



west virginia department of environmental protection

Division of Water and Waste Management
601 57th Street, SE
Charleston, WV 25304
Phone: 304-926-0495 / Fax: 304-926-0496

Harold D. Ward, Cabinet Secretary
dep.wv.gov

March 31, 2021

Ms. Lee Robinette
U.S. Army Corps of Engineers
Huntington District
Energy Resource Branch
502 Eighth Street
Huntington, WV 25701-2070

Re: West Virginia In-Lieu Fee (ILF) Program's 2020 Financial Report

Chief Robinette:

Please find attached the 2020 Financial Report in accordance with the West Virginia In-Lieu Fee Stream and Wetland Mitigation Program (WV ILF) Instrument. All 2020 credit purchases from the WV ILF can be found in Attachment A. Detailed program and project expenditures can be found in Attachment B. Attachment C has been held for contingencies, but since contingency funds were not utilized in 2020 Attachment C has been left blank. Information regarding advanced credits, released credits, credit transfers, and credit balances can be found in Attachment D.

If you have any questions or require any additional information, please contact me at (304) 926-0499 ext. 1848 or Dallas.S.Settle@wv.gov.

Sincerely,

A handwritten signature in blue ink that reads "Scott Settle". The signature is written in a cursive, flowing style.

Scott Settle

Department of Environmental Protection

In Lieu Fee Program

Calendar Year 2020 Financial Report

Beginning Cash and Investment Balance (January 01, 2020)		\$38,630,003
Revenue		
In Lieu Program Fees - Attachment A	243,912.00	
Interest	1,881,913.07	
Total Revenue		2,125,825.07
Expenditures		
WV DEP Administration - Attachment B	285,969.96	
Projects - Attachment B	2,159,785.38	
Mitigation Bank Credit Purchases	4,403,740.55	
Total Expenditures		6,849,495.89
Ending Cash and Investment Balance (December 31, 2020)		<u><u>\$33,906,332</u></u>

Advanced Credits and Balances - Attachment D

**WVDEP ILF Program
Attachment A
Revenue
Calendar Year 2020**

SSA	PERMITTEE	SERVICE AREA	DATE	PAYMENT	STREAM CREDIT	WETLAND CREDIT
1	Westlake Chemical Brine Well 20 USACOE Permit number: LRP-2019-00528 HUC 8: Middle Ohio North Corps District: Pittsburgh Marshall County, West Virginia	Mid Ohio North	1/23/2020	\$33,672.00	0.00	0.560
1	EQT Production Company Storage Tank Pad USACE Permit number: LRP-2020-232 HUC 8: Upper Ohio South Corps District: Pittsburgh Wetzel County, West Virginia	Upper Ohio South	9/4/2020	\$19,560.00	0.00	0.326
1	Texas Eastern Transmission Pipeline Company Enbridge Line 15 Slip USACE Permit number: LRP-2020-0359 HUC 8: Upper Ohio South Corps District: Pittsburgh Marshall County, West Virginia	Upper Ohio South	9/17/2020	\$133,080.00	0.00	2.218
5	Grand Patrician Resort LLC GPR Golf Course Development USACE Permit number: LRH-2018-404-GUY HUC 8: Lower Guyandotte Corps District: Huntington Cabell County, West Virginia	Lower Guyandotte	7/8/2020	\$57,600.00	0.00	0.960
TOTAL				\$243,912.00	0.00	4.064

**WVDEP ILF Program
Attachment B
ILF Expenditures
Calendar Year 2020**

Conceptual Mitigation Plans funded with ILF Administrative Funds

SSA	Project	Consultant	Amount
TOTAL			\$ -

Credit Purchases From Mitigation Banks

SSA	Mitigation Bank	Amount
1	EIP West Virginia LLC	\$3,508,800.00
2	Harmony Environmental LLC	\$242,670.30
3	Harmony Environmental LLC	\$276,376.00
4	EBX EM LLC	\$245,855.25
4	EIP West Virginia LLC	\$130,039.00
TOTAL		\$4,403,740.55

Project Expenditures from ILF Program Funds

SSA	Project	Project Phase	Amount
1	Hillcrest WMA	Monitoring	\$ 69,937.47
1	Lakin State Farm	Land Acquisition	\$ 8,974.83
1	Lakin State Farm	Design/Permitting	\$ 8,842.75
1	Frozen Camp	Design/Permitting	\$ 30,732.16
1	Frozen Camp	Construction	\$ 11,211.94
1	McClintic WMA	Construction	\$ 534,228.12
2	Gandy Creek	Monitoring	\$ 27,884.21
2	LaMothe Hollow	Monitoring	\$ 3,986.75
2	Teter Creek	Land Acquisition	\$ 6,122.45
2	Teter Creek	Design/Permitting	\$ 59,599.68
2	Teter Creek	Construction	\$ 10,048.71
3	Morgan Wetland	Monitoring	\$ 6,978.60
3	Nathaniel Mountain	Monitoring	\$ 3,158.14
4	Kanawha State Forest	Design/Permitting	\$ 38,396.43
4	Old Field Fork Phase	Design/Permitting	\$ 21,264.88
4	Little Clear Creek	Full Delivery	\$ 227,264.84
5	Mill Creek	Design/Permitting	\$ 24.79
5	Mill Creek	Construction	\$ 617,557.71
5	Green Bottom	Construction	\$ 451,981.90
5	Huff Creek	Land Acquisition	\$ 958.68
5	Huff Creek	Design/Permitting	\$ 3,727.85
5	Huff Creek	Construction	\$ 16,902.49
TOTAL			\$ 2,159,785.38

**WVDEP ILF Program
Attachment D
Credit Balances Through Calendar Year 2020**

SSA	HUC 8	Advance Stream Credits	Stream Debits	Released Stream Credits	Balance	Advance Wetland Credits	Wetland Debits	Released Wetland Credits	Balance	Notes
1	Little Kanawha	345,660.000	4,608.190	5,440.000	346,491.810	10.600	1.971		8.629	
1	Middle Ohio North	127,290.000	4,643.424		122,646.576	15.000	19.070		-4.070	**
1	Middle Ohio South	101,925.000	1,036.232	1,363.372	102,252.140	43.200	0.124	4.344	47.420	
1	Upper Ohio North/Upper Ohio South	18,000.000	17,033.959	2,091.870	3,057.911	15.000	15.519	8.572	8.053	****
1	TOTAL	592,875.000	27,321.805		574,448.437	83.800	36.684		60.033	
2	Cheat/Youghiogheny	61,095.000	510.000	5,792.285	66,377.285	56.200	0.050	5.676	61.826	
2	Monongahela/Dunkard	31,110.000	6,349.950		24,760.050	16.500	13.270	14.000	17.230	***
2	Tygart Valley	49,215.000	787.584		48,427.416	205.900	2.880		203.020	
2	West Fork	35,070.000	955.200		34,114.800	32.100	7.373		24.727	
2	TOTAL	176,490.000	8,602.734		173,679.551	310.700	23.573		306.803	
3	Cacapon/Shenandoah Hardy	36,210.000	0.000	955.515	37,165.515	133.800	0.000		133.800	
3	North Branch Potomac	6,225.000	0.000		6,225.000	112.300	1.320		110.980	
3	Potomac Direct Drains/Shenandoah Jefferson	26,025.000	681.000		25,344.000	76.200	5.350	6.789	77.639	
3	South Branch Potomac	12,450.000	0.000	292.000	12,742.000	214.000	0.220		213.780	
3	TOTAL	80,910.000	681.000		81,476.515	536.300	6.890		536.199	
4	Coal	48,090.000	4,232.200		43,857.800	28.300	0.000		28.300	
4	Elk	72,420.000	1,179.410		71,240.590	10.000	0.000		10.000	
4	Gauley	42,990.000	0.000		42,990.000	64.000	1.818	6.930	69.112	
4	Greenbrier	29,415.000	0.000		29,415.000	274.800	0.000		274.800	
4	Lower Kanawha	96,735.000	298.790	484.560	96,920.770	149.100	0.931		148.169	
4	Lower New	15,270.000	4,712.724		10,557.276	15.000	15.052		-0.052	*
4	Upper Kanawha	16,980.000	2,587.220	364.230	14,757.010	10.000	0.000		10.000	
4	Upper New/James	33,375.000	1,446.690		31,928.310	160.700	0.773		159.927	
4	TOTAL	355,275.000	14,457.034		341,666.756	711.900	18.574		700.256	
5	Big Sandy/Lower Ohio	31,680.000	1,817.000		29,863.000	29.700	5.130	5.320	29.890	
5	Lower Guyandotte	110,310.000	846.000	1,114.900	110,578.900	10.000	2.049		7.951	
5	Tug Fork	19,800.000	831.000		18,969.000	10.000	0.627		9.373	
5	Twelvepole	35,640.000	41.950		35,598.050	10.000	0.600		9.400	
5	Upper Guyandotte	60,540.000	9,591.045	206.000	51,154.955	10.000	2.882		7.118	
5	TOTAL	257,970.000	13,126.995		246,163.905	69.700	11.288		63.732	

*Borrowed 5 Wetland Credits from Greenbrier (IRT Approved 3/25/2015)

**Borrowed 5 Wetland Credits from Little Kanawha (IRT Approved 03/13/2014)

***Borrowed 5.5 Wetland Credits from Tygart Valley (IRT Approved 3/25/2015)

****Borrowed 5 Wetland Credits and 2,730 Stream Credits from Middle Ohio South (IRT Approved 3/25/2015)