

## Department of Natural Resources

### Notice of Petition for a Variance from Administrative Rule

**Dated: March 26, 2019**

**NOTICE IS HEREBY GIVEN**, that the City of St. Francis (City), pursuant to *Minnesota Statutes*, section 14.055, has submitted a petition to the Minnesota Department of Natural Resources (DNR) for discretionary variances from the administrative rules relating to Wild, Scenic, and Recreational Rivers. The requested variances affect a nearly 500-acre area of land along the Rum River on the City's north side (see Attachment 1). The petition requests the following variances:

1. A reduction of the minimum riparian lot area from the required four acres to 20,000 square feet. *See* Minn. R. 6105.0110, subp. 2(B).
2. A reduction of the minimum non-riparian lot area from the required four acres to a density range of two to seven units per acre. *See* Minn. R. 6105.0110, subp. 2(B).
3. A reduction of minimum riparian lot width from the required 250 feet to 70 feet. *See* Minn. R. 6105.0110, subp. 2(B).
4. A reduction of the structure setback from the normal high water mark from the required 150 feet to 75 feet. *See* Minn. R. 6105.0110, subp. 3(B)(1).
5. Allow attached housing as a permitted use, instead of limiting development to single-family residential uses. *See* Minn. R. 6105.0100, subp. 3.
6. Allow development to be processed through the City's Planned Unit Development (PUD) process, instead of the Planned Cluster Development (PCD) process provided in rule. *See* Minn. R. 6105.0140, subp. 3.

Pursuant to *Minnesota Statutes*, section 14.056, subdivision 3, the DNR is required to make reasonable efforts to ensure that persons or entities who may be affected by the requested variances have timely notice of the petition. Because you have been identified as a person or entity who may be affected by the petition, the DNR invites you to comment.

The petition may be reviewed in its entirety at the DNR's webpage:

[https://www.dnr.state.mn.us/waters/watermgmt\\_section/wild\\_scenic/wsrivers/rum-river-variance.html](https://www.dnr.state.mn.us/waters/watermgmt_section/wild_scenic/wsrivers/rum-river-variance.html)

**ALL COMMENTS MUST BE RECEIVED BY:** 4:30 p.m. on April 26, 2019.

Comments can be e-mailed to: [daniel.petrik@state.mn.us](mailto:daniel.petrik@state.mn.us)

Alternatively, comments can be mailed to the following postal address:

Minnesota Department of Natural Resources  
Attn: St. Francis Variance-Dan Petrik  
500 Lafayette Road, Box 25  
St. Paul, MN 55155-4025

The DNR will review and consider all comments prior to issuing its decision.

# Attachment 1. City of St. Francis Variance Request to Rum Wild and Scenic River Rules

