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>Louis Peters</td>
<td>Luce Line Trail</td>
<td>12/6/19</td>
<td>19-003</td>
</tr>
</tbody>
</table>

☑ Attach site locator map.

Type of Decision:

☒ Wetland Boundary or Type
☒ No-Loss
☒ Exemption
☑ Replacement Plan
☐ Banking Plan

Technical Evaluation Panel Findings and Recommendation (if any):

☒ Approve
☐ Approve with conditions
☐ Deny

Summary (or attach):

2. LOCAL GOVERNMENT UNIT DECISION

Date of Decision: 1/2/20

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

LGU Findings and Conclusions (attach additional sheets as necessary):
Currently the Luce Line trial is underway due to the failure of an inverted syphon, that had previously set the elevation of the water level in this area. The proposed project is to install a temporary culvert to set the water level, to fix this failed inverted syphon structure, and not alter grade in the area beyond what was originally constructed. The LGU has determined that there will be no permanent impacts to any of the existing wetlands around the project area. Once the project is complete, the water level will return to the elevation it was at prior to the failure of the inverted syphon. It has been determined that his project qualifies for exemptions under provisions 8420.0410 and 8420.0415, pertaining to the emergency repair of existing facilities.

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>
</thead>
</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:

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.

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>Date</th>
<th>Phone Number and E-mail</th>
<th>E-mail</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeff Oliver</td>
<td>City Engineer</td>
<td>1/2/20</td>
<td>763-593-8034</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.

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:

☐ Appeal of an LGU staff decision. Send petition and $______ fee (if applicable) to:

☐ 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, stacey lijewski@hennepin.us
☐ BWSR TEP member: Ben Carlson, bencarlson@state.mn.us
☐ LGU TEP member (if different than LGU Contact): Same as above
☐ DNR TEP member: Leslie Parris, leslie.parris@state.mn.us
☐ DNR Regional Office (if different than DNR TEP member)
☐ WD or WMO (if applicable):
☐ 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
➢ Department of Natural Resources Regional Offices:


For a map of DNR Administrative Regions, see: 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 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

<table>
<thead>
<tr>
<th>In addition to the site locator map, list any other attachments:</th>
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<tbody>
<tr>
<td>☑ Wetland Delineation Report</td>
</tr>
<tr>
<td>☑ Location Maps</td>
</tr>
<tr>
<td>☑ Project Plan</td>
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