

Item 7D. BCWMC 8-15-24

Minnesota Wetland Conservation Act Notice of Decision

Local Government Unit: City of Minnetonka				
County: Hennepin				
Applicant Name: West Hennepin Affordable Housing Land Trust				
Applicant Representative: Wayne Jacobson, Jacobson Environmental				
Project Name: 9 Westwood Circle 2024				
LGU Project No. (if any):				
Date Complete Application Received by LGU: May 9, 2024				
Date of LGU Decision: July 15, 2024				
Date this Notice was Sent: July 18, 2024				
WCA Decision Type - check all that apply				
$oxed{\boxtimes}$ Wetland Boundary/Type $oxed{\square}$ Sequencing $oxed{\square}$ Replacement Plan $oxed{\square}$ Bank Plan (not credit purchase)				
□ No-Loss (8420.0415) □ Exemption (8420.0420)				
Part: □ A □ B □ C □ D □ E □ F □ G □ H Subpart: □ 2 □ 3 □ 4 □ 5 □ 6 □ 7 □ 8 □ 9				
Replacement Plan Impacts (replacement plan decisions only)				
Total WCA Wetland Impact Area:				
Wetland Replacement Type: Project Specific Credits:				
☐ Bank Credits:				
Bank Account Number(s):				
Technical Evaluation Panel Findings and Recommendations (attach if any)				
\square Approve \square Approve w/Conditions \square Deny \square No TEP Recommendation				
LGU Decision				
\square Approved with Conditions (specify below) ¹ \square Approved ¹ \square Denied				
List Conditions:				
Decision-Maker for this Application: \boxtimes Staff \square Governing Board/Council \square Other:				
Decision is valid for: ⊠ 5 years (default) □ Other (specify):				
$^{ m 1}$ Wetland Replacement Plan approval is not valid until BWSR confirms the withdrawal of any required wetland bank credits. For project-				

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

☑ Attachment(s) (specify): Revised Figure 5_Wetland Delineation

⊠ Summary: An application for a wetland type and boundary review was received by the city on May 9, 2024. The report indicated the presence of a large Type 2/3 (PEMB/C) wetland that exists on the property, including a small wetland connection between two basins. City staff reviewed the site on May 29, 2024, and again on June 27, 2024 with a TEP member from the Board of Water and Soil Resources. City staff were aware of some site grading that tool place the previous year that appears to have expanded areas meeting wetland criteria by creating a channel or swale between two historically disconnected basins (based on historic aerial photo reviews). City staff are in agreement with a finding that that the swale area connecting two wetland basins is incidental, with wetland conditions being a result of recent grading activities. A revised Figure 5_Wetland

¹ <u>Wetland Replacement Plan</u> 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.

Delineation was requested reflecting the findings, and is approved as represented. The wetland type and boundary determinations were made pursuant to Minn. Rules 8420.0405 of the Wetland Conservation Act.					
¹ Findings must consider any TEP recommendations.					
Attached Project Documents					
⊠ Site Location Map □ Project Plan(s)/Descriptions/Reports (specify):					
Appeals of LGU Decisions	t within 20 calendar days of the date you				
If you wish to <u>appeal</u> this decision, you must provide a written reques received the notice. All appeals must be submitted to the Board of Warner of the Board of the Board of Warner of the Board of Warner of the Board of the Board					
along with a check payable to BWSR for \$500 unless the LGU has adop					
below. The check must be sent by mail and the written request to app					
The appeal should include a copy of this notice, name and contact info	·				
representatives (if applicable), a statement clarifying the intent to app	• •				
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 <u>local appeal process</u> applicable to this decision?					
$\boxtimes Yes^1$ \square No					
¹ If yes, all appeals must first be considered via the local appeals process.					
Local Appeals Submittal Requirements (LGU must describe how to appeal, s	ubmittal requirements, fees, etc. as applicable)				
Appeals must be submitted in writing within 30 calendar days of the	·				
Natural Resources Manager; City of Minnetonka, 11522 Minnetonka	Blvd, Minnetonka, MN 55305				
Notice Distribution (include name)					
Required on all notices:					
⊠ SWCD TEP Member: Stacey Lijewski (Stacey.lijewski@hennepin.us)					
☐ BWSR TEP Member: Jed Chesnut (jed.chesnut@state.mn.us) ☐ The second of the second					
☐ LGU TEP Member (if different than LGU contact):	Pictato mn us)				
 ☑ DNR Representative: Wes Saunders-Pearce (Wes.Saunders-Pearce@state.mn.us) ☑ Watershed District or Watershed Mgmt. Org.: Laura Jester (laura.jester@keystonewaters.com) 					
□ Applicant: brendal@homeswithinreach.org					
□ Agent/Consultant: jacobsonenv@msn.com					
Optional or As Applicable:					
☐ Corps of Engineers:					
☐ BWSR Wetland Mitigation Coordinator (required for bank plan applications only):					
☐ Members of the Public (notice only): ☐ Other:					
Signature: /	Date: July 18, 2024				
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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 Application

Local Government Unit: City of Plymouth	County: Hennepin	
Applicant Name: Brian Farrell & Patrick Sarver		
Applicant Representative: Wayne Jacobson		
Project Name: 18110-18130 Highway 55		
LGU Project No. (if any): 2024-08		
Date Complete Application Received by LGU: 7/22/	/24	
Date this Notice was Sent by LGU: 8/2/24		
Date that Comments on this Application Must Be Re	•	
¹ minimum 15 business day comment period for Boundary & Type,	Sequencing, Replacement Plan and Bank Plan Applications	
WCA Decision Type - check all that apply		
	Replacement Plan	
□ No-Loss (8420.0415)	\Box Exemption (8420.0420)	
Part: □ A □ B □ C □ D □ E □ F □ G □ H	Subpart: 2 2 3 4 5 6 7 8 9	
Tutt = X = 0 = C = D = E = T = C = H	3dopart. 11 2 11 3 11 4 11 3 11 0 11 7 11 0 11 3	
Replacement Plan Impacts (replacement plan decision	ns only)	
Total WCA Impact Area Proposed:		
Application Materials		
\boxtimes Attached \boxtimes Other ¹ (specify): MnRAM submitted	al	
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 Reso	ources Supervisor	
E-Mail Address: bscharenbroich@plymouthmn.gov		
Address and Phone Number: 3400 Plymouth Blvd, Pl	ymouth, MN 55447	
Decision-Maker for this Application:		
$oxed{\boxtimes}$ Staff $oxed{\square}$ Governing Board/Council $oxed{\square}$ Other (s	pecify):	
Notice Distribution (include name)		
Required on all notices:		
• • • • •	rth Avenue South, Suite 700, Minneapolis, MN 55415-1600	
⊠ BWSR TEP Member: Jed Chesnut, BWSR, 520 Lafayett	e Road North, St. Paul, MN 55401	
☐ LGU TEP Member (if different than LGU contact):	ID 4300 Warran Band Ct Band BAN FF40C	
☑ DNR Representative: Wes Saunders-Pearce, MnDN		
	Creek Watershed Management Commission, PO Box	
270825, Golden Valley MN 55427		
Applicant (notice only): Brian Farrell, 4321 W Lake Harriet Pkwy, Minneapolis MN 55410		
Patrick Sarver, Civil Site Group PC, 5000 Glenwood Ave, Golden Valley MN		
 ⊠ Agent/Consultant (notice only): Wayne Jacobson, Jacobson Environmental PLLC, 5821 Humbolt Ave N, Brooklyn Center, MN 55430 		
Diodkiyii Center, Min 33430		
Optional or As Applicable:		
☐ ☐ Corps of Engineers: US Army Corps of Engineers, St	. Paul District	
BWSR Wetland Mitigation Coordinator (required for bank plan applications only):		

☐ Members of the Public (notice only):	Other:
Signature: Ben Schambadil	Date: 08/02/2024

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Minnesota Wetland Conservation Act Notice of Application

Local Government Unit: City of Plymouth	County: Hennepi	n		
· · · · · · · · · · · · · · · · · · ·	Applicant Representative: Ben Sch			
Project Name: 17925 30th Ave N	LGU Project No. (if any): 2024-06	ar embroten		
Date Complete Application Received by LGU:	7/15/2024			
Date this Notice was Sent by LGU: 8/2/2024	77 137 2024			
Date that Comments on this Application Must E	e Received By LGH1. 8/26/2024			
¹ minimum 15 business day comment period for Boundary &	•	nk Plan Applications		
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WCA Decision Type - check all that apply				
☑ Wetland Boundary/Type ☐ Sequencing	☐ Replacement Plan ☐ Bank P	' '		
□ No-Loss (8420.0415)	\square Exemption (8420.042)	•		
Part: □ A □ B □ C □ D □ E □ F □ G □ H	Subpart: □ 2 □ 3 □	4 □ 5 □ 6 □ 7 □ 8 □ 9		
Replacement Plan Impacts (replacement plan dec	isions only)			
Total WCA Impact Area Proposed:				
Application Materials				
✓ Attached ☐ Other¹ (specify):				
¹ Link to ftp or other accessible file sharing sites is acce	otable.			
·				
Comments on this application should be sent to:	ring Tachnisian			
LGU Contact Person: Amy Riegel, Senior Enginee	ring recrimician			
E-Mail Address: ariegel@plymouthmn.gov Address and Phone Number: 3400 Plymouth Blv	d Dlymauth MN FF447			
Decision-Maker for this Application:	u, Piyilloutii, iviin 55447			
	on (one oif i).			
Staff □ Governing Board/Council □ Oth	er (specify):			
Notice Distribution (include name)				
Required on all notices:				
⊠ SWCD TEP Member: Ms. Stacey Lijewski, HCA, 70:	Fourth Avenue South, Suite 700, Min	neapolis, MN 55415-1600		
⊠ BWSR TEP Member: Jed Chesnut, BWSR, 520 Lafa				
☐ LGU TEP Member (if different than LGU contact):		d, Plymouth, MN 55447		
□ DNR Representative: Wes Saunders-Pearce, MnI	-	·		
☑ Watershed District or Watershed Mgmt. Org.: BC				
Applicant (notice only): Phil Corkery, 17925 30th Ave., Plymouth, MN 55447				
☑ Agent/Consultant (notice only): Keara Fehr, Alliant, 733 Marquette Ave., Suite 700, Minneapolis, MN 55402				
Optional or As Applicable:				
□ Corps of Engineers: US Army Corps of Engineers, St Paul District				
□ BWSR Wetland Mitigation Coordinator (required for bank plan applications only):				
☐ Members of the Public (notice only): ☐ Other:				
The months of the Fubility (notice only).				
Signature:	Date: 8/2/2	2024		
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