

BYLAWS

of the

Minnesota

Environmental Science

and Economic

Review Board

The following Bylaws are adopted pursuant to Section 3(i) of the Minnesota Environmental Science and Economic Review Board (MESERB) Joint Powers Agreement, amended October 24, 2003.

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Adopted June 10, 2004
Suspended June 24, 2005
Suspended June 23, 2006
Suspended June 28, 2007
Suspended June 26, 2008
Rendered inactive by action of members January 31, 2009
Repealed May 20, 2010

MESERB MEETING LOCATIONS

06.01

Regularly-scheduled meetings of the MESERB membership shall be held at locations in central Minnesota to promote attendance and reduce travel times for remote members. The Executive Committee shall select one or more locations consistent with this resolution, although the Joint Powers Board may assign a location by majority vote at a regularly-scheduled meeting with a quorum present.

Adopted June 23, 2006

1. It is the policy of MESERB to monitor and participate in the development of Total Maximum Daily Load (TMDL) water quality restoration projects under 33 U.S.C. § 1313(d), as appropriate for the benefit of its members.
2. To date, MESERB has monitored and/or participated in the development of TMDLs for the Lower Minnesota River (dissolved oxygen), Lake Pepin (nutrients/turbidity), and a statewide TMDL for mercury. However, MESERB does not have the resources necessary to monitor or participate in all ongoing or foreseeable TMDL projects.
3. If a member desires MESERB monitoring of or participation in a TMDL project, that member will inform staff, who will then inform the Executive Committee. If possible, the requesting member should identify the MESERB members in the basin or watershed where the TMDL in question is being developed.
4. The Executive Committee will then decide whether MESERB should decline activity, monitor the TMDL without participating, or participate in TMDL development. Staff will communicate the Committee's decision to the requesting member within seven (7) days of the Committee's decision.
5. Staff will report the Executive Committee's decision to the full MESERB membership at the next regularly scheduled meeting at which a quorum is present. The membership may confirm, amend, or reject the Committee's decision by majority vote.

Adopted June 25, 2009

1. It is the policy of MESERB to provide staff review of National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) permits for its members.
2. All Joint Powers Board members of MESERB who have signed the MESERB Joint Powers Agreement and paid all assessments that are due, and all associate members of MESERB who have submitted the required information and paid all assessments that are due, are eligible for permit review.
3. Members who desire MESERB staff review of an NPDES/SDS permit must submit the draft permit, fact sheet and any necessary supporting documentation to staff. Electronic submission is preferred.
4. Members are encouraged to submit NPDES/SDS permit review requests as early as possible; for example, the “pre-notice draft” stage. An NPDES/SDS permit will not be reviewed if the review request is submitted to staff less than fourteen (14) days before the close of public comment on the permit.
5. MESERB staff will review the draft NPDES/SDS permit and provide a technical memorandum to the requesting member, no later than five (5) days before the close of public comment on the permit. The memorandum will be transmitted electronically unless the requesting member requests transmission in a different form.
6. Once the requesting member has received the technical memorandum from MESERB staff, MESERB’s obligation with regard to review of that permit ceases. Any further analysis, correspondence, or other follow-up on the NPDES/SDS permit at MESERB’s expense must be approved in advance by the Executive Committee.
7. There is no limit on the number of NPDES/SDS permit reviews a member may request; provided that the same NPDES/SDS permit will not be reviewed more than once in a single fiscal year absent substantial modifications that were not available to staff in the prior review.

Adopted June 25, 2009