

**Permit Number**  
**2017-3605**

## Public Waters Work Permit

**Expiration Date: 08/25/2025**

Pursuant to Minnesota Statutes, Chapter 103G, and on the basis of statements and information contained in the permit application, letters, maps, and plans submitted by the applicant and other supporting data, all of which are made part hereof by reference, **PERMISSION IS HEREBY GRANTED** to the applicant to perform actions as authorized below.

<b>Project Name:</b> Rice Lake Channel Dredge	<b>County:</b> Hennepin	<b>Watershed:</b> Mississippi River - Twin Cities	<b>Resource:</b> Lake: Rice (27011600)
<b>Purpose of Permit:</b> Waterward Navigation Channel Excavation, Riprap (Natural Rock)		<b>Authorized Action:</b> Excavate approximately 133 cubic yards from the bed of Rice Lake within a 12' by 150' area to improve the navigational channel between the "boat ramp bay" and the main basin of Rice Lake. The 12' by 150' navigational channel shall have sideslopes no steeper than 3:1 (horizontal:vertical) and shall taper to the natural bed at each end and each side. All excavated material is to be hauled off-site to an upland disposal site. Site restoration of any upland area impacted by the construction is to occur in conjunction with the completion of the project, including installation of 100 linear feet of riprap along the shoreline on the Grose property.	
<b>Permittees (2):</b>  MARLIN GROSE 8700 GLACIER LANE NORTH MAPLE GROVE, MN 55369 (763) 420-5908 Marlincgrose@gmail.com  DARRICK MOE 14251 88TH PL N MAPLE GROVE, MN 55369 (763) 381-1553 darrickmoe@gmail.com		<b>Authorized Agent:</b>  RICE LAKE AREA ASSOCIATION CONTACT: SCHNEIDER, GEORGE 14000 92D PLACE NORTH MAPLE GROVE, MN 55369 (763) 420-8027	
<b>Property Description (land owned or leased or where work will be conducted):</b> UTM zone 15N, 463677m east, 4995864m north (centroid), SENE of Section 16, T119N, R22W			
<b>Issued Date:</b> 08/25/2020		<b>Effective Date:</b> 08/25/2020	
		<b>Expiration Date:</b> 08/25/2025	
<b>Authorized Issuer:</b> Lucas Youngsma	<b>Title:</b> Area Hydrologist	<b>Email Address:</b> lucas.youngsma@state.mn.us	<b>Phone Number:</b> 651-259-5822

This permit is granted **subject to** the following **CONDITIONS**:

**APPLICABLE FEDERAL, STATE, OR LOCAL REGULATIONS:** The permittee is not released from any rules, regulations, requirements, or standards of any applicable federal, state, or local agencies; including, but not limited to, the U.S. Army Corps of Engineers, Board of Water and Soil Resources, MN Pollution Control Agency, watershed districts, water management organizations, county, city and township zoning.

## **CONDITIONS** (Continued from previous page)

**NOT ASSIGNABLE:** This permit is not assignable by the permittee except with the written consent of the Commissioner of Natural Resources.

**NO CHANGES:** The permittee shall make no changes, without written permission or amendment previously obtained from the Commissioner of Natural Resources, in the dimensions, capacity or location of any items of work authorized hereunder.

**SITE ACCESS:** The permittee shall grant access to the site at all reasonable times during and after construction to authorized representatives of the Commissioner of Natural Resources for inspection of the work authorized hereunder.

**TERMINATION:** This permit may be terminated by the Commissioner of Natural Resources at any time deemed necessary for the conservation of water resources of the state, or in the interest of public health and welfare, or for violation of any of the conditions or applicable laws, unless otherwise provided in the permit.

**COMPLETION DATE:** Construction work authorized under this permit shall be completed on or before the date specified above. The permittee may request an extension of the time to complete the project by submitting a written request, stating the reason thereof, to the Commissioner of Natural Resources.

**WRITTEN CONSENT:** In all cases where the permittee by performing the work authorized by this permit shall involve the taking, using, or damaging of any property rights or interests of any other person or persons, or of any publicly owned lands or improvements thereon or interests therein, the permittee, before proceeding, shall obtain the written consent of all persons, agencies, or authorities concerned, and shall acquire all property, rights, and interests needed for the work.

**PERMISSIVE ONLY / NO LIABILITY:** This permit is permissive only. No liability shall be imposed by the State of Minnesota or any of its officers, agents or employees, officially or personally, on account of the granting hereof or on account of any damage to any person or property resulting from any act or omission of the permittee or any of its agents, employees, or contractors. This permit shall not be construed as estopping or limiting any legal claims or right of action of any person other than the state against the permittee, its agents, employees, or contractors, for any damage or injury resulting from any such act or omission, or as estopping or limiting any legal claim or right of action of the state against the permittee, its agents, employees, or contractors for violation of or failure to comply with the permit or applicable conditions.

**EXTENSION OF PUBLIC WATERS:** Any extension of the surface of public waters from work authorized by this permit shall become public waters and left open and unobstructed for use by the public.

**WETLAND CONSERVATION ACT:** Where the work authorized by this permit involves the draining or filling of wetlands not subject to DNR regulations, the permittee shall not initiate any work under this permit until the permittee has obtained official approval from the responsible local government unit as required by the Minnesota Wetland Conservation Act.

**CONTRACTOR RESPONSIBILITY:** The permittee shall ensure the contractor has received and thoroughly understands all conditions of this permit. Contractors must obtain a signed statement from the property owner stating that permits required for work have been obtained or that a permit is not required, and mail a copy of the statement to the regional DNR Enforcement office where the proposed work is located. The Landowner Statement and Contractor Responsibility Form can be found at: [https://bwsr.state.mn.us/sites/default/files/2019-01/Wetland\\_WCA\\_Contractor\\_Responsibility\\_Form.doc](https://bwsr.state.mn.us/sites/default/files/2019-01/Wetland_WCA_Contractor_Responsibility_Form.doc)

**INVASIVE SPECIES - EQUIPMENT DECONTAMINATION:** All equipment intended for use at a project site must be free of prohibited invasive species and aquatic plants prior to being transported into or within the state and placed into state waters. All equipment used in designated infested waters, shall be inspected by the Permittee or their authorized agent and adequately decontaminated prior to being transported from the worksite. The DNR is available to train inspectors and/or assist in these inspections. For more information refer to the "Best Practices for Preventing the Spread of Aquatic Invasive Species" at [http://files.dnr.state.mn.us/publications/ewr/invasives/ais/best\\_practices\\_for\\_prevention\\_ais.pdf](http://files.dnr.state.mn.us/publications/ewr/invasives/ais/best_practices_for_prevention_ais.pdf). Contact your regional Invasive Species Specialist for assistance at [www.mndnr.gov/invasives/contacts.html](http://www.mndnr.gov/invasives/contacts.html). A list of designated infested waters is available at [www.mndnr.gov/invasives/ais/infested.html](http://www.mndnr.gov/invasives/ais/infested.html). A list of prohibited invasive species is available at [www.mndnr.gov/invasives/laws.html#prohibited](http://www.mndnr.gov/invasives/laws.html#prohibited).

**EROSION AND SEDIMENT CONTROL - SILT CURTAIN:** Any work below the water level shall be encircled by a flotation sediment curtain to prevent sediment from being transported beyond the construction site. An example of an appropriately constructed silt curtain is illustrated in Chapter 6.32 Treatment Measures: Flotation Silt Curtains, found in the document Protecting Water Quality in Urban Areas (2000), at [www.pca.state.mn.us/index.php/view-document.html?gid=7157](http://www.pca.state.mn.us/index.php/view-document.html?gid=7157). Curtain should be held close to shoreline, encircling the work area, and not interfere with main flows in channels. The barrier shall be removed upon completion of the work after the silt has settled.

**CONDITIONS** (Continued from previous page)

**EXCAVATED MATERIALS - FLOODPLAIN CONCERN:** Excavated material shall not be permanently placed within community designated floodplain areas or shoreland areas, unless all necessary local permits and approvals have been obtained.

**FISHERY PROTECTION - EXCLUSION DATES:** No activity affecting the bed of the protected water may be conducted between March 15 and June 15, to minimize impacts on fish spawning and migration. If work during this time is essential, it shall be done only upon written approval of the Area Fisheries Manager. See contact list at: [http://files.dnr.state.mn.us/fisheries/management/dnr\\_fisheries\\_managers.pdf](http://files.dnr.state.mn.us/fisheries/management/dnr_fisheries_managers.pdf). Should work begin elsewhere in the project area within these dates, all exposed soils that are within 200 feet of Public Waters and drain to those waters must complete erosion control measures within 24 hours of its disturbance to prevent sediment from entering Public Waters.

**MAINTENANCE:** Maintenance of this project to originally authorized conditions may be authorized by amendment to this permit.

**EXCAVATED MATERIALS - RUNOFF CONCERN:** Excavated materials must be deposited or stored in an upland area, in a manner where the materials will not be redeposited into the public water by reasonably expected high water or runoff. Departure from any previously approved spoil disposal plans may be allowed only through permit amendment.

**SMOOTH TRANSITION / MINIMUM ENCROACHMENT:** At each end of the stabilized shoreline, the finished slope of the riprap shall be varied in a fashion to produce a smooth transition with the natural shoreline. Also, riprap encroachment into the water is to be limited to the minimum amount necessary and shall not create an obstruction to normal flows.

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cc: John Gleason, EWR District Manager  
Tim Maass, Conservation Officers, Osseo  
Ben Carlson, BWSR Wetland Specialists, Hennepin  
Erica Hoaglund, DNR Regional Nongame Specialists, Region 3 - North  
Leslie Parris, DNR Regional Environmental Assessment Ecologist, Region 3  
Melissa Collins, DNR Regional Environmental Assessment Ecologist, Region 3  
Scott Noland, DNR Wildlife, Forest Lake  
Daryl Ellison, DNR Fisheries, West Metro Area  
Karen Galles, County, Hennepin  
Jim Herbert, Watershed District, ELM CREEK WMO  
Corps of Engineers, Corps of Engineers, Hennepin  
Stacey Lijewski, SWCD, Hennepin Conservation District  
Derek Asche, City, Maple Grove