

7852.3600 PERMIT CONDITIONS FOR RIGHT-OF-WAY PREPARATION, CONSTRUCTION, CLEANUP, AND RESTORATION.

The following conditions apply to pipeline right-of-way preparation, construction, cleanup, and restoration.

- A. The permittee shall comply with applicable state rules and regulations.
- B. The permittee shall clear the right-of-way only to the extent necessary to assure suitable access for construction, safe operation, and maintenance of the pipeline.
- C. Stream banks disturbed by pipeline construction must be stabilized with vegetation by the permittee using native plant species indigenous to the area or by other methods required by applicable state or federal permits or laws.
- D. Precautions shall be taken by the permittee to protect and segregate topsoil in cultivated lands unless otherwise negotiated with the affected landowner.
- E. Compaction of cultivated lands by the permittee must be kept to a minimum and confined to as small an area as practicable.
- F. Precautions to protect livestock and crops must be taken by the permittee unless otherwise negotiated with the affected landowner.
- G. All appropriate precautions to protect against pollution of the environment must be taken by the permittee.
- H. All waste and scrap that is the product of the pipeline construction process must be removed or properly disposed of before construction ends.
- I. Cleanup of personal litter, bottles, and paper deposited by right-of-way preparation and construction crews must be done on a daily basis.
- J. The permittee shall repair or replace all drainage tiles broken or damaged during right-of-way preparation, construction, and maintenance activities, unless otherwise negotiated with the affected landowner.
- K. The permittee shall repair private roads and lanes damaged when moving equipment or when obtaining access to the right-of-way, unless otherwise negotiated with the affected landowner.
- L. The permittee shall replace or repair all fences and gates removed or damaged as a result of right-of-way preparation, construction, and restoration activities, unless otherwise negotiated with the affected landowner.
- M. Shelterbelts and trees must be protected by the permittee to the extent possible in a manner compatible with the safe operation, maintenance, and inspection of the pipeline.

N. The permittee shall, to the extent possible, restore the area affected by the pipeline to the natural conditions that existed immediately before construction of the pipeline. Restoration must be compatible with the safe operation, maintenance, and inspection of the pipeline.

Statutory Authority: *MS s 116I.015; 216G.02*

History: *13 SR 2046*

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