

6105.0160 GRADING AND FILLING.

Subpart 1. **In general.** Grading and filling in of the natural topography which is not accessory to a permitted or conditional use shall not be permitted in the land use district. Grading and filling in of the natural topography which is accessory to a permitted or conditional use shall be performed in a manner which minimizes earth moving, erosion, tree clearing, and the destruction of natural amenities and shall be controlled by the local ordinance.

Subp. 2. **Additional standards.** Grading and filling in of the natural topography shall also meet the following standards:

- A. the smallest amount of bare ground is exposed for as short a time as feasible;
- B. temporary ground cover, such as mulch, is used and permanent ground cover, such as sod, is planted;
- C. methods to prevent erosion and trap sediment are employed; and
- D. fill is stabilized to accepted engineering standards.

Subp. 3. **Excavation.** Excavation of material from, or filling in a wild, scenic, or recreational river, or construction of any permanent structures or navigational obstructions therein is prohibited, unless authorized by a permit from the commissioner pursuant to Minnesota Statutes, section 103G.245.

Subp. 4. **Draining or filling wetlands prohibited.** No state or local authority shall authorize the drainage or filling in of wetlands within wild, scenic, or recreational river land use districts.

Statutory Authority: *MS s 104.34; 103F.321*

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