

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE MINNESOTA POLLUTION CONTROL AGENCY

In the Matter of Proposed Amendments
to Rules Governing Animal Feedlots
and Storage, Transportation, and
Utilization of Animal Manure, Minn.
Rule 7001.0020 and 7002.0210 to
7002.0280 and Chapter 7020.

**REPORT OF THE CHIEF
ADMINISTRATIVE LAW JUDGE**

The above-entitled matter came on for review by the Chief Administrative Law Judge pursuant to the provisions of Minn. Stat. § 14.15, subds. 3 and 4. Based upon a review of the record in this proceeding, the Chief Administrative Law Judge hereby approves the Report of the Administrative Law Judge in all respects.

In order to correct the defects enumerated by the Administrative Law Judge, the agency shall either take the action recommended by the Administrative Law Judge, follow the procedure for adopting substantially different rules or reconvene the rule hearing if appropriate. If the agency chooses to reconvene the rule hearing, it shall do so as if it is initiating a new rule hearing, complying with all substantive and procedural requirements imposed on the agency by law or rule. The procedure for adopting substantially different rules is set out in Minn. Rule 1400.2110.

If the agency chooses to take the action recommended by the Administrative Law Judge, it shall submit to the Chief Administrative Law Judge a copy of the rules as initially published in the State Register, a copy of the rules as proposed for final adoption in the form required by the State Register for final publication, and a copy of the agency's Order Adopting Rules. The Chief Administrative Law Judge will then make a determination as to whether the defects have been corrected and whether the modifications in the rules are substantially different.

Should the agency make changes in the rules other than those recommended by the Administrative Law Judge, it shall also submit the complete record to the Chief Administrative Law Judge for a review on the issue of substantial difference.

Dated this 9th day of May, 2000.


KENNETH A. NICKOLAI
Chief Administrative Law Judge

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TABLE OF CONTENTS

<u>INTRODUCTION</u>	<u>Page</u>
Procedural Requirements	4
History and Nature of Proposed Rules	7
Statutory Authority	8
Rulemaking Legal Standards	14
 <u>ISSUE-BY-ISSUE DISCUSSION</u>	
Pastures	19
Land Application of Manure	21
Compliance Schedule	24
Animal Units	28
Short-term Stockpiling	29
Vagueness and Excessive Discretion	31
Floodplain Restrictions and Red River of the North	33
Generic Environmental Impact Statement	38
Ownership Disclosure and Public Notice	39
Permits and the Permitting Process	43
CAFOs and the EPA	45
Odor	51
Livestock Access to Lakes	53
Location Restrictions	58
 <u>CONCLUSIONS</u>	
Conclusions of Law	60
Recommendations	60
Memorandum	61