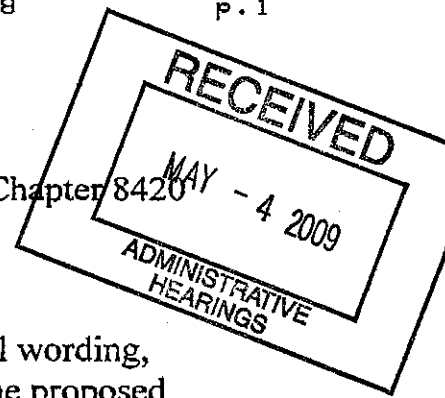


Comments regarding proposed changes to Minnesota Rule Chapter 8420  
May 4, 2009



Line 2.19;

Delete the proposed word "impact". Retain the original wording, "result in the drainage of". Reason being, the application of the proposed change could and most likely would result in the determination that any activity within a wetland will impact said wetland. Even if the impact is a "no-loss impact or, in reality, an improvement type impact.

Line 21.9

Delete proposed change to this line. This part, 8420.0200, is not "Determining" local government unit. Rather, the local unit of government will be making "Determinations" in accordance with the provisions of 8420.0200.

Also, the final decision making process needs clarification. Some Local Government Units may have only one "Staff" member trained and qualified to make the applicable decision. Decisions should be a consensus of the majority of at least three qualified persons who have physically visited and viewed the proposed activity site, and with consultation with the property owner. The property owner most likely has a better history of the property and area whereas the persons making the decision most likely have but a few hours at the location and area involved.

Line 53.23 through 54.4

To this category, add, "agricultural activities which do not qualify under agricultural activities, lines 47.17 through 49.12. Reason being, newly developed and formally agricultural lands are not addressed elsewhere.

I am outside the loop as far as being current on events in the clean water area, which has been an area of my concern for many years. I learned of the proposed changes only about two weeks ago. With the enormous amount of changes proposed and the relatively short time allotted for public input, is there any possibility of the public comment period being extended. I hope so.

Sincerely; Leland Magnuson, 41935 Duxbury RD, Sandstone MN 55072  
Phone 320 245 2868 e-mail jlmag@northlc.com

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\*\*\* RX REPORT \*\*\*  
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