

**6132.4900 PUBLICATION.**

Subpart 1. **Newspaper; contents.** When an advertisement is required relating to the issuance, amendment, variance, or release from a permit to mine, it shall be published by the permittee once each week for four successive weeks in a qualified newspaper under Minnesota Statutes, section 331A.02, that is circulated in the locality of the proposed mining operation. The advertisement must contain:

A. a statement and map indicating the locations and boundaries of the mining area;

B. surface and mineral ownership within the mining area based on information of record in the county recorder's office. An owner's agent may be identified in place of the owner;

C. the schedule for accomplishing what is being proposed;

D. a notice of the deadline date for filing objections; and

E. the following information:

(1) if application is made for a permit to mine, a description of the proposed mining operation including the general kinds of reclamation or restoration measures to be undertaken according to the reclamation plan;

(2) if an amendment to a permit to mine is requested, a description of the purpose and nature of the proposed amendment;

(3) if a variance from parts 6132.0100 to 6132.5300 is requested, a description of the purpose and nature of the requested variance and a description of the proposed alternative means that will be used to meet the goals and comply with the requirements of parts 6132.0100 to 6132.5300; or

(4) if a release from the permit to mine is requested, a description of the status of reclamation that has been performed, a discussion of planned uses for the land, and identification of how the land is intended to be managed.

Subp. 2. **Revocation; modification; suspension of permit.** When an advertisement is required under part 1400.5600, subpart 4, relating to the revocation, modification, or suspension of a permit to mine, or relating to the assessment of civil penalties, a notice of hearing and the commissioner's proposed order shall be published by the commissioner as follows:

A. once in the State Register and the EQB Monitor at least 30 days before the scheduled date of hearing; and

B. once each week during the four weeks preceding the scheduled date of hearing, in a qualified newspaper according to Minnesota Statutes, section 331A.02, that is circulated in the locality of the proposed mining operation.

**Statutory Authority:** *MS s 93.44 to 93.51; 103G.222*

**History:** *17 SR 2207*

**Published Electronically:** *June 11, 2008*