

**SAMPLE  
RESOLUTION OF THE ENVIRONMENTAL QUALITY BOARD**

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

WHEREAS, on August 14, 2006, December 11, 2006, June 18, 2007, and May 27, 2008, the EQB published a series of Requests for Comments in the State Register identifying possible amendments to the Environmental Review program rules that the EQB was considering; and

WHEREAS, at its meeting of July 19, 2007, the EQB authorized rulemaking to amend the Environmental Review program rules, and at its meeting of May 15, 2008, further authorized four additional amendments to those rules; and

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

WHEREAS, the EQB held a hearing, presided over by Administrative Law Judge Steve Mihalchick, to receive public comments, which hearing was held in Alexandria, Hermantown, Bemidji, Baxter, and Fort Snelling with an afternoon and an evening session at each location; and

WHEREAS, the EQB staff proposed a number of modifications to the rules as proposed in response to comments received; and

WHEREAS, the Administrative Law Judge has prepared a report recommending that the rule amendments be adopted as modified; 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 AR3732, dated 06/02/09, identified as Minnesota Rules, parts 4410.0200 to 4410.6500, are approved and adopted, pursuant to authority vested in the Environmental Quality Board by Minnesota Statutes, sections 116D.04 and 116D.045.

Gene Hugoson, 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.