

Red Lake County Resolution Accepting Jurisdiction

**A RESOLUTION REGARDING THE ELECTION OF JURISDICTION FOR
THE MINNESOTA BUFFER LAW**

Red Lake County
Resolution No: 06-01-17

WHEREAS, provisions in Minnesota Statute 103F.48 (Buffer Law) allow a county or watershed district to affirm jurisdiction to carry out the compliance provisions regarding riparian vegetated buffers and alternative water quality practices for those waterbodies identified on the Department of Natural Resources' Buffer Protection Map; and

WHEREAS, a county with jurisdiction over a noncompliant site shall enforce corrective actions through a coordinated approach under the authority granted in Minnesota Statute 103B.101, subd. 12a, the Buffer Law or other authority granted by statute; and

WHEREAS, the Red Lake County agrees to carry out corrective actions on a parcel basis to ensure compliance with the buffer requirements, which may include an Administrative Penalty Order (APO) plan under the authority provided in Minnesota Statutes 103B.101, subd. 12a and 103F.48; and

WHEREAS, the Red Lake County is electing jurisdiction on all public drainage ditches for which it is the drainage authority and public waters, located within its boundaries, identified on the Department of Natural Resources' Buffer Protection Map; and


WHEREAS, the Buffer Law requires that each Local Government Unit provide notice affirming jurisdiction and identify the rule, ordinance, or other official controls that will be used to carry out the compliance provisions of the buffer requirements to the Board of Water and Soil Resources, including a copy of the adopting resolution.

THEREFORE, BE IT RESOLVED that the Red Lake County hereby accepts the authority and administrative responsibility to implement the Buffer Law as the Local Government Unit within the legal boundaries of Red Lake County for the water features identified above as of June 13, 2017 in accordance with Minnesota Statute 103F.48.

Adopted this 13th day of June, 2017.

By: 
Chair of the Red Lake County Commissioners

Offered by Commissioner D. SORENSEN, seconded by Commissioner J. LEROHL, and
adopted by a vote of 5 to 0 at the regular meeting of the County Commissioners of Red
Lake County on June 13, 2017.

Attest: 
Robert Schmitz
County Auditor

