



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT  
332 MINNESOTA STREET, SUITE E1500  
ST. PAUL, MN 55101-1323

November 15, 2023

Regulatory File MVP 2023-01372-TMS



We are responding to your request for authorization to construct a stormwater treatment basin as part of a green infrastructure project. The proposed work is located in Section 2, Township 50 North, Range 14 West, Saint Louis County, Minnesota.

The regulated activity associated with the project described above includes discharge of fill material into 399 square feet of wetlands to construct a stormwater treatment basin. The work appears to be authorized by a Nationwide Permit (NWP) and/or a Regional General Permit (RGP), specifically, the Transportation RGP, category 4. No application or notification to the St. Paul District Corps of Engineers is required for your project, provided you comply with the terms and conditions of the permit.

This letter does not verify permit eligibility, but indicates that your project may meet the requirements of this permit. It is your responsibility to ensure that the work is performed in accordance with the terms and conditions of this permit before starting work. **It is also incumbent upon you to verify that your activity has received any necessary Water Quality Certification or waiver prior starting work in waters of the U.S.** If a Water Quality Certification has not been issued for your activity, you are responsible for contacting the certifying agency. A full list of applicable terms, conditions, issued Water Quality Certifications, and certifying agencies may be found by visiting our website at <http://www.mvp.usace.army.mil/Missions/Regulatory/>.

An approved jurisdictional determination has been prepared and concludes that the drainage feature as shown on the enclosed Figure 3 is not a water of the United States subject to Corps of Engineers (Corps) jurisdiction. Therefore, work in that aquatic resource does not require Corps authorization. This approved jurisdictional determination may be relied upon for five years from the date of this letter. However, we reserve the right to re-evaluate the determination in response to information that was not considered during our initial review. If you object to this approved jurisdictional determination, you may request an administrative appeal pursuant to regulations at 33 CFR 331. Enclosed you will find a Notification of Appeal Process fact sheet and Request for Appeal (RFA) form. If you request to appeal this determination, a complete RFA form must be received by the Mississippi Valley Division Office at the address shown on the form by January 13, 2024.

A change in location or project plans may require re-evaluation of your project. Proposed changes should be coordinated with this office prior to construction. Failure to comply with all terms and conditions of this permit invalidates this authorization and could result in a violation of

Section 301 of the Clean Water Act or Section 10 of the Rivers and Harbors Act. You must also obtain all local, State, and other Federal permits that apply to this project.

If you have any questions, please contact me

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

CC:

[REDACTED]











