

Minnesota Wetland Conservation Act

Notice of Decision

Local Government Unit (LGU) Insert your LGU name here	Address Insert your LGU address here
---	--

1. PROJECT INFORMATION

Applicant Name Insert applicant name (must be a person, not a company)	Project Name Include a descriptive project name (same as NOA if applicable)	Date of Application Date received	Application Number File No.
<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 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): Include summary of TEP findings if applicable, otherwise leave blank. If TEP findings are included, note the TEP recommendation.		

2. LOCAL GOVERNMENT UNIT DECISION

Date of Decision: Note date decision was made		
<input type="checkbox"/> Approved	<input type="checkbox"/> Approved with conditions (include below)	<input type="checkbox"/> Denied

LGU Findings and Conclusions (attach additional sheets as necessary):

<p>Include a good summary of what was requested and what is being approved. Include any conditions or restrictions. It is a good idea to include some of all of the following:</p> <ul style="list-style-type: none"> • What was requested • What the decision is • Any findings or rationale used to make the decision • Project location • Size of impact (if applicable) • Amount and location of replacement (if applicable) • Specific details about what is being approved • Specify time limits if necessary <p><u>This is your written record of the decision.</u> Make it a good one and save yourself some headaches in the future.</p>

For Replacement Plans using credits from the State Wetland Bank:

Bank Account # [Redacted]	Bank Service Area [Redacted]	County [Redacted]	Credits Approved for Withdrawal (sq. ft. or nearest .01 acre) [Redacted]
------------------------------	---------------------------------	----------------------	---

Complete this section if necessary

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: **This form must be sent within 10 business days of the decision and within the Section 15.99 time limit.**

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 Type name here	Title Complete this section	
Signature Sign Here	Date Date form is created	Phone Number and E-mail Complete this section

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: **Complete the correct box based on who made the decision (note: all decisions should be appealed to BWSR)**

<input checked="" type="checkbox"/> Appeal of an LGU staff decision. Send petition and \$_____ fee (if applicable) to: Appeal should go to BWSR unless you have a local appeal board	<input type="checkbox"/> Appeal of LGU governing body decision. Send petition and \$500 filing fee to: Executive Director Minnesota Board of Water and Soil Resources
--	---

4. LIST OF ADDRESSEES

<input checked="" type="checkbox"/>	SWCD TEP member:
<input checked="" type="checkbox"/>	BWSR TEP member:
<input type="checkbox"/>	LGU TEP member (if different than LGU Contact):
<input checked="" type="checkbox"/>	DNR TEP member:
<input type="checkbox"/>	DNR Regional Office (if different than DNR TEP member)
<input type="checkbox"/>	WD or WMO (if applicable):
<input checked="" type="checkbox"/>	Applicant and Landowner (if different)
<input type="checkbox"/>	Members of the public who requested notice:
<input checked="" type="checkbox"/> Corps of Engineers Project Manager <input checked="" 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
- For a list of DNR TEP representatives: www.bwsr.state.mn.us/wetlands/wca/DNR_TEP_contacts.pdf
- Department of Natural Resources Regional Offices:

<u>NW Region:</u> Reg. Env. Assess. Ecol. Div. Ecol. Resources 2115 Birchmont Beach Rd. NE Bemidji, MN 56601	<u>NE Region:</u> Reg. Env. Assess. Ecol. Div. Ecol. Resources 1201 E. Hwy. 2 Grand Rapids, MN 55744	<u>Central Region:</u> Reg. Env. Assess. Ecol. Div. Ecol. Resources 1200 Warner Road St. Paul, MN 55106	<u>Southern Region:</u> 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

- 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

In addition to the site locator map, list any other attachments:	
<input checked="" type="checkbox"/>	Attach site locator map
<input checked="" type="checkbox"/>	Attach maps, plans, drawings, etc. that show exactly what was approved or denied.
<input checked="" type="checkbox"/>	Attach full TEP findings if applicable
<input type="checkbox"/>	
<input type="checkbox"/>	