



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
SOUTHEAST MICHIGAN DISTRICT OFFICE



STEVEN E. CHESTER  
DIRECTOR

November 8, 2004

MJM Enterprises & Development  
2211 Woodward Avenue, 10th Floor  
Detroit, MI 48201

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NOV 25 2007

MDEQ/LWMD  
PERMIT CONSOLIDATION UNIT

ATTENTION: Mr. Michael J. Malik

Dear Mr. Malik:

SUBJECT: Wetland Assessment Report Wetland Assessment  
File Number: 04-74-0007-WA

The Department of Environmental Quality (DEQ) conducted a Level 3 Wetland Assessment on property (property tax identification number 74-14-514-0034) located in Town 02N, Range 16E, Section, Clay Township, St. Clair County on October 26, 2004. The assessment was conducted in accordance with Part 303, Wetland Protection of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA); and Rule 4, Wetland Assessments (R 281.924) of the Administrative Rules for Part 303. This is a report of our findings in response to your wetland assessment application.

The DEQ staff walked all the staked/flagged boundaries as requested in your wetland assessment application. Based on our on-site investigation, which included review of plant communities, hydrologic indicators, and soils of the assessment area, and an in-office review of other pertinent information, the DEQ accepts the boundaries as flagged. Enclosed is a site map of the assessment area that was created by combining information from your consultant and the DEQ. This map identifies both regulated and unregulated wetland and upland areas within the assessment area.

For those areas identified as regulated wetland on the site map, specifically Wetland Area's I, J, K and M, please be advised that any of the following activities require a permit under Part 303:

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

For those areas identified as upland and non-regulated wetland, specifically Wetlands A – H and Wetland L, the DEQ lacks jurisdiction under Part 303 for activities occurring in those areas. The non-regulated wetlands are not regulated since they are not contiguous to the Great Lakes, an inland lake or pond, or a river or stream, and smaller than five acres in size.

You may request the DEQ reassess the subject parcel or any portion of the parcel within 60 days of the date of this report should you disagree with its the findings. A written request to reassess the parcel must be accompanied by supporting evidence with regard to wetland vegetation, soils or hydrology different from, or in addition to, the information relied upon by DEQ staff in preparing this report and sent to:

Wetland Assessment Program  
Inland Lakes and Wetlands Unit  
Land and Water Management Division  
Department of Environmental Quality  
P.O. Box 30458  
Lansing, Michigan 48909-7958

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Please be aware that this assessment report does not constitute a determination of the presence of wetland that may be regulated under local ordinances or federal law. The U.S. Army Corps of Engineers (USACE) retains regulatory authority over certain wetlands pursuant to Section 404 of the Clean Water Act (CWA), and specifically those wetlands associated with traditionally navigable waters of the state. Traditionally, navigable waters are generally the Great Lakes, their connecting waters, and river systems and lakes connected to these waters. In other areas of Michigan, the DEQ is responsible for determination of wetland boundaries for purposes of compliance with the CWA under an agreement with the U.S. Environmental Protection Agency.

Our review indicates your assessment area may be within those areas regulated by the USACE. Many activities within these areas may also require a federal review and/or a permit. Additional information may be obtained by contacting the USACE at 313-226-2218.

This assessment report is limited to findings pursuant to Part 303 and does not constitute a determination of jurisdiction under other DEQ administered programs. Any land use activities undertaken on the assessed parcel may be subject to regulation pursuant to the NREPA under the following programs:

Floodplain Regulatory Authority found in Part 31, Water Resources Protection  
Part 91, Soil Erosion and Sedimentation Control  
Part 301, Inland Lakes and Streams  
Part 325, Great Lakes Submerged Lands

The findings contained in this report do not convey, provide, or otherwise imply approval of any governing act, ordinance, or regulation, nor does it waive the obligation to acquire any applicable state, county, local, or federal approval or authorizations necessary to conduct any possible activities. This assessment report is not a permit for any activity that requires a permit from the DEQ.

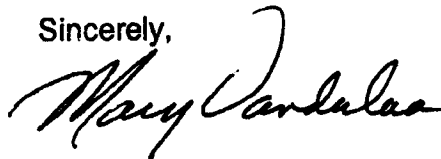
The findings contained in this report are binding on the DEQ until October 26, 2007; a period of three years from the date of the assessment unless a reassessment is conducted. Please contact me if you have any questions regarding this assessment report.

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Sincerely,



Mary Vanderlaan  
District Supervisor  
Geological and Land Management Division  
734-953-1465

Enclosures

cc: Mr. Robert Leighton, Robert Leighton & Associates, Inc.,  
Ms. Wendy Veltman, DEQ

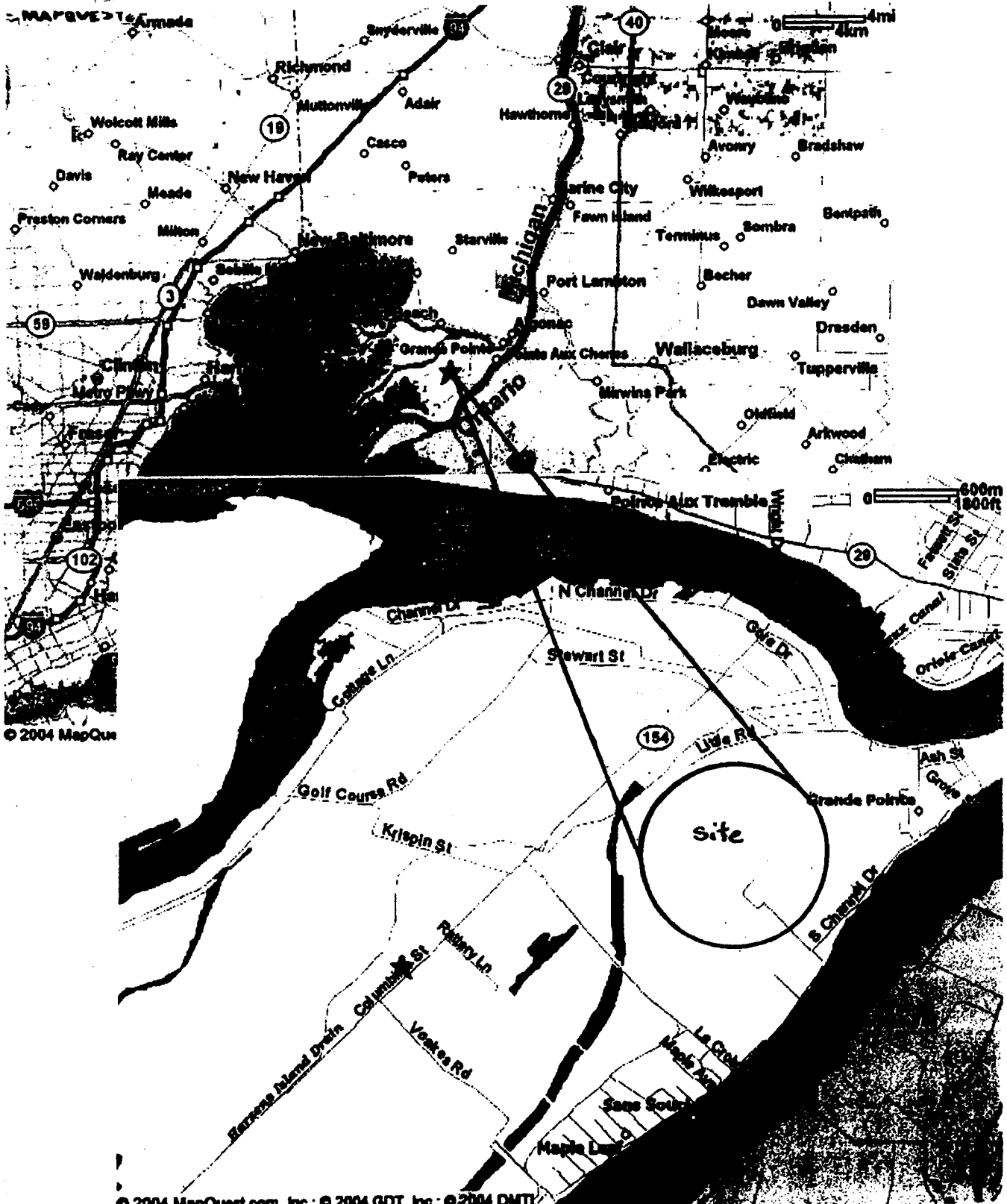
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04-74-0007-WA  
MJM Enterprises  
Location Map  
10/26/2004

Site Location Map



© 2004 MapQuest

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04-74-00C A  
 MJM Enterprises  
 Wetlands Map by M. Carmer  
 10/26/2004

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ROBERT LIGHTON  
 ASSOCIATES, INC.  
 LAND DESIGN



SCALE 1" = 100'

Wetland Assessment  
 Harsens Island

Sea/Regulad

Developer

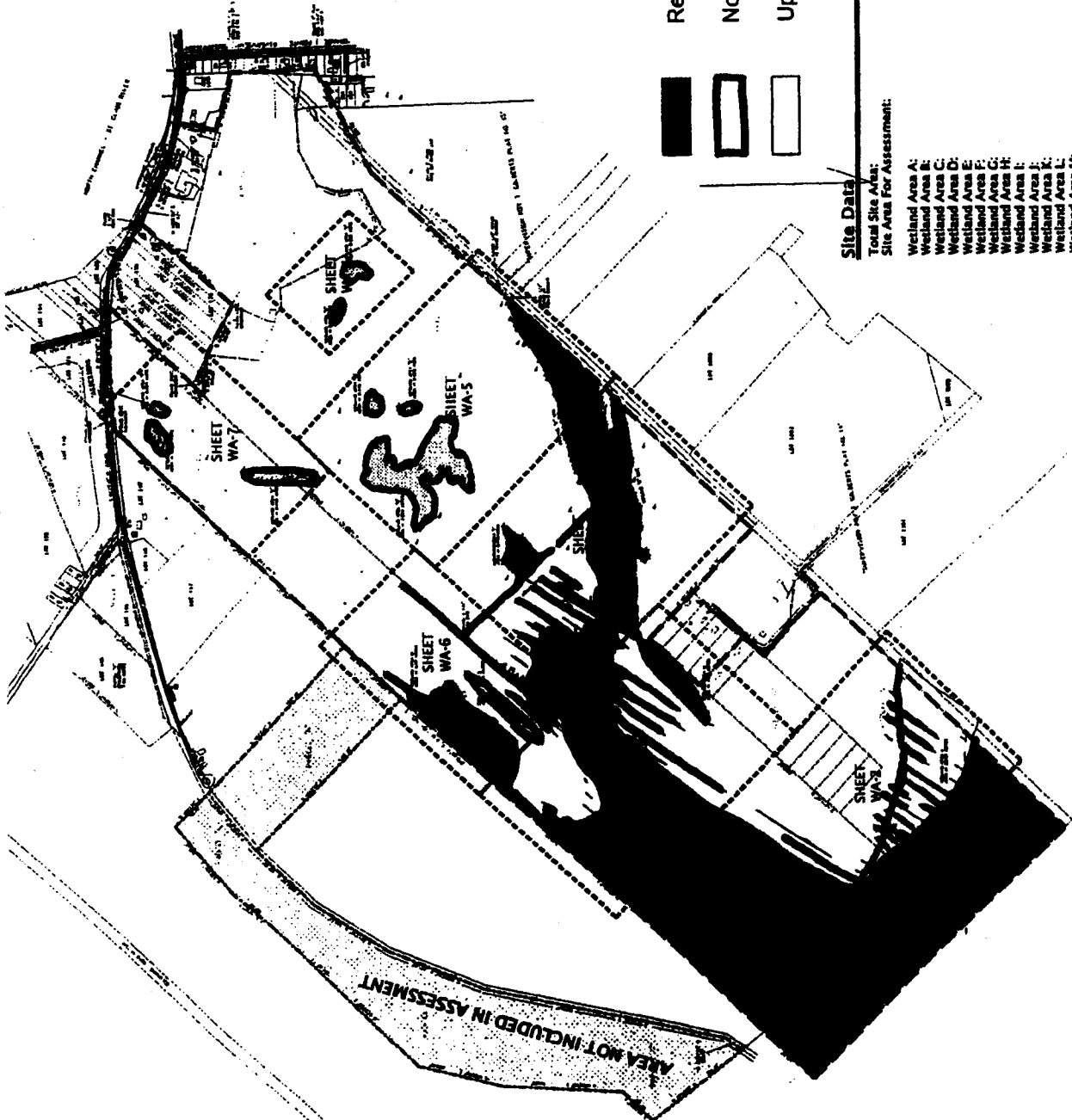
Revisions

Project No.

04-02

Sheet No.

WA-



Regulated Wetland  
 Non-Regulated Wetland  
 Upland

**Site Data**

Total Site Area:	377.786 acres
Site Area For Assessment:	327.73 acres
Wetland Area A:	0.235 acres
Wetland Area B:	0.046 acres
Wetland Area C:	0.119 acres
Wetland Area D:	0.182 acres
Wetland Area E:	0.051 acres
Wetland Area F:	0.052 acres
Wetland Area G:	3.654 acres
Wetland Area H:	1.14 acres
Wetland Area I:	92.07 acres
Wetland Area J:	1.36 acres
Wetland Area K:	0.091 acres
Wetland Area L:	0.091 acres
Wetland Area M:	4.67 acres

AREA NOT INCLUDED IN ASSESSMENT