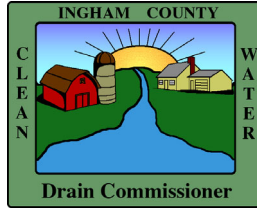


Patrick E. Lindemann

Ingham County Drain Commissioner

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Phone: (517) 676-8395
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Carla Florence Clos
Deputy Drain Commissioner

Paul C. Pratt
Deputy Drain Commissioner

Angie Cosman
Chief of Engineering and Inspection

Sheldon Lewis
Administrative Assistant

SOIL EROSION AND SEDIMENTATION CONTROL PERMIT WAIVER

PERMIT WAIVER #

Date _____ Waiver# _____

Applicant _____

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

Land Owner _____ Phone _____

Address _____ City _____ State _____ Zip _____

Project Address _____ Owner Email _____

Legal Description: Section _____ Town _____ Range _____

Property Tax ID # _____ Township / City _____

Earth Change Description _____

Drain Number _____ Drainage District _____

This is to advise you that from the information provided, and pursuant to Part 91, Soil Erosion and Sedimentation Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, and the Rules promulgated under Part 91, being R 323.1701 to R 324.1714, a Soil Erosion and Sedimentation Control Permit is not required. This Waiver may be presented to your local building official for compliance with Rule 323.1711. **THERE IS NO FEE OR CHARGE FOR ISSUANCE OF THIS WAIVER.**

This Agency has determined that the activity as proposed qualifies for a Waiver because either the activity is more than 500 feet from the water's edge of a lake or stream and the amount of earth change is less than one acre, or the activity does not otherwise require a Permit under Part 91 or the Rules (R 323.1705). This Waiver does not exempt any party from acquiring any other applicable permits through federal, state, county, or local agencies. Further, this Waiver does not exempt the earth disturbance activity from enforcement of Part 91, 1994 PA 451, as amended, and its Rules where there is a violation. Review of proposed drainage and grading plans has not been performed for this project and this Agency, by issuance of this Waiver, accepts no responsibility for any and all damages incurred by improper earthwork which might increase runoff and be subject to civil sanctions.

If the scope of activity changes or is different from what has been described, or if information is contrary to that submitted to this Agency, a Permit may be required; and, you must contact this Agency before commencing that earth disturbance. The County Enforcing Agency has the authority to stop any activity not in compliance with Part 91, 1994 PA 451, as amended, and its Rules.

I, the undersigned, affirm that the project referenced above will be completed as described to the County Enforcing Agency on this date.

Applicant's Signature: _____ Date _____

Landowner's Signature: _____ Date _____

Reviewed and approved by: _____ Date _____

YOU MUST POST A COPY OF THIS WAIVER AT THE PROJECT SITE VISIBLE FROM THE PUBLIC ROAD

Patrick E. Lindemann

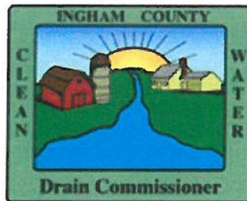
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AFFIDAVIT FOR SOIL EROSION AND SEDIMENTATION CONTROL PERMIT WAIVER

Pursuant to Rule 323.1705(2) of the Rules promulgated under Part 91, Soil Erosion and Sedimentation Control of the Natural Resources and Environmental Protection Act, 1994 Public Act 451, as amended, a permit waiver for an earth change within 500 feet of the water's edge of a lake or stream may be granted when an affidavit is signed by the land owner stating that the earth change will disturb less than 225 square feet and that the earth change will not contribute sediment to lakes or streams.

Landowner's Name: _____

Email: _____

Mailing Address: _____

Property Tax ID #: _____

Project Address: _____

PhoneNumber: _____

Legal Description: Section _____ Town _____ Range _____ Township _____

Description of Earth Change/Project:

I, _____ (Print) as the landowner, do hereby certify that the earth change at the above referenced property will disturb less than 225 square feet and the earth change will not contribute sediment to lakes or streams.

Signature: _____ Date: _____

-----AGENCY USE ONLY -----

This request for a Soil Erosion and Sedimentation Control Permit Waiver has been reviewed by the Ingham County Enforcing Agency, and is hereby issued in accordance with Rule 1705(2) of the Rules promulgated under Part 91.

Reviewed by: _____

Date: _____



Michigan Department of Environmental Quality
Water Resources Division

Selected Parts of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA) that Regulate Activities at the Land and Water Interface

Note: The following brief summaries are intended to provide general permitting requirements of selected Parts of the NREPA and should not be construed as a complete description of the statutes. Selected Parts of the NREPA can be accessed at: www.michigan.gov/wrd under Laws & Rules and additional information on the following programs at the same website under Program Links.

1. Part 301, Inland Lakes and Streams, of the NREPA

A permit is required to:

- Dredge or fill bottomlands.
- Construct, enlarge, extend, remove, or place a structure on bottomland.
- Erect, maintain, or operate a marina.
- Create, enlarge, or diminish an inland lake or stream.
- Structurally interfere with the natural flow of an inland lake or stream.
- Construct, dredge, commence, extend, or enlarge an artificial canal, channel, ditch, lagoon, pond, lake, or similar waterway where the purpose is ultimate connection with an existing inland lake or stream, or where any part of the artificial waterway is located within 500 feet of the ordinary high water mark of an existing inland lake or stream.
- Connect any natural or artificially constructed waterway, canal, channel, ditch, lagoon, pond, lake, or wetland with an existing inland lake or stream for navigation or any other purpose.

2. Part 303, Wetlands Protection, of the NREPA

The following activities are prohibited in wetlands unless a permit has been obtained from the Michigan Department of Environmental Quality (DEQ):

- Deposit or permit the placing of fill material in a wetland.
- Dredge, remove, or permit the removal of soil or minerals from a wetland.
- Construct, operate, or maintain any use or development in a wetland.
- Drain surface water from a wetland.

Regulated wetlands are defined in Part 303 and the associated administrative rules.



3. Part 325, Great Lakes Submerged Lands, of the NREPA

A permit is required for all filling, dredging, and placement of permanent structures (i.e., groins, docks, piers, pilings, etc.) below the “ordinary high water mark” and on all upland channels extending landward of the “ordinary high water mark” of the Great Lakes.

4. Floodplain Regulatory Authority found in Part 31, Water Resources Protection, of the NREPA

A permit is required for any occupation, construction, filling, or grade change within the 100-year floodplain of a river, stream, drain, or inland lake. Bridges and culverts are considered an occupation of the floodplain, as are activities that involve storage of materials in the floodplain.

5. Part 353, Sand Dune Protection and Management, of the NREPA

A permit is required for all proposed new uses in designated critical dune areas mapped in the "Atlas of Critical Dune Areas" prepared by the MDEQ. The following counties have designated critical dune areas:

Alger	Berrien	Emmet	Luce	Mason	Ottawa	Allegan
Charlevoix	Keweenaw	Mackinac	Muskegon	Schoolcraft	Antrim	Chippewa
Leelanau	Manistee	Oceana	Van Buren	Benzie		

Islands that have designated critical dune areas include Beaver Island, North Fox Island, South Fox Island, High Island, North Manitou Island, and South Manitou Island.



6. Part 323, Shorelands Protection and Management, of the NREPA

Designated Environmental Areas - A permit is required for any of the following activities in a designated environmental area:

- Dredging, filling, grading, or other alterations of the soil.
- Alteration of natural drainage, but not including the reasonable care and maintenance of established drainage.
- Alteration of vegetation utilized for the preservation and maintenance of fish or wildlife, including identified colonial bird nesting areas.
- Placement of permanent structures.
- Farming of land is allowed without a permit if the person is engaged in the business of farming and the land is used for the production and harvesting of agricultural products using normal farming implements and generally accepted agricultural practices and if artificial draining, hiking, dredging, or filling are not used and the natural contour of the land is not altered.

The following counties have designated environmental areas:

Alcona	Arenac	Charlevoix	Delta	Huron	Monroe
Alger	Baraga	Cheboygan	Emmet	Mackinac	Tuscola
Alpena	Bay	Chippewa	Houghton	Marquette	Wayne

Designated High Risk Erosion Areas - A permit is required for the erection, installation, or moving of a permanent structure on a parcel of land where any portion is a designated high risk erosion area. Examples include homes, porches, septic systems, additions, substantial improvements of existing structures, and out buildings.

The current counties with high risk erosion areas include:

Alger	Benzie	Gogebic	Keweenaw	Mason	St. Clair
Allegan	Berrien	Grand Traverse	Leelanau	Menominee	Sanilac
Antrim	Chippewa	Houghton	Luce	Muskegon	Schoolcraft
Baraga	Delta	Huron	Mackinac	Oceana	Van Buren
Bay	Emmet	Iosco	Manistee	Ottawa	

7. Part 315, Dam Safety, of the NREPA

Permits are required for dams with a dam “height” of six feet or more and that have a surface area of five acres or more at the design flood elevation. A permit is required for new dam construction, enlargement of an existing dam or impoundment, dam repair, dam alteration, dam removal, dam abandonment, or to reconstruct a failed dam. A licensed professional engineer must prepare, sign, and seal the construction plans, except for minor projects as defined in Part 315, or for projects by non-profit organizations under certain circumstances, as specified in Part 315. A Part 315 permit is not required for dam “maintenance”, however other permits may be required.

8. Part 91, Soil Erosion and Sedimentation Control, of the NREPA

A permit is generally required for all earth change activities which disturb one or more acres of land, or if the earth change is within 500 feet of a lake or stream.



9. Part 31, Water Resources Protection of the NREPA - Permit-by-Rule, Construction Storm Water

Earth change activities over one acre in size with a point source discharge to waters of the state must have the construction site earth change activities under the control of a certified construction storm water operator, be in compliance with the Part 91 soil erosion and sedimentation control permit or the work must be conducted by an authorized public agency, and cause the construction activity to be inspected by the storm water operator once per week, and within 24 hours of precipitation events that result in a discharge. If the aforementioned earth change is less than 5 acres, permit coverage is considered automatic. If the earth change is over five acres in size with a point source discharge to waters of the state, the landowner must apply for Notice of Coverage with the DEQ.

