



BEFORE THE GALLATIN CONSERVATION DISTRICT

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IN THE MATTER OF THE DECLARATORY )
RULING BY THE GALLATIN ) ORDER APPOINTING HEARING
CONSERVATION DISTRICT ) OFFICER AND ORDER
) DETERMINING MATTER IS
RE: SPRING CREEK AND POND ) SIGNIFICANT PUBLIC INTEREST
)
(PFEIL) )
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At its June 18, 2020, regular board meeting, the Gallatin Conservation District Board of Supervisors (GCD) issued its order accepting jurisdiction in the above-stated matter.

The issue directly affects the Petitioners. A declaratory ruling pertaining to GCD's jurisdiction over the Pfeil Spring Creek and Pfeil Pond, located at W1/2SW1/4NW1/4 of Section 11, T3S, R4E, in Tract 2, in Gallatin County, Montana, under the Natural Streambed and Land Preservation Act of 1975 (310 Law) will directly affect others in the area of the Gallatin River. As such, the above-entitled matter constitutes significant public interest in the Gallatin River drainage. All interested persons and the petitioner may submit data, information, or arguments on the jurisdiction issue.

Jason Garber, Stream Permitting Coordinator for the Montana DNRC, is designated as the Hearings Officer to preside over and conduct the public hearing. The public hearing is being conducted as a public meeting and is not a contested case under the Montana Administrative Procedure Act. See, Mont. Code Ann. § 75-7-125(3). The purpose of the proceeding is to provide a reasonable opportunity for interested persons and the Petitioners to submit data, information, or arguments, orally or in writing, on the issue of whether the Pfeil Spring Creek and Pfeil Pond is a jurisdictional stream under the 310 Law.

A public hearing to take oral comment will be set by the Hearing Officer. The Hearing Officer will set a schedule for the submission of written statements and documented information. All written submittals must be verified and include an original and three copies. All written submittals will be available for public inspection.

Robert Logar
Robert Logar, Chairman

6/18/20
Date