

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

PERMIT – Pier  
IP-NE-2017-24-04079

Maplewood Association LLC (Attn: David Armstrong) is hereby granted under Section 30.12(3m), Wisconsin Statutes, a permit to place a pier on the bed of Green Lake, in the City of Green Lake, Green Lake County, WI, also described as being in the SE1/4 of the SE1/4 of Section 20, Township 16 North, Range 13 East, subject to the following conditions:

**PERMIT**

1. You must notify Jared Seidl at phone (920) 303-5423 or email [Jared.Seidl@wisconsin.gov](mailto:Jared.Seidl@wisconsin.gov) before starting construction and again not more than 5 days after the project is complete.
2. You must complete the project as described **on or before December 21, 2020**. If you will not complete the project by this date, you must submit a written request for an extension prior to expiration of the initial time limit specified in the permit. Your request must identify the requested extension date. The Department shall extend the time limit for an individual permit or contract for no longer than an additional 5 years if you request the extension before the initial time limit expires. You may not begin or continue construction after the original permit expiration date unless the Department extends the permit in writing or grants a new permit.
3. This permit does not authorize any work other than what you specifically describe in your application and plans, and as modified by the conditions of this permit. If you wish to alter the project or permit conditions, you must first obtain written approval of the Department.
4. **Before you start your project, you must first obtain any permit or approval that may be required for your project by local zoning ordinances and by the U.S. Army Corps of Engineers.** You are responsible for contacting these local and federal authorities to determine if they require permits or approvals for your project. These local and federal authorities are responsible for determining if your project complies with their requirements.
5. Upon reasonable notice, you shall allow access to your project site during reasonable hours to any Department employee who is investigating the project's construction, operation, maintenance or permit compliance.
6. The Department may modify or revoke this permit for good cause, including if the project is not completed according to the terms of the permit or if the Department determines the activity is detrimental to the public interest.
7. You must post a copy of this permit at a conspicuous location on the project site, visible from the waterway, for at least five days prior to construction, and remaining at least five days after construction. You must also have a copy of the permit and approved plan available at the project site at all times until the project is complete.
8. Your acceptance of this permit and efforts to begin work on this project signify that you have read, understood and agreed to follow all conditions of this permit.
9. You must submit a series of photographs to the Department, within one week of completing work on the site. The photographs must be taken from different vantage points and depict all work authorized by this permit.
10. You, your agent, and any involved contractors or consultants may be considered a party to the violation pursuant to Section 30.292, Wis. Stats., for any violations of Chapter 30, Wisconsin Statutes, or this permit.

11. Construction shall be accomplished in such a manner as to minimize erosion and siltation into surface waters. Erosion control measures (such as silt fence and straw bales) must meet or exceed the technical standards of ch. NR 151, Wis. Adm. Code. The technical standards are found at: [http://dnr.wi.gov/topic/stormwater/standards/const\\_standards.html](http://dnr.wi.gov/topic/stormwater/standards/const_standards.html).
12. All equipment used for the project including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps shall be de-contaminated for invasive and exotic viruses and species prior to use and after use.

The following steps must be taken every time you move your equipment to avoid transporting invasive and exotic viruses and species. To the extent practicable, equipment and gear used on infested waters shall not be used on other non-infested waters.

1. **Inspect and remove** aquatic plants, animals, and mud from your equipment.
2. **Drain all water** from your equipment that comes in contact with infested waters, including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps.
3. **Dispose** of aquatic plants, animals in the trash. Never release or transfer aquatic plants, animals or water from one waterbody to another.
4. **Wash your equipment** with hot (>140° F) and/or high pressure water,

- OR -

Allow your equipment to **dry thoroughly for 5 days**.

**Pier Conditions:**

1. If foam flotation is used, this material must be completely coated or contained to resist deterioration from the elements and gasoline. A written description of the proposed material must be submitted to the Department for approval prior to use.
2. The pier must allow the free movement of water and must not entrap vegetation.
3. The pier must not enclose any portion of the navigable waterway.
4. This permit and plans must be encased in plastic and legibly displayed along the water's edge during construction and for 30 days after construction of this pier. The purpose of this condition is to allow Department staff and the public to monitor the project and to ensure compliance with the conditions of the project.
5. This permit authorizes future maintenance to the piers; however, no change can be made to the type of materials, number of slips, or pier configuration without written approval from the Department or amendment of this permit.
6. This pier must not interfere with the rights of other riparian owners.
7. You must not cover the piers or slips, or allow any buildings or other structures to be placed or constructed on the piers.
8. Piers and pilings are limited to colors which are not visually intrusive as viewed against the shoreline.
9. Lighting for safety or to facilitate docking may be included and should be down focused, non-intermittent white or yellow light.

## **FINDINGS OF FACT**

1. Maplewood Association LLC (Attn: David Armstrong) has filed an application for a permit to place a pier/wharf on the bed of Green Lake, in the City of Green Lake, Green Lake County, also described as being in the SE1/4 of the SE1/4 of Section 20, Township 16 North, Range 13 East.
2. The project will add additional boat slips onto an existing, seasonal pier on Green Lake. Maplewood Association LLC consists of 29 single-family homes in the City of Green Lake. The Association owns 952 feet of lake frontage on Green Lake and currently has a shared pier with 20 boat slips. This permitted pier would increase nine (9) boat slips to allow each member the use of a boat slip on the lake. The additional pier sections would be added to the west end of the existing pier and will increase its length approximately 48 feet. The members of Maplewood Association LLC use the pier privately for recreational purposes. The pier is for seasonal usage and will be put in during the spring and taken out in the fall each year. There would be no obstruction to public navigation or disturbance to wetlands. There would be no disruption of the shoreline other than the installation of sufficient anchors where the pier attaches to the shoreline. There would be no dredging or fill associated with the project.
3. The Department has completed an investigation of the project site and has evaluated the project as described in the application and plans.
4. Green Lake is a navigable water (and no bulkhead exists at the project site.)
5. The proposed project, if constructed in accordance with this permit will not adversely affect water quality, will not increase water pollution in surface waters and will not cause environmental pollution as defined in s. 283.01(6m), Wis. Stats.
6. The proposed project will not impact wetlands if constructed in accordance with this permit.
7. The Department of Natural Resources has determined that the agency's review of the proposed project constitutes an equivalent analysis action under s. NR 150.20(2), Wis. Adm. Code. The Department has considered the impacts on the human environment, alternatives to the proposed projects and has provided opportunities for public disclosure and comment. The Department has completed all procedural requirements of s. 1.11(2)(c), Wis. Stats., and NR 150, Wis. Adm. Code for this project.
8. The Department of Natural Resources has completed all procedural requirements and the project as permitted will comply with all applicable requirements of sections 30.12(3m), Wisconsin Statutes and Chapters NR 102, 103, of the Wisconsin Administrative Code.

The applicant was responsible for fulfilling the procedural requirements for publication of notices under s. 30.208(5)(c)1m., Stats., and was responsible for publication of the notice of pending application under s.30.208(3)(a), Stats. or the notice of public informational hearing under s.30.208(3)(c), Stats., or both. S. 30.208(3)(e), Stats., provides that if no public hearing is held, the Department must issue its decision within 30 days of the 30-day public comment period, and if a public hearing is held, the Department must issue its decision within 20 days after the 10-day period for public comment after the public hearing. S. 30.208(5)(bm), Stats., requires the Department to consider the date on which the department publishes a notice on its web site as the date of notice.

## **CONCLUSIONS OF LAW**

1. The Department has authority under the above indicated Statutes and Administrative Codes, to issue a permit for the construction and maintenance of this project.