

6131.0150 PERMIT APPLICATIONS.

Subpart 1. **Submission of application.** An application for a permit to mine containing the information in subparts 2 to 6, shall be submitted in duplicate by the applicant to the commissioner.

Subp. 2. **Documents.** To comply with statutory requirements, the applicant shall submit:

A. a certificate or evidence of insurance as required by Minnesota Statutes, section 93.481, subdivision 1, clause (2);

B. the notice and affidavit of publication pursuant to part 6131.0190, subpart 1;

C. if the applicant is a foreign corporation, as defined by Minnesota Statutes, sections 300.02 and 303.02, a certified copy of the certificate of authority to transact business in Minnesota; and

D. a statement documenting financial capability to perform reclamation obligations or a performance bond pursuant to part 6131.0310.

Subp. 3. **Organizational data.** To comply with statutory requirements, the applicant shall submit:

A. the post office address of the applicant;

B. the general organizational structure of the applicant, any parent companies, owners, principal stockholders, partners, and joint venturers;

C. any managing agents or subsidiaries which are or may be involved in the mining operation; and

D. organizational relationships between or among joint applicants.

Subp. 4. **Environmental setting.** To gain information on the environmental setting of the proposed mining area, the applicant shall submit:

A. A copy of any environmental reports prepared relative to the mining operation.

B. Environmental setting maps prepared as overlays to 7-1/2 minute United States Geologic Survey quadrangle maps delineating the mining area and such adjacent lands as required by the commissioner to show the areas directly or indirectly affected by the mining operation. The following information as it exists at the time of application shall be submitted:

(1) shape and depth of the peatland;

(2) ditch locations, surface waterflow in existing ditches, water basins, water courses, and wetlands which are or could be affected by the mining operation;

- (3) surface ownership of record and ownership of easements above, on, or below the surface within the mining area;
- (4) all underground uses of the property including pipelines and cables; and
- (5) exclusion and avoidance areas pursuant to part 6131.0100, subparts 2 and 3.

Subp. 5. **Mining and reclamation maps and plans.** The purpose of mining and reclamation maps and plans is to evaluate anticipated activities to be conducted during the term of the permit. Minnesota Statutes, section 93.481, subdivision 3, requires that a permit be issued for the life of the operation. Therefore, for the operating life of the mine, the applicant shall submit:

A. Mining and reclamation maps and cross-sections containing all features normally found on a United States Geologic Survey quadrangle map, at a scale agreed upon by the applicant and the commissioner which:

- (1) describe the shape, depth, and type of the peat resource that will support the operating life of the mine and the texture and type of the underlying mineral soil;
- (2) identify potential peat mining areas which have not been included as part of the mining plan; and
- (3) depict at appropriate production or time intervals approved by the commissioner the status of development and reclamation for:
 - (a) mine plots;
 - (b) ditches;
 - (c) water control structures;
 - (d) settling basins;
 - (e) stockpiling areas; and
 - (f) auxiliary facilities.

B. Mining and reclamation plans that describe for the operating life of the mine:

- (1) the mining activities to be conducted including:
 - (a) the types, amounts, sequence, and schedule for mining the peat; and
 - (b) the beneficiating process, including a discussion of the type and amount of any chemicals to be added, and the types, amounts, and means of waste disposal;
- (2) the methods and schedules of reclamation activities; and
- (3) anticipated or proposed reclamation research.

Subp. 6. **Postmining management plan.** In support of the postmining management plan required by part 6131.0120, subpart 2, item A, the applicant shall submit:

- A. documentation of the landowner's management ability; and
- B. a copy of the written agreement between the landowner and the operator detailing fiscal and reclamation responsibilities.

Statutory Authority: *MS s 93.461*

History: *10 SR 277*

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