

Lessard-Sams Outdoor Heritage Council

Laws of Minnesota 2015 Accomplishment Plan

Date: October 15, 2014

Program or Project Title: Critical Shoreland Habitat Protection Program - Phase III

Funds Recommended: \$ 1,690,000

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Legislative Citation:

Appropriation Language:

County Locations: Carlton, Cook, Itasca, Kanabec, Koochiching, Lake, and St. Louis.

Regions in which work will take place:

- Northern Forest

Activity types:

- Protect in Easement

Priority resources addressed by activity:

- Habitat

Abstract:

This project will protect up to 1,000 acres of critical shoreland and high-quality wildlife habitats in Minnesota's Northeast region by securing permanent conservation easements in strategic locations along priority lakes and rivers, creating protected habitat complexes.

Design and scope of work:

The natural shoreline around Minnesota's celebrated lakes and rivers comprises one of the most biologically important systems in the state for fish, game and wildlife. It is also one of its most threatened. In order to preserve this important component of Minnesota's natural heritage, the Minnesota Land Trust proposes to implement Phase 3 of its Critical Shoreland Habitat Protection Program to protect important lakeshore and stream-side habitat. This project will build on the success of Phases 1 and 2 of this program and help fulfill the goals of the DNR's Aquatic Management Area program, the State Conservation and Preservation Plan, and many other state priorities.

In this third phase of the program, the Minnesota Land Trust will strategically concentrate its activity on important aquatic resources and associated forest habitat within northeast Minnesota, including DNR-designated high priority trout streams along the North Shore, sensitive shoreline along the deep-water border lakes and other high-quality aquatic habitats in the region. The Land Trust will protect 2.5 miles of threatened shoreline habitat by acquiring conservation easements from willing landowners that will permanently protect a rich mosaic of naturally vegetated shoreline, forest habitat and wetlands on approximately 1,000 acres. The program will continue to target projects that help complete gaps in existing public ownership, contain the highest-quality habitat, and provide the greatest leverage to the state. The Land Trust will seek donated easements in these areas whenever possible but also may purchase easements

that help complete key complexes as necessary.

The development and disturbance of the state's remaining sensitive shoreland habitat continues to be a threat identified in many of the State's resource protection plans. Science conducted by the DNR and others indicate that the shoreland zone—from high ground through the water's edge and into the shallow submerged areas—is one of the most biologically diverse and important habitat types for a variety of wildlife species, including fish and waterfowl. Because so much shoreline habitat is on private land, it is also one of Minnesota's most threatened resources due to the intensity of shoreline development and non-compatible management.

Fortunately, there is an opportunity to address this threat by working with private landowners in northeast Minnesota who are ready and willing to grant conservation easements on exceptional shoreline habitat, thus providing high-leverage, immediately-tangible protection for these diminishing habitat types. Outreach conducted under Phases 1 and 2 of this program have generated significant landowner interest and Phase 3 will provide the resources to meet this demand. Additionally, the recent lull in the real-estate market has given many landowners an opportunity to reflect on the future of their lands, thus providing a narrow window of time to invest in these shoreland protection projects at a fraction of the cost of full fair market acquisition.

Outcomes from this project include: 1) healthy populations of trout and other fish species, waterfowl, and other species in greatest conservation need; 2) maintaining water quality of aquatic resources; 3) increased participation of private landowners in habitat projects; and 4) enhancement of prior state and local investments made in shoreland and forest conservation in the region. The Land Trust will strategically target complexes of protect lands in which these outcomes are maximized.

Conservation easements secured under this program will be perpetual and drafted to further prevent the fragmentation and destruction of existing habitat. These easements will ensure that the sensitive shoreline habitat under easement will remain ecologically viable and productive for fish, game and wildlife. The conservation easements acquired will prohibit land uses or development that negatively impacts the important habitat values and will require habitat management plans to ensure that long-term management will maximize the benefits of the shoreland and associated forested uplands. Furthermore, the Land Trust will seek opportunities to work with the landowners and other organizations to conduct restoration activities and secure angler access if appropriate.

Proposed activities under this grant include:

- 1) contacting and negotiating with interested landowners;
- 2) drafting and completing perpetual conservation easements;
- 3) documenting property conditions and requiring habitat management plans as appropriate;
- 4) dedicating funds for the perpetual monitoring and enforcement of those easements.

The Land Trust works only with conservation easements that are perpetual. These easements prohibit land uses or development that negatively affect important habitat and other conservation values. These easements are monitored annually and enforced as necessary under the Land Trust's comprehensive conservation easement stewardship program.

We also anticipate working in partnership with appropriate public agencies, non-profit organizations and other stakeholders in the region. In particular on the North Shore trout streams, we will coordinate with the DNR and Trout Unlimited in exploring angler access and in-stream restoration activities as needs are identified.

The Minnesota Land Trust is a nationally-accredited conservation organization with a twenty-year history of protecting Minnesota's most sensitive shoreland and unique wildlife habitats around the state.

Crops:

Will there be planting of corn or any crop on OHF land purchased or restored in this program - **No**

How does the request address MN habitats that have: historical value to fish and wildlife, wildlife species of greatest conservation need, MN County Biological Survey data, and/or rare, threatened and endangered species inventories:

Phase 3 of this program will protect critical shoreland habitats that are essential to maintaining fish and wildlife populations in northeast Minnesota as identified in numerous plans, including the Minnesota County Biological Survey, the DNR's Aquatic Management Area program, the State Conservation and Preservation Plan, Minnesota DNR Strategic Conservation Agenda, and the Outdoor Heritage Fund: A 25 Year Framework. The central goal of this program is to protect critical shoreland high-quality wildlife habitats in Minnesota's Northeast region by securing permanent conservation easements in strategic locations along priority lakes and

rivers, leaving a lasting legacy of protected habitat complexes. The natural shoreline around Minnesota's celebrated lakes and rivers comprises one of the most biologically important systems in the state for fish, game and wildlife and is also one of its most threatened. This program will preserve an important component of Minnesota's natural heritage, resulting in healthy populations of trout and other fish, waterfowl, and other species in greatest conservation need and maintaining water quality of aquatic resources.

What is the nature of urgency and why it is necessary to spend public money for this work as soon as possible:

Outreach conducted under Phases 1 and 2 of this program has generated significant landowner interest. Additionally, the recent lull in the real-estate market has given many landowners an opportunity to reflect on the future of their lands, providing a narrow window of time to invest in these shoreland protection projects.

Describe the science based planning and evaluation model used:

All lands protected by Phase 3 have been identified as part of high priority conservation corridors through planning processes by public and private entities, including the Minnesota Land Trust, the Minnesota DNR, and the US Fish and Wildlife Service.

Which sections of the Minnesota Statewide Conservation and Preservation Plan are applicable to this project:

- H1 Protect priority land habitats
- H2 Protect critical shoreland of streams and lakes

Which other plans are addressed in this proposal:

- Minnesota DNR Strategic Conservation Agenda
- Tomorrow's Habitat for the Wild and Rare

Which LSOHC section priorities are addressed in this proposal:

Northern Forest:

- Protect shoreland and restore or enhance critical habitat on wild rice lakes, shallow lakes, cold water lakes, streams and rivers, and spawning areas

Relationship to other funds:

- Not Listed

How does this proposal accelerate or supplement your current efforts in this area:

The majority of financial support to the Minnesota Land Trust must be raised on an annual basis. Capital funds are expended only when a priority opportunity becomes available and project-specific funds are obtained to complete the acquisition. Therefore, work proposed under this grant will accelerate our efforts in this region, and these grant funds will not substitute for or supplant other funding sources. Additionally, outreach conducted under Phases 1 and 2 of this program have generated significant landowner interest, thus Phase 3 will build upon the success of Phases 1 and 2.

Describe the source and amount of non-OHF money spent for this work in the past:

Appropriation Year	Source	Amount
2009	Environmental and Natural Resources Trust Fund	210,000
2011	Environmental and Natural Resources Trust Fund	450,000

How will you sustain and/or maintain this work after the Outdoor Heritage Funds are expended:

The land permanently protected through conservation easements will be sustained through the best standards and practices for conservation easement stewardship. The Minnesota Land Trust is a nationally-accredited land trust with a very successful stewardship program that includes annual property monitoring, effective records management, addressing inquiries and interpretations, tracking changes in ownership, investigating potential violations and defending the easement in case of a true violation. Funding for these

easement stewardship activities is included in the project budget.

Explain the things you will do in the future to maintain project outcomes:

Year	Source of Funds	Step 1	Step 2	Step 3
June 30, 2018	OHF	Acquire conservation easements: 1) Identify landowners, 2) Negotiate, draft and complete easements, 3) Dedicate funds for easement stewardship		
Annually, perpetually	OHF	Monitor easements annually and enforce easement terms		

Activity Details:

If funded, this proposal will meet all applicable criteria set forth in MS 97A.056 - **Yes**

Will the eased land be open for public use - **No**

Is the land you plan to acquire free of any other permanent protection - **Yes**

Accomplishment Timeline:

Activity	Approximate Date Completed
Acquire conservation easements: 1) Identify landowners, 2) Negotiate, draft, and complete easements, 3) Dedicate funds for easement stewardship	June 30, 2018

Date of Final Report Submission: 8/15/2018

Federal Funding:

Do you anticipate federal funds as a match for this program - **Not Listed**

Outcomes:

Programs in the northern forest region:

- Forestlands are protected from development and fragmentation *This program will permanently protect 1,000 acres of northern forest region habitats and approximately 2.5 miles of undeveloped shoreline, thereby preventing habitat fragmentation and associated degradation of near-shore aquatic and terrestrial habitats.*

Budget Spreadsheet

Budget reallocations up to 10% do not require an amendment to the Accomplishment Plan

How will this program accommodate the reduced appropriation recommendation from the original proposed requested amount

As our recommended appropriation is 88% of our original request, we believe we can still meet our acreage goals of 1,000 even though we may complete 1-2 fewer projects overall.

Total Amount of Request: \$ 1690000

Budget and Cash Leverage

BudgetName	LSOHC Request	Anticipated Leverage	Leverage Source	Total
Personnel	\$270,000	\$0		\$270,000
Contracts	\$0	\$0		\$0
Fee Acquisition w/ PILT	\$0	\$0		\$0
Fee Acquisition w/o PILT	\$0	\$0		\$0
Easement Acquisition	\$993,000	\$0		\$993,000
Easement Stewardship	\$220,000	\$0		\$220,000
Travel	\$12,000	\$0		\$12,000
Professional Services	\$195,000	\$0		\$195,000
Direct Support Services	\$0	\$0		\$0
DNR Land Acquisition Costs	\$0	\$0		\$0
Capital Equipment	\$0	\$0		\$0
Other Equipment/Tools	\$0	\$0		\$0
Supplies/Materials	\$0	\$0		\$0
DNR IDP	\$0	\$0		\$0
Total	\$1,690,000	\$0		\$1,690,000

Personnel

Position	FTE	Over # of years	LSOHC Request	Anticipated Leverage	Leverage Source	Total
	1.00	3.00	\$270,000	\$0		\$270,000
Total	1.00	3.00	\$270,000	\$0		\$270,000

Amount of Request: \$1,690,000

Amount of Leverage: \$0

Leverage as a percent of the Request: 0.00%

Output Tables

Table 1a. Acres by Resource Type

Type	Wetlands	Prairies	Forest	Habitats	Total
Restore	0	0	0	0	0
Protect in Fee with State PILT Liability	0	0	0	0	0
Protect in Fee W/O State PILT Liability	0	0	0	0	0
Protect in Easement	0	0	0	1,000	1,000
Enhance	0	0	0	0	0
Total	0	0	0	1,000	1,000

Table 2. Total Requested Funding by Resource Type

Type	Wetlands	Prairies	Forest	Habitats	Total
Restore	\$0	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$0	\$0	\$0	\$0
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0	\$0
Protect in Easement	\$0	\$0	\$0	\$1,690,000	\$1,690,000
Enhance	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$1,690,000	\$1,690,000

Table 3. Acres within each Ecological Section

Type	Metro Urban	ForestPrairie	SE Forest	Prairie	N Forest	Total
Restore	0	0	0	0	0	0
Protect in Fee with State PILT Liability	0	0	0	0	0	0
Protect in Fee W/O State PILT Liability	0	0	0	0	0	0
Protect in Easement	0	0	0	0	1,000	1,000
Enhance	0	0	0	0	0	0
Total	0	0	0	0	1,000	1,000

Table 4. Total Requested Funding within each Ecological Section

Type	Metro Urban	ForestPrairie	SE Forest	Prairie	N Forest	Total
Restore	\$0	\$0	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$0	\$0	\$0	\$0	\$0
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0	\$0	\$0
Protect in Easement	\$0	\$0	\$0	\$0	\$1,690,000	\$1,690,000
Enhance	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$1,690,000	\$1,690,000

Table 5. Average Cost per Acre by Resource Type

Type	Wetlands	Prairies	Forest	Habitats
Restore	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$0	\$0	\$0
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0
Protect in Easement	\$0	\$0	\$0	\$1690
Enhance	\$0	\$0	\$0	\$0

Table 6. Average Cost per Acre by Ecological Section

Type	Metro/Urban	Forest/Prairie	SE Forest	Prairie	Northern Forest
Restore	\$0	\$0	\$0	\$0	\$0
Protect in Fee with State PILT Liability	\$0	\$0	\$0	\$0	\$0
Protect in Fee W/O State PILT Liability	\$0	\$0	\$0	\$0	\$0
Protect in Easement	\$0	\$0	\$0	\$0	\$1690
Enhance	\$0	\$0	\$0	\$0	\$0

Target Lake/Stream/River Feet or Miles

2.5 miles of sensitive shoreline

Parcel List

For restoration and enhancement programs ONLY: Managers may add, delete, and substitute projects on this parcel list based upon need, readiness, cost, opportunity, and/or urgency so long as the substitute parcel/project forwards the constitutional objectives of this program in the Project Scope table of this accomplishment plan. The final accomplishment plan report will include the final parcel list.

Section 1 - Restore / Enhance Parcel List

No parcels with an activity type restore or enhance.

Section 2 - Protect Parcel List

Carlton

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Bear Lake	04618206	80	\$0	No	Not Applicable	Not Applicable
West Kettle	04720219	100	\$0	No	Not Applicable	Not Applicable

Cook

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Dyers Lake	05805209	264	\$0	No	Not Applicable	Not Applicable
Elbow Lake	06201215	40	\$0	No	Not Applicable	Not Applicable
Farquhar Creek	06304234	686	\$0	No	Not Applicable	Not Applicable
Flute River	06203203	40	\$0	No	Not Applicable	Not Applicable
Greenwood Lake	06402223	264	\$0	No	Not Applicable	Not Applicable
Kemo Lake	06301227	16	\$0	No	Not Applicable	Not Applicable
Lake Superior	05805201	40	\$0	No	Not Applicable	Not Applicable
Moosehorn Lake	06304230	226	\$0	No	Not Applicable	Not Applicable
Myhr Creek	06103223	80	\$0	No	Not Applicable	Not Applicable
Superior Vista	06202232	30	\$0	No	Not Applicable	Not Applicable

Itasca

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Eagle Lake	05925201	35	\$0	No	Not Applicable	Not Applicable
Eagle Lake	05925202	34	\$0	No	Not Applicable	Not Applicable
Hale Lake	03525217	75	\$0	No	Not Applicable	Not Applicable

Kanabec

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Snake River	04323223	0	\$0	No	Not Applicable	Not Applicable

Koochiching

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Rainy Lake	07122219	13	\$0	No	Not Applicable	Not Applicable
Rainy Lake	07122219	25	\$0	No	Not Applicable	Not Applicable
Rainy Lake	07123226	16	\$0	No	Not Applicable	Not Applicable

Lake

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Carlson	05311224	76	\$0	No	Not Applicable	Not Applicable
Castle Danger	05409233	44	\$0	No	Not Applicable	Not Applicable
French River	05213228	158	\$0	No	Not Applicable	Not Applicable
Knife River	05311231	40	\$0	No	Not Applicable	Not Applicable
Stewart River	05411234	35	\$0	No	Not Applicable	Not Applicable

St. Louis

Name	TRDS	Acres	Est Cost	Existing Protection?	Hunting?	Fishing?
Burntside Lake	06313223	29	\$0	No	No t Applicable	Not Applicable
Burntside Lake	06313229	15	\$0	No	No t Applicable	Not Applicable
Burntside River	06313226	205	\$0	No	No t Applicable	Not Applicable
Echo Trail	06412218	102	\$0	No	No t Applicable	Not Applicable
Lake Vermilion	06215205	35	\$0	No	No t Applicable	Not Applicable
Lake Vermilion	06215205	440	\$0	No	No t Applicable	Not Applicable
Lake Vermilion	06215215	5	\$0	No	No t Applicable	Not Applicable
Lake Vermilion	06316232	93	\$0	No	No t Applicable	Not Applicable
Petrel Creek	05612203	40	\$0	No	No t Applicable	Not Applicable
St. Louis/Embarrass	05716220	298	\$0	No	No t Applicable	Not Applicable
St. Louis River	05618219	85	\$0	No	No t Applicable	Not Applicable
Sucker River	05112210	14	\$0	No	No t Applicable	Not Applicable

Section 2a - Protect Parcel with Bldgs

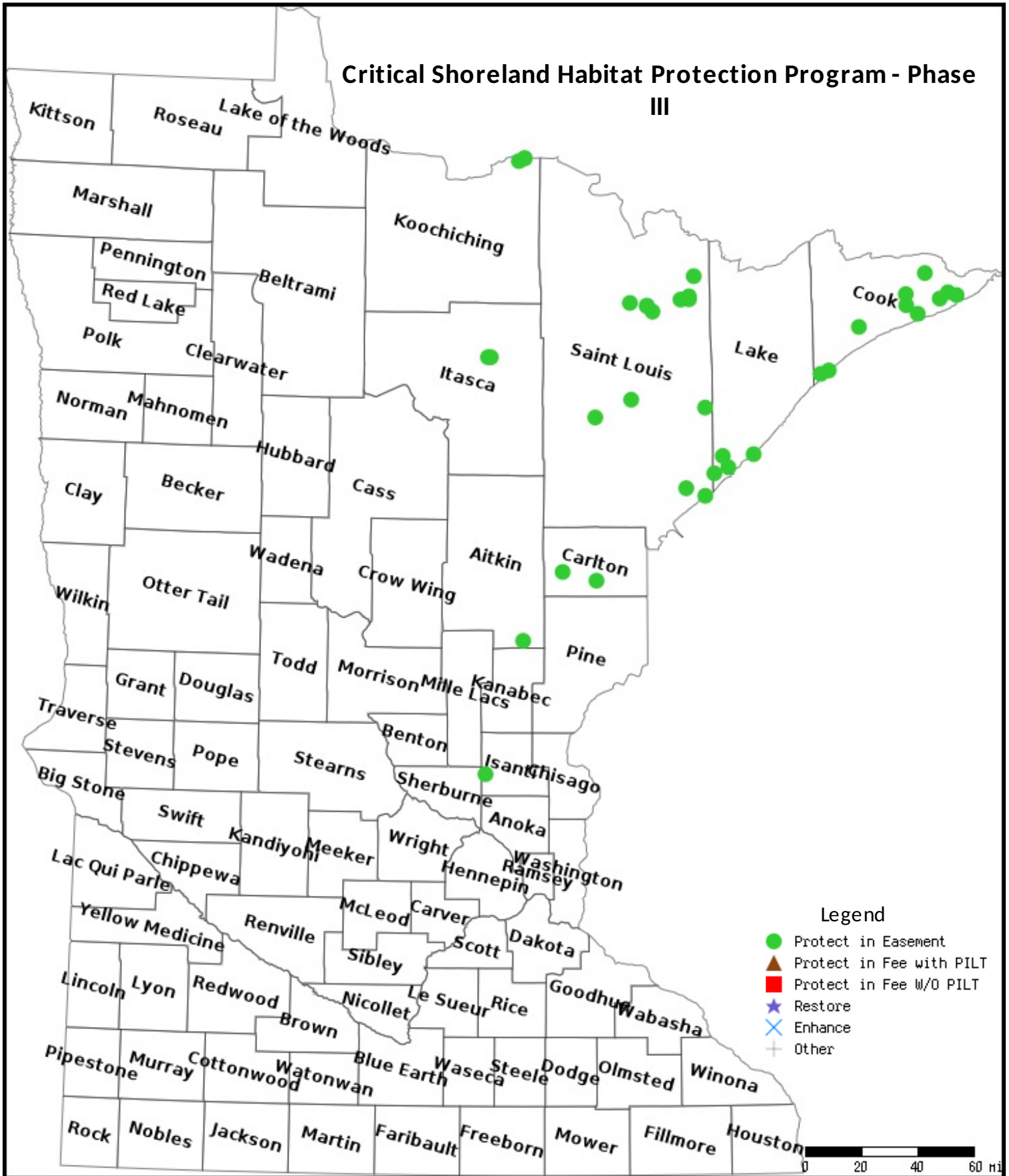
No parcels with an activity type protect and has buildings.

Section 3 - Other Parcel Activity

No parcels with an other activity type.

Parcel Map

Critical Shoreland Habitat Protection Program - Phase III



Data Generated From Parcel List