## MITIGATION WORK PLANS A REGULATOR'S PERSPECTIVE

Jeanne C. Richardson

**US Army Corps of Engineers** 

Norfolk District Regulatory

Mitigation Specialist

May 15, 2019

Compensatory Mitigation Webinar Series

"The views, opinions and findings contained in this report are those of the authors(s) and should not be construed as an official Department of the Army position, policy or decision, unless so designated by other official documentation."





#### **OUTLINE**

- Regulations
  - What do they say?
  - What else?
- Prospectus Mitigation Plan
  - What is required by Norfolk District at this stage?
  - Why is it important?
- Conceptual Mitigation Work Plan
  - What is required by Norfolk District at this stage?
- Final Mitigation Work Plan
  - What is required by Norfolk District at this stage?
- As built Plan
  - What is required?
  - Why is it important?
- Things to Remember







#### WHAT IS IN THE REGULATION?

33CFR 332.4(c)(7)

Mitigation Work Plan. Detailed written specs and work description for the compensatory mitigation project (CMP), including but not limited to:

- Geographic boundaries of project
- Construction methods
- Timing and sequence
- Sources of water
- Methods for establishing the desired plant community
- Plans to control invasive species
- Proposed grading plan (elevations/slopes of substrate)
- Soil management
- Erosion control



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Part II

Department of Defense

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Environmental Protection Agency

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### WHAT IS NOT IN THE REGULATIONS...BUT SHOULD BE CONSIDERED AND CONSIDERED EARLY

- Property interest
  - Easements
  - Rights-of way
  - Adjacent properties
- Local requirements
  - FEMA Floodplain
  - Erosion and sediment control
  - Zoning
- Threatened and Endangered Species
- Historic Properties





#### **NEWTON CREEK EASEMENT**







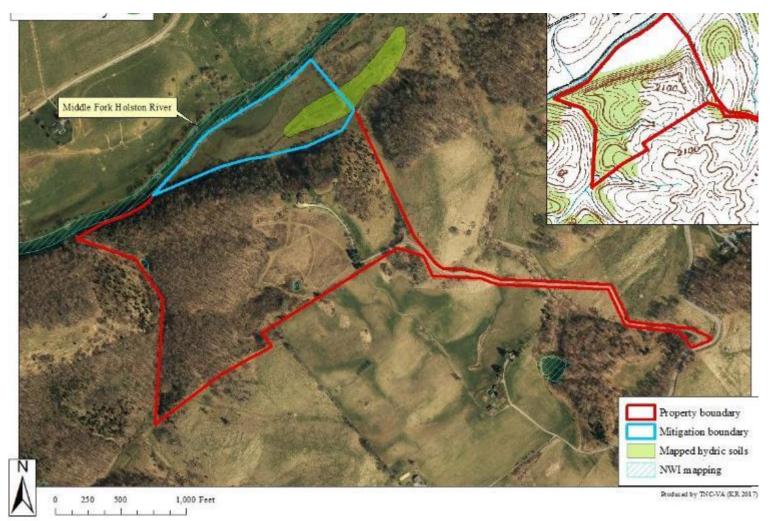
#### **NEWTON CREEK EASEMENT**







#### **HISTORIC PROPERTIES**







#### HISTORIC PROPERTIES

TN-12 South Fork Holston (Emory & Henry College)
Proposed Mitigation Activities







#### **PROSPECTUS**

Withheld restoration (2.03 ac)

Wetland enhancement (4.87 ac)

- Draft Prospectus
- IRT Meeting
- IRT Site Visit
- Complete Prospectus





TN-12 South Fork Holston (Emory & Henry College)
Proposed Mitigation Activities





#### **CONCEPTUAL MITIGATION WORK PLAN (CMWP)**

- Location and Vicinity Maps
- Existing or Baseline Conditions
- Proposed Mitigation Activities
- Phase Plan
- Water Budget
- Soil Data
- Wetland Preliminary Grading Plan
- Proposed Planting Plan
- Proposed Invasive Species Management Plan





#### **CONCEPTUAL MITIGATION WORK PLAN (CMWP)**

Submitted for review prior to commencement of construction activities (permit verification)

Level of Design Completion????

Provide checklists





#### FINAL MITIGATION WORK PLAN (FMWP)

- Grading Plans at a 1"=50' contour and 0.5 ft contour intervals
- Erosion and Sediment Control Plans
- Construction Methods and Details
- Final Invasive Species Management Plan
- Credit Analysis
- Soil Amendments
- Final Planting Plan
- Location of Proposed Structures
- Anticipated Project Constraints





#### FINAL MITIGATION WORK PLAN (FMWP)

Submitted with Mitigation Banking Instrument prior to signature

Level of Design Completion ?????

Provide checklists



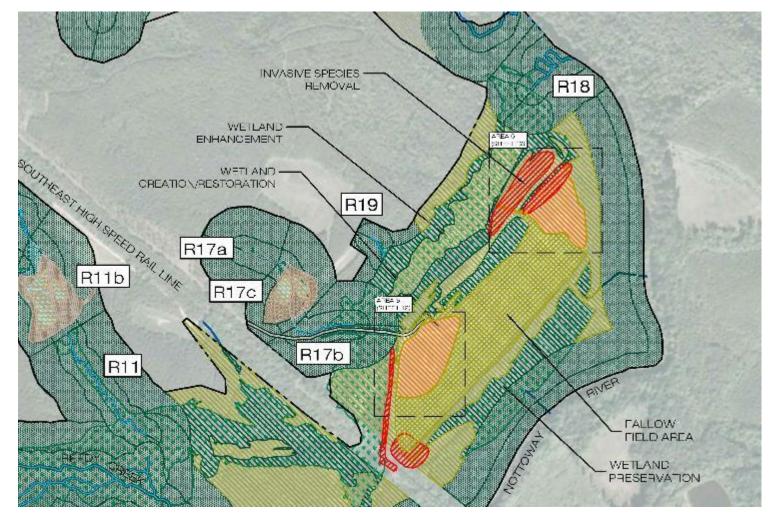








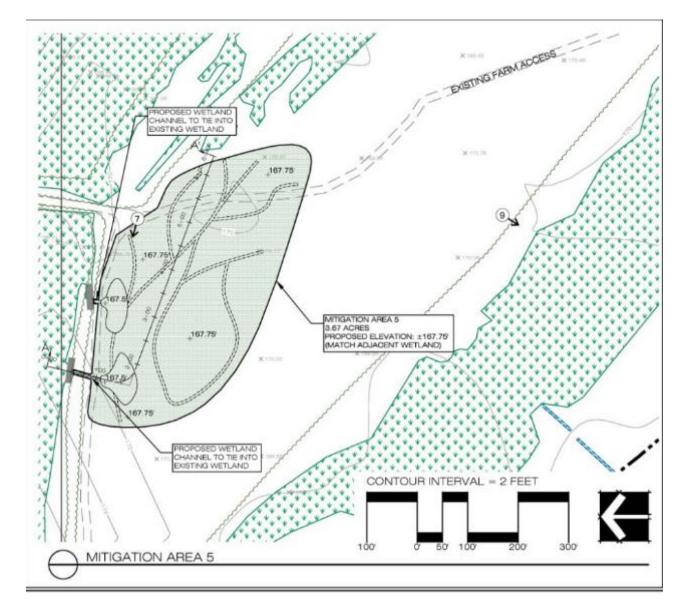
#### **REEDY CREEK OVERALL**







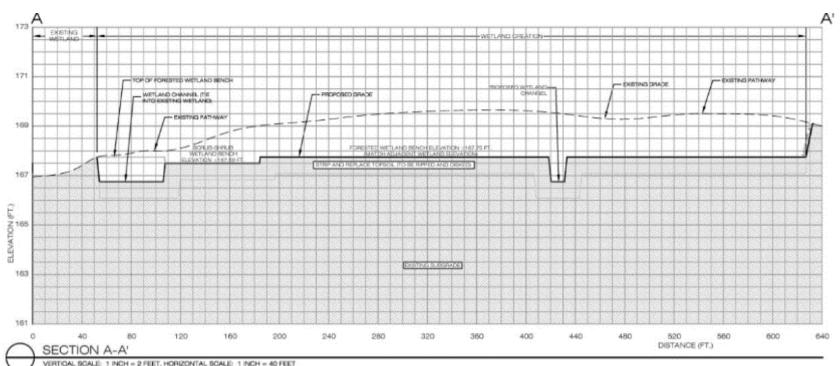
#### **REEDY CREEK GRADING PLAN**

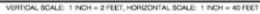






#### **REEDY CREEK GRADING PLAN**









#### **REEDY CREEK PLANTING PLAN**







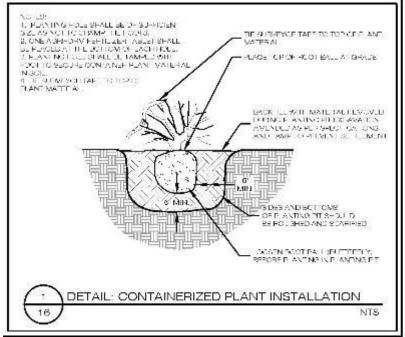
#### **REEDY CREEK PLANTING PLAN**

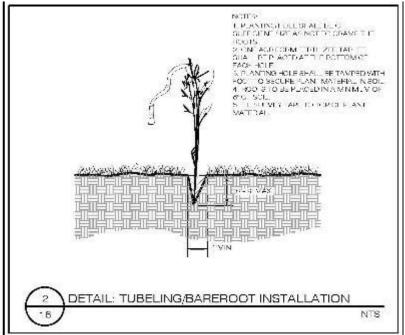
LEGEND	BOTANICAL NAME	COMMON NAME	SPECIFICATION	INDICATOR	REMARKS
VETLANI	D STABILIZATION SEED MIX		40.		v.
	BIDENS ARISTOSA	BUR MARIGOLD	SEED	FACW-	WETLAND STABILIZATION SEED MIX SHALL BE APPLIED ON ALL WETLAND RESTORATION AREAS AT A RATE OF 18 LBG /AO.
	CAREX FRANKI	FRANKS SEDGE	SEED	OBL	
	CAREX VULPINOIDEA	FOX SEDGE	SEED	OBL	
	ECHINOCHLOA MURICATA	BARNYARD GRASS	SEED	FACW+	
	COREOPSIS TINCTORIA	PLAINS COREOPSIS	SEED	FAC-	
	ELYMUS VIRGINICUS	VIRGINIA WILDRYE	SEED	FACW-	
	EUPATORIUM COELESTINUM	MISTFLOWER	SEED	FAC	
	JUNCUS EFFUSUS	SOFT RUSH	SEED	FACW+	
	PANICUM ANGEPS	BEAKED PANICGRASS	SEED	FAC	
	PANICUM DICHOTOMIFLORUM	SMOOTH PANIC GRASS	SEED	FAOW-	
	PANICUM RIGIDULUM	REDTOP PANICGRASS	SEED	FACW+	
	SCIRPUS CYPERINUS	WOOLGRASS	SEED	FACW+	
VETLANI	D PLANT PALETTE				7.
	ALNUS SERRULATA	TAG ALDER	CONTAINER	CBL	PLANT AT DENSITY OF 400 STEMS/ACRE FOR WETLAND OREATION AND 200 STEMS/ACRE FOR ENHANCEMENT, PLANT ACCORDING TO INDICATOR STATUS, DISTRIBUTE RANDOMLY AMONG SPECIES
	BETULA NIGRA	RIVER BIRCH	CONTAINER	FACW	
	CEPHALANTHUS OCCIDENTALIS	BUTTON BUSH	CONTAINER	OBL	
	CORNUS AMOMUM	SILKY DOGWOOD	CONTAINER	FACW	
	FRAXINUS PENNSYLVANICA	GREEN ASH	CONTAINER	FACW	
	HAMAMELIS VIRGINIANA	AMERICAN WITCHHAZEL	CONTAINER	FAC-	
	LINDERA BENZOIN	SPICEBUSH	CONTAINER	FACW-	
	PLATANUS OCCIDENTALIS	SYCAMORE	CONTAINER	FACW-	
	QUERCUS PALLISTRIS	PINOAK	CONTAINER	FACW	
	SALIX NIGRA	BLACK WILLOW	CONTAINER	FACW+	
	SAMBUCUS CANADENSIS	COMMON ELDERBERRY	CONTAINER	FACW-	
	ULMUS AMERICANA	AMERICAN ELM	CONTAINER	FACW-	
	VACCINIUM CORYMBOSUM	HIGHBUSH BLUEBERRY	CONTAINER	FACW-	
	VIBURNUM DENTATUM	ARROW-WOOD	CONTAINER	FAC	
BENERAL	STABILIZATION SEED MIX		16		0.5
	LOLIUM PERENNE (SSP. MULTIFLORUM)	ANNUAL RYEGRASS	GEED	FACU-	SEED MX SHALL BE HYDROSEEDED AT A RATE OF 25 LBS. PER ACRE TO ALL DISTURBED SOIL OUTSIDE OF MITIGATION WORK AREAS.
	CHAMAECRISTA FASCICULATA	PARTRIDGE PEA	SEED	FACU	
	PANICY BALVIDGATURA	GWITCHODARD	eren	EAC	





#### REEDY CREEK PLANTING PLAN









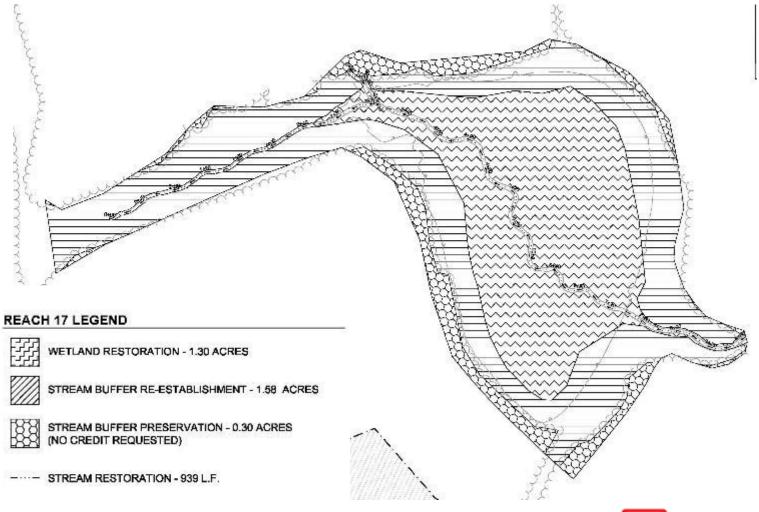
#### **AS-BUILT PLAN**

- Plan view maps
  - Boundaries
  - Topography
  - Wetlands, buffers, structures, monitoring stations, wells, etc.
- Photographs
- Planting composition, density, locations
- Revised Credit totals and explanation of difference





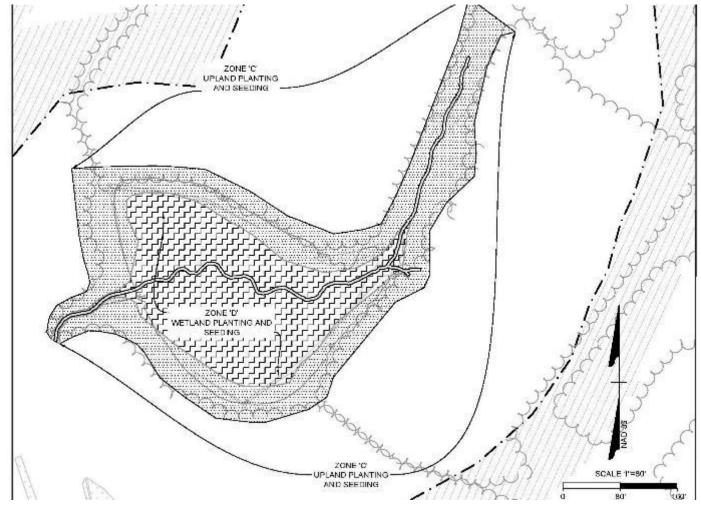
#### **REEDY CREEK AS-BUILT PLAN**







#### **REEDY CREEK AS-BUILT PLAN**







#### THINGS TO REMEMBER

- Communication is imperative
  - Early and Often
- Site visits are extremely important
- Clear and consistent message
- Corps District requirements are different
- Make sure local requirements are known and considered early
  - Floodplain
  - E&S
- Threatened & Endangered Species
- Historic Properties





# COMMUNICATE!! COMMUNICATE!! COMMUNICATE!!

THE SINGLE BIGGEST PROBLEM IN COMMUNICATION

IS THE ILLUSION IT HAS TAKEN PLACE
- GEORGE BERNARD SHAW





#### **THANK YOU!!!**



