



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
JACKSON DISTRICT OFFICE



DAN WYANT
DIRECTOR

2013 JUL 29 AM 11:43

July 24, 2013

Mr. Kirk Maxey
Maxey, LLC
1180 East Ellsworth Road
Ann Arbor, Michigan 48103

Dear Mr. Maxey:

SUBJECT: Pre-application Meeting
Michigan Department of Environmental Quality (MDEQ)
File Number 13-81-0034-P

This letter is a follow-up to our July 22, 2013, on-site pre-application meeting regarding the proposed project located at the southeast corner of Varsity Drive and Ellsworth Road in Pittsfield Township, Washtenaw County. The purpose of a pre-application meeting is to provide you with information that will clarify the permit process, answer preliminary questions about your specific project in order to avoid delays at a later date, and to determine, if possible, the need for wetland or inland lakes and streams permits.

During this meeting we reviewed the need to obtain a permit under 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). The review was based on discussion of the proposed project and/or draft permit application, the proposed site, and potential modifications to the project discussed during our meeting.

During the review of the project site, the MDEQ's Water Resources Division (WRD) staff made the following findings regarding the need for a permit under Part 301 and Part 303 of the NREPA:

- A permit is required for the project as proposed.

This determination is based on the information provided at the time of this meeting only. Provided that the proposed project and location are not altered, this determination is binding on the MDEQ for a period of two years from the date of this meeting.

During the meeting, we also discussed a number of issues related to the project, including the following:

- The watercourse is a county drain and is under the jurisdiction of the Washtenaw County Water Resources Commissioner's Office.
- Additionally, a permit from the City of Ann Arbor and/or Pittsfield Charter Township may be needed before beginning construction activity.

Please note that this is not a permit. The WRD cannot indicate during a preapplication meeting whether or not a permit will be issued. The WRD cannot make a decision regarding a permit until it has considered all of the information provided in the final permit application, and, in some

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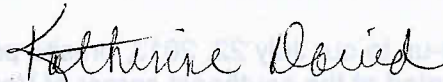
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instances, has also considered comments received in response to a public notice of the project. Therefore, WRD staff cannot legally tell you whether the project will be permitted in advance of a permit application being submitted and reviewed.

The MDEQ file number assigned to this project is 13-81-0034-P. Please keep a record of this file number, and use it when submitting a final application or otherwise corresponding with our office on this project.

We appreciate the opportunity to meet with you or your representative to address these concerns. We have established a file for this project, and the information submitted to date will be used to facilitate processing of the final application. If you should have follow up questions before then, please contact me at 57-780-7910; sallee@michigan.gov; or MDEQ, WRD, Jackson District Office, 301 East Louis Glick Highway, Jackson Michigan, 49201-1535.

Sincerely,



James Sallee *for*
Environmental Quality Specialist
Water Resources Division

cc: Mr. Evan Pratt, Office of the Washtenaw County Water Resources Commissioner
~~Ann Arbor City Clerk~~
Pittsfield Charter Township Clerk