

FINDINGS AND ORDER
IN THE MATTER OF THE PETITION OF ROBERT KOVAR AND OTHERS
FOR THE IMPROVEMENT OF POLK COUNTY DITCH #175

FINDINGS

WHEREAS; the Middle Snake Tamarac Rivers Watershed District is the drainage authority for Polk County Ditch #175;

WHEREAS; a Petition for the Improvement to Polk County Ditch #175 was received by the Drainage Authority;

WHEREAS; the Drainage Authority adopted Findings and Order accepting the petition and appointing Nick Pribula, Pribula Engineering, as the Project Engineer. Nick Pribula was ordered to prepare a preliminary survey and file a preliminary survey report with the Drainage Authority.

WHEREAS; the Preliminary Survey Report was filed with the Secretary on July 16, 2017;

WHEREAS; on September 18, 2017, the Drainage Authority noticed and held a Preliminary hearing on the Preliminary Survey Report. The drainage authority adopted the findings and an order accepting the Preliminary Survey Report, ordering the Engineer to proceed with the detailed survey, and appointing three viewers to determine and re-determine the benefits and damages;

WHEREAS; on August 6, 2018, the Engineer filed the Detailed Survey Report with the Secretary. A copy of the Detailed Survey Report was mailed to the Commissioner of Natural Resources for review.

WHEREAS; on September 4, 201, the Viewers filed the Viewer's Report with the Secretary.

WHEREAS; Pursuant to MN Statutes §103E325, subd.3, the final hearing must be noticed by publication, posting and mail.

ORDER

Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as drainage authority for Polk County Ditch #175, hereby orders as follows:

1. A final hearing on the Detailed Survey Report and Viewer's Report shall be held on October 24, 2018, at 9 a.m., at the Bremer Bank in Warren, MN.

2. The secretary shall publish notice of the final hearing once per week for three consecutive weeks in a newspaper of general circulation in the area of the proposed project.
3. The secretary shall post a printed copy of the final hearing notice for each affected county at least three weeks before the date of the final hearing at the front door of the courthouse in each affected county;
4. Within one week after the first publication of notice, the secretary shall give notice by mail of the time and location of the Final Hearing to the Commissioner of Natural Resources, all affected property owners, and others affected by the proposed project and listed in the Detailed Survey Report and Viewer's Report;

After discussion, the Board called the question. The question was on the adoption of the foregoing Finding and Order, there were 3 yeas 0 nays 1 abstaining 1 absent.

	Yea	Nay	Abstain	Absent
Mischel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Blawat	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Petersen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kovar	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Nelson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>