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Submit to EQB.Monitor@state.mn.us

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EQB MONITOR

ENVIRONMENTAL ASSESSMENT WORKSHEETS

EAW Comment Deadline: July 10, 2013

Project Title: Trunk Highway (TH) 8 from Greenway Avenue North to Karmel Avenue in the Cities of Forest Lake, Wyoming and Chisago, Washington County and Chisago County, Minnesota, S.P. 1308-17PE (TH8)

Project Description: The proposed TH 8 solution involves preservation of a footprint to accommodate a future four-lane divided roadway concept that extends from the end of the existing four-lane section 0.52 mile west of Greenway Avenue North in Forest Lake east through the City of Wyoming to Karmel Avenue in Chisago City, a distance of seven miles. It is considered an expansion solution to provide design year 2030 capacity and access control on the existing alignment. Additional Right of Way would be required and private property may need to be acquired if the solution is funded. This corridor has several lakes and wetlands adjacent to the roadway, and there exists the potential to impact these resources when widening the roadway, constructing frontage roads, and relocating local street access. This EAW provides background data for consideration of the proposed solution alternative to be evaluated during the future National Environmental Policy Act phase of the project if funding for project construction is identified. The goal of this current TH 8 study is to identify a footprint for right of way preservation that would guide future development along the corridor.

The *EQB Monitor* is a biweekly publication of the Environmental Quality Board that lists descriptions and deadlines for Environmental Assessment Worksheets, Environmental Impact Statements, and other notices. The *EQB Monitor* is posted on the Environmental Quality board home page at <http://www.eqb.state.mn.us/>.

Upon request, the *EQB Monitor* will be made available in an alternative format, such as Braille, large print, or audio tape. For TTY, contact Minnesota Relay Service at 800-627-3529 and ask for the Pollution Control Agency. For information on the *EQB Monitor*, contact:

Minnesota Environmental Quality Board
520 Lafayette Road – 4th Floor
St. Paul, MN 55155-4194
Phone: 651-757-2873
Fax: 651-297-2343
<http://www.eqb.state.mn.us>

Copies of the EAW, which documents the purpose and need for the proposed solution, alternatives evaluation process, and anticipated environmental impacts of the proposed footprint for right of way preservation, are available for public viewing beginning June 10, 2013, during regular business hours at the following locations:

- Giese Memorial Library of Wyoming, 26855 Forest Blvd., Wyoming, MN 55092
- Chisago Lakes Area Library, 11754 302nd St., Chisago City, MN 55013
- MnDOT Metro District Office, 1500 West County Road B2, Roseville, MN 55113
- Minnesota Department of Transportation Library, 395 John Ireland Blvd., St. Paul, MN 55155

The EAW comment period will begin on **Monday, June 10, 2013**. Written comments will be accepted through **Wednesday, July 10, 2013**. Comments should be submitted to the MnDOT Project Environmental Coordinator listed below.

RGU: Minnesota Department of Transportation

Contact Person: Richard Dalton
Environmental Coordinator
MnDOT, Metro District
1500 West County Road B2
Roseville, MN 55113
Telephone: 651-234-7677
E-mail: Richard.Dalton@state.mn.us

To request the document in an alternative format, please contact the MnDOT Affirmative Action Office at 651-366-4718 or 1-800-657-3774 (Greater Minnesota); 711 or 1-800-627-3529 (Minnesota Relay). You may also send an e-mail to ADArequest.dot@state.mn.us. (Please request at least one week in advance).

EIS NEED DECISIONS

The noted responsible governmental unit has determined the following project does not require preparation of an EIS. The dates given are, respectively, the date of the determination and the date the EAW notice was published in the *EQB Monitor*.

- Metropolitan Airports Commission, Terminal 2-Humphrey 2013 Rental Auto Companies Quick-Turn-Around Facility, (Hennepin County), May 21, 2013 (March 4, 2013).
- Itasca County, Living Word Bible Camp, May 28, 2013 (April 1, 2013).

DRAFT ALTERNATIVE URBAN AREAWIDE REVIEW AVAILABLE

AUAR Comment Deadline: July 10, 2013

Project Title: UMore Study Area

Project Description: The City of Rosemount has prepared a Draft AUAR of the UMore Study Area. The AUAR reviews three different development scenarios and the no-build for a 4,900 acre area in Rosemount and Empire Township. Development includes different ranges of residential, commercial, and light industrial. The AUAR is available on the City's website at <http://www.ci.rosemount.mn.us/AUAR>.

RGU: City of Rosemount

Contact Person: Mr. Eric Zweber
Senior Planner
City of Rosemount
2875 145th Street West
Rosemount, MN 55068

NOTICES

Transgenic Soybean with Lepidopteran Insect Resistance - Commercial Use Exemption

Monsanto Company has requested an exemption from the Minnesota Department of Agriculture's Genetically Engineered Organism Release Permit for a soybean line, designated as transformation event MON 87701, which has been genetically engineered to produce the Cry1Ac insecticidal crystal (Cry) protein derived from *Bacillus thuringiensis* (Bt), which has been shown to be active against lepidopteran insects. The soybean line containing these genes is no longer regulated under USDA/APHIS guidelines. Under this exemption from state permit, Monsanto Company will be allowed to transport, condition, and store seed in Minnesota, but will not be allowed to sell soybean varieties containing this genetic event in the state. For additional information contact Steve Malone, Minnesota Department of Agriculture, 625 Robert St N., St. Paul, MN 55155, 651-201-66531, stephen.malone@state.mn.us

OAH Docket No. 8-2002-30643

**STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS**

FOR THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES

In the Matter of Public Waters Restoration
Order Issued to Robert A. Hill.

**SUMMARY NOTICE AND ORDER FOR
PREHEARING CONFERENCE AND
ORDER FOR HEARING**

NOTICE OF HEARING

ROBERT A. HILL (hereinafter referred to as "Respondent") IS HEREBY NOTIFIED that the Minnesota Department of Natural Resources ("DNR") has initiated this action pursuant to Respondent's appeal of DNR's Public Waters Restoration and Replacement Order dated August 29, 2012, requiring the removal of sand fill material and a boat ramp placed in Long Lake (82-130P), Washington County, Minnesota.

ORDER FOR PREHEARING CONFERENCE

IT IS HEREBY ORDERED that a contested case prehearing conference will be held on **June 28, 2013, at 10:30 a.m.** at the Office of Administrative Hearings, Harold E. Stassen Office Building, State Capitol Complex, 600 North Robert Street, St. Paul, MN 55101. **All mail sent to the Administrative Law Judge assigned to this matter should be directed to P.O. Box 64620, St. Paul, MN 55164-0620.**

ORDER FOR HEARING

It is further ordered that, pursuant to Minn. Stat. § 103G.311, a contested case hearing in this matter will be held at a time and place to be decided by the Administrative Law Judge at the Prehearing Conference.

The Chief Administrative Law Judge, Office of Administrative Hearings, has assigned this matter to Eric L. Lipman, Administrative Law Judge, Office of Administrative Hearings, P.O. Box 64620, St. Paul, Minnesota 55101, telephone (651) 361-7842.

The hearing will be conducted pursuant to the contested case procedures set out in chapter 14 of Minnesota Statutes, the Rules of the Office of Administrative Hearings, Minn. R. 1400.5100-.8500, and Minn. Stat. § 103G.311 (2012). A copy of these materials may be purchased from the Minnesota Book Store, telephone (651) 297-3000, or are available at www.revisor.leg.state.mn.us. Copies of the rules are also available at www.oah.state.mn.us. The rules generally provide for the procedural rights of the parties, including: rights to advance notice of witnesses and evidence, right to a prehearing conference, rights to present evidence and cross-examination, and right to purchase a transcript of the record.

The attorney for DNR, David P. Iverson, Assistant Attorney General, 1800 Bremer Tower, 445 Minnesota Street, St. Paul, MN 55101, (651) 757-1466 may be contacted to discuss discovery or informal disposition of this matter.

After the hearing in this matter, the record and the Administrative Law Judge's recommendations will be forwarded to the Commissioner of Natural Resources to make a final decision.

ALLEGATIONS

1. Respondent is the owner of real property located at 450 Emerald Lane, Mahtomedi, Minnesota 55115 (hereinafter referred to as the “property” or “Respondent’s property”). This property is riparian to Long Lake (82-130P) and is subject to the public waters regulatory jurisdiction of DNR pursuant to Minn. Stat. ch. 103G (2012). Long Lake is classified as a recreational development lake by Washington County, the Cities of Grant and Mahtomedi, and the Commissioner of DNR. The property is located in the Northeast Quarter, Section 20, Township 30 North, Range 21 West, Washington County, Minnesota.

2. On April 30, 2012, DNR staff undertook an onsite investigation at the Respondent’s property. DNR staff concluded that a large amount of sand fill material was placed at and below the ordinary high water level (“OHWL”) of Long Lake to create a beach sand blanket. It was also determined that landscape fabric had been placed under the sand material. DNR staff concluded that the sand fill material exceeded the maximum dimensions authorized by Minnesota Rules and determined that no Public Waters Work Permit had been applied for or had been granted authorizing the placement of the sand fill material and landscape fabric.

3. DNR staff also determined during the onsite investigation that a boat ramp had been constructed at the Respondent’s property at and below the OHWL. DNR staff’s investigation concluded that the dimensions of the boat ramp exceeded that authorized by Minnesota Rule and that no Public Waters Work Permit had been applied for or had been granted authorizing the construction of the boat ramp.

4. The OHWL of Long Lake was reestablished by DNR staff at the time of the onsite investigation. The OHWL of Long Lake was determined to be 949.8 feet NGVD 1929.

5. On August 29, 2012, DNR staff issued a Public Waters Restoration and Replacement Order to Respondent pursuant to Minn. Stat. §§ 103G.2372 and 103G.315, subd. 7 (2012) and Minn. R. 6115.0255 (2011) requiring that Respondent remove the sand fill material and landscape fabric placed waterward of the OHWL and to remove the fill associated with the boat ramp. In addition, DNR staff directed that the sand fill material be trucked offsite for disposal and that any scour holes around the existing dock be allowed to naturally fill in. Respondent was also directed to maintain the stability of the road cut constructed for access to the boat ramp to prevent erosion and sedimentation into Long Lake or, in the alternative, abandon the road and restore the slope with vegetation.

6. Service of the Public Waters Restoration and Replacement Order dated August 29, 2012, was made on Respondent on September 28, 2012. Respondent timely appealed the Public Waters Restoration and Replacement Order to the Commissioner by letter dated October 24, 2012, pursuant to Minn. R. 6115.0255, subp. 5.A (2011). By letter dated December 31, 2012, the Commissioner affirmed the Public Waters Restoration and Replacement Order. By letter dated January 28, 2013, Respondent timely appealed the Commissioner’s decision pursuant to Minn. R. 6115.0255, subp. 5.B (2011) and Minn. Stat. § 103G.251, subd. 2(c) (2012).

ISSUE

Whether DNR’s Public Waters Restoration Replacement Order dated August 29, 2012, is consistent with applicable Minnesota Statutes and Rules.

For a complete copy of the Notice and Order for Prehearing Conference and Hearing, contact David P. Iverson, Minnesota Attorney General’s Office, 445 Minnesota Street, Ste. 900, St. Paul, MN 55101, phone (651) 757-1466.

Dated this 14th day of May, 2013.

MINNESOTA PUBLIC UTILITIES COMMISSION**Notice of Permit Decision in the Matter of the Route Permit Application by
Northern States Power Company for the Black Dog to Savage
115 kV Transmission Line Project in Dakota County**

PUC Docket No. E002/TL-11-795

In an order issued May 3, 2013, the Minnesota Public Utilities Commission determined that the environmental assessment and record created at the public hearing adequately addressed the issues identified in the scoping decision for the project, and issued a high voltage transmission line route permit to Northern States Power Company for the Black Dog to Savage 115 kilovolt (kV) transmission line project.

The route permit authorizes Northern States Power Company to construct a new double circuit 115 kV line, approximately 4.2 miles in length, in Dakota County, and to remove two existing 115 kV lines from Black Dog Lake.

Further information about the project and the route permit can be found on-line at:
<http://mn.gov/commerce/energyfacilities/Docket.html?Id=32529> and on the eDockets system
<https://www.edockets.state.mn.us/EFiling/search.jsp> (enter the year "11" and the number "795").

Inquiries about the project should be directed to the Department of Commerce environmental review manager, Ray Kirsch, 651-296-7588, raymond.kirsch@state.mn.us or the Minnesota Public Utilities Commission permit manager, Mike Kaluzniak, 651-201-2257, mike.kaluzniak@state.mn.us.