

# Minnesota Wetland Conservation Act

# Notice of Decision

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| **Local Government Unit:**  **County:**   |
| **Applicant Name:**   **Applicant Representative:**   |
| **Project Name:**   **LGU Project No. (if any):**   |
| **Date Complete Application Received by LGU:**   |
| **Date of LGU Decision:**   |
| **Date this Notice was sent:**   |

**WCA Decision Type -** check all that apply

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| [ ]  Wetland Boundary/Type [ ]  Sequencing [ ]  Replacement Plan [ ]  Bank Plan (not credit purchase) [ ]  Exemption [ ]  No-Loss (8420.0415) MN Rules 8420.0420 Part: [ ]  A [ ]  B [ ]  C [ ]  D [ ]  E [ ]  F [ ]  G [ ]  H  Subpart: [ ]  4 [ ]  5 [ ]  7 [ ]  9 MN Statutes 103G.2241 Subdivision: : [ ]  1 [ ]  2 [ ]  6 [ ]  9 |

**Replacement Plan Impacts** (replacement plan decisions only)

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| Total WCA Wetland Impact Area:  |
| Wetland Replacement Type:[ ]  Project Specific Credits - Number of Credits:  [ ]  Bank Credits – Number of Credits:  |
| Bank Account Number(s):  |

**Technical Evaluation Panel Findings and Recommendations (attach if any)**

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| [ ]  Approve [ ]  Approve w/Conditions [ ]  Deny [ ]  No TEP Recommendation |

**LGU Decision**

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| [ ]  Approved with Conditions (specify below)1 [ ]  Approved1 [ ]  Denied List Conditions:  |
| **Decision-Maker for this Application:** [ ]  Staff [ ]  Governing Board/Council [ ]  Other: **Decision is valid for:** [ ]  5 years (default) [ ]  Other (specify):  |

1 *Wetland Replacement Plan 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.*

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

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| [ ]  Attachment(s) (specify): [ ]  Summary:  |

*1 Findings must consider any TEP recommendations.*

**Attached Project Documents**

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| [ ]  Site Location Map [ ]  Project Plan(s)/Descriptions/Reports (specify):  |

**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)

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**Notice Distribution (include name)**

*Required on all notices:*

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| [ ]  SWCD TEP Member: [ ]  BWSR TEP Member:   |
| [ ]  LGU TEP Member (if different than LGU contact):  |
| [ ]  DNR Representative:   |
| [ ]  Watershed District or Watershed Mgmt. Org.:   |
| [ ]  Applicant: [ ]  Agent/Consultant:   |

*Optional or As Applicable:*

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| [ ]  Corps of Engineers:   |
| [ ]  BWSR Wetland Mitigation Coordinator (required for bank plan applications only):   |
| [ ]  Members of the Public (notice only): [ ]  Other:   |

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| **Signature:**   | **Date:**   |

**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.**