

**CITY OF SCANDIA
RESOLUTION NO. 09-25-12-01**

**ADOPTING RECORD OF DECISION IN THE MATTER OF THE DETERMINATION
OF ADEQUACY OF THE ENVIRONMENTAL IMPACT STATEMENT (EIS)
FOR THE ZAVORAL MINE AND RECLAMATION PROJECT**

WHEREAS, the City of Scandia (City) was the Responsible Governmental Unit for preparation of an Environmental Impact Statement (EIS) for the proposed Zavoral Mine and Reclamation Project (Project) proposed by Tiller Corporation on a 114-acre site located in Sections 18 and 19, Township 32 North, Range 19 West in the City; and

WHEREAS, on August 8, 2012 the Scandia City Council authorized distribution of a Final EIS; and

WHEREAS, notice of availability of the Final EIS was published in the EQB Monitor on Monday, August 20, 2012, announcing the opportunity for public comment on the adequacy of the Final EIS for a period ending 4:00 p.m. on Monday, September 10, 2012; and

WHEREAS, the City received 21 comment letters in response to the notice published announcing the opportunity for public comment on the Final EIS; and

WHEREAS, the Council has reviewed the comments received on the Final EIS, and has revised the Final EIS to provide additional information where needed to address the issues raised in the comments; and

WHEREAS, the Council and has found that the Final EIS is adequate as provided by the Minnesota Environmental Quality Board (MEQB) Rules (Section 4410.2800 Subp. 4.) and that it

- A. addresses the potentially significant issues and alternatives raised in scoping so that all significant issues for which information can reasonably be obtained have been analyzed;
- B. provides responses to the substantive comments received during the draft EIS review concerning issues raised in scoping; and
- C. was prepared in compliance with the Environmental Policy Act (Minnesota Statutes, chapter 116D) and the rules; and

WHEREAS a Record of Decision including findings of fact, conclusions of law and an order determining the EIS to be adequate has been prepared as required by MEQB Rules;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCANDIA, WASHINGTON COUNTY, MINNESOTA, that it hereby adopts the Record of Decision in the matter of the Zavoral Mine and Reclamation Project, attached as "Exhibit A" to this Resolution.

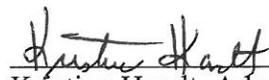
FURTHER, BE IT RESOLVED that the City shall notify all persons receiving copies of the Final EIS of this decision, and that notice of this decision shall be published in the EQB Monitor on October 15, 2012.

Adopted by the Scandia City Council this 25th day of September, 2012.



Randall Simonson, Mayor

ATTEST:



Kristina Handt, Administrator/ Clerk