



US Army Corps
of Engineers
St Paul District

APPLICANT: Beltrami County Highway
Department

Public Notice

ISSUED: April 5, 2021
EXPIRES: April 20, 2021

REFER TO: MVP-2021-00237-JRH

SECTION: 404 - Clean Water Act

1. APPLICATION FOR PERMIT TO discharge fill material into 3.88 acres of wetlands.

2. SPECIFIC INFORMATION

APPLICANT John Noehring
Beltrami County Highway Department
2491 Adams Avenue Northwest
Bemidji, MN 56601

PROJECT LOCATION: The project site is located in Sections 13, 14, 23, and 24, Township 147 North., Range 33 West, and Sections 15, 16, 17, 18, 19, 20, 21, 22, Township 147 North, Range 32 West, Beltrami County, Minnesota. The approximate coordinates are (beginning of project) Latitude 47.5405, Longitude -94.8356, (ending of project) Latitude 47.5410, Longitude -94.7141.

DESCRIPTION OF PROJECT: The applicant is proposing to reconstruct 5.8 miles of County State Aid Highway (CSAH) 20 between County Road 414 (State Park Rd. NE) and CSAH 27 (Long Lake Dr. NE) and construct 2.25 miles of paved multi-use trail from State Park Rd. NE to the Paul Bunyan trail (SAP 004-620-009).

The proposed CSAH 20 reconstruction would address current structural and operational deficiencies by improving the highway from a 7-ton to 10-ton capacity, widening the driving lanes from 11-foot to 12-foot, widening the shoulders from 4-foot to 6-foot (for the first 1.2 miles), and reducing slopes to 1:4. The project would include grading, improving the roadway base, replacing culverts, and bituminous surfacing. Additionally, the project would follow the existing roadway and does not have any planned realignments.

The proposed multi-use trail would parallel CSAH 20 and is designed to connect pedestrians from the Lake Bemidji State Park to the Paul Bunyan Trail. The multi-use trail would include 10-foot bituminous surface with 3-foot shoulders. The trail would have minimal separation from the finished surface to the original ground and slopes would be broken from a 1:4 to a 3:1 in areas where it is necessary due to the topography.

The primary purpose of this project is to improve pedestrian/vehicular safety and pavement condition along the existing roadway.

QUANTITY, TYPE, AND AREA OF FILL: The proposed project would result in the permanent discharge of fill material within approximately 3.88 acres of wetlands.

VEGETATION IN AFFECTED AREA: The affected wetland areas consist of vegetation commonly associated with hardwood swamp wetlands.

SOURCE OF FILL MATERIAL: Fill material will be sourced by the contractor who is selected for the project.

SURROUNDING LAND USE: The majority of the project area is surrounded by mixed use with a combination of State Park lands, wooded areas, commercial and residential properties.

DESCRIPTION OF DREDGING OR EXCAVATION: Clearing and grubbing of approximately 3.39 acres of wetland would occur to prepare for the discharge of fill material to construct roadway improvements and the multi-use trail.

THE FOLLOWING POTENTIALLY TOXIC MATERIALS COULD BE USED AT THE PROJECT SITE: The applicant has not indicated the presence of any toxic materials within the project corridor. It is anticipated that potentially toxic materials commonly associated with road construction equipment would be present on site during construction.

THE FOLLOWING PRECAUTIONS TO PROTECT WATER QUALITY HAVE BEEN DESCRIBED BY THE APPLICANT: The proposed project will be required to comply with the state's erosion control and storm water best management practices if applicable.

MITIGATION: The applicant has proposed to provide compensatory mitigation credits from a Corps approved mitigation bank, serving Bank Service Area 3.

3. FEDERALLY-LISTED THREATENED OR ENDANGERED WILDLIFE OR PLANTS OR THEIR CRITICAL HABITAT

None were identified by the applicant or are known to exist in the permit area. However, the project is within the known range of the following Federally-listed species:

Northern long-eared bat	Hibernates in caves and mines – swarming in surrounding wooded areas in autumn. Roosts and forages in upland forests during spring and summer.
-------------------------	--

Canada Lynx	The North American distribution of the lynx overlaps much of the range of the snowshoe hare, and both are strongly associated with boreal forests.
-------------	--

This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments it may have concerning Federally-listed threatened or endangered wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

4. JURISDICTION

This application is being reviewed in accordance with the practices for documenting Corps jurisdiction under Sections 9 & 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.

5. STATE SECTION 401 WATER QUALITY CERTIFICATION

A permit will not be granted until the Minnesota Pollution Control Agency (MPCA) 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.

The MPCA has indicated that this public notice serves as its public notice of the application for Section 401 water quality certification under Minnesota Rules Part 7001 Section 401 of the Clean Water Act (33 U.S. Code 1341(a)(1)). The MPCA has indicated that if, at a later date, it makes a preliminary anti-degradation determination regarding Section 401 Water Quality Certification, it will at that time plan to issue an additional public notice under Minnesota Rules Part 7001.

Any comments relative to MPCA's Section 401 Certification for the activity proposed in this public notice may be sent to:

Minnesota Pollution Control Agency
Resource Management and Assistance Division
Attention: 401 Certification
520 Lafayette Road North
St. Paul, Minnesota 55155-4194

6. HISTORICAL/ARCHAEOLOGICAL

This public notice is being sent to the National Park Service and the State Archaeologist for their comments. The Corps will review information on known cultural resources and/or historic properties within and adjacent to the project area. The Corps will also consider the potential effects of the project on any properties that have yet to be identified. The results of this review and the Corps' determination of effect will be coordinated with the State Historic Preservation Officer independent of this public notice. Any adverse effects on historic properties will be resolved prior to the Corps authorization, or approval, of the work in connection with this project.

The latest version of the National Register of Historic Places has been consulted and no listed properties (known to be eligible for inclusion, or included in the Register) are located in the project area.

7. PUBLIC HEARING REQUESTS

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.

8. PUBLIC INTEREST REVIEW

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 benefit 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 the cumulative effects. Among those are conservation, economics,

aesthetics, general environmental concerns, wetlands, cultural values, 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 and, in general, the needs and welfare of the people. Environmental and other documents will be available for review in the St. Paul District Office.

The Corps of Engineers 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 of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on 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.

REPLIES/COMMENTS

Interested parties are invited to submit to this office written facts, arguments, or objections by the expiration date indicated above. These statements should bear upon the suitability of the location and the adequacy of the project and should, if appropriate, suggest any changes believed to be desirable. Comments received may be forwarded to the applicant.

Replies may be addressed to:

Regulatory Branch
St. Paul District Corps of Engineers
180 Fifth Street East, Suite 700
St. Paul, MN 55101-1678

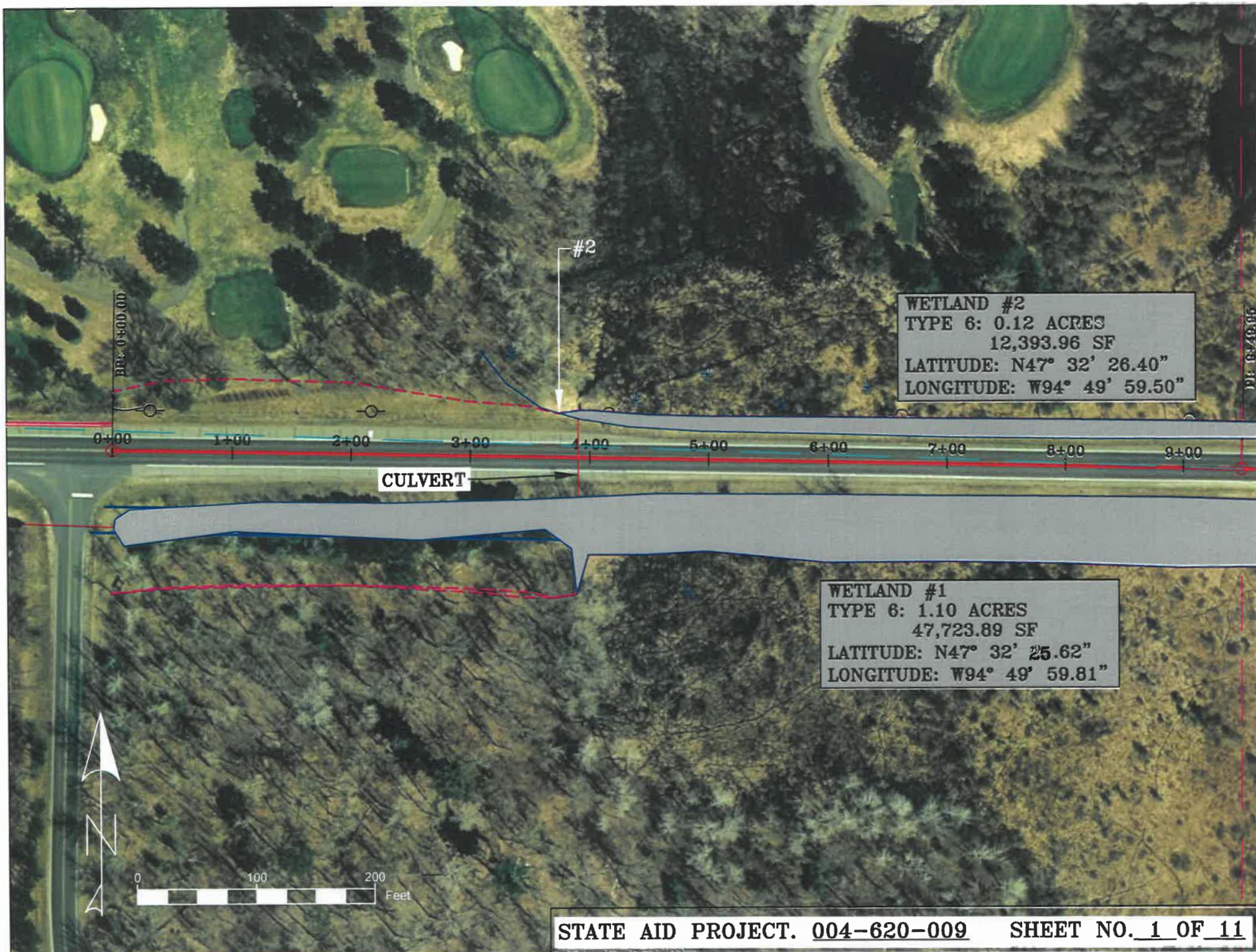
Or, IF YOU HAVE QUESTIONS ABOUT THE PROJECT, contact Jamie Hyslop at the St. Paul District office at 651-290-5358 or Jamie.R.Hyslop@usace.army.mil.

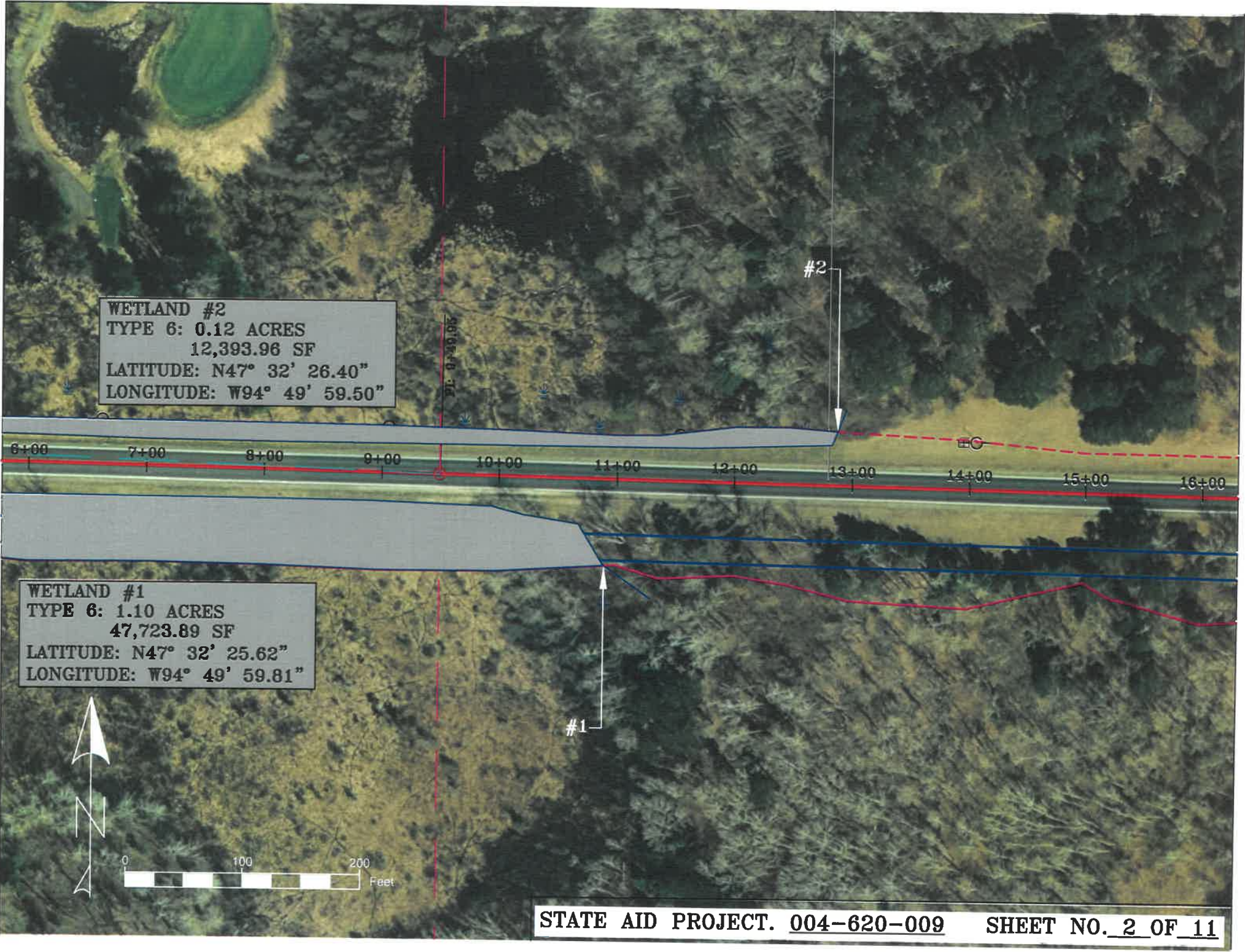
To receive Public Notice notifications, go to: <https://www.mvp.usace.army.mil/Contact/RSS/> and subscribe to the RSS Feed for which you would like to receive Public Notices.

Jamie Hyslop
Project Manager

Enclosures:

MVP-2021-00237-JRH Beltrami County, CSAH 20, Page 1-49 of 49.





WETLAND #2
TYPE 6: 0.12 ACRES
12,393.96 SF
LATITUDE: N47° 32' 26.40"
LONGITUDE: W94° 49' 59.50"

WETLAND #1
TYPE 6: 1.10 ACRES
47,723.89 SF
LATITUDE: N47° 32' 25.62"
LONGITUDE: W94° 49' 59.81"

WETLAND #4
TYPE 7: 0.29 ACRES
12,518.29 SF
LATITUDE: N47° 32' 25.96"
LONGITUDE: W94° 49' 03.91"

CULVERT

WETLAND #3
TYPE 7: 1.68 ACRES
73,281.03 SF
LATITUDE: N47° 32' 24.92"
LONGITUDE: W94° 49' 06.01"

38+00 39+00 40+00 41+00 42+00 43+00 44+00 45+00 46+00 47+00 48+00 49+00 50+00 51+00 52+00 53+00



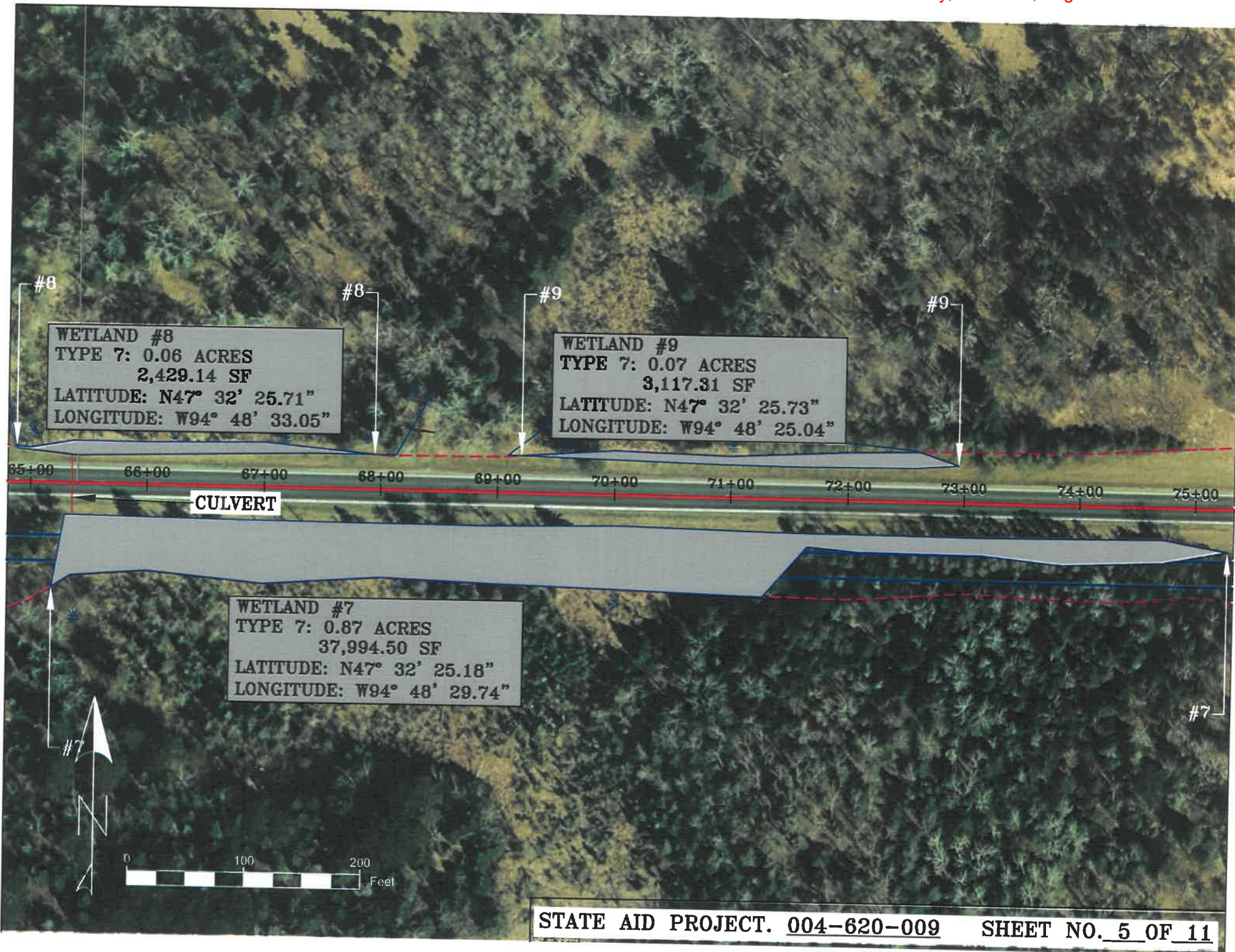
WETLAND #6
TYPE 7: 0.36 ACRES
15,582.36 SF
LATITUDE: N47° 32' 25.63"
LONGITUDE: W94° 48' 45.19"

WETLAND #5
TYPE 7: 0.62 ACRES
26,926.51 SF
LATITUDE: N47° 32' 24.88"
LONGITUDE: W94° 48' 46.54"

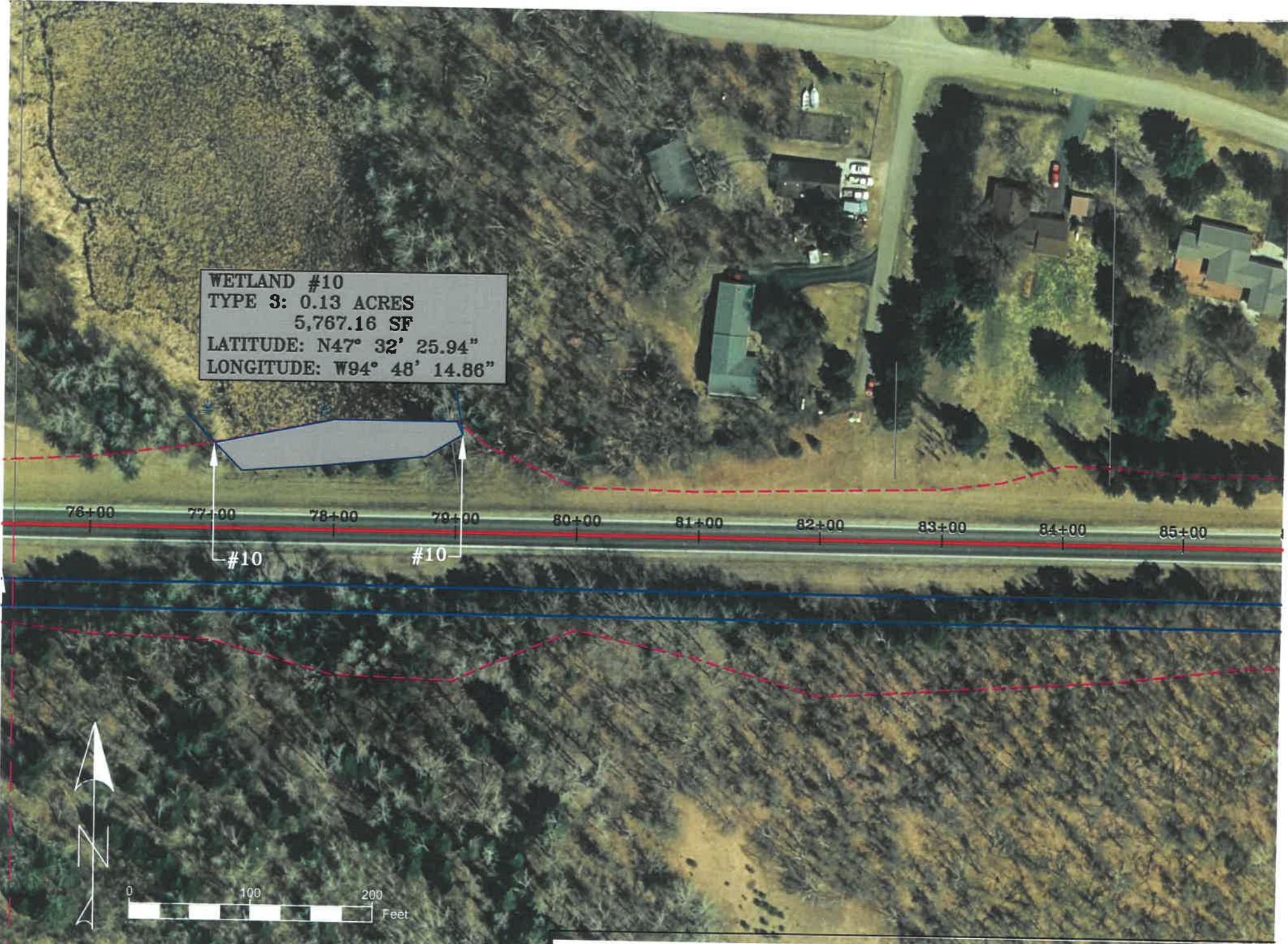
CULVERT

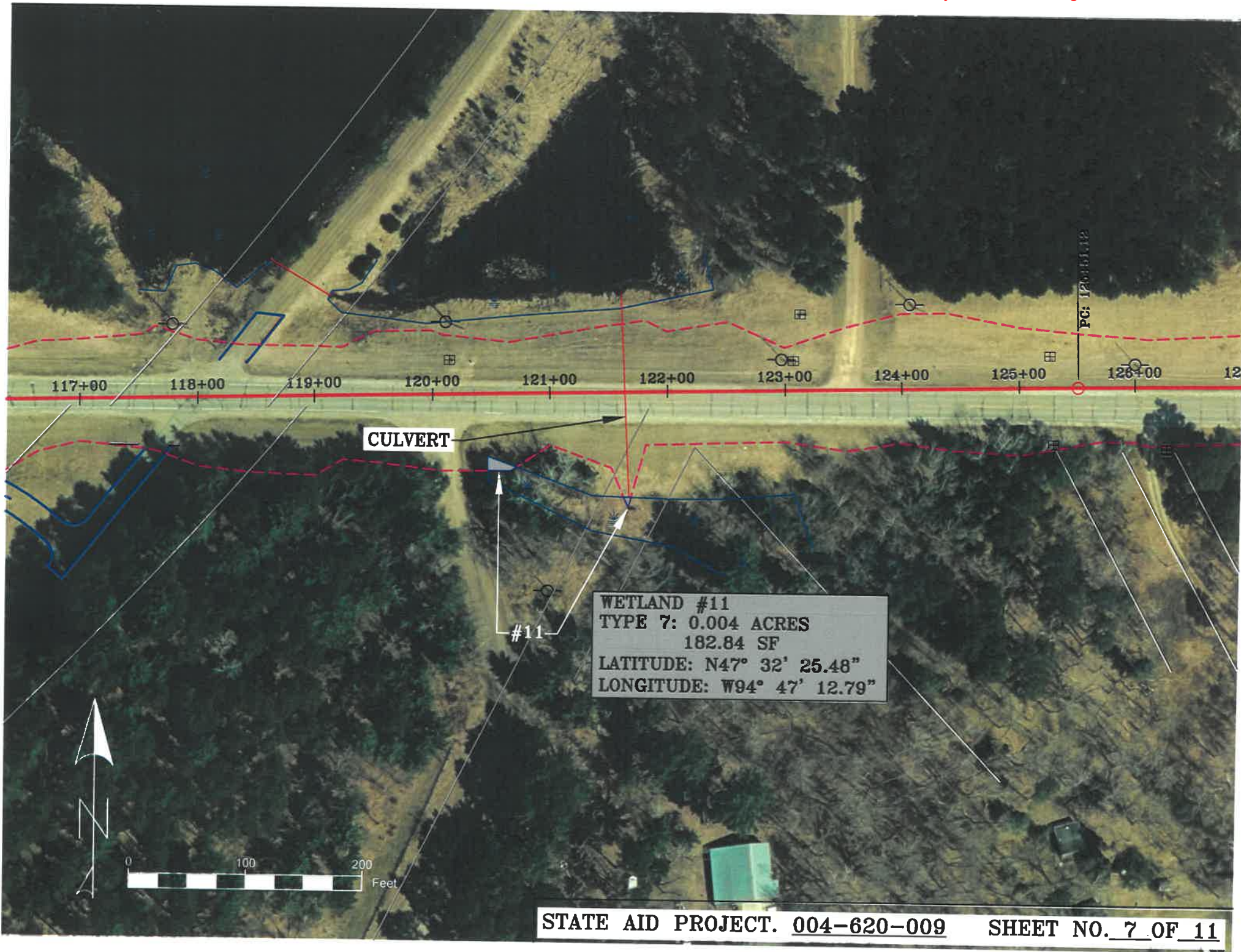
54+00 55+00 56+00 57+00 58+00 59+00 60+00 61+00 62+00 63+00

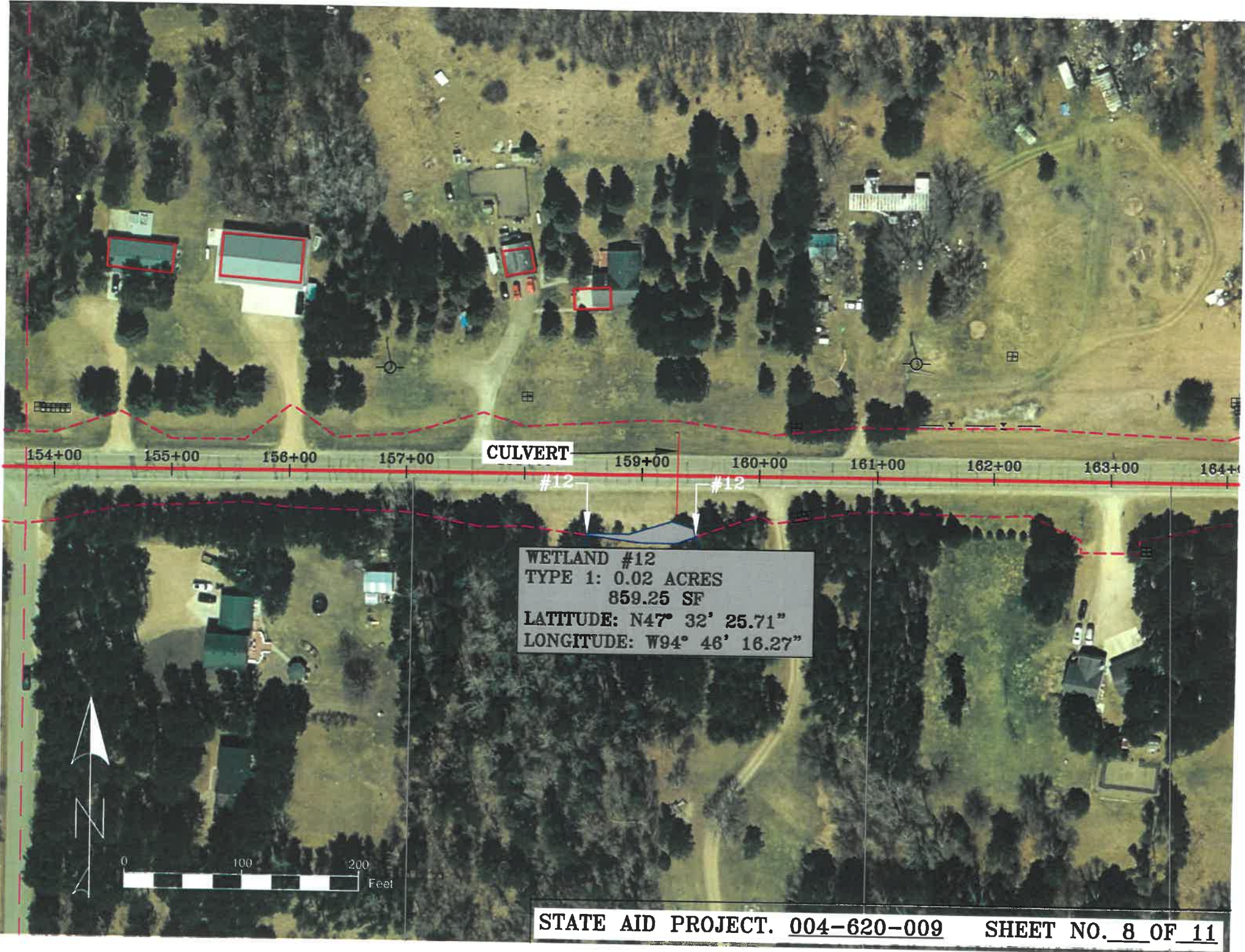




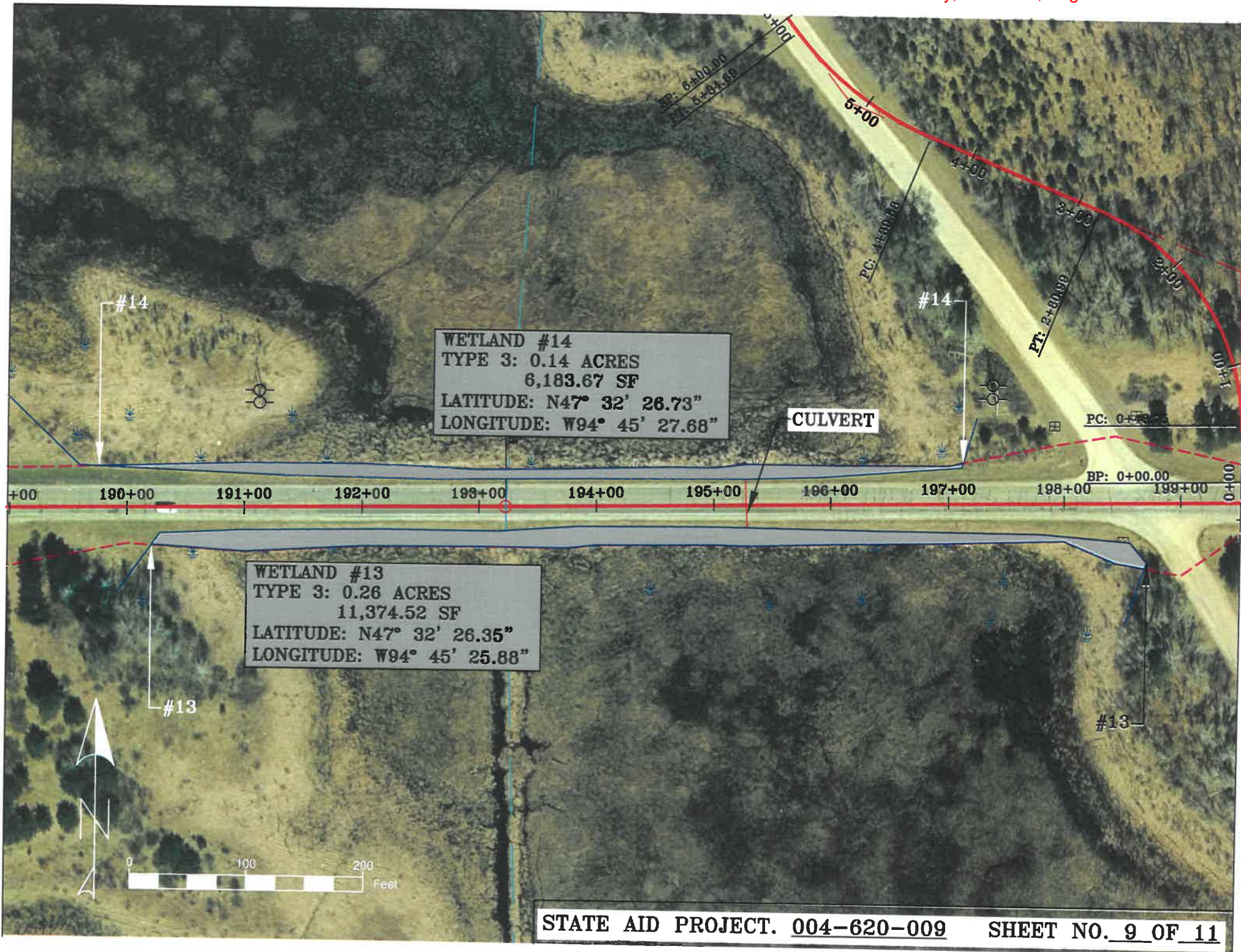
WETLAND #10
TYPE 3: 0.13 ACRES
5,767.16 SF
LATITUDE: N47° 32' 25.94"
LONGITUDE: W94° 48' 14.86"

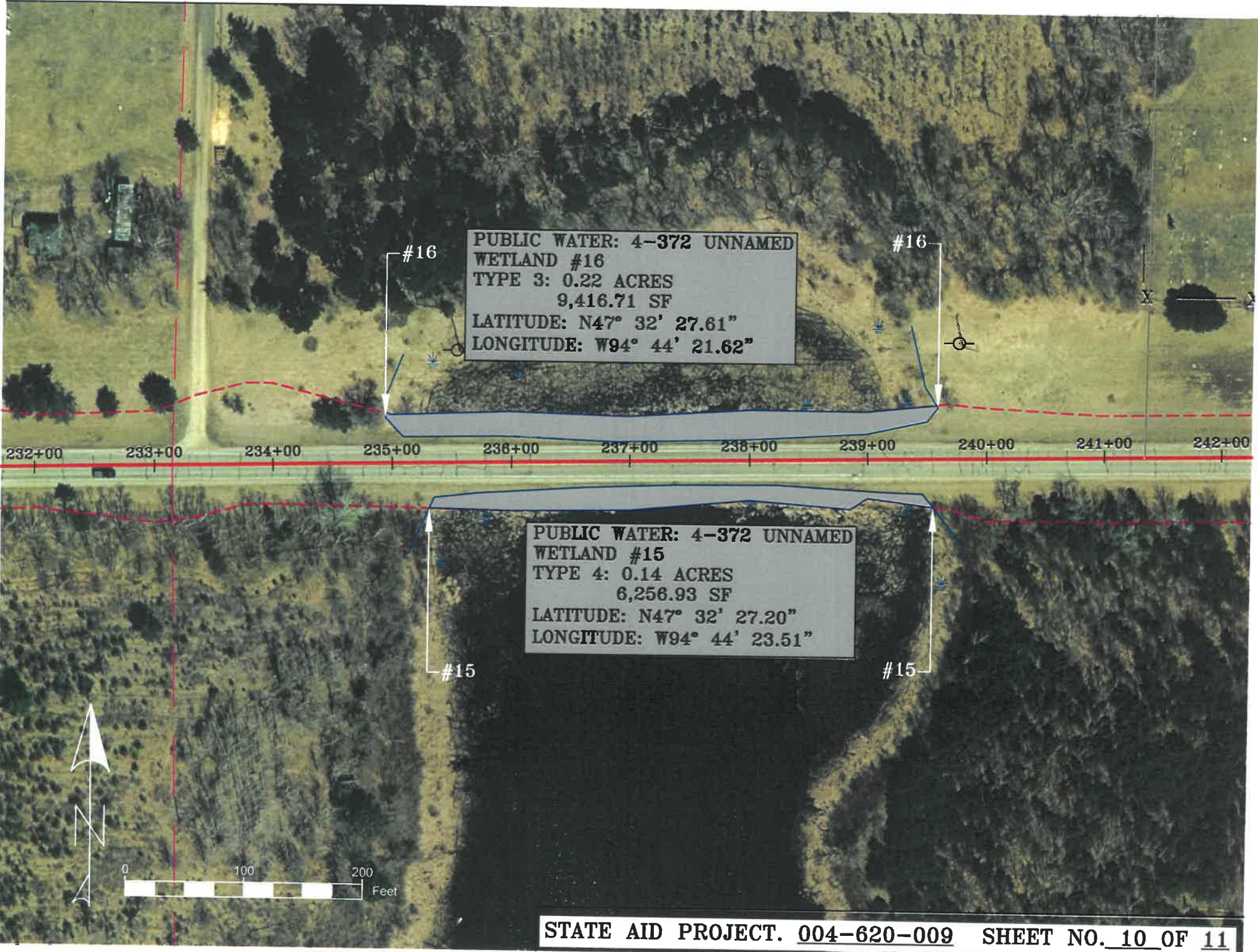


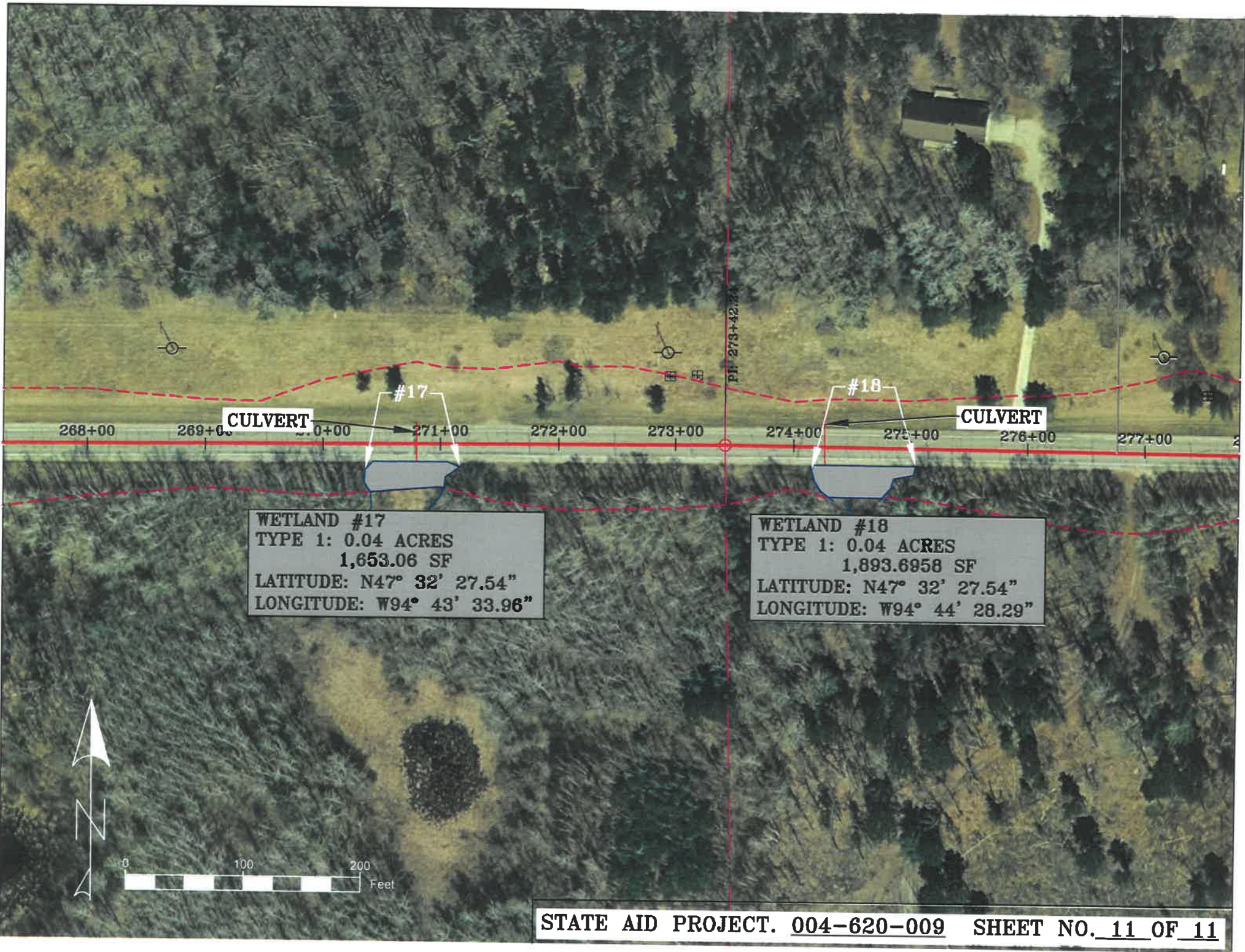




WETLAND #12
TYPE 1: 0.02 ACRES
859.25 SF
LATITUDE: N47° 32' 25.71"
LONGITUDE: W94° 46' 16.27"







WETLAND #17
TYPE 1: 0.04 ACRES
1,653.06 SF
LATITUDE: N47° 32' 27.54"
LONGITUDE: W94° 43' 33.96"

WETLAND #18
TYPE 1: 0.04 ACRES
1,893.6958 SF
LATITUDE: N47° 32' 27.54"
LONGITUDE: W94° 44' 28.29"

