



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
JACKSON DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

January 31, 2020

Violation Notice No. VN-010306

CERTIFIED MAIL

Mr. Jeffery Burrell
2149 Fyke Drive
Milford, Michigan 48381

Dear Mr. Burrell:

SUBJECT: Violation Notice - After-the-Fact Application Notice
Complaint Submission No. NV-CA6Y-N8BB5
Site Name: Target Trucking, LLC
Property Location: 13998 Bohne Road, Grass Lake, Jackson County,
T02S, R02E, Section 23, Grass Lake Township

The Department of Environment, Great Lakes, and Energy (EGLE), Water Resources Division (WRD), conducted an inspection on December 4, 2019, at the above referenced parcel of property. The purpose of the inspection was to evaluate compliance with Part 301, Inland Lakes and Streams, and Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), and the administrative rules for Part 301, Inland Lakes and Streams and 303, Wetlands Protection. WRD staff collected GPS coordinates of the boundary of the dredge lake on the southeastern side of the property. This data shows the water body exceeds five (5) acres in size, and as such is regulated under the authority of Part 301, Inland Lakes and Streams, of the NREPA. Please see the enclosed site document. This letter is being sent because you have been identified as the owner responsible for the property and lake creation activities.

Section 30102 of Part 301, Inland Lakes and Streams, of the NREPA prohibits creating or enlarging a lake without first obtaining a permit from the WRD. A review of WRD files indicates that no permits have been issued for these activities. Therefore, it appears that these activities were conducted in violation of Part 301.

EGLE advises all unauthorized activities occurring within regulated areas on this property stop.

Based upon the amount and type of work, the WRD will consider processing an after-the-fact (ATF) permit application for these regulated activities. Please submit a new permit application online through our Joint Permit Application (JPA) process on MiWaters (https://www.michigan.gov/egle/0,9429,7-135-3313_71520_24403---,00.html). **The application, detailed project plans, and appropriate fee must be submitted in MiWaters for processing and review within ten days of the date of this Violation Notice or by an agreed upon date.** Please call my number below to discuss further. Section 30104 of Part 301, Inland Lakes and Streams, of the NREPA requires an ATF application fee that is two times the normal application fee.

Mr. Jeffery Burrell
Page 2
January 31, 2020

Please be advised that there are also regulated wetlands on this property. Section 30304 of Part 303, Wetlands Protection, of the NREPA also prohibits the removal of soil and the placement of fill in wetland without first obtaining a permit from EGLE. It is recommended that you have the wetland boundaries delineated either by a competent wetland consultant or through EGLE's Wetland Identification Program before future expansion of operations. WRD Staff may conduct additional inspections to determine compliance with Part 303, Wetlands Protection.

We anticipate your cooperation in resolving this matter. If you have any questions, you may contact me at 517-435-9014; KirkpatrickK3@Michigan.gov; or EGLE, WRD, Jackson District Office, 301 East Louis Glick Highway, Jackson, Michigan 49201-1535.

Sincerely,

A handwritten signature in black ink, reading "Kathryn Kirkpatrick". The signature is fluid and cursive, with a large loop at the end of the last name.

Kathryn Kirkpatrick
Environmental Quality Analyst
Water Resources Division

Enclosure

cc/enc: SESC Officer, Jackson County Health Department