

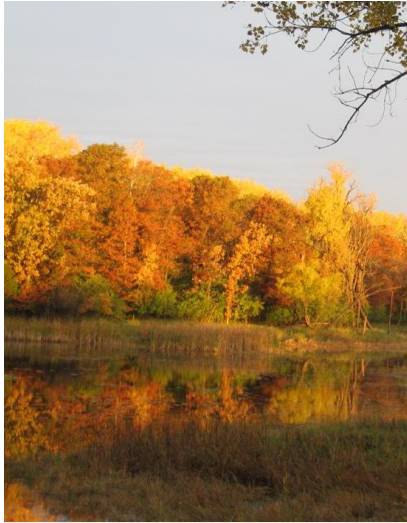


This section will give the reader an understanding of how the District updates and makes amendments to the 2010 Plan.

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*Photo courtesy of the
Washington Conservation District*

A. Plan Updates

The Carnelian-Marine-St. Croix Watershed District (CMSCWD) Board of Managers intends that their 2010 Plan extend through 2020. The CMSCWD may need to revise this 2010 Plan prior to the next update for it to remain a useful long-term planning tool if significant changes are required involving goals, policies, administrative procedures, funding or the capital improvement program, or if problems arise that are not addressed in the 2010 Plan. Update of the 2010 Plan to the next generation watershed management plan will begin in the year 2018 and continue through 2020. This 2010 Plan will remain in full effect until an updated plan is approved by BWSR. Plan amendments may be proposed to the CMSCWD Board by any agency, person, county, city or township, but only the CMSCWD Board may initiate the amendment process. All proposed plan amendments must be submitted to the Board in writing, along with a statement of the problem, rationale for the amendment and an estimate of associated costs.

Technical information (i.e. from District initiated studies and monitoring and new data from district partners) will require frequent updating. The CMSCWD intends to post this updated information on the District website. Technical information that results in new action items will be incorporated into District operations through implementation of the District's "Routine", "Focused" or "Impaired" watershed management strategies as appropriate. Generally, these technical updates and studies are considered part of the normal District operations consistent with the intent of the 2010 Plan and will not trigger a Plan amendment. This includes implementation projects resulting from "Focused" and "Impaired" watershed management activities that include a public input process. However, when the new technical information or study findings result in a significant policy change, or need for implementation of a capital improvement project that is not specifically identified in the 2010 Plan, a plan amendment is required.



Terrapin Lake

B. Amendment Procedures

All amendments to the 2010 Plan will follow the procedures set forth in this plan section and as required by MS 103B.231 and Rule 8410.0140.

1. Plan Amendment Preparation

The District will prepare the necessary plan amendments (both general and minor) in a format consistent with Rule 8410.0140 (as revised). The rule requires that unless the entire Plan is reprinted, all adopted amendments must be printed in the form of replacement pages for the Plan, each page must:

- Show deleted text as stricken and new text shown as underlined for draft amendments being considered;
- Be renumbered as appropriate; and
- include the effective date of the amendment.

The CMSCWD will maintain a distribution list of 2010 Plan holders and within 30-days of adopting an amendment, it will distribute copies to the distribution list. Generally, the District will make the documents available for public access via the District website and provide electronic copies of the amendment when requested. Printed copies will be made available when requested and printed at the cost of the requester.

2. General Plan Amendments

Should the CMSCWD or BWSR decide that a general plan amendment is needed the District will follow the general plan amendment process described in Rule 8410.0140, Subp.2 and MS 103B.231, Subd. 11. The general plan amendment process is the same review process as the process followed for the review of a plan update. The following are examples of situations where a general plan amendment might be required:

- The addition of a capital improvement project that is not included in the 2010 Plan.
- The establishment of a water management district(s) to collect revenues and pay for projects initiated through MS 103B.231, MS 103D.601, 605, 611 or 730.
- The addition of new District programs or initiatives that are inconsistent with District objectives and policies or have the potential to create significant financial impact.



Mays Lake

3. Minor Plan Amendments

Rule 8410.0020, Subp. 10, defines “*Minor plan amendments*” as meaning items such as recodification of the Plan, revision of a procedure meant to streamline administration of the plan, clarification of the intent of a policy, inclusion of additional data not requiring interpretation, or any other action that will not adversely affect a local unit of government or diminish a water management organization’s ability to achieve its plan goals or implementation program.

The CMSCWD will follow the following process for minor plan amendments:

- The District will send copies of the proposed minor plan amendments to the affected cities and townships, Metropolitan Council, Washington County, the state review agencies, and BWSR for review and comment at least 30 days before a holding a public meeting. The deadline for receipt of review comments will be the date of public meeting.
- The District will hold a public meeting to explain the proposed amendments and publish a legal notice of the meeting twice, at least 7 days and 14 days before the date of the meeting.
- The District will adopt and distribute the amendment after BWSR has either agreed it is a minor amendment or failed to act within 45 days of receipt of the amendment.

The following are examples of situations when the District would seek a minor plan amendment:

- When the District initiates a project and the District share of the project exceeds the amount identified in the Capital Improvement Program (CIP) by more than 25%.
- When District completes an implementation plan for an “Impaired Management Watershed” (TMDL Study) or a “Focused Management Watershed Study” that result in projects that are not specifically described in the District’s CIP.

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