

David

From: Gross Kristi <kristi.gross@olmstedcounty.gov>
Sent: Monday, March 13, 2023 1:57 PM
To: David
Subject: RE: Feedlot in Shoreland Question

Shoreland is a state governed area, meaning it is spurred by statute. Floodplain soils is a local higher standard, so shoreland only extends to the landward extent of a FEMA mapped floodplain. Shoreland is also not 300' from the floodplain it is 300' from the OHWM OR the Landward EXTENT of the floodplain.

I thought I made a comment on it. New feedlots are not permitted within the shoreland, and additions are not allowed to exceed 1,000 animal units. Therefore, any addition onto this feedlot should be outside of the shoreland overlay area and not allowed within the floodplain soils. So long as it meets those two standards I do not see any floodplain or shoreland issues with the request.

Kristi

From: David <david@tcpamn.org>
Sent: Monday, March 13, 2023 1:34 PM
To: Gross Kristi <kristi.gross@olmstedcounty.gov>
Subject: Feedlot in Shoreland Question

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Kristi,

I sent this reviewer request last week so maybe you've already seen this.

<https://tcpamn.org/shea-dairy-feedlot/>

Shea Dairy in Viola. There is a Public Informational meeting tonight – we'll be presenting the amended CUP report at a public hearing on 03/27.

I was reading this in the newest County ordinance:

2. New animal feedlots are not allowed in shoreland. Modifications or expansions to existing feedlots or resumption of old feedlots are conditional uses and must meet the following standards:

a. Feedlots must be designed consistent with Minnesota Rules, Chapter 7020.

b. Feedlots must not further encroach into the existing ordinary high-water level setback or the bluff impact zone and must not expand to a capacity of 1,000 animal units or more.

The confinement barns and the slurry pit on this feedlot are all well over 300 from the OHWM of the North Fork of the Whitewater River that runs along the east side of this parcel. They also appear to be – just barely – more than 300 feet from the edge of the flood type soils as shown on the County soils maps. It’s an unstudied area and the definition of Shoreland in 2.02 says 300 feet “from a mapped floodplain.” Do we consider “flood type soils” to be a mapped flood plain?

They are not planning any additional construction as this will maximize the site to its full potential. They will not be encroaching into the ordinary high-water level shoreland setback. But they are going from 1254.7 animal units to 1715.6 animal units.

Am I interpreting this correctly? Since it would seem they are not within the 300-foot shoreland setback area, they are then able to expand – with regard to Shoreland Regulations?

David H. Meir

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