

ST. LOUIS COUNTY DRAINAGE AUTHORITY

AGENDA

July 14, 2015

Immediately following the County Board meeting.

1. Call to order/roll call.
2. Minutes for June 23, 2015.
3. Establish a public hearing on abandonment petitions submitted by EIP Minnesota, LLP.
(15-03R)
4. Other business.
5. Adjourn.

**COUNTY DRAINAGE AUTHORITY NO. 15 – 03
REPLACEMENT**

DATE: July 14, 2015 **RE:** Establish a Public Hearing on
Repair and Partial
Abandonment Petitions
Submitted by EIP Minnesota,
LLC

FROM: Kevin Gray
County Administrator

James T. Foldesi
County Engineer/Public Works Director

RELATED DEPARTMENT GOAL:

To administer county ditch systems.

ACTION REQUESTED:

It is requested that the County Drainage Authority set a hearing to consider petitions for repair of County Ditch #1 and partial abandonment of County Ditches #1 and #6 and a supplemental petition to cover ditches located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West.

BACKGROUND INFORMATION:

On February 6, 2015, EIP Minnesota, LLC ("EIP") submitted petitions for repair of County Ditch #1 and partial abandonment of County Ditches #1 and #6. It was recently discovered that some of the ditches that EIP wishes to have partially abandoned are located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West and are not encompassed by the County Ditch #1 and #6 systems. EIP is in the process of submitting a supplemental petition correctly describing these ditches.

Minnesota Statutes Chapter 103E requires that the County Board, acting as the County Drainage Authority, set hearings to consider these petitions. It is desired that the hearing be set to occur on August 4, 2015 at the Duluth Courthouse.

RECOMMENDATION:

It is recommended that the County Drainage Authority set the hearing on EIP's petitions for repair of County Ditch #1 and partial abandonment of County Ditches #1 and #6 and a supplemental petition to cover ditches located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West to occur on August 4, 2015 at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN.

**Establish a Public Hearing on Repair and Partial Abandonment Petitions
Submitted by EIP Minnesota, LLC**

BY COMMISSIONER _____

WHEREAS, Pursuant to Minn. Stat. Chapter 103E, the St. Louis County Board is required to convene as the County Drainage Authority to discuss and approve pending matters related to county ditches; and

WHEREAS, The County Drainage Authority received a petition for the repair of a portion of County Ditch #1 and petitions for the partial abandonment of County Ditches #1 and #6 from EIP Minnesota, LLC; and

WHEREAS, It was recently discovered that some of the ditches that EIP wishes to have partially abandoned are located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West and are not encompassed by the County Ditch #1 and #6 systems. EIP is in the process of submitting a supplemental petition correctly describing these ditches; and

WHEREAS, Minnesota Statutes Chapter 103E requires that the County Drainage Authority hold hearings on these petitions; and

WHEREAS, It is desired that the County Drainage Authority set the hearing to consider EIP's petitions for repair of County Ditch #1 and partial abandonment of County Ditches #1 and #6 a supplemental petition to cover ditches located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West to occur on August 4, 2015 at the Duluth Courthouse.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners, acting in the capacity of the County Drainage Authority, hereby sets the hearing on EIP's petitions for repair of County Ditch #1 and partial abandonment of County Ditches #1 and #6 and a supplemental petition to cover ditches located in state ditch #53 and sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West to occur on August 4, 2015 at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN.