

CHAPTER 6105
DEPARTMENT OF NATURAL RESOURCES
WILD, SCENIC, AND RECREATIONAL RIVERS

6105 0870 ADMINISTRATION OF MANAGEMENT
 PLAN

6105.0870 ADMINISTRATION OF MANAGEMENT PLAN.

[For text of subs 1 to 10, see M R]

Subp 11. **Otsego.** The municipality of Otsego shall enact or amend such ordinances and maps as necessary to

A establish a recreational river land use district, as identified on the land management maps, plates 1 to 9 in part 6105 0950, and the land use district property descriptions,

B for the recreational river land use district within Sections 10, 11, 13, 14, and 15, Township 121 North, Range 24 West and Sections 7 and 18, Township 121 North, Range 23 West, conform to the provisions of parts 6105 0010 to 6105 0250, except that minimum lot size shall be 2-1/2 acres, and

C. for the recreational river land use district west of State Highway 101 within Sections 14, 23, 26 and Government Lot 1 and the East 1/2 of the East 1/2 of the Southeast 1/4 of Section 15, Township 121 North, Range 23 West and for the recreational river land use district west of CSAH 42 in Section 26, Township 121 North, Range 23 West, conform to the provisions and administrative procedures of parts 6105 0010 to 6105 0090, 6105.0100, subparts 1 and 2, Urban river class standards in parts 6120 3100, 6120 3200, and 6120 3300, subpart 2b, 6120 3300, subparts 7 to 12, 6120 3800, and 6105.0110 to 6105 0250 with the following exceptions to the provisions of these parts

(1) minimum lot size

(a) for lots without public sewer, 40,000 square feet,

(b) for riparian lots with public sewer, 20,000 square feet, or

(c) for nonriparian lots with public sewer, 15,000 square feet, and

(2) minimum lot width at the water line and building line

(a) for lots without public sewer, 150 feet; or

(b) for lots with public sewer, 75 feet, and

(3) minimum structure setback from the ordinary high water level

(a) for lots without public sewer, 100 feet, or

(b) for lots with public sewer, 75 feet; and

(4) minimum structure setback from the bluffline, 30 feet, and

(5) impervious surface coverage requirements in part 6120 3300, subpart 11, item B, may be varied without a variance if all of the following criteria and standards are met

(a) all structures and impervious surfaces are located on slopes less than 13 percent The physical alteration of slopes shall not be permitted for the purpose of overcoming this limitation,

(b) the site development is designed, implemented, and maintained using the most applicable combination of comprehensive practices that prevent flooding, pollution, erosion, and sedimentation problems consistent with "Protecting Water Quality in Urban Areas, Best Management Practices for Minnesota," Minnesota Pollution Control Agency, October 1989, which is incorporated by reference, is available at the State Law Library, and is not subject to frequent change,

(c) a site development, maintenance, and inspection plan incorporating the comprehensive practices in unit (b) is approved by the local government and implemented; and

(d) a permit is granted by the local government which minimally includes these conditions; and

D. for the recreational river land use district within Sections 10, 14, 15, 16, 17, 23, 25, 26, and 36, Township 121 North, Range 23 West that is not listed in item C, conform to the

MINNESOTA RULES 1994

6105.0870 WILD, SCENIC, AND RECREATIONAL RIVERS

2

provisions and administrative procedures listed in item C, except minimum lot size shall be 2-1/2 acres and maximum total lot area covered by impervious surface shall be 25 percent and not subject to variability

Statutory Authority: *MS s 103F 321*

History: *18 SR 1751*