



US Army Corps  
of Engineers  
St Paul District

# PUBLIC NOTICE

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Sponsor:  
Dan and Rick Austin

Published: April 21, 2026  
Expires: May 21, 2026

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**St. Paul District**  
**Permit Application No. MVP-2025-00938-EMN**

## **WETLAND COMPENSATORY MITIGATION BANK PROPOSAL:**

Compensatory mitigation banks are one of three types of compensatory mitigation where the aquatic resources on a site are restored, established, enhanced, and/or preserved for the purpose of offsetting unavoidable adverse impacts authorized by Department of the Army permits. Once the Corps approves a mitigation bank and the site achieves certain milestones and performance standards, the sponsor receives credits, which they sell to permittees with projects in a designated geographic service area who are seeking Department of the Army permits. The sponsor is requesting Corps review of a proposed compensatory mitigation bank under [33 CFR 332.8](#) and district guidelines for mitigation. As part of this review process, the sponsor has submitted a complete prospectus. Interested parties can find a copy of the full prospectus on the [RIBITS](#) website or by emailing [eric.m.norton@usace.army.mil](mailto:eric.m.norton@usace.army.mil).

## **SUMMARY OF PROSPECTUS:**

The sponsor is proposing to restore and enhance 39 acres of sedge meadow/wet prairie, 18.8 acres of shallow marsh, 7 acres of deep marsh, and 14 acres of shrub-carr wetland communities on approximately 102 acres of land within the proposed Lower Sugar River Wetland Mitigation Bank site. The site has been partially drained by ditches and a tile system and is currently in an agricultural use. The sponsor proposes to disable the tile system and remove a berm to restore hydrology and establish native vegetation in all upland and wetland communities.

**SPONSOR:** Dan and Rick Austin  
W1222 Spring Creek Road  
Brodhead, Wisconsin 53520

**AGENT:** Steven Apfelbaum  
Applied Ecological Institute  
N673 Mill Road  
Juda, Wisconsin 53550

**LOCATION:** The project area is located on the north side of Town Center Road approximately 0.6-mile east of the intersection of Mt. Hope Road and Town Center Road in Sections 13 and 14, Township 1 North, Range 9 East; at Latitude 42.550101 and Longitude -89.386129; in Green County, Wisconsin.

**COORDINATION WITH RESOURCE AGENCIES:** This project has been coordinated with the following members of the Interagency Review Team (IRT) and other resource agencies: the Wisconsin Department of Natural Resources and the U.S. Environmental Protection Agency.

**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.

Should historic properties (i.e., properties listed in or eligible for inclusion in the National Register of Historic Places) be present within the Corps' permit area, the proposed activity requiring the DA permit (the undertaking) is a type of activity that has no potential to cause an effect to an historic property.

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 prospectus 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 will not affect any listed species or critical habitat.

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.

**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 forwarded to the sponsor and considered during the Corps' evaluation.

The St. Paul District will receive written comments on the proposed work, as outlined above, until May 20, 2026. Comments should be submitted electronically via the Regulatory Request System (RRS) at <https://rrs.usace.army.mil/rrs> or by email to [eric.m.norton@usace.army.mil](mailto:eric.m.norton@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 – Stevens Point Field Office  
St. Paul District Corps of Engineers  
2926 Post Road, Suite B  
Stevens Point, Wisconsin 54481

IF YOU HAVE QUESTIONS ABOUT THE PROJECT, contact Eric Norton at (715) 308-6898 or [eric.m.norton@usace.army.mil](mailto:eric.m.norton@usace.army.mil).

To receive Public Notice notifications, go to: <https://www.mvp.usace.army.mil/Contact/RSS/> 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: Prospectus Figures for the Lower Sugar River Wetland Bank

Wetland Mitigation Proposal  
Draft Prospectus

Figure 2. Site Location Map, Rock County, Wisconsin



-  State
-  County
-  Site Location



*Reference:* Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.

*Data Source:* XXXXX

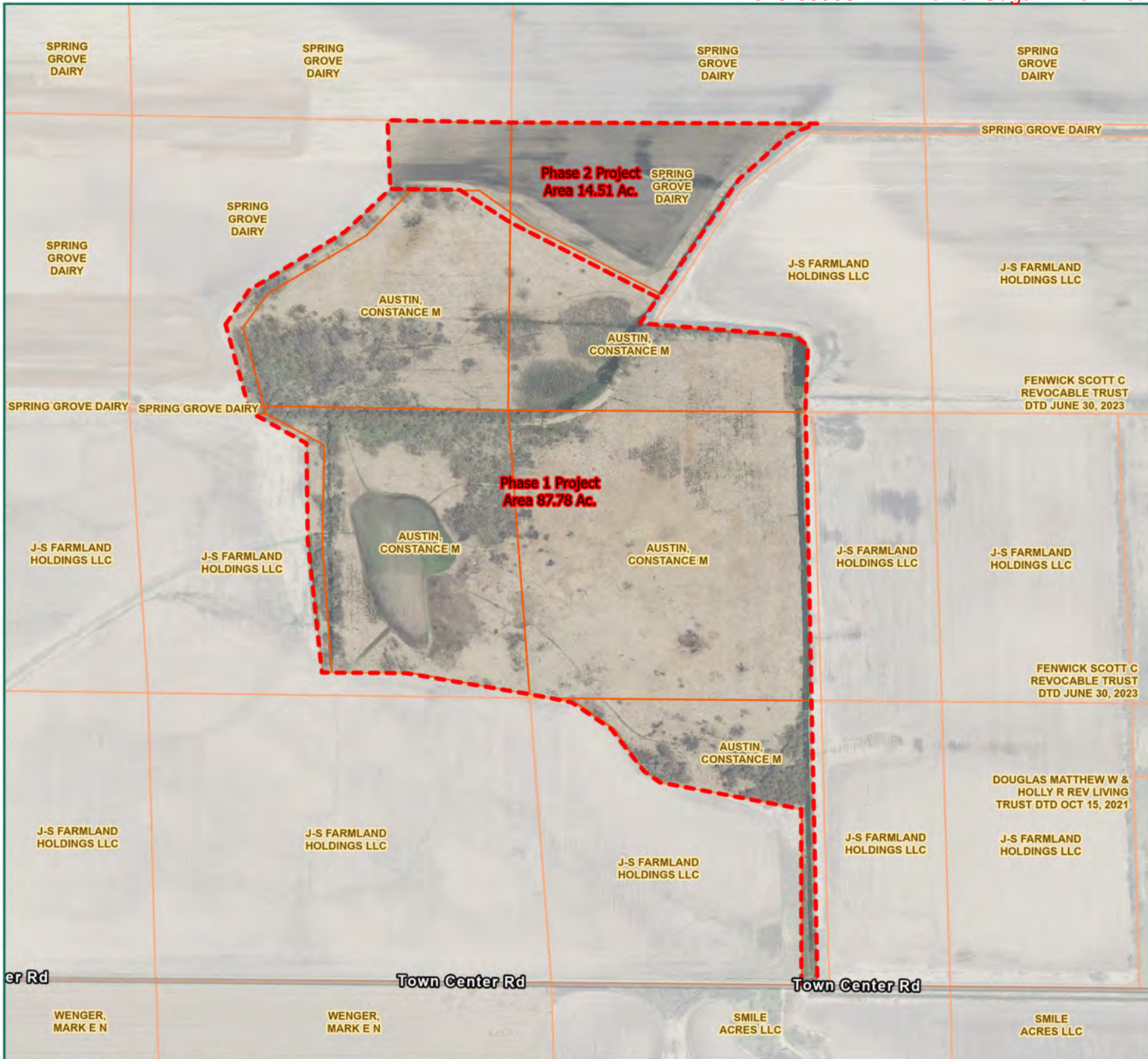
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*Date:* 8/19/2025

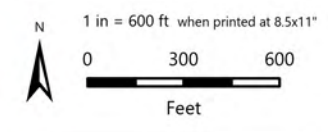
*Project Number:* #####

### Wetland Mitigation Prospectus Green County, Wisconsin

**Figure 3. Site and Adjacent Properties and Adjacent Landowners**



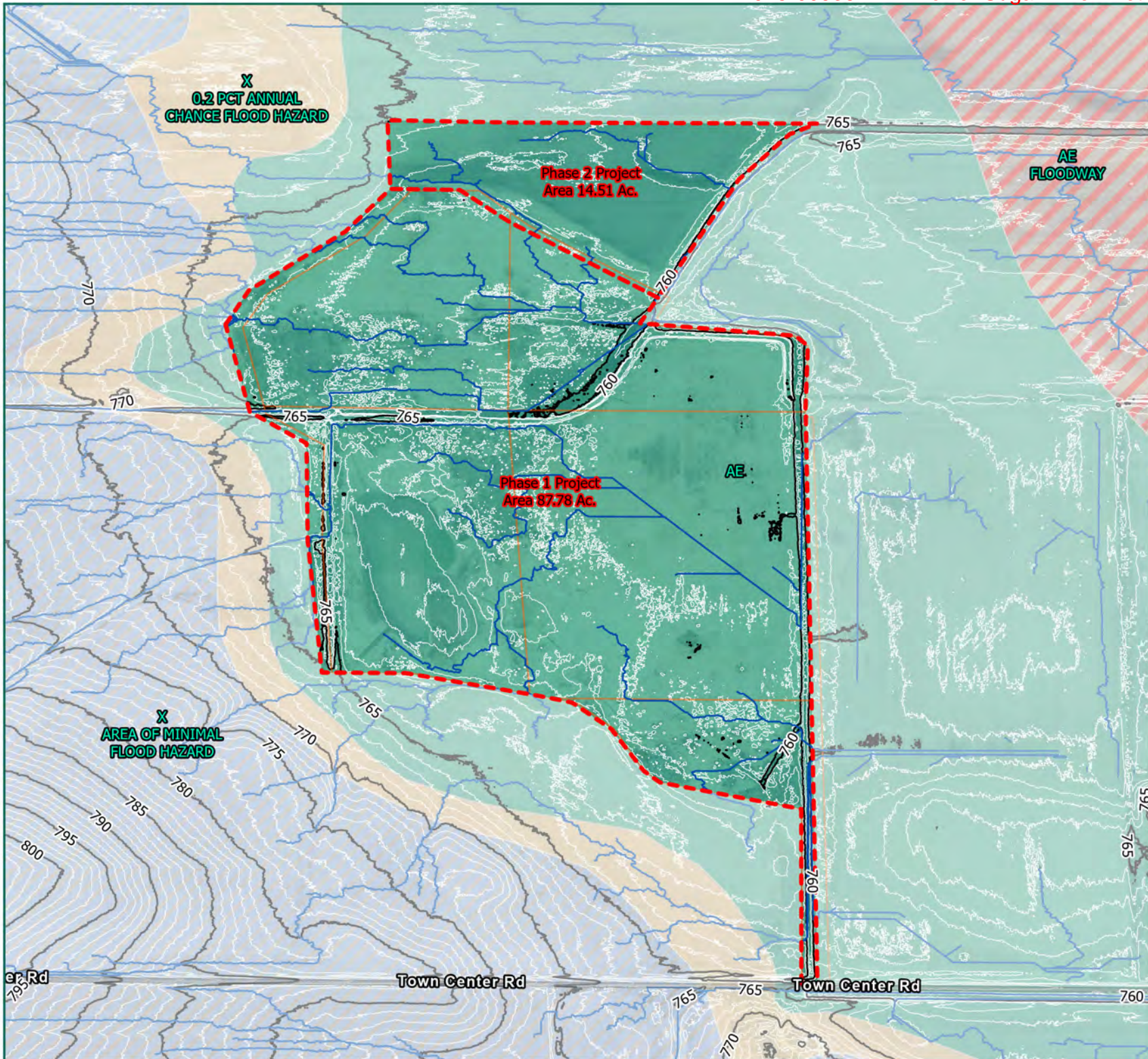
- Project Area (102.29 Acres)
- Austin Owned Parcel Boundaries
- Regrid Nationwide Parcel Data



Reference: Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.  
Data Source: XXXXX  
Spatial Reference: GCS WGS 1984  
Date: 2/5/2026  
Project Number: #####

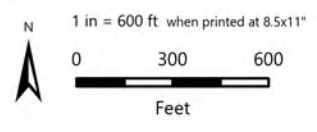
Wetland Mitigation  
Prospectus  
Green County, Wisconsin

Figure 7. FEMA Flood Hazard Map



- Lidar Modeled Surface Flow
  - Elevation CI-1ft
  - Elevation CI-5ft
  - Project Area (102.29 Acres)
  - Austin Owned Parcel Boundaries
- ZONE\_SUBTY**
- FLOODWAY
  - 0.2 PCT ANNUAL CHANCE FLOOD HAZARD; 0.2 PCT ANNUAL CHANCE FLOOD HAZARD IN COASTAL ZONE
  - AREA OF MINIMAL FLOOD HAZARD
  - ZONE AE

*Zone AE is the flood insurance rate zones that correspond to the 1-percent annual chance floodplains that are determined in the Flood Insurance Study by detailed methods of analysis. In most instances, Base Flood Elevations derived from the detailed hydraulic analyses are shown at selected intervals within this zone. Mandatory flood insurance purchase requirements apply*



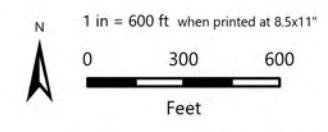
*Reference:* Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.  
*Data Source:* XXXXX  
*Spatial Reference:* GCS WGS 1984  
*Date:* 2/5/2026  
*Project Number:* #####

### Wetland Mitigation Prospectus Green County, Wisconsin

**Figure 9. Natural Resources Conservation Service, Soil Survey**



- Lidar Modeled Surface Flow
- - - Project Area (102.29 Acres)
- NRCS SSURGO Soil Map Units



Reference: Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.

Data Source: XXXXX

Spatial Reference: GCS WGS 1984

Date: 2/5/2026

Project Number: #####

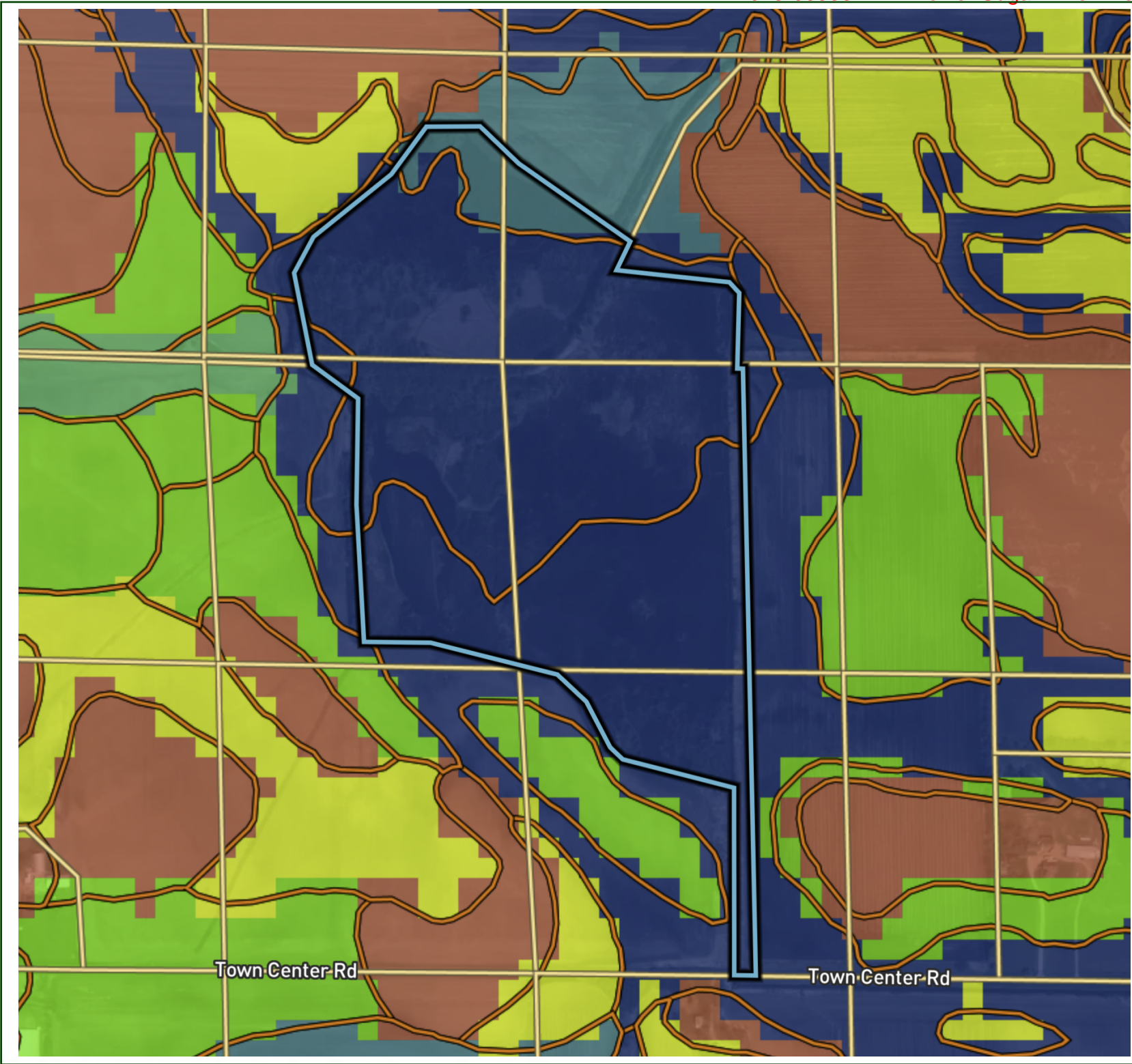
Wetland Mitigation  
Prospectus  
Green County, Wisconsin

Figure 10. Natural Resources  
Conservation Service, Depth  
to Water Table

Depth to Groundwater

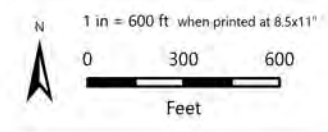
Units: cm

- 0 to 5
- 6 to 20
- 21 to 60
- 61 to 80
- 81 to 100
- 101 to 150
- 151 to 200



Town Center Rd

Town Center Rd



Reference: Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.

Data Source: XXXXX

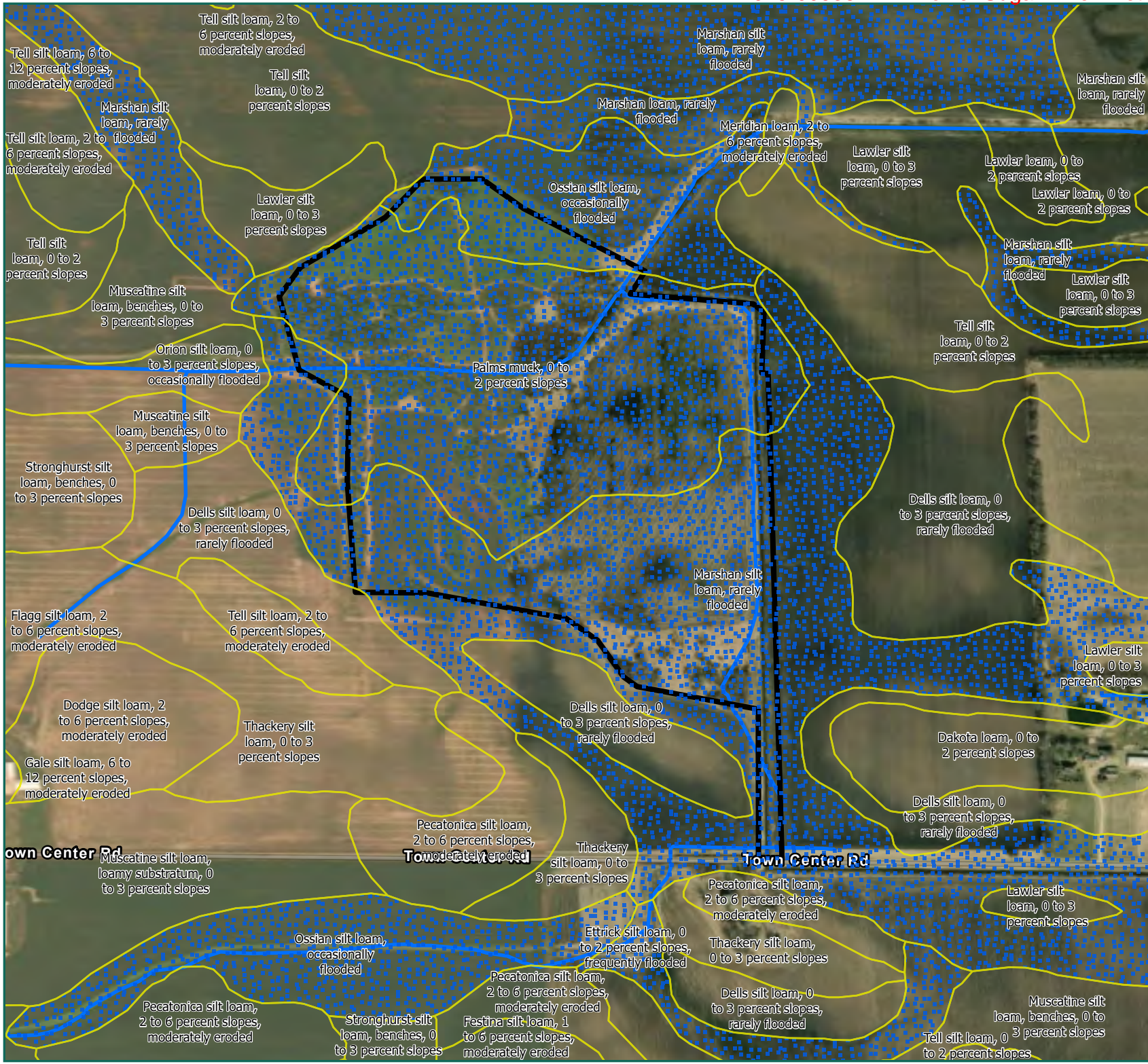
Spatial Reference: GCS WGS 1984

Date: 2/5/2026

Project Number: #####

Wetland Mitigation Proposal  
Draft Prospectus

Figure 11. Natural Resources Conservation Service, Hydric Soil Rating



— NHD Flowline

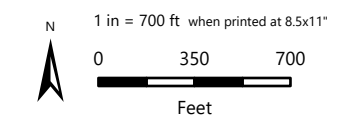
▭ Project Area (87.35 Ac)

▭ USA Soils Map Units

**USA Soils Map Units**

**Hydric Rating**

▭ Yes



Reference: Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.

Data Source: XXXXX

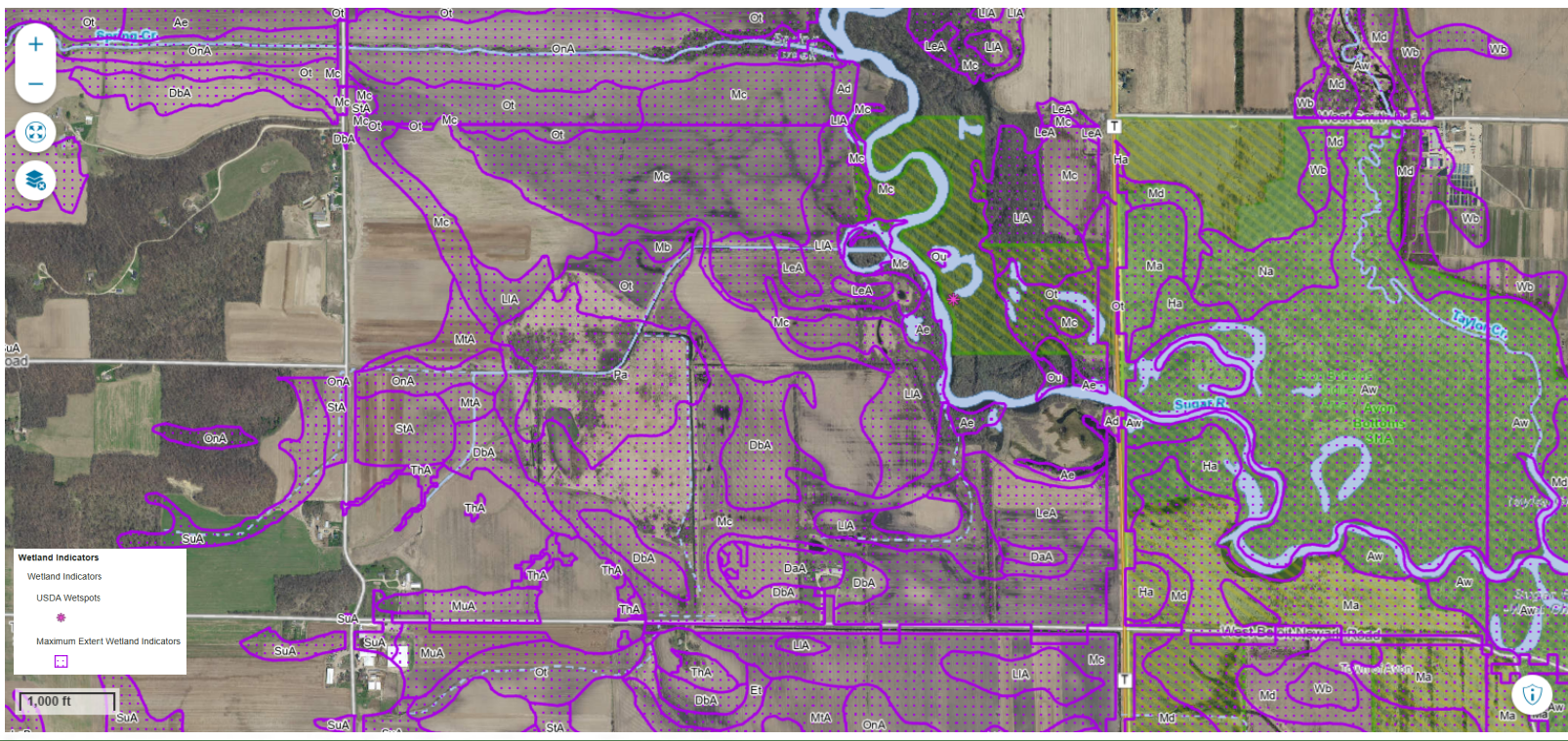
Spatial Reference: GCS WGS 1984

Date: 8/19/2025

Project Number: #####

Wetland Mitigation  
Prospectus  
Green County, Wisconsin

Figure 13. Wisconsin DNR Wetland Inventory & indicators Map and Potentially Restorable Wetland Map



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Data Source: XXXXX

Spatial Reference: GCS WGS 1984

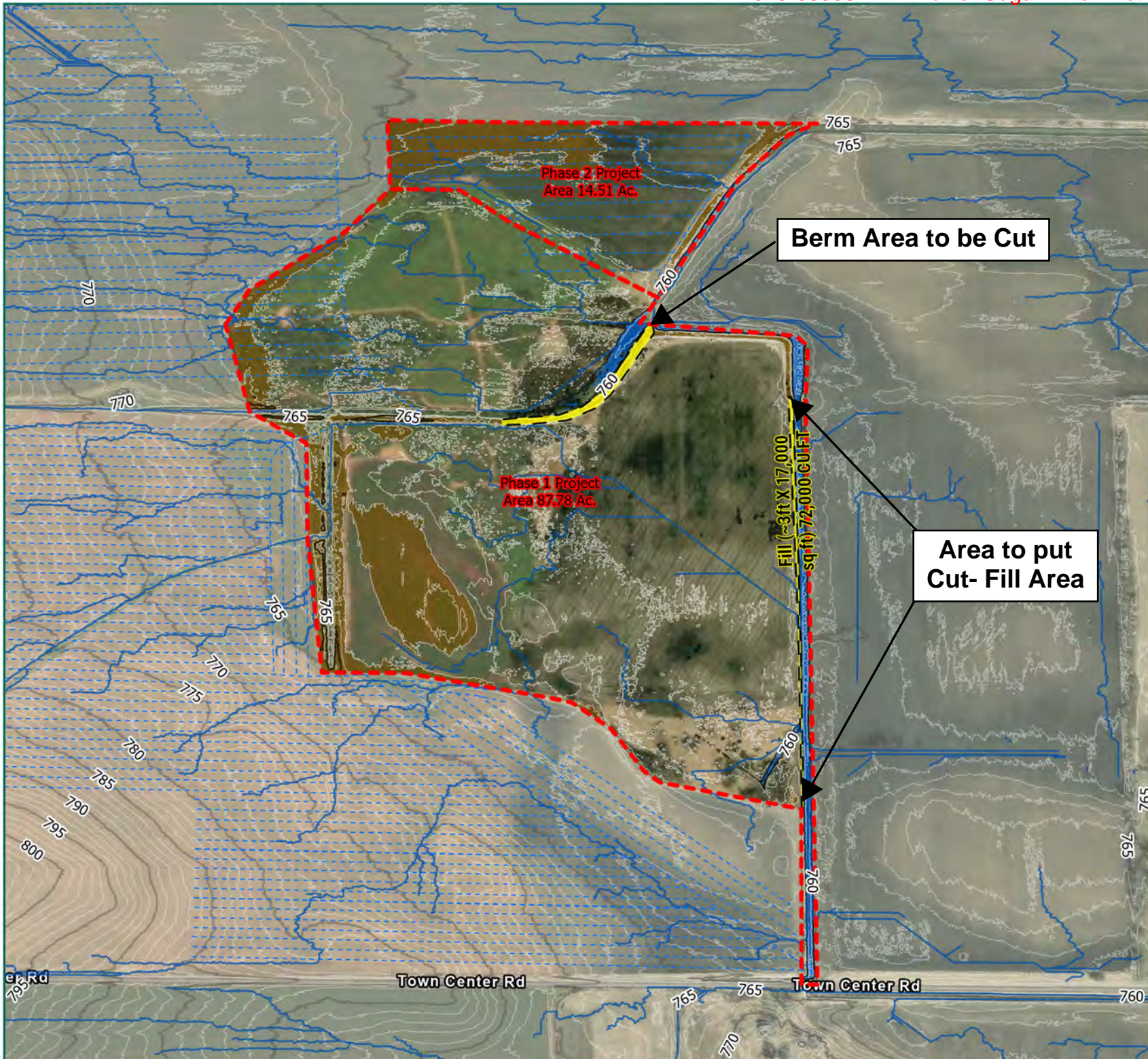
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Project Number: #####

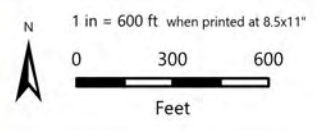
<https://dnrmaps.wi.gov/vertigisstudio/web/?app=75e00c9b9c6b4d0e924994757a0d14a6>



Wetland Mitigation Prospectus  
Green County, Wisconsin  
**Figure 16. Soil Spoil Pile Areas**



- - - Project Area (102.29 Acres)
  - Elevation CI-1ft
  - Elevation CI-5ft
  - Lidar Modeled Surface Flow
  - - - Known Field Tile Network
  - Design Note (see Typical/Detail/Spec)
- Lidar DEM**
- Elevation (Ft)**
- 756.71 - 759.6 (Lowest Elevations)
  - 759.61 - 761.16
  - 761.17 - 762.16
  - 762.17 - 763
  - 763.01 - 774.74 (Highest Elevations)



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*Data Source:* XXXXX

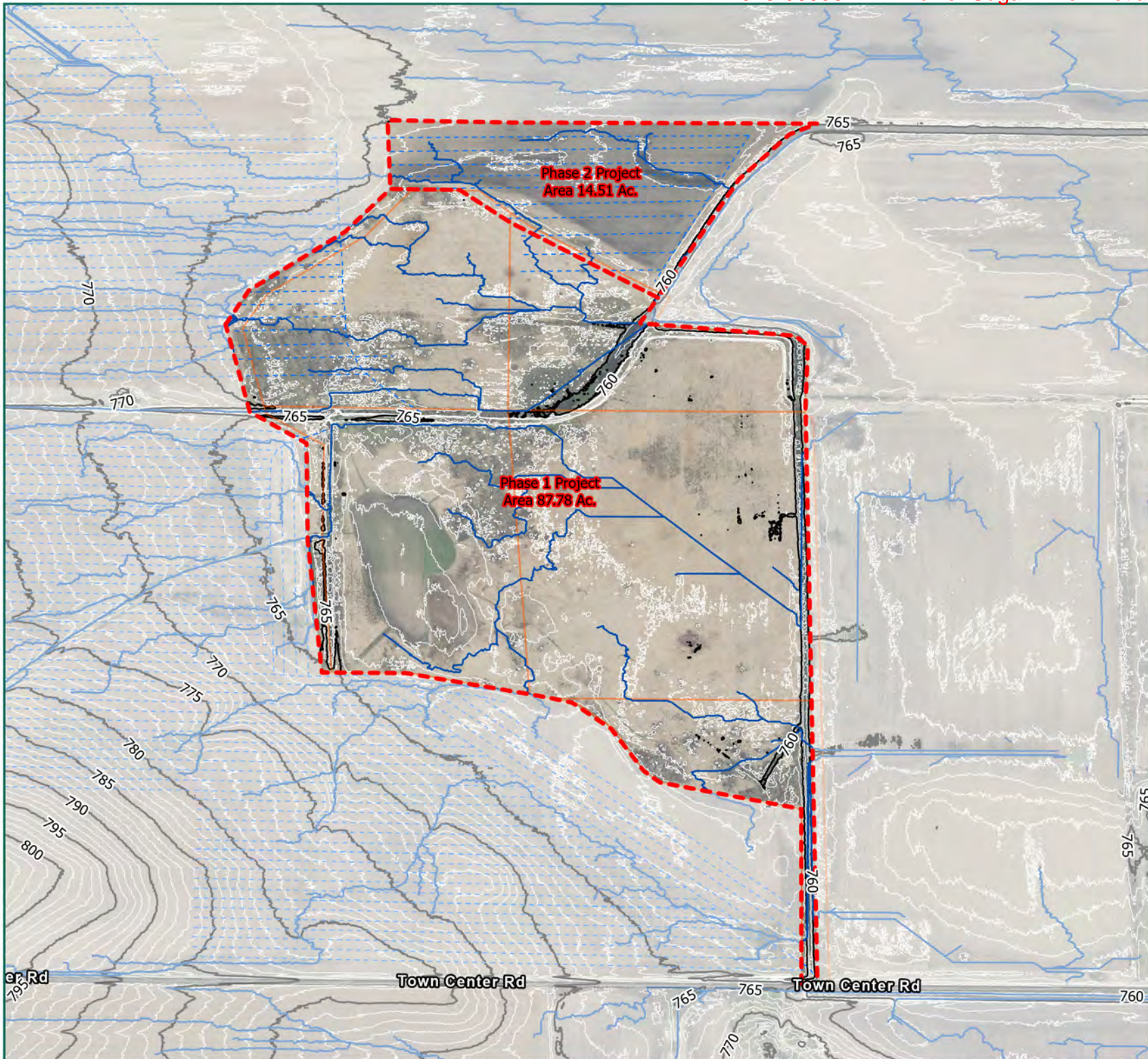
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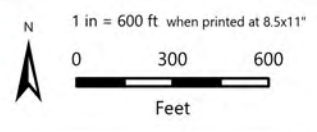
*Project Number:* #####

Wetland Mitigation Prospectus  
Green County, Wisconsin

Figure 18. Existing and Topographic Survey with 1 and 5 ft Contours (Lidar Derived)



- Lidar Modeled Surface Flow
- - - Known Field Tile Network
- Elevation CI-1ft
- Elevation CI-5ft
- - - Project Area (102.29 Acres)
- Austin Owned Parcel Boundaries



Reference: Project limits are approximate. The property boundaries depicted on this map have not been surveyed and are for prospect assessment purposes only. This information is not to be used as final legal boundaries.

Data Source: XXXXX

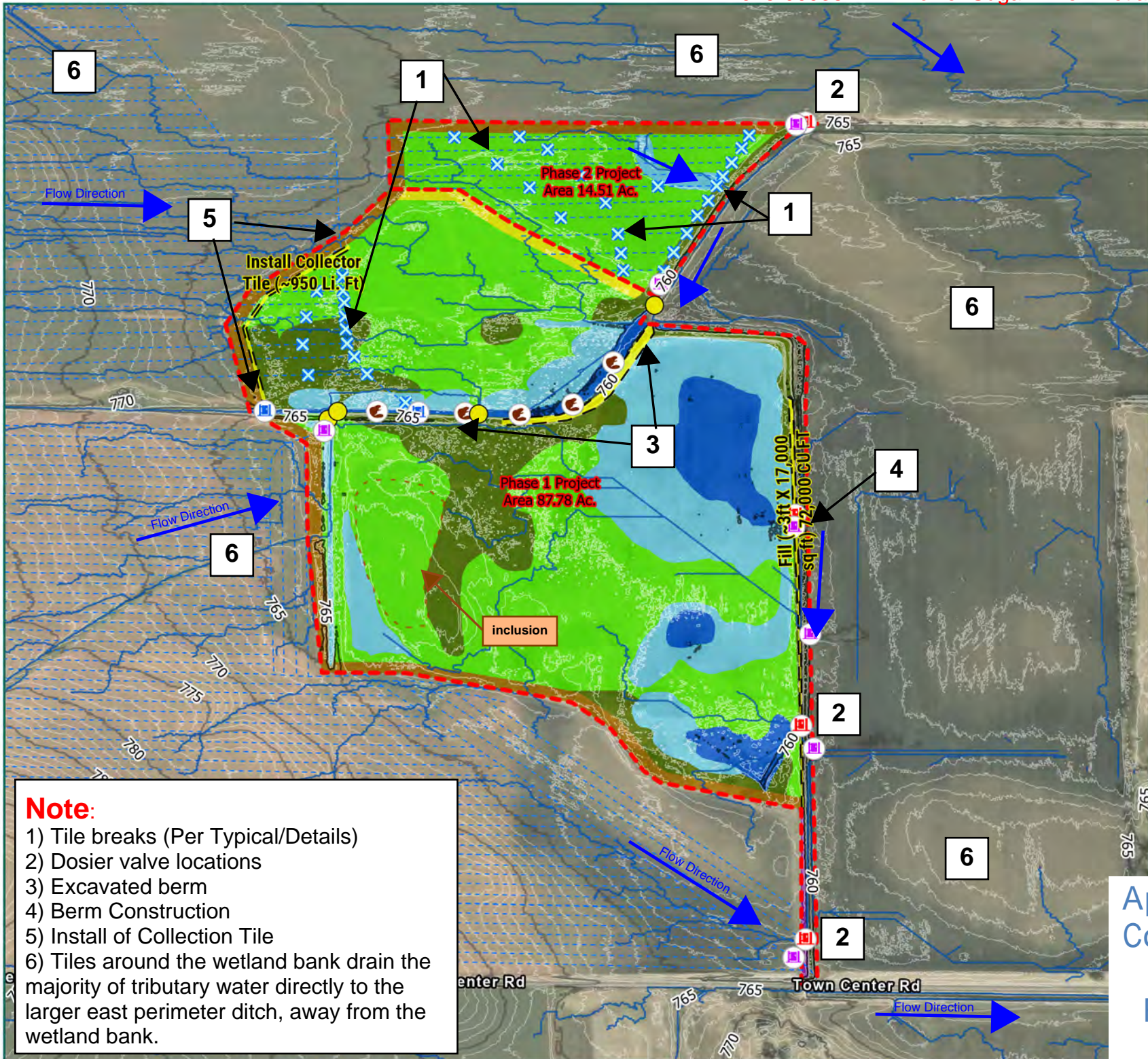
Spatial Reference: GCS WGS 1984

Date: 2/5/2026

Project Number: #####

Wetland Mitigation  
Prospectus  
Green County, Wisconsin

Figure 20. Design Concept  
Wetland Credit Zones



- Project Area (102.29 Acres)
  - Known Field Tile Network
  - Elevation CI-1ft
  - Elevation CI-5ft
  - Design Note (see Typical/Detail/Spec)
  - Beaver Staking
  - Dosier Valve
  - Existing Culvert (to verify)
  - Disable Existing Tile
  - Tile Outlet Control
  - Tile Outlet/Ditch Control
  - Lidar Modeled Surface Flow
- CoverType**
- 1. Deep Marsh (7.03 ac)
  - 2. Shallow Marsh (19.45 ac)
  - 3. Wet Prairie Sedgemoadow (49.72 ac)
  - 4. Mesic Prairie (buffer) (6.68 ac)
  - 5. Riparian Shub Floodplain Copse Tree (15.54 ac)
  - 6. Mesic Prairie to Wet Mesic Prairie (1.20 ac)
  - 7. Access (0.23 ac)

N  
1 in = 600 ft. when printed at 8.5x11"  
0 300 600  
Feet

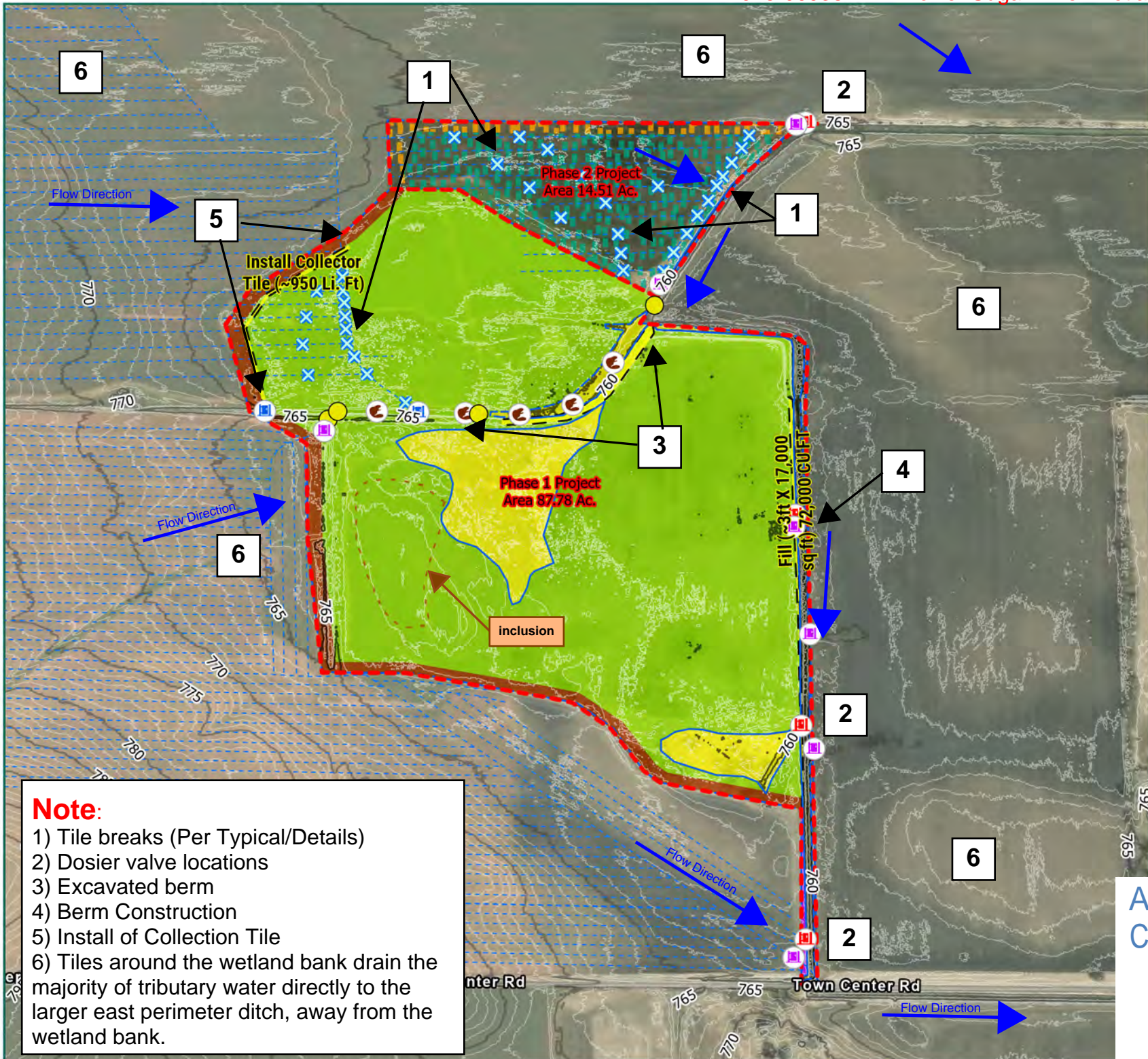
**Note:**

- 1) Tile breaks (Per Typical/Details)
- 2) Dosier valve locations
- 3) Excavated berm
- 4) Berm Construction
- 5) Install of Collection Tile
- 6) Tiles around the wetland bank drain the majority of tributary water directly to the larger east perimeter ditch, away from the wetland bank.

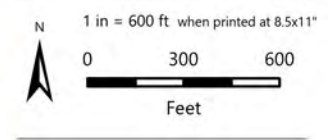
Appendix H. Draft  
Construction Plan  
and  
Recommended  
Seeding Mixes

Wetland Mitigation  
Prospectus  
Green County, Wisconsin

Figure 20. Design Concept  
Wetland Credit Zones



- Project Area (102.29 Acres)
  - Known Field Tile Network
  - Elevation CI-1ft
  - Elevation CI-5ft
  - Design Note (see Typical/Detail/Spec)
  - Beaver Staking
  - Dosier Valve
  - Existing Culvert (to verify)
  - Disable Existing Tile
  - Tile Outlet Control
  - Tile Outlet/Ditch Control
- Final Crediting Type (99.83 ac, 89.84 Credits)**
- Access (Phase 1 + 2) (0.23 ac)
  - Buffer (50') (Phase 1) (4.85 ac)
  - Enhancement (Phase 1) (9.28 ac)
  - Restoration (Phase 1) (70.96 ac)
  - Buffer (50') (Phase 2) (1.83 ac)
  - Enhancement (Phase 2) (0.21 ac)
  - Restoration (Phase 2) (12.47 ac)



**Note:**

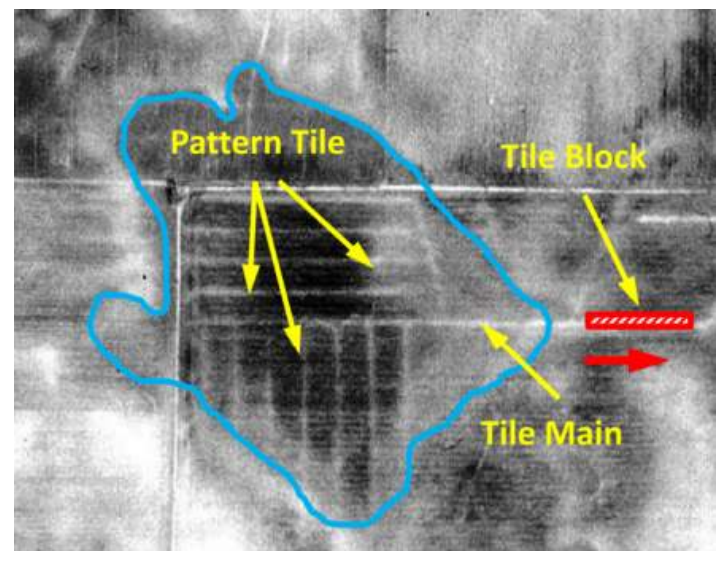
- 1) Tile breaks (Per Typical/Details)
- 2) Dosier valve locations
- 3) Excavated berm
- 4) Berm Construction
- 5) Install of Collection Tile
- 6) Tiles around the wetland bank drain the majority of tributary water directly to the larger east perimeter ditch, away from the wetland bank.

Appendix H. Draft  
Construction Plan  
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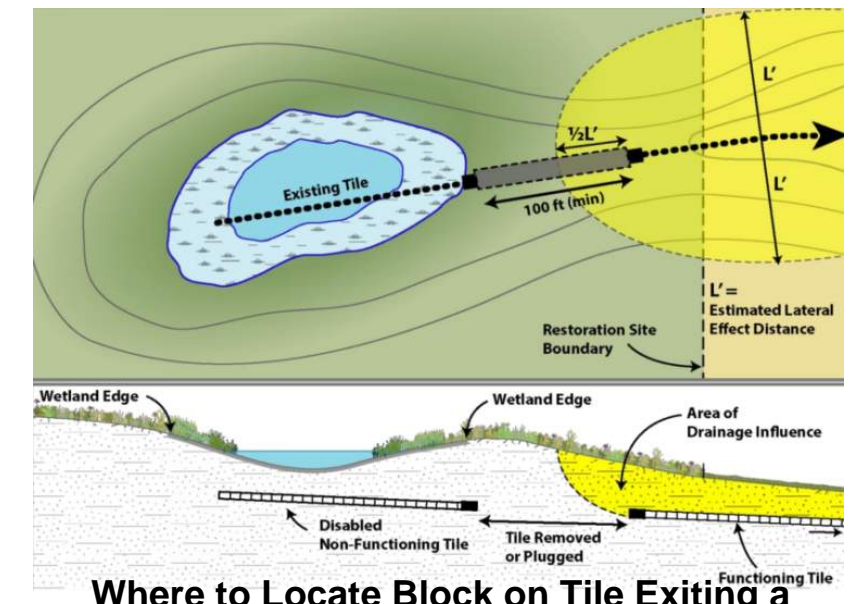
# Design Concept Typical/Details



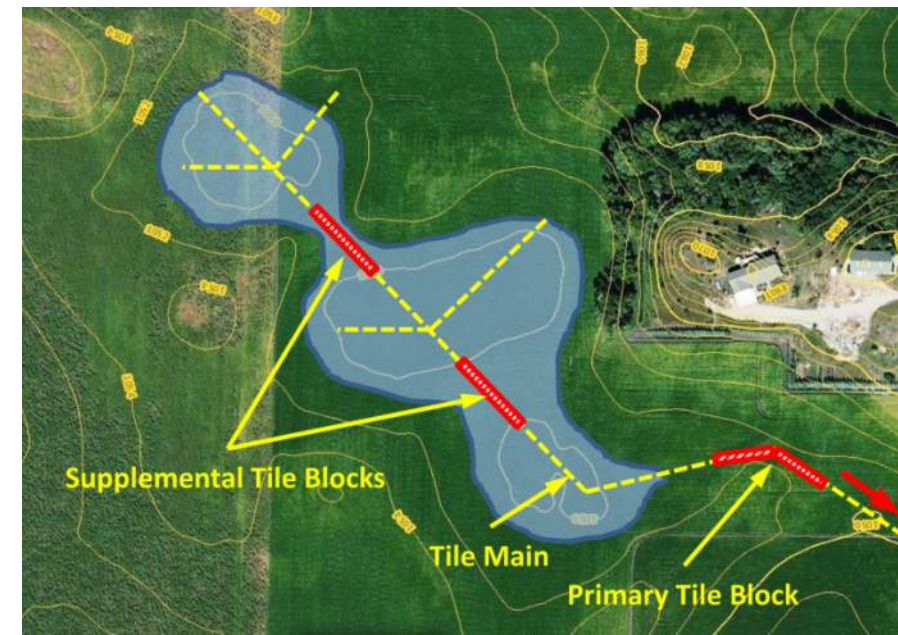
Drain Tile



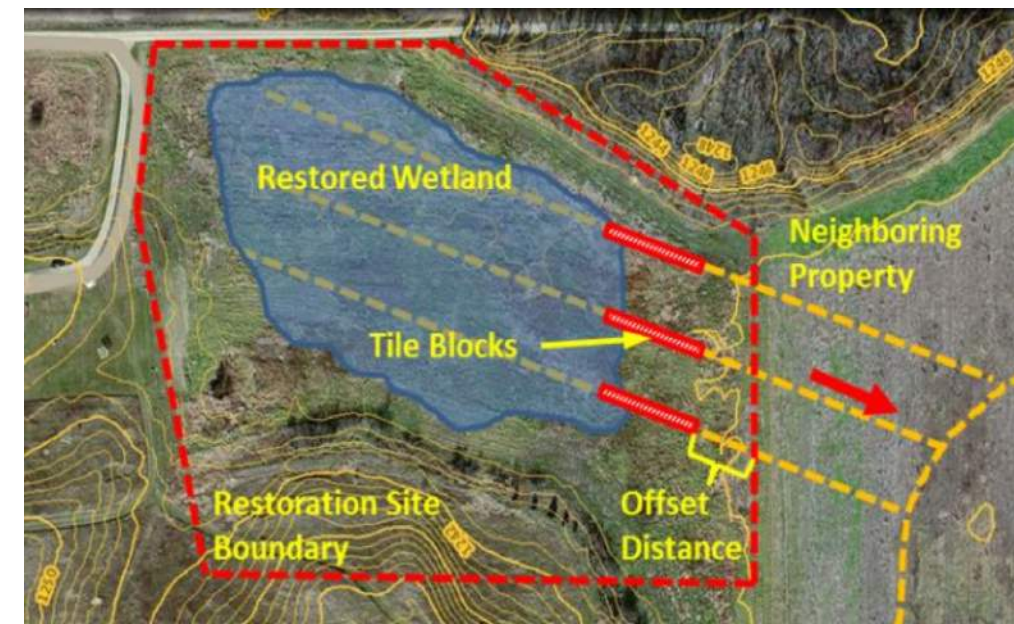
Tile Block Location for Patterned Tile  
Depressional Wetland



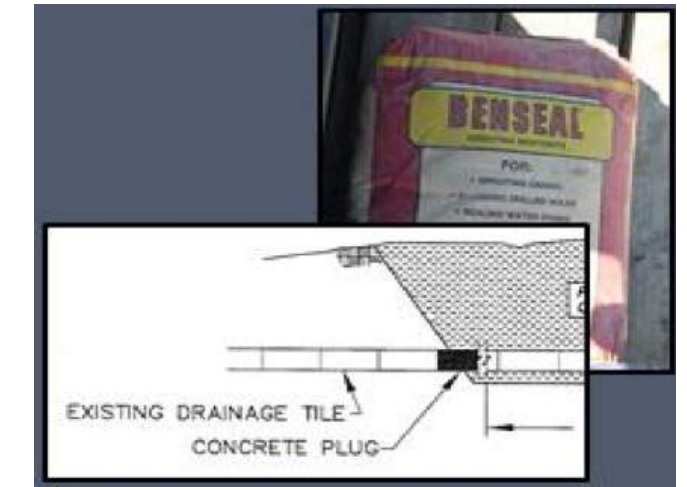
Where to Locate Block on Tile Exiting a  
Depressional Wetland



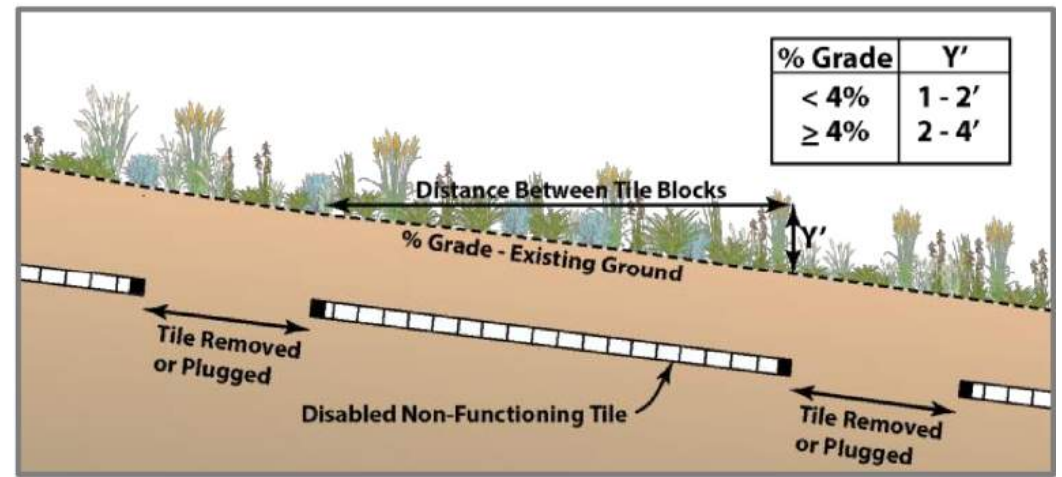
Beneficial Additional "Supplemental" Tile Block  
Locations Within Restored Depressional Wetland  
Setting



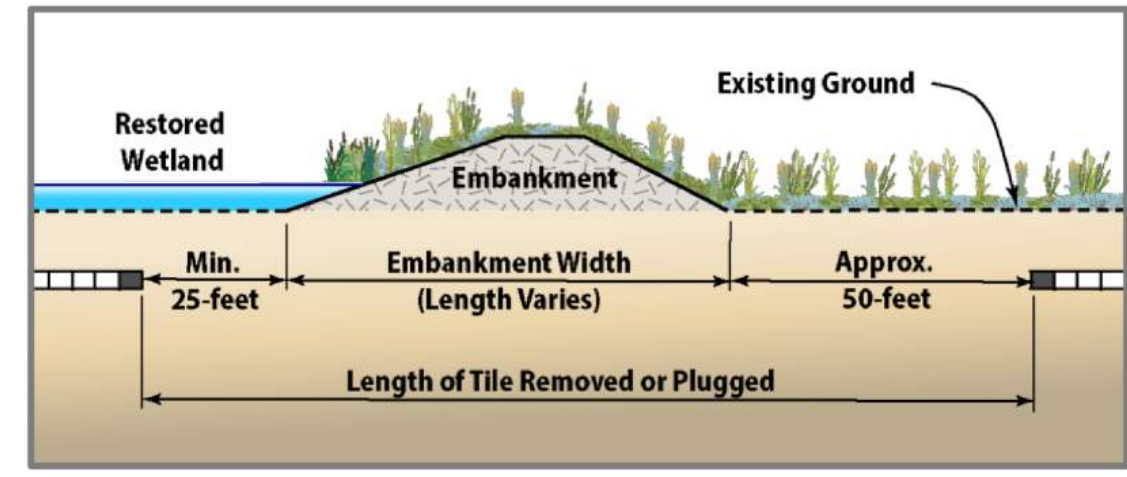
Tile Blocks Offset from Adjoining Property



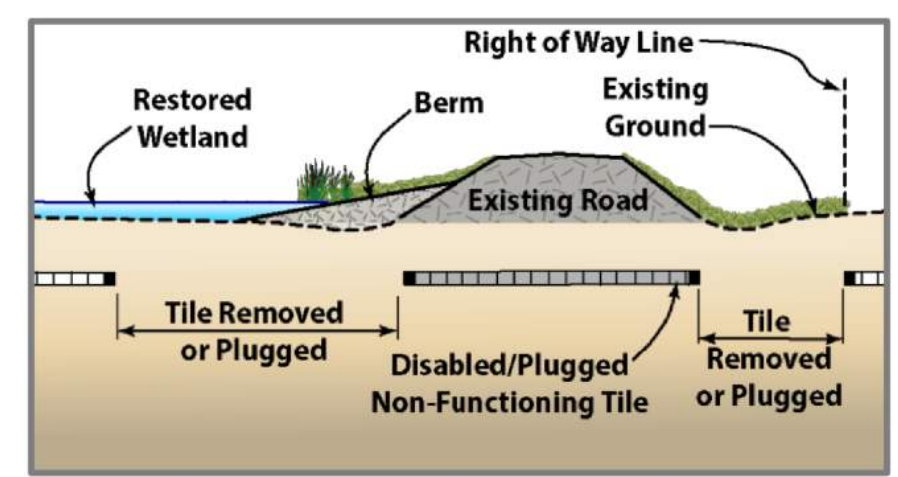
Plugging Exposed Tile Ends



Recommended Tile Block Spacing when  
Restoring Sloped Wetlands



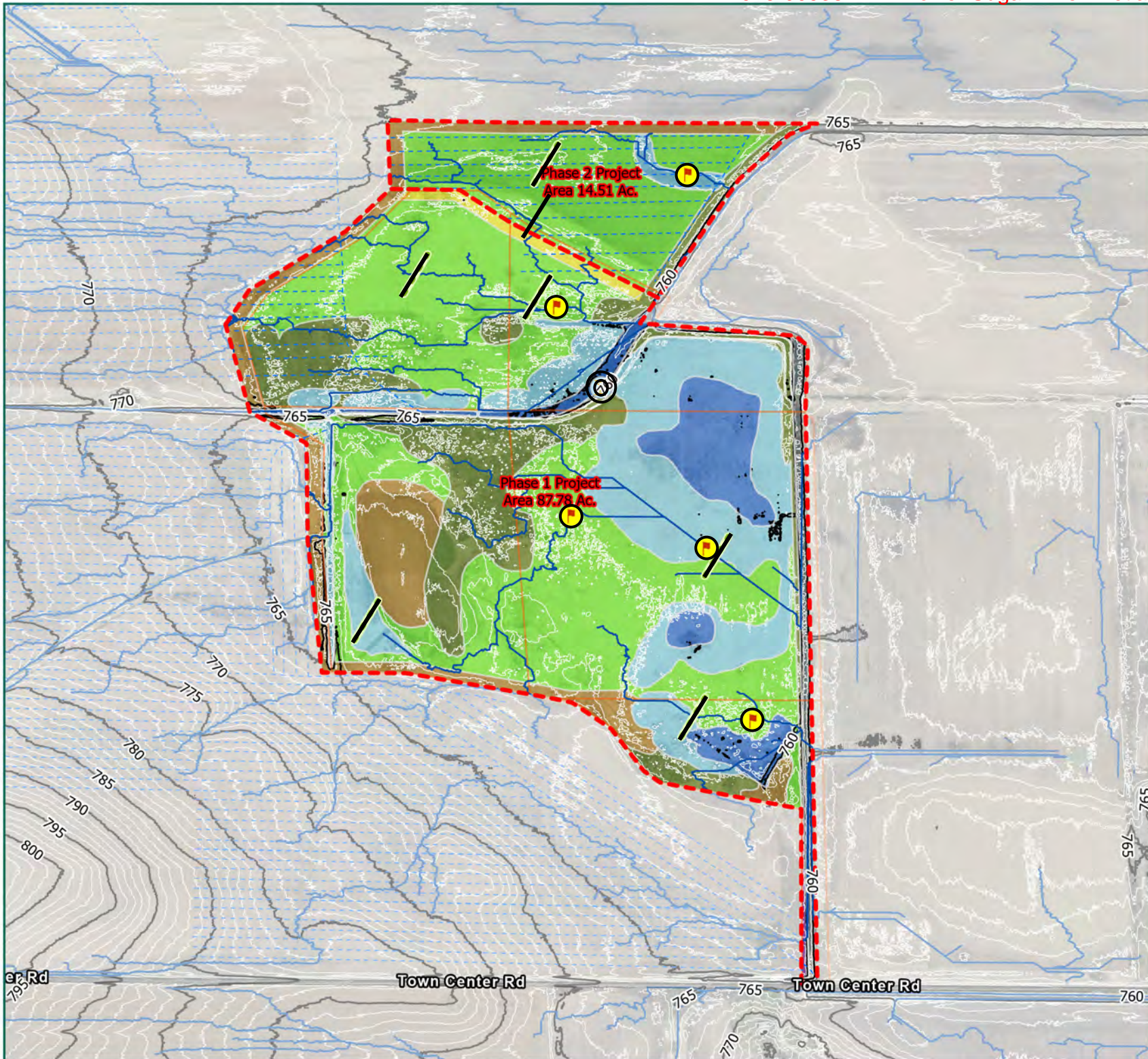
Tile Removal Detail Under Planned Embankment



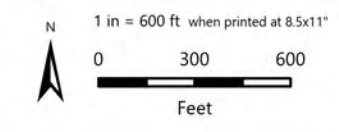
Tile Removal Detail Under Road

Wetland Mitigation  
Prospectus  
Green County, Wisconsin

**Figure 21. Design Concept  
Monitoring Plan**



- Lidar Modeled Surface Flow
  - - - Known Field Tile Network
  - Elevation CI-1ft
  - Elevation CI-5ft
  - - - Project Area (102.29 Acres)
  - Austin Owned Parcel Boundaries
- Monitor Location**
- Type**
- ⊗ Staff Gauge (cnt: 1)
  - ⊙ Water Monitoring Well (cnt: 6)
  - Vegetation Transects (cnt: 6), (50' not to scale)
- Restoration Veg. Comm. Types**
- 1. Deep Marsh (6.98 ac)
  - 2. Shallow Marsh (19.45 ac)
  - 3. Wet Prairie Sedgemeadow (46.37 ac)
  - 4. Mesic Prairie (buffer) (10.34 ac)
  - 5. Riparian Shrub Floodplain Cope Tree (15.27 ac)
  - 6. Mesic Prairie (Ph 1), Wet Mesic Prairie (Ph 2)(1.10 ac)
  - 7. Access (0.30 ac)



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**Data Source:** XXXXX

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