

# Minnesota Wetland Conservation Act

## Notice of Decision

Local Government Unit (LGU) <b>City of Plymouth</b>	Address <b>3400 Plymouth Blvd.          Plymouth, MN, 55447</b>
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### 1. PROJECT INFORMATION

Applicant Name <b>Ben Scharenbroich          City of Plymouth</b>	Project Name <b>Kilmer Park Street Reconstruction          Project - City Project No. 18001</b>	Date of Application <b>5/16/2018</b>	Application Number <b>NA</b>
<input checked="" type="checkbox"/> Attach site locator map.			

Type of Decision:

<input type="checkbox"/> Wetland Boundary or Type	<input type="checkbox"/> No-Loss	<input type="checkbox"/> Exemption	<input type="checkbox"/> Sequencing
<input checked="" 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):  <div style="border: 1px solid black; height: 40px; width: 100%;"></div>		

### 2. LOCAL GOVERNMENT UNIT DECISION

Date of Decision: <b>June 12, 2018</b>		
<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):

This project is located generally located between 26th and 28th Avenues North and west of State Highway 169 in Plymouth, Minnesota as shown on the project Location Map. This area was developed during the late 1940s as the Klausmans residential development. Wetland impacts within the area are approved as presented in the application and supplemental information regarding the north ditch submitted on June 1, 2018.

For Replacement Plans using credits from the State Wetland Bank:


Bank Account # <b>1643</b>	Bank Service Area <b>7</b>	County <b>Hennepin</b>	Credits Approved for Withdrawal (sq. ft. or nearest .01 acre) <b>0.22</b>
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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>Derek Asche</b>	Title <b>Water Resources Manager</b>	
Signature 	Date <b>6/21/18</b>	Phone Number and E-mail <b>763-509-5526</b> <b>dasche@plymouthmn.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 type="checkbox"/> Appeal of an LGU staff decision. Send petition and \$ _____ fee (if applicable) to:	<input checked="" type="checkbox"/> 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
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#### 4. LIST OF ADDRESSEES

HCD TEP member: **Ms. Stacey Lijewski, HCD, 701 Fourth Avenue South, Suite 700, Minneapolis, MN, 55415-1600 (sent electronically)**

BWSR TEP member: **Ben Carlson, BWSR, 520 Lafayette Rd. N., St. Paul, MN, 55155 (sent electronically)**

LGU TEP member (if different than LGU Contact):

DNR TEP member: **Becky Horton, MN DNR, 1200 Warner Road, St. Paul, MN, 55106 (sent electronically)**

DNR Regional Office (if different than DNR TEP member)  
**Jason Spiegel, Area Hydrologist, 1200 Warner Road, St. Paul, MN, 55106 (sent electronically)**

WD or WMO (if applicable): **BCWMC, c/o Laura Jester, Keystone Waters, LLC, 16415 Hillcrest Lane, Eden Prairie, MN, 55346 (sent electronically)**

Applicant and Landowner (if different):  
 JOYCE CARLSON 347 19TH AVE NE MINNEAPOLIS, MN 55418  
 DONALD AND RUTH STADSVOLD 9610 27TH AVE N PLYMOUTH, MN 55441  
 PAUL JANE NEUBURGER 2720 KILMER LN N PLYMOUTH, MN 55441  
 DIANNA DAWIDOFF 9525 28TH AVE N PLYMOUTH, MN 55441  
 MICHAEL AND JENNIFER MOREEN 2730 KILMER LN N PLYMOUTH, MN 55441  
 THOMAS AND ROXANNE ZAUN 9700 26TH AVE N PLYMOUTH, MN 55441  
 WILLIAM AND LINDA THOMPSON 9640 26TH AVE N PLYMOUTH, MN 55441  
 STEVEN TSCHIDER 2620 58TH ST W MINNEAPOLIS, MN 55410  
 RYAN FRONIUS 9705 27TH AVE N PLYMOUTH, MN 55441  
 LY HOANG MINH 2770 LANCASTER LN N., PLYMOUTH, MN, 55441  
 DELORES A NYGREN 2735 KILMER LN N, PLYMOUTH, MN, 55441  
 MICHAEL AND ALICIA HILL, 9615 28<sup>TH</sup> AVE N, PLYMOUTH, MN, 55441

Members of the public who requested notice:  
**John Smyth, Stantec Consulting Services Inc 2335 Highway 36 West St. Paul MN 55113 (sent electronically)**

Corps of Engineers Project Manager: **Melissa Jenny, Army Corps of Engineers, 180 5<sup>th</sup> Street East, Suite 700, St. Paul, MN, 55101-1678 (sent electronically)**

BWSR Wetland Bank Coordinator (wetland bank plan decisions only)  BWSR Wetland Bank Coordinator (wetland bank plan applications 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:

<u>NW Region:</u>	<u>NE Region:</u>	<u>Central Region:</u>	<u>Southern Region:</u>
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

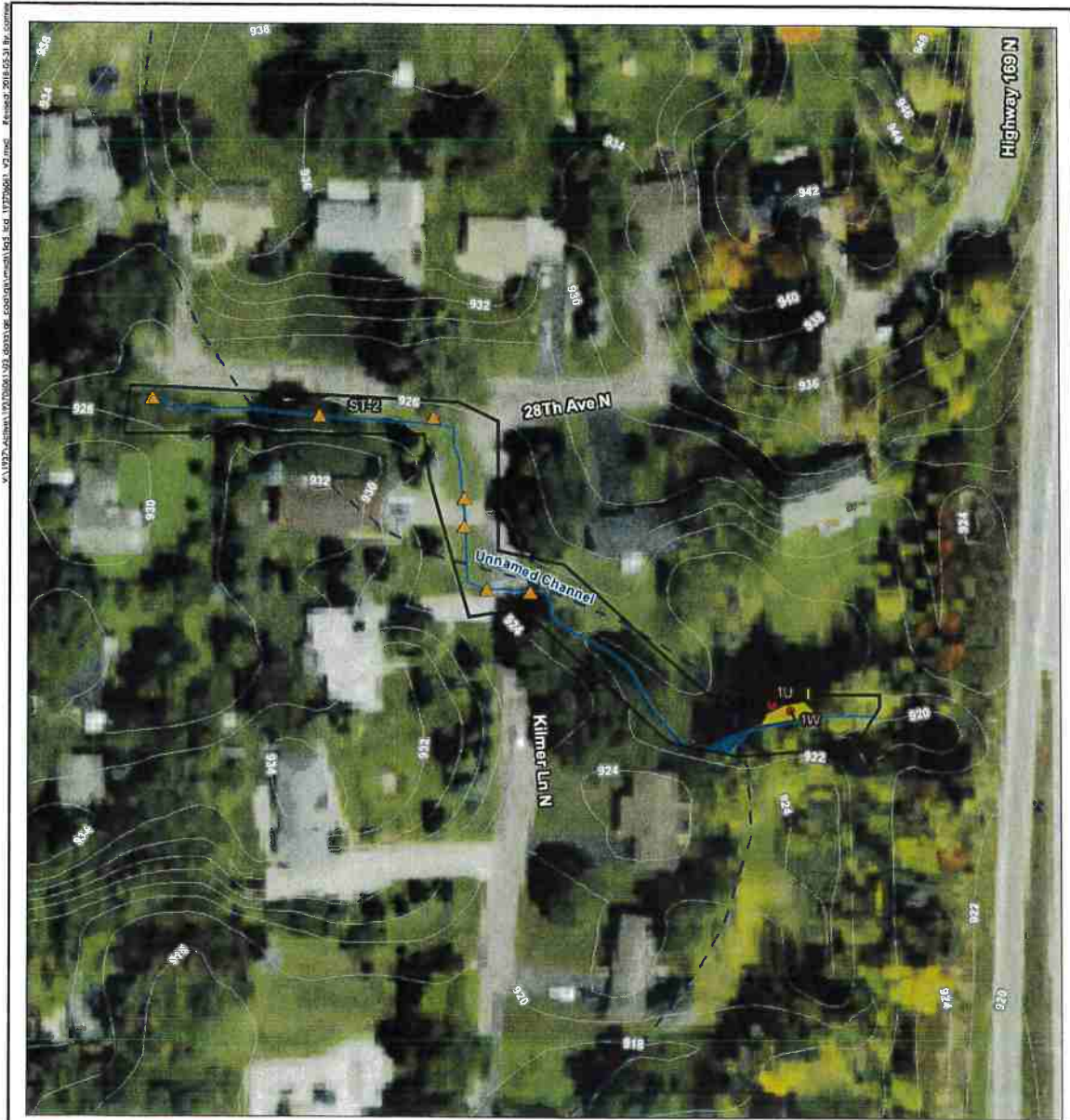
- For Wetland Bank Plan applications, also send a copy of the application to:  
 Minnesota Board of Water and Soil Resources  
 Wetland Bank Coordinator  
 520 Lafayette Road North  
 St. Paul, MN 55155

## 6. ATTACHMENTS

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

- North Ditch Figure**
- South and East Ditch Figure**
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# "NORTH DITCH"



**Notes**  
 1. Coordinate System: NAD 1983 StatePlane Minnesota South FIPS 5203 Feet  
 2. Data Sources include: Stantec, City of Plymouth, NAD83 USGS, MN Dept.  
 3. Orthophotography: NAD 2011  
 Disclaimer: Stantec assumes no responsibility for data supplied in electronic format. The recipient accepts full responsibility for verifying the accuracy and completeness of the data. The recipient releases Stantec, its officers, employees, consultants and agents, from any and all claims arising in any way from the content or provision of the data.

- Legend**
- Welland Investigation Limit
  - Culvert
  - Sample Point
  - Field Delineated Wetland
  - Field Delineated Waterway
  - 2ft Elevation Contour
  - National Hydrography Dataset
  - Perennial Stream
  - Intermittent Stream
  - Waterbody

Figure No. 5  
**DRAFT**

**Field Collected Data**

**Client/Project**  
 City of Plymouth  
 Kilmer Park Street Reconstruction Project  
 Wetland Delineation

**Project Location**  
 111th, S22W, S24, Hennepin Co., MN

19370401  
 Prepared by mmo on 2018-05-30  
 Technical Review by co on 2018-05-30  
 Independent Review by xx on 2018-xx-xx



“SOUTH AND EAST DITCH”

