



CITY OF MARSHALL AGENDA ITEM REPORT

Meeting Date:	Tuesday, May 28, 2019
Category:	INFORMATION ONLY
Type:	INFO
Subject:	Update on State Rulemaking Petition Appeal and Related Federal Litigation.
Background Information:	<p>Attached please find an email from Daniel Marks, Flaherty & Hood, concerning the withdrawal of the pending appeal of the State rulemaking petition as recommended by the CGMC Board.</p> <p>The City of Marshall has withdrawn its name from the formal legal action, and while not exactly not exactly what the City would have liked to see happen, this effort forced MPCA and EPA to take legal positions in their defense of the River Eutrophication Standards (RES) that present favorable interpretations of the rules, which could provide cities more leverage to dissuade or prevent MPCA from applying the problematic components of the RES on a permit-by-permit basis.</p>
Fiscal Impact:	None.
Alternative/ Variations:	Information only.
Recommendations:	Information only.