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Submittal Deadline: July 1, 2013
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EQB MONITOR

ENVIRONMENTAL ASSESSMENT WORKSHEETS

EAW Comment Deadline: July 24, 2013

Project Title: Ball Road Addition

Project Description: The proposed project would result in commercial and retail development of approximately 39 acres of land characterized by woods, grassland and wetlands located at the southeast corner of Interstate 35W and Lexington Avenue NE in Blaine, MN.

RGU: City of Blaine

Contact Person: Bryan Schafer
Community Development Director
10801 Town Square Drive NE
Blaine, MN 55449
Phone: (763)785-6144
E-mail: bshafer@ci.blaine.mn.us

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>

Project Title: TH 55 and TH 149 Improvements

Project Description: The City of Eagan is proposing an improvement project on TH 55 and TH 149 which extends west and north from the TH 55/TH 149 south leg intersections to the south end of the TH 149 Bridge over I-494. The project includes turn lanes, a trail, an eastbound through lane on TH 55, and westbound and northbound through lanes on TH 55 and TH 149 project is located in the City of Eagan, Dakota County, Minnesota.

The EAW comment period will begin on June 24, 2013. Written comments will be accepted through July 24, 2013. Comments should be submitted to the MnDOT Project Environmental Coordinator listed below.

RGU: Minnesota Department of Transportation

Contact Person: Rick Dalton
Environmental Coordinator
Minnesota Department of Transportation
Metro District
1500 West County Road B2
Roseville, MN 55113
Phone: (651)234-7677
E-mail: Richard.dalton@state.mn.us

Project Title: Kandota Landing

Project Description: Kandota Landing is a fourteen lot residential subdivision located on approximately 49.5 acres on the west side of Fairy Lake in Kandota Township of Todd County. The project will include roadway construction, construction of permanent stormwater management facilities, building site grading and structure construction, and SSTS and well installation.

Copies of the EAW can be obtained, and comments related to the above EAW sent to Todd County Planning and Zoning at the location below. The official 30 day comment period will be from June 24 to July 24, 2013.

RGU: Todd County

Contact Person: Tim Stieber
Division Director
Todd County Soil and Water Conservation & Development
215 1st Avenue South
Long Prairie, MN 56347
Phone: 320-732-4325
E-mail: www.co.todd.mn.us

EAW NEED DECISIONS

The noted responsible governmental unit has made a decision regarding the need for an EAW in response to a citizen petition.

- Boswell Energy Center Unit 4 Life Extension Project, Minnesota Public Utilities Commission, EAW denied

EIS NEED DECISIONS

The noted responsible governmental unit has determined the indicated 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*.

- Minnesota Department of Transportation, Highway 100 Reconstruction and Replacement of Four Bridges, St. Louis Park, MN (SP 2734-33), June 10, 2013 (December 24, 2012). Note: A joint federal/state Environmental Assessment was prepared by the Minnesota Department of Transportation and the U.S. Department of Transportation's Federal Highway Administration. The federal Finding of No Significant Impact and Section 4(f) Determination is listed below in the Notices section.
- Bridgewater Township (Rice County), Southern Minnesota Construction Dundas Washplant, June 12, 2013 (March 18, 2013)

PETITIONS FILED

The following petitions have been filed with the EQB requesting preparation of an EAW. The EQB has assigned the indicated unit of government to review the petition and decide on the need for an EAW.

- Minnesota Department of Natural Resources, City of Lake Elmo's amendment of its Watercraft and Water Surface Use Ordinance 97.21.

ALTERNATIVE URBAN AREAWIDE REVIEW UPDATE ADOPTED

Project Title: Northeast Industrial Service Area AUAR

Project Description: The City of Mankato updated the Northeast Industrial Service Area (NEISA) AUAR located in the northeast quadrant of US Hwy 14 and TH 22. The AUAR was sent to review agencies on March 18, 2013. The comment period ended April 1, 2013. The City of Mankato City Council passed a resolution adopting the NEISA AUAR Update on May 13, 2013.

RGU: City of Mankato

NOTICES

OAH Docket No. 68-2002-30674

**STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES**

In the Matter of the Denial of the Public
Waters Work Permit Application of David
Stock and David Stock Farm Services, Inc.

**NOTICE AND ORDER FOR
PREHEARING CONFERENCE**

TO: DAVID STOCK and DAVID STOCK FARM SERVICES, INC., RESPONDENTS ABOVE-NAMED,
15545 County Highway 112, Fergus Falls, Minnesota 56537.

NOTICE OF HEARING

DAVID STOCK and DAVID STOCK FARM SERVICES, INC., (“RESPONDENTS”) ARE HEREBY NOTIFIED that the Department of Natural Resources (“the Department” or “DNR”) has initiated this action pursuant to Respondents’ request to determine if the Department’s decision to reject Public Waters Work Permit Application No. 2013-0192 is consistent with applicable Minnesota statutes and rules.

ORDER FOR PREHEARING CONFERENCE

IT IS HEREBY ORDERED that a contested case prehearing conference will be held on August 5, 2013, at 1:30 p.m., at the Office of Administrative Hearings, located at 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.**

ALLEGATIONS

1. By permit application dated June 28, 2012 (Permit Application No. 2013-0192), Respondents applied for a public waters work permit to perform certain work in Rabbit River. Respondents proposed to install an 18-inch drainage tile and partly fill the Rabbit River in the NE 1/4 of Section 22, T131N, R44W, Western Township, Otter Tail County (hereafter referred to as “the Proposal”). The Proposal impacts the reach of the Rabbit River designated as an impaired water by MPCA.
2. On September 28, 2012, the Department denied the permit application. The Department’s decision is proper for reasons including, but not limited to, the following: The Proposal would eliminate the functions of a watercourse; the Proposal would eliminate or impair the stream’s removal of nitrates from the water; the Proposal does not represent the “least impact alternative;” the Respondents failed to establish that the Proposal protects public safety and promotes public welfare; and the Proposal does not comply with Minn. R. 6115.0191, subp 8 (2011). Feasible and practical means exist to attain the intended purpose of the Proposal without filling Rabbit River.

ISSUES

Whether the Department’s decision to deny a permit is consistent with the applicable Minnesota statutes and rules, specifically Minnesota Rules 6115.0190, 6115.0191, 6115.0200 and 6115.0210 (2011).

The relevant laws and rules include, but are not limited to, Minn. Stat. §§ 103A.201, 103G.245, 103G.311, and 103G.315 (2012), and Minn. R. ch. 6115 (2011).

For a complete copy of the Notice and Order for Prehearing Conference and Hearing, contact Kim Middendorf, Minnesota Attorney General's Office, 445 Minnesota Street, Ste. 900, St. Paul, MN 55101, phone (651) 757-1279.

Dated this 28th day of May, 2013.

MINNESOTA DEPARTMENT OF NATURAL RESOURCES

/s/ Tom Landwehr
TOM LANDWEHR
Commissioner of Natural Resources

MINNESOTA'S LAKE SUPERIOR COASTAL PROGRAM (MLSCP) SUBMITTAL OF PROGRAM CHANGES

In accordance with 15 C.F.R. 923.84, Minnesota's Lake Superior Coastal Program (MLSCP) is submitting to the federal National Oceanic and Atmospheric Administration (NOAA), Office of Ocean and Coastal Resource Management (OCRM), for review and approval as enforceable policies the annual legislative updates to Minnesota's current enforceable policies since 1999, enforceable policies outlined in the 2004 update to the *North Shore Management Plan*, the deletion of 24 enforceable policies repealed by legislative action, and the addition of 18 new sections or subdivisions to existing enforceable policies. MLSCP considers these program changes to be routine and has requested OCRMS's concurrence in this determination.

A copy of the proposed changes to policy language and the analysis of those changes can be obtained by calling Minnesota's Lake Superior Coastal Program at 218-834-1441.

Interested parties have until July 15, 2013, to submit comments to NOAA on whether the requested changes constitute a routine program change under the Coastal Zone Management Act. Comments must be sent to: Joelle Gore, Acting Chief, Coastal Programs Division, NOAA Office of Ocean and Coastal Resource Management, 1305 East West Hwy, Room 11200, Silver Spring, MD 20910.

U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
MINNESOTA DIVISION
FINDING OF NO SIGNIFICANT IMPACT & SECTION 4(f)
DETERMINATION

Minnesota State Project Number 2734-33

Trunk Highway 100 Reconstruction Project

In the City of Saint Louis Park

Hennepin County, Minnesota

The proposed project consists primarily of replacing bridges #5598, #5462, #5308, and #5309 as well as modifying Trunk Highway (TH) 100 geometrics to meet current Minnesota Department of Transportation (MnDOT) design standards. These geometric modifications include, but are not limited to: lane widths, entrance/exit ramp lengths, and horizontal clearance. Furthermore, the will include construction of noise barriers and miscellaneous work for non-motorized transportation.

The Federal Highway Administration has determined the proposed improvements, as described in the Environmental Assessment (EA) will have no significant impacts to the human or natural environment. This Finding of No Significant Impact (FONSI) is based upon the EA which has been independent evaluated by FHWA and determined to adequately discuss the need, environmental issues, and impacts of the proposed project and appropriate mitigation measures.

The EA released to the public on January 21, 2013 included FHWA's intent to make a Section 4(f) de minimis impact determination regarding the paved trail along TH 100 from the Toledo Street cul de sac to Salem Avenue. The City of Saint Louis Park, the agency with jurisdiction over the paved trail, concurred with FHWA's assessment of project impacts to the trail. Therefore, it is FHWA's determination that that the proposed project and mitigation measures will constitute a Section 4(f) de minimis impact to the paved trail because the features, attributes, or activities qualifying the paved trail for protection under Section 4(f) are not adversely affected.

The EA provides sufficient evidence and analysis for determining that an Environmental Impact Statement is not required. The FHWA takes full responsibility for the accuracy, scope, and content of the EA for the subject project.

William R. Lohr

William R Lohr 2013.06.10 07:14:43
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William Lohr, P.E.

Technical Services Team Leader

**NOTICE OF COMMENT PERIOD ON IMPACTS TO BE EVALUATED IN THE ENVIRONMENTAL REPORT
TO BE PREPARED FOR XCEL ENERGY'S COMPETITIVE RESOURCES ACQUISITION PROPOSALS**

**In the Matter of the Petition of Northern State Power Company d/b/a Xcel Energy for Approval of
Competitive Resources Acquisition Proposal and Certificate of Need Docket**

PUC Docket No. E002/CN-12-1240

Comment Period: Comment period closes **July 10, 2013**, at 4:30 pm.

Topics Open for Comment:

- Impacts to be evaluated in the Environmental Report (ER) to be prepared by the Minnesota Department of Commerce (Department) for Xcel Energy's Competitive Resources Acquisition Process.

Submit Public comments: Suzanne Lamb Steinhauer
Environmental Review Manager
Minnesota Department of Commerce
85 7th Place East, Suite 500
St. Paul, Minnesota, 55101-2198
Fax: 651-297-7891 (until June 30, 2013)
651-539-1549 (after July 1, 2013)
suzanne.steinhauer@state.mn.us

Comments may also be submitted on the Department's website:

<http://mn.gov/commerce/energyfacilities/Docket.html?Id=33228>

Project Background: The Minnesota Public Utilities Commission (Commission) has initiated a Competitive Resource Acquisition Process through which it will select resources to meet the need identified in Xcel Energy's 2010 Integrated Resource Plan (IRP).

Review Process: The Commission accepted proposals from Xcel Energy, Calpine, Corporation, Invenergy, Geronimo Energy, and Great River Energy at its meeting on June 6, 2013.

In its review the Commission will consider the following alternatives:

- Xcel Energy's proposed three 215 MW combustion turbine gas generators with a total capacity of 645 MW. One of the proposed locations would be located at Xcel Energy's existing Black Dog plant in Burnsville. The two additional turbines would be built near Hankinson, North Dakota;
- Calpine Corporation's proposed natural gas combustion turbine and a heat recovery steam generator with a total capacity of 345 MW in Mankato;
- Invenergy's proposed three 178.5 MW natural gas combustion turbines, one in Cannon Falls and two in Dakota County or Scott County, for a combined capacity of 535.5 MW;
- Geronimo Energy's up to 100 MW of solar generation distributed at up to 31 sites across Minnesota; and
- Great River Energy's MISO Zone 1 Resource Credits for capacity only.

The proposals will be weighed against each other in a formal evidentiary proceeding based on the certificate of need statute and rules. The Commission has referred this matter to an Administrative Law Judge (ALJ) for contested case proceedings. At the conclusion of the process, the Commission is expected to select one or some combination of the proposed alternatives to meet Xcel Energy's identified need. This proceeding is the only proceeding in which the no-build alternative and the size, type, timing, system configuration, and voltage will be considered.

Environmental Review: As part of the review process the Commission has requested the Department of Commerce to prepare an ER evaluating the proposals under consideration. An ER examines the potential human and environmental impacts of a proposed project, alternatives to the project, and potential mitigating measures for anticipated adverse impacts.

The resource acquisition process required the solicitation of actual proposed alternatives to Xcel Energy's proposed project. The Commission has determined that due to the nature of the bidding process, combined with the analysis completed in the IRP docket, the proposed alternatives and a no-build alternative for each should comprise the scope of alternatives to be evaluated in the ER for this docket.

The ER will, at minimum, address the impacts identified in Minnesota Rule 7849.1500, subpart 2 (air emissions, visibility impacts, ozone, fuel availability and fuel transportation, electric transmission facilities associated with each proposal, water appropriations, amount and types of wastewater discharges, solid and hazardous wastes, anticipated noise). The Department welcomes comments on specific impacts or mitigation measures to be evaluated for each alternative.

Following the conclusion of the comment period, the Department will issue a scope identifying the impacts to be evaluated in the ER for the proposals under consideration. The Department anticipates that the ER will be available in the fall of 2013.

Eminent Domain: Depending upon the alternative or alternatives selected by the Commission, Xcel may exercise the power of eminent domain to acquire land for its proposed projects pursuant to Minnesota Statute §216E.12.

Full Case Record: All documents filed in this docket are available on the Commission's website at www.puc.state.mn.us, select "Search eDockets," enter the year (12) and the docket number (1240), select "Search."

Subscribe to the Docket: Receive email notification when new documents are filed in this docket at www.puc.state.mn.us, select "Subscribe to a Docket," and follow the prompts.

Department of Commerce Project Website: Select documents related to the proposed alternatives can be located on the Department's website: <http://mn.gov/commerce/energyfacilities/Docket.html?Id=33228>

Paper copies of the resource proposals are also available at the Department of Commerce for review.

Project Mailing List: Sign up to receive notices about this project. Contact the Commission or Department staff members assigned to this docket (see below) or visit <http://mn.gov/commerce/energyfacilities/#mailing> to sign up for the project mailing list.

Questions about this docket or Commission process and procedure? Contact Commission staff member, Tricia DeBleeckere (651-201-2254, tricia.debleeckere@state.mn.us).

Questions about Environmental Review? Contact Department staff member, Suzanne Steinhauer (651-296-2888, (651-539-1843 after July 1, 2013), suzanne.steinhauer@state.mn.us).

This document can be made available in alternative formats; i.e. large print or audio tape by calling 651-296-0391 (651-539-1530 after July 1, 2013).