

Minnesota Wetland Conservation Act Notice of Application

Local Government Unit: City of Plymouth	County: Hennepin
Applicant Name: Dietrich Development, LLC and JNA 55, LLC	
Applicant Representative: Aaron Remer, GZA GeoEnvironmental Inc.	
Project Name: Plymouth Apartments – Highway 55 JNA Site	
LGU Project No. (if any): 2023-02	
Date Complete Application Received by LGU: 2/10/2023	
Date this Notice was Sent by LGU: 2/22/2023	
Date that Comments on this Application Must Be Received By LGU¹: 3/15/2023	

¹ minimum 15 business day comment period for Boundary & Type, Sequencing, Replacement Plan and Bank Plan Applications

WCA Decision Type - check all that apply

<input checked="" type="checkbox"/> Wetland Boundary/Type	<input type="checkbox"/> Sequencing	<input type="checkbox"/> Replacement Plan	<input type="checkbox"/> Bank Plan (not credit purchase)
<input type="checkbox"/> No-Loss (8420.0415)	<input type="checkbox"/> Exemption (8420.0420)		
Part: <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/> D <input type="checkbox"/> E <input type="checkbox"/> F <input type="checkbox"/> G <input type="checkbox"/> H		Subpart: <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5 <input type="checkbox"/> 6 <input type="checkbox"/> 7 <input type="checkbox"/> 8 <input type="checkbox"/> 9	

Replacement Plan Impacts (replacement plan decisions only)

Total WCA Impact Area Proposed:
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Application Materials

<input checked="" type="checkbox"/> Attached <input type="checkbox"/> Other ¹ (specify):

¹ Link to ftp or other accessible file sharing sites is acceptable.

Comments on this application should be sent to:

LGU Contact Person: Ben Scharenbroich, Water Resources Supervisor
E-Mail Address: bscharenbroich@plymouthmn.gov
Address and Phone Number: 3400 Plymouth Blvd, Plymouth, MN 55447
Decision-Maker for this Application:
<input checked="" type="checkbox"/> Staff <input type="checkbox"/> Governing Board/Council <input type="checkbox"/> Other (specify):

Notice Distribution (include name)

Required on all notices:

<input checked="" type="checkbox"/> SWCD TEP Member: Ms. Stacey Lijewski, HCA, 701 Fourth Avenue South, Suite 700, Minneapolis, MN 55415-1600
<input checked="" type="checkbox"/> BWSR TEP Member: Jed Chesnut, BWSR, 520 Lafayette Road North, St. Paul, MN 55401
<input type="checkbox"/> LGU TEP Member (if different than LGU contact):
<input checked="" type="checkbox"/> DNR Representative: Melissa Collins, MnDNR, 1200 Warner Road, St. Paul, MN 55106 Wes Saunders-Pearce, MnDNR, 1200 Warner Road, St. Paul, MN 55106
<input checked="" type="checkbox"/> Watershed District or Watershed Mgmt. Org.: BCWMC, c/o Laura Jester, 16145 Hillcrest Lane, Eden Prairie, MN 55346
<input checked="" type="checkbox"/> Applicant (notice only): Dietrich Development, LLC, 5021 Vernon Avenue South, Suite 201, Edina MN 55436
<input checked="" type="checkbox"/> Agent/Consultant (notice only): GZA GeoEnvironmental Inc, Aaron Remer, 7505 Metro Boulevard, Suite 300, Edina MN 55439

Optional or As Applicable:

<input checked="" type="checkbox"/> Corps of Engineers: US Army Corps of Engineers
<input type="checkbox"/> BWSR Wetland Mitigation Coordinator (required for bank plan applications only):

Members of the Public (notice only): Other: Lori Sommers, City of Plymouth –
Planning Division, 3400 Plymouth Blvd Plymouth MN 55447

Signature: 	Date: 02/22/2023
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This notice and accompanying application materials may be sent electronically or by mail. The LGU may opt to send a summary of the application to members of the public upon request per 8420.0255, Subp. 3.

Minnesota Wetland Conservation Act Notice of Decision

Local Government Unit: City of Crystal County: Hennepin
Applicant Name: City of Crystal Parks and Recreation Department, John Elholm, CPRP, Recreation Director Applicant Representative: Nicole Zappetillo, Environmental Planning Lead, SRF Consulting Group, Inc.
Project Name: Bassett Creek Park Bridge LGU Project No. (if any):
Date Application Received by LGU: 1/12/2023
Date of LGU Decision: 2/28/2023
Date this Notice was Sent: 2/28/2023

WCA Decision Type - check all that apply

<input checked="" type="checkbox"/> Wetland Boundary/Type <input type="checkbox"/> Sequencing <input type="checkbox"/> Replacement Plan <input type="checkbox"/> Bank Plan (not credit purchase)
<input checked="" type="checkbox"/> No-Loss (8420.0415) <input checked="" type="checkbox"/> Exemption (8420.0420)
Part: <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/> D <input type="checkbox"/> E <input type="checkbox"/> F <input type="checkbox"/> G <input checked="" type="checkbox"/> H Subpart: <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5 <input type="checkbox"/> 6 <input type="checkbox"/> 7 <input checked="" type="checkbox"/> 8 <input type="checkbox"/> 9

Replacement Plan Impacts (replacement plan decisions only)

Total WCA Wetland Impact Area: not applicable
Wetland Replacement Type: <input type="checkbox"/> Project Specific Credits: <input type="checkbox"/> Bank Credits:
Bank Account Number(s):

Technical Evaluation Panel Findings and Recommendations (attach if any)

<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Approve w/Conditions <input type="checkbox"/> Deny <input checked="" type="checkbox"/> See TEP communication below

LGU Decision

<input type="checkbox"/> Approved with Conditions (specify below) ¹ <input checked="" type="checkbox"/> Approved ¹ <input type="checkbox"/> Denied List Conditions:
Decision-Maker for this Application: <input checked="" type="checkbox"/> Staff <input type="checkbox"/> Governing Board/Council <input type="checkbox"/> Other:
Decision is valid for: <input checked="" type="checkbox"/> 5 years (default) <input type="checkbox"/> Other (specify):

¹ *Wetland Replacement Plan approval is not valid until BWSR confirms the withdrawal of any required wetland bank credits. For project-specific replacement a financial assurance per MN Rule 8420.0522, Subp. 9 and evidence that all required forms have been recorded on the title of the property on which the replacement wetland is located must be provided to the LGU for the approval to be valid.*

LGU Findings – Attach document(s) and/or insert narrative providing the basis for the LGU decision¹.

<input checked="" type="checkbox"/> Attachment(s) (specify): site location map, wetland delineation map, wetland impact map
<input checked="" type="checkbox"/> Summary:
On behalf of the City of Crystal Parks and Recreation Department, SRF Consulting Group, Inc. submitted a Level 1 wetland delineation report and joint application form requesting wetland boundary/type approval, WCA no-loss approval for temporary wetland impacts, and WCA de minimis exemption for permanent wetland impacts associated with the Bassett Creek Park Bridge replacement project located in Bassett Creek Park (PID 2111821310026), City of Crystal, Section 21, Township 118N, Range 21W, within Hennepin County. The project involves replacing a pedestrian bridge across Bassett Creek in Bassett Creek Park. The previously existing bridge was removed in 2022 due to its deteriorating condition and safety concerns.
SRF conducted a Level 1 wetland delineation for the purpose of determining WCA no-loss for temporary wetland impacts and WCA de minimis exemption for work within wetland above the Minnesota

Department of Natural Resources (DNR) ordinary high water elevation (OHWL) for the DNR Public Watercourse Bassett Creek.

A pre-application meeting was held on 1/4/2023 with Jed Chesnut (BWSR), Karen Wold (Barr Engineering for the LGU), Nicole Zappetillo and Casey Black (SRF for the applicant), and Wes Saunders-Pearce (DNR area hydrologist). During the meeting and in a follow up email message on 1/6/2023, Wes documented that the OHWL for the portion of Bassett Creek in the project area is estimated to follow the 842-foot elevation contour. A DNR Public Waters Work Permit was issued on 11/14/2022 authorizing the proposed wetland and stream impacts below the 842-foot contour. This WCA Notice of Decision provides approval for work in wetland above the DNR OHW.

SRF completed the Level 1 office wetland delineation in November 2022 for the project area based on a review of historical aerial imagery, NRCS soils data, LiDAR contour data, site photos taken by others, and a previously approved 2016 wetland delineation completed for the area south of the pedestrian bridge.

Wetlands delineated within the project evaluation area include:

Wetland 1A = 0.07 ac. of Type 1L PFO1A floodplain forest and 49 SF of Type 3 shallow marsh

Wetland 1C = 0.03 ac. of Type 1L PFO1A floodplain forest

In addition, the channel of Public Watercourse of Bassett Creek delineated as Channel 1B = 0.13 ac (200 ft.) R2UBH

The project will result in the following impacts:

	City of Crystal (above OHWL)	DNR (below OHWL)	Totals
Permanent Stream Impacts	-	76 ft (590 sf)	76 ft (590 sf)
Temporary Stream Impacts	-	32 ft (235 sf)	32 ft (235 sf)
Permanent Wetland Impacts	106 sf	292 sf	398 sf
Temporary Wetland Impacts	0.02 ac	0.03 ac	0.05 ac

- The 398 SF (106 SF above OHWL and 292 SF below OHWL) of permanent Type 1L wetland impacts in Wetlands 1A and 1C due to riprap placement for erosion protection, is within the allowable WCA de minimis exemption of 400 SF according to MN Rule 8420.0420 Subpart 8 A.(3)(c) for Type 1 wetland impacts in the less than 50 percent pre-settlement wetland area within the shoreland wetland protection zone.
- The 0.05 acre (0.02 ac. above OHWL and 0.03 ac. below OHWL) of temporary Type 1L wetland impacts in Wetlands 1A and 1C are due to equipment disturbance during bridge construction, riprap placement, and adjacent excavation for compensatory floodplain storage. Temporary impacts will be restored to pre-project conditions within three months from the start of activities and will be seeded with native seed mix 34-261 (Riparian South & West) in accordance with MN Rule 8420.0415 H.
- No mitigation is required for WCA regulated impacts.

The applicant has provided sufficient documentation to ensure that WCA no-loss and exemption conditions under MN Rule 8420.0410 will be met including implementation of erosion control measures and best management practices for water resource protection.

The application and a WCA Notice of Application were provided to TEP members on 1/26/2023.

The comment period ended on 2/17/2023 and no additional comments were received.

The WCA de minimis exemption and WCA no-loss for temporary impacts are approved, and the wetland boundaries and types were determined to be accurate based on the requirements of the 1987 U.S. Army Corps of Engineers Wetland Delineation Manual, the 2010 Midwest Regional Supplement, and the 2015 Guidance for Submittal of Delineation Reports to the USACE and WCA LGU in Minnesota, Version 2.0.

¹ Findings must consider any TEP recommendations.

Attached Project Documents

Site Location Map Project Plan(s)/Descriptions/Reports (specify): Wetland Delineation Map and Wetland Impact Map

Appeals of LGU Decisions

If you wish to appeal this decision, you must provide a written request within 30 calendar days of the date you received the notice. All appeals must be submitted to the Board of Water and Soil Resources Executive Director along with a check payable to BWSR for \$500 *unless* the LGU has adopted a local appeal process as identified below. The check must be sent by mail and the written request to appeal can be submitted by mail or e-mail. The appeal should include a copy of this notice, name and contact information of appellant(s) and their representatives (if applicable), a statement clarifying the intent to appeal and supporting information as to why the decision is in error. Send to:

Appeals & Regulatory Compliance Coordinator
Minnesota Board of Water & Soils Resources
520 Lafayette Road North
St. Paul, MN 55155
travis.germundson@state.mn.us

Does the LGU have a local appeal process applicable to this decision?

Yes¹ No

¹If yes, all appeals must first be considered via the local appeals process.

Local Appeals Submittal Requirements (LGU must describe how to appeal, submittal requirements, fees, etc. as applicable)

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Notice Distribution (include name)

Required on all notices:

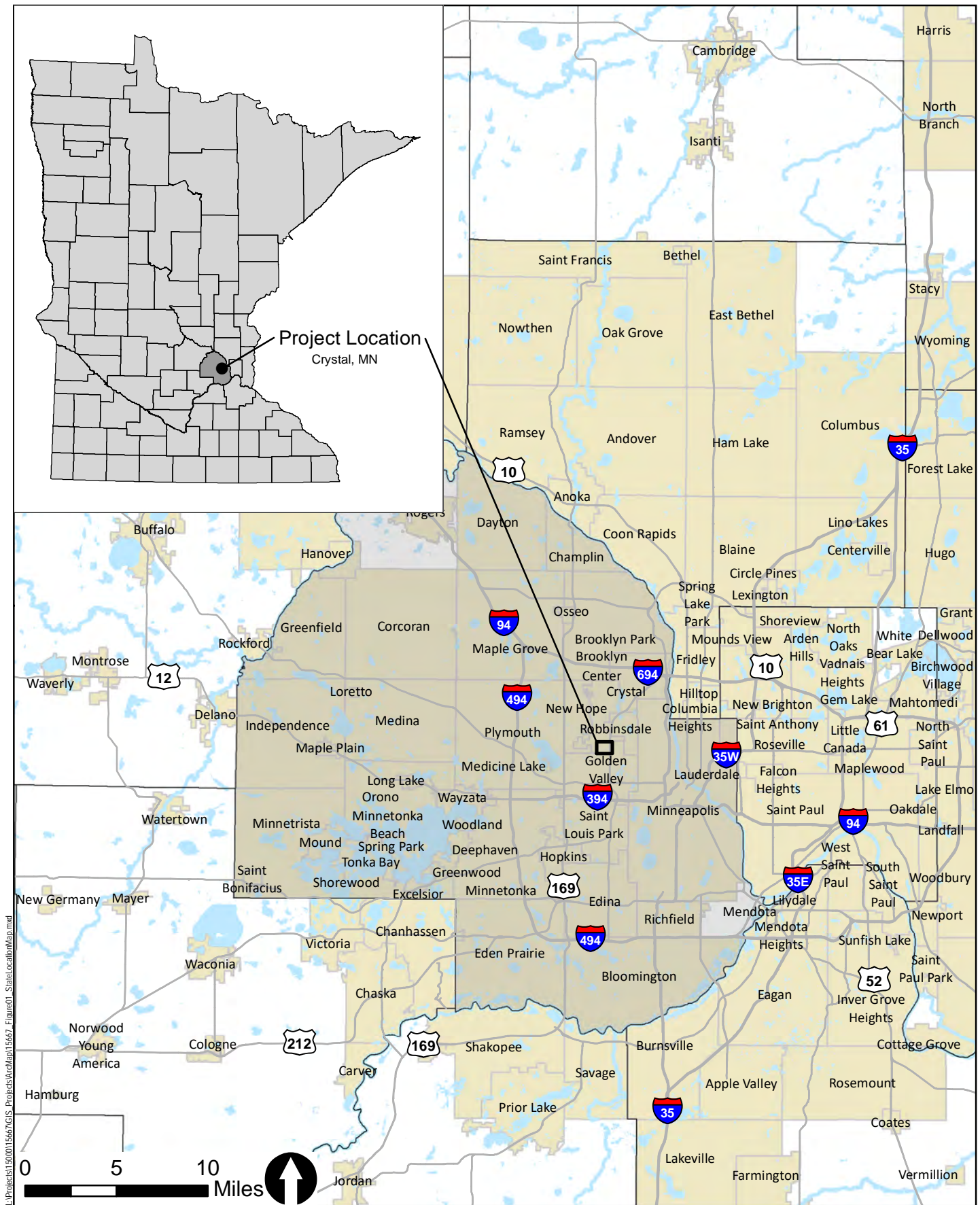
- | |
|--|
| <input checked="" type="checkbox"/> SWCD TEP Member: Stacey Lijewski, Hennepin County |
| <input checked="" type="checkbox"/> BWSR TEP Member: Jed Chesnut |
| <input checked="" type="checkbox"/> LGU TEP Member: Karen Wold (Barr Engineering) |
| <input checked="" type="checkbox"/> DNR Representative: Wes Saunders-Pearce |
| <input checked="" type="checkbox"/> Watershed District or Watershed Mgmt. Org.: Laura Jester (Bassett Creek WMC administrator), Karen Chandler and Jim Herbert (engineers for Bassett Creek WMC) |
| <input checked="" type="checkbox"/> Applicant (notice only): City of Crystal Parks and Recreation Department, John Elholm, CPRP, Recreation Director |
| <input checked="" type="checkbox"/> Agent/Consultant (notice only): Nicole Zappetillo, Environmental Planning Lead, SRF Consulting Group, Inc |

Optional or As Applicable:

- | |
|--|
| <input type="checkbox"/> Corps of Engineers: |
| <input type="checkbox"/> BWSR Wetland Mitigation Coordinator (required for bank plan applications only): |
| <input type="checkbox"/> Members of the Public (notice only): <input type="checkbox"/> Other: |

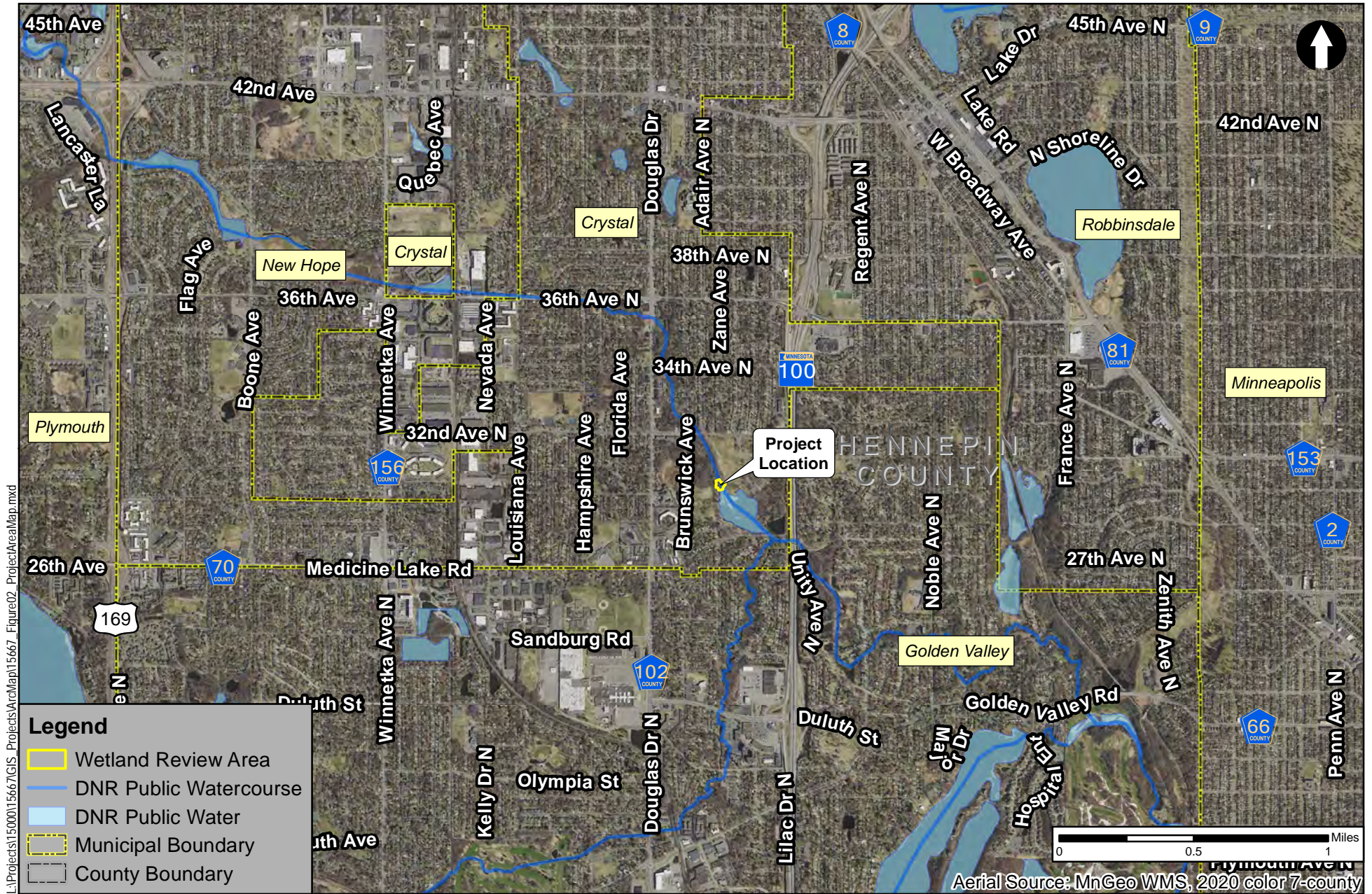
Signature:  Mark Ray, PE, City Engineer	Date: 2/28/2023
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State Location Map
 Bassett Creek Park Bridge
 City of Crystal

Figure 1

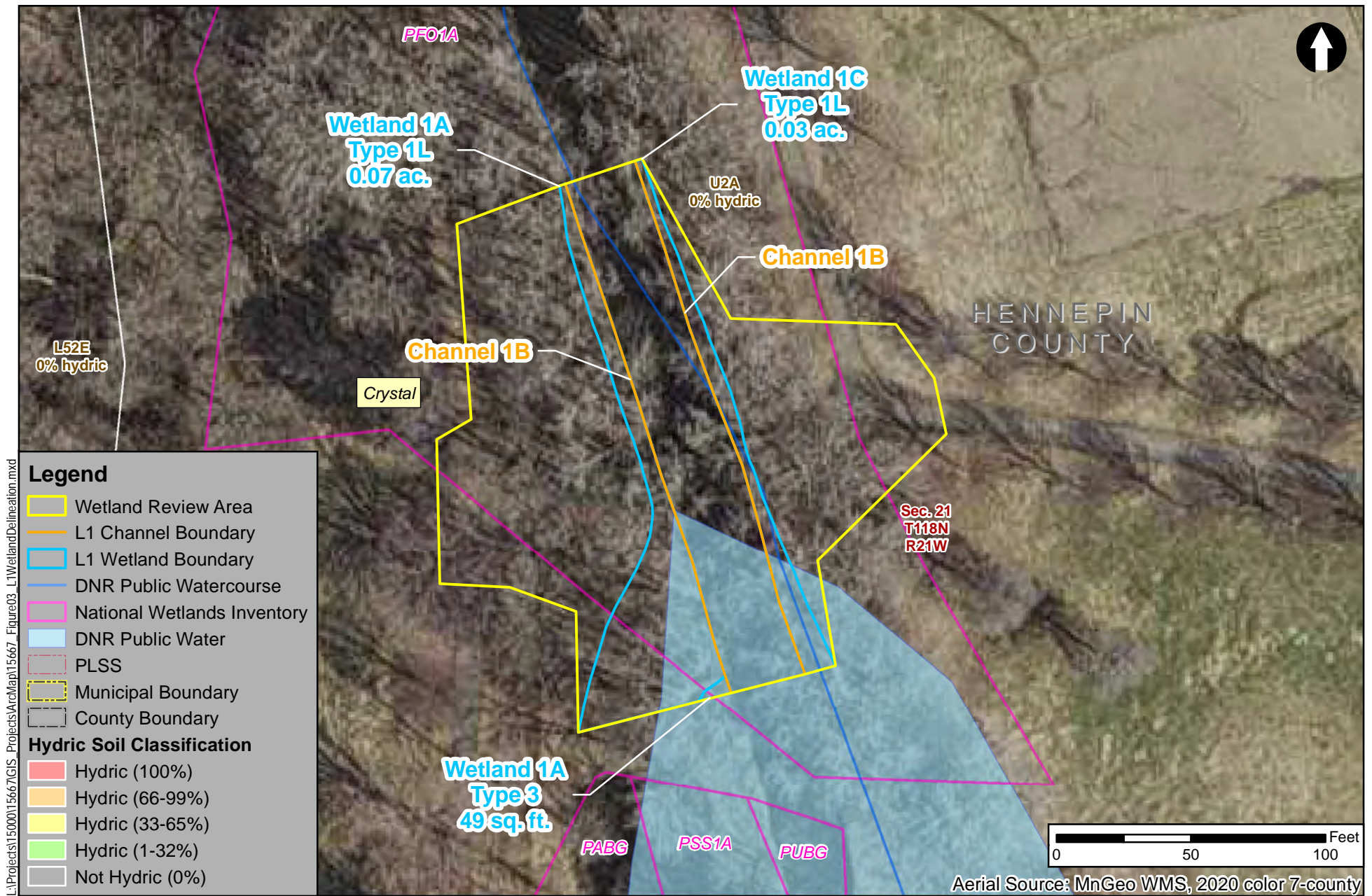


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Project Area Map

Bassett Creek Park Bridge
City of Crystal

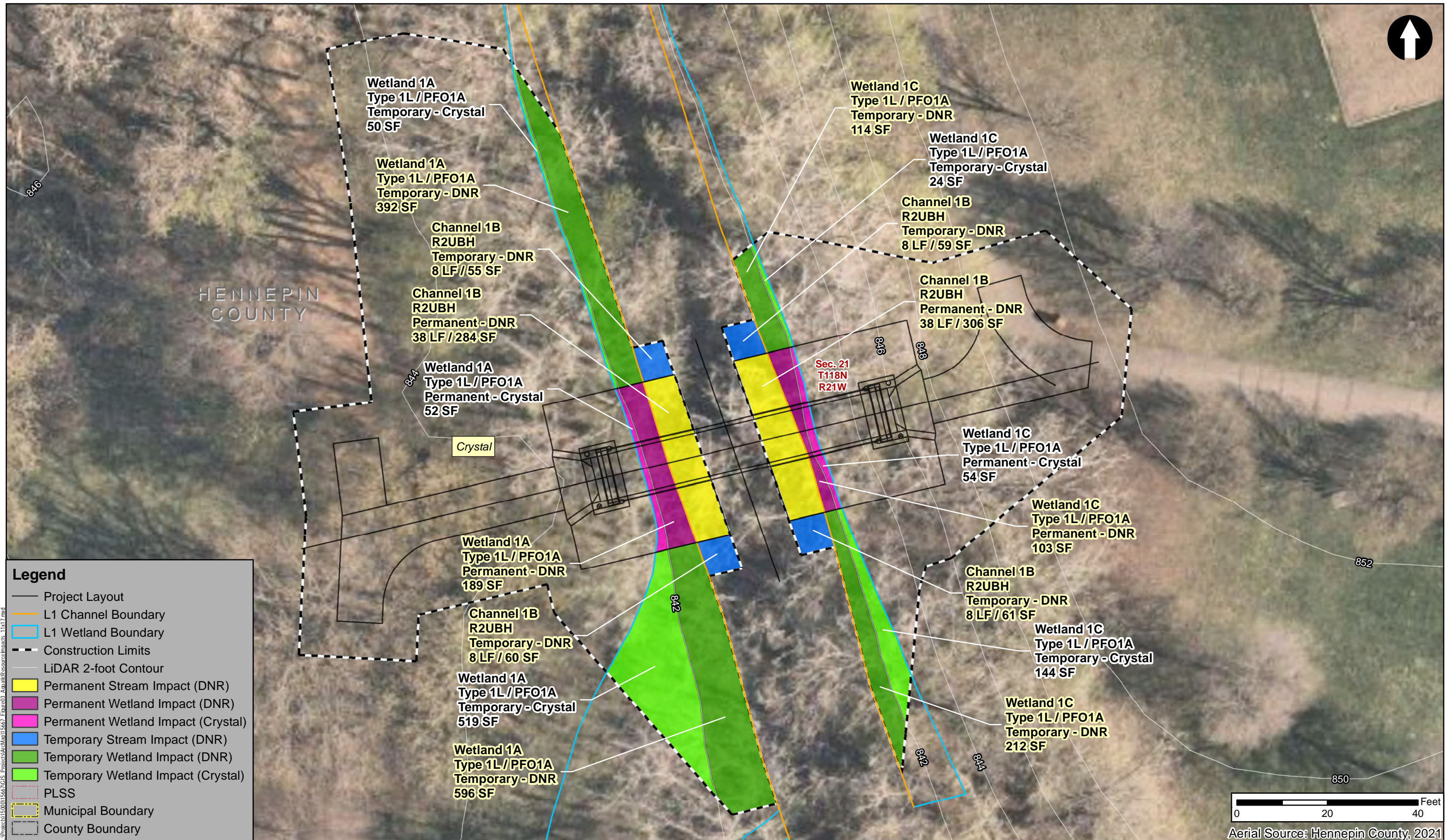
Figure 2



Level 1 Wetland Delineation

Bassett Creek Park Bridge
City of Crystal

Figure 3



Aquatic Resource Impacts
 Bassett Creek Park Bridge
 City of Crystal

Figure 3

Minnesota Wetland Conservation Act Notice of Application

Local Government Unit: City of Plymouth	County: Hennepin
Applicant Name: Mike Payne, Assistant City Engineer	
Applicant Representative: Madeline Maurer, Bolton & Menk Inc	
Project Name: Gleason Lake Drive Improvements	
LGU Project No. (if any): 2023-03	
Date Complete Application Received by LGU: 2/2/2023	
Date this Notice was Sent by LGU: 3/1/2023	
Date that Comments on this Application Must Be Received By LGU¹: 3/22/2023	

¹ minimum 15 business day comment period for Boundary & Type, Sequencing, Replacement Plan and Bank Plan Applications

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Application Materials

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Comments on this application should be sent to:

LGU Contact Person: Ben Scharenbroich, Water Resources Supervisor
E-Mail Address: bscharenbroich@plymouthmn.gov
Address and Phone Number: 3400 Plymouth Blvd, Plymouth, MN 55447
Decision-Maker for this Application:
<input checked="" type="checkbox"/> Staff <input type="checkbox"/> Governing Board/Council <input type="checkbox"/> Other (specify):

Notice Distribution (include name)

Required on all notices:

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<input checked="" type="checkbox"/> BWSR TEP Member: Jed Chesnut, BWSR, 520 Lafayette Road North, St. Paul, MN 55401
<input type="checkbox"/> LGU TEP Member (if different than LGU contact):
<input checked="" type="checkbox"/> DNR Representative: Melissa Collins, MnDNR, 1200 Warner Road, St. Paul, MN 55106 Wes Saunders-Pearce, MnDNR, 1200 Warner Road, St. Paul, MN 55106, MnDNR, 1200 Warner Road, St. Paul, MN 55106
<input checked="" type="checkbox"/> Watershed District or Watershed Mgmt. Org.: BCWMC, c/o Laura Jester 16145 Hillcrest Lane, Eden Prairie MN 55346 MCWD, 15320 Minnetonka Blvd, Minnetonka MN 55345
<input checked="" type="checkbox"/> Applicant (notice only): Mike Payne, City of Plymouth
<input checked="" type="checkbox"/> Agent/Consultant (notice only): Madeline Maurer, Bolton & Menk Inc

Optional or As Applicable:

<input checked="" type="checkbox"/> Corps of Engineers: USCOE, c/o Daniel Reburn 180 Fifth Street East, Suite 700, St. Paul MN 55101
<input type="checkbox"/> BWSR Wetland Mitigation Coordinator (required for bank plan applications only):
<input type="checkbox"/> Members of the Public (notice only): Brandon Bohks, Bolton & Menk Inc <input type="checkbox"/> Other:

Signature: 	Date: 06/28/2022
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