



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



November 5, 2009

Dear Marina Owner/Operator:

On November 4, 2009, the requirement for a marina operating permit (MOP) was rescinded by an amendment to Part 301, Inland Lakes and Streams, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. This means that marina operators will no longer need to obtain a marina operating permit every three years.

Please note that the amendments to Part 301 also moved some of the permit review criteria from the Part 301 administrative rules to the statutory language in Part 301 as additional review criteria for marina construction permit applications. Part 301 and its administrative rules can be downloaded from the Michigan Department of Environmental Quality's (MDEQ) marina Web page at www.michigan.gov/deqmarinas.

If your current dock and mooring configurations were authorized by a construction permit issued by the MDEQ, you can continue to operate your marina using your current dock and mooring configurations. Changes to your marina configuration may require a new marina construction permit from the MDEQ. A new construction permit will be needed if you choose to construct, reconfigure, or expand a marina. To help determine if a construction permit will be needed, please refer to the definitions of reconfigure and expand in Part 301.

A separate construction permit is required from the United States Army Corps of Engineers (USACE) for marinas located on some inland lakes and streams where the USACE retains jurisdiction pursuant to Section 10 of the federal Rivers and Harbors Act. The MDEQ/USACE joint permit application is available at www.michigan.gov/jointpermit.

If you do not have internet access or have questions about USACE Section 10 jurisdiction, please contact the local district or the contact identified below to obtain copies of Part 301, its administrative rules, and/or the MDEQ/USACE joint permit application.

If you have any questions regarding the marina related amendments to Part 301, please contact Mr. James Milne, at milnej@michigan.gov or 517-373-4608.

Sincerely,

Original signed by

Elizabeth M. Browne, Chief
Land and Water Management Division
517-373-1170

cc: Mr. James Milne, MDEQ
LWMD District Staff