

## 6.0 SPECIAL CONDITIONS

The Permittee shall provide a report to the Commission as part of the plan and profile submission that describes the actions taken and mitigative measures developed regarding the Project and the following special conditions. Special conditions shall take precedence over other conditions of this permit should there be a conflict.

### ~~6.1 Bird Diverters~~

~~The USFWS has indicated a need for bird flight diverters near the Red Eye WMA. There may be other areas of the project where the Minnesota Department of Natural Resources (DNR) and USFWS would recommend the use of bird flight diverters, such as at public water crossings.~~

### ~~6.2 Erosion Control~~

~~The Permittee shall use biodegradable erosion control measures where practicable instead of plastic or non-biodegradable erosion control measures.~~

### ~~6.3 Invasive Species Management Plan~~

~~The Permittee shall develop an invasive species management plan and provide an opportunity for the MN DNR to comment on the draft plan before submitting it to the Commission with its plan and profile.~~

### 6.1 Alajoki Cemetery

The Permittees shall avoid placing structures along the existing frontage of the Alajoki Cemetery and its planned future expansion, consistent with engineering constraints for the line.

### 6.2 Avian Mitigation Plan

The Permittees shall consult with the DNR and USFWS to develop an avian mitigation plan for the Project. It is appropriate for the plan to incorporate expressed recommendations of the DNR and USFWS, including the use of bird flight diverters at public water crossings and near the Red Eye WMA and the use of raptor perch deterrents for structures near the Red Eye WMA.

### 6.3 Vegetation Management Plan

The Permittee shall consult with the DNR to develop a vegetation management plan for the Project. It is appropriate for the plan to incorporate expressed recommendations of the DNR including management of vegetation within the ROW to maintain low-growing plants on the border of the ROW (wire zone / border zone management) and maintaining natural vegetation within a 50 foot buffer on both banks at all stream crossings (Kitten, Blueberry, Shell, and Fish Hook). The Vegetation Management Plan shall also include ROW management approach, invasive species control and prevention measures, shoreland vegetation management, and herbicide used.

#### **6.4 Rare and Unique Natural Resources**

The Permittees shall implement those mitigation strategies recommended by the DNR for rare and unique natural resources as identified in Finding 164.

#### **6.5 Erosion Control**

The Permittees shall implement erosion control measures near Kettle Creek and the Blueberry River to mitigate potential impacts to the Creek Heelsplitter mussel as identified in Finding 165.

#### **6.6 Bat Studies**

The Permittees shall file with the Commission the results of any additional Northern Long-Eared Bat (“NLEB”) studies conducted for the Project. If the permittees are required to obtain an incidental take permit from the USFWS, the permittees should file a copy of the permit with the Commission.

*[Describe any special conditions]*

*Examples of special conditions included in permits:*

- *Avian Mitigation Plan*
- *Environmental Control Plan*
- *Agriculture Mitigation Plan*

- ~~Vegetation Management Plan~~
- ~~Property Restrictions~~
- ~~Minnesota Department of Natural Resources Requirements~~
- ~~Minnesota Pollution Control Requirements~~
- ~~Minnesota State Historical Preservation Office Requirements~~
- ~~Minnesota Department of Transportation Requirements~~

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