

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File No. 1041

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 6-27-84
DATE FOR REVIEW 7-6-84
DATE DUE 7-11-84

Adopted w/a hearing ____
Adopted w/o hearing ✓
Temporary rule ____

Approved 7/11/84 (CDS) Disapproved ____ Returned to Agency ____

Resubmitted ____ Due ____
Approved ____ Disapproved ____ Returned to Agency ____

Date filed w/Secretary of State 7-12-84 Revisor approved ____ disapproved ____

✓ Rule as Adopted

✓ Rule as Proposed see SR.

✓ Order Adopting 6.20.84 Date

N/A Notice of Intent to Solicit Outside Opinion

✓ Order for rulemaking
N/A date of Hearing

N/A Certificate of Board's Authorizing Resolution

✓ Notice of rulemaking
? Sufficiency does not comply with Laws 84, Ch. 640

✓ Affidavit of Mailing Notice or rulemaking
5.3.84 At least 30 days prior to ~~hearing~~/adoption

✓ Mailing list Certificate

✓ Publication in State Register
5.7.84 At least 30/~~20~~ days prior to ~~hearing~~/adoption

N/A Hearing Examiner's Report

Chief Hearing Examiner's Report(s)
____ Approving H.E.'s Report
____ Approving agency action

Agency's Findings of Fact

LCRAR Report or agency Affidavit

Certificate of Board's Resolution Adopting Rules

Order Approving Incorporation by Reference

✓ Statement of Need and Reasonableness

N/A Petition for Adoption of a Rule

✓ Record (includes transcript or tape, exhibits, comments received by agency, requests for a hearing, and other relevant materials)

✓ Certificate of Compliance w/Rulemaking Procedures

N/A Affidavit of Mailing Notice of Submission to Attorney General

✓ Notice of Submission to the Attorney General

SF-00006-02

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : JOSEPH N. ALEXANDER
Commissioner DNR

DATE: 7/11/84

Attn: A. W. CLAPP, III/Special Assist. Att. General

FROM : LARRY D. STARNS LDS
Special Assistant
Attorney General

PHONE: 2[redacted]-3493

SUBJECT: In the Matter of the Proposed Rule Amendment For the Cannon Scenic and Recreational River.

Enclosed herewith are the rules you have submitted for approval. These rules have been approved by this office and filed with the Secretary of State. Please note that they have not been filed with the State Register. This must be done promptly by your agency.

Upon receipt and before transmittal to your agency, however, it is important that you recheck these rules as to:

1. Affixation of stamps of the Attorney General and Secretary of State;

2. Coverage by these stamps of all rules submitted; and

3. Inclusion of all pages to the rules in the approved set.

If you have any questions in this regard, please contact me.

Encs.

cc: Ms. Kathy Burek
Mr. Duane Harves

LDS: sa

Department of Natural Resources

Division of Waters

Adopted Rules Governing Land Use Districts, Uses and Legal Description

Rules as Adopted

6105.1610 LAND USE MANAGEMENT.

Subpart 1. to 9. [Unchanged.]

Subp. 10. Land use districts.

A. Part 6105.0100, subpart 3 shall be amended to include the following:

	Land use districts	
	Scenic River	Recreational River
T. Sand and gravel extraction, subject to provisions of subpart 5.	C	C
U. Canoe rental establishments, subject to provisions of subpart 6.	C	C
V. Inner tube rental establishments	N	N

B. [Unchanged.]

6105.1681 LAND USE DISTRICT LEGAL DESCRIPTION AMENDMENT.

Part 6105.1680 is amended by excluding from the land use district in T 112 N - R 19 W, Section 30, Dakota County Tax Parcels Nos. 41-03000-030-55, 41-03000-010-58, 41-03000-020-55, 41-03000-015-55, 41-03000-013-55, and 41-03000-020-58, as recorded with the Dakota County assessor's office on March 29, 1984.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 1 2 1984
Joan Anderson Growe
Secretary of State

2:20 PM

APPROVED AS TO LEGALITY
July 11, 19 84
HUBERT H. HUMPHREY, III
ATTORNEY GENERAL
BY
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA

DEPARTMENT OF NATURAL RESOURCES

In the Matter of the Proposed
Rule Amendment For The Cannon
Scenic and Recreational River

ORDER ADOPTING RULES

Notice of the Commissioner's intent to adopt the above-entitled rules without a public hearing was published in the State Register on May 7, 1984 and was sent by United States Mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes section 15.0412, subdivision 4 on May 3, 1984. After affording interested and affected persons an opportunity to submit comments for 30 days after Notice, receiving no requests for a public hearing within the 30-day comment period, receiving no comments, and determining the need for and reasonableness of the above-captioned rules,

NOW, THEREFORE, IT IS ORDERED that this amendment to Part 6105.1610 and new part 6105.1681 are adopted this 20 day of June, 1984 pursuant to authority vested in me by Minnesota Statutes section 104.35

STATE OF MINNESOTA
DEPARTMENT OF NATURAL RESOURCES

JOSEPH N. ALEXANDER, Commissioner

STATE OF MINNESOTA

DEPARTMENT OF NATURAL RESOURCES

In the Matter of the
Proposed Adoption of
Amendments to the Rules for
the Cannon Scenic and
Recreational River, Minn.
Rules 1983 6105.1610 and
6105.1680

ORDER FOR NOTICE OF INTENT
TO ADOPT RULES WITHOUT
PUBLIC HEARING

WHEREAS, it has been determined that the proposed amendments are non-controverisal in nature;

NOW THEREFORE, IT IS ORDERED that notice of intent to adopt rules without public hearing, be published in the State Register and mailed to all persons who have registered their names with the Department to receive notice of rulemaking.

Dated April 19, 1984.

Joseph N. Alexander, Commissioner
Department of Natural Resources

STATE OF MINNESOTA

Department of Natural Resources
Division of Waters

In the Matter of Proposed Adoption of Amendments to the Rules for the Cannon Scenic and Recreational River, Minn. Rules 1983 6105.1610 and 6105.1680

STATEMENT OF NEED FOR AND REASONABLENESS OF THE PROPOSED AMENDMENTS

Whereas, it has been determined that the proposed amendments to the above mentioned rules are non-controversial in nature; and

Whereas, pursuant to Minn. Stat. §14.23, the agency shall prepare a statement of need and reasonableness of the proposed amendments and have the same available to the public;

Therefore, to fulfill the requirements of Minn. Stat. §14.23:

I. The proposed amendments to Minn. Rule 1983 6105.1610, Subpart 10. Item A (see attached) will correct typographical errors that improperly reference: Performance criteria for the extraction of sand and gravel, as found in Minn. Rule 1983 6105.1610, Subpart 5; and, Guidelines for reducing the effects of litter, as found in Minn. Rule 1983 6105.1610, Subpart 6.

These amendments are reasonable and needed because they correct obvious typographical errors and correctly reference the subparts of Minn. Rule 1983 6105.1610 as originally intended.

II. The proposed amendments to Minn. Rule 1983 6105.1680 will remove approximately 16.4 acres from the Cannon Scenic and Recreational River Land Use District in Section 30, T112N, R19W of Dakota County (see attached map). This amendment is needed because:

a. The Parcel being removed from the district contains agricultural service uses that under the terms of the land use controls associated with the district, are not permitted and therefore not allowed to expand their scope of operation; and

b. The removal of this parcel will allow the agricultural service uses to expand subject to conditional use permits issued by the county and pursuant to its shoreland ordinance.

This amendment is reasonable because:

i) The amendment will not joepardize the intent and purpose of designating the Cannon River and its lands as a component of the State Wild and Scenic Rivers System;

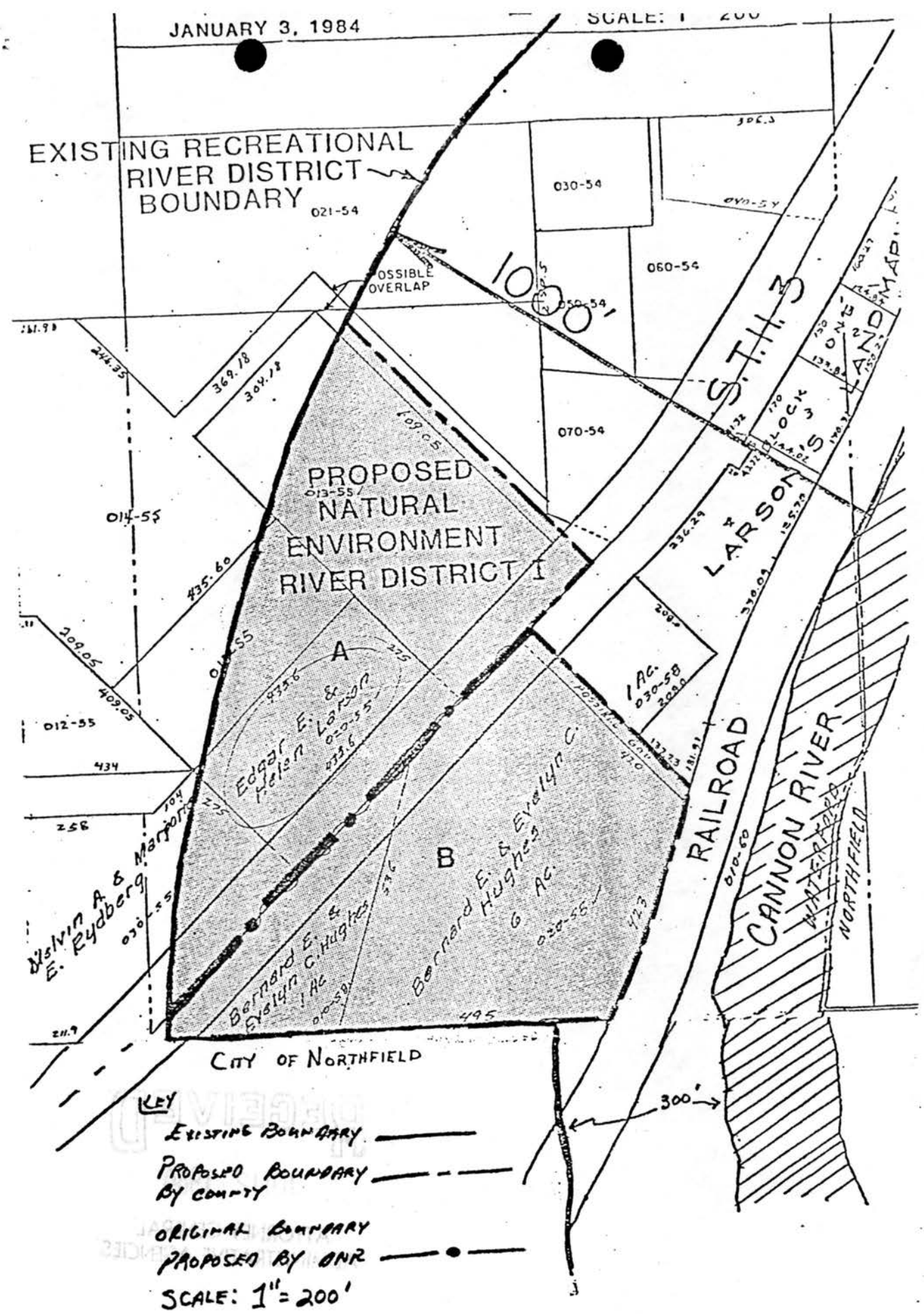
ii) Land to be removed from the County's Recreational River District will be retained in the County's Natural Environment River District I shoreland ordinance jurisdiction; and

iii) The Natural Environment River District I zoning provisions will be no less restrictive than what would apply under Recreational River District zoning provisions, with the exception of allowing agricultural services as conditionally permitted uses in the Natural Environment River District I. No other commercial uses will be allowed in the district.

This concludes the statement of need for and reasonableness of the proposed amendments to Minn. Rules 1983 6105.1610 and 6105.1680.

William R. Zachmann
Division of Waters
Department of Natural Resources
Box 32
Centennial Office Building
St. Paul, MN 55155

0613G


JANUARY 3, 1984
SCALE: 1" = 200'
EXISTING RECREATIONAL RIVER DISTRICT BOUNDARY
021-54
030-54
060-54
050-54
070-54
POSSIBLE OVERLAP
1000'
S.T.H. 3
PROPOSED NATURAL ENVIRONMENT RIVER DISTRICT I
013-55
014-55
012-55
A
B
Edgar E. & Helen Larson 033.6
Bernard E. & Evelyn C. Hughes 1 AC.
Bernard E. & Evelyn C. Hughes 6 AC.
1 AC. 030-58
LARSON'S ONE ACRE LAND MAP
BLOCK 3
RAILROAD
CANNON RIVER
WATERFRONT
NORTHFIELD
CITY OF NORTHFIELD
300'
KEY
EXISTING BOUNDARY
PROPOSED BOUNDARY BY COUNTY
ORIGINAL BOUNDARY PROPOSED BY DNR
SCALE: 1" = 200'

STATE OF MINNESOTA

DEPARTMENT OF NATURAL RESOURCES

In the matter of the proposed rule amendments to the Cannon Scenic and Recreational River

AFFIDAVIT OF MAILING

WILLIAM R. ZACHMANN deposes and says:

That on the 3 day of ~~April~~ MAY, 1984, at the City of Saint Paul, County of Ramsey, State of Minnesota, he served the attached NOTICE OF PROPOSAL TO ADOPT AMENDMENTS WITHOUT A PUBLIC HEARING by depositing in the United States Mail, at said City of Saint Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Certificate of the Commissioner of Natural Resources.

William R. Zachmann

Subscribed and sworn to before me
this 3 day of ~~April~~ May, 1984

Lynda L. Newman

LYNDA L. NEWMAN
NOTARY PUBLIC — MINNESOTA
RAMSEY COUNTY
MY COMMISSION EXPIRES AUG. 30, 1984

RECEIVED
JUN 27 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

DEPARTMENT OF NATURAL RESOURCES

In the matter of the proposed rule amendments to the Cannon Scenic and Recreational River

CERTIFICATION

I hereby certify that the attached 12 labels and 3 sheets constitute the complete list of persons, associations, and other interested groups who as of 9 o'clock A.M., this 3 day of MAY, 1984, have requested pursuant to Minnesota Statutes, 1982, Section 14.14, Subdivision 1, that their names be placed on file with the Department of Natural Resources for the purpose of receiving notice of public hearings on proposed rules on the subjects captioned above.

Joseph N. Alexander
Commissioner

By: Andy Brewer

0613G

RECEIVED
JUN 5 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

RECEIVED
JUN 27 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

Env. Control & Energy Dept.
Ford Motor Company
Automotive Assembly Division
17000 Oakwood Blvd.
Allen Park, Mich. 48121

Mr. John A. Knapp
Hessian, McKasy & Soderberg
1500 Midwest Plaza Bldg.
Minneapolis, MN 55402

Peterson, Popovich, Knutson & Flynn
314 Minnesota Bldg.
St. Paul, MN 55101

Gordon Forbes
Minn. Railroads Association
303 Hanover Bldg.
480 Cedar St.
St. Paul, MN 55101

Dept. of Economic Development
480 Cedar St.
St. Paul, MN 55101

Sam Ruhle
Office of Adminis. Hearings
400 Summit Bank Building
310 South Fourth Avenue
Minneapolis, MN 55415

Robert S. Burk
4344 IDS Center
Minneapolis, MN 55402

Marylee Fithian, Exec. Director
Oden & Associates
905 Park Ave. So.
Mpls., MN 55404

Jean Dawson, Editor
The Minnesota Government Report
B-12, Press Room
StateCapitol Bldg.
INTEROFFICE

T. J. Manthey
Pickands Mather & Co.
1100 Superior Ave. NE
Cleveland, Ohio 44114

Craig Waldron

Region Nine Dev. Commission
410 So. 5th St., P.O. Box 3367
Mankato, MN 56001

Harold H. Haugh
Jones, Haugh & Smith Inc.
515 So. Washington
Albert Lea, MN 56007

Robert A. Silvagni, Env. Eng.
U of M-Physical Plant Dept.
200 Shops Building
319 15th Ave. SE
Minneapolis, MN 55455

Minn. Petroleum Council
300 Northern Federal Bldg.
St. Paul, MN 55102

Robert Bollant
City of Winona
City Hall
4th & Lafayette St.
Winona, MN 55987

Richard C. Buske
Dept. of Economic Development
480 Cedar St.
St. Paul, MN 55101

Bruce T. Rowe, Administrator
Community Health Services Board
325 Lake Ave. So., Suite 604
Duluth, MN 55802

Mr. Reynold S. Rahko, Mgr.
Projects Coordinating Division
United Power Association
Elk River, MN 55330

George C. Mastor
General Counsel
MN Gas Company, Legal Division
701 2nd Avenue South
Mpls., MN 55402

G. V. Welk, Manager
Regulatory Compliance & Services
Northern States Power Company
414 Nicollet Mall
Minneapolis, MN 55401

Philip D. Brick
Pickands Mather & Co.
Suite 811-200 W Superior St.
Duluth, MN 55802

Environmental Law Society
William Mitchell College of Law
875 Summit Ave.
St. Paul, MN 55105

Bonnie M. Spencer
Federal-State Reports, Inc.
5203 Leesburg Pike, #1201
Baileys Crossroads
Falls Church, VA 22041

Gertrude M. James
Anoka Co. Community Health & Social Services Dept.
Courthouse, 4th Floor
Anoka, MN 55303

Executive Director
Association of Minn. Counties
555 Park St., Suite 300
St. Paul, MN 55103

Wayne H. Olson, Esq.
Olson, Gunn & Seran, Ltd.
315 Peavey Bldg.
730 Second Ave. So.
Mpls., MN 55402

Charles Schaffer
Dept. of Economic Development
480 Cedar St.
St. Paul, MN 55101

Marylee Fithian
Director
Development Disabilities Planni
200 Capitol Square Bldg.
INTEROFFICE

G. Robert Johnson
4344 IDS Center
Minneapolis, MN 55402

Frank Mixa
Executive Director
Lake Mtka. Conservation Distric
402 E. Lake St.
Wayzata, MN 55391

General Mills, Inc.
Attn: J. W. Haun
P. O. Box 1113
Minneapolis, MN 55440

Bob Franklin, City Editor
Minneapolis Tribune
425 Portland Ave.
Minneapolis, MN 55488

Dr. Rollin Dennistoun,Dep. Comm
MN Dept. of Agriculture
90 W. Plato
St. Paul, MN 55107
INTEROFFICE

Antitrust Division
MN Attorney General's Office
2nd Floor, Ford Bldg.
117 University Ave.
St. Paul, MN 55155

Professor Robert Synder
248 Classroom-Office Bldg.
University of Minnesota
St. Paul, MN 55108

Eric W. Ingvaldson
700 Galaxy Building
330 Second Ave. South
Minneapolis, MN 55401

Thomas M. Polt
McCarthy Bldg.
Eyota, MN 55934

President
Interstate Power Co.
1000 Main St.
Dubuque, IA 52001

Harriet Lykken
4600 Emerson Ave. So.
Mpls., MN 55409

Kenneth Peterson, Exec. Director
MPIRG
2412 University Ave. SE
Mpls., MN 55414

Ann Mongoven
211½ Minnesota
Bemidji, MN 56601

Ken Kadlec
762 Holly Ave.
St. Paul, MN 55104

Nelson French
3715 E. 26th St.
Mpls., MN 55406

Broeker, Hartfeldt, Hedges & Grant
Suite 800
2850 Metro Drive
Bloomington, MN 55420

Conrad M. Fredin
811 First Nat'l. Bank Bldg.
Duluth, MN 55802

John H. Herman
Suite 930
Ten South Fifth St.
Mpls., MN 55401

Anoka Co. Community Health & Social Services Dept.
c/o Robert M. Hutchison
Courthouse-4th Floor
Anoka, MN 55303

Donald B. Crassweller
1000 Alworth Bldg.
Duluth, MN 55802

Richard Kramer
1471 Barclay
St. Paul, MN 55106

James Miller, Sr. Attorney
MPIRG
2412 University Ave. SE
Mpls., MN 55414

Steve Chadwick
2904 W. 3rd St.
Duluth, MN 55806

Badger Safe Energy Alliance
Box 68
Durand, Wis. 54736

Steve O'Neil
475 Huff St.
Winona, MN 55987

MN Izaak Walton League
3255 Hennepin Ave
Suite 109
Minneapolis, MN 55408

Maryann S. Marino, Ph. D.
Koppers Company, Inc.
1201 Koppers Bldg.
Pittsburgh, PA 15219

R. J. Barto
Midland Glass Company, Inc.
P.O. Box 69
Shakopee, MN 55379

Phillips Legislative Service, In
459 Rice Street
St. Paul, MN 55103

J. D. Giallombardo
Buildings & Environmental
Burlington Northern, Inc.
176 E. 5th St., Room 1280
St. Paul, MN 55101

W. J. Licke, General Counsel
Blandin Paper Co.
115 1st St. SW
Grand Rapids, MN 55744

Associated Builders & Contracto
Suite 109
6300 Walker St.
Mpls., MN 55416

Barbara Johnson
1636 Taylor Ave.
St. Paul, MN 55104

Public Interest Advocacy Clinic
Hamline University Law School
St. Paul, MN 55104

Rodney Watkins
105 University Rd.
Cloquet, MN 55720

Loni Kemp
The Minnesota Project
618 E. 22nd St.
Mpls., MN 55404

John M. Broeker
2850 Metro Drive
Suite 800
Mpls., MN 55420

City of Brooklyn Center
Brad Hoffman
6301 Shingle Creek Parkway
Brooklyn Center, MN 55430

Bruce Barker
Minnesota Woodlands
Boise Cascade Corporation
International Falls, MN 56649

Frundt, Frundt & Johnson
117 West 5th Street
Blue Earth, MN 56013

Joseph G. Beaton Jr. LTD
1503 Washington Av. S.
Mpls., MN 55454

Andrea Hughes-Whaley
2803 Lake Blvd. North
North St. Paul, MN 55109

Bob Buckler
Minn. Forest Industries
908 Pioneer Bldg
St. Paul, MN 55101

Franklin J. Svoboda, CWB
BRW
2829 University Avenue SE
Mpls., MN 55414

RECEIVED
JUN 3 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

RECEIVED
JUN 27 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

DEPARTMENT OF NATURAL RESOURCES

Division of Waters

Proposed Amendments to Rules Governing Land Uses and Land Use District of the Cannon Scenic and Recreational River

Notice of Intent to Adopt Rule Amendments Without a Hearing.

Notice is hereby given that the State Department of Natural Resources is proposing to adopt the above entitled amendments without a public hearing. The Commissioner of Natural Resources has determined that the proposed adoption of these amendments will be noncontroversial in nature and has elected to follow procedures set forth in Minn. Stat. §§ 14.21-14.28.

Changes are proposed to sections concerning:

1. Land Use Management, where the changes will correct typographical errors in the rule text; and
2. Land Use District Legal Descriptions, where the changes will remove approximately 16.4 acres from the Cannon Recreational River Land Use District in Dakota County.

Persons interested shall have 30 days to submit comments on the proposed amendments. The proposed amendments may be modified prior to final adoption if modifications are supported by the data and views submitted to the Department of Natural Resources and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed amendments within the 30-day comment period, a public hearing will not be held. The written request must be specific on which amendment(s) a hearing is desired. Identification of the particular objection, the suggested modifications, and the reasons or data relied upon to support the suggested modifications are desired. In the event a public hearing is required, the department will proceed according to the provisions of Minn. Stat. §§ 14.13-14.20.

Persons who wish to submit comments or a written request for a public hearing, or persons who wish to receive a copy of this notice and/or a copy of the proposed amendments, should address their correspondence to:

William Zachmann
Department of Natural Resources
Box 32
Centennial Office Building
St. Paul, MN 55155

The Department's authority to adopt the rules is contained in Minn. Stat. §§ 104.34 and 104.35. A statement that describes the need for and reasonableness of the proposed amendments is available from the Department of Natural Resources upon request.

Upon adoption of the final amendments without a public hearing, the proposed amendments, this notice, the statement of need and reasonableness, all written comments received, and the final amendments as adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final amendments as proposed for adoption, should submit a written request to the above address.

Please be advised that Minn. Stat. Chapter 10A requires each lobbyist to register with the State Ethical Practices Board within five (5) days after he or she commences lobbying. Minn. Stat. § 10A.01, subdivision 11 defines a lobbyist as any individual: a) engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or b) who spends more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative administrative action by communicating or urging others to communicate with public officials. The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, Minnesota 55155, telephone (612) 296-5616.

Dated: April 19, 1984

Joseph N. Alexander

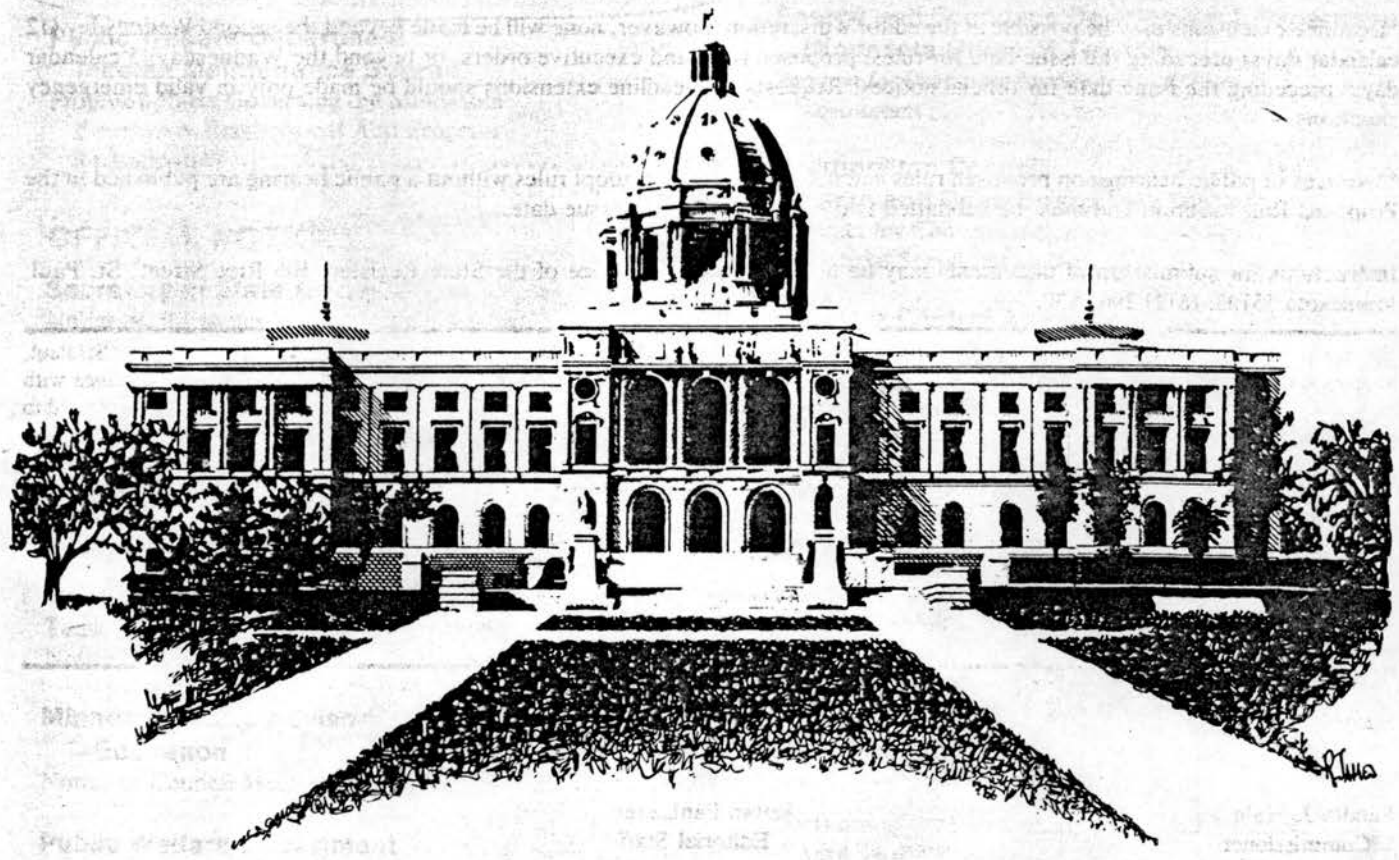
JOSEPH N. ALEXANDER, Commissioner
Department of Natural Resources

0360G

RECEIVED
JUN 27 1984
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

STATE REGISTER

STATE OF MINNESOTA



VOLUME 8, NUMBER 45

May 7, 1984

Pages 2357-2392

PROPOSED RULES

Pursuant to Minn. Stat. of 1980, §§ 14.21, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless seven or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules;

and

4. that the rule may be modified if modifications are supported by the data and views submitted.

If, during the 30-day comment period, seven or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.13-14.20 which state that if an agency decides to hold a public hearing, it must publish in the *State Register* a notice of its intent to do so. This notice must appear at least 30 days prior to the date set for the hearing, along with the full text of the proposed rules. (If the agency has followed the provisions of subd. 4h and has already published the proposed rules, a citation to the prior publication may be substituted for republication.)

Pursuant to Minn. Stat. § 14.29, when a statute, federal law or court order to adopt, suspend or repeal a rule does not allow time for the usual rulemaking process, temporary rules may be proposed. Proposed temporary rules are published in the *State Register*, and for at least 20 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Department of Natural Resources Division of Waters

Proposed Rules Governing Land Use Districts, Uses and Legal Description

Notice of Intent to Adopt Rule Amendments Without a Hearing

Notice is hereby given that the State Department of Natural Resources is proposing to adopt the above entitled amendments without a public hearing. The Commissioner of Natural Resources has determined that the proposed adoption of these amendments will be noncontroversial in nature and has elected to follow procedures set forth in Minn. Stat. §§ 14.21-14.28.

Changes are proposed to sections concerning:

1. Land Use Management, where the changes will correct typographical errors in the rule text; and

2. Land Use District Legal Descriptions, where the changes will remove approximately 16.4 acres from the Cannon Recreational River Land Use District in Dakota County.

Persons interested shall have 30 days to submit comments on the proposed amendments. The proposed amendments may be modified prior to final adoption if modifications are supported by the data and views submitted to the Department of Natural Resources and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed amendments within the 30-day comment period, a public hearing will not be held. The written request must be specific on which amendment(s) a hearing is desired. Identification of the particular objection, the suggested modifications, and the reasons or data relied upon to support the suggested modifications are desired. In the event a public hearing is required, the department will proceed according to the provisions of Minn. Stat. §§ 14.13-14.20.

Persons who wish to submit comments or a written request for a public hearing, or persons who wish to receive a copy of this notice and/or a copy of the proposed amendments, should address their correspondence to:

William Zachmann
Department of Natural Resources
Box 32
Centennial Office Building
St. Paul, MN 55155

The Department's authority to adopt the rules is contained in Minn. Stat. §§ 104.34 and 104.35. A statement that describes the need for and reasonableness of the proposed amendments is available from the Department of Natural Resources upon request.

Upon adoption of the final amendments without a public hearing, the proposed amendments, this notice, the statement of need and reasonableness, all written comments received, and the final amendments as adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final amendments as proposed for adoption, should submit a written request to the above address.

Please be advised that Minn. Stat. Chapter 10A requires each lobbyist to register with the State Ethical Practices Board within five (5) days after he or she commences lobbying. Minn. Stat. § 10A.01, subdivision 11 defines a lobbyist as any individual: a) engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or b) who spends more than $250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative administrative action by communicating or urging others to communicate with public officials. The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 41 State Office Building, St. Paul, Minnesota 55155, telephone (612) 296-5616.

April 18, 1984

Joseph Alexander, Commissioner
Department of Natural Resources

Rules as Proposed

6105.1610 LAND USE MANAGEMENT.

Subpart 1. to 9. [Unchanged.]

Subp. 10. Land use districts.

A. Part 6105.0100, subpart 3 shall be amended to include the following:

	Land use districts	
	Scenic River	Recreational River
T. Sand and gravel extraction, subject to provisions of subpart ~~6~~ 5.	C	C
U. Canoe rental establishments, subject to provisions of subpart ~~7~~ 6.	C	C
V. Inner tube rental establishments	N	N

B. [Unchanged.]

6105.1681 LAND USE DISTRICT LEGAL DESCRIPTION AMENDMENT.

Part 6105.1680 is amended by excluding from the land use district in T 112 N-R 19 W, Section 30, Dakota County Tax Parcels Nos. 41-03000-030-55, 41-03000-010-58, 41-03000-020-55, 41-03000-015-55, 41-03000-013-55, and 41-03000-020-58, as recorded with the Dakota County assessor's office on March 29, 1984.

Department of Public Welfare
Income Maintenance Bureau

Proposed Rules Governing the Minnesota Emergency Employment Act; Program Requirements

Notice of Hearing

In the matter of the proposed rules of the Department of Public Welfare governing the General Assistance Program, Minnesota Rules, parts 9555.3400 to 9555.3408, and governing notification and referral to the Minnesota Emergency Employment Development Act Program, part 9500.0361 and proposed rules governing the exclusion and waiver of excess property in determining eligibility for General Assistance, Minnesota Rules, parts 9500.0530 to 9500.0533.

A public hearing concerning the above-entitled matter will be held in Room D, Fifth Floor, Veterans Service Building, 20 West 12th Street, St. Paul, Minnesota 55155, on June 7, 1984, commencing at 9 a.m. and continuing until all interested persons have an opportunity to be heard. The proposed rules may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rules, you are urged to participate in the rule hearing process.

Following the agency's presentation at the hearing, all interested or affected persons will have an opportunity to ask questions and make comments. Statements may be made orally and written material may be submitted. In addition, whether or

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

In the Matter of the Proposed Rule Amendment for the Cannon Scenic and Recreational River

STATEMENT OF COMPLIANCE WITH RULEMAKING PROCEDURES

I have examined the rules and all related documents. Based on that and my familiarity with the laws and rules for rulemaking, I conclude that those laws and rules have been followed.

Dated: June 26, 1984.

A. W. Clapp III

A. W. CLAPP III
Special Assistant
Attorney General