

# State



STATE OF  
MINNESOTA

# Register

## HIGHLIGHTS:

Licensing of Superintendents of Schools, Assistant Superintendents, Principals, and Assistant Principals  
—Notice of Public Opinion Sought by the Department of Education

Notice of Meeting  
—Notice from the Ethical Practices Board

State Health Planning and Development Agency  
—Renewal of Designation by the State Planning Agency

Outdoor Advertising  
—Hearing on Violation Notice before Department of Transportation

Railroad Changes in Minneapolis and Parkers Prairie  
—Hearings before Department of Transportation

EQC Monitor:

Proposed Feedlot in Olmsted County  
—Receipt of Petition for EIS by the Environmental Quality Council

Planned Residential Development in Maple Grove  
—Negative Declaration from the Environmental Quality Council

Mosquito Control Options  
—Draft EIS from Metropolitan Mosquito Control District

**VOLUME 1, NUMBER 39**

**APRIL 4, 1977**

## Subscribers Hotline

Phone inquiries regarding subscriptions should be directed to Marjorie Borchard at (612) 296-8239.

## How to Cite

Cite all material in the *State Register* by Volume number and page number.  
Example: Volume 2, *State Register*, page 94 (short form: 2 S.R. 94).



Individual copies of the *State Register* may be purchased at either the Office of the State Register or the Documents Section, for \$2.25.

Change of address notices, subscription or single-copy orders and undelivered copies should be sent to:

THE OFFICE OF THE STATE REGISTER  
95 Sherburne, Suite 203  
St. Paul, Minnesota 55103  
296-8239

Materials published in the *State Register* are public records under Minn. Stat. § 15.17. Individual documents may be freely copied from the *State Register*. However, the State of Minnesota has reserved a copyright to cross reference tables, tables of contents, indices, numerical lists and codification guides, as provided in RGSTR 7 of the rules of the Office of the State Register.

The *State Register* is the official publication of the State of Minnesota. It contains all executive orders, rules and notices filed with the Office of the State Register as of noon of the second Thursday preceding the Monday of publication. The text of documents published in the *State Register* is to be accorded the following presumptions:

- (1) The rule or order was duly adopted, issued or promulgated;
- (2) The rule or order was duly filed with the Secretary of State and available for public inspection at the day and hour endorsed thereon; and
- (3) The copy of the rule or order published in the *State Register* is a true copy of the original.

Judicial notice shall be taken of material published in the *State Register*.

The *State Register* is published weekly, on Monday, by the State of Minnesota, Department of Administration, Office of the State Register, Suite 203, 95 Sherburne Avenue, St. Paul, Minnesota 55103, pursuant to Minn. Stat. § 15.0411. In accordance with expressed legislative intent that the *State Register* be self-supporting, the subscription rate has been established at \$110 per year, and \$85 per year for second and additional subscriptions, postpaid to points in the United States. Second class postage paid at St. Paul, Minnesota.

Copyright © 1977 State of Minnesota

Rudy Perpich  
Governor

Richard L. Brubacher,  
Commissioner,  
Department of Administration

George T. Morrow, II,  
Director,  
Office of the State Register

# Contents

## OFFICIAL NOTICES

### Department of Education

Notice of Public Opinion Sought Regarding  
Licensing of Superintendents of Schools,  
Assistant Superintendents, Principals, and  
Assistant Principals ..... 1448

### Ethical Practices Board

Notice of Meeting ..... 1448

### State Planning Agency

Renewal of Designation as the State Health  
Planning and Development Agency ..... 1448

### Department of Transportation

Orders for Hearing on Violation Notice of  
Outdoor Advertising Control Act ..... 1449  
Order for Hearings on Railroad Changes in  
Minneapolis and Parkers Prairie ..... 1450

## EQC MONITOR

### Environmental Quality Council

Proposed Feedlot Operations in Olmsted  
County ..... 1453  
Planned Residential Development in  
Maple Grove ..... 1453  
Mosquito Control Options Draft EIS ..... 1453

# OFFICIAL NOTICES

## Department of Education

### Notice of Intent to Solicit Outside Opinion Regarding Rules for the Licensure of Superintendents of Schools, Assistant Superintendents, Principals, and Assistant Principals

The Department of Education is drafting rules amending standards for entrance licensure and continuing licensure for superintendents of schools and assistant superintendents, elementary school principals and assistant elementary school principals, and secondary school principals and assistant secondary school principals. These rules are authorized by Minn. Stat. §§ 125.05, 121.07, and 121.11, subd. 12 (1976).

The Department invites interested persons or groups to provide information, comment, and advice on the subject, in writing or orally, to Patricia J. Goralski, Director, Education Professions Development, Minnesota Department of Education, 610 Capitol Square Building, 550 Cedar Street, St. Paul, Minnesota 55101.

Written statements will be made part of the public hearing record.

## Ethical Practices Board

### Notice of Meeting

2:00 p.m.  
Thursday, April 14, 1977

Room 14  
State Office Building

#### A G E N D A

1. MINUTES (March 10, 1977)
2. REPORT OF CHAIRPERSON
3. REPORT OF LEGAL COUNSEL
4. POLICY QUESTIONS AND ADVISORY OPINIONS

### 5. EXECUTIVE DIRECTOR REPORT:

- a) Financial Report — Lundstrom
- b) Legislative Program
- c) Administrative Matters — May and June
- d) Status of Principal Campaign Committees — 1977 — Staff

### 6. OTHER BUSINESS

### 7. EXECUTIVE SESSION pursuant to Minn. Stat. § 10A.02, subd. 10.

## State Planning Agency

### Renewal of Designation as the State Health Planning and Development Agency

Notice is hereby given that the Minnesota State Planning Agency is applying for renewal of conditional designation as the State Health Planning and Development Agency pursuant to P.L. 93-641, the National Health Planning and Resources Development Act of 1974. The State Planning Agency has available for public examination and comment, its proposed State Administrative Program which will be submitted under Title 42, Code of Federal Regulations, Part 123, published for the designation and funding of state agencies.

Under provision of this Act, the agency proposes to administer the required state health planning and development functions according to its State Administrative Program. Special attention is given to the orderly assumption of activities necessary for full designation as the State Health Planning and Development Agency and for participation in Title XVI of the Act.

Oral and written comments on the proposed State Administrative Plan will be received at the April 20 meeting of the Minnesota Statewide Health Coordinating Council scheduled for 9:00 a.m. at the Sheraton Motor Inn in Bloomington. Written statements may also be submitted to the Minnesota State Planning Agency, State Health Planning and Development Agency, Room 101 Capitol Square Building, 550 Cedar Street, St. Paul, Minnesota 55101. Comments must be received by April 20, 1977. For additional information, call the State Planning Agency at (612) 296-2407.

**OFFICIAL NOTICES**

**Department of  
Transportation**

**Petition of Bzoskie Sign Company  
Challenging Violation Notice  
#882, Under the Minnesota Outdoor  
Advertising Control Act**

**Order for Hearing**

It is hereby ordered, and notice is hereby given that a contested case hearing concerning the above-entitled matter will be held on April 19, 1977, at 10:00 A.M. in the District Offices of the Minnesota Department of Transportation (Room 42), North Truck Highway 52, Rochester, Minnesota.

The hearing will be held before Mr. Leonard A. Nelson, 1745 University Avenue, Saint Paul, Minnesota 55104 (Telephone: 612-296-8119), a Hearing Examiner appointed by the Chief Hearing Examiner of the State of Minnesota. All parties have the right to be represented by legal counsel or any other representative of their choice throughout the contested case proceeding. The hearing will be conducted pursuant to the contested case procedures set out in Minn. Stat. § 15.0411 through Minn. Stat. § 15.052 and Minn. Rule HE 201 through 222. Questions concerning the issues raised in this Order or concerning informal disposition or discovery may be directed to Deputy Attorney General Eric B. Schultz, 5th Floor, Transportation Building, Saint Paul, Minnesota 55155, (Telephone: 612-296-6597).

The purpose of the hearing is that Bzoskie Sign Company has been notified that it is in violation of the Minnesota Outdoor Advertising Device Control Act (Minn. Stat. ch. 173) and has petitioned to be heard prior to the issuance of removal orders for its outdoor advertising device located along Control Section 7402 of Trunk Highway 14; one mile South East of Steele County Highway No. 59, on the north side of T.H. 14, and easterly of the City of Havana.

All parties are advised that if a party intends to appear at the hearing scheduled for April 19, 1977 at 10:00 A.M., the Notice of Appearance form enclosed with this order must be completed and returned to the Hearing Examiner at least 10 days before the hearing date. **SHOULD A PARTY FAIL TO APPEAR AT THE HEARING, THE ALLEGATIONS MADE IN THIS ORDER MAY BE TAKEN AS TRUE.**

The above cited procedural rules are available at the Office of Hearing Examiners or may be purchased from the

Documents Section of the Department of Administration, 140 Centennial Building, Saint Paul, Minnesota 55155 (Telephone: 612-296-2874). They provide generally for the procedural rights of the parties including: rights to advance notice of witnesses and evidence, right to a prehearing conference, rights to present evidence and cross-examine witnesses, and right to purchase a record or transcript. Parties are entitled to issuance of subpoenas to compel witnesses to attend and produce documents and other evidence.

Persons attending the hearing should bring all evidence bearing on the case including any records or other documents.

If persons have good reason for requesting a delay of the hearing, the request must be made in writing to the Hearing Examiner at least 5 days prior to the hearing. A copy of the request must be served on the agency and any other parties.

Jim Harrington  
Commissioner of Transportation

**Notice of Appearance**

Date of Hearing: April 19, 1977

Name and Telephone Number of Hearing Examiner:

Mr. Leonard A. Nelson  
1745 University Avenue  
Saint Paul, Minnesota 55104  
296-8119

**TO THE HEARING EXAMINER:**

You are advised that the party named below will appear at the above hearing.

Name of Party: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Party's Attorney or Other Representative: \_\_\_\_\_

Signature of Party or Attorney: \_\_\_\_\_

Date: \_\_\_\_\_

## OFFICIAL NOTICES

### **Application of Burlington Northern, Inc., to Abandon an Industrial Track Between 27th Avenue North and 28th Avenue North Just West of Pacific Street in the City of Minneapolis.**

#### **Order for Hearing and Notice Thereof**

It is hereby ordered, and notice is hereby given that a contested case hearing concerning the above-entitled matter will be held on April 22, 1977, at 10:30 A.M., in Room B-9 Transportation Building, Saint Paul, Minnesota 55155.

The hearing will be held before Mr. Bernard Singer, 1745 University Avenue, Saint Paul, Minnesota 55104, (Telephone: 612-296-8113), a Hearing Examiner appointed by the Chief Hearing Examiner of the State of Minnesota. All parties have the right to be represented by legal counsel or any other representative of their choice throughout the contested case proceeding. The hearing will be conducted pursuant to the contested case procedures set out in Minn. Stat. § 15.0411 through Minn. Stat. § 15.052 and Minn. Rule HE 201 through 222. Questions concerning the issues raised in this Order or concerning informal disposition or discovery may be directed to Special Assistant Attorney General Frederick S. Suhler, Jr., 5th Floor Transportation Building, Saint Paul, Minnesota 55155, (Telephone: 612-296-2639).

The purpose of the hearing is to ensure that under the provisions of Minn. Stat. §§ 219.681 and 219.741 all parties and potential parties of interest are given an opportunity to be heard on the proposed abandonment of the industrial track located between 27th Avenue North and 28th Avenue North just west of Pacific Street in the City of Minneapolis.

The petition alleges among other matters that the applicant is the holder of a perpetual track easement through portions of Lots 1 through 7 of Block 3, Demmon's addition, Minneapolis; and that certain properties have been condemned by the Housing and Redevelopment Authority; valuation of which is pending in State District Court, Fourth Judicial District, Hennepin County, Condemnation No. 6-1385.

All parties are advised that if a party intends to appear at the hearing scheduled for April 22, 1977 at 10:30 A.M., the Notice of Appearance form enclosed with this order must be completed and returned to the Hearing Examiner at least 10 days before the hearing date. **SHOULD A PARTY FAIL TO APPEAR AT THE HEARING, THE ALLEGATIONS MADE IN THIS ORDER MAY BE TAKEN AS TRUE.**

The above cited procedural rules are available at the

Office of Hearing Examiners or may be purchased from the Documents Section of the Department of Administration, 140 Centennial Building, Saint Paul, Minnesota 55155 (Telephone: 612-296-2874). They provide generally for the procedural rights of the parties including: rights to advance notice of witnesses and evidence, right to a prehearing conference, rights to present evidence and cross-examine witnesses, and right to purchase a record or transcript. Parties are entitled to issuance of subpoenas to compel witnesses to attend and produce documents and other evidence.

Persons attending the hearing should bring all evidence bearing on the case including any records or other documents.

If persons have good reason for requesting a delay of the hearing, the request must be made in writing to the Hearing Examiner at least 5 days prior to the hearing. A copy of the request must be served on the agency and any other parties.

Jim Harrington  
Commissioner of Transportation

#### **Notice of Appearance**

Date of Hearing: April 22, 1977

Name and Telephone Number of Hearing Examiner:

Mr. Bernard Singer  
1745 University Avenue  
Saint Paul, Minnesota 55104  
296-8113

TO THE HEARING EXAMINER:

You are advised that the party named below will appear at the above hearing.

Name of Party: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Party's Attorney or Other Representative: \_\_\_\_\_

Signature of Party or Attorney: \_\_\_\_\_

Date: \_\_\_\_\_

# OFFICIAL NOTICES

## **Petition of the Soo Line Railroad Company for Authority to Retire and Remove a Loading Platform in Parker's Prairie, Minnesota.**

### **Order for Hearing and Notice Thereof**

It is hereby ordered, and notice is hereby given that a contested case hearing concerning the above-entitled matter will be held on April 22, 1977, at 1:00 P.M., Room B-9, Transportation Building, Saint Paul, Minnesota 55155.

The hearing will be held before Mr. Bernard Singer, 1745 University Avenue, Saint Paul, Minnesota 55104, (Telephone: 612-296-8110), a Hearing Examiner appointed by the Chief Examiner of the State of Minnesota. All parties have the right to be represented by legal counsel or any other representative of their choice throughout the contested case proceeding. The hearing will be conducted pursuant to the contested case procedures set out in Minn. Stat. § 15.0411 through Minn. Stat. § 15.052 and Minn. Rule HE 201 through 222. Questions concerning the issues raised in this Order or concerning informal disposition or discovery may be directed to Special Assistant Attorney General Frederick S. Suhler, Jr. (Telephone: 612-296-2639).

The purpose of the hearing is to ensure that under the provisions of Minn. Stat. § 219.85 all parties and potential parties of interest are given an opportunity to be heard on the proposed retirement and removal of a loading platform in Parker's Prairie, Minnesota. The petition alleges among other matters that the loading platform has not been used by the shipping public for over two years, that no future use is foreseen and that other docks are available.

All parties are advised that if a party intends to appear at the hearing scheduled for April 22, 1977 at 1:00 P.M., the Notice of Appearance form enclosed with this order must be completed and returned to the Hearing Examiner at least 10 days before the hearing date. **SHOULD A PARTY FAIL TO APPEAR AT THE HEARING, THE ALLEGATIONS MADE IN THIS ORDER MAY BE TAKEN AS TRUE.**

The above cited procedural rules are available at the Office of Hearing Examiners or may be purchased from the Documents Section of the Department of Administration, 140 Centennial Building, Saint Paul, Minnesota 55155 (Telephone: 612-296-2874). They provide generally for the

procedural rights of the parties including: rights to advance notice of witnesses and evidence, right to a prehearing conference, rights to present evidence and cross-examine witnesses, and right to purchase a record or transcript. Parties are entitled to issuance of subpoenas to compel witnesses to attend and produce documents and other evidence.

Persons attending the hearing should bring all evidence bearing on the case including any records or other documents.

If persons have good reason for requesting a delay of the hearing, the request must be made in writing to the Hearing Examiner at least 5 days prior to the hearing. A copy of the request must be served on the agency and any other parties.

Jim Harrington  
Commissioner

### **Notice of Appearance**

Date of Hearing: April 22, 1977

Name and Telephone Number of Hearing Examiner:

Mr. Bernard Singer  
1745 University Avenue  
Saint Paul, Minnesota 55104  
296-8113

TO THE HEARING EXAMINER:

You are advised that the party named below will appear at the above hearing.

Name of Party: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Party's Attorney or Other Representative: \_\_\_\_\_

Signature of Party or Attorney: \_\_\_\_\_

Date: \_\_\_\_\_

# EQC MONITOR

---

## Environmental Quality Council

### Receipt of Petition for EIS for Proposed Feedlot Operations in Olmsted County

The Environmental Quality Council (EQC) received a petition on March 22, 1977, for an Environmental Impact Statement (EIS) on two proposed confinement swine feedlot operations.

One of the feedlot operations is proposed by Penz Farm Company. It would involve construction of three hog confinement buildings, a settling lagoon or settling tank, and a sewage lagoon on a 10-acre tract in Farmington Township, Olmsted County, Sec. 25 Twp. 108N, R 13W.

The second operation is proposed by Darwin Schroeder. It would involve a livestock feedlot confinement operation for hogs, cows and heifers, consisting of three confinement buildings, two sewage settling ponds and a sewage lagoon.

The EQC will make a determination on this petition at its April 11, 1977 meeting.

### Negative Declaration (No EIS) for Planned Residential Development in Maple Grove, Hennepin County

An Environmental Assessment Worksheet (EAW) on the Planned Residential Development in Maple Grove proposed by Graham Development Company was submitted to the EQC on March 25, 1977 by the City of Maple Grove.

The EAW determined that no EIS is needed on this project because it is not a major action, does not have the potential for significant environmental effects, and is a governmental action of not more than local significance.

The proposed action consists of 213 single family lots, 228

quadraminium units, 13.8 acres of park land and trails and 21 acres of roads.

The proposed planned residential development would be located on 129.6 acres at 75th Avenue North on East Fish Lake Road, Maple Grove, Hennepin County, Sec. 27 Twp. 119N R 22W.

Copies of the EAW are on file for public review at the Maple Grove City Hall, 14310 93rd Avenue North, Maple Grove. No EIS will be required on this project unless objections are filed with the EQC by May 4, 1977. MEQC Rule 28 B indicates the procedures for filing objections to a Negative Declaration. For further information on this EAW contact:

Michael J. Gair  
Howard Dahlgren Associates, Inc.  
One Groveland Terrace  
Suite 102  
Minneapolis, MN 55403  
(612) 377-3536

### Metropolitan Mosquito Control District Draft EIS on Options for Control

The EQC received the Draft EIS on the Options for Mosquito Control to the Year 2000 on March 21, 1977 from the Metropolitan Mosquito Control District (MMCD). The Draft EIS examines the MMCD's current ongoing mosquito control operations and alternative control programs for the Twin Cities Metropolitan Area.

Requests for copies and written comments on this Draft EIS should be submitted to:

William Caesar  
Metropolitan Mosquito Control District  
1802 Como Avenue  
St. Paul, MN 55108 612/645-9149

A public information meeting will be held in the Metropolitan Council Chambers at the Metro Square Bldg., Suite 300, 7th and Robert Streets, St. Paul, Minnesota on May 3, 1977 at 1:00 p.m. The review period for the Draft EIS will close on May 23, 1977.



STATE OF MINNESOTA  
OFFICE OF THE STATE REGISTER

95 Sherburne, Suite 203  
St. Paul, Minnesota 55103  
(612) 296-8239

## ORDER FORM

Please send me:

\_\_\_\_\_ Annual subscription(s) to the *State Register* at \$110.00 (second and additional subscriptions are \$85.00 each).

\_\_\_\_\_ Single weekly copy(ies) of the *State Register* at \$2.25 each. Send me Issue(s) # \_\_\_\_\_ (please list).

\_\_\_\_\_ Annual subscription(s) to the *EQC Monitor* at \$50.00 (second and additional subscriptions are \$35.00 each). Contains all items of environmental concern.

NOTE: The above items are not subject to Minnesota sales tax. *State Register* binders, listed below, do require either sales tax or your tax exempt number.

\_\_\_\_\_ *State Register* binder(s) at \$5.00 + \$ .20 sales tax,

for a total of \$5.20 per binder. Please fill in your tax exempt number, if necessary: # \_\_\_\_\_.

These are 3-½ inch durable plastic self-locking binders, imprinted with the *State Register* logo.

Please enclose full amount of items ordered with a check or money order made out to "Minnesota State Treasurer." Remember to include sales tax on binders only.

Name of Company or Organization \_\_\_\_\_

Attention to: \_\_\_\_\_

Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ [S.R. 3/14/77]



House of Representatives  
Attn: Edward Burdick, Chief Clerk  
Room 211 Capitol  
St. Paul, Minnesota 55155

---

I