

Metropolitan Watershed Management Rule Advisory Committee Meeting
MN Rules Chapter 8410
June 20, 2011, 9:00 AM, MPCA Room 2-B

Present: Matt Moore, Charlie LeFevere, Judy Sventek, Karen Chandler, Anna Kerr, Dale Homuth, Paul Nelson, Jim Haertel, Melissa Lewis, Brad Wozney

The committee reviewed the revisions made to the draft rules based on the May 17th meeting, then continued on with the Implementation section, 8410.0090. The following changes were agreed upon.

1. 0090, subp. 1, “subparts 2, 4, 5, 6 and 7” revised to “subparts 2 through 6”.
2. 0090, subp. 6, rewrote and reorganized last four sentences. Previous second to last sentence is now third to last sentence and deleted “where appropriate to reduce overlap and redundancy” but added “or redundancies” to fourth to last sentence. Previous third to last sentence is now second to last sentence.
3. 0090, subp. 6, item B, added “address” at end of sentence. For subitems 1 through 3, deleted first word of each subitem (1. reduce, 2. reduce, 3. establish).
4. 0090, subp. 6, item C, replaced “reduce” with “address”.
5. Added two new text boxes for BWSR preferences based on direction from BWSR management. One adds an impaired waters restoration program and one adds an environmental trading program. These additions have not been endorsed by the advisory committee, thus are clearly shown in text boxes as a BWSR preference.
6. 0090, subp. 8, item B, added “board approved” before “plan” in two places.
7. 0110, subp. 1, item A, appended at end of sentence “for the previous calendar year”.
8. 0110, subp. 2, item D, added “current” before “year”.
9. 0110, subp. 2, items F and G, corrected reference to subpart numbers that changed due to reorganization.
10. 0110, subp. 2, item I, added language to clarify reporting is required on local implementation.
11. 0120, subp. 2, defined who has standing to bring a petition.
12. 0120, subp. 3, item C, changed “30 days” to “60 days”.
13. 0120, subp. 4, item C, deleted “recommended”.
14. 0130, subp. 3, item C, corrected reference to subpart number that changed due to reorganization.
15. 0130, subp. 3, item E.4, appended at end “and any changes to official controls relative to requirements of the organization’s plan”
16. 0130, subp. 3, items E.5 & 6, rewrote consistent with 0090, subps. 1.A and 2.
17. 0130, subp. 6, added “board approved” before “plan”. Also, added the Metropolitan Council to be notified in addition to the WMO.

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Having completed review of the entire rule, the meeting scheduled for June 30, 2011 was cancelled.

Haertel stated the draft rule revision would be reviewed with several stakeholders before the formal rulemaking process was started. It is possible the Advisory Committee would be reconvened in the future depending on what comments are received.

Minutes prepared by Jim Haertel.