

CHAPTER 3. GENERAL PROVISIONS AND CITATION

- 3.1 **Statutory Policy.** The 2024 Revised Rules of the Pelican River Watershed District (the “Rules”), as provided by Minn. Stat. § 103D.341, subd. 1, and as amended from time to time, are to effectuate the purposes of Minn. Stat. Chapters 103D and 103E and the authority of the Managers therein described. The Rules are deemed necessary to implement and make more specific the law administered by the Pelican River Watershed District (the “District”). Each rule adopted by the District shall have the full force and effect of law.
- 3.2 **General Policy; Other Rules Superseded.** It is the intention of the Managers with the implementation of the Rules to promote the use of the waters and related resources within the District in a provident and orderly manner so as to improve the general welfare and public health for the benefit of present and future residents. The Rules shall supersede all previous rules adopted by the District.
- 3.3 **Short Title.** The Rules shall be known and may be cited as the “Pelican River Watershed District Rules”.
- 3.4 **Jurisdiction.** The jurisdiction of the Rules includes all of the area, incorporated and unincorporated, including both land and water, within the territory of the District.
- 3.5 **Adoption or Amendment of Rules.** Changes to the Rules may be made by the Managers on their own prompting or following the petition of any interested person according to the procedure set forth in Minn. Stat. § 103D.341, subd. 2, as may be amended from time to time. An amendment or rule shall be adopted by a majority vote of the Managers.
- 3.6 **Inconsistent or More Restrictive Provisions.** If any rule is inconsistent with or less restrictive than the provisions of Minn. Stat. Chapters 103D or 103E, or other applicable law, the provisions of Minn. Stat. Chapters 103D or 103E, or other applicable law, shall govern.
- 3.7 **Severability.** The provisions of the Rules are severable, and invalidity of any section, paragraph, subdivision, or any other part thereof, does not make invalid any other section, paragraph, subdivision, or any part thereof.
- 3.8 **Due Process of Law.** A person shall not be deprived or divested of any previously established beneficial use or right, by any rule of the District, without due process of law, and all rules of the District shall be construed accordingly.
- 3.9 **Cooperation with Other Agencies or Governing Bodies.** The Managers accept the responsibility with which they are charged as a governing body and will cooperate to the fullest extent with persons, groups, state and federal agencies, and other governing bodies, while acting in accordance with their own statutory authority and responsibilities.
- 3.10 **Appeals.** Any person aggrieved by the adoption or enforcement of the Rules or any action of the District arising out of or pursuant to the adoption or enforcement of a rule may appeal from the Rules or any action taken thereon in accordance with the appellate procedure and review provided in Minn. Stat. §§ 103D.535 and 103D.537, as amended from time to time.