

**MCHENRY COUNTY CONSERVATION DISTRICT
RESOLUTION #21-19**

**A RESOLUTION AUTHORIZING EXECUTION OF THE “LONG TERM MANAGEMENT
ASSURANCES - SCHOOL SPRINGS WETLANDS”**

WHEREAS, the McHenry County Conservation District (hereinafter referred to as the “District”), is a conservation district organized and existing under the laws of the State of Illinois (70 ILCS 410); and

WHEREAS, the District is supportive of initiatives that promote the recognition, preservation and protection of natural resources in the region; and

WHEREAS, in May of 2020 the District, as authorized by Resolution #20-41, executed a Mitigation Bank Instrument (MBI) for the establishment of the School Springs Wetland and Stream Mitigation Bank at Glacial Park Conservation Area; and

WHEREAS, the MBI is an agreement with the Interagency Review Team (IRT) consisting of the U.S. Army Corps of Engineers, the U.S. Environmental Protection Agency, and the U.S. Fish and Wildlife Service and accordingly was routed for execution by those agencies and now has been received from the IRT in fully executed form; and

WHEREAS, the MBI requires that upon its full execution that a Declaration of Covenants and Restrictions shall be recorded establishing that the Property will be held exclusively for conservation purposes and be maintained in perpetuity in its natural state, subject to the plans and activities which form a part of the permit for the wetland bank; and

WHEREAS, Long Term Management Assurances - School Spring Wetlands is a document intended to be attached to said Declaration of Covenants and Restrictions to complete that document by establishing that the District will be the entity to provide any necessary maintenance and management to ensure the continued viability of the Property’s biological and hydrological resources and functions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the District that it is necessary, desirable, and in the best interest of the District to execute the Long Term Management Assurances - School Springs Wetlands and the President and Secretary of the Board of Trustees are hereby authorized to execute this resolution and do authorize the Executive Director to execute said Agreement as attached.

IN WITNESS WHEREOF, this Resolution #21-19 has been executed this 23rd day of March, 2021, by the President and attested by the Secretary of the Board of Trustees of the District.

Ayes: _____

Nays: _____

Absent: _____

Abstain: _____



JOHN HENNING, PRESIDENT
BOARD OF TRUSTEES



CAROLYN CAMPBELL, SECRETARY
BOARD OF TRUSTEES

Long Term Management Assurances – School Springs Stream and Wetland

LET IT BE KNOWN THAT, the McHenry County Conservation District (hereinafter referred to as the District), in its capacity as land owner and as a conservation district organized and existing under the laws of the state of Illinois, hereby accepts responsibility for the long term management of the property known as School Springs Stream and Wetland (hereinafter referred to as the “Property”) that is the subject of School Springs School and Wetland Mitigation Bank (hereinafter referred to as the “Project”) and Permit Number LRC-2017-00500 issued by the Chicago District of the U.S. Army Corps of Engineers (hereinafter referred to as the “USACE”). It is the intention that the Property will be managed in perpetuity to preserve its habitat and conservation values consistent with goals and objectives of the Project and the statutory purposes of the District.

The Property shall be held by the District as part of the Glacial Park Conservation Area. Public access, if any, will be controlled so as to preserve and maintain Property’s natural state. To the extent that the established ecosystems on the property are not self-sustaining once all performance standards for the Project are met and all credit sales are complete; the District shall provide necessary maintenance and land management activities typical to District owned properties and employ adaptive management procedures to ensure the continued viability of the Property’s biological and hydrological resources and functions. Said maintenance and land management activities may include the following:

- i. Monitoring, reconstruction or maintenance of the constructed Project, including repair to riffle structures, vegetation management and mowing, fire break construction, prescribed burning and vegetation, hydrology and soil monitoring, water level manipulations, removal of noxious or invasive plants and removal of vegetation for public safety purposes, herbicide applications and wildlife management including hunting and trapping;
- ii. Construction of structures and/or facilities consistent with conservation purposes such as wildlife observation or management structures, unpaved foot trails, posts, boundary or informative signs, ecological, biological, hydrological or chemical monitoring, observation or management equipment provided that any such structures and/or facilities:
 1. permit, and do not impede, the natural movement of water, and
 2. do not alter the physical, biological, or chemical nature of the protected resource and/or its protected buffer, and
 3. are constructed and maintained in accordance with all applicable federal and state laws, and
 4. preserves the natural contour of the ground.

- iii. Removal of vegetation via grazing in accordance with a grazing plan that has received the prior written consent from the USACE;
- iv. The installation and maintenance of fencing and gate(s) if necessary to prevent casual trespass, allow controlled access, prevent unwanted grazing or to facilitate any approved grazing plan;
- v. Planting of native species of plants by hand for ecological enhancement purposes;

IN WITNESS WHEREOF, the District has caused this document to be executed on the day and year first above written at Woodstock, Illinois.

MCHENRY COUNTY CONSERVATION DISTRICT

By: *Elizabeth S. Kessler*
 Elizabeth S. Kessler
 Executive Director

STATE OF ILLINOIS)
) SS.
 COUNTY OF MCHENRY)

I, Megan Lee, a Notary Public in and for said County, in the State aforesaid, do hereby certify that ELIZABETH S. KESSLER, Executive Director of the McHenry County Conservation District, a conservation district organized and existing under the laws of the state of Illinois ("District"), who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Executive Director appeared before me this day in person and acknowledged that she signed and delivered the said instrument as her own free and voluntary act and as the free and voluntary act of the District, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 23 day of March, 2021.

Megan Lee
 Notary Public

(SEAL)

