

**SAMPLE  
RESOLUTION OF THE ENVIRONMENTAL QUALITY BOARD**

**Adoption of Amendments to the Environmental Review Program Rules**

WHEREAS, on October 4, 2010, the EQB published a Requests for Comments in the State Register about the proposed amendment to the mandatory EAW of the environmental review program rules category for air pollution, with respect to greenhouse gas emissions, and accepted comments through November 3, 2010; and

WHEREAS, at its meeting of November 18, 2010, the EQB authorized rulemaking to amend the Environmental Review program rules; and

WHEREAS, the proposed amendments were duly noticed using the Dual Notice procedure for rulemaking; and

WHEREAS, on March 9, 2011, the EQB held a hearing, presided over by Administrative Law Judge Barbara L. Neilson, to receive public comments, which hearing was held in St. Paul; and

WHEREAS, the Administrative Law Judge has prepared a report recommending that the rule amendments be adopted; and

WHEREAS, the EQB has considered all comments and information in the record: and

WHEREAS, the EQB has the statutory authority to adopt amendments to the Environmental Review program rules and has fulfilled all procedural and substantive requirements to adopt the proposed modified amendments;

NOW THEREFORE BE IT RESOLVED, that the rule amendments relating to the Environmental Review program rules in the form set out in Revisor of Statutes draft, file number RD3996, dated 01/03/11, identified as Minnesota Rules, part 4410.4300, subpart 15, are approved and adopted, pursuant to authority vested in the Environmental Quality Board by Minnesota Statutes, sections 116D.04 and 116D.045.

David J. Frederickson, the Chair of the Environmental Quality Board, is authorized to sign the Order Adopting Rules and further is authorized to modify the rules if necessary to obtain the approval of the rules by the Revisor of Statutes or the Administrative Law Judge and to perform the necessary acts to provide that the rules shall have the force and effect of law.