

RULES
OF THE
WARROAD
WATERSHED DISTRICT

Adopted September 4, 2008

RULES OF THE WARROAD RIVER WATERSHED DISTRICT

SECTION 1.0 INTRODUCTION

The Warroad Watershed District was established by order of the Minnesota Water Resources Board on September 13, 1965. The District encompasses portions of Roseau and Lake of the Woods Counties in northern Minnesota. An amended Overall Plan was adopted by the Board of Managers on January 24, 2007 and approved by the Board of Water & Soil Resources in May, 2007. Rules of the Warroad Watershed District were consequently adopted and approved on **September 4, 2008**.

A. PURPOSE

The purpose of these Rules are to implement the intent of the Minnesota Watershed Act, more fully set forth in Minnesota Statutes Chapter 103D, as said legislation affects the Warroad Watershed District. Said Rules are adopted pursuant to the provisions of M.S. 103D.341 and are deemed to be necessary, proper and desirable to implement the provisions of M.S. 103D in any and all provisions for which the District was established.

B. ADOPTION OF RULES

The Managers shall comply with the following procedure in adopting rules.

- (a). A copy of the proposed rules or amendments shall be submitted to each Manager of the District at least 30 days prior to its adoption by the Managers.
- (b). Any proposed rule or amendment shall be adopted by majority vote of the Board of Managers after a public hearing has been held on said proposed rule or amendment. The public hearing shall be at a date, time, and place set by the Board of Managers and notice of said hearing shall be given to the public by reasonable publication in a newspaper of general circulation in each county within the Watershed District.
- (c). The original copy of the rules shall be kept in the files of the Managers and, in addition, copies shall be prepared for distribution to the County Auditors and County Commissioners of each affected county in the Watershed District, and to the Township Board Chairmen of each township being wholly or partially in the confines of the Watershed District. Copies shall also be distributed to all cities within the confines of the Watershed District and to the appropriate regional development commissions, Commissioner of the Minnesota Pollution Control Agency, the Commissioner of the Department of Natural Resources of the State of Minnesota, the Minnesota State Department of Health, the Minnesota Environmental Quality Board, the Minnesota Department of Transportation and the Minnesota Board of Water & Soil Resources.
- (d). Each rule adopted by the Managers shall have the full force and effect of law.

C. RULES

The Managers of the District shall be empowered to amend the Rules of the District. Any interested person may petition the Board of managers for an amendment to the Rules.

D. INCONSISTENT PROVISIONS

If any Rules herein contained are inconsistent with the provisions of M.S. 103D, or other applicable laws of the State of Minnesota, the provisions of said Chapter 103D or other applicable law shall govern.

E. SEVERABILITY

In the event that any section, phrase, clause or condition of these rules is declared to be invalid by a court of competent jurisdiction, the same shall not affect the validity of these rules as a whole and only the part so declared to be invalid shall be affected.

F. RIGHTS OF APPEAL

Any person believed to be adversely affected by the adoption or enforcement of these rules, or by any action of the Managers arising out of and pursuant to the adoption or enforcement of said rules may appeal from the rules or any action taken thereon in accordance with appellate procedure under Minnesota Statutes 103D.

SECTION 2.0 POLICY STATEMENT

A. GENERAL POLICY

The Managers of the Warroad Watershed District accept the responsibilities with which they are charged as a governing body by Minnesota Statutes. The board of Managers, in the conduct of the duties and responsibilities conferred upon them, do not intend to usurp the authority or responsibilities of other agencies or governing bodies, however, they will not avoid their responsibilities and obligations. It is the stated intent of the Managers herein that no person shall be deprived or divested of any previously established beneficial use or right, by any rules of the District, without due process of law. All rules of this District shall be construed according to this intention. Further, it is the intention of the Managers to promote the use of the waters and related resources within the Watershed District in a reasonable and orderly manner so as to improve the general welfare and public health for the benefit of the residents of the Watershed District.

B. INTERRELATION WITH OTHER UNITS OF GOVERNMENT

It is the stated intention of the Managers to cooperate with all federal, state and local units of government and their respective agencies in the conservation of the natural water resources for the common good of the public, and also to act as a coordinating agency for said governmental units and agencies in the development and carrying out of policies, procedures, and regulations concerning water and related resources within the District.

C. REVIEW OF LOCAL ORDINANCES BEFORE PASSAGE

Copies of proposed county, municipal and township ordinances relating to surface water drainage, flood plains, and shoreland use within the Watershed District shall be submitted to the Managers 30 days prior to the first public hearing for review and comment.

D. SUBMISSION OF LOCAL ORDINANCES AFTER PASSAGE

Ordinances relating to surface water drainage, flood plains, and shoreland use shall be submitted to the Managers within 30 days after passage.

SECTION 3.0 DEFINITIONS

For the purposes of these Rules, certain words and terms are herein defined as follows. In the absence of a definition hereinafter, the definitions established for the State of Minnesota by statute or by case law shall apply to these Rules unless clearly in conflict, clearly inapplicable, or unless the context makes such meaning repugnant thereto:

BOARD OF MANAGERS shall mean the Board of Managers of the Warroad Watershed District.

DEPARTMENT OF NATURAL RESOURCES OR DNR shall mean the Minnesota Department of Natural Resources.

DESILTATION BASIN OR STRUCTURE shall mean any pond, depression, structure or other device, either natural or man-made, which because of its configuration is able to reduce the velocity of moving water by detaining or slowing the outflow of the water by natural or man made means.

DOMESTIC WATER USE shall mean any natural or artificial channel which provides a course for the flow of water, whether that flow be continuous or intermittent.

DRAINAGEWAY shall mean any natural or artificial channel which provides a course for the flow of water, whether that flow be continuous or intermittent.

GENERAL WELFARE shall include any act or thing tending to improve or benefit or contribute to the safety or well-being of the general public or benefit the inhabitants of the District. General Welfare shall be synonymous with "Public Welfare" or "Public Benefit".

GOVERNEMENTAL SUBDIVISION shall mean any legally constituted political subdivision having the powers of establishing governing policies, the authority to levy taxes, and having duly elected officials which form a governing body, such governmental subdivisions (or governmental units) for the purposes of this definition shall include only the United States of America, the State of Minnesota, the Counties of Roseau and Lake of the Woods, and the various cities and townships or portions thereof that lie within the Watershed District.

GOVERNMENTAL AGENCY shall mean any legally constituted non elected body performing in an advisory or support capacity to a duly-elected governmental subdivision, such agencies shall include, but not necessarily be limited to, the United States Department of Agriculture, the Minnesota Water

Resources Board, the Minnesota Department of Natural Resources, the Minnesota Pollution Control Agency.

MANAGERS shall be the Board of Watershed District Managers of the Warroad Watershed District acting as a Board and not as individuals, unless specifically stated to the contrary.

MARSH shall mean any area as defined by the Watershed Board of Managers which, because of topographic features, soil type or other reason, remains wet for a substantial portion of the year as evidenced by vegetation type or other factors.

PERMIT, DNR shall be the permit document issued by the Minnesota Department of Natural Resources for the purpose of permitting an applicant or permit holder to perform work in the public waters of the State and, in particular, in the public waters of the Watershed District.

PERMIT, WATERSHED DISTRICT shall be the permit document issued by the Watershed District for the purposes of permitting the applicant or permit holder to perform work in the District.

PERSON shall mean any individual, firm, partnership, association, or corporation, but does not include public or political subdivisions or governmental subdivisions.

PLAN is a map, drawing, report, photograph or other similar supportive exhibit for a proposed work project.

PUBLIC HEALTH shall be any act or thing or condition which tends to improve the general sanitary conditions of the District.

REPAIR shall mean to put structures, utilities, or other works, either public or private, back to its originally constructed state.

RETENTION BASIN OR STRUCTURE shall mean any pond, depression, structure, or other device, either natural or man-made, which because of its configuration is able to retain surface runoff waters.

SHORELAND shall mean land located within the following distances from public waters:

- (1) One thousand (1,000) feet from a normal high water mark of a lake, pond, or flowage;
- (2) Three hundred (300) feet from a river or stream.

STORM SEWER shall mean a system of pipe installed for the specific purpose of transporting surface and / or underground waters from one location to another and said system need not be continuously constructed only of pipe, but may include reaches of flumes, spillways, or open-channels.

WATERSHED DISTRICT shall mean the legally established agency named and referred to as the Warroad Watershed District, when the first letters are capitalized. When the word "district" appears without capitalization, it shall mean the lands contained within the boundary of the governmental unit, the Warroad Watershed District, as established by the Minnesota Water Resources Board.

WETLAND shall mean lands transitional between terrestrial and aquatic systems where the water table is usually at or near the surface or the land is covered by shallow water.

WORK OR WORKS shall mean any construction, maintenance, repair or improvement, whether specifically in regard to water resources or not, carried out within the district.

"SHALL" AND "MAY" as used in these Rules shall be construed to indicate a mandatory and a permissive state or condition respectively.

SECTION 4.0 PERMIT REQUIREMENTS

The requirements of obtaining a permit for certain uses of water or for performing certain works within the district are intended for effectuating the purposes and intent of the Minnesota Watershed Act and not as an inhibition to development or to the free use of property.

A. General Requirements

- a. All permits when issued shall be signed by the chairman or secretary of the Board of Managers or their designates.
- b. No works or use requiring a permit shall be commenced prior to the issuance of the permit.
- c. Unless specified in the permit, works for which a permit is given must be completed within one year. The managers may further require as a condition of all permits, that they be notified when said improvement is completed. At the discretion of the Board of Managers, a permit can be extended beyond the one year time frame, or reinstated.
- d. Application for a permit will be acted upon within 60 days from the date the managers receive the application and required data.
- e. If a permit application is refused or granted subject to conditions, the applicant may within 30 days, demand a hearing on the application before the Board of Managers.
- f. Obtaining a permit from the managers does not relieve the applicant from the responsibility of obtaining any other additional authorization, permits or permission from other agencies or governmental units.
- g. Applications for a permit shall be filed with or mailed to the secretary for the District.
- h. A plan should accompany the application, and the managers may request additional information.
- i. Work completed for the emergency repair of structures, utilities, or other works can be performed prior to receiving a permit, as long as the repair constitutes returning the structure to its pre-emergency state. A permit will still be required after the fact to document the repair.
- j. All applications shall be substantially in the following form:

Warroad Watershed District Permit Application

P.O. Box 76, 307 Lake Street, Warroad, MN 56763

Office Use Only Application Number _____	Recommended Action: Approval _____ Denial _____
Date Received _____	Table _____ Date _____

Name _____ Phone Number _____

Address _____
Street / Box # / Rural Address City State Zip code

Location of Project:

¼ Section ¼ Section Section Township Range Township Name County

Body of Water (river, ditch, coulee, etc.) _____

Are You: _____ Landowner _____ Renter _____ Other (describe) _____

Description of Work & Objectives: Fill in all applicable blanks below.

What's the upstream drainage area of the project? _____ Acres

Are there any upstream structures (culverts, bridges, etc.)? _____ Yes _____ No _____ Size

What kind of structure is immediately upstream (box culvert, round pipe, bridge, etc.)? _____

Are there any structures immediately downstream? _____ Yes _____ No _____ Size
_____ type

For Culvert Projects: Size to be Installed _____ Type of Culvert _____
Purpose: Center line culvert thru road _____ New crossing _____ Other _____

For Ditch Projects: Length _____ Bottom Width _____ Depth _____
Side Slopes _____ *Attach Profile and Cross Section Information*

For Diking Projects: Length _____ Top Width _____ Height _____

For Road Building: Length: _____ Width _____ Height _____
Submit grading plans, survey data, cross sections, culvert plans, ditch plans, etc.

Are Wetlands Affected? Yes _____ No _____ Size (acres) _____

Approximate Project Start Date _____ End Date _____

Describe below the purpose of the project and how it will be completed (attach sheet if necessary).

Signed: _____
Project Proposer

Date: _____

Landowner – If Other Than Above

B. DNR PERMIT

Obtaining a permit from the District does not relieve the applicant from the responsibility of obtaining any other additional permission required by the DNR or any other governmental subdivisions or agencies.

C. WATERSHED DISTRICT PERMIT

A permit shall be obtained from the Watershed District prior to any work being commenced for:

- a. Any sanitary sewer, storm sewer or other major utility project contemplated by any governmental subdivision or private entity within the district.
- b. Any public or private street, road or highway construction project which by means of its construction has any effect on the quantity or quality of water runoff, or any other type of construction which may affect runoff or disposal site quantity or quality.
- c. Any drain tile or drainage ditch that drains directly or indirectly into any public waters.
- d. Any works which include dredging or filling of any lowland, marsh, pond or drainage way, as defined by these Rules or by the Watershed District Board of Managers, or of any other body of water within the district.
- e. Any bridge, dike, culvert or drain across any natural drainage way, lake or marsh.
- f. Any diking, excavating, grading or filling adjacent to any natural drainage way, lake or marsh. (This is not to be construed to include maintenance of road ways.)
- g. Any artificial drainageway cut across a subwatershed to thereby deliver water into another subwatershed.
- h. Any diversion of water by any artificial means into any legal drainage system from any land not assessed to that drainage system.
- i. Any alteration of any private or legal drainage system.
- j. Construction, alteration, repair or removal of any dike or reservoir.
- k. Any new field ditching, draining an area in excess of 100 acres.
- l. Maintenance including repair, structure replacement, sediment removal, shaping, grading, or other maintenance related activity regarding any of the above activities requires a permit.

WARROAD WATERSHED DISTRICT PERMIT

Permit Number: _____

Issue Date: _____

Expiration Date: _____

The Following Permit is Hereby Granted

To: _____

To Perform the Following Work of Improvement to Be Located:

The Work for Which This Permit is Granted Consists of (attach copy of permit application):

This Permit is Subject to the Following Conditions:

1. That the permittee and his agents conform to all legal and other statutory requirements.
2. All terms and conditions contained in the Rules of the Warroad Watershed District shall bind the permittee, his or her heirs, agents, assigns, or successors.
3. Upon both commencement and completion of work described above, the permittee shall notify the Warroad Watershed District in writing.
4. (Other)

By: _____
Chairman, Warroad Watershed District

Date: _____

By: _____

Secretary, Warroad Watershed District

D. PERMIT PROCEDURES

The following procedures, although not applicable in each and every case, shall be followed by the applicant and the Watershed District before a permit is issued and during the prosecution of the work for which the permit has been issued:

- a) Applicant shall inform the Watershed District Board Secretary or other authorized and designated agent of the intention to make application for a permit and shall obtain copies of any application forms for the Watershed District permit.
- b) Projects completed without first obtaining an approved permit will be considered "After the Fact". After the fact permits will be charged a fee equal to 10% of the total project cost, not to exceed \$10,000. The fee will be based upon contractor invoices for completed work, legal and engineering cost, and administrative costs incurred. Final determination of this fee will be the responsibility of the Board of Managers.
- c) If, in the opinion of the Board, it is necessary for the Watershed District Engineer or other consultant to review the application and all exhibits, view the site, and make a report to the Watershed District as to the technical implications of the work, costs incurred by the Watershed District during this review shall be borne by the applicant.
- d) The Board of Managers may at its discretion, require the applicant to appear before the Board to present his application for permit and to give any testimony the Board feels proper in making a decision as to the granting or refusal of the permit.
- e) If the permit is issued, the applicant shall abide by all of the conditions of its issuance and shall, in any case, be responsible for the timely notification to the Watershed District of the commencement of work so that proper observation and inspection can be made.
- f) If the Board determines that it is necessary to monitor an activity authorized by permit, all such monitoring costs may be charged and collected from the permit holder.
- g) The fees and costs (b), (c), (f) herein shall not be charged to an agency of the United States or any governmental unit in this state.

SECTION 5.0 DRAINAGE

A. General Rules for Disposal of Surface Water

- a) Surface water shall not be artificially removed from upper land to and across lower land without adequate provision being made on the lower land for its passage, nor shall the natural flow of surface water be artificially obstructed so as to cause an overflow onto the property of others.
- b) Every person shall use his land reasonably in disposing of surface water and may turn into a natural watercourse all the surface water that would naturally drain there, but he may not artificially discharge into a watercourse more water than it has capacity to carry nor burden a lower landowner with more water than is reasonable under the circumstances.

B. County and Municipal Ordinances, Development and Drainage Plans

- a) Copies of existing county and municipal ordinances relating to surface water drainage and shorelands within the district shall be filed with the managers
- b) The board of managers may, at its discretion, require each municipality within the district to amend its present, or if it has none, to prepare a municipal drainage plan in accordance with Watershed district guidelines for the same for the management and transportation of surface water resulting from urban development and identify in the municipality's land development guides and drainage plans the marshes to be left in their natural state which must not be used as dumps, fill sites, or otherwise altered without a permit from the Board. Municipalities

shall, prior to final adoption, file with the managers their proposed land development guide and drainage plan with a statement as to proposed development standards are deemed to be applicable and in conformity with the Watershed District's Overall Plan. The Board shall file its comments with the municipality within 90 days thereafter.

- c) Where runoff from lands that are urban or suburban in character is contributing to the pollution of the waters of the district, a suitable system of catch basins, filters, and settling ponds shall be maintained and cleaned by the local municipality.
- d) To provide for coordinated management of surface waters a developer of land shall submit the development drainage plan to the Board and also to any municipality that is involved or affected by the proposed activity. All such plans must receive the Board's approval as well as any other required approval before commencement of any kind of improvement.
- e) In addition to the requirements of the standards and criteria of municipal ordinances, improvements will not be allowed in the shoreland areas that will adversely affect the ability of the marshes or adjacent shorelines from preventing or reducing the flow of pollution discharges directly into permanent surface waters of the district or adversely affect their efficiency in this respect.

C. Design Criteria for Drainage Plans and Storm Water Systems

- a) Storm water drainage shall be discharged through wetlands, retention basins, or such other treatment facilities as may be adequate and to the extent allowable under law for the purpose prior to entering the receiving bodies of public waters.
- b) Diversion of storm water through wetlands shall be considered for existing or planned surface drainage wherever allowable under law and whenever wetlands occur naturally and are feasible as receiving bodies.
- c) Marshlands and swamps passing storm waters shall have adequate outlets.
- d) Temporary storage areas or retention basins scattered throughout developed areas shall be constructed where feasible to maximize upstream storage and to reduce peak flows, erosion damage and construction costs.
- e) Natural vegetation shall be used to reduce erosion in waterways between developed land and retention basins.
- f) Wide, shallow grass waterways, where feasible, shall be used as overflow channels from retention basins to form an above ground drainage network.
- g) In any proposed development, the possibility shall be considered of detaining storm water from a natural drainage area within that same area. Many tracts are amenable to this concept and whole developments may be handled by this method.
- h) If major facilities for temporary storage are necessary, they should be designed for no less than a 100 year storm.

SECTION 6.0 EROSION AND SEDIMENTATION

Runoff of needed moisture from sloping lands, eroding and carrying with it sediment from those lands from the banks of natural drainageways, constitutes a serious problem. It shall be the policy of the managers to encourage the adaptation of proper land use practices and other methods to help reduce said erosion and sedimentation.

A. To Control and Alleviate Soil Erosion and the Siltation of the Drainageways and Lakes of the District.

- (a) All drainage-ways therein shall be constructed so as to reasonably minimize soil erosion, giving due consideration to the intended capacity of the drainage-way, its

- depth, width and elevation, and the character of the soils through which the drain passes.
- (b) Sloping lands abutting drainage-ways, lakes, ponds or reservoirs shall be used in such a manner so as to provide reasonable control of sediment.
 - (c) Any construction project within the boundaries of the district which requires the movement of earth or the removal of vegetation or topsoil such as, but not limited to, subdivision improvements, road construction, ditch or channel construction and maintenance, and similar improvements, shall provide for the prevention of erosion by wind and water both during and after construction. The person or governmental subdivision responsible for the work may, at the discretion of the board of managers, be required to submit a plan to the Watershed District which shall show or describe the construction practices to be utilized to avoid and control erosion. A work schedule and timetable for erosion control measures shall accompany the time schedule for construction.
 - (d) Individual or developers carrying out the erosion control measures, with permit, and all subsequent owners of the property involved, shall effectively maintain all erosion control features.
 - (e) Conditions placed on any permit granted pursuant to this regulation shall include, but not be limited to, the following:
 - 1. Work in or near public waters and drainage systems shall be conducted so as minimize increases in suspended solids and turbidity of runoff or receiving waters.
 - 2. Materials used in erosion prevention, such as riprap, shall be nonpolluting under any foreseeable conditions, and shall be installed consistent with good engineering practices and in such a way to assure effectiveness and permanence.
 - 3. The Watershed District shall be notified immediately of any harmful disturbance to public waters or drainage-ways.
 - 4. Fill material shall be nonpolluting.
 - 5. Spoils shall be prevented from entering public waters or drainage-ways.

SECTION 7.0 POLLUTION CONTROL

In order to provide for the abatement of the pollution of public and private water resources as a part of a comprehensive program to eliminate the pollution thereof, the Watershed District shall have the power and authority to impose certain preventive and remedial measures to promote the public health and general welfare, to promote safety and sanitation, and to improve the quality of the waters thereof for general use.

A. Discharges From Municipal and Industrial Waste Treatment Plants

The board of managers may, at its discretion, require each public or privately operated sewer district discharging wastes directly into any stream, lake or watercourse within the district to file with the Board a copy of its current NPDES permit issued by the Minnesota Pollution Control Agency describing the effluent standards and limitations prescribed by the Agency. Pursuant to M.S. 103D the Board or its designate shall have the right to enter upon any lands of the district for the purposes of inspection, monitoring, and testing the quantity and quality of the discharge, and shall have the right to install whatever hydrological recording and testing devices it may deem necessary. Any permit violations found shall be reported immediately to the discharger and to the Agency for appropriate action. Should the discharger fail to abate the violation in a reasonable period of time the Board may, at its discretion, require the discharger to appear at a special meeting to show cause why the violation should not be abated, pursuant to its authority under M.S. 103D.

SECTION 8.0 REVIEW OF PLANS AND PLATS

In order to carry out the intent of the Minnesota Watershed Act, and to provide for assurance that the development of the district and its natural resources is carried out in an orderly manner, the Watershed District Board of Managers shall require the submission of certain plans and documents for various types of improvement, developments, projects, and proposals, and may, at its discretion, review and report on these activities together with suggestions, recommendations, and requirements as to their contemplated effect on the water resources of the district. Submission shall be required for the following, at a minimum, and any other improvements, developments, projects or proposals which the Board from time to time shall deem to be of a similar nature:

- a) Any contemplated improvement for which a permit is normally required to be obtained from the Watershed District, the Minnesota Department of Natural Resources, projects requiring Wetland Conservation Act approvals, or the Minnesota Pollution Control Agency.
- b) Any drainage project or other type of construction which includes drainage improvement as a part thereof, regardless of whether planned by an individual, firm, partnership, corporation, association, public agency or governmental subdivision or agency. For the purposes of this section, a street, highway or bridge project, a utility lines project or a project for the abandonment, improvement or construction of right-of-ways shall be considered as subject to the requirement for submission.
- c) Any plan for removal of water in a pond or marsh by pumping or other means.
- d) Any plan for the alteration, improvement or repair of any existing drainage system.
- e) Any contemplated construction or improvement, or plan regardless of person or subdivision initiating the proposal, which by its nature may have an adverse impact on the water resources of the district.
- f) Any proposal or contemplated improvement which tends to alter the character of the use of any water body within the district, including but not necessarily limited to, creation or closing of a public access, marinas or multiple docking facilities involving four or more boats, events which may tend to attract large numbers of boats, obstruction of or removal of obstructions from water bodies and other acts of a similar nature.
- g) Any proposed construction of any nature which occurs within fifty (50) feet of the shoreline of a water body or watercourse, or within two hundred (200) feet of the aforementioned locations if on a slope of greater than five (5) percent, or anywhere within the district if there is a probability that sediment from that construction will enter the water body or watercourse as a result of the construction. The said proposed construction shall include, but not be limited to, single family homes, multiple dwellings, recreational facilities, road and highway construction. Submission of a plan for the prevention of such pollution shall be a required part of the exhibits to be submitted by the person or governmental subdivision contemplating the construction.

SECTION 9.0 ENFORCEMENT POWERS OF MANAGERS

A. Manner of Enforcement

Any provision of these rules or any order or stipulation agreement made, or any permit issued by the board of managers of the watershed district may be enforced by criminal prosecution, by injunction pursuant to Section 103D, of the Minnesota Statutes, by action to compel performance, restoration, abatement, and other appropriate action.

Any violation of these rules or of any order or stipulation agreement made, or a violation of any permit issued by the board of managers of the watershed district is a misdemeanor in accordance with section 103D of the Minnesota Statutes.

B. Contractor's Liability

Any individuals, firms, corporations, partnerships, associations or other entities contracting to perform services regulated by these rules shall be responsible for ascertaining that all permits herein required have been obtained and that the work performed complies with all requirements of the rules. Contractors in violation shall be subject to all sanctions or penalties, criminal or civil, imposed by these rules.

C. Due Process of Law

No person shall, under these Rules, be deprived or divested of any previously established beneficial uses or rights without due process of law.

SECTION 10.0 PUBLIC MEETING, HEARINGS AND RECORDS

A. Meetings

All meetings of the Watershed District, whether regular or special, shall be open to the public and shall be held at a time, date and place as determined from time to time by the managers.

B. Hearings

Any member of the public may request a public hearing on the approval of a permit. Notice of a public hearing shall be given as required by statute. Testimony given and received at such public hearings may be recorded and witnesses may be sworn as required by statute or at the discretion of the Board.

C. Waiver of Hearings

Unless required by statute, the managers in their discretion may waive a public hearing on any application for a permit and make their order granting or refusing such application. If said application is refused or granted subject to conditions, the applicant may, within thirty days, demand a hearing on the application.

D. Records

The records of the Watershed District shall be public records as required by state statute and shall be open to the public for inspection to that extent required. It is the stated intention of the Board of Managers to cooperate with all persons, governmental subdivisions, and governmental agencies in the promotion of the conservation of the natural resources of the district and to share information with the public for the common good.

SECTION 11.0 GENDER NEUTRAL

Where appropriate, the masculine includes the feminine, the plural includes the singular, and vice versa

SECTION 12.0 EFFECTIVE DATE

Provisions of these Rules shall become effective upon the passage by the Board of Managers, publication, and hearings as required by law.

SECTION 13.0 ADOPTION

These Rules are hereby adopted pursuant Minnesota Statutes Chapter 103D.341 on September 4, 2008.

ADOPTED BY THE BOARD OF MANAGERS OF THE WARROAD WATERSHED DISTRICT
THIS FOURTH DAY OF SEPTEMBER, 2008.

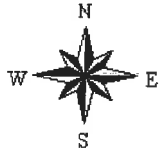
FOR THE BOARD OF MANAGERS
WARROAD WATERSHED DISTRICT

Loren Horner, Chairman

Rick Battles, Secretary

Warroad Watershed District

- Beltrami island sf.shp
- Intsct3.shp
- Intsct1.shp
- Flownetwork.shp
- Reservations.shp
- Wrwd boundary.shp



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