



# Board of County Commissioners Cottonwood County

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## County Coordinator:

**Kelly Thongvivong**  
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## Resolution 17-06-20A

### A RESOLUTION REGARDING THE ELECTION OF JURISDICTION FOR THE MINNESOTA BUFFER LAW

**WHEREAS**, provisions in Minnesota Statute 103F.48 (Buffer Law) allow a county or watershed district to affirm jurisdiction to carry out the compliance provisions regarding riparian vegetated buffers and alternative water quality practices for those waterbodies identified on the Department of Natural Resources' Buffer Protection Map; and

**WHEREAS**, a county with jurisdiction over a noncompliant site shall enforce corrective actions through a coordinated approach under the authority granted in Minnesota Statute 103B.101, subd. 12a, the Buffer Law or other authority granted by statute; and

**WHEREAS**, Cottonwood County agrees to carry out corrective actions on a parcel basis to ensure compliance with the buffer requirements, which may include an Administrative Penalty Order (APO) plan, under the authority provided in Minnesota Statutes 103B.101, subd. 12a and 103F.48; and

**WHEREAS**, Cottonwood County is electing jurisdiction on all public drainage ditches for which it is the drainage authority and public waters, located within its boundaries, identified on the Department of Natural Resources' Buffer Protection Map; and

**WHEREAS**, Cottonwood County is electing jurisdiction on all public drainage ditches for which it is not the drainage authority, located within its boundaries, if the watershed district has not elected jurisdiction for the Buffer Law; and

**WHEREAS**, the Buffer Law requires that each Local Government Unit provide notice affirming jurisdiction and identify the rule, ordinance, or other official controls that will be used to carry out the compliance provisions of the buffer requirements to the Board of Water and Soil Resources, including a copy of the adopting resolution.

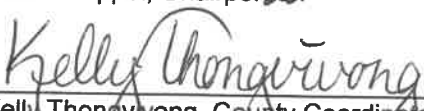
**THEREFORE, BE IT RESOLVED** that Cottonwood County hereby accepts the authority and administrative responsibility to implement the Buffer Law as the Local Government Unit within the legal boundaries of Cottonwood County for the water features identified above as of June 21, 2017 in accordance with Minnesota Statute 103F.48.

Adopted this 20th day of June, 2017.

By:

  
Thomas D. Appel, Chairperson

Attest:

  
Kelly Thongvivong, County Coordinator