

PUBLIC NOTICE

US Army Corps of Engineers St Paul District

Applicant: Dick Reesman HC Wyeville Operating, LLC Published: June 30, 2025 Expires: July 15, 2025

St. Paul District Permit Application No. MVP-2024-01233-CCK

TO WHOM IT MAY CONCERN: The St. Paul District of the U.S. Army Corps of Engineers (Corps) has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. §1344). The purpose of this public notice is to solicit comments from the public regarding the work described below:

APPLICANT: Dick Reesman HC Wyeville Operating, LLC 8850 State Highway 173 Tomah, Wisconsin 54660

AGENT: Todd Gibbon Long Island Engineering LLC 201 Maple Ridge Ashland, Wisconsin 54806

WATERWAY AND LOCATION: The project would affect waters of the United States associated with the Lemonweir River and East Fork Lemonweir River. The project area is located at the intersection of Copper Road and Dove Avenue in Section 9, Township 18 N, Range 1 E; at Latitude 44.0554687350289 and Longitude -90.3801572271224; in Byron, Monroe County, Wisconsin.

EXISTING CONDITIONS: The proposed Grygleski Pit is a 105-acre sand mine pit as part of the ongoing HC Wyeville operations. The first phase of Grygleski Pit is located in the southeast quadrant of Copper Road and Dove Avenue. The area is predominately forested land with a handful of residential trailers. Historic maps indicate this area may have been a sand mine in the past. The Grygleski Pit would connect to the completed Rutlin Pit across Copper Road.

There are three main mining areas associated with the HC Wyeville mining operations. The mine phases located west of the Lemonweir River (Chambers Pit), those located on the east side of the Lemonweir River (Rutlin Pit), and those on the east side of Copper Road (Grygleski Pit). The west side consists of Phases 3 through 5B, herein referred to as the Chambers Pit. Between the Lemonweir River and Copper Road consists of Phases 6 through 13, herein referred to as the Rutlin Pit. On the east side of Copper Road is the Grygleski Pit, starting with Phase 14. The project area is located in the Beaver Creek-Juneau Watershed, which is part of the Mississippi River Basin. The wetlands onsite were delineated in 2024 as Wooded Swamp with a few smaller areas of Shrub Swamp and Wet Meadow communities.

PROJECT PURPOSE: The creation of Grygleski Pit is part of the long-term mining plan for HC Wyeville. The purpose of this project is to extract sand to fulfil the need for locally accessible material that is logistically and economically feasible. The project as proposed will expand the mining operations, allowing HC Wyeville access to additional mineable material, and extend the life of the facility. The Grygleski Pit, as proposed in the preferred alternative, has a life of 3-4 years based on current production rates.

PROPOSED WORK: The applicant requests authorization to permanently discharge fill material into 2.91 acres of wetlands to expand existing sand mining operations. Excavation would occur in the mining area, surrounded by a topsoil and overburden stockpile berm. Post reclamation, the Grygleski Pit will result in a publicly accessible lake approximately 86 acres in water surface size with 6,500 feet of shoreline. The depth of the lake will vary and is dependent upon the depth of loose sand reserves.

QUANTITY, TYPE, AND AREA OF FILL: The project area would be stripped of topsoil and temporarily stockpiled on-site after all erosion control measures are in place. The majority of the project area would be mined to a depth of 60 feet to extract sand and would be reclaimed after mining ceases. The total area of disturbance is shown in the attached figures.

SOURCE OF FILL MATERIAL: The source of fill material would be overburden (clay, sand, gravel) that is excavated and moved at the beginning of the mining process.

DESCRIPTION OF DREDGING OR EXCAVATION: Topsoil and subsoils would be removed and stockpiled using excavators, dozers and front end loaders. Overburden would be used in reclamation efforts of the Rutlin Pit. Dredging would commence from existing Rutlin Pit and an existing slurry line would transport the dredged sand to the processing plant. HC-Wyeville anticipates that it would mine to a depth of 60+ feet.

Current and future mine phases are being hydraulically dredged. Dredged material would be conveyed through HDPE lines in a slurry solution to the existing processing facility located west of the railroad tracks. The flow rate is between 8,805 and 9,686 gallons per minute and would contain 30% solids by weight. The raw slurry would enter one of two velocity boxes with two bucket wheels to slow the velocity. As the bucket wheels turn, the buckets pick up the solids and dewaters the material via gravity. The dewatered sand is placed onto a conveyor and transported into the existing processing facility. Excess water would exit the bucket wheel assembly via an overflow weir and flow into a tank positioned adjacent to the bucket wheel assembly. The excess water would be pumped back into the active mine pit via a HDPE line. No chemicals are used in the slurry and dredging process. Following dewatering, the conveyor feeds the dewatered sand into three primary screens that remove oversized material. The material passing the screen is mixed with water and sized in hydrosizers. From there

the sand is dewatered and put in piles to decant. Washed and drained sand is then sent to the dry plant for drying, final sorting, temporary storage in silos and then loaded into rail cars.

THE FOLLOWING POTENTIALLY TOXIC MATERIALS COULD BE USED AT THE

PROJECT SITE: Fill material used would be free from toxic pollutants. Stormwater at industrial sites may encounter any number of harmful pollutants, including toxic metals, oil, grease, de-icing salts and other chemicals from rooftops, roads, parking lots, and from activities such as storage and material handling. A stormwater pollution plan has been developed and identifies potential pollutant sources, outlines operation procedures for material handling activities, and describes controls and best management practices (BMPs) that would be implemented to minimize pollutants in stormwater runoff.

THE FOLLOWING PRECAUTIONS TO PROTECT WATER QUALITY HAVE BEEN

DESCRIBED BY THE APPLICANT: HC Wyeville has an existing industrial Stormwater Pollution Prevention Plan (SWPPP) on file that covers the operations at the Wyeville facility. The SWPPP describes the facility and its operations, identifies potential sources of storm water pollution at the facility, and recommends appropriate best management practices and pollution control measures to reduce the discharge of pollutants in stormwater. The SWPPP is reviewed periodically and updated if operations change.

Temporary erosion control measures employed at the proposed project site would be used to prevent erosion from overburden piles and topsoil piles that are created during the stripping process. These erosion control measures include:

• Mine roads will employ silt fence and/or lined channels as necessary

• Erosion bales and sediment logs will be place as ditch checks in swales and ditches

• Silt fence will be typically installed at road perimeters, edges of berms and stockpiles, adjacent to wetlands and areas not protected by other erosion control measures

- Seed and mulch will be applied on berms, stockpiles, channels, road slopes, and mined areas that have been reclaimed and are no longer active
- Erosion mat will be placed in concentrated flow channels and on slopes steeper than 4:1

• Final stabilization of slopes where applicable may use Flexterra HP-FGM after seeding and fertilizer is applied first.

AVOIDANCE AND MINIMIZATION: The applicant has provided the following information in support of efforts to avoid and/or minimize impacts to the aquatic environment: HC Wyeville is proposing to avoid the entire east side (approximately 55 acres) of the property, including the northeast corner of valuable reserves which are more densely covered in fingers of wetland 1. This would still leave enough reserves to extend the life of the mine for 3-4 years while minimizing wetland impacts. The mine boundary would respect the 75' buffer to the Wetland 1 with exception to the finger of wetland 1 in the center of the property which is included in the mining footprint. Mining limits would be clearly marked/flagged for protection of wetlands that are not within the

permitted footprint of the project. The mine pit site would remain internally drained once overburden and topsoil materials are removed. A mine reclamation plan has been submitted to the WiDNR, which includes a proposal to convert the mine after closure to a publicly-available recreational lake.

COMPENSATORY MITIGATION: The applicant offered the following compensatory mitigation plan to offset unavoidable functional loss to the aquatic environment: Mitigation for this project is proposed to be fulfilled through the purchase of 3.49 (ratio of 1.2:1) in-kind credits (Wooded Swamp) from Kreyer Creek Mitigation Bank in the Lower Wisconsin Bank Service Area. If in-kind credits are no longer available, HC Wyeville would purchase additional credits from the Kreyer Creek Mitigation Bank for out-of-kind wetlands at an increased mitigation ratio and as coordinated with the Wisconsin DNR/USACE.

CULTURAL RESOURCES:

The Corps is evaluating the undertaking for effects to historic properties as required under Section 106 of the National Historic Preservation Act. This public notice serves to inform the public of the proposed undertaking and invites comments including those from local, State, and Federal government Agencies with respect to historic resources. Our final determination relative to historic resource impacts may be subject to additional coordination with the State Historic Preservation Officer, federally recognized tribes and other interested parties.

The District Engineer's final eligibility and effect determination will be based upon coordination with the SHPO and/or THPO, as appropriate and required, and with full consideration given to the proposed undertaking's potential direct and indirect effects on historic properties within the Corps-identified permit area.

ENDANGERED SPECIES: The Corps has performed an initial review of the application and the U.S. Fish and Wildlife Service (USFWS) Information for Planning and Consultation (IPaC) to determine if any threatened, endangered, proposed, or candidate species, as well as the proposed and final designated critical habitat may occur within the boundary of the proposed project. Based on this initial review, the Corps has made a preliminary determination that the proposed project may affect species but it not likely to adversely affect species and critical habitat listed in Table 1. No other ESA-listed species or critical habitat will be affected by the proposed action.

Species Common Name and/or Critical Habitat Name	Scientific Name	 Federal Status
Gray Wolf	Canis lupus	Endangered
Eastern Massasauga	Sistryrus catenatus	Threatened

Table 1: ESA-listed species and/or critical habitat potentially present in the action area.

Salamander Mussel	Simpsonaias ambigua	Proposed Endangered
Karner Blue Butterfly	Lycaeides melissa samuelis	Endangered
Monarch Butterfly	Danaus plexippus	Proposed Threatened
Western Regal Fritillary	Argynnis idalia occidentalis	Proposed Threatened

Pursuant to Section 7 ESA, any required consultation with the Service(s) will be conducted in accordance with 50 CFR part 402.

This notice serves as request to the U.S. Fish and Wildlife Service for any additional information on whether any listed or proposed to be listed endangered or threatened species or critical habitat may be present in the area which would be affected by the proposed activity.

NAVIGATION: The proposed structure or activity is not located in the vicinity of a federal navigation channel.

SECTION 408: The applicant will not require permission under Section 14 of the Rivers and Harbors Act (33 USC 408) because the activity, in whole or in part, would not alter, occupy, or use a Corps Civil Works project.

WATER QUALITY CERTIFICATION: Valid Section 404 permits cannot be issued for any activity unless water quality certification for the activity is granted or waived pursuant to Section 401 of the Clean Water Act. The Section 401 authority for this project is the Wisconsin Department of Natural Resources. A Department of the Army permit will not be granted until the Wisconsin Department of Natural Resources has issued or waived Section 401 WQC certification and the U.S. Environmental Protection Agency (USEPA) neighboring jurisdiction process is completed. Corps Section 404 Clean Water Act decisions may not be finalized until after the USEPA completes this process.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including cumulative impacts thereof; among these are conservation, economics, esthetics, general environmental concerns, wetlands, historical properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food, and fiber production, mineral needs, considerations of property ownership,

and in general, the needs and welfare of the people. Evaluation of the impact of the activity on the public interest will also include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act or the criteria established under authority of Section 102(a) of the Marine Protection Research and Sanctuaries Act of 1972. A permit will be granted unless its issuance is found to be contrary to the public interest.

COMMENTS: The Corps is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other Interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this determination, comments are used to assess impacts to endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment (EA) and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act (NEPA). Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

The St. Paul District will receive written comments on the proposed work, as outlined above, until July 15, 2025. Comments should be submitted electronically via the Regulatory Request System (RRS) at https://rrs.usace.army.mil/rrs or by email to caree.c.kovacevich@usace.army.mil. Please refer to the permit application number in your comments.

If electronic submittal is not available, you may submit comments in writing to:

Regulatory Division St. Paul District Corps of Engineers ATTN: Caree Kovacevich 332 Minnesota Street, Suite E1500 St. Paul, MN 55101-1323

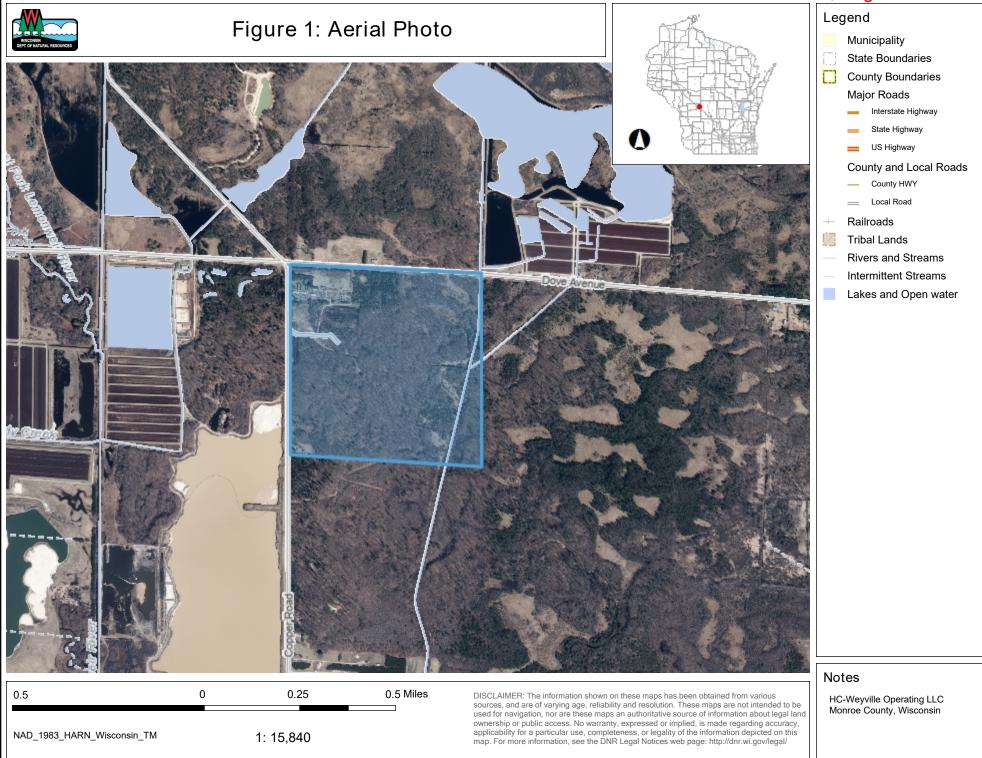
IF YOU HAVE QUESTIONS ABOUT THE PROJECT, contact Caree Kovacevich at the St. Paul District office at 651-290-5329.

To receive Public Notice notifications, go to: <u>https://www.mvp.usace.army.mil/Contact/RSS/</u> and subscribe to the RSS Feed for which you would like to receive Public Notices.

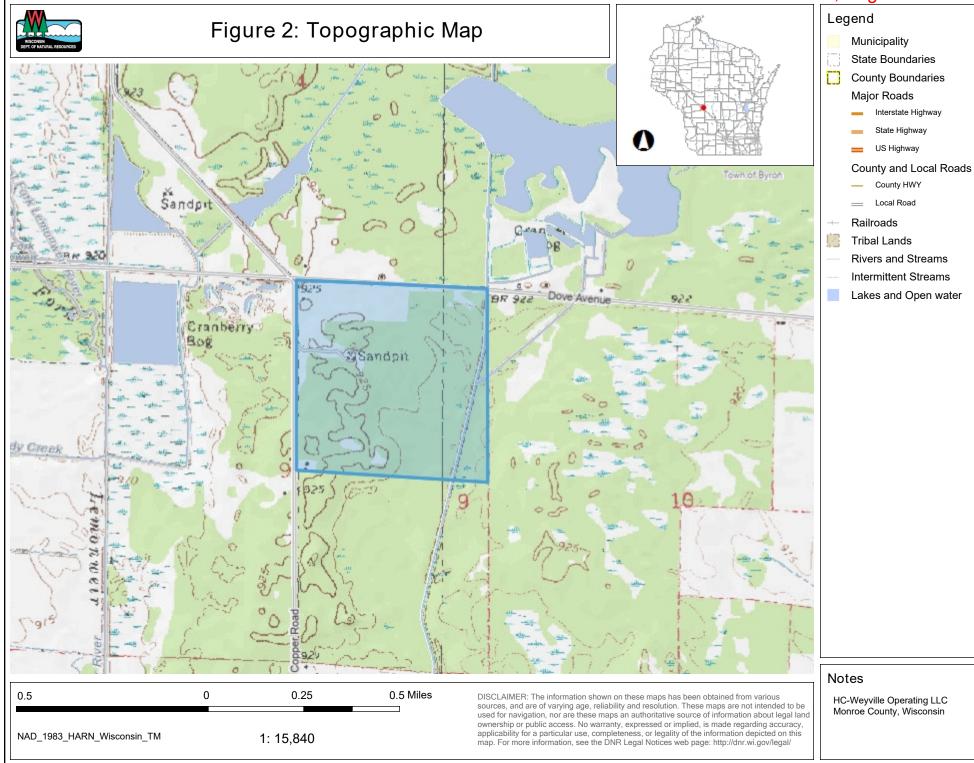
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, in detail, the reasons for holding a public hearing. A request may be denied if substantive reasons for holding a hearing are not provided or if there is otherwise no valid interest to be served.

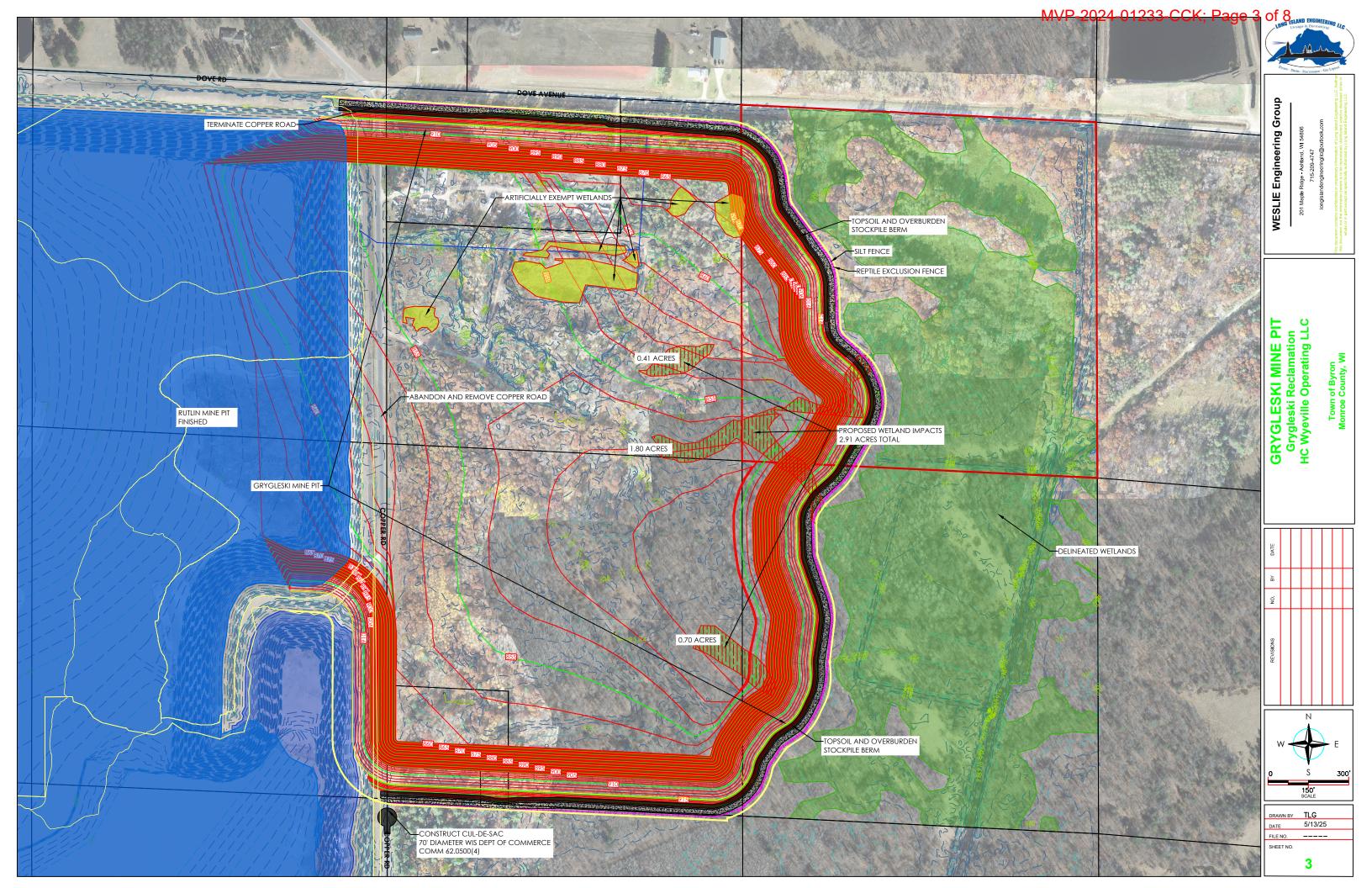
Enclosures:

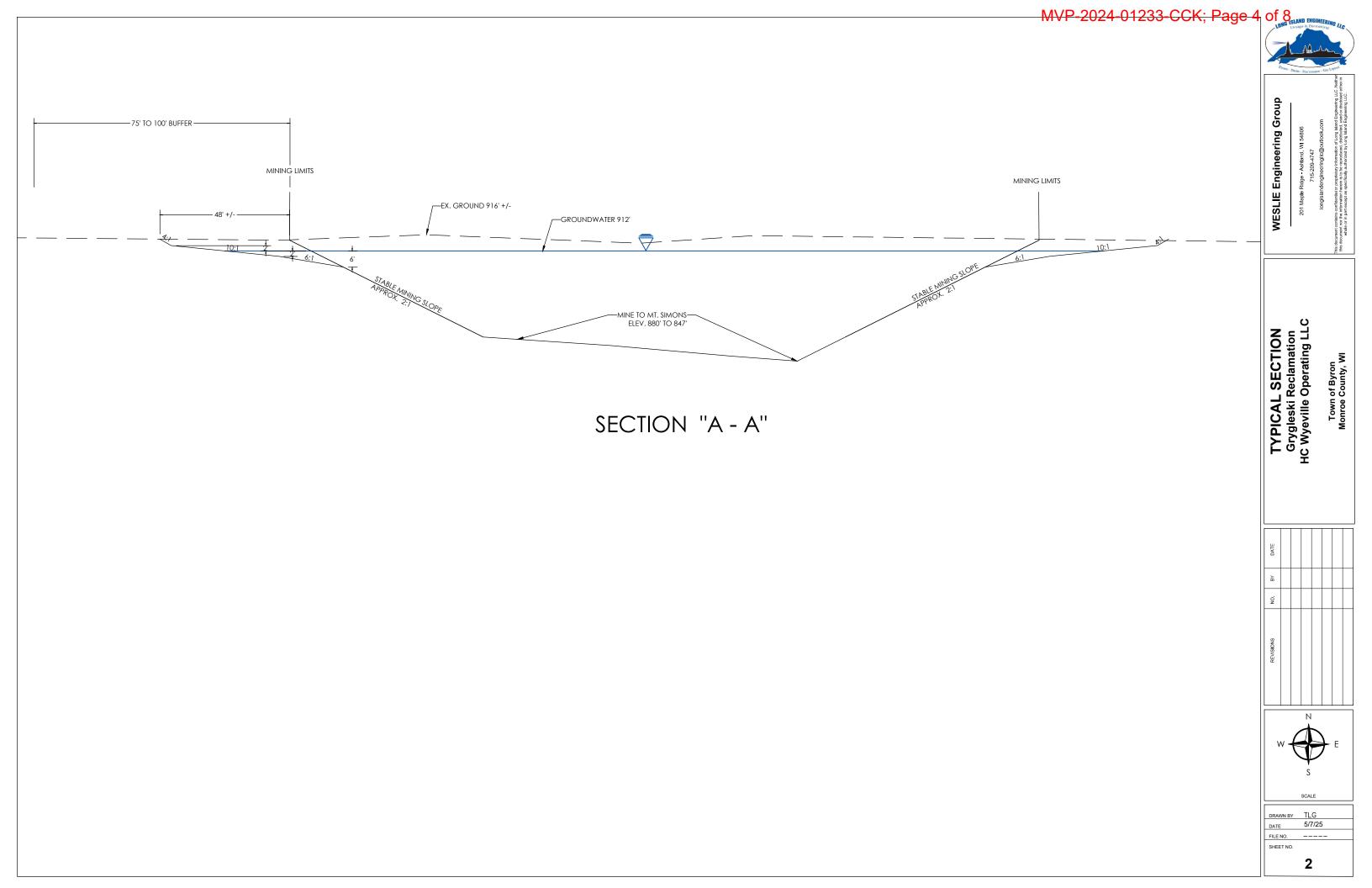
MVP-2024-01233-CCK; Page 1 of 8

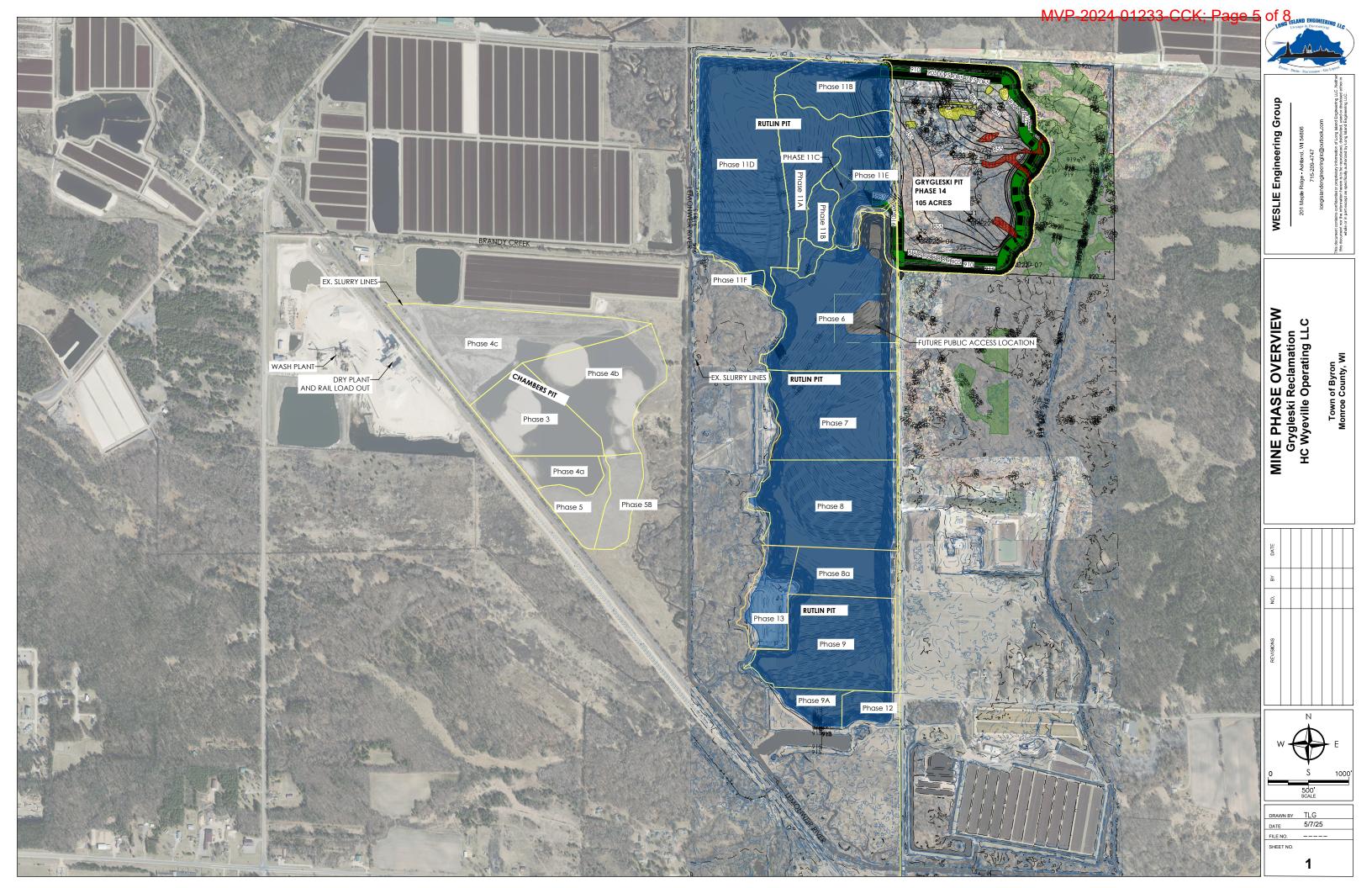


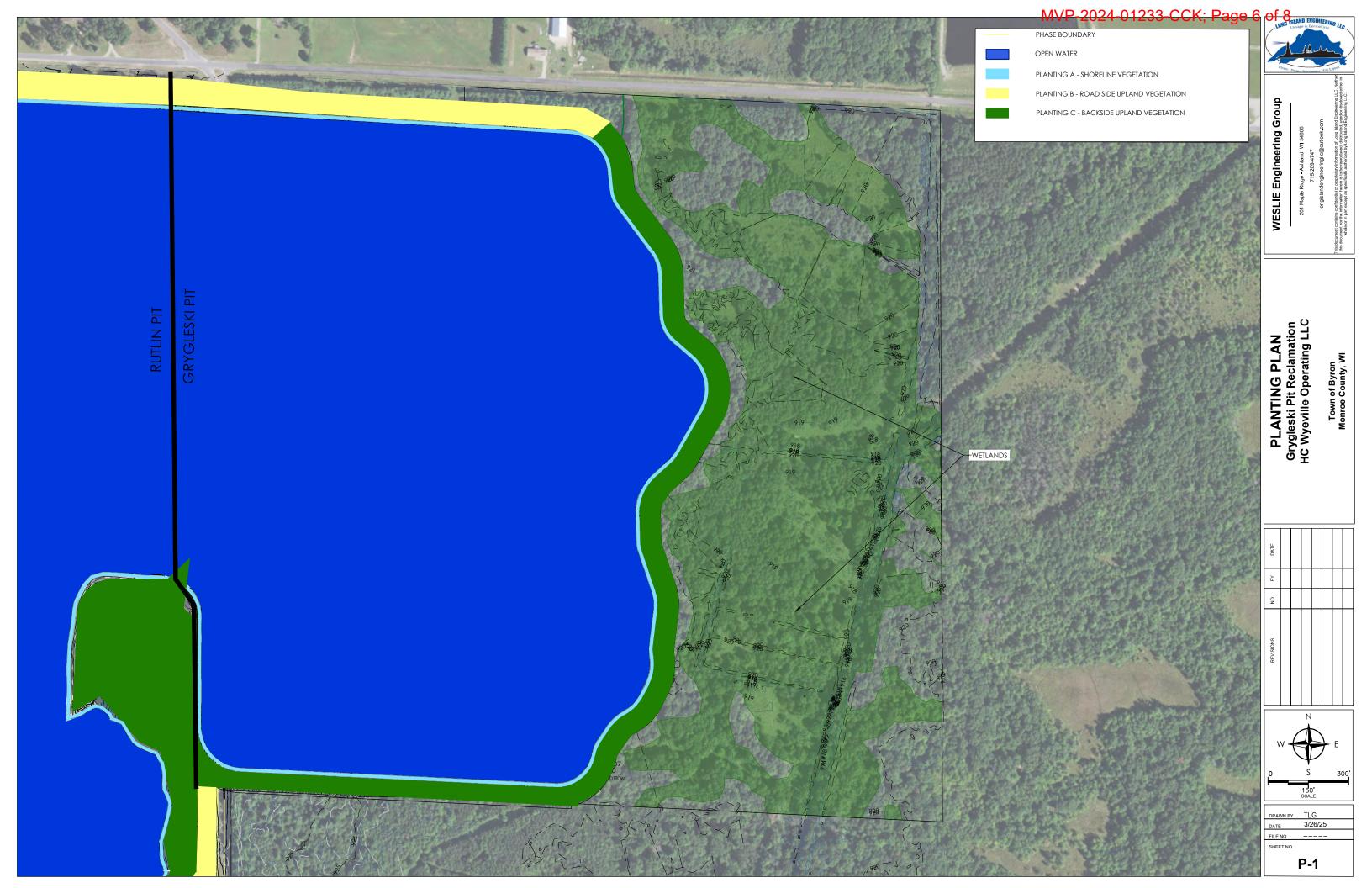














UPLAND SEED MIX WISDOT 70A FOR USE IN PLANTING PLAN - B AND PLANTING PLAN - C

(507) 498-3944 • info@shootingstarnativeseed.com

Description: WI DOT Mix 70A Seeding Rate: 17.42 lb/acre (150.7 seeds/square foot)

Notes: This mix is recommended for slopes and upland areas with sandy soils.

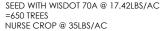
Common Name	Scientific Name	% of Mix	Seeds/ft ²	Total	
Grasses					
Big Bluestem	Andropogon gerardii	15.00%	9.6	2.61 PLS lb	
Sideoats Grama	Bouteloua curtipendula	20.00%	7.7	3.48 PLS lb	
Canada Wild Rye	Elymus canadensis	15.00%	5.0	2.61 PLS lb	
June Grass	Koeleria cristata	5.00%	64.0	0.87 PLS lb	
Little Bluestem	Schizachyrium scoparium	20.00%	19.2	3.48 PLS lb	
Forbs					
Butterfly Milkweed	Asclepias tuberosa	2.00%	0.6	0.35 PLS lb	
New England Aster	Aster novae-angliae	2.00%	8.4	0.35 PLS lb	
Partridge Pea	Chamaecrista fasciculata	2.00%	0.3	0.35 PLS lb	
Purple Prairie Clover	Dalea purpurea	2.00%	2.3	0.35 PLS lb	
Flowering Spurge	Euphorbia corollata	2.00%	1.0	0.35 PLS lb	
Western Sunflower	Helianthus occidentalis	2.00%	1.8	0.35 PLS lb	
Button Blazingstar	Liatris aspera	2.00%	2.0	0.35 PLS lb	
Wild Lupine	Lupinus perennis	3.00%	0.2	0.52 PLS lb	
Spotted Bee Balm	Monarda punctata	2.00%	11.5	0.35 PLS lb	
Yellow Coneflower	Ratibida pinnata	2.00%	3.8	0.35 PLS lb	
Showy Goldenrod	Solidago speciosa	2.00%	12.2	0.35 PLS lb	
Ohio Spiderwort	Tradescantia ohiensis	2.00%	1.0	0.35 PLS lb	

Request a price quote for this mix by contacting info@shootingstarnativeseed.com or (507) 498-3944. Substitutions may be necessary based on availability at the time of order

Description: Mixture R1 (BWSR Native Riparian & Floodplain) SHOOTING STAR SEED MIX R1 Seeding Rate: 6 Lbs/Acre (183.8 Seeds/Square Foot) **BWSR RIPARIAN & FLOODPLAIN MIX** Notes: This mix is designed for mitigation projects. FOR USE IN PLANTING PLAN - D Scientific Name % of Mix Seeds/Ft Rate/Acre Common Name Grasses American Sloughgrass Beckmannia syzigachne 25.00% 27.5 1.50 PLS Lbs Blue Joint Grass Calamagrostis canadensis 1.00% 6.2 0.06 PLS Lbs 3.00% American Manna Grass 4.6 0.18 PLS Lbs Glyceria grandis Fowl Manna Grass Glyceria striata 2.00% 7.1 0.12 PLS Lbs Rice Cut Grass 4.00% 3.0 0.24 PLS Lbs Leersia orvzoides Annual Rye Lolium italicum 15.00% 5.0 0.90 PLS Lbs Fowl Bluegrass 30.00% 86.0 Poa palustris 1.80 PLS Lbs Sedges & Rushes 1.00% 1.2 0.06 PLS Lbs Tussock Sedge Carex stricta Brown Fox Sedge Carex vulpinoidea 5 00% 11.0 0.30 PLS Lbs Green Bulrush Scirpus atrovirens 1.00% 10.1 0.06 PLS Lbs Woolgrass Scirpus cyperinus 0.10% 3.7 0.01 PLS Lbs River Bulrush Scirpus fluviatilis 4.00% 0.4 0.24 PLS Lbs Softstem Bulrush Scirpus validus 2.00% 1.4 0.12 PLS Lbs Wildflowers Swamp Milkweed Asclepias incarnata 2.00% 0.2 0.12 PLS Lbs 0.50% 0.7 0.03 PLS Lbs Flat-topped Aster Aster umbellatus Joe Pye Weed Eupatorium maculatum 0.50% 1.0 0.03 PLS Lbs 0.40% 1.4 0.02 PLS Lbs Boneset Eupatorium perfoliatum Sneezeweed Helenium autumnale 0.40% 1.1 0.02 PLS Lbs Spotted Touch-me-not Impatiens capensis 1.00% 0.1 0.06 PLS Lbs Great Blue Lobelia Lobelia siphilitica 0.20% 2.2 0.01 PLS Lbs Monkey Flower Mimulus ringens 0.10% 5.1 0.01 PLS Lbs 0.20% 1.0 0.01 PLS Lbs Mountain Mint Pvcnanthemum virginianum Giant Goldenrod Solidago gigantea 0.40% 2.2 0.02 PLS Lbs Blue Vervain 0.60% 0.04 PLS Lbs 1.2 Verbena hastata Common Ironweed Vernonia fasciculata 0.60% 0.3 0.04 PLS Lbs PLANTING PLAN - B YELLOW 3 ACRES 25% RED PINE (PINUS RESINOSA) 3YR WONR STOCK 25% SUGAR MAPLE (ACER SACCHARUM) 2YR WDNR STOCK 25% N. RED OAK (QUERCUS RUBRA) 1YR WDNR STOCK 25% BUR OAK (QUERCUS MACROCARPA) 1YR WDNR STOCK = 315 TREES OF EACH SPECIES

RANDOMLY PLANT SPECIES ON A RANDOM 10'X10' GRID

SEED WITH WISDOT 70A @ 17.42LBS/AC NURSE CROP @ 35LBS/AC PLANTING PLAN - A BLUE : 8,100 lf BLACK WILLOW (SALIX NIGRA) 2 @ 25' =650 TREES SILVER MAPLE (ACER SACCHARINUM) 1 @ 12.5' SEED WITH WISDOT 70A @ 17.42LBS/AC



PLANTING PLAN - A BLUE: 8,100 lf BLACK WILLOW (SALIX NIGRA) 2 @ 25' SILVER MAPLE (ACER SACCHARINUM) 1 @ 12.5' SEED WITH WISDOT 70A @ 17.42LBS/AC NURSE CROP @ 35LBS/AC

PLANTING PLAN - C GREEN 7ACRES WHITE PINE (PINUS STROBUS) APPROX. 10 CLUSTERS WITH 3YR WDNR STOCK = 1,200 TREES

RED PINE (PINUS RESINOSA) 3YR WDNR STOCK PLANT AT 15' RANDOM SPACING = 1,400 TREES

SEED WITH WISDOT 70A @ 17.42LBS/AC NURSE CROP @ 35LBS/AC

