

August 21, 2024

Bruce Westby; bwestby@ci.ramsey.mn.us
City of Ramsey
7550 Sunwood Drive NW
Ramsey, MN 55303



Re: LRRWMO Permit #2024-21: Rivers' Bend Park Wetland Delineation: City of Ramsey

Dear Mr. Westby:

At the August 15, 2024 LRRWMO meeting the Board addressed the permit indicated above.

The Board has taken action to approve the revised wetland boundary and type as documented in the WCA Notice of Decision for Permit #2024-21, Rivers Bend Wetland Delineation, City of Ramsey, as detailed in the Barr Engineering Co. memorandum dated August 2, 2024.

If you have any questions regarding this process, please contact Ms. Stephanie Johnson of Barr Engineering Co.

Sincerely,



Debra Musgrove DMusgrove@ci.ramsey.mn.us
Chair

Attachments: Barr Engineering Co. Memo dated August 2, 2024
Approved Permit 2024-21: Application for MN Wetland Conservation Act (WCA)
MN Wetland Conservation Act (WCA) Notice of Decision (NOD)

cc: John Nelson, Bolton & Menk, Inc. Applicant's contact: john.nelson@bolton-menk.com
LRRWMO; DMusgrove@ci.ramsey.mn.us
Becky Wozney, Anoka Conservation District; becky.wozney@anokaswcd.org
Ben Meyer, MN Board of Water & Soil Resources; ben.meyer@state.mn.us
Melissa Collins, MDNR Specialist; melissa.collins@state.mn.us
Karen Wold, Barr Engineering Co.; kwold@barr.com
Stephanie Johnson, Barr Engineering Co.; stephanie.johnson@barr.com

Memorandum

To: Lower Rum River Watershed Management Organization (LRRWMO)
From: Karen Wold, Barr Engineering Co. (Barr)
Subject: River's Bend Park Wetland Delineation ~ Ramsey
Date: August 2, 2024
Barr Project: 23020047.00 RJB 2421
LRRWMO Permit: #2024-21

c: Stephanie Johnson, Barr Engineering Co.
Carla Wirth, TimeSaver, LRRWMO Recording Secretary

On June 13, 2024, Barr received a wetland delineation report and a request for Minnesota Wetland Conservation Act (WCA) wetland boundary and type approval associated with the River's Bend Park site located in the City of Ramsey. Barr received confirmation, that the LRRWMO application and fees were provided on June 20, 2024, and a permit number was assigned, making it a complete application.

Barr issued a WCA Notice of Application on June 28, 2024, with a comment period ending on July 22, 2024. Technical Evaluation Panel (TEP) members were invited to a site review that was conducted on July 16, 2024, however only the LGU representative was able to attend with the applicant's agent. The applicant's agent provided a revised wetland delineation report on July 18, 2024, based on wetland boundary changes made during the site review and no additional comments were received.

We recommend the LRRWMO approve the revised wetland boundary and type as documented in the draft WCA Notice of Decision.

APPLICATION FOR MINNESOTA WETLAND CONSERVATION ACT (WCA) DECISIONS AND PROCEDURE REQUIREMENTS

A \$75.00 LRRWMO initial application fee and the appropriate escrow deposits (determined in accordance with Attachment W3) must accompany this permit application for any Wetland Conservation Act (WCA) decisions. These are separate and in addition to permit and escrow fees for Grading, Stormwater Management, and Erosion/Sediment Control permit application, if applicable.

Permits are to be processed at the same time as the site plan, preliminary plat or other city land use or building application submitted to the city in which the work or project is located.

Wetland permit processing takes longer than other permit processing. The permit application and supporting documentation should be submitted to the LRRWMO AT LEAST 60 DAYS PRIOR TO THE REGULARLY SCHEDULED MONTHLY LRRWMO MEETING AT WHICH A DECISION IS REQUESTED. A PERMIT NUMBER WILL NOT BE ASSIGNED UNTIL CITY AUTHORIZATION IS RECEIVED.

Project Name: Rivers' Bend Park Wetland Delineation

Address/Location: 5000 142 Lane NW, Ramsey, MN 55303

Project Description/Purpose: Stormwater Planning

City of Ramsey Bruce Westby
Name of Applicant (Site Owner or Property Owner)
7550 Sunwood Drive NW
Address
Ramsey, MN 55303
City, State, Zip
763-433-9825
Phone **Fax**
bwestby@ci.ramsey.mn.us
Email

John Nelson Bolton & Menk, Inc.
Applicant's Contact **Organization Name**
2638 Shadow Lane Suite 200
Address
Chaska, MN 55318
City, State, Zip
612-759-2947
Phone **Fax**
john.nelson@bolton-menk.com
Email

Submittal Requirements

Complete applications are to be submitted as per LRRWMO attachments W1 (Permit Requirements), W2 (Office Procedure), and W3 (Fees, Deposit, and Sureties for Wetland Conservation Act) included with this application. Projects may also require a LRRWMO Grading, Stormwater Management, and Erosion/Sediment Control Permit (separate application and fee/escrow amounts)

PROJECT SUBMITTALS (check all that apply):

- WETLAND BOUNDARY DELINEATION AND TYPE CONCURRENCE**
- REQUEST FOR NO LOSS OR EXEMPTION UNDER THE WETLAND CONSERVATION ACT (WCA)**
- WETLAND REPLACEMENT PLAN AND/OR SEQUENCING**
- WETLAND BANKING PLAN**
- OTHER**



START OF PROJECT: _____

EST. COMPLETION DATE: _____

APPROVAL DATE: August 15, 2024

By signing this Permit Application, the undersigned consents and agrees on behalf of the Applicant that:

1. The permit application fee is non-refundable. Escrow deposits will be held by the LRRWMO until the project has been completed and all conditions of issuance of the permit are satisfied. The Applicant is responsible for all expenses incurred by the LRRWMO in the processing, administration and enforcement of the permit application and permit. The escrow deposit will be used to reimburse the LRRWMO for all expenses incurred by the LRRWMO in processing, administering and enforcing the permit application and permit, including engineering, legal and other consultant costs. If such expenses exceed the escrow deposit, the LRRWMO will bill the Applicant or Permittee for such excess amount and payment will be due within twenty (20) days of mailing the invoice. Timely payment of such invoices is a condition of all permits and work may be stopped on the project for failure to make payments when due.
2. The undersigned, its agents, principal, assigns and/or representatives (hereinafter "Permittee") shall abide by all the standard conditions and special terms and conditions of the LRRWMO.
3. Any work that violates the terms of the permit may result in the LRRWMO or the City in which the work is being done immediately causing the work on the project relating to the permit to cease and desist. All work on the project shall cease until the permit conditions are met and approved by the LRRWMO and/or the City in which the work is being done.
4. The Permittee agrees to be bound by the terms of the LRRWMO permit requirements, final permit, standard conditions, and special conditions required by the LRRWMO for approval of the permit. The undersigned has the authority to bind the permit holder, the owner of the property and/or any entity performing work on the property pursuant to the terms of LRRWMO permit, and shall be responsible for complying with terms of the LRRWMO permit.

"I certify that I have thoroughly read and understand the above information."

<u>Bruce Westby</u>	<u>6/7/2024</u>	_____	_____
Signature of property owner or designated Agent (no agent without a letter of authority)	Date	Signature of applicant If different from property owner	Date

<u>Bruce Westby</u>	_____
Print Signer's name	Print Signer's name

Application Acknowledged by City:	<u>Bruce Westby</u>	<u>Ramsey</u>	<u>6/7/2024</u>
	Name of City Official	City	Date

SIGNATURE OF LRRWMO CHAIRMAN: ** D. Payne August 15, 2024

****NOTE: Subject to conditions as designated in the WCA Notice of Decision as recommended by the Technical Evaluation Panel and Barr Engineering (see attached)**

PERMIT IS NOT VALID IF PROJECT HAS NOT STARTED WITHIN ONE YEAR FROM DATE OF APPROVAL

Minnesota Wetland Conservation Act Notice of Decision

Local Government Unit (LGU): Lower Rum River Watershed Management Organization (LRRWMO)
County: Anoka
Applicant Name: City of Ramsey, Bruce Westby
Applicant Representative: Bolton & Menk, Inc., John Daniel Nelson
Project Name: Rivers' Bend Park Wetland Delineation
LGU Project No. (if any): 2024-21
Date Application Received by LGU: 6/20/2024
Date of LGU Decision: 8/15/2024
Date this Notice was Sent: August 21, 2024

Minnesota Wetland Conservation Act (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 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 (TEP) Findings and Recommendations (attach if any)

<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Approve w/Conditions <input type="checkbox"/> Deny
See TEP communication described in LGU Findings 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 type="checkbox"/> Staff <input checked="" 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 Minnesota Board of Water and Soil Resources (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, Revised Wetland Delineation Map
<input checked="" type="checkbox"/> Summary:
On behalf of the City of Ramsey, Bolton & Menk submitted a wetland delineation report and joint application form requesting wetland boundary and type approval for a specific evaluation area of the Rivers' Bend Park within the City of Ramsey in Anoka County (T32N, R25W, S25).
A WCA Notice of Application was submitted to TEP members on 6/28/2024 with a comment period ending on 7/22/2024.

One wetland was delineated within the evaluation area and designated as:

Wetland 1= Type 1/3 seasonally flooded basin/shallow marsh

A site review was conducted on 7/16/2024 with Karen Wold (Barr Engineering for the LRRWMO) and John Daniel Nelson (Bolton & Menk). Other TEP members were invited and were unable to attend. During the site review, wetland boundary modifications were identified in Wetland 1.

On 7/18/2024, John Daniel Nelson provided a revised wetland delineation report documenting the boundary changes. The revised wetland boundary area is documented as 0.69 acres.

The revised wetland delineation report was provided to TEP members, and no additional comments were received.

The revised wetland boundaries and types were determined to be accurate based on the requirements of the 1987 U.S. Army Corps of Engineers (USACE) 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): revised wetland delineation 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)

Notice Distribution (include name)

Required on all notices:

- SWCD TEP Member: Becky Wozney (Anoka Conservation District)
- Minnesota Board of Water and Soil Resources (BWSR) TEP Member: Ben Meyer
- LGU TEP Member: Karen Wold (Barr Engineering for the LRRWMO)
- Minnesota Department of Natural Resources Representative: Melissa Collins

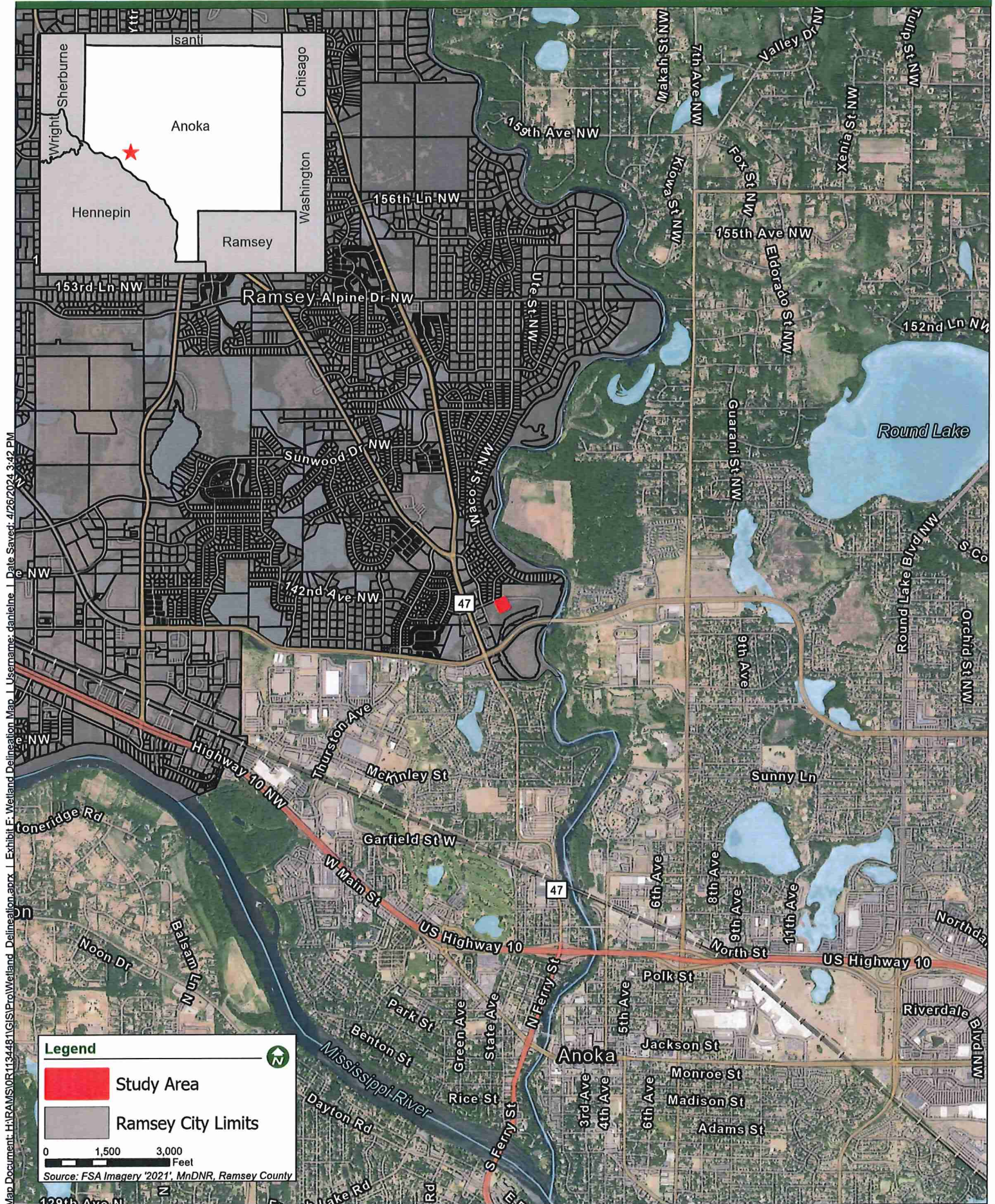
<input checked="" type="checkbox"/> Watershed District or Watershed Mgmt. Org.: Debra Musgrove (LRRWMO), Stephanie Johnson (Barr Engineering Co.) <input checked="" type="checkbox"/> City Contact for LRRWMO permitting: Leonard Linton (City of Ramsey)
<input checked="" type="checkbox"/> Applicant (notice only) Bruce Westby, City of Ramsey <input checked="" type="checkbox"/> Agent/Consultant (notice only): John Daniel Nelson, Bolton & Menk, 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: 	Date: 8/15/2024
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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.



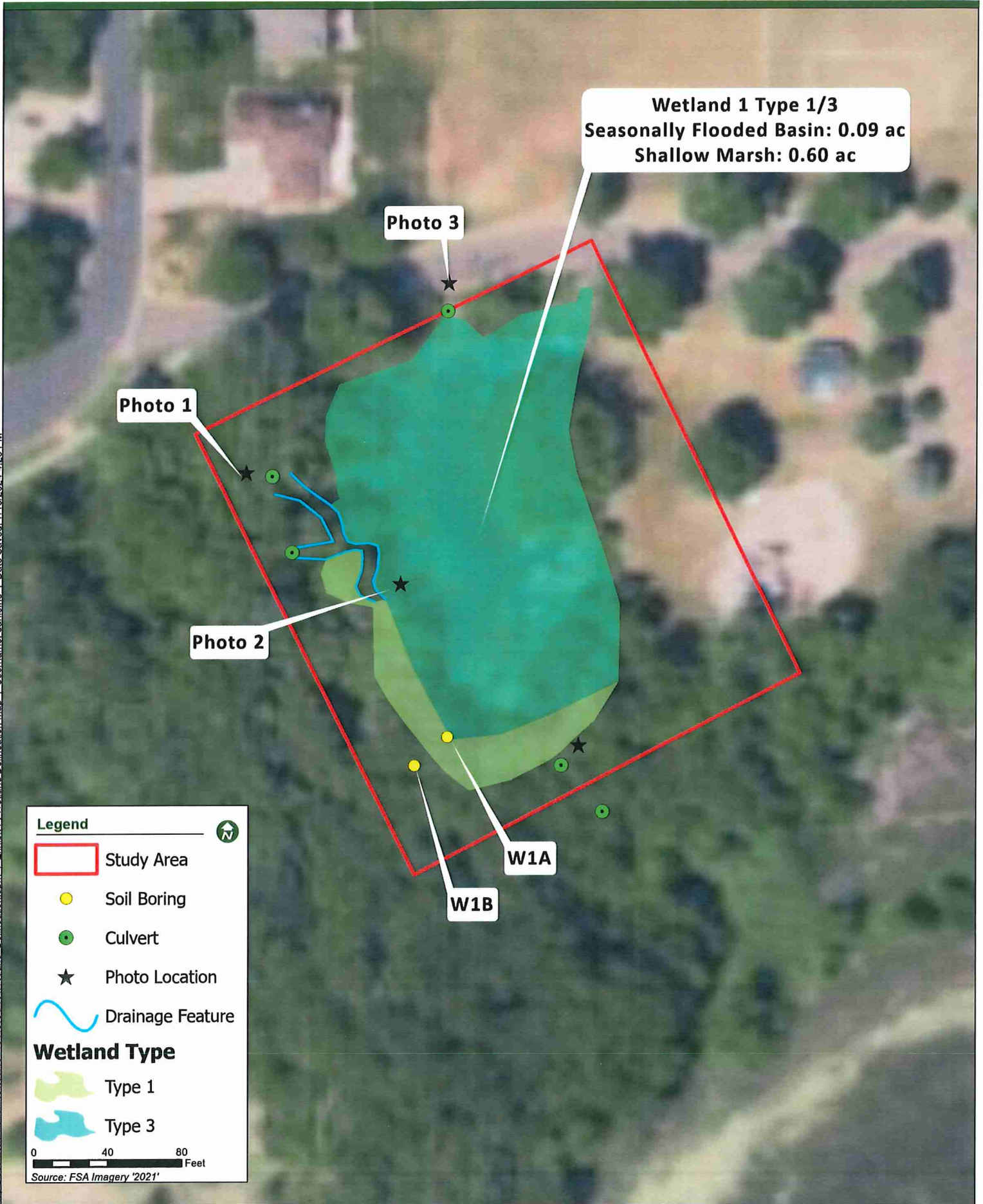
Map Document: H:\RAMS\0R1134481\GIS\Pro\Wetland Delineation.aprx | Exhibit F: Wetland Delineation Map | User: danline | Date Saved: 4/26/2024 3:42 PM

Legend

- Study Area
- Ramsey City Limits

0 1,500 3,000
Feet

Source: FSA Imagery '2021', MnDNR, Ramsey County



Wetland 1 Type 1/3
Seasonally Flooded Basin: 0.09 ac
Shallow Marsh: 0.60 ac

Photo 3

Photo 1

Photo 2

W1A

W1B

Legend

- Study Area
- Soil Boring
- Culvert
- Photo Location
- Drainage Feature

Wetland Type

- Type 1
- Type 3

0 40 80 Feet

Source: FSA Imagery '2021'

Map Document: H:\RAMS\091134481\GIS\Pro\Wetland_Delineation.aprx | Exhibit F: Wetland Delineation Map | Username: denielne | Date Saved: 7/18/2024 4:28 PM