB-908B-8C049D8AA643%7D/uploads/JCLWMP_Ammendment.pdf

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
 On March 26, 2008, the Board of Water and Soil Resources (BWSR), by board order, approved the Jackson County 2008 – 2018 ten-year Comprehensive Local Water Plan Update. The Plan contained an implementation section with goals, objectives, and action steps covering a five-year period of 2008 - 2013. The Board Order stipulated that Jackson County was required to revise / update this implementation section by March 26, 2013.

On June 12, 2012 the Jackson County Board of Commissioners resolved to amend its five-year implementation section as directed by BWSR. The County followed the process for amending as described within the Comprehensive Local Water Management guidance document developed by BWSR.

On February 6, 2013 the BWSR regional staff received the required documentation and 2013 Amendment to the Jackson County Comprehensive Local Water Plan. The 2013 Amendment contains an Executive Summary and a new 2013 - 2018 implementation section. The amendment has prioritized action items in the implementation section of the plan on a major watershed scale. The implementation section addresses the following priority concerns:

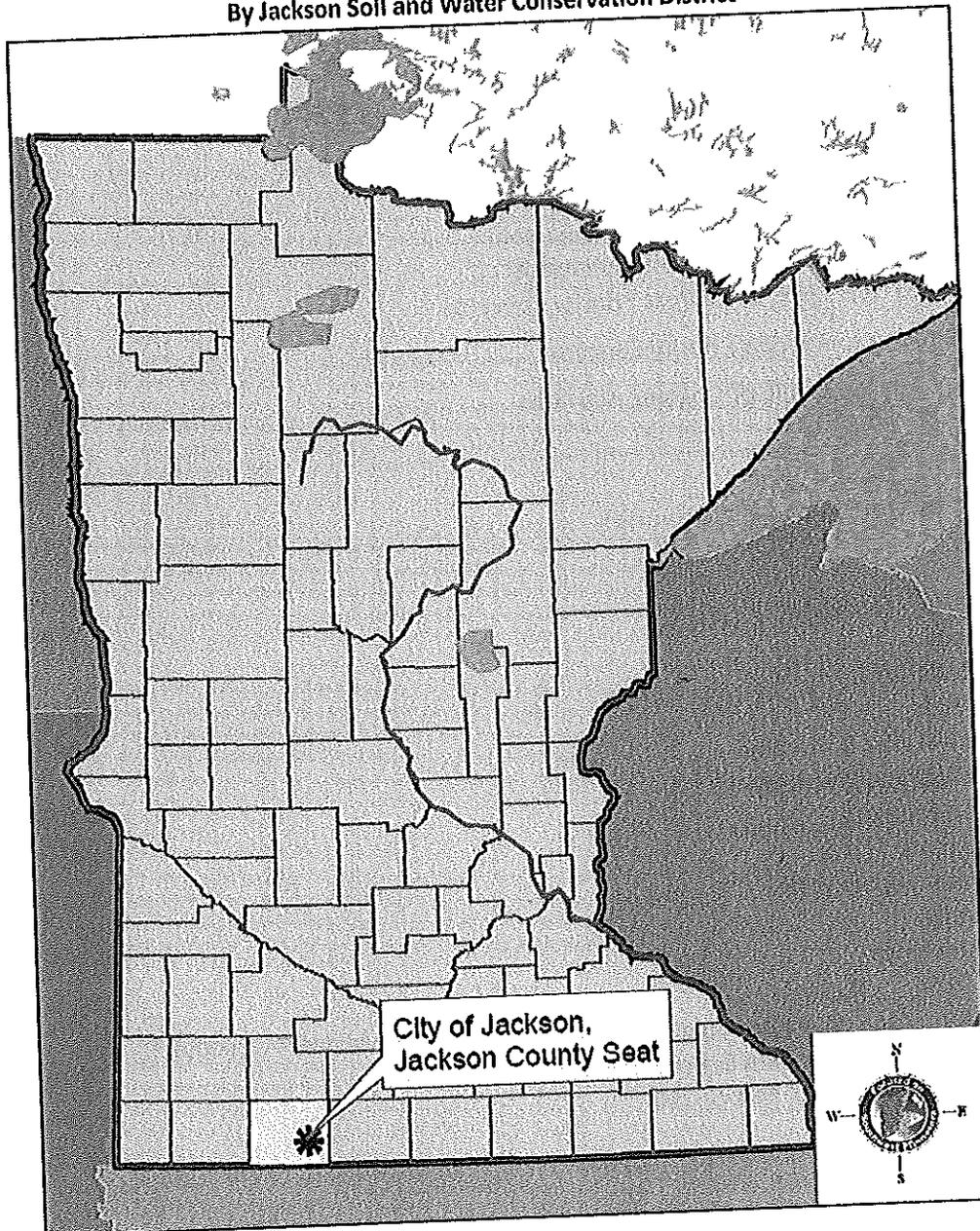
- Improve Surface Water Quality
- Feedlots and SSTS (Subsurface Sewage Treatment Systems)
- Drainage Management
- Protect Ground Water

BWSR staff have actively participated with and provided guidance and recommendations to Jackson County and the task force throughout this amendment process. BWSR staff believes the new five-year implementation section is in conformance with the requirements of Minnesota Statute 103B and guidance developed by BWSR and recommend approval of the Jackson County 2013 - 2018 Implementation Program Amendment.

JACKSON COUNTY LOCAL WATER MANAGEMENT PLAN

A 10-year plan with a 5-year implementation schedule 2008-2018
2013 Amendment

Prepared for the Jackson County Local Water Management Task Force
By Jackson Soil and Water Conservation District



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Reviewing the Local Water Management Plan Amendment for **Jackson County** (Minnesota Statutes, Section 103B.314, Subdivision 6)

ORDER
APPROVING
LOCAL WATER
MANAGEMENT PLAN
AMENDMENT

Whereas, on March 26, 2008, the Minnesota Board of Water and Soil Resources (Board), by Board Order, approved the Jackson County 2008 – 2018 Comprehensive Local Water Plan Update (Plan), which contained a 2008 – 2013 five-year Implementation section; and

Whereas, this Board Order stipulated that Jackson County was required to update the implementation section by March 26, 2013; and

Whereas, the Jackson County Board of Commissioners submitted the Jackson County Plan 2013 Amendment to the Board on February 6, 2013; and

Whereas, this 2013 Amendment contains the updated five-year implementation section as ordered by the Board; and

Whereas, the Board has completed its review of the 2013 Amendment.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

1. On June 12, 2012, Jackson County passed and submitted a resolution stating its intent to amend its current Plan by providing for the required update of the five-year implementation section, pursuant to M.S. Section 103B.314, Subd. 6.
2. On June 19, 2012, Board staff provided information on the amendment process to Jackson County.
3. On September 4, 2012, Jackson County provided proper notice to local units of government and state agencies of the County's intent to amend its five-year implementation section and invited all recipients to participate in the amendment process.
4. On September 14, 2012, Jackson County conducted an open house to initiate the five-year implementation section update. Jackson County convened its water plan task force to develop the five-year update through meetings held in September 2012, November 2012, and January 2013.
5. Jackson County received written comments from the Minnesota Department of Agriculture and the Minnesota Board of Water and Soil Resources. The Minnesota Board of Water and Soil Resources, attended the water plan task force meeting(s) and provided comments.
6. No other state agency or local government unit provided written comments to Jackson County.

7. The final document developed by Jackson County, which includes the revised five-year implementation section March 2013 – March 2018 is entitled the Jackson County Local Water Management Plan, A 10-year plan with a 5-year implementation schedule 2008-2018, 2013 Amendment.
8. On February 26, 2013, after providing for proper public notice, Jackson County conducted a public hearing on the proposed 2013 Amendment. No additional comments were submitted at the hearing.
9. On February 6, 2013, the BWSR received the Jackson County 2013 Amendment. On March 12, 2013 the BWSR received a record of the public hearing, and copies of all written comments pertaining to the 2013 Amendment, pursuant to M.S. Section 103B.314, Subd. 6.
10. On March 7, 2013, the Board's Southern Water Planning Committee (Committee) reviewed the Jackson County 2013 Amendment, pursuant to 103B.301 and guidelines established by the Board.
11. Board regional staff provided its recommendation of approval to the Committee.
12. The Committee voted to recommend approval to the full Board at its next scheduled meeting.
13. This 2013 Amendment will be in effect until **March 26, 2018**.

CONCLUSIONS

1. All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of approving a Comprehensive Water Plan Amendment of Jackson County pursuant to Minnesota Statutes, 103B.314, Subd. 6.
2. The Jackson County 2013 Amendment attached to this Order states goals, objectives, and actions the County will address in the five-year implementation section March 2013 – March 2018. The 2013 Amendment, as well as the previously approved Jackson County 2008 – 2018 Comprehensive Local Water Plan Update, is in conformance with the requirements of M.S. Section 103B.301.

ORDER

The Board hereby approves the attached 2013 Amendment of the Jackson County Water Management Plan for March 2013 – March 2018. Jackson County will be required to provide for a complete update of its Water Management Plan prior to March 26, 2018.

Dated at St. Paul, Minnesota, this **27th day of March 2013**.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

A. Executive Summary

Jackson County is located in the southwestern corner of Minnesota, adjacent to Martin, Watonwan, Cottonwood, Murray, and Nobles counties. The City of Jackson is the county seat. Jackson County's population in 2010 was 10,266. This is a decrease of 1,002 or 9.8% from the 2000 U.S. Census which was 11,268. The City of Jackson's population was 3,501 in 2000. The population in 2010 was 3,299 or a 6.1% decrease.

The West Fork of the Des Moines River (WFDNR) bisects Jackson County. Six major watershed areas cover the County: the Watonwan and Blue Earth flowing easterly to the Minnesota River; the East Fork Des Moines, and Upper and Lower portions of the (WFDNR)(including the Heron Lake system) flows through Iowa to the Mississippi River; and the Little Sioux River flows through northwestern Iowa to the Missouri River.

A.1 Purpose & Introduction

The Jackson County Local Water Management Plan is intended to identify existing and potential water issues in the context of watershed units and groundwater systems, informing specific implementation actions to achieve goals for sound hydrological management of water and related resources.

Requirements of a local water plan are set forth in current state statute (Minnesota Statute 103B.311, Subd. 4.). The plan must address management of water, effective environmental protection, and efficient resource management, and must be consistent with local water management plans prepared by counties and watershed management organizations wholly or partially within a single watershed unit or ground water systems. This Water Plan is a ten-year management plan with a five-year implementation schedule.

In August of 1987, the Jackson County Board of Commissioners passed a resolution to enter into a Joint Powers Agreement with 12 other Counties in the Greater Blue Earth Watershed to develop a comprehensive water plan. After much work, the plan was adopted by the County Board on December 10, 1990.

The second edition of Jackson County's water plan, was approved by the Board of Water and Soil Resources (BWSR) on January 7, 1998, and adopted by the County Board on March 9, 1998. That plan expired on December 31, 2007. The Jackson County Board of Commissioners adopted a resolution on September 26, 2006 to revise the current plan, according to Minnesota Statutes in effect at the time.

This is the third edition of a local water management plan for Jackson County. The current version was approved by the BWSR Board on March 26, 2008 and is in effect until March 26, 2018. The Jackson County Commissioners then adopted the plan on May 13, 2008. A resolution to update the Comprehensive Water Management Plan was passed by the Jackson County Commissioners on June 12, 2012.

Major accomplishments to date under the current Comprehensive Water Management Plan include:

- Minnesota Clean Water Fund Application for Fish Lake in cooperation with the Cottonwood SWCD and resulted in the installation of nine woodchip bioreactors and four sediment control structures.
- Minnesota Clean Water Fund in cooperation with Cottonwood SWCD and Murray County for projects in the Des Moines River Watershed which included a large sediment basin on the Rural Electric Association property south of Jackson.

- Reinvest in Minnesota/Wetland Reserve Program (RIM/WRP) easements have been funded at a cost of \$1,548,216.41 on 351.7 acres. Restoration work was completed on our first signup in 2012. As a result of the 2010 flooding, bonding dollars were appropriated for floodplain projects. Eligible landowners were notified resulting in 10 RIM/WRP Floodplain easements on 250.5 acres in 2011.
- Two MPCA Surface Water Assessment Grants have been successfully completed in the Little Sioux River Watershed. The first being in 2008 and 2009. The second which monitored the Loon Lake Outlet, Little Sioux River and West Fork of the Little Sioux River were sampled May through September in 2011 and 2012 for a wide range of pollutants including ammonia, Turbidity, Total Suspended Solids (TSS), E. Coll, Temperature, pH, and Transparency.
- Base line water quality data has been collected in Jackson County Lakes. Clear Lake, Loon Lake, Round Lake, Little Spirit Lake and Fish Lake were sampled for phosphorus, turbidity, nitrogen, chlorophyll A and turbidity.
- Successfully implemented the Wetland Conservation Act, protecting Jackson County wetlands from drainage.
- Ground water monitoring of depth in cooperation with Minnesota Department of Natural Resources (MN DNR).
- Promoted the replacement of non-compliant septic systems, upgraded 198 systems since 2008.
- Partnership with the City of Jackson resulted in a Memorandum of Agreement (MOA) between the City, County and MPCA to update all non-compliant septic systems within the City limits.
- Promoted sealing of abandoned wells with cost share program; provided 50% cost share to seal 97 wells since 2008.

• Provided Ag Best Management Loan Program for Conservation Tillage Equipment and Ag Waste Improvements, Septic System Upgrades in partnership with the MN Department of Ag and local banks.

Ag BMP Loans - New and Revolving Funds						
		Tillage Equipment	Ag Waste		Septic Systems	
2007	22	\$ 350,376.00	4	\$ 55,608.00	1	\$ 5,300.00
2008	10	\$ 189,341.00	4	\$ 118,194.00	1	\$ 7,145.00
2009	6	\$ 257,227.00	0		0	
2010	6	\$ 196,745.00	4	\$ 173,000.00	1	\$ 13,277.00
2011	4	\$ 129,126.00	1	\$ 29,551.00	1	\$ 44,000.00
2012	0		0		3	\$ 24,807.65
	48	\$ 1,122,815.00	13	\$ 376,353.00	7	\$ 94,529.65

Source-P&Z/SWCD

- Worked with Minnesota Pollution Control Agency (MPCA) as a Delegated County for the Feedlot Program, and maintained the feedlot data base.
- Worked with county livestock producers in registering their feedlots and completing their Manure Management Plans.
- Fish Lake Community Sanitary Sewer System is now installed and providing service to 72 users.
- Continue to coordinate with the Loon Lake Community Sanitary Sewer System.
- Provided technical assistance to the HLWD in developing the WFDNR and Heron Lake Total Maximum Daily Load (TMDL) Implementation Plan which was approved in September of 2009.
- Entered into a MOA with Nobles, Jackson, Murray, Cottonwood, Martin, Pipestone, and Lyon Counties and SWCDs and the HLWD in October 2009 to leverage funds and resources by solidifying our commitment to the WFDNR watershed. This MOA allows those involved to maximize resources more effectively, provide new opportunities, and establish a diverse, unique commitment. Coordination among local government units is needed to maximize the benefits of the efforts and available resources, while providing the best possible avenues to address the environmental, educational, economic, and agricultural needs of the watershed, its communities, and its residents.

- Partnered with the HLWD on the implementation of an Environmental Protection Agency (EPA) 319 grant in 2008, 2009, and 2010 for conservation tillage incentives in Alba Township resulting in 8,041.90 acres. Provided technical assistance to the HLWD for a CWP grant from 2007 to 2011 that resulted in the implementation of 1,180.9 acres of filter strips, riparian buffers, and wildlife habitat; 2.2 acres of grassed waterways, 18.4 acres of windbreak/shelterbelt establishment, 49.8 acres of wetland restoration, seven acres of sediment basins/wildlife ponds, 78 conserving use acres, 20 acres of flood control, 30 terraces, and six rain gardens in the Heron Lake watershed.
- Offered cost-share for the installation of alternative tile intakes to replace open tile intakes through a CWP grant awarded to the HLWD. The grant runs until June 2013. Fourteen alternative tile intakes have been replaced in Jackson County.
- Partnered with county feedlot officers and SWCD staff in Nobles, Jackson, Murray, and Cottonwood Counties, and HLWD staff to complete an intensive, onsite inventory and inspection (Level III Feedlot inventory) of eighty percent of the feedlots (592) in the WFDNR watershed through in-kind contributions. The inventory is instrumental in order to gauge the need for funds to address the feedlots and ultimately decrease the bacteria concentrations in the streams and rivers. A staff person dedicated to the project was hired to promote the project and seek additional funding for implementation and education. Project partners will host a one-day manure management workshop for feedlot owners and operators, develop a project brochure and website, and conduct committee meetings.
- The RIM Buffers Easement program has resulted in 5 new easements on 46.2 acres at a cost of \$174,631.66
- In partnership with EQIP (\$73,000), the State Feedlot Water Quality grant (\$33,000) and the landowner (\$32,000) a feedlot runoff system was installed in Sioux Valley Township.
- As part of a road reconstruction project through the rural community of Alpha, six rain gardens were installed with three different landowners at a cost of only \$851. The Jackson County Highway Department provided in-kind labor and materials.
- The Working Lands Initiative (WLI) secured three grants totaling nearly \$300,000 to establishing grasses on the landscape in the targeted areas. Nearly 1.4 million in Federal and State dollars were leveraged as a result of this program.
- In 2010 a 3600 square foot rain garden was established on property owned by the Jackson Housing and Redevelopment Authority.
- From 2008-2012 the State Cost Share Program assisted Jackson County landowners install 19 grassed waterways, four water and sediment control basins, and one stream bank stabilization.
- GBERBA grant funds were used to install five grassed waterways, and one large water and sediment control basin during the period of 2008-2012.
- From 2008-2012 EQIP invested \$1,021,000 into 77 contracts. Total acres treated were 21,542 with 14 grassed waterways, nine terraces, three water and sediment control basins, two stream bank restorations, six cover crop practices, one high tunnel and 42 nutrient/pest management and residue management.
- The September of 2010 flood event resulted in multiple projects and partners. The SWCD received \$100,000 from BWSR in response. This was partnered with \$83,000 in EQIP funds and 15 projects were installed. The projects included repairs and new grassed waterways, water and sediment control basins and a side inlet control structure.
- A permeable paver demonstration was established at the Jackson County Fairgrounds. Partners included the USDA RC&D, Lakefield Landscapes, Federated REA, Knights of Columbus, Bill Phillips Foundation, and the Heron Landers 4H Club.

- CREP II projects wrapped up with easements being finalized and wetland restoration work being completed in 2008 and 2009. The effort resulted in 27 total easements on 744.3 Acres of which 210 acres of wetlands were restored.
- Partnered with the Prairie Ecology Bus Center to educate up to 600 students per year over the past 5 years.
- Partnered with SWMACDE Environmental Fair which is attended by 6th grade classes of Jackson County.
- Provided funding for the 5th Grade Conservation Day, which is jointly coordinated by the Jackson and Cottonwood SWCD
- Annual Local Water Management Task Force Meetings to report and discuss accomplishments with partners. The task force also participates in setting annual priorities and discussing the annual budget.

Jackson SWCD is responsible for local water management in Jackson County, including facilitation of public input and convening the Jackson County Local Water Management Task Force. Task Force membership included:

Local Water Management Task Force Members (Adopted on 9/11/12)

- Gary Willink, Jackson County Commissioner
- Dave Henkels, Jackson County Commissioner
- Jim Westensee, Jackson County Planning Commission
- Dave Hargen, Jackson County Planning Commission
- Larry G. Hansen, Board Member, Jackson County SWCD
- Paul Nelson, Board Member, Jackson County SWCD
- Kelly Rasche, City Administrator, City of Lakefield
- Steve Beckel, City of Jackson, Water Superintendent
- Albert Henning, Jackson County Conservation League
- Jason Espenson, Co-Chair, Fish Lake Association
- Larry Lepold, Jackson County Pork Producers
- Jan Voit, Administrator, (HLWD)
- John Wills, Clean Water Alliance Coordinator
- Karen Boysen, Jackson County Natural Resources Conservation Service (NRCS)
- Brian Nyborg, Water Planner, Jackson SWCD
- Chris Bauer, District Technician, Jackson SWCD
- Jake Grages, Water Resources Technician, Jackson SWCD
- Andy Geiger, Planning and Zoning Administrator
- Mark Hiles, BWSR Board Conservationist
- Randy Markl, MN DNR

Technical Committee (Adopted on 9/11/12)

- Brian Nyborg, Water Planner, Jackson SWCD
- Chris Bauer, District Technician, Jackson SWCD
- Jake Grages, Water Resources Technician, Jackson SWCD
- Andy Geiger, Planning and Zoning Administrator
- Mark Hiles, BWSR Board Conservationist
- Randy Markl, MN DNR
- Karen Boysen, Jackson County NRCS
- Jan Voit, HLWD Administrator



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE:

Big Stone County Priority Concerns Scoping Document Approval

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business

Item Type: Decision Discussion Information

Section/Region: South Region

Contact: Jeff Nielsen

Prepared by: David Sill

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth, chair

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- Other: _____
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

ACTION REQUESTED

Approval of the Big Stone County Comprehensive Local Water Management Plan Priority Concerns Scoping Document (PCSD).

LINKS TO ADDITIONAL INFORMATION

SUMMARY *(Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)*
 The current Big Stone County Comprehensive Local Water Management Plan will expire on May 28, 2013. Big Stone County passed a resolution to begin the updating process on June 5, 2012. The Big Stone County Priority Concerns Scoping Document (PCSD) was distributed to state agencies for review on January 7, 2013. Comments were received from the Minnesota Department of Agriculture, Minnesota Pollution Control Agency, and Minnesota Department of Natural Resources. These comments were reviewed by BWSR.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Big Stone County to review the PCSD. All required components of the PCSD have been covered and the priority concerns selected are deemed appropriate. After review and discussion, the Committee decided with a unanimous vote to recommend approval of the Big Stone County PCSD and bring it forward to the full BWSR Board. BWSR's official state comment letter pertaining to the review of the Big Stone County PCSD will need to be sent to Big Stone County.



March 27, 2013

Big Stone County Commissioners
 c/o Darren Wilke, Water Plan Coordinator / County Environmental Services
 20 Second Street S.E.
 Ortonville, MN 56278

Dear Big Stone County Commissioners:

**RE: Official Comments Pertaining to the State Review of the
 Big Stone County Priority Concerns Scoping Document**

Pursuant to Minnesota Statutes 103B.313, subdivision 5, this letter communicates the State's official comments pertaining to the priority concerns Big Stone County has chosen to address in the update of their Comprehensive Local Water Management Plan (CLWM Plan). The Board of Water and Soil Resources (BWSR), along with the state review agencies, received the Big Stone County Priority Concerns Scoping Document (PCSD) on January 7, 2013. The PCSD shows that Big Stone County reviewed the identified concerns raised during the public input process and selected the following priority concerns for inclusion in the update of the CLWM Plan.

- Reducing Priority Pollutants ~ Surface Water Quality
 - TMDL Implementation
 - Feedlot / Livestock Management
 - Subsurface Sewage Treatment Systems
 - Erosion and Sediment Control
- Surface Water Management
 - Agricultural Drainage
 - Stormwater Management
 - Wetlands and Water Storage / Retention
- Groundwater Quality & Quantity
 - Wellhead Protection Areas
 - Irrigation
 - Drinking Water Quality
- Plan Administration
 - Watershed Focus – Stakeholder Cooperation
 - Raising Public Awareness - Education

The BWSR received comments from the Minnesota Department of Agriculture (MDA), Minnesota Pollution Control Agency (MPCA), and the Minnesota Department of Natural Resources (DNR) on the Big Stone County PCSD during the official review period.

MDA concurred with the priority concerns identified and felt the priority concern identification process was adequate. In addition it encouraged the county to consider development of a local drainage management and technical team to further inform local policy decisions regarding: technical drainage issues, permitting processes and procedures, drainage education and outreach initiatives and activities, and general drainage issues; and recommends consideration of developing a drainage management plan for the county.

<i>Bemidji</i>	<i>Brainerd</i>	<i>Duluth</i>	<i>Fergus Falls</i>	<i>Mankato</i>	<i>Marshall</i>	<i>New Ulm</i>	<i>Rochester</i>
403 Fourth Street NW Suite 200 Bemidji, MN 56601 (218) 755-2600	1601 Minnesota Drive Brainerd, MN 56401 (218) 828-2383	394 S. Lake Avenue Suite 403 Duluth, MN 55802 (218) 723-4752	1004 Frontier Drive Fergus Falls, MN 56537 (218) 736-5445	1160 Victory Drive South Suite 5 Mankato, MN 56601 (507) 389-6784	1400 East Lyon Street Marshall, MN 56258 (507) 537-6060	261 Highway 15 South New Ulm, MN 56073 (507) 359-6074	3555 9 th Street NW Suite 350 Rochester, MN 55901 (507) 206-2889
Central Office / Metro Office		520 Lafayette Road North		Saint Paul, MN 55155	Phone: (651) 296-3767	Fax: (651) 297-5615	
An equal opportunity employer							

Big Stone County Commissioners
March 27, 2013
Page 2 of 2

MPCA concurs with the priority concerns identified and felt the priority concern identification process was commendable. The agency encourages the county to visit and use the water quality monitoring data available on MPCA's Environmental Data Access System (web site given).

DNR concurs with the priority concerns identified; and felt the priority concern identification process was adequate. Note: DNR's priority concerns were submitted at this time (late) and also sent to the county.

The BWSR Southern Water Planning Committee (Committee) met with Big Stone County on March 7, 2013, to discuss the content of the PCSD, state review agency comments on the PCSD, and recommendations for the content of the final LWM Plan. The Committee's findings were presented to the BWSR Board at its meeting on March 27, 2013.

The Committee commends Big Stone County for the process they used to select the priority concerns – including soliciting input from local government, citizens, and state agencies – and incorporating that information into the identified priority concern areas. The priority concerns to be addressed in the LWM Plan are deemed to be appropriate; the BWSR does not recommend or require any changes to the PCSD as drafted.

Please proceed with the development of your next LWM Plan. Remember your final plan will require well written Assessment and Implementation sections and must build on the input received from the Priority Concerns selected. Specific and measurable goals, actions and outcomes are expected using a watershed approach (including sub and minor watershed identification when appropriate). To have a useful plan targeting and prioritization will be required. Linking plan actions to available TMDL monitoring and impaired waters information and other available resource trend data will be important. Good luck!

Sincerely,

Brian Napstad, Chair
Minnesota Board of Water and Soil Resources

cc: Rob Sip, MDA
Kate Frantz, EQB
Art Persons, MDH
Cathi Fouchi, DNR
Juline Holleran, MPCA
Big Stone Soil & Water Conservation District
Jeff Nielsen, BWSR Southern Region Supervisor
David Sill, Board Conservationist



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Chippewa County Priority Concerns Scoping Document Approval

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business

Item Type: Decision Discussion Information

Section/Region: South Region

Contact: Jeff Nielsen

Prepared by: David Sill

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth, chair

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested

- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

Other: _____

ACTION REQUESTED

Approval of the Chippewa County Comprehensive Local Water Management Plan Priority Concerns Scoping Document (PCSD).

LINKS TO ADDITIONAL INFORMATION

SUMMARY (*Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation*)
 The current Chippewa County Comprehensive Local Water Management Plan will expire on May 28, 2013. Chippewa County passed a resolution to begin the updating process on May 1, 2012. The Chippewa County Priority Concerns Scoping Document (PCSD) was distributed to state agencies for review on December 7, 2012. Comments were received from the Minnesota Department of Agriculture, Minnesota Pollution Control Agency, Minnesota Department of Health, and Minnesota Department of Natural Resources. These comments were reviewed by BWSR.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Chippewa County to review the PCSD. All required components of the PCSD have been covered and the priority concerns selected are deemed appropriate. After review and discussion, the Committee decided with a unanimous vote to recommend approval of the Chippewa County PCSD and bring it forward to the full BWSR Board. BWSR's official state comment letter pertaining to the review of the Chippewa County PCSD will need to be sent to Chippewa County.



March 27, 2013

Chippewa County Commissioners
 c/o JoAnn Blomme, Water Plan Coordinator
 629 North 11th Street
 Montevideo, MN 56265

Dear Chippewa County Commissioners:

RE: Official Comments Pertaining to the State Review of the Chippewa County Priority Concerns Scoping Document

Pursuant to Minnesota Statutes 103B.313, subdivision 5, this letter communicates the State's official comments pertaining to the priority concerns Chippewa County has chosen to address in the update of their Comprehensive Local Water Management Plan (CLWM Plan). The Board of Water and Soil Resources (BWSR), along with the state review agencies, received the Chippewa County Priority Concerns Scoping Document (PCSD) on December 7, 2012. The PCSD shows that Chippewa County reviewed the identified concerns raised during the public input process and selected the following priority concerns for inclusion in the update of the CLWM Plan.

- Reducing Priority Pollutants ~ Surface Water Quality
 - TMDL Implementation
 - Feedlot/Livestock Management
 - Subsurface Sewage Treatment Systems (SSTS)
 - Erosion and Sediment
- Surface Water Management
 - Agricultural/Conservation Drainage
 - Stormwater Management
 - Wetlands and Water Storage/Retention
 - Shoreland Management
- Groundwater Quality & Quantity
 - Wellhead Protection Areas
 - Drinking Water Quality
 - Groundwater Quantity/Recharge Areas
- Recreation and Biodiversity
- Plan Administration
 - Watershed Focus
 - Stakeholder Cooperation
 - Raising Public Awareness/Education

The BWSR received comments from the Minnesota Department of Agriculture (MDA), Minnesota Department of Health (MDH), Minnesota Pollution Control Agency (MPCA), and the Minnesota Department of Natural Resources (DNR) on the Chippewa County PCSD during the official review period.

<i>Bemidji</i>	<i>Brainerd</i>	<i>Duluth</i>	<i>Fergus Falls</i>	<i>Mankato</i>	<i>Marshall</i>	<i>New Ulm</i>	<i>Rochester</i>
403 Fourth Street NW Suite 200 Bemidji, MN 56601 (218) 755-2600	1601 Minnesota Drive Brainerd, MN 56401 (218) 828-2383	394 S. Lake Avenue Suite 403 Duluth, MN 55802 (218) 723-4752	1004 Frontier Drive Fergus Falls, MN 56537 (218) 736-5445	1160 Victory Drive South Suite 5 Mankato, MN 56601 (507) 389-6784	1400 East Lyon Street Marshall, MN 56258 (507) 537-6060	261 Highway 15 South New Ulm, MN 56073 (507) 359-6074	3555 9 th Street Suite 350 Rochester, MN 55901 (507) 206-2800
Central Office / Metro Office				Saint Paul, MN 55155		Phone: (651) 296-3767 Fax: (651) 297-5615	

TTY: (800) 627-3529

An equal opportunity employer

MDA concurred with the priority concerns identified; felt the priority concern identification process was adequate; encourages the county to consider development of a local drainage management and technical team to further inform local policy decisions regarding: technical drainage issues, permitting processes and procedures, drainage education and outreach initiatives and activities, and general drainage issues; and recommends consideration of developing a drainage management plan for the county.

MDH concurs with the priority concerns identified; felt the priority concern identification process was commendable; encourages the county to support public water suppliers in the county that are developing or implementing wellhead protection plans; encourages the support of public water suppliers with inventory and management of potential contamination sources and providing regulatory assistance within Drinking Water Supply Management Areas that may be outside the jurisdiction of the municipality.

MPCA concurs with the priority concerns identified; felt the priority concern identification process was adequate; the agency encourages the county to visit and use the water quality monitoring data available on MPCA's Environmental Data Access System (web site given).

DNR concurs with the priority concerns identified; and felt the priority concern identification process was adequate. Note: DNR's priority concerns were submitted at this time (late) and also sent to the county.

The BWSR Southern Water Planning Committee (Committee) met with Chippewa County on March 7, 2013, to discuss the content of the PCSD, state review agency comments on the PCSD, and recommendations for the content of the final LWM Plan. The Committee's findings were presented to the BWSR board at its meeting on March 27, 2013.

The Committee commends Chippewa County for the process they used to select the priority concerns – including soliciting input from local government, citizens, and state agencies – and incorporating that information into the identified priority concern areas. The priority concerns to be addressed in the LWM Plan are deemed to be appropriate; the BWSR does not recommend or require any changes to the PCSD as drafted.

Please proceed with the development of your next LWM Plan. Remember your final plan will require well written Assessment and Implementation sections and must build on the input received from the Priority Concerns selected. Specific and measurable goals, actions and outcomes are expected using a watershed approach (including sub and minor watershed identification when appropriate). To have a useful plan targeting and prioritization will be required. Linking plan actions to available TMDL monitoring and impaired waters information and other available resource trend data will be important. Good luck!

Sincerely,

Brian Napstad, Chair
Minnesota Board of Water and Soil Resources

c: Rob Sip, MDA
Kate Frantz, EQB
Art Persons, MDH
Cathi Fouchi, DNR

Juline Holleran, MPCA
Chippewa Soil & Water Conservation District
Jeff Nielsen, BWSR Southern Region Supervisor
David Sill, Board Conservationist



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Lac Qui Parle County Priority Concerns Scoping Document Approval

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business
 Item Type: Decision Discussion Information

Section/Region: South Region

Contact: Jeff Nielsen

Prepared by: David Sill

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth, chair

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget
- Other: _____

ACTION REQUESTED

Approval of the Lac qui Parle County Comprehensive Local Water Management Plan Priority Concerns Scoping Document (PCSD).

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
 The current Lac qui Parle County Comprehensive Local Water Management Plan will expire on May 28, 2013. Lac qui Parle County passed a resolution to begin the updating process on May 15, 2012. The Lac qui Parle County Priority Concerns Scoping Document (PCSD) was distributed to state agencies for review on December 7, 2012. Comments were received from the Minnesota Department of Agriculture, Minnesota Pollution Control Agency, Minnesota Department of Health, and Minnesota Department of Natural Resources. These comments were reviewed by BWSR.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Lac qui Parle County to review the PCSD. All required components of the PCSD have been covered and the priority concerns selected are deemed appropriate. After review and discussion, the Committee decided with a unanimous vote to recommend approval of the Lac qui Parle County PCSD and bring it forward to the full BWSR Board. BWSR's official state comment letter pertaining to the review of the Lac qui Parle County PCSD will need to be sent to Lac qui Parle County.



March 27, 2013

Lac qui Parle County Commissioners
c/o Terry Wittnebel, Water Plan Coordinator
122 8th Avenue South #1
Madison, MN 56256

Dear Lac qui Parle County Commissioners:

**RE: Official Comments Pertaining to the State Review of the
Lac qui Parle County Priority Concerns Scoping Document**

Pursuant to Minnesota Statutes 103B.313, subdivision 5, this letter communicates the State's official comments pertaining to the priority concerns Lac qui Parle County has chosen to address in the update of their Comprehensive Local Water Management Plan (CLWM Plan). The Board of Water and Soil Resources (BWSR), along with the state review agencies, received the Lac qui Parle County Priority Concerns Scoping Document (PCSD) on December 7, 2012. The PCSD shows that Lac qui Parle County reviewed the identified concerns raised during the public input process and selected the following priority concerns for inclusion in the update of the CLWM Plan.

- Surface Water Management
 - Agricultural Drainage
 - Stormwater Management
 - Wetlands and Water Storage/Retention
 - Flooding
- Reducing Priority Pollutants ~ Surface Water Quality
 - TMDL Implementation
 - Feedlot/Livestock Management
 - Subsurface Sewage Treatment Systems
 - Erosion and Sediment Control
- Groundwater Quality & Quantity
 - Wellhead Protection Areas
 - Irrigation
 - Drinking Water Quality
- Plan Administration
 - Watershed Focus
 - Stakeholder Cooperation
 - Raising Public Awareness

The BWSR received comments from the Minnesota Department of Agriculture (MDA), Minnesota Department of Health (MDH), Minnesota Pollution Control Agency (MPCA), and the Minnesota Department of Natural Resources (DNR) on the Lac qui Parle County PCSD during the official review period.

<i>Bemidji</i>	<i>Brainerd</i>	<i>Duluth</i>	<i>Fergus Falls</i>	<i>Mankato</i>	<i>Marshall</i>	<i>New Ulm</i>	<i>Rochester</i>
403 Fourth Street NW Suite 200 Bemidji, MN 56601 (218) 755-2600	1601 Minnesota Drive Brainerd, MN 56401 (218) 828-2383	394 S. Lake Avenue Suite 403 Duluth, MN 55802 (218) 723-4752	1004 Frontier Drive Fergus Falls, MN 56537 (218) 736-5445	1160 Victory Drive South Suite 5 Mankato, MN 56601 (507) 389-6784	1400 East Lyon Street Marshall, MN 56258 (507) 537-6060	261 Highway 15 South New Ulm, MN 56073 (507) 359-6074	3555 9 th Street Suite 350 Rochester, MN 55901 (507) 206-2888

Central Office / Metro Office

520 Lafayette Road North

Saint Paul, MN 55155

Phone: (651) 296-3767

Fax: (651) 297-5615

MDA concurred with the priority concerns identified and felt the priority concern identification process was adequate. In addition the agency encourages the county to consider development of a local drainage management and technical team to further inform local policy decisions regarding: technical drainage issues, permitting processes and procedures, drainage education and outreach initiatives and activities, and general drainage issues; and recommends consideration of developing a drainage management plan for the county.

MDH concurs with the priority concerns identified and felt the priority concern identification process was commendable. In addition the agency encouraged the continued support to seal unused or abandoned wells with a particular emphasis on assisting those public water suppliers currently implementing a well head protection plan. By 2017 additional municipalities will be phased into the wellhead protection program and can benefit from the county during the planning process and implementation stage.

MPCA concurs with the priority concerns identified; felt the priority concern identification process was commendable; the agency encourages the county to visit and use the water quality monitoring data available on MPCA's Environmental Data Access System (web site given).

DNR concurs with the priority concerns identified and felt the priority concern identification process was adequate. The agency notes that Drainage Management was the only concern that received support from all participants. Wetland restoration is always listed as a way to improve water quality yet rarely is part of the real world plan as agencies and citizens deal with water management. Regarding water quantity – the agency encourages the plan to take an active role in assisting the city of Madison in deciding on whether or not to join the rural water system by selling water to Lincoln Pipestone Rural Water.

The BWSR Southern Water Planning Committee (Committee) met with Lac qui Parle County on March 7, 2013, to discuss the content of the PCSD, state review agency comments on the PCSD, and recommendations for the content of the final LWM Plan. The Committee's findings were presented to the BWSR board at its meeting on March 27, 2013.

The Committee commends Lac qui Parle County for the process they used to select the priority concerns – including soliciting input from local government, citizens, and state agencies – and incorporating that information into the identified priority concern areas. The priority concerns to be addressed in the LWM Plan are deemed to be appropriate; the BWSR does not require any changes to the PCSD as drafted but does recommend additional emphasis be placed on groundwater sustainability/supply.

Please proceed with the development of your next LWM Plan. Remember your final plan will require well written Assessment and Implementation sections and must build on the input received from the Priority Concerns selected. Specific and measurable goals, actions and outcomes are expected using a watershed approach (including sub and minor watershed identification when appropriate). To have a useful plan targeting and prioritization will be required. Linking plan actions to available TMDL monitoring and impaired waters information and other available resource trend data will be important. Good luck!

Sincerely,

Brian Napstad, Chair
Minnesota Board of Water and Soil Resources

c: Rob Sip, MDA
Kate Frantz, EQB
Art Persons, MDH
Cathi Fouchi, DNR

Juline Holleran, MPCA
Lac qui Parle Soil & Water Conservation District
Jeff Nielsen, BWSR Southern Region Supervisor
David Sill, Board Conservationist



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Swift County Priority Concerns Scoping Document Approval

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business

Item Type: Decision Discussion Information

Section/Region: South Region

Contact: Jeff Nielsen

Prepared by: David Sill

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth, chair

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- Other: _____
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

ACTION REQUESTED

Approval of the Swift County Comprehensive Local Water Management Plan Priority Concerns Scoping Document (PCSD).

LINKS TO ADDITIONAL INFORMATION

SUMMARY *(Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)*
 The current Swift County Comprehensive Local Water Management Plan will expire on May 28, 2013. Swift County passed a resolution to begin the updating process on June 5, 2012. The Swift County Priority Concerns Scoping Document (PCSD) was distributed to state agencies for review on January 7, 2013. Comments were received from the Minnesota Department of Agriculture, Minnesota Pollution Control Agency, and Minnesota Department of Natural Resources. These comments were reviewed by BWSR.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Swift County to review the PCSD. All required components of the PCSD have been covered and the priority concerns selected are deemed appropriate. After review and discussion, the Committee decided with a unanimous vote to recommend approval of the Swift County PCSD and bring it forward to the full BWSR Board. BWSR's official state comment letter pertaining to the review of the Swift County PCSD will need to be sent to Swift County.



March 27, 2013

Swift County Commissioners
 c/o Scott Collins, Water Plan Coordinator
 1000 Industrial Drive, P.O. Box 288
 Benson, MN 56215

Dear Swift County Commissioners:

**RE: Official Comments Pertaining to the State Review of the
 Swift County Priority Concerns Scoping Document**

Pursuant to Minnesota Statutes 103B.313, subdivision 5, this letter communicates the State's official comments pertaining to the priority concerns Swift County has chosen to address in the update of their Comprehensive Local Water Management Plan (CLWM Plan). The Board of Water and Soil Resources (BWSR), along with the state review agencies, received the Swift County Priority Concerns Scoping Document (PCSD) on January 7, 2013. The PCSD shows that Swift County reviewed the identified concerns raised during the public input process and selected the following priority concerns for inclusion in the update of the CLWM Plan.

- Surface Water Management
 - Agricultural Drainage
 - Stormwater Management
 - Wetlands and Water Storage / Retention
- Reducing Priority Pollutants ~ Surface Water Quality
 - TMDL Implementation
 - Feedlot / Livestock Management
 - Subsurface Sewage Treatment Systems
 - Erosion and Sediment Control
- Groundwater Quality & Quantity
- Plan Administration
 - Watershed Focus – Stakeholder Cooperation
 - Raising Public Awareness - Education

The BWSR received comments from the Minnesota Department of Agriculture (MDA), Minnesota Pollution Control Agency (MPCA), and the Minnesota Department of Natural Resources (DNR) on the Swift County PCSD during the official review period.

MDA concurred with the priority concerns identified; felt the priority concern identification process was adequate; encouraged the county to consider development of a local drainage management and technical team to further inform local policy decisions regarding: technical drainage issues, permitting processes and procedures, drainage education and outreach initiatives and activities, and general drainage issues; and recommends consideration of developing a drainage management plan for the county.

<i>Bemidji</i>	<i>Brainerd</i>	<i>Duluth</i>	<i>Fergus Falls</i>	<i>Mankato</i>	<i>Marshall</i>	<i>New Ulm</i>	<i>Rochester</i>
403 Fourth Street NW Suite 200 Bemidji, MN 56601 (218) 755-2600	1601 Minnesota Drive Brainerd, MN 56401 (218) 828-2383	394 S. Lake Avenue Suite 403 Duluth, MN 55802 (218) 723-4752	1004 Frontier Drive Fergus Falls, MN 56537 (218) 736-5445	1160 Victory Drive South Suite 5 Mankato, MN 56601 (507) 389-6784	1400 East Lyon Street Marshall, MN 56258 (507) 537-6060	261 Highway 15 South New Ulm, MN 56073 (507) 359-6074	3555 9 th Street NW Suite 350 Rochester, MN 55901 (507) 206-2889
Central Office / Metro Office				520 Lafayette Road North	Saint Paul, MN 55155	Phone: (651) 296-3767	Fax: (651) 297-5615
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Swift County Commissioners
March 27, 2013
Page 2 of 2

MPCA concurs with the priority concerns identified and felt the priority concern identification process was commendable. The agency encourages the county to visit and use the water quality monitoring data available on MPCA's Environmental Data Access System (web site given).

DNR concurs with the priority concerns identified; and felt the priority concern identification process was adequate. Note: DNR's priority concerns were submitted at this time (late) and also sent to the county.

The BWSR Southern Water Planning Committee (Committee) met with Swift County on March 7, 2013, to discuss the content of the PCSD, state review agency comments on the PCSD, and recommendations for the content of the final LWM Plan. The Committee's findings were presented to the BWSR Board at its meeting on March 27, 2013.

The Committee commends Swift County for the process they used to select the priority concerns – including soliciting input from local government, citizens, and state agencies – and incorporating that information into the identified priority concern areas. The priority concerns to be addressed in the LWM Plan are deemed to be appropriate; the BWSR does not require any changes to the PCSD as drafted though encouraged additional detail be added to the ground water priority concern – including wellhead protection areas, drinking water quality and ground water sustainability/supply.

Please proceed with the development of your next LWM Plan. Remember your final plan will require well written Assessment and Implementation sections and must build on the input received from the Priority Concerns selected. Specific and measurable goals, actions and outcomes are expected using a watershed approach (including sub and minor watershed identification when appropriate). To have a useful plan targeting and prioritization will be required. Linking plan actions to available TMDL monitoring and impaired waters information and other available resource trend data will be important. Good luck!

Sincerely,

Brian Napstad, Chair
Minnesota Board of Water and Soil Resources

c: Rob Sip, MDA
Kate Frantz, EQB
Art Persons, MDH
Cathi Fouchi, DNR
Juline Holleran, MPCA
Swift Soil & Water Conservation District
Jeff Nielsen, BWSR Southern Region Supervisor
David Sill, Board Conservationist



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE:

Big Stone County Comprehensive Local Water Management Plan Extension Approval

Meeting Date: March 27, 2013

Agenda Category: Committee Recommendation New Business Old Business
 Item Type: Decision Discussion Information

Section/Region: South Region

Contact: Jeff Nielsen

Prepared by: David Sill

Reviewed by: Southern Water Planning Committee(s)

Presented by: Paul Langseth, chair

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- Other: _____
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

ACTION REQUESTED

Approval of the Big Stone County Comprehensive Local Water Management Plan extension request.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
 The Big Stone County Comprehensive Local Water Management Plan (CLWMP) will expire on May 28, 2013. On January 25, 2013, the Board of Water and Soil Resources (BWSR) received a resolution from Big Stone County requesting an extension of their CLWMP. BWSR staff have reviewed and recommend approval of the request.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Big Stone County to discuss the extension request. After discussion, the Committee decided with a unanimous vote to recommend approval of the Big Stone County extension request and bring this recommendation forward to the full BWSR Board for review and action. BWSR's official state comment letter pertaining to the extension will need to be sent to Big Stone County.



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Extending the
Comprehensive Local Water Management Plan
for Big Stone County

ORDER
EXTENDING
WATER MANAGEMENT
PLAN

Whereas, the Big Stone County Board of Commissioners has a state-approved Comprehensive Local Water Management Plan (Plan) that is effective until May 28, 2013, pursuant to Minnesota Statutes 103B.301; and

Whereas, Big Stone County has submitted a resolution requesting an extension of its Plan; and

Whereas, the Minnesota Board of Water and Soil Resources (Board) has authorization to grant extensions with or without conditions pursuant to Minnesota Statutes 103B.3367.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

On January 25, 2013, the Board received a resolution from Big Stone County requesting an extension of their Plan. The request is based on: the Priority Concerns Scoping Document (PCSD) has been submitted to the Board for state agency review; Big Stone County met with the Board on March 7, 2013 to review and discuss the PCSD; Big Stone County assures continued effort toward completion of the Plan update with an anticipated date for submission to the Board for final review by September 1, 2013; extension of the effective date until December 31, 2013, in order to complete the update process.

On February 11, 2013, Board staff reviewed and recommended approval of the extension request made by Big Stone County. Board staff recommendation was for a seven-month extension.

On March 7, 2013, the Board's southern region water planning committee (Committee) met with representatives of Big Stone County to discuss the extension request. The Committee deemed the extension request to be appropriate. The Committee's decision was to present to the Board a recommendation of approval of the Big Stone County extension; effective until December 31, 2013.

On March 27, 2013, the Committee presented its recommendation of approval of the Big Stone County extension request to the Board. The Board adopted the Committee's recommendation.

CONCLUSIONS

All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of extending the Comprehensive Local Water Management Plan of Big Stone County pursuant to Minnesota Statutes 103B.3367.

ORDER

The Board hereby approves the extension of the Big Stone County Comprehensive Local Water Management Plan until December 31, 2013. Big Stone County shall strive to complete the updating of their Comprehensive Local Water Management Plan in a timely manner.

Dated at St. Paul, Minnesota this 27th day of March 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

RESOLUTION NUMBER 2013-08
BIG STONE COUNTY BOARD OF COMMISSIONERS

Date: January 22, 2013

Motion made by Commissioner Sandberg and seconded by Commissioner Athey.

WHEREAS, Minnesota Statutes, Chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan; and

WHEREAS, the current Big Stone County Comprehensive Local Water Management Plan is effective until May 28, 2013; and

WHEREAS, Big Stone County is currently updating the Local Water Management Plan in accordance with Minnesota Statutes Chapter 103B.301; and

WHEREAS, Big Stone County has completed the following items:

- 1) The County resolution to update the water plan, and
- 2) Notices sent to state and local groups inviting input on the plan update, and
- 3) The priority concerns scoping document has been developed and submitted to BWSR for the State Agency review; and

WHEREAS, Big Stone County needs to complete the following:

- 1) The BWSR southern region review committee needs to schedule and meet with the county to review the priority concerns scoping document and then make its recommendation to the full BWSR Board, and
- 2) Develop the water plan based on inputs received from partners addressing priority concerns identified, and
- 3) Conduct a public hearing to solicit final review comments, make adjustments as necessary, and then submit the water plan to BWSR for State agency review and final approval by the BWSR Board; and

WHEREAS, Big Stone County is hereby requesting an extension to:

- 1) Provide for sufficient time to complete the water plan, and
- 2) Provide for sufficient time for all to review the final water plan, and
- 3) Ensure that the updated water plan meets the state's standards and the goals of the county; and

WHEREAS, Big Stone County assures continued effort toward completion of the Comprehensive Local Water Management Plan update; and

WHEREAS, the Act gives the Minnesota Board of Water and Soil Resources the authority to extend the ending date of a current local water management plan for a period of up to one year.

NOW, THEREFORE, BE IT RESOLVED, the Big Stone County Board of Commissioners requests from the Minnesota Board of Water and Soil Resources an extension of the effective date of the current County Comprehensive Local Water Management Plan until December 31, 2013, in order to complete the update process in accordance with Minnesota Statutes Chapter 103B.301.

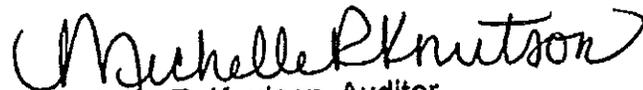
VOTING AYE						
COMMISSIONERS	X WULFF	X ATHEY	X OLSON	X SANDBERG	X BERNING	
VOTING NAY						
COMMISSIONERS	WULFF	ATHEY	OLSON	SANDBERG	BERNING	

STATE OF MINNESOTA, COUNTY OF BIG STONE

I, Michelle R. Knutson, Auditor of the County of Big Stone, State of Minnesota, do hereby certify that the foregoing resolution is a true and correct copy of a resolution duly passed at a meeting of the Big Stone County Board of Commissioners held on the 22nd day of January, 2013.

Witness by hand and official seal at Ortonville this 22nd day of January, 2013.

SEAL


Michelle R. Knutson, Auditor



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Blue Earth County Comprehensive Local Water Management Plan Extension Approval

Meeting Date: March 27, 2013
Agenda Category: [X] Committee Recommendation [X] New Business [] Old Business
Item Type: [X] Decision [] Discussion [] Information
Section/Region: South Region
Contact: Jeff Nielsen
Prepared by: Chris Hughes
Reviewed by: Southern Water Planning Committee(s)
Presented by: Paul Langseth, chair

[] Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: [] Resolution [X] Order [] Map [X] Other Supporting Information

Fiscal/Policy Impact

- [X] None [] General Fund Budget
[] Amended Policy Requested [] Capital Budget
[] New Policy Requested [] Outdoor Heritage Fund Budget
[] Other: [] Clean Water Fund Budget

ACTION REQUESTED
Approval of the Blue Earth County Comprehensive Local Water Management Plan extension request.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
The Blue Earth County Comprehensive Local Water Management Plan (CLWMP) will expire on June 30, 2013. On February 12, 2013, the Board of Water and Soil Resources (BWSR) received a resolution from Blue Earth County requesting an extension of their CLWMP. BWSR staff have reviewed and recommend approval of the request.

On March 7, 2013, the BWSR Southern Water Planning Committee met to discuss the extension request. After discussion, the Committee decided with a unanimous vote to recommend approval of the Blue Earth County extension request and bring this recommendation forward to the full BWSR Board for review and action. BWSR's official state comment letter pertaining to the extension will need to be sent to Blue Earth County.



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Extending the
Comprehensive Local Water Management Plan
for Blue Earth County

ORDER
EXTENDING
WATER MANAGEMENT
PLAN

Whereas, the Blue Earth County Board of Commissioners has a state-approved Comprehensive Local Water Management Plan (Plan) that is effective until June 30, 2013, pursuant to Minnesota Statutes 103B.301; and

Whereas, Blue Earth County has submitted a resolution requesting an extension of its Plan; and

Whereas, the Minnesota Board of Water and Soil Resources (Board) has authorization to grant extensions with or without conditions pursuant to Minnesota Statutes 103B.3367.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

On February 12, 2013, the Board received a resolution from Blue Earth County requesting an extension of their Plan. The request is based on: Blue Earth County's proactive water planning process including Greenprint planning that addresses wetland protection and mining reclamation to be used in the official update to the county water plan; the southern plan review committee met on March 7, 2013 to review and discuss the Blue Earth County request; Blue Earth County assures continued effort toward completion of the Plan update with an anticipated date for submission to the Board for final review by September 1, 2015; extension of the effective date until December 31, 2015, in order to complete the update process.

On February 12, 2013, Board staff reviewed and recommended approval of the extension request made by Blue Earth County. Board staff recommendation was for a two and one-half year extension.

On March 7, 2013, the Board's southern region water planning committee (Committee) met to discuss the Blue Earth County extension request. The Committee deemed the extension request to be appropriate. The Committee's decision was to present to the Board a recommendation of approval of the Blue Earth County extension; effective until December 31, 2015.

On March 27, 2013, the Committee presented its recommendation of approval of the Blue Earth County extension request to the Board. The Board adopted the Committee's recommendation.

CONCLUSIONS

All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of extending the Comprehensive Local Water Management Plan of Blue Earth County pursuant to Minnesota Statutes 103B.3367.

ORDER

The Board hereby approves the extension of the Blue Earth County Comprehensive Local Water Management Plan until December 31, 2015. Blue Earth County shall strive to complete the updating of their Comprehensive Local Water Management Plan in a timely manner.

Dated at St. Paul, Minnesota this 27th day of March 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

**BLUE EARTH COUNTY BOARD OF COMMISSIONERS RESOLUTION
REQUESTING MINNESOTA BOARD OF WATER RESOURCES EXTEND
COMPREHENSIVE LOCAL WATER MANAGEMENT PLAN EXPIRATION DATE**

Whereas, Minnesota Statutes, Chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan; and

Whereas, Blue Earth County has a Minnesota Board of Water and Soil Resources approved and locally adopted Water Management Plan, effective for five years from 2008 to June 30, 2013; and

Whereas, Minnesota Statutes, 103B.311, requires the period covered by the local water management plan extend at least five years but no more than ten years from the date the board approves the local water management plan; and

Whereas, Minnesota Statute 103B.3367, allows the Board of Water and Soil Resources to grant extensions with or without conditions of the revision date of a comprehensive local water management plan; and

Whereas, Blue Earth County is currently working on a three year, Greenprint planning project for wetland management and mining reclamation as identified as a priority concern in the current Comprehensive Water Plan; and

Whereas, Blue Earth County received a Minnesota Board of Water and Soil Resources, Fiscal Year 2012, Clean Water Accelerated Implementation grant which requires the Greenprint project results be incorporated in the Comprehensive Water Management Plan revision; and

Whereas, Minnesota Statutes, Chapter 103B.101, was amended in 2012 allowing the Board of Water and Soil Resources to adopt resolutions, policies, or orders that suggest a watershed framework for development, approval, adoption and coordination of plans and to allow approved comprehensive plans, local water management plans, or watershed management plans to serve as substitutes for one another or be replaced with a comprehensive watershed management plan; and

Whereas, Blue Earth County lies within four major watersheds of the Minnesota River Basin, where the Minnesota Pollution Control Agency is working on intensive Total Maximum Daily Load Allocations (TMDLs) monitoring studies in three of four major watersheds; an

Now, Therefore, Be It Resolved, the Blue Earth County Board of Commissioners requests from the Minnesota Board of Water and Soil Resources an extension of the effective date of the current County Comprehensive Water Plan from five years to seven and one half years, until December 30, 2015, in order to complete the Greenprint planning project for wetland management and mining reclamation and to maximize the County's opportunities to incorporate the work of other state TMDL s plans and

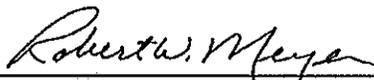
watershed plans in the Comprehensive Water Management Plan consistent with Minnesota Board of Water and Soil Resources rules and Minnesota Statutes, Chapter 103B.

Approved this 05 day of February, 2013.

Signed: 
Drew Campbell, County Board Chair

I hereby certify that the above is a true and correct copy of a resolution presented to and adopted by the County of Blue Earth, State of Minnesota, at a regular meeting of the Blue Earth County Board of Commissioners on the 5th day of February, 2013.

County of Blue Earth


Robert W. Meyer, County Administrator



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Chippewa County Comprehensive Local Water Management Plan Extension Approval

Meeting Date: March 27, 2013
Agenda Category: [X] Committee Recommendation [X] New Business [] Old Business
Item Type: [X] Decision [] Discussion [] Information
Section/Region: South Region
Contact: Jeff Nielsen
Prepared by: David Sill
Reviewed by: Southern Water Planning Committee(s)
Presented by: Paul Langseth, chair

[] Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: [] Resolution [X] Order [] Map [X] Other Supporting Information

Fiscal/Policy Impact

- [X] None
[] Amended Policy Requested
[] New Policy Requested
[] General Fund Budget
[] Capital Budget
[] Outdoor Heritage Fund Budget
[] Clean Water Fund Budget
[] Other:

ACTION REQUESTED

Approval of the Chippewa County Comprehensive Local Water Management Plan extension request.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
The Chippewa County Comprehensive Local Water Management Plan (CLWMP) will expire on May 28, 2013. On January 24, 2013, the Board of Water and Soil Resources (BWSR) received a resolution from Chippewa County requesting an extension of their CLWMP. BWSR staff have reviewed and recommend approval of the request.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Chippewa County to discuss the extension request. After discussion, the Committee decided with a unanimous vote to recommend approval of the Chippewa County extension request and bring this recommendation forward to the full BWSR Board for review and action. BWSR's official state comment letter pertaining to the extension will need to be sent to Chippewa County.



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Extending the
Comprehensive Local Water Management Plan
for Chippewa County

ORDER
EXTENDING
WATER MANAGEMENT
PLAN

Whereas, the Chippewa County Board of Commissioners has a state-approved Comprehensive Local Water Management Plan (Plan) that is effective until May 28, 2013, pursuant to Minnesota Statutes 103B.301; and

Whereas, Chippewa County has submitted a resolution requesting an extension of its Plan; and

Whereas, the Minnesota Board of Water and Soil Resources (Board) has authorization to grant extensions with or without conditions pursuant to Minnesota Statutes 103B.3367.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

On January 24, 2013, the Board received a resolution from Chippewa County requesting an extension of their Plan. The request is based on: the Priority Concerns Scoping Document (PCSD) has been submitted to the Board for state agency review; Chippewa County met with the Board on March 7, 2013 to review and discuss the PCSD; Chippewa County assures continued effort toward completion of the Plan update with an anticipated date for submission to the Board for final review by September 1, 2013; extension of the effective date until December 31, 2013, in order to complete the update process.

On February 11, 2013, Board staff reviewed and recommended approval of the extension request made by Chippewa County. Board staff recommendation was for a seven-month extension.

On March 7, 2013, the Board's southern region water planning committee (Committee) met with representatives of Chippewa County to discuss the extension request. The Committee deemed the extension request to be appropriate. The Committee's decision was to present to the Board a recommendation of approval of the Chippewa County extension; effective until December 31, 2013.

On March 27, 2013, the Committee presented its recommendation of approval of the Chippewa County extension request to the Board. The Board adopted the Committee's recommendation.

CONCLUSIONS

All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of extending the Comprehensive Local Water Management Plan of Chippewa County pursuant to Minnesota Statutes 103B.3367.

ORDER

The Board hereby approves the extension of the Chippewa County Comprehensive Local Water Management Plan until December 31, 2013. Chippewa County shall strive to complete the updating of their Comprehensive Local Water Management Plan in a timely manner.

Dated at St. Paul, Minnesota this 27th day of March 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

Resolution Request for Chippewa County Comprehensive Water Management Plan Extension

WHEREAS, Minnesota Statutes, Chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a Local Water Management Plan, and

WHEREAS, the current Chippewa county Comprehensive Local Water management Plan is effective until May 31, 2013, and

WHEREAS, Chippewa County is currently updating the Local Water Management Plan in accordance with Minnesota Statutes Chapter 103B.301, and

WHEREAS, Chippewa County has completed the following items:

- 1) The County resolution to update the water plan, and
- 2) Notices sent to state and local groups inviting input on the plan update, and
- 3) The priority concerns scoping document has been developed and submitted to BWSR for the State Agency review which will be held on March 7, 2013, and
- 4) We are currently working on the assessments and trends, and

WHEREAS, Chippewa County needs to complete the following items from the guidance updating instructions set by the Board of Water & Soil Resources:

- 1) Phase 3: Plan Development, and
- 2) Phase 4: Public Hearing and Final Plan Approval, and
- 3) Phase 5: Adopting the Plan, and

WHEREAS, Chippewa County is hereby requesting an extension to:

- 1) Provide for sufficient time to complete an accurate and usable water plan, and
- 2) Provide for sufficient time for all to review the final draft of the plan, and
- 3) Ensure that the updated water plan meets the states standards and the goals of the county, and

WHEREAS, Chippewa County assures continued effort toward completion of the Comprehensive Local Water management Plan update, and

WHEREAS, the Act gives the Minnesota Board of Water and Soil Resources the authority to extend the ending date of a current local water management plan for a period of up to one year.

NOW, THEREFORE, BE IT RESOLVED, The Chippewa County Board of Commissioners requests from the Minnesota Board of Water and Soil Resources an extension of the effective date of the current County Comprehensive Local Water management Plan until December 31, 2013 in order to complete the update process in accordance with Minnesota Statutes Chapter 103B.301.

CERTIFICATION

**STATE OF MINNESOTA
COUNTY OF CHIPPEWA**

I do hereby certify that the foregoing resolution is a true and correct copy of a resolution presented to and adopted by the County of Chippewa at a duly authorized meeting thereof held on the 22nd day of January 2013.


Chairman of County Board

Attest: 
County Auditor/Treasurer



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Lac Qui Parle County Comprehensive Local Water Management Plan Extension Approval

Meeting Date: March 27, 2013
Agenda Category: [X] Committee Recommendation [X] New Business [] Old Business
Item Type: [X] Decision [] Discussion [] Information
Section/Region: South Region
Contact: Jeff Nielsen
Prepared by: David Sill
Reviewed by: Southern Water Planning Committee(s)
Presented by: Paul Langseth, chair

[] Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: [] Resolution [X] Order [] Map [X] Other Supporting Information

Fiscal/Policy Impact

- [X] None [] General Fund Budget
[] Amended Policy Requested [] Capital Budget
[] New Policy Requested [] Outdoor Heritage Fund Budget
[] Other: [] Clean Water Fund Budget

ACTION REQUESTED

Approval of the Lac qui Parle County Comprehensive Local Water Management Plan extension request.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
The Lac qui Parle County Comprehensive Local Water Management Plan (CLWMP) will expire on May 28, 2013. On February 7, 2013, the Board of Water and Soil Resources (BWSR) received a resolution from Lac qui Parle County requesting an extension of their CLWMP. BWSR staff have reviewed and recommend approval of the request.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Lac qui Parle County to discuss the extension request. After discussion, the Committee decided with a unanimous vote to recommend approval of the Lac qui Parle County extension request and bring this recommendation forward to the full BWSR Board for review and action. BWSR's official state comment letter pertaining to the extension will need to be sent to Lac qui Parle County.



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Extending the
Comprehensive Local Water Management Plan
for Lac qui Parle County

ORDER
EXTENDING
WATER MANAGEMENT
PLAN

Whereas, the Lac qui Parle County Board of Commissioners has a state-approved Comprehensive Local Water Management Plan (Plan) that is effective until May 28, 2013, pursuant to Minnesota Statutes 103B.301; and

Whereas, Lac qui Parle County has submitted a resolution requesting an extension of its Plan; and

Whereas, the Minnesota Board of Water and Soil Resources (Board) has authorization to grant extensions with or without conditions pursuant to Minnesota Statutes 103B.3367.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

On February 7, 2013, the Board received a resolution from Lac qui Parle County requesting an extension of their Plan. The request is based on: the Priority Concerns Scoping Document (PCSD) has been submitted to the Board for state agency review; Lac qui Parle County met with the Board on March 7, 2013 to review and discuss the PCSD; Lac qui Parle County assures continued effort toward completion of the Plan update with an anticipated date for submission to the Board for final review by September 1, 2013; extension of the effective date until December 31, 2013, in order to complete the update process.

On February 11, 2013, Board staff reviewed and recommended approval of the extension request made by Lac qui Parle County. Board staff recommendation was for a seven-month extension.

On March 7, 2013, the Board's southern region water planning committee (Committee) met with representatives of Lac qui Parle County to discuss the extension request. The Committee deemed the extension request to be appropriate. The Committee's decision was to present to the Board a recommendation of approval of the Lac qui Parle County extension; effective until December 31, 2013.

On March 27, 2013, the Committee presented its recommendation of approval of the Lac qui Parle County extension request to the Board. The Board adopted the Committee's recommendation.

CONCLUSIONS

All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of extending the Comprehensive Local Water Management Plan of Lac qui Parle County pursuant to Minnesota Statutes 103B.3367.

ORDER

The Board hereby approves the extension of the Lac qui Parle County Comprehensive Local Water Management Plan until December 31, 2013. Lac qui Parle County shall strive to complete the updating of their Comprehensive Local Water Management Plan in a timely manner.

Dated at St. Paul, Minnesota this 27th day of March 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair



**Lac qui Parle County
Auditor-Treasurer**

600 6th Street
Madison, MN 56256

Email: jake.sieg@lqpc.com
Phone: 320-598-7444
Fax: 320-598-3125

**Jacob Sieg
Auditor-Treasurer**

**RESOLUTION REQUESTING COMPREHENSIVE WATER
MANAGEMENT PLAN EXTENSION**

WHEREAS, Minnesota Statutes Chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan, and

WHEREAS, the current Lac qui Parle County Comprehensive Local Water Management Plan is effective until May 31, 2013, and

WHEREAS, Lac qui Parle County is currently updating the Local Water Management Plan in accordance with Minnesota Statutes Chapter 103B.301, and

WHEREAS, Lac qui Parle County has completed the following items:

- 1) The county resolution to update the water plan, and
- 2) Notices sent to state and local groups inviting input on the plan updated, and
- 3) The priority concerns scoping document is completed and submitted to BWSR for the State Agency review, and

WHEREAS, Lac qui Parle County needs to complete the following:

- 1) LqP County Water Plan Coordinator and Resource Commission representatives schedule and meet with the BWSR southern region review committee to review the priority concerns scoping document who will then make recommendation to the full BWSR Board, and
- 2) Fully develop the water plan based on inputs received from partners addressing priority concerns identified, and
- 3) Conduct a public hearing to solicit final review comments, make adjustments as necessary, and then submit the water plan to BWSR for State agency review and final approval by the BWSR board, and

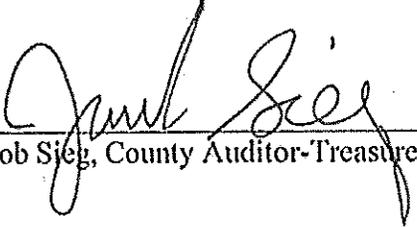
WHEREAS, Lac qui Parle County assures continued effort toward completion of the Comprehensive Local Water Management Plan update, and

WHEREAS, the Act gives the Minnesota Board of Water and Soil Resources the authority to extend the ending date of a current local water management plan for a period of up to one year.

NOW, THEREFORE, BE IT RESOLVED, that the Lac qui Parle County Board of Commissioners requests from the Minnesota Board of Water and Soil Resources an extension of the effective date of the current County Comprehensive Local Water Management Plan until December 31, 2013, in order to complete the update process in accordance with Minnesota Statutes Chapter 103B.301.

CERTIFICATION

I hereby certify that the above is a true and correct copy of
Board action duly passed, adopted and approved by the County
Board of said County on February 5, 2013



Jacob Sieg, County Auditor-Treasurer



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE:

Swift County Comprehensive Local Water Management Plan Extension Approval

Meeting Date: March 27, 2013
Agenda Category: [X] Committee Recommendation [X] New Business [] Old Business
Item Type: [X] Decision [] Discussion [] Information
Section/Region: South Region
Contact: Jeff Nielsen
Prepared by: David Sill
Reviewed by: Southern Water Planning
Presented by: Paul Langseth, chair

[] Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: [] Resolution [X] Order [] Map [X] Other Supporting Information

Fiscal/Policy Impact

- [X] None [] General Fund Budget
[] Amended Policy Requested [] Capital Budget
[] New Policy Requested [] Outdoor Heritage Fund Budget
[] Other: [] Clean Water Fund Budget

ACTION REQUESTED

Approval of the Swift County Comprehensive Local Water Management Plan extension request.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)
The Swift County Comprehensive Local Water Management Plan (CLWMP) will expire on May 28, 2013. On February 6, 2013, the Board of Water and Soil Resources (BWSR) received a resolution from Swift County requesting an extension of their CLWMP. BWSR staff have reviewed and recommend approval of the request.

On March 7, 2013, the BWSR Southern Water Planning Committee met with Swift County to discuss the extension request. After discussion, the Committee decided with a unanimous vote to recommend approval of the Swift County extension request and bring this recommendation forward to the full BWSR Board for review and action. BWSR's official state comment letter pertaining to the extension will need to be sent to Swift County.



Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, Minnesota 55155

In the Matter of Extending the
Comprehensive Local Water Management Plan
for Swift County

ORDER
EXTENDING
WATER MANAGEMENT
PLAN

Whereas, the Swift County Board of Commissioners has a state-approved Comprehensive Local Water Management Plan (Plan) that is effective until May 28, 2013, pursuant to Minnesota Statutes 103B.301; and

Whereas, Swift County has submitted a resolution requesting an extension of its Plan; and

Whereas, the Minnesota Board of Water and Soil Resources (Board) has authorization to grant extensions with or without conditions pursuant to Minnesota Statutes 103B.3367.

Now Therefore, the Board hereby makes the following Findings of Fact, Conclusions, and Order:

FINDINGS OF FACT

On February 6, 2013, the Board received a resolution from Swift County requesting an extension of their Plan. The request is based on: the Priority Concerns Scoping Document (PCSD) has been submitted to the Board for state agency review; Swift County met with the Board on March 7, 2013 to review and discuss the PCSD; Swift County assures continued effort toward completion of the Plan update with an anticipated date for submission to the Board for final review by September 1, 2013; extension of the effective date until December 31, 2013, in order to complete the update process.

On February 11, 2013, Board staff reviewed and recommended approval of the extension request made by Swift County. Board staff recommendation was for a seven-month extension.

On March 7, 2013, the Board's southern region water planning committee (Committee) met with representatives of Swift County to discuss the extension request. The Committee deemed the extension request to be appropriate. The Committee's decision was to present to the Board a recommendation of approval of the Swift County extension; effective until December 31, 2013.

On March 27, 2013, the Committee presented its recommendation of approval of the Swift County extension request to the Board. The Board adopted the Committee's recommendation.

CONCLUSIONS

All relevant requirements of law have been fulfilled. The Board has proper jurisdiction in the matter of extending the Comprehensive Local Water Management Plan of Swift County pursuant to Minnesota Statutes 103B.3367.

ORDER

The Board hereby approves the extension of the Swift County Comprehensive Local Water Management Plan until December 31, 2013. Swift County shall strive to complete the updating of their Comprehensive Local Water Management Plan in a timely manner.

Dated at St. Paul, Minnesota this 27th day of March 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

BY: Brian Napstad, Chair

**SWIFT COUNTY BOARD OF COMMISSIONERS
RESOLUTION**

FEB 06 2013

**Request for Comprehensive
Water Management Plan Extension**

February 5, 2013

WHEREAS, Minnesota Statutes, chapter 103B.301, Comprehensive Local Water Management Act, authorizes Minnesota Counties to develop and implement a local water management plan, and

WHEREAS, the current Swift County Comprehensive Local Water Management Plan is effective until May 28, 2013, and

WHEREAS, Swift County is currently updating the Local Water Management Plan in accordance with Minnesota Statutes Chapter 103B.301, and

WHEREAS, Swift County has completed the following items:

- 1) The county resolution to update the water plan, and
- 2) Notices sent to state and local groups inviting input on the plan update, and
- 3) The priority concerns scoping document has been developed and submitted to BWSR for the State Agency review, and

WHEREAS, Swift County needs to complete the following:

- 1) The BWSR southern region review committee needs to schedule and meet with the county to review the priority concerns scoping document and then make its recommendation to the full BWSR Board, and
- 2) Develop the water plan based on inputs received from partners addressing priority concerns identified, and
- 3) Conduct a public hearing to solicit final review comments, make adjustments as necessary, and then submit the water plan to BWSR for State agency review and final approval by the BWSR Board, and

WHEREAS, Swift County is hereby requesting an extension to:

- 1) Provide for sufficient time to complete the water plan, and
- 2) Provide for sufficient time for all to review the final water plan, and
- 3) Ensure that the updated water plan meets the state's standards and the goals of the county, and

WHEREAS, Swift County assures continued effort toward completion of the Comprehensive Local Water Management Plan update, and

WHEREAS, the Act gives the Minnesota Board of Water and Soil Resources the authority to extend the ending date of a current local water management plan for a period of up to one year.

NOW, THEREFORE, BE IT RESOLVED, the Swift County Board of Commissioners requests from the Minnesota Board of Water and Soil Resources and extension of the effective date of the current County Comprehensive Local Water Management Plan until December 31, 2013, in order to complete the update process in accordance with Minnesota Statutes Chapter 103B.301.

Adopted Feb 5, 2013

Joe Fox
Chairman of County Board

Attest: Byron McNeal
County Auditor

NEW BUSINESS

1. Reinvest In Minnesota (RIM) Reserve – Wetlands Reserve Program (WRP) 2013 – Tim Koehler (BWSR) and Joel Curran (NRCS) – ***DECISION ITEM***
2. Legislative Update – Sarah Strommen - ***INFORMATION ITEM***
3. Watershed Protection & Restoration Strategies – Steve Woods (BWSR) and Gaylen Reetz (MPCA) – ***INFORMATION ITEM***



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: 2013 RIM-WRP Partnership¹

Meeting Date: March 27, 2013
Agenda Category: [X] Committee Recommendation [X] New Business [] Old Business
Item Type: [X] Decision [] Discussion [] Information
Section/Region: Conservation Easements
Contact: Tim Koehler
Prepared by: Tim Koehler
Reviewed by: RIM Reserve Management Planning Committee(s)
Presented by: Tim Koehler

[] Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: [X] Resolution [] Order [] Map [] Other Supporting Information

Fiscal/Policy Impact

- [] None
[] Amended Policy Requested
[X] New Policy Requested
[] General Fund Budget
[] Capital Budget
[X] Outdoor Heritage Fund Budget
[] Clean Water Fund Budget
[] Other:

ACTION REQUESTED

The Board is requested to approve the recommendation of the RRMPC to authorize the 2013 RIM-WRP Partnership utilizing Outdoor Heritage Funds. The RIM-WRP Partnership, the premier private lands wetland restoration program in the nation, is a state-federal partnership delivered locally by the Natural Resources Conservation Service (NRCS), Soil and Water Conservation Districts (SWCDs), the Board of Water and Soil Resources and numerous other partners.

SUMMARY (Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation)

The RIM-WRP Partnership has received recommendations from the Lessard Sams Outdoor Heritage Council and legislative appropriations from the Outdoor Heritage Fund in 2009, 2010, 2011 and 2012 totalling \$42.76 million to leverage federal WRP funds totalling over \$68 million. In addition, a fifth year of funding is currently being considered by the MN Legislature for \$13.39 million from the Outdoor Heritage Fund which will leverage \$21.5 million of federal WRP funds.

Board Resolution # _____

2013 Reinvest in Minnesota (RIM) Reserve - Wetlands Reserve Program (RIM-WRP) Partnership Program

WHEREAS the Minnesota State Legislature has appropriated \$13.810 million in Outdoor Heritage Funds (OHF) to the Board of Water and Soil Resources (BWSR) in Minnesota Laws 2012, Chapter 264, Article 1, Section 2, Subd 4(a), Reinvest in Minnesota – Wetlands Reserve Program Partnership, Phase IV, and is currently considering a Phase V appropriation to acquire permanent conservation easements and restore wetlands and associated upland habitat, in cooperation with the United States Department of Agriculture's (USDA) Wetlands Reserve Program; and

WHEREAS the RIM-WRP Partnership, the premier private lands wetland restoration program in the nation, is a local-state-federal partnership delivered locally by the Natural Resources Conservation Service (NRCS) the Soil and Water Conservation Districts (SWCDs) and the Board of Water and Soil Resources (BWSR); and

WHEREAS the RIM-WRP Partnership is possible through the collaboration of many local, state, and federal partners including Ducks Unlimited, (DU), the Minnesota Waterfowl Association (MWA), Pheasants Forever (PF), the Minnesota Department of Natural Resources (MN DNR), and the United States Fish and Wildlife Service (USFWS); and

WHEREAS the RIM-WRP Partnership permanently protects and restores previously drained wetland and adjacent native grasslands to achieve the greatest wetland functions and values, while optimizing wildlife habitat on private lands enrolled in the Partnership; and

WHEREAS the RIM Reserve Conservation Easement Program is administered by the BWSR in cooperation with local Soil and Water Conservation Districts (SWCDs); and

WHEREAS SWCDs will be reimbursed for their services using the most current RIM Reserve services rate; and

WHEREAS RIM Reserve LSOHC funding is intended to leverage federal WRP funds appropriated to the NRCS whenever feasible; and

WHEREAS NRCS National Headquarters has requested Minnesota NRCS to develop a process which allows for continuous enrollment of RIM-WRP Partnership easement applications and the necessary obligation of federal WRP funds with eligible Minnesota landowners; and

WHEREAS a Minnesota Wetlands Restoration Evaluation Worksheet will be used to score and rank applications for the RIM-WRP Partnership; and

WHEREAS over the last 25 years, the United States Department of Agriculture (USDA) Conservation Reserve Program (CRP) has been the largest and most significant private lands conservation program in Minnesota's history. An entire generation of Minnesotans have benefitted from improved water quality and enhanced wildlife habitat; and

WHEREAS in the five year period - 2012 to 2016, the aforementioned benefits are now in jeopardy as nearly 823,000 acres (60%) of Minnesota's conservation lands enrolled in the USDA CRP will expire; and

WHEREAS the Board has established the RIM-WRP Partnership payment rates and RIM Reserve payment rates; and

WHEREAS the RIM-WRP Partnership will establish scoring periods in which eligible RIM-WRP applications that have been scored ≥ 70 will be approved for selection for immediate funding by NRCS-WRP; and

WHEREAS other applications will be considered during future scoring periods prior to the NRCS obligation deadline; and

WHEREAS the Board of Water and Soil Resources RIM Reserve Management Planning Committee met on March 26, 2013 and unanimously recommends the continuation of the RIM-WRP Partnership and the allocation of Phase V RIM-WRP funds if approved;

NOW, THEREFORE, BE IT RESOLVED THAT, the Minnesota Board of Water and Soil Resources authorizes staff to:

1. Utilize existing and anticipated Outdoor Heritage Funds for the 2013 RIM-WRP Partnership; and
2. Target expiring CRP contracts with critical wetland restoration practices for enrollment in the RIM-WRP Partnership; and
3. Work with MN NRCS to develop RIM-WRP Partnership eligibility and sign-up procedures for the 2013 RIM-WRP Partnership.

Dated at Saint Paul, Minnesota this 27th day of March, 2013.

MINNESOTA BOARD OF WATER AND SOIL RESOURCES

By: _____

Brian Napstad, Chair



BOARD MEETING AGENDA ITEM

AGENDA ITEM TITLE: Watershed Protection & Restoration Strategies

Meeting Date: March 27, 2013
Agenda Category: Committee Recommendation New Business Old Business
Item Type: Decision Discussion Information
Section/Region: statewide
Contact: _____
Prepared by: Steve Woods
Reviewed by: _____ Committee(s)
Presented by: Gaylen Reetz (MPCA), Steve Woods (BWSR)

Audio/Visual Equipment Needed for Agenda Item Presentation

Attachments: Resolution Order Map Other Supporting Information

Fiscal/Policy Impact

- None
- Amended Policy Requested
- New Policy Requested
- Other: _____
- General Fund Budget
- Capital Budget
- Outdoor Heritage Fund Budget
- Clean Water Fund Budget

ACTION REQUESTED

Information item only.

LINKS TO ADDITIONAL INFORMATION

SUMMARY (*Consider: history, reason for consideration now, alternatives evaluated, basis for recommendation*)
Clean Water Land and Legacy Amendment funding has allowed the executive branch agencies to systematically re-think how to best produce cleaner water. Input from the Clean Water Council, listening sessions around the state, and inter-agency teams has resulted in a system that meshes a predictable 10-year water monitoring cycle with local water planning processes.

Throughout 2013 BWSR will sponsor a stakeholder process that better aligns water planning policy and expectations with the Board's approval process. We expect that the so-called "One Watershed" policy will make its way through a process to the Board in early 2014.