

Mississippi Headwaters Board Meeting Agenda Cass County Courthouse Walker, MN May 19, 2017 10:00 am



• Call to Order/Pledge of Allegiance

10:00 AM Approve/Amend

- Agenda
- Consent Agenda April '17 Minutes & April Expenses (att. 1 & 2)

Planning and Zoning (Actions)

- Cr5a17- Niemeyer Variance (att. 3)
- M5a17- Greg and Melissa Swan Variance (att. 4)

Action / Discussion Items:

- Executive Director's Report (att.5)
- Resolution 2017-03 LCCMR Proposal (att.6)
- 2018 LSOHC proposal approval (att. 7)- June 29th meeting
- LSOHC letter from Representatives and program outlook (att.8)
- Comprehensive Plan comments from Board
- Request for MHB funds.
- Invitation of Legislators to Board

Meeting Adjourned - Thank you

Mtgs:

June 16, '17, 10:00 AM – MHB Board meeting- Walker, MN Aug. 5, '17, Canoe Days October 20, '17, MHB Biennial Meeting- Chase on the Lake- Walker, MN

Attachment 1 & 2

Draft Minutes

Monthly Expenses

Mississippi Headwaters Board April 21, 2017 Cass County Courthouse Walker MN 56484

MEETING MINUTES

Members present: Carl Johannsen (Hubbard), Neal Gaalswyk (Cass County), Keith Winger (Beltrami), Ann Marcotte (Aitkin), Duane Johnson (Morrison), Dean Newland (Clearwater), Paul Thiede (Crow Wing), and Tim Terrill (Executive Director).

Others present: Marcel Noyes (Hubbard SWCD Supervisor)

Chairman Winger called the meeting to order followed by the Pledge of Allegiance.

M/S (Johnson, Thiede) to approve the agenda. Motion Carried.

M/S (Gaalswyk, Thiede) to approve of the consent agenda. Motion Carried.

Planning & Zoning

None

Action/Discussion Items

Executive Director Report

- Tim worked with the DNR to develop a pilot project with them to receive content that works with Minnesota Traditions and values the Minnesota Traditions identity and image.
- Grand Rapids is looking at writing a grant to fund another study to focus on the Miss. River and the lakes in the city and how they can remove Phosphorus and Total Suspended Solids.
- Meetings were held with partners to further promote Canoe Days.
- Developed a conversation with Amy Burnett to look at possibly developing a curriculum to teach others about culturally significant areas and history of Native Americans and the Miss. River.

Commissioner Thiede discussed 1 Watershed 1 Plan and the structure will cause issues between counties. The Board stressed that one plan crossing over multiple counties might create some governance issues. Commissioner Gaalswyk stressed that maybe the local water plan and WRAPS could be combined, and viewed it as a way for the state of MN and counties could work together. It was stressed that 1 Watershed 1 Plan will be a way to fund counties and replace the local county water plan.

LCCMR grant was presented to the Board to gain approval to submit it as an option to use a newspaper flyer in the Twin Cities and local North Central newspapers. The board presented some other options like a direct mailing, but through consensus allowed it to proceed.

Tim presented the Board with the history and decisions made on why we decided to hire a contractor. M/S (Gaalswyk, Marcotte) to accept the contract and make the offer it to West Communications. Motion Carried.

Tim presented the Board with the option to form an MHB subcommittee of 4 Commissioners to review over the Comprehensive Plan based on the changes made by the technical and management plan committees. After further discussion, it was agreed upon by consensus that Tim should mail out the strikethrough copy along with the clean copy

of the MHB Plan so Commissioners can review over it and provide comment at the next Board meeting. Some members requested paper copies.

Hubbard SWCD Supervisor Marcel Noyes expressed interest in having the MHB Board support the Hubbard fresh water festival with a donation of time and/or funding. Commissioner Thiede stated while support has been given in the past for various request, that the MHB should develop a policy or principles by which they support various requests from other agencies. There was various support for this line of thinking.

Next meeting to be held May 19, 2017 at the Cass County Commissioner's meeting room at the Cass County Courthouse.

Commissioner Updates- Commissioner Marcotte mentioned that a conversation occurred between Sen. Ruud and Aitkin County. Rudd explained that as Chair of the Environment and Natural Resources Policy and Legacy Finance committee that she is proposing to set limits on government spending. Commissioner Gaalswyk brought up an example of White Cedar and powerline mitigation and how counties don't always recognize that they sometimes have a rare resource in their county. Commissioner Winger expressed some AIS concerns from a protester about dumping minnows in the woods.

M/S Johannson/Newland to adjourn.	
Chairman Keith Winger	Executive Director Tim Terrill



ORG YR/PR	ACCOUNT JNL EFF DATE	SRC REF1	REF2	REF3	CHECK #	ОВ	AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
74	74-00-000-000-	-000-000-00	00-10001-	Cash & Pool	ed Investments SOY BALA	NCE		197,512.56	
					PER 01 PER 02 PER 03		-5,134.48 21,174.57 7,917.57	192,378.08 213,552.65 221,470.22	
17/04 ST	288 04/05/17 OF MN SYSTER		DUE TO L	INE			2,595.30	224,065.52	
	320 04/11/17 041117	APP C0411					-1,000.00	223,065.52	
17/04	391 04/14/17	PRJ					-4,265.28	218,800.24	
17/04 A0	530 04/18/17 041817	APP A0418					-3.71	218,796.53	
17/04 ST		GNI M GENERATED	DUE TO L	INE			1,917.35	220,713.88	
	710 04/25/17 042517	APP A0425					-1,826.67	218,887.21	
	735 04/26/17 PCARD SYSTER	GNI MAR M GENERATED	DUE TO L	INE			-319.47	218,567.74	
17/04	816 04/28/17	PRJ					-3,560.25	215,007.49	
17/04 ST	860 04/27/17 OF MN SYSTER		DUE TO L	INE			32,343.90	247,351.39	
	913 04/30/17 CCURRING SYSTER		DUE TO L	INE			-525.00	246,826.39	
LE	DGER BALANCES -	DEBITS:		65,948.69	CREDITS:	-16,634.	86 NET:	49,313.83	
74	74-00-000-000	-000-000-00	00-20050-	Vouchers Pa	yable SOY BALA	NCE		.00	
					PER 02		-5.15	-5.15	
	320 04/11/17 041117 AP CAS	APP C0411 SH DISBURSE	MENTS JOU	RNAL	PER 03		-994.85 1,000.00	-1,000.00 .00	
	361 04/12/17 A041817	API B 1425					-3.71	-3.71	
17/04 A0		APP A0418 SH DISBURSE	MENTS JOU	RNAL			3.71	.00	



05/11/2017 14:26 | Crow Wing County | P 2 alainab | ACCOUNT DETAIL HISTORY FOR 2017 04 TO 2017 04 | glacthst

								13-20-02220
ORG YR/PR	ACCOUNT JNL EFF DATE	SRC REF1	REF2	REF3	CHECK # OB	AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
17/04 W	709 04/18/17 A042517	API B 1434				-1,826.67	-1,826.67	
17/04 A	710 04/25/17 042517 AP CAS	APP A0425 SH DISBURSEN	MENTS JOUR	RNAL		1,826.67	.00	
17/04 W	900 04/26/17 A050217	API B 1451				-2,891.56	-2,891.56	
L	EDGER BALANCES -	DEBITS:		2,830.38	CREDITS:	-5,721.94 NET:	-2,891.56	
74	74-00-000-000-	-000-000-000	00-38400-	Expenditures	s SOY BALANCE		.00	
	361 04/12/17 A041817	API B 1425			PER 01 PER 02 PER 03	17,456.24 8,324.00 33,077.28 3.71	17,456.24 25,780.24 58,857.52 58,861.23	
17/04	391 04/14/17 ay041417 WARRAN	PRJ pr0414 NT=170414 F	1170414 RUN=1 BI-W	1170414 WEEKL		4,265.28	63,126.51	
	709 04/18/17 A042517	API B 1434				1,826.67	64,953.18	
	735 04/26/17 F PCARD	GNI MAR				319.47	65,272.65	
17/04	816 04/28/17 ay042817 WARRAI					3,560.25	68,832.90	
17/04 W	900 04/26/17 A050217	API B 1451				2,891.56	71,724.46	
17/04 R	913 04/30/17 ECURRING	GEN				525.00	72,249.46	
L	EDGER BALANCES -	DEBITS:	7	2,249.46	CREDITS:	.00 NET:	72,249.46	
74	74-00-000-000	-000-000-000	00-38500-	Revenues	SOY BALANCE		.00	
17/04	288 04/05/17 T OF MN	GNI			PER 01 PER 02 PER 03	-12,321.76 -29,493.42 -40,000.00 -2,595.30	-12,321.76 -41,815.18 -81,815.18 -84,410.48	
17/04	641 04/20/17	GNI				-1,917.35	-86,327.83	



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ORG YR/PR	ACCOUNT JNL EFF DATE SRC REF1 RE	F2 REF3	CHECK #	ОВ	AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
	ST OF MN						
	860 04/27/17 GNI ST OF MN				-32,343.90	-118,671.73	
I	LEDGER BALANCES DEBITS:	.00	CREDITS:	-118,671.73	NET:	-118,671.73	
74830	74-00-830-000-000-000-000-5	3180- Environmenta	l Assistance /N REVISED E				.00
17/04	288 04/05/17 GNI ST OF MN 9		PER 01 PER 02		-3,171.76 -1,187.56 -2,595.30	-3,171.76 -4,359.32 -6,954.62	
I	LEDGER BALANCES DEBITS:	.00	CREDITS:	-6,954.62	NET:	-6,954.62	
74830	74-00-830-000-000-000-000-5	3290- Natural Reso	urces REVISED E	BUDGET			.00
17/04	641 04/20/17 GNI ST OF MN 3		PER 02	-	-25,305.86 -1,917.35	-25,305.86 -27,223.21	
17/04	860 04/27/17 GNI ST OF MN DNR3Q-17				-32,343.90	-59,567.11	
I	LEDGER BALANCES DEBITS:	.00	CREDITS:	-59,567.11	NET:	-59,567.11	
74830	74-00-830-000-000-000-000-6	1000- Salaries & Wa	ages - Regular REVISED E	BUDGET			.00
	391 04/14/17 PRJ pr0414 117 pay041417 WARRANT=170414 RUN=		PER 01 PER 02 PER 03		4,741.65 4,741.64 7,112.48 3,117.83	4,741.65 9,483.29 16,595.77 19,713.60	
17/04 E	816 04/28/17 PRJ pr0428 117 pay042817 WARRANT=170428 RUN=	0428 1170428 1 BI-WEEKL			2,477.51	22,191.11	
I	LEDGER BALANCES DEBITS:	22,191.11	CREDITS:	.00	NET:	22,191.11	



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ORG YR/PR	ACCOUNT JNL EFF DATE	SRC REF1	REF2	REF3	CHECK #	ОВ		AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
74830	74-00-830-000-	-000-000-000	0-61200-	Active Inst	ırance REVISED B	BUDGET				.00
17/04	391 04/14/17 pay041417 Warran				PER 01 PER 02 PER 03			1,376.49 1,395.47 1,353.22 689.76	1,376.49 2,771.96 4,125.18 4,814.94	
17/04	816 04/28/17 pay042817 WARRAN			1170428 WEEKL				667.06	5,482.00	
:	LEDGER BALANCES -	DEBITS:		5,482.00	CREDITS:		.00	NET:	5,482.00	
74830	74-00-830-000-	-000-000-000	0-61300-	Employee Pe	ension & FICA REVISED B	BUDGET				.00
17/04	391 04/14/17 pay041417 WARRAN	PRJ pr0414 NT=170414 R	1170414 UN=1 BI-	1170414 WEEKL	PER 01 PER 02 PER 03			692.39 695.88 1,048.18 457.69	692.39 1,388.27 2,436.45 2,894.14	
17/04	816 04/28/17 pay042817 WARRAN			1170428 WEEKL				360.68	3,254.82	
:	LEDGER BALANCES -	DEBITS:		3,254.82	CREDITS:		.00	NET:	3,254.82	
74830	74-00-830-000-	-000-000-000	0-62100-	Telephone	REVISED B	BUDGET				.00
17/04	361 04/12/17 W A041817 APR (31 LD CA	48054 LLS CONSOI	PER 01 PER 02 PER 03 10142 LIDATED TELECOM	В		60.50 60.15 59.67 1.80	60.50 120.65 180.32 182.12	
17/04	361 04/12/17 W A041817 APR 0		31 LD CA	48054 LLS CONSOI	10142 LIDATED TELECOM	В		1.91	184.03	
17/04	816 04/28/17 pay042817 WARRAN			1170428 WEEKL				55.00	239.03	
:	LEDGER BALANCES -	DEBITS:		239.03	CREDITS:		.00	NET:	239.03	



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ORG YR/PR	ACCOUNT JNL EFF DATE	SRC REF1	REF2	REF3	CHECK #	ОВ	AMO	DUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
74830	74-00-830-000-	-000-000-000	0-62680- 1	Non-Employee	Per Diems REVISED B	UDGET				.00
17/04	709 04/18/17	API 002534		49132	PER 01 PER 02 PER 03 10200	В			300.00 400.00 700.00 750.00	
	W A042517 04-21-	-17 MHB - PE	R DIEM	NEWLAND,						
17/04	709 04/18/17 W A042517 04-21-			49133 M - MARCOTTE	10199 CANNE	В	5	50.00	800.00	
	709 04/18/17 W A042517 04-21-		- PER DIE	49137 M - WINGER,	10220 KEITH	В	5	50.00	850.00	
17/04	709 04/18/17 W A042517 MHB MT	API 100532 CG - PER DIE	M	49140 MORRISON	1902811 COUNTY AUDI	В	5	50.00	900.00	
	709 04/18/17 W A042517 MHB MT			49141 E JOHANNSE	10197 EN, CALVIN	В	5	50.00	950.00	
	LEDGER BALANCES -	DEBITS:		950.00	CREDITS:		.00 NE	ET:	950.00	
74830	74-00-830-000-	-000-000-000	0-62720- 1	Non-Employee	Mileage REVISED B	UDGET				.00
					PER 01 PER 02 PER 03		22.	.06 .47 .30	299.06 321.53 631.83	
17/04	709 04/18/17 W A042517 04-21-	API 001099 -17 MHB MTG	- PER DIE	49133 M - MARCOTTE	10199	В		59.39	691.22	
17/04	709 04/18/17 W A042517 04-21-			49135 JOHNSOND	10198 DUANE	В	11	7.70	808.92	
17/04	709 04/18/17 W A042517 04-21-	API 004028 -17 MHB MTG	- PER DIE	49137 M - WINGER,	10220 KEITH	В	4	12.26	851.18	
	709 04/18/17 W A042517 MHB MT			49141 E JOHANNSE	10197 EN, CALVIN	В	2	26.75	877.93	
	LEDGER BALANCES -	DEBITS:		877.93	CREDITS:		.00 NE	ET:	877.93	
74830	74-00-830-000-	-000-000-000	0-62990-	Prof. & Tech.	Fee - Other REVISED B	UDGET				.00
15/61	F00 04/10/5	101555		40104	PER 01 PER 02 PER 03	_	3,797. 525. 22,520.	.00 .30	3,797.80 4,322.80 26,843.10	
17/04	709 04/18/17	WAT TOT308		49124	10219	В	1,33	50.5/	28,173.67	



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ORG YR/PR	ACCOUNT JNL EFF	DATE	SRC REF1	REF2	REF3	CHECK #	ОВ		AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
V	N A042517	WSN II	NVOICE #10		WIDS	SETH SMITH NOLTIN					
17/04 V	900 04/ V A050217	26/17 WEB H	API 002961 OSTING ANNUA	AL FEE	49447 EPP	1027 MARKETING LP	3 B		498.84	28,672.51	
17/04 V	900 04/ N A050217	26/17 DOMAII	API 002961 N PURCHASE -	- RENEWAL	49448 EPP	MARKETING LP	3 В		69.00	28,741.51	
17/04 V	900 04/ V A050217	26/17 WSN II	API 101308 NVOICE #11		49479 WIDS	1028 SETH SMITH NOLTIN	5 B		2,323.72	31,065.23	
17/04 F	913 04/ RECURRING	30/17 FINAN	GEN CIAL SERVICE	<u> </u>			В		525.00	31,590.23	
I	LEDGER BALA	ANCES ·	DEBITS:	:	31,590.23	CREDITS:		.00	NET:	31,590.23	
74830	74-00-83	30-000	-000-000-000	00-63320-	Employee	Mileage REVISED	BUDGET				.00
17/04	735 04/	26/17	GNI MAR		-1	PER 01 PER 02 PER 03			262.44 620.08 367.76 44.41	262.44 882.52 1,250.28 1,294.69	
17/04	735 04/	TIM TI 26/17	- Morrison (ERRILL - OOF GNI MAR - Camp Riple ERRILL - OOF)					37.45	1,332.14	
17/04	735 04/ VF PCARD	26/17 1434	GNI MAR - Cass Count	v Board i					54.57	1,386.71	
17/04 V	735 04/	26/17	ERRILL - OOF GNI MAR - CRSL camp ERRILL - OOF		tg				26.22	1,412.93	
17/04 V	735 04/ WF PCARD	26/17 1434	GNI MAR - Monthly bo ERRILL - OOI	pard mtg					56.71	1,469.64	
17/04 V	735 04/ VF PCARD	26/17 1434	GNI MAR - MHB Comp. ERRILL - OOE	Plan					34.78	1,504.42	
I	LEDGER BALA	ANCES -	DEBITS:		1,504.42	CREDITS:		.00	NET:	1,504.42	
74830	74-00-83	30-000	-000-000-000	00-64090-	Office St	upplies REVISED	BUDGET				.00
	735 04/ WF PCARD		GNI MAR for MHB Con	np. Plan		PER 01 PER 02 PER 03			29.19 31.35 5.37 4.49	29.19 60.54 65.91 70.40	



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ORG YR/PR	ACCOUNT JNL EFF DATE	SRC REF1	REF2	REF3	CHECK #	ОВ	AMOUNT	NET LEDGER BALANCE	NET BUDGET BALANCE
17/04 W	735 04/26/17 F PCARD displa	ay material:	3				43.96	114.36	
17/04 W	735 04/26/17			ICEDEPOT6590			13.03	127.39	
17/04 W	735 04/26/17 F PCARD agenda			SALOON & EA			3.85	131.24	
L	EDGER BALANCES	DEBITS:		131.24	CREDITS:	.00	NET:	131.24	
	GRAND TOTAL	-	2	07,249.31	CREDITS:	-207,550.26	NET:	-300.95	

⁶² Records printed

^{**} END OF REPORT - Generated by Alaina Bundy **



05/11/2017 14:26 alainab

Crow Wing County ACCOUNT DETAIL HISTORY FOR 2017 04 TO 2017 04

P 8 glacthst

REPORT OPTIONS

Print GL Master Start-of-Year Balances?: Y Year and Period range: 2017 4 to 2017 4 Source journal code: Include entries between dates: 01/01/70and 05/11/17 Include Encumb/Liq entries: N Include Budget entries: Ν Print J/E comment and vendor:
Double space journal detail: Y N Separate page for each account: N Multiyear view: D Print report options: Y Cash account: Subtotal by Date or Ref3/Deposit #: N

Planning and Zoning att. 3 & 4

Cr5a17- Niemeyer Variance

M5a17- Greg and Melissa Swan Variance



Date: April 18, 2017

To: Mississippi River Headwaters Board

From: Crow Wing County Land Services

SUBJECT: APPLICATION FOR PUBLIC HEARING

PRELIMINARY NOTICE

The attached NOTICE OF PUBLIC HEARING is a preliminary Notice informing you that an application has been made before the Planning Commission/Board of Adjustment at a date in the near future. This Notice is being sent in order to give adequate time to review the application and make recommendations in a timely manner prior to the County's Public Hearing Process.

Enclosed with the NOTICE OF PUBLIC HEARING is a copy of the site plan and location maps, etc., please make arrangements to stop at the Planning & Zoning Office and review the files personally.

You will receive one (1) additional Notice of Public Hearing approximately two weeks prior to the actual hearing date. Please review the enclosed material and submit your written comments and/or concerns, whether pro or con, to the Planning Office at least one (1) week prior to the Hearing.

The Planning Commission/Board of Adjustment values the input and takes the concerns into consideration when making their decisions.

Sincerely,

Susan Maske Planning Assistant

Our Vision: Being Minnesota's favorite place. Our Mission: Serve well. Deliver value. Drive results.

Our Values: Be responsible. Treat people right. Build a better future.

09. Variance Application Permit # 1700181

Crow Wing County 326 Laurel St. Brainerd, MN 56401

Property Information

Sel		

PID	Township	Lake	Physical Address	Owner	Owner Address	Section Township Range	Zoning District(s)	Acres
970131201BA0009	UNORGANIZED-	MISSISSIPPI	18703 ROCK BAY	NIEMEYER,	18703 ROCK	S:13 T:134 R:28	SD	6.55
	1ST ASSMT	RIVER	RD	CORBY L &	BAY RD	(the Property and 1997 to 1 (the Property to		
			BRAINERD, MN	SHEILA J	BRAINERD MN			
		-	56401		56401			

Are you the Yes property owner?

Landowner Contact information:

Corby & Sheila Niemeyer Phone: (218) 829 - 6705 4riverrats@q.com Mailing Address: 18703 Rock Bay Road Brainerd MN 56401

Required Information

Please provide info about your existing septic system:

Winter window agreement is attached (winter only)

Did you attend a Development Review Team (DRT) meeting?

Project Specifics

Please indicate type of variance

Lake / River Setback

(s) requested:

Please explain your request:

Variance for river setback of 43 feet from the east shore of the Mississippi River and river setback of 54 feet from the west shore of the

Mississippi River to construct a 498 square foot deck

Is survey already on file with Crow Yes

Wing County?

Findings of Fact

1. Is the property owner Yes, want to construct a new deck in the same location as the existing deck proposing to use the property in a

reasonable manner not permitted

by the Land Use

Ordinance? Why?

2. Is the need for a Variance due Yes, the existing dwelling and deck were built in 1962 prior to any zoning regulations and any Mississippi River regulations

to circumstances unique to the property and not created by

the property owner?

Why?

3. Will the issuance of a Variance Yes, The are other dwellings along the Mississippi River with decks

maintain the essential character of the locality? Why?

4. Does the need for a Variance

involve more than economic considerations? Why? Yes, This is replacing an existing deck that was constructed in 1962

Is this an after-the-fact

No

application?

Terms & Conditions

No decisions were made on an applicant's request at the DRT meeting. Submittal of an application after DRT does not constitute approval. Approval or denial of applications is determined by the Planning Commission/Board of Adjustment at a public meeting as per Minnesota Statute 394 and the Crow Wing County Land Use Ordinance.

Invoice 04/18/2017

Charge	Cost	Quantity	Total
Recording Fee added 04/18/2017 8:33 AM	\$46.00	x 1	\$46.00
Variance Application Fee added 04/18/2017 8:33 AM	\$500.00	x1	\$500.00
Grand Total			
		Total (Paid)	\$546.00

Approval	Signature
Applicant	Corby Niemeyer - 04/18/2017 8:34 AM - witnessed by Sue Maske
	29eaa758d4a5da3351b507a6ba727072
	dac4c3f71ebd19b189a5d233fa04aea7
#1 Planning Assistant (Application Reviewed)	Sue Maske - 04/18/2017 8:35 AM
	8fc91861f82f28a3c678e2121268602c
	ae4b20ab4466798feccbb480273def7b
#2 Board Approval	



Development Review Team (DRT) Meeting April 10, 2017

Corby & Sheila Niemeyer

Present:

Paul Herkenhoff, Survey/Planning Coordinator; Sue Maske,

Planning Assistant; Tim Terrell, Mississippi Headwaters; Corby

Niemeyer

Township:

Not present

DNR:

Not present

Request:

Variance for Mississippi River setback

Location:

Sec 13, 1st Assessment

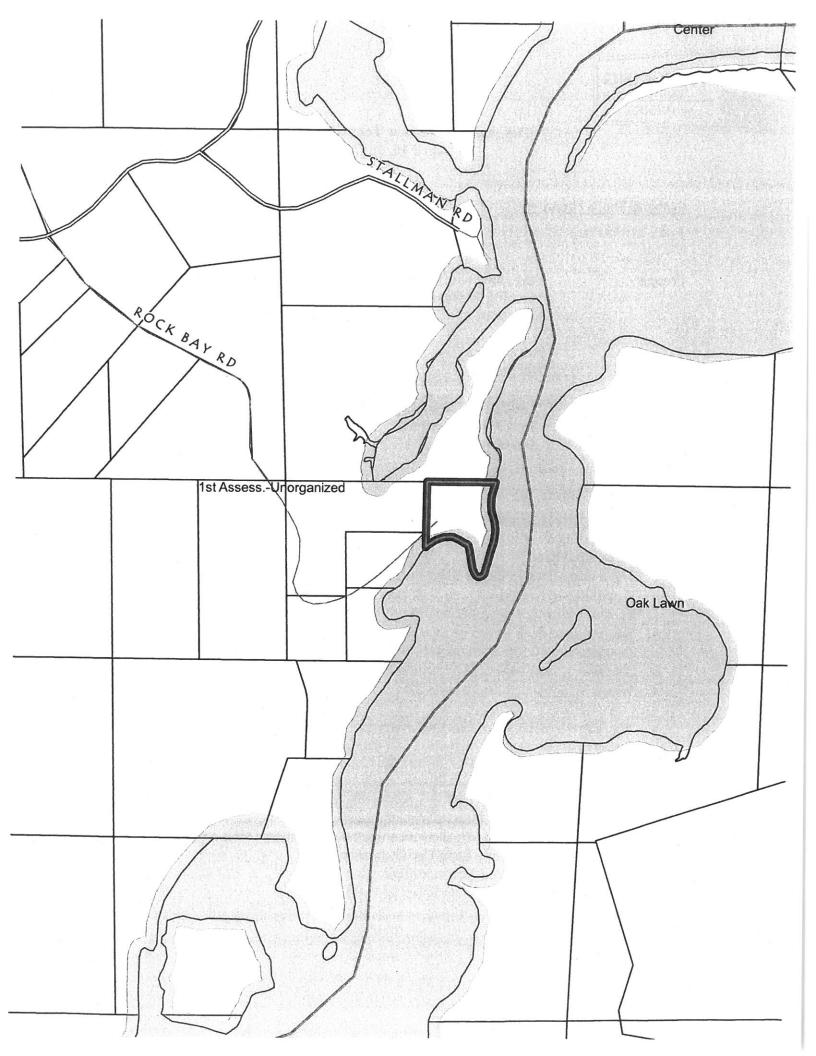
Current Zoning:

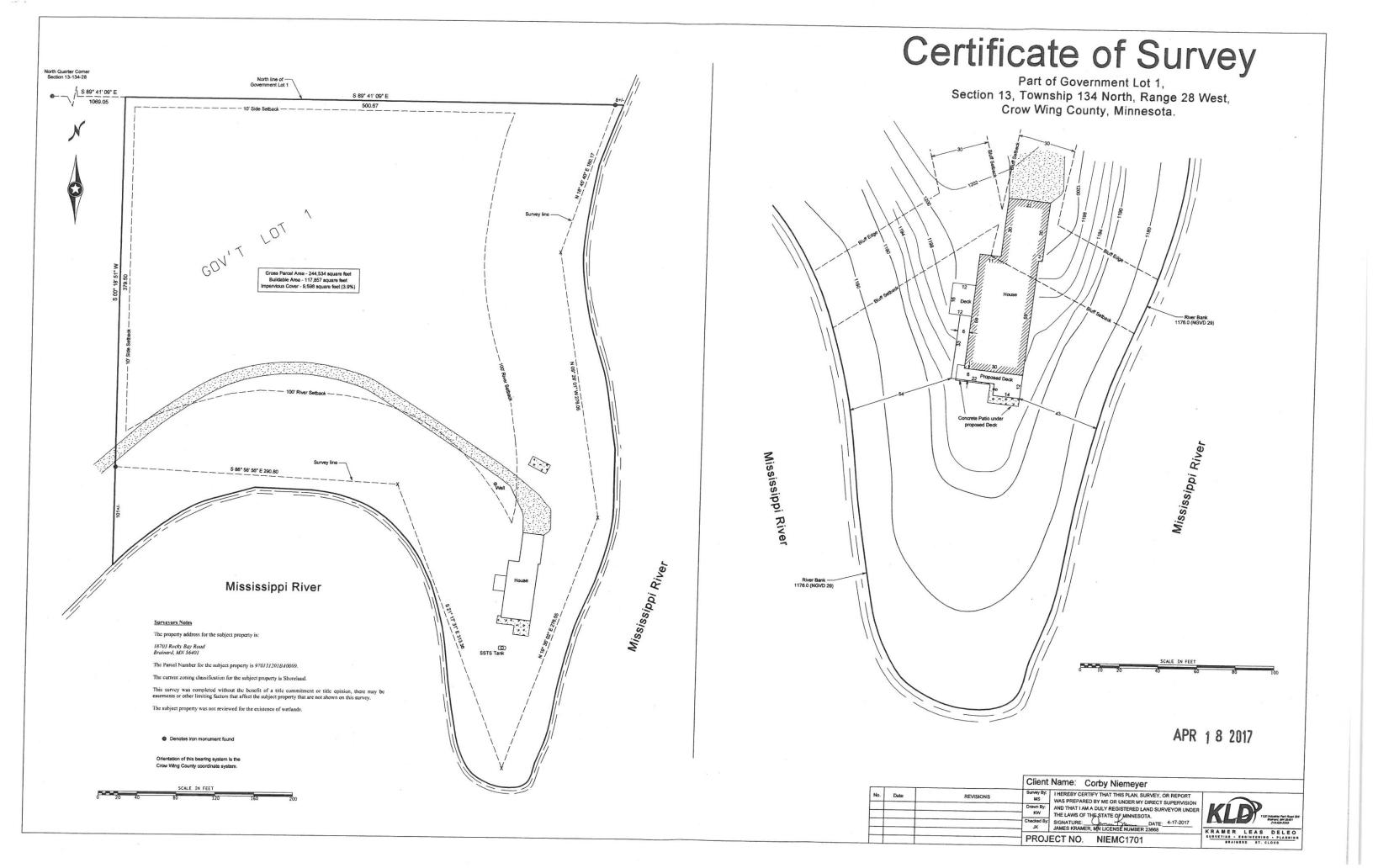
Shoreland District

DRT 1

• The property is located on a point on the Mississippi River

- The existing dwelling is located approximately 50 feet from the east shore of the Mississippi River
- There was a deck in the dwelling that was removed in 2015
- Would like to construct a new deck over the existing 14' x 16' concrete patio and a 6 foot walkway that would connect to the deck on the west side of the dwelling
- The proposed deck would be located approximately 50 feet from the east shoreline and 60 feet from the west shoreline of the Mississippi River
- Shoreline is well vegetated according to the aerial photo and landowner
- Winter Window agreement is on file
- Tim Terrell, MHB stated that the Mississippi Headwaters Board would no concerns as this is a reconstruction of a non-conforming deck with a minimal expansion and that the MHB follows the County's decision
- Property owner was informed that before they could be placed on a public hearing agenda the following information is required:
 - 1. A certificate of survey meeting the requirements outlined in Article 8.1 of the County Land Use Ordinance
 - 2. A completed Variance application
 - 3. The public hearing fee of \$546.00





Board of Adjustment Findings (PID 12.0177.002)

Applicant: Greg and Melissa Swan

Variance Request: Variance to exceed allowable accessory structure height, side wall height and

square footage

Date of Hearing: May 2, 2017

The property is located in Section 16 of Green Prairie Township on the Mississippi River. The lot is ten acres in size.

Within the Mississippi Headwaters (MHB) zoning district, the MHB standards and the Morrison County Land Use Control Ordinance is applied. Whichever standard is stricter is what must be used.

In this case, the Morrison Land Use Control Ordinance is stricter. The Ordinance allows accessory structures within shoreland a maximum height of 18 feet, 10 foot side walls and 1,300 square feet unless the setback from the water and side property lines can be doubled. If they can be doubled, the structure can be a maximum of 25 feet high and 3,000 square feet.

The setback from the Mississippi River is 150 feet (300 feet for larger structure) and 10 feet from the side property lines (20 feet for larger structure).

The applicant is proposing to construct a 36' x 56' (2,016 square feet) storage shed with 14 foot side walls and an overall height of 22 feet. The proposed setback from the river is 195 feet and setback from side property line is 22 feet.

Visibility from the river to the home is limited due to tree cover. The river is not very navigable at this point in the river, due to marshy conditions.

The proposed structure would be outside the floodplain.

The impervious surface calculation including the proposed shed is 2.85%, 25% impervious surface is allowed.

At the DRT meeting, staff discussed the following with the property owner:

- 1. Intent of the accessory structure limits in the ordinance
- 2. Vegetative screening from the river
- 3. Alternate locations for the shed and the need for the large shed

If this variance is approved the Mississippi Headwaters Board must certify the variance decision.

Applicable Comprehensive Land Use Plan Goals:

Natural Resources and Open Spaces

Goal C2: Preserve natural resources identified as critical and sensitive including wildlife habitats, wetlands, forest lands, etc., within Morrison County.

Shoreland Development

Goal D1: Work to ensure that development occurring within the County's watersheds is done in a thoughtful and deliberate manner so as to balance environmental, social and economic goals to the greatest extent possible.

Applicable Morrison County Comprehensive Water Plan Goals and Objectives:

Surface Water Goal: To protect, enhance and maintain the quality of all surface waters in Morrison County (lakes, rivers, streams and wetlands)

Objective B: Ensure that land use decisions for shoreland development take environmental impacts into consideration

Objective C: Provide protection and enhancement to the county's high quality lakes, rivers, wetlands

Land Use and Development Goal: To ensure that land use decisions are compatible with natural resource protection

Objective B: Reduce the pressure/impacts of shoreland, rural residential and marginal land development **Objective D:** Promote storm-water/drainage/floodwaters management

The Board of Adjustment viewed the property on April 28, 2017.

A plat map, aerial photographs and site photographs were presented to the board.

48 notices were mailed; no correspondence was received prior to the hearing.

Dan Maslowski, Green Prairie Township Supervisor, commented at the hearing that the township has no objection to the variance request.

Five members of the Board of Adjustment were present.

The Board of Adjustment had discussion at the hearing with the applicant about the following:

- The main channel of the river and the inability to navigate the back channels of the river adjacent to the property.
- The 20 foot high slope at the river bank and tree cover that restricts views of the property from the main channel of the river
- The extent of floodplain on the property it limits the 10 acre property
- Extremely sandy, well drained soils that aid in stormwater control
- Alternative placement of the shed and the need to relocate the water well and wood boiler piping

The following factors for consideration of a practical difficulty were:

- 1. Is the request in harmony with the general purpose and intent of the Morrison County Land Use Ordinance and Comprehensive Plan.
- 2. Is the applicant proposing to use the property in a reasonable manner not permitted by the Land Use Ordinance.
- 3. Will the issuance of the variance maintain the essential character of the locality.
- 4. Is the alleged practical difficulty due to circumstances unique to the property.
- 5. Is the need for the variance created by actions other than the landowner or prior landowners.
- 6. Does the alleged practical difficulty involve more than just economic considerations.

Conclusions

- 1. The Morrison County Board of Adjustment found the request <u>is</u> in harmony with the intent of the Comprehensive Plan and Land Use Ordinance. Three quarters of the property is impacted by the river and associated floodplain. The proposed structure meets some of the required setbacks and meets the Mississippi Headwaters Board standards. This structure will be beyond 300 feet of the navigable portion of the river. (5) yes (0) no
- 2. The Board of Adjustment found the applicant <u>is proposing</u> to use the property in a reasonable manner not permitted by the Land Use Ordinance. No tree removal is proposed. This is a well-drained parcel with no stormwater issues. The applicant should be able to construct a shed on their 10 acre parcel. (5) yes (0) no
- 3. The Board of Adjustment found the issuance of the variance <u>will</u> maintain the essential character of the locality. Properties in the neighborhood have large sheds closer to the river than this proposed shed. This project will clean up the applicant's yard by creating a place to store belongings. (5) yes (0) no
- 4. The Board of Adjustment found the alleged practical difficulty <u>is</u> due to circumstances unique to the property. This property has floodplain, a 20 foot high river bank that screens visibility from the main channel of the river. (5) yes (0) no
- 5. The Board of Adjustment found the need for the variance <u>is</u> created by actions other than the landowner or prior landowners. A large portion of the property is affected by the river. The need for the variance is due to operation of the MHB and Morrison County standards together. The "one size fits all" standards does not work in this particular case. (5) yes (0) no
- 6. The Board of Adjustment found the alleged practical difficulty <u>does</u> involve more than just economic considerations. The applicant must adhere to the stricter of the two standards that apply to the property. A large portion of this property is consumed by floodplain. Alternative locations for the shed would require relocation of existing infrastructure. (5) yes (0) no

Based on the findings and the criteria as stated in Minnesota Statutes 394.27, a motion was made by Dave Stish, and seconded by Jerry Wenzel to approve the variance request to construct a 36' x 56' storage shed with 14 foot side walls and an overall height of 22 feet 195 feet from the Mississippi River.

	D 4	
Chair	Date	
Morrison County Board of Adjustment		

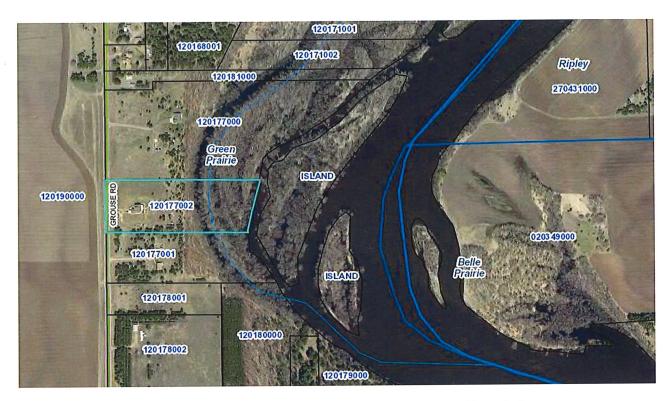
Green Prairie Townships 129N & 130N - Range 29W Copyright © 2015 Mapping Solutions SEE CUSHING (E) PAGE 25 240 CAMP RIPLEY MILITARY RÉSERVATION 230 Camp Ripley 2640 Alan Prozinski RT 120 Jason D Pierzina 120 물모[220 Greg & Melissa Swan Anderson Family LP 234 J&D Hunle 35 Hohn Henry wo Linda Serie 13517 Section 16 SEE DARLING Steven I Radloff RT ³²⁹ 20 Troy & Terri Wilcox 40 Roger James Stanek loger & Adene Slonek 38 James C Thompson Trs 160 Kevin & Borbara Dyer F6 211 SV 11 Brett & Audrey Witucki 119 Suzanne E Vilinski 123 George R Vilinski 185 Marjorie D Peterson 80 Duane & Cynthia Witucki 80 Daniel V Enderlin 120 Glen & Jeanne Pugh 159 Helen Vogt 120 190 Justin Kalis 20 Dale Slettom 269 Mary Beth Nage 100 DL 185TH ST-Michael Kalpakoff 91 Knife River Corp 143

CREEK PAGE 55

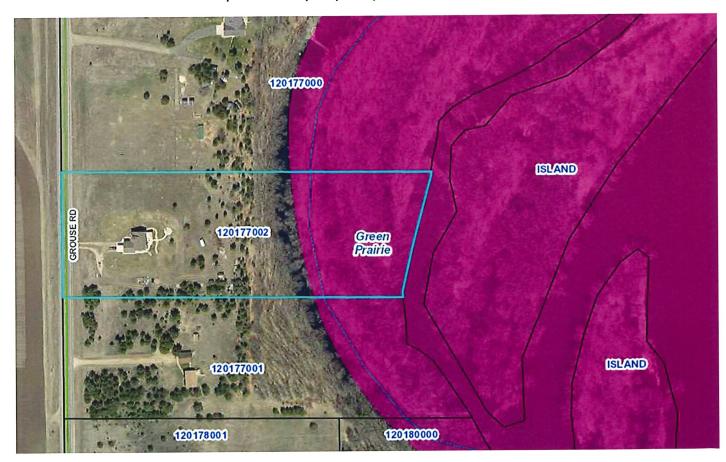
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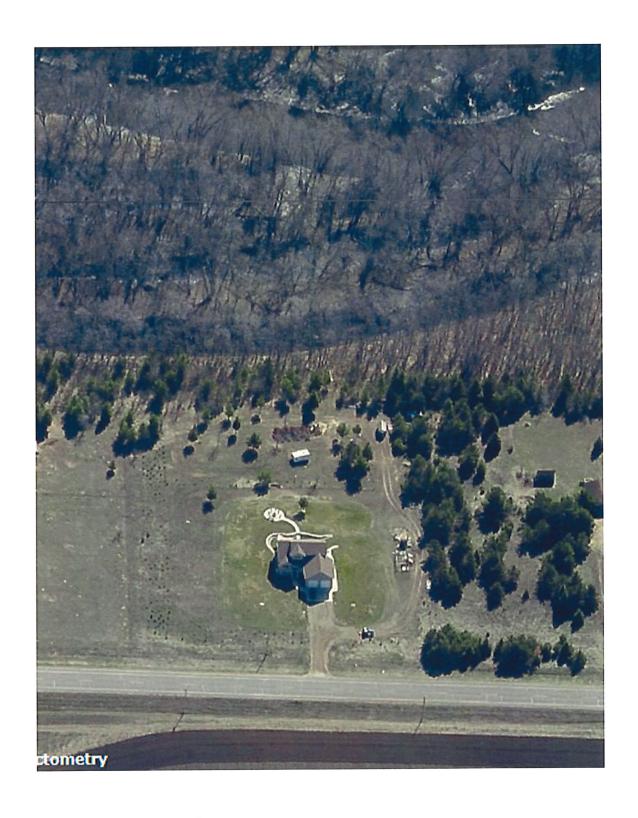
SEE LITTLE FALLS PAGE 55

150



Above: Aerial photo of property Below: floodplain





Aerial photo of property

Please explain your request in detail:
We are looking to build a 36x56 (+2ft overhang) Shed, with 14ft
Side walls, and a 22ft high peak on the Roof. It would be
195A off the high Water mark and 22 ft off of the
property line. The Region Why we ned the 14ft Side Walls
is due to the height of our comper, and the size due
to the items We want to put in it.

Please explain your practical difficulty:

Since the peoperty Eacks up against the Mississippi River of Requires us to double the 150ff set back from the high water mark, for the proposed size Shed. We are looking to maintain the existing look of the yard and that limits where we can build a shed-the size we need. We own 10 arres and 314 of it is not available to build this shed due to the Flood Plain, Steephill, and "300ff set back. What they call the high watermark is approx. 400ft from any navigable waters, and is Filly wooded between the Rivere and high water mark.

Variances shall only be permitted when they are in harmony with the general purposes and intent of the ordinance and when the variances are consistent with the comprehensive plan. Variances may be granted when the applicant for the variance establishes that there are practical difficulties in complying with the zoning ordinance. "Practical difficulties," as used in connection with the granting of a variance, means that the property owner proposes to use the property in a reasonable manner not permitted by the zoning ordinance; the plight of the landowner is due to circumstances unique to the property not created by the landowner; and the variance, if granted, will not alter the essential character of the locality. Economic considerations alone do not constitute practical difficulties. Practical difficulties include, but are not limited to, inadequate access to direct sunlight for solar energy systems. The board or governing body as the case may be may impose conditions in the granting of variances. A condition must be directly related to and must bear a rough proportionality to the impact created by the variance.

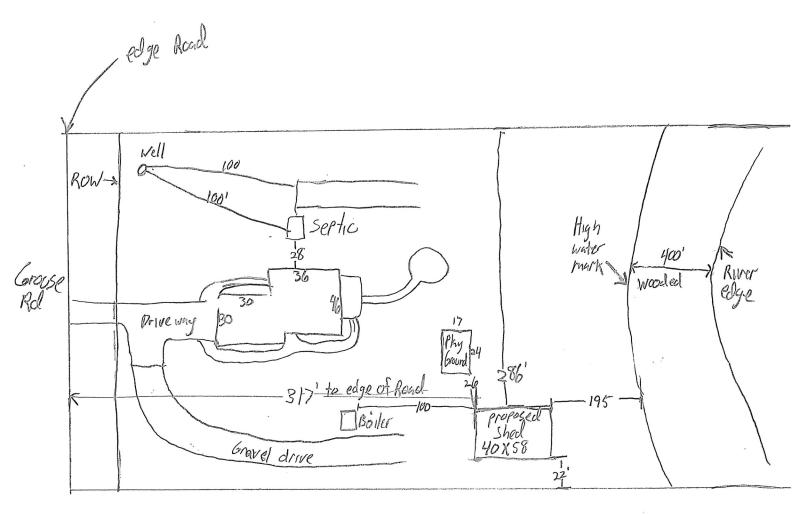
Background Information Landowner Variance Request

State Statutes section 394.27 provides the property owner the right to apply for relief from the strict enforcement of the county land use ordinance. An area variance may be granted only where the strict enforcement of county zoning controls will result in "practical difficulty." A determination that a "practical difficulty" exits is based upon the consideration of the criteria listed below. For each of the criteria below, please answer the question as completely as possible.

1. Is the variance request in harmony with the general purpose & intent of the Morrison County Land Use Control Ordinance and Comprehensive Plan? US, De Cause we all allowed to have a gazage Sheet to protect our Belongings.	;
2. Is the variance request proposing to use the property in a reasonable manner not permitted by the Land Ordinance? Yes, we will be using the Shad for our state storage and to maintain the look of the yard.	
3. Will the requested variance maintain the character of the neighborhood? Yes che Request will in prove the character of the Neighborhood by all us to bride shed will let us keep out yard clean and free of personal Belongings. By putting the shed in the desired location it will be less visible cars deriving by and River traffic.	
4. Is the practical difficulty due to circumstances unique to the property? Ves, because of Where He high water Maricis; and the 300ft set back take 314 of our 10 acre parced. With the Road set back, Leaves Limited a reported a set. Duild a shed. The north side has the well, septic; and Future septic. To maintain the existing yeard, the wood boiler and playgrand are are the Regsons we are not able to build in the south side. 5. How did the need for the variance arise? Is the need for the variance created by actions other than the current owner or prior landowners? As property owners we were not always of the highwater Mark is set in when we built our house. The need for the variance is for the size of shed and we are able to build it. Also the layout of the land creates a need, because the highwater mark is 4wh off of a navigable water. Then you add the 300ft set be and that takes of 314 of our 10 acre property. 6. Does the practical difficulty involve more than just economic considerations? Yes it involves the Structure of the land and set backs that are Require from property lines, Mississippi head waters, and the high water Mark.	oacks Where

A sketch form is considered part of your application for a Variance. Please show all buildings on your property, all impervious surfaces, and the road from which you have access, all wells (including abandoned wells), and sanitary systems including their setbacks from structures, the work or structure you are proposing, including eaves. (Structure roof eaves must meet all yard setback standards.) Then, give distances from the proposed building(s) to the road right of way, left, right and the rear property lines and lake or river setbacks.





X Signature

 $\frac{4/3/2017}{\text{Today's Date}}$

4/3/2017
Date Site Will Be Staked

Site Inspected By P & Z Staff: _____

Impervious Surface Calculation

This calculation sheet is a necessary attachment for all land use permit applications and variance applications in the shoreland zoning district. Because of the impact of storm water runoff, the Morrison County Zoning Ordinance limits the amount of impervious surface coverage. Impervious surfaces include constructed or other hard surface that either prevents or retards the entry of water into the soil and causes the water to run off the surface in greater quantities at an increased rate of flow. Examples include gravel, concrete, or asphalt rooftops, sidewalks, patios, driveways, parking areas, storage areas, or areas of hardscaping.

Lot Dimensions: 330 x 1320 Lot Sq.Ft. 435,600

Use the following Table to Calculate Total Impervious Surface Area:

** All structure dimensions must be measured from roof eaves**

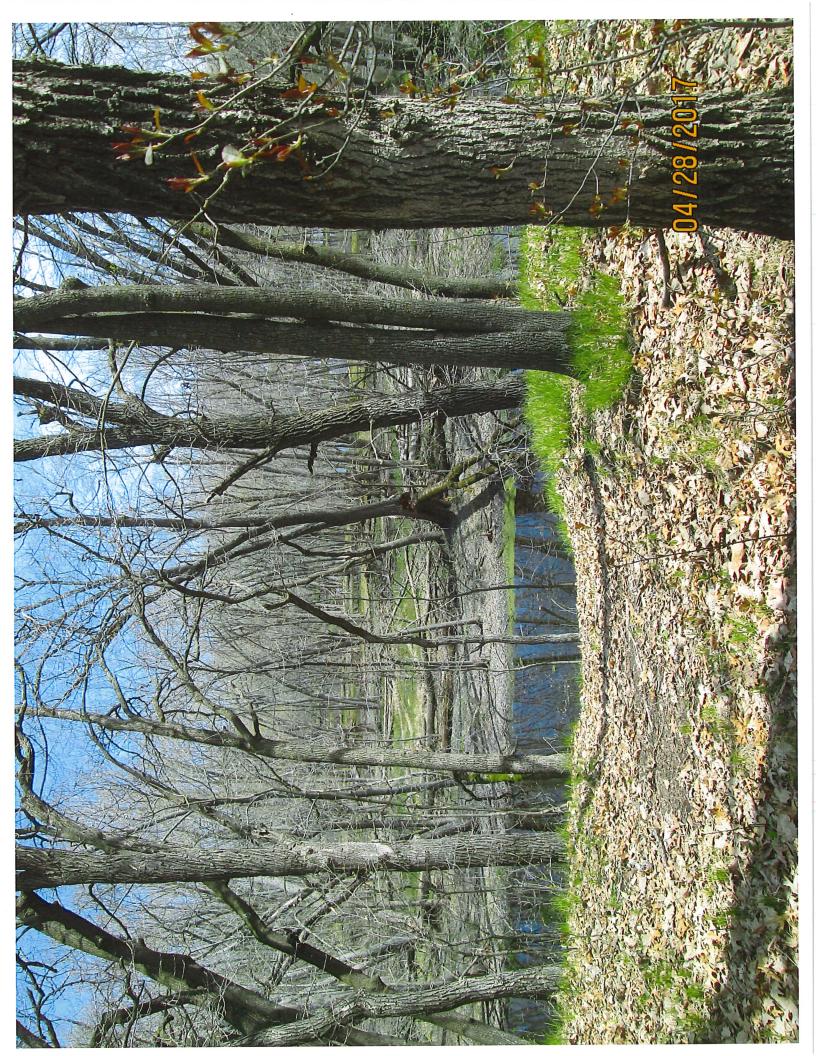
Impervious Surface Item	Structure Dimensions	Total Area (ft²)
Proposed-or Existing House	46 x 36	1,656
Proposed House Addition	NA	
Existing Garage(s) or Accessory Buildings	30 x 30	900
Proposed Garage or Accessory Buildings	40 ×58	2,320
Boat House and/or Ramp	NA	
Sidewalk(s)	4x133 6x29	706
Patio(s)	19 x35 20-9- Circle	979
Deck(s)	NA-overpatio	
Driveway and Parking Area Including Gravel Surfaced Areas	85×26 20×18 56×14	3,354
Other Gravel delive	12 x 210	2,520
Other		
Other		
	Total Impervious Surface	12,436

12,435	÷	435,600	X 1	.00 =	2.85	%
Total impervious surface		total lot sq. ft.			percent imperviou	ıs surface

I certify that the above information is true and accurate to the best of my knowledge and that I have included all existing or proposed impervious surfaces on my property. I understand that if the percentage of total impervious surface is greater than the allowance, a variance will be required as part of my application.

Signature of Applicant

Attach additional sheet as necessary





Action/Discussion (att. 5-8)

Executive Director's Report (att.5)

Resolution 2017-03 LCCMR Proposal (att.6)

2018 LSOHC proposal approval with additional partner discussion (att.7)

LSOHC letter from Representatives and Program Outlook (att.8)

Comprehensive Plan comments from Board

Request from MHB Board

Invitation of Legislators to Board

Executive Director Report

April 2017-May 2017

Personnel, Budget, Administration, Information & Education, Correspondence

- 1. Reviewed monthly budget.
- 2. Prepared monthly agenda packet.
- 3. Sent in monthly expense report.
- 4. Reviewed potential variances that may be coming before the Board next month.
- 5. Attended monthly call in meeting with MPCA.
- 6. Developed next fiscal year's budget spreadsheet.
- 7. Sent out comments for LCCMR proposal.
- 8. Collaborated with Don Hickman on potential opportunities to update the MHB Comprehensive Plan.
- 9. Emailed and mailed out Comprehensive Plan to board members.
- 10. Started writing 2018 LSOHC proposal.
- 11. Listened to OHC council April meeting.
- 12. Requested AIS stories from counties.
- 13. Sent amendment request in to OHC staff.
- 14. Completed the 2018 LSOHC application.

Meetings & Networking

- 1. Attended Crow Wing DRT meeting.
- 2. Attended Morrison DRT meeting.
- 3. I was invited to attend a Strategic Planning session for the DNR Division of Ecological and Water Resources as an opportunity to provide feedback on water related trends, advice on areas of focus, and strategies to consider in the next 10 years to achieve strategic goals.
- 4. Attended CW Leadership Team meeting.
- 5. Listened to audio of LSOHC meeting where they compared the House File 707 to the Senate file.



2017

RESOLUTION 2017-03 Mississippi Headwaters Board

WHEREAS, Aquatic Invasive Species (AIS) is a threat to the lakes, rivers, and streams in Minnesota, and, WHEREAS, Over 40% of the people in a participating MHB county survey shared that they receive their information from the local newspaper about AIS, and WHEREAS, An AIS awareness campaign named Minnesota Traditiions is being produced regionally to prevent infestation of AIS, and NOW, THERFORE, BE IT RESOLVED RESOLVED that the Mississippi Headwaters Board proposal to the Legislative Citizens Commission on Minnesota Resources for a Minnesota Traditions Newspaper Insert AIS Awareness Campaign to help create awareness about AIS prevention practices. This resolution was adopted by a vote, Ayes ____ Nays:____, of the Mississippi Headwaters Board on May 19, 2017 and will be made of record in accordance with the Minutes of same. I, Keith Winger, Chairman of the Mississippi Headwaters Board, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 19th of May A.D. 2017, and the same is a true and correct copy of the whole thereof. WITNESS MY HAND AND SEAL At Walker, Minnesota, this 20th day of February, A.D.

Keith Winger- Chairman of the Board

Lessard-Sams Outdoor Heritage Council Fiscal Year 2019 / ML 2018 Request for Funding

Date: May 16, 2017

Program or Project Title: Mississippi Headwaters Habitat Corridor Project - Phase III

Funds Requested: \$8,099,700

Manager's Name: Tim Terrill Title: Executive Director

Organization: Mississippi Headwaters Board

Address: 322 Laurel St., Suite 11 City: Brainerd, MN 56401 Office Number: 218-824-1189

Email: timt@mississippiheadwaters.org **Website:** www.mississippiheadwaters.org

County Locations: Aitkin, Beltrami, Crow Wing, Hubbard, and Morrison.

Regions in which work will take place:

- Northern Forest
- Forest / Prairie Transition

Activity types:

- Protect in Easement
- Protect in Fee

Priority resources addressed by activity:

- Forest
- Prairie

Abstract:

The Mississippi Headwaters Board will work with the Board of Water & Soil Resources, The Trust for Public Land, headwaters counties, and Soil & Water Conservation Districts to protect and preserve targeted habitat in high quality shoreland areas and provide access on the Mississippi River, headwater's reservoirs, and connecting corridor tributaries through fee title acquisitions. Easements will be administered in target areas to protect habitat and shoreland areas.

Design and scope of work:

The Mississippi River is known as "America's River." It is the largest river in North America, and provides drinking water, industry, and recreation for millions of people, and is the embodiment of Minnesota's outdoor traditions. Strategic and well placed public ownership is essential to maintaining the hunting, fishing, and game habitat along the Mississippi River. Public lands adjacent to private property are in danger of losing habitat connectivity because of the continued development pressures on private lands which result in further fragmentation. Land accessibility to these lands is essential to ensuring high quality, memorable experiences while hunting and fishing within the Mississippi River Corridor. Riparian corridors and tributaries are of particular value to resident and migrating wildlife populations, providing connectivity to multiple habitat types.

As loss of habitat in western Minnesota and the Dakotas occurs, and climate change causes the drying up of existing wetlands, the Mississippi flyway will take on a more important role. The Mississippi flyway is the longest migration route of any in the western hemisphere, and is well timbered and watered to afford ideal conditions to support migrating birds. The Mississippi Headwaters supports more than 350 species of animals, mammals, and birds and is an important national treasure which must be preserved.

The Mississippi Headwaters Board will use targeted fee title land acquisitions and permanent conservation easements to accomplish the goals of this proposal. All fee title acquisitions will be approved by the local governmental unit and the Mississippi Headwaters Board where the property exists. The Mississippi River and its connecting tributaries and headwaters lakes are essential to wildlife, bird, and waterfowl transportation and sustainability. The Mississippi Headwaters Board will work with The Trust for Public Land to protect



the priority lands using fee title acquisitions; and the Soil and Water Conservation Districts in the counties of Clearwater, Beltrami, Hubbard, Cass, Itasca, Aitkin, Crow Wing, and Morrison to implement the Reinvest in Minnesota (RIM) program through the Board of Water and Soil Resources to gain permanent conservation easements. Fee title acquisitions will protect against fragmentation of forest land, and provide access to existing public land. Parcels identified as potential fee title acquisitions on the Mississippi River are shown on the attached map.

The Mississippi Headwaters Board will administer, provide updated reports to the council, coordinate efforts, and develop a consistent process that utilizes county support to ensure that the program and spirit of this proposal is met. The Department of Natural Resources or individual counties will hold the fee title acquisitions, and the Board of Water and Soil Resources will hold the permanent easements. A local Project Technical Committee will review and rank potential acquisitions and easements.

Local support was obtained by the MHB counties writing resolutions of support for this program. Various conservation partnerships were formed with The Trust for Public Land and the 8 local Soil & Water Conservation Districts to also help implement this program at the field level.

Which sections of the Minnesota Statewide Conservation and Preservation Plan are applicable to this project:

- H2 Protect critical shoreland of streams and lakes
- H3 Improve connectivity and access to recreation

Which other plans are addressed in this proposal:

- Mississippi River Headwaters Comprehensive Plan
- Outdoor Heritage Fund: A 25 Year Framework

Describe how your program will advance the indicators identified in the plans selected:

This program will advance the indicators by preventing fragmentation of forested land and allow access or better access to landlocked parcels through a fee title acquisition program. Both permanent easements and fee title acquisitions will protect shoreland and provide critical habitat for game and non game species and prioritize the Mississippi River and the natural values that exist there. It will protect migrating waterfowl and related species to increase migratory and breeding success. It will also identify and promote protection of critical habitat for flora and fauna on public and private lands minimizing duplicative efforts. The program will also protect threatened or endangered species that exist in the first 400 miles of the Mississippi River.

Which LSOHC section priorities are addressed in this proposal:

Forest / Prairie Transition:

• Protect, enhance, and restore wild rice wetlands, shallow lakes, wetland/grassland complexes, aspen parklands, and shoreland that provide critical habitat for game and nongame wildlife

Northern Forest:

• Protect shoreland and restore or enhance critical habitat on wild rice lakes, shallow lakes, cold water lakes, streams and rivers, and spawning areas

Describe how your program will produce and demonstrate a significant and permanent conservation legacy and/or outcomes for fish, game, and wildlife as indicated in the LSOHC priorities:

Multiple benefits can be obtained where the water and land meet to preserve an outdoor heritage for generations to come . This program will build resilience into the Mississippi River system to protect against fragmentation and parcelization, and protect the various aquatic and terrestrial species that use the river as a travel corridor. As fee title acquisitions are obtained, measurable results as to population increases and densities will be given to help tell the story how the conservation legacy is unfolding. By utilizing permanent conservation easements and acquisitions, along with science based tools that allow us to target the best areas for habitat; we will be able to sustain a permanent conservation legacy for us to enjoy now, and for our children to appreciate from generation to generation.

Describe how the proposal uses science-based targeting that leverages or expands corridors and complexes, reduces fragmentation or protects areas identified in the MN County Biological Survey:

This proposal emphasizes high quality, riparian tracts adjacent to public land to target the best land suitable for habitat protection. Zonation modeling that was developed by the North Central Conservation Roundtable (NCCR) helps prioritizes fish and wildlife habitat

along with water quality benefits to be utilized on a ranking sheet to help locate areas that provide the best fish, wildlife, and game habitat. The NCCR is a group of non-governmental organizations, state and local agencies that meet quarterly to coordinate and develop strategy for the protection of land in North Central Minnesota. The Mississippi Headwaters sub-watershed prioritization model will be utilized to identify adjacent public land and access. This land that is targeted next to adjacent public land will help expand the corridors and complexes that currently exist through an organized method.

How does the proposal address habitats that have significant value for wildlife species of greatest conservation need, and/or threatened or endangered species, and list targeted species:

The areas targeted by this proposal will strategically protect the habitat and connectivity for fish and game using permanent conservation easements and fee title acquisition to target riparian forest, wetland complexes, tributary confluences, and wild rice communities along the Mississippi river, headwater's reservoirs, and connecting corridors and tributaries. Land conversion and forest fragmentation have a threat on habitat, corridor connectivity, and aquatic function on both land and water in this area. This proposal will specifically protect habitat for the Blanding's Turtle, Gray wolf, Red Shoulder hawk, and the Northern Long Eared Bat.

Identify indicator species and associated quantities this habitat will typically support:

Much of this forested corridor provides habitat for white-tailed deer, Golden-winged Warblers, and Ovenbirds populations. White-tailed deer (Odocoileus virginianus) use a wide variety of forested habitats, are found throughout Minnesota, and are an important game species in the state. In the 33 forested deer permit areas for which deer densities are estimated, covering most of the LSOHC Northern Forest section, the six-year average (2010-2015) for pre-fawn deer densities across all deer permit areas is 13 deer per square mile of land (excluding water). This translates to 0.02 deer (pre-fawning) per acre of forest land habitat or roughly 1 deer (pre-fawning) for every 50 acres of land. Golden-winged Warblers are often associated with shrubland habitat and regenerating forests. More current research indicates a variety of forest habitats are required by Golden-winged Warblers (a matrix of shrubby wetlands and uplands, regenerating forests, and mature forests). While territories vary in size, an average of 4 pairs for every 10 hectares, may be translated to roughly 6 pairs for every 40 acres. Ovenbirds (Seiurus aurocapilla) are found in upland forests statewide; typically in relatively mature forest but can also be found in younger forests. While territories vary in size and may overlap, an average of 10 pairs for every 10 hectares may be translated to roughly 6 pairs for every 40 acres.

Outcomes:

Programs in the northern forest region:

• Increased availability and improved condition of riparian forests and other habitat corridors An increase of lineal shoreland habitat permanently protected by easement or fee acquisition. An increase in the percent (%) of minor watersheds habitat being permanently protected.

Programs in forest-prairie transition region:

• Rivers and streams provide corridors of habitat including intact areas of forest cover in the east and large wetland/upland complexes in the west An increase of lineal shoreland habitat permanently protected by easement or fee acquisition. An increase in the percent (%) of minor watersheds habitat being permanently protected.

How will you sustain and/or maintain this work after the Outdoor Heritage Funds are expended:

Once a RIM easement is acquired, BWSR is responsible for maintenance, inspection and monitoring into perpetuity. The BWSR partners with local SWCDs to carry-out oversight, monitoring and inspection of its conservation easements. Easements are inspected for the first five consecutive years beginning in the year after the easement is recorded. Thereafter, on-site inspections are performed every three years and compliance checks are performed in the other two years. SWCDs report to BWSR on each site inspection conducted and partners' staff document findings. A non-compliance procedure is implemented when potential violations or problems are identified. Perpetual monitoring and stewardship costs have been calculated at \$6,500 per easement. This value is based on using local SWCD staff for monitoring and landowner relations and existing enforcement authorities. The amount listed for Easement Stewardship cover costs of the SWCD regular monitoring, BWSR oversight, and any enforcement necessary.

The non-governmental organizations will transfer all fee title lands to the Dept. of Natural Resources or county for permanent stewardship. Lands acquired by counties will be managed utilizing individual county land management plans, and lands acquired by the DNR will be required to develop a management plan consistent with their division.

Explain the things you will do in the future to maintain project outcomes:

Year	Source of Funds	Step 1	Step 2	Step 3
2021	OHF	agencies to determine interest and develop long	with BWSR to acquire,	Perform on-site inspections for 5 consecutive years, and every 3 years thereafter.
2021	OHF	determine interest and	Work with Trust for Public Land to acquire parcels for fee title acquisitions.	,

What is the degree of timing/opportunistic urgency and why it is necessary to spend public money for this work as soon as possible:

The Mississippi River is the dominant river in the lakes tourism industry. This area is experiencing development pressure at the lake and Mississippi River level, and forest fragmentation from the economic decline of the timber industry.

How does this proposal include leverage in funds or other effort to supplement any OHF appropriation:

The Mississippi Headwaters Board (MHB) is a Joint Powers Board formed in 1980 to preserve the wild and scenic values of the Mississippi river. This proposal, coordinated and administered by the Mississippi Headwaters Board, will bring together state agencies, local governmental units, Comprehensive Water Plans, county government, Land Resource Plans, and nongovernmental organizations to provide a consistent and coordinated approach to permanent habitat preservation. Since 2003, the MHB has leveraged almost \$11 million worth of in-kind support for their work on the Mississippi River.

Relationship to other funds:

• Clean Water Fund

Describe the relationship of the funds:

The MHB has been successful in gaining and utilizing the Clean Water Fund to address water quality issues to compliment this habitat effort. They have currently secured with partners 3 Clean Water Fund grants totaling \$322,000. This allowed them to assess the first 400 miles of the Mississippi River to develop habitat and water quality strategies, and develop and organization campaign to address the issues identified.

Describe the source and amount of non-OHF money spent for this work in the past:

Appro priatio n Year	Source	Amount
2016	Private	\$62,900

Activity Details

Requirements:

If funded, this proposal will meet all applicable criteria set forth in MS 97A.056 - Yes

Will local government approval be sought prior to acquisition - Yes

Is the land you plan to acquire free of any other permanent protection - Yes

Is the land you plan to acquire free of any other permanent protection - Yes

Do you anticipate federal funds as a match for this program - No

Land Use:

Will there be planting of corn or any crop on OHF land purchased or restored in this program - Yes

Explain

The primary purposes of WMAs are to develop and manage for the production of wildlife and for compatible outdoor recreation. To fulfill those goals, the DNR may use limited farming specifically to enhance or benefit the management of state lands for wildlife.

Lands proposed to be acquired as WMAs may utilize farming to prepare previously farmed sites for native plant seeding. This is a standard practice across the Midwest. On a small percentage of WMAs (less than 2.5%), DNR uses farming to provide a winter food source for a variety of wildlife species in agriculture-dominated landscapes largely devoid of winter food sources.

Are any of the crop types planted GMO treated - No

Is this land currently open for hunting and fishing - No

Will the land be open for hunting and fishing after completion - Yes

Land conveyed to the Dept. of Natural Resources or counties will fall under management plans that allow for hunting and fishing opportunities.

Will the eased land be open for public use - No

Are there currently trails or roads on any of the acquisitions on the parcel list - Yes

Describe the types of trails or roads and the allowable uses:

Informal trails on private property are typically used for personal access for hunting, fishing, and ocasionally as remnants of forestry practices. This appropriation is funding a program that will have a parcel list identified at a later time. Roads or trails are typically excluded from easement areas if they serve no beneficial purpose to easement maintenance, monitoring, or enforcement. Existing trails or roads are identified during the easement acquisition process. Some roads and trails, such as agricultural field accesses, are allowed to remain.

Will the trails or roads remain and uses continue to be allowed after OHF acquisition - Yes

How will maintenance and monitoring be accomplished:

Land that is in an easement will be maintained by the landowner, and will be involved in a scheduled monitoring program by the County Soil & Water Conservation District. Land that is fee title acquired by the Dept. of Natural Resources will follow typical DNR management rules and monitoring plan. Land acquired by the county will follow a maintenance and monitoring plan developed by specific county forest resource plans.

For easements: This appropriation is funding a program that will have a parcel list identified at a later time. Roads or trails are typically excluded from the easement area if they serve no beneficial purpose to easement maintenance, monitoring, or enforcement. Existing trails or roads are identified during the easement acquisition process. Some roads and tails, such asagricultural field accesses, are allowed to remain.

Will new trails or roads be developed or improved as a result of the OHF acquisition - Yes

Describe the types of trails or roads and the allowable uses:

On easements, though uncommon, there could be a potential for new trails may be developed, if they contribute to easement maintenance or benefit the easement site (e.g. firebreaks, berm maintenance, etc). Unauthorized trails identified during the monitoring process are in violation of the easement.

How will maintenance and monitoring be accomplished:

The easements secured under this project will be managed as part of the MN Board of Water and Soil Resources (BWSR) RIM Reserve program that has over 6,500 easements currently in place. Easements are monitored annually for each of the first 5 years and then every 3rd year after that. BWSR, in cooperation with Soil and Water Conservation Districts (SWCD), implement a stewardship process to track, monitor quality and assure compliance with easement terms.

Under the terms of the Reinvest In Minnesota (RIM) easement program, landowners are required to maintain compliance with the easement. A conservation plan is developed with the landowner and maintained as part of each easement. Basic easement compliance costs are borne by the landowner, periodic enhancements may be cost shared from a variety of sources.

Lands acquired by counties will be managed utilizing individual county land management plans, and lands acquired by the DNR will be required to develop a management plan consistent with their division.

Accomplishment Timeline

Activity	Approximate Date Completed
Partners-Landowner negotiations, due dilligence, acquire land and convey to State or County	6/30/21
SWCDs-Complete conservation easements applications	6/30/21
BWSR-Process and acquire easements through the RIM program.	6/30/21
DNR, Counties-Acquire and manage land for habitat	6/30/21
MHB-Coordination, administration, reporting	6/30/21

Budget Spreadsheet

Total Amount of Request: \$8,099,700

Budget and Cash Leverage

Budget Name	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Personnel	\$248,200	\$0	Private	\$248,200
Contracts	\$166,000	\$0		\$166,000
Fee Acquisition w/ PILT	\$3,869,000	\$0		\$3,869,000
Fee Acquisition w/o PILT	\$600,000	\$0		\$600,000
Easement Acquisition	\$2,587,000	\$0		\$2,587,000
Easement Stewardship	\$214,500	\$0		\$214,500
Travel	\$13,900	\$0		\$13,900
Pro fessio nal Services	\$142,500	\$0		\$142,500
Direct Support Services	\$43,800	\$43,800	Private	\$87,600
DNR Land Acquisition Costs	\$80,000	\$0		\$80,000
Capital Equipment	\$0	\$0		\$0
Other Equipment/Tools	\$4,900	\$0		\$4,900
Supplies/Materials	\$4,900	\$0		\$4,900
DNR IDP	\$125,000	\$0		\$125,000
Total	\$8,099,700	\$43,800	-	\$8,143,500

Personnel

Position	FTE	Over#ofyears	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Protection and Legal Staff	0.30	3.00	\$124,700	\$0	Private	\$124,700
Administration	1.00	3.00	\$20,000	\$0		\$20,000
Program Management	0.15	3.00	\$45,000	\$0		\$45,000
Easement processing	0.30	3.00	\$58,500	\$0		\$58,500
Total	1.75	12.00	\$248,200	\$0	-	\$248,200

Budget and Cash Leverage by Partnership

BudgetName	Partnership	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Personnel	TPL	\$124,700	\$0	Private	\$124,700
Contracts	TPL	\$50,000	\$0		\$50,000
Fee Acquisition w/ PILT	TPL	\$3,869,000	\$0		\$3,869,000
Fee Acquisition w/o PILT	TPL	\$600,000	\$0		\$600,000
Easement Acquisition	TPL	\$0	\$0		\$0
Easement Stewardship	TPL	\$0	\$0		\$0
Travel	TPL	\$6,000	\$0		\$6,000
Professional Services	TPL	\$142,500	\$0		\$142,500
Direct Support Services	TPL	\$43,800	\$43,800	Private	\$87,600
DNR Land Acquisition Costs	TPL	\$80,000	\$0		\$80,000
Capital Equipment	TPL	\$0	\$0		\$0
Other Equipment/Tools	TPL	\$0	\$0		\$0
Supplies/Materials	TPL	\$0	\$0		\$0
DNR IDP	TPL	\$125,000	\$0		\$125,000
	Total -	\$5,041,000	\$43,800		\$5,084,800

Personnel - TPL

Position	FTE	Over#ofyears	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Protection and Legal Staff	0.30	3.00	\$124,700	\$0	Private	\$124,700
Total	0.30	3.00	\$124,700	\$0	-	\$124,700

BudgetName	Partnership	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Personnel	MHWB	\$20,000	\$0		\$20,000
Contracts	MHWB	\$50,000	\$0		\$50,000
Fee Acquisition w/ PILT	MHWB	\$0	\$0		\$0

Fee Acquisition w/o PILT	MHWB	\$0	\$0		\$0
Easement Acquisition	MHWB	\$0	\$0		\$0
Easement Stewardship	MHWB	\$0	\$0		\$0
Travel	MHWB	\$3,000	\$0		\$3,000
Pro fessio nal Services	MHWB	\$0	\$0		\$0
Direct Support Services	MHWB	\$0	\$0		\$0
DNR Land Acquisition Costs	MHWB	\$0	\$0		\$0
Capital Equipment	MHWB	\$0	\$0		\$0
Other Equipment/Tools	MHWB	\$0	\$0		\$0
Supplies/Materials	MHWB	\$0	\$0		\$0
DNR IDP	MHWB	\$0	\$0		\$0
Total	-	\$73,000	\$0	-	\$73,000

Personnel - MHWB

Po sitio n	FTE	Over # of years	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Administration	1.00	3.00	\$20,000	\$0		\$20,000
Total	1.00	3.00	\$20,000	\$0	-	\$20,000

Budget Name	Partnership	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Personnel	BWSR	\$103,500	\$0		\$103,500
Contracts	BWSR	\$66,000	\$0		\$66,000
Fee Acquisition w/ PILT	BWSR	\$0	\$0		\$0
Fee Acquisition w/o PILT	BWSR	\$0	\$0		\$0
Easement Acquisition	BWSR	\$2,587,000	\$0		\$2,587,000
Easement Stewardship	BWSR	\$214,500	\$0		\$214,500
Travel	BWSR	\$4,900	\$0		\$4,900
Pro fessio nal Services	BWSR	\$0	\$O		\$0
Direct Support Services	BWSR	\$0	\$0		\$0
DNR Land Acquisition Costs	BWSR	\$0	\$0		\$0
Capital Equipment	BWSR	\$0	\$0		\$0
Other Equipment/Tools	BWSR	\$4,900	\$0		\$4,900
Supplies/Materials	BWSR	\$4,900	\$0		\$4,900
DNR IDP	BWSR	\$0	\$0		\$0
	Total -	\$2,985,700	\$0	-	\$2,985,700

Personnel - BWSR

Po sitio n	FTE	Over#ofyears	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Program Management	0.15	3.00	\$45,000	\$0		\$45,000
Easement processing	0.30	3.00	\$58,500	\$0		\$58,500
Total	0.45	6.00	\$103,500	\$0	-	\$103,500

Amount of Request: \$8,099,700

Amount of Leverage: \$43,800

Leverage as a percent of the Request: 0.54%

DSS + Personnel: \$292,000

As a % of the total request: 3.61%

Easement Stewardship: \$214,500

As a % of the Easement Acquisition: 8.29%

How did you determine which portions of the Direct Support Services of your shared support services is direct to this program:

Based on TPL's federal reimbursement rate.

Does the amount in the contract line include R/E work?

Yes, and also for the MHB to contract professional services for project coordination of the LSOHC proposal.

Does the amount in the travel line include equipment/vehicle rental? - Yes

Explain the amount in the travel line outside of traditional travel costs of mileage, food, and lodging:

N/A

Describe and explain leverage source and confirmation of funds:

The Trust for Public Land has committed to contributing half of its DSS as leverage for this proposal.

Does this proposal have the ability to be scalable? - Yes

Tell us how this project would be scaled and how administrative costs are affected, describe the "economy of scale" and how outputs would change with reduced funding, if applicable:

A reduction in funding would reduce outputs proportionally for the most part. Program management costs would be the exception, due to program development & oversight remaining somewhat consistent regardless of appropriation amount.

Output Tables

Table 1a. Acres by Resource Type

Туре	Wetlands	Prairies	Forest	Habitats	Total
Restore	0	0	0	0	0
Protect in Fee with State PILT Liability	0	50	895	0	945
Protect in Fee W/O State PILT Liability	0	0	165	0	165
Protect in Easement	0	0	1,320	0	1,320
Enhance	0	0	0	0	0
Total	0	50	2,380	0	2,430

Table 1b. How many of these Prairie acres are Native Prairie?

Туре	Native Prairie
Restore	0
Pro tect in Fee with State PILT Liability	0
Protect in Fee W/O State PILT Liability	0
Pro tect in Easement	0
Enhance	0
Total	0

Table 2. Total Requested Funding by Resource Type

Туре	Wetlands	Prairies	Forest	Habitats	Total
Restore	\$0	\$0	\$0	\$0	\$0
Pro tect in Fee with State PILT Liability	\$0	\$200,000	\$4,102,000	\$0	\$4,302,000
Pro tect in Fee W/O State PILT Liability	\$0	\$0	\$752,600	\$0	\$752,600
Pro tect in Easement	\$0	\$0	\$3,045,100	\$0	\$3,045,100
Enhance	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$200,000	\$7,899,700	\$0	\$8,099,700

Table 3. Acres within each Ecological Section

Туре	Metro/Urban	Forest/Prairie	SEForest	Prairie	Northern Forest	Total
Restore	0	0	0	0	0	0
Protect in Fee with State PILT Liability	0	50	0	0	895	945
Protect in Fee W/O State PILT Liability	0	0	0	0	165	165
Protect in Easement	0	0	0	0	1,320	1,320
Enhance	0	0	0	0	0	0
Total	0	50	0	0	2,380	2,430

Table 4. Total Requested Funding within each Ecological Section

Туре	Metro/Urban	Forest/Prairie	SEForest	Prairie	Northern Forest	Total
Restore	\$0	\$0	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$200,000	\$0	\$0	\$4,102,000	\$4,302,000
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0	\$752,600	\$752,600
Protect in Easement	\$0	\$0	\$0	\$0	\$3,045,100	\$3,045,100
Enhance	\$0	\$0	\$0	\$0	\$0	\$0
Tota	\$0	\$200,000	\$0	\$0	\$7,899,700	\$8,099,700

Table 5. Average Cost per Acre by Resource Type

Туре	Wetlands	Prairies	Forest	Habitats
Restore	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$4,000	\$4,583	\$0
Protect in Fee W/O State PILT Liability	\$0	\$0	\$4,561	\$0
Protect in Easement	\$0	\$0	\$2,307	\$0
Enhance	\$0	\$0	\$0	\$0

Table 6. Average Cost per Acre by Ecological Section

Туре	Metro/Urban	Forest/Prairie	SEForest	Prairie	Northern Forest
Restore	\$0	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$4,000	\$0	\$0	\$4,583
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0	\$4,561
Protect in Easement	\$0	\$0	\$0	\$0	\$2,307
Enhance	\$0	\$0	\$0	\$0	\$0

Target Lake/Stream/River Feet or Miles

400

Parcel List

Explain the process used to select, rank and prioritize the parcels:

Parcels for easement and fee title acquisition will use the easement and fee title acquisition ranking sheets in the attachment section of the proposal to rank and score parcels. These two ranking sheets will be filled out separately by a technical committee member, and then the group will convene regularly to discuss ranking and scoring. BWSR includes a statement about how parcels are selected and/or supplies a copy of signup criteria, when applicable. They do not identify easement parcels on a proposal, since the proposal requests funding for a program rather than a list of already identified projects.

Section 1 - Restore / Enhance Parcel List

No parcels with an activity type restore or enhance.

Section 2 - Protect Parcel List

Aitkin

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Mississippi River, Aitkin	04727224	247	\$300,000	No	Full	Full
Palisade	05024228	712	\$800,000	No	Full	Full
Verdon Township- Savanna State Forest	05124222	163	\$210,000	No	Full	Full

Beltrami

Name	TRDS	Acres	EstCost	Existing Protection?	Hunting?	Fishing?
Fro hn to wnship	14632223	168	\$549,000	No	Full	Full
Wolf Lake II	14632236	460	\$2,000,000	No	Full	Full

Crow Wing

Name	T RDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Indian Jack Lake	13626234	263	\$600,000	No	Full	Full
Mississippi River, Baxter	13329223	600	\$1,800,000	No	Full	Full
Mississippi River, Buffalo	04431203	500	\$2,000,000	No	Full	Full
Mississippi River, Crow Wing State Forest North	04729220	159	\$500,000	No	Full	Full
Rabbit Lake Township		73	\$300,000	No	Full	Full
Rabbit Lake To wnship II	04728210	159	\$640,000	No	Full	Full

Hubbard

Name	TRDS	Acres	EstCost	Existing Protection?	Hunting?	Fishing?
LaSalle Creek SNA	14435235	350	\$800,000	No	Full	Full
Schoolcraft River AMA	14533219	130	\$400,000	No	Full	Full

Morrison

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
McDougall WMA Addition	03932228	50	\$200,000	No	Full	Full
Morrison Monahan	04232210	40	\$160,000	No	Full	Full

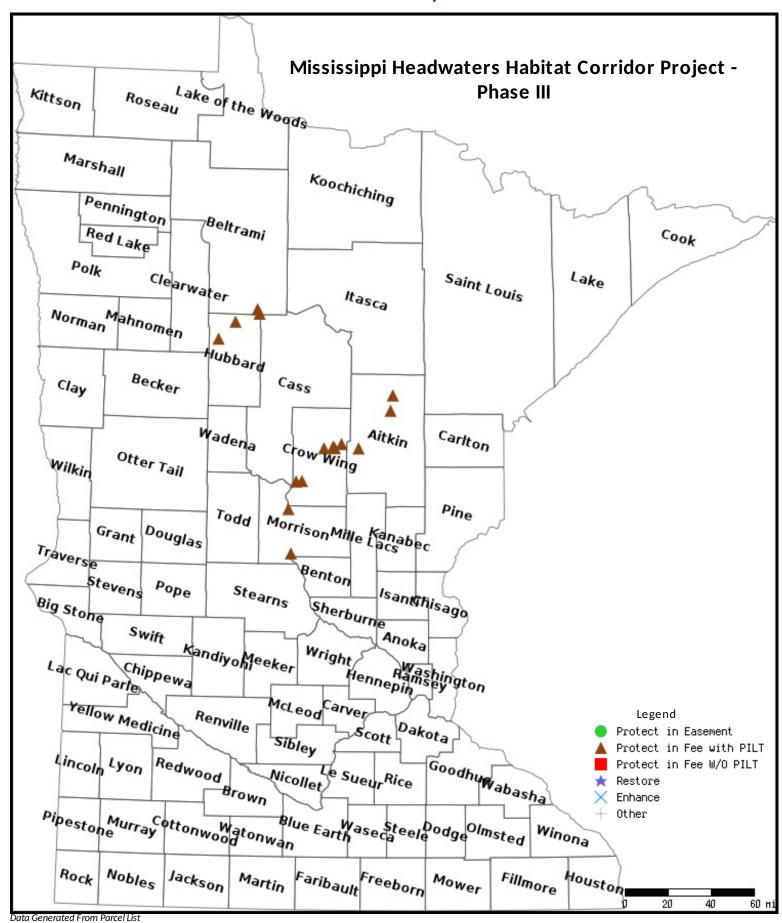
Section 2a - Protect Parcel with Bldgs

No parcels with an activity type protect and has buildings.

Section 3 - Other Parcel Activity

No parcels with an other activity type.

Parcel Map



Mark Uglem State Representative

District 36A Anoka Hennepin



Minnesota House of Representatives

COMMITTEES:

ENVIRONMENT & NATURAL RESOURCES POLICY AND FINANCE SUBCOMMITTEE ON MINING, FORESTRY & TOURISM STATE GOVERNMENT FINANCE CAPITAL INVESTMENT

March 7, 2017

Mark Wm. Johnson, Executive Director Lessard-Sams Outdoor Heritage Council 95 State Office Building St. Paul, MN 55155

Dear Mark;

We the undersigned, members of the Legislature, want to take this opportunity to communicate to the Lessard-Sams Outdoor Heritage Council some concerns we have about some recent projects the LSOHC has recommended.

It is no secret, as evidenced by recent testimony, that many local units of government and legislators are unhappy with the purchase of so much land with the funds available to the council.

We feel there needs to be a change in direction and allocations. Specifically, we feel more emphasis needs to be placed on restoring and enhancing our resources. More habitat initiatives, watershed improvements, and forestry enhancements are just a few areas that we need to place greater emphasis on.

This is not to say all land acquisitions should cease. We simply feel they need to be limited and more strategic in nature.

Thank you for your consideration, and our hope is that working together we will continue to make Minnesota the leader in preserving and enhancing our environment.

Sincerely.



Mark Uglem 36A

Dan Fabian 1A	Seb fiel 1B
MN House District	MN House District
John Henrym 10A	Paul Takelon 16 B
MN House District	MN House District
Mell Kned 10B	Matt Blin SA
MN House District	MN House District
Meduku 16A	Rob Eckland 3A
MN House District	MN House District
MN House District	MN House District
Mudy Jayman 5B	Suh Vanse 526
MN House District	MN House District
Mush 11 A	Jaron Par 11
MN House District	MN House District
15B	Suche 1ZA
MAN Horro District	MN House District



Lessard-Sams Outdoor Heritage Council The State of Minnesota

State Office Building, Room G95 100 Dr. Rev. Martin Luther King Jr. Blvd. Saint Paul, Minnesota 55155

Representative Mark Uglem - District 36A Representative Dan Fabian - District 1A Representative Josh Heintzman – District 10A Representative Dale Lueck – District 10B Representative Chris Swedzinski – District 16A Representative Brian Johnson – District 32A Representative Sandy Layman - District 5B Representative Mike Sundin - District 11A Representative Jim Newberger - District 15B Representative Debra Kiel - District 1B Representative Paul Torkelson – District 16B Representative Matt Bliss - District 5A Representative Bob Ecklund – District 3A Representative Jason Metsa - District 6B Representative Rick Hansen – District 52A Representative Jason Rarick - District 11B Representative Jeff Backer – District 12A

Wednesday, March 22, 2017

Re: letter to LSOHC concerning land acquisition

Dear Representative:

Please consider this letter as confirmation that I am in receipt of your jointly signed letter dated March 7, 2017.

To facilitate conveyance of your message and concerns, I will forward your letter and this acknowledgement to the individual members of the Lessard-Sams Outdoor Heritage Council immediately. Additionally, I anticipate that your letter will be an item for discussion at the next meeting of the council on April 28, 2017.

Thank you for your letter, your openness, and your willingness to work together.

Respectfully,

Mark Wm. Johnson Executive Director

Lessard-Sams Outdoor Heritage Council