

DATE : October 24, 2016

TO : MPCA Feedlot Lateral Team
Delegated County Feedlot Officers

FROM : Glenn Skuta 
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Watershed Division

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SUBJECT : Policy Clarification: New Feedlots Under 10 Animal Units (AU) in Shoreland

I. Definitions

A. Animal feedlot:

Minn. R. 7020.0300, subp. 3 - A lot or building or combination of lots and buildings intended for the confined feeding, breeding, raising, or holding of animals and specifically designed as a confinement area in which manure may accumulate, or where the concentration of animals is such that a vegetative cover cannot be maintained within the enclosure. For purposes of these parts, open lots used for the feeding and rearing of poultry (poultry ranges) shall be considered to be animal feedlots. Pastures shall not be considered animal feedlots under these parts.

B. Manure storage area:

Minn. R. 7020.0300, subp. 14 - An area where animal manure or process wastewaters are stored or processed. Short-term and permanent stockpile sites and composting sites are manure storage areas. Animal manure packs or mounding within the animal holding area of an animal feedlot that are managed according to Minn. R. 7020.2000, subp. 3, are not manure storage areas.

II. Policy Statement

Minn. R. 7020.2005, subp. 1, prohibits new animal feedlots and/or manure storage areas, with a few exceptions, from being built or established in shoreland areas. The most notable exception is that the location restrictions do not apply to pastures.

This policy statement provides clarification of how this part will be applied to new feedlots, proposed to be built or constructed in shoreland areas, with less than 10 AU.

In order for a proposed new facility to be allowed in shoreland the feedlot must comply with the following:

1. The facility must have an animal unit capacity less than 10 AU at all times. No expansions to 10 AU or above are allowed in the future.
2. The owner must complete the Minnesota Pollution Control Agency (MPCA) Notice of Construction or Expansion Form and submit a copy to MPCA or the delegated County and all local units of government.
3. The owner shall establish, operate and maintain the facility such that there is no discharge to surface waters in accordance with Minn. R. 7020.2003, subp. 3.
4. The owner must prevent livestock and poultry housed at the facility from having access to surface waters in accordance with Minn. R. 7020.2015, subp. 2.
5. The owner shall comply with all requirements of Minn. R. ch. 7020 as they apply to the storage and disposal of manure generated at the facility.
6. The MPCA or delegated County may request that the owner submit plans and specifications for review.
7. This does not preclude local units of government from prohibiting a new feedlot in shoreland.

GS/RH:rm