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Administrative Rules Proceedings Files:
Mississippi River Corridor Critical Area
(MRCCA).

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Report to Legislature on Status of MRCCA Rulemaking

Exhibit 3f



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Exhibit F – 2014 DNR Report to Legislature on Status of MRCCA Rulemaking

MISSISSIPPI RIVER CORRIDOR CRITICAL AREA

Report to the Minnesota Legislature on Rulemaking Initiative



Minnesota Department of Natural Resources

January 2014



Statutory Authority

This document was prepared at the direction of the Minnesota Legislature in Laws of Minnesota 2013, Chapter 137, Article 2, Sec. 22.

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Laws of Minnesota 2013, Chapter 137, Article 2, Section 22.

MISSISSIPPI RIVER CORRIDOR CRITICAL AREA REPORT.

By January 15, 2014, the commissioner of natural resources shall submit a report to the chairs and ranking minority members of the senate and house of representatives committees and divisions with jurisdiction over natural resources finance and policy and the clean water fund on the status of the rulemaking authorized under Minnesota Statutes, section 116G.15

Mississippi River Corridor Critical Area (MRCCA) Rulemaking Legislative Report

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I. Introduction and Background

A. Purpose

This report has been prepared for the chairs and ranking minority members of the senate and house of representatives committees and divisions with jurisdiction over natural resources finance and policy and the clean water fund pursuant to Laws of Minnesota 2013, Chapter 137, Article 2, Sec. 22. The purpose of this report is to provide a status update on the rulemaking for the Mississippi River Corridor Critical Area (MRCCA) authorized under Minnesota Statutes, section 116G.15.

B. History of the MRCCA

The Mississippi River Corridor Critical Area (MRCCA) was established over 35 years ago to protect and preserve the unique natural, recreational, transportation, and cultural features of the section of the Mississippi River flowing through the Minneapolis-St. Paul Metropolitan Area. It comprises 72 miles of river and 54,000 acres of surrounding land in some 30 LGUs.

The MRCCA was designated in 1976 by Executive Order following passage of the Minnesota Critical Areas Act of 1973. The Critical Areas Act (Minn. Stat., sec. 116G) provides a general regulatory framework for protecting specific areas of the state that possess important historic, cultural, or aesthetic values or natural systems through a defined local-regional planning and regulation process. The MRCCA was the first and remains the only critical area in the state. Following is a brief history of the MRCCA.

- 1973** Minnesota passes Critical Areas Act of 1973 (Minn. Stat., sec. 116G). EQB adopts rules to implement Act (MN Rules, parts 4410.8100 – 4410.9910).
- 1976** Mississippi River and adjacent corridor designated a state critical area by Governor Wendell Anderson (Executive Order No. 130).
- 1979** Designation continued by Governor Albert Quie (Executive Order 79-19). Metropolitan Council acts to make designation permanent (Resolution 79-48).
- 1988** Mississippi National River and Recreational Area (MNRRA) established by Congress as unit of National Park Service (MNRRA shares same boundary as the MRCCA).
- 1991** MNRRA designated a state critical area per Critical Areas Act (Minn. Stat., sec. 116G.15).
- 1995** Responsibility shifts from EQB to DNR by Governor Arne Carlson (Reorganization Order 170).
- 2007** Legislature directs DNR to prepare report on the MRCCA, completed January 2008).
- 2009** Legislature amends Minn. Stat., sec. 116G.15 and directs DNR to conduct rulemaking for the Mississippi River Corridor Critical Area (MN Laws 2009, Chapter 172, Article 2, Section 5.e.).
- 2011** DNR develops draft rule after participatory stakeholder process, but rulemaking authority lapses.
- 2013** Legislature directs DNR to resume rulemaking process in consultation with local governments (Laws of Minnesota 2013, Chapter 137, Article 2, Sec. 22).

C. Overview & Regulatory Framework

The MRCCA includes 30 communities (21 cities, 5 counties, 4 townships) and several quasi-governmental entities. Most have adopted critical area plans and ordinances.

Executive Order (EO) 79-19 establishes four land use districts and establishes performance standards and guidelines for each (Figure 1):

- Rural Open Space
- Urban Open Space
- Urban Developed
- Urban Diversified

Local government units (LGUs) administer and enforce a variety of regulations to meet the performance standards, which has led to concern regarding consistency and adequacy of these regulations to protect key resources and features.

The critical area is cooperatively managed:

DNR Role: Reviews/approves plans and ordinances, and may review actions requiring a public hearing.

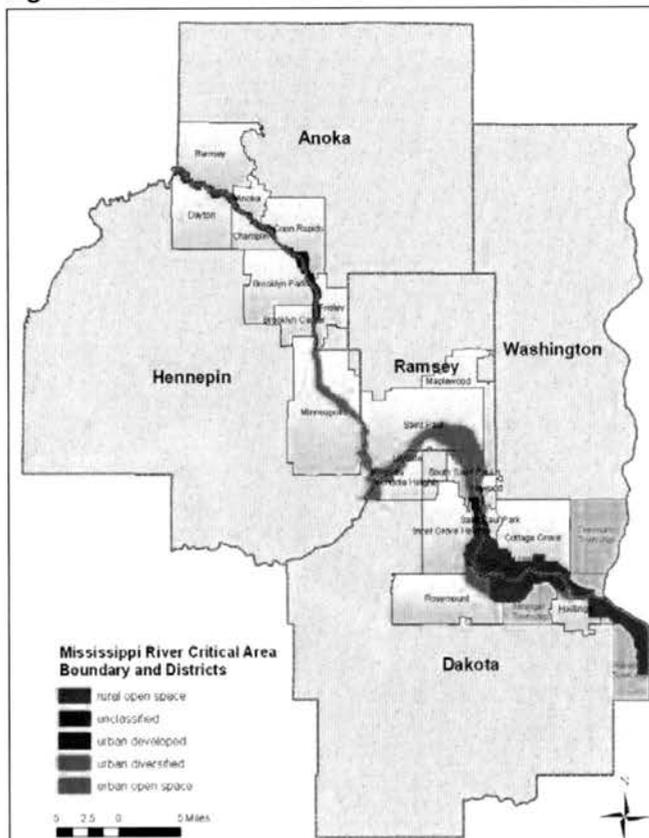
Metropolitan Council Role: Reviews plans for consistency with regional policies, EO 79-19, and MNRRA policies and submits recommendation to DNR; and provides planning assistance to local governments.

National Park Service (NPS) Role:

Has provided funding to local, regional, and state agencies; encourages local governments to incorporate voluntary MNRRA policies into plans; and provides stewardship, education, and historical/cultural resource protection.

LGU Roles: Adopt DNR-approved plans and ordinances, and administer and enforce them.

Figure 1: EO 79-19 Districts



D. Recent Legislative Direction/Rulemaking

In 2009, the Legislature revised Minn. Stat., sec. 116G.15 and directed the DNR to develop MRCCA rules consistent with the revisions, and specifically with three key additions to the statute to establish: 1) new districts with consideration of the intent of the original districts included in EO 79-19; 2) minimum standards and criteria to guide development in the districts; and 3) a map to define bluffs and bluff-related features.

In response to this direction, the DNR undertook an extensive civic engagement process from 2009-2010. As part of this process, the DNR:

- established a project website and mailing list;
- notified all 30 LGUs in the MRCCA of the rulemaking and requested their assistance in notifying residents and identifying stakeholders;
- published the Request for Comments;
- met with staff and officials from each LGU to learn from their experience in administering the MRCCA program;
- convened four geographically defined advisory groups comprised of LGU, property owner, business and environmental groups to provide input during rule development; and
- held two public open houses and worked with other agencies to get feedback on draft districts and standards.

The DNR's rulemaking authority lapsed in 2011 before the rulemaking process was completed; however, the DNR did complete a draft rules package in 2011 based on feedback received during the civic engagement process.

In 2013, the Legislature revised Minn. Stat., sec. 116G.15 and directed the DNR to resume rulemaking. Key changes to Minn. Stat., sec. 116G.15 included the following:

- directed the DNR to consult with LGUs before adopting rules;
- added the "redevelopment" of a variety of urban uses and "recreational" uses to the existing list of multiple resources for which the corridor is to be managed;
- modified the considerations for creating new districts, de-emphasizing those river features in existence in 1979 and the intent of the districts in EO 79-19 and emphasizing both the natural character and existing development of the river corridor, as well as potential for new commercial, industrial, and residential development;
- added commercial, industrial, and residential resources to the existing list of resources that must be protected or enhanced through guidelines and standards; and
- eliminated the 2009 requirement to establish regulatory bluff maps, although bluff protection continues to be a priority.

II. Current Rulemaking Process

A. Schedule and Overview

The DNR resumed rulemaking in 2013, building on the 2009-2010 civic engagement process and the 2011 draft rules package (Fig. 2). Between August and September 2013, the DNR met with LGUs and other groups in the MRCCA to review and get feedback on the 2011 draft rules. The result of these meetings is described in detail in Section III. Specifically, the DNR:

- established a new project website;
- developed a mailing list (~1,400 subscribers) and sent an email describing project status;
- met with staff and officials from each LGU to get feedback on the 2011 draft rules;
- convened two meetings hosted by Metro Cities and the League of Minnesota Cities to discuss the rulemaking effort; and

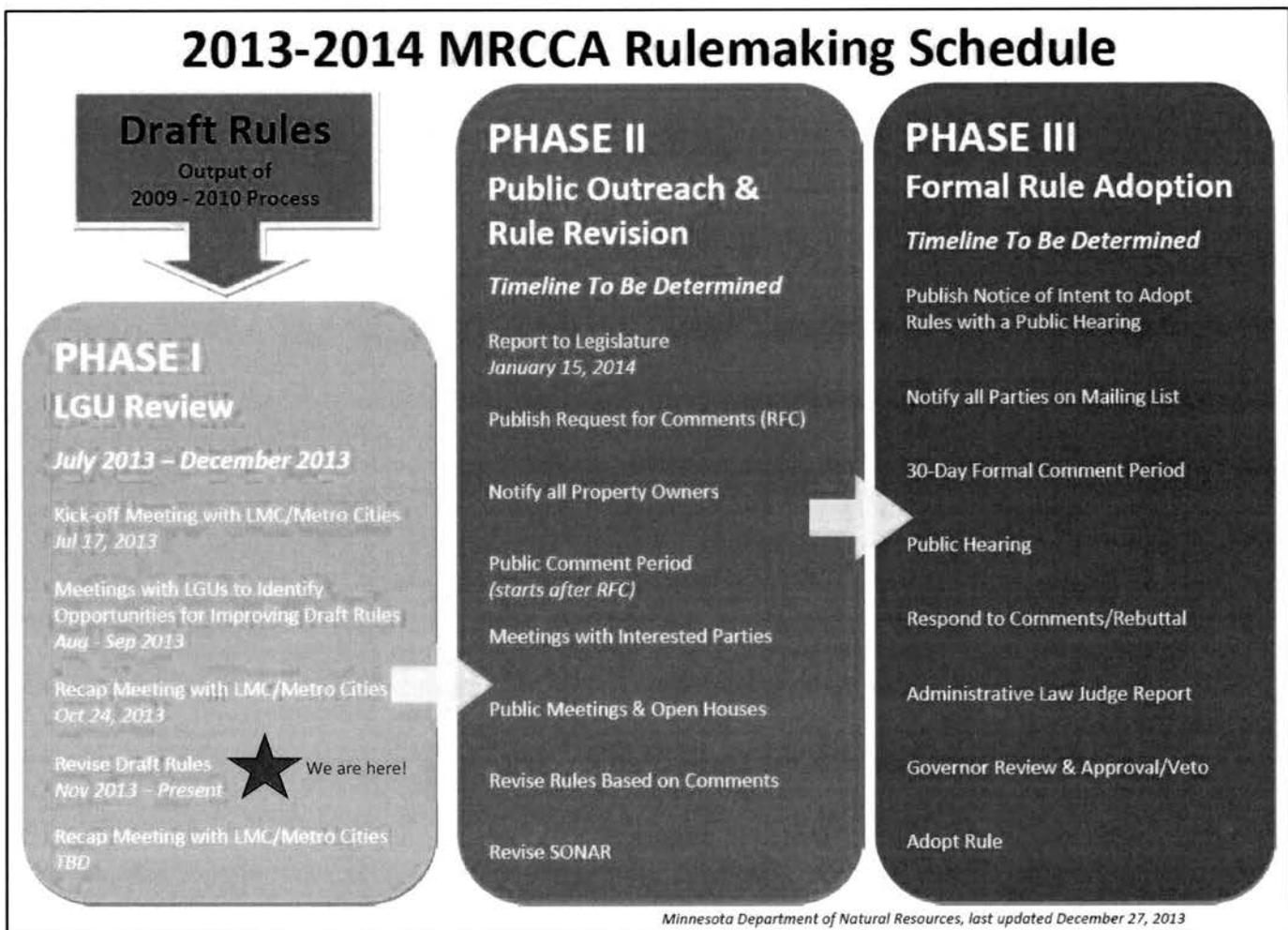
- met with the NPS and environmental groups for feedback on the 2011 draft rules.

There will be numerous other opportunities to engage the public as provided in the next section.

B. Project Status and Next Steps

The DNR is continuing to follow the rulemaking project schedule shown in Figure 2. We are currently revising the 2011 draft rules to reflect feedback received from LGUs (Phase I). Once the draft revisions are complete, the DNR will share them with Metro Cities. With feedback from these meetings, a final revised draft of the rules will be prepared to move on to Phase II.

Figure 2: Rulemaking Project Schedule



Phase II is the informal public outreach and rule revisions phase. It will begin with publishing the Request for Comments (RFC) which will include the final revised draft of the rules. These rules will be the basis of discussion and comment at public and other interested stakeholder meetings in Phase II. The DNR will notify all property owners of the RFC and inform them how they can participate in the process. Based on comments received in Phase II, the rules and SONAR (started in 2010) will be revised in preparation for Phase III.

Phase III is the formal rule adoption phase. This phase begins with publication of the Notice of Intent to Adopt Rules with a Public Hearing. The DNR will again notify all parties on the mailing list and encourage interested parties to comment during the 30-day comment period. After this period, an administrative law judge (ALJ) will preside over a public hearing to consider the rules. After the hearing, the DNR will respond to comments and the ALJ will issue a report with recommendations. The Commissioner and Governor will review the recommendations and make a decision. The decision options include approving the rules, approving the rules with modifications, or vetoing the rules.

III. Issues and Future Direction of Rules

A. Overview

The DNR resumed rulemaking in 2013 guided by the 2013 statutory changes. These changes (described in Section I.D of this report) are affecting rule development in the following ways:

- Changes to the districts and district boundaries developed in the 2009-2010 civic engagement process are needed to consider “existing development and the potential for new commercial, industrial, and residential development.” The district boundaries developed in 2009-10 were created to consider the intent of the EO 79-19 districts, a provision that was removed in 2013.
- Changes in standards and guidelines are needed to recognize, afford protection to or enhance commercial, industrial, and residential resources.
- Greater consultation with LGUs is needed to ensure that adopted rules can be administered.

B. Rulemaking Goals

The DNR is pursuing rulemaking guided by the following goals or principles:

Maintain and improve water quality and habitat

This goal is aligned with the DNR’s core mission of protecting the state’s natural resources. Towards this goal, we seek to develop regulations and policies that advance the use of best management practices and technology to protect water quality and aquatic and terrestrial habitat. Protection of these resources is considered a high priority in developing the rules and administering the program.

Better recognize existing and planned development

The 2013 changes to Minn. Stat., sec. 116G.15 emphasized the recognition of existing commercial, industrial, and residential development and the importance of redevelopment and reinvestment in land

within the corridor. Consideration of communities' underlying zoning will be an important strategy for recognizing these resources and opportunities.

Increase flexibility for LGUs

Designing rules that can adapt to evolving physical and economic conditions is important to balance the broad range of uses and stakeholder needs in the corridor. Thus, transparent and well defined processes will be built into the rules to allow administrative changes to district boundaries and to allow local governments to propose alternate standards that provide an equal level of resource protection.

Limit rules to those that can better achieve resource protection

This goal recognizes that there are limits to what state land use regulations can practically achieve within the statutory framework for local planning and zoning and the policy guidance of Minn. Stat., sec. 116G.15. The rules will focus more on measures to protect shore and bluff impact zones and other primary conservation areas within the MRCCA, because these measures best protect and enhance water quality and aquatic and terrestrial habitat and can be administered cost-effectively. The rules will focus less on land use, building height, lot size, and visibility of structures; while these measures are still important, they are not as important from a resource protection standpoint and are better left to the expertise in each local government, particularly in areas that are already intensively developed.

Simplify administration and clarify DNR evaluation criteria

This goal is aligned with the Governor's goal to reform state government to make it better, faster, simpler, and more efficient for people. Toward this goal, the DNR seeks to reduce the complexity and cost of administering the MRCCA by revising administrative procedures and standards to reduce DNR discretion. Too much discretion results in a lack of consistency and predictability over time, and can lead to distrust between the DNR and LGUs. Ultimately, this negatively affects implementation and resource protection.

C. Problems with Executive Order 79-19

EO 79-10 contains a variety of inherent problems that rulemaking seeks to resolve.

EO 79-19 Can't be Changed or Updated

There is no mechanism for revising an executive order, short of issuing a new executive order. Executive orders are not desirable methods for developing regulations that affect local land use. State rulemaking offers a transparent process that includes opportunities for public participation and provides an appropriate foundation for local land use regulation.

EO 79-19 Gives the DNR too much Discretion in Approving LGU Plans and Ordinances

The Standards and Guidelines in EO 79-19 are written as "performance standards," which describe a goal or desired end state. Performance standards lack specificity and therefore require significant discretion to administer.

This type of broad, performance-based language gives the DNR insufficient guidance and criteria for approving plans and ordinances. This creates opportunities for uncertainty, inequity, and inconsistency

in the approval process over time, and the potential for distrust between LGUs and DNR. Examples in EO 79-19 include:

Provision C.1.a. (7). This provision dealing with vegetation management states that “each local unit of government shall, with the assistance of the Metropolitan Council and state agencies prepare *regulations* for management of vegetative cutting.”

Provision C.2.b. This provision states that “structure site and location shall be *regulated* to ensure that riverbanks, bluffs and scenic overlooks remain in their natural state, and to minimize interference with views of and from the river, except for specific uses requiring river access.”

In both of these examples, the performance standards simply state that “regulations” must be prepared or something must be “regulated.” To be accepted as legitimate, regulations need to be developed in an open and transparent process that considers the impacts on a variety of stakeholders. Absent that process, the DNR must rely on its discretion to approve or deny a LGU’s plans and regulations that address these standards.

EO 79-19 Limits Redevelopment and Reinvestment

EO 79-19 applies one of four districts to all land in the corridor. The main purpose of the districts was to regulate land use as a major means for achieving the EO’s protection goals. These districts were defined based on land use in 1976. Because executive orders cannot be updated, the land use restrictions put in place in 1976 still govern development activity. This has limited the ability of communities to redevelop and encourage reinvestment.

A good example is in the City of Champlin. Champlin is interested in redeveloping the area at the Hwy 169 bridge crossing, known as the Gateway, as well as a parcel to the west. This land is all currently in the Urban Developed District. Champlin is pursuing redevelopment of these areas as walkable mixed-use neighborhoods with high density housing and new commercial buildings up to 5 stories in height with reduced setbacks from the river. This plan deviates considerably from the 35’ height limit that currently applies to the Urban Developed District, and from the management purpose of the Urban Developed District, which is “to maintain the largely residential character, and to limit expansion of commercial use.” Prohibiting this development because it conflicts with a management purpose and height restrictions developed in 1976 limits the city’s ability to achieve more sustainable development patterns and a stronger tax base.

MRCCA is Costly and Complex to Administer

The MRCCA regulatory program is costly and complex to administer for a number of reasons. Unlike all other shoreland protection programs¹ which are governed by Minn. Stat. sec. 103F, the MRCCA program requires LGUs to adopt a plan in addition to a zoning ordinance, and it requires the administration and oversight of two state agencies – the DNR and Metropolitan Council – instead of just one. Much of the program’s administrative cost is due to inefficiencies experienced by both agencies in performing tasks outside their core functions. Plan review and approval is a core function of the Metropolitan Council.

¹ Shoreland, Wild and Scenic River, and Lower St. Croix River.

Other than MRCCA ordinances, the Council does not typically review local government ordinances. Ordinance review and approval is a core function of the DNR in administering all other shoreland protection programs. Other than MRCCA plans, the DNR does not typically review local land use plans.

The procedures laid out in Minn. Stat., secs. 116G.07 -.10, and subsequently Minn. Rules 4410 and EO 79-19, also contribute to administrative costs and complexity. This statute and these rules lay out the process by which local plans and ordinances are reviewed and approved: the Metropolitan Council is responsible for reviewing plans and ordinances and making recommendations to the DNR, and the DNR is then responsible for reviewing and approving plans and ordinances based on the Council's recommendations. Written in 1973, these procedures were intended to apply to any designated critical area in the state and thus apply generically to any "regional development commission." There is no flexibility to adapt the administrative procedures to specific regional development commissions like the Metropolitan Council. Until Minn. Stat., sec. 116G is changed to recognize the Metropolitan Council and its unique planning authority and administrative procedures, and to allow for a more coordinated review process, the MRCCA will continue to be administered per a lengthy, sequential review and approval process between the Metropolitan Council and DNR. The prescribed process is inefficient and makes it difficult to align MRCCA plan review and approval with the Council's current process for regular comprehensive plan updates every 10 years, and amendments made thereto.

A byproduct of the complexity, cost, and inefficiencies of the review process is poor service to LGUs. Review and approval times for local plans and ordinances can be significant. There are instances where communication between the DNR, a LGU, and the Metropolitan Council is inconsistent, creating confusion and frustration among all parties.

Poor Resource Protection due to Vague and Outdated Language

Many resources are not adequately protected by EO 79-19 because the Standards and Guidelines are too vague to effectively implement. Examples of words or phrases that are too vague to interpret and implement or outdated are italicized below.

Provision C. 2.a (1). This provision dealing with site plans states that "new development and expansion shall be permitted only after the approval of site plans which *adequately assess and minimize adverse effects and maximize beneficial effects.*"

Provision C.2.e (2). This standard dealing with existing development requires that "local plans and regulations shall include provisions to *amortize* non-conforming uses." (Amortization of most nonconforming uses is no longer allowed under state statute.)

Provision C. 2.e (4). This provision dealing with existing development states that "local plans and ordinances shall include provisions to provide for the screening of existing development which constitutes *visual intrusion*, wherever appropriate."

Provision C.6.f. This standard dealing with maximizing the creation of open space and recreation areas, states that "In the development of residential, commercial, and industrial subdivisions,

and planned development, a developer shall be required to dedicate to the public *reasonable portions of appropriate riverfront access land or other lands in interest therein.*"

No Resource Protection Priority

Neither Minn. Stat., sec. 116G.15 nor EO 79-19 prioritizes resources for protection. Both call for the protection of a list of natural, cultural, historical, scenic, recreational, and economic resources in the corridor, all of which are presented as equal in terms of protection. Priorities are important for guiding rulemaking that achieves meaningful resource protection, and to help resolve conflicts during rulemaking and in ongoing program administration.

D. Feedback from LGUs on the 2011 Draft Rules

The DNR met with each LGU in the MRCCA between July and October 2013 to review and gather feedback on the 2011 draft rules and proposed new districts. Following is a summary of the top concerns raised by local governments.

Districts

The 2011 rules proposed seven districts, as opposed to the current four districts. The purpose of the new districts is to recognize existing development patterns and manage development activity that maintains the river corridor's character. This is primarily accomplished by regulating the distance by which structures are set back from the water and bluffs, and structure height. Minimum lot size and width standards are also used to manage development in the proposed rural and undeveloped land district (CA-2). The minimum lot size and width for all other districts are governed by underlying zoning.

Overall, LGUs believed that the proposed districts better reflect existing and proposed development than the districts required by EO 79-19. LGUs also liked the proposed provision to allow districts and district boundaries to be changed administratively instead of through rulemaking. LGUs also supported the creation of a new district (CA-5) with more flexible standards for non-riparian land that is visually and physically separated from the river by distance, topography, or major road corridors.

Some LGUs are concerned that the structure setbacks from the river and bluffs as well as the height, and minimum lots sizes in rural districts will create nonconformities. The DNR is re-evaluating these standards in each district, and in some cases re-aligning district boundaries or changing district assignments to address concerns.

Nonconformities

In addition to changing district boundaries or districts to limit the creation of new nonconforming structures, the DNR is also proposing language to explicitly allow LGUs to permit the expansion of nonconforming structures without a variance, if the expansion does not encroach further into the setback. A number of communities already successfully deal with nonconforming structures in this manner. In addition, the DNR is proposing reduced setbacks for existing development.

Subdivisions & Land Dedication

Regulating land at the time of subdivision is one of the most effective methods for protecting natural resources. The 2011 draft rules included a number of requirements for subdivisions of three or more

lots. The most significant of these was a requirement to designate a specified amount of open space and to protect primary conservation areas. The open space and primary conservation areas were to be protected through conservation easements. An additional standard required the dedication of land during the subdivision process to improve river access.

LGUs found many of the subdivision provisions to be problematic. The three lot subdivision was considered too small to compensate for the cost of reviewing and approving small developments or managing easements. Additionally, the open space standards were complex and confusing to many and unrealistic in the amount of land required. The dedication requirement was seen as duplicating similar requirements found in local ordinances. Another problem identified by LGUs is that the proposed standards focused only on new subdivisions and did not consider opportunities for resource protection and restoration through redevelopment.

In response to these issues, the DNR is proposing to apply protection standards to both subdivisions and redevelopment sites, but only to those larger than 20 acres. The standards would require the protection of a specified amount of primary conservation areas on each development site. If there are no resources or areas in need of conservation, then restoration of a specified amount of land to defined standards would be required. The land dedication requirement is being revised to encourage the dedication of river access through existing LGU dedication requirements.

Vegetation

Protecting vegetation is important for sustaining bird and other animal habitat and for stabilizing soils in order to prevent erosion and subsequent sediment and nutrient pollution in the river. LGU staff and officials understand this and generally support vegetation management provisions that protect habitat and water quality. LGUs expressed concerns with vegetation management language that was vague, unenforceable, or seemed to impose an aesthetic standard at odds with their vision of the corridor. In recognition of these concerns, the DNR is revising or eliminating vague language and focusing vegetation management standards on protecting habitat and water quality.

In addition, many LGUs have requested specific information on vegetation native to or appropriate for the MRCCA. This information is desired to help guide restoration activities for individual homeowners as well as for large developments and redevelopments. The MRCCA provides important bird habitat. Parts of the corridor are suffering from erosion problems and are in need of re-vegetation. The DNR would like to develop a software tool for the restoration of native plant communities specifically designed to guide the restoration of appropriate bird habitat and native plants that stabilize eroding shores and bluffs. The tool would show for each parcel in the MRCCA existing native plant communities, or if no communities are present, the native plant community that would be appropriate. The tool would take into account soil, slope and other site conditions to recommend plant material appropriate for ground, shrub and tree layers. The tool would build on the DNR's Native Plant Community Inventory currently available as a GIS layer.

DNR Discretion

The amount of discretion afforded to the DNR in applying the rules and in allowing divergence from the rules (“flexibility”) was of concern to a number of LGUs. Participants recommended new standards that are more specific, including criteria by which the DNR evaluates and approves local ordinances, flexibility requests, and district boundary changes. Having clear evaluation standards will benefit both the DNR and LGUs by providing better guidance for DNR staff administering the program, and increased consistency and predictability for LGUs.

IV. DNR Identified Issues and Needs

A. Streamline MRCCA Administration

Administration of the MRCCA is currently governed by Minn. Stat., secs. 116G.07-.10. These provisions were written to govern initial plan and ordinance development after a critical area was designated, and were written for a generic “regional development commission.” Today, all MRCCA communities have plans and all but two have approved ordinances. The statutory provisions do not recognize the 35-year duration of the MRCCA program or the existence of the Metropolitan Council with its own statutory authority for planning and procedures for plan review and approval. The DNR recommends changes to Minn. Stat., sec. 116G.15 in 2014 to exempt the MRCCA from the procedures in Minn. Stat., secs. 116G.07 -.10. This would allow the DNR to develop specific administrative procedures for the MRCCA through the current rulemaking process.

B. Strengthen and Integrate MRCCA Plans

MRCCA plans that local governments are required to prepare under Minn. Stat., sec. 116G.07 are reviewed by the Metropolitan Council similar to other elements of comprehensive plans, but are not treated as a required component of local comprehensive plans under Minn. Stat., sec. 473.859. As a result, MRCCA plans are often considered in isolation from other comprehensive plan elements. Amending Minn. Stat., sec. 473 to incorporate the MRCCA plans as a required comprehensive plan component for corridor communities would give the MRCCA plans more weight and ensure a higher level of integration. It would also help ensure that MRCCA plans are updated on the same cycle as other plan components. DNR staff is discussing this issue with the Metropolitan Council, League of Minnesota Cities, and Metro Cities.

C. Consider Potential to Consolidate Shoreland Programs

The MRCCA is similar in purpose to other DNR-administered shoreland protection programs (Shoreland, Wild and Scenic River, Lower St. Croix Riverway) in preserving and protecting surface water quality and in conserving the economic and environmental values of shoreland areas. All programs regulate land development activity in near shore areas through local zoning ordinances that are approved by the DNR for consistency with state regulations. While all the programs share similar purposes, each has its own specific standards and administrative procedures, making them complex and costly to administer, especially for communities covered by more than one program. The specific standards and

administrative procedures of each program do not provide better resource protection for the state's shoreland areas, only additional complexity and cost. There are significant opportunities to reduce costs to state and local government, while maintaining resource protection, by consolidating the state's shoreland protection programs. Achieving these opportunities will require revisions to Minn. Stat., sec. 103F and Minn. Stat., sec. 103G to renew rulemaking authority.

D. Develop Native Plant Communities Restoration Tool

Many communities have requested specific tools and resources to restore native plant communities in the MRCCA. The DNR is exploring options to address these needs and opportunities with the NPS.

V. Anticipated Costs of Rule-Making

A. Short-Term Costs to Complete Rulemaking (FY14 - 15)

In 2013, the Legislature appropriated \$100K in Clean Water funds to the DNR to complete the MRCCA rulemaking; however, due to increased involvement by local governments and other stakeholders, it is anticipated that the total costs will be closer to \$175K.

As of the date of this report, the DNR is still in Phase I of the rulemaking project and has spent over \$50K. Costs incurred so far include salary and expenses for 0.8 FTE (portions of three existing staff) serving on the project team. It does not include the time of DNR area hydrologists and other staff attending meetings with LGUs and providing input on the draft rules. DNR estimates it will cost an additional \$125K to complete Phases I, II, and III. The scope of work in Phase I has grown to include revisions to the draft rules prior to publishing the Request for Comments in Phase II. This was not initially planned for, but is necessary given concerns expressed by LGUs. In the second half of FY14, the DNR intends to add 0.6 FTE of staff to help the existing project team coordinate public outreach and make final revisions to the draft rules and SONAR in Phase II, and coordinate the formal comment period and hearing process in Phase III. In Phase III there will be additional costs associated with publishing the Notice of Intent, holding public hearings, and ALJ review.

It should be noted that LGUs and the Metropolitan Council are also incurring costs through their staff participation in the rulemaking project.

B. Mid-term Costs to Develop Model Ordinances & Schedule (FY15-16)

Once the rules are promulgated, DNR estimates it will cost approximately \$75- \$100K over a 1 year timeframe for DNR staff time to develop model ordinance modules and other tools to aid local implementation, and to work with Metropolitan Council staff to develop and implement a notification schedule, internal procedures and tools, and a tracking system for local plan and ordinance updates.

C. Long-term Costs for Local Implementation (FY16 - 18)

DNR anticipates that local notification and adoption will be phased over a minimum 3 year timeframe, and that there will be costs to LGUs, DNR, and Metropolitan Council. Based on survey feedback in 2010,

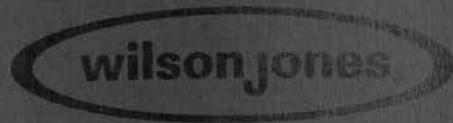
LGUs estimated that updates to local plans and ordinances to comply with the rules would average \$5K per community. DNR anticipates that these costs will be higher in the future, likely closer to \$7-10K per community. For 30 communities, this is a total cost of approximately \$200-\$300K.

In addition, DNR will have estimated costs of approximately \$75K - \$100K/year for staff time working with Metropolitan Council staff to review and approve local plans and ordinances, monitor and track progress, and provide additional support as needed. These are rough estimates; however, it is clear that there will be costs beyond those incurred for the rulemaking to effectively implement the new rules.

Table 1: Summary of Costs	DNR	LGUs
Rulemaking Phases I - III (FY14-15)	\$175K	TBD
Model Ordinances & Notification Schedule (FY15-16)	\$75-\$100K	
Local Implementation (FY16-18)	\$225-\$300K	\$200-\$300K
Total	\$475-\$575K	\$200-\$300K

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Exhibit G – Maps of Proposed MRCCA Districts



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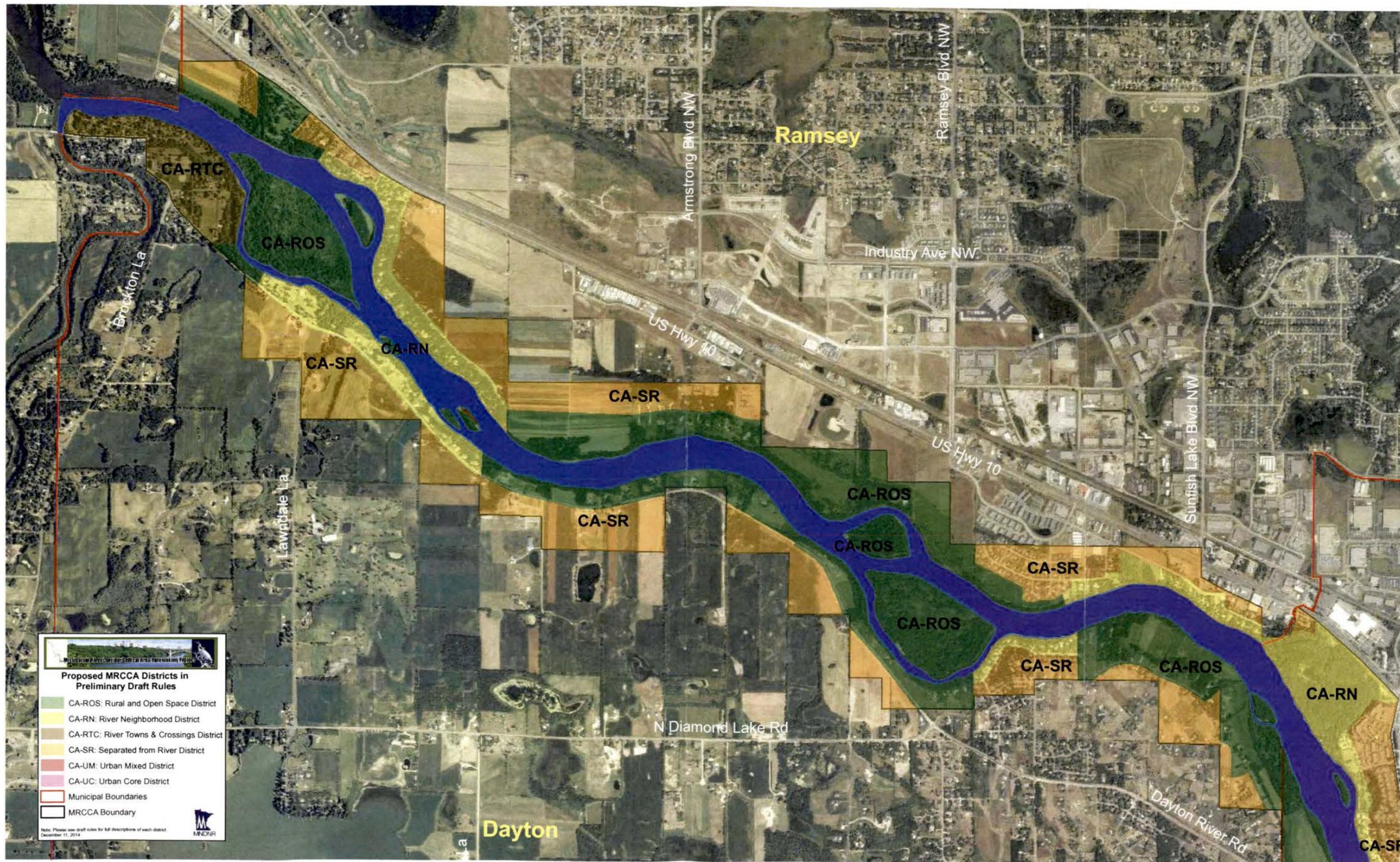
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Exhibit 3g

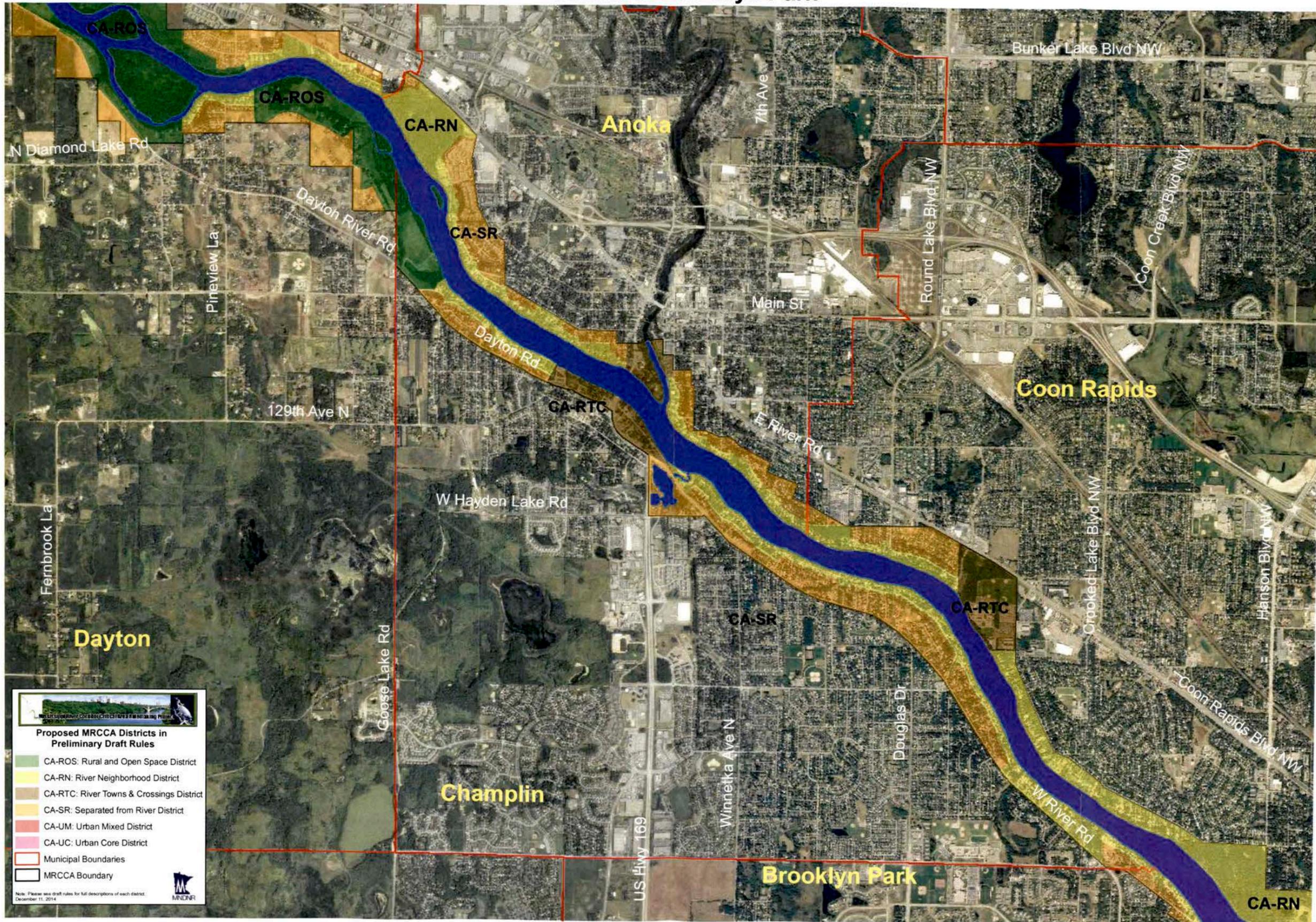
MRCCA SONAR

Exhibit G – Maps of Proposed MRCCA Districts

MRCCA Rulemaking Districts Dayton to Anoka



MRCCA Rulemaking Districts Anoka to Brooklyn Park

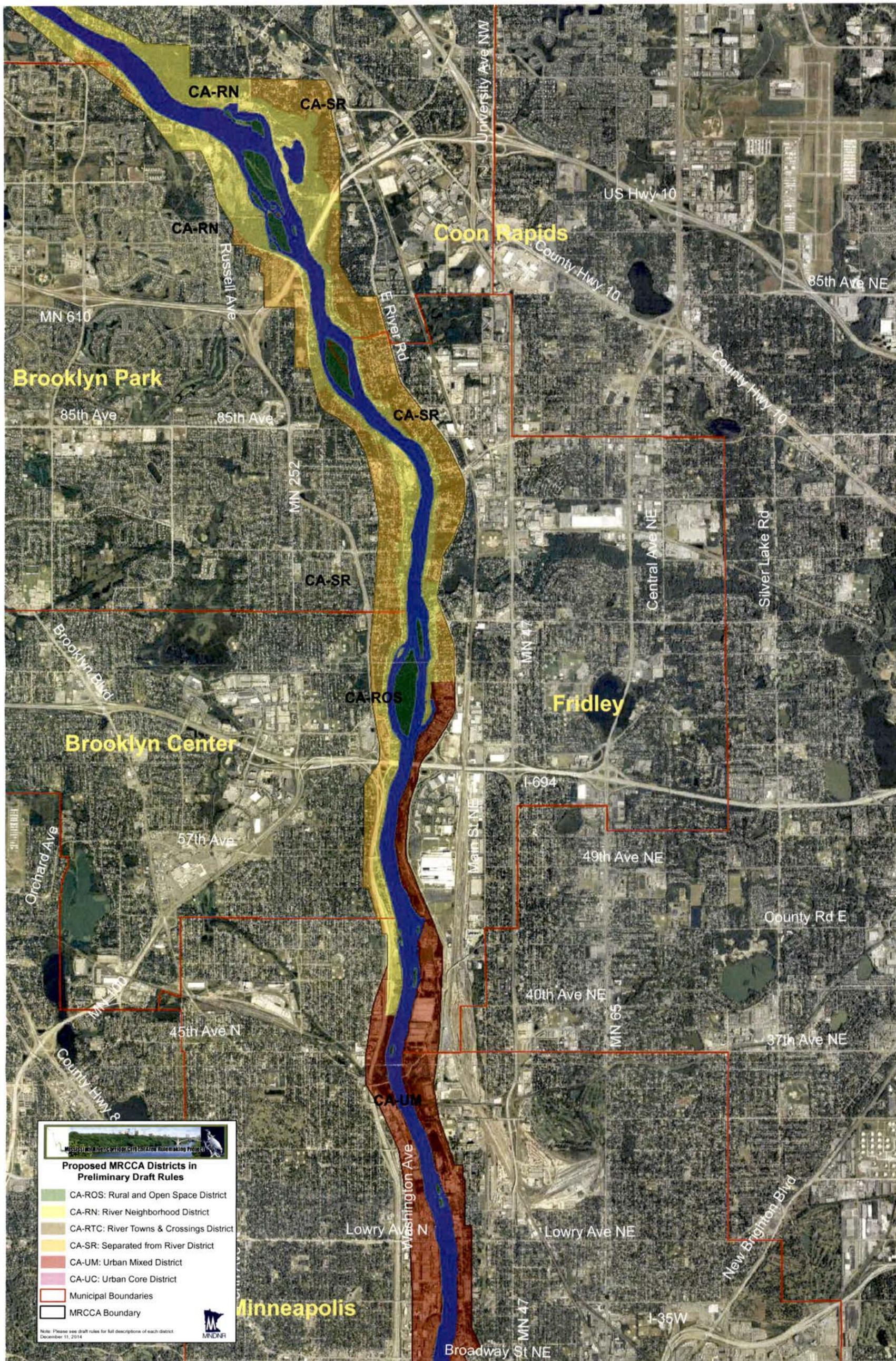


Proposed MRCCA Districts in Preliminary Draft Rules

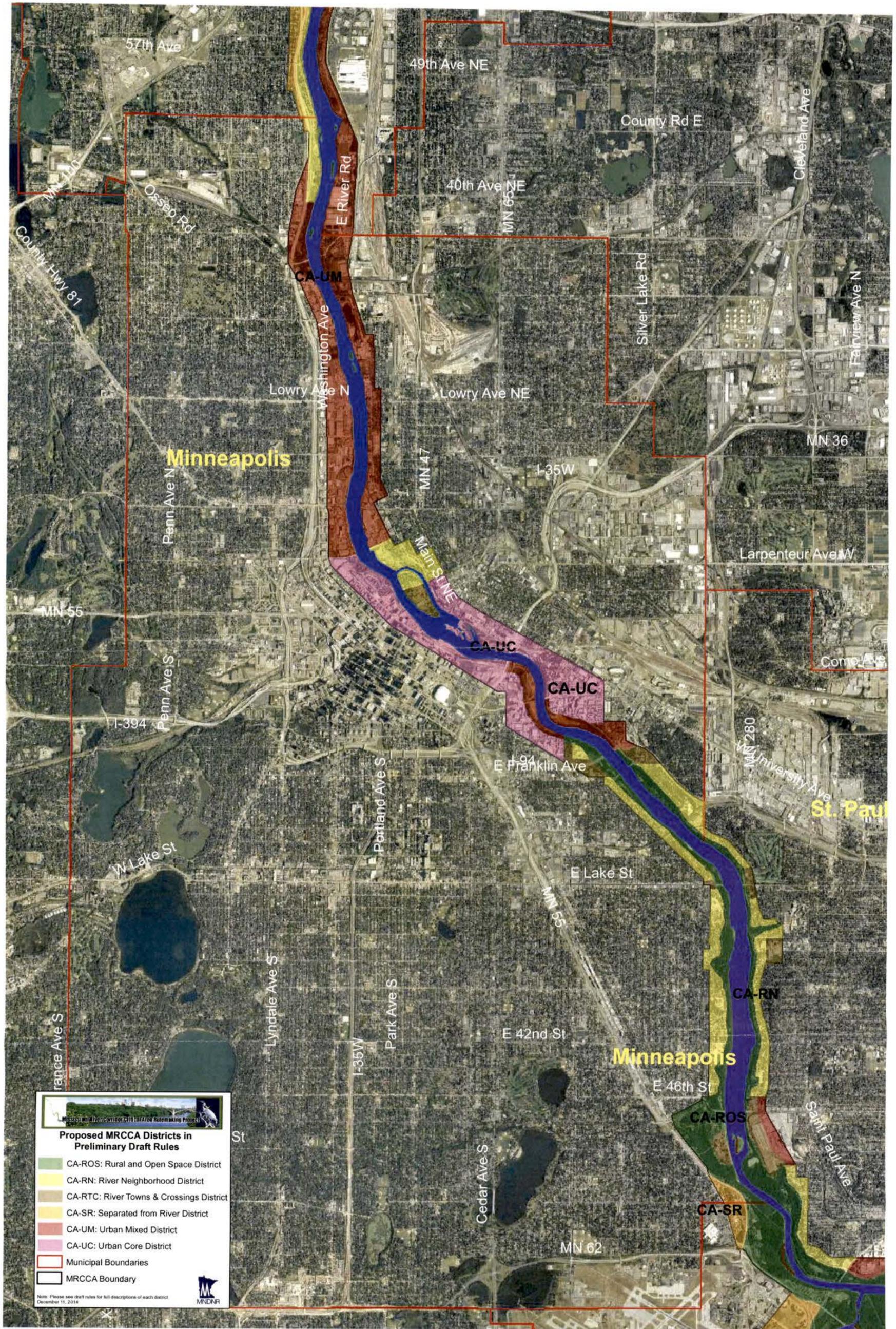
- CA-ROS: Rural and Open Space District
- CA-RN: River Neighborhood District
- CA-RTC: River Towns & Crossings District
- CA-SR: Separated from River District
- CA-UM: Urban Mixed District
- CA-UC: Urban Core District
- Municipal Boundaries
- MRCCA Boundary

Note: Please see draft rules for full descriptions of each district.
December 11, 2014

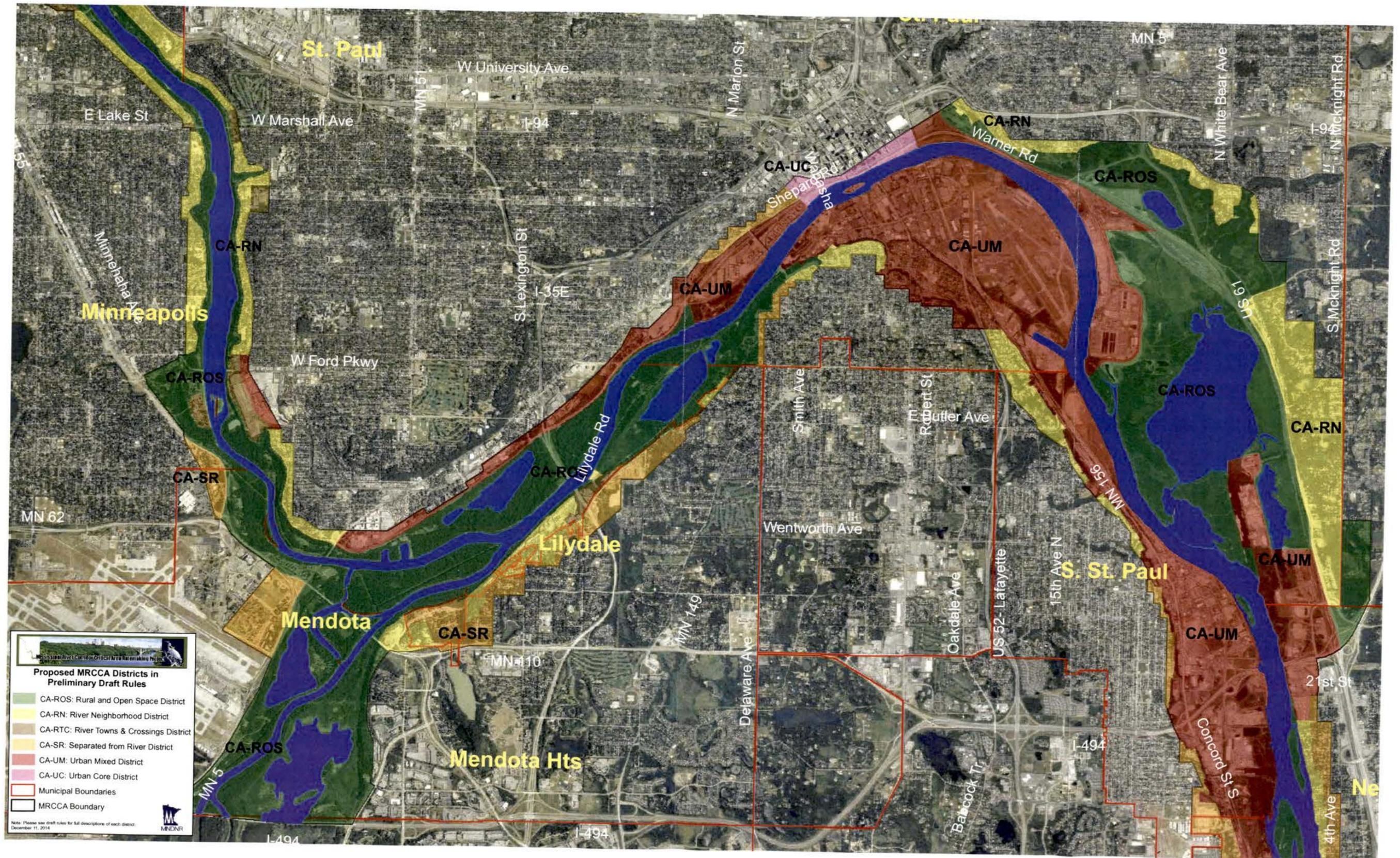
MRCCA Rulemaking Districts Brooklyn Park to Minneapolis



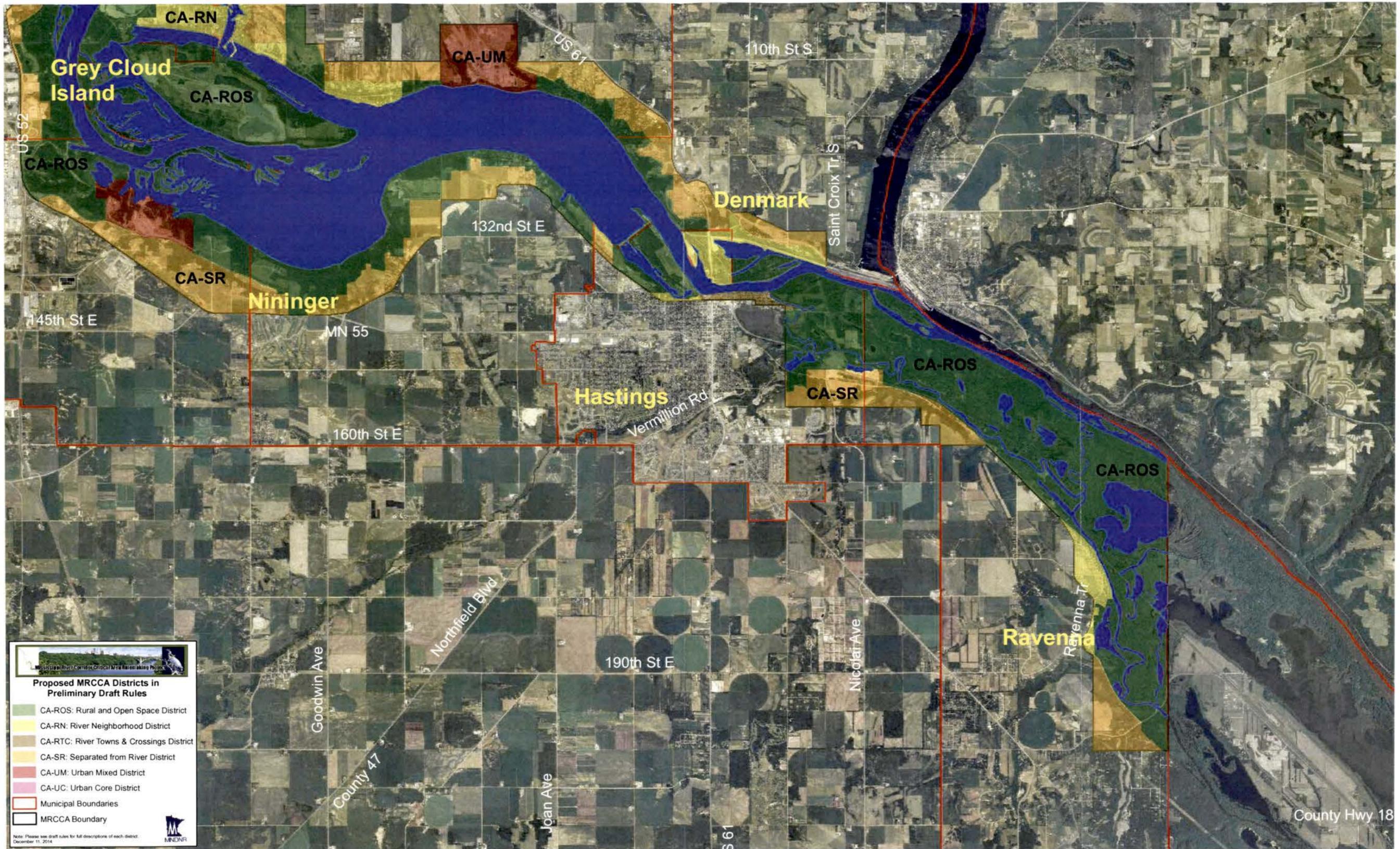
MRCCA Rulemaking Districts Minneapolis



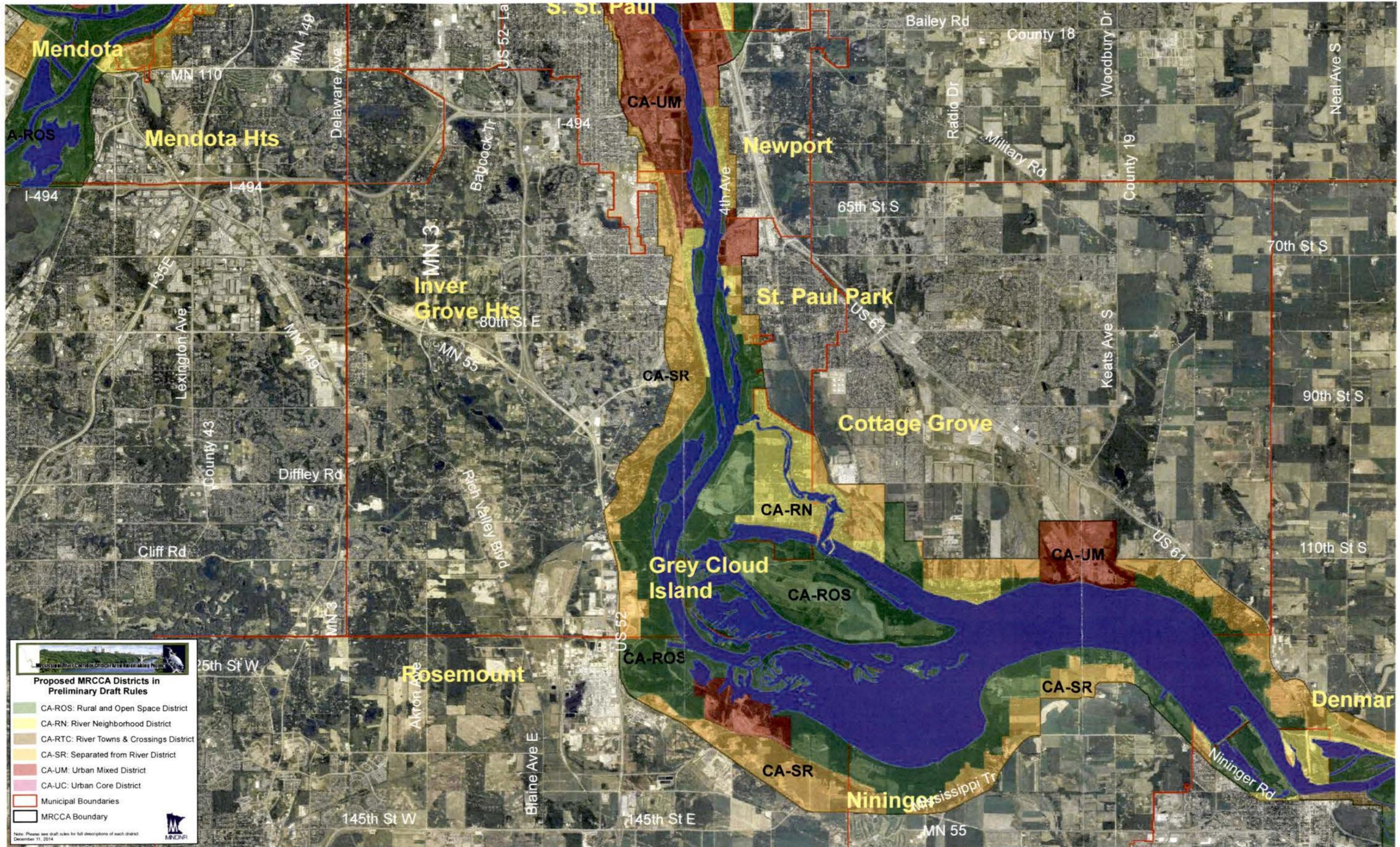
MRCCA Rulemaking Districts St. Paul



MRCCA Rulemaking Districts Nininger to Ravenna



MRCCA Rulemaking Districts St. Paul to Nininger



Proposed MRCCA Districts in Preliminary Draft Rules

- CA-ROS: Rural and Open Space District
- CA-RN: River Neighborhood District
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- CA-UM: Urban Mixed District
- CA-UC: Urban Core District
- Municipal Boundaries
- MRCCA Boundary

Note: Please see draft rules for full descriptions of each district. December 11, 2014.



Minnesota Department of Natural Resources

**CERTIFICATE OF MAILING THE STATEMENT OF NEED AND
REASONABLENESS TO THE LEGISLATIVE REFERENCE LIBRARY**

**Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota
Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240**

I certify that on April 26, 2016, I submitted an electronic copy of the Statement of Need and Reasonableness to the Legislative Reference Library via email to sonars@lrl.leg.mn. I mailed this copy to comply with Minnesota Statutes, sections 14.131 and 14.23. A copy of the cover letter is attached to this certificate.

Minnesota Statutes, sections 14.131 requires this delivery to be completed when notice of hearing is sent to the department's rulemaking mailing list (see Certificate of Mailing on April 11, 2016). The Statement of Need and Reasonableness was available on the department's website on April 11, 2016, and the department carried out extensive public communications between April 11 and April 20, 2016, about the availability of the Statement of Need and Reasonableness and other rulemaking documents. This defect in procedure was a harmless error that did not deprive any person or entity of an opportunity to participate meaningfully in the rulemaking process.



Daniel Petrik
Land Use Specialist
Ecological and Water Resources Division



April 26, 2016

Legislative Reference Library
645 State Office Building
100 Constitution Avenue
St. Paul, Minnesota 55155

Re: In The Matter of the Proposed Rules of the Department of Natural Resources Governing Mississippi River Corridor Critical Area; Revisor's ID Number R-04240

Dear Librarian:

The Minnesota Department of Natural Resources intends to adopt rules governing the Mississippi River Corridor Critical Area (MRCCA). We published the Notice of Hearing in the April 11, 2016, State Register.

The Department has prepared a Statement of Need and Reasonableness. As required by Minnesota Statutes, sections 14.131 and 14.23, the Department is sending the Library an electronic copy of the Statement of Need and Reasonableness (SONAR). The SONAR includes the following elements:

- Statement of Need and Reasonableness
- SONAR Exhibit A Executive Order 130 and Amendments
- SONAR Exhibit B Executive Order 79-19
- SONAR Exhibit C Metropolitan Council Resolution 79-48
- SONAR Exhibit D Reorganization Order 170
- SONAR Exhibit E 2008 DNR Report to Legislature on MRCCA Program
- SONAR Exhibit F 2014 DNR Report to Legislature on Status of MRCCA Rulemaking
- SONAR Exhibit G Maps of Proposed MRCCA Districts

You can obtain copies of the SONAR exhibits from the DNR's rulemaking project webpage at <http://www.dnr.state.mn.us/input/rules/mrcca>

If you have questions, please contact me at 651-259-5697.

Yours truly,

Daniel Petrik
Land Use Specialist
Ecological and Water Resources Division

Enclosure: Statement of Need and Reasonableness



Minnesota Department of Natural Resources

NOTICE OF HEARING

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

Public Hearing. The Department of Natural Resources (Department) intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20.

The Department will hold public hearings on the above-named rules starting at the time listed with each location and continuing until each hearing is completed at the following locations:

Tuesday, June 14, 2016, at 4:30 p.m., at Schaar's Bluff Gathering Center, 8395 127th Street East, Hastings, Minnesota 55033

Wednesday, June 15, 2016, at 4:30 p.m., at Greenhaven Golf Course Event Center, 2800 Greenhaven Road, Anoka, Minnesota 55303

Thursday, June 16, 2016, at 10:00 a.m., at Mississippi Watershed Management Organization, 2522 Marshall Street NE, Minneapolis, Minnesota 55418

The Department will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Eric L. Lipman will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7875, and fax 651-539-0310. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Department Contact Person. The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with *Minnesota Statutes*, section 116G.15, subd. 2, that:

- conserves scenic, environmental, recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.

The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed, and is available at the Department's website at <http://www.dnr.state.mn.us/input/rules/mrcca>. A free copy of the rules is available upon request from the Department contact person.

The Department contact person is Dan Petrik, Land Use Specialist, at Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714.

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the Department contact person. You may review or obtain copies for the cost of reproduction by contacting the Department contact person.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally at the hearing or in writing at any time before the close of the hearing record. Submit written comments to the administrative law judge at the address above.

All evidence that you present should relate to the proposed rules. You may also submit written material to the administrative law judge to be recorded in the hearing record for five working days after the public hearings end. At the hearing, the administrative law judge may order this five-day comment period extended for a longer period but for no more than 20 calendar days.

Following the comment period, there is a five-working-day rebuttal period during which the Department and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period.

All comments and responses submitted to the administrative law judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received are public and will be available for review at the Office of Administrative Hearings or online at that Office's e-Comments website: <https://minnesotaoah.granicusideas.com/>.

The Department requests that any person submitting written views or data to the administrative law judge before the hearing or during the comment or rebuttal period also send a copy of the written views or data to the agency contact person at the address stated above.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the Department contact person at the address or telephone number listed above.

Modifications. The Department may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. The adopted rules may not be substantially different than these proposed rules, unless the Department follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you, in any way, the Department encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the proposed rules. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the Department adopts the rules and files them with the Secretary of State, or ask to register with the Department to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the Department contact person stated above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone 651-539-1180 or 1-800-657-3889.

Order. I order that the rulemaking hearing be held at the dates, times, and locations listed above.

Date Apr. 1, 2016


Tom Landwehr, Commissioner of Natural Resources

Proposed Rules

Comments on Planned Rules or Rule Amendments. An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (*Minnesota Statutes* §§ 14.101). It does this by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

Rules to be Adopted After a Hearing. After receiving comments and deciding to hold a public hearing on the rule, an agency drafts its rule. It then publishes its rules with a notice of hearing. All persons wishing to make a statement must register at the hearing. Anyone who wishes to submit written comments may do so at the hearing, or within five working days of the close of the hearing. Administrative law judges may, during the hearing, extend the period for receiving comments up to 20 calendar days. For five business days after the submission period the agency and interested persons may respond to any new information submitted during the written submission period and the record then is closed. The administrative law judge prepares a report within 30 days, stating findings of fact, conclusions and recommendations. After receiving the report, the agency decides whether to adopt, withdraw or modify the proposed rule based on consideration of the comments made during the rule hearing procedure and the report of the administrative law judge. The agency must wait five days after receiving the report before taking any action.

Rules to be Adopted Without a Hearing. Pursuant to *Minnesota Statutes* § 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing. An agency must first solicit **Comments on Planned Rules** or **Comments on Planned Rule Amendments** from the public. The agency then publishes a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. If, during the 30-day comment period, 25 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 §§ 14.1414.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Minnesota Department of Natural Resources Notice Of Hearing On Proposed Rules Governing Mississippi River Corridor Critical Area

Minnesota Rules, Chapters 6106 And 4410; Revisor's Id Numbeerr-04240

Public Hearing. The Department of Natural Resources (Department) intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20.

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Proposed Rules

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Proposed Rules

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Order. I order that the rule making hearing be held at the dates, times, and locations listed above.

April 1, 2016

Tom Landwehr, Commissioner of Natural Resources

Department of Natural Resources

Proposed Permanent Rules Relating to Mississippi River Corridor Critical Area

6106.0010 POLICY.

It is in the interest of present and future generations to preserve and enhance the natural, aesthetic, economic, recreational, cultural, and historical values of the Mississippi River corridor within the Twin Cities metropolitan area and protect its environmentally sensitive areas. In furtherance of the policies declared in Minnesota Statutes, chapters 116G, 394, 462, and 473, this chapter provides standards and criteria for the preservation, protection, and management of the Mississippi River Corridor Critical Area.

6106.0020 PURPOSE; DESIGNATION.

The minimum standards and criteria in this chapter are provided for the subdivision, use, and development of land within the Mississippi National River and Recreation Area, established pursuant to United States Code, title 16, section 460k, which is designated the Mississippi River Corridor Critical Area, according to the purposes described under Minnesota Statutes, section 116G.15, subdivision 1.

6106.0030 SCOPE; OTHER LAW.

Subpart 1. **Applicability.** The standards and criteria established in this chapter for the Mississippi River Corridor Critical Area pertain to public waters and to nonfederal public land and private lands within the river corridor boundary.

Subp. 2. **Government actions.** The state and all local governments, including councils, commissions, boards, districts, departments, and all other public authorities, must exercise their powers to further the purposes of this chapter.

Subp. 3. **State land.** Land owned by the state and its agencies and subdivisions must be administered according to this chapter.

Subp. 4. **Conflicting standards.** In case of a conflict between this chapter and any other rule or ordinance, the more protective provision applies.

Subp. 5. **Superseding standards.** Specific standards found in this chapter supersede parts 4410.8100 to 4410.9910 for management of the Mississippi River Corridor Critical Area.

6106.0050 DEFINITIONS.

Subpart 1. **Scope of terms and measurement of distances.** For the purposes of this chapter, the terms used have the meaning given in this part. All distances, unless otherwise specified, are measured horizontally.

Subp. 2. **Access path.** "Access path" means an area designated to provide ingress and egress to public waters.

Subp. 3. **Adjacent.** "Adjacent" means having a boundary that physically touches or adjoins.

Proposed Rules

Subp. 4. **Agricultural use.** "Agricultural use" has the meaning given under Minnesota Statutes, section 40A.02.

Subp. 5. **Alternative design.** "Alternative design" means subdivision design methods such as conservation design, transfer of development density, or similar zoning and site design techniques that protect open space and natural areas.

Subp. 6. **Barge fleeting.** "Barge fleeting" means temporarily parking and securing barges on the river, on or off channel, while tows are assembled or broken up.

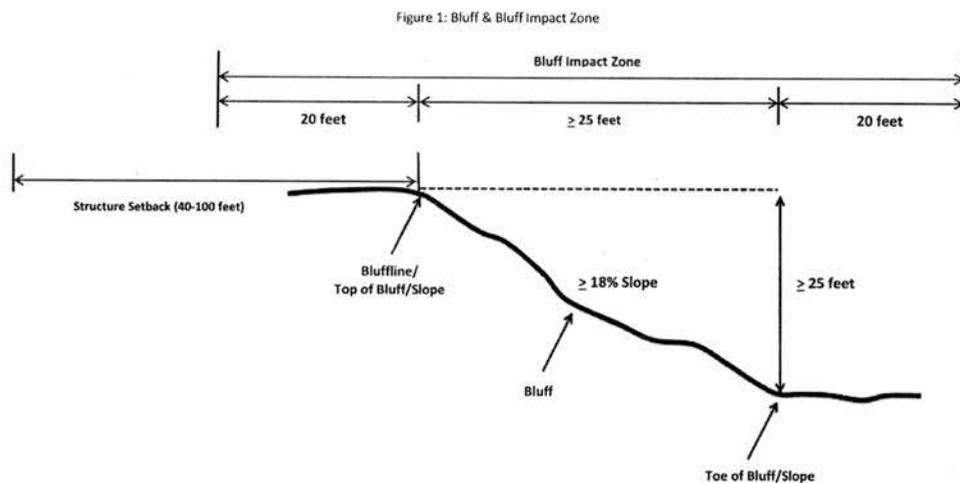
Subp. 7. **Biological and ecological functions.** "Biological and ecological functions" means the functions of vegetation in stabilizing soils and slopes, retaining and filtering runoff, providing habitat, and recharging groundwater.

Subp. 8. **Bluff.** "Bluff" means a natural topographic feature having:

A. a slope that rises at least 25 feet above the ordinary high water level or toe of the slope to the top of the slope and the grade of the slope from the ordinary high water level or toe of the slope to the top of the slope averages 18 percent or greater, measured over a horizontal distance of 25 feet. See Figure 1; or

B. a natural escarpment or cliff with a slope that rises at least ten feet above the ordinary high water level or toe of the slope to the top of the slope with an average slope of 100 percent or greater.

Subp. 9. **Bluff impact zone.** "Bluff impact zone" means the bluff and land within 20 feet of the bluff. See Figure 1.



Subp. 10. **Bluffline.** "Bluffline" means a line delineating the top of the bluff. More than one bluffline may be encountered proceeding landward from the river. See also subpart 9, Figure 1, and subpart 78, "top of the bluff."

Subp. 11. **Buildable area.** "Buildable area" means the area upon which structures may be placed on a lot or parcel of land and excludes land areas needed to meet requirements for setback, rights-of-way, bluff impact zones, historic properties, wetlands, designated floodways, land below the ordinary high water level of public waters, and other areas restricted from development by local ordinance.

Subp. 12. **Building.** A structure with two or more outside rigid walls and a fully secured roof and affixed to a permanent site.

Subp. 13. **Certificate of compliance.** "Certificate of compliance" means a document, written after a compliance inspection, certifying that the development is in compliance with applicable requirements at the time of the inspection.

Subp. 14. **Commissioner.** "Commissioner" means the commissioner of natural resources.

Subp. 15. **Conditional use.** "Conditional use" has the meaning given under Minnesota Statutes, section 394.22.

Subp. 16. **Conservation design.** "Conservation design" means a pattern of subdivision that is characterized by grouping lots

Proposed Rules

within a portion of a parcel, where the remaining portion of the parcel is permanently protected as open space.

Subp. 17. **Conventional subdivision.** “Conventional subdivision” means a pattern of subdivision that is characterized by lots that are spread regularly throughout a parcel in a lot and block design.

Subp. 18. **Deck.** “Deck” means a horizontal, unenclosed, aboveground level structure open to the sky, with or without attached railings, seats, trellises, or other features, attached or functionally related to a principal use or site.

Subp. 19. **Developer.** “Developer” has the meaning given under Minnesota Statutes, section 116G.03.

Subp. 20. **Development.** “Development” has the meaning given under Minnesota Statutes, section 116G.03.

Subp. 21. **Discretionary action.** “Discretionary action” means an action under this chapter related to land use that requires a public hearing by local ordinance or statute, such as preliminary plats, final subdivision plats, planned unit developments, conditional use permits, interim use permits, variances, appeals, and rezonings.

Subp. 22. **Dock.** “Dock” has the meaning given under part 6115.0170.

Subp. 23. **Electric power facilities.** “Electric power facilities” means equipment and associated facilities for generating electric power as identified and defined under Minnesota Statutes, section 216E.01, and devices for converting wind energy to electrical energy.

Subp. 24. **Essential services.** “Essential services” means underground or overhead gas, electrical, communications, steam, or water distribution, collection, supply, or disposal systems, including storm water. Essential services includes poles, wires, mains, drains, pipes, conduits, cables, fire alarm boxes, traffic signals, hydrants, navigational structures, aviation safety facilities, or other similar equipment and accessories in conjunction with the systems. Essential services does not include buildings, treatment works as defined in Minnesota Statutes, section 115.01, electric power facilities, or transmission services.

Subp. 25. **Feedlot.** “Feedlot” has the meaning given for animal feedlot under part 7020.0300.

Subp. 26. **Floodplain.** “Floodplain” has the meaning given under part 6120.5000.

Subp. 27. **Hard-surface trail.** “Hard-surface trail” means a trail surfaced in asphalt, crushed aggregate, or other hard surface, for multipurpose use, as determined by local, regional, or state agency plans.

Subp. 28. **Historic property.** “Historic property” means an archaeological site, standing structure, site, district, or other property that is:

A. listed in the National Register of Historic Places or the State Register of Historic Places or locally designated as a historic site under Minnesota Statutes, chapter 471;

B. determined to meet the criteria for eligibility to the National Register of Historic Places or the State Register of Historic Places; or

C. an unplatted cemetery that falls under the provisions of Minnesota Statutes, chapter 307, in consultation with the Office of the State Archeologist.

Subp. 29. **Impervious surface.** “Impervious surface” means a constructed hard surface that either prevents or retards the entry of water into the soil and causes water to run off the surface in greater quantities and at an increased rate of flow than prior to development. Examples are rooftops, decks, sidewalks, patios, parking lots, storage areas, roads, and driveways, including those with concrete, asphalt, or gravel surfaces.

Subp. 30. **Intensive vegetation clearing.** “Intensive vegetation clearing” means removal of all or a majority of the trees or shrubs in a contiguous patch, strip, row, or block.

Subp. 31. **Interim use.** “Interim use” has the meaning given under Minnesota Statutes, sections 394.303 and 462.3597.

Proposed Rules

Subp. 32. **Land alteration.** "Land alteration" means an activity that exposes the soil or changes the topography, drainage, or cross section of the land, excluding gardening or similar minor soil disturbances.

Subp. 33. **Local government.** "Local government" means counties, cities, and townships.

Subp. 34. **Local park agencies.** "Local park agencies" means the Minneapolis Park and Recreation Board and the Three Rivers Park District.

Subp. 35. **Lot.** "Lot" has the meaning given under part 6120.2500.

Subp. 36. **Lot width.** "Lot width" means the shortest distance between lot lines measured at both the ordinary high water level and at the required structure setback from the ordinary high water level.

Subp. 37. **Marina.** "Marina" has the meaning given under chapter 6115.

Subp. 38. **Mooring facility.** "Mooring facility" has the meaning given under part 6115.0170.

Subp. 39. **Native plant community.** "Native plant community" means a plant community that has been mapped as part of the Minnesota biological survey or other scientifically based studies.

Subp. 40. **Natural-surface trail.** "Natural-surface trail" means a trail composed of native soil and rock or compacted granular stone, primarily intended for hiking, equestrian, or mountain bike use, as determined by local, regional, or state agency plans.

Subp. 41. **Natural vegetation.** "Natural vegetation" means any combination of ground cover, understory, and tree canopy that, while it may have been altered by human activity, continues to stabilize soils, retain and filter runoff, provide habitat, and recharge groundwater.

Subp. 42. **Nonconformity.** "Nonconformity" has the meaning given under Minnesota Statutes, section 394.22.

Subp. 43. **Nonmetallic mining.** "Nonmetallic mining" means construction, reconstruction, repair, relocation, expansion, or removal of any facility for the extraction, stockpiling, storage, disposal, or reclamation of nonmetallic minerals such as stone, sand, and gravel. Nonmetallic mining does not include ancillary facilities such as access roads, bridges, culverts, and water level control structures. For purposes of this subpart, "facility" includes all mine pits, quarries, stockpiles, basins, processing structures and equipment, and any structures that drain or divert public waters to allow mining.

Subp. 44. **Off-premise advertising signs.** "Off-premise advertising signs" means those signs that direct attention to a product, service, business, or entertainment venue that is not exclusively related to the premises where the sign is located.

Subp. 45. **Ordinary high water level.** "Ordinary high water level" has the meaning given under Minnesota Statutes, section 103G.005.

Subp. 46. **Overlay district.** "Overlay district" means a zoning district that is applied over one or more previously established zoning districts, establishing additional or stricter standards and criteria for covered properties in addition to those of the underlying zoning district. Overlay districts are often used to protect historic features and natural resources such as shoreland or floodplain.

Subp. 47. **Parcel.** "Parcel" has the meaning given under Minnesota Statutes, section 116G.03.

Subp. 48. **Patio.** "Patio" means a constructed hard surface located at ground level with no railings and open to the sky.

Subp. 49. **Picnic shelter.** "Picnic shelter" is a roofed structure open on all sides, accessory to a recreational use.

Subp. 50. **Planned unit development.** "Planned unit development" means a method of land development that merges zoning and subdivision controls, allowing developers to plan and develop a large area as a single entity, characterized by a unified site design, a mix of structure types and land uses, and phasing of development over a number of years. Planned unit development includes any conversion of existing structures and land uses that use this method of development.

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Subp. 51. **Plat.** "Plat" has the meaning given under Minnesota Statutes, sections 505.01, subdivision 3, and 515B.2-110.

Subp. 52. **Port.** "Port" means a water transportation complex established and operated under the jurisdiction of a port authority according to Minnesota Statutes, chapter 458.

Subp. 53. **Primary conservation areas.** "Primary conservation areas" means key resources and features, including shore impact zones, bluff impact zones, floodplains, wetlands, gorges, areas of confluence with tributaries, natural drainage routes, unstable soils and bedrock, native plant communities, cultural and historic properties, significant existing vegetative stands, tree canopies, and other resources identified in local government plans.

Subp. 54. **Professional engineer.** "Professional engineer" means an engineer licensed to practice in Minnesota.

Subp. 55. **Public recreational facilities.** "Public recreational facilities" means recreational facilities provided by the state or a local government and dedicated to public use, including parks, scenic overlooks, observation platforms, trails, docks, fishing piers, picnic shelters, water access ramps, and other similar water-oriented public facilities used for recreation.

Subp. 56. **Public river corridor views.** "Public river corridor views" means views toward the river from public parkland, historic properties, and public overlooks, as well as views toward bluffs from the ordinary high water level of the opposite shore, as seen during the summer months.

Subp. 57. **Public transportation facilities.** "Public transportation facilities" means all transportation facilities provided by federal, state, or local government and dedicated to public use, such as roadways, transit facilities, railroads, and bikeways.

Subp. 58. **Public utilities.** "Public utilities" means electric power facilities, essential services, and transmission services.

Subp. 59. **Public waters.** "Public waters" has the meaning given under Minnesota Statutes, section 103G.005.

Subp. 60. **Readily visible.** "Readily visible" means land and development that are easily seen from the ordinary high water level of the opposite shore during summer months.

Subp. 61. **Resource agency.** "Resource agency" means a federal, state, regional, or local agency that engages in environmental, natural, or cultural resource protection or restoration activities, including planning, implementation, and monitoring.

Subp. 62. **Retaining wall.** "Retaining wall" means a vertical or nearly vertical structure constructed of mortar and rubble masonry, rock, or stone regardless of size, vertical timber pilings, horizontal timber planks with piling supports, sheet pilings, poured concrete, concrete blocks, or other durable material.

Subp. 63. **Riprap.** "Riprap" means coarse stones, boulders, cobbles, broken rock or concrete, or brick materials placed or constructed to armor shorelines, streambeds, bridge abutments, pilings, and other shoreline structures against scour or water or ice erosion.

Subp. 64. **River corridor boundary.** "River corridor boundary" means the boundary approved and adopted by the Metropolitan Council under Minnesota Statutes, section 116G.06, as approved and adopted by the legislature in Minnesota Statutes, section 116G.15, and as legally described in the State Register, volume 3, pages 1681 to 1691.

Subp. 65. **River-dependent use.** "River-dependent use" means the use of land for commercial, industrial, or utility purposes, where access to and use of a public water feature is an integral part of the normal conduct of business and where the use is dependent on shoreline facilities.

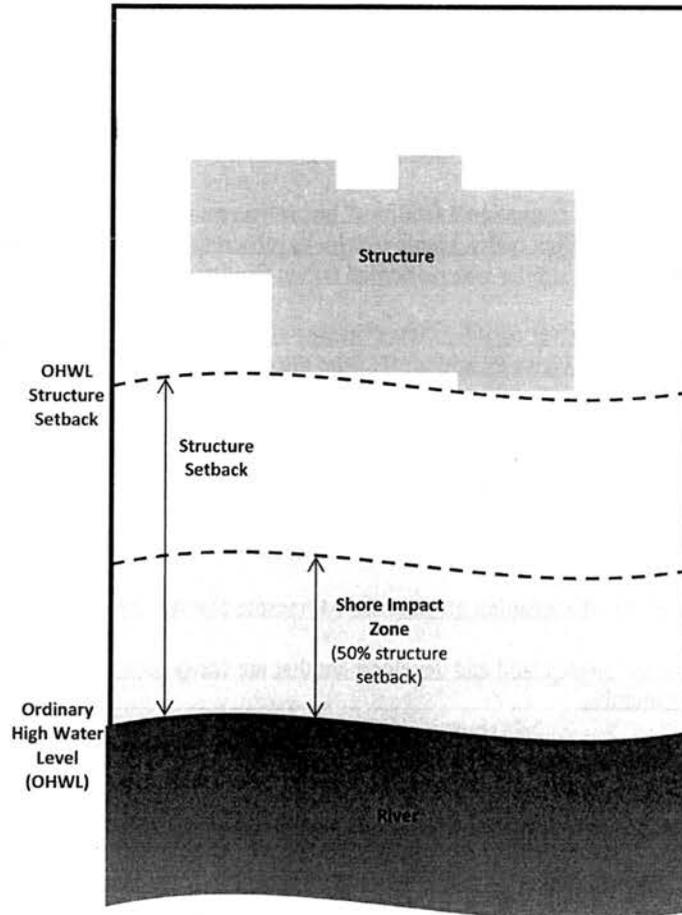
Subp. 66. **Selective vegetation removal.** "Selective vegetation removal" means removal of isolated individual trees or shrubs that are not in a contiguous patch, strip, row, or block and that does not substantially reduce the tree canopy or understory cover.

Subp. 67. **Setback.** "Setback" means a separation distance measured horizontally.

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Subp. 68. **Shore impact zone.** "Shore impact zone" means land located between the ordinary high water level of public waters and a line parallel to it at a setback of 50 percent of the required structure setback or 50 feet landward of the ordinary high water level in areas of agricultural use. See Figure 2.

Figure 2: Shore Impact Zone



Subp. 69. **Shoreline facilities.** "Shoreline facilities" means facilities that require a location adjoining public waters for ingress and egress, loading and unloading, and water intake and outflow, such as barge facilities, port facilities, commodity loading and unloading equipment, watercraft lifts, marinas, short-term watercraft mooring facilities for patrons, and water access ramps. Structures that would be enhanced by a shoreline location, but do not require a location adjoining public waters as part of their function, are not shoreline facilities, such as restaurants, bait shops, and boat dealerships.

Subp. 70. **Special purpose unit of government.** "Special purpose unit of government" means the University of Minnesota; the St. Paul Port Authority; watershed management organizations established under Minnesota Statutes, chapter 103B; watershed districts established under Minnesota Statutes, chapter 103D; and any other unit of government other than those listed in subparts 33 and 71.

Subp. 71. **State or regional agency.** "State or regional agency" means the Metropolitan Airports Commission, Minnesota Historical Society, Department of Natural Resources, Department of Transportation, and Metropolitan Council and other state agencies.

Subp. 72. **Steep slope.** "Steep slope" means a natural topographic feature with an average slope of 12 to 18 percent, measured over a horizontal distance equal to or greater than 50 feet.

Subp. 73. **Storm water.** "Storm water" has the meaning given under part 7090.0080.

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Subp. 74. **Structure.** "Structure" means a building, sign, or appurtenance thereto, except for aerial or underground utility lines, such as sewer, electric, telephone, telegraph, or gas lines, and utility line towers, poles, and other supporting appurtenances.

Subp. 75. **Subdivision.** "Subdivision" has the meaning given under Minnesota Statutes, section 462.352.

Subp. 76. **Subsurface sewage treatment system.** "Subsurface sewage treatment system" has the meaning given under part 7080.1100.

Subp. 77. **Toe of the bluff.** "Toe of the bluff" means a line along the bottom of a bluff, requiring field verification, such that the slope above the line exceeds 18 percent and the slope below the line is 18 percent or less, measured over a horizontal distance of 25 feet. See subpart 9, Figure 1.

Subp. 78. **Top of the bluff.** "Top of the bluff" means a line along the top of a bluff, requiring field verification, such that the slope below the line exceeds 18 percent and the slope above the line is 18 percent or less, measured over a horizontal distance of 25 feet. See subpart 9, Figure 1.

Subp. 79. **Transmission services.** "Transmission services" means:

A. electric power lines, cables, pipelines, or conduits that are:

(1) used to transport power between two points, as identified and defined under Minnesota Statutes, section 216E.01, subdivision 4; or

(2) for mains or pipelines for gas, liquids, or solids in suspension, used to transport gas, liquids, or solids in suspension between two points; and

B. telecommunication lines, cables, pipelines, or conduits.

Subp. 80. **Treeline.** "Treeline" means the more or less continuous line formed by the tops of trees in a wooded area when viewed from a particular point. The treeline is determined during all seasons as if under full foliage.

Subp. 81. **Twin Cities metropolitan area.** "Twin Cities metropolitan area" is the area over which the Metropolitan Council has jurisdiction according to Minnesota Statutes, section 473.121, subdivision 2.

Subp. 82. **Variance.** "Variance" has the meaning given under Minnesota Statutes, section 394.22.

Subp. 83. **Water access ramp.** "Water access ramp" means a boat ramp, carry-down site, boarding dock, and approach road, or other access that allows launching and removal of a boat, canoe, or other watercraft with or without a vehicle and trailer.

Subp. 84. **Water-oriented accessory structure.** "Water-oriented accessory structure" means a small building or other improvement, except stairways, fences, docks, and retaining walls, that, because of the relationship of its use to public waters, needs to be located closer to public waters than the normal structure setback. Examples include gazebos, screen houses, fish houses, pump houses, and detached decks and patios.

Subp. 85. **Wetlands.** "Wetlands" has the meaning given under Minnesota Statutes, section 103G.005.

Subp. 86. **Wharf.** "Wharf" has the meaning given under part 6115.0170.

6106.0060 ADMINISTRATION OF PROGRAM.

Subpart 1. **Purpose, terms, and time frames.** This part establishes the roles, responsibilities, and authorities for administration of this chapter. For the purposes of this chapter:

A. "plan," "ordinance," and "plan and ordinance" mean Mississippi River Corridor Critical Area plans and ordinances, and updates or amendments to the plans and ordinances, prepared to implement this chapter; and

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B. time frames are measured in calendar days.

Subp. 2. Responsibilities and authorities. The standards and criteria for the Mississippi River Corridor Critical Area established in this chapter apply to:

A. the commissioner for reviewing and approving plans and ordinances and reviewing discretionary actions;

B. the Metropolitan Council for reviewing plans and ordinances;

C. local governments when preparing, amending, and administering plans and ordinances and reviewing and approving discretionary actions and permits required under this chapter; and

D. state or regional agencies, local park agencies, and special purpose units of government for permit regulation, plan development, and management activities within their jurisdiction and to the extent they have jurisdiction.

Subp. 3. Consistent plans and ordinances. Local governments within the Mississippi River Corridor Critical Area must adopt, administer, and enforce plans and ordinances consistent with this chapter. Plans and ordinances must be submitted to the Metropolitan Council for review and must be approved by the commissioner before they are adopted as provided under part 6106.0070. For the purpose of this part, "consistent" means that each local plan and ordinance, while it may be structured or worded differently, meets the purpose, scope, and numeric thresholds and standards set forth in this chapter. Plans and ordinances that are not consistent with this chapter require approval of flexibility, according to part 6106.0070, subpart 6.

Subp. 4. Greater restrictions. Nothing in this chapter shall be construed as prohibiting or discouraging a local government from adopting and enforcing plans and ordinances that are more restrictive than this chapter.

Subp. 5. Duties of commissioner. The commissioner must:

A. consult with the United States Army Corps of Engineers, Minnesota Department of Transportation, National Park Service, and Metropolitan Council and other state or regional agencies, special purpose units of government, local governments, and local parks and recreation agencies to ensure that the Mississippi River Corridor Critical Area is managed as a multipurpose resource, according to Minnesota Statutes, section 116G.15, subdivision 2, paragraph (a);

B. provide advice and assistance to local governments in the Mississippi River Corridor Critical Area for development, adoption, administration, and enforcement of plans and ordinances, consistent with the purposes under part 6106.0020;

C. be the lead agency to coordinate preparation, submission, review, and modification of plans and ordinances that are prepared by local governments as provided under part 6106.0070;

D. review and approve final draft plans and ordinances before adoption by a local government as provided under part 6106.0070; and

E. consult with those government units identified in subpart 1 that own or manage land within the Mississippi River Corridor Critical Area to ensure that they administer lands and programs under their jurisdictions consistent with this chapter.

Subp. 6. Duties of Metropolitan Council. The Metropolitan Council must:

A. incorporate the standards and criteria in this chapter into the council's planning processes;

B. work with local governments and the commissioner to ensure that the standards and criteria in this chapter are adopted and implemented; and

C. provide written comments and recommendations to the commissioner on all proposed plans and ordinances submitted by local governments as provided under part 6106.0070.

Subp. 7. Duties of cities. Cities must:

A. prepare or amend plans and ordinances to meet or exceed the minimum standards and criteria in this chapter and as

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provided under part 6106.0070:

B. submit proposed plans and ordinances that affect lands within the river corridor boundary to the Metropolitan Council for review and subsequent review and approval by the commissioner, before adoption as provided under part 6106.0070, subpart 3;

C. adopt, administer, and enforce plans and ordinances as provided under part 6106.0070, subpart 3;

D. send notice of public hearings to consider plans and ordinances, and amendments thereto, and other development requiring discretionary action affecting lands within the river corridor boundary to the following parties so that the parties receive the notice at least ten days before the public hearing:

(1) the commissioner, in a format prescribed by the commissioner;

(2) the National Park Service; and

(3) adjoining local governments, including those with overlapping jurisdiction and those across the river, where buildings exceed the height limits specified in part 6106.0120, as part of the conditional use permit or variance process; and

E. send notice of final decisions for actions under item D, including findings of fact, within ten days following the final decision, to those parties listed under and in the manner prescribed by item D.

Subp. 8. Duties of counties and townships.

A. Counties must prepare or amend plans and may prepare ordinances consistent with this chapter under the authority of Minnesota Statutes, chapters 394 and 473, using the process set forth in subpart 7.

B. Townships must prepare or amend plans and ordinances consistent with this chapter under the authority of Minnesota Statutes, chapters 394, 462, and 473, using the process set forth in subpart 7. If a county has adopted ordinances under this part:

(1) a township's plan and ordinances must be consistent with and at least as restrictive as the plan and ordinances adopted by the county in which the township is located, as provided under Minnesota Statutes, section 394.33;

(2) a township must provide for administration and enforcement of Mississippi River Corridor Critical Area ordinances;
and

(3) a township may adopt a county's ordinances by reference.

Subp. 9. Duties of state or regional agencies and other government entities. Any state or regional agency, local park agency, or special purpose unit of government that owns or manages lands within the river corridor boundary must manage the lands under its authority in a manner consistent with this chapter.

6106.0070 PREPARATION, REVIEW, AND APPROVAL OF PLANS AND ORDINANCES.

Subpart 1. Purpose. The purpose of this part is to establish the process, responsibilities, time frames, content requirements, and evaluation criteria for preparation, review, and approval of plans and ordinances, in order to ensure an efficient process aligned with other regional and local planning processes.

Subp. 2. Adoption of plans and ordinances.

A. The commissioner, in consultation with the Metropolitan Council, shall notify local governments of the schedule for preparing or amending plans and ordinances consistent with this chapter. The schedule must align as closely as possible with the comprehensive plan update schedule under Minnesota Statutes, section 473.864.

B. All plans and ordinances adopted by local governments pursuant to Executive Order 79-19 that are in existence on the effective date of this chapter remain in effect and must be enforced until plans and ordinances are amended consistent with this chapter, approved by the commissioner, and adopted by the local government as provided under subpart 3.

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C. Where a local government has not adopted plans and ordinances pursuant to Executive Order 79-19, development must be governed by this chapter until such time as plans and ordinances consistent with this chapter are approved by the commissioner and adopted by the local government as provided under subpart 3.

D. The adoption of plans and ordinances consistent with this chapter does not limit or modify the rights of a person to complete a development that has previously been authorized as provided under Minnesota Statutes, section 116G.13.

Subp. 3. Plan and ordinance review.

A. Within one year of notification from the commissioner according to subpart 2, local governments must prepare or amend plans and ordinances consistent with this chapter. The commissioner shall grant extensions to local governments if requested in writing and if the local government demonstrates it has made a good-faith effort to meet the deadline specified in this subpart. The extension, if granted, must include a timetable and plan for completion of the ordinance.

B. Local governments must formally submit drafts of plans and ordinances to the Metropolitan Council and the commissioner for review, in a format prescribed by the commissioner.

C. If ordinances prepared under item B refer to standards in underlying zoning, then the underlying zoning documents must be submitted and considered in combination with the ordinance. Both the ordinance and underlying zoning standards must be consistent with this chapter. Ordinances not consistent with this chapter must be submitted as part of a flexibility request according to subpart 6.

D. The commissioner and the Metropolitan Council must review the plan or ordinance and communicate a decision to the local government as follows:

(1) within 45 days after receipt from the local government, the Metropolitan Council must review and comment on draft plans and ordinances for consistency with:

(a) this chapter;

(b) regional systems and policies, as specified in Minnesota Statutes, section 473.859; and

(c) the council's comprehensive development guide for the metropolitan area, as specified in Minnesota Statutes, section 473.145; and

(2) within 45 days after receipt of the plan and ordinance from the Metropolitan Council, the commissioner must review the draft plan and ordinance to determine their consistency with this chapter, with Minnesota Statutes, chapter 116G, and with the comprehensive plan adopted by a local government. The commissioner shall consider the comments submitted by the Metropolitan Council.

E. Upon completing the review, the commissioner must take an action under subitem (1) or (2) and provide a copy of the decision to the Metropolitan Council and the National Park Service:

(1) approve the draft plan and ordinance by written decision; or

(2) return the draft plan and ordinance to the local government for modifications, with a written explanation of the need for modification.

F. When the commissioner returns a draft plan and ordinance to the local government for modification, the local government must revise the draft plan and ordinance within 60 days after receipt of the commissioner's written explanation and must resubmit the revised draft plan and ordinance to the commissioner. Upon receiving the revised draft plan and ordinance from the local government, the Metropolitan Council and the commissioner must conduct the review as provided under item D.

(1) If a meeting is requested by the local government or the Metropolitan Council, a final revision need not be made until a formal meeting has been held with the commissioner on the draft plan and ordinance. The request extends the 60-day time limit specified in this item until after the meeting has been held.

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(2) The commissioner must grant extensions to local governments if the local government requests an extension in writing and if the local government is making a good-faith effort to meet the submittal deadline. The extension, if granted, must include a timetable and plan for completion of the plan and ordinance.

G. Within 60 days after receiving the commissioner's approval of a draft plan or ordinance, the local government must adopt the commissioner-approved draft plan and ordinance. The local government must submit a copy of the final adopted plan and ordinance, with evidence of adoption, to the commissioner, the Metropolitan Council, and the National Park Service, within ten days after the adoption.

H. Only those plans and ordinances approved by the commissioner have the force and effect of law.

I. Once in effect, the local government must implement and enforce the commissioner-approved plan and ordinance.

J. If a local government fails to prepare and submit a draft plan and ordinance within one year of notification as provided under item A, fails to incorporate necessary modifications as provided under item E, subitem (2), or fails to adopt the commissioner-approved plan or ordinance as provided under item G, the commissioner must:

(1) prepare a plan and ordinance consistent with this chapter within 90 days of the deadline for preparation or adoption of plans and ordinances as provided under items A to E or G or the end date of an extension of time approved by the commissioner as provided under item F;

(2) conduct a public hearing as provided by Minnesota Statutes, section 14.58, and other statutes as applicable;

(3) within 60 days after the conclusion of the public hearing, adopt by written order the plan and ordinance for the local government's portion of the Mississippi River Corridor Critical Area; and

(4) give notice of the adopted plan and ordinance to the affected local government, the Metropolitan Council, and the National Park Service.

K. Plans and ordinances that have been adopted by the commissioner under this subpart have the same effect as if adopted by the local government and must be administered and enforced by the local government.

L. Local governments may amend plans and ordinances at any time following the procedures under items C to I.

M. Plans must be updated regularly on the same schedule as other comprehensive plan elements according to Minnesota Statutes, section 473.864, and in a manner consistent with items C to I.

Subp. 4. Contents of plans.

A. The plan must be a component of the local government's comprehensive plan prepared according to Minnesota Statutes, section 473.859, and must be consistent with the purposes and scope of this chapter.

B. Plans must contain maps, policies, and implementation provisions to:

(1) identify and protect primary conservation areas;

(2) identify and protect those public river corridor views and other scenic views deemed important by the community;

(3) identify areas that are priorities for restoration of natural vegetation, erosion prevention, bank and slope stabilization, or other restoration activities;

(4) minimize potential conflict of water surface uses as authorized under Minnesota Statutes, chapter 86B;

(5) provide for commercial barge terminals, barge fleeting, and recreational marinas, if applicable;

(6) provide for future commercial and industrial uses that require water access;

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(7) provide for and encourage creation, connection, and maintenance of open space and recreation facilities, such as parks, scenic overlooks, natural areas, islands, and wildlife areas;

(8) identify potential public access points and trail locations; and

(9) provide for transportation and public utility development in a manner consistent with this chapter.

Subp. 5. Contents of ordinances.

A. Local ordinances must be consistent with the standards in this chapter and must include:

(1) definitions consistent with part 6106.0050;

(2) administrative provisions consistent with part 6106.0080;

(3) districts consistent with part 6106.0100;

(4) minimum standards and criteria consistent with parts 6106.0110 to 6106.0180; and

(5) alternative design methods consistent with part 6106.0170.

B. The local ordinance must be structured as an overlay district. If a conflict exists with underlying zoning, the provisions of the overlay district govern. Where specific numeric thresholds or standards are listed in this chapter, those numeric thresholds or standards must be included in the overlay district.

Subp. 6. Flexibility requests for ordinances.

A. Local governments may, under special circumstances and with the commissioner's prior approval, adopt ordinances that are not consistent with this chapter, provided that the purposes of Minnesota Statutes, section 116G.15, and the purposes and scope of this chapter are met and the ordinance is consistent with the plan prepared by the local government and approved according to this chapter. Special circumstances include the following situations:

(1) areas where existing urban, residential, commercial, or industrial development patterns have been in place since before the designation of the Mississippi River Corridor Critical Area and where the majority of the development does not meet the minimum state standards;

(2) areas managed under other water and related land resource management programs authorized by state or federal legislation with goals compatible with this chapter;

(3) existing or planned wastewater, storm water, water supply, or utility facilities and similar physical or infrastructural constraints make the use of particular minimum standards impractical; and

(4) areas where detailed modeling of visual, physical, or other resource impacts has been completed as part of a public planning process.

B. A local government requesting ordinance flexibility must submit a written request to the commissioner as part of the ordinance submittal required under subpart 3. The request must:

(1) be approved by the governing body with authority to approve the request;

(2) include the proposed ordinance and any associated maps;

(3) include a detailed description of the proposed alternative standards that are not consistent with this chapter, together with documentation that the alternative standards are consistent with the purposes and scope of this chapter;

(4) describe the special circumstances that justify the use of alternative standards;

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(5) describe the potential impacts to primary conservation areas and mitigation actions proposed to address the impacts;

(6) include documentation of any input from adjoining local governments, including those with overlapping jurisdiction and those across the river, and from other potentially affected interests, including community members; and

(7) include any other supporting information, maps, and documents that the local government considers necessary to explain the request to the commissioner.

C. Within 60 days after receiving a complete request for ordinance flexibility as provided in item B, the commissioner must:

(1) evaluate the request based on:

(a) the extent to which the proposed alternative standards satisfy the purposes of Minnesota Statutes, section 116G.15, subdivision 1, and the purposes and scope of this chapter;

(b) the likely impact of the proposed alternative standards on primary conservation areas and public river corridor views;

(c) comments from adjoining local governments and other potentially affected interests; and

(d) the local government's identification of mitigation measures and its commitment to mitigate any adverse impacts resulting from the proposed alternative standards; and

(2) approve or deny the request, state in writing to the local government the reasons for the approval or denial, and suggest any alternative solutions or regulatory approaches that would be granted ordinance flexibility.

Subp. 7. Plans and projects for parks and other public lands. State or regional agencies, local park agencies, special purpose units of government, and local governments with parks or other public lands within their jurisdiction must comply with the standards and criteria in this chapter. The agencies and government entities must include the following elements in plans and project designs for parks and other public lands they own or manage within the Mississippi River Corridor Critical Area:

A. documentation of the location of the park or other owned or managed land within the Mississippi River Corridor Critical Area and recognition of the purposes of the Mississippi River Corridor Critical Area designation and this chapter;

B. standards for public utilities and facilities consistent with those in part 6106.0130; and

C. provisions for protection of primary conservation areas and public river corridor views.

6106.0080 ADMINISTRATIVE PROVISIONS FOR ORDINANCES.

Subpart 1. Purpose. The purpose of this part is to identify administrative provisions that must be included in local ordinances to ensure that ordinances are administered consistent with the purposes of this chapter.

Subp. 2. Variances.

A. A local government must consider applications for variances in a manner consistent with Minnesota Statutes, sections 394.27, subdivision 7, and 462.357, subdivision 6. The local government's review must consider the potential impacts of a proposed variance on primary conservation areas, public river corridor views, and other resources identified in the local governments' plan.

B. If a local government determines that a variance would negatively affect primary conservation areas, public river corridor views, or other identified resources, mitigation is required. Mitigation must be proportional to, have a relationship to, and offset the impact on the affected resource as provided in subpart 5.

C. The local government's findings of fact accompanying the issuance of any variance must include a finding and evidence

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supporting a finding that the requested variance is consistent with the purposes and scope of this chapter.

Subp. 3. Nonconformities.

A. The purpose of this subpart is to allow uses and structures that came into existence legally prior to the effective date of this part and in conformance with then-applicable requirements to continue to exist and be put to productive use.

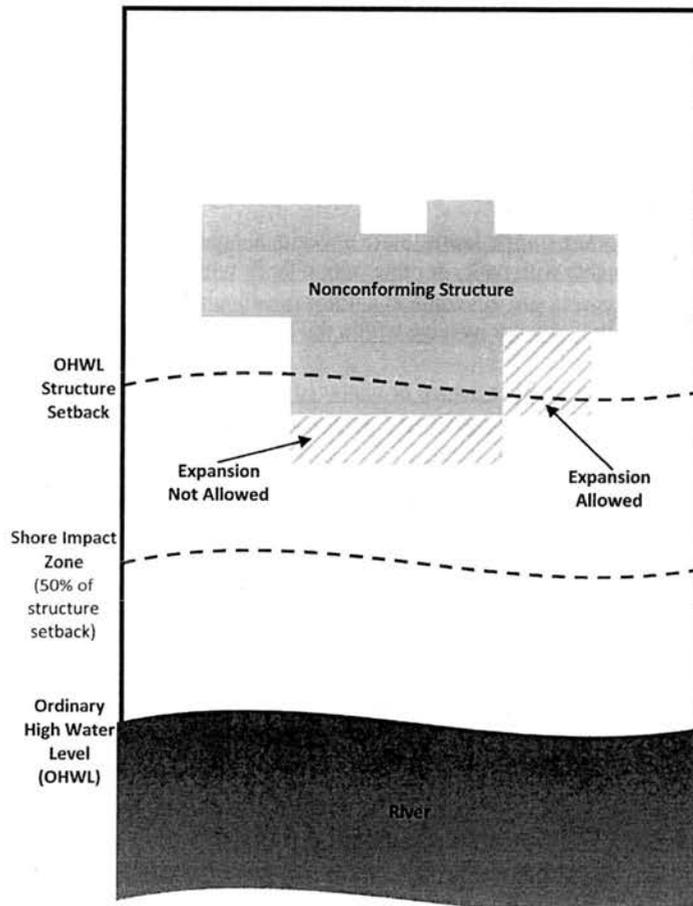
B. Nonconformities must be regulated by local governments in a manner consistent with Minnesota Statutes, sections 394.36 and 462.357, subdivision 1e.

C. Local governments may choose to allow lateral expansion of legally nonconforming principal structures that do not meet the setback requirements in part 6106.0120, provided that:

(1) the expansion does not extend into the shore impact zone or bluff impact zone or further into the required setback than the building line of the existing principal structure. See Figure 3; and

(2) the expanded structure's scale and bulk is consistent with that of the original structure and existing surrounding development.

Figure 3: Expansion of Nonconforming Structure within OHWL Setback



D. New structures erected in conformance with the setback averaging provisions of part 6106.0120, subpart 3, item D, are considered to be in conformance with local ordinance requirements.

E. Site alterations that were legally made prior to the effective date of local ordinances adopted under this chapter are considered conforming. Site alterations include vegetation, erosion control, storm water control measures, and other nonstructural

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site improvements. Expansion of site alterations must comply with this chapter.

Subp. 4. Conditional and interim use permits.

A. In addition to meeting the requirements of Minnesota Statutes, sections 394.301, 394.303, 462.3595, and 462.3597, a local government's review of conditional and interim uses must consider potential impacts of the conditional use on primary conservation areas, public river corridor views, and other resources identified in a local government's plan.

B. When evaluation and assessment identify a negative impact under item A, issuance of a conditional or interim use permit must include conditions for mitigation according to subpart 5.

Subp. 5. Mitigation.

A. In evaluating a request for a variance or conditional or interim use permit, if a local government identifies a potential negative impact to primary conservation areas, public river corridor views, or other resources identified in the local government's plan, the variance or conditional or interim use permit must require mitigation.

B. Mitigation must be directly related to and must bear a rough proportionality to the impact of the project on primary conservation areas, public river corridor views, and other resources identified in the local government's plan.

Subp. 6. Project information.

A. An applicant must submit relevant information to the responsible local government to evaluate how any development that requires discretionary action or a permit under this chapter complies with the plans and ordinances adopted under this chapter.

B. In addition to local government requirements, project information must include the following, unless the responsible local government determines that the information is not necessary:

- (1) a detailed description of the project; and
- (2) scaled maps and plans, dimensional renderings, maintenance agreements, and other materials that identify and describe:
 - (a) primary conservation areas;
 - (b) public river corridor views;
 - (c) buildable area;
 - (d) existing and proposed topography and drainage patterns;
 - (e) proposed storm water and erosion and sediment control practices;
 - (f) existing and proposed vegetation to be removed and established;
 - (g) ordinary high water level, blufflines, and all required setbacks;
 - (h) existing and proposed structures;
 - (i) existing and proposed impervious surfaces; and
 - (j) existing and proposed subsurface sewage treatment systems.

Subp. 7. Accommodating disabilities. Ramps or other facilities to provide persons with disabilities access to the persons' property, as required by the federal Americans with Disabilities Act and the federal Fair Housing Act and as provided by chapter 1341, are allowed by administrative permit, subject to the following standards:

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- A. parts 6106.0120 to 6106.0180 must be complied with to the maximum extent practicable; and
- B. upon expiration of the permit, the ramp or other facilities must be removed.

6106.0090 INCORPORATIONS BY REFERENCE.

The following documents are incorporated by reference as guidance for complying with the plans and ordinances adopted under this chapter. Unless specified otherwise, these documents are not subject to frequent change and are available through the Minitex interlibrary loan system:

- A. The Minnesota Stormwater Manual, Minnesota Pollution Control Agency (2013 and as subsequently amended);
- B. Conserving Wooded Areas in Developing Communities: Best Management Practices in Minnesota, Minnesota Department of Natural Resources (1999 and as subsequently amended);
- C. Design Handbook for Recreational Boating and Fishing Facilities, States Organization for Boating Access (2006 and as subsequently amended);
- D. Trail Planning, Design, and Development Guidelines, Minnesota Department of Natural Resources (2007 and as subsequently amended);
- E. Native Vegetation Establishment and Enhancement Guidelines, Minnesota Board of Water and Soil Resources (2015 and as subsequently amended), available online at http://www.bwsr.state.mn.us/native_vegetation/;
- F. Shoreline Alterations: Riprap, Minnesota Department of Natural Resources (2012 and as subsequently amended), available online at http://www.dnr.state.mn.us/publications/waters/shoreline_alteration.html; and
- G. Best Practices for Meeting DNR General Public Waters Work Permit GP 2004-0001, Minnesota Department of Natural Resources (2014 and as subsequently amended), available online at http://www.dnr.state.mn.us/waters/watermgmt_section/pwpermits/gp_2004_0001_manual.html.

6106.0100 DISTRICTS.

Subpart 1. **Establishment of districts.** For purposes of this chapter, six districts are established in the Mississippi River Corridor Critical Area, as described in this part, to protect and enhance the resources and features identified in Minnesota Statutes, section 116G.15, subdivision 3.

Subp. 2. **Purpose.** The six districts are established based on the natural and built character of different areas of the river corridor. All districts include diverse land uses, including parks and open space and scenic, natural, and historic areas.

Subp. 3. **Rural and open space district (CA-ROS).**

A. The rural and open space district (CA-ROS) is characterized by rural and low-density development patterns and land uses, and includes land that is riparian or visible from the river, as well as large, undeveloped tracts of high ecological and scenic value, floodplain, and undeveloped islands. Many primary conservation areas exist in the district.

B. The CA-ROS district must be managed to sustain and restore the rural and natural character of the corridor and to protect and enhance habitat, parks and open space, public river corridor views, and scenic, natural, and historic areas.

Subp. 4. **River neighborhood district (CA-RN).**

A. The river neighborhood district (CA-RN) is characterized by primarily residential neighborhoods that are riparian or readily visible from the river or that abut riparian parkland. The district includes parks and open space, limited commercial development, marinas, and related land uses.

B. The CA-RN district must be managed to maintain the character of the river corridor within the context of existing residential and related neighborhood development, and to protect and enhance habitat, parks and open space, public river corridor

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views, and scenic, natural, and historic areas. Minimizing erosion and the flow of untreated storm water into the river and enhancing shoreline habitat are priorities in the district.

Subp. 5. River towns and crossings district (CA-RTC).

A. The river towns and crossings district (CA-RTC) is characterized by historic downtown areas and limited nodes of intense development at specific river crossings, as well as institutional campuses that predate designation of the Mississippi River Critical Corridor Area and includes taller buildings.

B. The CA-RTC district must be managed in a manner that allows continued growth and redevelopment in historic downtowns and more intensive redevelopment in limited areas at river crossings to accommodate compact walkable development patterns and connections to the river. Minimizing erosion and the flow of untreated storm water into the river, providing public access to and public views of the river, and restoring natural vegetation in riparian areas and tree canopy are priorities in the district.

Subp. 6. Separated from river district (CA-SR).

A. The separated from river district (CA-SR) is characterized by its physical and visual distance from the Mississippi River. The district includes land separated from the river by distance, topography, development, or a transportation corridor. The land in this district is not readily visible from the Mississippi River.

B. The CA-SR district provides flexibility in managing development without negatively affecting the key resources and features of the river corridor. Minimizing negative impacts to primary conservation areas and minimizing erosion and flow of untreated storm water into the Mississippi River are priorities in the district.

Subp. 7. Urban mixed district (CA-UM).

A. The urban mixed district (CA-UM) includes large areas of highly urbanized mixed use that are a part of the urban fabric of the river corridor, including institutional, commercial, industrial and residential areas and parks and open space.

B. The CA-UM district must be managed in a manner that allows for future growth and potential transition of intensely developed areas that does not negatively affect public river corridor views and that protects bluffs and floodplains. Restoring and enhancing bluff and shoreline habitat, minimizing erosion and flow of untreated storm water into the river, and providing public access to and public views of the river are priorities in the district.

Subp. 8. Urban core district (CA-UC).

A. The urban core district (CA-UC) includes the urban cores of Minneapolis and St. Paul.

B. The CA-UC district must be managed with the greatest flexibility to protect commercial, industrial, and other high-intensity urban uses, while minimizing negative impacts to primary conservation areas and minimizing erosion and flow of untreated storm water into the river. Providing public access to and public views of the river are priorities in the district.

Subp. 9. District boundaries.

A. The physical boundaries of each district are delineated in the Mississippi River Corridor Critical Area District Map, Minnesota Department of Natural Resources (2015). The map is incorporated by reference, is not subject to frequent change, and is available on the department's Web site at www.dnr.state.mn.us/input/rules/mrcca/map-draft.html. The commissioner must maintain the map and must amend the map as provided in item C.

B. The district boundary lines on the Mississippi River Corridor Critical Area District Map are intended to follow the center lines of rivers and streams, highways, streets, lot lines, and municipal boundaries, unless a boundary line is otherwise indicated on the map. Where district boundaries cross unsubdivided property, the district boundary line is determined by use of dimensions or the scale appearing on the map.

C. The boundaries of a district established under this part must be amended according to subitems (1) to (3).

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(1) A local government or a state or regional agency must submit a written request to the commissioner requesting a district boundary amendment. The request must:

(a) be approved by the governing body with the legal authority to make the request for the state or regional agency or local government;

(b) specifically identify the proposed changes to plans and ordinances to address the proposed change;

(c) identify changes in land uses, infrastructure, or other conditions since the effective date of this chapter that justify the proposed changes;

(d) be consistent with local, regional, state, and federal plans;

(e) address potential negative impacts of the proposed change to primary conservation areas, public river corridor views, and other resources and features identified in local governments' plans; and

(f) contain a summary of feedback from affected parties as provided under subitem (2).

(2) The local government or state or regional agency requesting the district boundary amendment must give notice of the proposed district boundary amendment to adjoining or overlapping local governments, the Metropolitan Council, the commissioner, the National Park Service, and property owners in the area directly affected by the proposed district boundary amendments and must conduct a public hearing.

(3) Upon receiving a complete request for a district boundary amendment as provided under subitem (1), the commissioner must consider the request and determine whether to initiate rulemaking to amend the boundary according to Minnesota Statutes, chapter 14. The commissioner must communicate the determination, in writing, to the local government or state or regional agency requesting the district boundary amendment within 60 days after receiving the request.

D. This subpart does not apply to the defined river corridor boundary.

6106.0110 USES.

Subpart 1. **Underlying zoning.** Uses permissible within the Mississippi River Corridor Critical Area are generally determined by the local government's underlying zoning, with additional provisions for certain uses as specified by this part.

Subp. 2. **Agricultural use.** Where agricultural use is allowed by the local government, perennial ground cover is required within 50 feet of the ordinary high water level and within the bluff impact zone.

Subp. 3. **Feedlots.** New animal feedlots and manure storage areas are prohibited. Existing animal feedlots and manure storage areas must conform with chapter 7020.

Subp. 4. **Forestry.** Where forestry is allowed by the local government, tree harvesting and biomass harvesting within woodlands, and associated reforestation, must be consistent with recommended practices in Conserving Wooded Areas in Developing Communities: Best Management Practices in Minnesota, incorporated by reference under part 6106.0090.

Subp. 5. **Nonmetallic mining.** If allowed by the local government, nonmetallic mining requires a conditional use permit or interim use permit issued by the local government, subject to the following:

A. new nonmetallic mining is prohibited within the shore impact zone, bluff impact zone, and within the required structure setback from the bluffline;

B. processing machinery must be located consistent with setback standards for structures as provided in part 6106.0120;

C. only one barge loading area, which must be limited to the minimum size practicable, is permitted for each mining operation;

D. new and, where practicable, existing nonmetallic mining operations must not be readily visible and must be screened

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by establishing and maintaining natural vegetation. The unscreened boundaries of nonmetallic mining areas are limited to only the barge loading area:

E. a site management plan must be developed by the operator and approved by the local government before new nonmetallic mining commences. Operations must be consistent with the site plan throughout the duration of operations at the site. The site management plan must:

(1) describe how the site will be developed over time with an emphasis on minimizing environmental risk to public waters;

(2) explain where staged reclamation may occur at certain points during the life of the site;

(3) address dust, noise, storm water management, possible pollutant discharges, days and hours of operation, and duration of operation; and

(4) describe any anticipated vegetation and topographic alterations outside the pit, and reclamation plans consistent with the stated end use for the land; and

F. existing and new nonmetallic mining operations must submit land reclamation plans to the local government compatible with the purposes of this chapter.

Subp. 6. **River-dependent uses.** River-dependent uses must comply with items A to C.

A. Structures and parking areas, except shoreline facilities and private roads and conveyances serving river-dependent uses as provided in part 6106.0180, must meet the dimensional and performance standards in this chapter, must be designed so that they are not readily visible, and must be screened by establishing and maintaining natural vegetation.

B. Shoreline facilities must comply with chapter 6115 and must:

(1) be designed in a compact fashion so as to minimize the shoreline area affected; and

(2) minimize the surface area of land occupied in relation to the number of watercraft or barges to be served.

C. Dredging and placement of dredged material are subject to existing federal and state permit requirements and agreements.

Subp. 7. **Wireless communication facilities.** Wireless communication facilities require a conditional use permit or interim use permit issued by the local government. In addition to the conditional use permit or interim use permit requirements under part 6106.0080, the following conditions apply:

A. the applicant must demonstrate that functional coverage cannot be provided through co-location, a tower at a lower height, or a tower at a location outside the Mississippi River Corridor Critical Area;

B. the tower must not be located in the bluff impact zone or shore impact zone; and

C. placement of the tower must minimize impacts on public river corridor views.

6106.0120 DIMENSIONAL STANDARDS.

Subpart 1. **Purpose.** The purpose of this part is to establish dimensional standards that protect primary conservation areas from impacts of development and ensure that new development is sited in locations consistent with part 6106.0020.

Subp. 2. **Structure height.**

A. Structures, including accessory structures, as defined by local ordinance, must be no taller than the heights specified for each district:

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(1) CA-ROS: 35 feet;

(2) CA-RN: 35 feet;

(3) CA-RTC: 48 feet, provided that tiering of structures away from the Mississippi River and from blufflines is given priority, with lower structure heights closer to the river and blufflines, and that structure design and placement minimizes interference with public river corridor views. Taller buildings are allowed by conditional use permit, as provided under item D, with consideration of the relationship of building height to the mature treeline, where present, and existing surrounding development, as viewed from the ordinary high water level of the opposite shore and from public river corridor views;

(4) CA-SR: height is determined by the local government's underlying zoning requirements, provided the structure's height is generally consistent with the height of the mature treeline, where present, and existing surrounding development, as viewed from the ordinary high water level of the opposite shore;

(5) CA-UM: 65 feet, provided tiering of structures away from the Mississippi River and from blufflines is given priority, with lower structure heights closer to the river and blufflines, and that structure design and placement minimize interference with public river corridor views. Taller buildings are allowed by conditional use permit, as provided under item D; and

(6) CA-UC: height is determined by the local government's underlying zoning requirements, provided tiering of structures away from the Mississippi River and blufflines is given priority, with lower structure heights closer to the river and blufflines, and structure design and placement minimize interference with public river corridor views.

B. For the purposes of this subpart, height is determined by applicable local government zoning regulations, provided it is measured on the side of the structure facing the Mississippi River.

C. The height requirements in item A do not apply to those structures and facilities identified in part 6106.0180 as exempt from these requirements, but meeting the setback requirements of subpart 3.

D. In addition to the conditional use permit requirements in part 6106.0080, criteria for considering whether to grant a conditional use permit for buildings exceeding the height limits in item A must include:

(1) assessment of the visual impact of the proposed building on public river corridor views, including views from other communities;

(2) identification and application of techniques to minimize the perceived bulk of the proposed building, such as:

(a) placing the long axis of the building perpendicular to the river;

(b) stepping back of portions of the façade;

(c) narrowing the profile of upper floors of the building; or

(d) increasing the setbacks of the building from the Mississippi River or blufflines;

(3) identification of techniques for preservation of those view corridors identified in the local government's plan; and

(4) opportunities for creation or enhancement of public river corridor views.

Subp. 3. Location of structures.

A. Structures and impervious surfaces must not be located in the shore impact zone and must meet the following setback requirement from the ordinary high water level of the Mississippi River and other waters within the Mississippi River Corridor Critical Area, as specified for each district:

(1) CA-ROS: 200 feet from the Mississippi River and 150 feet from the Minnesota River and Vermillion River;

(2) CA-RN: 100 feet from the Mississippi River and 75 feet from the Rum River and Vermillion River;

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- (3) CA-RTC: 75 feet from the Mississippi River, Crow River, and Rum River;
- (4) CA-SR: 75 feet from the Vermillion River;
- (5) CA-UM: 50 feet from the Mississippi River;
- (6) CA-UC: as specified in underlying zoning; and
- (7) for all other public waters within the Mississippi River Corridor Critical Area, as specified in underlying zoning.

B. Structures and impervious surfaces must not be located in the bluff impact zone and must meet the following setback requirements from the bluffline as specified for each district:

- (1) CA-ROS: 100 feet;
- (2) CA-RN: 40 feet;
- (3) CA-RTC: 40 feet;
- (4) CA-SR: 40 feet;
- (5) CA-UM: 40 feet; and
- (6) CA-UC: 40 feet.

C. The requirements in items A and B do not apply to those structures and facilities listed in part 6106.0180 as exempt from these requirements.

D. Where principal structures exist on the adjoining lots on both sides of a proposed building site, the minimum setback may be altered to conform to the average of the adjoining setbacks, provided that the new structure's scale and bulk riverward or bluffward of the setbacks required under items A and B are consistent with adjoining development. No structures or impervious surfaces are allowed within the bluff impact zone or shore impact zone, except as specified under part 6106.0180.

E. Subsurface sewage treatment systems, including the septic tank and absorption area, must be located at least 75 feet from the ordinary high water level of the Mississippi River and all other public waters within the Mississippi River Corridor Critical Area.

Subp. 4. Standards for new lots.

A. Where lots are created after the effective date of this part, lot area and width standards must comply with the requirements of the underlying zoning, except the width of lots abutting the Mississippi River in the CA-ROS district must be at least 200 feet, unless alternative design methods are used that provide greater protection of the riparian areas.

B. New lots must have adequate buildable area to comply with the setback requirements in subpart 3.

6106.0130 GENERAL DEVELOPMENT STANDARDS FOR PUBLIC FACILITIES.

Subpart 1. **Purpose and scope.** The purpose of this part is to establish standards for public facilities that are consistent with best management practices and that protect primary conservation areas. Public facilities serve the public interest by providing public access to the Mississippi River corridor or require locations in or adjacent to the river corridor and therefore require some degree of flexibility.

Subp. 2. **Definition of terms.** For the purpose of this part, "public facilities" means public utilities, public transportation facilities, and public recreational facilities.

Subp. 3. **General design standards.** All public facilities must be designed and constructed to:

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A. minimize visibility of the facility to the extent consistent with the purpose of the facility;

B. comply with the dimensional standards in part 6106.0120, except as provided in part 6106.0180;

C. be consistent with the vegetation management standards in part 6106.0150, subpart 5, and the land alteration and storm water management standards in part 6106.0160, including use of practices identified in Best Practices for Meeting DNR General Public Waters Work Permit GP 2004-001, incorporated by reference under part 6106.0090, where applicable. State or regional agencies, special purpose units of government, local park agencies, and local units of government with parks within their jurisdiction are not required to obtain a vegetation management or land alteration permit under part 6106.0150 or 6106.0160, but must apply the standards and criteria that would be applied by local government, were a permit required;

D. avoid primary conservation areas, unless no alternative exists. If no alternative exists, then disturbance to primary conservation areas must be avoided to the greatest extent practicable, and design and construction must minimize impacts; and

E. minimize disturbance of spawning and nesting times by scheduling construction at times when local fish and wildlife are not spawning or nesting.

Subp. 4. Right-of-way maintenance standards. Right-of-way maintenance for public facilities is subject to the following standards:

A. vegetation currently in a natural state must be maintained to the extent feasible;

B. where vegetation in a natural state has been removed, native plants must be planted and maintained on the right-of-way; and

C. chemical control of vegetation must be avoided when practicable, but when chemical control is necessary, chemicals used must be in accordance with the rules, regulations, and other requirements of all state and federal agencies with authority over the chemical's use.

Subp. 5. Crossings of public water or public land. Crossings of public waters or land controlled by the commissioner are subject to approval by the commissioner according to Minnesota Statutes, sections 84.415 and 103G.245. The commissioner must give primary consideration to crossings that are proposed to be located within or adjoining existing rights-of-way for public transportation and public utilities.

Subp. 6. Public utilities. Public utilities must, at a minimum, comply with the following standards:

A. high-voltage transmission lines, wind energy conversion systems greater than five megawatts, and pipelines are regulated according to Minnesota Statutes, chapters 216E, 216F, and 216G, respectively; and

B. if overhead placement is necessary, utility crossings must be hidden from view as much as practicable. The appearance of structures must be as compatible as practicable with the surrounding area in a natural state with regard to height and width, materials used, and color.

Subp. 7. Public transportation facilities. Where public transportation facilities intersect or abut two or more of the districts established under part 6106.0100, the least restrictive standards apply. Public transportation facilities must be designed and constructed to give priority to:

A. providing scenic overlooks for motorists, bicyclists, and pedestrians;

B. providing safe pedestrian crossings and facilities along the river corridor;

C. providing access to the riverfront in public ownership; and

D. allowing for use of the land between the river and the transportation facility.

Subp. 8. Public recreational facilities.

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A. Buildings and parking associated with public recreational facilities, except as provided under part 6106.0180, must meet the dimensional standards in part 6106.0120 and must not be placed within the bluff impact zone or shore impact zone.

B. Roads and driveways associated with public recreational facilities must not be placed in the bluff impact zone or shore impact zone unless no other placement alternative exists. If no alternative exists, then design and construction must minimize impacts.

C. Trails, access paths, and viewing areas associated with public recreational facilities and providing access to or views of the Mississippi River are allowed within the bluff impact zone or shore impact zone if design, construction, and maintenance methods are consistent with the best management practice guidelines in Trail Planning, Design, and Development Guidelines, incorporated by reference under part 6106.0090.

(1) Hard-surface trails are not allowed on the face of bluffs with a slope exceeding 30 percent. Natural surface trails are allowed, provided they do not exceed eight feet in width.

(2) Trails, paths, and viewing areas must be designed and constructed to minimize:

(a) visibility from the river;

(b) visual impacts on public river corridor views; and

(c) disturbance to and fragmentation of primary conservation areas.

D. Public water access facilities are subject to the following requirements:

(1) watercraft access ramps must comply with parts 6115.0210 and 6280.0250; and

(2) facilities must be designed and constructed consistent with the standards in Design Handbook for Recreational Boating and Fishing Facilities, incorporated by reference under part 6106.0090.

E. Public signs and kiosks for interpretive or directional purposes are allowed in the bluff impact zone or shore impact zone, provided they minimize disturbance to these areas and avoid visual impacts on public river corridor views.

6106.0140 GENERAL DEVELOPMENT STANDARDS FOR PRIVATE FACILITIES.

Subpart 1. **Purpose.** The purpose of this part is to provide design standards for private facilities within the Mississippi River Corridor Critical Area that are consistent with best management practices and that minimize impacts to primary conservation areas and other identified resources.

Subp. 2. **Definition.** For the purpose of this part, "private facilities" means private roads, driveways, and parking areas; private water access and viewing facilities; decks and patios in setback areas; and private signs.

Subp. 3. **General design standards.** All private facilities must be developed in accordance with the land alteration, vegetation, and storm water management requirements in parts 6106.0150 and 6106.0160.

Subp. 4. **Private roads, driveways, and parking areas.** Except as provided in part 6106.0180, private roads, driveways, and parking areas must:

A. be designed and constructed to take advantage of natural vegetation and topography so that they are not readily visible;

B. comply with structure setback requirements according to part 6106.0120; and

C. not be placed within the bluff impact zone or shore impact zone, unless exempt under part 6106.0180 and designed consistent with part 6106.0130, subpart 3.

Subp. 5. **Private water access and viewing facilities.**

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A. Private access paths must be no more than:

- (1) eight feet wide, if placed within the shore impact zone; and
- (2) four feet wide, if placed within the bluff impact zone.

B. Private water access ramps must:

- (1) comply with parts 6115.0210 and 6280.0250; and
- (2) be designed and constructed consistent with the applicable standards in Design Handbook for Recreational Boating and Fishing Facilities, incorporated by reference under part 6106.0090.

C. Design and construction of private stairways, lifts, and landings are subject to the following standards:

- (1) stairways and lifts must not exceed four feet in width on residential lots. Wider stairways are allowed for commercial properties and residential facilities held in common, if approved by the local government;
- (2) landings for stairways and lifts on residential lots must not exceed 32 square feet in area. Landings larger than 32 square feet are allowed for commercial properties and residential facilities held in common, if approved by the local government;
- (3) canopies or roofs are prohibited on stairways, lifts, or landings;
- (4) stairways, lifts, and landings must be located in the least visible portion of the lot; and
- (5) ramps, lifts, mobility paths, or other facilities for persons with physical disabilities are allowed for achieving access to shore areas according to subitems (1) to (4) and as provided under part 6106.0080, subpart 7.

D. One water-oriented accessory structure is allowed for each riparian lot or parcel less than 300 feet in width at the ordinary high water level, with one additional water-oriented accessory structure allowed for each additional 300 feet of shoreline on the same lot or parcel. Water-oriented accessory structures are prohibited in the bluff impact zone and must:

- (1) not exceed 12 feet in height;
- (2) not exceed 120 square feet in area; and
- (3) be placed a minimum of ten feet from the ordinary high water level.

Subp. 6. Decks and patios in setback areas. Local governments may allow decks and at-grade patios to encroach into the required setbacks from the ordinary high water level and blufflines without a variance, in compliance with parts 6106.0150 and 6106.0160, provided that:

A. the encroachment of the deck or patio into the required setback area does not exceed 15 percent of the required structure setback;

B. the area of the deck or patio that extends into the required setback area occupies no more than 25 percent of the total area between the required setback and the 15 percent allowance, using the formula below:

[required setback depth (feet) x 0.15 x lot width (feet) x 0.25 = maximum total area]; and

C. the deck or patio does not extend into the bluff impact zone.

Subp. 7. Private signs. Placement of signs is guided by the local government's underlying zoning, with the additional provisions in items A and B.

A. If the local government allows off-premise advertising signs, the signs must:

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- (1) meet all required setbacks and height limits standards of this chapter; and
 - (2) not be readily visible.
- B. If the local government allows directional signs for patrons arriving at a business by watercraft, the signs:
- (1) must be consistent with Minnesota Statutes, section 86B.115;
 - (2) if located within the shore impact zone, must convey only the location and name of the establishment and the general types of goods and services available;
 - (3) must be no greater than ten feet in height and 32 square feet in surface area; and
 - (4) if illuminated, must have lighting that is shielded to prevent illumination out across the river or to the sky.

6106.0150 VEGETATION MANAGEMENT STANDARDS.

Subpart 1. **Purpose.** The purpose of this part is to establish standards that:

- A. sustain and enhance the biological and ecological functions of vegetation;
- B. preserve the natural character and topography of the Mississippi River Critical Corridor Area; and
- C. maintain stability of bluffs and steep slopes and ensure stability of other areas prone to erosion.

Subp. 2. **Applicability.** This part applies to:

- A. shore impact zones;
- B. areas within 50 feet of a wetland or natural drainage way;
- C. bluff impact zones;
- D. areas of native plant communities; and
- E. significant vegetative stands identified in local governments' adopted plans.

Subp. 3. **General provisions.**

- A. Intensive vegetation clearing is prohibited, except for the following activities, which are allowed by local permit:
 - (1) clearing vegetation that is dead, diseased, dying, or hazardous;
 - (2) clearing to prevent the spread of diseases or insect pests;
 - (3) removal of invasive non-native species;
 - (4) restoration and erosion control management activities consistent with a plan approved by the local government or resource agency; and
 - (5) the minimum necessary for development that is allowed as an exception under part 6106.0180.
- B. The following activities are allowed without a permit:
 - (1) selective vegetation removal, including removal for those activities listed under item A, subitems (1) to (3), and removal for other purposes provided that vegetative cover remains consistent with the management purposes of districts under part 6106.0100;

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- (2) maintenance of existing lawns, landscaping, and gardens;
- (3) removal of vegetation in emergency situations as determined by the local government;
- (4) right-of-way maintenance for public facilities meeting the standards of part 6106.0130, subpart 4; and
- (5) agricultural and forestry activities meeting the standards of part 6106.0110.

C. Local governments must not restrict the height of ground cover vegetation in the areas listed under subpart 2, items A to E.

Subp. 4. Permit process.

A. Local governments must regulate intensive vegetation clearing activities identified in subpart 3, item A, through a permit process.

B. Local government may create a new administrative permit process or use an existing one for intensive vegetation clearing. Appeals of local government decisions on permits are subject to Minnesota Statutes, section 462.357, subdivision 6.

C. Local governments may delegate the permitting responsibilities described in this subpart to a resource agency or other qualified agent as determined by the local government.

D. Local governments must require permit applicants to submit information as needed to evaluate permits for consistency with the standards and requirements of this part and parts 6106.0080, subpart 6, and 6106.0160.

E. Local governments must grant the permit, deny the permit, or grant the permit with conditions necessary to achieve the purposes of this part, as provided under subpart 5.

Subp. 5. Permit conditions. In reviewing and approving permit applications, the local government must ensure through permit conditions that the following performance standards are met:

A. development is sited to minimize removal of or disturbance to natural vegetation;

B. soil, slope stability, and hydrologic conditions are suitable for the proposed work as determined by an engineer or resource agency;

C. clearing is the minimum necessary and designed to blend with the natural terrain and minimize visual impacts to public river corridor views;

D. any native plant communities removed are replaced with vegetation that provides equivalent biological and ecological functions. If replaced, priorities for restoration are stabilization of erodible soils, restoration or enhancement of shoreline vegetation, and revegetation of bluffs or steep slopes visible from the river;

E. all other vegetation removed is restored with natural vegetation to the greatest extent practicable. Priorities for replacement are the same as under item D;

F. any disturbance of highly erodible soils is replanted with deep-rooted vegetation with a high stem density;

G. vegetation removal activities are conducted so as to expose the smallest practical area of soil to erosion for the least possible time; and

H. other conditions as determined necessary by the local government to achieve the purpose of this part are met.

Subp. 6. Vegetation restoration plan requirements.

A. Reestablishment of natural vegetation is required:

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- (1) as a condition of permits under subpart 5, items D and E;
- (2) upon failure to comply with this part; or
- (3) as part of the planning process for subdivisions under part 6106.0170.

B. The vegetation restoration plan must:

- (1) include vegetation that provides suitable habitat and effective soil stability, runoff retention, and infiltration capability. Vegetation species, composition, density, and diversity must be guided by nearby patches of native plant communities;
- (2) be prepared by a qualified individual as defined by the local government; and
- (3) include a maintenance plan that includes management provisions for controlling invasive species and replacement of plant loss for three years.

C. The local government must issue a certificate of compliance after determining that the restoration requirements of item B have been satisfied.

D. Vegetation management and restoration activities must be guided by Native Vegetation Establishment and Enhancement Guidelines, incorporated by reference under part 6106.0090.

6106.0160 LAND ALTERATION AND STORM WATER MANAGEMENT STANDARDS.

Subpart 1. Purpose. The purpose of this part is to establish standards that:

- A. protect water quality from pollutant loadings of sediment, nutrients, bacteria, and other contaminants; and
- B. maintain stability of bluffs, shorelines, and other areas prone to erosion.

Subp. 2. Definitions. For the purpose of this part:

- A. "fully reconstructs" means the reconstruction of an existing impervious surface that involves site grading and subsurface excavation so that soil is exposed. Mill and overlay and other resurfacing activities are not considered fully reconstructed;
- B. "storm water management facilities" means facilities for the collection, conveyance, treatment, or disposal of storm water; and
- C. "water quality impact zone" means land within the shore impact zone or within 50 feet of the boundary of a public water, wetland, or natural drainage way, whichever is greater.

Subp. 3. Land alteration.

A. Within the bluff impact zone, land alteration is prohibited, except for the following which are allowed by local government permit:

- (1) erosion control consistent with subpart 6 and a plan approved by the local government or resource agency;
- (2) the minimum necessary for development that is allowed as an exception under part 6106.0180; and
- (3) repair and maintenance of existing buildings and facilities.

B. Within the water quality impact zone, land alteration that involves a volume of more than ten cubic yards of material or affects an area greater than 1,000 square feet requires a permit from the local government, meeting the standards in subparts 5 and 6.

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Subp. 4. Rock riprap, retaining walls, and other erosion control structures.

A. Construction or replacement of rock riprap, retaining walls, and other erosion control structures located at or below the ordinary high water level must comply with parts 6115.0215, subpart 4, item E, and 6115.0216, subpart 2. The work must not proceed unless approved by the commissioner as meeting all requirements for work in public waters.

B. Construction or replacement of rock riprap, retaining walls, and other erosion control structures within the bluff impact zone and the water quality impact zone are allowed by local government permit provided that:

(1) if the project includes work at or below the ordinary high water level, the local permit is not approved until the commissioner has approved or permitted the project according to item A;

(2) the structures are used only to correct an established erosion problem as determined by the local government or resource agency;

(3) the size and extent of the structures are the minimum necessary to correct the erosion problem and are not larger than the following, except as specified under subitem (4):

(a) retaining walls must not exceed five feet in height and must be placed a minimum horizontal distance of ten feet apart; and

(b) riprap must not exceed the height of the regulatory flood protection elevation; and

(4) structures may exceed the height limits in subitem (3) only if a professional engineer determines that a larger structure is needed to correct erosion problems.

C. Nothing in this subpart shall be construed to waive any other permit requirements that are required by law.

Subp. 5. Permit process. Local governments must regulate activities identified in subparts 3 and 4 through a permit process consistent with subpart 6 and part 6106.0150, subpart 4.

Subp. 6. Permit conditions. In reviewing and approving land alteration permit applications, the local government must ensure that:

A. temporary and permanent erosion and sediment control measures retain sediment onsite consistent with best management practices in the Minnesota Stormwater Manual, incorporated by reference under part 6106.0090;

B. natural site topography, soil, and vegetation conditions are used to control runoff and reduce erosion and sedimentation;

C. construction activity is phased when possible;

D. all erosion and sediment controls are installed before starting any land disturbance activity;

E. erosion and sediment controls are maintained to ensure effective operation;

F. the proposed work is consistent with the vegetation standards in part 6106.0150; and

G. best management practices for protecting and enhancing ecological and water resources identified in Best Practices for Meeting DNR General Public Waters Work Permit GP 2004-001, incorporated by reference under part 6106.0090, are implemented where applicable, regardless of project type.

Subp. 7. Storm water management.

A. In the bluff impact zone, storm water management facilities are prohibited, except by local government permit if:

(1) there are no alternatives for storm water treatment outside the bluff impact zone on the site in question;

Proposed Rules

(2) the site generating runoff is designed so that the amount of runoff reaching the bluff impact zone is reduced to the greatest extent practicable;

(3) the construction and operation of the facility does not affect slope stability on the subject property or adjacent properties; and

(4) mitigation based on the best available engineering and geological practices is required and applied to eliminate or minimize the risk of slope failure.

B. In the water quality impact zone, development that creates new impervious surface, as allowed by exemption in part 6106.0180, or fully reconstructs existing impervious surface of more than 10,000 square feet requires a postconstruction storm water management permit from the local government consistent with the following:

(1) if a local government is covered by a municipal separate storm sewer system (MS4) general or individual permit from the Minnesota Pollution Control Agency, then the treatment requirements of the MS4 permit for postconstruction storm water management for new development and redevelopment projects apply;

(2) if a local government is not covered by an MS4 permit, then runoff from the new or fully reconstructed impervious surface must comply with the treatment requirements in the current national pollution discharge and elimination system program permit for construction storm water;

(3) local governments may adopt other treatment requirements approved by the Minnesota Pollution Control Agency instead of those specified in subitems (1) and (2); and

(4) multipurpose trails and sidewalks are exempt from subitems (1) and (2) if there is down gradient vegetation or a filter strip that is at least five feet wide.

C. In all other areas of the Mississippi River Critical Corridor Area, storm water runoff must be directed away from the bluff impact zone or unstable areas.

Subp. 8. Development on steep slopes. A local government may allow structures, impervious surfaces, land alteration, vegetation removal, or construction activities on steep slopes if:

A. the applicant can demonstrate that the development can be accomplished without increasing erosion or storm water runoff;

B. the soil types and geology are suitable for the proposed development; and

C. vegetation is managed according to the requirements of this part.

Subp. 9. Compliance with other plans and programs. All development must:

A. be consistent with Minnesota Statutes, chapter 103B, and local water management plans completed under chapter 8410;

B. meet or exceed the wetland protection standards under chapter 8420; and

C. meet or exceed the floodplain management standards under chapter 6120.

6106.0170 SUBDIVISION AND LAND DEVELOPMENT STANDARDS.

Subpart 1. **Purpose.** The purposes of this part are to:

A. protect and enhance the natural and scenic values of the Mississippi River Critical Corridor Area during development or redevelopment of the remaining large sites within the corridor;

B. establish standards for protecting and restoring biological and ecological functions of primary conservation areas on large sites; and

Proposed Rules

C. encourage restoration of natural vegetation during development or redevelopment of large sites, where restoration opportunities have been identified in local plans.

Subp. 2. Applicability.

A. Except as provided in item B, this part applies to the following developments involving ten or more acres for parcels that abut the Mississippi River and 20 or more acres for all other parcels within the river corridor boundary, including smaller individual sites within the following developments that are part of a common plan of development but may be constructed at different times:

- (1) subdivisions;
- (2) planned unit developments; and
- (3) master-planned development and redevelopment of land.

B. The following activities are exempt from this part:

- (1) minor subdivisions consisting of three or fewer lots;
- (2) minor boundary line corrections;
- (3) resolutions of encroachments;
- (4) additions to existing lots of record;
- (5) placement of essential services; and
- (6) activities involving river-dependent commercial and industrial uses.

Subp. 3. Project information. Local governments must require detailed project information and provide for preproject review of all proposed subdivisions, redevelopments, and planned unit developments as provided under part 6106.0080, subpart 6.

Subp. 4. Design standards.

A. Local government ordinances must contain provisions, including incentives, for alternative design methods such as conservation design, transfer of development density, or other zoning and site design techniques that achieve better protection or restoration of primary conservation areas.

B. Primary conservation areas, where they exist, must be set aside for protection as open areas as provided under item H. However, where primary conservation areas exceed the thresholds in subitems (1) to (4) as a percentage of a parcel, then only the percentage in subitems (1) to (4) must be set aside:

- (1) CA-ROS: 50 percent;
- (2) CA-RN: 20 percent;
- (3) CA-RTC, CA-UM, CA-UC: ten percent; and
- (4) CA-SR: ten percent, if the parcel includes native plant communities or provides feasible connections to a regional park or trail system, otherwise no requirement.

C. If the primary conservation areas exceed the maximum percentage established in item B, then the local government may determine which primary conservation areas are to be protected, with priority given to the protection of native plant communities and natural vegetation in riparian areas.

Proposed Rules

D. If primary conservation areas exist but do not have natural vegetation, then a vegetation assessment must be completed for the areas to be protected to determine whether vegetation restoration is needed. If restoration is needed, vegetation must be restored according to part 6106.0150, subpart 6.

E. If primary conservation areas do not exist on the parcel in question, the local government must determine whether any portions of the site have been identified as potential restoration areas in local plans, according to part 6106.0070, subpart 4. When such areas have been identified, vegetation must be restored consistent with a restoration plan according to part 6106.0150, subpart 6, and the restored area must be set aside as specified in item B.

F. Storm water treatment areas or other green infrastructure may be used to meet the requirements of this subpart if the vegetation provides biological and ecological functions.

G. Any land dedicated for public access or public facilities according to subpart 5 may be counted toward the set-aside requirements of this subpart at the discretion of the local government.

H. Areas that have been set aside under item B must be protected through:

- (1) public acquisition by a government entity for conservation purposes;
- (2) a permanent conservation easement, as provided in Minnesota Statutes, chapter 84C;
- (3) a deed restriction; or
- (4) other arrangements that achieve an equivalent degree of protection as determined by the local government.

I. Permanent protection methods under item H must ensure, within the areas set aside, the long-term management of vegetation to meet its biological and ecological functions, prohibit structures, and prohibit land alteration, except as needed to provide public recreational facilities and access to the river.

J. Protected open areas must connect neighboring or abutting open space, natural areas, and recreational areas as much as possible to form an interconnected network.

Subp. 5. **Land dedication.** Local governments that require dedication of land or equivalent amounts of cash for parks and open space under Minnesota Statutes, section 394.25, subdivision 7, or 462.358, subdivision 2b, must encourage dedication of lands suitable for riverfront access, parks, open space, storm water management, or other public facilities within the Mississippi River Corridor Critical Area.

6106.0180 EXEMPTIONS FROM SETBACKS, HEIGHT LIMITS, AND OTHER REQUIREMENTS.

Uses and activities not specifically exempted under this part must comply with this chapter. All exemptions in the shore impact zone (SIZ) and bluff impact zone (BIZ) are also subject to the vegetation management standards in part 6106.0150 and the land alteration and storm water management standards in part 6106.0160. In the table, "E" means the use is exempt; "(E)" means that the use is allowed only if no alternatives exist, and "N" means that the use is not exempt and must meet the standards in this chapter.

	<u>Set-backs</u>	<u>Height limits</u>	<u>SIZ</u>	<u>BIZ</u>	<u>Standard (the use must comply with standard or referenced parts)</u>
<u>Industrial and utility structures requiring greater height for operational reasons (such as elevators, refineries, and railroad signaling towers)</u>	N	E	N	N	<u>Structure design and placement must minimize interference with public river corridor views</u>
<u>Barns, silos, and farm structures</u>	N	E	N	N	
<u>Bridges and bridge approach roadways</u>	E	E	E	(E)	<u>Part 6106.0130</u>
<u>Wireless communication facilities (towers)</u>	E	E	N	N	<u>Part 6106.0110, subpart 7</u>

Proposed Rules

<u>Chimneys, church spires, flag poles, public monuments, and mechanical service stacks and similar mechanical equipment</u>	N	E	N	N	
<u>Historic properties and contributing properties in historic districts</u>	E	E	E	E	Exemptions do not apply to additions or site alterations to historic buildings or structures
<u>Buildings and structures on the face of or abutting the bluff in the CA-UC district of St. Paul, between Chestnut Street and Highway 52</u>	E	n/a	n/a	E	Height in the CA-UC district is governed by underlying zoning
Public utilities					
<u>Electrical power facilities</u>	E	E	E	(E)	Part 6106.0130
<u>Essential services (other than storm water facilities)</u>	E	E	E	(E)	Part 6106.0130
<u>Storm water facilities</u>	E	N	E	(E)	Part 6106.0160
<u>Wastewater treatment</u>	E	N	E	N	Part 6106.0130
<u>Public transportation facilities</u>	E	N	(E)	(E)	Part 6106.0130
Public recreational facilities					
<u>Accessory structures, such as monuments, flagpoles, light standards, and similar park features</u>	E	E	(E)	(E)	Part 6106.0130; within BIZ, only on slopes averaging less than 30 percent. Exemptions do not apply to principal buildings
<u>Picnic shelters and other open-sided structures</u>	E	N	(E)	N	Part 6106.0130
<u>Parking areas</u>	(E)	N	(E)	(E)	Part 6106.0130; within BIZ, only within 20 feet of toe of bluff; not on face of bluff; and must not affect stability of bluff
<u>Roads and driveways</u>	(E)	N	(E)	(E)	Part 6106.0130
<u>Natural-surfaced trails, access paths, and viewing areas</u>	E	N	E	E	Part 6106.0130
<u>Hard-surfaced trails and viewing platforms</u>	E	N	E	(E)	Part 6106.0130; within BIZ, only on slopes averaging less than 30 percent
<u>Water access ramps</u>	E	N	E	(E)	Part 6106.0130
<u>Public signs and kiosks for interpretive or directional purposes</u>	E	N	E	(E)	Part 6106.0130
River-dependent uses					
<u>Shoreline facilities</u>	E	N*	E	(E)	Part 6106.0110, subpart 6. Exemptions do not apply to buildings, structures, and parking areas that are not part of a shoreline facility
<u>Private roads and conveyance structures serving river-dependent uses</u>	E	N*	E	(E)	Part 6106.0110, subpart 6
Private residential and commercial water access and use facilities					
<u>Private roads serving 3 or more lots</u>	(E)	N	N	(E)	Part 6106.0140; in BIZ, only on slopes averaging less than 30 percent. Exemption does not apply to private roads serving fewer than 3 lots or to private driveways and parking areas

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Access paths	<u>E</u>	<u>N</u>	<u>E</u>	<u>E</u>	Part 6106.0140
Water access ramps	<u>E</u>	<u>N</u>	<u>E</u>	<u>N</u>	Part 6106.0140
Stairways, lifts, and landings	<u>E</u>	<u>N</u>	<u>E</u>	<u>E</u>	Part 6106.0140
Water-oriented accessory structures	<u>E</u>	<u>N</u>	<u>E</u>	<u>N</u>	Part 6106.0140
Patios and decks	<u>E</u>	<u>N</u>	<u>N</u>	<u>N</u>	Part 6106.0140, subpart 6
Directional signs for watercraft (private)	<u>E</u>	<u>N</u>	<u>E</u>	<u>N</u>	Part 6106.0140; exemption does not apply to off-premise advertising signs
Erosion control structures, such as rock riprap and retaining walls	<u>E</u>	<u>N</u>	<u>E</u>	(<u>E</u>)	Part 6106.0160, subpart 4
Flood control structures	<u>E</u>	<u>N</u>	<u>E</u>	(<u>E</u>)	Part 6106.0160

* River-dependent commercial, industrial, and utility structures are exempt from height limits only if greater height is required for operational reasons.

Adopted Rules

A rule becomes effective after the requirements of *Minnesota Statutes* §§ 14.05-14.28 have been met and five working days after the rule is published in the *State Register*, unless a later date is required by statutes or specified in the rule. If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed. If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

KEY: Proposed Rules - Underlining indicates additions to existing rule language. ~~Strikeouts~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **Adopted Rules** - Underlining indicates additions to proposed rule language. ~~Strikeout~~ indicates deletions from proposed rule language.

Minnesota Racing Commission

Adopted Permanent Rules Relating to Horse Racing; Class C Licenses, Harness Races, Horse Medication, Physical Examination and Medical Testing, and Prohibited Acts

The rules proposed and published at *State Register*, Volume 40, Number 30, pages 857-865, January 25, 2016 (40 SR 857), are adopted as proposed.

Minnesota Department of Natural Resources

CERTIFICATE OF MAILING THE NOTICE OF HEARING TO ADOPT RULES TO THE RULEMAKING MAILING LIST; CERTIFICATE OF ACCURACY OF THE MAILING LIST; COMPLIANCE WITH MINNESOTA STATUTES, SECTION 14.111

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

I certify the following:

1. On April 11, 2016, at least 33 days before the end of the comment period, at Saint Paul, Ramsey County, Minnesota, I delivered the Notice of Hearing by sending electronic links via GovDelivery bulletin to all persons and associations on the department rulemaking mailing list established by Minnesota Statutes, section 14.14, subdivision 1a.
2. The list of persons and associations who have requested under Minnesota Statutes, section 14.14, subdivision 1a, that their names be placed on the Department of Natural Resources rulemaking mailing list is accurate, complete, and current. Copies of the mailing list for U.S. mail subscribers and email subscribers list via the GovDelivery system are attached to this certificate.
3. On February 24, 2016, at least 30 days prior to publication of the rules in the State Register, I hand delivered a copy of the proposed rules to the Commissioner of Agriculture pursuant to Minn. Stat. § 14.111.



Elizabeth P. Carlson
Administrative Rules Coordinator
Minnesota Department of Natural Resources

Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40



February 24, 2016

Mr. Dave Frederickson, Commissioner
Minnesota Department of Agriculture
625 Robert Street N
St Paul, MN 55155-2538

Re: In The Matter of the Proposed Rules of the Department of Natural Resources Governing the Mississippi River Corridor Critical Area; Revisor's ID Number R-04240

Dear Commissioner Frederickson:

The Department of Natural Resources (DNR) intends to adopt rules for the Mississippi River Corridor Critical Area. We intend to publish a notice of hearing in the State Register on March 28, 2016.

We are sending you this notification and a copy of the proposed rules for your information to ensure compliance with Minnesota Statutes, section 14.111. One of the hearings will be conducted at a location that is zoned agricultural within the critical area. The DNR does not believe that these rules will affect farming operations but we recognize that some parts of the critical area are zoned agricultural.

The notice of hearing and the SONAR will be made available on the DNR website at <http://www.dnr.state.mn.us/input/rules/rulemaking.html>.

If you have any questions about these rules, please contact Jennifer Shillcox at 651-259-5073.

Sincerely,

A handwritten signature in cursive script that reads 'Beth Carlson'.

Elizabeth Carlson
DNR Rules Coordinator
Phone: (651) 259-5531
beth.carlson@state.mn.us

Enclosure: proposed rules

C: Kim Middendorf for MDA Rules Coordinator (with enclosure)
Luke Skinner, Ecological and Water Resources Director
Jennifer Shillcox, Land Use Unit Supervisor



Carlson, Beth P (DNR)

From: MN Department of Natural Resources <dnr.updates@updates.mndnr.gov>
Sent: Monday, April 11, 2016 3:53 PM
To: Carlson, Beth P (DNR)
Subject: DNR Rulemaking Notification: Mississippi River Corridor Critical Area



What is this rule about?

This rule is about the Mississippi River Corridor Critical Area. If you are not interested in rules for development along the Mississippi River in the metropolitan area, you can disregard this rulemaking notice.

A Notice of Hearing on the proposed rules is scheduled for publication in the April 11, 2016, issue of the State Register. A copy is also available on the DNR website at <http://www.dnr.state.mn.us/input/rules/mrcca/index.html>. Please review the entire Notice for more details.

Why am I receiving this notification?

You are subscribed to Minnesota Department of Natural Resources Rules Notification List. Subscribing to this list means you will receive DNR rulemaking notices on all topics. Click [here](#) to manage your subscription.

What does the rule change do?

The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with *Minnesota Statutes*, section 116G.15, subd. 2, that:

- conserves scenic, environmental recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.

The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

How can I comment on the proposed rules?

You can send comments by U.S. mail or fax to:
Administrative Law Judge Eric L. Lipman
Office of Administrative Hearings
600 North Robert Street
PO Box 64620

St. Paul, MN 55164-0620
Fax: 651-539-0310

You may also submit and view comments online through the Office of Administrative Hearing's (OAH's) e-Comment system (insert hyperlink: <https://minnesotaoah.granicusideas.com/>). Please note, you will not be able to upload letters, attachments, or other documents through this system. The Office of Administrative Hearings is not set up to receive comments by e-mail.

You can also provide oral comments and drop off written comments at a public hearing:

Tuesday, June 14, 2016, at 4:30 p.m.
Schaar's Bluff Gathering Center
8395 127th Street East, Hastings, Minnesota 55033

Wednesday, June 15, 2016, at 4:30 p.m.
Greenhaven Golf Course Event Center
2800 Greenhaven Road, Anoka, Minnesota 55303

Thursday, June 16, 2016, at 10:00 a.m.
Mississippi Watershed Management Organization
2522 Marshall Street NE, Minneapolis, Minnesota 55418

Where can I get more information?

The following documents are available to view and print at <http://www.dnr.state.mn.us/input/rules/mrcca/index.html>.

- Proposed rules
- Proposed districts
- Notice of Hearing
- Statement of Need and Reasonableness (SONAR)

A free copy of the proposed rules is available on request from the Department contact listed here.

Department contact: Dan Petrik, Land Use Specialist, Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714, mrcca.rulemaking@state.mn.us



Minnesota Department of Natural Resources
info.dnr@state.mn.us
Mndnr.gov



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This email was sent to petrik.dan@state.mn.us on behalf of Minnesota Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714.

Subject: DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area
 Sent: 04/11/2016 03:52 PM CDT
 Sent By: beth.carlson@state.mn.us
 Sent To: Subscribers of Rules - DNR Rules Notification List

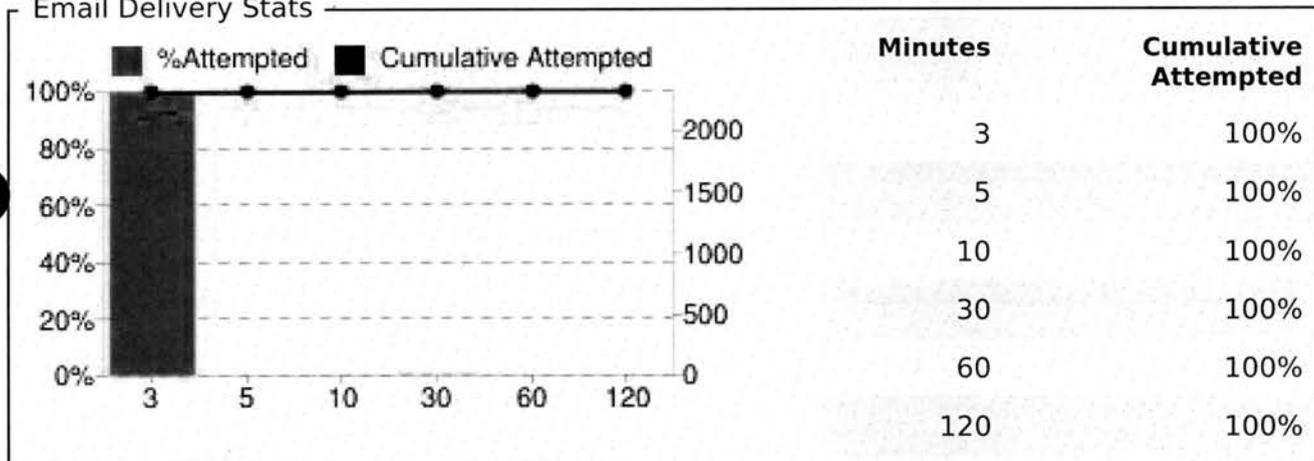
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 Recipients

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100
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0% Pending
 0% Bounced
 26% Open Rate
 2% Click Rate

Email Delivery Stats



Delivery Metrics - Details

2,329 Total Sent
2,321 (100%) Delivered
0 (0%) Pending
8 (0%) Bounced
0 (0%) Unsubscribed

Bulletin Analytics

1,026 Total Opens
615 (26%) Unique Opens
53 Total Clicks
41 (2%) Unique Clicks
15 # of Links

Delivery and performance

These figures represent all data since the bulletin was first sent to present time.

	Progress	% Delivered	Recipients	# Delivered	Opened Unique	Bounced/Failed	Unsubscribes
Email Bulletin	Delivered	99.6%	1,987	1,979	576 / 29.1%	8	0
Digest	n/a	n/a	342	342	39 / 11.4%	0	0
SMS Message	Delivered	0.0%	0	0	n/a	0	n/a

Link URL

Unique Clicks

Total Clicks

http://www.dnr.state.mn.us/input/rules/mrcca/index.html?ut...	35	46
http://www.mndnr.gov?utm_content=&utm_medium=email&...	5	6
https://minnesotaoah.granicusideas.com/?utm_content=&ut...	1	1
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4/12/2016 1

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

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19tschaeffel@students.isd116.org	Delivered		0	0	
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aaller@mchsi.com	Delivered		0	0	
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abouttime2@live.com	Delivered		0	0	
abrahamson.j@yandex.com	Delivered		0	0	
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abukarbolay@hotmail.com	Delivered		0	0	
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adamkramer@pce.com	Delivered		0	0	
adammiilo@fastmail.fm	Delivered		0	0	
adauwalter@hotmail.com	Delivered		0	0	
adkisson@frontiernet.net	Delivered		2	0	
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admin@loyaltyshopper.co.uk	Delivered		0	0	
admin@waterfrontrestoration.com	Delivered		0	0	
ae.mcgaughey@comcast.net	Delivered		0	0	
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aj8728@gmail.com	Delivered		0	0	
ajefarms@live.com	Delivered		1	0	
ajgardner@stthomas.edu	Delivered		0	0	
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Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
al.trippel@erm.com	Delivered		0	0	
alamojack@gmail.com	Delivered		0	0	
alan_sondles@msn.com	Delivered		0	0	
alatdsu@yahoo.com	Delivered		0	0	
alden_dan@hotmail.com	Delivered		0	0	
aleava.sayre@leonard.com	Delivered		0	0	
alejcher@yahoo.com	Delivered		0	0	
aleksandar.vranic.fpspo@gmail.com	Delivered		0	0	
aleksandra.milosavljevic.fpspo@gmail.com	Delivered		0	0	
alexanderthompson@rocketmail.com	Delivered		0	0	
alexisharo30@gmail.com	Delivered		0	0	
AlexKlemetsen3iii@gmail.com	Delivered		1	0	
alexhipps12@gmail.com	Delivered		0	0	
alfalls57@yahoo.com	Delivered		0	0	
alien55425@yahoo.com	Delivered		0	0	
Alimmer@ducks.org	Delivered		0	0	
alison.welin@state.mn.us	Delivered		3	0	
alissas@northernwholesale.com	Delivered		0	0	
allancronen@yahoo.com	Delivered		1	0	
allen.sommerfeld@state.mn.us	Delivered		1	0	
allenlion@meltel.net	Delivered		3	0	
allie@lakeshoreplus.com	Delivered		0	0	
allisonleshovsky@gmail.com	Delivered		0	0	
allisonoliver307@gmail.com	Delivered		0	0	
allisonp2724@gmail.com	Delivered		0	0	
allissa.corrow@state.mn.us	Delivered		0	0	
alms.redwing@gmail.com	Delivered		0	0	
alyssa.sr.featherstone@senate.mn	Delivered		0	0	
amahamm@aol.com	Delivered		0	0	
amandalangheinrich@gmail.com	Delivered		0	0	
Amazed09@yahoo.com	Delivered		0	0	
amazon.com@gmail.com	Delivered		0	0	
amber.ann.mason@gmail.com	Delivered		0	0	
american@unitelc.com	Delivered		0	0	
amforte@yahoo.com	Delivered		0	0	
amg@stateside.com	Delivered		0	0	
amsterdam.nl@gmail.com	Delivered		0	0	
amundsontrf@gmail.com	Delivered		0	0	
amy.walden@wisconsin.gov	Delivered		0	0	
amylleclair@gmail.com	Delivered		0	0	
amymatic+testy@gmail.com	Delivered		0	0	
ande8302@gmail.com	Delivered		0	0	
andres01@charter.net	Delivered		0	0	
andrewsc@stlouiscountymn.gov	Delivered		0	0	
andy15980@gmail.com	Delivered		0	0	
Andy@andysnope.com	Delivered		0	0	
Andygladen@yahoo.com	Delivered		0	0	
andyheik@gmail.com	Delivered		1	0	
andyway388@yahoo.com	Delivered		0	0	
anfarm@agwireless.net	Delivered		0	0	
angie.benson@outlook.com	Delivered		1	0	
Angie.ditty@gmail.com	Delivered		0	0	
angiek@co.mower.mn.us	Delivered		0	0	
anglingvalentine@msn.com	Delivered		0	0	
anita_kk@msn.com	Delivered		0	0	
anna.howell@state.n	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
annalee.garletz@state.mn.us	Delivered		1	0	
annemariekleis@gmail.com	Delivered		0	0	
anniemvoiers@yahoo.com	Delivered		0	0	
annwestra@cableone.net	Delivered		0	0	
anonymouscoinrings@gmail.com	Delivered		0	0	
anriel870@yahoo.com	Delivered		1	0	
antfamily@aol.com	Delivered		0	0	
apeters@audubon.org	Delivered		5	0	
apm.com@gmail.com	Delivered		0	0	
apple.com@gmail.com	Delivered		0	0	
arcticpaddler@gmail.com	Delivered		5	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
ardencindy5826@gmail.com	Delivered		0	0	
arnemeryl@yahoo.com	Delivered		1	0	
arniewoo@gmail.com	Delivered		1	0	
arnoldhrono@msn.com	Delivered		0	0	
aronldfishingmn@gmail.com	Delivered		0	0	
array430@gmail.com	Delivered		0	0	
artkost@hotmail.com	Delivered		1	0	
ashley.horton@primewest.org	Delivered		0	0	
asievert@meditech.com	Delivered		1	0	
asim.ma@gmail.com	Delivered		0	0	
astortroen@ptel.com	Delivered		0	0	
atbrasel@msn.com	Delivered		0	0	
atm.ernst@gmail.com	Delivered		0	0	
attitudef150@aol.com	Delivered		0	0	
awegman2135@yahoo.com	Delivered		0	0	
awessel@stcloudtimes.com	Delivered		1	0	
awilliamson@twin-metals.com	Delivered		0	0	
awolf@mncenter.org	Delivered		4	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
awtruch@aol.com	Delivered		1	0	
Axiotis@embarqmail.com	Delivered		0	0	
ayla_bear@msn.com	Delivered		1	0	
b-finn@comcast.net	Delivered		0	0	
babbittpuc@frontiernet.net	Delivered		1	0	
babesbaittackle@aol.com	Delivered		0	0	
backes@irby.com	Delivered		1	0	
backroadking@yahoo.com	Delivered		0	0	
Badinid@michigan.gov	Delivered		0	0	
bahr29@yahoo.com	Delivered		0	0	
bainman@outlook.com	Delivered		1	0	
bakariamina46@yahoo.com	Delivered		0	0	
ball_rick@hotmail.com	Delivered		0	0	
Ballkerry@hotmail.com	Delivered		0	0	
ballou@paulbunyan.net	Delivered		0	0	
bamboo@hutchtel.net	Delivered		0	0	
bandkau@yahoo.com	Delivered		0	0	
banet@jettv.rs	Delivered		0	0	
baotayninonline@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
barb.huberty@lcc.leg.mn	Delivered		3	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
barb.southworth@yahoo.com	Delivered		0	0	
barbara.jacobs@senate.mn	Delivered		0	0	
barbara.weisman@state.mn.us	Delivered		0	0	
barry.stratton@state.mn.us	Delivered		0	0	
barrychouinard@gmail.com	Delivered		0	0	
barrysign@aol.com	Delivered		0	0	
barryw@hcctel.net	Delivered		1	0	
bartonwf@yahoo.com	Delivered		0	0	
baseball1965@acanac.net	Delivered		0	0	
baseball2015@acanac.net	Delivered		0	0	
basecampbrooks@gmail.com	Delivered		0	0	
basra.gov.iq@gmail.com	Delivered		0	0	
bassmankeith976@aol.com	Delivered		1	0	
bb22brandon@gmail.com	Delivered		0	0	
bbc.co.uk@gmail.com	Delivered		0	0	
bbjerkie@gvtel.com	Delivered		1	0	
bbtree@acegroup.cc	Delivered		0	0	
bburkholder@ci.chatfield.mn.us	Delivered		0	0	
bchard@brainerd.net	Delivered		0	0	
bckng@mac.com	Delivered		0	0	
bcllc@burkeconsultingllc.com	Delivered		0	0	
bcwolfwing@aol.com	Delivered		0	0	
bdm@mgmlp.com	Delivered		0	0	
bdyrland@live.com	Delivered		0	0	
bearandgarden@gmail.com	Delivered		1	0	
beatles1965@acanac.net	Delivery Failure	3001 - 550 5.2.0 Mailbox quota exceeded	0	0	
beau.peterson@mn.nacdnet.net	Delivered		0	0	
beck0705@hotmail.com	Delivered		0	0	
beckercountycola@yahoo.com	Delivered		0	0	
becky.gestson@ci.forest-lake.mn.us	Delivered		0	0	
becky.horton@state.mn.us	Delivered		0	0	
beckyjsc@gmail.com	Delivered		0	0	
beckykemling@msn.com	Delivered		0	0	
beemansteve805@outlook.com	Delivered		0	0	
beketovre@gmail.com	Delivered		0	0	
belf77@comcast.net	Delivered		0	0	
ben.stelmach@gmail.com	Delivered		0	0	
ben.wexler11@gmail.com	Delivered		0	0	
benandreski@frontiernet.net	Delivered		10	4	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(4)
benjamin.anderson@co.stearns.mn.us	Delivered		0	0	
benmcgillivary581@gmail.com	Delivered		0	0	
benmeister45@gmail.com	Delivered		1	0	
benmella@yahoo.com	Delivered		0	0	
benpribyl@msn.com	Delivered		0	0	
berickson@clarke.com	Delivered		1	0	
Berkld@mediacombb.net	Delivered		1	0	
berlin.de@gmail.com	Delivered		0	0	
bernard.sietman@st...us	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
bertchapeau@gmail.com	Delivered		0	0	
besta@ci.superior.wi.us	Delivered		0	0	
betcheno@msn.com	Delivered		0	0	
beth.carlson@state.mn.us	Delivered		1	0	
betkermille@gmail.com	Delivered		0	0	
betsy@friends-bwca.org	Delivered		1	0	
bfeldman@parksandtrails.org	Delivered		1	0	
bgpflusa@gmail.com	Delivered		0	0	
bgruidl@bloomingtonmn.gov	Delivered		3	0	
bh94940@yahoo.com	Delivered		0	0	
bhalbakken@aol.com	Delivered		0	0	
Bheiling@gmail.com	Delivered		1	0	
bigbear@crosslake.net	Delivered		0	0	
bigcoomz@hotmail.com	Delivered		0	0	
biggerpigger@yahoo.com	Delivered		0	0	
bigjake7624@gmail.com	Delivered		0	0	
Bill.cushman.1@gmail.com	Delivered		0	0	
bill.knutson@hotmail.com	Delivered		0	0	
bill.miller@nrg-llc.com	Delivered		1	0	
Bill@Grantges.net	Delivered		2	0	
billk@valleygreen.net	Delivered		1	0	
billpavlik65@yahoo.com	Delivered		0	0	
billvance80@gmail.com	Delivered		0	0	
billy.j.tomala.nfg@mail.mil	Delivered		0	0	
bindossis@gmail.com	Delivered		2	0	
bird129@yahoo.com	Delivered		0	0	
birddogski@hotmail.com	Delivered		0	0	
birdmanj@hughes.net	Delivered		1	0	
Bison426@msn.com	Delivered		0	0	
bjrobelet@comcast.net	Delivered		0	0	
bjscafe@yahoo.com	Delivered		0	0	
bk19875@bkalabama.com	Delivered		0	0	
bkauppinen@jpejeng.com	Delivered		1	0	
bkwitter@comcast.net	Delivered				
			4	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
Bkratz@nd.gov	Delivered		1	0	
bkujala23@hotmail.com	Delivered		1	0	
blackdogre@yahoo.com	Delivered		0	0	
blanebornholdt@gmail.com	Delivered		0	0	
bloemkew@outlook.com	Delivered		0	0	
bluehat28@hotmail.com	Delivered		1	0	
bmehr@gnpcompany.com	Delivered		2	0	
bmsewing@msn.com	Delivered		0	0	
bnkbarnhart@yahoo.com	Delivered		0	0	
boatwithbeanies@yahoo.com	Delivered		1	0	
bob.quady@gmail.com	Delivered				
			1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
bob@wildlifesciencecenter.org	Delivered		0	0	
bob_trrnt@yahoo.com	Delivered		0	0	
bobbe@bolton-menk.com	Delivered		0	0	
bobdeckert55@hotmail.com	Delivered		0	0	
bod311@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
boden.doering@yahoo.com	Delivered		0	0	
bodonnell@supfrt.com	Delivered		0	0	
bolson@montenews.com	Delivered		1	0	
bombardier.com@gmail.com	Delivered		0	0	
bomtax@comcast.net	Delivered		0	0	
Bonneville1027@gmail.com	Delivered		0	0	
borgauror@aol.com	Delivered		0	0	
bourilimages@msn.com	Delivered		0	0	
bowdenski80@hotmail.com	Delivered		1	0	
bpitts@nwtf.net	Delivered		0	0	
brad.hagemeier@house.mn	Delivered		0	0	
bradb@co.morrison.mn.us	Delivered		0	0	
bradbo@co.douglas.mn.us	Delivered		2	0	
bradley.augustin83@gmail.com	Delivered		0	0	
Bradolsondrywall@aol.com	Delivered		0	0	
bragerwalleye@hotmail.com	Delivered		1	0	
brandonnelson163@gmail.com	Delivered		1	0	
breana@northernwilds.com	Delivered		0	0	
breckenbeck@q.com	Delivered		0	0	
breme099@umn.edu	Delivered		0	0	
brenda.davis@co.sherburne.mn.us	Delivered		0	0	
brennon.schaefer@state.mn.us	Delivered		2	0	
brentster33@aol.com	Delivered		1	0	
brian@fosterbrosmarine.com	Delivered		0	0	
brian@porta-dock.com	Delivered		0	0	
brian_werner@klobuchar.senate.gov	Delivered		0	0	
brianborkholder@fdlrez.com	Delivered		0	0	
briandaleschmidt@hotmail.com	Delivered		0	0	
brianderoche22@gmail.com	Delivered		0	0	
briangmcgraw@gmail.com	Delivered		0	0	
brianpatrickpoland@gmail.com	Delivered		0	0	
bris_taste@hotmail.com	Delivered		0	0	
brittany.heinz@mnsu.edu	Delivered		0	0	
brokercv@live.com	Delivered		0	0	
bromleyjourdinkenadie@gmail.com	Delivery Failure	3001 - 552 5.2.2 5.2.2 The email account that you tried to reach is over quota. Please direct 5.2.2 the recipient to https://support.google.com/mail/answer/6558 p5si17886208ige.19 - gsmtip	0	0	
bruce.cox@co.clearwater.mn.us	Delivered		1	0	
bruterbrett@gmail.com	Delivered		0	0	
bryanjramler@gmail.com	Delivered		1	0	
bryankoller@ymail.com	Delivered		0	0	
bsullivan@crookston.org	Delivered		0	0	
Bthruone@gmail.com	Delivered		0	0	
buchholz.rick@gmail.com	Delivered		0	0	
budapest.hu@gmail.com	Delivered		0	0	
Buxcel80@gmail.com	Delivered		0	0	
buzbullet@yahoo.com	Delivered		0	0	
bwestby@cityoframsey.com	Delivered		0	0	
bwestphal@bwestphal.com	Delivered		1	0	
c-meye1@umn.edu	Delivered		0	0	
c.k.rivcag@gmail.com	Delivered		0	0	
c4meonly@gmail.com	Delivered		0	0	
cade.steffenson@state.mn.us	Delivered		0	0	
caioscavone@gmail.com	Delivered		0	0	
caleb.jensen@state.mn.us	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
calebmartins48@gmail.com	Delivered		0	0	
callaway@arvig.net	Delivered		1	0	
campslt@bevcomm.net	Delivered		0	0	
canada.ca@gmail.com	Delivered		0	0	
cao5mlo@aol.com	Delivered		0	0	
captblaine@yahoo.com	Delivered		1	0	
captjsr@gmail.com	Delivered		0	0	
car12597@yahoo.com	Delivered		2	0	
cargor5@aol.com	Delivered		0	0	
carl.pedersen@state.mn.us	Delivered		0	0	
carlhaensel@hotmail.com	Delivered		1	0	
carmenlunarobledo@gmail.com	Delivered		0	0	
carmichaeljeremy@yahoo.com	Delivered		0	0	
carolfront@frontier.com	Delivered		0	0	
carols_baskets@yahoo.com	Delivered		0	0	
caromel6263@gmail.com	Delivered		0	0	
carrie.graf@state.mn.us	Delivered		0	0	
carrie.raber@state.mn.us	Delivered		1	0	
carrie@hospitalitymn.com	Delivered		0	0	
carrin65@gmail.com	Delivered		0	0	
carrollaasenjr@yahoo.com	Delivered		0	0	
carsjud@berglund.net	Delivered		0	0	
cary.rauch@gmail.com	Delivered		1	0	
casey.ehlert@bassbrawl.com	Delivered		1	0	
casey.hallum@resolutefp.com	Delivered		0	0	
cate_e70@yahoo.com	Delivered		0	0	
cattail1947@yahoo.com	Delivered		0	0	
cawarzecha@hotmail.com	Delivered		0	0	
cbraun27@charter.net	Delivered		1	0	
cchristner74@hotmail.com	Delivered		1	0	
ccmdaycare@comcast.net	Delivered		0	0	
ccr@arvig.net	Delivered		0	0	
ccrowley@mvtvwireless.com	Delivered		0	0	
cdawson@minnehahacreek.org	Delivered		0	0	
cdey@bemidjipioneer.com	Delivered		0	0	
cfritz@goodhueswcd.org	Delivered		1	0	
chad@lakerestoration.com	Delivered		0	0	
cham_70@yahoo.com	Delivered		0	0	
chamber@mcgregormn.com	Delivered		0	0	
chaneevang@hotmail.com	Delivered		0	0	
ChanSon57_2@yahoo.com	Delivered		0	0	
chapelaine61@comcast.net	Delivered		0	0	
charlene.tuck@cottagegrovecogen.com	Delivered		0	0	
charles@intellijoule.com	Delivered		0	0	
charlesdriggers.mn@outlook.com	Delivered		0	0	
charlesdriggers.mo@outlook.com	Delivered		0	0	
charlesp999@gmail.com	Delivered		0	0	
charliekrcma@yahoo.com	Delivered		1	0	
charlietuna1958@iwon.com	Delivered		0	0	
chattycathy6@hotmail.com	Delivered		0	0	
cheetah_1960@yahoo.com	Delivered		0	0	
chefsteve57@yahoo.com	Delivered		0	0	
chelsey.perkins@brainerddispatch.com	Delivered		1	0	
cheney85ry@gmail.com	Delivered		0	0	
cheryl.jalonen@billhicksco.com	Delivered		1	0	
chezst@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
chicklaurie@gmail.com	Delivered		0	0	
chief3779@gmail.com	Delivered		0	0	
chilihead@frontiernet.net	Delivered		0	0	
chipholk@tds.net	Delivered		0	0	
chipperbailey1926@gmail.com	Delivered		0	0	
chipwalk40@hotmail.com	Delivered		0	0	
chris.herman@epitopix.com	Delivered		0	0	
chris.mcconn@interstateeng.com	Delivered		0	0	
chris.mcmacken@gmail.com	Delivered		1	0	
chris.parthun@state.mn.us	Delivered		0	0	
Chrisandkieshia@gmail.com	Delivered		0	0	
chrisnapolion22@yahoo.com	Delivered		0	0	
chrischwartz6@hotmail.com	Delivered		0	0	
christina@laketimemagazine.com	Delivered		0	0	
christinam@tillercorp.com	Delivered		2	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
christine.eck@state.mn.us	Delivered		1	0	
christine.lawrenz@allina.com	Delivered		0	0	
christine@votersforanimals.org	Delivered		1	0	
christinemccarthy@co.lake.mn.us	Delivered		1	0	
chrisweitsman988@yahoo.com	Delivered		0	0	
chuck.nadon@gmail.com	Delivered		1	0	
chucker440@gmail.com	Delivered		0	0	
chuckp@co.morrison.mn.us	Delivered		2	0	
chuckz@izoom.net	Delivered		0	0	
churley@kstp.com	Delivered		0	0	
cimorbob@aol.com	Delivered		0	0	
cindy.nathan@state.mn.us	Delivered		0	0	
cindyjean13181@yahoo.com	Delivered		0	0	
cityofranier@frontiernet.net	Delivered		0	0	
cjdwoodbury@gmail.com	Delivered		1	0	
cl_payz@yahoo.com	Delivered		1	0	
claytonrabe@icloud.com	Delivered		0	0	
clblanchette@hotmail.com	Delivered		0	0	
cliff.crowell@whiteearth.com	Delivered		1	0	
clinton.little@state.mn.us	Delivered		1	0	
clstauffer569@Gmail.com	Delivered		0	0	
clydegwen@bevcomm.net	Delivered		1	0	
cmariette@wernerelec.com	Delivered		0	0	
cmkkylo@gmail.com	Delivered		3	0	
cockatoclef@yahoo.com	Delivered		0	0	
codynelson273@gmail.com	Delivered		0	0	
cole.petroske@co.sherburne.mn.us	Delivered		0	0	
colleendukowitz@gmail.com	Delivered		0	0	
colleenlavin@comcast.net	Delivered		0	0	
comostar8787@gmail.com	Delivered		0	0	
comstockcc@aol.com	Delivered		0	0	
Connsm@aol.com	Delivered		0	0	
conradcst@gmail.com	Delivered		0	0	
cookhouse8910@yahoo.com	Delivered		0	0	
copeterson@mncable.net	Delivered		0	0	
cory.goldsworthy@state.mn.us	Delivered		1	0	
countrycampground.mn@aol.com	Delivered		0	0	
coveredinmud81@hotmail.com	Delivered		3	0	
cpc@cornerstone-res.com	Delivered		0	0	

4/12/2016 1

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address

Delivery Status

Failure Message

Total Opens

Total Clicks

Click Summary

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
craig.rasmussen@mnsu.edu	Delivered		1	0	
craig_starr@charter.net	Delivered		0	0	
craig_kelling@fws.gov	Delivered		0	0	
crescentbayresort@yahoo.com	Delivered		0	0	
crisbailey66@hotmail.com	Delivered		0	0	
Crodewald@izoom.net	Delivered		0	0	
cromuld@gmail.com	Delivered		0	0	
crystalgrembowski@live.com	Delivered		0	0	
crystalpayment@tsa3.org	Delivered		0	0	
cschmah1@gmail.com	Delivered		0	0	
cschwartz@msa-ps.com	Delivered		0	0	
cstenso@yahoo.com	Delivered		1	0	
cthemeoffice@aol.com	Delivered		0	0	
cutesandsy@msn.com	Delivered		0	0	
cvaillancourt40@gmail.com	Delivered		0	0	
cwcrandall@hotmail.com	Delivered		1	0	
cwhitney73@hotmail.com	Delivered		0	0	
cxclark23@gmail.com	Delivered		0	0	
cylewarwick@aol.com	Delivered		0	0	
czech.cz@gmail.com	Delivered		0	0	
d-j-lee@live.com	Delivered		4	0	
d.christofferson55@gmail.com	Delivered		0	0	
d.e.ramstad@q.com	Delivered		0	0	
d.johnson100@comcast.net	Delivered		0	0	
d.kangas@yahoo.com	Delivered		0	0	
d_alama@yahoo.com	Delivered		0	0	
da2ve19@yahoo.com	Delivered		0	0	
daberge02@gmail.com	Delivered		1	0	
dabrandenburger@uss.com	Delivered		0	0	
dajr62@yahoo.com	Delivered		1	0	
dale.lammi@gmail.com	Delivered		0	0	
dale.lockwood@hotmail.com	Delivered		1	0	
dale_hartman@symantec.com	Delivered		0	0	
dalewille@gmail.com	Delivered		2	0	
daliaxjimenez@gmail.com	Delivered		0	0	
dajjim3103@hotmail.com	Delivered		0	0	
dallas3093912@gmail.com	Delivered		0	0	
damork@yahoo.com	Delivered		1	0	
dan.goettlicher@yahoo.com	Delivered		1	0	
dan.lais@state.mn.us	Delivered		0	0	
dan.thomalla@simonton.com	Delivered		1	0	
dan32541@gmail.com	Delivered		0	0	
dana.hanson@gmail.com	Delivered		0	0	
dana@baileysresort.com	Delivered		1	0	
dana@schuldt.org	Delivered		0	0	
danalsleben@yahoo.com	Delivered		0	0	
danewman44@gmail.com	Delivered		0	0	
DanicaKlemetsen@gmail.com	Delivered		0	0	
daniel.paczkowski@state.mn.us	Delivered		0	0	
danielle.schumerth@minneapolisismn.gov	Delivered		2	0	
danlerickson7@gmail.com	Delivered		0	0	
danvanrisseghem@gmail.com	Delivered		1	0	
dapierce54@yahoo.com	Delivered		0	0	
darceeb@co.mower.mn.us	Delivered		0	0	
DarianKlemetsen@gmail.com	Delivered		0	0	
dariks@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
darin.newman@state.mn.us	Delivered		0	0	
darkosphere@yahoo.com	Delivered		0	0	
darrellfahrney@outlook.com	Delivered		1	0	
darren@toftecharters.com	Delivered		0	0	
daryn.mcbeth@gpmlaw.com	Delivered		1	0	
dave.coahran@state.mn.us	Delivered		0	0	
dave.fischbach@lumber-one.com	Delivered		2	0	
dave.herder@yahoo.com	Delivered		1	0	
dave.loch@potlatchcorp.com	Delivered		0	0	
dave.shirk@mchsi.com	Delivered		0	0	
dave@dream-kare.com	Delivered		0	0	
Dave_and_Tina@msn.com	Delivered		0	0	
davebobclark54@gmail.com	Delivered		1	0	
davepurg@aol.com	Delivered		0	0	
daves@rodrendrilling.com	Delivered		0	0	
daves@specsyst.org	Delivered		0	0	
davethibault@charter.net	Delivered		1	0	
david.dirks@polaris.com	Delivered		0	0	
david.ekern@wisconsin.gov	Delivered		0	0	
david.mckeown@msn.com	Delivered		1	0	
david.smokovitz@macys.com	Delivered		0	0	
david.weirens@state.mn.us	Delivered		0	0	
david55303@comcast.net	Delivered		0	0	
davidshade@gmail.com	Delivered		0	0	
davisherb@wisper-wireless.com	Delivered		0	0	
Davmir@aol.com	Delivered		0	0	
db1658@msn.com	Delivered		0	0	
dbacon@msn.com	Delivered		5	0	
dbenesra@gmail.com	Delivered		0	0	
db rady11@gmail.com	Delivered		0	0	
dbrowne11@yahoo.com	Delivered		0	0	
dbyservices@comcast.net	Delivered		1	0	
dchanslo@css.edu	Delivered		0	0	
dchut212@aol.com	Delivered		0	0	
ddeluca@duluthport.com	Delivered		1	0	
ddoyle@omgmw.com	Delivered		1	0	
dean.paron@state.mn.us	Delivered		0	0	
deanmbeckman@gmail.com	Delivered		0	0	
deanpcummings@gmail.com	Delivered		2	0	
deb.dirlam@lowersioux.com	Delivered		0	0	
deb@domainarch.com	Delivered		4	0	
Debbeyer67@gmail.com	Delivered		0	0	
debbie-b@comcast.net	Delivered		0	0	
debdc@earthlink.net	Delivered		1	0	
debl@co.morrison.mn.us	Delivered		2	0	
debrathoennes@comcast.net	Delivered		0	0	
decurtgt@msn.com	Delivered		2	0	
deena@thelakecountry.com	Delivered		0	0	
deerlake25388@yahoo.com	Delivered		0	0	
dekristal@augeomarketing.com	Delivered		0	0	
delewaheedah@yahoo.com	Delivered		0	0	
delhi.gov.in@gmail.com	Delivered		0	0	
demin@hotmail.com	Delivered		1	0	
demon12@comcast.net	Delivered		0	0	
denbarb@frontiernet.net	Delivered		1	0	
denise.collins@state.mn.us	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
dennis.mackedanz@gmail.com	Delivered		0	0	
dennis@camponconfidence.com	Delivered		0	0	
dennisf@itctel.com	Delivered		0	0	
denny.niedzielski@pentair.com	Delivered		0	0	
dennyduerr@aol.com	Delivered		1	0	
dennys@hickorytech.net	Delivered		0	0	
denonmilks123@gmail.com	Delivered		0	0	
deonemc@acegroup.cc	Delivered		0	0	
deonehoner@hotmail.com	Delivered		0	0	
Depreg94@co.sibley.mn.us	Delivered		0	0	
derek@hawkinsonconstruction.com	Delivered		1	0	
derksqp@usinternet.com	Delivered		1	0	
deswald@aol.com	Delivered		0	0	
devaney@frontier.com	Delivered		0	0	
dewilga@hotmail.com	Delivered		0	0	
df.gob.mx@gmail.com	Delivered		0	0	
dfostermn@gmail.com	Delivered		1	0	
dg.mj.miller@charter.net	Delivered		0	0	
dgerber@freshwater.org	Delivered		0	0	
dgluesen@embarqmail.com	Delivered		0	2	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(2)
Dhhuseby@gmail.com	Delivered		2	0	
dhmoll@yahoo.com	Delivered		0	0	
Diane.Pouliot@rbc.com	Delivered		0	0	
dianehofstede@bitstream.net	Delivered		1	0	
dicer9@gmail.com	Delivered		0	0	
dickb802@gmail.com	Delivered		1	0	
dinhvy210293@gmail.com	Delivered		0	0	
dinsmorej@nwf.org	Delivered		0	0	
dirtshreddr@gmail.com	Delivered		0	0	
djandy58@gmail.com	Delivered		1	0	
djcarlstr@midco.net	Delivered		1	0	
dje26@hotmail.com	Delivered		0	0	
djjohnplayerspecial@gmail.com	Delivered		0	0	
djkohlha@mtu.edu	Delivered		0	0	
Djohnson52166@cox.net	Delivered		2	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
djsully68@gmail.com	Delivered		1	0	
DJVEITZ2010@GMAIL.COM	Delivered		1	0	
dkcincos@aol.com	Delivered		1	0	
dkcord@hotmail.com	Delivered		1	0	
dkgiesen@arvig.net	Delivered		1	0	
dkilanowski@muellercompany.com	Delivered		1	0	
dkinkead1946@gmail.com	Delivered		0	0	
dkittock@yahoo.com	Delivered		0	0	
dkraker@mpr.org	Delivered		0	0	
dkreidt@gmail.com	Delivered		2	0	
Dkrumsieg1@yahoo.com	Delivered		1	0	
dla020979@gmail.com	Delivered		0	0	
dlarson1234@q.com	Delivered		0	0	
dlatrena@gmail.com	Delivered		0	0	
dlcsknelsons@aol.com	Delivered		0	0	
DLENNARTSON@YAHOO.COM	Delivered		0	0	
Dlevitan@barr.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
dihoyhtya@gmail.com	Delivered		3	0	
dlliberty@aol.com	Delivered		0	0	
dlmotz2000@yahoo.com	Delivered		0	0	
dma7446@gmail.com	Delivered		0	0	
dmad@midco.net	Delivered		0	0	
dmartin@kmtel.com	Delivered		0	0	
dmc@mcgrannshea.com	Delivered		0	0	
dmcarnival@aol.com	Delivered		0	0	
dmdurhman@msn.com	Delivered		0	0	
dmmaxx@flaherty-hood.com	Delivered		0	0	
dmrauexcavating@yahoo.com	Delivered		0	0	
dmsheck@harlannet.com	Delivered		0	0	
dncornwell91@gmail.com	Delivered		0	0	
dnelson@lbs.edu	Delivered		0	0	
dnfelton@frontiernet.net	Delivered		1	0	
dnoska@bemidjistate.edu	Delivered		1	0	
dnreamples@gmail.com	Delivered		0	0	
dnsmith@midco.net	Delivered		0	0	
dntalbold@comcast.net	Delivered		0	0	
doctorsirena@comcast.net	Delivered		0	0	
docview@paulbunyan.net	Delivered		0	0	
docwatson212@gmail.com	Delivered		0	0	
doddfranksfitznadal@gmail.com	Delivery Failure	1006 - [Message Expired] Exceeded MaxAttempts - 450 4.2.1 4.2.1 The user you are trying to contact is receiving mail at a rate that 4.2.1 prevents additional messages from being delivered. Please resend your 4.2.1 message at a later time. If the user is able to receive mail at that 4.2.1 time, your message will be delivered. For more information, please 4.2.1 visit https://support.google.com/mai	0	0	
dodiekuil@gmail.com	Delivered		0	0	
doghunterandcatlady@yahoo.com	Delivered		0	0	
dollyl6556@gmail.com	Delivered		0	0	
dolphin_9095@yahoo.com	Delivered		0	0	
don.r.nelson@state.mn.us	Delivered		0	0	
donaldschultejr@gmail.com	Delivered		1	0	
donny.monsrud@polaris.com	Delivered		1	0	
donovanstrom@live.com	Delivered		0	0	
donsorby@gmail.com	Delivered		0	0	
donsp287@gmail.com	Delivered		0	0	
dorl_0001@hotmail.com	Delivered		0	0	
doublereed@doublereedoutdoors.com	Delivered		0	0	
doug.m.arnold@gmail.com	Delivered		0	0	
doug.stefanik@consultant.com	Delivered		0	0	
doug.thomas@state.mn.us	Delivered		0	0	
douglick14@gmail.com	Delivered		0	0	
doutdrsman@hotmail.com	Delivered		1	0	
dpasek11@gmail.com	Delivered		0	0	
dpaumen@bwig.net	Delivered		0	0	
dpeterson@northlandtackle.com	Delivered		0	0	
dragoljub.ilic.fpspo@gmail.com	Delivered		0	0	
dreamsportingtrips@hotmail.com	Delivered		0	0	
dregan6128@charter.net	Delivered		1	0	
drlacher@bis.midco.net	Delivered		0	0	
Drollins70@gmail.com	Delivered		0	0	
dryan@doughertymarkets.com	Delivered		0	0	
dsasolutions@tds.net	Delivered		2	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
dschulenberg@ngwa.org	Delivered		0	0	
dsjh68@gmail.com	Delivered		0	0	
dsjjmj54@gmail.com	Delivered		1	0	
dsk@itctel.com	Delivered		0	0	
dskallet@stlouispark.org	Delivered		2	0	
dsmith14448@charter.net	Delivered		0	0	
dsw17op@yahoo.com	Delivered		0	0	
dsw@mail.dyu.edu.tw	Delivered		0	0	
Dsz68@comcast.net	Delivered		1	0	
dtktoms@gmail.com	Delivered		0	0	
dtniesen@yahoo.com	Delivered		0	0	
Duane.chock@essentiahealth.org	Delivered		1	0	
duanec@mediacombb.net	Delivered		0	0	
duanedostal@hotmail.com	Delivered		0	0	
duanehalter@comcast.net	Delivered		0	0	
DuaneKlemetsen@gmail.com	Delivered		0	0	
ducky.shot12@gmail.com	Delivered		0	0	
dugswanson2@gmail.com	Delivered		8	0	
duluthfishing@gmail.com	Delivered		0	0	
duncanthedrifter@gmail.com	Delivered		0	0	
dunphy@cloudnet.com	Delivered		0	0	
Duramaxdude23@outlook.com	Delivered		0	0	
dverbek@me.com	Delivered		2	0	
dvk4gen@gmail.com	Delivered		1	0	
dwgravelle@hotmail.com	Delivered		1	0	
dwhitney@nwats.com	Delivered				
			4	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
dwilwert87@gmail.com	Delivered		0	0	
dworshek@fs.fed.us	Delivered		0	0	
dynamitedoggies@gmail.com	Delivered		0	0	
eaarnold@olin.com	Delivered		0	0	
eawefel@flaherty-hood.com	Delivered		0	0	
eda@sleepyeye-mn.com	Delivered		2	0	
edalep@yahoo.com	Delivered		1	0	
edcounselman@uwalumni.com	Delivered		0	0	
edie.evarts@state.mn.us	Delivered		0	0	
editor@in-depthoutdoors.com	Delivered		0	0	
edman.aaron@yahoo.com	Delivered		0	0	
edrick11@juno.com	Delivered		0	0	
edunbar@mpr.org	Delivered		0	0	
eevenson@co.winona.mn.us	Delivered				
			6	3	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(3)
efrancis@stlouispark.org	Delivered		0	0	
ehalt1@frontiernet.net	Delivered		0	0	
ejhaus2@gmail.com	Delivered		0	0	
ejohanson1@gmail.com	Delivered		0	0	
ejohnson@sehinc.com	Delivered		0	0	
eklemz@mac.com	Delivered		1	0	
ektflyfishn@q.com	Delivered		0	0	
elainehanson@hotmail.com	Delivered		1	0	
elbabroberg1@gmail.com	Delivered		0	0	
eldonmustangs09@gmail.com	Delivered		0	0	
elizabeth.crow@tnc.org	Delivered		2	0	
elizabeth@hnsconsulting.org	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
eljogo@bevcomm.net	Delivered		0	0	
ellingson.carl@gmail.com	Delivered		1	0	
elysetakkunen@gmail.com	Delivered		0	0	
emailjrivass@gmail.com	Delivered		0	0	
emdeervd@comcast.net	Delivered		0	0	
emily.deaver@smsu.edu	Delivered		0	0	
emily.guldan@state.mn.us	Delivered		1	0	
emily.reinert55@gmail.com	Delivered		0	0	
emmymae@hotmail.com	Delivered		0	0	
emschroeder559@gmail.com	Delivered		1	0	
enem.inep.gov.br@gmail.com	Delivered		0	0	
engintutkun@yandex.com.tr	Delivered		0	0	
enid.swaggert@mail.house.gov	Delivered		0	0	
entianon@gmail.com	Delivered		0	0	
ep0706dr@metrostate.edu	Delivered		0	0	
eparkhurst@consultprism.com	Delivered		0	0	
er.tim@hotmail.com	Delivered		0	0	
eric.mattson@mn.nacdn.net	Delivered		5	0	
eric.wee@wcainc.org	Delivered		0	0	
EricA@co.sibley.mn.us	Delivered		2	0	
erik.alvarado89@yahoo.com	Delivered		0	0	
erik.carlson@erm.com	Delivered		1	0	
erik@edensgroup.com	Delivered		0	0	
erik@sourcewater-solutions.com	Delivered		0	0	
erika.herr@state.mn.us	Delivered		0	0	
esandquist@pheasantsforever.org	Delivered		1	0	
estalions@student.bagley.k12.mn.us	Delivered		0	0	
esteger@unimin.com	Delivered		0	0	
ethansfishingcrazy@gmail.com	Delivered		0	0	
evanwcordes@gmail.com	Delivered		0	0	
everfilOrOrici@gmail.com	Delivered		0	0	
everet@charter.net	Delivered		0	0	
eyecsnakes@hotmail.com	Delivered		0	0	
fabrik.hoarder@gmail.com	Delivered		1	0	
familynoll1@hotmail.com	Delivered		0	0	
farmerjoe56479@gmail.com	Delivered		1	0	
farmoore@runestone.net	Delivered		0	0	
Fatboy1111@mail.com	Delivered		1	0	
ferrazzo@bevcomm.net	Delivered		1	0	
fincantieri.it@gmail.com	Delivered		0	0	
findlay@fedtel.net	Delivered		0	0	
firedept@plainviewmn.com	Delivered		0	0	
firsttrout@mlecwb.net	Delivered		0	0	
fisher-1-49@comcast.net	Delivered		0	0	
fishhook@unitelc.com	Delivered		0	0	
FLECK9614@GMAIL.COM	Delivered		0	0	
Fhartley@yahoo.com	Delivered		1	0	
flprindle@msn.com	Delivered		0	0	
fmikulak@yahoo.com	Delivered		0	0	
fmiles@mccarthyduffy.com	Delivered		0	0	
ford912015@gmail.com	Delivered		0	0	
forslilly@aol.com	Delivered		1	0	
fox21news@kqdsfox21.tv	Delivered		0	0	
frahmbryan@yahoo.com	Delivered		0	0	
framola@aol.com	Delivered		0	0	
francis.t.ourada.ctr@mail	Delivered		0	0	

4/12/2016 1

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
Frank.achter@hotmail.com	Delivered		0	0	
franki@bigfork.net	Delivered		0	0	
franks4@gra.midco.net	Delivered		1	0	
fredrdale@netscape.net	Delivered		0	0	
frinkness62@yahoo.com	Delivered		0	0	
fritz@yahoo.com	Delivered		0	0	
fritzeblers@mac.com	Delivered		1	0	
frozenflower@hotmail.com	Delivered		0	0	
ftuominen@aol.com	Delivered		0	0	
fussys@mnresortvacation.com	Delivered		0	0	
fuzak20@gmail.com	Delivered		0	0	
gageblaze@gmail.com	Delivered		1	0	
gail.mac@live.com	Delivered		1	0	
gail.smokovitz@gmail.com	Delivered		0	0	
gailszoo5@hotmail.com	Delivered		1	0	
gapoch@hotmail.com	Delivered		1	0	
garrison_services@hotmail.com	Delivered		1	0	
garycherisorensen@live.com	Delivered		0	0	
garymarttila@hotmail.com	Delivered		0	0	
garytintes@gmail.com	Delivered		0	0	
garyzweig@q.com	Delivered		0	0	
gates_kathleen@hotmail.com	Delivered		0	0	
gayleisdone@gmail.com	Delivered		0	0	
gbrown818@sbcglobal.net	Delivered		0	0	
gcholly13@gmail.com	Delivered		1	0	
gcostilla2010@hotmail.com	Delivered		1	0	
gdcallies@yahoo.com	Delivered		0	0	
gdkrull@live.com	Delivered		0	0	
gdwiesj@hickorytech.net	Delivered		1	0	
gelough@q.com	Delivered		0	0	
general87@live.com	Delivered		0	0	
george.minerich@state.mn.us	Delivered		0	0	
george.radke9@gmail.com	Delivered		3	0	
gerard6633@gmail.com	Delivered		1	0	
GEZA.PAPP@MINNEAPOLISMN.GOV	Delivered		0	0	
gfurman2@gmail.com	Delivered		0	0	
ggsanta@q.com	Delivered		1	0	
gheinen@tds.net	Delivered		0	0	
ghudak@nrri.umn.edu	Delivered		2	0	
ghyovalti@msn.com	Delivered		2	0	
gilbert.michalski@co.stearns.mn.us	Delivered		0	0	
gintare@elektrobig.lt	Delivery Failure	3002 - 550 5.2.0 "	0	0	
gjhitzyahoo.com	Delivered		1	0	
gjoest51@gmail.com	Delivered		0	0	
gl_3_n@hotmail.com	Delivered		0	0	
gladys.artadi@gmail.com	Delivered		0	0	
gkinghorn@kinghornco.com	Delivered		1	0	
gmg@stateside.com	Delivered		0	0	
gnestorovic@gmail.com	Delivered		0	0	
gnet60@hotmail.com	Delivered		0	0	
goatssvw@hotmail.com	Delivered		0	0	
gobiernoenlinea.ve@gmail.com	Delivered		0	0	
gordanab.petrovic@gmail.com	Delivered		0	0	
gordyb@wildblue.net	Delivered		0	0	
gouv.ne@gmail.com	Delivered		0	0	
gouvernement.fr@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
government.bg@gmail.com	Delivered		0	0	
government.ru@gmail.com	Delivered		0	0	
govt.nz@gmail.com	Delivered		0	0	
gr8ful24@comcast.net	Delivered		0	0	
gr8fuldave@gmail.com	Delivered		0	0	
grandpa53@earthlink.net	Delivered		0	0	
grant.sederstrom@gmail.com	Delivered		0	0	
greenygirl@gmail.com	Delivered		0	0	
greg.bertram@yahoo.com	Delivered		0	0	
greg.husak@state.mn.us	Delivered		0	0	
greg.nelson@state.mn.us	Delivered		0	0	
gregeric@centurylink.net	Delivered		0	0	
gregg@rambuildings.com	Delivered		1	0	
gregory.j.paulson@state.mn.us	Delivered		0	0	
gregvanelberg@hallbergmarine.com	Delivered		0	0	
grootlw@gmail.com	Delivered		0	0	
gshaw@visitduluth.com	Delivered		0	0	
gsness@embarqmail.com	Delivered		0	0	
gsurvey@centurytel.net	Delivered		0	0	
guediedo.joclimant91@gmail.com	Delivered		1	0	
gunner09@arvig.net	Delivered		0	0	
gustie07@gmail.com	Delivered		0	0	
guyqq@msn.com	Delivered		1	0	
gwilson@barr.com	Delivered		0	0	
h2gcjohnson@gmail.com	Delivered		0	0	
had1591od@yahoo.com	Delivered		0	0	
hagelkellyo@johndeere.com	Delivered		0	0	
hagen.gamradt@gmail.com	Delivered		0	0	
haggardnjones@gmail.com	Delivered		1	2	http://www.mndnr.gov?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(2)
halenw82@yahoo.com	Delivered		0	0	
hammy_012@hotmail.com	Delivered		0	0	
hana_362@hotmail.com	Delivered		1	0	
happyhollowkennels@frontiernet.net	Delivered		0	0	
harryo@upnorthcable.com	Delivered		1	0	
harvandpat@q.com	Delivered		0	0	
hayden0309@yahoo.com	Delivered		0	0	
haydenberge@icloud.com	Delivered		0	0	
hayes.dillon@gmail.com	Delivered		0	0	
hb2288@hotmail.com	Delivered		0	0	
hbsagen@frontiernet.net	Delivered		0	0	
hburke@hclib.org	Delivered		0	0	
hdgertken@mettel.net	Delivered		0	0	
healingsystems@earthlink.net	Delivered		1	0	
heatherwise2@gmx.co.uk	Delivered		0	0	
heavenpopo@aol.com	Delivered		0	0	
helensplaceus@gmail.com	Delivered		1	0	
helloworld@msn.com	Delivered		0	0	
helsali@yahoo.com	Delivered		0	0	
hemimotors@gmail.com	Delivered		0	0	
hesty1009@gmail.com	Delivered		1	0	
hhedin51@hotmail.com	Delivered		0	0	
hillmandanny@hotmail.com	Delivered		1	0	
hjj4_69@live.com	Delivered		0	0	
hkauf08@yahoo.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
hmongtoday1@gmail.com	Delivered		0	0	
hoghunter918@gmail.com	Delivered		0	0	
hohohed@prtcl.com	Delivered		0	0	
holtsclb@hotmail.com	Delivered		0	0	
homemailcall@yahoo.com	Delivered		1	0	
homuth02@gmail.com	Delivered		1	0	
honecabs@iw.net	Delivered		0	0	
honey@wcta.net	Delivered		1	0	
honeywell.com@gmail.com	Delivered		0	0	
hoppe_pat@hotmail.com	Delivered		0	0	
horseluv1964@yahoo.com	Delivered		1	0	
horseshoelake@arvig.net	Delivered		0	0	
hoshire@gmail.com	Delivered		0	0	
hottoward@gmail.com	Delivered		0	0	
hvpang85@gmail.com	Delivered		0	0	
hribarsbass@gmail.com	Delivered		1	0	
hsubka@yahoo.com	Delivered		0	0	
hulkf16@aol.com	Delivered		3	0	
ikes@minnesotaiikes.org	Delivered				
			51	2	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(2)
iklee@mail.dyu.edu.tw	Delivered		0	0	
iloveduluth@outlook.com	Delivered		0	0	
indyjhe@comcast.net	Delivered		0	0	
info@asla-mn.org	Delivered		0	0	
info@borderviewlodge.com	Delivered		0	0	
info@deallink.biz	Delivered		0	0	
info@djohnplayerspecial.com	Delivery Failure	1003 - 550 5.2.0 relay not permitted!	0	0	
info@mnsportingjournal.com	Delivered		0	0	
info@zygon.lv	Delivered		0	0	
inti.gob.ve@gmail.com	Delivered		0	0	
intriguedlea@yahoo.com	Delivered		0	0	
inukshukcph@gmail.com	Delivered		0	0	
inxs02@earthlink.net	Delivered		1	0	
ironcountryfreepress@gmail.com	Delivered		0	0	
Itasca.AIS.Coordinator@Gmail.com	Delivered		0	0	
ivicsasa5@gmail.com	Delivered		0	0	
j-clausen@hotmail.com	Delivered		2	0	
j-tb@live.com	Delivered		1	0	
j.tekautz@comcast.net	Delivered		2	0	
j_putzke@hotmail.com	Delivered		0	0	
jabts@hotmail.com	Delivered		0	0	
jaci_hale@hotmail.com	Delivered		0	0	
jack.keyla@gmail.com	Delivered		0	0	
Jackeeromic@aol.com	Delivered		0	0	
jackiejohnson@nscmn.org	Delivered		0	0	
jackieontulip@gmail.com	Delivered		0	0	
jackpot21ds@hotmail.com	Delivered		0	0	
jaenblom@gmail.com	Delivered		0	0	
jagilby@yahoo.com	Delivered		1	0	
Jaime.Thibodeaux@state.mn.us	Delivered		1	0	
Jake@golfthejake.com	Delivered		0	0	
jam_pla@msn.com	Delivered		0	0	
james.artisensi@gmail.com	Delivered		0	0	
James.dodds@fbmn.org	Delivered		0	0	
james.meinert@yahoo.com	Delivered		1	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
james.weiler@state.mn.us	Delivered		0	0	
jamiheiden@gmail.com	Delivered		0	0	
jan.m.neuman@usdp.com	Delivered		0	0	
janajoeC@paulbunyan.net	Delivered		1	0	
jande10136@msn.com	Delivered		0	0	
janet_rothleutner@yahoo.com	Delivered		0	0	
janssen20@district745.org	Delivered		0	0	
japan.go.jp@gmail.com	Delivered		0	0	
jarrod_mistic@hotmail.com	Delivered		1	0	
jasmokovitz@gmail.com	Delivered		0	0	
jasoltys@yahoo.com	Delivered		0	0	
jason.aagenes@cliffsnr.com	Delivered		2	0	
jason.d.linkert.nfg@mail.mil	Delivered		0	0	
jason.flies@seminis.com	Delivered		0	0	
jason.ritter@cliffsnr.com	Delivered		1	0	
jason.solberg@chsinc.com	Delivered		0	0	
jason@centennialflooring.com	Delivered		0	0	
jasonwothe@outlook.com	Delivered		0	0	
jasp@sehinc.com	Delivered		0	0	
jasper@mail.dyu.edu.tw	Delivered		0	0	
jastephani@j-ots.com	Delivered		1	0	
javastreet@gmail.com	Delivered		0	0	
javier@outdoornews.com	Delivered		0	0	
jawedge5@netscape.net	Delivered		0	0	
jay@westresmarine.com	Delivered		0	0	
jb00212000@yahoo.com	Delivered		1	0	
jbaasman@yahoo.com	Delivered		0	0	
jbarrows533@yahoo.com	Delivered		0	0	
Jbaynes09@gmail.com	Delivered		0	0	
JBLSPUNK@ALBANYTEL.COM	Delivered		0	0	
jborling@greenergy.com	Delivered		0	0	
jbrandt@uslink.net	Delivered		0	0	
jbtornes@hotmail.com	Delivered		0	0	
jburke@ntecusa.com	Delivered		0	0	
jccarlson7@hotmail.com	Delivered		3	0	
Jccrooks1234@gmail.com	Delivered		0	0	
jchwm@yahoo.com	Delivered		0	0	
Jclarkson75@aol.com	Delivered		0	0	
jcmoaffolter@aol.com	Delivered		1	0	
jcounter@mncable.net	Delivered		0	0	
jcrohling@comcast.net	Delivered		0	0	
JCTHELM@COMCAST.NET	Delivered		1	0	
jcwallin4@tds.net	Delivered		0	0	
jdmross@msn.com	Delivered		1	0	
jean.coleman@state.mn.us	Delivered		2	0	
jean.dolensek@state.mn.us	Delivered		0	0	
jeanniecur@hotmail.com	Delivered		0	0	
jeff.bauman@comcast.net	Delivered		1	0	
jeff.busse@state.mn.us	Delivered		0	0	
jeff.lawrence@state.mn.us	Delivered		0	0	
jeff214634@msn.com	Delivered		1	0	
jeff@stepstoliteracy.com	Delivered		0	0	
jeffb@citescape.com	Delivered		0	0	
jefferickson@citlink.net	Delivered		0	0	
jeffkehrer13@yahoo.com	Delivered		0	0	
jeffrandall007@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
JEFFREY_QUAM@NPS.GOV	Delivered		1	0	
Jeffreyboecker875@gmail.com	Delivered		1	0	
jeffreymaxted@alliantenergy.com	Delivered		1	0	
jeffreysieve@yahoo.com	Delivered		1	0	
Jelipemejia13@gmail.com	Delivered		0	0	
jenmar2010_20@frontier.com	Delivered		0	0	
jennifer.mccartney@fairmountsanrol.com	Delivered		0	0	
jennifer@dynamitedoggies.com	Delivered		0	0	
jenniferkempsemail@gmail.com	Delivered		0	0	
JenniferS@prinsco.org	Delivered		0	0	
jenny.jevnisek@gmail.com	Delivered		1	0	
jereandhollie@att.net	Delivered		0	0	
jeremiah.d.shaver@gmail.com	Delivered		2	0	
jerold222@yahoo.com	Delivered		1	0	
jeromegriep@yahoo.com	Delivered		0	0	
jerryelaine@gmail.com	Delivered		0	0	
jerrysr45@yahoo.com	Delivered		0	0	
jespey@clemson.edu	Delivered		0	0	
jesse.f.roberts@state.mn.us	Delivered		0	0	
jesseb@jetup.net	Delivered		0	0	
jessehartwig@gmail.com	Delivered		0	0	
jessica.lee@state.mn.us	Delivered		0	0	
jessica@cuyunalakes.com	Delivered		0	0	
jessica_piispanen@fws.gov	Delivered		0	0	
jethomp777@yahoo.com	Delivered		1	0	
jfederline@gmail.com	Delivered		4	0	
jfitzgerald@isd2144.org	Delivered		1	0	
jflanders@eminnetonka.com	Delivered		1	0	
jfurman@sherbtl.net	Delivered		0	0	
fgilman@co.winona.mn.us	Delivered		0	0	
jgloisel@gmail.com	Delivered		0	0	
jharer44@comcast.net	Delivered		0	0	
jhausauer@hotmail.com	Delivered		1	0	
jhilton@twc.com	Delivered		0	0	
JHOES@PENSKEAUTOMOTIVE.COM	Delivered		0	0	
jhughes99.jh@gmail.com	Delivered		0	0	
jigal@meltel.net	Delivered		3	0	
jill.trescott@co.dakota.mn.us	Delivered		0	0	
jill@stlouisriver.org	Delivered		0	0	
jim.anderson@startribune.com	Delivered		0	2	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdeliverv&utm_term=(2)
jim.kosluchar@fridley.mn.gov	Delivered		2	0	
jim@lakeshoreplus.com	Delivered		0	0	
jim@mmla.biz	Delivered		0	0	
jim@outsideconnections.com	Delivered		0	0	
jimarno@eot.com	Delivered		0	0	
jimarno@hootssports.com	Delivered		0	0	
jimb@izoom.net	Delivered		0	0	
jimbourassa@comcast.net	Delivered		1	0	
jimmatsky@aol.com	Delivered		0	0	
jimmyhotbacks@gmail.com	Delivered		1	0	
jimr@nyfs.org	Delivered		3	0	
jimruid@gmail.com	Delivered		1	0	
jj.nagelgeorge4@gmail.com	Delivered		0	0	
jjacobson@rochester.citylines.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
jjanke@cooncreekwd.org	Delivered		0	0	
jjdub44@gmail.com	Delivered		0	0	
jjeeddo07@yahoo.com	Delivered		0	0	
jjrtoad@aol.com	Delivered		0	0	
jkfarm@lakedalelink.net	Delivered		3	0	
jkieffer@barr.com	Delivered		0	0	
jkimpe@hotmail.com	Delivered		0	0	
jkjwjohnson@gmail.com	Delivered		0	0	
jkittock@usfamily.net	Delivered		0	0	
jkraimer@live.com	Delivered		0	0	
jkroehler@lesueurinc.com	Delivered		0	0	
jlamacher@yahoo.com	Delivered		0	0	
JLeary@brwncaid.com	Delivered		0	0	
jledrywallllc@yahoo.com	Delivered		0	0	
jlenczewski@comcast.net	Delivered		0	0	
jlgraber@stcloudstate.edu	Delivered		0	0	
Jlh64@icloud.com	Delivered		2	0	
jliilienkamp@reviva.com	Delivered		0	0	
jlindahl@willmarmn.gov	Delivered		0	0	
jludwig@arvig.net	Delivered		1	0	
jl1969@yahoo.com	Delivered		1	0	
jlrooney@iphouse.com	Delivered		0	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=zovdelivery&utm_term=(1)
			0	0	
jlyn19702006@yahoo.com	Delivered		1	0	
jmarshaw@comcast.net	Delivered		0	0	
jmazuelas@hotmail.com	Delivered		1	0	
Jmfjosne0827@gmail.com	Delivered		0	0	
jmichels@usewireless.com	Delivered		0	0	
jmik.jmk@gmail.com	Delivered		1	0	
jmkanaby@hotmail.com	Delivered		0	0	
jmondragon4795@yahoo.com	Delivered		1	0	
jmoundsdon.vcs.charter@gmail.com	Delivered		1	0	
jmvalentine@hotmail.com	Delivered		0	0	
jmw55018@gmail.com	Delivered		1	0	
jnj@brainerd.net	Delivered		2	0	
jnppl@fedteldirect.net	Delivered		2	0	
jnsroerig@frontiernet.net	Delivered		0	0	
joan.reese-urban@state.mn.us	Delivered		0	0	
joe.henry@lakeofthewoodsmn.com	Delivered		1	0	
joe.hudak@state.mn.us	Delivered		0	0	
joe.richter@state.mn.us	Delivered		7	0	
joe@outdoornews.com	Delivered		1	0	
joe_maxey@comcast.net	Delivered		1	0	
joe_mccartin@hotmail.com	Delivered		0	0	
joeldeering@yahoo.com	Delivered		0	0	
joeludrych@gmail.com	Delivered		1	0	
joeya1953@yahoo.com	Delivered		0	0	
jogizdozjac@gmail.com	Delivered		0	0	
johan396@crk.umn.edu	Delivered		0	0	
john.haluska@gmail.com	Delivered		0	0	
john.nordby@state.mn.us	Delivered		1	0	
john.ostrom@mspmac.org	Delivered		0	0	
john55jan@gmail.com	Delivered		0	0	
john@davmn.org	Delivered		0	0	
john_kunnari@rocke.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
john_rees170@hotmail.com	Delivered		0	0	
johncrowson48@gmail.com	Delivered		0	0	
johndobrava@msn.com	Delivered		0	0	
johnh763@hotmail.com	Delivered		1	0	
johnmshultz@outlook.com	Delivered		0	0	
johnnpamswanson@gmail.com	Delivered		0	0	
johnnymac22@gmail.com	Delivered		0	0	
johnposton@hotmail.com	Delivered		3	0	
johnntaylor63@comcast.net	Delivered		0	0	
jollypakua@gmail.com	Delivered		2	0	
jon.hagelie@nor-son.com	Delivered		0	0	
Jon.Zetterlund@co.washington.mn.us	Delivered		1	0	
Jonfrees@outlook.com	Delivered		0	0	
Jonolson78@gmail.com	Delivered		0	0	
jordan.gov.jo@gmail.com	Delivered		0	0	
jordan@hawkcreekwatershed.org	Delivered		3	0	
jorthbass10@gmail.com	Delivered		0	0	
JOSEPH.WHITE.BSA@GMAil.com	Delivered		0	0	
josephbender@comcast.net	Delivered		3	0	
josh@northeastiowarcd.org	Delivered		0	0	
josh@woodelldetailing.com	Delivered		1	0	
Joshua.adlesperger@gmail.com	Delivered		4	0	
joshuaNjacobi@yahoo.com	Delivered		0	0	
jovanovich510@gmail.com	Delivered		0	0	
joyce.rusert@state.mn.us	Delivered		0	0	
joyster@mooreengineeringinc.com	Delivered		0	0	
jp55113@yahoo.com	Delivered		0	0	
jpbridgers@gmail.com	Delivered		1	0	
jperkett@gmail.com	Delivered		0	0	
jpflaten@gmail.com	Delivered		1	0	
jpkfishing@comcast.net	Delivered		0	0	
jp nasty57@hotmail.com	Delivered		0	0	
jroach@brainerd.net	Delivered		1	0	
jrössler@minneapolisparcs.org	Delivered		0	0	
jrpar@me.com	Delivered		0	0	
jsaran@polymetmining.com	Delivered		1	0	
jsbroberg@mcghiebetts.com	Delivered		0	0	
jschaum@cityofapplevalley.org	Delivered		0	0	
jschmeeven@aol.com	Delivered		0	0	
jscole@stthomas.edu	Delivered		0	0	
jskala@lptv.org	Delivered		0	0	
jsreese@cox.net	Delivered		0	0	
jsroberts205@charter.net	Delivered		0	0	
jsteen@larkinhoffman.com	Delivered		0	0	
Jsw536@gmail.com	Delivered		0	0	
jthieling@ci.ramsey.mn.us	Delivered		0	0	
jude0238@hotmail.com	Delivered		1	0	
judihart67@gmail.com	Delivered		1	0	
judyhove@comcast.net	Delivered		1	0	
jujumagic87544@gmail.com	Delivered		0	0	
julesoncottonlake@consultant.com	Delivered		0	0	
julespn1@live.com	Delivered		4	0	
julie.hines@state.mn.us	Delivered		1	0	
julie.monson@state.mn.us	Delivered		0	0	
julie.spinler@fbfs.com	Delivered		0	0	
juliedianelang@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
juliep@productivemn.org	Delivered		0	0	
Jussi56464@yahoo.com	Delivered		1	0	
justin@hunterspointresort.com	Delivered		0	0	
justinbluhm1@yahoo.com	Delivered		1	0	
jvlclouse@embarqmail.com	Delivered		0	0	
jward2248@gmail.com	Delivered		0	0	
jwbaumann@linkedresources.com	Delivered		0	0	
jweckman@fs.fed.us	Delivered		0	0	
jweigenant1332@comcast.net	Delivered		0	0	
jwesterman@ci.woodbury.mn.us	Delivered		0	0	
jxbradley@gmail.com	Delivered		0	0	
jzell@mnsupply.com	Delivered		0	0	
k.casper@mchsi.com	Delivered		0	0	
k.johnson@fecinc.com	Delivered		0	0	
k.mathena@microcontrol.com	Delivered		1	0	
k0bdk@hotmail.com	Delivered		3	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
k2a2vicars@gmail.com	Delivered		0	0	
k_durantoislam@yahoo.com	Delivered		0	0	
kaibe001@umn.edu	Delivered		0	0	
kaillav@q.com	Delivered		1	0	
kalman@hickorytech.net	Delivered		0	0	
kamfam@wiktel.com	Delivered		0	0	
kanderson@nwats.com	Delivered		0	0	
karen.blaska@co.anoka.mn.us	Delivered		0	0	
karen.miller@mail.house.gov	Delivered		0	0	
Karen@sspcoop.com	Delivered		0	0	
karencay1@usfamily.net	Delivered		0	0	
karensarbo@me.com	Delivered		1	0	
karl_spilde@nps.gov	Delivered		0	0	
karla.sandstrom@state.mn.us	Delivered		0	0	
katherine.rossman@state.mn.us	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
kathi.anderson33@gmail.com	Delivered		0	0	
kathleen.boe@minneapolisriverfrontpartnership.org	Delivered		0	0	
kathryn.stromhiorns@wisconsin.gov	Delivered		0	0	
kathyholbein@gmail.com	Delivered		0	0	
kathyvanzeeland12@hotmail.com	Delivered		0	0	
katie.izzo@state.mn.us	Delivered		2	0	
katiennyberg@yahoo.com	Delivered		0	0	
kavaney@gmail.com	Delivered		3	0	
kaye@albanytel.com	Delivered		0	0	
kaylabrgr@gmail.com	Delivered		1	0	
Kbnivala@comcast.net	Delivered		0	0	
kboec1234@aol.com	Delivered		0	0	
kcnewsfeeds@gmail.com	Delivered		0	0	
kdmanews@gmail.com	Delivered		0	0	
keeter62@hotmail.com	Delivered		0	0	
keisha.lindsey@construction.com	Delivered		0	0	
keithc@mica.org	Delivered		1	0	
keithk62@hotmail.com	Delivered		1	0	
keithnstephanie@northlc.com	Delivered		1	0	
Kelly.Hunt@co.waseca.mn.us	Delivered		1	0	
kelly.pennington@st...us	Delivered		32	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
kelly.phelps18@yahoo.com	Delivered		0	0	
kelly@federationangler.com	Delivered		1	0	
kelpson2@hotmail.com	Delivered		1	0	
kelseymurray89@gmail.com	Delivered		0	0	
ken@accidentrs.com	Delivered		1	0	
kenff@aol.com	Delivered		1	0	
kenszaku@gmx.com	Delivered		0	0	
kent.mitt@gmail.com	Delivered		5	0	
kevdiahauge@gmail.com	Delivered		0	0	
kevin.zytkovicz@state.mn.us	Delivered		1	0	
kevin@macstwinbay.com	Delivered		2	0	
kevinlee06@hotmail.com	Delivered		0	0	
kfinney@tharaldsonethanol.com	Delivered		2	0	
khanson@barr.com	Delivered		0	0	
khaugen@agsystemsonline.com	Delivered		2	0	
khoffman@mncenter.org	Delivered		0	0	
kiesling@usgs.gov	Delivered		1	0	
kim.citrowske@cityofmoorhead.com	Delivered		0	0	
kimmer730@gmail.com	Delivered		0	0	
kindsfr@hayfield.k12.mn.us	Delivered		1	0	
kinzcal2000@gmail.com	Delivered		0	0	
kirkedwardrall@gmail.com	Delivered		0	0	
kirkkels@aol.com	Delivered		0	0	
kitchizibi@yahoo.com	Delivered		0	0	
Kjohnson@taconite.org	Delivered		2	0	
kjrasley@yahoo.com	Delivered		1	0	
kknott30@gmail.com	Delivered		0	0	
kkochmann@mahnomen.k12.mn.us	Delivered		1	0	
Kla56461@gmail.com	Delivered		0	0	
klbteb@arvig.net	Delivered		2	0	
klevenfarm@aol.com	Delivered		0	0	
kleveter2000@yahoo.com	Delivered		1	0	
kiind@houstoneng.com	Delivered		2	0	
kmaibew292@msn.com	Delivered		0	0	
kmhanson2@gmail.com	Delivered		0	0	
kmhart@centurylink.net	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=rovdelivery&utm_term=(1)
kmu.gov.ua@gmail.com	Delivered		0	0	
kmyang83@gmail.com	Delivered		0	0	
kmyers@arcticcatinc.com	Delivered		1	0	
knieperl@smbosc.com	Delivered		12	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=rovdelivery&utm_term=(1)
knschorn@gmail.com	Delivered		0	0	
koepbait@yahoo.com	Delivered		2	0	
kolackykid@frontiernet.net	Delivered		0	0	
korea.net@gmail.com	Delivered		0	0	
korey.bushman@yahoo.com	Delivered		3	0	
kosborne@csbsju.edu	Delivered		0	0	
koslucharj@ci.fridley.mn.us	Delivered		1	0	
kpersons@fawnlake.us	Delivered		1	0	
kpkyllo@yahoo.com	Delivered		1	0	
kris.nemitz@hotmail.com	Delivered		0	0	
Krista.Carlson@anoka.k12.mn.us	Delivered		0	0	
kristine.floriance@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
kristine.houtman@gmail.com	Delivered		0	0	
kristinejohnsonkrekelberg@yahoo.com	Delivered		0	0	
krossow@co.murray.mn.us	Delivered		1	0	
krystaniznick@comcast.net	Delivered		0	0	
ksheff5851@aol.com	Delivered		0	0	
ksulem@mntownships.org	Delivered		5	0	
ktretbar1@gmail.com	Delivered		0	0	
kuen.lai-nelson@state.mn.us	Delivered		0	0	
kur4h@yahoo.com	Delivered		0	0	
kurt.chatfield@co.dakota.mn.us	Delivered		0	0	
kwhennen@centurytel.net	Delivered		1	0	
Kyfearon@gmail.com	Delivered		0	0	
kyle.arola@state.mn.us	Delivered		0	0	
kyle.bevis@gmail.com	Delivered		0	0	
kyle.greene@state.mn.us	Delivered		1	0	
Kyle.schenck@co.washington.mn.us	Delivered		0	0	
kyle_daly@fws.gov	Delivered		0	0	
l.hawkins@live.com	Delivered		0	0	
l8branchkd@gmail.com	Delivered		0	0	
l_vande_brake@hotmail.com	Delivered		2	0	
ladytaz_1@yahoo.com	Delivered		0	0	
lamareck@albanytel.com	Delivered		0	0	
lance.leclair@yahoo.com	Delivered		0	0	
lance_crandall@yahoo.com	Delivered		0	0	
lanijacobsen@outlook.com	Delivered		1	0	
lapaz.bo@gmail.com	Delivered		0	0	
larry.zangs@ci.stpaul.mn.us	Delivered		0	0	
larrynelson316@msn.com	Delivered		0	0	
lars.johnson@northernvalleymachine.com	Delivered		0	0	
lars@midco.net	Delivered		0	0	
larshesha@aol.com	Delivered		0	0	
lauerkris26@gmail.com	Delivered		0	0	
Laura.m.domyancich@gmail.com	Delivered		0	0	
laura.nehl-trueman@state.mn.us	Delivered		0	0	
laura.rohde@co.waseca.mn.us	Delivered		0	0	
laureenpacker@yahoo.com	Delivered		0	0	
laurente81@gmail.com	Delivered		0	0	
layne_c@hotmail.com	Delivered		1	0	
lbrainard@bluffcountrynews.com	Delivered		0	0	
lcc@lcc.leg.mn	Delivered		7	0	
lcwp@visi.com	Delivered		0	0	
ldweckwerth@yahoo.com	Delivered		1	0	
leah48920@gmail.com	Delivered		0	0	
leahmarie6468@yahoo.com	Delivered		0	0	
leana.brueer@pineandlakes.com	Delivered		1	0	
lebfchez1@yahoo.com	Delivered		1	0	
lee.harren@gmail.com	Delivered		0	0	
lee.schoo@signatureflight.com	Delivered		0	0	
lee.tagg@yahoo.com	Delivered		0	0	
lee2211@comcast.net	Delivered		1	0	
leeannpetrovic2@gmail.com	Delivered		0	0	
leech1@hickorytech.net	Delivered		1	0	
leilavalibeygi@yahoo.com	Delivered		0	0	
lelde.krumina@nesteoil.com	Delivered		0	0	
lemeilleurdelanature@gmail.com	Delivered		0	0	
lemrosier76@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
len@lscmn.com	Delivered		0	0	
leng.vang@rocketmail.com	Delivered		0	0	
lenitaedmonds@gmail.com	Delivered		0	0	
lenny.hulburt@co.waseca.mn.us	Delivered		0	0	
lensmonkey@gmail.com	Delivered		0	0	
Lentenbella@gmail.com	Delivered		0	0	
leohmann@gmail.com	Delivered		0	0	
lethalinsightoutdoors@gmail.com	Delivered		1	0	
letitia.laske@isd181.org	Delivered		3	0	
lfilter@parksandtrails.org	Delivered				
			1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
Lfrahm11@yahoo.com	Delivered		0	0	
lhatch@wsbeng.com	Delivered		3	0	
lhnorgren@prtcl.com	Delivered		0	0	
lieder@centurylink.net	Delivered		0	0	
linda.prail@state.mn.us	Delivered		0	0	
lindaely@hotmail.com	Delivered		0	0	
lindaodden777@gmail.com	Delivered		0	0	
linwrs@gmail.com	Delivered		0	0	
lisa.newton@mn.nacdn.net	Delivered		1	0	
lisa.pendleton32@yahoo.com	Delivered		0	0	
lisainpequot@gmail.com	Delivered		0	0	
littlej1486@gmail.com	Delivered		1	0	
littlepaper@comcast.net	Delivered		0	0	
liverpool.gov.uk@gmail.com	Delivered		0	0	
livinwithclass123@gmail.com	Delivered		0	0	
liz.harper@state.mn.us	Delivered		0	0	
Liz@defpix.com	Delivered				
			3	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
lizski@goldengate.net	Delivered		1	0	
lizz.wenzel@gmail.com	Delivered		0	0	
ljl@sppa.com	Delivered		2	0	
ljmarden@yahoo.com	Delivered		1	0	
ljsheff@cord.edu	Delivered		0	0	
lkruse68@gmail.com	Delivered		1	0	
LLipsy@tnc.org	Delivered		0	0	
Lloyd@ldhnets.com	Delivered		4	0	
lmartens5@hotmail.com	Delivered		0	0	
lmessman@wsbeng.com	Delivered				
			18	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
lmroulet@gmail.com	Delivered		0	0	
lnrbait@hotmail.com	Delivered		3	0	
london.gov.uk@gmail.com	Delivered		0	0	
loonybin@eot.com	Delivered		0	0	
loren.olson@minneapolisismn.gov	Delivered		0	0	
lorenhnsn@gmail.com	Delivered		1	0	
lostintheligion@yahoo.com	Delivered		0	0	
louis.haddad@comcast.net	Delivered		0	0	
louise3878@hotmail.com	Delivered		0	0	
louisedgell@yahoo.com	Delivered		0	0	
lovelywildlife@yahoo.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
lovenikkid3@hotmail.com	Delivered		0	0	
lowellbliss143@gmail.com	Delivered		0	0	
lrupprecht96@gmail.com	Delivered		0	0	
LSPARROW59@GMAIL.COM	Delivered		0	0	
lstraube@mchsi.com	Delivered		0	0	
lstromme@mwmo.org	Delivered		0	0	
lrcbartel@frontiernet.net	Delivered		0	0	
ltsfish1@yahoo.com	Delivered		0	0	
lucas.borgstrom@state.mn.us	Delivered		0	0	
lucas.mueller@is-grp.com	Delivered		0	0	
lucastetrick@gmail.com	Delivered		1	0	
luci@capitolconnections.com	Delivered		2	0	
luke17@q.com	Delivered		2	0	
lvtohunt2007@yahoo.com	Delivered		2	0	
lwgpamn@gmail.com	Delivered		1	0	
lyleschumann@centurylink.net	Delivered		0	0	
lynda@goffpublic.com	Delivered		0	0	
lynn.clarkowski@state.mn.us	Delivered		1	0	
lyonsden2@mchsi.com	Delivered		1	0	
macallaak@gmail.com	Delivered		0	0	
maccuill@gmail.com	Delivered		0	0	
madkins@arvig.net	Delivered		0	0	
madnkenz@yahoo.com	Delivered		0	0	
madrid.es@gmail.com	Delivered		0	0	
maggies1xz@gmail.com	Delivered		1	0	
maggismom743@hotmail.com	Delivered		1	0	
magnusoncharlie@yahoo.com	Delivered		0	0	
maine.gov@gmail.com	Delivered		0	0	
maintenancenic@hickorytech.net	Delivered		0	0	
mallard_ducks_mn@yahoo.com	Delivered		0	0	
mammadays@yahoo.com	Delivered		0	0	
mandmdavis@comcast.net	Delivered		0	0	
mandy@mnlcorp.com	Delivered		0	0	
mare1201@stcloudstate.edu	Delivered		0	0	
margaret.bergsrud@state.mn.us	Delivered		0	0	
marieisrael7458@gmail.com	Delivered		0	0	
mariolucarelli@wradvisors.com	Delivered		1	0	
marissa@greaterlakesrealtors.com	Delivered		3	0	
mariucci@yahoo.com	Delivered		2	0	
mark.bollinger@bollingergroup.net	Delivered		1	0	
mark.hiles@state.mn.us	Delivered		0	0	
Mark.Hollis@state.mn.us	Delivered		0	0	
mark.johnson@lsohc.leg.mn	Delivered		0	0	
mark.mason@nrg-llc.com	Delivered		2	0	
mark.moran57@gmail.com	Delivered		0	0	
mark.pranckus@cardno.com	Delivered		0	0	
mark.wiencek@integrity-com.com	Delivered		2	0	
mark@markmeixner.com	Delivered		3	0	
mark_robideaux@hotmail.com	Delivered		0	0	
markjhess@charter.net	Delivered		1	1	http://www.mndnr.gov?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
markmckee518@gmail.com	Delivered		0	0	
marpinar@aol.com	Delivered		0	0	
marthap773@gmail.com	Delivered		1	0	
martin.sauve@riotin	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
melannk.07131995@gmail.com	Delivered		0	0	
meleeduece@gmail.com	Delivered		0	0	
melissa.cerda@state.mn.us	Delivered		1	0	
melissa@bringmethenews.com	Delivered		1	0	
melrosece@yahoo.com	Delivered		0	0	
melvian@frontiernet.net	Delivered		0	0	
menstad1137@gmail.com	Delivered		0	0	
mesamo1x@yahoo.com	Delivered		0	0	
mesewnew@yahoo.com	Delivered		0	0	
metro.tokyo.jp@gmail.com	Delivered		0	0	
mexicocity.gob.mx@gmail.com	Delivered		0	0	
meyerdano@hotmail.com	Delivered		0	0	
mg.gov.br@gmail.com	Delivered		0	0	
mgdietz@yahoo.com	Delivered		1	0	
mgorman@nemw.org	Delivered		0	0	
mhierlinger@yahoo.com	Delivered		0	0	
micgiles@hotmail.com	Delivered		0	0	
michael.burns@ever-greenenergy.com	Delivered		1	0	
michael.liljegren@state.mn.us	Delivered		0	0	
michael.long@cliffsnr.com	Delivered		1	0	
michael.manerowski@gmail.com	Delivered		0	0	
michael75@visi.com	Delivered		0	0	
michael_ward@nps.gov	Delivered		3	0	
michaeldesm2@aol.com	Delivered		0	0	
MichaelHuntley950@gmail.com	Delivered		0	0	
michelle.mitchell@state.mn.us	Delivered		0	0	
micchie.linda@gmail.com	Delivered		0	0	
miesabebe@gmail.com	Delivered		0	0	
mikaylagreer56@yahoo.com	Delivered		0	0	
mike.hirst@mn.nacdn.net	Delivered		1	0	
mike.molzahn@house.mn	Delivered		0	0	
mike.plante@lbgmn.com	Delivered		0	0	
mike@datacommus.com	Delivered		1	0	
mike@skubictrucks.com	Delivered		0	0	
mikec@tillercorp.com	Delivered		0	0	
mikeconnieoconnor@comcast.net	Delivered		1	0	
mikejoseph333@hotmail.com	Delivered		0	0	
mikelohol55@gmail.com	Delivered		0	0	
mikemeskill@hotmail.com	Delivered		0	0	
mikep@hootssports.com	Delivered		1	0	
mikestange56@gmail.com	Delivered		0	0	
miles.quesada@hennepin.us	Delivered		0	0	
miller.david.bouty@gmail.com	Delivered		0	0	
miloscesa@hotmail.com	Delivered		0	0	
minn.fowler@gmail.com	Delivered		0	0	
minneotapolicedepartment@outlook.com	Delivered		1	0	
minnesotamuskie@gmail.com	Delivered		1	0	
minnesotawood@yahoo.com	Delivered		0	0	
minu9199@comcast.net	Delivered		0	0	
mirjanadentic@gmail.com	Delivered		0	0	
missh2015@yahoo.com	Delivered		0	0	
mississippi.gov@gmail.com	Delivered		0	0	
misssharice@hotmail.com	Delivered		0	0	
mitch.byrne@live.com	Delivered		0	0	
mitchneitge@gmail.com	Delivered		3	0	
mj_meech06@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
mrogers.mn@gmail.com	Delivered		0	0	
mrsjessicahall@gmail.com	Delivered		1	0	
mstatz@isd1.org	Delivered		0	0	
mstenson@davannis.com	Delivered		0	0	
mswanson@clarke.com	Delivered		0	0	
mtanner@gotwalleyes.com	Delivered		0	0	
mthompson@frana.com	Delivered		0	0	
mtrise@tds.net	Delivered		1	0	
mtsinfo@telekom.rs	Delivered		0	0	
mu224@aol.com	Delivered				
General Bounce			0	0	
murphybrent67@gmail.com	Delivered		0	0	
Murphydavid73@gmail.com	Delivered		0	0	
murraybarky@centurylink.net	Delivered		0	0	
muskiefool@yahoo.com	Delivered		1	0	
mwhales3@yahoo.com	Delivered		0	0	
mwprou@gmail.com	Delivered		0	0	
mwt@frontiernet.net	Delivered		1	0	
mybugaboo2009@gmail.com	Delivered		0	0	
mymarketingtool@gmail.com	Delivered		0	0	
na_construction@hotmail.com	Delivered		2	0	
nanaa5s@msn.com	Delivered		1	0	
nanamimbach@aol.com	Delivered		0	0	
nancy@popp.net	Delivered		0	0	
nancyontheriver@yahoo.com	Delivered		1	0	
Natcorps.lakecarlos@state.mn.us	Delivered		0	0	
nate.eide@co.lake.mn.us	Delivered		4	0	
nate@housecontractinginc.com	Delivered		1	0	
nathan.eiting@state.mn.us	Delivered		0	0	
nathan.olson@state.mn.us	Delivered		0	0	
nathan.thom@state.mn.us	Delivered		0	0	
nathaniel.schroeder@cliffsnr.com	Delivered		0	0	
naturemama35@hotmail.com	Delivered		0	0	
navyjem@gmail.com	Delivered		0	0	
ncohanemno21@gmail.com	Delivered		0	0	
ndolson86@gmail.com	Delivered		0	0	
nebierschbach@frontiernet.net	Delivered		0	0	
nee_nee93@yahoo.com	Delivered		0	0	
neill@sherbte.net	Delivered		0	0	
nels933129@gmail.com	Delivered		0	0	
nels@conservationminnesota.org	Delivered		0	0	
			8	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
nelso885@umn.edu	Delivered		0	0	
nenad.gmitrovic.fpspo@gmail.com	Delivered		0	0	
nenadmaslac@gmail.com	Delivered		0	0	
nenadmaslac@yahoo.com	Delivered		0	0	
neptunescar@comcast.net	Delivered		1	0	
nernerdy@gmail.com	Delivered		0	0	
news@kimt.com	Delivered		2	0	
newspeak84@hotmail.com	Delivered				
Soft Bounce - Mailbox Full			0	0	
newsrecordreview@bvillemn.net	Delivered		1	0	
newsreply@kstp.com	Delivered		6	0	
nfontaine-lestrille@loger.re	Delivered		0	0	
nge5256@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
nicholasbrisson@msn.com	Delivered		0	0	
NicholasSnaveley@gmail.com	Delivered		0	0	
nick.mccabe@is-grp.com	Delivered		1	0	
nick_stavroplus@fws.gov	Delivered		0	0	
Nickbethany5kids@hotmail.com	Delivered		2	0	
nickleske@comcast.net	Delivered		1	0	
nickm@streiffs.com	Delivered		1	0	
nicole.lehman@state.mn.us	Delivered		0	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
nicole@batc.org	Delivered		0	0	
nicole@parkrapids.com	Delivered		0	0	
nicolep1981@gmail.com	Delivered		1	0	
nikkispurpleose@gmail.com	Delivered		0	0	
nintendo314@gmail.com	Delivered		0	0	
Njburke10@yahoo.com	Delivered		0	0	
njl313@yahoo.com	Delivered		1	0	
nkuss@live.com	Delivered		0	0	
nlamp@fallsco.com	Delivered		0	0	
nls4@tds.net	Delivered		0	0	
nolanw@mendota-heights.com	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
noreentyler@gmail.com	Delivered		0	0	
norgsfe@msn.com	Delivered		1	0	
north2020@yahoo.com	Delivered		0	0	
northerngirl763@aol.com	Delivered		3	0	
Noushouak@gmail.com	Delivered		0	0	
novakvic@msn.com	Delivered		1	0	
novelidea0@gmail.com	Delivery Failure	3001 - 552 5.2.2 5.2.2 The email account that you tried to reach is over quota. Please direct 5.2.2 the recipient to https://support.google.com/mail/answer/6558r7si16558565igc.8-gsmtp	0	0	
nprozins@yahoo.com	Delivered		0	0	
nrach@arvig.net	Delivered		0	0	
Nreieron@me.com	Delivered		0	0	
nschettner@hotmail.com	Delivered		1	0	
nschlepp@srfconsulting.com	Delivered		0	0	
ntomczik@ricecreek.org	Delivered		0	0	
nurfahmie86.76.na.na.na@gmail.com	Delivered		0	0	
nurfahmie86.76.na.na1@gmail.com	Delivered		0	0	
nurfahmie86.76.na.na76@gmail.com	Delivered		0	0	
nurfahmie86.76.na.na86@gmail.com	Delivered		0	0	
nwaldorf@alexandriaindustries.com	Delivered		0	0	
nwnewman@yahoo.com	Delivered		1	0	
nwoodretreat472@usfamily.net	Delivered		1	0	
ny-ny-newyork@hotmail.com	Delivered		0	0	
nybo_9@hotmail.com	Delivered		0	0	
nyse.com@gmail.com	Delivered		0	0	
obradleybey@gmail.com	Delivered		0	0	
oconnorcathunt@yahoo.com	Delivered		0	0	
ohmarr41@msn.com	Delivered		0	0	

4/12/2016 12:52

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
okofarms@fedtel.net	Delivered		0	0	
oldbuckssp@yahoo.com	Delivered		0	0	
oldpegleg@gmail.com	Delivered		0	0	
oldsleds@msn.com	Delivered		1	0	
olsonschool@gmail.com	Delivered		0	0	
olsontribe1981@yahoo.com	Delivered		1	0	
oman.om@gmail.com	Delivered		0	0	
onemedicus@aol.com	Delivered		0	0	
oronocopark@gmail.com	Delivered		0	0	
Osbornebg@gmail.com	Delivered		0	0	
ottawa.ca@gmail.com	Delivered		0	0	
ottto48@msn.com	Delivered		0	0	
ouitdee@yahoo.com	Delivered		0	0	
outlawski@aol.com	Delivered		1	3	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(3)
pacman28m@yahoo.com	Delivered		0	0	
pakistan.gov.pk@gmail.com	Delivered		0	0	
pam@bigrivermagazine.com	Delivered		0	0	
pambi23@hotmail.com	Delivered		0	0	
pannkukm@stlouiscountymn.gov	Delivered		1	0	
paofueyang@gmail.com	Delivered		0	0	
paris.fr@gmail.com	Delivered		0	0	
parson@woodstocktel.net	Delivered		0	0	
parts@hootssports.com	Delivered		1	0	
pasztorgergely999@gmail.com	Delivered		0	0	
pat.bailey@state.mn.us	Delivered		8	2	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(2)
pat.oman@co.mille-lacs.mn.us	Delivered		3	0	
pat65.lee@gmail.com	Delivered		0	0	
patches04@aol.com	Delivered		0	0	
PATCOOK54@GMAIL.COM	Delivered		0	0	
patmblah@gmail.com	Delivered		0	0	
patrick.flowers@xcelenergy.com	Delivered		1	0	
patrick@premierkings.com	Delivered		0	0	
patten.kimberly@yahoo.com	Delivered		0	0	
pattirhole@gmail.com	Delivered		0	0	
paul.bilotta@ci.roseville.mn.us	Delivered		0	0	
paul.dierking@hdrinc.com	Delivered		0	0	
paul.johnson@state.mn.us	Delivered		1	0	
paul.munstersteiger@state.mn.us	Delivered		1	0	
paul.senne@respec.com	Delivered		0	0	
Paul_Durben@centurylink.net	Delivered		0	0	
pauljew@comcast.net	Delivered		0	0	
paulmucciacciaro@yahoo.com	Delivered		0	0	
paulr@infinityathome.net	Delivered		0	0	
paulrupar@yahoo.com	Delivered		0	0	
paulsyl@mac.com	Delivered		0	0	
pblaha@j-cpress.com	Delivered		1	0	
pblume@hotmail.com	Delivered		0	0	
pcglencoe@nutelecom.net	Delivered		0	0	
pconlineltd@gmail.com	Delivered		0	0	
pdcantu@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
Peg_tim_1975@q.com	Delivered		0	0	
peger@mnrealtor.com	Delivered		9	0	
pehcha94@gmail.com	Delivered		0	0	
peqclerk@gmail.com	Delivered		1	0	
perez@mindspring.com	Delivered		0	0	
pete.bohlig@hotmail.com	Delivered		0	0	
petemoller86@gmail.com	Delivered		2	0	
peter.strohmeier@house.mn	Delivered		2	0	
peter_tveitbakk@yahoo.com	Delivered		0	0	
peterhofmpls@yahoo.com	Delivered		0	0	
Peteysnickers@yahoo.com	Delivered		0	0	
petropar@gmail.com	Delivered		0	0	
pfmurphy@hotmail.com	Delivered		0	0	
phil.lebens@century.edu	Delivered		0	0	
phil@sterner4insurance.com	Delivered		0	0	
Philipandlisa@hotmail.com	Delivered		0	0	
phillips.com@gmail.com	Delivered		0	0	
photokenf@gmail.com	Delivered		1	0	
phydev@swrdc.org	Delivered		0	0	
piehler69@gmail.com	Delivered		1	0	
piephot@hotmail.com	Delivered		8	0	
pierogi69@sbcglobal.net	Delivered		0	0	
pimushe@paulbunyan.net	Delivered		0	0	
pinehillfarm@centurylink.net	Delivered		0	0	
pjdeibel@yahoo.com	Delivered		0	0	
pkelly@crookston.mn.us	Delivered		0	0	
pkleineschay@gmail.com	Delivered		0	0	
pkortebein@threeriversparkdistrict.org	Delivered		0	0	
pkraker@hotmail.com	Delivered		0	0	
pladmd58@gmail.com	Delivered		0	0	
planecapt@comcast.net	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdeliverv&utm_term=(1)
planewerk@gmail.com	Delivered		0	0	
plarson@larkinhoffman.com	Delivered		4	0	
pmgorman@gmail.com	Delivered		0	0	
pmorken@invisimax.com	Delivered		0	0	
pmueller@peopleservice.com	Delivered		0	0	
polarisracing311@hotmail.com	Delivered		1	0	
polashw75@gmail.com	Delivered		0	0	
pollyg98@q.com	Delivered		0	0	
pondsanmore@gmail.com	Delivered		0	0	
poppalommel@yahoo.com	Delivered		1	0	
portal.falcon.gob.ve@gmail.com	Delivered		0	0	
postalpoole@hotmail.com	Delivered		2	0	
pouliotr100@comcast.net	Delivered		1	0	
pperkins@gracechristian.net	Delivered		0	0	
ppl@citlink.net	Delivered		0	0	
praha.eu@gmail.com	Delivered		0	0	
prclark33@comcast.net	Delivered		0	0	
presidence.dj@gmail.com	Delivered		0	0	
presidencia.gob.mx@gmail.com	Delivered		0	0	
presidencia.gob.pa@gmail.com	Delivered		0	0	
presidencia.gob.co@gmail.com	Delivered		0	0	
presidencia.gub.uy@gmail.com	Delivered		0	0	
president.mn@gmail.com	Delivered		0	0	

4/12/2016 12:52

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
president@mail.dyu.edu.tw	Delivered		0	0	
prime_time_2@msn.com	Delivered		0	0	
primoracdinko@gmail.com	Delivered		0	0	
ptuomisto@resco1.com	Delivered		1	0	
pupchaz2@netscape.net	Delivered		0	0	
pvcoble@gmail.com	Delivered		0	0	
quackem@hotmail.com	Delivered		0	0	
quality1consultingfirm@gmail.com	Delivered		0	0	
quastceramics@centurylink.net	Delivered		0	0	
r_handeland@live.com	Delivered		1	0	
rachel@savetheboundarywaters.org	Delivered		1	0	
rachelchampion82@gmail.com	Delivered		0	0	
raduismyname@gmail.com	Delivered		0	0	
raeneisen@comcast.net	Delivered		0	0	
randall.moylan@state.mn.us	Delivered		0	0	
randy.karen@hotmail.com	Delivered		1	0	
RandyF@EldercareMN.com	Delivered		0	0	
rappin4@gmail.com	Delivered		0	0	
rapunzel_charming@yahoo.com	Delivered		0	0	
rash360@yahoo.com	Delivered		0	0	
rasheen1975@yahoo.com	Delivered		0	0	
rasheen75@outlook.com	Delivered		0	0	
Raxel927@northlc.com	Delivered		0	0	
ray.rod@msn.com	Delivered		1	0	
raymo32966@gmail.com	Delivered		3	0	
rbintner@edinamn.gov	Delivered		1	0	
rbwatermandvm@yahoo.com	Delivered		0	0	
Rcmreg@gmail.com	Delivered		0	0	
rcoglo70@hotmail.com	Delivered		1	0	
rcpercy1@gmail.com	Delivered		0	0	
rcrabb@minneapolisparcs.org	Delivered		0	0	
rdenfield@gmail.com	Delivered		0	0	
rdjupstrom@msn.com	Delivered		0	0	
rdk3772@hotmail.com	Delivered		1	0	
rebecca.gaspard@state.mn.us	Delivered		0	0	
Red5786@yahoo.com	Delivered		0	0	
redchevy92@hotmail.com	Delivered		1	0	
reed.larson@state.mn.us	Delivered		0	0	
reena.pughat@gmail.com	Delivered		0	0	
regione.liguria.it@gmail.com	Delivered		0	0	
regispringer@yahoo.com	Delivered		0	0	
Reid.W.Meehan@saint-gobain.com	Delivered		1	0	
renschwab@gmail.com	Delivered		0	0	
rep.melissa.hortman@house.mn	Delivered		0	0	
reubenronne@gmail.com	Delivered		2	0	
rewster2007@gmail.com	Delivered		0	0	
reykjavik.is@gmail.com	Delivered		0	0	
rgoeschel@msn.com	Delivered		1	0	
rgunth@gmail.com	Delivered		1	0	
rharris8@comcast.net	Delivered		1	0	
rheaulttina@gmail.com	Delivered		0	0	
rhenry@hclib.org	Delivered		0	0	
			0	1	https://minnesotaoah.granicusideas.com/?utm_content=&utm_medium=email&utm_name=&utm_source=govdeliverv&utm_term=(1)
rhank@gmail.com	Delivered		0	0	
rhiannon.benson556@...com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
rhysy54@hotmail.com	Delivered		0	0	
richard.wigner@mchsi.com	Delivered		0	0	
richardcolsen@fdlrez.com	Delivered		0	0	
richmarhjort@frontiernet.net	Delivered		0	0	
rick.langness@mn4wda.com	Delivered		1	0	
rick.pinnick@gmail.com	Delivered		0	0	
rick@premieretheatres.com	Delivered		0	0	
rickbardine@yahoo.com	Delivered		0	0	
rickgwynn@yahoo.com	Delivered		0	0	
rickjm@live.com	Delivered		1	0	
rickpelletier@msn.com	Delivered		0	0	
rigaspasts@gmail.com	Delivered		0	0	
rigo.usa@hotmail.com	Delivered		0	0	
rileykopperud@ulenhitterdal.k12.mn.us	Delivered		0	0	
rima.smith.keprios@co.cass.mn.us	Delivered		5	0	
riverson23@hotmail.com	Delivered		0	0	
rizzal8282@gmail.com	Delivered		0	0	
rjacob6471@charter.net	Delivered		0	0	
rjcspsk@yahoo.com	Delivered		0	0	
rjharris330@gmail.com	Delivered		0	0	
rjill53@gmail.com	Delivered		0	0	
rkhansonshvw@aol.com	Delivered		0	0	
rkuehn68@gmail.com	Delivered		2	0	
rmcarls51@gmail.com	Delivered		0	0	
rmschmidt@mchsi.com	Delivered		0	0	
rmslgr@gmail.com	Delivered		3	0	
rob.sip@state.mn.us	Delivered		2	1	http://www.mndnr.gov?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term={1}
rob@pneumat.com	Delivered		1	0	
robdebjost@gmail.com	Delivered		0	0	
robert.schilling@sappi.com	Delivered		0	0	
robertol@woodgatesales.com	Delivered		0	0	
roberts_manisha@yahoo.com	Delivered		0	0	
robjournalist@aol.com	Delivered		0	0	
robjschmulske@gmail.com	Delivered		0	0	
robklett@hotmail.com	Delivered		0	0	
robtheobald@hotmail.com	Delivered		0	0	
robvog21@aol.com	Delivered		0	0	
rocknrob65@yahoo.com	Delivered		0	0	
rocksandcrocks@yahoo.com	Delivered		0	0	
rod.kramer@mspmac.org	Delivered		0	0	
rodb@pccsinc.net	Delivered		0	0	
roger.berggren@co.mcleod.mn.us	Delivered		0	0	
rogersusan6@q.com	Delivered		0	0	
rokonbrad@gmail.com	Delivered		0	0	
rolson@clarke.com	Delivered		0	0	
ron@haysnorum.com	Delivered		0	0	
rondt44@gmail.com	Delivered		0	0	
ronlangley2045@hotmail.com	Delivered		0	0	
ronlarsen7@gmail.com	Delivered		0	0	
ronochocki@gmail.com	Delivered		1	0	
ronrosen66@hotmail.com	Delivered		0	0	
ronsaponds@aol.com	Delivered		0	0	
roosterhavenlodging@gmail.com	Delivered		0	0	
rory_stierler@nps.gov	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
rosemtl@yahoo.com	Delivered		0	0	
rosie@xtratyme.com	Delivered		0	0	
ross.vellacott@erm.com	Delivered		0	0	
rosslabelle@gmail.com	Delivered		0	0	
roxanner@jetup.net	Delivered		0	0	
roy_scheu@yahoo.com	Delivered		0	0	
rpohnesorge@tds.net	Delivered		0	0	
rpzeidler@msn.com	Delivered		0	0	
rq11561@yahoo.com	Delivered		0	0	
rrevier@ymail.com	Delivered		0	0	
rrreichel2@gmail.com	Delivered		0	0	
rs56058@msn.com	Delivered		0	0	
rsbigfoot@aol.com	Delivered		1	0	
rschorn56@hotmail.com	Delivered		0	0	
rt2beararms@yahoo.com	Delivered		1	0	
rtpunzal26@outlook.com	Delivered		0	0	
rtscott@flaherty-hood.com	Delivered		0	0	
ruebrewer@gmail.com	Delivered		0	0	
russjohnson59@hotmail.com	Delivered		0	0	
ruthhusom@aol.com	Delivered		0	0	
ruthieleaw2@gmail.com	Delivered		1	0	
rwanderson1028@yahoo.com	Delivered		0	0	
ryan.alberts22@gmail.com	Delivered		0	0	
ryan.bronson@vistaoutdoor.com	Delivered		0	0	
ryan.clark@carltonswcd.org	Delivered		0	0	
Ryan.Clark@mn.nacdnet.net	Delivered		0	0	
ryan.freitag@mn.nacdnet.net	Delivered		0	0	
Ryang21@outlook.com	Delivered		1	0	
ryankandel@gmail.com	Delivered		0	0	
ryanrao97@gmail.com	Delivered		0	0	
s.shep48@yahoo.com	Delivered		0	0	
s.weir@comcast.net	Delivered		1	0	
s_brooks57@hotmail.com	Delivered		0	0	
safossum_2000@yahoo.com	Delivered		0	0	
sahansen44@comcast.net	Delivered		1	0	
sail2travel@Hotmail.com	Delivered		0	0	
salesmon@q.com	Delivered		0	0	
salterchris@ymail.com	Delivered		0	0	
sam.muntean@lqppo.com	Delivered		0	0	
sam@conservationminnesota.org	Delivered		0	0	
sandy@alsmn.org	Delivered		1	0	
santhonijs@mmm.com	Delivered		0	0	
sarah.mann@co.waseca.mn.us	Delivered		0	0	
sararegan@hotmail.com	Delivered		0	0	
sasha2450@yandex.ru	Delivered		0	0	
sauvedawg@hotmail.com	Delivered		0	0	
sb@charter.net	Delivered		0	0	
sbeinecke@cfindustries.com	Delivered		0	0	
sbmosca@charter.net	Delivered		1	0	
scabak1@hotmail.com	Delivered		1	0	
schaefer.rc58@gmail.com	Delivered		0	0	
schaeferf6@gmail.com	Delivered		0	0	
scheuney1954@hotmail.com	Delivered		1	0	
schm@tds.net	Delivered		0	0	
schmieadam018@gmail.com	Delivered		1	0	
schnooterman@aol.com	Delivered		0	0	

4/12/2016 1

Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
Scho1ryan@gmail.com	Delivered		0	0	
schouanard@coldspringusa.com	Delivered		0	0	
schreiberbp@aol.com	Delivered		0	0	
schromi32@hotmail.com	Delivered		0	0	
Scott.a.fillman@gmail.com	Delivered		0	0	
scott.gischia@cliffsnr.com	Delivered		1	0	
scott.kimberly@gmail.com	Delivered		0	0	
scott.widman@courts.state.mn.us	Delivered		0	1	http://www.mndnr.gov?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
scott@bigjoutdoor.com	Delivered		1	0	
scottandjoyce@hotmail.com	Delivered		0	0	
scottarthur22@gmail.com	Delivered		0	0	
scottnd@arvig.net	Delivered		1	0	
scotts002@gmail.com	Delivered		1	0	
scottw@uppergiouxcommunity-nsn.gov	Delivered		0	0	
scraper49er@yahoo.com	Delivered		0	0	
sct.gob.mx@gmail.com	Delivered		0	0	
scup49@yahoo.com	Delivered		0	0	
sdgreenwaldt@gmail.com	Delivered		1	0	
sdroseen@wikel.com	Delivered		1	0	
sean.maiers@bia.gov	Delivered		0	0	
seceretagentman@gmail.com	Delivered		0	0	
sekemet77@yahoo.com	Delivered		0	0	
selfinternational@yahoo.com	Delivered		0	0	
sengel@lesueurinc.com	Delivered		0	0	
sensuality9999@gmail.com	Delivered		0	0	
service@hootssports.com	Delivered		0	0	
services.gov.ng@gmail.com	Delivered		0	0	
settenso@uccs.edu	Delivered		0	0	
sevans29510@live.com	Delivered		1	0	
sgt.schulten@gmail.com	Delivered		0	0	
shackelton456@yahoo.com	Delivered		1	0	
shackettmaria2@gmail.com	Delivered		0	0	
shadowsofthedivine@yahoo.com	Delivered		0	0	
Shaider1620@gmail.com	Delivered		0	0	
shamoo17@charter.net	Delivered		0	0	
shan27reed@gmail.com	Delivered		0	0	
shane_455@hotmail.com	Delivered		0	0	
shannamarie0414@gmail.com	Delivered		1	0	
Shannonmcp58@gmail.com	Delivered		0	0	
sharon.barnes@co.ramsey.mn.us	Delivered		0	0	
sharp_64@yahoo.com	Delivered		0	0	
shawn.ryan30@gmail.com	Delivered		1	0	
shawn@scitechsearch.com	Delivered		0	0	
shawndemars@ymail.com	Delivered		0	0	
sheila.goering@co.goodhue.mn.us	Delivered		3	0	
shellyellisherrington@yahoo.com	Delivered		0	0	
shellytanningdesign@icloud.com	Delivered		1	0	
shellytanningdesign@me.com	Delivered		1	0	
shereen_j_jensen@bluecrossmn.com	Delivered		1	0	
sherdan@aol.com	Delivered		0	0	
shimi-yu@da3.so-net.ne.jp	Delivered		0	0	
shmunstenteiger@comcast.net	Delivered		0	0	
shoobear2@gmail.com	Delivered		0	0	
shotz90s@yahoo.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
shouakxiong@hotmail.com	Delivered		0	0	
shredbetty70@gmail.com	Delivered		1	0	
Shridharnagappol@gmail.com	Delivered		0	0	
silverbayptso@gmail.com	Delivered		1	0	
Sipe4786@gmail.com	Delivered		0	0	
sirensandlot@yahoo.com	Delivered		0	0	
sja1966@msn.com	Delivered		2	0	
skandershunt@yahoo.com	Delivered		0	0	
Ske73@icloud.com	Delivered		1	0	
skulldanny@aol.com	Delivered		0	0	
sky.com@gmail.com	Delivered		0	0	
slatteryj@yahoo.com	Delivered		0	0	
slavat@stnhome.com	Delivered		2	0	
slind55008@hotmail.com	Delivered		1	0	
sloanwall@yahoo.com	Delivered		0	0	
slobodan.ignjatovic@fmz.edu.rs	Delivered		0	0	
slobodan.stamenkovic.fpspo@gmail.com	Delivered		0	0	
slot777@hotmail.com	Delivered		1	0	
smelchisedech@live.com	Delivered		1	0	
smiles33333@msn.com	Delivered		1	0	
smjohnson@acegroup.cc	Delivered		0	0	
smokepolepete@gmail.com	Delivered		0	0	
snavichka@hotmail.com	Delivered		1	0	
sneilson@hensonefron.com	Delivered		2	0	
snelson706@gmail.com	Delivered		0	0	
sness@paulbunyan.net	Delivered		0	0	
snowmantown@msn.com	Delivered		0	0	
Soccerdudeu13@gmail.com	Delivered		0	0	
somomgood@gmail.com	Delivered		0	0	
soniawachendorf@gmail.com	Delivered		0	0	
sonnek1@acegroup.cc	Delivered		0	0	
sorensenglobalplantaryind@gmail.com	Delivered		0	0	
southdick43@gmail.com	Delivered		0	0	
southernmnbusinessanalytics@gmail.com	Delivered		0	0	
Souvannatom@live.com	Delivered		1	0	
sp7296944311@ymail.com	Delivered		0	0	
spalmer97@gmail.com	Delivered		1	0	
sparkplugconsulting@gmail.com	Delivered		1	0	
Spear.em88@yahoo.com	Delivered		1	0	
spechtd90@yahoo.com	Delivered		0	0	
spentarrowtaxidermy@hotmail.com	Delivered		0	0	
spud151@gmail.com	Delivered		0	0	
Srburkhardt@aol.com	Delivered		0	0	
srjohnson@yahoo.com	Delivered		0	0	
sro6954@comcast.net	Delivered		1	0	
srosevold@hotmail.com	Delivered		0	0	
srt@thompsonheating.com	Delivered		1	0	
sschultz@cleanwater.org	Delivered		0	0	
sse.81811@gmail.com	Delivered		0	0	
ssheuchert@gmail.com	Delivered		0	0	
ssoukup1967@gmail.com	Delivered		2	0	
ssphockey17@yahoo.com	Delivered		1	0	
sspletstoeser@yahoo.com	Delivered		0	0	
sstop@hickorytech.net	Delivered		1	0	
sstrand@mncenter.org	Delivered		2	0	
stacy.bratsch@state	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
stacy.strand@me.com	Delivered		1	0	
stahnke6@hotmail.com	Delivered		1	0	
stanagek@gmail.com	Delivered		0	0	
stanleyt@stlouiscountymn.gov	Delivered		1	0	
starmaker_66@yahoo.com	Delivered		0	0	
stayinaway@hotmail.com	Delivered		0	0	
stebbinsra@gmail.com	Delivered		1	0	
steil@meltel.net	Delivered		1	0	
stellarmason@fs.fed.us	Delivered		0	0	
stephanie.lampHERE@house.mn	Delivered		0	0	
stephanie.selb@krausanderson.com	Delivered		2	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
stephanie.souter@co.washington.mn.us	Delivered		0	0	
stephanietown@hotmail.com	Delivered		0	0	
steve.dezurik@gmail.com	Delivered		1	0	
steve.lapota@outlook.com	Delivered		0	0	
steve.mohn@gmail.com	Delivered		0	0	
steve.skalbeck@wellsfargo.com	Delivered		0	0	
steve_s@co.lake-of-the-woods.mn.us	Delivered		3	0	
stevejohnsoncrc@gmail.com	Delivered		0	0	
stevelavalle1@gmail.com	Delivered		0	0	
stevenmgr@hotmail.com	Delivered		0	0	
stevep@jhseng.com	Delivered		0	0	
steves@americanstampings.com	Delivered		0	0	
stevesds4@gmail.com	Delivered		0	0	
stevesexton51@yahoo.com	Delivered		0	0	
stewa056@gmail.com	Delivered		0	0	
StewartR24@hotmail.com	Delivered		1	0	
stewshepard@gmail.com	Delivered		0	0	
Stkelly612@gmail.com	Delivered		0	0	
stnutter@gmail.com	Delivered		0	0	
stonehollowmn@tds.net	Delivered		0	0	
storma1978@gmail.com	Delivered		1	0	
stouthp@ymail.com	Delivered		0	0	
stpgills@gmail.com	Delivered		5	0	
stran017@umn.edu	Delivered		0	0	
strehlow09@gmail.com	Delivered		1	0	
stubble527duck@msn.com	Delivered		0	0	
sturakov@gmail.com	Delivered		0	0	
subs@cabinlaw.com	Delivered		0	0	
sue@lakeplace.com	Delivered		1	0	
suehb59@gmail.com	Delivered		0	0	
suellen.rau@state.mn.us	Delivered		0	0	
suerosenwinkel@hotmail.com	Delivered		0	0	
sunhap@gmail.com	Delivered		0	0	
super8man2008@yahoo.com	Delivered		1	0	
SUPPORT@PC-ONLINE.CO.IL	Delivered		0	0	
susan.c.carlson@optum.com	Delivered		0	0	
susan.klapel@millelacsband.com	Delivered		4	0	
susan.wagner@co.freeborn.mn.us	Delivered		0	0	
susan331@mac.com	Delivered		0	0	
susandg@charter.net	Delivered		0	0	
suuzzaanne@yahoo.com	Delivered		0	0	
swaldron@moorheadschoools.org	Delivered		0	0	
swanny7789@yahoo.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
swansb@icloud.com	Delivered		0	0	
swisscom.ch@gmail.com	Delivered		0	0	
t.lo.1331@hotmail.com	Delivered		0	0	
t_adlesich@yahoo.com	Delivered		0	0	
tac@costleylaw.com	Delivered		1	0	
tadpoly@comcast.net	Delivered		2	0	
tamaramckern@gmail.com	Delivered		0	0	
Tambrey@hotmail.com	Delivered		0	0	
tami.stillwell@midco.net	Delivered		0	0	
tammy.baden@state.mn.us	Delivered		1	0	
tammytokheim@yahoo.com	Delivered		0	0	
tara@co.sibley.mn.us	Delivered		1	0	
tatbrd@hotmail.com	Delivered		0	0	
tatercoordinator@gmail.com	Delivered		1	0	
Taurus13b@yahoo.com	Delivered		2	0	
tayl0464@umn.edu	Delivered				http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
			1	1	
taylor.uphoff@hotmail.com	Delivered		0	0	
taylor.uphoff@my.ndsu.edu	Delivered		0	0	
tazer904@yahoo.com	Delivered		0	0	
tazer905@yahoo.fr	Delivered		0	0	
tbarry@macapital.net	Delivered		2	0	
tbenetti@ci.brooklyn-center.mn.us	Delivered		0	0	
tblehr@runestone.net	Delivered		0	0	
tc418marik@gmail.com	Delivered		2	0	
tcasey@frontiernet.net	Delivered		0	0	
tconboy@hotmail.com	Delivered		0	0	
Tcordes3@gmail.com	Delivered		0	0	
tcroles@gmail.com	Delivered		1	0	
tdhitchcock@hotmail.com	Delivered		0	0	
tdill@ci.savage.mn.us	Delivered		0	0	
tdjbeyer@gmail.com	Delivered		0	0	
tdjohn1@mac.com	Delivered		0	0	
tdmnj@hotmail.com	Delivered		0	0	
tdncfp@gmail.com	Delivered		0	0	
tdoed16@hotmail.com	Delivered		0	0	
tecnopolis.ar@gmail.com	Delivered		0	0	
tedw@mnsportsmen.com	Delivered		0	0	
teeskbrink@yahoo.com	Delivered		0	0	
tequilajonestj39@gmail.com	Delivered		0	0	
terapanz@centurylink.net	Delivered		1	0	
teresa.kisamore@magnetation.com	Delivered		1	0	
teresa.wickeham@co.kanabec.mn.us	Delivered		0	0	
teresabu@bolton-menk.com	Delivered		0	0	
terickson@houstoneng.com	Delivered		0	0	
terpenbach@northernstatessupply.com	Delivered		0	0	
terry.vikla@co.dakota.mn.us	Delivered		1	0	
terrydockham98@gmail.com	Delivered		0	0	
terryjoebath@gmail.com	Delivered		0	0	
terrylydell@qualityci.us	Delivered		0	0	
terrynevalainen@mchsi.com	Delivered		1	0	
tfjeldberg@hotmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
tforde001@gmail.com	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
tgapinske@summite.com	Delivered		0	0	
tgums53@msn.com	Delivered		0	0	
thagenah1@gmail.com	Delivered		0	0	
thajicek@mooreengineeringinc.com	Delivered		0	0	
thansen@reliablemn.com	Delivered		0	0	
thavranek@wsbeng.com	Delivered		0	0	
the.reverend.fowl@gmail.com	Delivered		1	0	
thealewis00@gmail.com	Delivered		0	0	
thebassmanmn@embarqmail.com	Delivered		0	0	
thebooj@gmail.com	Delivered		3	0	
thedaver553@gmail.com	Delivered		0	0	
themosha@gmail.com	Delivered		0	0	
therese.nett@state.mn.us	Delivered		0	0	
thetireguy2@msn.com	Delivered		0	0	
thomaselfering@yahoo.com	Delivered		0	0	
thomasmc Shea@gmail.com	Delivered		1	0	
thsamil@yahoo.com	Delivered		0	0	
tifcramer@aol.com	Delivered		0	0	
tiger_grl_82@yahoo.com	Delivered		1	0	
tigerkowitz@aol.com	Delivered		0	0	
Tim.gangnon@mspmac.org	Delivered		0	0	
tim.knellwolf@state.mn.us	Delivered		0	0	
tim@themansons.net	Delivered		0	0	
tim_1_nelson@yahoo.com	Delivered		0	0	
timdeni@brainerd.net	Delivered		0	0	
timjohnson@email.com	Delivered		0	0	
timkisch@skyline.com	Delivered		0	0	
timmytommustfish@gmail.com	Delivered		0	0	
timothy.devine@co.hennepin.mn.us	Delivered		1	0	
timothy.frater@gmail.com	Delivered		0	0	
timothykopet7@gmail.com	Delivered		0	0	
tina.hamilton@lakesandpines.org	Delivered		0	0	
tiny42930@yahoo.com	Delivered		1	0	
tj.webb@michaelfoods.com	Delivered		1	0	
tj@fariboplumbing.com	Delivered		0	0	
tjchallenger1971@yahoo.com	Delivered		0	0	
tjewell2@yahoo.com	Delivered		0	0	
tjhelgeson@cooncreekwd.org	Delivered		1	0	
tjlydonjr@gmail.com	Delivered		0	0	
tjmack@q.com	Delivered		1	0	
tjw.1986@yahoo.com	Delivered		0	0	
tkb1220@aol.com	Delivered		0	0	
tkdesmet@mvtwireless.com	Delivered		0	0	
tkelly@cooncreekwd.org	Delivered		1	0	
tknight3000@gmail.com	Delivered		0	0	
tjensen4@gmail.com	Delivered		1	0	
tjismiles@hotmail.com	Delivered		0	0	
tlovich@fs.fed.us	Delivered		0	0	
tlueders68@gmail.com	Delivered		0	0	
Tmatsurstop@gmail.com	Delivered		0	0	
tmead.trista.mead@gmail.com	Delivered		0	0	
tmedvedev1@gmail.com	Delivered		1	0	
tmseul@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
todd.weston@icloud.com	Delivered		1	0	
toddkingstonplummer@gmail.com	Delivered		0	0	
tolsen@lcp2.net	Delivered		0	0	
tom.schooley@gmail.com	Delivered		0	0	
tom.vandenbosch@dordt.edu	Delivered		0	0	
tom@royalplus.com	Delivered		0	0	
tom@tnkent.com	Delivery Failure				
		4004 - [Message Expired] [DNS ERROR] DNS server failed the query, MX record	0	0	
tom_brenny@yahoo.com	Delivered		1	0	
tomaller@alliantenergy.com	Delivered		0	0	
tombrinkman@charter.net	Delivered		0	0	
tomcamsr@hotmail.com	Delivered		1	0	
tomco1979@msn.com	Delivered		0	0	
tomica_po@yahoo.com	Delivered		0	0	
Tomlandmark@yahoo.com	Delivered		1	0	
tomlloyd1umber@hotmail.com	Delivered		1	0	
tommiecolston7@gmail.com	Delivered				
			3	1	http://www.mndnr.gov?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term= (1)
tonsa@hotmail.com	Delivered		0	0	
tony.arhart@state.mn.us	Delivered		0	0	
TonyH@campfiremn.org	Delivered		0	0	
tonyhinslaw@ymail.com	Delivered		0	0	
tonyyarusso@gmail.com	Delivered		1	0	
Torgy49@gmail.com	Delivered		0	0	
tou.vang@ci.lino-lakes.mn.us	Delivered		0	0	
tpolasik@gmail.com	Delivered		2	0	
tracy.mcanally@enbridge.com	Delivered		1	0	
tracy.pogue@krausanderson.com	Delivered		0	0	
tracycotton@comcast.net	Delivered		0	0	
tranniman@hotmail.com	Delivered		0	0	
trapjohn@arvig.net	Delivered		0	0	
trapperjw@gmail.com	Delivered		0	0	
travis.doeden@mn.usda.gov	Delivered		2	0	
travis.scheffler@gmail.com	Delivered		0	0	
traviskaai@gmail.com	Delivered		0	0	
travisshon@gmail.com	Delivered		0	0	
treasury.gov@gmail.com	Delivered		0	0	
tregoman3000@yahoo.com	Delivered		1	0	
trentsbiggestfan@gmail.com	Delivered		0	0	
trina.bergloff@co.isanti.mn.us	Delivered		0	0	
tripplake1@mac.com	Delivered		1	0	
triton54@outgun.com	Delivered		0	0	
troyo@ewald.com	Delivered		0	0	
truckfixer1234@aol.com	Delivered		0	0	
tschwa20@gmail.com	Delivered		0	0	
tsenglund15@gmail.com	Delivered		0	0	
tsfuhol@gmail.com	Delivered		0	0	
tshawte@mtco.com	Delivered		0	0	
tthorkil@live.com	Delivered		1	0	
tpdoesrock@gmail.com	Delivered		0	0	
ttracy16@hotmail.com	Delivered		0	0	
ttruehart@gmail.com	Delivered		0	0	
tucke128@gmail.com	Delivered		0	0	

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Bulletin = DNR Rulemaking Notification: Mississippi River Corridor Corridor Critical Area

Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
Twinsmom102000@yahoo.com	Delivered		0	0	
twitter.com@gmail.com	Delivered		0	0	
twtrader1943@gmail.com	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=rovdelivery&utm_term=(1)
Tx3mommy@aol.com	Delivered		0	0	
tyler.e.riley@gmail.com	Delivered		1	0	
tyler@zorbaz.com	Delivered		0	0	
tyyah1724@yahoo.com	Delivered		0	0	
ugly2eyes@hotmail.com	Delivered		0	0	
um.warszawa.pl@gmail.com	Delivered		0	0	
unknownpeople1234@gmail.com	Delivered		0	0	
unserkampf13@gmail.com	Delivered		0	0	
upnorth1@hotmail.com	Delivered		0	0	
usn_pensacola@yahoo.com	Delivered		1	0	
v.walden763@gmail.com	Delivered		0	0	
v10powerwagon@gmail.com	Delivered		0	0	
vacation@birchbayresort.us	Delivered		1	0	
vboyd75@yahoo.com	Delivered		0	0	
verna.matthew@yahoo.com	Delivered		0	0	
vernvllet@hotmail.com	Delivered		1	0	
vesnadance@gmail.com	Delivered		0	0	
vetojoe@hotmail.com	Delivered		0	0	
vette1971@outlook.com	Delivered		0	0	
vfwaters@gmail.com	Delivered		0	0	
vicki.ross-rhoades@state.mn.us	Delivered		1	0	
victor.lechner4445@mb.rctc.edu	Delivered		0	0	
vikki.medley@woodmac.com	Delivered		1	0	
vjk1975@yahoo.com	Delivered		0	0	
vladfad@hotmail.com	Delivered		0	0	
vladica.stokic.fpspo@gmail.com	Delivered		0	0	
vnschoon@centurylink.net	Delivered		0	0	
Volkahveci@gmail.com	Delivered		1	0	
voyageur@email.com	Delivered		0	0	
vspence@elementcorp.com	Delivered		2	0	
vukelich97@gmail.com	Delivered		0	0	
wacc@arvig.net	Delivered		0	0	
wade.lundeen@gmail.com	Delivered		0	0	
wake@hp.com	Delivered		0	0	
walleyeking01@aol.com	Delivered		0	0	
walt.lacasse@gmail.com	Delivered		0	0	
warear74@gmail.com	Delivered		0	0	
wassink@midco.net	Delivered		0	0	
watersdo54@yahoo.com	Delivered		0	0	
wayneincoonrapids@hotmail.com	Delivered		0	0	
wc1958@hotmail.com	Delivered		1	0	
weatherenthusiast52@gmail.com	Delivered		0	0	
webstershawn24@yahoo.com	Delivered		0	0	
weeder3@sbcglobal.net	Delivered		5	0	
WEELERS1997@GMAIL.COM	Delivered		0	0	
welch@smithpartners.com	Delivered		1	0	
welcomepws@live.com	Delivered		0	0	
weller@hmemparts.com	Delivered		0	0	
wendt_279@hotmail.com	Delivered		0	0	
wendy.shamp@imoutdoors.com	Delivered		0	0	
wendy_mathews@aol.com	Delivered		3	0	

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Destination Address	Delivery Status	Failure Message	Total Opens	Total Clicks	Click Summary
wendylaneartist@gmail.com	Delivered		1	0	
whanson@gvtel.com	Delivered		0	0	
whitelanesltd@gmail.com	Delivered		0	0	
whitlockstudios@gmail.com	Delivered		0	0	
wieb7962@smail.vcc.edu	Delivered		0	0	
wierschemb@yahoo.com	Delivered		0	0	
wildangelhope@gmail.com	Delivered		0	0	
wildlifemanagementequality@gmail.com	Delivered		0	0	
willem@stolaf.edu	Delivered		0	0	
williambrice@msn.com	Delivered		0	0	
williamfisher48@gmail.com	Delivered		1	0	
williamschmidt57@gmail.com	Delivered		0	0	
winkelrigs@gmail.com	Delivered		1	0	
winslow_collin@yahoo.com	Delivered		0	0	
winston.tsai@yahoo.com	Delivered		0	0	
wisconsin.gov@gmail.com	Delivered		0	0	
wmfred@comcast.net	Delivered		1	0	
wolfgm@gmail.com	Delivered		0	0	
wolfpack4852@aol.com	Delivered		0	0	
wolfgocrazy@hotmail.com	Delivered		0	0	
wood.erika0611@gmail.com	Delivered		0	0	
woody@nlsemi.com	Delivered		0	0	
wookied369@gmail.com	Delivered		0	0	
wrl1540@yahoo.com	Delivered		1	0	
wroblewski2@yahoo.com	Delivered		0	0	
wtmoe@hbc.com	Delivered		0	0	
wwxs@embarqmail.com	Delivered		0	0	
www.infoseeds.co.in@gmail.com	Delivery Failure	3001 - 552 5.2.2 5.2.2 The email account that you tried to reach is over quota. Please direct 5.2.2 the recipient to https://support.google.com/mail/answer/6558 w9si17836421igl.96 - gsmt	0	0	
wyman08@gmail.com	Delivered		0	0	
xiaxiawu@hotmail.com	Delivered		0	0	
xjggrimes3838@att.net	Delivered		0	0	
xwxqueen@gmail.com	Delivered		0	0	
y2rock@msn.com	Delivered		0	0	
yellowdogrescue@gmail.com	Delivered		1	0	
yolanda.letnes@state.mn.us	Delivered		0	0	
yum1@cdc.gov	Delivered		0	0	
zebru9807@hotmail.com	Delivered		0	0	
zekornie@usewireless.com	Delivered		0	0	
zilgej@msn.com	Delivered		1	1	http://www.dnr.state.mn.us/input/rules/mrcca/index.html?utm_content=&utm_medium=email&utm_name=&utm_source=govdelivery&utm_term=(1)
zolotopromsnab.volkova@yandex.ru	Delivered		0	0	
zombieflo@gmail.com	Delivered		0	0	

Minnesota Department of Natural Resources

CERTIFICATE OF GIVING ADDITIONAL NOTICE UNDER THE ADDITIONAL NOTICE PLAN

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

I certify that at Saint Paul, Ramsey County, Minnesota, that I informed the following groups and individuals of the Notice of Hearing using the following methods:

1. On April 11, 2016, I posted the Notice of Hearing, SONAR, and proposed rules on the DNR's Mississippi River Corridor Critical Area (MRCCA) Rulemaking Project website (<http://www.dnr.state.mn.us/input/rules/mrcca/index.html>).
2. On April 11, 2016, I emailed a bulletin to 1,522 GovDelivery subscribers of the DNR's MRCCA Rulemaking Project. The same bulletin was sent on April 15, 2016, to 30 new GovDelivery subscribers since April 11, 2016. The bulletin included a link to the MRCCA Rulemaking Project website, which included a link to the Notice of Hearing. GovDelivery subscribers receiving the bulletin included:
 - a. Property owners who subscribed to the GovDelivery list after receiving a postcard mailed on May 30, 2014, announcing the Request for Comments. The postcard directed parties interested in receiving future rulemaking updates and notices to subscribe to the GovDelivery list for the MRCCA Rulemaking Project.
 - b. Local government units within the MRCCA.
 - c. Agencies listed in Minnesota Statutes, section 103F.211, including the Department of Agriculture, Department of Health, Department of Employment and Economic Development, Department of Administration (previously State Planning Agency), Pollution Control Agency, Board of Water and Soil Resources, and Minnesota Historical Society. The bulletin was also sent to the Department of Transportation and the Metropolitan Airports Commission.
 - d. U.S. Army Corps of Engineers and U.S. Department of Interior, National Park Service
 - e. Metropolitan Council
 - f. Persons who submitted email comments or submitted comment cards that included their email address during the Request for Comments period in 2014.
 - g. Persons who participated in DNR-convened work groups in 2010 and 2014 and provided email addresses
 - h. Persons who attended public open houses or other meetings between 2010 and 2014 and provided email addresses.
 - i. Persons who have previously expressed an interest in or who are likely to be interested in the rule amendments. This included but was not limited to known marina operators and the

League of Minnesota Cities' (LMC) mailing list for the Twin Cities Metropolitan Area. The LMC mailing list included city staff and many elected officials.

3. Between April 12 and April 20, 2016, I mailed a copy of the Notice of Hearing and cover letter to the following 627 individuals and groups via U.S. Mail. The cover letter included the same information as contained in the GovDelivery bulletin, and included the URL address for the MRCCA Rulemaking Project website.
 - a. 60 property owners who signed up to received notifications via U.S. mail after receiving a postcard mailed on May 30, 2014, announcing the Request for Comments. The postcard directed parties interested in receiving future rulemaking updates and notices to sign up for GovDelivery notifications or to call the DNR to request notifications by mail.
 - b. 33 persons who submitted written comment letters during the Request for Comments period in 2014, as well as an additional 346 persons who submitted form letters during the Request for Comments period in 2014.
 - c. 188 persons who participated in public open houses or other public meetings between 2010 and 2014 and provided mailing addresses.
4. On April 12, 2016, the DNR submitted a news release to newspapers of major circulation within the MRCCA and statewide announcing the notice of hearing, hearing schedule, and proposed rules.
5. On April 12, 2016, I mailed the proposed rules and Notice of Hearing to 20 persons registered on DNR's rulemaking mailing list established pursuant to Minnesota Statutes, section 14.14, subd. 1a, who had provided a U.S. mail address instead of an e-mail address.
6. On April 15, 2016, the DNR sent its Legislative Update bulletin to over 6,000 GovDelivery subscribers, which included an announcement of the Notice of Hearing and beginning of the formal comment period and directed interested parties to the DNR website for more information. Those subscribers include DNR staff, legislative staff, other state agency staff, and other interested parties.
7. On April 20, 2016, I sent an e-mail to 37 legislators representing communities in the MRCCA.

At a meeting with local governments, agencies, and interest groups on March 4, 2016, the DNR asked attendees to help get the word out to their citizens and constituents regarding the Notice of Hearing and formal hearing and comment process. On March 25, 2016, I e-mailed a sample communications piece to all local governments, agencies, and interest groups in the MRCCA (129 total) for their use in reaching out to property owners and other interested parties through their newsletters, websites, and other communications.



Daniel Petrik
Land Use Specialist
Ecological and Water Resources Division
Minnesota Department of Natural Resources

Mississippi River Corridor Critical Area Rulemaking



The DNR has begun the formal phase of the MRCCA rulemaking with the April 11, 2016 publication of the Notice of Hearing to adopt proposed rules. This phase includes a comment period on the proposed rule, and three public hearings held by an Administrative Law Judge (ALJ).

The proposed rules have been refined and improved through extensive involvement and input from local governments and affected interests, including property owners. We encourage you to explore this page to learn more about the proposed rules and how to comment during this formal phase of the rulemaking process.

Rulemaking Documents

To view the documents and learn more about the proposed rules, proposed districts, and Statement of Need and Reasonableness (SONAR), click the links below.

- [Notice of Hearing](#) (PDF)
- [Proposed rules](#)
- [Proposed districts](#)
- [SONAR](#)

We recommend that commenters read the proposed rules and SONAR together for a full understanding of each rule provision, and view the proposed district maps that go hand-in-hand with the proposed rules.

How to Comment

The comment period began on April 11, 2016. You may provide your comments orally at the public hearings or in writing at any time before the comment period closes at 4:30 pm on Wednesday July 6, 2016.

Written Comments

This is the best way to submit letters and supporting materials for this rulemaking. We encourage you to submit thorough, specific, and thoughtful comments on the proposed rules. Send your comments by U.S. Mail or fax:

Administrative Law Judge Eric L. Lipman
Office of Administrative Hearings
600 North Robert Street
PO Box 64620
St. Paul, MN 55164-0620
Fax: 651-539-0310

You may also submit comments online through the [Office of Administrative Hearing's e-Comment system](#). Please note, you will not be able to upload letters, attachments, or other documents through this system. The Office of Administrative Hearings is not set up to accept emails.

Public Hearings

The Administrative Law Judge will hold three public hearings to receive public comments on the proposed rules. Anyone may attend these public hearings to make oral comments and/or listen to comments:

Tuesday, June 14
4:30 p.m.
Schaar's Bluff Gathering Center

Rulemaking Phases

Click the links below to learn more about each phase.

Rule Development & Public Involvement Phase
2009 - 2015

Formal Comment & Hearing Phase
2016

Rule Implementation Phase
2017 - 2021

8395 127th St E
Hastings, MN 55033

Wednesday, June 15

4:30 p.m.
Greenhaven Golf Course Event Center
2800 Greenhaven Rd
Anoka, MN 55303

Thursday, June 16

10:00 a.m.
Mississippi Watershed Management Organization
2522 Marshall St NE
Minneapolis, MN 55418

Submitted Comments

Submitted comments may be viewed online at the [Office of Administrative Hearings](#).

Resources

- [Find out how the rules will affect your property](#)
- [Homeowner's Guide to Proposed Rules](#) (PDF)
- [Nonconformities: What You Need to Know](#) (PDF)
- [Existing Regulations and District Maps](#)
- [Summary of MRCCA Designation and Rulemaking](#)

Questions

If you have questions about the rulemaking process or the proposed rules and districts, contact the DNR at mrcca.rulemaking@state.mn.us or 651-259-5714. Please note that all comments on the proposed rules must be submitted to the Office of Administrative Hearings at the address provided under "How to Comment".

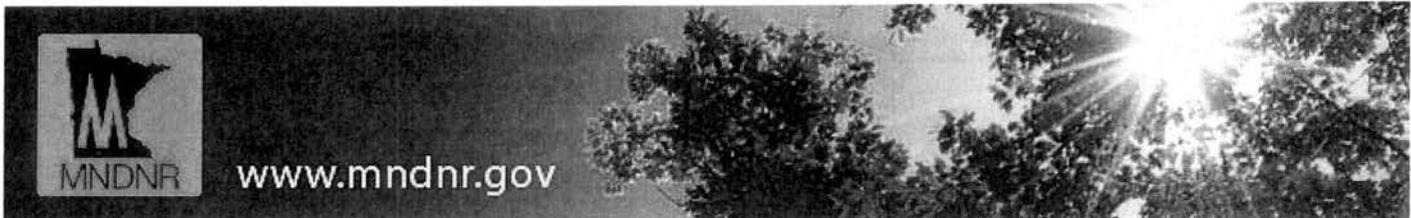


Email Updates

Receive by email updates on Mississippi River Corridor Critical Area Rulemaking from the Minnesota DNR.

Carlson, Beth P (DNR)

Subject: FW: Minnesota Department of Natural Resources Rules - Mississippi Critical Area Rules Update: Notice of Hearing to Adopt Rules:



Re: MRCCA Rulemaking

You are receiving this email because you have expressed an interest in state rulemaking for the Mississippi River Corridor Critical Area (MRCCA). If you are no longer interested in receiving emails on this subject, please "unsubscribe" using the link at the bottom of this message.

Today, the DNR published a Notice of Hearing to adopt rules for the MRCCA, thus beginning the formal comment period on the proposed rules. During this period, an Administrative Law Judge will review the proposed rules and take public input through a formal comment and public hearing process. Interested parties may submit written comments on the proposed rules to the Administrative Law Judge and/or provide oral comments at one of three public hearings as outlined below:

Written comments:

Send your comments by US Mail or fax to:
Administrative Law Judge Eric L. Lipman
Office of Administrative Hearings
600 North Robert Street
PO Box 64620
St. Paul, MN 55164-0620
Fax: 651-539-0310

You may also submit and view comments online through the Office of Administrative Hearing's (OAH's) e-Comment system (insert hyperlink: <https://minnesotaoah.granicusideas.com/>). Please note, you will not be able to upload letters, attachments, or other documents through this system. The Office of Administrative Hearings is not set up to receive comments by e-mail.

Public hearings:

Provide oral comments at one of the following public hearings:

Tuesday, June 14, 2016, at 4:30 p.m.
Schaar's Bluff Gathering Center
8395 127th Street East, Hastings, Minnesota 55033

Wednesday, June 15, 2016, at 4:30 p.m.
Greenhaven Golf Course Event Center

2800 Greenhaven Road, Anoka, Minnesota 55303

Thursday, June 16, 2016, at 10:00 a.m.

Mississippi Watershed Management Organization
2522 Marshall Street NE, Minneapolis, Minnesota 55418

The public comment period will end 5 to 20 calendar days after the last public hearing, as determined by the Administrative Law Judge.

We invite you to visit our project website to learn more about the proposed rules: Mississippi River Corridor Critical Area Rulemaking Project (MRCCA). The Notice of Hearing to adopt rules, the proposed rules, proposed districts, Statement of Need and Reasonableness, and other helpful information are available on this website.

This formal rulemaking phase follows five years of informal rule development involving extensive public participation, more than is typical for a rulemaking. Throughout this process, the DNR has listened to the concerns and ideas expressed by property owners, local governments, businesses, and environmental and recreation groups. We focused on understanding and balancing competing interests. The proposed rules reflect the input we received and are better for it. We encourage you to continue providing your input as part of this formal rulemaking phase.

Thank you for your continued interest!

Sincerely,

Jan Petrik, DNR Land Use Planner & MRCCA Project Team Leader



Minnesota Department of Natural Resources
info.dnr@state.mn.us
Mndnr.gov

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This email was sent to Email Address on behalf of Minnesota Department of Natural Resources 500 Lafayette Road Saint Paul, MN 55155 1-888-MINNDNR

News Release

DNR seeks comments on proposed rules for Mississippi River Corridor Critical Area

April 12, 2016

Proposed rules aimed at protecting the metro portion of the Mississippi River are now available for public comment, according to the Minnesota Department of Natural Resources.

The proposed rules will replace a 37-year-old executive order that currently regulates development in the Mississippi River Corridor Critical Area (MRCCA). Designated in the 1970s, the MRCCA is a 72-mile land corridor along the Mississippi River in the Twin Cities metropolitan area governed by special land development regulations. These regulations protect and preserve the unique natural, recreational, transportation and cultural features of this section of the river.

After five years of extensive public participation in developing the proposed rules, the DNR is embarking on the final and formal phase of rulemaking and is seeking public comment on the proposed rules.

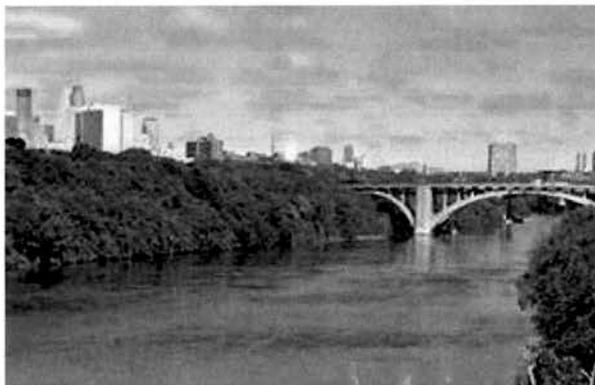
Today, the DNR published the notice of hearing to adopt rules, which begins the formal comment period. During this period, an administrative law judge will review the proposed rules and take public input through a formal comment and public hearing process. Interested parties may submit written comments to the judge and/or provide oral comments at one of three public hearings:

Tuesday, June 14, 4:30 p.m.
Schaar's Bluff Gathering Center
8395 127th St. East, Hastings

Wednesday, June 15, 4:30 p.m.
Greenhaven Golf Course Event Center
2800 Greenhaven Road, Anoka

Thursday, June 16, 10 a.m.
Mississippi Watershed Management Organization
522 Marshall St. NE, Minneapolis

Comments may be submitted online through the [Minnesota Office of Administrative Hearings](#).



Written comments may also be mailed or faxed to:

Administrative Law Judge Eric L. Lipman
Office of Administrative Hearings
600 North Robert St.
P.O. Box 64620
St. Paul, MN 55164-0620
Fax: 651-539-0310

Over the past five years, the DNR has met with property owners, local governments, businesses, and environmental and recreation groups to hear their concerns and gather ideas for developing the proposed rules to:

- Improve protections for water quality, habitat and scenic views.
- Protect existing development and allow redevelopment while protecting key resources.
- Simplify local government administration.

“Developing modern rules will go a long way toward improving efficiency and consistency while protecting the essential values that led to the area’s original designation,” said DNR Commissioner Tom Landwehr. “That’s something we hope landowners, local units of government and river advocates can all support.”

The proposed rules, district maps, statement of need and reasonableness, and other information are available on the DNR’s [project website](#). People interested in receiving further information can subscribe to the agency’s email updates at the project website.

Minnesota Department of Natural Resources

**CERTIFICATE OF SENDING THE NOTICE, THE STATEMENT OF NEED AND
REASONABLENESS, AND THE PROPOSED RULES TO LEGISLATORS AND THE
LEGISLATIVE COORDINATING COMMISSION**

**Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota*
Rules, chapters 6106 and 4410; Revisor's ID Number R-04240**

I certify that on April 28, 2016, I sent the Notice, the Statement of Need and Reasonableness, and the proposed rules to certain Legislators and the Legislative Coordinating Commission as required by Minnesota Statutes, section 14.14 or 14.22. These documents were submitted on a compact disk (CD) deposited in the State of Minnesota's central mail system for United States mail delivery with postage prepaid. I mailed these documents to comply with Minnesota Statutes, section 14.116. A copy of the cover letter is attached to this Certificate.



Daniel Petrik
Land Use Specialist
Ecological and Water Resources Division



MINNESOTA DEPARTMENT OF NATURAL RESOURCES
CENTRAL OFFICE

April 25, 2016

Senator John Marty
Chair, Environment and Energy Committee
3233 Minnesota Senate Bldg.
St. Paul, MN 55155

Senator David Osmek,
Ranking Minority Member, Environment and
Energy Committee
19 State Office Bldg.
St. Paul, MN 55155-1206

Senator David J. Tomassoni
Chair, Environment, Economic Development
and Agriculture Budget Division
3401 Minnesota Senate Bldg.
St. Paul, MN 55155

Senator Bill Ingebrigtsen, Ranking Minority Member
Environment, Economic Development and
Agriculture Budget Division
143 State Office Bldg.
St. Paul, MN 55155-1206

Representative Denny McNamara
Chair, Environment and Natural Resources
Policy and Finance Committee
365 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155

Representative Rick Hansen, Ranking Minority
Member, Environment and Natural Resources
Policy and Finance Committee
247 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155

Legislative Coordinating Commission
72 State Office Building
100 Rev. Dr. Martin Luther King, Jr. Blvd.
St. Paul, MN 55155
lcc@lcc.leg.mn

Representative Phyllis Kahn
Chief Author
353 State Office Building
St. Paul, MN 55155

Re: In The Matter of the Proposed Rules of the Department of Natural Resources Governing Mississippi River Corridor Critical Area; Revisor's ID Number R-04240

Dear Legislators:

The Minnesota Department of Natural Resources intends to adopt rules governing the Mississippi River Corridor Critical Area (MRCCA). The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with Minnesota Statutes, section 116G.15, subd. 2, that:

- conserves scenic, environmental recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.





Minnesota Statutes, section 14.116, states:

"14.116 NOTICE TO LEGISLATURE.

When an agency mails notice of intent to adopt rules under section 14.14 or 14.22, the agency must send a copy of the same notice and a copy of the statement of need and reasonableness to the chairs and ranking minority party members of the legislative policy and budget committees with jurisdiction over the subject matter of the proposed rules and to the Legislative Coordinating Commission.

In addition, if the mailing of the notice is within two years of the effective date of the law granting the agency authority to adopt the proposed rules, the agency shall make reasonable efforts to send a copy of the notice and the statement to all sitting legislators who were chief house and senate authors of the bill granting the rulemaking authority. If the bill was amended to include this rulemaking authority, the agency shall make reasonable efforts to send the notice and the statement to the chief house and senate authors of the amendment granting rulemaking authority, rather than to the chief authors of the bill."

We published a Notice of Hearing to Adopt Rules in the April 11, 2016, State Register and are now mailing the Notice under section 14.14 or 14.22.

As required by section 14.116, with this transmittal letter the Department is emailing to you a copy of the notice and the Statement of Need and Reasonableness. For your information, we are also including a copy of the proposed rules.

We have not included the SONAR exhibits in this delivery due to the large size of the materials. You can view and print copies of the following SONAR exhibits from the DNR's rulemaking project webpage at <http://www.dnr.state.mn.us/input/rules/mrcca>:

- SONAR Exhibit A Executive Order 130 and Amendments
- SONAR Exhibit B Executive Order 79-19
- SONAR Exhibit C Metropolitan Council Resolution 79-48
- SONAR Exhibit D Reorganization Order 170
- SONAR Exhibit E 2008 DNR Report to Legislature on MRCCA Program
- SONAR Exhibit F 2014 DNR Report to Legislature on Status of MRCCA Rulemaking
- SONAR Exhibit G Maps of Proposed MRCCA Districts

If you have any questions about these rules, please contact me at 651-259-5697.

Yours truly,

Daniel Petrik
Land Use Specialist
Ecological and Water Resources Division

Enclosures: Notice of Hearing
Statement of Need and Reasonableness
Proposed Rules



Date: February 23, 2016

To: Beth Carlson, Rules Coordinator
Minnesota Department of Natural Resources

From: Ify Onyiah
Executive Budget Officer

Phone: 651-201-8020

Subject: M.S. 14.131 Review of Proposed Rules relating to the Mississippi River Corridor Critical Area (MRCCA)

The Minnesota Department of Natural Resources (DNR) proposes new, permanent Minnesota Rules, Chapter 6106 governing the Mississippi River Corridor Critical Area (MRCCA). The proposed rules will replace Executive Order 79-19 which has guided land use, districting, and local plans and ordinances in MRCCA since the 1970s. Pursuant to M.S. 14.131, DNR has asked the Commissioner of Minnesota Management and Budget (MMB) to help evaluate the fiscal impact and fiscal benefit of the proposed rule changes on local units of government.

Evaluation

On behalf of the Commissioner of MMB, I reviewed the proposed rule changes and the related Statement of Need and Reasonableness (SONAR) and consulted with agency staff to determine the fiscal impact and benefit of the proposed rules on local units of government.

The proposed rules provide standards and criteria for land use in the MRCCA, administration of the MRCCA program, and establish districts within the MRCCA. The rules are intended to improve and codify standards and procedures to protect bluffs, vegetation, public river corridor views, water, and other conditions in the MRCCA, originally included in Executive Order 79-19.

As identified in the SONAR, these rules will have a fiscal impact on local units of government. There are 30 local units of government: cities, counties, and townships, in the MRCCA. The proposed rules require most of these units of government to update MRCCA plans and ordinances to conform and comply with the new rules. DNR completed a survey of the units of the local governments to assess the cost of these updates and based on that survey estimates a cost under \$20,000 per local government with costs in excess of \$100,000 for two large cities. DNR has requested comments from local government representatives at several points during the rulemaking process, to assess the impact and value of the rules, and has modified the rules to address some of the concerns raised. Several of the rules codify current practice and are not expected to increase costs to local governments. The rules may also require some additional permitting work, for instance for vegetation, but this work is not expected to vary significantly from current permitting programs. The rules are also intended to provide fiscal benefit through clearer standards and reduced complexity.

Click here to enter a date.

Page 2

Additionally, costs will be incurred by DNR to implement these rules. DNR staff will review, assess, and local government plans and ordinances for compliance with these rules over the coming years and will conduct trainings for local governments on the new rules. DNR has completed a preliminary assessment of these costs. Finally, the Metropolitan Council is also required to review local plans and ordinances and other state agencies may be required to comply with these rules resulting in incremental costs.

Based on this information, I believe that DNR has adequately analyzed and presented the potential costs and benefits of the proposed rules on local units of government.

cc: Barb Juelich, Chief Financial Officer, Minnesota Department of Natural Resources
Jennifer Shillcox, Ecological and Water Resources Division, Minnesota Department of Natural Resources
Michelle Weber, Team Lead, Minnesota Management and Budget

Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40__



December 10, 2015

Kerstin Larson for Michelle Mitchell
Executive Budget Officer
Minnesota Management and Budget
658 Cedar St., 400 Centennial Bldg.
St. Paul, MN 55155

Re: In The Matter of the Proposed Rules Governing Mississippi River Corridor Critical Area,
Revisor's File Number R-04240

Dear Ms. Larson:

Minnesota Statutes, section 14.131, requires that an agency engaged in rulemaking consult with the Commissioner of Minnesota Management and Budget "to help evaluate the fiscal impact and fiscal benefits of the proposed rule on units of local government."

Enclosed for your review are copies of the following documents on the proposed rules:

1. The Governor's Office Proposed Rule and SONAR Form signed by Commissioner Landwehr
2. The Revisor's draft of the proposed rule dated 10/28/2015
3. The SONAR dated 12/01/2015 and signed by Commissioner Landwehr on 12/09/2015

I am also delivering copies of these documents to the Governor's Office today.

The enclosed SONAR does not include the many exhibits. Please contact me if you find you need copies of any exhibits in order to complete your analysis.

If you or any other representative of the Commissioner of Minnesota Management and Budget have technical questions about the proposed rule, please call Jenny Shillcox, at 651-259-5727.

Please send any correspondence about this matter to me at the following address:

Beth Carlson, Rules Coordinator
OSD Office of Policy and Planning
Minnesota Department of Natural Resources
500 Lafayette Road, St. Paul, Minnesota 55155-4010.

Yours truly,

A handwritten signature in cursive script that reads "Beth Carlson".

Elizabeth P. Carlson
DNR Rules Coordinator
Operations Services Division
651-259-5531

c: Barb Juelich, Chief Financial Officer
Jennifer Shillcox, Ecological and Water Resources Division

Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40__



December 10, 2015

Kerstin Larson for Michelle Mitchell
Executive Budget Officer
Minnesota Management and Budget
658 Cedar St., 400 Centennial Bldg.
St. Paul, MN 55155

Re: In The Matter of the Proposed Rules Governing Mississippi River Corridor Critical Area,
Revisor's File Number R-04240

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1. The Governor's Office Proposed Rule and SONAR Form signed by Commissioner Landwehr
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3. The SONAR dated 12/01/2015 and signed by Commissioner Landwehr on 12/09/2015

I am also delivering copies of these documents to the Governor's Office today.

The enclosed SONAR does not include the many exhibits. Please contact me if you find you need copies of any exhibits in order to complete your analysis.

If you or any other representative of the Commissioner of Minnesota Management and Budget have technical questions about the proposed rule, please call Jenny Shillcox, at 651-259-5727.

Please send any correspondence about this matter to me at the following address:

Beth Carlson, Rules Coordinator
OSD Office of Policy and Planning
Minnesota Department of Natural Resources
500 Lafayette Road, St. Paul, Minnesota 55155-4010.

Yours truly,

A handwritten signature in cursive script that reads "Beth Carlson".

Elizabeth P. Carlson
DNR Rules Coordinator
Operations Services Division
651-259-5531

c: Barb Juelich, Chief Financial Officer
Jennifer Shillcox, Ecological and Water Resources Division

Exhibit 10 contains:

- Department of Natural Resources' first request for approval of notice plan and notice of hearing dated 2/24/2016
- Office of Administrative Hearings' First Order on Review dated 3/01/2016
- Department of Natural Resources' second request for approval of notice plan and notice of hearing dated 3/10/2016
- Office of Administrative Hearings' Second Order on Review dated 3/17/2016
- Department of Natural Resources' third request for approval of notice plan and notice of hearing dated 3/23/2016
- Office of Administrative Hearings' Third Order on Review dated 4/01/2016

Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40



February 24, 2016

The Honorable Tammy L. Pust
Chief Administrative Law Judge
Office of Administrative Hearings
600 North Robert Street
P.O. Box 64620
Saint Paul, Minnesota 55164-0620

Re: In the Matter of the Proposed Rules of the Department of Natural Resources Relating to Mississippi River Corridor Critical Area; Request to Schedule a Rules Hearing and Request to Review Additional Notice Plan; OAH Docket No. 8-9014-33236; Revisor's ID Number R-04240

Dear Chief Judge Pust:

The Department of Natural Resources requests that you please schedule rules hearings under Minnesota Statutes, sections 14.131 to 14.20, and assign an Administrative Law Judge. The hearings are for the department's proposed rules about the Mississippi River Corridor Critical Area (MRCCA). We request that the judge conduct three hearings on (we will finalize the central location after the notice is approved for publication):

Tuesday, June 14, 2016, at 4:30 p.m., at Schaar's Bluff Gathering Center, 8395 127th Street East, Hastings, Minnesota 55033

Wednesday, June 15, 2016, at 4:30 p.m., at Greenhaven Golf Course Event Center, 2800 Greenhaven Road, Anoka, Minnesota 55303

Thursday, June 16, 2016, at 10:00 a.m., at Mississippi Watershed Management Organization, 2522 Marshall Street NE, Minneapolis, Minnesota 55418

Enclosed are the documents for the Administrative Law Judge's review, as required by Minnesota Rules, part 1400.2080, subpart 5:

- 1) The Notice of Hearing proposed to be issued
- 2) A copy of the proposed rules, with a certificate of approval as to form by the Revisor of Statutes attached
- 3) A copy of the Statement of Need and Reasonableness

The department also requests that you approve our Additional Notice Plan. The documents required for your review by Minnesota Rules, part 1400.2060, include the three documents listed above for requesting a rules hearing. We are also providing you below with our explanation of why we believe our Additional Notice Plan reflects reasonable efforts to notify persons or classes of persons who might be significantly affected by the rules in accordance with Minnesota Statutes, section 14.14, subdivision 1a.

www.dnr.state.mn.us

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Our Additional Notice Plan is described on pages 17-18 of the Statement of Need and Reasonableness. We believe our Additional Notice Plan complies with the statute in that notice will be published in the State Register and additional methods will be used that are designed to reach persons or classes of persons known by the DNR to be interested in or affected by the proposed rulemaking.

Please call me at 651-259-5531 or beth.carlson@state.mn.us if you have any questions.

Yours truly,

A handwritten signature in cursive script that reads "Beth Carlson". The signature is written in black ink and is positioned above the typed name.

Elizabeth Carlson, DNR Rules Coordinator

c: Jennifer Shillcox, Land Use Unit Supervisor, Ecological and Water Resources Division

PROPOSED

Minnesota Department of Natural Resources

NOTICE OF HEARING

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

Public Hearing. The Department of Natural Resources (Department) intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20.

The Department will hold public hearings on the above-named rules starting at the time listed with each location and continuing until each hearing is completed at the following locations:

Tuesday, June 14, 2016, at 4:30 p.m., at Schaar's Bluff Gathering Center, 8395 127th Street East, Hastings, Minnesota 55033

Wednesday, June 15, 2016, at 4:30 p.m., at Greenhaven Golf Course Event Center, 2800 Greenhaven Road, Anoka, Minnesota 55303

Thursday, June 16, 2016, at 10:00 a.m., at Mississippi Watershed Management Organization, 2522 Marshall Street NE, Minneapolis, Minnesota 55418

The Department will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Eric L. Lipman will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7875, and fax 651-539-0310. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Department Contact Person. The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with *Minnesota Statutes*, section 116G.15, subd. 2, that:

- conserves scenic, environmental recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.

The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed, and is available at the Department's website at <http://www.dnr.state.mn.us/input/rules/mrcca>. A free copy of the rules is available upon request from the Department contact person.

The Department contact person is Dan Petrik, Land Use Specialist, at Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714.

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules

PROPOSED

and an estimate of the probable cost of the proposed rules. It is now available from the Department contact person. You may review or obtain copies for the cost of reproduction by contacting the Department contact person.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally at the hearing or in writing at any time before the close of the hearing record. The Department will collect all written comments and transfer the comments to the administrative law judge.

Submit written comments to the Department contact person at the address above or to mrcca.rulemaking@state.mn.us. All evidence that you present should relate to the proposed rules. You may also submit written material to the Department to be recorded in the hearing record for five working days after the public hearings end. At the hearing, the administrative law judge may order this five-day comment period extended for a longer period but for no more than 20 calendar days.

Following the comment period, there is a five-working-day rebuttal period during which the Department and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period.

The Department must receive all comments and responses no later than 4:30 p.m. on the due date. All comments or responses received are public and will be available for review at the Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN, and on the Department website at <http://www.dnr.state.mn.us/input/rules/mrcca>.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the Department contact person at the address or telephone number listed above.

Modifications. The Department may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. The adopted rules may not be substantially different than these proposed rules, unless the Department follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Department encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the proposed rules. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the Department adopts the rules and files them with the Secretary of State, or ask to register with the Department to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the Department contact person stated above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone 651-539-1180 or 1-800-657-3889.

Order. I order that the rulemaking hearing be held at the dates, times, and locations listed above.

_____, 2016
Date

Tom Landwehr, Commissioner of Natural Resources



MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

600 North Robert Street
Saint Paul, Minnesota 55101

Mailing Address:
P.O. Box 64620
St. Paul, Minnesota 55164-0620

Voice: (651) 361-7900
TTY: (651) 361-7878
Fax: (651) 539-0300

March 1, 2016

Elizabeth P. Carlson
Rule Requestor
500 Lafayette Rd Box 10
Saint Paul, MN 55155

Re: ***In the Matter of the Proposed Rules Relating to the Mississippi
River Corridor Critical Area
OAH 8-9014-33236; Revisor R-4240***

Dear Ms. Carlson:

Enclosed herewith and served upon you please find the **ORDER ON REVIEW OF
NOTICE OF HEARING AND ADDITIONAL NOTICE PLAN** in the above-entitled matter.

Once the notice has been published in the State Register, please notify the Office of Administrative Hearings (OAH) at denise.collins@state.mn.us in order to activate the agency's e-Comments page on the OAH's website. **Please note that if you do not notify us of the publication, the e-Comments site will not be available to receive public comments.**

If you have any questions regarding this matter, please contact Denise Collins at 651-361-7875, denise.collins@state.mn.us, or facsimile at 651-539-0310.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric L. Lipman".

Eric L. Lipman
Administrative Law Judge



ELL:ry
Enclosure

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Rules of the
Minnesota Department of Natural
Resources Relating to Mississippi River
Corridor Critical Area

**ORDER ON REVIEW OF
NOTICE OF HEARING AND
ADDITIONAL NOTICE PLAN**

This matter came before Administrative Law Judge Eric L. Lipman upon the Minnesota Department of Natural Resources's (Department) request for review of its Notice of Hearing and Additional Notice Plan. The Department seeks a legal review of its materials under Minn. R. 1400.2060, .2080 (2015).

Based upon a review of the Department's submissions, including its plan to notify agencies with shoreland regulation duties, property owners along the Mississippi River Corridor, and participants in the pre-proposal "open house" process,

IT IS HEREBY ORDERED THAT:

1. The Additional Notice Plan is **APPROVED**.
2. The Notice of Hearing is **CONDITIONALLY APPROVED**, provided that:
 - (a) the following sentences are deleted from the Notice:
 - i. "The Department will collect all written comments and transfer the comments to the administrative law judge."
 - ii. "Submit written comments to the Department contact person at the address above or to mrcca.rulemaking@state.mn.us."
 - iii. "The Department must receive all comments and responses no later than 4:30 p.m. on the due date."
 - (b) the following sentences, or text of similar meaning, are added to the Notice:
 - i. "All comments and responses submitted to the Administrative Law Judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date."

- ii. "All comments or responses received will be available for review at the Office of Administrative Hearings, or online at that Office's e-Comments website."¹

Dated: March 1, 2016


ERIC L. LIPMAN
Administrative Law Judge

MEMORANDUM

It is understandable that the Department would prefer to have post-hearing comments submitted directly to it – instead of accessing them, alongside other stakeholders, at the Office of Administrative Hearings. Yet, this is not the law.

Minnesota's Administrative Procedure Act, and implementing regulations, is unambiguous on this point. The law makes clear that the Administrative Law Judge is responsible for development of the hearing record, that post-hearing comments are filed with the Office of Administrative Hearings in the first instance, and that no stakeholder has preferential access to materials in the hearing record.²

A Notice of Hearing that does not accurately reflect the requirements for the post-hearing comment period,³ cannot be approved.⁴

E. L. L.

¹ See <https://mn.gov/oah/forms-and-filing/e-comments/>.

² Minn. Stat. § 14.14, subd. 2a (2014) ("When a hearing is held on a proposed rule, it shall be conducted by an administrative law judge assigned by the chief administrative law judge. *The administrative law judge shall ensure that all persons involved in the rule hearing are treated fairly and impartially.* The agency shall submit into the record the jurisdictional documents, including the statement of need and reasonableness, and any written exhibits in support of the proposed rule. The agency may also present additional oral evidence. Interested persons may present written and oral evidence....") (emphasis added); Minn. Stat. § 14.15, subd. 1 (2014) ("After allowing a comment period during which written material may be submitted and recorded in *the hearing record* for five working days after the public hearing ends, or for a longer period not to exceed 20 days if ordered by the administrative law judge, the administrative law judge assigned to the hearing shall write a report as provided for in section 14.50.") (emphasis added); Minn. R. 1400.2230, subps. 1, 2 (2015) ("*The office must receive the written comments no later than 4:30 p.m. on the last day for submission.... The office must allow the agency and all interested persons to review the submissions received under subpart 1 and must allow them a rebuttal period of five working days to respond in writing to any new information submitted. The office must receive the responses no later than 4:30 p.m. on the last day.... The written responses are part of the hearing record.*") (emphasis added). See also Minn. R. 1400.2530 (2015) (Recommended Notice of Hearing).

³ Minn. R. 1400.2080, subps. 1, 2(H), 4(D).

⁴ Minn. R. 1400.2080, subp. 5 ("The agency must request to schedule a rule hearing and obtain the judge's approval of any notice of hearing ... prior to mailing it or publishing it in the State Register"); see also, Minn. Stat. § 14.001 (3) (2014).

Minnesota Department of Natural Resources
500 Lafayette Road Saint Paul, Minnesota 55155-4037
Office of the Commissioner
651-259-5555



March 10, 2016

VIA EMAIL AND U.S. MAIL

The Honorable Eric L. Lipman
Chief Administrative Law Judge
Office of Administrative Hearings
600 North Robert Street
P.O. Box 64620
Saint Paul, Minnesota 55164-0620

Re: In the Matter of the Proposed Rules of the Department of Natural Resources Relating to
Mississippi River Corridor Critical Area; Notice of Hearing
OAH Docket No. 8-9014-33236; Revisor's ID Number R-04240

Dear Judge Lipman:

We have reviewed your Order on Review dated March 1, 2016. The Department of Natural Resources (DNR) agrees with the vast majority of the changes to the order that you propose with the exception of the requirement that comments on the proposed Mississippi River Corridor Critical Area (MRCCA) rules be filed using the new e-Comments system.

The proposed MRCCA rules are large and complex. It has taken the DNR a number of years working with stakeholders to navigate our way through the rule development process to the rules that are presently before you in this rulemaking process. These new rules are high profile and remain controversial even after our extensive work with stakeholders and members of the public to come to the current proposal. We expect to receive a significant number of detailed comments from technically knowledgeable stakeholders. The DNR has reservations about using the new e-Comment system for this rulemaking process. While we are willing to try the e-Comments system with a smaller and relatively non-controversial rule, we are disinclined to use that system for the MRCCA rulemaking process.

Our primary concerns around using the e-Comments system are:

1. We believe the comment-on-comments feature will have a chilling effect on commenters. Our stakeholders often have strong feelings on the issues we manage and our past experience has taught us that these emotions can get the better of folks. We are concerned that the comment-on-comment feature might be used as a forum to address comments in a disrespectful manner. We also fear that the thumbs up/thumbs down vote on individual comments may be viewed by potential commenters as a form of judgment on the quality of individual comments. Thus both the comments-on-comments and the voting-like mechanism may have a chilling impact on other potential commenters who are fearful of being treated disrespectfully and, therefore, opt not to submit comments.

2. It is not clear to the DNR how comment-on-comments or thumbs up/thumbs down "votes" on comments should be weighed in the rulemaking process. The DNR would like a clearer understanding of how both comment-on-comments and thumbs up/thumbs down "votes" on individual comments should be treated in the rulemaking process before using these features. We do not believe a large, controversial, and complex rulemaking process is the place to experiment with these features.
3. It is our understanding that comments made in the e-Comments system must be typed in, and that comment letters and attachments are not capable of being uploaded into the e-Comments system. In our experience, the most thoughtful, specific, and impactful comments on complex and controversial rules tend to be material that is prepared separately, might include attachments, and may be on an organization's letterhead. We believe that these stakeholders will not spend the time to retype their letters into the e-Comments system and will, rather, choose to mail their comments. This means that many of the more thoughtful comments will be sent by mail and your office will have to scan them into the e-Comments system. It is not clear to us whether comments-on-comments could then be made on comments your office uploads into the system. If so, this could result in an imbalance in the public participation through all forms of commenting.
4. We believe it is essential that commenters be able to upload comments and documents in an e-Comments system for rules with the complexity of the MRCCA rules.

We have carefully weighed the pros and cons of using the e-Comments system in the MRCCA rulemaking proceeding at the upper management level within the DNR. We believe that the e-Comments system has great potential, particularly to the extent that it allows commenters to view the comments of others and weigh those comments in the process of making their own independent comments on a proposed rule. But until the system includes an ability to upload comments, eliminates the thumbs up/thumbs down "vote" on individual comments, and we either have a better grasp of the role of comments-on-comments in the rulemaking process or that feature is eliminated from the e-Comments system, the DNR is reluctant to use the e-Comments system in a complex rulemaking proceeding such as the MRCCA rules.

We, therefore, have revised the proposed Notice of Hearing enclosed with this letter to request that comments on the proposed MRCCA rules be submitted by U.S. mail and/or fax. We assume that your Office will scan all comments into the e-filing system to produce daily PDF batches and we ask you to specify whether those PDFs are to be posted on the OAH website or on the DNR website. We would be happy to post the comments or to link to an OAH webpage. We do want to make sure the interested publics can easily find all comments. We remain interested in additional suggestions you may have about what we can do to facilitate the submission of public comments through the simplest of modern methods.

Thank you for your consideration of the enclosed revised notice of hearing.

Yours very truly,



Sherry A. Enzler
General Counsel
651-259-5066

c: Beth Carlson, DNR Rules Coordinator
Dan Petrik, Land Use Specialist, Ecological and Water Resources Division
Jennifer Shillcox, Land Use Unit Supervisor, Ecological and Water Resources Division

2nd PROPOSAL

Minnesota Department of Natural Resources

NOTICE OF HEARING

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

Public Hearing. The Department of Natural Resources (Department) intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20.

The Department will hold public hearings on the above-named rules starting at the time listed with each location and continuing until each hearing is completed at the following locations:

- Tuesday, June 14, 2016, at 4:30 p.m., at Schaar's Bluff Gathering Center, 8395 127th Street East, Hastings, Minnesota 55033
- Wednesday, June 15, 2016, at 4:30 p.m., at Greenhaven Golf Course Event Center, 2800 Greenhaven Road, Anoka, Minnesota 55303
- Thursday, June 16, 2016, at 10:00 a.m., at Mississippi Watershed Management Organization, 2522 Marshall Street NE, Minneapolis, Minnesota 55418

The Department will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Eric L. Lipman will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7875, and fax 651-539-0310. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Department Contact Person. The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with *Minnesota Statutes*, section 116G.15, subd. 2, that:

- conserves scenic, environmental recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.

The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed, and is available at the Department's website at <http://www.dnr.state.mn.us/input/rules/mrcca>. A free copy of the rules is available upon request from the Department contact person.

2nd PROPOSAL

The Department contact person is Dan Petrik, Land Use Specialist, at Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714.

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the Department contact person. You may review or obtain copies for the cost of reproduction by contacting the Department contact person.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally at the hearing or in writing at any time before the close of the hearing record. Submit written comments to the administrative law judge at the address above.

All evidence that you present should relate to the proposed rules. You may also submit written material to the administrative law judge to be recorded in the hearing record for five working days after the public hearings end. At the hearing, the administrative law judge may order this five-day comment period extended for a longer period but for no more than 20 calendar days.

Following the comment period, there is a five-working-day rebuttal period during which the Department and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period.

All comments and responses submitted to the administrative law judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received are public and will be available for review at the Office of Administrative Hearings.

The Department requests that any person submitting written views or data to the administrative law judge before the hearing or during the comment or rebuttal period also send a copy of the written views or data to the agency contact person at the address stated above.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the Department contact person at the address or telephone number listed above.

Modifications. The Department may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. The adopted rules may not be substantially different than these proposed rules, unless the Department follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Department encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the proposed rules. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the Department adopts the rules and files them with the Secretary of State, or ask to register with the Department to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the Department contact person stated above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this

2nd PROPOSAL

requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone 651-539-1180 or 1-800-657-3889.

Order. I order that the rulemaking hearing be held at the dates, times, and locations listed above.

_____, 2016
Date

Tom Landwehr, Commissioner of Natural Resources

March 17, 2016

Elizabeth P. Carlson
Rule Requestor
500 Lafayette Rd Box 10
Saint Paul, MN 55155

**Re: *In the Matter of the Proposed Rules Relating to the Mississippi
River Corridor Critical Area***
OAH 8-9014-33236; Revisor R-4240

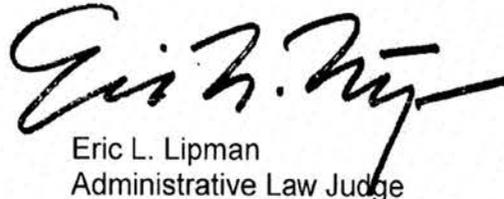
Dear Ms. Carlson:

Enclosed herewith and served upon you please find the **SECOND ORDER ON
REVIEW OF A NOTICE OF HEARING** in the above-entitled matter.

If you have any questions regarding this matter, please contact Denise Collins at
651-361-7875, denise.collins@state.mn.us, or facsimile at 651-539-0310.



Sincerely,



Eric L. Lipman
Administrative Law Judge

ELL:ry
Enclosure

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Rules of the
Minnesota Department of Natural
Resources Relating to Mississippi River
Corridor Critical Area

**SECOND ORDER ON REVIEW
OF A NOTICE OF HEARING**

This matter came before Administrative Law Judge Eric L. Lipman upon the Minnesota Department of Natural Resources' (Department) request for review of its revised Notice of Hearing. The Department seeks a legal review of its materials under Minn. R. 1400.2080 (2015).

By way of an Order dated March 1, 2016, the Administrative Law Judge conditionally approved an earlier draft Notice of Hearing in this matter, provided that the Department made a few necessary adjustments to that notice. Those adjustments were needed to reflect the public's opportunity to submit comments to the Office of Administrative Hearings in any of the ways that the Office receives those comments – by personal delivery, first class mail, facsimile and the Office's e-Comments system.¹

As detailed in the memorandum below, the Department agrees to all but one of the adjustments in the rulemaking notice: it does not wish to utilize, or notify stakeholders about the Office of Administrative Hearings' e-Comments system.

Based upon a review of the Department's submissions on March 10, 2016,

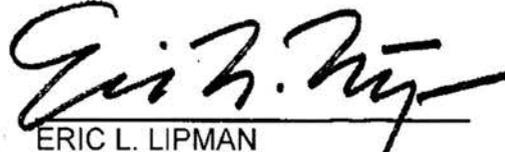
IT IS HEREBY ORDERED THAT:

The Notice of Hearing is **CONDITIONALLY APPROVED**, provided that the following sentence, or text of similar meaning, is added to the Notice:

¹ See Minn. R. 1400.2080, subps. 1, 2(H), 4(D).

All comments or responses received will be available for review at the Office of Administrative Hearings or online at that Office's e-Comments website: <https://minnesotaoah.granicusideas.com/>.

Dated: March 17, 2016


ERIC L. LIPMAN
Administrative Law Judge

MEMORANDUM

On March 10, 2016, the Department resubmitted a revised version of its Notice of Hearing, pursuant to Minn. R. 1400.2080, subp. 5. In its submission, it requests that the public comments received in this proceeding be limited to those that are submitted by United States Mail and facsimile.²

The Department explains:

The proposed [Mississippi River Corridor Critical Area] rules are large and complex. It has taken the DNR a number of years working with stakeholders to navigate our way through the rule development process to the rules that are presently before you in this rulemaking process. These new rules are high profile and remain controversial even after our extensive work with stakeholders and members of the public to come to the current proposal. We expect to receive a significant number of detailed comments from technically knowledgeable stakeholders. The DNR has reservations about using the new e-Comment system for this rulemaking process. While we are willing to try the e-Comments system with a smaller and relatively non-controversial rule, we are disinclined to use that system for the MRCCA rulemaking process.

....

We believe the comment-on-comments feature will have a chilling effect on commenters. Our stakeholders often have strong feelings on the issues we manage and our past experience has taught us that these emotions can get the better of folks. We are concerned that the comment-on-comment feature might be used as a forum to address comments in a disrespectful manner. We also fear that the thumbs up/thumbs down vote on individual comments may be viewed by potential commenters as a form of judgment on the quality of individual comments. Thus both the comments-on-comments and the voting-like mechanism may have a

² See LETTER OF SHERRY A. ENZLER, ESQ. OAH Docket No. 8-9014-33236 at 2 (March 10, 2016).

chilling impact on other potential commenters who are fearful of being treated disrespectfully and, therefore, opt not to submit comments.³

The Administrative Law Judge shares the Department's goal of developing a thoughtful and comprehensive set of comments following the rulemaking hearings.

In addition to this important objective, the Administrative Procedure Act also directs the Administrative Law Judge to ensure that the hearing process is fair,⁴ uniform,⁵ and accessible to all Minnesotans.⁶ In the view of the Administrative Law Judge, forbidding the submission of electronic rulemaking comments in some proceedings, but not others, as urged by the Department, conflicts with the text and purposes of the Administrative Procedure Act.

The same considerations would apply if, for example, the Department had principled objections to the receipt of hand-delivered materials or items sent to the Administrative Law Judge by facsimile. Notwithstanding the potential for abuse with each of those methods of making comments, the statute directs the Administrative Law Judge to maximize opportunities for public access and participation in the formulation of administrative rules.

In this context, it is important to note that the Act delegates to the Office of Administrative Hearings the role of managing the post-hearing comment process,⁷ and the Legislature has approved the use of modern, electronic communication methods in rulemaking matters.⁸

For these reasons, a proper notice must detail the opportunity to submit post-hearing comments on the proposed rules and rebuttal⁹ through the Office of Administrative Hearings' e-Comment system.

E. L. L.

³ *Id.* at 1.

⁴ Minn. Stat. § 14.14, subd. 2a (2014) ("The administrative law judge shall ensure that all persons involved in the rule hearing are treated fairly and impartially"); Minn. R. 1400.2210, subp. 8 (2015) ("Consistent with law, the judge is authorized to do all things necessary and proper to conduct the hearing and to promote justice, fairness, and economy").

⁵ Minn. Stat. § 14.001 (3) (2014) ("The purposes of the Administrative Procedure Act are: ... (3) to ensure a uniform minimum procedure").

⁶ Minn. Stat. § 14.001 (1), (2), (4), (5) (2014) ("The purposes of the Administrative Procedure Act are: (1) to provide oversight of powers and duties delegated to administrative agencies; (2) to increase public accountability of administrative agencies; ... (4) to increase public access to governmental information; [and] (5) to increase public participation in the formulation of administrative rules").

⁷ Minn. Stat. § 14.15, subd. 1 (2014); Minn. R. 1400.2230, subps. 1, 2 (2015).

⁸ See Minn. Stat. § 14.05, subd. 7 (Supp. 2015); 2010 Minn. Laws. Ch. 280, § 1.

⁹ Minn. Stat. § 14.15, subd. 1.

Minnesota Department of Natural Resources
500 Lafayette Road Saint Paul, Minnesota 55155-4037
Office of the Commissioner
651-259-5555



March 23, 2016

The Honorable Eric L. Lipman
Chief Administrative Law Judge
Office of Administrative Hearings
600 North Robert Street
P.O. Box 64620
Saint Paul, Minnesota 55164-0620

Re: In the Matter of the Proposed Rules of the Department of Natural Resources Relating to
Mississippi River Corridor Critical Area; Notice of Hearing
OAH Docket No. 8-9014-33236; Revisor's ID Number R-04240

Dear Judge Lipman:

We have reviewed your Second Order on Review of a Notice of Hearing dated March 17, 2016. The Department of Natural Resources (DNR) agrees to make the change advising that public comments may be viewed on the OAH website. We believe the enclosed revised notice of hearing is now ready for publication in the State Register.

Thank you for your consideration of the enclosed revised notice of hearing.

Yours very truly,

Sherry A. Enzler
General Counsel
651-259-5066

Enc.

c: Beth Carlson, DNR Rules Coordinator
Dan Petrik, Land Use Specialist, Ecological and Water Resources Division
Jennifer Shillcox, Land Use Unit Supervisor, Ecological and Water Resources Division

3rd PROPOSAL

Minnesota Department of Natural Resources

NOTICE OF HEARING

Proposed Rules Governing Mississippi River Corridor Critical Area, *Minnesota Rules*, chapters 6106 and 4410; Revisor's ID Number R-04240

Public Hearing. The Department of Natural Resources (Department) intends to adopt rules after a public hearing following the procedures in the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2200 to 1400.2240, and the Administrative Procedure Act, *Minnesota Statutes*, sections 14.131 to 14.20.

The Department will hold public hearings on the above-named rules starting at the time listed with each location and continuing until each hearing is completed at the following locations:

- Tuesday, June 14, 2016, at 4:30 p.m., at Schaar's Bluff Gathering Center, 8395 127th Street East, Hastings, Minnesota 55033
- Wednesday, June 15, 2016, at 4:30 p.m., at Greenhaven Golf Course Event Center, 2800 Greenhaven Road, Anoka, Minnesota 55303
- Thursday, June 16, 2016, at 10:00 a.m., at Mississippi Watershed Management Organization, 2522 Marshall Street NE, Minneapolis, Minnesota 55418

The Department will schedule additional days of hearing if necessary. All interested or affected persons will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing at the hearing.

Administrative Law Judge. Administrative Law Judge Eric L. Lipman will conduct the hearing. The judge can be reached at the Office of Administrative Hearings, 600 North Robert Street, P.O. Box 64620, Saint Paul, Minnesota 55164-0620, telephone 651-361-7875, and fax 651-539-0310. The rule hearing procedure is governed by *Minnesota Statutes*, sections 14.131 to 14.20, and by the rules of the Office of Administrative Hearings, *Minnesota Rules*, parts 1400.2000 to 1400.2240. You should direct questions about the rule hearing procedure to the administrative law judge.

Subject of Rules, Statutory Authority, and Department Contact Person. The proposed rules will provide for management of the Mississippi River Corridor Critical Area (MRCCA) as a multi-purpose resource in a manner consistent with *Minnesota Statutes*, section 116G.15, subd. 2, that:

- conserves scenic, environmental recreational, mineral, economic, cultural, and historic resources and functions;
- maintains the river channel for transportation, including barging and fleeting areas;
- provides for continuation, development and redevelopment of a variety of urban uses;
- uses the river for water supply and as a receiving water for properly treated effluents; and
- protects the biological and ecological functions of the corridor.

The proposed rules are authorized by *Minnesota Statutes*, section 116G.15, as amended in Laws of Minnesota 2013, chapter 137, article 2, sections 18 to 21.

A copy of the proposed rules is published in the *State Register* and attached to this notice as mailed, and is available at the Department's website at <http://www.dnr.state.mn.us/input/rules/mrcca>. A free copy of the rules is available upon request from the Department contact person.

3rd PROPOSAL

The Department contact person is Dan Petrik, Land Use Specialist, at Department of Natural Resources, 500 Lafayette Road, Saint Paul, MN 55155-4025, telephone 651-259-5714.

Statement of Need and Reasonableness. The statement of need and reasonableness contains a summary of the justification for the proposed rules, including a description of who will be affected by the proposed rules and an estimate of the probable cost of the proposed rules. It is now available from the Department contact person. You may review or obtain copies for the cost of reproduction by contacting the Department contact person.

Public Comment. You and all interested or affected persons, including representatives of associations and other interested groups, will have an opportunity to participate. The administrative law judge will accept your views either orally at the hearing or in writing at any time before the close of the hearing record. Submit written comments to the administrative law judge at the address above.

All evidence that you present should relate to the proposed rules. You may also submit written material to the administrative law judge to be recorded in the hearing record for five working days after the public hearings end. At the hearing, the administrative law judge may order this five-day comment period extended for a longer period but for no more than 20 calendar days.

Following the comment period, there is a five-working-day rebuttal period during which the Department and any interested person may respond in writing to any new information submitted. No one may submit additional evidence during the five-day rebuttal period.

All comments and responses submitted to the administrative law judge must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the due date. All comments or responses received are public and will be available for review at the Office of Administrative Hearings or online at that Office's e-Comments website: <https://minnesotaoah.granicusideas.com/>.

The Department requests that any person submitting written views or data to the administrative law judge before the hearing or during the comment or rebuttal period also send a copy of the written views or data to the agency contact person at the address stated above.

Alternative Format/Accommodation. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request or if you need an accommodation to make this hearing accessible, please contact the Department contact person at the address or telephone number listed above.

Modifications. The Department may modify the proposed rules as a result of the rule hearing process. It must support modifications by data and views presented during the rule hearing process. The adopted rules may not be substantially different than these proposed rules, unless the Department follows the procedure under *Minnesota Rules*, part 1400.2110. If the proposed rules affect you in any way, the Department encourages you to participate.

Adoption Procedure after the Hearing. After the close of the hearing record, the administrative law judge will issue a report on the proposed rules. You may ask to be notified of the date when the judge's report will become available, and can make this request at the hearing or in writing to the administrative law judge. You may also ask to be notified of the date that the Department adopts the rules and files them with the Secretary of State, or ask to register with the Department to receive notice of future rule proceedings. You may make these requests at the hearing or in writing to the Department contact person stated above.

3rd PROPOSAL

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You should direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone 651-539-1180 or 1-800-657-3889.

Order. I order that the rulemaking hearing be held at the dates, times, and locations listed above.

_____, 2016
Date

Tom Landwehr, Commissioner of Natural Resources

April 1, 2016

Elizabeth P. Carlson
Rule Requestor
500 Lafayette Rd Box 10
Saint Paul, MN 55155

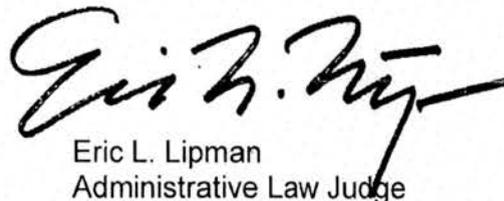
Re: *In the Matter of the Proposed Rules Relating to the Mississippi
River Corridor Critical Area*
OAH 8-9014-33236; Revisor R-4240

Dear Ms. Carlson:

Enclosed herewith and served upon you please find the **THIRD ORDER ON
REVIEW OF A NOTICE OF HEARING** in the above-entitled matter.

If you have any questions regarding this matter, please contact Denise Collins at
651-361-7875, denise.collins@state.mn.us, or facsimile at 651-539-0310.

Sincerely,



Eric L. Lipman
Administrative Law Judge

ELL:ry
Enclosure

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Rules of the
Minnesota Department of Natural
Resources Relating to Mississippi River
Corridor Critical Area

**THIRD ORDER ON REVIEW
OF A NOTICE OF HEARING**

This matter came before Administrative Law Judge Eric L. Lipman upon the Minnesota Department of Natural Resources' (Department) request for review of its revised Notice of Hearing. The Department seeks a legal review of its materials under Minn. R. 1400.2080 (2015).

By way of earlier Orders, dated March 1 and March 17, 2016, the Administrative Law Judge conditionally approved earlier draft Notices of Hearing in this matter, provided that the Department made a few necessary adjustments to that notice. Those adjustments were needed to reflect the public's opportunity to submit comments to the Office of Administrative Hearings in any of the ways that the Office receives those comments – by personal delivery, first class mail, facsimile and the Office's e-Comments system.¹

In the second of the two Orders, issued on March 17, 2016, the Administrative Law Judge directed the Department to include the following language, or language of a similar meaning, in its Notice of Hearing:

All comments or responses received will be available for review at the Office of Administrative Hearings or online at that Office's e-Comments website: <https://minnesotaoah.granicusideas.com/>.

As detailed in the Memorandum accompanying that Order, the purpose of this directive was to make clear to stakeholders that they would have "the opportunity to submit post-hearing comments on the proposed rules and rebuttal through the Office of Administrative Hearings' e-Comment system."²

Reluctantly, the Department agreed to add the listed text to a revised Notice.

On March 23, 2016, the Department submitted a third proposed notice. Upon review, the Chief Administrative Law Judge pointed out to Department officials that while the additions required by the March 17 Order were included in the third Notice, the

¹ See Minn. R. 1400.2080, subps. 1, 2(H), 4(D).

² See SECOND ORDER ON REVIEW OF NOTICE, OAH 8-9014-33236, at 3 (March 17, 2016).

contact information for the Administrative Law Judge did not list the e-Comments website alongside his office mailing address and facsimile number. In the view of the Chief Administrative Law Judge, this omission rendered the notice provisions inconsistent and ambiguous; because the notice implied, incorrectly, that post-hearing comments were only to be submitted by United States Mail or facsimile.

In this proceeding, the Department has maintained that post-hearing comments should only be submitted to the Administrative Law Judge by United States Mail or facsimile. The Orders in this proceeding have rejected that view.

On March 30, 2016, Counsel for the Department requested a conference call with the Administrative Law Judge. During that call, counsel further requested a 24-hour period to confer with senior leadership of the Department. At the conclusion of this period, the Administrative Law Judge issued this Order.

Based upon a review of the Department's submissions on March 23, 2016,

IT IS HEREBY ORDERED THAT:

The Department's Third Proposed Notice is **APPROVED**.

Dated: March 31, 2016


ERIC L. LIPMAN
Administrative Law Judge

MEMORANDUM

It is true that the Second Order on Review of Notice does not explicitly direct the Department to adjust the Notice language on submitting public comments, so as to reflect the availability of the e-Comments system; and it should have. This was an oversight in the Second Order on Review of Notice in this matter.

With that said, the Administrative Law Judge does not deem it proper to direct the agency make this change on resubmission, when it was not forthrightly stated in the Second Order on Review of Notice.

With that said, the need and desirability of doing so was made unmistakably clear in the Memorandum to the Second Order and in the later colloquies between Department officials and the Chief Administrative Law Judge.

In the view of the Administrative Law Judge, the Department knew that it had submitted a third notice that directed its stakeholders away from providing post-hearing comments by electronic means. And it did so by leveraging a very scrupulous reading of the Second Order on Review of Notice.

But whatever "advantage" is obtained by this approach will not be long-lasting.

The stakeholders who appear at the rulemaking hearings, and the broader public, will be reminded, again and again, about the convenient availability of the e-Comment system.

The real casualty of the Department's efforts to usher stakeholders away from convenient access to the comment process, is to its own reputation for engaging stakeholders and "increas[ing] public participation in the formulation of administrative rules..."³ The Department's approach does it much more harm than good.

Limiting sources of feedback on rules, in ways that prioritize the needs of agency staff over access by the public, forsakes the most valuable benefits of Minnesota's rulemaking process: Open, transparent and accessible rulemaking provides agencies an opportunity to build broad, lasting public support for their regulatory programs and access to the wide-ranging expertise of interested persons. As the Minnesota Legislature has explained, agencies that conduct themselves with openness, according to our state's procedure, do so with the "expectation that better substantive results will be achieved in the everyday conduct of state government by improving the process by which those results are attained."⁴ And, as recent history has proved time and again, this expectation is rewarded and fulfilled.

The Department should, in good conscience, make clear in its Notice of Hearing that stakeholders may submit comments by way of the e-Comments system; because it is the right thing to do and, in the long-run, this openness will benefit the agency.

E. L. L.

³ Minn. Stat. § 14.001 (2014).

⁴ *Id.*

DNR Opening Statement for Public Hearing Regarding Proposed Rules for the Mississippi River Corridor Critical Area, Minnesota Rules, Chapter 6106

Introduction

My name is Jennifer Shillcox. I am the Land Use Programs Supervisor and have served as the project lead for this rulemaking for the Department of Natural Resources' (DNR's), Division of Ecological and Water Resources. Today we will be hearing comments on proposed rules for the Mississippi River Corridor Critical Area (MRCCA). However, before we begin, I would like to provide background on the:

- importance and history of the MRCCA,
- scope and effect of the proposed rules,
- public engagement to develop the rules,
- goals and principles guiding the rulemaking, and
- key highlights of the proposed rules.

Importance & History of the MRCCA

The Mississippi River is one of the most famous rivers in the world. It is important culturally as a symbol of America and is the reason the Twin Cities exist. It is also central to local and national commerce, and a place where thousands make their homes and recreate.

Because of its importance, the Minnesota Legislature has taken measures to protect various segments of the Mississippi River over the years, including establishment of the Mississippi Headwaters Board, creation of Itasca State Park, and designation of a portion of the river as a

state Wild & Scenic River. Designation of the MRCCA and the legislative directive for this rulemaking is yet another example of the Legislature taking action to protect this great river. The MRCCA covers a 72-mile stretch of land along the Mississippi River through the Twin Cities, extending from the cities of Dayton and Ramsey in the north downstream to Ravenna Township, just south of Hastings in Dakota County. The MRCCA varies in width and includes 54,000 acres of water and public and private lands. It shares the same boundary as the Mississippi National River Recreational Area (MNRRA), a unit of the National Park Service. A total of 30 communities have land within the MRCCA, including:

- 21 cities,
- five counties, and
- four townships.

The MRCCA is home to a full range of residential neighborhoods and business districts (including the downtowns of Minneapolis and St. Paul), as well as river-related commerce, industry, and transportation. Though the corridor has been extensively developed, it still contains valuable scenic and natural resources such as bluffs, islands, floodplains, wetlands, and native aquatic and terrestrial habitat and animals.

In 1973, Governor Wendell Anderson recognized that this stretch of the river was under intense pressure from many competing interests and, in an effort to balance those interests and protect the river's unique values, he designated it a state Critical Area in order to:

- Protect, preserve and enhance the natural, aesthetic, cultural and historical values of the Mississippi River and adjacent lands for the citizens of the state, region, and nation.
- Protect and preserve the river as an essential element in that national, state, and regional transportation, sewer, water, and recreational system, and

- Protect and preserve the biological and ecological functions of the river corridor.

Since then, the designation has been reaffirmed and made permanent by actions of Governor Albert Quie and the Legislature, and local governments in the MRCCA have regulated land use and development within their jurisdiction in accordance with the districts, standards, and criteria outlined in the designation order, Executive Order 79-19. The DNR has been responsible for managing the MRCCA program since 1995, when that authority was transferred from the Environmental Quality Board.

In the mid-2000s, citizens and interest groups raised concerns that development was not being regulated consistently across the corridor, and that key resources were not adequately protected. In 2008, in response to those concerns, the Legislature directed the DNR to prepare a report on the status of the MRCCA. In this report, the DNR evaluated the MRCCA program and recommended many non-rule alternatives to address these development concerns. In 2009, and again in 2013, the Legislature responded to the report by directing the DNR to establish, by rule, new districts, standards, and criteria to replace those in Executive Order 79-19, thus the rulemaking and why we are here today.

Scope & Effect of the Proposed Rules

The proposed rules cover three broad topic areas:

1. administration of the MRCCA program;
2. establishment of six districts within the MRCCA with specific standards for structure height and setbacks from the river and bluffs; and

3. minimum standards and criteria for development on private and public lands that apply throughout the MRCCA regardless of district. These standards cover a wide variety of areas including vegetation management, land alteration, stormwater management, subdivision and land development.

Upon adoption, the proposed rules will replace Executive Order 79-19, which has guided land use and development within the MRCCA since the mid-1970s. The districts, standards and criteria in the Executive Order are implemented through local plans and ordinances, which will need to be updated to be consistent with the rules.

Public Involvement in Rule Development

This rulemaking involved one of the DNR's most extensive public involvement efforts – more than is typical for a rulemaking – and the proposed rules are better because of it. People expressed a lot of concerns and passion throughout the rulemaking. We listened and worked hard to understand the issues people cared most about. We relied heavily on the experience and knowledge of local governments, interest groups, and property owners, and incorporated many of their ideas into the proposed rules. We believe the resulting rule package is balanced and fair, and improves on existing regulations.

Beginning in 2009 when the Legislature first directed the DNR to commence rulemaking for the MRCCA, the DNR involved the public to help us develop these proposed rules. While the laws governing rulemaking only require one Request for Comments at the outset of rulemaking to seek input on the general scope of the rules, the DNR published a second Request for Comments midway through the rulemaking to seek additional input on working draft rules. This allowed

people to see specific draft language and directly influence the proposed rules. We worked closely with local governments from the beginning, meeting with each individually at least twice and in some cases more often. Local governments have been administering MRCCA plans and ordinances for over 35 years; they understand how the existing regulations work (and don't work), and they helped us develop rules that recognize and improve on existing regulations. The DNR also convened numerous geographically-focused work group meetings, held five public information meetings across the MRCCA, and attended many other meetings with interested groups and individuals. We also met with stakeholders to find workable solutions to specific "sticky issues", such as nonconformities, bluffs, vegetation, stormwater, and subdivisions.

Goals & Principles Guiding Rulemaking

The statutes guiding this rulemaking contain many goals that speak to a wide variety of values and interests, including environmental, commercial, residential, cultural, historical, and recreational. Developing rules required balancing many competing interests while protecting a full range of the river's values. This balancing act is inherent in the DNR's three part mission of resource protection, provide for recreation opportunities and economic development. To help guide us in our role to balance multiple interests, the DNR used the following principles to develop the proposed rules, which are embedded in the statutes guiding this rulemaking:

- **Maintain and improve water and natural resource protection.** Protecting these resources is at the heart of the statute.
- **Better recognize existing and planned future development.** The world has changed in the 35-plus years since the Executive Order. The rules need to recognize development

that already exists, and allow communities to reinvest and redevelop land to address evolving needs, and the statute guiding the rulemaking emphasized this.

- **Increase flexibility for local governments.** Topography, vegetation, and land uses (existing and planned) vary considerably throughout the corridor, so flexibility is needed to address these conditions locally.
- **Focus rules on those measures that can realistically achieve resource protection.** Rules need to be consistently and practically applied by a wide variety of local governments to be effective.
- **Simplify administration, clarify language, and improve organization of the rules compared to Executive Order 79-19.** Rules need to be written so they can be communicated and understood by state and local governments who implement them, as well as by property owners who are affected by them.

Key Highlights of Proposed Rules

The Statement of Need and Reasonableness (SONAR) lays out the rationale for specific rule parts, so I will not cover these in detail. I will, however, highlight several key changes from Executive Order 79-19 to address major issues and ideas brought forth during the rulemaking:

- **Plans & Ordinances:** The proposed rules clarify the contents of MRCCA plans and ordinances, as well as the review and approval processes.
- **Flexibility:** The rules build in a process that allows for variation in local ordinances for special circumstances, while still meeting the purpose of the rules.

- **Bluffs:** The proposed rules clarify the definition of bluffs, using three parameters to provide more consistent identification and mapping of bluffs throughout the corridor. Currently there is no bluff definition in Executive Order 79-19, only a vague definition of “bluffline”. As part of the rule development process, the DNR looked at how local governments currently define and regulate bluffs, and developed a bluff mapping tool, which we used to work with individual cities and the National Park Service to evaluate proposed bluff definitions. The proposed definition protects bluff features consistent with how most local governments currently define and regulate them, while minimizing potential nonconformities. The mapping tool will be made available to local governments after the rules are adopted.
- **Districts:** Six districts are proposed to replace the current four in Executive Order 79-19. The proposed districts more closely match existing and planned future land uses in most communities. The proposed rules also provide a mechanism for changing districts and district boundaries, which is lacking in Executive Order 79-19.
- **Building Height:** Heights are regulated based on six districts, instead of four, and thus allow more variation to protect key visual resources while allowing taller buildings within the diversity of the corridor. In two districts, taller buildings may be allowed by local governments if approved through a local conditional use permit process, which that provides greater public involvement in the final local decision.
- **Vegetation Management:** Standards have been strengthened and more clearly defined to improve protection of natural vegetation in the corridor. Intensive vegetation clearing is prohibited in sensitive areas, such as shore and bluff impact zones or in areas specifically mapped by local governments. Some exceptions are allowed through a local permit.

- **Land Alteration:** Standards have been strengthened and more clearly defined to improve protection, including permit requirements for disturbances of certain amounts of land in sensitive shoreline areas, as well as clear standards for rip rap, stormwater, and erosion control.
- **Subdivision and Land Development:** The proposed rules establish thresholds and percentages for sensitive corridor resources to be “set aside” and protected for new subdivisions, planned unit developments, and large master-planned developments. These set-asides are not required for river-dependent uses, which are defined in the proposed rules.
- **Nonconformities:** While existing statutes provide significant protection of nonconformities, the proposed rules allow local governments to permit the lateral and height expansion of nonconformities, subject to specific standards. This was especially important to better deal with all of the existing development in the corridor.

Conclusion

This concludes the DNR’s opening statement. We want to thank everyone for attending and commenting at the hearing today.

Exhibit 12: Bluff & Bluff Impact Zone

Figure 1: Bluff & Bluff Impact Zone

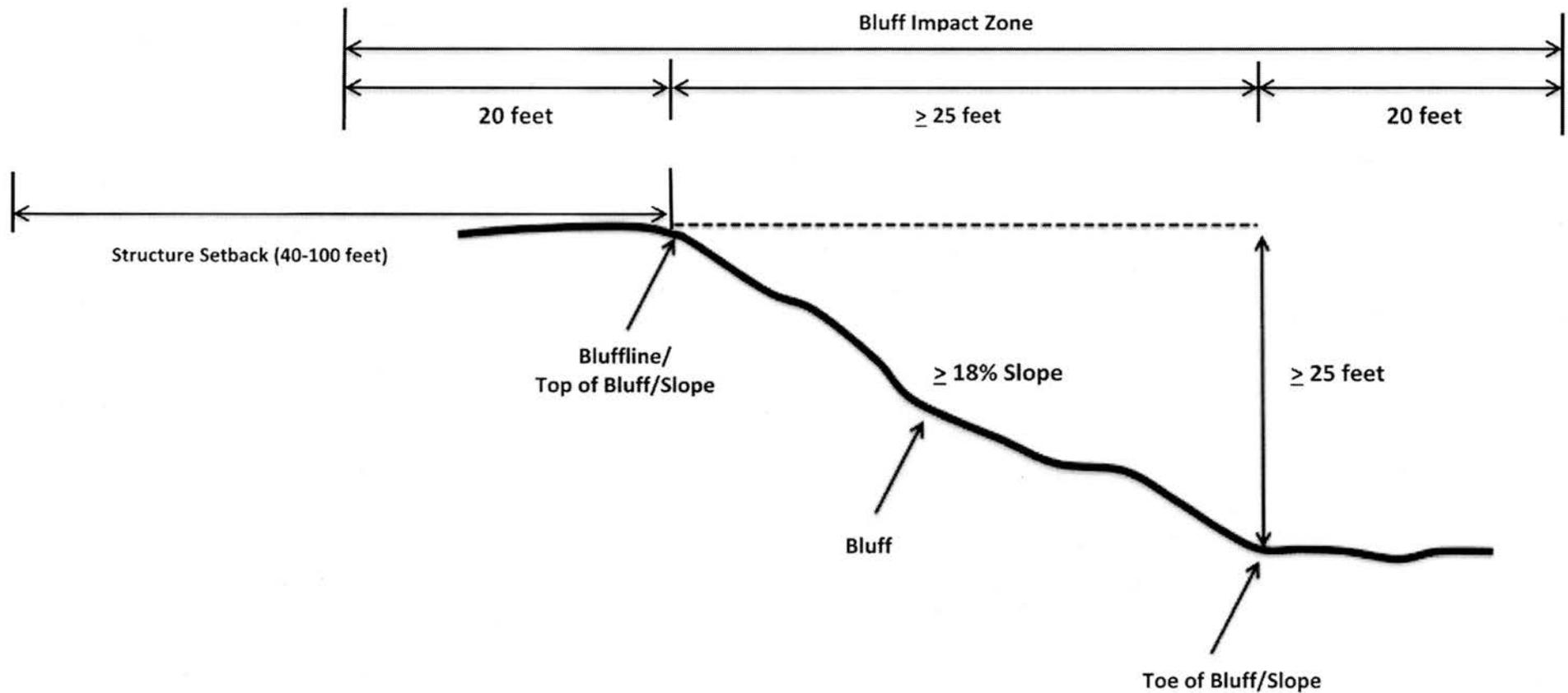


Exhibit 13: OHWL Setback & Shore Impact Zone

Figure 2: Shore Impact Zone

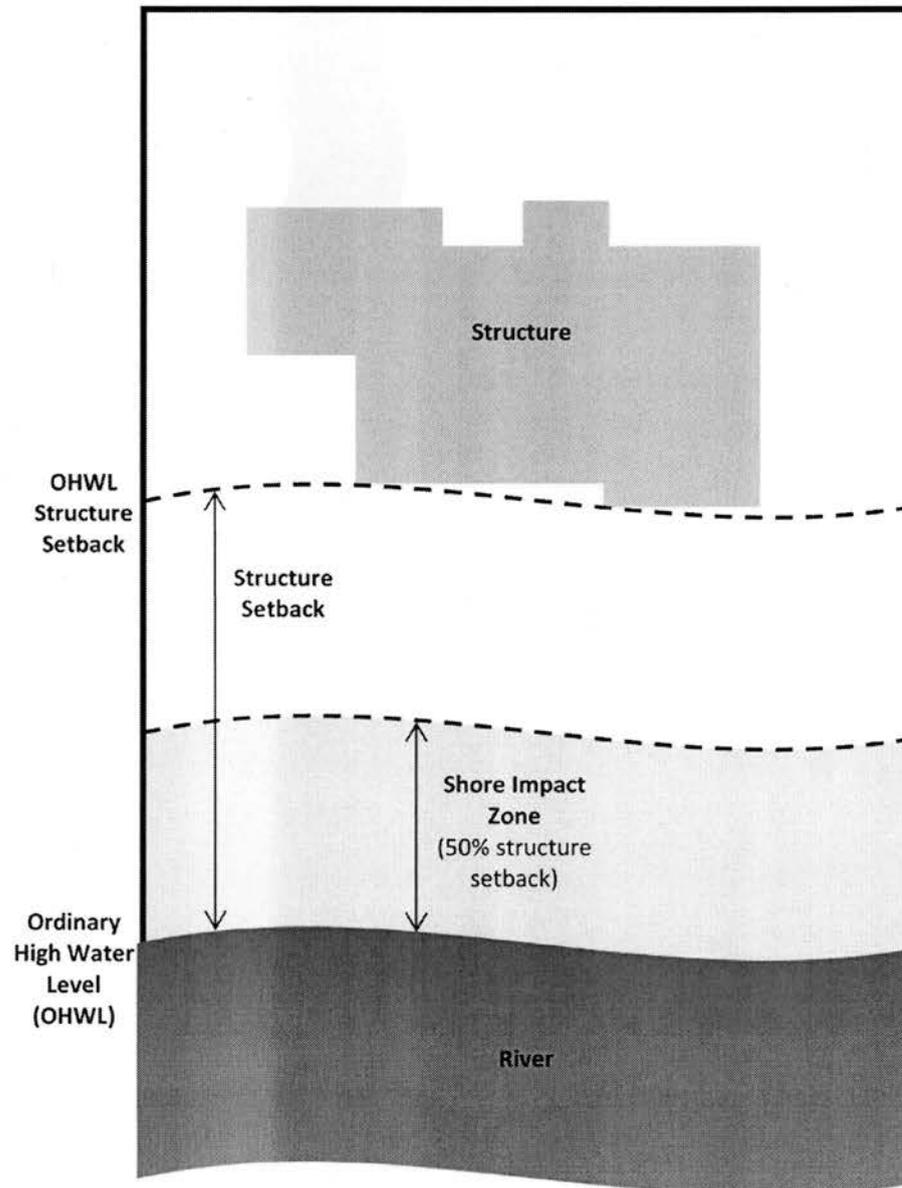


Exhibit 14: Expansion of Nonconforming Structure

Figure 3: Expansion of Nonconforming Structure within OHWL Setback

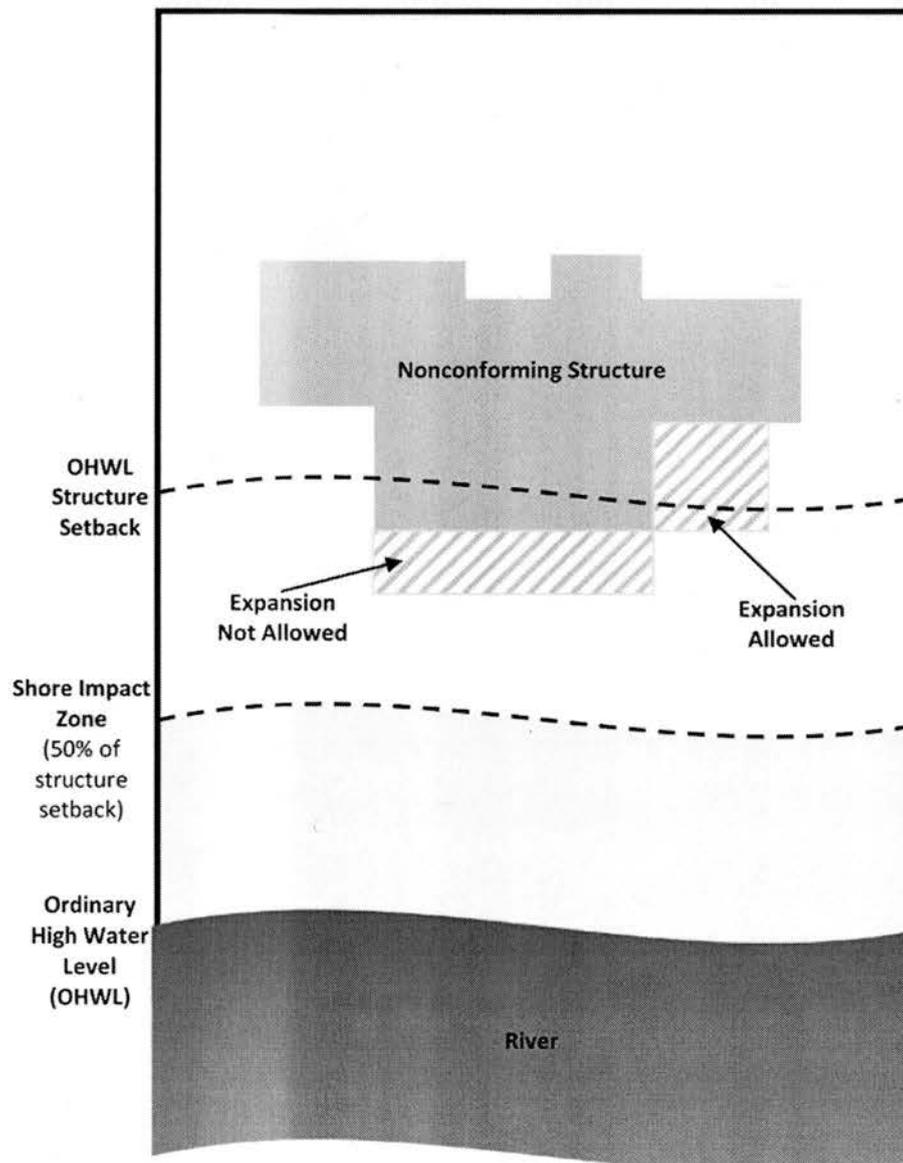


Exhibit 15: Vegetative Clearing

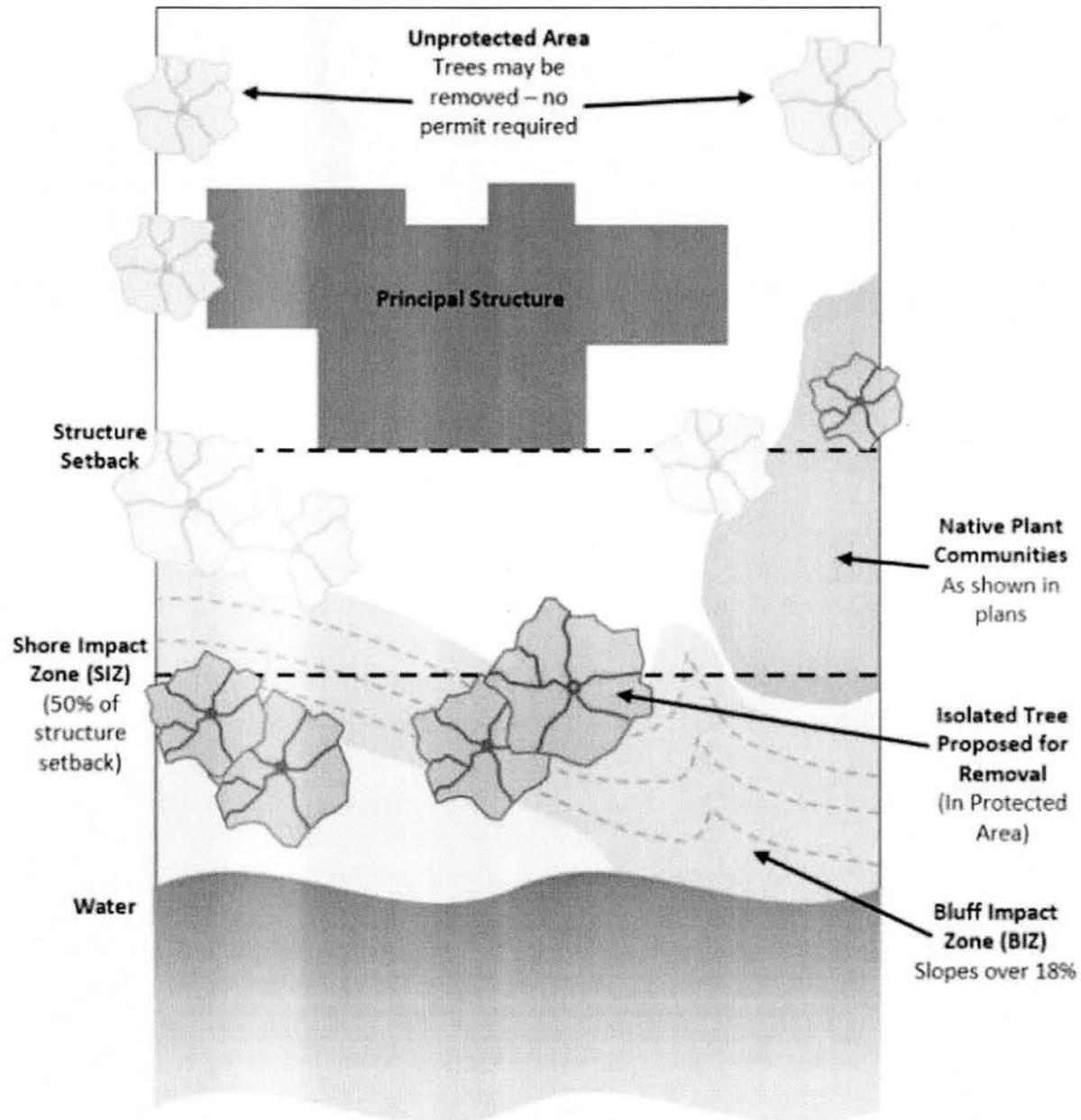


Exhibit 16: Land Alteration

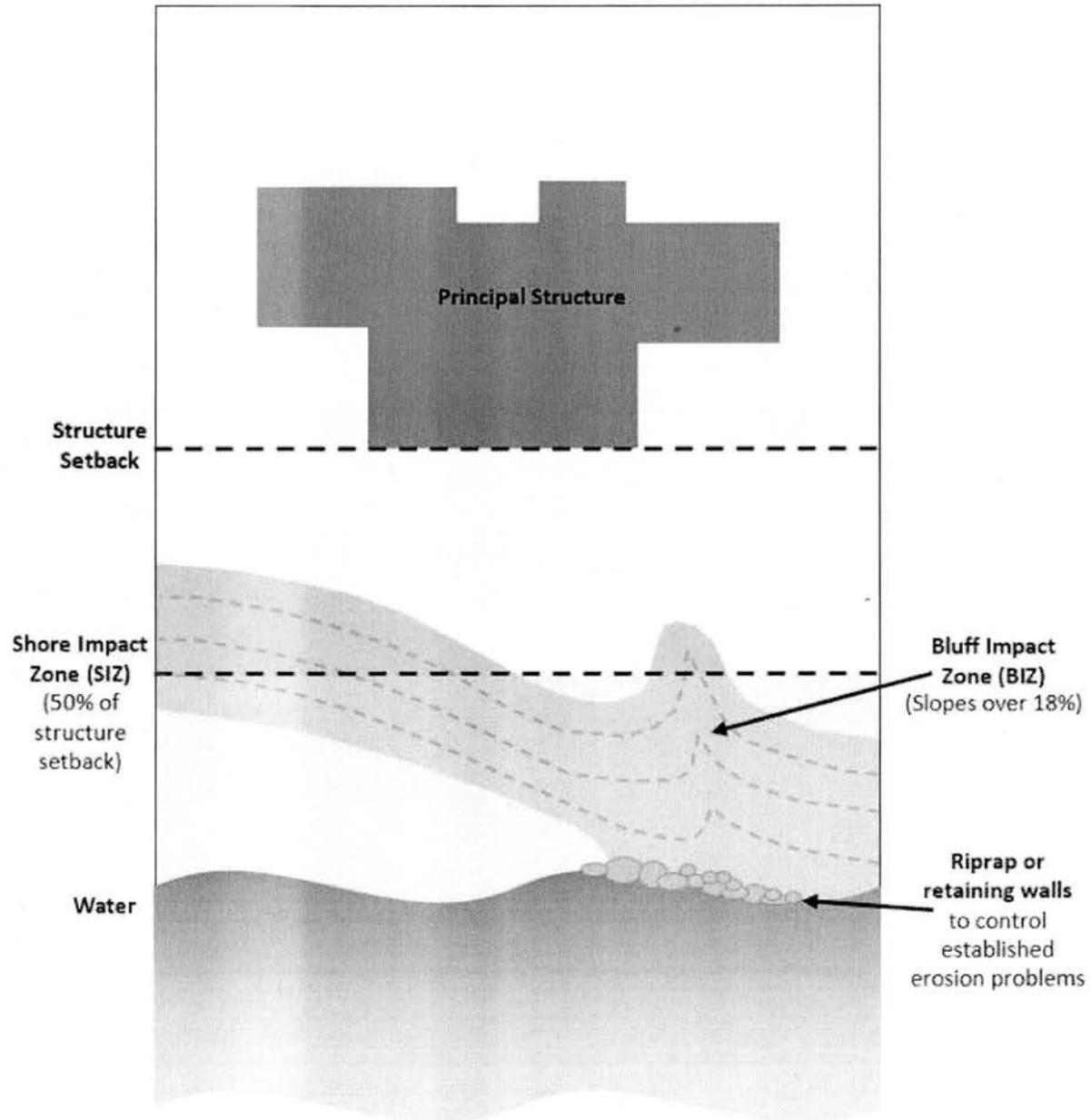


Exhibit 17: Decks & Riparian Access

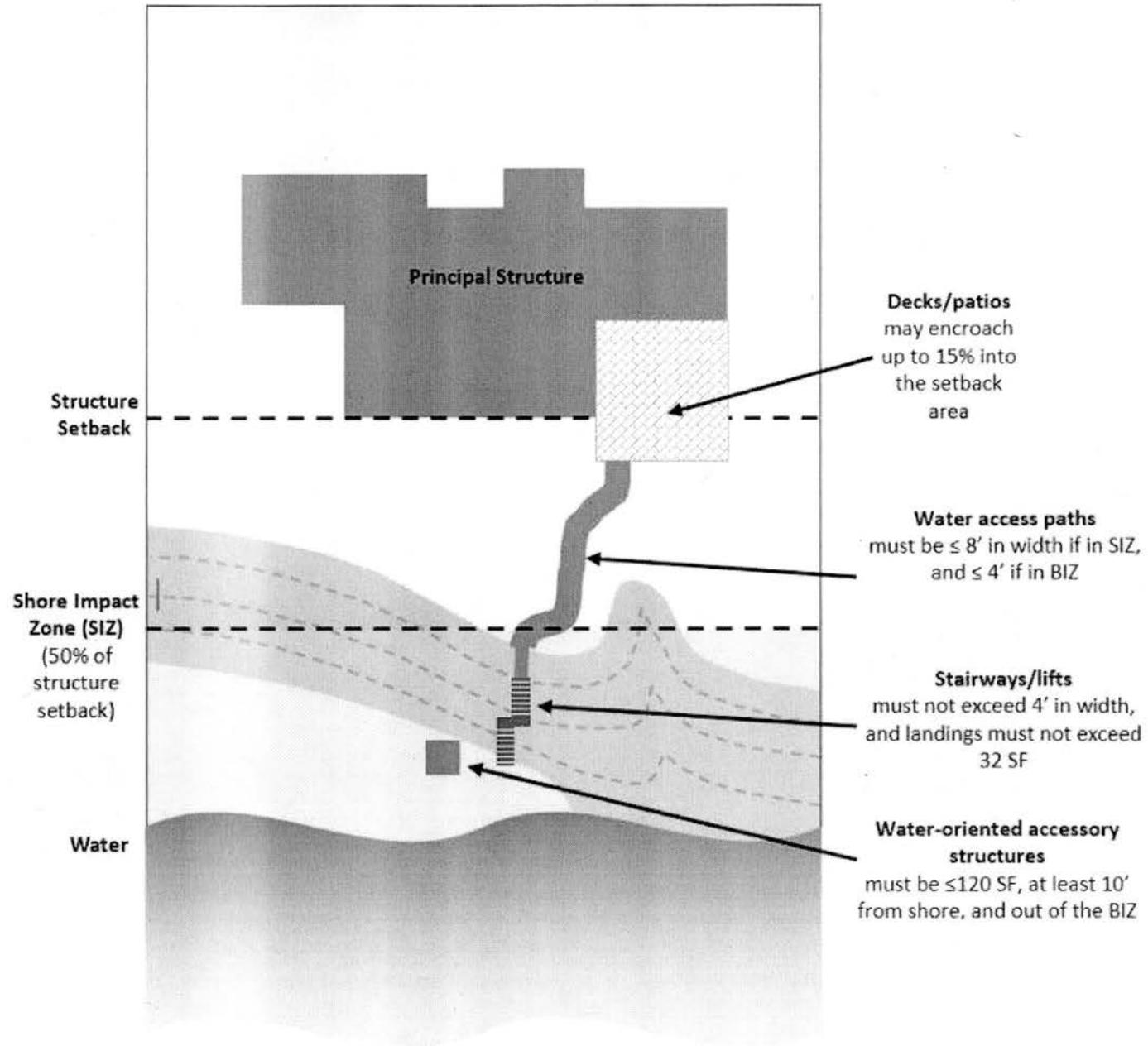


Exhibit 18: Mississippi River Corridor Critical Area (MRCCA) History & Timeline

- | | |
|-------------|---|
| 1973 | Minnesota passes Critical Areas Act, EQB adopts rules |
| 1976 | Governor Wendell Anderson designates the MRCCA |
| 1979 | Governor Albert Quie continues the designation, Met Council makes permanent |
| 1988 | Congress establishes Mississippi National River and Recreational Area (MNRRA) as unit of NPS; MNRRA shares same boundary as MRCCA |
| 1991 | Legislature designates MNRRA a state critical area per Critical Areas Act |
| 1995 | Governor Arne Carlson transfers responsibility for the MRCCA from EQB to DNR |
| 2007 | Legislature directs DNR to prepare report on the MRCCA |
| 2009 | Legislature amends MN Statutes, § 116G.15 and directs DNR to conduct rulemaking for the MRCCA |
| 2011 | DNR develops draft rule after participatory stakeholder process, but rulemaking authority lapses |
| 2013 | Legislature directs DNR to resume rulemaking process in consultation with local governments |

**Exhibit 19: Proposed V CA District Designation –
Technical Correction for Watergate Marina, St. Paul**

Existing Map of Proposed District



Corrected Map of Proposed District

