

4410.8300 CHARACTERISTICS AND CRITERIA FOR IDENTIFICATION OF CRITICAL AREAS.

Subpart 1. **Characteristics.** A critical area shall have one of the following four characteristics:

A. an area significantly affected by an existing or proposed major government development that is intended to serve substantial numbers of persons beyond the vicinity in which the development is located and that tends to generate substantial development or urbanization;

B. an area having a significant effect upon an existing or proposed major government development that is intended to serve substantial numbers of persons beyond the vicinity in which the development is located and that tends to generate substantial development or urbanization;

C. an area containing historical, natural, scientific, or cultural resources of regional or statewide importance; or

D. an area having a significant impact upon historical, natural, scientific, or cultural resources of regional or statewide importance.

Subp. 2. **Criteria.** In accordance with the characteristics of subpart 1 and the purpose of these rules, a critical area shall meet all of the following criteria:

A. The area shall be of significant regional or statewide public interest.

B. Other powers are unavailable, inapplicable, or are not being used effectively to ensure adequate and coordinated local, regional, or state planning and regulation to protect the public interest in the area.

C. The area shall be one of a limited number of such areas in the region or state.

D. The area shall be described specifically enough to permit delineation by legal description.

Statutory Authority: *MS s 116G.04*

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