

**RESOLUTION  
CITY OF EAST GULL LAKE  
COUNTY OF CASS  
RESOLUTION 09:01-16**

Pursuant to due call and notice thereof, a continuation of the September 6, 2016 regular meeting of the City Council of the City of East Gull Lake, County of Cass, Minnesota, held on 13th day of September, 2016, at 6:30 p.m. The following resolution was introduced and Council moved upon its adoption:

**WHEREAS**, the City of East Gull Lake, as the relevant zoning authority, received land use applications from Harstad Hills, Inc, for a conditional use permit for a planned unit development and a preliminary plat concerning the development known as The Harbor at East Gull;

**WHEREAS**, the City of East Gull Lake Planning Commission recommended approval of the conditional use permit for the planned unit development and also the preliminary plat for the project at its meeting on August 30th, 2016;

**WHEREAS**, the City of East Gull Lake received a citizen initiated petition requesting an Environmental Assessment Worksheet (EAW) from the Minnesota ("EQB") on September 1st, 2016;

**WHEREAS**, EQB determined that the City of East Gull Lake is the Responsible Governmental Unit (RGU) to determine the EAW petition;

**WHEREAS**, the City of East Gull Lake City Council considered the EAW petition for the first time at its regularly scheduled meeting on September 6th, 2016;

**WHEREAS**, at its September 6th, 2016 meeting, the City Council continued the consideration of the EAW petition for one week, to a continued City Council meeting on September 13, 2016;

**WHEREAS**, the City Council directed City staff and professionals to consider the EAW petition and its attached information and to prepare a draft response to the EAW petition to help determine whether an EAW is required for this project;

**WHEREAS**, a staff report, including extensive analysis and proposed findings of fact derived not only from city staff and professionals but also from outside third parties, including Cass County SWCD, Minnesota DNR, and also the developer and his retained engineer was created;

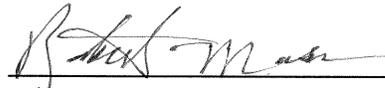
**WHEREAS**, the City Council determines that based on the staff report, including proposed findings of fact that the staff report is adequate for consideration and the findings of fact justify a negative EAW determination.

**WHEREAS**, the City Council incorporates into this resolution by reference the staff report and the findings of fact concerning the EAW petition.

**BE IT RESOLVED BY THE CITY COUNCIL OF East Gull Lake, Minnesota:**

1. The City of East Gull Lake is the RGU for the EAW petition concerning the Harbor at East Gull.
2. The City Council determines based on the staff report, the incorporated findings of fact and the information it has studied with respect to the EAW petition that an EAW is not necessary for the Harbor at East Gull Project. The staff report and its incorporated findings of fact and other incorporated information shall serve as the basis for this Resolution.
3. Based on all of the above, the City Council denies an EAW for the Harbor at East Gull project.
4. The City staff is hereby directed to notify all parties identified by Minnesota Rules of this resolution within the time frames required.

Adoption by the council this 13<sup>th</sup> day of September, 2016

  
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Rob Mason, City Administrator

  
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Dave Kavanaugh, Mayor