

Minnesota Wetland Conservation Act Notice of Decision

Local Government Unit: City of Shakopee	County: Scott
Applicant Name: City of Shakopee (Alex Jordan)	
Applicant Representative: WSB (Dustin Simonson)	
Project Name: Wood Duck Trail Connection	LGU Project No. (if any): 2024-8
Date Complete Application Received by LGU: 7/15/2024	
Date of LGU Decision: 8/7/2024	
Date this Notice was Sent:	

WCA Decision Type - check all that apply

☐ Wetland Boundary/Type	☐ Sequencing	☒ Replacement Plan	☐ Bank Plan (not credit purchase)
☐ No-Loss (8420.0415)	☐ Exemption (8420.0420)		
Part: ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H		Subpart: ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ 6 ☐ 7 ☐ 8 ☐ 9	

Replacement Plan Impacts (replacement plan decisions only)

Total WCA Wetland Impact Area: 0.225 ac
Wetland Replacement Type: ☐ Project Specific Credits: ☒ Bank Credits: 0.45 ac
Bank Account Number(s): 1682

Technical Evaluation Panel Findings and Recommendations (attach if any)

☒ Approve ☐ Approve w/Conditions ☐ Deny ☐ No TEP Recommendation
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LGU Decision

☒ Approved with Conditions (specify below) ¹ ☐ Approved ¹ ☐ Denied List Conditions: Provide verification of wetland credit withdrawal.
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.

☒ Attachment(s) (specify): Approved wetland impact figure ☒ Summary: The City of Shakopee is proposing to extend the existing Wood Duck Trail approximately 775 feet from the current termini east of Wolf Ridge Trail to a proposed section within the Arbor Bluff residential development currently under construction. The project roadway will be 33 feet wide with curb and gutter. An 8-foot paved trail will be constructed on the south/east side of the roadway and a 5-foot concrete sidewalk will be constructed on the north/west side. The project proposes 0.225 ac of permanent impact to 1 wetland for construction of the project. The applicant has avoided and minimized impacts to the extent practicable. A culvert will provide continued hydrology connection between the remaining portions of the wetland east and west of the proposed roadway.
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The TEP met on July 30, 2024 to review the project and proposed impacts and ultimately agreed with the proposed project and associated impacts. Replacement is proposed via the purchase of 0.45 ac of wetland credits from Wetland Bank No. 1682 in Scott County. This bank is owned and managed by Scott SWCD. The replacement meets the siting criteria.

¹ Findings must consider any TEP recommendations.

Attached Project Documents

☒ Site Location Map ☒ Project Plan(s)/Descriptions/Reports (specify): Approved impact figure

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)

Send a petition to: City of Shakopee, 485 Gorman Street; Shakopee, MN 55379

Notice Distribution (include name)

Required on all notices:

☒ SWCD TEP Member: Troy Kuphal	☒ BWSR TEP Member: Alyssa Core
☒ LGU TEP Member (if different than LGU contact): Alison Harwood, WSB	
☒ DNR Representative: Mark Nemeth	
☒ Watershed District or Watershed Mgmt. Org.: Scott WMO (Vanessa Strong)	
☒ Applicant: Alex Jordan ☒ Agent/Consultant: Dustin Simonson	

Optional or As Applicable:

☒ Corps of Engineers: David Studenski	
☐ BWSR Wetland Mitigation Coordinator (required for bank plan applications only):	
☐ Members of the Public (notice only):	☒ Other: Scott Walz, Rachel Crownhart (SMSC)

Signature:	Date:
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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.