

1 Department of Natural Resources

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3 Adopted Permanent Rules Relating to the Kettle River Wild and
4 Scenic River Designation

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6 Rules as Adopted

7 6105.0605 DESIGNATION OF RIVER.

8 That portion of the Kettle River from the Carlton-Pine
9 county line to its confluence with the Saint Croix River is
10 designated a component of the Minnesota wild and scenic rivers
11 system.

12 6105.0610 SCOPE.

13 Parts 6105.0600 to 6105.0760 apply to those portions of the
14 river and its designated wild and scenic river land use
15 districts indicated by the land use district legal descriptions
16 of part 6105.0730.

17 6105.0620 PURPOSE.

18 Parts 6105.0600 to 6105.0760 provide standards and criteria
19 for state and local management of the designated land use
20 districts of the Kettle River wild and scenic river. They
21 establish the manner in which public recreational use of the
22 river and public and private development of the land use
23 districts may take place.

24 6105.0625 CLASSIFICATION OF RIVER.

25 The Kettle River from the Carlton-Pine county line
26 downstream to the Kettle River dam site at Sandstone is
27 classified as scenic. The Kettle River from the dam downstream
28 to its confluence with the Saint Croix River is classified as
29 wild.

30 6105.0640 LAND MANAGEMENT.

31 Subpart 1. Permitted utility crossings. No permit will be
32 issued for a utility crossing of the designated land use
33 districts of the Kettle River, except for those utility

1 crossings identified below:

- 2 A. County State Aid Highway (CSAH) 46 crossing;
- 3 B. CSAH 52 crossing;
- 4 C. CSAH 41 crossing;
- 5 D. CSAH 61 crossing;
- 6 E. CSAH 33 crossing;
- 7 F. Section 14-15, Township 40N, Range 20W power line
- 8 crossing; and
- 9 G. Township road bridge crossing in SW 1/4 Section
- 10 10, T44N-R20W.

11 Further, utility crossings are particularly inappropriate
12 within the wild river land use district. However, additional
13 crossings would be allowed at the existing line crossing
14 (Section 14-15, Township 40N, Range 20W) only if the preferred
15 alternative of using a crossing above the designated area or
16 using one of the corridors in the scenic portion of the river
17 would generate even greater adverse environmental effects and if
18 the crossings can be installed without significant additional
19 right-of-way clearing within the land use district.

20 Subp. 2. [Unchanged.]

21 Subp. 3. **Management area.** The commissioner of natural
22 resources adopts the land use district legal descriptions of
23 part 6105.0730 according to part 6105.0070, subpart 2 for the
24 protection and management of lands within the wild and scenic
25 river land use districts.

26 A. to E. [Unchanged.]

27 6105.0650 ADMINISTRATION OF PLAN.

28 Subpart 1. **Pine County.** Pine County shall enact or amend
29 ordinances and maps as necessary to:

30 A. establish the wild river and scenic river land use
31 districts identified in the land use district legal descriptions
32 of part 6105.0730 within Pine County; and

33 B. [Unchanged.]

34 Subp. 2. **Willow River, Rutledge, and Sandstone.** The
35 municipalities of Willow River, Rutledge, and Sandstone shall

1 enact or amend ordinances as necessary to:

2 A. Establish the scenic river land use districts as
3 delineated for their jurisdictions in the land use district
4 legal descriptions.

5 B. Conform to the provisions of parts 6105.0010 to
6 6105.0090 and 6105.0110 to 6105.0250 with the following
7 exceptions to the dimensional standards and provisions of these
8 parts:

9 (1) Minimum lot size, 20,000 square feet;

10 (2) Minimum structure setback, 75 feet;

11 (3) Minimum lot width at OHW and structure
12 setback, 100 feet; and

13 (4) Minimum on-site sewage treatment system
14 setback, 50 feet.

15 No clearcutting of trees within 75 feet of the OHW of the
16 river and designated tributaries.

17 C. [Unchanged.]

18 Subp. 3. **More protective rules.** Nothing in parts
19 6105.0010 to 6105.0250 or this management plan shall preclude
20 Pine county or its subdivisions or the municipalities of Willow
21 River, Rutledge, or Sandstone from adopting regulations more
22 protective than those adopted in this management plan, subject
23 to approval by the commissioner of Natural Resources.

24 Subp. 4. [Unchanged.]

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26 **REPEALER.** Minnesota Rules, part 6105.0700 is repealed.