Minnesota Wetland Conservation Act
Notice of Decision

Local Government Unit (LGU)  
City of Golden Valley

Address  
7800 Golden Valley Rd  
Golden Valley, MN 55427

1. PROJECT INFORMATION

<table>
<thead>
<tr>
<th>Applicant Name</th>
<th>Project Name</th>
<th>Date of Application</th>
<th>Application Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Golden Valley</td>
<td>2018/2019 Pond Maintenance</td>
<td>11/1/18</td>
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</tr>
</tbody>
</table>

☐ Attach site locator map.

Type of Decision:

☐ Wetland Boundary or Type  ☒ No-Loss  ☐ Exemption  ☐ Sequencing

☐ Replacement Plan  ☐ Banking Plan

Technical Evaluation Panel Findings and Recommendation (if any):

☐ Approve  ☐ Approve with conditions  ☐ Deny

Summary (or attach): none

2. LOCAL GOVERNMENT UNIT DECISION

Date of Decision: 11/28/18

☒ Approved  ☐ Approved with conditions (include below)  ☐ Denied

LGU Findings and Conclusions (attach additional sheets as necessary):

The City of Golden Valley is proposing to excavate ML-2 and ML-3, two city-owned stormwater ponds to remove sediment. Work is expected to begin in December 2018 and finish in Spring 2019.

The City of Golden Valley applied for a No-Loss decision under the excavation of deposited sediment in wetlands used as stormwater ponds does not require replacement. Sediment sampling was completed in 2018 and found accumulated sediment within both pond including contaminated sediment in ML-3. The accumulated sediment has caused both ponds to be shallower than their managed depths. Sediment will be excavated in each pond to return the ponds to their managed depths. Excavated sediment will be deposited in upland areas.

The LGU approves this application pursuant to MR 8420.0415
For Replacement Plans using credits from the State Wetland Bank:

<table>
<thead>
<tr>
<th>Bank Account #</th>
<th>Bank Service Area</th>
<th>County</th>
<th>Credits Approved for Withdrawal (sq. ft. or nearest .01 acre)</th>
</tr>
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</table>

**Replacement Plan Approval Conditions.** In addition to any conditions specified by the LGU, the approval of a Wetland Replacement Plan is conditional upon the following:

- **Financial Assurance:** For project-specific replacement that is not in-advance, a financial assurance specified by the LGU must be submitted to the LGU in accordance with MN Rule 8420.0522, Subp. 9 (List amount and type in LGU Findings).

- **Deed Recording:** For project-specific replacement, evidence must be provided to the LGU that the BWSR “Declaration of Restrictions and Covenants” and “Consent to Replacement Wetland” forms have been filed with the county recorder’s office in which the replacement wetland is located.

- **Credit Withdrawal:** For replacement consisting of wetland bank credits, confirmation that BWSR has withdrawn the credits from the state wetland bank as specified in the approved replacement plan.

*Wetlands may not be impacted until all applicable conditions have been met!*

**LGU Authorized Signature:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>Date</th>
<th>Phone Number and E-mail</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeff Oliver, PE</td>
<td>City Engineer</td>
<td>11/28/18</td>
<td>763-593-8034</td>
</tr>
<tr>
<td>City of Golden Valley</td>
<td></td>
<td></td>
<td><a href="mailto:joliver@goldenvalleymn.gov">joliver@goldenvalleymn.gov</a></td>
</tr>
</tbody>
</table>

**THIS DECISION ONLY APPLIES TO THE MINNESOTA WETLAND CONSERVATION ACT.**

Additional approvals or permits from local, state, and federal agencies may be required. Check with all appropriate authorities before commencing work in or near wetlands.

Applicants proceed at their own risk if work authorized by this decision is started before the time period for appeal (30 days) has expired. If this decision is reversed or revised under appeal, the applicant may be responsible for restoring or replacing all wetland impacts.

This decision is valid for three years from the date of decision unless a longer period is advised by the TEP and specified in this notice of decision.

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**3. APPEAL OF THIS DECISION**

Pursuant to MN Rule 8420.0905, any appeal of this decision can only be commenced by mailing a petition for appeal, including applicable fee, within thirty (30) calendar days of the date of the mailing of this Notice to the following as indicated:

- **Appeal of an LGU staff decision.** Send petition and $TBD fee (if applicable) to:
  
  City Clerk
  
  7800 Golden Valley Rd
  
  Golden Valley, MN 55427

- **Appeal of LGU governing body decision.** Send petition and $500 filing fee to:
  
  Executive Director
  
  Minnesota Board of Water and Soil Resources
  
  520 Lafayette Road North
  
  St. Paul, MN 55155
4. LIST OF ADDRESSEES

☐ SWCD TEP member: Stacey Lijewski, Hennepin County Environment & Energy Dept
☐ BWSR TEP member: Ben Carlson, BWSR, 520 Lafayette Road North, St. Paul, MN 55155, ben.carlson@state.mn.us
☐ LGU TEP member (if different than LGU Contact):
☐ DNR TEP member: Becky Horton, 1200 Warner Road, St. Paul, MN 55106, becky.horton@state.mn.us
☐ DNR Regional Office (if different than DNR TEP member)
☐ WD or WMO (if applicable): Laura Jester, Bassett Creek WMC Admin, laura.jester@keystonewaters.com
☐ Applicant and Landowner (if different)
☐ Members of the public who requested notice:

☐ Corps of Engineers Project Manager
☐ BWSR Wetland Bank Coordinator (wetland bank plan decisions only)

5. MAILING INFORMATION

➢ For a list of BWSR TEP representatives: www.bwsr.state.mn.us/aboutbwsr/workareas/WCA_areas.pdf
➢ For a list of DNR TEP representatives: www.bwsr.state.mn.us/wetlands/wca/DNR_TEP_contacts.pdf
➢ For a list of Corps of Project Managers: www.mvp.usace.army.mil/regulatory/default.asp?pageid=687
or send to:

US Army Corps of Engineers
St. Paul District, ATTN: OP-R
180 Fifth St. East, Suite 700
St. Paul, MN 55101-1678

➢ For Wetland Bank Plan applications, also send a copy of the application to:

Minnesota Board of Water and Soil Resources
Wetland Bank Coordinator
520 Lafayette Road North
St. Paul, MN 55155

6. ATTACHMENTS

In addition to the site locator map, list any other attachments:

☐ Joint Application with project plans
Figure 1: Project Location
2018/2019 Pond Maintenance Project
City of Golden Valley