



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



DANIEL EICHINGER
DIRECTOR

SUBMITTED: January 19, 2021

MEMORANDUM TO THE DIRECTOR

Subject: Parks and Recreation Division (PRD)
Possession and Consumption of Alcoholic Beverages, Prohibited Conduct
Land Use Order of the Director Amendment No. 02 of 2021
FOR INFORMATION ONLY

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, authorizes the Director to issue orders to implement land use rules.

Discussion and Background:

The Parks and Recreation Division undertook a review of Land Use Order of the Director (LUOD) Chapters II and V, which provide the regulations regarding prohibition of alcohol possession and consumption in state parks, recreation areas and boating access sites. This review was undertaken for the purpose of establishing greater consistency of the dates and to remove no longer necessary prohibitions. From that review, areas of correction were identified.

The significant changes of this order include:

- removal of the prohibition at three boating access sites to align with the regulations within the managing unit;
- consolidation of state parks and recreation area alcohol prohibitions to April 1 through Labor Day, except within units where circumstances require a different date range; and,
- while no new prohibitions are proposed for any state park and recreation area, removal of the prohibition at Ortonville Recreation Area, Waterloo Recreation Area, Silver Lake State Park (except the ORV area which has an alcohol prohibition contained within LUOD 5.9), Bay City State Park, and McLain State Park during "K Day," as this event is no longer held, are proposed for this order.

Consolidation and alignment of the prohibition dates will assist users of these statewide facilities when planning their recreation adventures and will provide greater consistency for enforcement by PRD commissioned staff and conservation officers.

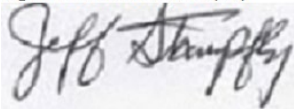
Relevant Divisions have contributed to the preparation of this order. This order is being submitted for information and consideration. This item appeared on the Department's January calendar and may be eligible for approval on March 11, 2021.

Signature of Jared Duquette



Jared Duquette, Chief
Wildlife Division

Signature of Jeff Stampfly



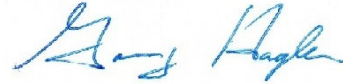
Jeff Stampfly, Chief
Forest Resources Division

Signature of Jim Dexter



James Dexter, Chief
Fisheries Division

Signature of Gary Hagler



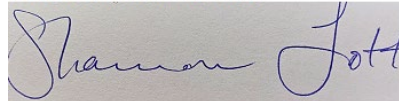
Gary Hagler, Chief
Law Enforcement Division

Signature of Ron Olson



Ronald A. Olson, Chief
Parks and Recreation Division

Signature of Shannon Lott



Shannon Lott
Natural Resources Deputy

LAND USE ORDERS OF THE DIRECTOR

Amendment No. 02 of 2021

By authority conferred on the Director of the Department of Natural Resources by section 504 of 1994 PA 451, MCL 324.504, and in accordance with R 299.921 to R 299.933, the Director of the Department of Natural Resources orders that effective March 12, 2021, the following section(s) of the Land Use Order of the Director shall read as follows:

2.107 Alcoholic beverages, possessions and consumption, prohibited conduct.

Order 2.107. A person shall not do any of the following:

(1) Consume ~~an alcoholic beverage~~ or possess an open alcoholic beverage container on any of the following state-owned lands:

- (a) Big lake boating access site 3-1, section 14, T2N R12W, Allegan county.
- (b) Green lake boating access site 3-4, section 10, T4N R11W, Allegan county.
- (c) Lake sixteen boating access site 3-9, section 16, T2N R11W, Allegan county.
- (d) Irving road boating access site 8-5, section 31, T4N R9W, Barry county.
- (e) Bristol lake boating access site 8-11, section 10, T1N R8W, Barry county.
- (f) Airport road boating access site 8-32, section 10, T3N R9W, Barry county.
- (g) Benton harbor boating access site 11-12, section 24, T4S R14W, Berrien county.
- (h) Jasper dairy road boating access site, 11-13, section 27, T5S R18W, Berrien county.
- (i) Buchanan boating access site 11-8, section 23, T7S R18W, Berrien county.
- ~~(j) Lake of the woods boating access site 12-4, section 19, T7S R6W, Branch county.~~
- ~~(k) Goguc lake boating access site 13-2, section 14, T2S R8W, Calhoun county.~~
- ~~(l) Lanes lake boating access site 13-4, section 27, T1S R6W, Calhoun county.~~
- ~~(m)~~ Hemlock lake boating access site 14-7, section 3, T5S R13W, Cass county.
- ~~(n)~~ Lake Fenton boating access site 25-2, section 14, T5N R6E, Genesee county.
- ~~(o)~~ Lake Ponemah boating access site 25-3, section 22, T5N R6E, Genesee county.
- ~~(p)~~ Long lake boating access site 34-2, section 3, T8N R7W, Ionia county.
- ~~(q)~~ Sherman lake boating access site 39-2, section 29, T1S R9W, Kalamazoo county.
- ~~(r)~~ Morrow pond boating access site 39-5, section 22, T2S R10W, Kalamazoo county.
- ~~(s)~~ Eagle lake boating access site 39-6, section 9, T3S R12W, Kalamazoo county.
- ~~(t)~~ Rupert lake boating access site 39-9, section 5, T1S R12W, Kalamazoo county.
- ~~(u)~~ Sugar loaf lake boating access site 39-11, section 5, T4S R11W, Kalamazoo county.

- (~~vt~~) Austin lake boating access site 39-14, section 26, T3S R11W, Kalamazoo county.
- (~~wu~~) Murray lake boating access site 41-1, section 33, T8N R9W, Kent county.
- (~~xv~~) Campau lake boating access site 41-2, section 12, T5N R10W, Kent county.
- (~~yw~~) Camp lake boating access site 41-4, section 18, T9N R11W, Kent county.
- (~~zx~~) Harley Ensign memorial boating access site 50-1, section 15, T2N R14E, Macomb county.
- (~~aa~~y) Selfridge boating access site 50-3, section 5, T2N R14E, Macomb county.
- (~~bb~~z) Clinton river cutoff boating access site 50-7, section 30, T2N R14E, Macomb county.
- (~~cc~~aa) Little whitefish lake boating access site 59-9, section 8, T11N R10W, Montcalm county.
- (~~dd~~bb) Orchard lake boating access site 63-1, section 14, T2N R9E, Oakland county.
- (~~ee~~cc) Tackles drive boating access site 63-4, section 13, T3N R8E, Oakland county.
- (~~ff~~dd) Tipsico lake boating access site 63-18, section 30, T4N R7E, Oakland county.
- (~~gg~~ee) Lake George boating access site 65-16, section 18, T21N R2E, Ogemaw county applies May 20 through September 15.
- (~~hh~~ff) Lake St. Helen boating access site 72-14, section 21, T23N R1W, Roscommon county, applies May 20 through September 14.
- (~~ii~~gg) Klinger lake boating access site 75-2, section 2, T8S R11W, St. Joseph county.
- (~~jj~~hh) Fishers lake boating access site 75-3, section 34, T5S R11W, St. Joseph county.
- (~~kk~~ii) Clear lake boating access site 75-4, section 17, T6S R12W, St. Joseph county.
- (~~ll~~jj) Gravel lake boating access site 80-3, section 31, T4S R13W, Van Buren county.
- (~~mm~~kk) Van Auken boating access site 80-7, section 33, T2S R16W, Van Buren county.
- (~~nn~~ll) Three mile lake boating access site 80-8, section 21, T3S R14W, Van Buren county.
- (~~oo~~mm) Lake Cora boating access site 80-10, section 18, T3S R14W, Van Buren county.
- (~~pp~~nn) North channel boating access site 74-1, section 9, T2N R16E, St. Clair county.
- ~~(2) Consume or possess an alcoholic beverage on any of the following state-owned lands:~~
- (a) ~~Days river fishing site 21-101, section 2, T40N R22W, Delta county.~~
- ~~(b)~~ (~~oo~~) Austin lake boating access site 39-14, section 26, T3S R11W, Kalamazoo county.
- (~~32~~) Possess or consume an alcoholic beverage in the moorage facility parking lot, the beach area, the toilet building, on walkways shoreward of the pier, or on the main piers and finger piers of the East Tawas mooring facility, Iosco county, during the period from May 15 to September 15. This prohibition does not apply to boaters while on a vessel, or to the transportation of alcoholic beverages in a closed container to a vessel.

5.2 Possessions or consumption of alcoholic beverages in certain state parks and recreation areas, prohibited conduct.

Order 5.2. A person shall not do any of the following:

(1) Possess or consume an alcoholic beverage within the following described locations from April 1 through Labor Day, without written authorization of the park manager:

- (a) Fort Custer RA - entire park.
- (b) Holly RA - day-use areas south of McGinnis road.
- (c) Island Lake RA - day-use areas of the park, **excluding rented shelters**.
- (d) Seven Lakes SP – **entire day-use areas of the park**.
- ~~(e) Maybury SP – entire park.~~

~~(2) Possess or consume an alcoholic beverage within the following described locations from April 1 through September 30, without written authorization of the park manager:~~

- ~~(a) Brighton RA – Bishop Lake day-use area.~~
- ~~(b) Pinckney RA - Silver Lake and Halfmoon Lake units **rented shelters**.~~
- ~~(c) Sterling SP - day-use areas of the park.~~
- ~~(d) Metamora-Hadley RA - day-use areas of the park.~~
- ~~(e) Ortonville RA – Big Fish Lake day-use area.~~
- ~~(f) Proud Lake RA – all state-owned lands in section 18, T2N, R8E, Oakland County.~~

~~(3) Possess or consume an alcoholic beverage within the following described areas from April 15 through June 15:~~

- ~~(a) Muskegon SP – channel and Lake Michigan campgrounds.~~

~~(4) Possess or consume an alcoholic beverage within the following described locations from April 15 through Labor Day:~~

- ~~(a) P. J. Hoffmaster SP - campground.~~
- ~~(b) Van Buren SP - day-use and beach area.~~
- ~~(c) Muskegon SP – **day-use area** entire park except the campgrounds that are regulated pursuant to subsection (4).~~

~~(d) Waterloo RA – Portage Lake unit campground and day-use area.~~

~~(e) Yankee Springs RA - Gun Lake day-use area.~~

~~(5) Possess or consume an alcoholic beverage within the following described locations from May 15 through June 10:~~

~~(a) Silver Lake SP – entire park.~~

~~(6) Possess or consume an alcoholic beverage within the following described locations from March 1 through September 30, **without written authorization of the park manager**:~~

- ~~(a) Grand Mere SP - entire park.~~

(3) Possess or consume an alcoholic beverage within the following described locations from April 1 through September 30, without written authorization of the park manager:

(ba) Warren dunes SP - entire park.

(b) Brighton RA - bishop lake day-use area.

(74) Possess or consume an alcoholic beverage at any time within the following described locations, without written authorization of the park manager:

(a) ~~Bay city SP – entire park except for registered campers in the campground~~ Maybury SP – entire park.

(b) Dodge #4 SP - entire park.

(c) Grand haven SP - entire park, ~~without written authorization of the park manager.~~

(d) Holland SP - entire park.

(e) Pontiac lake RA - All state-owned lands in section 18, T3N R9E, and sections 12 and 13, T3N R8E, without written authorization of the park manager.

(f) Yankee springs RA – Deep lake campground, mountain bike parking lot, and boating access site 8-18, T3N, R10W, section 26, Barry county.

(g) William G. Milliken SP and harbor – state managed lands, without written authorization of the park manager.

~~(8) Possess or consume an alcoholic beverage within McLain SP on the day in the month of September proclaimed by the official organizing body, and commonly referred to, as "K-Day" (Keweenaw Day).~~

(95) Possess open intoxicants, without written authorization of the department.

(a) Belle isle SP.

Issued on this 11th day of March, 2021.

Approved as to matters over which the Director has authority.

Daniel Eichinger
Director