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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-FIFTH
SESSION**

HOUSE FILE No. 3786

March 4, 2008

Authored by Olin

The bill was read for the first time and referred to the Committee on Environment and Natural Resources

March 18, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to natural resources; reinstating an exemption from the Wetland
1.3 Conservation Act for approved development; amending Minnesota Statutes
1.4 2006, section 103G.2241, by adding a subdivision.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 103G.2241, is amended by adding a
1.7 subdivision to read:

1.8 Subd. 8a. **Approved development.** A replacement plan for wetlands is not required
1.9 for development projects and ditch improvement projects in the state that have received
1.10 preliminary or final plat approval or have infrastructure that has been installed or has local
1.11 site plan approval, conditional use permits, or similar official approval by a governing
1.12 body or government agency, within five years before July 1, 1991. As used in the
1.13 subdivision, "infrastructure" means public water facilities, storm water and sanitary sewer
1.14 pipng, outfalls, inlets, culverts, bridges, and any other work defined specifically by a local
1.15 government unit as constituting a capital improvement to a parcel within the context of an
1.16 approved development plan. This exemption applies only in a greater than 80 percent area
1.17 or an adjacent county bordering Canada and expires on January 1, 2013.