

**Resolution No. 2024-13**

**SHELL ROCK RIVER WATERSHED DISTRICT  
FOUNTAIN LAKE RESTORATION PROJECT EAST MAIN BAY AND NORTH BAY  
PROJECT NO. 2013-02**

**WHEREAS**, the Shell Rock River Watershed District (“District”) is the Responsible Governmental Unit (“RGU”) in the processing of the Environmental Assessment Worksheet (“EAW”) for the proposed Fountain Lake Restoration Project, consisting of construction of a Confined Disposal Facility (“CDF”) and dredging of Fountain Lake East Main Bay and North Bay, (the “Project”);

**WHEREAS**, the District has submitted a copy of all public agencies on the EAW distribution list, provided a press release to the local paper, published the press release on the District website, and published a notice of the EAW in the EQB Monitor, all of which were done in accordance with Minnesota Rules Ch. 4410.

**WHEREAS**, the thirty (30) day comment period ended April 18, 2024, with three public agencies commenting;

**WHEREAS**, the District acknowledges the responses from the Minnesota Department of Natural Resources, Minnesota Pollution Control Agency, and Department of Administration.

**WHEREAS**, the District conducted a Board Workshop on May 7, 2024, to consider the comments to the EAW, the responses, and Project;

**WHEREAS**, the District has responded to all substantive and timely comments on the EAW;

**WHEREAS**, the information gathered during the EAW process and the comments received on the EAW do not support a need for an EIS on the proposed Project;

**WHEREAS**, the District has considered the comments that were received, responses to the commenting public agencies, and the evidence in the Record;


**WHEREAS**, the District has been presented and reviewed draft Findings of Fact, Conclusions of Law, and Decision in the form as attached to this Resolution;

**WHEREAS**, the District has complied and will maintain a full Record of Decision, available for review upon request;

**NOW THEREFORE BE IT RESOLVED**, by the District, as RGU, that a negative declaration is made on the need for an EIS for the proposed Project; and

**BE IT FURTHER RESOLVED**, by the District as RGU, that a Record of Decision has been prepared on behalf of the District to address the specific comments and concerns of the responding agencies and supporting the declaration of negative need and the Findings of Fact, Conclusions of Law, and Decision is approved and is attached to this Resolution.

ADOPTED by this Board on this 14<sup>th</sup> of May, 2024.

  
Mick Delger, Chair

ATTEST:

  
Brad Kramer, Vice Chair