



US Army Corps  
of Engineers®

# PUBLIC NOTICE

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St Paul District  
Permit Application  
No. MVP-2025-00775

Published: April 24, 2026  
Expires: May 9, 2026

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Interested parties are hereby notified that the U.S. Army Corps of Engineers (USACE), St Paul District has received an application for a Department of the Army (DA) 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 and information necessary to evaluate the probable impact on the public interest regarding the proposed activity as described below and as shown on the enclosed drawings.

**APPLICANT:** Erin Conway  
Continental Properties  
W134 N 8675 Executive Parkway  
Menomonee Falls, WI 53075

**LOCATION OF PROPOSED ACTIVITY:** The proposed activity would affect wetlands associated with the Des Plaines River. The project/review area is located on the south side of 77<sup>th</sup> Street, beginning at the intersection of 77<sup>th</sup> Street and 125<sup>th</sup> Avenue in Section 12, Township 01N, Range 21E; at Latitude 42.5625 and Longitude -87.9596; in Bristol, Kenosha County, Wisconsin.

**PROPOSED ACTIVITY:** The applicant is requesting a DA permit to permanently discharge dredged and/or fill material into 0.75-acre of wetlands associated with the construction of a residential development in the Village of Bristol. The proposed project is the construction of a multifamily residential development which will include the construction of associated public roadways, utilities, and stormwater ponds to serve the development. According to the wetland delineation report by Heartland Ecological Group, the wetland is characterized as wet meadow and forested drainageway complex. The impacted wetland is dominated by reed canary grass and box elder. Wetlands appear to be moderately functioning as they are impacted by invasive plant species.

**MITIGATION:** The applicant has evaluated several alternatives to the project's design in an effort to avoid and minimize impacts on wetlands, while still achieving the project's goal. The applicant proposes to fulfill federal compensatory mitigation requirements by purchasing federal wetland mitigation credits from an established mitigation bank in the bank service area, or through the Wisconsin Wetland Conservation Trust (In-Lieu Fee) program. The USACE will determine the type and amount of compensatory mitigation necessary to offset losses of waters of the United States which may result from the proposed activity in accordance with 33 CFR § 332.



Western Regal Fritillary

Native prairie habitat.

Eastern Prairie Fringed Orchid

Habitat varies – occurs in a wide variety of habitats, from mesic prairie to wetlands such as sedge meadows, marsh edges, even bogs. It required full sun for optimum growth and flowering and a grassy habitat with little to no woody encroachment.

USACE will consider comments from this public notice, including any comments provided by the NMFS and/or USFWS, regarding the need to consult.

This notice serves as request to the USFWS 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 of 1899 (33 U.S.C. § 408) because the activity, in whole or in part, would not alter, occupy, or use a USACE Civil Works project.

**WATER QUALITY CERTIFICATION:** An Individual Water Quality Certification may be required from the Wisconsin Department of Natural Resources pursuant to Section 401 of the Clean Water Act (33 U.S.C. § 1341).

**COASTAL ZONE MANAGEMENT:** The Wisconsin Coastal Management Program (WCMP) is conducting a federal consistency review to verify the activities considered under this permit will comply with state coastal policies. Comments should be received by WCMP within 21 days. Further information may be obtained at <http://coastal.wisconsin.gov> or via email at [coastal@wisconsin.gov](mailto:coastal@wisconsin.gov).

**NATIONAL WILD AND SCENIC RIVERS:** There are no National Wild and Scenic Rivers within the project area.

**NOTE:** This public notice is being issued based on information furnished by the applicant. This information has not been verified or evaluated to ensure compliance with laws and regulation governing the regulatory program. The geographic extent of aquatic resources within the proposed project area that either are, or are presumed to be, within the USACE jurisdiction has been verified by USACE personnel.

**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, aesthetics, 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, Environmental Protection Agency (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.

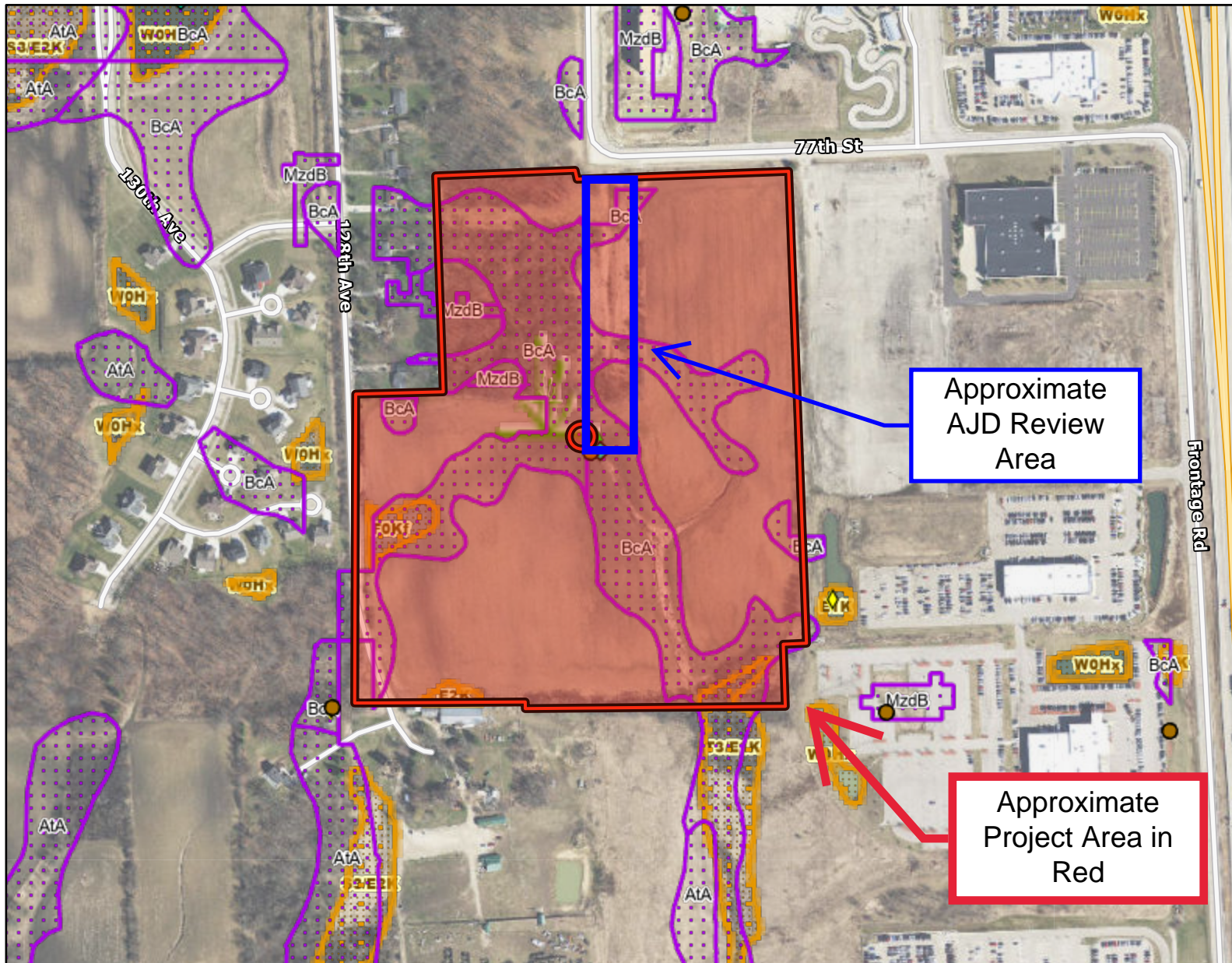
**COMMENTS:** The USACE is soliciting comments from the public; Federal, State, and local agencies and officials; Tribal Nations; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the USACE to determine whether to issue, modify, condition, or deny a permit for this proposed activity. 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 and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. Any comments or objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested permit. Please note that all comments received will become part of the administrative record and are subject to public release under the Freedom of Information Act.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Requests for a public hearing will be granted, unless the District Engineer determines that the issues raised are insubstantial or there is otherwise no valid interest to be served by a hearing.

The St Paul District will receive written comments on the proposed activity, as outlined above, until May 8, 2026. Comments should be submitted electronically via the Regulatory Request System (RRS) at <https://rrs.usace.army.mil/rrs/public-notice>. Alternatively, you may submit comments to Timothy Orlowski at [timothy.k.orkowski@usace.army.mil](mailto:timothy.k.orkowski@usace.army.mil) or U.S. Army Corps of Engineers, St Paul District, Attention: Timothy Orlowski, 320 North Broadway Suite 200, Green Bay, WI 54303. Please refer to “**MVP-2025-00775**” in your comments.



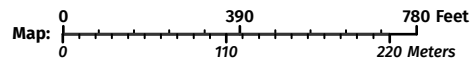
# MVP-2025-00775-TKO Figure 1



**Legend:** (some map layers may not be displayed)

- Waterway and Wetland Alterations
- Informal Actions
- Exemption Determinations
- Wetland Identifications and Confirmations
- Maximum Extent Wetland Indicators
- Wetland Class Points**
  - Wetland too small to delineate
  - Wetland Class Areas
- Floodplain Analysis Lines**
  - Encroachment Analysis
  - Floodplain Analysis Upstream Catchment
- 24K Intermittent Streams
- 24K Streams and Rivers
- Latest Leaf Off Imagery
- Latest Leaf On Imagery
- Latest Leaf Off Imagery

**Notes:**



This map is a product generated by a DNR web mapping application.

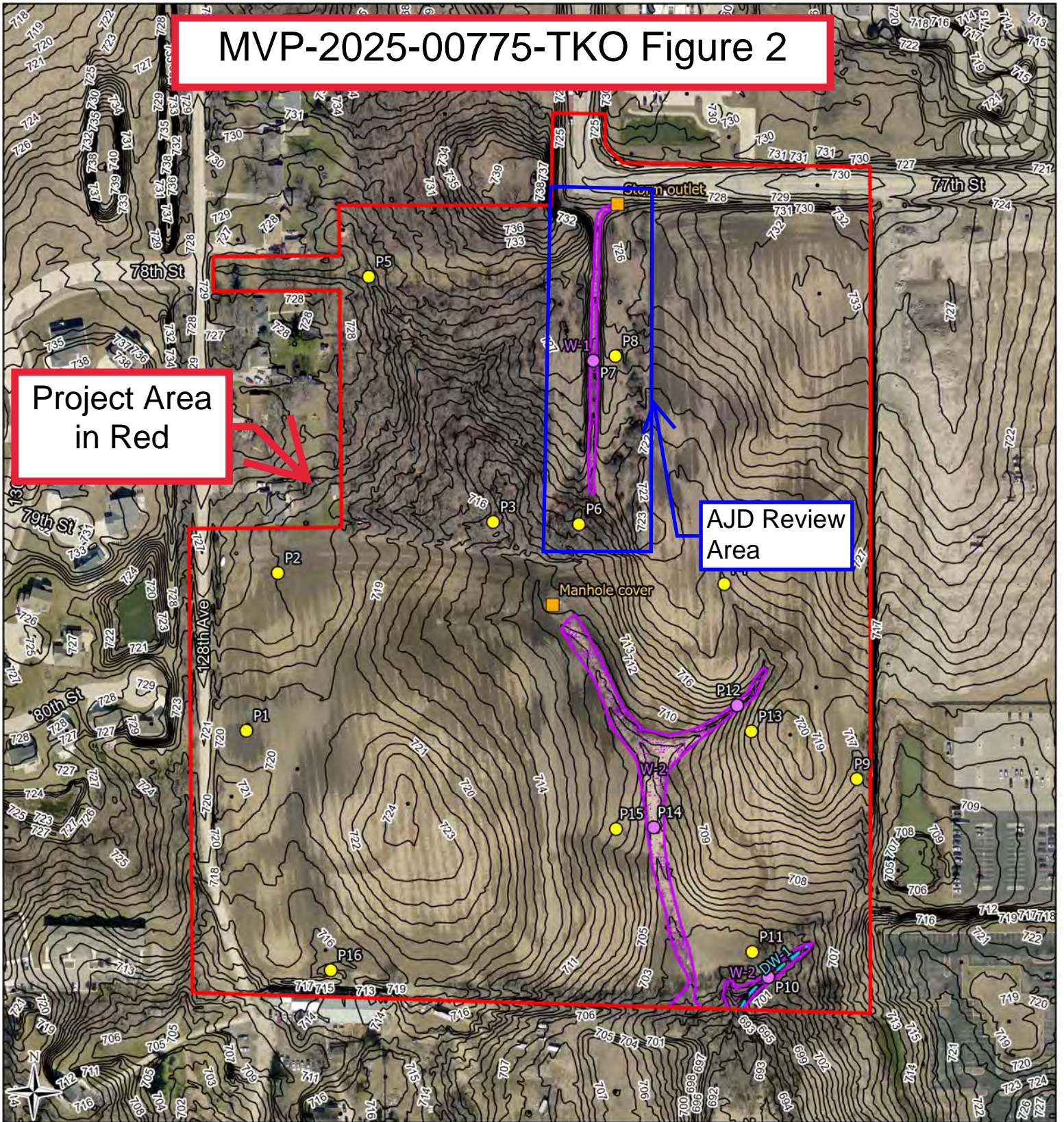
This map is for informational purposes only and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. The user is solely responsible for verifying the accuracy of information before using for any purpose. By using this product for any purpose user agrees to be bound by all disclaimers found here: <https://dnr.wisconsin.gov/legal>

Service Layer Credits:  
 WI Wetland Inventory (1:15840 and above): , EN Image Basemap Latest Leaf Off Raster Tile: , WI Wetland Inventory (1:7920 and below): Calvin Lawrence, Dennis Weise, Nina Rihn, Designated Waters: Waterway Protection, WDNR, Paper FIRMS: Federal Emergency Management Agency, Wisconsin Department of Natural Resources, EN Image Basemap Latest Leaf On Raster Tile: , Wetland Indicators: Surface Water Data Viewer Team, Surface Water Permits: WI DNR Bureau of Watershed Management, WI DNR Detailed Feature

Map projection: NAD 1983 HARN Wisconsin TM

Date Printed: 4/7/2026 4:14 PM

# MVP-2025-00775-TKO Figure 2



Project Area  
in Red

AJD Review  
Area

- Study Area (42.61 ac)
  - Field Delineated Wetlands (1.00 ac)
  - Approximate Drainageway Centerline
  - Kenosha 2ft Contours
  - Point Features
- Sample Points**
- Upland
  - Wetland

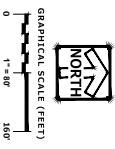
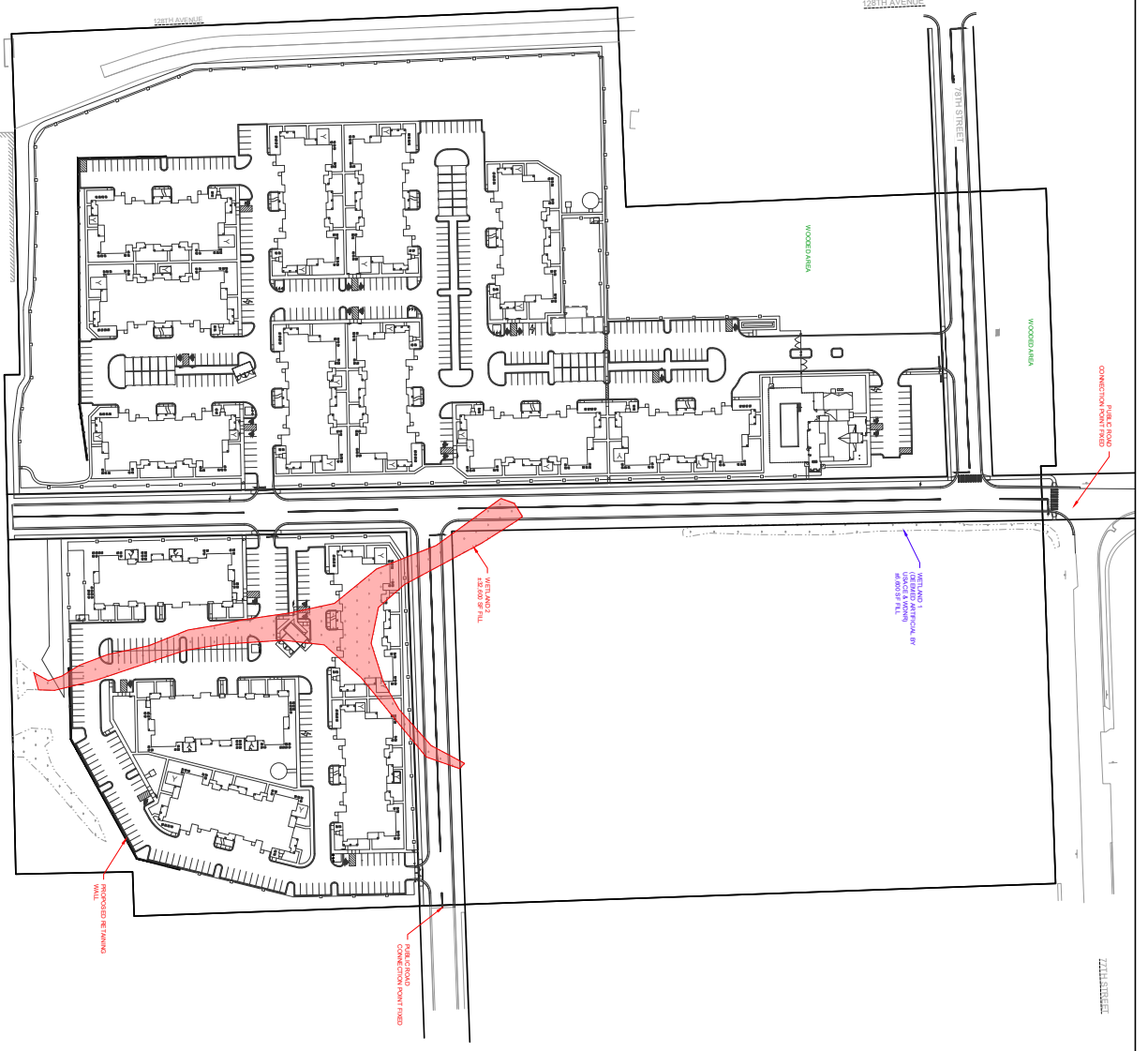


**Heartland**  
ECOLOGICAL GROUP INC

Figure 7. Field Delineated Wetlands  
Springs at Bristol  
Project 20251502  
T1N, R21E, S12  
V Bristol, Kenosha Co

2024 Orthophoto  
Kenosha Co, HEG LRR: Midwest  
Figure Created: 5/14/2025

# MVP-2025-00775-TKO Figure 3



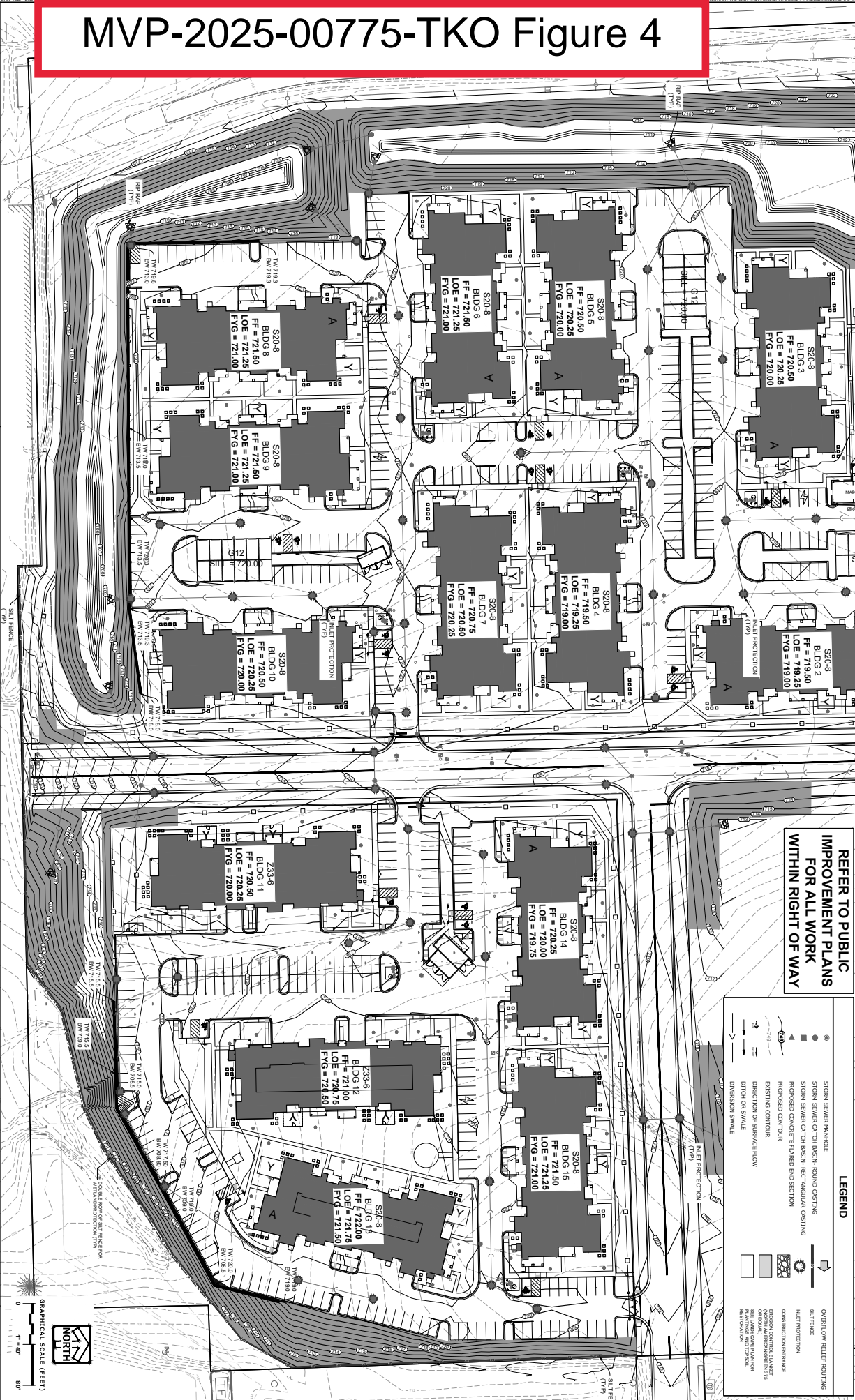
# MVP-2025-00775-TKO Figure 4

**Pinnacle Engineering Group**  
 2525 WASHINGTON AVENUE  
 SUITE 100  
 BRISTOL, WI 53003  
 WWW.PINNACLE-ENGR.COM

**SPRINGS AT BRISTOL**  
 BRISTOL, WI

**GRADING & EROSION CONTROL PLAN - SOUTH**

NO.	DATE	DESCRIPTION
1	03/13/26	ISSUED FOR PERMIT
2	03/13/26	REVISED PER COMMENTS
3	03/13/26	REVISED PER COMMENTS
4	03/13/26	REVISED PER COMMENTS
5	03/13/26	REVISED PER COMMENTS



**REFER TO PUBLIC IMPROVEMENT PLANS FOR ALL WORK WITHIN RIGHT OF WAY**

LEGEND	
	STORM SEWER MANHOLE
	STORM SEWER CATCH BASIN
	PROPOSED CONCRETE FLAMED AND SECTION
	EXISTING CONTOUR
	DIRECTION OF SURFACE FLOW
	DITCH OR SWALE
	DIVERSION SWALE
	NET PROTECTION
	SILT FENCE
	OVERLAIN REBAR FOOTING
	CONSTRUCTION EROSION CONTROL BLANKET
	EROSION CONTROL BLANKET
	EROSION CONTROL BLANKET