

Edward H. McNamara
County Executive

MEMORANDUM

TO: Wetlands Preservation Fund Executive Committee

FROM: Hugh S. Macdonald, Bank Manager

DATE: July 9, 1999

RE: APPROVAL OF PROPOSED WETLAND MITIGATION BANK AGREEMENT
WITH MDEQ

Please find attached above-referenced document. This document was submitted to Gordon Camp on June 25, 1999, to begin the DAP Process.

It is recommended that the Committee approve the Agreement.

HSM:sft

c: File

wpf99-07-04





Edward H. McNamara
County Executive

June 25, 1999

Honorable Ricardo A. Solomon
Chairman Wayne County Commission
450 Wayne County Building
Detroit, Michigan 48226

RE: APPROVAL OF INTERAGENCY AGREEMENT BETWEEN THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY AND THE COUNTY OF WAYNE, WHICH WILL PROVIDE FOR THE ESTABLISHMENT OF A WAYNE COUNTY WETLAND MITIGATION BANK PURSUANT TO WAYNE COUNTY COMMISSION ORDINANCE NO. 98-381.
(REF: 99-10-015)

Dear Chairman Solomon:

The County Executive's Office, and the Office of the Corporation Counsel have reviewed and approved the attached contract approval request from the Department of Public Services (Administration Division).

The Charter County of Wayne seeks to sponsor, own and manage a wetland mitigation bank (Bank) pursuant to R281.951 through R281.960 of the Michigan Administrative Code. The overall goal of the Bank is to create, restore, and preserve wetlands in order to replace chemical, physical, and biological wetland functions that are unavoidably lost as a result of land development projects. The Bank will generate mitigation credits that the County of Wayne can use or sell to others to offset in advance the unavoidable loss of wetlands in accordance with permits issued by the Michigan Department of Environmental Quality (DEQ) pursuant to the Wetland Protection Part of the Natural Resources and Environmental Protection Act (Part 303 of Public Act 451 of 1994), subject to the approval by the DEQ.

The County of Wayne developed a conceptual plan to create and restore wetlands out of which evolved the specific site plans and standards which can be incorporated into an agreement, (Appendix A). Revenues from the sale of the credits will be used by the County of Wayne, in part, to purchase or otherwise acquire land for the creation and maintenance of public parks and Bank property and will enhance recreational opportunities and the quality of life for citizens of Wayne County and the surrounding areas.

OFFICE OF THE COUNTY EXECUTIVE
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The Bank therefore will facilitate economic development that is compatible with environmental protection. The Bank furthers the goals of the County's commitment to watershed improvement within the County of Wayne. The initial eight sites are consistent with and were developed in conjunction with the Rouge River National Wet Weather Demonstration Project (the "Rouge Project").

The existing land use is both passive and active recreation, and floodplain forest. The wetlands are located in this matrix of land use and most of the sites are remote from active recreation. The long term development trend is for the surrounding land use to remain in recreational and open space preservation.

A. Wetland Functions

The initial eight Bank sites are designed to perform specific, primary wetland functions. The sites also perform a variety of other wetland functions. The sites and their functions are listed below.

The following initial Bank sites have a primary goal of water quality improvement:

<u>Site</u>	<u>Location</u>	<u>Acreage</u>
1	South of Hines Drive, east of Outer Drive, Middle Rouge River	2.5
2	North of Hines Drive, east of Telegraph, Middle Rouge River	2.8
3	North of Hines, between Beech Daly and Inkster, Middle Rouge River	1.6
4	West of Hines Drive, north of Plymouth Road, Middle Rouge River	1.9

Wetlands included in the Bank must be protected from degradation resulting from direct discharge of untreated stormwater.

The primary goal of the following initial Bank sites is wildlife improvements in conjunction with water quality, aesthetic, and educational attributes:

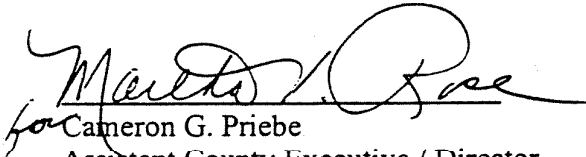
<u>Site</u>	<u>Location</u>	<u>Acreage</u>
5	South of Hines Drive, east of Beech Daly, Middle Rouge River	3.2
6	South of Hines Drive, west of Middlebelt Road, Middle Rouge River	2.8

Honorable Ricardo Solomon
June 25, 1999
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<u>Site</u>	<u>Location</u>	<u>Acreage</u>
10	South of Hines Drive, west of Sheldon Road, Middle Rouge River	1.7
11	Open Area across from Parr, Middle Rouge River	1.3

Therefore, it is requested that the Wayne County Commission adopt the appropriate Resolution approving this Interagency Agreement with the Michigan Department of Environmental Quality (P.O. Box 30458, Lansing, Michigan); and authorize the Wayne County Executive to execute the Agreement.

APPROVED:


for Cameron G. Priebe
Assistant County Executive / Director
Department of Public Services

APPROVED FOR SUBMISSION
TO THE COMMISSION:

Edward H. McNamara
Wayne County Executive

EHM:GDC:er

Enc:

DOCUMENT APPROVAL PROCESS FORM

1. Primary Control Number <u>99-10-015-</u>		4. DEPT Start Date <u>06/25/99</u>		5. CEO Log In Date _/_/___		6. Commission Approval Y N <input type="checkbox"/> <input type="checkbox"/>		7. EMERGENCY ACTION Y N <input checked="" type="checkbox"/> <input type="checkbox"/>		
2. Related Control Number _ _ _ _ _		8. Code <u>99-A</u> DOCUMENT			9. Requesting Contact Person Hugh S. Macdonald					
3. D.P.S. Control Number <u>99-10-015-</u>		10. Code <u>10</u> DEPARTMENT/DIVISION			11. Phone Number <u>224-7684</u>		12. Date Required _/_/___			
13. Individual or Firm Name Michigan Department of Environmental Quality					17. CBA <input type="checkbox"/> Y <input type="checkbox"/> N		21. DBE <input type="checkbox"/> Y <input type="checkbox"/> N			
14. Address P.O. Box 30458					18. Renewable <input type="checkbox"/> Y <input type="checkbox"/> N		22. Renewal <input type="checkbox"/> Y <input type="checkbox"/> N			
City State Zip Lansing MI 48909					19. Sole Srce <input type="checkbox"/> Y <input type="checkbox"/> N		23. Low Bid <input type="checkbox"/> Y <input type="checkbox"/> N			
15. Agency or Vendor Contact Person Ms. Peg Bostwick				16. Contact Phone 517-335-2370		20. Bidders: <input type="checkbox"/> <input type="checkbox"/> (TOTAL)		24. Bid List: <input type="checkbox"/> <input type="checkbox"/> (TOTAL)		
25. Quantity _ _ _ _		26. Unit _ _ _ _		27. Item or Commodity Wetland Mitigation Banking Agreement						
28. Description (Make, Model, Year, etc.) Interagency agreement to implement the establishment of a Wayne County Wetland Mitigation Bank pursuant to Ordinance 98-381 (June 4, 1998)										
29. Fund		Center		Account		30. / If more than two: <input type="checkbox"/>		Amount per Account		
1. <input type="text"/>		<input type="text"/>		<input type="text"/>		1. _____		_____		
2. <input type="text"/>		<input type="text"/>		<input type="text"/>		2. _____		_____		
31. Total: _____										
32. Budget Adjustment Required <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		33. Budget Adjust. Number _____				34. Grant <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		35. Matching Funds <input type="checkbox"/> Y <input type="checkbox"/> N		Match % _____
36. Multiple Years <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		37. Begin Date _/_/___		38. Ending Date _/_/___		39. Fiscal Year Amount Total: _____				
(Check / only required signatures)					40. TOTAL CERTIFICATIONS REQUIRED ARE: 2					
Approved as to form: <input checked="" type="checkbox"/> <u>Hugh S. Macdonald</u> <u>6/25/99</u> <input checked="" type="checkbox"/> Department Authorization Date <input type="checkbox"/> _____ Date Purchasing <input type="checkbox"/> _____ Date Budget <input type="checkbox"/> _____ Date Grants and Contracts <input type="checkbox"/> _____ Date					_____ Date Corporation Counsel _____ Date Human Relations _____ Date Personnel and Human Resources _____ Date Chief Financial Officer					
					_____ Date Wayne County Executive					
					_____ Date Date Approved					
					_____ Res:					
					_____ Date:					
WAYNE COUNTY COMMISSION										

RESOLUTION

No. 99-439

By Commissioner Boike

RESOLVED, by the Wayne County Commission this 5th day of August, 1999 that approval be, and is hereby, granted authorizing an intergovernmental agreement between the County of Wayne and Michigan Department of Environmental Quality to provide for the establishment of a Wayne County Wetland Mitigation Bank pursuant to Wayne County Commission Ordinance No. 98-381, as recommended by the Chief Executive Officer ; and be it further

RESOLVED, that the Chief Executive Officer be and is hereby, duly authorized to execute the aforementioned agreement on behalf of the County of Wayne.

[Agreement on File]

(99-10-015)

CERTIFICATION

STATE OF MICHIGAN)
)
CHARTER COUNTY OF WAYNE)

I, Alfred N. Montgomery, Clerk of the County Commission for the Charter County of Wayne, State of Michigan, do hereby certify that the attached Resolution No. 99-439, *approving an Inter-Agency Agreement between the County of Wayne and the Michigan Department of Environmental Quality, which will provide for the establishment of a Wayne County Wetland Mitigation Bank pursuant to Wayne County Commission Ordinance No. 98-381*, was duly adopted by the Wayne County Commission at the TENTH DAY EQUALIZATION SESSION on the FIFTH DAY of AUGUST, 1999 by the following vote:

YEAS: Commissioners Bankes, Ball, Blackwell, Boike, Cavanagh, Hubbard, Husk, Palamara, Sullivan, Varga, Vice-Chair Pro Tempore Ware, Chairman Solomon -- 12

NAYS: None

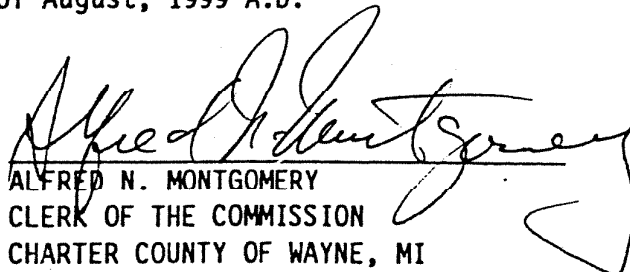
NOT VOTING: Commissioner Parker - 1

ABSTAIN: None

EXCUSED: Commissioner Cushingberry, Vice-Chair Beard -- 2

I further certify that the attached Resolution is a true, correct, and complete transcript of the original of said Resolution appearing on file and of record in my office and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the County of Wayne this 5th day of August, 1999 A.D.


ALFRED N. MONTGOMERY
CLERK OF THE COMMISSION
CHARTER COUNTY OF WAYNE, MI