

elm creek

Watershed Management Commission

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Regular Meeting Minutes December 8, 2021

I. A virtual meeting of the Elm Creek Watershed Management Commission was called to order at 11:30 a.m., Wednesday, December 8, 2021, by Chair Doug Baines.

Present were: Bill Walraven, Champlin; Ken Guenther, Corcoran; Doug Baines, Dayton; Elizabeth Weir, Medina; Catherine Cesnik, Plymouth; Kevin Jullie, Rogers; and Amy Juntunen and Judie Anderson, JASS.

Not represented: Maple Grove.

Also present: Heather Nelson, Champlin; Kevin Mattson, Corcoran; Derek Asche and Mark Lahtinen, Maple Grove; Terry Sharp, Medina; Ben Scharenbroich, Plymouth; Ross Mullen, Ed Matthiesen, and Diane Spector, Stantec; James Kujawa, Surface Water Solutions; Rebecca Carlson, Resilience Resources; Kevin Ellis, Hennepin County Environmental Services (HCEE); and Brian Vlach, Three Rivers Park District (TRPD).

A. Motion by Guenther, second by Weir to approve the **agenda*** as revised. *Motion carried unanimously.*

B. Motion by Guenther, second by Weir to approve the **Minutes*** of the November 10, 2021, regular meeting. *Motion carried unanimously.*

[Cesnik arrived 11:32 a.m.]

C. Motion by Walraven, second by Guenther to approve the **December Treasurer's Report** and **Claims*** totaling \$20,208.06. *Motion carried unanimously.*

II. Open Forum.

III. Action Items.

Motion by Weir, second by Walraven to approve the **revision to the Commission's Cost Share Policy**, removing the requirement that "projects be identified in areas outside of the Municipal Urban Service Area (MUSA)." *Motion carried unanimously.*

IV. Project Reviews.

A. **2021-030 TriCare Roads, Maple Grove.*** This project proposes to construct roads in the 62.7-acre TriCare parcel, which is located just north of County Road 30 and southwest of I-94. The roads will result in 3.8-acres of net new impervious on the parcel. The project was reviewed for Rules D, E, F, G, H, and I. Staff reviewed the applicant's response to comments and in their findings dated November 15, 2021, recommended approval pending reconciliation of review escrows. Motion by Weir, second by Walraven to approve Staff's recommendation and, further, to request that the Technical Advisory Committee (TAC) review water volume options as they pertain to future reviews. *Motion carried unanimously.* This task will be added to the 2022 Work Plan.

RULE D - STORMWATER MANAGEMENT
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B. 2021-037 Marsh Point, Medina:* The Marsh Point project (also called the Arrowhead Drive project) includes construction of 38 single-family homes on the east side of Arrowhead Drive, west of Lake Medina. The development will replace four existing homes. The project was reviewed for Rules D, E, F, G, and I. Staff reviewed the applicant’s response to comments and recommends approval with the following conditions: (1) reconciliation of project escrows, (2) provision of a Stormwater Maintenance Agreement, including irrigation system, acceptable to the city and the Commission within 90 days after the plat is recorded for all stormwater BMP’s on the site, (3) receipt of a wetland replacement plan approved by the LGU and the TEP, and (4) receipt of a buffer plan contingent upon approval of the wetland replacement plan. Motion by Weir, second by Guenthner to approve Staff’s recommendation in their Findings dated November 22, 2021, and revised December 8, 2021, to replace the word “should” in the second recommendation with the word “shall.” *Motion carried unanimously.*

C. 2021-038 Bellwether 6th/Amberly, Corcoran.* The Bellwether 6th Addition and Amberly 1st Addition are developments located just west of County Road 101 and south of Stieg Road proposed for single-family homes. The developments are part of a 74-acre parcel also known as the Van Blaricom development. This project is located immediately west of the previous Bellwether developments (Encore) and was reviewed for Rules D, E,F, G, and I. A complete permit application was received October 5, 2021. Staff provided comments to the applicant and received a response. Staff recommended approval with five conditions: (1) reconciliation of project escrows, (2) applicant shall show buffer monumentation on drawings, (3) applicant shall provide the approved Letter of Map Revision for the wetlands on site; (4) the applicant shall provide the Corcoran/ TEP approval Wetland Impacts/ Mitigation Plan, and (5) the applicant shall provide a Stormwater Maintenance Agreement acceptable to the city and the Commission within 90 days after the plat is recorded. Motion by Weir, second by Guenthner to approve Staff’s recommendations in their Findings dated November 29, 2021, and revised December 8, 2021, to replace the word “should” in recommendation (5) with “shall.” *Motion carried unanimously.*

D. 2021-045 REO Plastics Phase II, Maple Grove.* An existing plastics manufacturing facility located on the northwest corner of the intersection of County Roads 81 and 30 is proposing a 1.25-acre expansion. The proposed project is for creation of an additional 39,000 SF of warehouse space, additional parking, and an expansion of the city-owned regional stormwater pond immediately to the east of the site. The project was reviewed for Rules D and E. Staff reviewed the applicant’s response to comments and in their findings dated November 8, 2021, recommends approval conditioned on reconciliation of project escrows. Motion by Weir, second by Walraven to approve Staff’s recommendation. *Motion carried unanimously.*

E. 2021-048 Bellwether-Newman West, Corcoran. This parcel is the most recent phase of the Bellwether/Encore development. It is in the southwest 58-acre quadrant of the overall project (previously called the Encore development) located west of CR 101, south of Stieg Road and north of CR 30. It was reviewed for grading and erosion control and consistency with the previous approvals. The original phase I grading and the overall stormwater management plans for this project were approved by the Commission under project 2018-032. Staff’s review, findings and decision dated November 24, 2021, are included in the meeting packet as an informational item. In their findings Staff administratively approved the project with the following four conditions. (1) reconciliation of project escrows, (2) wetland replacement plan approvals from the LGU provided for the Commission’s review and must be approved by the LGU prior to any temporary or permanent impacts, (3) long term operation and maintenance of the regional and localized basins must be provided. If the City will not operate and maintain the basins, the applicant must provide an O & M plan for the basins on site acceptable to the City and Commission. Said plan must be recorded within 90 days after the plat is filed or a building permit is issued and a copy of the recorded O & M plan provided to the Commission, and (4) City grading approval.

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F. 2021-051 Fields of Nanterre, Plymouth.* This project is the proposed maintenance of an existing drainage swale to remove accumulated sediment and cattails. The project does not create any new impervious surfaces. The project triggers Rules E and G. Pursuant to Commission Resolution No. 2005-01, Staff administratively approved the project contingent on (1) reconciliation of project escrows and (2) an approved wetland no-loss decision or alternate approved wetland decision type being submitted to the Commission.

V. Old Business.

VI. New Business.

Included in the meeting packet was a draft copy of the **2021 Work Plan in Review.*** The Work Plan was approved in February 2021 and outlines the activities the Commission committed to undertake in 2021. The blue script describes the activities that actually occurred in 2021. Commissioners are requested to review the document and respond to the Administrative Office by January 1, 2022, with any revisions, corrections, or additions. The 2021 Work Plan will be accepted at the January meeting, at which time the Commissioners will begin drafting the **2022 Work Plan.**

VII. Communications.

A. December Staff Report.* Staff reports provide updates on the development projects currently under review by Staff or awaiting final recordations. The projects listed in the table beginning on page 5 of these minutes are discussed in this month’s report.

B. Hennepin County Staff Report.*

1. Engineering Services. The amendment* to the Hennepin County Services Agreement was fully executed on November 24, 2021. Stantec staff have begun work on developing the manure bunker AutoCAD design for the County, with work anticipated to be completed by year-end.

2. Rush Creek Projects.

a. Jubert Lake Area Agricultural BMPs. Amendments to Phase 1A BMP plans were completed by EOR and returned to Hennepin County.

b. Rush Creek Landowner Outreach. Updates on five projects in Corcoran, Dayton and Rogers were provided.

3. Agricultural Soil Health Initiative. A program flier* has been sent out to growers in the watershed for 2022 planning. A copy of the flier is included in the meeting packet.

4. Agricultural Conservation Program. A survey is currently being developed to gain a better understanding of what farmers and landowners would like to see in a farmland conservation program. That will be sent out before focus groups, which are currently being planned, are conducted to get more in-depth comments.

5. Grants. Information on grants for **deconstruction to salvage building materials** and **to increase pollinator habitat on residential properties** was also included in the report.

VIII. Education and Public Outreach.

A professional services agreement will be offered to **Jessica Sahu Teli** as the West Metro Water Alliance (WMWA’s) new Watershed PREP Educator upon approval of the agreement at the Shingle Creek Watershed Management Commission’s (SCWMC) December 9, 2021, meeting. SCWMC serves as the fiscal agent for WMWA.

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IX. Grant Opportunities and Project Updates.

A. FY22-23 Watershed-based Implementation Funding Program.* For the coming year, the group of participants in each watershed allocation area will be called a partnership, e.g., the Elm Creek partnership, and meetings will be referred to as convene meetings. Staff are in contact with BWSR staff to learn more about the convene process. It appears project requirements include a minimum 10% match, that they must be load reduction practices, and that they can be structural or non-structural. The Elm Creek WMO has been awarded \$297,774.

It was recommended that the TAC be given the task of developing the process for the Elm Creek partnership.

B. The Minnesota Pollution Control Agency has \$870,000 available for **planning grants for stormwater, wastewater, and community resilience**. This is a new MPCA grant program in 2021 providing financial assistance to undertake planning for increased resilience to the impacts of Minnesota’s changing climate (warmer and wetter with more damaging rains and cold weather warming, and more extreme heat and drought in the future) within any of the following three focus areas: stormwater, wastewater, community resilience. Some of the stormwater planning activities that can be funded through this grant include:

1. Vulnerability assessment using hydrologic/hydraulic modeling to identify areas (e.g., stream corridors, bridges, intersections, etc.) that are at increased risk for flooding, including assessing potential scenarios of short- and long-term changes to precipitation.

2. Inventory of infrastructure issues to identify critical impacts (e.g., number of structures flooded, frequency of flooding, social vulnerability, local environmental impacts, etc.), resulting in a prioritized list of critical areas needing infrastructure improvements to increase resilience.

Deadline to apply is December 21, 2021.

X. Other Business.

Commissioners expressed their appreciation to **Liz Weir** as this is her last Commission meeting as representative from Medina. The Commission gifted her with flowers to show their appreciation.

XI. Adjournment. There being no further business, motion by Weir, second by Walraven to adjourn. *Motion carried unanimously.* The meeting was adjourned at 1:13 p.m.

Respectfully submitted,



Judie A. Anderson
Recording Secretary
JAA:tim

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Item No.	A	E	I RPF		AR	Project No.	Project Name
			RP	DD			
						W=wetland project	
					AR	2014-015	Rogers Drive Extension, Rogers.
					AR	2015-030	Kiddiegarten Child Care Center, Maple Grove.
					AR	2016-005W	Ravinia Wetland Bank Plan, Corcoran.
					AR	2017-014	Laurel Creek, Rogers.
					AR	2017-029	Brayburn Trails, Dayton.
						2017-050W	Ernie Mayers Wetland/floodplain violation, Corcoran.
						2018-020	North 101 Storage, Rogers.
					AR	2018-046	Graco, Rogers.
					AR	2018-048	Faithbrook Church Phase 2, Dayton.
					AR	2019-002	Parkside Villas, Champlin.
					AR	2019-021	Brenly Meadows, Rogers.
					AR	2019-026	Interstate Power Systems, Rogers.
					AR	2019-027	Havenwood at Maple Grove.
					AR	2019-032	OSI Expansion, Medina.
					AR	2020-001	Outlot L, Markets at Rush Creek, Maple Grove.
					AR	2020-008	lone Gardens, Dayton.
					AR	2020-009	Stetler Barn, Medina.
					AR	2020-017	Meadow View Townhomes, Medina.
					AR	2020-023	Ziegler Dayton Site Upgrades, Dayton.
					AR	2020-032	Enclave Rogers - Commerce Boulevard, Rogers.
					AR	2020-033	Weston Woods, Medina.
					AR	2020-036	Balsam Pointe, Dayton.
					AR	2021-007	Birchwood 2nd Addition, Rogers
						2021-012	The Oaks at Bauer Farms, Champlin.
						2021-013	Rush Creek Reserve, Corcoran.
						2021-015	66th Avenue/Gleason Parkway, Corcoran.
						2021-016	Territorial Lofts, Rogers.
						2021-018	Tavera Phase 1, Corcoran
						2021-019	Kwik Trip Store 1157, Dayton.
						2021-020	Crew Carwash, Maple Grove.
						2021-021	Territorial Triangle, Dayton.
						2021-023	Maple Grove Medial Office Building (MOB).
						2021-024	River Walk, Dayton
						2021-025	Hackamore Road Reconstruction, Medina/Corcoran.
						2021-026	Prairie Creek Subdivision, Medina.
						2021-027	Xcel Energy Elm Creek Substation, Maple Grove
						2021-028	The Cubes at French Lake, Dayton
						2021-029	Tri-Care Grocery / Retail, Maple Grove
						2021-030	Tri-Care Grading and Roads, Maple Grove
						2021-031	Cook Lake Edgewater, Maple Grove
						2021-033	Weston Commons, Maple Grove
						2021-034	BAPS Hindu Temple, Medina.

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				2021-035	Mister Car Wash - Rogers
				2021-036	D & D Service, Corcoran.
				2021-037	Marsh Pointe, Medina.
				2021-038	Bellwether 6th/Amberly, Corcoran.
				2021-039	1-94 Logistics Center, Rogers.
				2021-040	Napa Auto, Corcoran.
				2021-041	Carlson Ridge, Plymouth.
				2021-042	Risor Senior Living, Maple Grove
				2021-043	Northwood Community Church Maple Grove.
				2021-044	Balsam II Apartments, Dayton.
				2021-045	REO Plastics Phase 2 Addn ,Maple Grove
				2021-046	Len Busch Roses, Plymouth
				2021-047	CR10 Box Culvert Replacement, Corcoran
				2021-048	Bellwether-Newman West, Corcoran
				2021-049	Dayton Interchange Business Center, Dayton
				2021-050	Evanswood, Maple Grove
				2021-051	Fields of Nanterre Drainage Improvements, Plymouth
				2021-052	Norbella Senior Living, Rogers

= Action item E = Enclosure provided I = Informational update will be provided at meeting RPF - removed pending further information
 R = Will be removed RP= Information will be provided in revised meeting packet..... D = Project is denied AR awaiting recordation

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