

CHAPTER 103D

WATERSHED DISTRICTS

103D.105 Board hearings.

103D.111 Appeal of board orders.

103D.105 BOARD HEARINGS.

Subdivision 1. Procedure. (a) A rulemaking hearing must be conducted under chapter 14.

(b) A hearing in a proceeding to establish or terminate a watershed district must be conducted.

Notwithstanding chapter 14, other hearings under this chapter shall be conducted by the board under this section. The board may refer the hearing to one or more members of the board or an administrative law judge to hear evidence and make findings of fact and report them to the board.

[For text of subd 2, see M.S.1990]

History: 1991 c 214 s 3

103D.111 APPEAL OF BOARD ORDERS.

Subdivision 1. Review of establishment and termination decisions. In a proceeding to establish or terminate a watershed district where the board elected not to refer the proceeding to the office of administrative hearings, a local unit of government or 25 or more residents within the area affected by the proceeding may, prior to judicial appeal of the board's decision, demand a contested case hearing to be conducted by the office of administrative hearings. In the report of the administrative law judge, the fees of the office of administrative hearings and transcript fees may be apportioned among the parties and the board. Apportionment must be based on the degree to which the parties and the board prevailed, or caused unnecessary delay or expense. Following receipt of the report of the administrative law judge, the board shall make a final decision in accordance with chapter 14.

Subd. 2. Appeals of final board decisions. A party that is aggrieved by the final decision made by the board may appeal the decision to the court of appeals in the manner provided by sections 14.63 to 14.69.

History: 1991 c 214 s 4