

HOUSTON COUNTY

304 South Marshall Street Caledonia, MN 55921 TEL (507) 725-5827 Commissioners:
District 1
Jack Miller
District 2
Eric Johnson (Chair)
District 3
Robert Burns (Vice-Chair)
District 4
Teresa Walter
District 5
Greg Myhre

Jeffrey Babinski County Administrator

HOUSTON COUNTY BOARD OF COMMISSIONERS BOARD MEETING AGENDA

9:30, June 9, 2020, County Board Room, Historic Courthouse

*****The meeting will be accessible to public participants via our conference call line at 312-626-6799 and entering meeting ID: 95697403315 and password 992222. Public attendees are requested to mute their line until addressed.****

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVE AGENDA

APPROVE PREVIOUS MINUTES

- May 26 Board Meeting
- June 2 Workgroup Session

PUBLIC COMMENT

COVID-19 Update from Public Health

Southern Minnesota Initiative Foundation - Houston County 2020 Updates video

CONSENT AGENDA

(Routine business items enacted by one unanimous motion. Commissioners may request moving items on the consent agenda to the Action Item list if they desire discussion before taking action.)

- 1) Approve Claims, Human Service & License Center disbursements.
- 2) Affirm the following personnel actions:
 - i. TBD
 - 1. TBD
 - 2. TBD
 - ii. TBD
 - 1. TBD

ACTION ITEMS

1) Consider approval of a letter of support for the Twin Cities-Milwaukee-Chicago Intercity Passenger Rail Project. (Babinski)

- 2) Consider approval of an Interim Use Permit for Mathy Construction to operate a temporary Bituminous Plant in an Ag District in La Crescent Township. (Lacher)
- 3) Consider approval of a Conditional Use Permit for George Kittleson to build a dwelling on less than 40 acres in an Ag District in Sheldon Township. (Lacher)
- 4) Consider approval of a Conditional Use Permit for Joe Macejik to build a cabin in an Ag District in Houston Township. (Lacher)
- 5) Consider approval of a Conditional Use Permit for Mark Frickson to operate a custom meat processing and fresh met market in an Ag District in Money Creek Township. (Lacher)
- 6) Consider accepting the low bid offer for SAP 028-635-022 Paving. (Pogodzinski)
- 7) Consider approval of Resolution 20-29 County State Aid Highway Funds Advance. (Pogodzinski)
- 8) Consider approval of Property Tax Abatements. (Cresswell)
- 9) Consider approval of Resolution 20-40 Authorization to Accept Next Generation E-911 Grant Funds. (Cresswell)
- 10) Consider approval of a contract with Brothers Up North LLC to complete work on the Root River Japanese Hops project. (Meiners)

DISCUSSION ITEMS

- 1) Administrator Updates
- 2) Commissioner Reports & Comments

CLOSING PUBLIC COMMENT ADJOURN

From: Krom, Daniel (DOT)

To: mellberg@umn.edu; anortham@winona.edu; candrews@smumn.edu; dnahrgan@smumn.edu; lklein@uwlax.edu;

<u>dhill@newportmn.com; kwalsh@stpaulpark.org; jelevitt@cottagegrovemn.gov; lstoffel@hastingsmn.gov; laura.blair@ci.red-wing.mn.us; cityadmin@wabasha.org; cespinosa@ci.winona.mn.us; ssarvi@ci.winona.mn.us;</u>

 $\underline{andrea.benck@co.goodhue.mn.us;}\ \underline{Jeff\ Babinski};\ \underline{Jim\ Wolter};\ \underline{patty@redwingchamber.com};$

dschmidt@winonachamber.com; president@smumn.edu; solson@winona.edu

Clarksen, Robert (DOT); Rudeen, Erik (DOT); Hatt, Kathryn (DOT); McFarland-Brooks, Mary (DOT)

Subject: Passenger rail CRISI application support request
Date: Wednesday, June 3, 2020 4:30:58 PM
Attachments: TCMC CRISI Support Letter Template.docx

*** HOUSTON COUNTY SECURITY NOTICE ***

This email originated from an external sender. Exercise caution before clicking on any links or attachments and consider whether you know the sender. For more information please contact HelpDesk.



Office of Freight and Commercial Vehicles 395 John Ireland Boulevard St. Paul, MN 55115

Greetings,

Cc:

As you may be aware, the Twin Cities-Milwaukee-Chicago (TCMC) Project is a multi-partner effort with support across several states to implement additional passenger rail transportation service in the corridor between the Twin Cities and Chicago. Previous phases of the project have enjoyed the participation of various public agencies, including the Minnesota and Wisconsin Departments of Transportation, the Ramsey County Regional Railroad Authority, and the La Crosse Area Planning Commission, among others.

The TCMC Project fills regional transportation system gaps, provides an alternative that is cost-effective to implement, operate and maintain, responds to increases in population and economic growth, integrates with existing_Hiawatha service between Milwaukee and Chicago, and avoids travel time delays sometimes experienced by the eastbound Empire Builder as it travels from the West Coast.

The project was recently awarded an Federal Railroad Administration (FRA) Restoration & Enhancement Grant to fund operations for the first three years of service, and the project partners are now excited to advance the project from the planning to implementation phase. In order to fund the construction in the TCMC corridor, additional federal support is being requested from the FRA through the Consolidated Rail Infrastructure and Safety Improvements (CRISI) Program. The additional funds provided by this grant will enable the infrastructure construction to proceed, which is the critical remaining element of the project.

The TCMC project is expected to improve existing freight operations, and provide economic development opportunities along the entire corridor, including significant beneficial impacts to the community in which your agency operates. To assist us in this effort, please consider using the attached template to provide a letter of support for this next step as the grant application is

developed.

Please send the letter directly to the FRA Administrator Ronald Batory and if possible, a copy of your letter to <u>Robert.Clarksen@state.mn.us</u> by **6/12/2020** to be included with the application.

Your support is sincerely appreciated,

Dan Krom
Freight and Rail Planning Section Manager
Office of Freight and Commercial Vehicle Operations (MS 460)
Minnesota Department of Transportation
395 John Ireland Blvd.
St. Paul, MN 55155

Equal Opportunity Employer

The Honorable Ronald L. Batory
Administrator of the Federal Railroad Administration
U.S. Department of Transportation
1200 New Jersey Avenue SE
Washington, DC 20590

Dear Administrator Batory,

I am writing you in support of the Wisconsin Department of Transportation and Minnesota Department of Transportation joint application to the Federal Railroad Administration's Consolidated Rail Infrastructure and Safety Improvements (CRISI) program for funds to support the capital improvements for the Twin Cities-Milwaukee-Chicago Intercity Passenger Rail (TCMC) Project.

For those not traveling by personal vehicle, there are a lack of transportation options for travel to and from smaller cities within the TCMC corridor. Amtrak's Empire Builder, which provides long-distance service between Chicago and Seattle/Portland, is the only existing passenger rail service that operates between the Twin Cities and Chicago. This once daily round trip service provides limited passenger schedule options between Chicago Union Station and Union Depot in St. Paul and several smaller communities along the route in Minnesota and Wisconsin. While commercial bus and airline services are available, these do not fully serve the travel demand between these smaller cities and the larger cities.

The TCMC Project fills regional transportation system gaps, provides an alternative that is cost-effective to implement, operate and maintain, responds to increases in population and economic growth, integrates with Hiawatha service, and avoids travel time delays sometimes experienced by the eastbound Empire Builder as it travels from the West Coast. The new round-trip within the TCMC Project corridor complements the existing Empire Builder long-distance service with a schedule providing an intercity frequency that is approximately 4 to 6 hours apart from the existing Empire Builder schedule, to provide flexibility and convenience oriented towards passenger rail travel within the TCMC corridor.

In addition to improving regional mobility, the TCMC Project has important economic benefits. The TCMC Project will create engineering and construction jobs to design and build approximately \$72 million in track and signal improvements. Additionally, the Project will support tourism spending all along the 411-mile route, it will support businesses that sell goods and services to Amtrak and it will connect students to educational opportunities at colleges and universities throughout the TCMC Corridor. Ultimately, it will help rural and urban communities along the corridor attract and retain businesses, employees, residents, and visitors by improving connections to the economic epicenters of the region.

The TCMC Project is a multi-partner effort with support across several states. Existing and past project phases have included significant participation from various public entities including WisDOT, MnDOT, La Crosse Area Planning Commission and the Ramsey County Regional Railroad Authority. Recently, the project was awarded an FRA Restoration & Enhancement Grant to fund operations and project partners are excited to advance the project from planning to implementation.

If awarded, Federal funding would be utilized to implement critical infrastructure improvements throughout the TCMC Corridor, allow for TCMC operations to commence, improve existing freight operations, and provide economic value along the entire corridor. Federal funding would greatly reduce the barriers to successful implementation of the TCMC Project and I support the application for the CRISI Grant Program.

Thank you for your consideration,

Name Position Title Organization

Houston County Agenda Request Form

This form is not intended for the general public. It is intended for use by county department heads, representatives of other governmental units or vendors/agencies who contract with Houston County. Members of the public may address the Board during the Public Comment Period. (See Policy for Public Comment Period).

Date Submitted:

1-Jun-20

Person requesting appointment with County Board:	Aaron Lacher			
Approve 1 IUP and 3 CUPs: 1) Mathy Construction - IUP to District in La Crescent Twp 2) George Kittleson - CUP to be District in Sheldon Twp. 3) Joe Macejik - CUP to build a CFrickson - CUP to operate a custom meat processing and Creek Twp. (All were approved by the PC on 5-28-2020.)	ouild a dwelling on less than 40 acres in an Ag cabin in an Ag District in Houston Twp. 4) Mark I fresh meat market in an Ag District in Money			
<u>Justification:</u>				
Action Requested: Final Approval by the County Board. (Agenda, Hearing Notices, Findings and Staff Reports are attached.)				
For County U	Jse Only			
Reviewed by: County Auditor Finance Director IS Director	County Attorney Zoning Administrator County Engineer Environmental Services Other (indicate dept)			
Recommendation:				
<u>Decision:</u>				

All agenda request forms must be submitted to the County Auditor by 4:00 p.m. on Monday in order to be considered for inclusion on the following week's agenda. The Board will review all reequests and determine if the request will be heard at a County Board meeting.

HOUSTON COUNTY

ENVIRONMENTAL SERVICES

Solid Waste ● Recycling ● Zoning 304 South Marshall Street – Room 209, Caledonia, MN 55921 Phone: (507) 725-5800 ● Fax: (507) 725-5590



STAFF REPORT

5/15/2020

Application Date: 4/21/2020 Hearing Date: 5/28/2020 Petitioner: Mathy Construction Reviewer: Aaron Lacher Zoning: Ag Protection

Address: 1485 Evans Hill Rd Township: La Crescent Parcel Number: 080229000

Submitted Materials: IUP application, Supplemental information sheet.

OVERVIEW

REQUEST

The Petitioner requests an Interim Use Permit to set up and operate a bituminous plant in an existing quarry (Abnet Quarry, La Crescent Township permit #228) in La Crescent Township.

SUMMARY OF NOTEWORTHY TOPICS

The asphalt plant is proposed to be located within the floor of the Abnet Quarry, located off of Evans Hill Rd. The plant will support paving of CSAH 6 from the Winona County line to La Crescent city limits, a distance of 6.67 miles. Additional projects may be support by the plant as well.

Haul routes are identified in the application, and were reviewed by the County Engineer. Some inbound routes are proposed thought the City of La Crescent, and the City was given opportunity to provide comment.

Test results for the proposed plant were provided. The test found Plant 52 emitted 0.0053 grains per dry standard cubic foot (GR/DSCF) of particulate matter; the regulatory maximum is 0.039 GR/DSCF.

TOWNSHIP AND NEIGHBORHOOD COMMENTS



La Crescent Township, the City of La Crescent, and the ten nearest property owners were notified. Comments were received from County DOT, MPCA, and City of La Crescent. No comments were received from the public.

SITE CHARACTERISTICS

The plant is proposed in an existing quarry. Drainage is contained within the quarry in which two retention ponds are located.

The quarry floor is at an elevation of approximately 1060. Nearby wells located approximately ½ mile to the south indicated a ground water level of 723' and 713' for the Wonewoc Sandstone Aquifer. A sealed well is located in the NW corner of the quarry floor.

In addition to the retention ponds within the quarry, an intermittent stream is mapped on the western edge of the parcel, and runs in the ditch on the eastern side of Evans Hill Rd before entering Pine Creek.





EVALUATION

Section 11.05 of the Houston County Zoning Ordinance requires the following:

Subdivision 1. Findings. The Planning Commission shall not recommend a conditional use permit unless they find the following:

NA: #13, #14.

1. That the proposed use conforms to the County Land Use Plan.

<u>Staff Analysis</u>: The Comprehensive Plan, section 0100.0510 Subd. 2, Policy 4 states: "Encourage the development of a transportation system which properly balances considerations of safety, accessibility, environmental protection and cost." The application is within the parameters of this policy.

2. That the applicant demonstrates a need for the proposed use.

Staff Analysis: The scheduled reconstruction of roadways in the County creates a need.

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Standard precautions required by State and Federal Law will be followed. The applicant has provided information the Spill Prevention Control Countermeasure plan in place, and outlined steps to protect water quality should a spill occur.

4. That the proposed use will not adversely increase the quantity of water runoff.

Staff Analysis: Runoff is contained within the existing quarry site.

5. That soil conditions are adequate to accommodate the proposed use.

<u>Staff Analysis</u>: The plant will be located on the quarry floor. The soil has been previously removed. The rock floor is a suitable surface for asphalt plant operations.

6. That potential pollution hazards been addressed and that standards have been met.

<u>Staff Analysis</u>: Applicable Federal and State standards are met, including plant emissions and storm water quality. A Spill Prevention Control Countermeasure Plan is in place and employees are provided training regarding it. The applicant indicates there will be 3-5 portable toilets on site.

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: The County Engineer is aware of the proposed haul routes and indicates they are acceptable. Routes also go through the City of La Crescent, which did not indicate concerns over the proposed routes. The applicant indicates there will be 3-5 portable toilets on site, as well as a dumpster.

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

<u>Staff Analysis</u>: The existing quarry has adequate parking for the employees needed to operate the plant.

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: The haul routes identified make use of the most robust roadways available.

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: The properties in the immediate vicinity are woodland and cropland. The nearest dwellings are approximately 3,000' to the north. Impacts are anticipated to be marginal and temporary relative to the baseline quarry operation and the proposed resurfacing of CSAH 6. An IUP was previously issued for a multi-use agri-tourism facility south of the quarry. The permit holders were provided notice of this application and did not provide comment.

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

<u>Staff Analysis</u>: Adjacent properties are woodland and cropland. The County is not aware of any proposed development of the surrounding land during the proposed permit term.

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

<u>Staff Analysis</u>: The measures proposed mitigate potential nuisances to the extent practical and are adequate given the relatively isolated location of the site. This includes efforts to reduce asphalt odor and dust suppression.

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: NA

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: NA

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

<u>Staff Analysis</u>: The proposal includes adequate measures to protect the public's health, safety, morals, and general welfare, including compliance with compliance with state and federal, and planning for an unforeseen spill. Additionally, the applicant's previous work in the county has been conducted as presented and without incident.

RECOMMENDATION

The Planning Commission must consider the criteria above. Should the permit be granted, staff recommend requiring the following conditions:

- The Permittee shall comply with all federal, state, and local laws and regulations;
 Permit expiration shall be October 31, 2020.

Proposed Motion: Recommend approval of an IUP for Mathy Construction to operate a bituminous plant as proposed, subject to the two conditions discussed.

Number

2020-IUP-57853

Patrick Paulino | 080299000 | Interim Use Request

Submitted by Mathy Construction on 4/8/2020



INTERIM USE INTRO [Edit] Last updated: 4/8/2020 10:41:13 AM and saved by: Mathy Construction

An Interim Use is a land use or development that would not be appropriate generally but may be allowed with appropriate restrictions as provided by official controls upon a finding that specific criteria are met, as outlined in Section 7.7 of the ordinance. Interim use permits must specify a termination event or date, and are nontransferable.

When submitting an application, the information requested in this form is required. You may be asked to provide additional information as deemed necessary by the Zoning Office, the Planning Commission, or the County Board.

A non-refundable application fee and recording fee are required before an application is considered complete.

Prior to completing this form, a pre-application meeting with County Zoning is strongly recommended.

Interim Use Application Fee \$700.00

Recording Fee \$46.00

Application Type: Interim Use

Applicant Name Patrick Paulino

Telephone Number **608-779-6348**

Address 920 10TH AVENUE NORTH, P O BOX 189

City Onalaska

Zip **54650**

Parcel Tax ID **080299000**

Legal Description Sect-02 Twp-104 Range-005 80.00 AC E1/2 SW1/4 DOC

261833; DOC 269688; DOC 292784

Section-Township-Range **02-104-005**

Do you own additional adjacent parcels

No

Township of: La Crescent

Applicants are required to inform township boards of their application.

Please reference the table below and contact the official for your township.

I understand I am required **Yes** to inform my township of my application.

Township Contacts

INTERIM USE REQUEST [Edit] Last updated: 4/9/2020 8:49:50 AM and saved by: Mathy

Construction

Click here to view the Houston County Zoning Ordinance 5/15/2020

Describe in detail your

request.

Mathy Construction would like to place a temporary portable asphalt plant in Abnet Quarry to make asphalt for local infrastructure projects. We would like to start mid

June and operate for a few weeks.

Citation of Ordinance Section from which the Interim Use is requested: Unknown

Requested Dimension: Typically a plant footprint with stock piles is around 4

acres.

Houston County Application.pdf (download)

Please upload any supporting documents:

INTERIM USE FINDING OF FACTS [Edit] Last updated: 4/9/2020 9:10:44 AM and saved by:

Mathy Construction

Click here to view the Houston County Zoning Ordinance

Findings Required:

Yes

1. That the proposed use conforms to the County Land Use Plan.

Comments: See attached.

Yes

2. That the applicant demonstrates a need for the proposed use.

Comments: The proposed use would provide hot mix asphalt to local

infrastructure projects.

Yes

3. That the proposed use will not degrade the water quality of the County.

Comments: See attached.

Yes

4. That the proposed use will not adversely

https://permits.schneidercorp.com/Permitting App/Application PrintView.aspx?PermitId=57853

8

increase the quantity of water runoff.

Comments:	See attached.
5. That soil conditions are adequate to accommodate the proposed use.	N/A
Comments:	N/A
6. That potential pollution hazards have been addressed and standards have been met.	Yes
Comments:	See attached.
7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.	Yes
Comments:	See attached.
8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.	Yes
Comments:	All plant parking and loading will be within the quarry foot print.
9. That adequate facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.	Yes
Comments:	See attached.

Yes

10. That the conditional use will not be injurious

to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

Comments: See attached.

Yes

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Comments: See attached.

Yes

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Comments: Mathy Construction uses odor suppressant in it's asphalt

mix. Mathy Construction also uses water to prevent any

fugitive dust from leaving the site.

N/A

13. That the density of any proposed residential development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district

Comments: N/A

N/A

14. That the density of any proposed

commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district.

Comments:

Yes

N/A

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Comments: See attached.

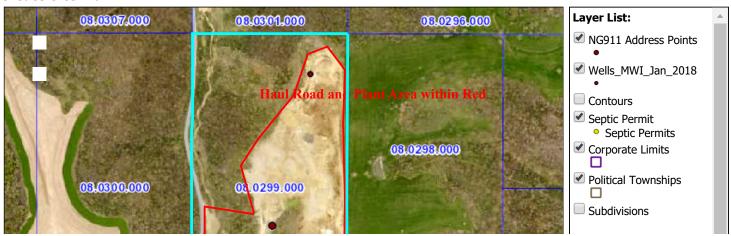
SITE PLAN INFORMATION [Edit] Last updated: 4/9/2020 9:19:50 AM and saved by: Mathy Construction

A site plan MUST accompany all Applications. You can either hand draw your site plan and submit it via scanning and attaching the document, or by using the interactive map below.

There are no attached documents.

Upload Site Plan

Use Interactive Map to Create Site Plan



12/7/2018)

APPLICATION SUBMITTAL [Edit] Last updated: 4/9/2020 9:21:47 AM and saved by: Mathy Construction

By checking this box, I grant Houston County access to my property for the purpose of evaluating this application.

Yes

By checking this box, I certified that I have notified my town board of my application.

Yes

By checking this box, I certify that the information provided in this application is true and accurate to the best of my knowledge.

Yes

Signature Boll Palm

Date Signed: 04/09/2020

Check this box if Staff Signature on behalf of Applicant.

No

APP SUBMITTED/PAYMENT SELECTION Last updated: 4/21/2020 4:47:09 PM and saved

by: Holly Felten

Fee amount paid: \$746

LA CRESCENT TOWNSHIP REVIEW [Edit] Last updated: 4/21/2020 4:47:40 PM and saved

by: Holly Felten

Notice to Township

Date email sent: 04/21/2020

DATES [Edit] Last updated: 5/11/2020 12:44:27 PM and saved by: Holly Felten

4/21/2020

Application Date

5/13/2020

Advertising Date

5/28/2020

Planning Commission

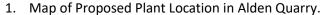
Meeting Date

6:00 PM

Meeting Time

Comments

<u>Houston County Application – Supplemental Information</u>





- 2. The maximum time for operation would be June through September of 2020.
- 3. The plant would operate Monday through Saturday from 5:00 A.M. to 9:00 P.M.
- 4. The plant would provide product for the following Houston County projects: MN CSAH 6. The plant may also provide product to additional projects within the area if more jobs are accepted throughout the coming months.
- 5. Project Haul Routes Maps: See Attachment 1.
- 6. All our asphalt plants have air emission testing. See Attachment 2 for emission testing of plant 52. In the event a different plant is mobilized for the project, a plant specific emission test can be provided upon request.
- 7. Materials and quantities may vary but will approximately match the following:
 - Asphalt Cement = 30,000 gallons,
 - Diesel Fuel = 9,200 gallons,

- Liquid Propane = 18,000 gallons,
- Tack = 7,000 gallons,
- Petroleum Lubricants = 55-150 gallons.
- Aggregate Material
- 8. All Mathy Construction's asphalt plants have a Spill Prevention Control Countermeasure (SPCC) plan in place. Prevention and reaction to spills are implemented and followed in accordance with the requirements of 40 CFR Part 112, Subparts A and B (February 6th, 2018). Mathy Construction ensures that the contents of the SPCC plans are implemented and maintained by well trained, educated and competent employees.

Example of Preventative Measures:

- Inspections of equipment and site are performed to prevent possible spills.
- Best management practices, such as a berm, are implemented to ensure any
 possible spills stay on site and away from water sources.

Summary of Spill Response:

In the event of a spill, the following emergency response is followed:

- Take immediate action to isolate and control the release, as long as response
 action does not jeopardize the health and/or safety of responders or the public.
 Mobilize accessible resources and stabilize the situation. Barriers,
 aggregate/earthen materials and/or adsorbent materials should be used, if
 necessary, to prevent discharge from reaching storm water conveyance systems
 or off-site areas.
- 2. Consult Safety Data Sheets (SDS), when necessary, to evaluate health hazards and fire potential. Contact local fire responders if potential for ignition is a concern.
- 3. Report any spill to authorized Company officials. Company officials will notify the County Emergency Management, Department of Natural Resources (DNR) personnel, and EPA National Response Center <u>for reportable spills</u>.
- 4. Continue spill mitigation procedures. Isolate and contain petroleum products through berming, application of absorbent aggregate, petroleum adsorbent padding, or diversion to containment area. Confirm possible control of leak or spill source as soon as practicable.
- 5. Notify Company officials as soon as the situation is stabilized. Upon approval of the Company or DNR officials, begin excavation/cleaning process.
- 9. The haul routes for incoming this product can be found in Attachment 3.

ATTACHMENT 1

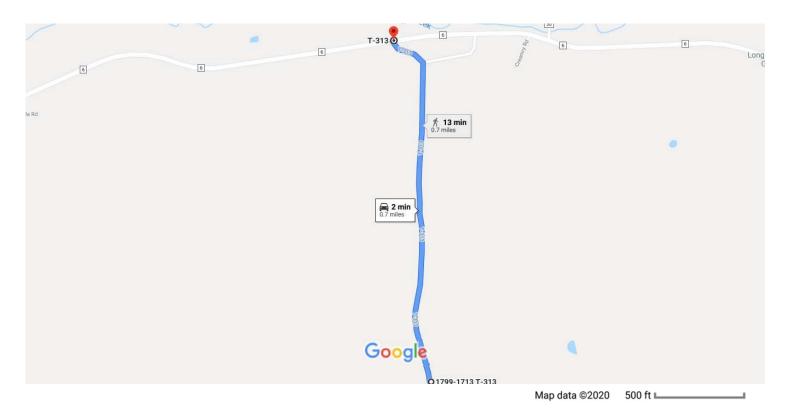
PROJECT HAUL ROUTES

Google Maps

1799-1713 T-313, La Crescent, MN 55947 to T-313, La Crescent, MN 55947

Drive 0.7 mile, 2 min

HMA Mix Haul from Abnet Quarry to CSAH 6: 28,200 Tons



1799-1713 T-313

La Crescent, MN 55947

1. Head north on T-313 toward County Rd 6

- 0.7 mi

2. Turn right onto County Rd 6

13 ft

T-313

La Crescent, MN 55947

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.

ATTACHMENT 2

EMISSION TESTING

Interpoll Laboratories, Inc 4500 Ball Road N.E. Circle Pines, Minnesota 55014-1819

TEL: (763) 786-6020 FAX: (763) 786-7854

RESULTS OF THE SEPTEMBER 2-3, 2015 PARTICULATE EMISSION COMPLIANCE TESTS ON THE MATHY CONSTRUCTION PLANT 52 NEAR INDEPENDENCE, WISCONSIN

Submitted to:

MATHY CONSTRUCTION COMPANY

4105 East River Road NE Rochester, MN. 55906

Attention:

Samantha Kaster

Reviewed by:

Report Number 15-34577 September 29, 2015 DVH

Coordinator

Source Testing Department

TABLE OF CONTENTS

VBBE	REVIAT	YONS	iii
1	INTF	RODUCTION	1
2	SUM	MARY AND DISCUSSION	2
3	AIR	EMISSION RESULTS	4
	3.1	Results of Orsat & Moisture Determinations	
	3.2	Results of Particulate Loading Determinations	7
	3.3	Results of Opacity Observations	9

APPENDICES:

- A Sampling Train Calibration Data
- B Location of Test Ports
- C Field Data Sheets
- D Interpoll Laboratories Analytical Data
- E Asphalt Plant Operating Data
- F Procedures
- G Calculation Equations
- H Test Plan

ABBREVIATIONS

ACFM actual cubic feet per minute cc (ml) cubic centimeter (milliliter)

DSCFM dry standard cubic foot of dry gas per minute

DSML dry standard milliliter
DEG-F (°F) degrees Fahrenheit

DIA. Diameter FT/SEC feet per second

g gram

GPM gallons per minute

GR/ACF grains per actual cubic foot
GR/DSCF grains per dry standard cubic foot
g/dscm grams per dry standard meter

HP horsepower HRS hours IN. inches

IN.HG. inches of mercury IN.WC. inches of water

LB pound

LB/DSCF pounds per dry standard cubic foot

LB/HR pounds per hour

LB/10⁶BTU pounds per million British Thermal Units heat input pounds per million British Thermal Units heat input

MW megawatt

mg/dscm milligrams per dry standard cubic meter ug/dscm micrograms per dry standard cubic meter

microns (um) micrometer

MIN. minutes

ng nanograms

PM particulate matter

PPH pounds per hour

PPM parts per million

ppmC parts per million carbon ppm,d parts per million, dry ppm,w parts per million, wet ppt parts per trillion

PSI pounds per square inch

SQ.FT. square feet TPD tons per day ug micrograms

v/v percent by volume w/w percent by weight

Standard conditions are defined as 68 °F (20 °C) and 29.92 IN. of mercury pressure

1 INTRODUCTION

On September 2-3, 2015 Interpoll Laboratories personnel conducted a particulate emission compliance test on the Mathy Construction Plant 52 located near Independence, Wisconsin. The compliance test was conducted by Steve Edson and Jaryd Marks. Visible emissions were performed by Samantha Kaster of Mathy Construction, a certified reader who also provided coordination between testing activities and plant operation. The test was not witnessed by a representative of the Wisconsin Department of Natural Resources.

Evaluations were performed in accordance with EPA Methods 1-5, CFR Title 40, Part 60, Appendix A (revised July 1, 2015). A preliminary determination of the gas linear velocity profile was made before the first particulate determination to allow selection of the appropriate nozzle diameter required for isokinetic sample withdrawal. An Interpoll Labs sampling train, which meets or exceeds specifications in the above-cited reference was used to extract particulate samples by means of a heated glass-lined probe.

An integrated flue gas sample was extracted simultaneously with each particulate sample using a specially designed gas sampling system. Integrated flue gas samples were collected in 44-liter Tedlar bags housed in a protective aluminum container. After sampling was complete, the bags were sealed and returned to the laboratory for gas composition analysis. Prior to sampling, the Tedlar bags are leak checked at 15 IN.HG. vacuum with an in-line rotameter. Bags with any detectable inleakage are discarded.

Testing was conducted from two test ports oriented at 90 degrees on the stack. These ports are located 2.66 stack diameters downstream and 2.34 diameters upstream of the nearest flow disturbances. A 24-point traverse was used to collect representative particulate samples. Each traverse point was sampled 2.5 minutes to give a total sampling time of 60 minutes per run.

The important results of the test are summarized in Section 2. Air emission results are presented in Section 3. Fuel analysis results are presented in Section 4. Field data and all other supporting information are presented in the appendices.

2 SUMMARY AND DISCUSSION

The results of the particulate emission compliance tests are summarized in Table 1. An overview of the results is presented below:

1(a) Emission Unit Tested	1(b) Pollutant and Emission Limit	1(c) Test Result	
Plant #52	PM 0.039 GR/DSCF	PM 0.004 GR/DSCF	
	Opacity 20%	Opacity 0%	

No difficulties were encountered in the field or in the laboratory evaluation of the samples. On the basis of this fact and a complete review of the entire data and results, it is our opinion that the results reported herein are accurate and closely reflect the actual values, which existed at the time the test was performed.

Summary of the September 2-3, 2015, Particulate Emission Compliance Test on the Mathy Construction Plant 52 Located Near Independence, Wisconsin. Test 1

Item		Run 1	Run 2	Run 3	Average
Date of test		09-02-15	09-03-15	09-03-15	
Time (Start/Finish)	(Hrs)	1605 / 1706	0722 / 0823	1722 / 1823	
Volumetric Flow Actual Standard	(ACFM) (DSCFM)	77,737 38,031	77,148 38,520	78,523 38,748	77,803 38,433
Gas Temperature	(°F)	292	288	281	287
Moisture Content	(\/\%)	27.03	25.90	27.45	26.79
Gas Composition Carbon Dioxide Oxygen	(%v/v, dry)	4.57 13.52 81.91	4.47 13.42 82.11	4.98 13.32 81.70	4.67 13.42 81.91
Sample Volume	(dscf)	39.77	39.40	40.79	39.99
Isokinetic Variation	(%)	101.1	98.9	101.8	100.6
Particulate Results-EPA Method 5 Dry Catch Only Sample Mass (Nozzle, PW, Filter) Concentration - Actual Concentration - Standard Emission Rate	(g) (GR/ACF) (GR/DSCF) (LB/HR)	0.0115 0.00218 0.00446 1.454	0.0099 0.00194 0.00388 1.280	0.0094 0.00175 0.00356 1.181	0.00196 0.00397 1.305

3 AIR EMISSION RESULTS

The results of all air emission tests are presented in this section. Gas composition and moisture are presented first followed by the computer printout of the particulate and opacity determinations. Preliminary measurements including test port locations are given in the appendices.

The results have been calculated on a personal computer using Microsoft Excel spreadsheets specifically for source testing calculations. EPA-published equations have been used as the basis of the calculation techniques. The particulate emission rate has been calculated using the product of the concentration times flow method.

26

3.1 Results of Orsat & Moisture Determinations

Interpoll Laboratories Report Number 15-34577 Mathy Plant 52 Independence, WI

Test Number 1
Asphalt Baghouse

Results of Gas Composition and Moisture Analyses --- Methods 3A and 4 (% v/v)

Date of Run		Run 1 09-02-15	Run 2 09-03-15	Run 3 09-03-15
Dry basis				
Carbon Dioxide	(%)	4.57	4.47	4.98
Oxygen	(%)	13.52	13.42	13.32
Nitrogen	(%)	81.91	82.11	81.70
Wet basis				
Carbon Dioxide	(%)	3.33	3.31	3.61
Oxygen	(%)	9.87	9.94	9.66
Nitrogen	(%)	59.77	60.84	59.27
Water Vapor	, ,	27.03	25.90	27.45
Dry Molecular Weight	(g/gmole)	29.27	29.25	29.33
Wet Molecular Weight	(g/gmole)	26.23	26.34	26.22
Specific Gravity	(3.3)	0.906	0.910	0.906
Water Mass Flow	(lb/hr)	39527	37762	41116
Fo		1.615	1.673	1.522

28

3.2 Results of Particulate Loading Determinations

Interpoli Laboratories Report Number 15-34577

Mathy Plant 52
Independence, Wi

Test Number 1
Asphalt Baghouse

Results of EPA Method 5 Sampling Data

		Run 1	Run 2	Run 3
Date of Test		09-02-15	09-03-15	09-03-15
Time of Runs	(Hrs)	1605 / 1706	0722 / 0823	1722 / 1823
Static Pressure	(In. of WC)	-0.90	-0.90	-0.90
Cross Sectional Area	(Sq. ft)	15.32	15.32	15.32
Pitot Tube Coefficient	(0.84	0.84	0.84
Water in Sample Gas				
Impingers	(g)	2 92.7	267.4	309.0
Desiccant	(g)	19.7	24.7	18.3
Total	(g)	312.4	292.1	327.3
Total	(9)	312.4	202.3	021.0
Gas Meter Coefficient		1.0028	1.0028	1.0028
Barometric Pressure	(In. of Hg)	28.63	28.61	28.61
Avg. Orifice Pressure Drop	(In. of WC)	1.64	1.55	1.70
Avg. Gas Meter Temperature	(°F)	87.9	71.8	80.7
Volume Through Gas Meter				
Meter Conditions	(CF)	42.84	41.24	43.39
Standard Conditions	(DSCF)	39.77	39.40	40,79
Staridard Contaggorio	(200.)	00.71	00.10	,017 0
Total Sampling Time	(Min.)	60.00	60.00	60.00
Nozzie Diameter	(ln.)	0,220	0.220	0.220
Avg. Stack Gas Temperature	(°F)	292	288	281
Volumetric Flow Rate				
Actual	(ACFM)	77,737	77,148	78,523
Dry Standard	(DSCFM)	38,031	38,520	38,748
Dry Clandaid	(5001 141)	00,001	00,023	00,1 10
Isokinetic Variation	(%)	101.1	98.9	101.8

30

3.3 Results of Opacity Observations

		Opacity Form										
Source Name		<u> </u>	Obser	vation	n Date	,	Start	Time		Stop	Time	
Source Name Mathy Cons	truction –	Plant 52						:28		į.	:4	7
	·) <i>[2</i>	-01		· '	. 20		, ,	• -1	_•
Address			Min	G	15	30	45	Min	0	15	30	45
	man Marce	salek Quarne					<u> </u>	31	· · ·	13	30	4.5
The Kraemer Comp			2	0	0	0	0			<u> </u>		
County Road O and	Palacrasa	Paral	3	0	0	0	0	32				
Country Rolla & arc	10000	NOULS		0	0	٥	0	33				
City	State / ~ ! }	54747	4	D	0	0	0	34				
Country Road Q and City Independence	701	{ 57 17 }	5	U	0	0	0	35				
Phone	Source to Number		6	0	0	Ð	0	36				
(008 - 790 - 4317 Process Equipment			7	0	٥	0	0	37				
Process Equipment	Operating Mode		8	0	D	0	0	38				
Asphalt Plant	Continue	sus	9	0	D		0	39				
Control Equipment	Operating Mode		10	0	0	0	0	40		,		
Baghouse	Continue	ous_	11	0	٥	0	0	41				
Describe Emission Point	0 .1		12	٥	\Box	D	0	42				
start Baghouse Stack	stop Baghou	se Stack	13	D	0	U	٥	43	[
Height Above Ground Level	Height Relative To (14	0	0	0	0	44				
Start 33' Stop 33'	Start 33'		15	O	0	0	ø	45				
Distance From Observer	Direction From Obs		16	0	0	0	O	45				
Start (00' Stop 100'	Start N	Stop 17	17	0	٥	0	0	47				
Describe Emissions	٥.		18	0	0	0	\circ	48	į			
Start Clear	stop Clear		19	0	0	0	0	49	Ì			
Emission Color	Plume Type: Contin		20	0				50				
Start Clear Stop Clear	Attached 🗀	Detached 🗆	21		}			51				
1 ·	If Water Droplet Plu	me: NA	22					52				
No ☒ Yes □	1	Detached	23					53		1		
Point in The Plume At Which Opacity Was	Determined		24		1			54				1
Start Top of Stack	Stop Top of	Stack	25					55				
Descibe Background			26					56				********
Start Blue Sky Background Color light Start light Blue Stop Blue	Stop Blue Sk	y l	27					57			·	
Background Color light	Sky Conditions	O most little	28					58				
Start light Blue Stop Blue	Start Mostly	Stop Sunny	29			Ì		59	\neg			
Wind Speed	Wind Direction ⁰	0	30					60		<u> </u>		
start 4 mph stop 4mph	Start ESE	Stop ESE	Avera	ge Op.	acity F	or		# Of R	eading	gs Abo	ove	
Ambient Temp.	Wet Bulb Temp.	RH Percent	Highe	st Peri	od	\circ	ļ	2	\circ	% We	re C	>
Start 85° Stop 85°	ļ —		Range	of Op	acity i	Readir	ngs					
Source Layout Sketch	Draw North Arrow			•	Minin	านเท	C	>	Maxin	num		}
	(1)		Obser	ver's i	lame i	(Print)	. ,					
	Emission Point		Sa	ma	nt	ha	Ka	ste	۲-			1
Sun Wind	Ī		Obser	ver's S	ignatu	re		11		Date		
Plume and	Observers Position	٠	<u></u>	Sac		يک	=	axte	ا سهرا	9/3	3/20	15
Stack			Organ	izatio	1		•	<u></u>				
0_		~ }	Ma	thu	Co.	nst	านเ	ction	n () อก	an	ابد
Sun Location Line	1	}	Certifi			.,01	. + 11			Date	1	0
Comments			Acr	om	et i	Ena)	inee	หล่อง	a 1	3/29	5/20	มร่
			Verifie			- 0			0	Date	1	
Have Received A Copy Of These Opacity	Observations		*		a5	You	unc	بلا		3/2	5/2	015
Signature				''				5	I		,-	⊣
Title	Date											
	ļ											
		<u> </u>										į
	<u> </u>											



Certification of Visible Opacity Reading

Samantha Kaster

qualified to conduct EPA Method 9 Tests for visible opacity in accordance with the methods established for such qualification in 40 CFR Part 60 Appendix A.

Certification Date: March 25, 2015

Expiration Date: September 25, 2015

AeroMet Instructor: Douglas Young

ATTACHMENT 3

INCOMING MATERIAL HAUL ROUTE

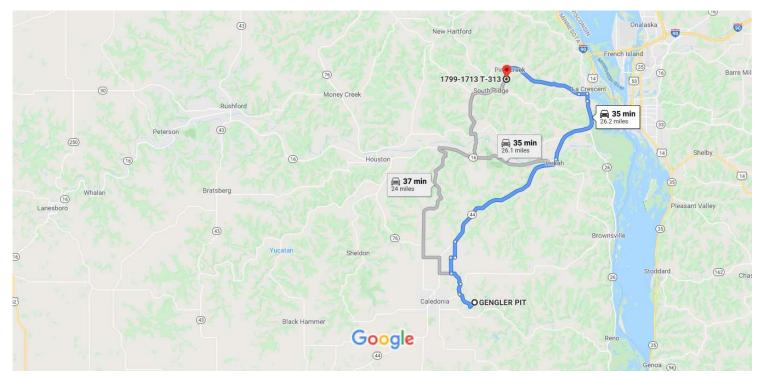




GENGLER PIT, County Rd 32, Caledonia, MN 55921 to 1799-1713 T-313, La Crescent, MN 55947

Drive 26.2 miles, 35 min

RAP Haul from Gengler Quarry to Abnet Quarry: 2500 Tons



1 min (0.7 mi)

Map data @2020 Google 2 mi ⊾

GENGLER PIT

County Rd 32, Caledonia, MN 55921

Head southwest on County Rd 32 toward E Main St 3 min (1.6 mi) Turn right onto County Rd 3

Follow Angus Dr, T-170 and Plitzuweit Rd to MN-44 E in **Union Township**

			— 6 min (3.3 mi)
4	3.	Turn left onto Angus Dr	· · · · · · (· · · · · · · · · · · · ·
			1.0 mi
Γ*	4.	Turn right onto T-170	
			1.0 mi
r	5.	Turn right onto County Rd 20	
			0.2 mi
4	6.	Turn left onto Plitzuweit Rd	
			1.0 mi

Crescent Township

2 min (0.7 mi)

		•	25 min (20.0 mi)
Ļ	7.	Turn right at the 1st cross street onto	` ,
t	8.	Continue onto MN-16 E	8.9 mi
4	9.	Turn left onto S 14th St	5.0 mi
Ļ	10.	Turn right onto S Oak St	226 ft
4	11.	Turn left onto S 7th St	———— 0.5 mi
t	12.	Continue onto County Rd 6	0.5 mi
			———— 5.1 mi
4	13.	Turn left onto T-313	

1799-1713 T-313

La Crescent, MN 55947

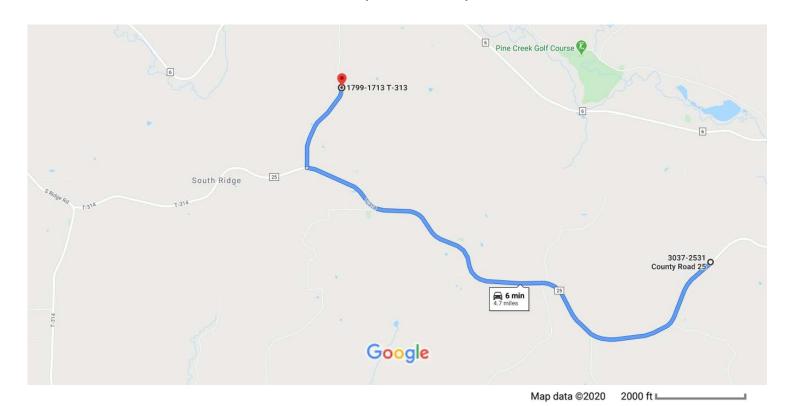
These directions are for planning purposes only. You may find that construction projects, traffic. weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.



3037-2531 County Rd 25, La Crescent, MN 55947 to 1799-1713 T-313, La Crescent, MN 55947

Drive 4.7 miles, 6 min

RAP haul from Schiel Quarry to Abnet Quarry: 2000 Tons



3037-2531 County Rd 25

La Crescent, MN 55947

↑ 1. Head southwest on T-314 toward Selke Rd

4.0 mi

2. Turn right onto T-313

0.7 mi

1799-1713 T-313

La Crescent, MN 55947

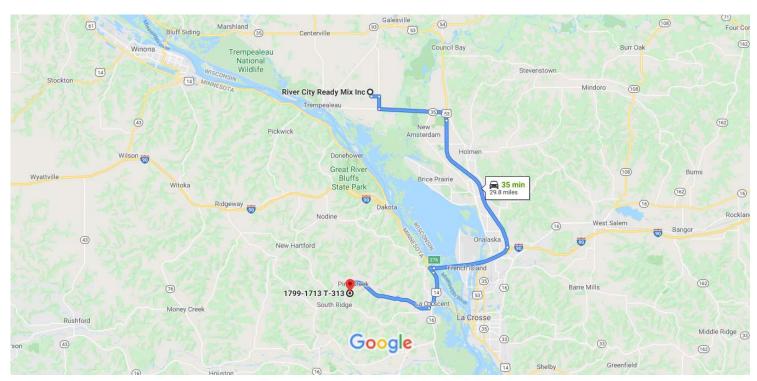
These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.



River City Ready Mix to 1799-1713 T-313, La Crescent, MN 55947

Drive 29.8 miles, 35 min

Sand Haul from Wilbur Pit to Abnet Quarry: 7000 Tons



Map data @2020 Google 2 mi I

River City Ready Mix Inc

W21510 11th St, Trempealeau, WI 54661

Get on US-53 S in Holland from WI-35 S

		- 9 min (6.1 mi)
1.	Head east toward 11th St	,
		0.3 mi
2.	Turn left onto 11th St	
		0.5 mi
3.	Turn right onto Co Rd M	
		0.8 mi
4.	Turn left onto WI-35 S	
		4.2 mi
5.	Turn right to merge onto US-53 S	
		0.4 mi
	 3. 4. 	 Head east toward 11th St Turn left onto 11th St Turn right onto Co Rd M Turn left onto WI-35 S Turn right to merge onto US-53 S

Continue on US-53 S. Take I-90 W to S 3rd St in La Crescent

*	6.	Merge onto US-53 S	
			9.3 mi

17 min (16 0 mi)

r	7.	Take the exit onto I-90 W/US-53 S toward Minnesota	ed by Applicant
	0	Continue to follow I-90 W	
	0	Entering Minnesota	
			— 4.9 mi
r	8.	Take exit 276 for U.S. 14 E/U.S. 61 S toward Cres	La
~	9.	Continue onto US-14 E/US-61 S	— 0.6 mi
			— 2.1 mi

Take County Rd 6 to T-313 in La Crescent Township

			11 min (6.7 mi)
Ļ	10.	Turn right onto S 3rd St	,
4	11.	Turn left onto S Elm St	0.2 mi
Γ*		Turn right onto County Rd 6/S 7th St Continue to follow County Rd 6	0.3 mi
4		Turn left onto T-313 Destination will be on the left	5.5 mi
			0.7 mi

1799-1713 T-313

La Crescent, MN 55947

These directions are for planning purposes only. You may find that construction projects, traffic. weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.

Aaron Lacher

From: Patrick Paulino <Patrick.Paulino@mathy.com>

Sent: Friday, May 15, 2020 1:23 PM

To: Aaron Lacher

Subject: RE: Asphalt Plant IUP

Attachments: Asphalt Plant 52 WI 2019.pdf

*** HOUSTON COUNTY SECURITY NOTICE ***

This email originated from an external sender. Exercise caution before clicking on any links or attachments and consider whether you know the sender. For more information please contact HelpDesk.

Hey Aaron,

Sorry about that. I thought I attached the new the stack test data. See attached 2019 test for that plant.

From: Aaron Lacher <Aaron.Lacher@co.houston.mn.us>

Sent: Friday, May 15, 2020 12:53

To: Patrick Paulino <Patrick.Paulino@mathy.com>

Subject: RE: Asphalt Plant IUP

This message originated outside the MTS organization. Confirm the sender before clicking any links or opening attachments.

Plant emission data is from 2015. How long is a test good for?

From: Aaron Lacher

Sent: Friday, May 15, 2020 11:49 AM

To: 'PATRICK.PAULINO@MATHY.COM' <PATRICK.PAULINO@MATHY.COM>

Subject: Asphalt Plant IUP

Patrick,

Can you provide a statement of consent to the application from the property owner?

Thanks, Aaron

Notice: This e-mail (including attachments) is covered by the Electronic Communications Privacy Act, 18 U.S.C. 2510-2521, is confidential and may be privileged. If you are not the intended recipient, please be aware that any retention, dissemination, distribution, or copying of this communication is prohibited. Please reply to the sender that you have received this message in error and then delete it. Thank you for helping to maintain privacy.

Interpoll Laboratories, Inc 4500 Ball Road N.E. Circle Pines, Minnesota 55014-1819

> TEL: (763) 786-6020 FAX: (763) 786-7854

RESULTS OF THE SEPTEMBER 4, 2019 PARTICULATE EMISSION COMPLIANCE TEST ON THE MATHY CONSTRUCTION PLANT 52 IN TOMAH, WISCONSIN

Submitted to:

MATHY CONSTRUCTION COMPANY

920 10th Ave. N. Onalaska, Wisconsin 54650

Attention:

Samantha Kaster

Reviewed by:

Report Number 19-37928 September 20, 2019 DVH

Kathleen Eickstadt

Coordinator

Source Testing Department

Eufstadt

TABLE OF CONTENTS

ABBRI	EVIATIO	ONSi	ii
1	INTRO	DDUCTION	I
2	SUMM	IARY AND DISCUSSION	2
3	AIR EN	MISSION RESULTS	4
	3.1	Results of Orsat & Moisture Determinations	5
	3.2	Results of Particulate Loading Determinations	7
	3.3	Results of Opacity Observations	9

APPENDICES:

- A Sampling Train Calibration Data
- B Location of Test Ports
- C Field Data Sheets
- D Interpoll Laboratories Analytical Data
- E Asphalt Plant Operating Data
- F Procedures
- G Calculation Equations
- H Test Plan

ABBREVIATIONS

ACFM actual cubic feet per minute cc (ml) cubic centimeter (milliliter)

DSCFM dry standard cubic foot of dry gas per minute

DSML dry standard milliliter
DEG-F (°F) degrees Fahrenheit

DIA. Diameter FT/SEC feet per second

g gram

GPM gallons per minute

GR/ACF grains per actual cubic foot
GR/DSCF grains per dry standard cubic foot
g/dscm grams per dry standard meter

HP horsepower HRS hours IN. inches

IN.HG. inches of mercury IN.WC. inches of water

LB pound

LB/DSCF pounds per dry standard cubic foot

LB/HR pounds per hour

LB/10⁶BTU pounds per million British Thermal Units heat input LB/MMBTU pounds per million British Thermal Units heat input

MW megawatt

mg/dscm milligrams per dry standard cubic meter ug/dscm micrograms per dry standard cubic meter

microns (um) micrometer

MIN. minutes

ng nanograms

PM particulate matter

PPH pounds per hour

PPM parts per million

ppmC parts per million carbon ppm,d parts per million, dry ppm,w parts per million, wet ppt parts per trillion

PSI pounds per square inch

SQ.FT. square feet
TPD tons per day
ug micrograms
v/v percent by volume

w/w percent by weight

Standard conditions are defined as 68 °F (20 °C) and 29.92 IN. of mercury pressure

1 INTRODUCTION

On September 4, 2019, Interpoll Laboratories personnel conducted a particulate emission compliance test on the Mathy Construction Plant 52 located in Tomah, Wisconsin. The compliance test was conducted by Colin Kelly and Tony Smith. Visible emissions were performed by Samantha Kaster of Mathy Construction, a certified reader who also provided coordination between testing activities and plant operation. The test was not witnessed by a representative of the Wisconsin Department of Natural Resources.

Evaluations were performed in accordance with EPA Methods 1-5, CFR Title 40, Part 60, Appendix A (revised July 1, 2019). A preliminary determination of the gas linear velocity profile was made before the first particulate determination to allow selection of the appropriate nozzle diameter required for isokinetic sample withdrawal. An Interpoil Labs sampling train, which meets or exceeds specifications in the above-cited reference was used to extract particulate samples by means of a heated glass-lined probe.

An integrated flue gas sample was extracted simultaneously with each particulate sample using a specially designed gas sampling system. Integrated flue gas samples were collected in 44-liter Tedlar bags housed in a protective aluminum container. After sampling was complete, the bags were sealed and returned to the laboratory for gas composition analysis. Prior to sampling, the Tedlar bags are leak checked at 15 IN.HG. vacuum with an in-line rotameter. Bags with any detectable inleakage are discarded.

Testing was conducted from two test ports oriented at 90 degrees on the stack. These ports are located 2.66 stack diameters downstream and 1.6 diameters upstream of the nearest flow disturbances. A 24-point traverse was used to collect representative particulate samples. Each traverse point was sampled 2.5 minutes to give a total sampling time of 60 minutes per run,

The important results of the test are summarized in Section 2. Air emission results are presented in Section 3. Fuel analysis results are presented in Section 4. Field data and all other supporting information are presented in the appendices.

2 SUMMARY AND DISCUSSION

The results of the particulate emission compliance tests are summarized in the following table. An overview of the results is presented below:

1(a) Emission Unit Tested	1(b) Pollutant and Emission Limit	1(c) Test Result
Plant #52	PM 0.039 GR/DSCF	PM 0.0053 GR/DSCF
	Opacity 20%	Opacity 0%

No difficulties were encountered in the field or in the laboratory evaluation of the samples. On the basis of this fact and a complete review of the entire data and results, it is our opinion that the results reported herein are accurate and closely reflect the actual values, which existed at the time the test was performed.

1 Summary of the September 4, 2019, Particulate Emission Compliance Test on the Mathy Construction Plant No. 52 located in Tomah, Wisconsin. Test

Item		Run 1	Run 2	Run 3	Average
Date of test		09-04-19	09-04-19	9/4/2019	
Time (Start/Finish)	(Hrs)	0905 / 1006	1035 / 1137	1202 / 1303	
Volumetric Flow	1	;	·		
Actual Standard	(ACFM)	87,346 62,589	82,646 59 228	81,352	83781
Dry Standard	(DSCFM)	48,571	44,919	44,931	46140
Gas Temperature	(°F)	278	278	278	278
Moisture Content	(^/^%)	22.40	24.16	22.93	23.16
Gas Composition Carbon Dioxide	(%v/v, dry)	4 89	4 49	5.28	4 80
Oxygen		14.17	15.98	14.07	14.74
Nitrogen		80.94	79.53	80.65	80.37
Sample Volume	(dsct)	38.83	37.94	36.36	
Isokinetic Variation	(%)	96.5	102.0	7.76	98.7
Particulate Results-EPA Method 5					
Front Half Dry Catch Only (Filterable only) Sample Mass (Nozzle, PW, Filter)	(b)	0.0131	0.0131	0.01250	
Concentration - Actual	(GR/ACF)	0.00289	0.00290	0.00293	0.0029
Concentration - Actual	(MG/ACM)	6.622	6.625	6.70258	6.6500
Concentration - Standard	(GR/DSCF)	0.00521	0.00533	0.00530	0.0053
Emission Rate	(LB/HR)	2.167	2.051	2.042	2.0867

3 AIR EMISSION RESULTS

The results of all air emission tests are presented in this section. Gas composition and moisture are presented first followed by the computer printout of the particulate and opacity determinations. Preliminary measurements including test port locations are given in the appendices.

The results have been calculated on a personal computer using Microsoft Excel spreadsheets specifically for source testing calculations. EPA-published equations have been used as the basis of the calculation techniques. The particulate emission rate has been calculated using the product of the concentration times flow method.

47

3.1 Results of Orsat & Moisture Determinations

Interpoll Laboratories Report Number

19-37928 Mathy 52

Tomah, WI

Test Number 1
Baghouse Stack

Results of Gas Composition and Molsture Analyses --- Methods 3A and 4 (% v.

Date of Run		Run 1 09-04-19	Run 2 09-04-19	Run 3 09-04-19
Dry basis				
Carbon Dioxide Oxygen Nitrogen	(%) (%) (%)	4.89 14.17 80.94	4.49 15.98 79.53	5.28 14.07 80.65
Wet basis				
Carbon Dioxide Oxygen Nitrogen Water Vapor	(%) (%) (%)	3.79 11.00 62.81 22.40	3.41 12.12 60.32 24.16	4.07 10.84 62.16 22.93
Dry Molecular Weight		29.35 26.81 0.926 39315	29.36 26.61 0.919 40129	29.41 26.79 0.925 37485
Fo	.08	1.376	1.096	1.725

49

3.2 Results of Particulate Loading Determinations

poratories Report Number

19-37928

Mathy 52 Tomah, WI

Test Number 1
Baghouse Stack

Results of EPA Method 5 Sampling Data

		Run 1	Run 2	Run 3
Date of Test		09-04-19	09-04-19	09-04-19
Time of Runs	(Hrs)	0905 / 1006	1035 / 1137	1202 / 1303
Static Pressure	(In. of WC)	-1.50	-1.50	-1.50
Cross Sectional Area	(Sq. ft)	15.03	15.03	15.03
Pitot Tube Coefficient		0.84	0.84	0.84
Water in Sample Gas				
Impingers	(g)	218.2	243.9	217.2
Desiccant	(g)	19.5	12.4	12.2
Total	(g)	237.7	256.3	229.4
Gas Meter Coefficient		0.9939	0.9939	0.9939
Barometric Pressure	(In. of Hg)	30.06	30.06	30.06
Avg. Orifice Pressure Drop	[In. of WC)	1.37	1.33	1.27
Avg. Gas Meter Temperature	(°F)	73.5	82.0	91.4
Volume Through Gas Meter				
Meter Conditions	(CF)	39.18	38.89	38.41
Standard Conditions	(DSCF)	38.83	37.94	36.36
Total Sampling Time	(Min.)	60.00	60.00	60.00
Nozzle Diameter	(ln.)	0.195	0.195	0.195
Avg. Stack Gas Temperature	(°F)	278	278	278
Volumetric Flow Rate				
Actual	(ACFM)	87,346	82,646	81,352
Dry Standard	(DSCFM)	48,571	44,919	44,931
Isokinetic Variation	(%)	96.5	102.0	97.7

51

3.3 Results of Opacity Observations

		Opacity Form										
Source Name			Obser	vation	Date		Start	Time		Stop	Time	
Mathy Const	maction 1	21ant #57	91	41	201	9	10	:57		Ĥ.	15	. 1
intaine cons	I OCCHOIL I	iwii oz	14	1		1	10				10	
Address			Min	0	15	30	45	Min	0	15	30	45
600 Industr	ial Ave	nul	1	0	٥	0	O	31		_		
was maden	1000		2	0	O	٥	Ö	32				
			3	0	0	Ò	Ö	33				
City	State	Zip	4	0	0	0	0	34	_			-
Tomah	WI	54660	5	ō	0	0	0	35				
Phone	Source ID Number		6	0	0	Ö	0	36				\neg
	998375	5950	7	0	0	0	0	37				
Process Equipment	Operating Mode	7 100	8	0	0	ŏ	0	38				
Asphalt Plant	Continu	~12	9	0	0	0	0	39		_		
Control Equipment	Operating Mode		10	0	0	0	0	40				-
Baghouse	Continu	aus.	11	ŏ	ठ	O	0	41				\neg
December 19 Control of Dallan			12	0	D	0	6	42				
start Baghouse Stack	stop Baaho	use Stack	13	Ŏ	0	0	Ö	43				
Height Above Ground Level	Height Relative To G	Observer	14	0	0	0	٥	44				\neg
		,	15	0	ò	0	0	45				
Distance From Observer	Direction From Obs		15	0	D	0	O	45				
Start 100' Stop 100'	Start SW	Stop SW	17	0	0	2	0	47				
Describe Emissions			18	b	0	0	0	48				
start Clear to None	Stop Clear	to None	19	0				49				
Emission Color	Plume Type: Contin		20					50				
start Clear stop Clear	Attached 🔲	Detached	21					51				
	if Water Droplet Plu	ume:	22					52				
No 🗀 Yes 🔯	Attached 🔲	Detached 🔯	23					53				
Point in The Plume At Which Opacity Was	Determined		24					54				
start Top of Stack	Stop TOP O	Stack	25					55				
Descibe Background			26					56				
Start Sky	Stop SK4		27					57				
Background Color white & Start White & Start Sky Blue Stop Sky Blue Wind Speed	Sky Conditions	Parthy	28					58				
Start Sky Blue Stop Sky Blue	Start Gouda	stop Cloudy	29					59				
Wind Speed	Wind Direction	. (,)	30					60				
start 4 mph stop 5mph	Start NW	Stop NW	Avera			_		# Of R				.
Ambient Temp.	Wet Bulb Temp.	RH Percent	Highe			<u>O</u>		2	<u>></u>	% We	re C	ر
Start 62° Stop 62"			4 7			Readi	ngs				_	
Source Layout Sketch	Draw North Arrow		_)	Minir				Maxir	mum	0	
	3)	0			(Print L 1		1	1 _			
(र्वुंड्री)	Emission Point		-	m		tho	CP	as	+e		_	_
Sun Wind			Coser	vens	Signat	pre	L	1	0_	Date	4/2	املم
Plume and	Observers Position		a	mar	T	t		as	_	11	7 2	DI')
Stack			M	oitezio LL		Λ.	را	ruc	بنطم	NO	C	
Sun Location Line			Cortif	ted By	ny	Or	121	TUC	~ "	Date		
	·		- A		Me	ıc		002	ad		ce fi	a
Comments			Verifi		ייוכ	10	7	CEA !	J	Date	V	·
I Have Received A Copy Of These Opacity	Theonotions		- P	ist	ivi	11,	41-	0.1			210/	9
Signature	203E: ¥01:UI:3		1	١٠	**1	1 12	~ 16	7		914		-
Title	Date		1									
<u>-</u>												



Certification of Visible Opacity Reading

Samantha Kaster

qualified to conduct EPA Method 9 Tests for visible opacity in accordance with the methods established for such qualification in 40 CFR Part 60 Appendix A.

Certification Date: March 26, 2019

Expiration Date: September 26, 2019

Just Saley

AeroMet Instructor: Justin Haley

APPENDIX A

SAMPLING TRAIN CALIBRATION DATA

INTERPOLL LABORATORIES, INC. (763) 786-6020

Temperature Measurement Device Calibration Sheet

Unit under Test:

Vendor	Digital Meter	
Model	6802II	
Range	0-2100 °F	
Date of Calibration	1/3/2019	

Serial Number	(538366	
Thermocouple Type	Туре К	
Technician	CK	
POT Number	170	

Method of Calibration:

Omega Model CL-300 Type K Thermocouple Simulator which provides 22 precise temperature equivalent millivolt signals. The CL-300 is cold junction compensated. Calibration accuracy is +/-0.1 % of span(2100 oF) +/- 1 degree (for negative temperatures add +/-2 degrees). The CL-300 simulated exactly the millivoltage of a Type K thermocouple at the indicated temperature.

Desired Temp.	Response of Unit Under	Devi	ation
(°F) Nominal	Test (°F)	∆t (°F)	%
0	0.3	0.3	0.065
100	100.2	0.2	0.036
200	200	0	0.000
300	300	0	6.000
400	399	1	0.116
500	500	0	8.000
600	599	1	0.094
700	699	1	0.086
800	800	0	0.000
900	898	2	0.147
1000	998	2	0.137
1100	1098	2	0.128
1200	1198	2	0.120
1300	1298	2	0.114
1400	1398	2	0.108
1500	1498	2	0.102
1600	1597	3	0.146
1700	1697	3	0.139
1800	1797	3	0.133
1900	1896	4	0.169
2000	1996	4	0.163
2100			0.000
	Average:	2	0.095

OF = off scale response by unit under test (oF)	% dev = 1
Unit was in tolerance	Unit was not in tolerance : Recalibrat

(Must be within +/- 1.5% obsolute reference temperature)

Unit was not in tolerance: Recalibrated see new calibration sheet or unit put out of service.

INTERPOLL LABORATORIES, INC. (763) 786-6020

Temperature Measurement Device Calibration Sheet

Unit under Test:		
Vendor	Digital Meter	Se
Model	680211	Thermod
Range	0-2100 °F	
Date of Calibration	1/9/2019	P!

Serial Number	T489053	
hermocouple Type	Type K	
Technician	DVH	
PDT Number	187	

Method of Calibration:

Omega Model CL-300 Type K Thermocouple Simulator which provides 22 precise temperature equivalent millivott signals. The CL-300 is cold junction compensated. Calibration accuracy is +/-0.1 % of span(2100 oF) +/-1 degree (for negative temperatures add +/-2 degrees). The CL-300 simulated exactly the millivoltage of a Type K thermocouple at the indicated temperature.

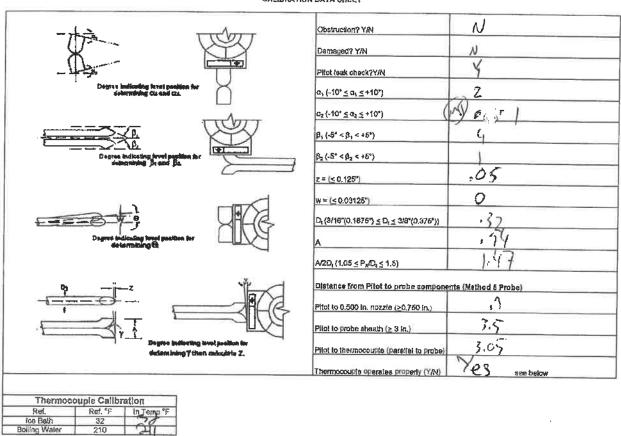
Desired Temp.	Response of Unit Under	Dev	îation
(°F) Nominal	Test (°F)	∆t(°F)	%
0	-1.8	1.8	0.391
100	98.6	1.4	0.250
200	199.4	0.6	0.091
300	300	0	0.000
400	400	0	0.000
500	501	1	0.104
600	602	2	0.189
700	703	3	0.259
800	803	3	0.238
900	904	4	0.294
1000	1005	5	0.342
1100	1105	5	0.321
1200	1206	6	0.361
1300	1306	6	0.341
1400	1406	6	0.323
1500	1507	7	0.357
1600	1607	7	0.340
1700	1707	7	0.324
1800	1807	7	0.310
1900	1907	7	0.297
2000	2008	8	0.325
2100	2107	7	0.273
		4	0.260

OF = off scale response by unit under lest (of	•)		
Unit was in tolerance		Unit was not in tolerance : Recalibrated	see new calibration sheet o
2 Acres 1 April 1981 - A. 1. 1984 - April 19		unit put out of sondea	

Interpoli Laboratories, Inc. (763) 786-6020

EPA Method 2 - Type S Pitot Tube Inspection

CALIBRATION DATA SHEET



Certification

I certify that the Type S pitot tube/probe ID # UI - 5 - 62 meets or exceeds all specifications, criteria and/or applicable design features and is hereby assigned a pitot tube calibration factor @p of 0.84.

Certified by:

| Costal | Costal

Interpoll Laboratories

(763) 786-6020

Field Calibration Data Sheet Test Number 1

Job	Mathy 52	Date	9/3/2019	
Operator	Colin Kelly	Meter Box Number	16	

Instructions:

Operate the control module at a flow rate equal to the Delta H@ for 10 minutes before attaching the umbilical.

Record the following data:

Barometric Pressure: ____29.68 ___ Meter Coefficient: ____0.9939 ___ Gas Meter Delta H: __1.82

Time	Volume	Meter Tem	perature (°F)
(min)	(cf)	Inlet	Outlet
	855.50		
2.5	857.38	73	73
5.0	859.25	76	74
7.5	861.13	78	75
10.0	863.00	80	75
	V _m = 7.50	Average =	75.5

Calculate Y_{cn} as follows:

$$Y_{cn} = \frac{10}{V_m} \sqrt{\frac{0.0319 \, T_m}{P_{box}}} = 1.0177$$

Note: If Y_{cn} is not within the range of 0.97 to 1.03, "the volume metering system should be investigated before beginning."

CFR Title 40, Part 60, Appendix A, Method 5, Section 4.4.1

Interpoll Laboratories

(763) 786-6020

Method 5 Post Test Meter Calibration

Mathy 52 Baghouse Stack Test 1 9/3/2019

		<u>Run 1</u>	Run 2	Run 3
^ (min) = Vm (dof) =	60	60 39.18	60 38.89	60 38.41
Tm (°R) =		533.52083	542.020833	551.417
P_b (in. Hg) =	29.68	29.68	29.68	29.68
	0.0319	0.0319	0.0319	0.0319
^ H _{avg} (in. W.C.) =		1.37	1.33	1.26882
^H @ (in. W.C.) =	1.82	1.82	1.82	1.82
M_d (lb/lb-mole) =	29.20	29.35	29.36	29.41
Dry Mol wt _{-(air)} (lb/lb-mole) =	29	29	29	29
Spec. Grav. Merc. =	13.6	13.6	13.6	13.6
Y _{qa} =		0.9996	0.9972	0.99555
Y _{qa (avg.)} =		0.9975		
Y=		0.9939		
% Diff. =		-0.358271		

Note: If the average Yqa does not meet the ± 5 percent criterion, recalibrate the meter over the full range of orifice settings, as detailed in Section 5.3.1 of Method 5. Then follow the procedure in Section 5.3.3 of Method 5.

^{**} EPA Emision Measurement Center, Approved alternative method (ALT-009)

Interpolf Laboratories, Inc. (763)786-6020

Metering System Calibration Sheet-EPA Method 5

					Ortface	factor AH _{th}	1.68	1,75	1.86	1.98	
16	1334118	AL-20	(≥ 1 c(/nev?)	Meter	Meter coefficient calibration factor Y,		0.9964	0.9934	0.9910	0.9947	
-	1334		1cf/rev	1	e e	(min)	12.07	7.89	6.30	5.05	
					Delta P*	(in. H2O)	0.01	0.025	0.055	60:0	
Control Module No.	Serial No. DTM	WTM No.	Capacity:WTM		Avg t	(deg F)	75.55	75.95	75.75	75.75	
Control M	Serial		Capa		٩٠	(deg. F)	76.2	75.4	75.2	7.5	
				g System		(deg. F)	76.9	76.5	76.3	76.5	
				Dry Gas Metering System	>	(0)	5.035	5.045	5.05	5.02	
					**	(ct)	838.655	644,205	849.76	855,28	
		×			>	(cf)	833.82	839.16	844.71	850.26	
Y	in.Hg	Recalibration			Cal Index*	89	99.8%	99.8%	80.8%	100.0%	
8/26/2019	28.69		D.Van Hoever	WTW	j.**	(deg. F)	72	7.2	72	72	
8/28	28	28	D.Van		>*	(d)	u)	ID.	ю	Ð	
Date	Barometric Pressure	Initial Calibration	Technician		ΔH	(In. H20)	0:00	4.	2.0	3.3	

*	Meter was in tolerance (Y1 ≤ +/- 0.02 from average, AH@ < +/- 0.20 from average)	Meter was not in tolerance, readjusted linkage.
×	Positive Pressure Leak Check	Meter was not in tolerance , changed dry test meter:
×	Thermocouple(6) within tolerance	
QAVQC Check	`	
Completeness	Legibitiv	Accuracy Specifications Reseauchbane
Abomived By:	8/26/19	
	Personnel (SignatureOsts)	

Note - Calibrate dry gas metering system for y 1000 H² of volume, or if meter system post tast calibration (EPA/EMIC, "Alt-009- Alternative Method 5 Post Test calibration)) indicates a change in the DGM meter coefficient calibration factor of greater than 5%.

* Based on AL-20 wel test meter calibration in October 2012 against Bell Prover (NBS Tracsable)-Carl Pos Co.

ry Gas Meter Thermo	couple Calibration	Meter inlet / Ice Bat	Metre infet/ Ambien	Meter Outlet / Ice Bat	th Metre autlet/ Amblent
	Ref %	12.1	24	13	24
	_ сшет	12.4	23.5	13.1	23.5
	0	0.3	0.5	0.1	0.5

Temperature calibration using a Traceable Reference thermometer, VWR CE sn160618733 Due 10/14/17

APPENDIX B

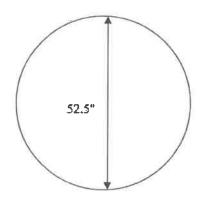
LOCATION OF TEST PORTS

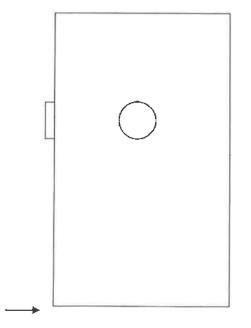
Mathy Construction Plant # 52 Hot Mix Asphalt Plant Exhaust Stack

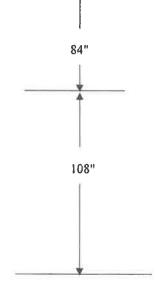
Stack Dimensions:

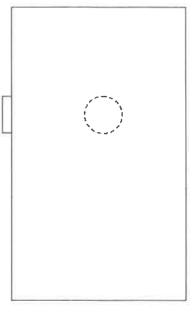
Diameter = 52.5 Inches

Number of Ports = _____2









Top of transition piece from rectangular to round stack. Transition piece is 4' long.

APPENDIX C

FIELD DATA SHEETS

Interpoll Laboratories (763) 786-6020 EPA Method 2 Field Data Sheet

Job	Mathy 52							
Source	Baghouse Stack							
Test	1	Run	0	Date	9/4/2019			
Duct Diameter (in.)				52.50				
Dry Bulb (°F)	278			Wet Bulb (°F)				
Moisture Content				26.00%				
Manometer				fluid				
Barometric Pressure				29.68				
Static Pressure +/-				-1.50				
Operators		(Colin	Kelly/Tony Smit	h			
Pitot No.	01-05-G2			Pitot Coeff.	0.84			

Traverse	Fraction	Distance	Distance			
Point	of	From Stack	From End of	Velocity	Temperature	
Number	Diameter	Wall (in.)	Port (in.)		of Gas (°F)	
		Port Length (in.):	4.00	Start Time:		
A-1	0.021	1.10	5.10	2.700	278	
A-2	0.067	3.52	7.52	2.500	278	
A-3	0.118	6.20	10.20	2.100	278	
A-4	0.177	9.29	13.29	1.800	278	
A-5	0.250	13.13	17.13	1.600	278	
A-6	0.356	18.69	22.69	1.600	278	
A-7	0.644	33.81	37.81	1.700	278	
A-8	0.750	39.38	43.38	1.600	278	
A-9	0.823	43.21	47.21	1.700	278	
A-10	0.882	46.31	50.31	1.800	278	
A-11	0.933	48.98	52.98	1.800	278	
A-12	0.979	51.40	55.40	2.000	278	
B-1						
B-2						
B-3						
B-4						
B-5						
B-6						
B-7						
B-8						
B-9						
B-10						
B-11						
B-12						
ital Numbers Used:		187/170		End Time:		

Interpoll Laboratories (763) 786-6020

Interpoll Laboratories Condensate Sample Log Sheet

Serial Number of O2 Analyzer Used:

Servomex

Job	Math	ıy 52	Test	1	Run	1		
Source	Baghouse Stack		Number of Traverse Point		ints			
Date	9/4/2019		Filter Holder Type			Glass		
Method Used			Filter Type		82mm	Glass Fiber		
Sample Train Leak	Check:			Post test P	itot Leak (Check:		
Pre-test:	0.000 cfm@	12 in. Hg (vac)		Positive	0	in W.C. @	4	in. W.C. (press)
Post test:	0.000 cfm @	12 in. Hg (vac)		Negative	0	in W.C. @ _	4	in. W.C.(vac)
Particulate Catch I	Data							
No. of Filter Used:			Recover	y Solvents wi	th Lot Nur	nbers:		
3785				vent used		t Number		
			-	Acetone	1	DW047		
			1	Hexane				
			M	Q Water				
Sample recovered by Condensate Data:	<u>.</u>	Colin Keliy	-					
		٧	Veight (gra	ıms)				
ltem .	Final		Tare		D	ifference		
Container No. 1	644.9		426.7			218.2		
Container No. 2								
Container No. 3								
Container No. 4								
Desiccant	1605.7		1586.2			19.5		
		Tota	l Grams of	Water		237.7		
Integrated Bag Sar Bag Box Pump: Bag Material: Pretest leak Check:	van B	ox Number: tlar co/minut	van	_ Bag Numbe Size: 15	er: 10_ in. Hg	2 Liter		
Start Time:	9:05		-	End Time:		10:06		

Interpoll Laboratories, Inc. (763) 786-6020

EPA Method 5 Field Data Sheet

Job		Mathy 52	-	Operators		Š	CK/TS	Nozzle No.		1	S. S.	High C	Pitot No.	01-05-G2	
m		Bagnouse Stack	8	Meter Box No.			16	Nozzle Dia.		ı	0.195	පි		0.84	
	n Ve	9/4/2019		Gas Meter Coeff.	eff.	6.0	0.9939	Bar. Press.			30.06	H ₂ 0	_	25.80	
		Run	-	Gas Meter Delta H@	lta H@	12	1.82			I			L		
Traverse	Sampling	Sample	Velocity	Orifice	Desired	Vacuum								Oxygen	Estimated
Point	Time	Volume	Head	Meter	Volume				Tempe	Temperatures (°F)				?	Moisture at
Number	Minutes	(ct)	(in. WC)	(in. WC)	(લે	(in. Hg)	Stack	Probe	Filter	CPM	Imp. Ga	Gas/In G	Gas/Out	(n/n %)	Respective
Start Time	305	902.90													Point
A-1	2.5	904.75	2.400	1.70	904.75	4	275	251	254	e u	34 6	69	69	14.0	25.80
A-2	5.0	906.45	2.200	1.50	906.45	4	276	251	254	e c	34 7	71	69	14.0	25.80
A-3	7.5	908.17	2.200	1.50	908.16	4	276	251	254	na	34 7	7.3	202	14.0	25.80
A-4	10.0	909.75	1.900	1.30	909.75	4	277	251	254	eu	L	74	22	14.0	25.80
A-5	12.5	911.32	1.800	1.23	911.31	4	277	251	254	E E		7.5	70	14.0	25.80
A-6	15.0	912.82	1.700	1.16	912.82	4	27.7	251	254	na		76	22	14.0	25.80
A-7	17.5	914.19	1.400	96:0	914.19	4	278	251	254	na		7.7	7.0	14.0	25.80
A-8	20.0	915.74	1.800	1.23	915.74	4	278	251	254	na	34 7	77	70	14.0	25.80
A-9	22.5	917.50	2.300	1.58	917.50	4	278	251	254	na	34 7	77	02	14.0	25.80
A-10	25.0	919.36	2.600	1.78	919.36	4	278	250	255	na	34 7	77	71	14.0	25.80
A-11	27.5	921.23	2.600	1.78	921.23	4	278	250	255	па	34 7	7.1	7.1	14.0	25.80
A-12	30.0	923.17	2.800	1.92	923.17	4	278	250	255	па	34 7	7.7	71	14.0	25.80
B-1	32.5	924.93	2.300	1.58	924.93	4	278	250	255	па	34 7	7.8	7.4	14.0	25.80
B-2	35.0	926.57	2.000	1.37	926.57	4	278	250	255	ьп	34 7	78	71	14.0	25.80
B-3	37.5	928.21	2.000	1.37	928.21	4	278	250	255	na L	34 7	78	71	14.0	25.80
B-4	40.0	929.81	1.900	1.30	929.81	4	278	250	256	มล	34 7	78	7.1	14.0	25.80
B-5	42.5	931.33	1.700	1.17	931.33	4	278	250	256	na	34 7	78	71	14.0	25.80
B-6	45.0	932.84	1.700	1.17	932.84	4	278	251	256	na		78	7.1	14.0	25.80
B-7	47.5	934.40	1.800	1.24	934.40	4	278	251	256	na	34 7	78	11	14.0	25.80
B-8	90.09	935.82	1.500	1.03	935.82	4	278	251	256	na	34 7	28	7.1	14.0	25.80
6-8	52.5	937.14	1.300	0.89	937.15	4	278	251	256	ВП	34	78	71	14.0	25.80
B-10	92.0	938.52	1.400	96.0	938.52	4	278	251	256	ВEП		78	77	14.0	25.80
B-11	57.5	940.32	2.400	1.65	940.32	4	278	251	255	na	34 7	78	77	14.0	25.80
B-12	60.0	942.08	2.300	1.58	942.08	4	278	251	255	na	34 7	78	71	14.0	25.80
Ston Time	10:08	>		Avo. A H			And Tomp								
Run Time (min)	L	39.18		1.37			278			T		73.K	<u> </u>		
		21.22		5			710		1	1		2007			

Interpoll Laboratories (763) 786-6020

Interpoll Laboratories Condensate Sample Log Sheet

Serial Number of O₂ Analyzer Used:

Servomex

Job	Mat	hy 52	Test	1	Run	2		
Source		ise Stack	Number o	of Traverse Po	ints	24		
Date		2019	Filter Hol	der Type		Glass		
Method Used	Met	hod 5	Filter Typ	* *	82mm	Glass Fiber		
					-			
Sample Train Leal	c Check:			Post test P	itot Leak C	heck:		
Pre-test:	0.000 cfm @	12 in. Hg (vac)		Positive	0	in W.C. @	4	in. W.C. (press)
Post test:	0.000 cfm @	12 in. Hg (vac)		Negative	0	in W.C. @	4	in. W.C.(vac)
Particulate Catch	Data							
No. of Filter Used:			Recover	y Solvents wit	th Lot Nur	nbers:		
3786				vent used		Number		
			-	Acetone		DW047		
			1	Hexane				
			М	Q Water				
Sample recovered i Condensate Data:		Colin Kelly						
		٧	/eight (gra	ms)				
ltem	Final		Tare		Dir	fference		
impinger No. 1	677.5		433.6			243.9		
Impinger No. 2								
Condenser No. 1								
Condenser No. 2								
Desiccant	1592.1		1579.7			12.4		
	Total G	rams of Water				256.3		
Integrated Bag Sar Bag Box Pump: Bag Material:	van E	Box Number:	van	_ Bag Numbe Size:	van	3 Liter		
Pretest leak Check:		cc/minute	е @	14 m-1T	—in. Hg			
Start Time:	10:35			End Time:	11:37			

Interpoll Laboratories, Inc. (763) 786-6020

EPA Method 5 Field Data Sheet

	Estimated Moisture at	Respective	Point	22.40	22.40	22.40	22.40	22.40	22.40	22,40	22.40	22.40	22.40	22.40	22,40	22.40	22.40	22.40	22.40	22.40	22.40	22.40	22.40	22.40	22.40	22.40	22.40		
01-06-G2	Oxygen	(A/v %)		14.0	14.0	14,0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14,0	14.0	14.0		
Pitot No.		Gas/Out		72	73	74	7.5	7.5	76	76	77	11	77	78	78	78	62	62	79	7.9	79	80	88	81	8	82	82	Avg. Temp	82.0
s.s 0.195 30.06		Gas/In		9,2	78	30	82	83	84	96	87	87	87	87	88	88	88	68	88	89	68	83	83	68	89	83	68	Avg	\$
0 8	Æ	lmp.		34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34.	뚕	34		
	Temperatures (°F)	CPM		na	E.	na	80	па	na	na																			
	Tem	Filter		257	257	257	257	257	257	257	257	257	257	257	257	257	256	256	256	256	256	256	256	256	255	255	255		
Nozzle No. Nozzle Dia. Bar. Press.		Probe		253	253	253	253	253	253	253	253	252	252	252	252	252	252	252	252	252	252	253	253	253	253	253	253		
CK/TS 16 0.9939 1.82		Stack		277	277	277	277	277	277	277	278	278	278	278	277	277	277	278	278	278	278	278	278	278	278	277	277	Avg. Temp	278
CK/TS 16 0.9939 1.82	Vacuum	(in. Hg)		4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4		
off. tarH@	Desired	(ct)		945.06	946.93	948.50	950.09	951.62	953.11	954.56	956.15	927.79	959.43	960.93	962.43	964.12	965.80	967.45	969.10	970.79	972.34	973.94	975.54	977.14	978.79	980.44	982.09		
Operators Meter Box No. Gas Meter Coeff. Gas Meter Delta H@	Orifice Meter	(in. WC)		1.78	1.78	1.26	1.27	1.20	1.12	1.05	1.27	1.35	1.35	1.13	1.13	1.43	1,43	1.36	1.36	1.43	1.21	1.28	1.28	1.28	1.36	1.36	1.36	Avg. ∆ H	1.33
C4	Velocity Head	(in. WC)		2.400	2.400	1.700	1.700	1.600	1.500	1.400	1.700	1.800	1.800	1.500	1.500	1.900	1.900	1.800	1.800	1.900	1.600	1.700	1,700	1.700	1.800	1.800	1.800		
Mathy 52 Baghouse Stack 9/4/2019 Run	Sample	(၁)	943,20	945.06	946,93	948.50	950.09	951.62	953,11	954.56	956.15	957.79	959.43	960.93	962.43	964.12	965.80	967.45	969.10	970.78	972.34	973.94	975.54	977.14	978.79	980,44	982.09	**	38.89
	Sampling Time	Minutes	10:35	2.5	2.0	7.5	10.0	12.5	15.0	17.5	20.0	22.5	25.0	27.5	30.0	32.5	35.0	37.5	40.0	42.5	45.0	47.5	20.0	52.5	55.0	57.5	0.09	11:37	0.09
Job Source Date Test	Traverse Point	Number	Start Time	A-1	A-2	A-3	A-4	A-5	A-6	A-7	A-8	A-9	A-10	A-11	A-12	B-1	B-2	B-3	B-4	Đ Ĉ	99	B-7	8-8	6-B	B-10	B-11	B-12	Stop Time	Run Time (min)

Interpoll Laboratories (763) 786-6020

Interpoll Laboratories Condensate Sample Log Sheet

Serial Number of O₂ Analyzer Used:

Servomex

I_L	1.6-4b	-0	T					
Job Source	Mathy 5		Test	f Traverse Po	Run	3		
	Baghouse				oints	24		
Date	9/4/201		Filter Hold			Glass		
Method Used	Method	5	Filter Typ	Ð	82mm	Glass Fiber		
Sample Train Leak	Check:			Post test P	itot Leak (heck:		
Pre-test:	0.000 cfm @ 12	in. Hg (vac)		Positive	C	in W.C. @	4	in. W.C. (press)
Post test:	0.000 cfm @ 12	in. Hg (vac)		Negative	0	in W.C. @ _	4	in. W.C.(vac)
Particulate Catch D	lata							
No. of Filter Used:			Recovery	Solvents wi	th Lot Nun	nbers:		
3787		[Sol	ent used	Lot	Number		
			A	cetone	1	DW047		
		Ī	H	lexane				
		Ī	M	Q Water				
Number of Probe wa	sh bottles:	1						
Sample recovered by	y: Coli	n Kelly						
Condensate Data:								
Condensate Data:		LA.	eight (gra	ma)				
ltem -	Final	70.	Tare	115)	D:	fference		
Impinger No. 1	650.1		432.9					
Impinger No. 2	650.1	-	432.9			217.2		
Condenser No. 1		-			-			
Condenser No. 2		+	_		_			
Desiccant	1664.4	-	1652.2		-	12.2		
Desicant	1004.4	Total	Grams of	Motor	_	229.4		
		TUIAI	Grains or	vvate:		229.4		
Integrated Bag San	nple Data:							
Integrated Bag San Bag Box Pump:	•	Number:	van	Bag Numbe	er:	4		
Bag Box Pump:	van Box	Number:	van	_Bag Numbe		4 Liter		
	•	_	van @	_Bag Numbe Size: 15	er: 10 in. Hg	4 Liter		

Interpoll Laboratories, Inc. (763) 786-6020

EPA Method 5 Field Data Sheet

				Estimated	Moisture at	Respective	Point	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00			
01-05-G2	0.84	24.00		Oxygen	75 A	(% %)		14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0	14.0			
Pitot No.	ರೆ	H20	20			Gas/Out		82	83	84	82	82	82	85	98	98	87	87	87	88	88	88	88	68	68	68	88	06	06	86	96		Avg. Temp	91.4
5.5	0.195	30.06				Gas/In		87	68	91	93	36	96	96	96	96	97	26	97	97	97	65	62	97	97	97	97	86	86	98	98		Avg	<i>ω</i> ,
•	o.	8			(°F)	lmp.		34	34	8	क्ष	8	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	¥	34	34	34			
					Temperatures (°F)	CPM		пâ	na	па	na	вп	na	6	na	na	na	ВП	na	па	na	na	na	na	na	na	па	na	na	na	na			
					Temp	Filter		257	257	257	257	257	257	257	257	257	256	256	256	256	256	256	256	256	256	256	256	256	256	255	255			
Nozzle No.	Nozzle Dia.	Bar, Press.				Probe		249	249	249	249	249	249	249	249	249	249	249	249	249	250	250	250	250	250	250	250	251	251	251	251			
CK/TS	16	0.9939	1.82			Stack		277	277	277	27.7	278	278	278	278	278	277	277	277	277	277	278	278	278	278	278	278	278	278	277	277		Avg. Temp	278
Š	1	0.9	+	Vacuum		(in. Hg)		4	#	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4	4			
,	. ,	eff.	ta H@	Desired	Volume	(cl)		984.91	986.58	988.25	989.83	991.37	992.91	994.41	995.95	997.54	999.18	1000.83	1002.51	1004.11	1005.71	1007.26	1008.71	1010.16	1011.66	1013.21	1014.81	1016.54	1018.23	1019.97	1021.71			
Operators	Meter Box No.	Gas Meter Coeff.	Gas Meter Detta H@	Orifice	Meter	(in. WC)		1.31	1.39	1.39	1.25	1,17	1.18	1.10	1.18	1.25	1.33	1.33	1.40	1.26	1.26	1.18	1.03	1.03	1,11	1.18	1.26	1,48	1.41	1.48	1,48	A. (%)	MV9. A FI	1.27
			8	Velocity	Head	(in. WC)		1.800	1.900	1,900	1.700	1,600	1.600	1.500	1.600	1.700	1.800	1.800	1.900	1.700	1.700	1.600	1.400	1.400	1.500	1.600	1.700	2:000	1.900	2:000	2:000			
Mathy 52	Baghouse Stack	9/4/2019	Run	Sample	Volume	(cl)	983.30	984.91	986.58	988.25	989.83	991.37	992.91	994.41	995.95	997.54	999,18	1000.83	1002.51	1004.11	1005.71	1007.26	1008.71	1010,16	1011.66	1013.21	1014.81	1016,54	1018.23	1019.97	1021.71	>	*E^	38.41
ļ	ර		-	Sampling	Time	Minutes	12:02	2.5	5.0	7.5	10.0	12.5	15.0	17.5	20.0	22.5	25.0	27.5	30.0	32.5	35.0	37.5	40.0	42.5	45.0	47.5	90.09	52.5	55.0	57.5	0.09	60,63	13:03	60.0
dol	Source	Date	Test	Traverse	Point	Number	Start Time	A-1	A-2	A-3	A-4	A-5	A-6	A-7	A-8	A-9	A-10	A-11	A-12	B-1	B-2	B-3	B-4	8-2	B-6	8-7	B-8	B-6	B-10	B-17	B-12	i i i	Stop Time	Run Time (min)

APPENDIX D

INTERPOLL LABORATORIES ANALYTICAL DATA

Interpoll Laboratories (763) 788-6020

Sample Chain of Custody

	40																
37928	Comments																
Log Number Number of Runs	Sequence	40-10	80-50			- ×											
-		EPA Method 201A Q1 - Q L	EPA Method 201A EPA Method 17		M Protocol Formaldehyde	EPA Method 28 or 26A	Modified Method 5					Methane (M-25A)				Cascade Impactor	
Baghouse Stack Test Number	Analysis	EPA Method 5 EPA Method 20	EPA Method 28		MN Protocol WI Protocol	EPA Method 202 (Dry Imp.)			EPA Method 202 (Dry Imp.)		EPA Method 202 (Dry Imp.)	EPA Method 3	EPA Method 10			X-Rey Sdgraph	
Source Date of Test 9/3/2019	ed.	Di Water	Paliflex Quartz 2.5" Glass Fiber		H2SO4 HN03/H2O2	KMnO4/H2SO4	Sodium bisulfate							_	Aggregate	-	
Mathy 52 So Colin Kelly Da	Sample Type	Probe Wesh: Abstone	Front Half Filter: @Zmm Glass Fiber SS Thimble	impinger:	Condensate/DI Wate 3 % H2O2	IN NAOH	2,4-DNPH	Impinger Rinses:	Acetone/Hexane	CP# Filter:	83 mm Zefluor	Integrated Gas:	Tedlar Bag	Fuel Lab:	Fuel Sample	Particle Sizing	Miscellaneous:
Job Field Engineer	Number of Items	4	4	ä				=		Ö		트		正		<u>a</u>	3

Natural Gas RDF Dieset Other:	Date		9/4/2014	
Waste Oil Misceflansous: No. 2 No. 6				
Waste OII No. 2 No. 6			3	
ĕ		7	2	
Wood Waste Dust Bark	Accepted by/Affiliation	1		1
Wood:		Il Laboratories		
Bituminous Anthracke Lignite		Interpo	n	4
Cost:	uished by/Affiliation	1	Col.	
Fuel Type: Coal:	Refinquished			

INTERPOLL LABORATORIES, INC. (763) 786-6020

EPA Method 3A Data Reporting Sheet

Job:	Math	Plant 52	Fuel Type:	Liquid Propane
Source:	Asphal	Baghouse	Analyzer: Se	ervomex Model 1400 (O ₂)
Date of Analysis:	9/6	5/2019	Analyzer: Si	ervomex Model 1400 (CO ₂)
Analyst:	Col	in Kelly	Range: 0-25	5% O₂
Team Leader:	Colin Kelly	Date of Test: 9/	5/2019 Range: 0-2	0% CO ₂
Test Number	1			

		Calibration	Values (%)				
	Cylin	der Value	Pre-test R	eadings	Post-test Re	eadings	Cylinder
	O ₂	CO ₂	O ₂	CO ₂	O ₂	CO ₂	Number
Zero Gas (N2)	0.00	0.00	0.01	0.00	0.01	0.00	AA00779
Upscale (40-60%)	11.10	8.50	11.04	8.52	11.05	8.53	CC480250
Upscale (80-100%)	21.00	17.10	21.04	17.19	21.04	17.17	CC122594

	Ī						02	(%)		
Sample Test/Run			Dilution Factor	Sample Log Number	Average gas concentration	Average of zero calibration	Actual calibration gas	Average of initial and final upscale readings	Effluent gas concentration	Fo
1	1	1	1	37928	14.10	0.0	11.1	11.0	14.17	1.377
1	1	2	1	37928	15.90	0.0	11.1	11.0	15.98	1.096
1	1	3	1	37928	14.00	0.0	11.1	11.0	14.07	1.292

							CO ₂ (%)	
Sample Test/Run			Factor	Sample Log Number	Average gas concentration	Average of zero calibration	Actual calibration gas	Average of initial and final upscale readings	Effluent gas concentration
1	1	1	1	37928	4.90	0.0	8.5	8.5	4.89
1	1	2	1	37928	4.50	0.0	8.5	8.5	4.49
1	1	3	1	37928	5.30	0.0	8.5	8.5	5.28

Fuel Type and Fo Range

Coal: Anthrocite/Lignite 1.016-1.130 Oil:

Wood:

Wood/Wood Bark 1.000-1.130

Bituminous

1.083-1.230

Distillate 1.260-1.414 Residual 1.210-1.37

1.6000-1.836 Natural

Propane 1,434-1,553

Butane 1.405-1.553

INTERPOLL LABORATORIES, INC. (763) 786-6020

Gravimetrics Data Sheet

Job: Date Collected: Date of Analysis:	9/3//201	9	Source: Test Number: Analyst:	Plant			
	Probe Wash Da	ta	/	Filter Data			
Solvent Used:	Ã	cetone	Filter Type:	1/155	Tiber		
Run 00							
Log Number		Dish Number	Log Number		Filter Number		
Volume	mL	Leakage	Color		•		
Tare + Sample (g)			Tare + Sample (g)				
Tare (g)			Tare (g)				
Sample (g)			Sample (g)				
Run 0							
Log Number 3797	18 01	Dish Number 73	Log Number	-05	Filter Number 4	,47	
Volume 175	- mL	Leakage	Color		(11)	[
Tare + Sample (g)	54.	00/5	Tare + Sample (g)		7616		
Tare (g) Sample (g)		207-1	Tare (g) Sample (g)		4614		
		0001)	Sample (g)		10002		
Run 1	(
Log Number	50	Dish Number 25-	Log Number	06	Filter Number >	783	_
Volume 75	mL	Leakage	Color		1111		
Tare + Sample (g)	5	5, 9451	Tare + Sample (g)		4106		
Tare (g)	55	9417	Tare (g)		4607		
Sample (g)		10034	Sample (g)		0097		
Run 2							
Log Number	03	Dish Number / X	Log Number	07	Filter Number 3	Z86	
Volume 50	mL /	Leakage	Color	- /	111-1		
Tare + Sample (g)		8620	Tare + Sample (g)		4636		
Tare (g)	51.	1 70	Tare (g)		1533	2	6
Sample (g)		10028	Sample (g)		0099	1109	JUI
Run 3					7		41
Log Number	04	Dish Number 059	Log Number	-08	Filter Number 3 7	187	•
Volume 60	mL /	Leakage /	Color		(1/-1/		
Tare + Sample (g)	5	1.4123	Tare + Sample (g)		4646		
Tare (g)	5 /	4095	Tare (g)		15.67		
Sample (g)		0028	Sample (g)		0097	_	
Log Number		Dish Number	ILog Number		Filter Number	_	
Volume	mL	Leakage	Color		rikei Number	_	
Tare + Sample (g)	His	Luanayu	Tare + Sample (g)				
Tare (g)			Tare (g)			_	
w. 6 (8)			Sample (g)				

Balance Room Conditions

Time Humidity 69 30 Barometric Pressure

Temperature

APPENDIX E ASPHALT PLANT OPERATING DATA

Date: 9/4/

Plant Number: 52

Dust Collector AP Inches W.C.	8.5	2./	4	2.1		9,0	61	()	00		6.7	1	8:/	0.6			
Drum Míx Temperature	262	36 ×	39/2	232		320	301	395	396		300	368	296	300			
Temperature of Gases, Exiting Dryer	319	381	321	322	•	327	333	289	300		311	312	310	312			
Total Material Throughput (V+R+A) in Tons Per Hour	397	392	393	393	197		392	391	390		395	391	394	391			
Asphalt (A) Waterial in Tons Per Hour	18.8	9	15.8	15.7	9	15.8	(5,9	15.9	15.7		5,4	15.8	15.7	15.7			
kecycie (k) Material in Tons Per Hour	(0)	56	59	59	d	2	<u>လ</u> ှ	5(54		53	55	56	54			
Virgin (V) Aggregate Material in Tons Per Hour	322	320	3/6	320		2/8	320	321	320	1	5/5	320	317	318			
Minute Minute Intervals	9:05	9.18	9:35	9:52	1	10.35	0:50	50:11	11:30	9	20.7.	12:17	12:32	₩2¥			

1

Time: 01:55:48 PM Puel PROP BACHARACH, INC. Time: 12:29:30 PM Date: 09/04/19 PCA 3 SN: SR1051 Prop Prop Comments: BACHARACH, INC. PCA 3 SN: SR1051 Fue! PROP 10:14:50 AM

APPENDIX F

PROCEDURES

Please Note: In an effort to conserve paper,
the procedure section of the appendix has been
reserved for explanations of EPA methodology
deviations. Please refer to the specific
EPA Methods on the following EPA website:
http://www.epa.gov/ttn/emc/

APPENDIX G

CALCULATION EQUATIONS

INTERPOLL LABORATORIES, INC. (763) 786-6020

EPA Method 5/202 Calculations

Job	Mathy 52	Test	1	Run	1	
Source	Baghouse Stack	Test Site	Stack	Date of Analysis	9/18/2019	
Date of Tes	t 9/3/2019	Technician		DVH		

Mass of Particulate (Mp):

Mp = Wt. Of Part. On Filter (g) + Wt. Of Part. In Probe Wash (g)

$$Mp = \frac{0.0097}{Mp} = \frac{(g)}{0.0131} = \frac{0.0034}{(g)} = \frac{(g)}{0.0034}$$

Particulate Concentration GR/DSCF (Cs):

Emission Rate LB/HR (M):

$$M = 0.00857 (Cs) (Qs) \\ M = 0.00857 () () \\ Qs = \underbrace{ 48571 }_{ } DSCF/Minute \\ M = \underbrace{ 2.166680984 }_{ } LB/HR$$

j:\excel\equats\onsite analysis

APPENDIX H

TEST PLAN



MATHY CONSTRUCTION CO.

GENERAL CONTRACTORS

July 23, 2019

Ms. Erin Hansel DNR Service Center 2984 Shawano Avenue Green Bay, WI 54313-6727

Subject:

Compliance Stacktest for Mathy Construction Plant #52

Ms. Hansel:

Interpoll Laboratories is preparing to test Mathy Construction Plant #52 for air emission compliance with respect to the mandatory operating permit. The test plan is as follows:

Test Date:

August 27, 2019

Time of Test:

Approximately 7:30 a.m.

Source Location:

Milestone Materials – Tomah Industrial Site

600 Industrial Avenue, Tomah, WI 54660

Facility ID:

998375950

Source MOP:

998375950-G07

Test Process:

EPA Methods 1-5, and Method 9, source sampling for particulate in

accordance with EPA methods.

Sampling Ports and Locations:

See attached drawing

Burner Fuel:

Liquid Propane

Type of Aggregate:

Recycled Asphalt Pavement and Virgin Aggregates

Production Rate:

The expected production rate will be approximately 350 tons per hour. This test will be conducted @ or above 100% of thermodynamic plant capacity.

If you have any questions, please contact me at (507)-252-3462 or via email at samantha.kaster@mathy.com.

Respectfully,

Samantha Kaster

Environmental Specialist

Enclosure

cc:

Kathy Eickstadt, Interpoll Laboratories

Milestone Materials #106, Tomah Industrial Site SE1/4, Sec. 34, T18N, R1W Monroe County, City of Tomah 600 Industrial Avenue, Tomah, WI 54660 Plant Site Map



Latitude: 43.99600181663538 Longitude: -90.47581631429443



Owner: Mathy Construction Co.

From: Patrick Paulino <Patrick.Paulino@mathy.com>

Sent: Friday, May 15, 2020 4:24 PM

To: Aaron Lacher

Subject: RE: Interim Use Notice for Public Meeting

*** HOUSTON COUNTY SECURITY NOTICE ***

This email originated from an external sender. Exercise caution before clicking on any links or attachments and consider whether you know the sender. For more information please contact HelpDesk.

We have 4 people on site full time. At a minimum there are typically 3-5 portable toilets and a dumpster on site.

From: Aaron Lacher < Aaron. Lacher@co.houston.mn.us>

Sent: Friday, May 15, 2020 14:56

To: Patrick Paulino < Patrick.Paulino@mathy.com> **Subject:** FW: Interim Use Notice for Public Meeting

This message originated outside the MTS organization. Confirm the sender before clicking any links or opening attachments.

Patrick,

Can you provide information on how many staff are onsite for plant operations, and the type and quantity of sanitary facilities that are provided?

Aaron

From: Oscarson, Steven (MPCA) <steven.oscarson@state.mn.us>

Sent: Tuesday, May 12, 2020 9:00 AM

To: Aaron Lacher < <u>Aaron.Lacher@co.houston.mn.us</u>> Subject: RE: Interim Use Notice for Public Meeting

*** HOUSTON COUNTY SECURITY NOTICE ***

This email originated from an external sender. Exercise caution before clicking on any links or attachments and consider whether you know the sender. For more information please contact HelpDesk.

Aaron,

I am not able to open up the link as I don't have an account. My comments would be that there should be adequate sanitary facilities for the workers at the asphalt plant. They will need to follow all state rules and local ordinances.

Steven Oscarson Environmental Specialist Minnesota Pollution Control Agency 507-206-2604 "The mission of the MPCA is to protect and improve the environment and human health"

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From: Luckstein, Aaron (MPCA) < aaron.luckstein@state.mn.us>

Sent: Monday, May 11, 2020 4:18 PM

To: #MPCA_@@Location Rochester < lroch.MPCA@state.mn.us>

Subject: FW: Interim Use Notice for Public Meeting

Please review the following email to determine if it impacts your work/falls under your program's purview. Thanks,

Aaron Luckstein Manager, Municipal Wastewater Section Minnesota Pollution Control Agency

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From: aaron.lacher@co.houston.mn.us <aaron.lacher@co.houston.mn.us>

Sent: Monday, May 11, 2020 11:44 AM

To: Luckstein, Aaron (MPCA) aaron.luckstein@state.mn.us

Subject: Interim Use Notice for Public Meeting

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Notice of Public Hearing. A hearing on an Interim Use request will be held at 6:00 PM on 5/28/2020 at the Houston County Courthouse.

Applicant: Patrick Paulino: Parcel ID: 080299000

The purpose of the hearing is to consider a request for: Mathy Construction would like to place a temporary portable asphalt plant in Abnet Quarry to make asphalt for local infrastructure projects. We would like to start mid June and operate for a few weeks.

If you wish to provide comments regarding this request, please respond to this email.

Aaron Lacher

Number: 2020-IUP-57853
Project: Interim Use Request

Description: Patrick Paulino | 080299000 |

Created On: 4/8/2020

View this application

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John Abnet 33781 County Rd 16 La Crescent Mn 55947

I am the owner of the quarry on Evans hill road sect-2 Twp-104 Range-005 and I give Mathy Construction Company permission to put an asphalt plant in the quarry.

John Abnet

From: Brian Pogodzinski

Sent: Friday, May 15, 2020 12:11 PM

To: Aaron Lacher

Subject: RE: Asphalt Plant Application Haul Routes

Aaron,

The proposed routes are what I was hoping they would request. I don't have any concerns.

Brian K. Pogodzinski, P.E. Houston County Engineer

From: Aaron Lacher

Sent: Friday, May 15, 2020 11:46 AM

To: Brian Pogodzinski <Brian.Pogodzinski@co.houston.mn.us>

Subject: Asphalt Plant Application Haul Routes

Brian,

I've attached the supplemental information provided by Mathy, which includes inbound and outbound haul routes. Can you review? The application in whole is available in the permitting system—you should have received an email—but much of the pertinent info is contained in this. Thanks, Aaron

From: Shawn Wetterlin < SWetterlin@cityoflacrescent-mn.gov>

Sent: Monday, May 18, 2020 11:48 AM

To: Aaron Lacher

Subject: RE: Mathy Asphalt Plant IUP Application

*** HOUSTON COUNTY SECURITY NOTICE ***

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Thanks for keep us on the loop Aaron!

Shawn Wetterlin

Building/Zoning Official 315 Main Street La Crescent, MN 55947 Office (507) 895-4409



From: Aaron Lacher < Aaron. Lacher@co.houston.mn.us>

Sent: Friday, May 15, 2020 12:22 PM

To: Shawn Wetterlin < SWetterlin@cityoflacrescent-mn.gov>

Subject: Mathy Asphalt Plant IUP Application

Shawn,

I've attached the supplemental information provided by Mathy, which includes inbound and outbound haul routes. The application in whole is available in the permitting system—you should have received an email—but much of the pertinent info is contained in this. Please let me know if you have comments.

Thanks, Aaron

From: Aaron Lacher

Sent: Friday, May 15, 2020 2:55 PM 'Oscarson, Steven (MPCA)'

Subject: RE: Interim Use Notice for Public Meeting

Steven,

I've received your comment. I encourage you to create an account if you will be reviewing applications on an ongoing basis.

Aaron Lacher
Zoning Administrator
Houston County Environmental Services
Room 209 Courthouse
304 S. Marshall St.
Caledonia, MN 55921
507.725.5800

From: Oscarson, Steven (MPCA) <steven.oscarson@state.mn.us>

Sent: Tuesday, May 12, 2020 9:00 AM

To: Aaron Lacher < Aaron.Lacher@co.houston.mn.us > Subject: RE: Interim Use Notice for Public Meeting

*** HOUSTON COUNTY SECURITY NOTICE ***

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Aaron,

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Steven Oscarson Environmental Specialist Minnesota Pollution Control Agency 507-206-2604



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To: #MPCA_@@Location Rochester < lroch.MPCA@state.mn.us>

Subject: FW: Interim Use Notice for Public Meeting

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Aaron Luckstein Manager, Municipal Wastewater Section Minnesota Pollution Control Agency

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Sent: Monday, May 11, 2020 11:44 AM

To: Luckstein, Aaron (MPCA) <aaron.luckstein@state.mn.us>

Subject: Interim Use Notice for Public Meeting

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Applicant: Patrick Paulino: Parcel ID: 080299000

The purpose of the hearing is to consider a request for: Mathy Construction would like to place a temporary portable asphalt plant in Abnet Quarry to make asphalt for local infrastructure projects. We would like to start mid June and operate for a few weeks.

If you wish to provide comments regarding this request, please respond to this email.

Aaron Lacher

Number: 2020-IUP-57853

Project: Interim Use Request

Description: Patrick Paulino | 080299000 |

Created On: 4/8/2020

View this application

CRITERIA FOR GRANTING INTERIM USE PERMITS

NAME OF APPLICANT: <u>Mathy Construction Company/John Abnet</u> DATE: <u>May 28, 2020</u> I.U.P. REQUESTED: <u>Operate a temporary Bituminous Plant in an Ag district.</u>

The Planning Commission shall not recommend an interim use permit unless they find the following:

FINDINGS OF FACT

Section 11.5 of the Houston County Zoning Ordinance requires the following:

(SA = Staff Analysis)

1. That the proposed use conforms to the County Land Use Plan.

<u>Staff Analysis</u>: The Comprehensive Plan, section 0100.0510 Subd. 2, Policy 4 states: "Encourage the development of a transportation system which properly balances considerations of safety, accessibility, environmental protection and cost." The application is within the parameters of this policy.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes, Agrees with SA. Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

2. That the applicant demonstrates a need for the proposed use.

<u>Staff Analysis</u>: The scheduled reconstruction of roadways in the County creates a need.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes #2 lines up with #1. James Wieser – Yes

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Standard precautions required by State and Federal Law will be followed. The applicant has provided information the Spill Prevention Control Countermeasure plan in place, and outlined steps to protect water quality should a spill occur.

Bob Conway – Yes
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes, Agrees with SA. Quarry holding ponds are adequate.
James Wieser – Yes

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: Runoff is contained within the existing quarry site.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes, Agrees with SA.

5. That soil conditions are adequate to accommodate the proposed use.

<u>Staff Analysis</u>: The plant will be located on the quarry floor. The soil has been previously removed. The rock floor is a suitable surface for asphalt plant operations.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes, Agrees with SA.

6. That potential pollution hazards been addressed and that standards have been met.

<u>Staff Analysis</u>: Applicable Federal and State standards are met, including plant emissions and storm water quality. A Spill Prevention Control Countermeasure Plan is in place and employees are provided training regarding it. The applicant indicates there will be 3-5 portable toilets on site.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes, Agrees with SA.

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: The County Engineer is aware of the proposed haul routes and indicates they are acceptable. Routes also go through the City of La Crescent, which did not indicate concerns over the proposed routes. The applicant indicates there will be 3-5 portable toilets on site, as well as a dumpster.

Bob Conway – Yes
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes, County 26 was built for heavy traffic.
James Wieser – Yes, Haul routes are accepted by the City of La Crescent.

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

<u>Staff Analysis</u>: The existing quarry has adequate parking for the employees needed to operate the plant.

Bob Conway – Yes, Agrees with SA.

Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Large quarry floor. James Wieser – Yes

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: The haul routes identified make use of the most robust roadways available.

Bob Conway – Yes, Agrees with SA.

Wayne Feldmeier – Yes, Agrees with SA.

Larry Hafner – Yes, Agrees with SA.

Greg Myhre – Yes

Rich Schild – Yes, Using truck routes through city.

James Wieser – Yes

10. That the Interim Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: The properties in the immediate vicinity are woodland and cropland. The nearest dwellings are approximately 3,000' to the north. Impacts are anticipated to be marginal and temporary relative to the baseline quarry operation and the proposed resurfacing of CSAH 6. An IUP was previously issued for a multi-use agri-tourism facility south of the quarry. The permit holders were provided notice of this application and did not provide comment.

Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes, Agrees with SA.
Larry Hafner – Yes
Greg Myhre – Yes, Agrees with SA.
Rich Schild – Yes, Agrees with SA and is short term.
James Wieser – Yes, Agrees with SA.

11. That the establishment of the Interim Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

<u>Staff Analysis</u>: Adjacent properties are woodland and cropland. The County is not aware of any proposed development of the surrounding land during the proposed permit term.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

<u>Staff Analysis</u>: The measures proposed mitigate potential nuisances to the extent practical and are adequate given the relatively isolated location of the site. This includes efforts to reduce asphalt odor and dust suppression.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: NA

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: NA

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

<u>Staff Analysis</u>: The proposal includes adequate measures to protect the public's health, safety, morals, and general welfare, including compliance with compliance with state and federal, and planning for an unforeseen spill. Additionally, the applicant's previous work in the county has been conducted as presented and without incident.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

Greg Myhre made a motion to accept the findings as presented. Wayne Feldmeier seconded. Roll call vote was taken. All were in favor. Motion carried.

Greg Myhre made the motion to recommend the Houston County Board approve the Interim Use application for Mathy Construction to operate a bituminous plant in an Ag District as proposed with the following conditions:

- 1. The Permittee shall comply with all federal, state, and local laws and regulations;
- 2. Permit expiration shall be December 31, 2020.

Wayne Feldmeier seconded. Roll call vote was taken. All were in favor. Motion carried. The Findings will be submitted to the Houston County Board of Commissioners for their review.

HOUSTON COUNTY

ENVIRONMENTAL SERVICES

Solid Waste ● Recycling ● Zoning 304 South Marshall Street – Room 209, Caledonia, MN 55921 Phone: (507) 725-5800 ● Fax: (507) 725-5590



STAFF REPORT

Application Date: 5/14/2020 Hearing Date: 5/28/2020 Petitioner: Kittleson Masonry Reviewer: Aaron Lacher Zoning: Ag Protection

Address: 11168 Kittleson Rd

Township: Caledonia Parcel Number: 120311001

Submitted Materials: CUP Application

OVERVIEW

REQUEST

The Applicant requests a CUP for a non-farm dwelling in an agricultural district.

SUMMARY OF NOTEWORTHY TOPICS

Non-farm dwellings are subject to the following (14.3 subd. 1 (10)):

- (a) No more than one (1) dwelling per quarter-quarter section.
- (b) Non-farm dwellings built after the adoption of this Ordinance shall be setback at least one-fourth, (1/4), mile from all feedlots, except as otherwise provided in this Ordinance.
- (c) Non-farm dwelling units shall not be permitted on land which is of soil classifications of Class I-III soils rated in the Soil Survey Houston County by the U. S. D. A. Natural Resource Conservation Service, except in cases where the land has not been used for the production of field crops or enrolled in a government program whereby compensation is received in exchange for the removal of an area from production, for a period of ten years or more.
- (d) Non-farm dwelling units shall only be permitted on sites considered Buildable Lots as defined by this Ordinance, and shall not be permitted in areas classified wetlands, flood plain, peat and muck areas and other areas of poor drainage. Non-farm dwelling units shall not be permitted on land which has a slope of twenty-four (24) percent or greater. All non-farm dwellings must have an erosion control plan as required by Section 24.

(e) Non-farm dwelling units shall be required to be located on lots having ownership of at least thirty-three (33) feet of road frontage on a public roadway or a legally recorded perpetual access at least thirty—three (33) feet wide from an existing public roadway and a minimum lot area of one (1) acre.

The applicant has indicated that they intend to build a 1,520 square foot house with a 1,040 square foot attached garage, which would serve as a seasonal dwelling. There are currently no dwellings in the NE NW. The closest feedlot is located approximately one mile to the southeast. The proposed building site is within the original farmstead, and is assumed not to have been in agricultural production for at least a century. The applicant has a legally recorded 20' wide perpetual easement the property to Kittleson Rd. A variance of 13' from access standards was granted in 2019.

The subject parcel, 12.0311.001, is the site of an old farmstead established in the early 20th century (Figure 1). In 1972, it is



believed that the farmstead and land totaling two acres were split from parent parcel 12.0311.000, resulting in the subject parcel becoming accessible only by a 20' easement. The original farmhouse was demolished sometime between 2010 and 2014. In 2019, a variance was granted reducing the easement width required for future building permit issuance.

TOWNSHIP AND NEIGHBORHOOD COMMENTS

Sheldon Township and the ten closest property owners were notified. No comments were received.

SITE CHARACTERISTICS

The subject parcel is two acres in area, accessed via a 20' easement overlayed on PID #12.0314.000 from Kittleson Rd. It is located in the NE NW of 33-103-6, in which there are currently no dwellings. Slopes on the parcel are 6-12%, and there are no bluffs in its vicinity. There are no water features or wetlands mapped on the property. Soils are class III silt loam, but are not known to have been in production previously. The nearest registered feedlot is approximately one mile southeast.

EVALUATION

Section 11.05 of the Houston County Zoning Ordinance requires the following:

Subdivision 1. Findings. The Planning Commission shall not recommend a conditional use permit unless they find the following:

NA: #8, #9, #12, #14

1. That the proposed use conforms to the County Land Use Plan.

Staff Analysis: Section 0506 subd. 2 policy 10 of the comprehensive plan encourages the rehabilitation of existing homes. The board may choose to extend this policy to homesteads, and find that this proposal supports the land use plan because it is utilizing an existing homestead site.

2. That the applicant demonstrates a need for the proposed use.

Staff Analysis: A CUP is required for a non-farm dwelling. Insofar as one can need a seasonal dwelling, the applicants satisfy this requirement.

3. That the proposed use will not degrade the water quality of the County.

Staff Analysis: Wastewater is a potential pollutant associated with any dwelling. The applicants will install an onsite sewage treatment system meeting all applicable standards. No other impacts are anticipated.

4. That the proposed use will not adversely increase the quantity of water runoff.

Staff Analysis: An erosion control plan will be required with the application for a zoning permit, which will address site drainage during and after construction. The effects of increased runoff due to impervious surfaces (e.g. roof, driveway) are estimated to be negligible.

5. That soil conditions are adequate to accommodate the proposed use.

Staff Analysis: The soil survey indicates a silt loam suitable for buildings designed to conform to the natural slope of the land, or with appropriate land shaping.

6. That potential pollution hazards been addressed and that standards have been met.

Staff Analysis: Wastewater and erosion are two potential hazards. Both will be mitigated to an acceptable extent for the reasons stated in findings 3 and 4.

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

Staff Analysis: A septic design and application will be required with the zoning permit application. Access is via an existing connection to a town road. The placement of a house on the site is not thought to create drainage problems.

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Staff Analysis: NA

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: NA

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: Potential impacts include an existing seasonal dwelling located approximately 300' to the southwest, in a separate qtr qtr. The existing dwelling is located on a 39.5 acre parcel and was permitted in 2014. The existing dwelling is approximately 165' from the Kittleson's west property line. Kittleson proposes the new dwelling to be approximately 75' from the west property line. The minimum required setback is 50'. No comments were received from property owners on the application. The Board should consider the potential impacts of an additional dwelling at this location in formulating reasons why this finding is, or is not, met.



- 11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.
 - <u>Staff Analysis</u>: Granting the permit will close the NE NW qtr qrt due to dwelling density. Agriculture is the predominant use in the area, and is not anticipated to be affected.
- 12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: NA

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: The proposal conforms to the one dwelling per qtr qtr density limitation.

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: NA

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

<u>Staff Analysis</u>: The addition of a house is not anticipated to have any effect on the public's health, safety, morals, and general welfare.

RECOMMENDATION

The Planning Commission must consider the criteria above. Should the permit be granted, staff recommend requiring the following conditions:

1. The Permittee shall comply with all federal, state, and local laws and regulations;

Proposed Motion: Recommend approval of Conditional Use Permit for a Non-farm dwelling, with one condition (above).

Number

2020-CUP-58973

KITTLESON MASONRY INC | 120311001 | Conditional Use Request

Submitted by **brent augedahl** on 4/28/2020



CONDITIONAL USE INTRO [Edit] Last updated: 4/28/2020 3:54:20 PM and saved by: brent augedahl

A Conditional Use is a land use or development that would not be appropriate generally but may be allowed with appropriate restrictions as provided by official controls upon a finding that specific criteria are met, as outlined in Section 6.5 of the ordinance.

When submitting an application, the information requested in this form is required. You may be asked to provide additional information as deemed necessary by the Zoning Office, the Planning Commission, or the County Board.

A non-refundable application fee and recording fee are required before an application is considered complete.

Prior to completing this form, a pre-application meeting with County Zoning is strongly recommended.

Conditional Use Application \$700.00

Fee

Recording Fee \$46.00

Recording ree \$40.00

Application Type: Conditional Use

APPLICANT INFORMATION [Edit] Last updated: 4/28/2020 3:54:29 PM and saved by: brent augedahl

Applicant Name KITTLESON MASONRY INC

Telephone Number **6087802402**

Address 11168 KITTLESON RD

City CALEDONIA

Zip **55921**

Parcel Tax ID 120311001

Legal Description Sect-33 Twp-103 Range-006 2.00 AC PT N1/2 NW1/4 360

FT X 242 FT DOC 268254; DOC 268397

Section-Township-Range 33-103-006

Do you own additional adjacent parcels

No

Township of: Sheldon

Applicants are required to inform township boards of their application.

Please reference the table below and contact the official for your township.

I understand I am required **Yes** to inform my township of my application.

Township Contacts

CONDITIONAL USE REQUEST [Edit] Last updated: 4/28/2020 3:54:51 PM and saved by: brent augedahl

Click here to view the Houston County Zoning Ordinance

Describe in detail your request.

requesting a conditional use permit to build a house on the listed property. House will not be used as a permanent dwelling for the owner.

Citation of Ordinance Section from which the Conditional Use is requested: 14.3 "10"

Requested Dimension: 1520 square ft of house with 1040 sq ft of attached garage

There are no attached documents.

Please upload any supporting documents:

CONDITIONAL USE FINDING OF FACTS [Edit] Last updated: 4/28/2020 4:09:03 PM and

saved by: brent augedahl

Click here to view the Houston County Zoning Ordinance

Findings Required:

Comments:

Yes

1. That the proposed use conforms to the County Land Use Plan.

yes everything is in accordance with land ordinances

Yes

2. That the applicant demonstrates a need for the proposed use.

Comments: yes would like to use as summer get away

Yes

3. That the proposed use will not degrade the water quality of the County.

Comments: yes building site has proper drainage

Yes

4. That the proposed use will not adversely increase the quantity of water runoff.

Comments: yes there will be no extra runoff

Yes

5. That soil conditions are adequate to accommodate the proposed use.

Comments: yes it has been approved by zoning

Yes

6. That potential pollution hazards have been addressed and standards have been met.

Comments: yes

Yes

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

Comments: yes it has been approved by board of adjustments

N/A

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Comments: non applicable

N/A

9. That adequate facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Comments: non applicable

Yes

10. That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

https://permits.schneidercorp.com/Permitting_App/Application_PrintView.aspx?PermitId=58973

Comments:

Submitted by Applicant yes building on 3 acres

Yes

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Comments: yes all agricultural land surrounding

Yes

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Comments: yes built on 3 acre parcel

Yes

13. That the density of any proposed residential development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district

Comments: yes we meet all zoning requirements

N/A

14. That the density of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district.

Comments: non applicable

Yes

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Comments: yes has been approved by houstoun county zoning and board of adjustments

SITE PLAN INFORMATION [Edit] Last updated: 4/28/2020 4:10:38 PM and saved by: brent augedahl

A site plan MUST accompany all Applications. You may either upload a drawing or use the interactive map below.

There are no attached documents.

Upload Site Plan

Use Interactive Map to Create Site Plan



building be centerd in parcel and meets all requirements

Use the space below to include site plan comments, if necessary

APPLICATION SUBMITTAL [Edit] Last updated: 4/28/2020 4:11:35 PM and saved by: brent augedahl

By checking this box, I grant Houston County access to my property for the purpose of evaluating this application.

Yes

By checking this box, I certified that I have notified my town board of my application.

Yes

By checking this box, I certify that the information provided in this application is true and accurate to the best of my knowledge.

Yes

Signature

Date Signed: 04/28/2020

Check this box if Staff Signature on behalf of Applicant.

No

APP SUBMITTED/PAYMENT SELECTION Last updated: 5/1/2020 10:47:54 AM and saved

by: Holly Felten

Fee amount paid: \$746

SHELDON TOWNSHIP REVIEW [Edit] Last updated: 5/1/2020 10:48:29 AM and saved by:

Holly Felten

Notice to Township

Date email sent:

APPLICATION DATE [Edit] Last updated: 5/14/2020 3:15:53 PM and saved by: alacher

What Stage is the Application At?

Application reviewed and determined complete.

5/14/2020

Application Date (Complete Application)

5/11/20

Date of Notice of Incomplete Application

Sent email asking for site map 5/11. Received site map

Comments 5/14.

Site Map.jpg (download)

Please upload any supporting documents:

DATES [Edit] Last updated: 5/14/2020 3:18:49 PM and saved by: alacher

5/13/2020

Advertising Date

5/28/2020

Planning Commission Meeting Date

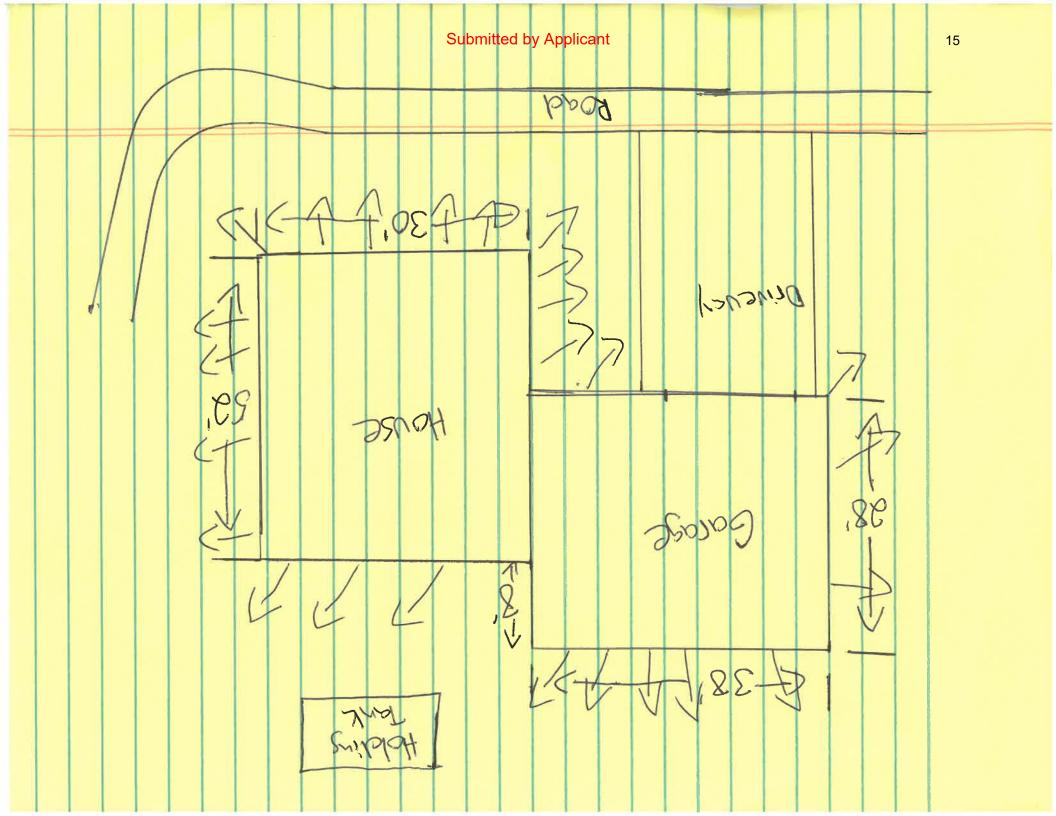
6:30 PM

Meeting Time

Comments

Public hearing will be held by teleconference. Anyone wishing to monitor the meeting by telephone must contact the Zoning Office by calling 507-725-5800 by Tuesday, May 26, 2020. All persons having an interest in the matter will be given the opportunity to submit comments relative to the granting or denying of said application. Comments should be mailed to the Environmental Services Dept., 304 South Marshall Street, Caledonia, MN 55921, or emailed to aaron.lacher@co.houston.mn.us, and must be received by Tuesday, May 19, 2020.

Drive vay Here 55' off of property Line asout 180' off of Property line 100005e about 150' off of property line



AUGEDAHL CONSTRUCTION & CABINETRY, LLC

219 NORTH DECORAH STREET CALEDONIA, MN 55921 507-725-5410 (Shop) 507-429-6467 (Chad)

9-2-19

Kittleson Masonry and George & Sue Kittleson grant Brent or Dave Augedahl of Augedahl Construction & Cabinetry LLC power of attorney to represent their interest in all applications and decisions regarding variances, zoning permits, conditional use permits and any zoning requirements to property located at 11168 Kittleson Road, Sheldon Township, Section 33, Township 103, Range 6, Parcel #120311001.

George Kittleson

Sue Kittleson

Brent Augedahl

Dave Augedahl

Kittleson Masonary

8/30/19

I David Augedalh directed Houston County Zoning to amend the variance application submitted on behalf of George Kittleson on August 30, 2019.

Down A August For August Const. A Cabinety

CRITERIA FOR GRANTING CONDITIONAL USE PERMITS

NAME OF APPLICANT: <u>George and Susan Kittleson</u> DATE: <u>May 28, 2020</u> C.U.P. REQUESTED: <u>Build a dwelling on less than 40 acres in an Ag district.</u>

The Planning Commission shall not recommend a conditional use permit unless they find the following:

FINDINGS OF FACT

Section 11.5 of the Houston County Zoning Ordinance requires the following:

(SA = Staff Analysis)

1. That the proposed use conforms to the County Land Use Plan.

<u>Staff Analysis</u>: Section 0506 subd. 2 policy 10 of the comprehensive plan encourages the rehabilitation of existing homes. The board may choose to extend this policy to homesteads, and find that this proposal supports the land use plan because it is utilizing an existing homestead site.

Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes
James Wieser – Yes, Existing homestead site.

2. That the applicant demonstrates a need for the proposed use.

<u>Staff Analysis</u>: A CUP is required for a non-farm dwelling. Insofar as one can need a seasonal dwelling, the applicants satisfy this requirement.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes, Agrees with SA.

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Wastewater is a potential pollutant associated with any dwelling. The applicants will install an onsite sewage treatment system meeting all applicable standards. No other impacts are anticipated.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: An erosion control plan will be required with the application for a zoning permit, which will address site drainage during and after construction. The effects of increased runoff due to impervious surfaces (e.g. roof, driveway) are estimated to be negligible.

Bob Conway – Yes, Agrees with SA.

Wayne Feldmeier – Yes

Larry Hafner – Yes, Agrees with SA.

Greg Myhre – Yes

Rich Schild – Yes, Will not have more run-off than other properties.

James Wieser – Yes

5. That soil conditions are adequate to accommodate the proposed use.

<u>Staff Analysis</u>: The soil survey indicates a silt loam suitable for buildings designed to conform to the natural slope of the land, or with appropriate land shaping.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

6. That potential pollution hazards been addressed and that standards have been met.

<u>Staff Analysis</u>: Wastewater and erosion are two potential hazards. Both will be mitigated to an acceptable extent for the reasons stated in findings 3 and 4.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Septic will be taken care of. James Wieser – Yes, Agrees with SA.

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: A septic design and application will be required with the zoning permit application. Access is via an existing connection to a town road. The placement of a house on the site is not thought to create drainage problems.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Staff Analysis: NA

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: NA

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

Staff Analysis: Potential impacts include an existing seasonal dwelling located approximately 300' to the southwest, in a separate qtr qtr. The existing dwelling is located on a 39.5 acre parcel and was permitted in 2014. The existing dwelling is approximately 165' from the Kittleson's west property line. Kittleson proposes the new dwelling to be approximately 75' from the west property line. The minimum required setback is 50'. No comments were received from property owners on the application. The Board should consider the potential impacts of an additional dwelling at this location in formulating reasons why this finding is, or is not, met.

Bob Conway – Yes, Met setbacks, soils are adequate.

Wayne Feldmeier – Yes

Larry Hafner – Yes, Agrees with SA and #1.

Greg Myhre – Yes

Rich Schild – Yes, Agrees with Larry, meets setbacks.

James Wieser – Yes, meets quarter quarter requirements of ordinance.

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Staff Analysis: Granting the permit will close the NE NW qtr qrt due to dwelling density. Agriculture is the predominant use in the area, and is not anticipated to be affected.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes, Agrees with SA.

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: NA

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: The proposal conforms to the one dwelling per qtr qtr density limitation.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser - Yes

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: NA

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

<u>Staff Analysis</u>: The addition of a house is not anticipated to have any effect on the public's health, safety, morals, and general welfare.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

Rich Schild made a motion to accept the findings as presented. Greg Myhre seconded. Roll call vote was taken. All were in favor. Motion carried.

Jim Wieser made the motion to recommend the Houston County Board approve the Conditional Use application for a non-farm dwelling in an Ag District with the following condition:

1. The Permittee shall comply with all federal, state, and local laws and regulations;

Greg Myhre seconded. Roll call vote was taken. All were in favor. Motion carried. The Findings will be submitted to the Houston County Board of Commissioners for their review.

HOUSTON COUNTY

ENVIRONMENTAL SERVICES

Solid Waste ● Recycling ● Zoning 304 South Marshall Street – Room 209, Caledonia, MN 55921 Phone: (507) 725-5800 ● Fax: (507) 725-5590



STAFF REPORT 5/20/2020

Application Date: 5/5/2020 Hearing Date: 5/28/2020 Petitioner: Macejik, Joseph Reviewer: Jim Gardner Zoning: Ag Protection Address: 15847 Paradise Dr.

Township: Money Creek Parcel Number: 60110000

Submitted Materials: CUP Application

OVERVIEW

REQUEST

A conditional use permit for a cabin is requested.

SUMMARY OF NOTEWORTHY TOPICS

The applicant is requesting to tear down an old shed and construct a 16'x24' cabin in its place. The red dot on the southern end of the property is the location of the old shed where he would like to construct his cabin.



Cabins are subject to the following:

- (a) Not more than one (1) cabin per quarter of a quarter section shall be allowed.
- (b) A cabin shall not have a permanent foundation or basement, or otherwise be permanently attached to the ground.
- (c) A cabin shall be for transient use only and shall not be used as a permanent, year-around dwelling.
- (d) No cabin shall have a gross floor area exceeding 400 square feet.
- (e) Cabins shall not be connected to modern utilities, including electricity, telephone service, and septic.

A 384 s.f. cabin footprint is proposed. The cabin would have a loft and a deck (in addition to 384 s.f.). The cabin would be placed on piers.

Additionally, bluff setbacks apply, 29.17 Subd. 2 states: *Structures shall be set back forty (40) feet from the top of a bluff and twenty-five (25) feet from the toe of a bluff.*

I, Jim Gardner, visited the proposed location of this cabin on May 20th with the property owner, Joe Macejik to measure the slope and the distance this cabin would be from the top of the bluff. To determine where the bluff began, I used a clinometer which is a field instrument used to accurately slope and a 100' measuring tape. The average slope immediately surrounding the proposed cabin site is 11-13%. The 11%-13% average grade gradually gets steeper on the western, northern, and eastern sides of the hill. At 25' from the proposed cabin site, the average slope is about 15%-16% on the western, northern, and eastern ends. At 40' from the proposed cabin, the grade is steeper but not steep enough to be the side of the bluff.

Slope measurements at 40' away from the proposed cabin with the reference point approximately 25'

away.

Western: 16% Northern: 17% Eastern: 17%

The closest the proposed cabin would be from the bluff is 65', which is on the eastern side of the site. At 65', the slope gets steeper where it would be considered the side of the bluff.

TOWNSHIP AND NEIGHBORHOOD COMMENTS

There have been no comments from the township or neighboring property owners.

SITE CHARACTERISTICS

The structure with the white garage door is the old shed the applicant would like to remove and replace with a cabin. The applicant does not know how old these buildings are and there are no records for these buildings.





The curve red line in the image above is where I determined the boundary of the bluff to be. The proposed cabin would be greater than the required 40' distance from the top of the bluff.

EVALUATION

Subdivision 1. Findings. The Planning Commission shall not recommend a conditional use permit unless they find the following:

1. That the proposed use conforms to the County Land Use Plan.

Staff Analysis: Yes. 0100.0507 Subd. 2. Policy 1 states: Promote land management practices that protect the natural resources in the County including wetlands and sloughs, bluffs, woodlands, and prime agricultural areas. The Macejik family has owned this property for about a year and they have already began working with the DNR to control invasive species and learn how to responsibly manage their mostly wooded acreage. Allowing this cabin would give them a place to stay on their land and would make it easier for them to improve and manage their land.

2. That the applicant demonstrates a need for the proposed use.

<u>Staff Analysis</u>: Yes. The applicant would like to have a place to stay on his property so he and his family can utilize, manage, and maintain the property more easily.

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Yes. Constructing this cabin would have a very minimal impact, if any, on water quality.

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: Yes. The proposed cabin would be built on a platform supported by posts. Very little soil disturbance, if any, would take place during construction.

5. That soil conditions are adequate to accommodate the proposed use.

Staff Analysis: Yes. The soils on this site can accommodate the construction of a simple cabin.

6. That potential pollution hazards been addressed and that standards have been met.

Staff Analysis: N/A

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: This cabin will not require any utilities. The existing logging road from the field at the bottom of the bluff to the existing sheds will serve as the walking/utv trail to the proposed cabin.

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Staff Analysis: N/A

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: N/A

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: Replacing an existing shed with a seasonal cabin will have little to no effect on other property owners.

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Staff Analysis: N/A

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: N/A

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

<u>Staff Analysis</u>: Houston County Zoning Ordinance states that no more than one cabin per quarter-quarter is allowed. There are no other known cabins in this quarter-quarter section.

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: N/A

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Staff Analysis: Yes. The proposed cabin is greater than 40' from the top of the bluff.

RECOMMENDATION

The Planning Commission must consider the criteria above. Should the permit be granted, staff recommend requiring the following conditions:

1. The Permittee shall comply with all federal, state, and local laws and regulations.

Proposed motion: Motion to recommend approval of a conditional use permit for Joseph Macejik for a cabin, with one condition above.

Number

2020-CUP-58228

Joseph John Macejik | 060110000 | Conditional Use Request

Submitted by Joe Macejik on 4/16/2020



CONDITIONAL USE INTRO [Edit] Last updated: 4/16/2020 12:45:56 PM and saved by: Joe Macejik

A Conditional Use is a land use or development that would not be appropriate generally but may be allowed with appropriate restrictions as provided by official controls upon a finding that specific criteria are met, as outlined in Section 6.5 of the ordinance.

When submitting an application, the information requested in this form is required. You may be asked to provide additional information as deemed necessary by the Zoning Office, the Planning Commission, or the County Board.

A non-refundable application fee and recording fee are required before an application is considered complete.

Prior to completing this form, a pre-application meeting with County Zoning is strongly recommended.

Conditional Use Application \$700.00

Fee

Recording Fee \$46.00

Recording ree \$40.00

Application Type: Conditional Use

APPLICANT INFORMATION [Edit] Last updated: 4/16/2020 12:49:14 PM and saved by: Joe Macejik

Applicant Name Joseph John Macejik

Telephone Number 5074826267

Address 207 South 9th St

City **Brownsville**

55919 Zip

Parcel Tax ID 060110000

Legal Description Sect-21 Twp-104 Range-006 60.83 AC PT SE1/4 SW1/4 &

PT SW14 NW1/4 DOC 196694; 208148; 252705; DOC

294159; DOC 293893; DOC 293894; DOC 294160

Section-Township-Range 21-104-006

Do you own additional adjacent parcels

No

Township of: Houston

Applicants are required to inform township boards of their application.

Please reference the table below and contact the official for your township.

I understand I am required Yes to inform my township of my application.

Township Contacts

CONDITIONAL USE REQUEST [Edit] Last updated: 4/17/2020 11:27:12 AM and saved by: Joe Macejik

Click here to view the **Houston County Zoning Ordinance**

Describe in detail your request.

We are wanting to build a 16x24 ft cabin on the southern parcel of the property. It would be supported by a pier

Citation of Ordinance Section from which the Conditional Use is requested: 15847 Paradise Drive

Requested Dimension:

Houston

There are no attached documents.

Please upload any supporting documents:

CONDITIONAL USE FINDING OF FACTS [Edit] Last updated: 5/5/2020 11:45:17 AM and

saved by: Joe Macejik

Click here to view the Houston County Zoning Ordinance

Findings Required:

Yes

1. That the proposed use conforms to the County Land Use Plan.

Comments:

Building a log cabin 16x24 with one loft for storage with adding on decks on one side and on one gable end of building, 6 ft width of the building. Would be built with logs and have a steel roof. Will set base on piers so it is not considered a permanent structure. The cabin will be no more than 400 square ft and not have a septic or any available utilities. It will not have a basement or permanent foundation. It will not be used as a year round dwelling. The storage shed that is in the location we want to put the cabin, we want to move it to another location for additional storage south of the cabin and put a wood floor underneath on skids. We would be well beyond the 40 ft requirement setbacks. The existing logging road is used to walk or UTV use.

2. That the applicant demonstrates a need for the proposed use.

Yes

Comments: This will be used as a hunting cabin, storage of tools and other material to maintain and upgrade the property.

Yes

3. That the proposed use will not degrade the

11

water quality of the County.

Comments:

The building of this cabin will not degrade the water quality during the construction or the existence of the cabin. There is no water access.

Yes

4. That the proposed use will not adversely increase the quantity of water runoff.

Comments:

The building will be on a level area that has no erosion or runoff. We will be doing very limited if any disturbance of the soil in the building of the structure.

Yes

5. That soil conditions are adequate to accommodate the proposed use.

Comments:

The soil is up on ridge area that doesn't have marshy soil and is good solid ground.

Yes

6. That potential pollution hazards have been addressed and standards have been met.

Comments:

There is no pollution hazard in the building or use of cabin. No hazardous products will be used in the building of this cabin.

Yes

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

Comments: There are no utilities used in the building. There is a well maintained logging road for access of the cabin.

N/A

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Comments:

N/A

N/A

9. That adequate facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Comments: N/A

Yes

10. That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

Comments: Will not affect anyone else.

Yes

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Comments: We will not be impeding the normal orderly development

and improvement of surrounding vacant property for

predominant uses in the area.

Yes

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Comments:

We will not be a nuisance or create a disturbance in the

area with the cabin structure.

13. That the density of any proposed residential development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district

Comments:

N/A

N/A

14. That the density of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district.

Comments:

N/A

Yes

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Comments:

The site conditions and such other conditions are established.

SITE PLAN INFORMATION [Edit] Last updated: 5/5/2020 11:52:56 AM and saved by: Joe Macejik

A site plan MUST accompany all Applications. You may either upload a drawing or use the interactive map below.

Upload Site Plan

cabin site picture.jpg (download)
drawing.docx (download)

Use Interactive Map to Create Site Plan



Information provided in question #1 of application.

Use the space below to include site plan comments, if necessary

APPLICATION SUBMITTAL [Edit] Last updated: 5/5/2020 11:56:22 AM and saved by: Joe Macejik

By checking this box, I grant Houston County access to my property for the purpose of evaluating this application.

Yes

By checking this box, I certified that I have notified my town board of my application.

Yes

By checking this box, I certify that the information provided in this application is true and accurate to the best of my knowledge.

Yes

Signature

Jest Margieta

Date Signed: 05/05/2020

Check this box if Staff Signature on behalf of Applicant. No

APP SUBMITTED/PAYMENT SELECTION Last updated: 5/7/2020 12:35:03 PM and saved

by: Holly Felten

Fee amount paid: \$746

HOUSTON TOWNSHIP REVIEW [Edit] Last updated: 5/7/2020 12:35:57 PM and saved by:

Holly Felten

Notice to Township

Date email sent: 05/07/2020

APPLICATION DATE [Edit] Last updated: 5/11/2020 1:20:43 PM and saved by: alacher

What Stage is the Application At?

Application reviewed and determined complete.

5/7/20

Application Date (Complete Application)

Date of Notice of Incomplete Application

Comments

There are no attached documents.

Please upload any supporting documents:

DATES [Edit] Last updated: 5/11/2020 1:24:00 PM and saved by: Holly Felten

5/13/2020

Advertising Date

17

Planning Commission Meeting Date

7:00 PM

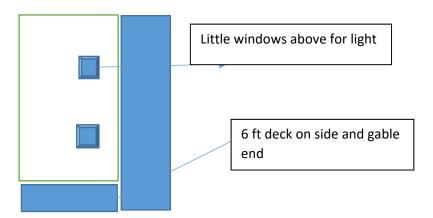
5/28/2020

Meeting Time

Comments



16 x 24 with loft for storage



CRITERIA FOR GRANTING CONDITIONAL USE PERMITS

NAME OF APPLICANT: <u>Joseph Macejik</u> DATE: <u>May 28, 2020</u> C.U.P. REQUESTED: <u>Build a cabin in an Ag district.</u>

The Planning Commission shall not recommend a conditional use permit unless they find the following:

FINDINGS OF FACT

Section 11.5 of the Houston County Zoning Ordinance requires the following:

(SA = Staff Analysis)

1. That the proposed use conforms to the County Land Use Plan.

Staff Analysis: Yes. 0100.0507 Subd. 2. Policy 1 states: Promote land management practices that protect the natural resources in the County including wetlands and sloughs, bluffs, woodlands, and prime agricultural areas. The Macejik family has owned this property for about a year and they have already began working with the DNR to control invasive species and learn how to responsibly manage their mostly wooded acreage. Allowing this cabin would give them a place to stay on their land and would make it easier for them to improve and manage their land.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Good use of property. James Wieser – Yes

2. That the applicant demonstrates a need for the proposed use.

<u>Staff Analysis</u>: Yes. The applicant would like to have a place to stay on his property so he and his family can utilize, manage, and maintain the property more easily.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Yes. Constructing this cabin would have a very minimal impact, if any, on water quality.

Bob Conway – Yes
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA, there won't be any utilities.
Greg Myhre – Yes
Rich Schild – Yes, No more impact than current shed.
James Wieser – Yes, Agrees with Larry and Rich.

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: Yes. The proposed cabin would be built on a platform supported by posts. Very little soil disturbance, if any, would take place during construction.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

5. That soil conditions are adequate to accommodate the proposed use.

Staff Analysis: Yes. The soils on this site can accommodate the construction of a simple cabin.

Bob Conway – Yes
Wayne Feldmeier – Yes
Larry Hafner – Yes
Greg Myhre – Yes
Rich Schild – Yes, Logging road has been there for years.
James Wieser – Yes, No excavation of soils.

6. That potential pollution hazards been addressed and that standards have been met.

Staff Analysis: N/A

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: This cabin will not require any utilities. The existing logging road from the field at the bottom of the bluff to the existing sheds will serve as the walking/utv trail to the proposed cabin.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Staff Analysis: N/A

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Staff Analysis: N/A

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: Replacing an existing shed with a seasonal cabin will have little to no effect on other property owners.

Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes
Larry Hafner – Yes, Improves area.
Greg Myhre – Yes
Rich Schild – Yes, Agrees with Larry, no one can even see the cabin.
James Wieser – Yes

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Staff Analysis: N/A

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: N/A

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

<u>Staff Analysis</u>: Houston County Zoning Ordinance states that no more than one cabin per quarter-quarter is allowed. There are no other known cabins in this quarter-quarter section.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser – Yes

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

Staff Analysis: N/A

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Staff Analysis: Yes. The proposed cabin is greater than 40' from the top of the bluff.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

Bob Conway made a motion to accept the findings as presented. Greg Myhre seconded. Roll call vote was taken. All were in favor. Motion carried.

Bob Conway made the motion to recommend the Houston County Board approve the Conditional Use application for Joe Macejik to build a cabin in an Ag District with the following condition:

1. The Permittee shall comply with all federal, state, and local laws and regulations;

Greg Myhre seconded. Roll call vote was taken. All were in favor. Motion carried. The Findings will be submitted to the Houston County Board of Commissioners for their review.



HOUSTON COUNTY

ENVIRONMENTAL SERVICES

Solid Waste ● Recycling ● Zoning 304 South Marshall Street – Room 209, Caledonia, MN 55921 Phone: (507) 725-5800 ● Fax: (507) 725-5590



STAFF REPORT

5/18/2020

Application Date: 5/5/2020 Hearing Date: 5/28/2020

Petitioner: Mark & Molly Frickson

Reviewer: Amelia Meiners Zoning: Ag Protection Address: 16231 County 26

Township: Houston

Parcel Number: 100278000

Submitted Materials: CUP Application, Supplemental Business Information

OVERVIEW

REQUEST

The petitioners are seeking a Conditional Use Permit (CUP) to operate a custom meat processing facility in the agricultural district (HCZO 14.3 subd. 1(1)). This falls under agriculture-oriented business.

SUMMARY OF NOTEWORTHY TOPICS

The petitioners plan to operate a custom large animal meat processing facility and market at their farmstead, with the goal of moving 20 to 30 head of cattle or hogs through the facility each week. They believe there is a need for an alternative market for livestock producers and look forward to providing an estimated five to ten employment opportunities for local residents. They plan to process deer in November and December as well, which will take priority at that time, seasonally reducing their availability to process livestock. A new building will be necessary for the operation and will be constructed between the existing barn and an existing silo, which will be removed. The proposed building will be approximately 50 foot by 50 foot and still requires zoning approval. There will be twelve customer parking spots available and ten employee parking spots adjacent to the building.

The applicants figure they will custom process approximately 10 to 15 animals a week and the difference will be purchased stock from local sales barns and private farms to supplement the retail counter. While they will need to maintain retail stock, custom processing will take priority, so demand from that portion of the business will dictate the numbers being purchased by the operators. The building will be open for processing Monday through Friday from 6AM-5PM, while the retail counter will be open Monday through Friday from 9AM-5PM and Saturday 9AM to 2PM. The applicants anticipate a startup average of five people a day, 30 people a week and 120 people a month, for retail beef and pork demand. The electric smoker will run an average of three days a week and the applicants state that the smell could be detected up to a quarter mile away, at most.

Animals will not be on-site more than 24 hours prior to slaughter. Once on-site, they will be held in a temporary total confinement lot where food and water will be provided. Holding pens will have a cement floor and will drain to a holding tank that will collect both manure and wash water. All slaughtering will be done indoors with a USDA inspector present and inedibles will be stored in barrels in an interior room out of public view. According to the applicant, this room is strictly for housing inedibles and is required to be refrigerated. The hope is that rendering can pick up within 24 hours. It is unclear at this time on what days slaughter will take place, as it will be dependent upon inspector availability.

There will be no hazardous waste and little nuisance resulting from this operation. The applicants currently raise a handful of grass fed beef at this site so barnyard noises and smells exist already. This is not currently a registered feedlot and is not required to be registered until they reach 50 animal units on site. That is 50 slaughter steers or approximately 160 hogs. Runoff will be limited to natural rainwater from the rooftop, which will be directed appropriately during construction and additional odors will result from the smokehouse portion of the business. The applicants plan to use holding tanks for any waste and wash water, which will require the County approve septic applications and pumping contracts. There will be separate holding tanks for septage and the wash water from the kill floor. The old barn will be used as a total confinement holding area and will be retrofitted with a drain and holding tank to capture manure and wash water. The applicants state that the holding area will need to be cleaned every night and speculate that most of the waste from the holding pens will be water. Any solid waste will be disposed of in dumpsters and removed regularly with the exception of inedibles. They will limit age of the animals to ensure that rendering is a viable option for carcass disposal.

The main regulatory authority for a business such as this falls under the MN Department of Agriculture (MDA). The Board of Animal Health dictates proper disposal methods for inedibles and the MN Department of Natural Resources provides regulations for handling deer carcasses in regards to the ongoing CWD issues. It is possible that this business may require a water appropriations permit which will fall under DNR jurisdiction. According to the MDA website, there are three main types of processors: continuous inspection, custom exempt and retail exempt. Because the applicants plan to sell their products to other retail outlets and across state lines in the future, they will require continuous inspection. That means that every animal entering the kill floor will be inspected for signs of disease. There are two types of continuous inspections: federal and E2 or "Equal Too". Again, because this proposal includes markets across state lines, the applicants will need federal inspection by USDA officials under the Federal Meat Inspection Act. All processing establishments are required to have Sanitation Standard Operating Procedures (SSOP's) and a Hazard Analysis Critical Control Point (HACCP) plan in place. These help to ensure safe food handling practices. The SSOP's describe the cleaning program and records requirements necessary to monitor that facilities are being cleaned regularly and the HACCP plan is the food safety plan that covers biological, chemical, and physical food safety hazards that may arise during the production process. There are federally regulated requirements for both plans.

Wild game cannot be sold and must only be consumed by the owner, owner's immediate family and non-paying guests. It must be marked "not for sale" and has specific record keeping and processing requirements. Currently, the DNR manages CWD zones and has special regulations regarding transport and disposal of carcasses. Deer will only be accepted during business hours and everyone will be guaranteed their own meat back.

Note that staff will provide more information to the Planning Commission regarding the county highway as well as holding tank capacity and water usage prior to the upcoming hearing, as information is not available at this time.

TOWNSHIP AND NEIGHBORHOOD COMMENTS

Money Creek Township and the ten closest neighbors were notified. Comments were received and are included in this packet.

SITE CHARACTERISTICS

This parcel is located off County 26 in far northeastern Money Creek Township, right on the Winona County border. The applicants have a 20-acre property with one agricultural outbuilding. That ag building cannot be used for this business so a new building will be constructed (see Figure 1). County 26 is a paved county road connecting Houston and Winona Counties, however, it is paved at half the thickness of a typical county road and is not designed for heavy traffic. The applicants anticipate little impact on traffic resulting from their business. Again, they anticipate five people per day for retail business, but will have approximately 10-20 producers dropping off cattle every week dependent upon inspector availability. This will consist of typical truck and livestock trailer traffic, no semis, and the existing driveway access is large enough for multiple vehicles to enter and exit at the same time. There will be approximately twelve parking spots available for customers with an additional ten spaces available for employees.



Figure 1. Site map provided by the applicant during the application process. The orange building shows where the proposed building will be constructed. Note that the silo will be removed and the existing barn will be used for holding areas.

There are neighbors to the north, west, south and southeast at 750 feet, 2200 feet, two at 2000 feet, and 2600 feet, respectively. Neighboring properties, aside from being residential in nature, appear to be agricultural or recreational acreages.

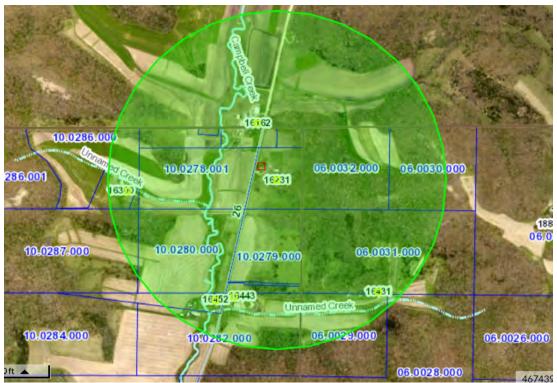


Figure 2. There are five address points within a half mile of 16231 County 26.

Surface water is limited near the site, Campbell Creek is approximately 900 feet to the west with intermittent or tributary streams at 1150 feet to the north and 2250 feet to the south. Slopes in the proposed location are between 2 and 18%. Wind data from a station in Preston, MN, indicates the prevailing wind are out of the northwest and south.

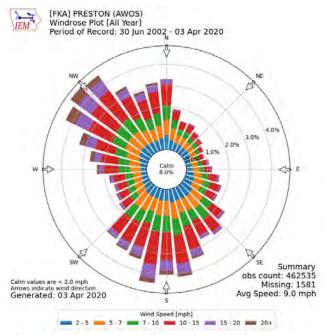


Figure 3. Wind rose data for station out of Preston, MN.

EVALUATION

Section 11.05 of the Houston County Zoning Ordinance requires the following:

Subdivision 1. Findings. The Planning Commission shall not recommend a conditional use permit unless they find the following:

1. That the proposed use conforms to the County Land Use Plan.

Staff Analysis: The Land Use Plan identifies preserving commercial agriculture as a viable, essential, and permanent land use in the County (0100.0501, Goal 1 and 0100.0502 subd. 1, Goal 1) as well as promotes "Policy 1. Diversified economic development" (0100.0505, subd. 2). This proposal conforms to that plan by proposing to provide an additional processor and market for our local livestock producers.

2. That the applicant demonstrates a need for the proposed use.

<u>Staff Analysis</u>: The applicants feel that more options are needed for both local residents wishing to purchase fresh meat and producers to process and market locally raised livestock.

3. That the proposed use will not degrade the water quality of the County.

<u>Staff Analysis</u>: Upon County approval, wastewater and manure from the facility will be directed to designated holding tanks and pumped as needed. There will be separate tanks for septage and the kill floor wastewater. While the hope is to have a continuous supply of animals, they will never be onsite more than 24 hours and the temporary holding facility will be total confinement. There will be drains from the holding pens to another holding tank to contain wash water and manure. Holding pens will be washed at the end of each day and the tanks will then be pumped and land applied by a pumping contractor.

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: Rainwater will be dealt with accordingly, but this proposal will not adversely increase the quantity. Grading and erosion control will take place during construction to minimize the risk of erosion and direct water in a desirable direction.

5. That soil conditions are adequate to accommodate the proposed use.

<u>Staff Analysis</u>: The soils at this site are 388C2 and are class IIIe. According to the *Soil Survey – Houston County*, buildings should be designed to conform to the natural slope of the land and might require some land shaping. However, it's recommended that roads have a coarse textured base material brought in to protect them from damage due to the low strength of this soil and the hazard of frost action.

6. That potential pollution hazards been addressed and that standards have been met.

<u>Staff Analysis</u>: All wastewater will go to holding tanks and be pumped and land applied by a MN Pollution Control Agency licensed contractor. Manure will also be contained in a holding tank and land applied by a licensed contractor. Solid waste, i.e. garbage, will be stored in a dumpster and collected regularly and the hope is that the rendering company will collect inedibles within 24 hours.

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: This is an existing farmstead so utilities are present. The applicant feels their driveway approach is adequate to handle truck and trailer traffic, but additional roads/driveways will be constructed on the property to create unloading areas as well as a parking area. If additional or upgraded utilities are required, they will be the responsibility of the applicant.

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

<u>Staff Analysis</u>: There will be approximately twelve parking spots for customers and an additional ten available for employees as well as an unloading area for livestock.

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

<u>Staff Analysis</u>: Off street parking will be available to keep customers from parking along the shoulder of the road. With only 10-15 head of cows or hogs coming to the facility weekly, producers should be able to stagger dropping off animals to reduce the number of haulers in the facility at one time and decrease the likelihood of creating a hazard on County 26. It is likely that truck and trailer traffic is currently a regular occurrence on this highway. During deer season, they will accept animals by walk-in during business hours only and believe there is adequate parking to accommodate that additional traffic.

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: The predominant uses in this area, aside from residential, are agriculture and recreation. This should have little impact on development for those purposes and should benefit local livestock growers and deer hunters.

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

<u>Staff Analysis</u>: Again, this area is predominately agricultural and recreational in nature. This use will have little impact on neighboring properties and will complement livestock producers and hunting land. In recent years, with heightened concerns of CWD, the availability of another local processor means less need to transport carcasses long distances thus limiting potential spread.

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: There is only one neighboring dwelling within a quarter mile. The applicants' state that the operation will be all indoors with no lighted signs along the road, however there will be non-lit signage on the road. Business hours will be 6AM to 5PM. The applicants already have a few head of pasture cattle so barnyard noises and odors occur currently, but odors from the smokehouse will begin with the new operation. They anticipate the electric smokehouse will be operating an average of three days a week and do not believe it will have any different impact than an outdoor wood burner. County 26 is paved and so any additional traffic, although little is anticipated, will not increase dust.

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: N/A

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

<u>Staff Analysis</u>: This proposal is considered an agriculture oriented business and therefore fits within the agriculture district, amongst the small local livestock producers and hunting properties. There is not commercial or industrial development near this location nor would this proposal inhibit any from taking place.

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Staff Analysis: The petitioners hope to sell meat not only in their own retail facility, but eventually across state lines with hopes of wholesaling to restaurants and small grocers in the future. This sort of business requires continuous inspection, meaning a federal or USDA inspector is on-site for all slaughter. Establishments are required to have Sanitary Standard Operating Procedures and Hazard Analysis and Critical Control Point plans in place with MN Department of Ag, which ensure safe products are produced. The County will approve any SSTS plans for containing and treating wastewater and a plan for disposing of inedibles must be on file and approved by the state. This proposal will collect and contain all waste, which will then be handled and disposed of by licensed professionals.

RECOMMENDATION

The Planning Commission must consider the criteria above. Should the permit be granted, staff recommend requiring the following conditions:

- 1. The Permittee shall comply with all federal, state, and local laws and regulations;
- 2. The County may enter onto the premises at reasonable times and in a reasonable manner to ensure the permit holder is in compliance with the conditions and all other applicable statutes, rues, and ordinances.

Proposed motion:



Custom Exempt Operations Requirements Checklist

There are many steps to take prior to opening for business as a Custom Processor / Retail Exempt Establishment. Below we have outline most of the steps that must be taken prior to applying for a license with the Minnesota Department of Agriculture – Meat, Poultry & Egg Inspection Program. This list is not all inclusive; there may be additional steps that are required by local city or county ordinances. Please review this information and contact all agencies involved to ensure a smooth transition into business. Our Meat Inspectors will work with you throughout the process.

Building Permit / Zoning

□ Check with City/ County or other Local Authority for all applicable permits and zoning requirements before you dig.

Other Codes to Consider

- □ Fire
- □ Electrical
- Occupancy

Plan Review

- Plan Review for a Custom Processor is done informally with the Dairy and Meat Inspection Program at MDA.
- Prior to construction, all plans should be submitted to ensure your plan meets regulatory requirements.
- Any facilities that will also operate as a retail establishment must complete an official plan review for the retail portion of the facility as required by the MN Food Code – see the website for an application New Plan Review - Retail Food Establishment

City/Well Water

- □ Separate from home well/water source
- □ City water is tested once per year for coliforms.
- □ Well water is tested twice per year for coliforms.
- Submit samples to an Approved/ Accredited laboratory for testing.

Septic System or Sewer Hook-Up

- Separate from home
- ☐ Approved by County, Township, or City Health Dept.
- □ A letter from the applicable authority must be provided to MDA verifying that an adequate waste water handling system is installed.

Plumbing System

- Contact the Department of Labor and Industry for current procedures and requirements
 - o Call 651-284-5063 or visit the MN Department of Labor and Industry Website
- The plumbing plan must be submitted by a licensed plumber to the Department of Labor and Industry.
- Plan approval must be granted by Department of Labor & Industry prior to installation.

Sink Requirements

- Must have separate sinks:
 - O 3-compartment sink for washing equipment and utensils
 - Hand wash sink in each processing or slaughter room for hand washing only.
 - O Mop/service sink for cleaning floors

Facility Requirements

All surfaces must be constructed of smooth, easily cleanable, non-porous, non-absorbent materials.

- □ Walls and ceiling would have to be finished with approved materials. (Glassboard, enameled metal, ceramic tile, etc.) No exposed wood is permissible.
- □ Floors must be maintained in good repair and easily cleanable. Concrete is an option but it must be sealed.
- ☐ The processing facility would have to be divided into at least two rooms.
 - The first room would be dedicated for killing and dressing. A hand wash sink must be provided for food handlers in this room.
 - The second room would be dedicated for processing the carcasses and meat products that are manufactured. A hand wash sink must be provided for food handlers in this room also.

Basic Requirements for Operating Under the Custom Exemption

Sanitation:

- □ Sanitation procedures and maintenance of facilities during slaughtering and processing must be accomplished in a manner to ensure the production of wholesome, unadulterated product. 9CFR416.1 6.
- Provide this department with a written outline of your facility/equipment cleaning program/schedule.
- □ All carcasses must be visibly free of fecal contamination.

Water supply:

Potable water must be used in areas where animals are slaughtered, eviscerated, and dressed, and where edible products are processed, handled and stored. The distribution system within the establishment must preclude contamination of the water supply.

Sewage and Waste Disposal:

Sewage and waste disposal systems must properly remove sewage and waste materials – manure, feces, feathers, paunch, trash, garbage, and paper – from the establishment. Systems must be approved prior to operation by local authorities.



Identification and Recordkeeping for Wild Game Carcasses, Parts and Products

9 CFR 303.1(a)(2)(ii)(iii); 9 CFR 303.1(b)(3); 9 CFR 320; 316.16; M.S. 31A.15; M.S. 97A.505.4

Wild game products must be accurately and legibly labeled and identified throughout the process; this includes, at a minimum, the following:

Recording the name, address and license number of the hunter upon receipt of the carcass or wild game
parts
Legibly marking wild game products as "Not for Sale"; this wording may be directly on the product packaging, a tag or card securely attached to the meat, the immediate container, or paper wrapping the meat

Cooking or Smoking of Wild Game Products

9 CFR 303.1(b)(1); M.S. 34A.02 subd.8

Wild Game processors that cook product must heat the product to a time and temperature combination sufficient to kill pathogens and ensure products are safe and wholesome. The specific requirements for these activities include:

	Recording cooking temperatures and times for every batch of product produced on a handwritten log, chart recorder, data logger or other means;
	Reprocessing or discarding products that do not meet cooking or smoking temperatures necessary to ki
	pathogens; and Using a time and temperature combination to ensure pathogen destruction. Most wild game facilities
_	will use a time and temperature combinations found in USDA FSIS Appendix A. The MN Food Code and
	other regulatory or peer reviewed scientific documents are other options.

For more information please contact Minnesota Department of Agriculture-Dairy and Meat Inspection Division at 651-201-6300, MDA.meatpoultryegg@state.mn.us or visit their website at www.mda.state.mn.us



Minimum Standards for Retail Establishments Processing Wild Game

This document provides direction for retail establishments processing hunter harvested wild game on the basic requirements for wild game processing. These standards are not all-inclusive of the current retail or custom exempt processing requirements; however, they will provide the foundation for inspections performed in Retail Establishments that process wild game for their customers. These standards are only intended to address wild game activities and should not be construed to apply to retail, "Equal To" or other activities where product is processed for sale.

Equipment, Facilities and Employee Hygiene

9 CFR 416.3-416.5; M.S. 31A.15

Employees processing wild game products must adhere to hygienic practices to prevent the contamination of products. This includes wearing clean and proper attire during processing and other operations.

Equipment and facilities used for wild game processing must be clean, and well maintained. Specific considerations include the following:

Thorough cleaning and sanitizing of all facilities and equipment after any wild game processing and
before the equipment is used for preparing any products for sale, i.e. Inspected (USDA, or MN Equal to)
or Retail products.
Equipment is clean and sanitized prior to the start of daily meat production.
If equipment is used for Retail or Inspected products in the beginning of the day and then used for wild game products at the end of the day, the equipment does not need to be cleaned prior to wild game
processing.

Separating Wild Game Products and Processing Activities from Retail or Inspected Products 9 CFR 303.1(a)(2)(ii), (iv); M.S. 31A.15

Wild game processing must be adequately separated from all other products for sale. This includes, at a minimum, the following:

Keeping all wild game products separate from any retail and/or inspected product at all times, including
processing and storage.
Clearly identifying all wild game products during all stages of processing, cooling, packaging, freezing,
storage, and shipment. Each batch of wild game product being ground, chopped, mixed, or cut up must
be identified by using a tag or other approved device placed directly on the product or the container,
table, shelf, or equipment holding such product.

Please Note: Commingling of fat and meat trimmings from <u>wild game</u> for sausage production is allowed when disclosed to the owners involved and when they have accepted the commingling. The proportionate distribution of product from the commingled trimmings must also be acceptable to the owners of the wild game as indicated on records. All commingled processed product must be clearly marked "Not for Sale."

License/Permit Requirements:

- Retail Food Handler's license Issued by MDA for either a retail or custom operation the fee is dependent upon the gross annual sales expected for the year. The license runs for 1 year starting on July 1, xxxx through June 30, xxxx, license fees are not prorated if you start your business mid-year.
- ☐ Custom Processing Permit Issued by MDA (no fee)
- □ No license needed for deboning, cutting or wrapping venison. A license is required if you will be making venison sausage (any added ingredients).
- ☐ The MDA must inspect your facility before a license can be issued. When your facility meets the requirements of this department as outlined above, this department will accept your application for the appropriate license and will process it forthwith.

Additional Requirements if also operating as Retail Exempt

- □ All Current Retail Requirements must be met in all areas used to produce retail product.
- □ HACCP plans need to be developed and implemented for any retail cured, smoked, and/or vacuum-packaged products
- Use only USDA or MDA (Equal To) Inspected meat in the preparation of retail exempt products
- Retail exempt product must have a label to include:
 - name of product
 - □ net weight
 - ingredients statement
 - manufacturer's name and address
 - safe handling statement (if applicable)
 - □ Keep refrigerated or keep frozen statement

Abbreviations:

MDA = Minnesota Department of Agriculture

- □ For **Meat Inspection / Custom Processing** contact the Dairy & Meat Inspection Division at (651) 201-6300
- □ For a Retail Exempt facility requirements contact Food & Feed Safety Division at (651) 201-6027

DLI = Department of Labor & Industry

USDA = United States Department of Agriculture

FSIS = Food Safety and Inspection Services

HACCP = Hazard Analysis Critical Control Points

Updated: 1/2/2020

Pest Control:

☐ The establishment's pest control operation must be capable of preventing product adulteration. Establishment management must make every effort to prevent entry of rodents, insects, or animals into areas where meat products are handled, processed, or stored. Openings (doors and windows) leading to outside or to inedible areas must have effective closures and completely fill the opening. Areas inside and outside the establishment must be maintained to prevent harborage of rodents and insects.

Inedible Material Control:

- ☐ The inedible material control program must prevent the diversion of inedible animal products into human food channels.
- Containers supplied by a rendering company <u>may not</u> be relabeled and used as edible food handling containers.

Marking and Labeling Control:

- ☐ All custom carcasses and packaged product must be marked "NOT FOR SALE"
- Livers, hearts, and tongues must also be legibly marked as "NOT FOR SALE" before they leave the kill floor. They must be returned to the owner of that animal or disposed of as inedible material.
- □ All custom processed meat must be returned to the owner of the animal.
- □ All shipping containers of poultry products must bear the producers name and address and the statement "Exempted –P.L. 90-492.

Raw Pork and Processing Control:

- Meat food products containing raw pork must be treated to destroy trichinae (excluding fresh pork products as defined by section 318.10 of the regulations) and are subject to the control of restricted ingredients.
- Poultry products containing pork as an ingredient are subject to the same trichinae treatment requirements as those specified in section 318.10 of the regulations for meat products consisting of mixtures of pork and other ingredients.

Records and General Operation:

- Custom processing records need to be kept of all animals accepted into the facility, a book is available from the MDA.
- Facility must provide adequate separation of retail and custom product if both are present.
- Custom product cannot be sold as retail or wholesale product.
- ☐ Smokehouse records must be maintained documenting cook time.

Number 2020-CUP-422

FRICKSON, MARK W & MOLLY A | 100278000 | Conditional Use Request

Submitted by MFrickson on 5/5/2020



CONDITIONAL USE INTRO [Edit] Last updated: 5/5/2020 9:35:46 AM and saved by: MFrickson

A Conditional Use is a land use or development that would not be appropriate generally but may be allowed with appropriate restrictions as provided by official controls upon a finding that specific criteria are met, as outlined in Section 6.5 of the ordinance.

When submitting an application, the information requested in this form is required. You may be asked to provide additional information as deemed necessary by the Zoning Office, the Planning Commission, or the County Board.

A non-refundable application fee and recording fee are required before an application is considered complete.

Prior to completing this form, a pre-application meeting with County Zoning is strongly recommended.

Conditional Use Application \$700.00

Fee

Recording Fee \$46.00

Application Type: Conditional Use

APPLICANT INFORMATION [Edit] Last updated: 5/5/2020 9:40:11 AM and saved by: MFrickson

Applicant Name Submitted by Applicant FRICKSON, MARK W & MOLLY A

Telephone Number **5078963340**

Address 16231 COUNTY 26

City HOUSTON

Zip **55943**

Parcel Tax ID 100278000

Legal Description Sect-05 Twp-104 Range-006 20.00 AC PT S3/4 NE1/4

NE1/4 LY E CTY26 DOC 294547

Section-Township-Range **05-104-006**

Do you own additional adjacent parcels

No

Township of: Money Creek

Applicants are required to inform township boards of their application.

Please reference the table below and contact the official for your township.

I understand I am required **Yes** to inform my township of my application.

Township Contacts

MFrickson

CONDITIONAL USE REQUEST [Edit] Last updated: 5/5/2020 10:50:24 AM and saved by:

Click here to view the Houston County Zoning Ordinance

Describe in detail your request.

a Conditional use permit to obtain a custom meat processing and fresh meat market.

Section 14.3 Submitted by Applicant

Citation of Ordinance Section from which the Conditional Use is requested:

Requested Dimension:

Big Valley.pdf (download)

Please upload any supporting documents:

CONDITIONAL USE FINDING OF FACTS [Edit] Last updated: 5/5/2020 11:31:36 AM and

saved by: MFrickson

Click here to view the Houston County Zoning Ordinance

Findings Required:

Yes

1. That the proposed use conforms to the County Land Use Plan.

Comments: a custom processing plant with meat market

Yes

2. That the applicant demonstrates a need for the proposed use.

Comments: more options for the local residents to purchase fresh meat

and have custom processing done

Yes

3. That the proposed use will not degrade the water quality of the County.

Comments: there will be no run off other then normal rain water

Yes

4. That the proposed use will not adversely increase the quantity of water runoff.

Comments: rain water runoff

5. That soil conditions are adequate to accommodate the proposed use.

Yes

Comments: we are using exciting buildings

Yes

6. That potential pollution hazards have been addressed and standards have been met.

Comments:

all water used in the building will go into a holding tank

and disposed of properly

Yes

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

Comments: useing exsiting structure

Yes

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

Comments: there will be a parking lot off roadway

Yes

9. That adequate facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

Comments: off-road parking

Yes

10. That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

https://permits.schneidercorp.com/Permitting App/Application PrintView.aspx?PermitId=59361

Comments: it will not change the way anyone uses there proplerty

Yes

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

Comments: it will not interfere with the development of surrounding properties

Yes

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Comments: all indoors. with no lighted signs

Yes

13. That the density of any proposed residential development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable zoning district

Comments: there will be no changes to the surrounding

Yes

14. That the density of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic

of the applicable zoning district.

Comments: small local processign plant with fresh meat market

Yes

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Comments: This will be a USDA inspected plant, which is open to public all health and safety measures will be met to state standers

SITE PLAN INFORMATION [Edit] Last updated: 5/5/2020 11:39:28 AM and saved by: MFrickson

A site plan MUST accompany all Applications. You may either upload a drawing or use the interactive map below.

There are no attached documents.

Upload Site Plan

Use Interactive Map to Create Site Plan



Use the space below to include site plan comments, if necessary

the existing building will be remodel and a small 16ftx40ft addition will be add to the front for retail use, holding pens will be, behind the back of the building out of site. pen will be 20'x24' concert pad with 7' fencing around them. area will be graveled for driving and parking.

APPLICATION SUBMITTAL [Edit] Last updated: 5/5/2020 11:40:35 AM and saved by: MFrickson

By checking this box, I grant Houston County access to my property for the purpose of evaluating this application.

Yes

By checking this box, I certified that I have notified my town board of my application.

Yes

By checking this box, I certify that the information provided in this application is true and accurate to the best of my knowledge.

Yes

Signature

Mark dubre

Date Signed: 05/05/2020

Check this box if Staff Signature on behalf of Applicant. No

APP SUBMITTED/PAYMENT SELECTION Last updated: 5/15/2020 10:29:49 AM and

saved by: Holly Felten

Fee amount paid: \$746

MONEY CREEK TOWNSHIP REVIEW [Edit] Last updated: 5/15/2020 10:30:05 AM and

saved by: Holly Felten

Notice to Township

Date email sent: 05/15/2020

APPLICATION DATE [Edit] Last updated: 5/15/2020 11:29:56 AM and saved by: alacher

What Stage is the Application At?

Application received and under review.

5/15/20

Application Date (Complete Application)

Date of Notice of Incomplete Application

Comments

There are no attached documents.

Please upload any supporting documents:

DATES [Edit] Last updated: 5/15/2020 11:32:48 AM and saved by: Holly Felten

Advertising Date

5/13/2020

Planning Commission

Meeting Date

5/28/2020

7:30 PM

Meeting Time

Comments

UPLOAD BOARD PACKET [Edit] Last updated: 5/15/2020 11:33:40 AM and saved by: Holly Felten

Upload Board Packet There are no attached documents.

BIG VALLEY MEAUS. ILLG

This would be presumed the name pending LLC.





LOCATION

- 16231 County Road 26
- Houston, MN 55943





Large animal processing facility, retail of whole meat sales

With the compacity for 20 to 30 head of cattle and hogs a week.

Hours of operation Monday – Friday 6am to 5pm

Retail hours Monday –Friday 9am to 5pm Saturday 9am to 2pm

Building size will be approximately 50x50 with gravel driveway and offstreet parking lot.



TRAVITI INDAGI

This facility will have very little impact on the amount of daily traffic seen in the area.

INVIRONMENTAL

Hazardous waste- None

Runoff- natural rainwater from roof top.

Odors- smoke house smell

Wastewater- held in county approved holding tank, pumped monthly, or as needed.

Waste disposal- trash will be held in dumpsters and picked up bi-weekly or as needed,

Animal Disposal- same day or next day pickup by rendering company.

Noise- normal barnyard noises

Septic- county approved holding tank pumped monthly or as needed.



- Potential for more jobs in the community
- Farmers, for alternative outlet for livestock processing and sale

Mark and Molly Frickson and family



Aaron Lacher

From: Molly Frickson <fricksontrucking@outlook.com>

Sent: Thursday, April 30, 2020 1:05 PM

To: Aaron Lacher

Subject: RE: Zoning Question. for new meat processing facility.

Attachments: meat plant Q&A 1.docx

*** HOUSTON COUNTY SECURITY NOTICE ***

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Sent from Mail for Windows 10

From: Aaron Lacher

Sent: Thursday, April 30, 2020 12:04 PM

To: Molly Frickson

Subject: RE: Zoning Question. for new meat processing facility.

Thanks Molly,

Here are some questions that came to mind while reviewing:

- 1. Regarding animal throughput, you indicate 20-30 animals weekly, can you provide additional details on this? For instance, would you purchase animals at auction and house them onsite prior to slaughter? What percentage of throughput would be custom slaughter? Would customers' animals be housed onsite for a period? What is the most animals that would be housed at any one time?
- 2. Would animals be slaughtered inside or outdoors?
- 3. Do you anticipate seasonal variance to animal throughput?
- 4. Would you process deer?
- 5. Regarding rendering, how would carcasses be stored if pickup could not occur for 1-2 days? Would any meat scraps go into trash?
- 6. Regarding retail, how many customers are estimated daily/weekly/monthly? Are other items sold in addition to meats?
- 7. How frequently would you run the smoker? At what distance would the smoke house smell be detectable?

Aaron Lacher
Zoning Administrator
Houston County Environmental Services
Room 209 Courthouse
304 S. Marshall St.
Caledonia, MN 55921
507.725.5800

From: Molly Frickson <fricksontrucking@outlook.com>

Sent: Tuesday, April 28, 2020 10:42 AM

To: Aaron Lacher < Aaron. Lacher@co.houston.mn.us>

Subject: RE: Zoning Question. for new meat processing facility.

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It is on the slide with building information. slide number3

Sent from Mail for Windows 10

From: <u>Aaron Lacher</u>

Sent: Tuesday, April 28, 2020 10:34 AM

To: Molly Frickson
Cc: James Gardner

Subject: RE: Zoning Question. for new meat processing facility.

Molly,

Jim in my office reviewed the presentation. He did not see anything about retail at the location, is that something you are wanting to include?

Aaron Lacher Zoning Administrator Houston County Environmental Services Room 209 Courthouse 304 S. Marshall St. Caledonia, MN 55921 507.725.5800

From: Molly Frickson < fricksontrucking@outlook.com>

Sent: Tuesday, April 28, 2020 10:26 AM

To: Aaron Lacher < Aaron.Lacher@co.houston.mn.us >

Subject: RE: Zoning Question. for new meat processing facility.

*** HOUSTON COUNTY SECURITY NOTICE ***

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Good morning,

Did you get a chance to look over my power point? Also when are the township meeting and county hearing

dates?

Thank

Molly

From: Aaron Lacher

Sent: Tuesday, April 21, 2020 12:30 PM

To: Molly Frickson

Subject: RE: Zoning Question. for new meat processing facility.

507-313-6533

From: Molly Frickson < ricksontrucking@outlook.com>

Sent: Tuesday, April 21, 2020 12:27 PM

To: Aaron Lacher <Aaron.Lacher@co.houston.mn.us>

Subject: RE: Zoning Question. for new meat processing facility.

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Is there a good number that I can call you at?

Sent from Mail for Windows 10

From: Aaron Lacher < <u>Aaron.Lacher@co.houston.mn.us</u>>

Sent: Tuesday, April 21, 2020 12:03:35 PM

To: Molly Frickson <fricksontrucking@outlook.com>

Subject: RE: Zoning Question. for new meat processing facility.

Hi Mark & Molly,

This type of use could be done in the agricultural zoning district (current zoning for parcel) under a conditional use or interim use permit. Either would require a public hearing. There are likely state requirements (e.g. dept. of health, etc.) that would apply as well.

Aaron Lacher
Zoning Administrator
Houston County Environmental Services
Room 209 Courthouse
304 S. Marshall St.
Caledonia, MN 55921
507.725.5800

From: Molly Frickson <fricksontrucking@outlook.com>

Sent: Tuesday, April 21, 2020 9:20 AM

To: Aaron Lacher < <u>Aaron.Lacher@co.houston.mn.us</u>> **Subject:** Zoning Question. for new meat processing facility.

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Good Morning, I have a few questions about starting a new slaughter house/retail meat house.

We would be processing our own livestock for retail use. The location would be 16231 County Rd26 Houston.

What type of zoning would we need and permits would be required? I believe that we are zoned as a vacant lot at this time.

Can we just get a conditional use permit where it is all our own livestock.

Thank you,

Mark & Molly

Sent from Mail for Windows 10

Good afternoon, to answer each question starting with

- 10 to 15 animals would be brought in by customers, with the remaining balance being bought form local sale barns and private farms. This can change depending on customers needs. If there is a higher demand for custom processing that would be priority first while still maintaining a balance for retail. No, customers animals will be housed on site. Unless prior arrangements are made for transportation purposes and/or weather only, and No longer than 24 hours prior to slaughter, with feed and water access.
- 2. All slaughtering of animals is done indoors with a USDA inspector present.
- 3. Yes. During the month of November and December for deer processing. We will still slaughter other animals, but it will be limited.
- 4. Yes, we will do deer.
- 5. All carcasses and cleanings will be stored in-side the building in a seprate room out of view from general public. No meat scraps will be thrown in trash cans.
- 6. The number of customers daily for startup, average of 5 people a day, 30 a week and 120 a month, this would be our numbers for startup with potential growth. As of right now we will only be selling beef and pork products.
- 7. The smoker will run on average of 3 days a week, smell would be detected up to a ¼ mile at most.

Amelia Meiners

From: Amelia Meiners

Sent:Wednesday, May 20, 2020 4:50 PMTo:'FRICKSONTRUCKING@OUTLOOK.COM'Subject:Questions regarding your hearing

Hi Molly,

I have pretty much finished the staff report regarding your hearing and want to verify a few additional items.

- 1. When producers bring livestock to the site where will they be unloaded and held? For instance, is it total confinement or all pasture?
 - a. How to you plan to deal with any manure accumulation in the temporary holding facility? I.e. will you have adequate land to land apply at proper rates? Will there be potential for manure runoff from the holding facility?
- 2. I'm assuming if you're only talking 15 head a week for custom processing that it will be truck and livestock trailer traffic only, no semis? Please confirm. And how many producers do you anticipate those coming from/how many truck and trailer trips do you anticipate into the facility in a week? Is your existing driveway access wide enough for larger traffic?
- 3. How many spaces will you have for off-street parking? Is that for both employees and customers?
- 4. How many employees do you anticipate needing?
- 5. I saw in notes that you do not plan to have any signage along the highway, is that correct? Or just no lighted signs?
- 6. Will you have a dead box or dumpster for inedibles? I guess I see you talk about an interior room, but will they be contained in anything? How often do you think rendering trucks will make it out?
- 7. For deer processing, how do you plan to take incoming animals? By appointment? Or just walk-in drop offs? I'm just wondering if there will be concerns about traffic congestion during that time. Will people get all of their own meat back?
- 8. Could you possibly provide a site plan showing livestock unloading areas, holding pens, custom processing pickup, truck and trailer parking/routes and the parking area? It can just be drawn out and I'll create an image. Did you plan to remove the silo or old barn?
- 9. How will you fuel the smokehouse? Is there a concern for air pollution?

Ok, I guess that's more than a few questions, but if you could get me answers as soon as possible I will get them into your report tomorrow.

Thanks!

Amelia Meiners

Environmental Specialist Houston County 304 S. Marshall St., Room 209 Caledonia, MN 55921 (507) 725-5800

- 1. Animals will be unloaded in the front of the "old" barn and placed in an indoor holding pen with water and feed available. There will be a drain leading to approved holding tank, for waste disposal and wash down water from pens at end of day.
- 2. Livestock trailers only, on an average week about 10-20 trailers a week, this depends on how many days a week that state inspector is available. The driveway is large enough for multi vehicles, to enter and exit from.
- 3. Customer parking will be in the front and side of retail area proximately 12. For employees there will be an additional 10 spaces available.
- 4. Five to ten employees
- 5. We will have no lighted signs. We will put a sign yard.
- 6. The inedible will be placed in steel barrels or approved inedible containers. With rendering truck picking up within 24 hours, inedible are stored in a seprate state approved chilled area.
- 7. Deer will be accepted by walk-in drop offs during normal business hours. None will be taken in after hours. Everyone will get their own meat back.
- 8. The silo will be removed, the old barn will be used as holding pens for animals.
- 9. The smoke house is electric so there is no fuel.

Aaron Lacher

From: Carl Ask <carlask2019@gmail.com>
Sent: Thursday, May 14, 2020 10:13 AM

To: Aaron Lacher

Subject: Zoning Permit hearing for Mark and Molly Frickson

*** HOUSTON COUNTY SECURITY NOTICE ***

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We have no objection to the custom meat processing and fresh meat market proposed by the Fricksons. We think it would help the local area economy.

Carl and Bonnie Ask 16452 County 26 Houston Mn 55943

From: Brian Pogodzinski

Sent: Friday, May 15, 2020 10:40 AM

To: Aaron Lacher

Subject: RE: Conditional Use Notice for Public Hearing

Aaron,

The section of CSAH 26 from TH 76 to the Winona County line has a thin pavement section that is only half as thick as a typical paved county road and is not designed to handle very many heavy loads. I would like additional information on how much heavy truck traffic this operation will have as we may need to add additional pavement to the road.

Brian K. Pogodzinski, P.E. Houston County Engineer

From: aaron.lacher@co.houston.mn.us <aaron.lacher@co.houston.mn.us>

Sent: Friday, May 15, 2020 10:33 AM

To: Brian Pogodzinski <Brian.Pogodzinski@co.houston.mn.us>

Subject: Conditional Use Notice for Public Hearing

*** HOUSTON COUNTY SECURITY NOTICE ***

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Notice of Public Hearing. A hearing on a Conditional Use request will be held at 7:30 PM on 5/28/2020 at the Houston County Courthouse.

Applicant: FRICKSON, MARK W & MOLLY A:

Parcel ID: 100278000

The purpose of the hearing is to consider a request for: a Conditional use permit to obtain a custom meat processing and fresh meat market.

If you have questions or wish to provide comments regarding this request, please respond to this email.

Aaron Lacher

Number: <u>2020-CUP-59361</u>

Project: Conditional Use Request

Description: FRICKSON, MARK W & MOLLY A | 100278000 |

Created On: 5/5/2020

View this application

From: tracy hope <tracyhope@msn.com>
Sent: Tuesday, May 19, 2020 6:34 AM

To: Aaron Lacher

Subject: Mark and Molly Erickson Meat Market and Processing

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Morning Aaron

Dave and I are at 16431 County 26. Few questions in regards to the application... Thank you Tracy Hope 612.741.5679

- 1. How big of a facility?
- 2. How many trucks will be going thru?
- 3. Will this be inspected USDA or MN STATE?
- 4. Processing beef? pork? poultry? venison?
- 5. Will there be staging of cattle?
- 6. Carcasses and remains disposed where?
- 7. Would like to see the numbers on how many animals will be run thru?

From: tracy hope <tracyhope@msn.com>
Sent: Wednesday, May 20, 2020 5:44 AM
To: Aaron Lacher; DAVE KRUEGER
Subject: Erickson meat processing

*** HOUSTON COUNTY SECURITY NOTICE ***

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Morning Aaron

Couple of more questions and thank you ahead of time for answering them.

Hours of operation?

What is the maximum quantity that can be brought in each week? Assuming business will get better and demand will increase.

Are there going to be certain days for butchering? And does the rendering truck come on the same day of butchering?

In regards to the property lines, are there setbacks for the staging area?

Where does excess manure go?

What boundaries or limitations does the applicant have to adhere to in order to be able to run the business under the agriculture zoning versus commercial zoning?

After further discussion, Dave and I oppose the idea of any kind of processing or transportation of venison. We do not want anymore deer brought thru Campbell Valley with the possibility of the animal having CWD. The prions that will be transmitted thru the valley will kill our deer herd.

Thanks Again
Any questions feel free to call

Tracy Hope 612,741,5679

Via telephone ...we would be able to listen but not able to comment? Correct?

From: Tracy Hope <tracyhope@msn.com>
Sent: Tuesday, May 19, 2020 2:59 PM

To: Aaron Lacher **Subject:** Erickson meats

*** HOUSTON COUNTY SECURITY NOTICE ***

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Thanks for the quick response.

Could you tell me if there is any other info that I didn't ask about?

Also, any of the other neighbors have any concerns?

Again thanks for your time!

Tracy Hope
612.741.5679

Sent from my iPhone

To Whom It May Concern:

In writing in regards to the and Wolly Frickson application within 500 feet of my home. as a within 500 feet what will be done with the disposal of waste water, carcars, manure disposal. I have had to go on second hand information and humors about this proposed operations of such such such such blund have to such the passpective lousiners owners. questions and concerns. & been appreciated if the Isusiness owners also my reighbors being within 500 feet of my home uld of contacted me about their plans. They could of helped me with my s and concersos. In having a proposed Sources within 500 feet of my cheme at this time.

Lovell I stors

To Houston County Planning Commission.

In regards to the Conditional use permit to operate a custom meat processing thresh meat market in an agricultural district in Money Creek Township, we are submitting this letter opposing the granting of this permit for the following reasons.

- 1.) We are concerned about the runoff of manure + odor from a large number of animals in a contined space.
- 2.) We are concerned about the amount of water that will be used that could affect wells in the valley.
 - 3.) Increase traffic on the county road from trucks hauling cattle in to be processed, and from people coming to buy products.
 - 41.) Trout stream running close to permit areathat could be affected by pollution.
 5.) Never talked to neighbors before applying for this permit. Sincerely Richard Melan

Marin Below

CRITERIA FOR GRANTING CONDITIONAL USE PERMITS

NAME OF APPLICANT: Mark and Molly Frickson DATE: May 28, 2020 C.U.P. REQUESTED: Operate a custom meat processing and fresh meat market in an Ag district.

The Planning Commission shall not recommend a conditional use permit unless they find the following:

FINDINGS OF FACT

Section 11.5 of the Houston County Zoning Ordinance requires the following:

(SA = Staff Analysis)

1. That the proposed use conforms to the County Land Use Plan.

Staff Analysis: The Land Use Plan identifies preserving commercial agriculture as a viable, essential, and permanent land use in the County (0100.0501, Goal 1 and 0100.0502 subd. 1, Goal 1) as well as promotes "Policy 1. Diversified economic development" (0100.0505, subd. 2). This proposal conforms to that plan by proposing to provide an additional processor and market for our local livestock producers.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes, Agrees with SA. Rich Schild – Yes, Will help local agriculture. James Wieser – Yes, Agrees with SA.

2. That the applicant demonstrates a need for the proposed use.

Staff Analysis: The applicants feel that more options are needed for both local residents wishing to purchase fresh meat and producers to process and market locally raised livestock.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes James Wieser - Yes

3. That the proposed use will not degrade the water quality of the County.

Staff Analysis: Upon County approval, wastewater and manure from the facility will be directed to designated holding tanks and pumped as needed. There will be separate tanks for septage and the kill floor wastewater. While the hope is to have a continuous supply of animals, they will never be on-site more than 24 hours and the temporary holding facility will be total confinement. There will be drains from the holding pens to another holding tank to contain wash water and manure. Holding pens will be washed at the end of each day and the tanks will then be pumped and land applied by a pumping contractor.

Bob Conway – Yes, inedibles will be kept at 55 degrees. Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA.

Greg Myhre – Yes

Rich Schild – Yes, Agrees with SA, applicant has answered all questions.

James Wieser – Yes, Agrees with Rich.

4. That the proposed use will not adversely increase the quantity of water runoff.

<u>Staff Analysis</u>: Rainwater will be dealt with accordingly, but this proposal will not adversely increase the quantity. Grading and erosion control will take place during construction to minimize the risk of erosion and direct water in a desirable direction.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes, Agrees with SA.

5. That soil conditions are adequate to accommodate the proposed use.

<u>Staff Analysis</u>: The soils at this site are 388C2 and are class IIIe. According to the *Soil Survey – Houston County*, buildings should be designed to conform to the natural slope of the land and might require some land shaping. However, it's recommended that roads have a coarse textured base material brought in to protect them from damage due to the low strength of this soil and the hazard of frost action.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes, Agrees with SA. Rich Schild – Yes James Wieser – Yes, Agrees with SA.

6. That potential pollution hazards been addressed and that standards have been met.

<u>Staff Analysis</u>: All wastewater will go to holding tanks and be pumped and land applied by a MN Pollution Control Agency licensed contractor. Manure will also be contained in a holding tank and land applied by a licensed contractor. Solid waste, i.e. garbage, will be stored in a dumpster and collected regularly and the hope is that the rendering company will collect inedibles within 24 hours.

Bob Conway – Yes, In bad weather they have Mark's parents holding tank on their nearby farm. Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes
James Wieser – Yes

7. That adequate utilities, access roads, drainage and other necessary facilities have been or are being provided.

<u>Staff Analysis</u>: This is an existing farmstead so utilities are present. The applicant feels their driveway approach is adequate to handle truck and trailer traffic, but additional roads/driveways will be constructed on the property to create unloading areas as well as a parking area. If additional or upgraded utilities are required, they will be the responsibility of the applicant.

Bob Conway – Yes, Agrees with SA. Wayne Feldmeier – Yes

Larry Hafner – Yes Greg Myhre – Yes, Agrees with SA. Rich Schild – Yes James Wieser – Yes

8. That adequate measures have been or will be taken to provide sufficient off-street parking and loading space to serve the proposed use.

<u>Staff Analysis</u>: There will be approximately twelve parking spots for customers and an additional ten available for employees as well as an unloading area for livestock.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes

9. That facilities are provided to eliminate any traffic congestion or traffic hazard which may result from the proposed use.

<u>Staff Analysis</u>: Off street parking will be available to keep customers from parking along the shoulder of the road. With only 20-30 head of cows or hogs coming to the facility weekly, producers should be able to stagger dropping off animals to reduce the number of haulers in the facility at one time and decrease the likelihood of creating a hazard on County 26. It is likely that truck and trailer traffic is currently a regular occurrence on this highway. During deer season, they will accept animals by walk-in during business hours only and believe there is adequate parking to accommodate that additional traffic.

Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes, Agrees with SA.
Rich Schild – Yes, Is familiar with County 26, does not currently have heavy traffic.
James Wieser – Yes, Agrees with SA.

10. That the Conditional Use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted.

<u>Staff Analysis</u>: The predominant uses in this area, aside from residential, are agriculture and recreation. This should have little impact on development for those purposes and should benefit local livestock growers and deer hunters.

Bob Conway – Yes Wayne Feldmeier – Yes Larry Hafner – Yes, Agrees with SA. Greg Myhre – Yes Rich Schild – Yes, Agrees with SA. James Wieser – Yes, Benefit for local growers.

11. That the establishment of the Conditional Use will not impede the normal and orderly development and improvement of surrounding vacant property for predominant uses in the area.

<u>Staff Analysis</u>: Again, this area is predominately agricultural and recreational in nature. This use will have little impact on neighboring properties and will complement livestock producers and

hunting land. In recent years, with heightened concerns of CWD, the availability of another local processor means less need to transport carcasses long distances thus limiting potential spread.

```
Bob Conway – Yes
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes
James Wieser – Yes, Agrees with SA.
```

12. That adequate measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration, so that none of these will constitute a nuisance, and to control lighted signs and other lights in such a manner that no disturbance to neighboring properties will result.

Staff Analysis: There is only one neighboring dwelling within a quarter mile. The applicants' state that the operation will be all indoors with no lighted signs along the road, however there will be non-lit signage on the road. Business hours will be 6AM to 5PM. The applicants already have a few head of pasture cattle so barnyard noises and odors occur currently, but odors from the smokehouse will begin with the new operation. They anticipate the electric smokehouse will be operating an average of three days a week and do not believe it will have any different impact than an outdoor wood burner. County 26 is paved and so any additional traffic, although little is anticipated, will not increase dust.

```
Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes, Agrees with SA, applicant has answered any concerns the PC had.
James Wieser – Yes
```

13. That the density of any proposed residential development is not greater than the density of the surrounding neighborhood or not greater than the density indicated by the applicable Zoning District.

Staff Analysis: N/A

14. That the intensity of any proposed commercial or industrial development is not greater than the intensity of the surrounding uses or not greater than the intensity characteristic of the applicable Zoning District.

<u>Staff Analysis</u>: This proposal is considered an agriculture oriented business and therefore fits within the agriculture district, amongst the small local livestock producers and hunting properties. There is not commercial or industrial development near this location nor would this proposal inhibit any from taking place.

```
Bob Conway – Yes, Agrees with SA.
Wayne Feldmeier – Yes
Larry Hafner – Yes, Agrees with SA.
Greg Myhre – Yes
Rich Schild – Yes
James Wieser – Yes
```

15. That site specific conditions and such other conditions are established as required for the protection of the public's health, safety, morals, and general welfare.

Staff Analysis: The petitioners hope to sell meat not only in their own retail facility, but eventually across state lines with hopes of wholesaling to restaurants and small grocers in the future. This sort of business requires continuous inspection, meaning a federal or USDA inspector is on-site for all slaughter. Establishments are required to have Sanitary Standard Operating Procedures and Hazard Analysis and Critical Control Point plans in place with MN Department of Ag, which ensure safe products are produced. The County will approve any SSTS plans for containing and treating wastewater and a plan for disposing of inedibles must be on file and approved by the state. This proposal will collect and contain all waste, which will then be handled and disposed of by licensed professionals.

Bob Conway – Yes, Agrees with SA.

Wayne Feldmeier – Yes

Larry Hafner – Yes, Agrees with SA, applicant has extensive knowledge.

Greg Myhre – Yes, Agrees with SA.

Rich Schild – Yes, Agrees with SA, plenty of inspectors involved.

James Wieser – Yes

Jim Wieser made a motion to accept the findings as presented. Rich Schild seconded. Roll call vote was taken. All were in favor. Motion carried.

Bob Conway made the motion to recommend the Houston County Board approve the Conditional Use application for Mark and Molly Frickson to operate a custom meat processing and fresh meat market in an Ag District with the following condition:

- 1. The Permittee shall comply with all federal, state, and local laws and regulations;
- 2. The County may enter onto the premises at reasonable times and in a reasonable manner to ensure the permit holder is in compliance with the conditions and all other applicable statutes, rules, and ordinances.

Wayne Feldmeier seconded. Roll call vote was taken. All were in favor. Motion carried. The Findings will be submitted to the Houston County Board of Commissioners for their review.

RESOLUTION NO. 20-29

County State Aid Highway Funds Advance

June 9, 2020

WHEREAS, the County of Houston is planning to implement County State Aid Street Project(s) in 2020 which will require State Aid funds in excess of those available in its State Aid Regular/Municipal Construction Account, and

WHEREAS, said County is prepared to proceed with the construction of said project(s) through the use of an advance from the County State Aid Construction Fund to supplement the available funds in their State Aid Regular/Municipal Construction Account, and

WHEREAS, the advance is based on the following determination of estimated expenditures:

Account Balance as of June 1, 2020	\$2,284,727.16
Less estimated disbursements:	
Project #028-625-022	\$2,518,951.38
Project #028-606-024 (Federal Portion)	\$1,680,000.00
Total Estimated Disbursements	\$4,198,951.38

Advance Amount (amount in excess of acct balance) \$1,914,223.84

WHEREAS, repayment of the funds so advanced will be made in accordance with the provisions of Minnesota Statutes 162.08, Subd. 5 & 7 and Minnesota Rules, Chapter 8820, and

WHEREAS, the County acknowledges advance funds are released on a first-come-first-serve basis and this resolution does not guarantee the availability of funds.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Houston County, Minnesota, that the Commissioner of Transportation be and is hereby requested to approve this advance for financing approved County State Aid Highway Project(s) of the County of Houston in an amount up to \$1,914,223.84 in accordance with Minnesota Rules 8820.1500, Subp. 9 and hereby authorize repayments from subsequent accruals to the Regular/Municipal Construction Account of said County from future year allocations until fully repaid.

*****CERTIFICATION****

STATE OF MINNESOTA COUNTY OF HOUSTON

I, Jeff Babinski, Houston County Administrator, do hereby certify that the above is a true and correct copy of a resolution adopted by the Houston County Board of Commissioners at a session dated June 9, 2020.

WITNESS my hand and the seal of my office this 9th day of June, 2020.

2019 DECN (GIS) Next Generation Geographic System

Grant Agreement: A-DECN-NGGIS-2019-SEECB-6 11/25/2019 – 03/31/2022

06/02/2020

SEMNRAC and SEMNECB Member Counties of Goodhue, Steele, Olmsted, Freeborn, Mower, Fillmore, Houston & Winona.

Attached is the 2019 DECN (GIS) Geographic Information Systems contract between the SEMNRRB and the State of Minnesota.

- The award amount is \$292,966.53.
- The Grant is effective from <u>11/25/2020 thru 03/31/2022</u>.
- These are a combination of Federal Dollars (60%) being passed through from the State and SEMNECB to your jurisdiction and ECN 9-1-1 dollars (40%).
- The CFDA # is 20.615.
- The last date for submission of invoices to the SEMNECB for reimbursement is <u>02/28/2022</u>.
- Per SEMNECB policy, you will be required to determine your total project cost 4 months prior to end of contract (December 1, 2021).

	Tot	al By County		Split	by	Funding Sc	urc	<u>ce</u>
County		Amount	Fe	deral -60%	5	tate -40%		Total
Dodge	\$							
Fillmore	\$	22,396.54	\$	13,437.92	\$	8,958.62	\$	22,396.54
Freeborn	\$	34,000.00	\$	20,400.00	\$	13,600.00	\$	34,000.00
Goodhue	\$	38,719.35	\$	23,231.61	\$	15,487.74	\$	38,719.35
Houston	\$	17,000.00	\$	10,200.00	\$	6,800.00	\$	17,000.00
Mower	\$	52,587.80	\$	31,552.68	\$	21,035.12	\$	52,587.80
Olmsted	\$	57,424.16	\$	34,454.50	\$	22,969.66	\$	57,424.16
Rice	\$		\$	-	\$		\$	
Steele	\$	24,758.68	\$	14,855.21	\$	9,903.47	\$	24,758.68
Wabasha	\$	-	\$	-	\$	-	\$	-
Winona	\$	46,080.00	\$	27,648.00	\$	18,432.00	\$	46,080.00
	\$	292,966.53	\$	175,779.92	\$	117,186.61	\$	292,966.53
	Dodge Fillmore Freeborn Goodhue Houston Mower Olmsted Rice Steele Wabasha	County Dodge \$ Fillmore \$ Freeborn \$ Goodhue \$ Houston \$ Mower \$ Olmsted \$ Rice \$ Steele \$ Wabasha \$	Dodge \$ - Fillmore \$ 22,396.54 Freeborn \$ 34,000.00 Goodhue \$ 38,719.35 Houston \$ 17,000.00 Mower \$ 52,587.80 Olmsted \$ 57,424.16 Rice \$ - Steele \$ 24,758.68 Wabasha \$ - Winona \$ 46,080.00	County Amount Fee Dodge \$ - - Fillmore \$ 22,396.54 \$ Freeborn \$ 34,000.00 \$ Goodhue \$ 38,719.35 \$ Houston \$ 17,000.00 \$ Mower \$ 52,587.80 \$ Olmsted \$ 57,424.16 \$ Rice \$ - \$ Steele \$ 24,758.68 \$ Wabasha \$ - \$ Winona \$ 46,080.00 \$	County Amount Federal -60% Dodge \$ - Fillmore \$ 22,396.54 \$ 13,437.92 Freeborn \$ 34,000.00 \$ 20,400.00 Goodhue \$ 38,719.35 \$ 23,231.61 Houston \$ 17,000.00 \$ 10,200.00 Mower \$ 52,587.80 \$ 31,552.68 Olmsted \$ 57,424.16 \$ 34,454.50 Rice \$ - \$ - Steele \$ 24,758.68 \$ 14,855.21 Wabasha \$ - \$ - Winona \$ 46,080.00 \$ 27,648.00	County Amount Federal -60% S Dodge \$ - - \$ 13,437.92 \$ 13,437.92 \$ Freeborn \$ 34,000.00 \$ 20,400.00 \$ 20,400.00 \$ 20,400.00 \$ 20,400.00 \$ 23,231.61 \$ 23,231.61 \$ 23,231.61 \$ 10,200.00 \$ 10,200.00 \$ 10,200.00 \$ 10,200.00 \$ 31,552.68 \$ 01msted \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 8 \$ 57,424.16 \$ 34,454.50 \$ 57,424.16 \$ 34,454.50 \$ 57,424.16 \$ 34,454.50 \$ 34,454.50 \$ 57,424.16 \$ 34,454.50 \$ 57,424.16 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 \$ 34,454.50 <	County Amount Federal -60% State -40% Dodge \$ - Fillmore \$ 22,396.54 \$ 13,437.92 \$ 8,958.62 Freeborn \$ 34,000.00 \$ 20,400.00 \$ 13,600.00 Goodhue \$ 38,719.35 \$ 23,231.61 \$ 15,487.74 Houston \$ 17,000.00 \$ 10,200.00 \$ 6,800.00 Mower \$ 52,587.80 \$ 31,552.68 \$ 21,035.12 Olmsted \$ 57,424.16 \$ 34,454.50 \$ 22,969.66 Rice \$ - \$ - \$ - Steele \$ 24,758.68 \$ 14,855.21 \$ 9,903.47 Wabasha \$ - \$ - \$ - Winona \$ 46,080.00 \$ 27,648.00 \$ 18,432.00	County Amount Federal -60% State -40% Dodge \$ - Fillmore \$ 22,396.54 \$ 13,437.92 \$ 8,958.62 \$ Freeborn \$ 34,000.00 \$ 20,400.00 \$ 13,600.00 \$ Goodhue \$ 38,719.35 \$ 23,231.61 \$ 15,487.74 \$ Houston \$ 17,000.00 \$ 10,200.00 \$ 6,800.00 \$ Mower \$ 52,587.80 \$ 31,552.68 \$ 21,035.12 \$ Olmsted \$ 57,424.16 \$ 34,454.50 \$ 22,969.66 \$ Rice \$ - \$ - \$ - \$ Steele \$ 24,758.68 \$ 14,855.21 \$ 9,903.47 \$ Wabasha \$ - \$ - \$ - \$ Winona \$ 46,080.00 \$ 27,648.00 \$ 18,432.00 \$

2019 DECN (GIS) Next Generation Geographic System

Grant Agreement: A-DECN-NGGIS-2019-SEECB-6 11/25/2019 – 03/31/2022

Each Member participating in the regional Next Generation Geographic System project (Counties of Goodhue, Steele, Olmsted, Winona, Freeborn, Mower, Fillmore and Houston) will follow the requirements outlined in the Grant Agreement between the State of MN and the Southeast Minnesota Regional Radio Board. (See attached.) Each County will be responsible to complete their project as required by the State and submit their invoices for reimbursement.

EACH ENTITY WILL PAY FOR THEIR PORTION OF THE PROJECT WORK. REGIONAL COSTS WILL BE INVOICED OUT.

For your costs, provide the following with request for reimbursement:

Proof of payment of total costs as they relate to request for reimbursement including copies of receipts, packing I applicable, copies of check or EFT payment. Costs should be submitted according to the Quote received if you are using a ven
For vendor payments, you will need a certificate of completion of project. (HOLD 20% of payment until this is received
Proof or printout of verification that vendor is not debarred and/or suspended. See below.
All wages for county personnel are required to be non-supplanting in nature. Separate PR costs will need to be submit for the work done for this project – please ensure your PR system can handle this. If someone is salaried and working on this protein wages are not allowable. If someone is working with this project and using regular work hours to complete, that is allowable. If someone is changing their work responsibilities to work on this project, only those wages are eligible and you will reprovide proof of hire for those hours of work being transferred to someone else, board resolution/HR letter. Please contained with any questions you may have.
You will need to provide progress reports quarterly of the work being done, if you are on target, if not, why

OFCCP Debarred Companies

if you have any issues that need to be reported on.

To find a list of current companies (Entity) or individuals that have been declared ineligible to receive Federal contracts due to a violation of Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended 29 U.S.C. Section 793; and/or the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 U.S.C. Section 4212, follow the instructions below to access the System for Award Management (SAM). SAM contains the electronic roster of debarred companies excluded from Federal procurement and non-procurement programs throughout the U.S. Government (unless otherwise noted) and from receiving Federal contracts or certain subcontracts and from certain types of Federal financial and nonfinancial assistance and benefits. The SAM system combines data from the Central Contractor Registration, Federal Register, Online Representations and Certification Applications, and the Excluded Parties List System.

Instructions:

Click the https://www.sam.gov link. You will leave the U.S. Department of Labor's website and enter the SAM website.

By submitting invoices for reimbursement, you are agreeing to the terms and requirements listed on the attached contract grant agreement **A-DECN-NGGIS-2019-SEECB-6** between the Southeast Minnesota Emergency Communications Board and the State of Minnesota and the requirements listed above.

2019 DECN (GIS) Next Generation Geographic System

Grant Agreement: A-DECN-NGGIS-2019-SEECB-6 11/25/2019 – 03/31/2022

A request for reimbursement and a progress report is due on the last day of each Quarter of each year: (3/31, 06/30, 09/30, 12,31)

Reimbursement Request:

A request for reimbursement on your county/city letterhead, detailing your costs that is substantiated with the required backup documentation attached. Your cover letter should include the amount you are asking for, split 60/40 between the 2 grants and is required to include the following statement that verifies usage of expenditures for reimbursement. "I understand the grant rules of supplanting and declare under penalties of law that this account, claim or demand is just and correct and that no part of it has been reimbursed or funded through another source."

This request needs to be signed by your Sheriff as these are the members of the Regional Advisory Committee and recipients of the grant.

Progress Report:

A progress report should be completed and include the following in detail:

- Dates of progress report: 01/01/XX 03/31/XX
- Accomplishments during THIS reporting period
- Plans for the NEXT reporting period
- Present Issues/Concerns/Risks
- Milestones & Deliverables (should be able to base this from your application)
- Percentage of Project completed and details explaining what was done within the quarter to complete the project

RESOLUTION NO. 20-30

AUTHORIZATION TO ACCEPT NEXT GENERATION E-911 GRANT FUNDS

June 9, 2020

WHEREAS, The Houston County Sheriff's Office on behalf of Houston County as a member of the Southeast Minnesota Emergency Communications Board, has entered into a contract with the State of MN, Dept of Public Safety, Emergency Communications Division to upgrade the GIS system for Houston County and the PSAP. The contract will run from the approval of this resolution to December 31, 2020, and;

WHEREAS, The Houston County Sheriff and County Assessor (GIS Coordinator) are designated as the Authorized Representatives for the Sheriff's Office and Houston County. The Authorized Representatives are also authorized to sign any subsequent amendment or agreement that may be required by the State of MN to achieve the requirements of the grant.

NOW, THEREFORE, BE IT RESOLVED that the Houston County Board of Commissioners accepts the GIS System Upgrade Funds in the amount of \$17,000, and;

BE IT FURTHER RESOLVED that the County Sheriff and County Assessor (GIS Coordinator) are authorized to execute the contracts necessary to complete this upgrade work.

CERTIFICATION*

STATE OF MINNESOTA COUNTY OF HOUSTON

I, Jeff Babinski, do hereby certify that the above is true and correct copy of a resolution adopted by the Houston County Board of Commissioners at the session dated June 9, 2020.

WITNESS my hand and the seal of my office this 9th day of June 2020.

CR-PTA

Application for Property Tax Abatement

Applicant Informati	on				
Lasi Name Gross		First Name robert		Midd	le Initial
Property Address			PRIV	Socia	Security Number
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Spring Gro	ove	State	55974FO	H	ouston
	on of property (from tax statement of	r valuation not		Scho	al District Number
26,0665.000	0			1.	
Applicant's Statem	ent of Facts				
If the assessed value is be	ing contested, list approximets m	arket value,	******		
11100	Structures 134300		Total 14540	00	
	t, or costs which are now a lien as	elast the real			let below.
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Signature of Applicant Applicant requests that and refunded. This stat	ement is a true and full stateme	or on rayes	Oa		26 - 2020

270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your Rec 10/13] County Assessor may also ask for additional verifications. Your Social Security number is considered private data.

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Application for Property Tax Abatement

	Applicant Informat	don	- 155			1	iala laisa:
	Last Name Carrier			First Name Marlin			dle Initial
ation	Property Address 21737 Sta	ate 16				Soc	al Security Number
Information	Dity		State MN		55943		Houston
	Parcel ID or legal descript 17.0075.00	March St. Co. Co. Per and St. Co. Co.	tatement of valuation	notice)		Scr	ool Olstrict Number
	Applicant's Staten	ent of Facts					
	tf the assessed value is b Land 67000	Structures	oximate market value		Total 182400	-	
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	Explain why the above am	ount has not been paid	-		b		
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Use of Information

in order to be considered for abstement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 2700.34, Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your level 10/13, County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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Application for Property Tax Abatement

Applicant Information	0			-	
Last Name Edwards		First Name David		Middle Ini	Lai
Property Address 12225 F	Twin Ridge Rd			RIVA Sec	curity Numbe
Houston	Timi Nage in	State	Zip code 55943	County	ston
Parcel ID or legal description	of property (from tax state	ement or valuation no	tice)	School Die	strict Number
01.0019.000					
Applicant's Statemen	t of Facts				
If the assessed value is being		mete market velue.		since -	
40000	Structures 14850	00	Total 188500		
If taxes, penalties, interest, o					elow.
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Signature of Applicacy	125/-	1		4/20	12025

In order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your file 10/13. County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	I, the un records.		county auditor, h	areby certif	ly the following	ng amounts are	the values an	id taxes cur	ently on our
5			Market Value						
86	Year	Land	[mprovements]	Total	Taxes	Penalties	Interest	Costs	Total
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Amounts on Record		1				-		-1,	
no un	1		1				1		
¥	1						3		
						Ÿ	0		
	Certific	ations of	Approval		1		1		
			e granted by the Co	ommissioner	of Revenue, it	must have been o	arefully Investig	ated and rece	alve the favor-
			of (i) either the asse						
of.	Recomme	indation of A	sessor or Treasure	er					
Hon	Approv	ed /	/ 4	Denied					
Eg	Signature	12/	an one	1/00	tle /	sesso	Date	/2/20	100
£ (Recomme	ndetion of C	County Auditor	perce	uca	sesar		1-1-0	20
Approval Certifications	Approv			Denied					
Š	Signature				-		Date		
App	100				و معسود در م	,			Seed to
	Prompt .		nissioner's Action (eted by County	Auditor)			
	Approv	red		enied					
	Signature						Date		
			Final Approva		leted by Count	y Auditor)			
	I certify the	at the approv	al of this abatemen	it will result h	n the following	changes:			
	Total Tax, I	Penalty, and I	Interest \$			Proposed Pe	nalty Reduction	\$	-
78	Proposed '	Tax Reduction	n \$	-		Total Prop	osed Reduction	\$	
Final Approva	Proposed	Interest Redu	iction \$			Total A	Amount Payable	\$	
Ą								e in excess of	the payment
E	amount ar	e abated and	cancelled, and the	payment will	li be accepted a	s a full settlemer	nt.		
u	board and	-	ted by the county be stered upon the reco						
	14.7	of County Au					Date		
								4 0	
	The Comm	nissioner of R	evenue may grant t	hese reducti	ons or absteme	ents of inequitable	or unjust taxes	s, penalties, in	terest or special
DEPARTMENT OF REVENUE	unjustly pa	id.(M.S. 270	aid, and order the re C.86, Subd. 1) Upon the abatement of the	n the favorat	le recommend				
REV			nterest Reduction	\$					
90		Tax Reduction		\$					
S		osed Reducti							
KIL			oner or Delegate				Date		
EPA	•		******				Dote		
0	Signature	of Commissio	oner or Delegate				Date		

Application for Property Tax Abatement

Applicant Informat	tion			
Last Name Graham		First Name Keith		Middle Initial
Property Address 6564 S	State 44			Social Security Number
Hokah		State MN	^{Zip code} 55941	Houston Houston
Parcel ID or legal descript	ion of property (from tax statem	ent or valuation noti	ce)	School District Number
Applicant's Statem	nent of Facts			
	eing contested, list approxima	te market value.	Total	W000
40100	Structures 101800	0	141900	
	st, or costs which are now a li	en against the real	estate are being conte	sted, list below.
Year	Type (taxes, penany,		Amount Contested	
Explain why the above am	ount has not been paid			
Year	Type (taxes, penalty,	interest, or cost)	Amount Contested	d Amount Pard
Explain why the above am	ount has not been paid	and the second		~ .w = -
Year	Type (texes, penalty,	Interest, or cost)	Amount Conteste	d Amount Paid
Explain why the above am	ount has not been paid		4	
Total Amount Contested		Portion of	total amount contesto	d you are willing to pay
Explain why you think this	settlement is fair and reasonat	ole L	-	a service and the Hole
a keying error th \$150,000 for tax	d not receive the full of at has since been co les payable in 2020	exclusion that rrected. The	result is the full	I for. There was exclusion of -25-7の
Signature of Applicant Applicant requests the		d amount in excess tement of all facts	known to the applica	int relative to this matter.
Signature of Applicant			Date	-25-20

Use of Information

not more than \$3,000.00, or both."

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	i, the un records.	Acres and the second	county auditor, he	reby certi	fy the following	g amounts are	the values an	d taxes curr	ently on our
2			Market Value						
8	Year	Land	Improvements	Total	Taxes	Penalties	Interest	Costs	Total
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Amounts on Record		_	-1		-		1		
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	For this at	nmendation endation of	Approval be granted by the Cor of (i) either the assessor or Treasure	sor or the					
Approval Certifications	algnature	thes.	Less ad	W. The	elels	assess	Date (12/20	20
20	Appro			anled					
NO.	Signature	ANG -		at the Ca		-	Date	-	
App	-C 2015	ard of Com	missioner's Action (t	o be compl	eted by County	Auditor)			
	Approx			enied	7.00	Section 1			
	Signature			-	-	(A) The second (I) when	Deta	4)	
	(complete	only for app	Final Approval proved abatements; was of this abatement			changes:			
	7.75	Penalty, and					nalty Reduction		
M	Proposed	Tax Reduction	n \$	-			osed Reduction		
obco	7	Interest Red					lmount Payable		
Final Approva			d cancelled, and the					e in excess of	the payment
L	board and		nted by the county bo ntered upon the reco unts.						
	Signature	of County Au	ditor				Date		
ENDE	assessme unjustly p	nts not yet p aid.(M.S. 270	Revenue may grant th aid, and order the ref DC.86, Subd. 1) Upon he abatement of the	und of taxe the favoral	es, penalties, int ble recommend	erest or special as	ssessments tha	it have been er	rroneously or
REV			Interest Reduction	\$					
90		Tax Reduction		\$					
EN	1.	osed Reduct		5					
DEPARTMENT OF REVENUE			oner or Delegate				Date		
DE	Signature	of Commissi	oner or Delegate				Dete		

Application for Property Tax Abatement

Applicant Informa Last Name Jamesso		First Name Donald		Middle Initial
Property Address 311 E	Birch	·		Social Security Number
Dity Hokah		State	55941	Houston
Parcel ID or legal descrip 23.0116.0	otion of property (from tax sta	tement or valuation notic	e)	School District Number
Applicant's State	ment of Facts			
	being contested, list approx	ilmete market value.	Total	- manten
15000	Structures 1138	300	12880	00
	est, or costs which are now		state are being conf	lested, list below.
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Total Amount Contested	and the contract of the contra	Portion of to	otal amount contast	ted you are willing to pay
Explain why you think th	s settlement is fair and reason	onable	- de -	# aug we (n)(int
a keying error t	id not receive the function in	corrected. The r	owner qualifie result is the fu	d for. There was Il exclusion of
and refunded. This s	nt at the portion of the conte atement is a true and full	sted amount in excess statement of all facts	known to the applic	cant relative to this mat
Signature of Applicant	the bourses	~	Da	04-25-202

Use of Information

not more than \$3,000.00, or both."

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The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.85 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be detayed or denied. Your security number is required. Your County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

		Market Valu	ie.								
Year	Land	Improvemen			Taxes	Penalties	Inte	rest	5	osts	Tot
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Cortific	etions of	Approval	-	-					1		
		be granted by ti	he Commiss	loner of F	Revenue, It	must have been	carefully	Invest	igated	and rece	live the
able reco	mendation	of (i) either the	assessor of	the gour	ty treasure	er; (fi) the county	auditor;	and (III)) the o	ounty bo	ard.
-	/	Assessor or Tre									
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Signature	8.1	sanbo	00 M	_ Lie	6 1	Liseise	v	Date	1/2	/20	350
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Appro	ved		Denied								
Signature								Date			
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		missioner a AC			a by Count	y Addition?					
			Danied								
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Application for Property Tax Abatement

s Payable in Year(s): Applicant Information Last Name Vogel	_	10			
Last Name		10			
	~	First Name Jeffer	YFREY_	Mid	die Initial
Property Address 1108 Spru	ice Dr			PRI	al Security Number
La Crescent		State MN	Zip code 55947	T	ncy Houston
25,2242.000	f property (from tax statem	ent or valuation no	(ice)	Sch	oor District Number
Land	Structures	te market value.	Total 2723	00	
		en against the real	estate are being con	tested,	list below.
Year					Amount Pald
Explain why the above amount	has not been paid			- >-	11-71
Year	Type (taxes, penalty,	interest, or cost)	Amount Conte	sted	Amount Paid
Explain why the above amoun	has not been paid	-		м	
Year	Type (taxes, penalty,	interest, or cost)	Amount Conte	bare	Amount Paid
Explain why the above amoun	has not been paid		•		
Total Amount Contested		Portion o	f total amount contes	ted you	are willing to pay
Explain why you think this sett	lement is fair and ressonat	de			(and the second second
a keying error that \$150,000 for taxes	has since been co pavable in 2020	rrected. The	result is the fu	ed for	r. There was clusion of
Signature of Applicant Applicant requests that the and refunded. This statem Signature of Applicant Nere Milhesela Statutes. Section	portion of the contested ent is a true and full sta	d amount in exce ternent of all fact	ss of said sum offer s known to the appl D.	icant read	25/2020 thorized by law to be made
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Thank you!

	I, the un records.		county auditor, h	ereby certif	y the followi	ng amounts are	the values	and taxes curr	ently on our
Amounts on Record	Yoar	Land	Market Value Improvements	Total	Taxes	Penalties	Interest	Costs	Total
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			val of this abatemen	nt will result in	n the following		anthir Downsta	on \$	
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	board and persons, a	oval was grad I has been e and the amo of County A		oard as an o ords of the co	Micial action o ounty as a pul	f that body or by th illo record showing	the names o	itor under a dele f the taxpayers,	gation from the other concerned
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Application for Property Tay Abatement

Applicant Information Last Name Jansen	H-4- 11	First Name Steve	in	Middle In	itial
Property Address	Red Apple Dr			Social Se	curity Num PR
City La Cres	scent	State MN	Zip code 55947	County	200 7 - 0
Parcel ID or legal des 25,1945	cription of property (from tax s .000	statement or valuation no	tice)	School D	Istrict Number
Applicant's Sta	tement of Facts				
Land	is being contested, list appropriate Structures		Total 3344		
55000		9400			alaine
if taxes, penalties, in	terest, or costs which are no Type (taxes, po	enalty, interest, or cost)	Amount Conta	The second secon	nount Pald
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a keying erro	did not receive the that has since been taxes payable in 20	n corrected. The	t owner quality result is the f	ed for. 1 ull exclus	nere was ion of

Signaturo, of Applicant

Note: Minifesota Statutes, Section 509.41, "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, by abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to Imprisonment for not more than one year or to payment of a fine of not more than \$3.000.00, or both."

Use of information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your IKEN 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	I, the un records.		county auditor, he	reby certif	ty the following	ng amounts are	the values	and taxes cu	rrently on our
9			Market Value						
8	Year	Land	[mprovements]	Total	Taxes	Penalties	Interest "	Costs	Total
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Amounts on Record	-	-			-	-1		istance on	
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Approval Certifications	For this at able record Recomme Signature County Be	patement to mmendation of red andation of pendation of wed	County Auditor	essor or the destruction of the	county treasure	Ossess	Date	ii) the county b	poard.
	Signature						Date		
	(complete	only for ap	Final Approval proved abatements; aval of this abatemen	to be comp					
	Total Tax	Penalty, and	Interest \$			Proposed Pe	nalty Reducti	on \$	
_			on \$					on \$	
E C	N 2 1 2 2 2 2		duction \$					oie S	
bad									
Final Approval	Upon payr amount ar	nent of \$ re abated ar	nd cancelled, and the	payment wi	ant, all taxes, ; il be accepted	penalties, interest as a full settlemer	, and costs at nt.	oove in excess	of the payment
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	Signature	of County A	uditor	-			Date		
DEPARTMENT OF REVENUE	assessme unjustly pa	nts not yet ; aid.(M.S. 27	Revenue may grant to baid, and order the re 0C.86, Subd. 1) Upor the abatement of the	fund of taxe the favoral	s, penalties, in de recommend	terest or special a	ssessments t	hat have been	erroneously or
RE	Proposed	Penalty and	Interest Reduction	\$	_				
4		Tax Reduction		\$_					
EN	480.	osed Reduc				200			
E									
PAR	Signature	or Commiss	ioner or Delegate				Date		
DE	Signature	of Commiss	ioner or Delegate			***************************************	Date		-21-

Application for Property Tax Abatement

Applicant Informa	itlon	12.00		Tanana and T	
Grinde		First Name Willian	n	Middle Initial	
Property Address 735 Jon	athan		PRIVACY REMOVE	' INFORMATIC D	MC
La Crescer		State MN	^{Zip} ∞55947	Houston	-
25.1603.0		statement of valuation not	ice)	School District	Number
Applicant's State	ment of Facts				
If the assessed value is Land 48000	being contested, list app Structures 1730		Total 2210	00	
I taxes, penalties, inter		ow a lien against the real	estate are being con	tested, list below.	-
Year	Type (taxes, (penalty, interest, or cost)	Amount Contes	ted Amount	Pald
xplain why the above a	mount has not been paid		Na - 8 - 100 - 1		
/ear	Type (taxes,)	penalty, interest, or cost)	Amount Contas	ted Amount	Paid
Explain why the above a	mount has not been paid				-
renr	Type (taxes,)	penalty, interest, or cost)	Amount Contes	Amount	Paid
Explain why the above at	mount has not been paid		1		
Total Amount Contested		Portion of	total amount contes	ted you are willing	to pay
Explain why you think thi	s settlement is fair and re	esonable			-
a keying error t	id not receive the hat has since bee xes payable in 20	full exclusion that en corrected. The 020	owner qualifie result is the fu	ed for. There	was of
	at the portion of the co	ntested amount in exces full statement of all facts		cant relative to th	

Use of information

in order to be considered for abgrament, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abetement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your 184v 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	I, the un records.		county auditor, her	aby certif	y the followin	g amounts are	the values	and taxes currently on our
Amounts on Record	Year	Land	Market Value	Total	Taxes	Penalties	Interest	Costs Total
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			f Approval	nminetanae	of Damania it	must have been	andully lawn	tigated and receive the fevor-
			of (i) either the assess					
-			Assessor or Treasurer					
ions	Approv	ed	/ 100	nied	11			
Approval Certifications	Signature	10	1	MA	00/1/	asses	An Date	10/2/2020
# (Becomme	etters of	Sounty Auditor	e of	ollele.	Coses	ov.	772000
0	Approv		De De	nled				
5	Signature	60		a neu			Date	×
App							550	
			missioner's Action (to		ated by County	Auditor)		
	L_ Approv	ed	L De	nled		100		(1944-)
	Signature						Date	
			Final Approval	o be compl	eted by Count	(Auditor)		
	pertify the	at the appro	oval of this abatement	will result in	the following	changes:		
	Total Tax, F	enalty, and	Interest \$			Proposed Pe	enalty Reducti	on \$
-	Proposed 1	Tax Reducti	on \$			Total Prop	osed Reducti	on \$
2	Proposed I	nterest Red	duction \$	-		Total	Amount Payar	ie \$
App					ant, all taxes, p	enalties, interest	, and costs at	ove in excess of the payment
Final Approval			nd cancelled, and the p					
IL.	board and	val was gra has been a nd the amo	entered upon the recon	ard as an or ds of the co	fficial action of nunty as a publ	that body or by ti to record showing	he county aud g the names o	itor under a delegation from the f the taxpayers, other concerned
	100000000000000000000000000000000000000	of County A		_			Date	
	9.4.1.							
DEPARTMENT OF REVENUE	assessme unjustly pa	nts not yet ; iid.(M.S. 27	paid, and order the refu	und of taxes the favorab	s, penalties, int le recommend	erest or special a	ssessments t	kes, penalties, interest or special hat have been erroneously or ertified above, the Commissioner
EV			Interest Reduction	\$				
40	100	Tax Reducti						
K	The second							
E	4-	osed Reduc	And the same of th	3				
PAR	Signature	of Commise	sioner or Delegate				Date	
90	Signature	of Commiss	ioner or Delegate				Data	

Application for Property Tax Abatement

atlon	First Name Kortne	y	Middle I	nitial
Park St		-	Social S	ecunty Number
ent ption of property (from tax	State MN x statement or valuation not	Zip code 55947		Iston District Number
ment of Facts being contested, list ap	proximate market value.	Total		
19	EFF FF	2343	33	
and the second s		A STATE OF THE PARTY OF THE PAR	Company of the Miles	mount Paid
Type (taxes.	penalty, interest, or cost)	Amount Conte	sted A	mount Paid
		Amount Conte	ested A	mount Paid
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id not receive the	full exclusion that en corrected. The	owner qualifi result is the f	ed for. T	There was sion of
	ption of property (from ta 2000) ment of Facts being contested, list ap Structures 15 rest, or costs which are Type (taxes, mount has not been paid	Park St ent ption of property (from tax statement or valuation not property (from tax statement or valuation not pool) ment of Facts being contested, list approximate market value. Structures 199300 rest, or costs which are now a flen against the real Type (taxes, penalty, interest, or cost) mount has not been paid Type (taxes, penalty, interest, or cost) mount has not been paid Type (taxes, penalty, interest, or cost) mount has not been paid Type (taxes, penalty, interest, or cost) mount has not been paid Pertien of its settlement is fair and reasonable id not receive the full exclusion that	Park St ent ption of property (from tax statement or valuation notice) 000 ment of Facts being contested, list approximate market value. Structures 199300 Total 199300 Total 199300 Type (taxes, penalty, interest, or cost) Amount Contested, list approximate market value. Total 199300 Type (taxes, penalty, interest, or cost) Amount Contested, list approximate market value. Total 199300 Type (taxes, penalty, interest, or cost) Amount Contested, list approximate market value. Total 199300 Type (taxes, penalty, interest, or cost) Amount Contested, list and resonable Type (taxes, penalty, interest, or cost) Amount Contested Portion of total amount contested not receive the full exclusion that owner qualification that has since been corrected. The result is the full exclusion that owner qualification that since been corrected.	Park St ent State MN School I Structures 199300 rest, or costs which are now a lien against the real estate are being contested, list Type (taxes, penalty, interest, or cost) Amount Contested Amount Contested Amount Contested Amount Contested Amount has not been paid Type (taxes, penalty, interest, or cost) Amount Contested Amount has not been paid Fortion of total amount contested you are its settlement is fair and reasonable id not receive the full exclusion that owner qualified for. That has since been corrected. The result is the full exclusion that owner qualified for.

Note: Minnesota Statutes, Section 609.41. "Whoever, in making any statement, oral or written, which is required of authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a line of not more than \$3,000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abetement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your meetings county Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

Year	Land	Market Value	THE RESERVE AND ADDRESS OF THE PARTY AND ADDRE	Taxes	i Panalties	Interest	T Costs	Total
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0-46-	-11	Annual	1		4		1	
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		Assessor or Treas		s bounty diadatale	in the sealing t	22.00.1 a.10 (u	ny are system	000.0
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Signature	/		not7	Title) /	Essers	Date	2/2/	1200
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	1	County Auditor	7					
Approv	ved		Denied			1-2		
Signature						Date		
County Bo	ard of Com	missioner's Actio	n (to be com	pleted by County	Auditor)			
Approv		Г	Denled		727744			
							-	Section 2 lies
Signature				and James.		Date	in territori	
Certific	ations of	Final Approv		npleted by Count	y Auditor)	Date	to June 100 per	
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Application for Property Tax Abatement

Applicant Inform Last Name Fitzpatri		First Name Jasor		Midd	le Initial
Property Address	3 Jonathan Ln	er en		Spel	al Security Number
La Cres		State MN	Zip code 55947	1	ouston
Parcel ID or legal desc 25,2063.	ription of property (from tax	statement or valuation no	tice)	Scho	ol District Number
Applicant's Stat	ement of Facts				
f the assessed value	is being contested, list app	roximete market value.			
20700		4600	Total 225300		
I taxos, poneities, int	erest, or costs which are no	ow a lien against the real	Amount Conte		
Year	ear Type (taxes, penalty, interest, or cost)				Amount Paid
Explain why the above	amount has not been paid				
Year	Туре (тахез, р	enalty, interest, or cost)	Amount Conte	sted	Amount Paid
Explain why the above	amount has not been paid				·
Year	Type (taxes, p	enalty, Interest, or cost)	Amount Conte	bated	Amount Pald
Explain why the above	amount has not been paid	Action Character Street Services	,i	~	1
Total Amount Conteste	d	Portion of	f total amount conte	sted you	are willing to pay
Explain why you think t	his settlement is fair and re	seonable	-	~	
a keying error	did not receive the that has since bee axes payable in 20	n corrected. The	t owner qualifice result is the fo	ed for. ull exc	There was lusion of
Signature of Applic		- 3			
and refunded. This	hat the portion of the cor statement is a true and t	ntested amount in exce uil statement of all fact	s known to the appl	lcant rel	ld be abated, ca ative to this mat
Signature of Applicant			0	4/2	24/20

In order to be considered for abstament, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.5. 2700.86 or 2700.34, your special Security number is required. If you do not provide the required information, your application may be datayed or denied. Your IPPV 10/131 County Assessor may also sak for additional verification of qualifications. Your Social Security number is considered private data.

	I, the un records.		county auditor, he	reby certify	y the following	g amounts are	the values a	nd taxes ourre	intly on our
-	recurus.		Market Value						
5	Year	Land	[mprovements]	Total	Taxes	Penalties	Interest	Costs	Total
\$	1001	120114	MILE STREET					/	eteck i M
5		-				·	1		
Amounts on Record									
2	7		1		1	2			
Z	1		1 1					- 1	
			4 1						
Approval Certifications	For this all able record Recomme Signature County Be Approvisionature County Be Approvisionature Certific	endation of ordered endations or o	County Auditor	enied to be completed	ple County	Sessor Auditor)	ouditor; and (III)	igated and recei the county boa	ve the levar- rd.
	certify th	at the appro	val of this abatement	t will result in	the following o	hanges:			
	Total Tax,	Penalty, and	Interest \$			Proposed Pe	naity Reductio	n \$	
7	Proposed	Tax Reduction	on \$	_				n \$	
pro			uction \$.				the section with the	e \$	
Final Approval			d cancelled, and the					ove in excess of	the payment
E	This appro	oval was grai	nted by the county bo	ard as an of	flicial action of t	hat body or by th	ne county audit the names of	tor under a deleg the texpayers, o	gation from the other concerned
	Signature	of County Au	uditor				Dete		
DEPARTMENT OF REVENUE	assessme unjustly p	nts not yet p aid.(M.S. 27	Revenue may grant the respective of the respecti	fund of taxes the favorab	s, penalties, inte le recommenda	erest or special a	issessments th	at have been er	roneously or
HE	Proposed	Penalty and	Interest Reduction	\$		_			
101	Proposed	Tax Reduction	no	\$_					
MEN	Total Prop	osed Reduct	tion	\$	interes				
PARTI	Signature	of Commiss	loner or Delegate				Date		
DE	Signature	of Commiss	ioner or Delegate		3,-		Date	the many	

Application for Property Tax Abatement

Applicant Information	·	First Name		Midd	dle Initial
Boliman		Donald	Donald		
Property Address				PR	VACY
700 4th St. S.				INFO	ACY RMA
City		State	Zip code	TION	
La Crescent		MN	55947	Hou	ston
Parcel ID or legal description	of property (from tax stateme	nt or valuation not	ice)	Scho	ool District Number
25.0511.000				La	Crescent
Applicant's Stateme					
	ng contested, list approximate	e market value.	L wiser		
and	Structures		Total		
29300	208400		237700		
	or costs which are now a lier				
/ear	Type (taxes, penalty, ir	nterest, or cost)	est, or cost) Amount Contes		Amount Paid
Explain why the above amou	nt has not been paid				
/ear	Type (taxes, penalty, in	nterest, or cost)	Amount Conte	sted	Amount Paid
Explain why the above amou	nt has not been paid				
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Explain why the above amou	int has not been paid				
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Total Amount Contested		Portion of	total amount conte	sted you	are willing to pay
	ttlement is fair and reasonable				
This property did not rec	eive the full exclusion that	owner qualified	for. There was	a keying	error that has sind
peen corrected. The res	sult is the full exclusion of \$	\$150,000 for tax	es payable in 20;	20.	

Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter.

Signatux of Applicant Date

Note/Minnesota Statutes. Section 609.41. Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 2700.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your New 10-13. County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

For And

Applicat and Property

I, the undersigned county auditor, hereby certify the following amounts are the values and taxes currently on our Market Value **Amounts on Record** Year Land Total Improvements Taxes Penalties Interest Costs Total Certifications of Approval For this abatement to be granted by the Commissioner of Revenue, it must have been carefully investigated and receive the favorable recommendation of (i) either the assessor or the county treasurer; (ii) the county auditor; and (iii) the county board. Recommendation of Assessor or Treasurer Approval Certifications Approved Denied Signature Recommendation of County Auditor Helle Approved Denied Signature Date County Board of Commissioner's Action (to be completed by County Auditor) Approved Denied Signature Date Certifications of Final Approval (complete only for approved abatements; to be completed by County Auditor) I certify that the approval of this abatement will result in the following changes: Total Tax, Penalty, and Interest \$ __ Proposed Penalty Reduction \$ _ Proposed Tax Reduction \$ _ Total Proposed Reduction \$ __ Proposed Interest Reduction \$ _ Total Amount Payable \$ ____ by the applicant, all taxes, penalties, interest, and costs above in excess of the payment amount are abated and cancelled, and the payment will be accepted as a full settlement. This approval was granted by the county board as an official action of that body or by the county auditor under a delegation from the board and has been entered upon the records of the county as a public record showing the names of the taxpayers, other concerned persons, and the amounts. Signature of County Auditor The Commissioner of Revenue may grant these reductions or abatements of inequitable or unjust taxes, penalties, interest or special assessments not yet paid, and order the refund of taxes, penalties, interest or special assessments that have been erroneously or DEPARTMENT OF REVENUE unjustly paid.(M.S. 270C.86, Subd. 1) Upon the favorable recommendation of the local officials, as certified above, the Commissioner of Revenue approves the abatement of the following amounts: Proposed Penalty and Interest Reduction Proposed Tax Reduction Total Proposed Reduction Signature of Commissioner or Delegate Date Signature of Commissioner or Delegate Date

Application for Property Tax Abatement

Applicant Information	n						
Last Name Fort		First Name Timot	hy	Midd	le Initial		
Property Address 1244 Co	unty 25			PRIVACY INFORMATION			
La Crescent		MN	Zip code 55947	Houston			
Parcel ID or legal description 25.2170.000	of property (from tax state	ment or valuation not	ice)	Scho	of District Number		
Applicant's Statemer	nt of Facts						
f the assessed value is bein	g contested, list approxim	nate market value.					
42500	Structures 94900		Total 137400				
f taxos, penalties, interest,	or costs which are now a	llen against the real	estate are being con	ntested, I	ist below.		
'ear	Type (taxes, penalt	y, interest, or cost)	Amount Conte	sted	Amount Paid		
xplain why the above amoun	t has not been paid	A 1571 deligitation - policel as	and the second s		1		
· еаг	Type (taxes, penalt	y, interest, or cost)	Amount Conte	sted	Amount Paid		
xplain why the above amoun	t has not been paid	and - v 10		-	-		
ear	Type (taxes, penalt	y, Interest, or cost)	Amount Conte	sted	Amount Pald		
Explain why the above amount has not been paid							
otal Amount Contested		Portion of total amount contested you are willing to p					
xplain why you think this set	tiement is fair and reasons	able	Martin IVIII g. 11				
This property did n a keying error that \$150,000 for taxes	has since been co	exclusion that orrected. The	t owner qualific result is the fu	ed for. ull excl	There was lusion of		
Signature of Applicant Applicant requests that the and refunded. This spaten							
Signature of Applicant			0	ate 4/	27/20		

Use of Information

In order to be considered for abatement, you must file this form.

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Year	Land	Market Value	Total	Taxes	Penalties	Interest "	Costs	Total
1,001	auria	THIS COUNTY IN THE			-		1 - 5	
-	-			-	+			manufacture.
· ·		1				1	- The Linear Control of	
1		1 1		(n=:	•			
For this at able recomme Papprox Signature Approx Signature Approx Signature	endation of A yed andation of 6 yed oard of Comm	pe granted by the Coof (i) either the ass assessor or Treasur County Auditor	essor or the deer Denied	intell ((II) the county a	uditor; and (I	li) the county ba	ard.
		Final Approva		leted by County	Auditor)			
I cortify th	at the approv	al of this abateme	nt will result in	the following	changes:			
	A	Interest \$			Proposed Pe	nalty Reducti	on \$	
Total Tax,	Penanty, and I						on \$	
		n \$			Total Prop	osed Reducti	011 4	
Proposed		1					ole \$	
Proposed Proposed Upon payr	Tax Reduction Interest Reduction	1	by the applica		Total /	Amount Payat , and costs at	ole \$	
Proposed Proposed Upon paye amount at This appro-	Tax Reduction Interest Reduction Interest Reduction The second of the se	d cancelled, and the ted by the county in tered upon the res	by the applic e payment will coard as an o	I be accepted a Micial action of	Total / enalties, interest, s a full settlemen that body or by th	Amount Payat , and costs at nt. ne county aud	ole \$over in excess of	f the paymen
Proposed Proposed Upon pays amount at This appro- board and persons, a	Tax Reduction Interest Reduction	d cancelled, and the sted by the county in tered upon the res ints.	by the applic e payment will coard as an o	I be accepted a Micial action of	Total / enalties, interest, s a full settlemen that body or by th	Amount Payat , and costs at nt. ne county aud	ole \$over in excess of	f the paymen
Proposed Proposed Upon paye amount at This appro- board and persons, a Signature The Commassessme unjustly p	Tax Reduction Interest Reduction	d cancelled, and the sted by the county in tered upon the res ints.	by the applice payment will be cord as an ordered as an ordered as an ordered as a cords of the cords of the cords of the cords of the favorable by the favorable cords of the favorable cords applications are cords of the favorable cords and the favorable cords are cords of the favorable cords are cords and the favorable cords are cord	Il be accepted a ficial action of bunty as a publ ons or abatemo s, penalties, into	Total / enalties, interest, s a full settlementhat body or by the c record showing ints of inequitable erest or special a	Amount Payat , and costs at nt. ne county aud the names o Date a or unjust tal ssessments t	ove in excess of the taxpayers, the taxpayers, in ta	f the paymen egation from other concer interest or spe
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Application for Property Tax Abatement

Applicant Informatio	n	Trian Maria			idle Initial
Frauenkron		First Name Arlyn		MIC	Mertan
Property Address			-	Sac	VACY INFORM
16373 C	atalpa Coulee Dr				VACT INFORM MOVED
Houston		State	Zip code 55943	1	Houston
	of property (from tax stateme	nt or valuation not	ce)	Sch	ioal District Number
10.0491.000				1	
Applicant's Statemen	nt of Facts				
	g contested, list approximate	market value.			
Land	Structures		Total 174100	7	
46000 128100 17410 If taxes, penalties, interest, or costs which are now a lien against the real estate are being a				- A	list halow
Year	Type (taxes, penalty, in	and the second s	Amount Conti		Amount Paid
	Type (series) period (miles extra)			2012	
Explain why the above amoun	nt has not been paid				- h
Year	Typa (taxes, penalty, in	nterest, or cost)	Amount Contr	ested	Amount Paid
Explain why the above amount	nt has not been paid	14 04		- :	1 = -
Year	Type (taxes, penalty, Ir	es, penalty, interest, or cost)		ested	Amount Paid
Explain why the above amoun	nt has not been paid		1	-	
Total Amount Contested		Portion of	total amount conte	sted you	are willing to pay
Explain why you think this set	tlement is fair and reasonable				
This property did n a keying error that \$150,000 for taxes	not receive the full ex has since been com payable in 2020	cclusion that rected. The	owner qualif result is the f	ied for full ex	r. There was clusion of
Signature of Applicant	(and the second				
Applicant requests that th	e portion of the contested	amount in exces	s of said sum offe	red sho	uld be abated, car
and refunded. This states	ment is a true and full state	ment of all facts	known to the app	ilicant re	elative to this matte
Signature of Applicant			1		1-27-202

not more than \$3.000.00, or both."

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your likey 10/131 County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	i, the un		county auditor, h	ereby certi	fy the following	ng amounts are	the values a	nd taxes curre	ntly on our
E		down	Market Value		-	W Carrie	r comment	er augus tin	Part I
Amounts on Record	Year	Land	Improvements	Total	Taxes	Penalties	Interest	Costs	Total
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£			4					,	
Ē	1		1						
~	1				1 -	4		1 200) 100	
	For this at	batement to	Approval be granted by the C	ommissionei	r of Revenue, it	must have been o	arefully invest	igated and receiv	ve the favor-
	able recor	mmendation	of (i) either the ass	essor or the	county treasure	er; (II) the county a	uditor; and (Ill) the county bos	rd.
- 61	N-d		Assessor or Treasur	er					
ton	Approv	ved /	/	Denied			ويومند		
Aca	Signature	All 1	110016	16 Wal	the Co	sesses	Date	6/2/2	020
F.	Recomme	endation of	County Auditor	percy					
alc /	Approx			Denied					
Approval Cortifications	Signature	_					Date		
A .	Cauchi D	and of Com	missioner's Action	(to be come	lated by Count	Auditor			
	Approx			Denied	aced by count	, Addition,			
	Signature				-	-	Date		-
	OlBridgia								
			Final Approva proved abatements		oleted by Count	y Auditor)			
	certify th	at the appro	val of this abatemen	nt will result i	in the following	changes:			
	Total Tax,	Penalty, and	Interest \$			Proposed Pe	nalty Reductio	n \$	6
-	Proposed	Tax Reduction	on \$	-		Total Prop	osed Reductio	n \$	
204	Proposed	Interest Red	uction \$			Total /	Amount Payab	e \$	
Final Approval			d cancelled, and the					ove in excess of t	he payment
u.	board and	The second secon	nted by the county b ntered upon the rec				Control of the Control	And the second of the second o	
		of County AL		1000			Date		
							- 1		
DEPARTMENT OF REVENUE	assessme unjustly pr	nts not yet p aid.(M.S. 27)	Revenue may grant to baid, and order the ro DC.86, Subd. 1) Upo the abatement of the	efund of taxe on the favoral	es, penalties, in ble recommend	terest or special a	ssessments th	at have been en	roneously or
RE	Proposed	Penalty and	Interest Reduction	5	-				
105	Proposed	Tax Reduction	on	\$.					
IEN	Total Prop	osed Reduct	ion	\$					
ARTIN			ioner or Delegate				Date		
DEF	Signature	of Commiss	ioner or Delegate	7711/2017		- FAMILY AND	Date		-100

Application for Property Tax Abatement

Hagen	tlon	First Name Ower	i –	Middle Initial			
Property Address	Cé MIAI			Social Security Number			
102 2nd	STNVV	i State	Zip code	REMOVED			
Spring Grov	re	MN	55974	Houston			
Parcel ID or legal descrip	tion of property (from tax statemer	nt or valuation no	tice)	School District Number			
26.0391.00	00						
Applicant's Stater	nent of Facts						
	being contested, list approximate	market value.					
9300	Structures		Total 1346	300			
	125300 est, or costs which are now a flen	against the rea					
Year	Type (taxes, penalty, in		Amount Conte				
	Sec. 112 (61) 200	350-540-1-55-4	120000000000000000000000000000000000000				
Explain why the above an	nount has not been paid						
Year	Type (taxes, penalty, in	penalty, interest, or cost) Amount		sted Amount Paid			
Explain why the above an	nount has not been paid						
Year	Type (laxes, penalty, in	nterest, or cost)	Amount Conte	ated Amount Paid			
Explain why the above amount has not been paid							
Total Amount Contested		Portion o	total amount contac	sted you are willing to pay			
Explain why you think this	settlement is fair and ressonable			PH			
a keying error th	d not receive the full ex nat has since been corr res payable in 2020	cclusion tha rected. The	t owner qualific result is the fu	ed for. There was ull exclusion of			
Signature of Applican			se of said sum offer	ed should be abated, cance			

not more than \$3,000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for absternant of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Rev. 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

I, the un records.		county auditor, he	reby certify	the following	g amounts are	the values i	and taxes currently on our
1		Market Value		12.77			
Year	Land	Improvements	Total	Taxes	Penalties	Interest	Costs Total
	_			1	-	ŧ	
					1		
Certific	ations of	Approval			,		
For this at	patement to	be granted by the Co	mmissioner	of Revenue, It	must have been d	carefully inves	tigated and receive the favor-
		of (i) either the asse		ounty treasure	r; (ii) the county a	uditor; and (I	ii) the county board.
A-1		Assesser or Treasure	eniedo	11 0	. 1		0.17
Approv			- Va	(e////	1//	na a Date	1.15/2020
Uni	KUR 1	resside	Na	Mar	asse	son	0/720
		County Auditor					
L. Appro			enled			Date	
Signature						Data	
County B	pard of Com	missioner's Action (to be comple	eted by County	Auditor)	The second of second order	
Approx	ved		enied				Constitution in the literature
Signature						Date	
		Final Approval		eted by Count	y Auditor)	Lastenanie	the transmission (MI)
I certify th	at the appro	val of this abatemen	t will result in	the following			
Total Tax,	Penalty, and	Interest \$					on \$
Proposed	Tax Reduction	on \$	a (compatite)				on \$
Proposed	Interest Rec	luction \$			Total	Amount Payat	oie \$
		nd cancelled, and the					ove in excess of the payment
board and	has been e	ntered upon the reco	oard as an of ords of the co	Micial action of punty as a pub	that body or by ti ic record showing	he county aud the names o	itor under a delegation from the fitness of the taxpayers, other concerns
	of County A					Date	
Signaturo	or cooling A	-		process and the	Service appropriate to the		*
assessme unjustly p	ents not yet p aid.(M.S. 27	aid, and order the re	ofund of taxes n the favorab	s, penalties, in le recommend	erest or special a	ssessments t	xes, penalties, interest or speci hat have been erroneously or ertified above, the Commission
		Interest Reduction	\$	** ANTON			
	Tax Reduction						
- 3550	osed Reduc		*				
3072		ioner or Delegate				Date	
40,000						Dote	
Signature	of Commiss	ioner or Delegate				Date	

CR-PTA

Application for Property Tax Abatement

Applicant Informa Last Name Cline	ation	First Name Jason		Midd	le Initial
Property Address 610 N	N 10th St	1	PRIV	ACY INFORMATION OVED	
City La Creso	cent	State MN	Zip ∞de 55947	Coun	ouston
Parcel ID or legal descrip 25.2038.0	otion of property (from tax statement o	r valuation noti	ce)	Scho	ol District Number
Applicant's State	ment of Facts				
f the assessed value is	being contested, list approximate mu Structures	arket value.	Total		
38000	164400		202400		
I taxes, penalties, inter	rest, or costs which are now a lien ag	ainst the real e	state are being con	tested, I	ist below.
Year	Type (taxes, penalty, intere	est, or cost)	Amount Contes	ted	Amount Paid
Explain why the above a	mount has not been paid				1-1-1-11
Year	Type (taxes, penalty, interi	Type (taxes, penalty, interest, or cost)			Amount Paid
Explain why the above a	mount has not been paid	-10-	-1	-	
Year	Type (taxes, penalty, inten	est, or cost)	Amount Contes	ted	Amount Paid
Explain why the above a	mount has not been paid		2	4 5	
Total Amount Contested		Portion of	total umount contes	ted you s	are willing to pay
Explain Why you think th	s settlement is fair and reasonable	+	-		
a keying error t	id not receive the full excl hat has since been correc xes payable in 2020	usion that ted. The	owner qualifier result is the fu	ed for. Il excl	There was lusion of
		-			
Signature of Applica: Applicant requests the and refunded. This si	nt at the portion of the contested amo tatement is a true and full stateme	ount in excess nt of all facts	s of said sum offere known to the appli	ed shoul cant rela	ld be abated, cand ative to this matte
Signature of Application	asm J. Cline		Da	4/2	27/20

in order to be considered for spatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34, Your Social Security number is required. If you do not provide the required information, your application may be datayed or denied. Your likev. 10/43. County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	I, the un records.	and the second s	county auditor,	hereby cert	lfy the followin	ng amounts are	the values ar	id taxes cur	rently on our
Amounts on Record	Year	Land	Market Value Improvements	Total	Taxes	Penalties	Interest	Costs	Total
Amount	ļ				-				
2	For this at	atement to nmendation	Approval be granted by the of (i) ether the as	ssessor or the	er of Revenue, it county treasure	must have been o	earefully investi auditor; and (III)	gated and rec the county bo	eive the favor- pard.
Approval Certifications	Approv	lug n	County Auditor	Degree	the Os	lessors	Date	6/2/	2020
wal	Approv	ed		Denied			r	- 16-	
ppr	Signature						Date		
A	County Bo	ard of Com	missioner's Actio	n (to be comp	oleted by County	(Auditor)			
	Approx		_	Denled					
	Signature						Date		
	(complete	only for ap	Final Approv proved abatement	ts; to be com					
		Pensity, and		ent win result	in the lottowing		naity Reduction	2	
			on \$				osed Reduction		
ova		Interest Red		-			Amount Payable		
dd	D. Charles and The Co.		IUGUDII # -	b. 10 a a a a					
Inal Approval			d cancelled, and t					AE III EXCESS C	r the payment
Ē	This appro	val was gra	nted by the county ntered upon the re	board as an	official action of	that body or by th	ne county audit		
	Signature	of County A	uditor		250000		Date		
DEPARTMENT OF REVENUE	assessme unjustly p	nts not yet p aid.(M.S. 27	Revenue may gran haid, and order the OC.86, Subd. 1) U	refund of tax pon the favora	es, penalties, in able recommend	terest or special a	ssessments the	at have been	erroneously or
REV			Interest Reduction						
9	- 450,000	Tax Reduction		\$					
EN		osed Reduc							
ARTM	1000		ioner or Delegate			-	Date		
DEP	Ciaran	of Constant	ioner or Delegate				Date		
-	Signature	OI COMMISS	ioual of Dalagata				Cate		

CR-PTA

Application for Property Tax Abatement

Applicant Information				- 7				
Last Name Smith		First Name Miche	elle	Mid	Idle Initial			
Property Address 2168 County 3	3		P	RIVA	Security Number			
Brownsville		State	Zip code 55919		inty Houston			
Parcel ID or legal description of p	property (from tax statement	or valuation no	(tice)	Sch	pool District Number			
Applicant's Statement	of Facts							
If the assessed value is being c		market value.						
40000 76 000	Structures 78500		Total 118500		54500			
If taxes, penalties, interest, or o								
Year	Type (taxes, penalty, int	erest, or cost)	Amount Contes	ted	Amount Pald			
Explain why the above amount h	as not been paid							
Year	Type (taxes, penalty, int	Amount Contes	ted	Amount Paid				
Explain why the above amount h	xplain why the above amount has not been paid							
Year	Type (taxes, penalty, int	Amount Contes	ted	Amount Paid				
Explain why the above amount h	oplain why the above amount has not been paid							
Total Amount Contested		Portion o	f total amount contest	led you	are willing to pay			
Explain why you think this settler	ment is fair and reasonable	1	The maps I please to the Colors		and the second s			
This property did not a keying error that ha \$150,000 for taxes p	as since been corre	clusion tha ected. The	it owner qualifie e result is the fu	d fo	r. There was clusion of			
Signature of Applicant Applicant requests that the pand refunded. This statement	portion of the contested a	mount in exce	ss of said sum offere	ed sho	uld be abated, car			
Signature of Applicant Note Minnesota Statutes Section	509.41, 'Whoever in making ar	ny statement, oral	Da	S l	TO Ithorized by law to be r			

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I, the und records.	ersigned c	ounty auditor, h	ereby certify	the following	g amounts are	the values i	ind taxes cur	ently on our
		Market Value					20 0 0 T	1.5
Year	Land	Improvements	Total	Taxes	Penalties	Interest	Costs	Total
					1			
	-							
1		1			,			
4.5		1						
							,	
Certifica	tions of	Approval						
For this aba	tement to be	e granted by the C	ommissioner	of Revenue, it is	nust have been c	arefully inves	tigated and rece i) the county ba	aive the favor-
		seasor or Treasu)-1/	, the county a	aditor, and in		0.
Approve	11	1 111 -	Denied	1500	1	by chow	Ly - Acce	2004 10
Signature	16	1	1/ 100	100		Date	.7	12.2
Copie	heaf &	esous	1/640	le U	sessor		4/2/	12010
Recommen	dation of Co	ounty Auditor						
Approve	d		Denled					
Signature					10-17-00-0	Date		
County Pos	ed of Comm	Issioner's Action	to be comple	ted by County	Auditor			_
-		- Louis	Denied	and by occurry	Addition			
Signature	d		Deuleo			Date		
		roved abatements al of this abateme						
Total Tax, Pe	ensity, and Ir	nterest \$					on \$	
Proposed Ta	x Reduction	\$	-		Total Prope	osed Reduction	on \$	
Proposed In	terest Redu	ction \$			Total A	mount Payar	le 5	
		cancelled, and th					ove in excess of	the payment
board and h		ted by the county l tered upon the red nts.						
Signature of	County Aud	litor				Date		
assessment unjustly paid	ts not yet pa	evenue may grant id, and order the r C.86, Subd. 1) Upo e abatement of th	efund of taxes on the favorab	, penalties, inte e recommenda	erest or special as	ssessments t	hat have been o	rroneously or
We are a post of the latest of			\$					
Proposed D	analty and in		4					
Proposed Proposed Proposed To								
Proposed Ta	x Reduction		\$_					
Proposed Ta	x Reduction sed Reduction	on	\$ \$					
Proposed Ta	x Reduction sed Reduction		\$ \$			Date		

Application for Property Tax Abatement

Applicant Information Last Name Skinner		First Name Dougl	as	Midd	de Initial
Property Address	Cork Hollow Dr				RMATION
City Brown:		State MN	Zip code 55919	Cour	louston
Parcel ID or legal des 02.0114	cription of property (from tax	statement or valuation not	ice)	Scho	ool District Numbe
Applicant's Sta	tement of Facts				
If the assessed value Land 79000	Structures 12	7300	Total 206300)	
	terest, or costs which are no	ow a lien against the real	estate are being co	ntested, i	list below.
Year		enatty, interest, or cost)	Amount Conte		Amount Paid
Explain why the above	amount has not been paid				
Year	Type (taxes, p	enalty, interest, or cost)	Amount Conte	sted	Amount Paid
Explain why the above	e amount has not been paid				
Year	Type (taxes, p	enalty, interest, or cost)	Amount Conte	ested	Amount Paid
Explain why the above	amount has not been paid		4	-	
Total Amount Contest	ed	Portion of	total amount conte	sted you	are willing to pay
Explain why you think	this settlement is fair and re-	asonable	on Apr. Lana	41.0	THE THE PARTY OF T
a keying erro	did not receive the r that has since bee taxes payable in 20	n corrected. The	t owner qualifi result is the f	ed for ull exc	. There was lusion of
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Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your level 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

		Market	Value										
Year	Land	Improve		Total		Taxes	Penalt	ies	Interest	-	Costa		Total
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Application for Property Tax Abatement

Applicant Information Last Name penrose		First Name Gera	İdine	Mid	Idle initial
Property Address			-	PŘIV	ACY INFORMA
602 Hone	ygold Ct	State	Zip code	Cou	IOVED Inty
La Crescent	and the second	MN	55947		Houston
Parcel ID or legal description of	of property (from tax sta	tement or valuation no	otica)	Sch	pol District Number
25,1927,001					
Applicant's Statemen	t of Facts				
if the assessed value is being		imate market velue.			
Land	Structures		Total	24	2400
20000	1924				2400
If taxes, penalties, interest, o	The second secon	The second secon	the second second		Amount Pold
Year	type (taxes, pen	alty, interest, or cost)	Amount Con	reered	William Land
Explain why the above amount	t has not been paid				
Year	Type (taxes, pen	alty, interest, or cost)	Amount Cor	itested	Amount Paid
Explain why the above amount	t has not been paid			-	
Year	Type (taxes, pen	alty, interest, or cost)	Amount Cor	itested	Amount Pald
Explain why the above amoun	t has not been paid	-	1	*	1
Total Amount Contested		Portion o	f total amount con	tosted you	are willing to pay
Explain why you think this sett	lement is fair and resso	nable			
This property did no a keying error that \$150,000 for taxes	has since been	corrected. The	at owner qual e result is the	ified for full ex	r. There was clusion of
Signature of Applicant Applicant requests that the and refunded. This statem Signature of Applicant	e portion of the conte ent is a true and full	sted amount in exce statement of all fac	ss of said sum of is known to the ap	fered sho oplicant re	uld be abated, can alative to this matte
1				4/01	100

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34, Your Social Security number is required. If you do not provide the required information, your application may be delayed or defined. Your live your local Security number is considered private data.

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able rego	mmendation	of (i) either t	he asse	ssor or the	county t	reasurer	; (II) the cou	nty au	ditor; and	(iii) the	county	board.	
		Assessor or T	reasure	er									
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Signature	h roll	omuck	000	KALL	Title	la	Lesser		Dat	6	12/	200	20
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Appro				enied									
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CR-PTA

Application for Property Tax Abatement

1	Applicant Information					
L	ast Name Schuttemeie	r	First Name Dean		Mic	idle tnitial
P	Property Address 20696 Cou	unty 4			IVAC'	Y INFORMATIO ED
	Spring Grove		State MN	Zip code 55974		Houston
P	Parcel ID or legal description o	f property (from tax sta	tement or valuation no	tice)	Sch	nool District Number
1	Applicant's Statement	t of Facts				
	f the assessed value is being		imate market value.			
L	and	Structures 1081	00	Total	12	6100
	28000					
	f taxes, penalties, interest, or rear		alty, interest, or cost)	Amount Conte		Amount Paid
T	car	Type (taxes, pene	ally, interest, or cost,	Alliount Conte	5100	Alloon, role
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Y	ear	Type (taxes, pena	alty, Interest, or cost)	Amount Conte	sted	Amount Paid
E	xplain why the above amount	has not been paid				_
Y	eer .	Type (taxes, pend	sity, interest, or cost)	Amount Conte	sted	Amount Pald
E	xplain why the above amount	has not been paid		4		
T	otal Amount Contested		Portion of	total amount contes	ted you	are willing to pay
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1	This property did no a keying error that h \$150,000 for taxes	nas since been	corrected. The	t owner qualific result is the fu	ed fo ull ex	r. There was clusion of
A	Signature of Applicant Applicant requests that the					
	and refunded. This statement Signature of Applicant	ent is a true and full	statement of all facts	TD	ate	19-2020

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Rev. 10/13). County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

		Market \	/alue											
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Application for Property Tax Abatement

Applicant Inform Last Name Littel		First Name Charle	s	Middle Initial A
Property Address 232 Count	y 9		REI	VACY INFORMAT MOVED
Houston		State	Zip code 55943	Houston
	of property (from tax 06.0008.003, 06.0	The second secon	d) 3 Parcels	School District Number
Applicant's State		No. 5 TABLE		
If the assessed value in Land 204,200	s being contested, list app Structures 117,00		Total 321,20	00
If taxes, penalties, inte	rest, or costs which are no	ow a lien against the real o		
Year	Type (taxes, p	enalty, interest, or cost)	Amount Contested	d Amount Pald
Explain why the above a	amount has not been paid	<u></u>		
Year	Type (taxes, p	enalty, interest, or cost)	Amount Contester	d Amount Paid
Explain why the above a	amount has not been paid		_1	
Year	Type (taxes, p	enalty, interest, or cost)	Amount Contested	d Amount Paid
Explain why the above a	amount has not been paid	H(144) - (144-144)	1.	
Total Amount Contested		Portion of	total amount contested	d you are willing to pay
Explain why you think th	nis settlement is fair and re	asonable		
		n —		
Signature of Applica	int			should be abated, ca

Note: Minnesota Statutes, Section 609.41, "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a line of not more than \$3,000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your IREA 10/13; County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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			of (i) either th			the cour	nty treasur	er; (II) the	county a	ruditor,	and (I	II) the	county	board.	
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	County B	oard of Com	missioner's A	ction (to be co	mplete	d by Count	y Auditor)						
	Appro	ved			Denied									5	
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Applicant Infor	mation	First Name	in	Middle Initial
Property Address	Therman	accu	PRIVAC REMOV	CY INFORMATION VED
Kristo	cription of property (from tax state	State M/C ement or valuation notice	53743	School District Number
Applicant's Sta	tement of Facts	77.73		
Land 6630	s is being contested, list approxi	mate market value.	Total /20	,200
If taxes, penalties, in	nterest, or costs which are now a		state are being contes	ited, list below.
Year	Type (taxes, pena	ity, interest, or cost)	Amount Contested	Amount Paid
Explain why the abov	e amount has not been paid		1	
Year	Type (taxes, pena	ilty. interest, or cost)	Amount Contested	Amount Paid
Explain why the abov	e amount has not been paid		- 1	-
Year	Type (taxes, pena	ilty, interest, or cost)	Amount Contested	Amount Paid
Explain why the abov	e amount has not been paid	_	1	1
Total Amount Contes	ted	Portion of te	otal amount contested	you are willing to pay
Yaluat for 202	time for 2010. Cleson bicant Land Yali	Arror or 9 taxes to rought it to	n Alles	

Note: Minnesota Statutes, Section 609.41. "Whoever, in making any statement, oral or written, which is required of authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000.00, or both."

In order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 2700.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Bes. 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

		Market Value						W.10
Year	Land	Improvements	Total	Taxes	Penalties	Interest	Costs	Total
For this at able recorner Recomme Signature Approximation Signature County But Approximation Approxi	patement to mendation of a mendation of communication of	County Auditor	Denied Denied	itle (L.	r; (ii) the county a	Date Date	igated and rece the county bo	ard.
Signature						Date		
Certific		Final Approva		leted by County				
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Application for Property Tax Abatement

For Taxes Levied in Tax Year(s): And Taxes Payable in Year(s):

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Applicant's Statement of Facts/Settlement

Last Name	First Name	е	Middle Initial
Johnson	Geraldine	Geraldine	
Property Address 9527 Cut Across Rd			PRIVACY INFORMATION
City Houston	State MN	Zip code	County Houston
Parcel ID or legal description of property (from 120153000	tax statement or valuation n	otice)	School District Number

	contested, list approximate market value.	T Total				
40,000	Structures 49200		89200			
If taxes, penalties, interest, o	or costs which are now a lien against the re	al estate are being contested	, list below.			
2620	Type (taxes, penaity, interest, or cost)	Amount Contested	Amount Paid			
Explain why the above amoun	t has not been paid					
Year	Type (taxes, penalty, interest, or cost)	Amount Contested	Amount Paid			
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Year	Type (taxes, penalty, interest, or cost)	Amount Contested	Amount Pald			
Explain why the above amoun	t has not been paid					
Total Amount Contested	Portion	of total amount contested yo	u are willing to pay			
Explain why you think this set	tlement is fair and reasonable	dischlied V	TRANU.			
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Ske qualifie	s for this sery	I changed.	aird ske			
Deer Nonders	or all server					

Signature of Applicant

Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter.

Signature of Applicant 5/20/2020

Note: Minnesota Statutes, Section 609.41. Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000.00, or both."

In order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Rev. 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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-						-			
PR-1-11		nissioner's Act		complete	ed by County	Auditor)			
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CR-PTA

Application for Property Tax Abatement

For Taxes Levied in Tax Year(s): 2018 And Taxes Payable in Year(s): 2019 Applicant Information Last Name First Name Middle Initial **Applicat** and **Property** Johnson Geraldine Property Address Social Security Number 9527 Cut Across Rd City State Zip code County Houston MN Houston Parcel ID or legal description of property (from tax statement or valuation notice) School District Number 120153000 **Applicant's Statement of Facts** If the assessed value is being contested, list approximate market value. Total Structures 40,000 89200 9200 If taxes, penalties, interest, or costs which are now a lien against the real estate are being contested, list below. Type (taxes, penalty, interest, or cost) Amount Contested Amount Paid 2020 ipplicant's Statement of Facts/Settlement Explain why the above amount has not been paid Type (taxes, penalty, interest, or cost) Amount Contested Amount Paid Explain why the above amount has not been paid Year Type (taxes, penalty, Interest, or cost) **Amount Contested** Amount Paid Explain why the above amount has not been paid Total Amount Contested Portion of total amount contested you are willing to pay large is the weder of a disabled viterary:
califies for this benefit but has not
receiver it since the law choinged and she Explain why you think this settlement is fair and reasonable Signature of Applicant Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter. Date Signature of Applicant 5/20/2020

Note: Minnesota Statutes, Section 609.44/ "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000.00, or both."

Use of Information

In order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Rev. 30/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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CR-PTA

Application for Property Tax Abatement

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Caledonia	į S	tate MN	^{Zip code} 55921	Co	Houston
Parcel ID or legal descripti	on of property (from tax statement or va	luation no	tice)	Sc	hool District Number
Applicant's Statem	ent of Facts			-	
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not more than \$3,000.00, or both."

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your large county Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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Application for Property Tax Abatement

CR-PTA

Applicat and Property Information

2019 For Taxes Levied in Tax Year(s):

2620 And Taxes Payable in Year(s):

Applicant Information First Name Middle Initial Genaler Zachory Social Security Number Property Address 101 E Madison State City 55921 Houston MN Caledonia School District Number Parcel ID or legal description of property (from tax statement or valuation notice) 21,1029,001 **Applicant's Statement of Facts** If the assessed value is being contested, list approximate market value. Land Structures 176100 163200 12900 If taxes, penalties, interest, or costs which are now a lien against the real estate are being contested, list below. Type (taxes, penalty, interest, or cost) Amount Pald Amount Contested Explain why the above amount has not been paid Amount Contested Amount Paid Type (taxes, penalty, interest, or cost) Year Explain why the above amount has not been paid Amount Pald Year Type (taxes, penalty, interest, or cost) Amount Contested Explain why the above amount has not been paid Portion of total amount contested you are willing to pay Total Amount Contested Explain why you think this settlement is fair and reasonable This property did not receive the full exclusion that owner qualified for. There was

a keying error that has since been corrected. The result is the full exclusion of \$150,000 for taxes payable in 2020

Signature of Applicant

Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter.

Signature of Applicant

Note: Minnesota Statutes, Section 509.41, "Whoever, in making any statement, orgil or written, which is required or euthorized by law to be made as a basis of imposing, raducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a fine of not more than \$3,000.00, or both,

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of properly taxes under M.S. 270C.96 or 270C.34. Your Social Security number is required, if you do not provide the required information, your application may be delayed or denied. Your 1884 19/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

applicant's Statement of Facts/Settlement

	i, the un		county auditor,	hereby certi	fy the followin	g amounts are	the values ar	nd taxes our	rently on our
2			Market Value						
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Approved Certifications	For this all able recor	patement to mmendation andation of i	Approval be granted by the of (i) either the as	ssessor or the uret Defied	county treasure				aard.
3	Recomme		County Auditor	/					
Æ	Appro	red		Denled					
(5	Signature						Date		
App									
	County Be	ard of Com	missioner's Actio	n (to be comp	leted by County	Auditor)			
	Approv	red	L.	Denied					
	Signature					111	Date		
	complete	only for app at the appro	Final Approversion of this abatem	ts; to be comp		hanges:			
		Penalty, and					nalty Reduction		
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	Signature	of County Au	ditor				Date		
DEPARTMENT OF REVENUE	assessme unjustly pa	nts not yet paid.(M.S. 270	aid, and order the	refund of taxe pon the favora	es, penalties, into ble recommenda	erest or special a	ssessments tha	at have been	nterest or special erroneously or ne Commissioner
Æ	Proposed	Penalty and	Interest Reduction	n \$					
9		Tax Reduction		\$					
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EPAR	Signature	of Commissi	oner or Delegate				Date		
ō	Signature	of Commissi	oner or Delegate				Date		

Application for Property Tax Abatement

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AH 2,7 2020	

Applicant Inform Last Name Falken		First Name Myror	1	Middle Initial
Property Address 1909	99 Neuman Dr	and the first contract of the first contract theorem.		PRIVACY INFORMA REMOVED
Caledor	nia	State MN	^{Zip code} 55921	County Houston
Parcel ID or legal descr 07.0044.0	iption of property (from tax st 200	atement or valuation not	ilce)	School District Number
Applicant's State	ement of Facts			
If the assessed value I	s being contested, list appro	ximate market value.	Total	
67000	172	500	239500)
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Total Amount Contested	1	Portion of	total amount conte	sted you are willing to pay
Explain why you think the	nis settlement is fair and reas	onable		
			Andrew Contract	ed for. There was

Signature of Applicant

Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter.

Signature of Applicant

Date

Note: Minnesota Statutes, Section 609.41, "Whoever, in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is latse may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a line of not more than \$3.000.00, or both,"

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for absternent of properly taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your Mey 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

	I, the ur		county auditor, h	ereby certif	ly the followin	g amounts are	the values ar	nd taxes curre	ently on our
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#	Signature	. /	201	1000	itle da in		Date	6/1/2	630
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5	Recomm	endation of C	ounty Auditor						
7	Appro	ved		Denled					
Approval Certifications	Signature						Date		
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DEPARTMENT OF REVENUE	Signature	of Commission	oner or Delegate				Date		
2	Cianatura	of Commissio	oner or Delegate				Date		

CR-PTA

Application for Property Tax Abatement

Applicant Informa Last Name	ation	First Name		- 1 Mie	dle Initial
Knutson		Lawre		MIG	ole linial
Property Address 20096	State 76			VAČÝ MOVEI	
Caledonia	a	State	Zip code 55921	F	louston
Parcel ID or legal descrip 15.0154.0		statement or valuation no	tice)	Schi	pol District Number
Applicant's State		proximate market value.			
40000	Structures	2000	Total 1420	00	
f taxos, penalties, inter	rest, or costs which are	now a lien against the real	estate are being con	tested,	list below.
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Total Amount Contested		Portion of	total amount contes	ted you	are willing to pay
Explain why you think thi	is settlement is fair and re	essonable	AMERICAN PART TO		
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Signature of Applicar Applicant requests the	at the portion of the co	entested amount in excestful statement of all facts	ss of said sum offer	ed shou	uld be abated, ca
Signature of Applicant	1100000	Kandan		ate 4	- 27

in order to be considered for abstament, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 2700.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your (Rev. 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

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			Assessor or Treasure		worky usesure	, (ii) the cooling a	outon, and Imy	the dominy box	310.
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Ě	Tike	this/	ressure	PERI	eh C	Essesso	2	0/1/	2020
8	4	7	County Auditor						
D.	Approv	red		enled					
Approval Certifications	Signature						Date		
•	County Bo	ard of Com	missioner's Action (to be compl	oted by County	Auditor)			
	Approv			Denied					
	Signatura				-		Date		77
			Final Approva		eted by Count	y Auditor)			
	certify the	at the appro	val of this abatemen	t will result in	the following	changes:			
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ě	Proposed I	nterest Red	uction \$			Total A	Amount Payable	\$	
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	Signature	of County Au	iditor	-			Date		
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DEPARTMENT OF REVENUE	assessmer unjustly pa	nts not yet p	Revenue may grant to aid, and order the re DC.86, Subd. 1) Upon the abatement of the	fund of taxes	s, penalties, int le recommend	erest or special a	ssessments the	at have been e	rroneously or
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DEP	Signature	of Commissi	oner or Delegate				Data		

MINNESOTA · REVENUE

CR-PTA

	Applicant Information Last Name		First Name William		Mid	Idle Initial		
	kohlmeyer		William			C		
1	Property Address 612 N 1st	C4				lal Security Numbe		
	City	31	State	Zip code		PMATION		
,	La Crescent		MN	55947		Houston		
1	Parcel ID or legal description of	property (from tax statement	nt or valuation notic	e)	Sch	ool District Number		
	25.0175.000			BA-AR-MINISTER TO SAME AND	(300		
	Applicant's Statement	of Facts						
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	Land	Structures 132100		Total				
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Signature of Applicant

4-27-2020

Note: Minnesota Statutes, Section 609.41, "Whoever in making any statement, oral or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a line of not more than \$3.000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your IRev. 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

For Office Use Only

1							the values and taxes currently on o		
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MINNESOTA · REVENUE

Application for Property Tax Abatement

Applicant Information Last Name Ryberg		First Name Lawre	nce	Middle Initial			
Property Address PRIVACY INFORMATIO REMOVED							
La Crescen		State MN	Zip ∞de 55947	Houston School District Number			
25.0541.00				1			
Applicant's Stater							
If the assessed value is land	being contested, list appro	oximate market value.	Total	The second secon			
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	est, or costs which are no		estate are being con	tested, list below.			
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Year	Type (taxes, pe	enalty, interest, or cost)	Amount Conte	ated Amount Pald			
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Explain why you think this	s settlement is fair and res	sonable	day whole Y was to	no micros desire in account resonant (\$951.44)			
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and refunded. This st	at the portion of the cont	tested amount in exces	known to the appli	ed should be abated, can icant relative to this maybe			
Signature of Applicant	en C	e) 11	or written, which is require	4/25/7			

Use of Information

In order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abatement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your Rev. 10/13] County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

For Office Use Only

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This approval was granted by the county board as an official action of that body or by the county auditor under a delegation from the board and has been entered upon the records of the county as a public record showing the names of the taxpayers, other concern persons, and the amounts.	L	board and	has been ente	red upon the recor						
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The Commissioner of Revenue may grant these reductions or abatements of inequitable or unjust taxes, penalties, interest or special assessments not yet paid, and order the refund of taxes, penalties, interest or special assessments that have been erroneously or										
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Signature of Commissioner or Delegate Date	W	40.000		ar or Dolometo				Date		

MINNESOTA · REVENUE

Application for Property Tax Abatement

Applicant Information								
Faas		First Name David		Mid	dle Initial			
Property Address 1413 Bro	okwood Dr			PRIVA REMC	CY ÎNFORMÂTIC			
City La Crescent		State	^{2ip ∞de} 55947	COO				
Parcel ID or legal description of 05.0376.000	of property (from tax state	ment or valuation not	(ce)	Sch	ool District Number			
Applicant's Statemen	t of Facts							
If the assessed value is being Land 26300	contested, list approxim Structures 16740		Total 193700	-				
If taxes, penalties, interest, o	0.00		list below.					
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Explain why the above amount has not been paid								
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Year	Type (taxes, penalt	Amount Contes	sted	Amount Pald				
Explain why the above amount has not been paid								
Total Amount Contested Portion of total amount contested you are willing to pay								
Explain why you think this settlement is fair and reasonable								
This property did not receive the full exclusion that owner qualified for. There was a keying error that has since been corrected. The result is the full exclusion of \$150,000 for taxes payable in 2020								
	-	-						
Signature of Applicant Applicant requests that the portion of the contested amount in excess of said sum offered should be abated, canceled and refunded. This statement is a true and full statement of all facts known to the applicant relative to this matter. Signature of Applicant Date								

Note: Minnesota Statutes, Section 609.41, "Whoever, in making any statement, drai or written, which is required or authorized by law to be made as a basis of imposing, reducing, or abating any tax or assessment, intentionally makes any statement as to any material matter which the maker of the statement knows is false may be sentenced, unless otherwise provided by law, to imprisonment for not more than one year or to payment of a line of not more than \$3,000.00, or both."

Use of Information

in order to be considered for abatement, you must file this form.

The information on this form will be used to properly identify you and determine if you qualify for abstement of property taxes under M.S. 270C.86 or 270C.34. Your Social Security number is required. If you do not provide the required information, your application may be delayed or denied. Your IREA 10/13) County Assessor may also ask for additional verification of qualifications. Your Social Security number is considered private data.

For Office Use Only

	i, the undersigned county auditor records.	, hereby certify the fol	llowing amounts are t	ne values and taxes currently on our				
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ě	Proposed Interest Reduction \$		Total An	nount Payable \$				
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	Signature of County Auditor			Date				
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EM	Total Proposed Reduction	\$						
DEPARTMENT OF REVENUE	Signature of Commissioner or Delegate			Date				
DE	Signature of Commissioner or Delegate	,		Date				

Houston County Agenda Request Form

This form is not intended for the general public. It is intended for use by county department heads, representatives of other governmental units or vendors/agencies who contract with Houston County. Members of the public may address the Board during the Public Comment Period. (See Policy for Public Comment Period).

June 5, 2020 for the June 9, 2020 Board Meeting

Date Submitted:

Person requesting appointment with County Board:	Amelia Meiners
Issue: Approval on the contract for Brothers Up North LLC to coproject. Further notes are included below.	
Attachments/Documentation for the Board's Review: Contract	
<u>Justification:</u> The contract has been reviewed by Theresa Arrick-Kreug	ger and Sam Jandt.
Action Requested: Seeking Board approval; will require a signature if approv	ved.
	_

I apologize for the late notice, I was planning to bring this in front of the Board on June 23rd, but the contractor just contacted me and they will be available to work the week of June 15th, sooner than expected. This project started in 2019, but we were able to rollover leftover money into 2020. Stantec, the contractor from last year, has larger equipment and encountered access issues when we became aware that the landing in Houston was not open to public traffic. They were able to complete some work by coming upstream from a Mississippi River access, but the increased time and fuel costs quickly pushed them over the bid amount that was originally proposed so they asked to stop treatments. Stantec chose not to bid on the project this year. Brothers Up North LLC is a smaller, local company and understands the accessibility issues that were faced in the past. They have completed much of the terrestrial J. hops treatments for MDA and so are familiar with the project as well, but this will be their first year doing onwater treatments. They were the only company to provide a bid and I was provided a positive recommendation. As you see in the contract we have \$15,040 left to use for private applicator costs. When this project was amended to extend it into 2020 I also moved some money originally allocated for advertising costs into education materials with the plan to complete education and outreach materials for Palmer Amaranth, which was discovered in the County last summer. That information is beyond the scope of this contract approval, but wanted to make you aware of the change.



HOUSTON COUNTY

Professional/Technical Service Agreement COMMERCIAL PESTICIDE APPLICATION

This Professional/Technical Service agreement and supplements thereto ("CONTRACT)", is between the County of Houston, acting through its Board of Commissioners, (hereinafter "COUNTY"), and Brothers Up North LLC, a State of Minnesota Corporation, an independent contractor (hereinafter "CONTRACTOR").

WHEREAS, the State of Minnesota is in need of local units of government to take measures to implement and maintain noxious weed control programs,

WHEREAS, COUNTY received funding through a State of Minnesota Grant Agreement, through its Minnesota Department of Agriculture under Article 1, Section 2; Subdivision 2(j) of the 2017 Laws of Minnesota and Minnesota Statute 18.90,

WHEREAS, COUNTY pursuant to Minnesota Statutes Chapter 375, is empowered to procure from time to time certain professional services,

WHEREAS, COUNTY is in need for services for the control of Japanese hops along the Root River corridor,

WHEREAS, CONTRACTOR represents it is a duly qualified to perform licensed commercial pesticide applicator services and willing to perform the services set forth in this CONTRACT,

NOW, THEREFORE, in consideration of the mutual covenants and promises contained in this CONTRACT and other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the parties agree as follows:

I. TERM OF CONTRACT

This CONTRACT shall be effective on June 1, 2020 or the date that all required signatures are obtained on the contract, and the CONTRACTOR has met all requisite aquatic requirements of the core commercial pesticide license, whichever occurs later, and shall remain in effect until November 6, 2020, or until all obligations under the CONTRACT have been satisfactorily fulfilled, whichever occurs first unless terminated pursuant to the provisions set forth in clause V. The CONTRACTOR understands that no work should begin under this CONTRACT until all required signatures have been obtained and the CONTRACTOR is notified to begin work by COUNTY'S authorized representative.

II. CONTRACTOR'S SCOPE OF WORK RESPONSIBILITIES

The CONTRACTOR agrees to assume the CONTRACTOR'S responsibilities and perform the work product deliverables, set forth in the *Scope of the Work* requirements which are to

be completed as part of the Japanese Hops eradication project along the Root River in Houston County, Minnesota, and attached as Exhibit A.

By signing this CONTRACT, CONTRACTOR certifies that it will comply with the conditions of the applicable provisions of the State of Minnesota Grant Agreement SWIFT Contract Number 153784 / PO# 3000031078, attached as Exhibit B.

III. CONSIDERATION AND TERMS OF PAYMENT

A. Compensation

As compensation for the Services furnished by CONTRACTOR, COUNTY shall pay CONTRACTOR up to **FIFTEEN THOUSAND FORTY dollars and no/100 (\$15,040.00)**.

C. Terms of Payment

- 1. COUNTY agrees to pay CONTRACTOR payments after the Project Partners have inspected and approved the work completed by the CONTRACTOR and after all daily herbicide application datasheets are received by COUNTY and upon the CONTRACTOR'S presentation of an invoice.
- 2. The CONTRACTOR shall not receive payment for work found by COUNTY to be unsatisfactory or performed in violation of any applicable federal, state or local law, ordinance, rule or regulation.

IV. AUTHORIZED REPRESENTATIVES

All official notifications, including but not limited to, cancellation of this CONTRACT must be sent to the other party's authorized representative.

A. COUNTY's authorized representative for the purpose of administration of this CONTRACT is:

Name: Amelia Meiners

Address: 304 South Marshall Street

Caledonia, MN 55921

Telephone: (507) 725-5800

E-Mail: amelia.meiners@co.houston.mn.us

Such representative shall have final authority for acceptance of the CONTRACTOR'S Services and, if such Services are accepted as satisfactory, shall so certify on each invoice presented pursuant to Clause III, paragraph B.

B. The CONTRACTOR'S authorized representative for the purpose of administration of this CONTRACT is:

Name: Nathan Dietzenbach

Address: 2655 Erin Ln NE Rochester, MN 55906

Telephone: (704) 616-5311

E-Mail: <u>brothersupnorth@gmail.com</u>

V. TERMINATION

A. Contingency/Unavailability of Funding -

This CONTRACT is subject to the availability and provision of funding from the State of Minnesota acting through the Department of Agriculture, or other funding sources. COUNTY may immediately cancel the contract, or a portion of the services to be provided under the contract, if the funding for the services is no longer available to COUNTY. Upon receipt of COUNTY'S notice of cancellation of the contract, or of a portion of the services to be provided under the CONTRACT, the CONTRACTOR shall take all actions necessary to discontinue further commitments of funds to the extent they relate to the CONTRACT or the portions of the CONTRACT for which funding has become unavailable.

B. Notwithstanding paragraph V. A. above, this CONTRACT may be terminated by COUNTY or CONTRACTOR at any time, with or without cause, upon thirty (30) days written notice to the other party. In the event of such a termination, the CONTRACTOR shall be entitled to payment, determined on a pro rata basis, for work or Services satisfactorily performed.

VI. ASSIGNMENT

This CONTRACT may not be assigned by either party without the prior written consent of the other party; provided, that CONTRACTOR may assign this CONTRACT without the prior written consent of the other party to any CONTRACTOR affiliate or other entity that controls, is controlled by or is under common control with CONTRACTOR. Any purported assignment in violation of this clause is void. Such written consent, if given, shall not in any manner relieve the assignor from liability for the performance of this CONTRACT by its assignee.

VII. LIABILITY

CONTRACTOR'S employees and agents at all times remain under the direction and supervision of CONTRACTOR. COUNTY employees shall at all times remain under the direction and supervision of COUNTY. It is agreed that nothing herein contained is intended or should be construed in any manner as creating or establishing a partnership or agency relationship.

Each party shall be liable for its own acts to the extent provided by law and hereby agrees to indemnify, hold harmless and defend the other, its officers and employees against any and all liability, loss, costs, damages, expenses, claims or actions, including attorney's fees which the other, its officers and employees may hereafter sustain, incur or be required to pay, arising out of or by reason of any act or omission of the other party, its agents, servants or employees, in the execution, performance, or failure to adequately perform its obligations pursuant to this CONTRACT. Nothing contained in this paragraph, however,

shall be construed to release the CONTRACTOR from liability for failure to properly perform duties and responsibilities assumed by CONTRACTOR under this CONTRACT.

VIII. INDEPENDENT CONTRACTOR

It is mutually understood and agreed that the relationship between the parties is that of independent contractors. Neither party is the agent, employee, or servant of the other. Except as specifically set forth herein, neither party shall have nor exercise any control or direction over the methods by which the other party performs work or obligations under this CONTRACT. Further, nothing in this CONTRACT is intended to create any partnership, joint venture, lease, or equity relationship, expressly or by implication, between the parties. Each party acknowledges that the other party will not withhold from any amounts paid pursuant to this CONTRACT any sums for the payment of federal or state income taxes, FICA, FUTA or SUTA. Each party shall have sole responsibility for the reporting and payment of these taxes for its own respective employees. In the event that the Internal Revenue Service or any other party should question the independent contractor status of the parties, each party hereto agrees that the other shall have the right to participate, at its own cost, in any discussions or negotiations regarding such status.

IX. INSURANCE REQUIREMENTS

CONTRACTOR agrees that at all times during the term of this CONTRACT to maintain:

- Comprehensive General Liability \$1.5 million minimum per occurrence
- Excess Liability Coverage \$3 million over the general and automobile coverage.
- Auto Liability: \$1.5 million combined single limit
- Workers Compensation as required by Minnesota Statutes

The COUNTY of Houston shall be listed as an additionally named insured on the above policies by the CONTRACTOR prior to the execution of this CONTRACT. Additionally, CONTRACTOR agrees to maintain the above required insurance and shall provide the COUNTY with thirty (30) days written notice of any proposed changes prior to the cancellation, non-renewal or material changes. An ACORD Certificate of Liability Insurance for the above listed coverage shall be supplied to COUNTY by CONTRACTOR for each calendar year covered by the term of this CONTRACT. See Exhibit C.

X. FORCE MAJEURE EVENT

In no event will either party be liable for failure to perform hereunder due to contingencies beyond the party's reasonable control.

XI. WORKERS' COMPENSATION

The CONTRACTOR certifies it is in compliance with Minnesota Statute §176.181, Subd. 2 pertaining to Workers' Compensation insurance coverage. The CONTRACTOR'S employees and agents will not be considered COUNTY employees. Any claims that may

arise under the Minnesota Workers' Compensation Act on behalf of these employees or agents and any claims made by any third party as a consequence of any act or omission on the part of these employees or agents are in no way COUNTY'S obligation or responsibility.

XII. PUBLICITY

Neither party shall use the names or trademarks of the other party or any of the other party's affiliated entities in any advertising, publicity, endorsement, or promotion unless the other party has provided prior written consent for the particular use contemplated. The terms of this section shall survive the termination, expiration, non-renewal, or rescission of this CONTRACT.

XIII. DATA DISCLOSURE

The CONTRACTOR is required by Minnesota Statute §270C.65 to provide either a social security number, a federal taxpayer identification number or a Minnesota tax identification number. This information may be used in the enforcement of federal and state tax laws. Supplying these numbers could result in action to require CONTRACTOR to file state tax returns and pay delinquent state tax liabilities. This CONTRACT will not be approved unless these numbers are provided. These numbers will be available to federal and state tax authorities and state personnel involved in approving the CONTRACT and the payment of state obligations.

XIV. GOVERNMENT DATA PRACTICES ACT

The CONTRACTOR and COUNTY must comply with the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13, and the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) as it applies to all data provided by COUNTY in accordance with this CONTRACT, and as it applies to all data, created, collected, received, stored, used, maintained, or disseminated by the CONTRACTOR in accordance with this CONTRACT. The civil remedies of Minnesota Statute §13.08 apply to the release of the data referred to in this clause by either the CONTRACTOR or COUNTY.

In the event the CONTRACTOR receives a request to release the data referred to in this clause, the CONTRACTOR must immediately notify COUNTY. COUNTY will give the CONTRACTOR instructions concerning the release of the data to the requesting party before the data is released.

XV. ANTITRUST

The CONTRACTOR hereby assigns to the COUNTY any and all claims for overcharges as to goods or services provided in connection with this CONTRACT resulting from antitrust violations which arise under the antitrust laws of the United States or the antitrust laws of the State of Minnesota.

XVI. JURISDICTION

This CONTRACT, and amendments and supplements thereto, shall be governed by the laws of the State of Minnesota.

XVII. AMENDMENTS

Any amendments to this CONTRACT shall be in writing and shall be executed by the same parties who executed the original CONTRACT, their successors in office or another authorized representative.

XVIII. AUDITS

Under Minn. Stat. § 16C.05, Subd. 5, the CONTRACTOR'S books, records, documents, and accounting procedures and practices of the CONTRACTOR relevant to this CONTRACT shall be subject to examination by COUNTY and the Office of the State Auditor, as appropriate for a minimum of six (6) years from the end date of the CONTRACT.

XIX. MISCELLANEOUS

- A. Non-Exclusivity. No part of this CONTRACT shall be construed as limiting either party from contracting with another person(s) or entity for the same or similar Services covered under this CONTRACT.
- B. Severability. In the event any provision of this CONTRACT is held to be invalid or unenforceable, the remainder of this CONTRACT shall remain in full force and effect as if the invalid or unenforceable provision had never been a part of the CONTRACT, to the extent that the absence of the invalid or unenforceable provision does not materially affect the purpose of the CONTRACT.
- C. Waiver. The failure of either party to complain of any default by the other party or to enforce any of such party's rights, no matter how long such failure may continue, will not constitute a waiver of the party's rights under this CONTRACT. The waiver by either party of any breach of any provision of this CONTRACT shall not be construed as a waiver of any subsequent breach of the same or any other provision. No part of this CONTRACT may be waived except by the further written agreement of the parties.
- D. Compliance with Laws and Regulations. Both parties shall render all services herein in accordance with applicable federal, state and local laws and regulations relative thereto.
- E. Counterparts. This CONTRACT may be executed in any number of counterparts which, when taken together, will constitute one original, and photocopy, facsimile, electronic or other copies shall have the same effect for all purposes as an ink-signed original.

XX. SURVIVAL OF TERMS

The following clauses survive the expiration, cancellation or termination of this contract: VII., Liability; XII., Publicity; XIII., Data Disclosure; XIV., Government Data Practices Act; XVI., Jurisdiction; and XIII., Audits.

XXI. ENTIRE CONTRACT

This CONTRACT constitutes the entire CONTRACT between the parties with respect to its subject matter and supersedes all past and contemporaneous agreements, promises, and understanding, whether oral or written, between the parties.

THIS SPACE INTENTIONALLY LEFT BLANK

SIGNATURE PAGE FOLLOWS

IN WITNESS WHEREOF, the parties have caused this CONTRACT to be duly executed intending to be bound thereby.

APPROVED:

CONTRACTOR:

By: (authorized signature Verified by PDFfiller 05/30/2020

Title: Co-Owner

Date: May 29 , 2020

HOUSTON COUNTY

By: (authorized signature)

Eric Johnson

Title: Board Chair

Date: May 26, 2020

By: (authorized signature)

Aaron Lacher

Title: Environmental Services Director

Date: May 26, 2020

APPROVED AS TO FORM AND EXECUTION:

By: (authorized signature)

Samuel Jandt

Title: Houston County Attorney

Date: May , 2020

Exhibit A

General Requirements for Japanese Hops

Eradication Specifications for the Root River

Project Location: Houston County, Root River

Project Lead: Amelia Meiners

Houston County Environmental Services

304 S. Marshall St., Room 209

Caledonia, MN 55921

(507) 725-5800

Amelia.meiners@co.houston.mn.us

Project Partners: Mari Hardel Christina Basch

MN Dept. of Ag MN Dept of Ag

411 West First St. 3555 9th St NW, Suite 350

Duluth, MN 55802 Rochester, MN 55901

(218) 328-4397 (507) 649-1949

Project: Treatment of Japanese Hops along the banks of the Root River

Project Description: Houston County, in cooperation with the MN Departments of Natural Resources (DNR) and Agriculture (MDA), is seeking qualified Contractors to submit a bid for conducting Japanese hops (*Humulus japonicus*) herbicide treatment on the banks of the Root River from the Fillmore/Houston County (near Rushford, MN) to the confluence with the Mississippi River, approximately 32 river miles.

Japanese hops is an herbaceous annual vine that can grow up to 35 feet in a single growing season. The vines twine to climb adjacent vegetation and structures, and sprawl across open ground to form dense mats that can be several feet deep. Japanese hops is a prohibited noxious weed on the State eradicate list, which means all the above and below ground parts of the plant must be destroyed. As such, Houston County is trying to eradicate Japanese hops from the

Houston County portion of the Root River corridor. Project partners have identified the furthest upstream population of Japanese hops on the Root River, which occurs in Preston, MN. Hops is found on both sides of the banks along the Root River from Rushford, MN to the Mississippi River, which is 32 river miles.

Project Roles: The funding unit for this project is Houston County, with Amelia Meiners as the Project Lead who will handle setting up the contract and paying invoices. The Project Partners, Mari Hardel and Christina Basch, will serve as the technical experts for the project. Their role is to address questions the Contractor may have regarding implementation of the project. They will also be the ones who check the Contractor's work before an invoice is paid.

Project timing: This project may begin as soon as Japanese hops is visible and has enough foliage exposed to allow for adequate foliar treatment. Actual start time will be based on weather and how fast the hops sprouts and starts growing, but an estimated start time is mid-May. The successful Contractor cannot start foliar treatment of hops prior to mid-May without prior approval by the Project Partners. Project progression can occur intermittently, and likely will have to if weather conditions for herbicide application are unfavorable.

The Root River is highly used for recreational purposes. During the summer, river activity by canoes, inner tubes, and small motorboats is significant and may create challenges for the Contractor. Ideally, herbicide application would occur during weekdays, rather than on weekends. However, it may be necessary to conduct the project on weekends and that is allowed for this project.

The Contractor must keep in mind river levels as the season progresses. Low water conditions can occur in July and August, making travel by boat challenging. The Contractor must plan project implementation such that river navigation is taken into consideration at different times of the year.

Equipment: The Contractor must have a small, flat-bottomed Jon boat, or equivalent, that can navigate varying water levels and current on the Root River. This boat must be stable enough to have a tank with water and herbicide on board. In addition to a Jon boat, the Contractor must have a sprayer with a hose attachment and wand that will allow close treatment of hops on the river banks and on top of the banks. A minimum of a 50' hose attachment is recommended. Close treatment is necessary to reduce overspray and drift. Thorough hops treatment will require a person to get out of the boat and treat on top of the bank from land. Backpack sprayers may be desired for on-land treatment, but that is the Contractor's discretion. However, it is expected that the sprayer(s) will get out of the boat to treat hops further up the bank and onto adjacent land. Contractor must have all required personal protective equipment for conducting herbicide application and boat safety.

Invasive Species Prevention: Houston County requires active steps be taken by Contractors to prevent or limit the introduction, establishment, and spread of invasive species during contracted work. The Contractor shall prevent invasive species from entering into or spreading within a project site by cleaning equipment prior to arriving at the project site. Cleaning should include removal of seeds, vegetation, and soil from equipment and attachments. The Project Lead realizes it is impossible to eliminate all debris from equipment; however, the Contractor must

make a concerted effort to remove as much debris and soil as possible. Cleaning can be done with a pressure washer, compressed air, leaf blower, broom, etc. If the equipment, vehicles, boat, sprayers, gear, or clothing arrives at the project site with soil, aggregate material, mulch, vegetation (including seeds) or animals, the Contractor may be required to remove all equipment from the site for adequate cleaning, or the Contractor may be required to clean all equipment, vehicles, boats, sprayers, and gear at a staging area before entering the project area. If the latter is required, the Contractor must dispose of material cleaned from equipment and clothing at a location determined by the Project Partners. If the material cannot be disposed of onsite, secure material prior to transport (sealed container, covered truck, or wrap with tarp) and legally dispose of offsite.

Site Access: Site access is in multiple locations for boat landings on the Root River. A river map will be provided to the Contractor showing river miles, boat landings and other landmarks for navigating on the Root River. The boat landings on the Root River are lower maintenance accesses that have no paved ramps for launching a boat. However, most landings can accommodate a truck with boat on a trailer for loading and unloading.

All properties having Japanese hops on them are accessible primarily by river. While some sites may be accessible via land by going through private property, no arrangements have been made for this type of access. If a Contractor wishes to pursue land access, that is on his/her own time and cannot be billed as part of this project.

Bidding requirements: Bids will be taken on a per river mile basis, with a summary bid for each of three river stretches. There are 32 river miles occurring in Houston County. For the purposes of project management and benchmarks, the river will be broken into three stretches. The stretches are as follows:

- 1. Stretch 1 is from the county line near Rushford, at river mile 32, to the State 76 access, near river mile 18.6, by Houston. There is not an access at the county line, so the Contractor will have to travel downstream from the access just west of Rushford. This stretch consists of 13.4 miles.
- 2. Stretch 2 is from river mile 18.6 at the 76 bridge to the Hokah access around river mile 6.6. This stretch consists of 12.0 river miles.
- Stretch 3 is from the Hokah access to the confluence of the Mississippi. This consists of 6.6 miles. Depending upon fuel needs there are DNR ramps in both Brownsville and La Crescent.

A Contractor must submit a bid for the cost to treat both banks per river mile. The bid must also total the river mile costs per stretch. Ideally, we would treat the entire 32 miles of river occurring in Houston County, but it is possible that bids will be higher than the funding available for the entire project. In that case, the overall project footprint will be reduced to meet available project funds.

The Contractor will <u>not</u> be paid for transportation to and from the project site, for idle time, for down time due to equipment problems, and for time cleaning equipment before entering the site and after the project is completed. These costs should be incorporated into the per river mile rate.

Bid will be awarded to one Contractor.

Invoices: Invoices may be submitted upon completion of each identified river stretch. In the event that there is not enough funding to cover an entire stretch, an invoice can be submitted upon completion of the number of river miles agreed upon once the bid is awarded. Project work must be inspected by Project Partners before payment will be released. Daily herbicide application records must be submitted with an invoice before payment will be released.

Because this project involves herbicide application, a minimum of one week must elapse from the treatment date to the inspection date before an invoice is paid. This timing should allow for adequate die down of the target vegetation so that the Project Partners can inspect the quality and impact of the herbicide application. This is an estimated timeframe and may extend beyond a week if the Project Partners do not see significant die down upon initial inspection. The Contractor may be asked to retreat missed areas before an invoice is paid.

Herbicide Application: The Contractor, and all employees working on this project, must have a valid Minnesota Commercial Applicator's license showing certification in categories A and F. Copies of valid licenses must be provided to the Project Lead before work may begin. If not currently licensed, the appropriate pesticide applicator's licenses must be obtained by June 1, 2020. Houston County will not cover the cost to obtain that license.

The Contractor must use an aquatic non-glyphosate herbicide for Japanese hops treatment such as Vastlan. The application rate must be a minimum of a 1 or 2% solution. A low volume sprayer must be used for this application rate. In addition to herbicide, the Contractor must also use a non-ionic surfactant, at a mixing rate of 1oz surfactant per 1 gallon of water. Surfactant application rate must not exceed 5% of the total solution. An aquatic version of triclopyr was chosen to minimize potential drift impact to agricultural crops, such as corn and soybeans. If the Contractor wishes to use a different herbicide or a different application rate, permission must be granted in writing by the Project Partners.

The Contractor shall add dye to the herbicide mixture so that coverage is visible by the applicator, and also the public. The dye shall be non-toxic to fish, amphibians, and reptiles. The Project Partners understand that dye may not be readily visible once dried.

The Contractor will apply the herbicide mixture at a rate that achieves coverage of foliage, but not to the point of runoff.

The Contractor must be aware of the rainfast times for the specific product being used. Herbicide application must not occur within the rainfast time prior to rainy weather. This means if the herbicide product takes two hours to dry and light rain is predicted to occur in less than two hours, no herbicide application should occur. In the event that rain does occur within the rainfast period for the product, the Contractor may be required to reapply herbicide. If this happens, reapplication is at the time and expense of the Contractor.

The Contractor must keep track of daily herbicide application rates and amounts. An application treatment data sheet is provided in this solicitation and is recommended for recording data. However, a Contractor may use his/her own datasheet, but must include the following information: target species, application date, site name, county, applicator(s) name, start and end times of treatment, number of river miles treated, temperature at start and end of treatment, wind speed at start and end of treatment, treatment method and equipment, herbicide name, mixture amount (how much herbicide mixed per gallon carrier), carrier, total amount of herbicide used that day. Application records must be submitted with an invoice before payment will be released.

The Contractor may refill tank with river water. The Contractor MUST use a bucket to refill the tank, and it is recommended the Contractor use a two-method system for straining debris from the water, to prevent damage to pump, i.e. screen and cotton material. The Contractor is NOT allowed to use a syphon hose for refilling tank. If Contractor has another method for refilling tank, permission must be granted in writing by the Project Partners.

Neither Houston County, nor the State of Minnesota, is liable for damage caused to crops, or other real property, due to spray drift, improper herbicide application, or herbicide spills.

Contractor Requirements: Contractors must meet the following requirements in order to be considered for this project.

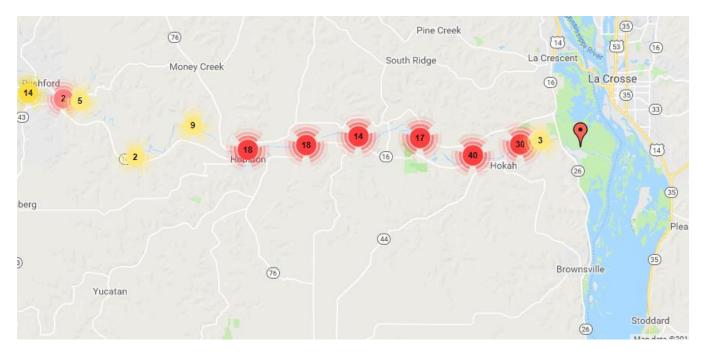
- The Contractor must have completed a minimum of one aquatic herbicide application project that involved applying herbicide from a boat. The name, location, and brief description of the project along with a reference contact name and phone number must be submitted with the bid. Houston County reserves the right to reject a bidder based on lack of reference(s), or poor reference(s).
- 2. The Contractor, and employees, must be able to identify the target species, Japanese hops, and differentiate it from native look-alikes.
- 3. The Contractor must have a valid Minnesota Commercial Pesticide Applicator's License, showing certification in Category A and endorsement F for aquatic herbicide application. A copy of a valid MN license for all employees providing herbicide application must be submitted with the bid.
- 4. The Contractor must be able to keep daily records of herbicide application as described in this solicitation, and preferably using the form provided.

The Contractor may not contract with third parties for the performance of any obligations under this solicitation without written approval from the Project Partners.

Scope of Work: The project included in this bid solicitation involves eradication of Japanese hops from the banks of the Root River in Houston County. Japanese hops occurs on both banks of the Root River and on land adjacent to the river banks. While the density of hops along the river varies, it is present from the Fillmore/Houston County line to its confluence with the Mississippi River. Project Partners conducted an assessment of the Japanese hops along the Root River in 2017. A map showing the entire 32 miles is included below. Japanese hops is relatively easy to kill, but seed stays viable in the soil for at least three years. Thus, any stretch shown not to have hops in 2017 likely will have new hops occurring in 2018. As a result, the Contractor must start the project just east of Rushford, beginning at river mile 32. The Contractor should make note of

stretches that don't have hops as proof of evaluation by taking GPS points at the beginning and end of the stretch evaluated.

Maps showing Japanese hops density along the banks of the Root River from the Fillmore County line to the confluence of the Mississippi. The following maps have been taken from EDDMaps and so the red dots indicate positive identifications and the yellow dots indicate areas that have been treated.



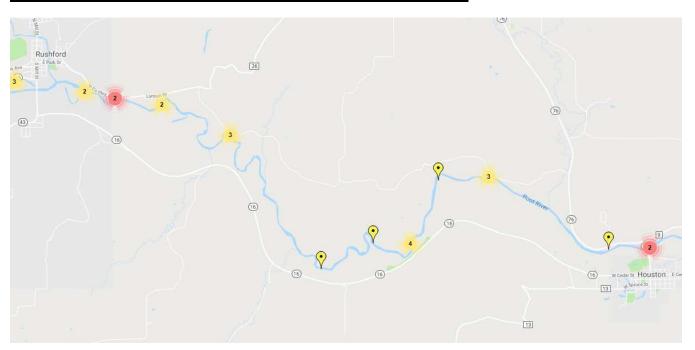
The river has been divided into three stretches for bidding and project management purposes. The stretches are as follows:

- 1. Stretch 1 is from the county line near Rushford, at river mile 32, to the State 76 access, near river mile 18.6, by Houston. There is not an access at the county line, so the Contractor will have to travel downstream from the access just west of Rushford. This stretch consists of 13.4 miles.
- 2. Stretch 2 is from river mile 18.6 at the 76 bridge to the Hokah access around river mile 6.6. This stretch consists of 12.0 river miles.
- Stretch 3 is from the Hokah access to the confluence of the Mississippi. This consists of 6.6 miles. Depending upon fuel needs there are DNR ramps in both Brownsville and La Crescent.

A Root River map will be provided to the Contractor prior to starting the project. This map has the river miles indicated along with boat accesses, other amenities, and hazards.

There is Japanese hops around the parking lot for the Hwy 16 boat access as well as at the Rushford boat access parking lot. The Contractor does NOT need to treat Japanese hops that occurs around these parking areas. The Contractor is expected to focus treatment on the river banks and up on top of the banks – these are sites most easily accessed by boat. Hops occurring along the Root River Trail and boat access parking lots will be treated by a land-based crew.

Root River Stretch 1: River mile 32 to 18.6, for a total of 13.4 miles



The Contractor must start at river mile 32. There is a boat access at river mile ##, west of Rushford, as indicated on the above map. The Contractor must treat Japanese hops on both banks and on land adjacent to the banks, which will require getting out of the boat and checking to make sure all the hops is treated. This stretch follows the entire Main Branch of the Root River, and goes to river mile 18.6. The take out point is the Hwy 76 boat access

This stretch will require two treatment applications. One application should occur in mid-May to early June when plants are just emerging, but have grown enough to allow for adequate foliar herbicide application. If plants are not fully emerged, there will not be enough leaf surface area to allow for good control/kill with herbicide.

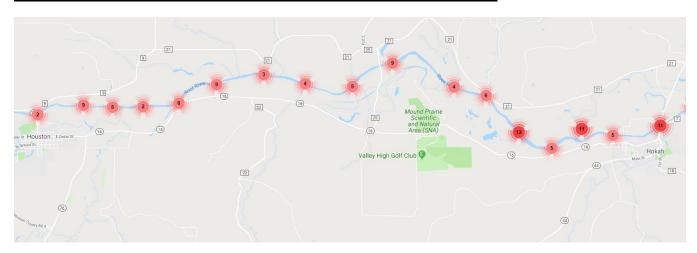
The second hops treatment should occur a minimum of one month after the initial treatment. The goal with the second treatment is to hit any missed areas, and also any new growth. This timeframe may be altered if new growth occurs more rapidly than one month, but that will be determined by Project Partners.

**Japanese hops starts flowering in mid to late summer. Thus, all treatments must be conducted before flowering is completed and seed starts to develop. We don't want any hops plants going to seed.

Suggested treatment timing:

- 1. First application in mid-May to early June.
- 2. Second application in early to mid-July.

Root River Stretch 2: River mile 18.6 to mile 6.6, for a total of 12 miles



This stretch begins at the Hwy 76 boat access, which is just upstream of river mile 18. The Contractor must treat Japanese hops on both banks and on land adjacent to the banks, which will require getting out of the boat and checking to make sure all the hops is treated. This stretch follows the Main Branch of the Root River, to the Hokah access at river mile 6.6.

If costs allow, this stretch would also be treated twice in the season following the same protocol as for Stretch 1. However, in anticipation that there will not be enough funds, or time to conduct two treatments on Stretch 1, these specifications provide guidelines for one application. Determination if one or two treatments will be possible for this stretch will occur once bids come in and available funding is evaluated.

For a single herbicide application, the Contractor should apply herbicide to Japanese hops in mid-July. The goal with a later initial application is to hit the hops just prior to flowering. This will allow for the vines to die back and not go to seed. It will also be late enough in the season that new growth will not have enough time to develop viable seed. Thus, the ultimate goal with one application is to kill existing plants and prevent any new seed from being deposited.

Suggested treatment timing: mid to late July.

Root River Stretch 3: River mile 6.6 to mile 0, for a total of 6.6 miles



This stretch begins at the Hokah boat access, which is river mile 6.6. The Contractor must treat Japanese hops on both banks and on land adjacent to the banks, which will require getting out of the boat and checking to make sure all the hops is treated. This stretch follows the Main Branch of the Root River, from the Hokah access at river mile 6.6, to its confluence with the Mississippi River. There is only a carry-in boat access on the Root River near the confluence. However, there are DNR landings in La Crescent and Brownsville on the Mississippi River if you believe it's feasible to use those. Otherwise, it is suggested that the Contractor travel back upstream to the Hokah boat access for loading.

If costs allow, this stretch would also be treated twice in the season following the same protocol as for Stretch 1. However, in anticipation that there will not be enough funds, or time to conduct two treatments on Stretch 1, these specifications provide guidelines for one application. Determination if one or two treatments will be possible for this stretch will occur once bids come in and available funding is evaluated.

For a single herbicide application, the Contractor should apply herbicide to Japanese hops in mid to late-July. The goal with a later initial application is to hit the hops just prior to flowering. This will allow for the vines to die back and not go to seed. It will also be late enough in the season that new growth will not have enough time to develop viable seed. Thus, the ultimate goal with one application is to kill existing plants and prevent any new seed from being deposited.

Suggested treatment timing: mid to late July.

Description of Japanese hops



- Japanese hops are herbaceous annual vines that can grow up to 35 feet in a single growing season. They twine to climb adjacent vegetation and structures and sprawl across open ground to form dense mats several feet deep.
- Leaves have toothed edges and 5-7 lobes arranged palmately. They are opposite and approximately 2-6 inches long. Stems and leaves have hooked hairs. There are distinct bracts where the leaf petioles attach to the stem.
- There are separate male and female plants. Both are greenish and produce flowers with five petals. Male flowers are arranged in airy cone-shaped clusters (panicles).

- Female flowers are arranged in short spikes. Japanese hops flowers in mid-late summer followed by seed production.
- Common hops (H. lupulus) is similar but has more rounded leaves with 0-5 lobes and is perennial. Sometimes bur cucumber (Sicyos angulatus) and wild cucumber (Echinocystis lobata) are mistaken for Japanese hops, but can be distinguished because they do not have hooked, downward-pointing hairs on the leaves and stems and have tendrils on the stem. Woodbine (Parthenocissus vitacea) and Virginia Creeper (P. quinquefolia) can be differentiated from J. hops in that J. hops does not produce berries like woodbine and V. creeper, and J. hops leaves are simple and not alternate and palmately compound like woodbine and V. creeper.
- For more information on identification, please see University of Wisconsin Extension's helpful YouTube video <u>Japanese Hop, identification of the Wisconsin invasive species Humulus japonicus</u>.
- Photos of Japanese hops can be viewed at the following website:

http://www.mda.state.mn.us/plants/pestmanagement/weedcontrol/noxiouslist/japanesehops.aspx

Exhibit B

State of Minnesota Grant Agreement

SWIFT Contract Number 153784 / PO# 3000031078

STATE OF MINNESOTA ENCUMBRANCE WORKSHEET

Mark this box if this is a RUSH.	Date contract is needed for vend	or's signature						
*Please, allow 5 - 7 business days for F&B processing. For RUSH requests, complete boxes above. You will be								
notified of any unusual delay if u	notified of any unusual delay if unavoidable circumstances arise. Thank you.							
ORG: 112	SWIFT CONTRACT NO: 153784							
TYPE: GRANT	— ns	PO NUMBER: 3000031078						
MDA PREPARER/CONTACT & PH	ONE NUMBER (INITIAL BY NAME)							
EMILIE JUSTEN, 651-201-6360	(_g							
	plate were reviewed and approved by							
Division's Senior Accounting Officer								
AGENCY: B0401	FISCAL YEAR: FY19	SWIFT VENDOR NUMBER: 0000)197295					
TOTAL AMOUNT:\$ 20000	CATEGORY CODE: 84101501	SWIFT VENDOR LOCATION: 7						
	ACCOUNT CODE: 441322	SWIFT VENDOR ADDRESS: 1						
LAWS OF: MN Statues 41A.12	•	•						

	ACCOUNTING DISTRIBUTION	ACCOUNTING DISTRIBUTION	ACCOUNTING DISTRIBUTION
	FISCAL YEAR: FY19	FISCAL YEAR:	FISCAL YEAR:
	FUND: 2018	FUND:	FUND:
	DEPT ID: B0431222	DEPT ID:	DEPT ID:
	APPROP ID: B042A22	APPROP ID:	APPROP ID:
FEDERAL IS	PC BUS UNIT:	PC BUS UNIT:	PC BUS UNIT:
	PROJECT ID:	PROJECT ID:	PROJECT ID:
ED FOR GRAN	ACTIVITY:	ACTIVITY:	ACTIVITY:
NEEDED G	SOURCE:	SOURCE:	SOURCE:
	AMOUNT: \$20000	AMOUNT:	AMOUNT:

CONTRACT START DATE	03/01/2019	
CONTRACT END DATE	12/01/2019	
CONTRACT NAME & ADDRESS	Houston County- Amelia Meiners	
	304 South Marshall Street	
	Caledonia, MN 55921	
F&B ONLY BELOW THIS LINE		
CHECKLIST: BUDGET CHECKED	FAIL: PASS:	P/T OVER \$25,000 EVALUATION
RECORDED ON BUYER'S SS:	DOCUSIGN:	PRINTED FOR FILE
OK TO DISPATCH NO:	YES:	DATE: INITIAL:
NOTES:		
OK TO CLOSE: DATE:	INITIAL: DATE:	INITIAL:

STATE OF MINNESOTA GRANT CONTRACT

This grant contract is between the State of Minnesota, acting through its Commissioner of Agriculture. ("STATE") and Houston County, Amelia Meiners, 304 South Marshall Street, Caledonia, MN 55921 ("GRANTEE").

- 1. Under Article 1, Section 2; Subdivision 2(j) of the 2017 Laws of Minnesota and Minnesota Statute 18.90 the State is empowered to enter into this grant.
- 2. The State is in need of local units of government to take measures to implement and maintain noxious weed control programs within their jurisdictions.
- 3. The Grantee represents that it is duly qualified and agrees to perform all services described in this grant contract to the satisfaction of the State. Pursuant to Minn.Stat.§16B.98, Subd.1, the Grantee agrees to minimize administrative costs as a condition of this grant.

Grant Contract

1 Term of Grant Contract

1.1 Effective date:

March 1, 2019, or the date the State obtains all required signatures under Minn. Stat.§16B.98, Subd. 5, whichever is later. Per Minn.Stat.§16B.98 Subd. 7, no payments will be made to the Grantee until this grant contract is fully executed. The Grantee must not begin work under this grant contract until this contract is fully executed and the Grantee has been notified by the State's Authorized Representative to begin the work.

1.2 Expiration date:

December 1, 2019, or until all obligations have been satisfactorily fulfilled, whichever occurs first.

1.3 Survival of Terms.

The following clauses survive the expiration or cancellation of this grant contract: 8. Liability; 9. State Audits; 10. Government Data Practices and Intellectual Property; 12. Publicity and Endorsement; 13. Governing Law, Jurisdiction, and Venue; and 15 Data Disclosure.

2 Grantee's Duties

The Grantee, who is not a state employee, will:

Comply with required grants management policies and procedures set forth through Minn.Stat.§16B.97, Subd. 4 (a) (1).

- Satisfactorily perform all of the duties listed in Appendix A, which is incorporated into this agreement and made part of this contract.
- Supply the State with receipts, paid invoices, payroll records, processed/cancelled checks or
 other proof of payment relating to all duties listed in Appendix A for on or after 3/1/2019 and on
 or before the expiration date. Only expenses incurred during this period are eligible for
 reimbursement. Failure to complete all duties as listed in Appendix A OR submission of receipts,
 accurately proving payment dates WILL disqualify Grantee from final distribution of grant funds
 for this contract's effective date and WILL require the Grantee to reimburse the state for any
 grant funds provided up-front. Grantee also agrees that funds are only spent in accordance with
 this grant agreement

3 Time

The Grantee must comply with all the time requirements described in this grant contract. In the performance of this grant contract, time is of the essence.



4 Consideration and Payment

4.1 Consideration.

The State will pay for all services performed by the Grantee under this grant contract as follows:

(a) Compensation

The Grantee will be paid \$\frac{15000}{} up-front to complete duties outlined in Appendix A, upon completion of the necessary signatures.

The Grantee will also be paid \$__5000___, upon completion of all duties and proof that work was performed to the State's satisfaction as outlined in Appendix A, which is incorporated into this agreement and made part of this contract.

(b) Travel Expenses

Reimbursement for travel and subsistence expenses actually and necessarily incurred by the Grantee as a result of this grant contract will not exceed \$ 0; provided that the Grantee will be reimbursed for travel and subsistence expenses in the same manner and in no greater amount than provided in the current "Commissioner's Plan" promulgated by the Commissioner of Minnesota Management and Budget (MMB). The Grantee will not be reimbursed for travel and subsistence expenses incurred outside Minnesota unless it has received the State's prior written approval for out of state travel. Minnesota will be considered the home state for determining whether travel is out of state.

(c) Total Obligation.

The total obligation of the State for all compensation and reimbursements to the Grantee under this grant contract will not exceed \$20,000.

4.2 Payment

(a) Invoices

The State will distribute 75% of the total obligation upon execution of the grant contract and will promptly pay the Grantee the remaining 25% of funds after the Grantee presents a final project report with an itemized invoice for the services actually performed and the State's Authorized Representative accepts the invoiced services. Invoices and proof of all expenses paid and supporting documentation must be submitted timely and according to the following schedule: All related documents must be received by 12/1/2019. Final payment to the subrecipient will be paid when the State's Authorized Representative determines that the grantee has satisfactorily fulfilled all the terms of this agreement. If the State's Authorized Representative determines that the grantee has used funds distributed up-front inappropriately, the grantee WILL reimburse the State for those expenses.

(b) Unexpended Funds

The Grantee must promptly return to the State any unexpended funds that have not been accounted for annually in a financial report to the State due at grant closeout.

4.3 Contracting and Bidding Requirements

Per Minn. Stat. §471.345, grantees that are municipalities as defined in Subd. 1 must follow the law.

(a) For projects that include construction work of \$25,000 or more, prevailing wage rules apply per; Minn. Stat. §§177.41 through 177.44 consequently, the bid request must state the project is subject to prevailing wage. These rules require that the wages of laborers and workers should be comparable to wages paid for similar work in the community as a whole.

5 Conditions of Payment

All services provided by the Grantee under this grant contract must be performed to the State's satisfaction, as determined at the sole discretion of the State's Authorized Representative and in accordance with all applicable federal, state, and local laws, ordinances, rules, and regulations. The

Grantee will not receive payment for work found by the State to be unsatisfactory or performed in violation of federal, state, or local law.

6 Authorized Representative

The State's Authorized Representative is Emilie Justen, Noxious Weed Law Coordinator, 625 Robert St. N, St. Paul, MN 55155, 651-201-6360, Emilie.justen@state.mn.us, or his/her successor, and has the responsibility to monitor the Grantee's performance and the authority to accept the services provided under this grant contract. If the services are satisfactory, the State's Authorized Representative will certify acceptance on each invoice submitted for payment.

The Grantee's Authorized Representative is Amelia Meiners, Houston County, 304 South Marshall Street,

Caledonia, MN 55921, 507-725-5800, amelia.meiners@co.houston.mn.us. If the Grantee's Authorized Representative changes at any time during this grant contract, the Grantee must immediately notify the State.

7 Assignment Amendments, Waiver, and Grant Contract Complete

7.1 Assignment

The Grantee shall neither assign nor transfer any rights or obligations under this grant contract without the prior written consent of the State, approved by the same parties who executed and approved this grant contract, or their successors in office.

7.2 Amendments

Any amendments to this grant contract must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original grant contract, or their successors in office.

7.3 Waiver

If the State fails to enforce any provision of this grant contract, that failure does not waive the provision or the State's right to enforce it.

7.4 Grant Contract Complete

This grant contract contains all negotiations and agreements between the State and the Grantee. No other understanding regarding this grant contract, whether written or oral, may be used to bind either party.

8 Liability

The Grantee must indemnify, save, and hold the State, its agents, and employees harmless from any claims or causes of action, including attorney's fees incurred by the State, arising from the performance of this grant contract by the Grantee or the Grantee's agents or employees. This clause will not be construed to bar any legal remedies the Grantee may have for the State's failure to fulfill its obligations under this grant contract.

9 State Audits Under Minn. Stat. § 16B.98, Subd.8, the Grantee's books, records, documents, and accounting procedures and practices of the Grantee or other party relevant to this grant agreement or transaction are subject to examination by the State and/or the State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the end of this grant agreement, receipt and approval of all final reports, or the required period of time to satisfy all state and program retention requirements, whichever is later.

10 Government Data Practices and Intellectual Property Rights

10.1 Government Data Practices

The Grantee and State must comply with the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13, as it applies to all data provided by the State under this grant contract, and as it applies to all data created, collected, received, stored, used, maintained, or disseminated by the Grantee under this grant contract. The civil remedies of Minn. Stat. §13.08 apply to the release of the data referred to in this clause by either the Grantee or the State. If the Grantee receives a request to release the data referred to in this Clause, the Grantee must immediately notify the State. The State will give the Grantee instructions concerning the release of the data to the requesting party before the data is released. The Grantee's response to the request shall comply with applicable law.

10.2 Intellectual Property Rights

- Joint of Ownership of Intellectual Property Rights

A. INTELLECTUAL PROPERTY RIGHTS: All rights, title, and interest in all of the intellectual property rights, including copyrights, patents, trade secrets, trademarks, and service marks in the WORKS and DOCUMENTS, shall be jointly owned by the GRANTEE and the STATE. WORKS shall mean all inventions, improvements, discoveries (whether or not patentable), databases, computer programs, reports, notes, studies, photographs, negatives, designs, drawings, specifications, materials, tapes, and disks conceived, reduced to practice, created or originated by the GRANTEE, its employees, agents, and subcontractors, either individually or jointly with others in the performance of this "DOCUMENTS" are the originals of any databases, computer programs, Contract. reports, notes, studies, photographs, negatives, designs, drawings, specifications, materials, tapes, disks, or other materials, whether intangible or electronic forms, prepared by the GRANTEE, its employees, agents, or subcontractors, in the performance of this Contract. The ownership interests of the STATE and the GRANTEE in the WORKS and

DOCUMENTS shall equal the ratio of each party's contributions to the total costs described in the Budget of this Contract, except that the STATE's ownership interest in the WORKS and

DOCUMENTS shall not be less than fifty percent (50%). The party's ownership interest in the WORKS and DOCUMENTS shall not be reduced by any royalties or revenues received

from the sale of the products or licensing or other activities arising from the use of the WORKS and DOCUMENTS. Each party hereto shall, at the request of the other, execute all papers and perform all other acts necessary to transfer or record the appropriate ownership interests in the WORKS and DOCUMENTS.

B. OBLIGATIONS:

- 1. <u>NOTIFICATION</u>: Whenever any invention, improvement or discovery (whether or not patentable) is made or conceived for the first time or actually or constructively reduced to practice by the GRANTEE, including its employees and contractors, in the performance of this Contract, the GRANTEE shall immediately give the STATE's Authorized Representative written notice thereof, and shall promptly furnish the Authorized Representative with complete information and/or disclosure thereon. All decisions regarding the filing of patent, copyright, trademark or service mark applications and/or registrations shall be the joint decision of the GRANTEE and the STATE, and costs for such applications shall be divided as agreed by the parties at the time of the filing decisions. In the event the parties cannot agree on said filing decisions, the filing decision will be made by the STATE.
- 2. <u>REPRESENTATION</u>: The GRANTEE shall perform all acts, and take all steps necessary to ensure that all intellectual property rights in the WORKS and DOCUMENTS are the sole property of the STATE, and that no GRANTEE employee, agent, or contractor retains any interest in and to the WORKS and DOCUMENTS. The GRANTEE represents and warrants that the WORKS and DOCUMENTS do not and shall not infringe upon any intellectual property rights of others.

The GRANTEE shall indemnify, defend, and hold harmless the STATE, at the GRANTEE's expense, from any action or claim brought against the STATE to the extent that it is based on a claim that all or part of the WORKS or DOCUMENTS infringe upon the intellectual property rights of others. The GRANTEE shall be responsible for payment of any and all such claims, demands, obligations, liabilities, costs, and damages including, but not limited to, attorney fees. If such a claim or action arises, or in the GRANTEE's or the STATE's opinion is likely to arise, the GRANTEE shall, at the STATE's discretion, either procure for the STATE the right or license to use the intellectual property rights at issue or to replace or modify the allegedly infringing WORKS or DOCUMENTS as necessary and appropriate to obviate the claim. This remedy of the STATE shall be in addition to and not exclusive of other remedies provided by law.

C. <u>USES OF THE WORKS AND DOCUMENTS</u>: The STATE and GRANTEE shall jointly have the right to make, have made reproduce, modify, distribute, perform, and otherwise use the WORKS, including DOCUMENTS produced under this Contract, for noncommercial

research, scholarly work, government purposes, and other noncommercial purposes without payment or accounting to the other party. No commercial development, manufacture, marketing, reproduction, distribution, sales or licensing of the WORKS, including DOCUMENTS, shall be authorized without a future written contractual agreement between the parties.

D. <u>POSSESSION OF DOCUMENTS</u>: The DOCUMENTS may remain in the possession of the GRANTEE. The STATE may inspect any of the DOCUMENTS at any reasonable time. The GRANTEE shall provide a copy of the DOCUMENTS to the STATE without cost upon the request of the STATE.

<u>SUITABILITY</u>: The rights and duties of the STATE and the GRANTEE, provided for above, shall survive the expiration or cancellation of this Contract.

11 Workers Compensation

The Grantee certifies that it is in compliance with Minn. Stat. §176.181, Subd. 2, pertaining to workers' compensation insurance coverage. The Grantee's employees and agents will not be considered State employees. Any claims that may arise under the Minnesota Workers' Compensation Act on behalf of these employees and any claims made by any third party as a consequence of any act or omission on the part of these employees are in no way the State's obligation or responsibility.

12 Publicity and Endorsement

12.1 **Publicity**

Any publicity regarding the subject matter of this grant contract must identify the State as the sponsoring agency and must not be released without prior written approval from the State's Authorized Representative. For purposes of this provision, publicity includes notices, informational pamphlets, press releases, research, reports, signs, and similar public notices prepared by or for the Grantee individually or jointly with others, or any subcontractors, with respect to the program, publications, or services provided resulting from this grant contract. All projects primarily funded by state grant appropriations must publicly credit the State of

Minnesota, including on the grantee's website when practicable. 12.2 *Endorsement*

The Grantee must not claim that the State endorses its products or services.

13 Governing Law, Jurisdiction, and Venue

Minnesota law, without regard to its choice-of-law provisions, governs this grant contract. Venue for all legal proceedings out of this grant contract, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Ramsey County, Minnesota.

14 Termination

14.1 Termination by the State

The State may immediately terminate this grant contract with or without cause, upon 30 days' written notice to the Grantee. Upon termination, the Grantee will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed.

14.2 Termination for Cause

The State may immediately terminate this grant contract if the State finds that there has been a failure to comply with the provisions of this grant contract, that reasonable progress has not been made or that the purposes for which the funds were granted have not been or will not be fulfilled. The State may take action to protect the interests of the State of Minnesota, including the refusal to disburse additional funds and requiring the return of all or part of the funds already disbursed.

14.3 Termination for Insufficient Funding

The State may immediately terminate this grant contract if:

- (a) It does not obtain funding from the Minnesota Legislature
- (b) Or, if funding cannot be continued at a level sufficient to allow for the payment of the services covered here. Termination must be by written or fax notice to the Grantee. The State is not obligated to pay for any services that are provided after notice and effective date of termination. However, the Grantee will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed to the extent that funds are available. The State will not be assessed any penalty if the contract is terminated because of the decision of the Minnesota Legislature, or other funding source, not to appropriate funds. The State must provide the Grantee notice of the lack of funding within a reasonable time of the State's receiving that notice.

15 Data Disclosure

Under Minn. Stat. § 270C.65, Subd. 3, and other applicable law, the Grantee consents to disclosure of its social security number, federal employer tax identification number, and/or Minnesota tax identification number, already provided to the State, to federal and state tax agencies and state personnel involved in the payment of state obligations. These identification numbers may be used in the enforcement of federal and state tax laws which could result in action requiring the Grantee to file state tax returns and pay delinquent state tax liabilities, if any.

1. STATE ENCUMBRANCE VERIFICATION Individual certifies that funds have been encumbered as required by Minn. Stat. ' ' 16A.15 and 16C.05 By: DocuSigned by: Linch Kowly Signed: 2/28F/2097675F46F Date: 153784 SWIFT Contract/PO No(s). 3000031078	3. STATE AGENCY DocuSigned by: Without flau (withodelegated authority) ASSISTANT COMMISSIONER 3/25/2019 Title: Date:
3Wil F Contract, 1 & No(3). 3000031070	2. GRANTEE
The Grantee certifies that the appropriate person(s) have executed the grant contract on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances. DocuSigned by: BOD7CFF45E1B41B Title:_County Administrator 3/22/2019 Date:	
Ву:	_
Title: Date:	
Agency Grantee	Distribution:
	State's Authorized Representative

Appendix A

Duties:

- 1. Houston County will host two field days/workshops for stakeholders, issue press releases, and send mailings to landowners about Japanese hops along the Root River.
- 2. Will hire private applicator to treat Japanese hops along the Root River, both by water and by land where permission has been granted.
- 3. Will buy advertising to promote two field days/workshops and other educational events; make direct contacts with township and county road maintenance staff and landowners along the Root River; provide educational materials on Japanese hops at workshops and field days. Budget:

Category	Amount	In-kind
Personnel		\$700
Educational materials	\$500	\$1,600
Private applicator contract	\$18,500	\$14,000
Advertising for educational events	\$1,000	\$700
Total	\$20,000	

Amendment #_01_for Grant Cont	DS FL				
Contract Start Date:	03/01/2019	Total Contract Amount:			
Original Contract Expiration Date:	12/01/2019	Original Contract:	\$20,000		
Current Contract Expiration Date: 12		evious Amendment(s) Total:	\$20,000		
Requested Contract Expiration Date:	12/31/2020	This Amendment:	\$0		
			\$0		
This amendment is by and between the Agriculture ("State") and Houston Cou Caledonia, MN 55921 ("Grantee").					
<i>Recitals</i>1. The State has a grant contract with the to provide \$20,000 to contract with he weeds.		` •	act'')		
2. The expiration date of the contract is being extended from 12/01/2019 to 12/31/2020 to provide the grantee adequate time to complete to project.					
3. The State and the Grantee are willing to amend the Original Grant Contract as stated below.					
Grant Contract Amendment					
REVISION 1. Clause 1. "Term of Gra	ant Contract" is	amended as follows:			
1.2 Expiration date:					
December 1, 2019 December	31, 2020 or un	ntil all obligations have been			
satisfactorily fulfilled, which		_			
DEVISION 2 Clause 2 "Pudget" is a	mandad as fallay				
REVISION 2. Clause 2. "Budget" is a		vs. ed in Appendix B, which is attached a	nd		
incorporated into this contract.	i duties as detain	ed in Appendix B, which is attached a	<u>nu</u>		
1. STATE ENCUMBRANCE VERIFICATIO		3. STATE AGENCY			
Individual certifies that funds have been encumber Stat. ' 16A.15 and 16C.05	ered as required by Mi	nn. By: Wutury flace			
DocuSigned by:		2B9FEF0FEC0D4E2			
Linda Rowley		Title: Assistant Commission	er		
12/9%2019 c504E1		Signed:			
3000031078 SWIFT Contract/PO No(s)	153784	Date: 12/20/2019			
Date:					

Docu Sign Envelope ID: 106BE18A-AD1F-4646-B588-842CAFC97077

The Grantee certifies that the appropriate person(s) have executed the		
grant contract on behalf of the Grantee as required by applicable articles,		
bylaws, resolutions, or ordinances.		Distribution:
DocuSigned by:	Agency	
By Amelia Meiners	Grantee	
	•	State's Authorized Representative
44DDA2E916FD484		-
Title:	-	
Date: 12/20/2019		
By:		

Rev. 5/17

Appendix B

Duties:

- 1. Houston County will host two field days/workshops for stakeholders, issue press releases, and send mailings to landowners about Japanese hops along the Root River.
- 2. Will hire private applicator to treat Japanese hops along the Root River, both by water and by land where permission has been granted.
- 3. Will buy advertising to promote two field days/workshops and other educational events; make direct contacts with township and county road maintenance staff and landowners along the Root River; provide educational materials on Japanese hops at workshops and field days.

4. Will develop education and outreach materials for Palmer amaranth infestations. Budget:

Category	Amount	In-kind
Personnel		\$700
Educational materials	\$500 <u>\$1,000</u>	\$1,600
Private applicator contract	\$18,500	\$14,000
Advertising for educational events	\$1,000 <u>\$500</u>	\$700
Total	\$20,000	

NEEDED FOR FEDERAL

F48F C04 2FF3-4EC8-AB54-9BE92B6BF36C

STATE OF MINNESOTA ENCUMBRANCE WORKSHEET

	Mark this box if this is a RUSH.	Date contract is needed for vendo	r's signature	
	*Please, allow 5 - 7 business days for will be notified of any unusual delay if unave you.			oxes above. You
	ORG: 112		SWIFT CON	NTRACT NO: 153784
	TYPE: GRANT	pc	PO NUMB	ER: 3000031078
	MDA PREPARER/CONTACT & PHONE EMILIE JUSTEN, 651-201-6360 Date Funding String & contract template			
	Division's Senior Accounting Officer	were reviewed and approved by		
	AGENCY: B0401	FISCAL YEAR: FY19	SWIFT VENDOR NU	JMBER: 0000197295
TOTAL AMOUNT:\$ 20000		CATEGORY CODE: 84101501	SWIFT VENDOR LO	CATION: 7
		ACCOUNT CODE: 441322	SWIFT VENDOR AD	DDRESS: 1
	LAWS OF: MN Statues 41A.12			
	ACCOUNTING DISTRIBUTION	ACCOUNTING DISTRIBUTION	ACCOUNTIN	IG DISTRIBUTION
	FISCAL YEAR: FY19	FISCAL YEAR:	FISCAL YEAR:	
	FUND: 2018	FUND:	FUND:	
	DEPT ID: B0431222	DEPT ID:	DEPT ID:	
Ì	APPROP ID: B042A22	APPROP ID:	APPROP ID:	
	PC BUS UNIT:	PC BUS UNIT:	PC BUS UNIT:	
IIS	PROJECT ID:	PROJECT ID:	PROJECT ID:	
GRANTS	ACTIVITY:	ACTIVITY:	ACTIVITY:	
	SOURCE:	SOURCE:	SOURCE:	
	AMOUNT: \$20000	AMOUNT:	AMOUNT:	

CONTRACT START DATE 03/01/2019

CONTRACT END DATE 12/01/2019

CONTRACT NAME & ADDRESS Houston County- Amelia Meiners

Grant for Municipality FY19

	304 South Marsha	all Street		
	Caledonia, MN 55	921		
F&B ONLY BELOW THIS LINE				
CHECKLIST: BUDGET CHECKED	FAIL:	PASS:	P/T OVER \$2	25,000 EVALUATION
RECORDED ON BUYER'S SS:	_ DOCUSIGN:		PRINTED FO	R FILE
OK TO DISPATCH NO:	YES:		DATE:	INITIAL:
NOTES:				
				_
OK TO CLOSE: DATE:	INITIAL:	DATE:	INI	ΓΙΑL:



Certificate Of Completion

Envelope Id: 106BE18AAD1F4646B588842CAFC97077 Status: Completed

Subject: Please DocuSign: GRT-EJ-HoustonAmend nent11252019.pdf

Source Envelope:

Signatures: 3 Document Pages: 3 **Envelope Originator:** Certificate Pages: 2 Initials: 2 NiCole Rawski

AutoNav: Enabled 1860 Michael Faraday Dr. Ste. 100 Reston, VA **Envelopeld Stamping: Enabled** nicole.rawski@state.mn.us Time Zone: (UTC-06:00) Central Time (US & Canad

Address: 156.98.51.15

1)

Record Tracking

Status: Original Holder: NiCole Rawski Location: DocuSign

11/25/2019 2:06:55 PM nicole.rawski@state.mn.us

Security Appliance Status: Connected Pool: StateLocal

Storage Appliance Status: Connected Pool: Department of Agriculture Location: DocuSign

Signer Events Signature **Timestamp**

Douglas Spanier douglas.spanier@state.mn.us Attorney General Signature Adoption: Pre-selected Style Using IP Address: 156.98.51.15

CarahSoft OBO MN - Dept of Agriculture

Security Level: Email, Account Authentication (None)

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Sent: 11/25/2019 2:09:44 PM Viewed: 12/4/2019 1:25:36 PM Signed: 12/4/2019 1:25:51 PM

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

Emilie JustenSent: 12/4/2019 1:25:54 PM

Emilie.Justen@state.mn.usViewed: 12/4/2019 3:30:24 PM

Security Level: Email, Account Authentication

(None)

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Electronic Record and Signature Disclosure:

Not Offered via DocuSign

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Using IP Address: 156.98.51.15 CarahSoft OBO MN - Dept of Agriculture

Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure: Security Level: Email, Account Authentication (None) Not Offered via DocuSign

Electronic Record and Signature Disclosure:

Linda Rowley linda.rowley@state.mn.us Department Buyer Offered via DocuSign

CarahSoft OBO MN - Dept of Agriculture

Page 35 of 41



Signature Adoption: Pre-selected Style Using IP Address: 156.98.51.15

Sent: 12/9/2019 11:16:30 AM

Viewed: 12/9/2019 11:20:29 AM Signed: 12/9/2019 11:48:14 AM

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	Sent: 12/20/2019 10:50:44 AM Viewed: 12/20/2019 12:55:16 PM Signed: 12/20/2019 12:55:20 PM

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Timestamps

Exhibit C INSURANCE ACORD