

Minnesota Wetland Conservation Act
Notice of Wetland Conservation Act Decision

Name and Address of Local Government Unit: City of Duluth, Room 402 City Hall, Duluth,
MN 55802 Telephone 218-730-5580

Name of Applicant: Edmonds Co., Truscott, Beaulieu Project Name: Woodland & Vasser

Application Number: 09108

Type of Application (check one): Exemption
 No Loss
 Replacement Plan
 Banking Plan
 Wetland Boundary / Type

Date of Decision: 10/15/2009

Check One: Approved
 Approved with conditions (see note on page 2 regarding use of wetland banking credits)
 Denied

Summary of Project/Decision (indicate exemption number per MN Rule 8420.0122, if applicable): Wetland Delineation for 4 parcels, all about 35 acres in The SE1/4, Sec 35, T50N, R14E, southeast of intersection of Woodland Ave and Pleasant View Road, Duluth, St. Louis County, MN. There have been several preliminary design plans for residential development within this area. It is recommended that future residential plans include the locations and amounts of wetlands that would be impacted for each alternative and that those plans minimize any fill in the wetland areas. Based on the Technical Evaluation Panel's (TEP) review of the Wetland Delineation Report and a site visit conducted by the TEP on 10/15/2009 this delineation was approved.

List of Addressees:

Landowner:

Edmunds Co., et al.
2200 Water Street
Duluth, MN 55812
Work Phone: 218- 724-7900
Email:

Delineator:

Thomas Fait, Soil & Water Environmental
607 East East Bowman Lake Road
Duluth, MN 55803
Work Phone: 218-729-5402
Email: soilwater@starband.net

218-341-1775

Members of Technical Evaluation Panel:

R.C. Boheim, Soil & Water Conservation District; Joan Weyandt, Board Soil & Water Resources; and Daryl Wierzbinski, U S Army Corps of Engineers.

Watershed District or Watershed Management Organization (If Applicable):

Department of Natural Resources Regional Office (select appropriate office):

| | | | |
|-----------------------------|-------------------------|-------------------------|-------------------------|
| NW Region: | NE Region: | Central Region: | Southern Region: |
| Regional Director | Reg. Env. Assess. Ecol. | Reg. Env. Assess. Ecol. | Reg. Env. Assess. Ecol. |
| 2115 Birchmont Beach Rd. NE | Div. Ecol. Services | Div. Ecol. Services | Div. Ecol. Services |
| Bemidji, MN 56601 | 1201 E. Hwy. 2 | 1200 Warner Road | 261 Hwy. 15 South |
| | Grand Rapids, MN 55744 | St. Paul, MN 55106 | New Ulm, MN 56073 |

DNR TEP Representative (if different than above)

Corp of Engineers Project Manager @
Department of the Army, Corps of Engineers, St. Paul District
ATTN: CO-R, 190 Fifth Street East
St. Paul, MN 55101-1638

Individual members of the public who requested a copy, summary only

You are hereby notified that the decision of the Local Government Unit on the above-referenced application was made on the date stated above. A copy of the Local Government Unit's Findings and Conclusions is attached. Pursuant to Minn. R. 8420.0200 and 8420.0250 any appeal of the decision must be commenced by mailing a petition for appeal within thirty (30) calendar days of the date of the mailing of this Notice to the following as indicated:

Check one:



(For LGU staff decisions and decisions made without a public hearing, list name and address of LGU governing body or designated appeal body.)

City of Duluth, Room 402 City Hall, Duluth,
MN 55802 Telephone 218-730-5580



(For LGU decisions made after a public hearing)

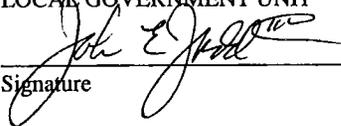
Executive Director
Minnesota Board of Water and Soil Resources
520 Lafayette Road North
St. Paul, MN 55155

NOTE: Approval of Wetland Replacement Plan Applications involving the use of wetland banking credits is conditional upon withdrawal of the appropriate credits from the state wetland bank. No wetland impacts may commence until the applicant receives a copy of the fully signed and executed "Application for Withdrawal of Wetland Credits," signed by the BWSR wetland bank administrator certifying that the wetland bank credits have been debited.

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.

Applicant proceeds at their own risk if work authorized by this decision is started before the appeal time period has expired. If this decision is reversed or revised under appeal the applicant is responsible for all wetland impacts.

LOCAL GOVERNMENT UNIT



Signature

10/30/2009

Date

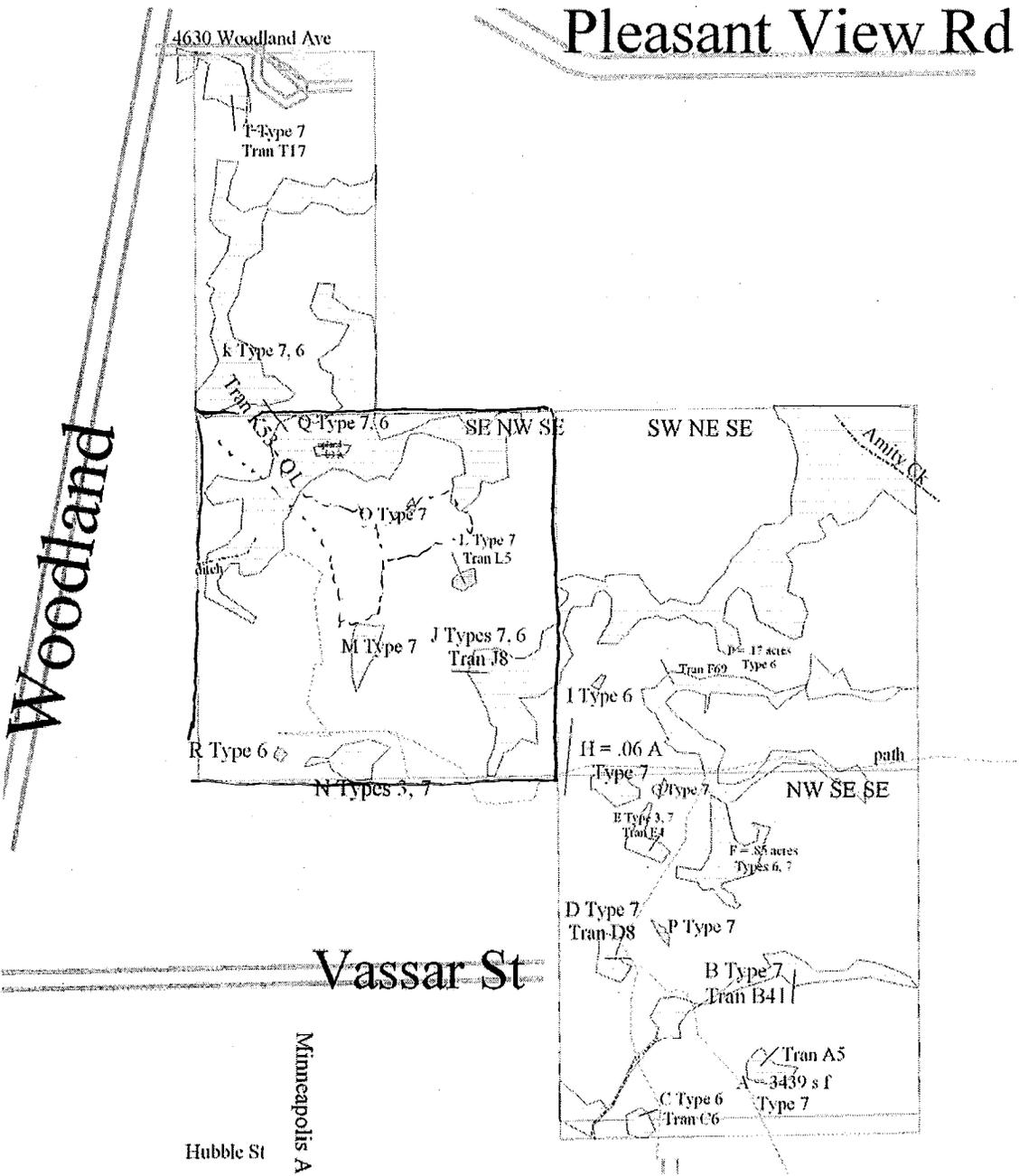
John E. Judd, III Senior Planner

Name and Title

WET Land



Wetlands in 4 parcels in SE1/4, + 5 acres in W1/2, SW1/4, SW1/4, NE1/4, Sec 35



Scale = 1 : 300.00 (In : US Feet)

For: Edmunds Realty Inc.