

## CHAPTER 216D

### ONE CALL EXCAVATION NOTICE SYSTEM

216D.01 Definitions.

#### 216D.01 DEFINITIONS.

*[For text of subds 1 to 4, see M.S.1990]*

Subd. 5. **Excavation.** "Excavation" means an activity that moves, removes, or otherwise disturbs the soil by use of a motor, engine, hydraulic or pneumatically-powered tool, or machine-powered equipment of any kind, or by explosives. Excavation does not include:

- (1) the repair or installation of agricultural drainage tile for which notice has been given as provided by section 116I.07, subdivision 2;
- (2) the extraction of minerals;
- (3) the opening of a grave in a cemetery;
- (4) normal maintenance of roads and streets if the maintenance does not change the original grade and does not involve the road ditch;
- (5) plowing, cultivating, planting, harvesting, and similar operations in connection with growing crops, trees, and shrubs, unless any of these activities disturbs the soil to a depth of 18 inches or more;
- (6) landscaping or gardening unless one of the activities disturbs the soil to a depth of 12 inches or more; or
- (7) installation of real estate "For Sale" signs, unless the installation disturbs the soil to a depth of 12 inches or more.

*[For text of subds 6 to 11, see M.S.1990]*

**History:** 1991 c 214 s 7; 1991 c 234 s 3