

RESOLUTON NO. _____

**WRIGHT COUNTY BOARD OF COMMISSINERS
DRAINAGE AUTHORITY FOR WRIGHT COUNTY DITCH 39**

**FINDINGS AND ORDER APPROVING PETITION TO ALTER A
PUBLIC DRAINAGE SYSTEM UNDER A TRUNK HIGHWAY**

FINDINGS

1. The Wright County Board of Commissioners is the Drainage Authority for Wright County Ditch 39.
2. The Commissioner of the Minnesota Department of Transportation (“MnDOT”) filed a petition pursuant to Minn. Stat. § 161.28 to alter a public drainage system under a trunk highway, Interstate 94.
3. The Board noticed and held a public hearing on the petition on April 27, 2021, at 10:30 a.m. in the Commissioner’s Boardroom of the Wright County Courthouse in Buffalo, Minnesota.
4. Notice of the hearing was mailed to all benefited property owners and notice of the hearing was published in the Herald Journal. Evidence of all notices is on file in the County Finance Department.
5. During the public hearing portion of the proceedings the County’s Drainage Supervisor provided an overview of the petition process. Scott Hasburgh appeared for MnDOT and provided explanation of the request. Two large culverts under Interstate 94 will be replaced as part of the I-94 expansion project. The two new culverts will expand in length by one foot (from 188 feet to 189 feet). MnDOT is proposing a same size culvert replacement. MnDOT agreed to install the culverts barrels at the current elevation with the first barrel at an upstream invert elevation of 917.44 and a downstream invert of 916.81, and the second barrel at an upstream invert elevation of 917.46 and a downstream invert of 916.83.
6. The hearing was then opened to public comment and no comments were received from the public.
7. After the close of the public comment period the Drainage Authority then entered into a discussion with Mr. Hasburgh concerning the use of riprap along the southerly end of the culverts.

8. No evidence has been presented to the Drainage Authority to show that the proposed alteration by MnDOT for these two culverts going under Interstate 94, a trunk highway, will not affect or impair the efficiency of CD 39.
9. The Board directed staff to prepare findings and an order consistent with the proceedings and to direct that MnDOT install riprap on the south side of the culverts to sufficiently protect the embankment on the inlet of the culverts.

Therefore, the Wright County Board of Commissioners makes the following:

ORDER

The Drainage Authority hereby approves the petition from the Commissioner of the Minnesota Department of Transportation to alter a public drainage system pursuant to Minn. Stat. § 161.28 for Wright County Ditch 39 pursuant to the following conditions:

1. The installation of the culverts must comply with the plans and submittals on file with the Wright County Drainage Supervisor and as attached to the petition submitted by the Commissioner; and
2. The first barrel shall be set at an upstream invert elevation of 917.44 and a downstream invert of 916.81, and the second barrel shall be set at an upstream invert elevation of 917.46 and a downstream invert of 916.83; and
3. The southern upstream inlets of the culverts shall be bank stabilized and protected with riprap.

The question was on the adoption of the Resolution and, the motion passed and the findings and order were adopted by a vote of ___ yes and ___ no.

Dated this 18th day of May, 2021

WRIGHT COUNTY BOARD OF COMMISSIONERS,
SEATED AS DRAINAGE AUTHORITY FOR WRIGHT
COUNTY DITCH 39

By _____
Chairman, Board of Commissioners