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Riley Purgatory Bluff Creek Watershed District Permit Application Review

Permit No: 2022-010

Considered at Board of Managers Meeting: July 13, 2022

Application Received complete: May 17, 2022

Applicant: George and Linda Sicheneder

Consultant: Civil Site Group, Robbie Latta

- Project:Suite Living of Eden Prairie The applicant proposes the construction of a new assisted
living facility, parking lot, and landscaping. Two subsurface stormwater filtration facilities
and a rainwater harvesting system for irrigation will provide water quality treatment, rate
control, and volume abstraction.
- **Location:** 9360 Hennepin Town Road, Eden Prairie, MN

Reviewer: Leslie DellAngelo, PE, and Scott Sobiech, PE, Barr Engineering

Proposed Board Action

Manager ______ moved and Manager ______ seconded adoption of the following resolutions based on the permit report that follows and the presentation of the matter at the July 13, 2022 meeting of the managers:

Resolved that the application for Permit 2022-010 is approved, subject to the conditions and stipulations set forth in the Recommendations section of the attached report;

Resolved that on determination by the RPBCWD administrator that the conditions of approval have been met, the RPBCWD president or administrator is authorized and directed to sign and deliver Permit 2022-010 to the applicant on behalf of RPBCWD.

Upon vote, the resolutions were adopted, _____ [VOTE TALLY].

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Applicable Rule Conformance Summary

Rule		Issue	Conforms to RBPCWD Rules?	Comments
С	Erosion Contro	l Plan	See Comment	See rule-specific permit condition C1 related to providing name and contact information for the individual responsible for erosion control.
D	Wetland and Creek Buffer		See Comment	See rule-specific permit condition D1-D2 related to additional buffer signage and maintenance declaration review, approval and recordation.
J	Stormwater Rate		Yes	
	Management	Volume	Yes	
		Water Quality	See Comment	See Rule Specific Permit Conditions J1 related updating drawings and design to align with modeling parameters.
		Low Floor Elev.	Yes	
		Maintenance	See Comment	See Rule Specific Permit Conditions J2 related to maintenance declaration review, approval and recordation.
		Chloride Management	See Comment	See stipulation #4.
		Wetland Protection	See Comment	See Rule Specific Permit Conditions J3 related to updated drawings showing that disturbed area directly tributary to wetlands will be dedicated as wetland buffer, preserved and maintained as native vegetation into perpetuity, or routed to a stormwater management facility.
L	Permit Fee		Yes	\$3,000 permit fee deposit received on February 24, 2022. The applicant must replenish the permit fee deposit to the original amount due before the permit will be issued
М	Financial Assura	ance	See Comment	The financial assurance has been calculated at \$420,685.

Project Description

The proposed work will redevelop a 2.8-acre site into a new assisted living facility, parking lot, and landscaping at 9360 Hennepin Town Road in Eden Prairie, Minnesota. The existing site includes a residential lot with one house, outbuildings, and the associated drive. This applicant proposes to demolish the existing structures, remove the driveway and septic system, construct am assisted living building and associated parking and utilities, sanitary sewer tie-in along Clark Circle, and construct stormwater management features. There are two wetlands on-site but the project will not involve disturbance of the wetlands. In addition, there is an off-site, downstream wetland that receives runoff from a portion of the applicant's property that will be disturbed for the project. The stormwater management system includes the construction of two subsurface filtration systems, a rainwater harvesting system for on-site irrigation, and wetland buffers to provide water quality treatment, rate control, and volume abstraction.

The project site information is summarized below:

	Area (acres)
Total Site Area (acres)	2.82
Existing Site Impervious Area (acres)	0.20
Post Construction Site Impervious (acres)	1.07
New Site Impervious Area (acres)	1.07
Disturbed Impervious Area(acres)	0.20 (100% disturbed)
Increase in Site Impervious Area (acres)	0.87 (>100% increase)
Total Disturbed Area (acres)	1.9

Exhibits:

- 1. Permit Application received February 22, 2022 (The applicant was informed on March 11 that the application was incomplete. Materials completing the application were received on May 17, 2022)
- 2. Stormwater Management Report dated February 14, 2022 (revised March 25, May 11, May 17, and June 15, 2022))
- 3. Project Narrative dated February 14, 2022.
- 4. Geotechnical Evaluation by Chosen Valley Testing dated March 9, 2020
- 5. Infiltration Testing Report by Chosen Valley Testing dated April 30, 2020
- 6. Electronic MIDs model received on May 27, 2022 (revised June 30, 2022, Revised July 1, 2022)
- 7. Electronic HydroCAD models received on May 27, 2022 (revised June 15, 2022)
- 8. Project Plan Set (26 sheets) dated February 14, 2022 (revised May 17 and June 15, 2022)
- 9. Wetland Delineation Report by Wenck dated October 2019
- 10. City of Eden Prairie WCA Application for Review of Wetland Determinations received April 16, 2021
- 11. City of Eden Prairie WCA Notice of Decision received April 16, 2021
- 12. Engineer's Opinion of Probable Cost for Stormwater Management features dated May 17, 2022
- 13. Cistern Drainage Irrigation Map received May 27, 2022
- 14. Response to RPBCWD Comments received May 27, 2022
- 15. Response to RPBCWD Comments dated June 15, 2022

Rule Specific Permit Conditions

Rule C: Erosion and Sediment Control

Because the project will alter 1.9 acres of land-surface area, the project must conform to the requirements in the RPBCWD Erosion and Sediment Control rule (Rule C, Subsection 2.1).

The erosion control plan prepared by Civil Site Group includes installation of silt fence, inlet protection for storm sewer catch basins, daily inspection, rock construction entrance, erosion control blanket, placement of a minimum of 6 inches of topsoil, decompaction of areas compacted during construction, and retention

of native topsoil onsite. To conform to the RPBCWD Rule C requirements the following revisions are needed:

C1. The Applicant must provide the name and contact information of the individual responsible for erosion control at the site. RPBCWD must be notified if the responsible individual changes during the permit term.

Rule D: Wetland and Creek Buffers

Because the proposed work triggers a permit under RPBCWD Rule J and wetlands protected by the state Wetland Conservation Act are downgradient from the proposed construction activities, Rule D, Subsections 2.1a and 3.1 require buffer on the edges of the wetlands that are downgradient from the land-disturbing activities.

The Wetland Delineation Report and MnRAM analysis submitted indicate that the wetlands onsite are medium and low value (Appendix E). Rule D, Subsection 3.1.a.iii requires wetland buffer with an average of 40 feet from the delineated edge of the wetland, minimum 20 feet for medium value wetlands. Wetland buffer with an average of 20 feet from the delineated edge of the wetland, minimum 10 feet is required for low value wetlands. The buffer widths are summarized in the table below.

Wetland ID	RPBCWD Wetland Value	Required Minimum Width ¹ (ft)	Required Average Width ¹ (ft)	Provided Minimum Width (ft)	Provided Average Width (ft)
Wetland 25-11-C (onsite)	Medium	20	40	20.3	43
Wetland 24-44-B (onsite)	Low	10	20	20	30
Adjacent, Offsite Wetland	Medium	20	40	20.4	45

¹ Average and minimum required buffer width under Rule D, Subsection 3.1.a.

The plans require revegetating disturbed areas within the proposed buffer with native vegetation, thus conforming with Rule D, Subsection 3.3. A note is included on the plan sheet indicating the project will be constructed so as to minimize the potential transfer of aquatic invasive species (e.g., zebra mussels, Eurasian watermilfoil, etc.) to the maximum extent possible conforming to Rule D, Subsection 3.6.

To conform to RPBCWD Rule D the following revisions are needed:

- D1. Additional buffer signs must be shown on the drawings to delineate the westernmost buffer for Wetland 1.
- D2. Buffer areas and maintenance requirements must be documented in a declaration recorded after review and approval by RPBCWD in accordance with Rule D, Subsection 3.4.

Rule J: Stormwater Management

Because the redevelopment project will alter 1.9 acres of land-surface area, and increase the site imperviousness by more than 50%, the project must meet the criteria of RPBCWD's Stormwater Management rule (Rule J, Subsection 2.3) for all the impervious surface on the site.

The project includes installation of storm sewer to route runoff to two subsurface filtration systems and a rainwater harvesting system for irrigation on site. The reuse system will be used to irrigate 0.75 acres of pervious area on-site. The combination of the stormwater treatment BMPs will provide runoff volume abstraction, water quality treatment, and rate control.

Rate Control

In order to meet the rate control criteria listed in Subsection 3.1.a, the 2-, 10-, and 100-year post development peak runoff rates must be equal to or less than the existing discharge rates at all locations where stormwater leaves the site. The applicant used a HydroCAD hydrologic model to simulate runoff rates for pre- and post-development conditions for the 2-, 10-, and 100-year frequency storm events using a nested rainfall distribution, and a 100-year frequency, 10-day snowmelt event. The existing and proposed 2-, 10-, and 100-year frequency discharges from the site are summarized in the table below. The proposed project is in conformance with RPBCWD Rule J, Subsection 3.1.a.

Discharge	2-Year Discharge (cfs)		10-Year Discharge (cfs)		100-Year Discharge (cfs)		10-Day Snowmelt (cfs)	
Location	Ex	Prop	Ex	Prop	Ex	Prop	Ex	Prop
Wetland 25-11-C (onsite)	1.9	1.5	3.8	3.1	7.9	6.4	0.2	0.2
Wetland 24-44-B (onsite)	3.2	1.6	6.0	4.3	10.0	9.2	0.5	0.5
Adjacent, Offsite Wetland	0.4	0.1	0.7	0.3	1.3	0.5	0.0	0.0
To Hennepin Town Road	8.1	6.1	15.4	13.1	25.7	24.4	1.6	1.4
Clark Circle	0.1	0.1	0.1	0.1	0.2	0.2	<0.1	0.0

Volume Abstraction

Subsection 3.1.b of Rule J requires the abstraction onsite of 1.1 inches of runoff from the impervious surface of the parcel. An abstraction volume of 4,272 cubic feet is required from the 1.07 acres of regulated impervious area. Soil borings and infiltrometer tests were performed by Chosen Valley Testing show that soils in the project area are typically lean clay. Infiltration testing reveals infiltration rates of 0.0 in/hr beneath the proposed stormwater management features, indicating that infiltration is not feasible on this site. Because of the low in-situ infiltration measurements, the site is considered restricted.

For restricted sites, subsection 3.3 of Rule J requires rate control in accordance with subsection 3.1.a and that abstraction and water quality protection be provided in accordance with the following sequence:

- (a) Abstraction of 0.55 inches of runoff from site impervious surface determined in accordance with paragraphs 2.3, 3.1 or 3.2, as applicable, and treatment of all runoff to the standard in paragraph 3.1c; or
- (b) Abstraction of runoff onsite to the maximum extent practicable and treatment of all runoff to the standard in paragraph 3.1c; or
- (c) Off-site abstraction and treatment in the watershed to the standards in paragraph 3.1b and 3.1c.

Based on the measured infiltration testing results, the applicant is proposing rainwater harvesting and irrigation of available green space to provide volume abstraction. The abstraction volume provided by the irrigation is 0.35 inches from all regulated impervious area, and the RPBCWD engineer determines that this is the maximum extent practicable for the site.

Required	Required	Provided	Provided
Abstraction	Abstraction	Abstraction	Abstraction
Depth	Volume	Depth	Volume
(inches)	(cubic feet)	(inches) ¹	(cubic feet)
0.55	2,136	0.35	1,352

The designed abstraction performance for the project site is summarized in the table below.

Because the proposed stormwater reuse system requires consistent use at a specified rate to meet District requirements, performance monitoring for the site will be required to ensure that the project provides the proposed volume abstraction.

Plans indicate pretreatment for runoff entering the subsurface stormwater management facilities and rainwater harvesting system is being provided by sump manholes and vegetated strips, thus the proposed project conforms with RPBCWD Rule J, Subsection 3.1b.1.

Water Quality Management

Subsection 3.1.c of Rule J requires the Applicant provide for at least 60 percent annual removal efficiency for total phosphorus (TP), and at least 90 percent annual removal efficiency for total suspended solids (TSS) from site runoff, and no net increase in TSS or TP loading leaving the site from existing conditions. The Applicant is proposing to use two subsurface stormwater management facilities and a rainwater harvesting system to achieve the required TP and TSS removals.

Rule J, Subsection 3.5, allows the proposed project to utilize wetland buffers require by Rule D for compliance with the stormwater management criteria. The engineer concurs with the applicant's assertion that the buffer areas are considered a self-mitigating stormwater feature (i.e., result in natural runoff conditions similar to a native landscape), thus the buffer areas were removed from the MIDS water quality modeling for the proposed project. In addition, the applicant incorporated a better site design technique outlined in the MPCA MN Stormwater Manual by including plans to restore additional area tributary to the wetland with native vegetation. Because the ability of the wetland buffer and native vegetation areas to perform as a better site design technique providing water quality treatment is dependent on runoff being

distributed across the pervious surface, the grading must incorporate flow dispersion techniques or other measures to prevent channelized flow.

The MIDS modeling results of runoff from impervious areas of the site summarized in tables below show the annual TSS and TP removal requirement is achieved and that there is no net increase in TSS and TP leaving the site.

Pollutant of Interest	Regulated SiteRequired LoadLoading (lbs/yr)Removal (lbs/yr)		Provided Load Reduction (lbs/yr)	
Total Suspended Solids (TSS)	454	409 (90%)	417 (91.7%)	
Total Phosphorus (TP)	2.5	1.5 (60%)	1.6 (62.2%)	

Annual TSS and TP removal summary

Summary of net change in TSS and TP leaving the site

Pollutant of Interest	Existing Site Loading (lbs/yr)	Proposed Site Load after Treatment (lbs/yr)	Change (Ibs/yr)
Total Suspended Solids (TSS)	289	38	-251
Total Phosphorus (TP)	1.6	0.9	-0.7

Because compliance with the RPBCWD water-quality requirements is dependent on the wetland buffers restoration, the maintenance requirements of the buffer areas must be documented in a declaration recorded after review and approval by RPBCWD. While the modeling indicates the proposed project is in conformance with Rule J, Subsection 3.1.c, the design drawings do not fully align with the modeling inputs. To conform with Rule J, Subsection 3.1.c the following revisions are needed:

J1. Permit applicant must revise the drawings or provide documentations to ensure enhanced pretreatment of runoff to remove organics, pretreatment volume represents at least 25% of the water quality volume (or provide equivalent pretreatment), the sand filtration media incorporates 5-8% iron content, provide for maintenance and inspection of filtration media, and incorporate flow dispersion techniques or other measures to prevent channelized flow through wetland buffer.

Low Floor Elevation

All new buildings must be constructed such that the lowest floor is at least two feet above the 100-year high water elevation or one foot above the emergency overflow of a stormwater-management facility according to Rule J, Subsection 3.6a. In addition, a stormwater-management facility must be constructed at an elevation that ensures that no adjacent habitable building will be brought into noncompliance with this requirement according to Rule J, Subsection 3.6b.

The applicant is proposing to construct one building as part of the project with a low floor elevation of 885.0 ft. As shown in the table below, the proposed low floor is more than 2 feet above the 100-year flood elevation of the adjacent stormwater management facilities. The 100-year elevation of Wetland 25-11-C is higher that low floor elevations of the existing adjacent structures, therefore, the applicant applied the

alternative low floor criteria in Rule J, Appendix J.1 – Low-Floor Elevation Assessment. Groundwater was discovered in soil boring SB-02 at an elevation of 862.0 feet, 22.25 feet below the proposed low floor elevation. According to *Plot 1: Minimum Depth to Water Table for No Further Evaluation*, the minimum permissible depth to water table is 1.9 and 1.0 for the wetland based on the stormwater facility horizontal separation (see below table). Because the provided separation is greater than the minimum required, the elevation and location of the proposed stormwater facilities and existing wetlands meet the existing habitable structure requirements in Rule J, Subsection 3.6.

Structure	Low Floor Elevation of Nearest Building (ft)	Stormwater Facility	100-year Event Flood Elevation of Stormwater Facility (ft)	Freeboard to 100-year Event (ft)	Distance from Building to Adjacent Facility (ft)	Water Table Elevation (ft)	Minimum Permissible Depth to Water Table ¹ (ft)	Provided Depth from Low Floor Elevation to Water Table (ft)
9681 Clark Cir	875.0 ²	Wetland 25- 11-C	881.34	-6.34	116.0	862.0	1.9	13.0
9671 Clark Cir	875.0 ²	Wetland 25- 11-C	881.34	-6.34	137.0	862.0	1.0	13.0
Suite Living of Eden Prairie	885.00	Underground Filtration Basin 1	879.86	5.14	Appendix J.1 analysis not required.			
Suite Living of Eden Prairie	885.00	Underground Filtration Basin 2	877.69	7.31	Appendix J.1 analysis not required.			
Suite Living of Eden Prairie	885.00	Subsurface Rainwater Harvesting Tank	880.09	4.91	Appendix J.1 analysis not required.			
Suite Living of Eden Prairie	885.00	Wetland 25- 11-C	881.34	3.66	Appendix J.1 analysis not required.			
Suite Living of Eden Prairie	885.00	Wetland 24- 44-B	870.68	14.32	Appendix J.1 analysis not required.			

1- Using Plot 1 in Appendix J1 of RPBCWD Stormwater Management Rule

2- Approximated using topography and assumed basement elevation 10 feet below ground

Maintenance

Subsection 3.7 of Rule J requires the submission of a maintenance declaration. All stormwater management structures and facilities must be designed for maintenance access and properly maintained in perpetuity to assure that they continue to function as designed.

J2. Permit applicant must provide a maintenance and inspection declaration as required by Rule J, Subsection 3.7. A maintenance declaration template is available on the permits page of the RPBCWD website (http://www.rpbcwd.org/permits/). The declaration must also include a stormwater reuse monitoring and reporting plan that includes protection and identification of the greenspace to be irrigated and metering of the volume of reuse. Because the ability of the wetland buffer and native vegetation areas to perform as a better site design technique providing water quality treatment is dependent on runoff being distributed across the pervious surface, these buffer and native restoration areas must be incorporated into the maintenance declaration. A draft declaration must be provided for District review and approval prior to recordation and documentation of recordation must be provided to RPBCWD as a condition of issuance of the permit.

Chloride Management

Subsection 3.8 of Rule J requires the submission of chloride management plan that designates the individual authorized to implement the chloride management plan and the MPCA-certified salt applicator engaged in implementing the plan. To close out the permit and release the \$5,000 in financial assurance held for the purpose, Permit applicant must provide a chloride management plan that designates the individual authorized to implement the chloride management plan.

Wetland Protection

Because the proposed activities discharge to two wetlands on the site and one offsite wetland, they must conform to RPBCWD wetland protection criteria (Rule J, subsection 3.10).

The MNRAM analysis provided by the applicant shows Wetland 25-11-C (onsite) and the adjacent, offsite wetland as medium value and Wetland 24-44-B (onsite) as low value. The following tables summarize the allowable change in bounce and inundation duration from Table J1 of RPBCWD Rule J as well as the applicant's analysis for wetland protection and the potential impacts on the wetlands. The RPBCWD engineer concurs in the analysis submitted and determines that proposed project conforms to the wetland bounce and inundation requirements.

wetland value)	for, 10-Year Event	for 1- and 2-Year Event	Inundation Period for 10-Year Event	Elevation					
Medium	Existing +/- 1.0 feet	Existing + 2 days	Existing + 14 days	0 to 1.0 ft above existing runout					
Low	No Limit	Existing + 7 days	Existing + 21 days	0 to 4.0 ft above existing runout					

Impacts of Project on Wetlands

Wetland	RPBCWD Wetland Value	Change in Bounce for, 10-Year Event (feet)	1-year change in Inundation Period (days)	2-year change in Inundation Period (days)	10-year change in Inundation Period (days)	Runout Control Elevation (feet)		
Wetland 25-11-C	Medium	-0.1	0	0	0	No Change		
Wetland 24-44-B	Low	-0.4	2.0	2.0	3.0	No Change		
Adjacent, Offsite Wetland	Medium	-0.1	1.0	1.0	1.0	No Change		

Rule J, Subsection 3.10b requires that any discharge to low or medium value wetland be treated to the water quality treatment criteria in Rule J, subsection 3.1c. The engineer concurs with the applicant's assertion that the buffer areas are a self-mitigating stormwater feature (i.e., result in natural runoff

conditions similar to a native landscape). The impervious areas of the site are tributary to Wetland 24-44-B. As shown in the table below, the computations demonstrate the proposed stormwater facilities provide 92 % TSS and 62% TP removal from runoff prior to discharging to on-site Wetland 24-44-B, thus the area tributary to Wetland 24-44-B is in conformance with Rule J, Subsection 3.10b.

Pollutant of Interest	Regulated Disturbed Area Loading (lbs/yr)	Required Load Removal (lbs/yr)	Provided Load Reduction (lbs/yr)	
Total Suspended Solids (TSS)	454	409 (90%)	417 (91.7%)	
Total Phosphorus (TP)	2.5	1.5 (60%)	1.6 (62.2%)	

Because there is a small disturbed, pervious area tributary to wetland 25-11-C and the adjacent, offsite wetland which is shown as native vegetation on the drawings but not contained within the wetland buffer or a conservation easement the following revisions are needed to conform with Rule J, subsection 3.10b:

J3. The Applicant must provide updated drawing showing that all disturbed area directly tributary to wetland 25-11-C and the adjacent, offsite wetland will be dedicated as wetland buffer, preserved and maintained as native vegetation into perpetuity, or routed to a stormwater management facility must be provided in accordance with 3.1c.

Rule L: Permit Fee Deposit:

The RPBCWD permit fee schedule adopted in February 2020 requires permit applicants to deposit \$3,000 to be held in escrow and applied to cover the \$10 permit-processing fee and reimburse RPBCWD for permit review and inspection-related costs and when a permit application is approved, the deposit must be replenished to the applicable deposit amount by the applicant before the permit will be issued to cover actual costs incurred to monitor compliance with permit conditions and the RPBCWD Rules. A permit fee deposit of \$3,000 was received on February 24, 2022. The applicant must replenish the permit fee deposit to the original amount due before the permit will be issued. Subsequently, if the costs of review, administration, inspections and closeout-related or other regulatory activities exceed the fee deposit amount, the applicant will be required to replenish the deposit to the original amount or such lesser amount as the RPBCWD administrator deems sufficient within 30 days of receiving notice that such deposit is due. The administrator will close out the relevant application or permit and revoke prior approvals, if any, if the permit-fee deposit is not timely replenished.

L1. The applicant must replenish the permit fee deposit to the original amount due before the permit will be issued. The amount needed to replenish the permit fee deposit is \$4,238 as of July 7, 2022.

	Unit	Unit Cost	# of Units	Total
Rules C: Silt fence:	LF	\$2.50	1,850	\$4,625
Inlet protection	EA	\$100	9	\$900
Rock Entrance	EA	\$250	1	\$250
Restoration	Ac	\$2,500	1.9	\$4,750
Rules D: Wetland and Creek Buffer	LS	\$5,000	1	\$5,000

Rule M: Financial Assurance:

	Unit	Unit Cost	# of Units	Total
Rules J: Stormwater Management	EA	125% OPC	1	\$361,641
Biofiltration basin with elevated draintile to promote				
infiltration: 125% of engineer's opinion of cost (\$289,313)				
Chloride Management Plan	LS	\$5,000	1	\$5,000
Contingency (10%)		10%		\$38,217
Total Financial Assurance				\$420,383

Applicable General Requirements:

- 1. The RPBCWD Administrator and Engineer shall be notified at least three days prior to commencement of work.
- 2. Construction must be consistent with the plans, specifications, and models that were submitted by the applicant that were the basis of permit approval. The date(s) of the approved plans, specifications, and modeling are listed on the permit. The grant of the permit does not in any way relieve the permittee, its engineer, or other professional consultants of responsibility for the permitted work.
- 3. The grant of the permit does not relieve the permittee of any responsibility to obtain approval of any other regulatory body with authority.
- 4. The issuance of this permit does not convey any rights to either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations.
- 5. In all cases where the doing by the permittee of anything authorized by this permit involves the taking, using or damaging of any property, rights or interests of any other person or persons, or of any publicly owned lands or improvements or interests, the permittee, before proceeding therewith, must acquire all necessary property rights and interest.
- 6. RPBCWD's determination to issue this permit was made in reliance on the information provided by the applicant. Any substantive change in the work affecting the nature and extent of applicability of RPBCWD regulatory requirements or substantive changes in the methods or means of compliance with RPBCWD regulatory requirements must be the subject of an application for a permit modification to the RPBCWD.
- 7. If the conditions herein are met and the permit is issued by RPBCWD, the applicant, by accepting the permit, grants access to the site of the work at all reasonable times during and after construction to authorized representatives of the RPBCWD for inspection of the work.

Findings

- 1. The proposed project includes the information necessary, plan sheets and erosion control plan for review.
- 2. The proposed project will conform to Rules C, D and J if the Rule Specific Permit Conditions listed above are met.

Recommendation:

Approval of the permit contingent upon:

- 1. Financial Assurance in the amount of \$420,383.
- 2. Applicant providing the name and contact information of the individual responsible for erosion and sediment control at the site.
- 3. Receipt of revised drawings or documentation
 - a. Ensuring enhanced pretreatment of runoff to remove organics, pretreatment volume represents at least 25% of the water quality volume (or provide equivalent pretreatment), the sand filtration media incorporates 5-8% iron content, provide for maintenance and inspection of filtration media, and incorporate flow dispersion techniques or other measures to prevent channelized flow through the buffers.
 - b. Incorporating additional buffer signs must be shown on the drawings to delineate the westernmost buffer for Wetland 1.
 - c. Showing that disturbed area directly tributary to wetland 25-11-C and the adjacent, offsite wetland will be dedicated as wetland buffer, preserved and maintained as native vegetation into perpetuity, or routed to a stormwater management facility.
- 4. Receipt in recordation a maintenance declaration for maintenance of the buffer areas, soil rehabilitated areas restored with native vegetation, and stormwater management facilities. The declaration must also include a stormwater reuse monitoring and reporting plan that includes protection of the greenspace to be irrigated and metering of the volume of reuse, as well as maintenance specifics provided by the manufacturer(s) or installer(s) for the proprietary systems. Drafts of all documents to be recorded must be approved by the District prior to recordation.
- 5. The applicant must replenish the permit fee deposit to the original amount due before the permit will be issued. The amount needed to replenish the permit fee deposit is \$4,238 as of July 7, 2022.

By accepting the permit, when issued, the applicant agrees to the following stipulations:

- 1. Continued compliance with General Requirements.
- 2. Per Rule J Subsection 4.5, upon completion of the site work, the permittee must submit as-built drawings demonstrating that at the time of final stabilization, the pretreatment manholes and subsurface stormwater facility conform to design specifications and function as intended and approved by the District. As-built/record drawings must be signed by a professional engineer licensed in Minnesota and include, but not limited to:
 - a. the surveyed bottom elevations, water levels, and general topography of all facilities;
 - b. the size, type, and surveyed invert elevations of all stormwater facility inlets and outlets;
 - c. the surveyed elevations of all emergency overflows including stormwater facility, street, and other;
- 3. Providing the following additional close-out materials:

- a. Documentation that disturbed pervious areas remaining pervious have been decompacted per Rule C.2c criteria
- 4. The work on the Suite Living of Eden Prairie development under the terms of permit 2022-010, if issued, must have an impervious surface area and configuration materially consistent with the approved plans. Design that differs materially from the approved plans (e.g., in terms of total impervious area) will need to be the subject of a request for a permit modification or new permit, which will be subject to review for compliance with all applicable regulatory requirements.
- 5. To close out the permit and release the \$5,000 in financial assurance held for the purpose of the chloride management, the permit applicant must provide a chloride management plan that designates the individual authorized to implement the chloride management plan and the MPCA-certified salt applicator engaged in implementing the plan at the site.





























SPECIAL CONDITION	SPECIAL CONDITION	SPECIAL CONDITION		_	
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incendwater Depth	Undetermined
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Prior to installation and as reconnecended by the manufacturar censols temperature gauges or shall be placed inside the host pipe its manifer the temperatures during the corre cycle. Line nest pipe interfact temperature shall be monitored and legged during caring of the liner.

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SUITE LIVING/HAMPTON COMPANIES, LLC

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