

# Minnesota Wetland Conservation Act

## Notice of Decision

Local Government Unit (LGU) <b>City of Golden Valley</b>	Address 7800 Golden Valley Rd Golden Valley, MN 55427
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### 1. PROJECT INFORMATION

Applicant Name <b>City of Golden Valley</b>	Project Name <b>2018/2019 Pond Maintenance</b>	Date of Application <b>11/1/18</b>	Application Number
<input checked="" type="checkbox"/> Attach site locator map.			

Type of Decision:

<input type="checkbox"/> Wetland Boundary or Type	<input checked="" type="checkbox"/> No-Loss	<input type="checkbox"/> Exemption	<input type="checkbox"/> Sequencing
<input type="checkbox"/> Replacement Plan	<input type="checkbox"/> Banking Plan		

Technical Evaluation Panel Findings and Recommendation (if any):

<input type="checkbox"/> Approve	<input type="checkbox"/> Approve with conditions	<input type="checkbox"/> Deny
Summary (or attach): none		

### 2. LOCAL GOVERNMENT UNIT DECISION

Date of Decision: 11/28/18		
<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Approved with conditions (include below)	<input type="checkbox"/> 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:

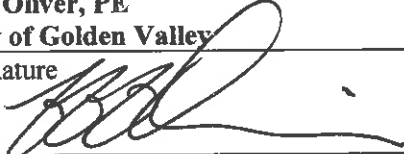
Bank Account #	Bank Service Area	County	Credits Approved for Withdrawal (sq. ft. or nearest .01 acre)
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**Replacement Plan Approval Conditions.** In addition to any conditions specified by the LGU, the approval of a Wetland Replacement Plan is conditional 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:

Signing and mailing of this completed form to the appropriate recipients in accordance with 8420.0255, Subp. 5 provides notice that a decision was made by the LGU under the Wetland Conservation Act as specified above. If additional details on the decision exist, they have been provided to the landowner and are available from the LGU upon request.		
Name <b>Jeff Oliver, PE</b> City of Golden Valley	Title <b>City Engineer</b>	
Signature 	Date <b>11/28/18</b>	Phone Number and E-mail <b>763-593-8034</b> <b>joliver@goldenvalleymn.gov</b>

**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.

### 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:

Check one:

<input checked="" type="checkbox"/> Appeal of an LGU staff decision. Send petition and <b>\$TBD</b> fee (if applicable) to: <b>City Clerk</b> <b>7800 Golden Valley Rd</b> <b>Golden Valley, MN 55427</b>	<input type="checkbox"/> Appeal of LGU governing body decision. Send petition and \$500 filing fee to: <b>Executive Director</b> <b>Minnesota Board of Water and Soil Resources</b> <b>520 Lafayette Road North</b> <b>St. Paul, MN 55155</b>
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#### 4. LIST OF ADDRESSEES

<input checked="" type="checkbox"/> SWCD TEP member: Stacey Lijewski, Hennepin County Environment & Energy Dept
<input checked="" type="checkbox"/> BWSR TEP member: Ben Carlson, BWSR, 520 Lafayette Road North, St. Paul, MN 55155, <a href="mailto:ben.carlson@state.mn.us">ben.carlson@state.mn.us</a>
<input type="checkbox"/> LGU TEP member (if different than LGU Contact):
<input checked="" type="checkbox"/> DNR TEP member: Becky Horton, 1200 Warner Road, St. Paul, MN 55106, <a href="mailto:becky.horton@state.mn.us">becky.horton@state.mn.us</a>
<input type="checkbox"/> DNR Regional Office (if different than DNR TEP member)
<input checked="" type="checkbox"/> WD or WMO (if applicable): Laura Jester, Bassett Creek WMC Admin, <a href="mailto:laura.jester@keystonewaters.com">laura.jester@keystonewaters.com</a>
<input checked="" type="checkbox"/> Applicant and Landowner (if different)
<input type="checkbox"/> Members of the public who requested notice:
<input type="checkbox"/> Corps of Engineers Project Manager
<input type="checkbox"/> 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](http://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](http://www.bwsr.state.mn.us/wetlands/wca/DNR_TEP_contacts.pdf)

➤ Department of Natural Resources Regional Offices:

NW Region:	NE Region:	Central Region:	Southern Region:
Reg. Env. Assess. Ecol. Div. Ecol. Resources 2115 Birchmont Beach Rd. NE Bemidji, MN 56601	Reg. Env. Assess. Ecol. Div. Ecol. Resources 1201 E. Hwy. 2 Grand Rapids, MN 55744	Reg. Env. Assess. Ecol. Div. Ecol. Resources 1200 Warner Road St. Paul, MN 55106	Reg. Env. Assess. Ecol. Div. Ecol. Resources 261 Hwy. 15 South New Ulm, MN 56073

For a map of DNR Administrative Regions, see: [http://files.dnr.state.mn.us/aboutdnr/dnr\\_regions.pdf](http://files.dnr.state.mn.us/aboutdnr/dnr_regions.pdf)

➤ For a list of Corps of Project Managers: [www.mvp.usace.army.mil/regulatory/default.asp?pageid=687](http://www.mvp.usace.army.mil/regulatory/default.asp?pageid=687)  
or send to:

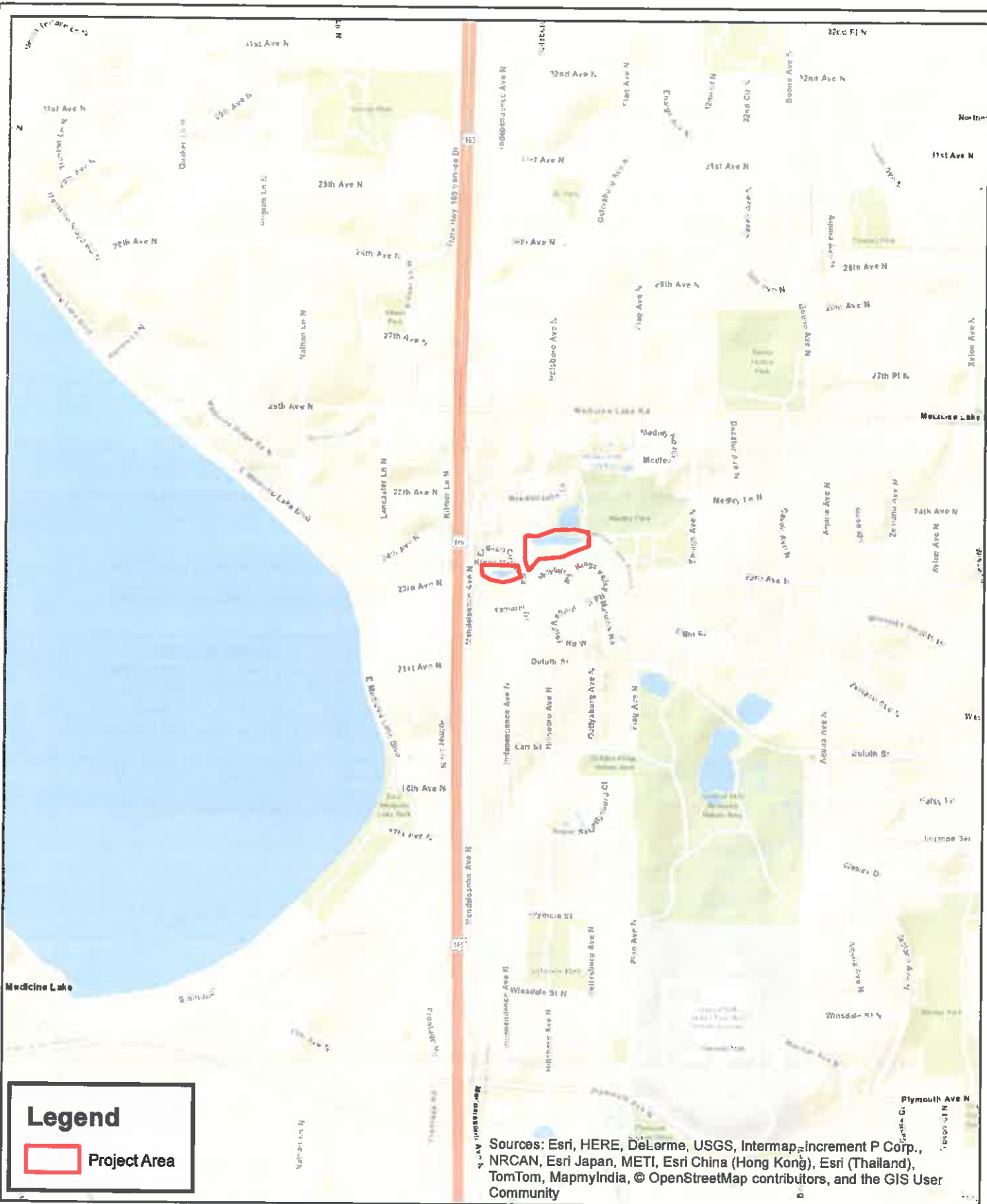
US Army Corps of Engineers  
St. Paul District, ATTN: OP-R  
180 Fifth St. East, Suite 700  
St. Paul, MN 55101-1678

➤ 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:	
<input checked="" type="checkbox"/>	Joint Application with project plans
<input checked="" type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	



**Legend**

 Project Area

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community



**Figure 1: Project Location**  
 2018/2019 Pond Maintenance Project  
 City of Golden Valley

N

0 1,000 Feet

1 inch = 1,000 feet

