

State of Wisconsin DNR Department of Natural Resources Water Permit Central Intake – attn. APM PO Box 7185 Madison, WI 53707-7185	Chemical Aquatic Plant Control Permit
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**Permit Number:** SE-2024-65-19901

**Permit Expiration Date:** 11/01/2024

**Waterbody Name:** Delavan Lake

**Waterbody # (WBIC):** 793600

**Fee Received:** 1270

**Waterbody Address:** 2990 County Rd F, South

**Applicant Name:** Delavan Lake Sanitary District

2990 County Rd F south

Delavan, WI 53115

**Email:**

**Phone:**

*Advanced Notification of Treatment is required*

**Applicator Name:** ILM

961 S Cogswell St.

Silver Lake, WI 53170

**Email:** [sserritella@ilmenvironments.com](mailto:sserritella@ilmenvironments.com)

**Phone:** 262-910-1393

The Department has received and reviewed your application to chemically treat up to 58.09 acres of aquatic plants in Delavan Lake, Walworth County. Aspects of this permit may not be changed. Please go to this web address:

<https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> to search for and download the permit documents.

Your permit application meets the minimum requirements by law and a permit is being issued with the following conditions:

- It is the responsibility of the applicant to follow the treatment plan outlined in the permit application and permit conditions. The treatment notification protocols, treatment plan, and reporting protocols shall be performed in compliance with Wisconsin Administrative Code Chapter NR 107. Noncompliance with the permit can result in enforcement actions under Wis. Stat. ss. 23.24(6) and 281.98 and restriction of aquatic plant management activities for subsequent years under Wis. Adm. Code Ch. NR 107. 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](mailto:Heidi.bunk@wisconsin.gov) at least 4 business days before treatment with the date and time of proposed treatment.
- You shall assess all proposed treatment areas prior to chemical treatment using a boat survey or shoreline survey to determine if the abundance of the target species present warrants treatment. A final map outlining the treatment areas and abundance measures must be provided to the Department by e-mail at [Heidi.bunk@wisconsin.gov](mailto:Heidi.bunk@wisconsin.gov) a minimum of 4 business days prior to chemical treatment.

- The Department may stop or limit the application of chemicals to a body of water if at any time it determines that the treatment will be ineffective, or will result in unreasonable restrictions on current water uses, or will produce unnecessary adverse side effects on nontarget organisms.
- You shall have a paper or electronic copy of this cover letter and permit with the individual conducting the treatment.
- You shall submit the Aquatic Plant Management Treatment record on the most updated form supplied by the Department as follows:
  - a. Immediately, if any unusual circumstances occur during treatment.
  - b. Within 30 days, if treatment occurs.
  - c. By October 1 of this year if no treatment occurred.

Findings of Fact:

1. The applicant has certified to the department that a copy of the application has been made available to all affected property owners' associations, inland lakes districts, and riparian owners.
2. The Department of Natural Resources has determined that the agency's review of the proposed project constitutes an integrated 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 and the applicant have completed all procedural requirements of s. 1.11(2)(c), Wis. Stats., and NR 150, Wis. Adm. Code for this project.
3. The project as permitted will comply with all applicable requirements of Sections 23.24 and 281.17(2), Wis. Stats., and Chapter NR 107 Wis. Adm. Code.
4. Your permit application has been reviewed and meets the minimum requirements by law and a permit is being issued. Issuance of the permit is not an endorsement or approval for the action authorized.
5. The Delavan Lake Sanitary District published a Notice of Application for Aquatic Plant Management Permit for Chemical Control in the Southern Lakes Newspapers, LLC on March 7<sup>th</sup>, 2024. A large-scale worksheet was completed in the last five years for Delavan Lake.

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 State 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>.
- The approval of an aquatic plant management permit does not represent an endorsement of the permitted activity but represents that the applicant has complied with all criteria of this chapter.

If you have any questions or concerns, I can be reached at 262-719-0814 or by email at [Heidi.Bunk@wisconsin.gov](mailto:Heidi.Bunk@wisconsin.gov).

State of Wisconsin Department of Natural Resources for the Secretary

By: Bunk, Heidi J	04/09/2024	04/09/2024
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.

