

4410.5200 EQB MONITOR; PUBLICATION REQUIREMENTS.

Subpart 1. **Required notices.** Governmental units are required to publish notice of the items listed in items A to R in the EQB Monitor, except that this part constitutes a request and not a requirement with respect to federal agencies.

A. When a project has been noticed according to item D, separate notice of individual permits required by that project need not be made unless changes in the project are proposed that will involve new and potentially significant environmental effects not considered previously. No decision granting a permit application for which notice is required to be published by this part is effective until 30 days following publication of the notice.

(1) For all public hearings conducted pursuant to water resources permit applications, Minnesota Statutes, chapter 103G, the DNR is the permitting authority.

(2) For notice of public sales of permits for or leases to mine iron ore, copper-nickel, or other minerals on state-owned or administered mineral rights, Minnesota Statutes, sections 93.16 and 93.335, and part 6125.0500, the DNR is the permitting authority.

(3) For section 401 certifications, United States Code 1976, title 33, section 1341, and Minnesota Statutes, section 115.03, the PCA is the permitting authority.

(4) For construction of a public use airport, Minnesota Statutes, section 360.018, subdivision 6, the DOT is the permitting authority.

B. Impending projects proposed by state agencies when the proposed project may have the potential for significant environmental effects.

C. Notice of the decision on the need for an EAW pursuant to part 4410.1100, subpart 6.

D. Notice of the availability of a completed EAW pursuant to part 4410.1500, item A.

E. RGU's decision on the need to prepare an EIS pursuant to part 4410.1700, subpart 2, item D.

F. Notice of the time, place, and date of the EIS scoping meeting pursuant to part 4410.2100, subpart 2, items A, subitem (2) and B, subitem (1).

G. EIS preparation notices pursuant to part 4410.2100, subpart 9.

H. Amendments to the EIS scoping decision pursuant to part 4410.2100, subpart 8.

I. Availability of draft and final EIS pursuant to parts 4410.2600, subpart 5 and 4410.2700, subpart 4.

J. Notice of draft EIS informational meetings to be held pursuant to part 4410.2600, subpart 7.

K. RGU's adequacy decision of the final EIS pursuant to part 4410.2800, subpart 6.

L. Notice of activities undergoing environmental review under alternative review processes pursuant to part 4410.3600, subpart 1, item F.

M. Adoption of model ordinances pursuant to part 4410.3700, subpart 2.

N. Environmental analyses prepared under adopted model ordinances pursuant to part 4410.3700, subpart 3.

O. Notice of the application for a certificate of need for a large energy facility, pursuant to Minnesota Statutes, section 216B.243.

P. Notice of the availability of a draft alternative urban areawide review document.

Q. Notice of the adoption of a final alternative urban areawide review document.

R. Notice of other actions that the EQB may specify by resolution.

Subp. 2. **Optional notices.** Governmental units may publish notices of general interest or information in the EQB Monitor.

Subp. 3. **Required EQB notices.** The EQB is required to publish the following in the EQB Monitor:

A. receipt of a valid petition and assignment of a RGU pursuant to part 4410.1100, subparts 3 and 5;

B. decision by the EQB that it will determine the adequacy of a final EIS pursuant to part 4410.2800, item A;

C. EQB's adequacy decision of the final EIS pursuant to part 4410.2800, item G;

D. receipt by the EQB of an application for a variance pursuant to part 4410.3100, subpart 4, item D;

E. the EQB's decision to hold public hearings on a recommended critical area pursuant to Minnesota Statutes, section 116G.06, subdivision 1, clause (c);

F. notice of application for a site permit for a large electric power generating plant or a route permit for a high voltage transmission line pursuant to Minnesota Statutes, chapter 216E;

G. receipt of a consolidated permit application pursuant to part 4350.3030, subpart 1; and

H. notice of the availability of an environmental report, pursuant to part 7849.1400, subpart 10.

Statutory Authority: *MS s 116C.991; 116D.04; 116D.045; L 2013 c 114 art 4 s 105; L 2015 1Sp4 art 4 s 121; art 5 s 33*

History: *21 SR 1458; 28 SR 951; 31 SR 539; 44 SR 691*

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