

State of Wisconsin DNR Department of Natural Resources Water Permit Central Intake – attn. APM PO Box 7185 Madison, WI 53707-7185	Mechanical Aquatic Plant Control Permit
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Permit Number: SE-2017-65-64M Extension
Permit Expiration Date: 12/31/2022
Waterbody Name: Delavan Lake

Waterbody # (WBIC): 793600
Fee Received: 150
Waterbody Address: Multiple

Applicant Name: James DeLuca, Delavan Lake
 Sanitary District, 2990 County Road F South
 Delavan, WI 53115
Email: charlie@dlsd.org
Phone: 262-728-4100

Advanced Notification of Treatment is required

The Department has received and reviewed your application to mechanically remove up to 289 acres in Delavan Lake in Walworth County. Your permit application meets the minimum requirements by law and a permit is being issued with the following conditions:

- You shall follow the treatment plan outlined in the 2017 permit application and permit conditions. Any changes to the permitted activity will require an additional permit from the Department.
- The treatment notification protocols, treatment plan, and reporting protocols shall be performed in compliance with Wisconsin Administrative Code Chapter NR 109. Noncompliance with the permit can result in enforcement actions under Wis. Stat. Chapters 23, 30 and 31 and restriction of aquatic plant management activities for subsequent years under Wisconsin Administrative Code Chapter NR 109. The conditions and treatment plan are required to be followed to ensure efficacy of the treatment.
- You shall notify Heidi Bunk of the Department of Natural Resources at Heidi.bunk@wisconsin.gov 4 business days before treatment with the date and time of proposed treatment.
- You shall have a paper or electronic copy of this decision letter and permit with the individual conducting the harvesting during all associated harvesting events.
- You shall submit an annual report with a detailed map of treatment areas, total acres harvested, total time spent harvesting and aquatic plant material removed by weight (unit), volume (unit) and species – including by-catch, within 30 days of the last treatment to [DNR APM Program](#).

- The quantity and species of plants to be mechanically harvested and the widths of the cutting paths must be in accordance with the 2017 APM plan for Delavan Lake (Map 4 on page 25, Table 7, Maps 14 and 15 on pages 59 and 60 and specifications on Table 15, page 57) and as additionally described in the permit application.
- Areas denoted as "Habitat" on Maps 14 and 15 should not be harvested prior to June 15th. Channels denoted as "Access" and "Transit Lanes" may be harvested prior to June 15th of each year, if necessary, to facilitate boating to piers and channels.
- Cutter bars must be kept out of the sediment. A minimum of 1 to 2 feet of aquatic plant growth must remain at the bottom of the lake in all harvested areas.
- Navigational boating access channels (2) may be cut in Viewcrest Bay to a width of 50 feet each. The depth of the cut may not exceed a maximum of 3 feet below the surface of the water.
- Navigational boating access channels (3) may be cut in Highlands Bay to a width of 50 feet. The depth of the cut may not exceed a maximum of 3 feet below the surface of the water.

Notice

- You shall decontaminate all project equipment used in the waterbody to minimize transport of aquatic invasive species (AIS) immediately after each use on the project site. You shall utilize best management practices: <https://dnr.wi.gov/topic/Invasives/disinfection.html> You shall comply with all provisions in Wis. Stat. s. 30.07 and Wis. Adm. Code s. NR 40.07 and Manual code 9183.1 For further information, please refer to the following: <https://dnr.wi.gov/topic/invasives/classification.html>.
- All equipment transferred between the Delavan Lake inlet and outlet must be sterilized after each use and must abide by all provisions of NR 40. The HM220 harvester and trailer must be both completely pressure washed and all plant fragments removed.
- You shall comply with local and county ordinances regarding disposal of aquatic plant materials. Disposal of the harvested aquatic plants must be located in the areas specified in the permit application. Disposal shall not occur in a wetland.

If you have any questions or concerns, I can be reached at 262-719-0814 or by email at heidi.bunk@wi.gov.

State of Wisconsin Department of Natural Resources for the Secretary

By: Bunk, Heidi

03/24/2022

03/24/2022

Lakes Biologist

Date Signed

Date Mailed

Please Note:

If you believe that you have a right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wis. Stats. To request a contested case hearing pursuant to s. 227.42, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30-day period for filing a petition for judicial review.