

n. Review of District fee and permit security schedules

Motion by Manager _____ seconded by _____ to adopt the following resolution:

NOW THEREFORE BE IT RESOLVED that the Board of Managers hereby adopts the following fee and permit security schedule:

Riley-Purgatory-Bluff Creek Watershed District Permit Fee Deposit and Rate Schedule

Effective Since February 6, 2020

The following permit-fees deposits will be required from permit applicants to complete or continuing processing an application or permit, in keeping with established RPBCWD policy (see RPBCWD Board of Managers adopted Resolution 2020-001 for additional information).

Deposits

For land-disturbing activities on record single-family residential property: \$200

For Wetland Conservation Act applications: \$500

For subdivision of land and all other projects: \$3,000

Applicants requesting a variance or exception under Rule K – Variances and Exceptions must submit an additional deposit of \$2,000.

Rates

Application processing fee \$10

Inspection, services of consultants, monitoring –

RPBCWD staff \$57.40/hour

Consulting engineer/technician contracted rate

Counsel contracted rate

Electronic recordkeeping, postage, mailing, contracted administrative services and other miscellaneous services will be billed at cost.

- Permit fee deposits will be held in escrow and applied to reimburse RPBCWD for costs including, but not limited to, permit review, administration, inspections, and close-out-related activities;
- When a permit application is approved, the deposit will be replenished to the applicable deposit amount by the applicant before the permit will be issued to cover actual costs incurred to monitor compliance with permit conditions and the RPBCWD Rules;
- No permit will be modified, renewed or extended if the applicable permit fee deposit balance is negative; and

- RPBCWD administrator will return any unused portion of an applicant’s permit fee deposit to the permittee within 45 days of notice from the permittee that the permitted work has been completed, unless RPBCWD determines that the work has not been completed in accordance with the applicable permit
- All permit applicants and permittees replenish the permit fee deposit to the original amount or such lesser amount as the RPBCWD administrator deems sufficient within 30 days of receiving notice that such deposit is due, and directing the administrator to close out the relevant application or permit and revoke prior approvals, if any, if the permit-fee deposit is not timely replenished.

Financial Assurance Rate Schedule

Effective Since May 1, 2019

RPBCWD requires a financial assurance to ensure the performance and completion of work in accordance with a permit issued by RPBCWD. A financial assurance, when required, is pursuant to Minnesota Statutes section 103D.345 and RPBCWD Rule M – Financial Assurances, and rates are as follows:

<u>Rule</u>	<u>Financial Assurance Amount</u>
Rule C – Erosion and Sediment Control	\$2,500/acre disturbed, plus \$2.50/foot of erosion control, \$100/ea inlet, and \$250/ea rock construction entrance
Rule D – Wetland and Creek Buffers	\$5,000 + \$1,000/acre over 10 acres
Rule E – Dredging and Sediment Removal	125 percent of design engineer’s opinion of cost
Rule F – Shoreline or Streambank Stabilization	Total number of feet of shoreline or streambank affected times \$100
Rule G – Waterbody Crossings and Structures	125 percent of design engineer’s opinion of cost of installation and restoration
Rule J – Stormwater Management	125 percent of design engineer’s

opinion of costs of construction of stormwater management facilities/practices, and \$5,000 chloride management plan

Minimum financial assurance amount (when required) for projects other than those on a single-family home property: \$5,000.

No financial assurance is required for a permit under Rule H or Rule I.

Financial assurances must include 10 percent administrative costs in addition amounts calculated according to schedule above.

The question was on the adoption of the Resolution and there were ___ yeas, ___ nays and ___ abstentions as follows:

Yea Nay Abstain Absent

CRAFTON

KOCH

PEDERSON

WARD

ZIEGLER

Upon vote, the president declared the resolution _____.

Dated: January ___, 2022.

David Ziegler, Secretary

* * * * *

I, David Ziegler, secretary of the Riley Purgatory Bluff Creek Watershed District, do hereby certify that I have compared the above resolution with the original thereof as the same appears of record and on file with the District and find the same to be a true and correct transcription thereof.

IN TESTIMONY WHEREOF, I set my hand this _____ day of _____, 2022.