

## Minnesota Wetland Conservation Act Determination Notice Form

This form can be used to provide notice on WCA-related *determinations*. DO NOT use this form for notices on WCA *decisions*. WCA decisions are replacement plans, wetland boundary/type, wetland banks, exemption, no-loss and sequencing. Some WCA determinations can be incorporated into a WCA decision, while others can or must be made separate from the associated decision.

Local Government Unit:	County:
Applicant Name:	Applicant Representative:
Project Name:	LGU Project No. (if any):
Date Request Received by LGU:	
Date this Notice was Sent:	

**Notice Type** - check one

<input type="checkbox"/> Notice of Determination Request. Determination has <i>not</i> been made.
<input type="checkbox"/> Notice of Determination. Determination has been made.

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

<input type="checkbox"/> Construction Certification	<input type="checkbox"/> Incomplete Application	<input type="checkbox"/> Local Govt. Road Repl. Program Qualification
<input type="checkbox"/> Successful Replacement/End of Monitoring	<input type="checkbox"/> Credit Deposit	<input type="checkbox"/> ENRV/Preservation Eligibility
<input type="checkbox"/> Financial Assurance Release	<input type="checkbox"/> Partial Drainage Impacts	<input type="checkbox"/> Sequencing Flexibility
<input type="checkbox"/> Temp. Impacts Extension	<input type="checkbox"/> Certificate of Successful Restoration	<input type="checkbox"/> Other (specify):

**Note:** All listed determination types are either made by the TEP or require TEP concurrence except for Construction Certification, Incomplete Application, Certificate of Successful Restoration (issued by SWCD) and Financial Assurance Releases. Use "other" for determinations that are not listed.

**Technical Evaluation Panel**

TEP Has Concurred with Determination: <input type="checkbox"/> Yes <input type="checkbox"/> No; If yes, attach findings or other documentation
TEP Concurrence Needed: <input type="checkbox"/> Yes <input type="checkbox"/> No; If yes, specify deadline date for concurrence:

**Determination Materials and Findings**

<input type="checkbox"/> Attachment(s) (specify):
Notes:

**Notice Distribution (Include name)**

<input type="checkbox"/> SWCD TEP Member:	<input type="checkbox"/> BWSR TEP Member:
<input type="checkbox"/> LGU TEP Member (if different than LGU contact):	
<input type="checkbox"/> DNR Representative:	
<input type="checkbox"/> Watershed District or Watershed Mgmt. Org.:	
<input type="checkbox"/> Applicant (notice only):	<input type="checkbox"/> Agent/Consultant:
<input type="checkbox"/> Other:	<input type="checkbox"/> Army Corps:

Signature	Date
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**Commented [A1]:** It is sometimes advantageous to make a specific determination prior to an associated WCA decision to provide certainty and direction to the applicant. There are some determinations that must be made separate from the associated decision such as construction certification and end of monitoring.

**Commented [A2]:** For locational information only and irrespective of LGU.

**Commented [A3]:** Include representatives and their affiliation if any. For example, "John Doe, ABC Consultants".

**Commented [A4]:** Check *Notice of Determination Request* if the form is being used to distribute information and request feedback from the TEP or otherwise notify applicant and TEP of impending determination. Check *Notice of Determination* if the form is being used to inform applicant, TEP and others of a determination that has been made.

**Commented [A5]:** The list of determination types is not comprehensive but includes the most common types. Use "other" for any determinations that are not listed.

**Commented [A6]:** If this form is being used for Local Govt. Road Replacement Program Qualification, a signed TEP findings and/or signed TEP concurrence from the joint application form must be attached in order for BWSR to process the wetland replacement for the road authority.

**Commented [A7]:** All WCA requests (determinations and decisions) are subject to Minnesota Statutes 15.99 timelines. It is important to specify a date for TEP concurrence (when needed) that allows the LGU time to notify the requestor within the mandatory timelines.

**Commented [A8]:** If the form is being used as a *Notice of Determination Request*, attach and reference all relevant information. If the information has already been provided to or otherwise received by the TEP, then note as such. If the form is being used as a *Notice of Determination*, attach TEP findings or a summary of the LGU's findings related to the determination. Also include a site location map and other information (such as project drawings, associated decision notices, photos, etc.) to clarify the exact nature and applicability of the determination.