

**Mineral County Conservation District- August 3, 2022 at 6pm
Alternate Meeting Location – Virtual/Phone
Minutes**

Mineral County Conservation District Attendees: Jim Lommen, Chair; Joe Spangler Supervisor; Joe Hughes, Supervisor; Tom Castles, Supervisor; Layne Hansen-Virtual, Supervisor; Cathy Tsukimura, Supervisor-Virtual; Laurie Johnston, Mineral County Commissioner

Additional Attendees: Phill Meenach-Landowner, Jesse Chapen-Tree specialist, David and Lisa Hubler-Landowners.

Absent:

Charlee Thompson, Supervisor; Ladd Knotek, FWP; Andy Short, County Planner; John Bowe, NRCS

Call to Order: 1:02pm By Jim Lommen

Minutes

July 19th, 2022 minutes as presented. Laurie Johnston brought to the attention that Mateu Hunter-Landowner needed to be added to the minutes as present to Additional Attendees. A motion was made by Joe S. to approve the minutes with said changes. Seconded by Tom C. All in favor. **Motion Passes 4-0.**

Public Comment - None

Administrative- 5th grade Outdoor School- **Discussion;** Board would like to find funding for the outreach event, ideas brought forward were using the money from the sale of the Chipper to cover costs. Also to ask schools if they had funding to use towards the event. Covenants and HOA of the Clark Fork Meadows Subdivision-**Update;** Realtor Dick Crane has been contacted and a 310 brochure was mailed to his office to educate him on the current law. Meeting with Caitlin Overland- Meeting was on August 2 at 10:30am in attendance was the CD admin, Stephanie Todd and CD Supervisor Joe Spangler, Topics covered were procedural policy dealing with 310 laws, Any questions please see Admin directly. Policy, FWP A.I.S. 2023- **Tabled.** DNRC tour in West End with John Bowe-**Tabled.**

310 Permit

54-16-2021- Meenach, Phil - Remove large cottonwood trees on shoreline that have sections that are dead. Clark Fork River. GeoCode: 2744-19-3-03-06-0000 --**Discussion-** Landowner emailed the board pictures of the replanted trees as described in his current 310 permit. Board decided to schedule a site inspection to follow-up on the current 310 permit to verify all modifications have been met. Landowner gave verbal permission for the follow-up inspection.

54-28-2022-Meenach, Phil - Remove trees from shoreline-Clark Fork- **Discussion.**Phil meenach asked tree specialist Jesse Chapen to talk on his behalf of the overall health of the cottonwood trees that Phil has documented in his current 310 Application. Jesse stated/recommended “the first tree is imminent to fall at any time the others are not” the Landowner stated,” the wind has blown out the top of that one”. The Board discussed with the landowner and specialist that Bank Stabilization is a concern for the bank where the cottonwood trees are located and the effects of cutting trees has on the bank stability. The

Application is tabled and a determination of a site inspection was established before the next meeting on Aug 16.-**Tabled**

54-27-2022- MRL - Trout Creek- Bridge Rehabilitation- **Withdrew until closer to project date-Accepted**

54-26-2022V- Kevin Extreme-Clark Fork River- No Discussion- **Submit site assessments/Team report-noted as lacking documentation to proceed,Accepted as written**

54-29-2022V-Gretchen Webb- Clark Fork River- **New Violation-**Board viewed the pictures submitted and determined this was a violation of the 310 law. Joe H. requested an amendment of the violation/complaint form 274 to read "Road to river was put into the side of the River Bank" Bank being added to the violation description. Decision- to send a letter of violation to the landowner and amend the 274 form with the above change. Motion by Joe H. seconded by Tom C. **Passes 5-0**

54-30-2022V-Josh and Melissa Nunn- ClarkFork River- **New Violation-**Board viewed the pictures submitted and determined this was a violation of the 310 law. Jim L. recommended to send a letter of intention for the fence and to remind the landowner of the decision of the Board on their last violation. Stating they "landowners" were to submit a 310 application for any work /projects or weed control on the bank of the Clark Fork River. Motion by Joe H. seconded by Tom C. **Passes 5-0**

54-31-2022V-Lisa and David Hubler- Clark Fork River- **New Violation-** Board viewed the pictures submitted and heard in-person deposition from the landowner determining this was a violation of the 310 law. Mr. Hubler Stated- The neighbors above ground pool was close to the property line and hold around 500 gallons of water. Monday the 1st of August he observed erosion runoff on their property and over the Clark Fork River bank. Mr Hubler is seeking advice from the board due to the large erosional displacement by water force on his property and on the bank. Mr. Hubler gave verbal permission to access and view his property at the next site inspection. Jim states that Legal needs to be advised for Violation ownership. Also advised to the landowner that monitoring of future episodes/activities needs to be documented. The CD has a concern that the pool water may have been treated with chemicals and the Board recommends to send a letter to Roman Firestone, neighbor, stating a possible violation has occurred due to the debris displacement on the Clark Fork River and advise the landowner to dispose of future pool water into the sewer system not the ground. An inspection will be conducted on both properties. A motion was made by Joe H. and seconded by Joe S.- **Passes 5-0**

Business of the Board

Financial Report- Report was the same as the last meeting. Discussion of financing the 5th grade outdoor program by using funds from the chipper that was sold in 2020.

Reports

- a. Andy Short, County Planner- **Not Present**
- b. Ladd Knotek, Fish Wildlife and Parks- **Not Present**
- c. John Bowe, NRCS Field Rep-**Not Present**
- d. Laurie Johnston, County Commissioner-**Nothing**

310 Follow-Ups

1. 54-16-2021: Meenach, Phil - Remove large cottonwood trees on shoreline that have sections that are dead. Clark Fork River. GeoCode: 2744-19-3-03-06-0000 **Followup August 2022.**

2. 54-6-2022: Yvonne Wheeler- Nemote Creek- Reduce the beaver pond depth upstream of the dam by 10-12 inches because the water is inundating a well and raising water levels to within several inches of an electrical box. Geocode: 54-2423-22-4-01-01-0000 **Followup in October 2022**
3. Arrow Construction: Steve & Julie Prater- Ready Rock retaining wall, Superior Geocode: 54-2631-27-4-01-01-0000 **Current**
4. 54-17-2022 Montana Rail Link- Remediation-: **Photos submitted, Awaiting the completion of Berm removal.**
5. 54-15-2022 Jason Nordberg- **Current; Follow-up with photos when completed additional amendment**
6. 54-20-2022: Glenn Jones- Violation of path on Clark Fork River- **Folow-up Sept 21, 2022**

ADJOURN

Motion by Joe H., second by Tom C. @ 2:06pm, Motion Passes 5-0