

# MICHIGAN AQUATIC NUISANCE CONTROL

## 2024 PROGRAM QUICK REFERENCE GUIDE

This quick reference document is a compilation of information from past season preparation letters. The Department of Environment, Great Lakes, and Energy (EGLE) Water Resources Division (WRD) Aquatic Nuisance Control (ANC) permitting information compiled here is not exhaustive. Please visit the ANC webpage at [Michigan.gov/ANC](https://Michigan.gov/ANC) for additional information or direct your ANC permitting questions to ANC staff using the telephone coverage schedule.

### TELEPHONE COVERAGE SCHEDULE

The [ANC telephone coverage schedule](https://Michigan.gov/ANC) is posted at [Michigan.gov/ANC](https://Michigan.gov/ANC); under the topic “General Information,” select “ANC Program Staff.” Please use this schedule unless your call is related to an issue that you have been addressing with a specific staff person. If you are unable to reach the person listed on the telephone coverage schedule, please call the main number at 517-284-5593.

### APPROVED CHEMICAL LISTS FOR GENERAL PERMITS AND STANDARD PERMITS

There is one (1) approved chemical table for each general permit and the standard permit that applies regardless of the year of issuance of the general permit, Certificate of Coverage (COC), or standard permit. [Updated approved chemical lists](#) will be posted to the ANC web page by February 1 each year or as new products are approved and added to the list.

### CERTIFIER AGREEMENT STANDARDS

Please make sure that all individuals in your organization who are using MiEnviro Portal to manage sites, permits, and applications have their own unique MiEnviro Portal account associated with a unique email address. In addition, Certifier Agreements must be completed and submitted, and Certifier Status requested for each site in MiEnviro Portal for which they have an administrator or editor role. Questions about the Certifier Agreement process can be directed to Joshua Allison at [AllisonJ6@Michigan.gov](mailto:AllisonJ6@Michigan.gov). Access the [Certifier Agreement form](https://Michigan.gov/egle/-/media/Project/Websites/egle/Documents/Forms/WRD/MiEnviro/EQP9227-MiEnviro-Certifier-Agreement.pdf) at [Michigan.gov/egle/-/media/Project/Websites/egle/Documents/Forms/WRD/MiEnviro/EQP9227-MiEnviro-Certifier-Agreement.pdf](https://Michigan.gov/egle/-/media/Project/Websites/egle/Documents/Forms/WRD/MiEnviro/EQP9227-MiEnviro-Certifier-Agreement.pdf)

### CHANGES TO MULTI-YEAR PERMITS

When considering making changes to multi-year permits, permittees should check whether the desired changes would fall under the criteria for a revision to the existing multi-year permit. Revision criteria are outlined in the permit document. Permit applications for waterbodies that have in effect multi-year permits that do not provide substantive changes to the treatment proposal will not be accepted, and the application fee will be retained to cover processing costs.

## FLURIDONE PERMIT APPLICATIONS

Fluridone treatments in lakes are permitted under a separate permit category to improve the tracking and monitoring of these treatments in MiEnviro Portal. Fluridone permit applications must be submitted using the designated MiEnviro Portal application form titled “Application for Permit to Chemically Control Nuisance Aquatic Plants and Algae (FLURIDONE ONLY).” A permit issued for fluridone treatment will have a unique number (ANC92xxxx) and specific permit language.

## PERMIT TERMINATIONS

Permit terminations can be completed in MiEnviro Portal. To request termination of a permit or COC that is no longer in use, please submit the “Aquatic Nuisance Control (ANC) Permit Termination Form,” which is located in the “I want to renew, modify or terminate an existing permit, license or registration” category within the Site in MiEnviro Portal. Once the request has been processed and the permit has been terminated, all unsubmitted Schedules of Compliance will be closed, and the permittee will no longer receive prompts for those schedules. However, please note that all outstanding reporting requirements (e.g., treatment reports) must be completed prior to termination (e.g., if the permit is active in 2023, the 2023 treatment report must be submitted [if required by the permit], even if no treatment was undertaken). ANC staff may also initiate a permit termination internally if it is clear that authorization to treat has been withdrawn. The permittee will be notified of the termination by a MiEnviro Portal notification and by email from ANC staff.

## NEW SITE CREATION IN MIENVIRO PORTAL

To request a new waterbody or treatment site be created in MiEnviro Portal, please contact the ANC program via the ANC group email address, [EGLE-WRD-ANC@Michigan.gov](mailto:EGLE-WRD-ANC@Michigan.gov). Requests for creation of new sites in MiEnviro Portal will be handled by the staff person assigned to telephone coverage each day. Please include the following information in the communication requesting new site creation:

1. Site address and/or latitude and longitude
2. Site name (including type of site in the name, such as “Pond,” “Lake,” “Wetland”)
3. County
4. Map

## TREATMENT REPORTS

The 2023 ANC Treatment Report Schedule of Compliance is available in MiEnviro Portal. For permits that require a treatment report, the form must be submitted no later than November 30, 2023, even if no treatment was undertaken. Please submit treatment reports as early as possible prior to the 2023 deadline. When submitting treatment reports, please ensure that the treatment report table is specific to the target species and notes the actual application rate and average water depth for each chemical used. Please check that the treatment report map(s) include all required information: date, time, weather conditions, a delineation of the actual treatment area(s), chemicals

used in each treatment area, and the species targeted in each treatment area. Chemical Table Templates are also available on the ANC website at [Michigan.Gov/EGLE/About/Organization/Water-resources/Aquatic-nuisance-control/Permit-forms](https://Michigan.Gov/EGLE/About/Organization/Water-resources/Aquatic-nuisance-control/Permit-forms).

## NEW PERMIT APPLICATIONS

Permit and COC applications for the new treatment season will be available in MiEnviro Portal on November 1. Until this date, please do not draft or submit any permit applications for the new treatment season, as this is the date the updated ANC application forms will be launched. Any permit applications received prior to this date will be rejected.

## TREATMENT MAPS

The permit application requires the submittal of a treatment map or maps, to scale, that clearly delineate(s) the proposed treatment area(s) of impact for each chemical type. The map(s) must be of sufficient quality to allow EGLE to evaluate the proposed treatment, as well as clearly delineate the properties for which permissions have been provided. In certain scenarios, particularly when lot treatments are not continuous, the treatment map may require the use of a parcel map to designate which lots are included in the treatment area. With many new mapping resources now readily available, EGLE will be scrutinizing the quality of the submitted map(s). If a map does not clearly delineate the proposed area(s) and meet the requirements outlined in the application, the application will be placed on a hold status until a map of sufficient quality has been submitted.

## WRITTEN PERMISSIONS

Written permission from the bottomland owner of each property shown on a proposed treatment map must be submitted with the permit application, unless the applicant is providing, or has contracted to provide, chemical treatment for either of the following: (a) A lake board established under Part 309, Inland Lake Improvements, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), for the waterbody for which chemical treatment is proposed, or (b) This state or a local unit of government acting under authority of state law to conduct lake improvement projects or to control aquatic vegetation. Applications that are submitted and do not provide permissions for all areas shown on the map will be placed on a hold status until all permissions have been presented. An ANC permit will not be issued for a property for which the written authorization from the bottomland owner is required and has not been provided.

If you need assistance with deciphering bottomland authority, the following resources may be helpful:

- [Statewide Search for Subdivision Plat Maps \(aca-prod.accela.com/LARA/Default.aspx\)](https://aca-prod.accela.com/LARA/Default.aspx)
  - This system provides free access (via a created account) to digital images, with print capability, of the plats and related documents of land subdivisions in the State of Michigan's plat files. This tool can be useful for determining which areas are dedicated common areas, as well as checking the dedication language to see what can or cannot be done in these areas. Subsequent parcel deeds in the subdivision may also contain language concerning rights for common areas.

- Online County Parcel Maps
  - Many counties in Michigan now have online parcel map resources, which allows for delineation of properties.
- Subscription-Based Parcel Tools
  - In addition to the online county parcel maps, the ANC program utilizes two (2) subscription-based parcel tools. Both tools provide parcel ownership information across much of the Lower Peninsula and offer partial coverage across the Upper Peninsula.
    1. OnXmaps Web App ([Onxmaps.com/](https://onxmaps.com/))
    2. HuntWise ([Huntwise.com/Map](https://huntwise.com/Map))

### INCOMPLETE PERMIT APPLICATIONS

The permit application review deadline clock begins upon the date of receipt of a complete application in MiEnviro Portal. Among other things, an application will not be considered complete if documents (e.g., maps, permissions, certifier agreement form[s]) are missing, the delineated treatment areas do not correspond to the submitted written permission(s), a request for certifier access has not been made, and/or the application fee has not been processed.

### ADDITIONS TO APPROVED SITES LISTS FOR COC'S

The updated lists for sites eligible for Pond or Canal/Marina COC's for the new permit application season will be posted by November 1.

### PROCELLACOR

When proposing the herbicide ProcellaCOR on the permit application, enter the application rate in ounces per acre foot **not** Prescription Dose Units (PDU).

### MAINTENANCE OF RECORDS OF WRITTEN NOTIFICATION

The general permits and standard and individual permits will have the following language requiring the permittee to maintain records of the written notification sent seven (7) to 45 days prior to the first treatment of the season. These records are critical for responding to stakeholder concerns about permit compliance and shall be made available to EGLE upon request.

Notification records shall include at a minimum: a complete list of who received notification, the method used for notification distribution, the date notification was sent/delivered, and a record of barriers to notification.

Release of product and adverse incident reporting and documentation: The general permits and standard and individual permits will have the following modified language directing the permittee how to contact EGLE in the event of release of product and adverse incidents.

If product release outside of the approved treatment area(s) or downstream of a treated waterbody is suspected or confirmed, and/or if any fish or wildlife damage or significant non-target plant impacts occur in association with any chemical application, the permittee is required to immediately contact the Department's 24-hour Pollution Emergency Alerting System (PEAS) telephone number, 800-292-4706.

If any fish or wildlife damage or significant non-target plant impacts occur in association with any chemical application, the permittee is also required to notify the EGLE's ANC program at [EGLE-WRD-ANC@Michigan.gov](mailto:EGLE-WRD-ANC@Michigan.gov) during regular business hours and complete the "ANC Notification of Human or Resource Impacts" Schedule of Compliance in the MiEnviro Portal permitting database.

## **WATER DYE AS COLORANT APPROVED FOR COC ELIGIBLE PONDS**

The ANC program allows the use of water dye as colorant only in waterbodies that are eligible for a COC under the ANC97xxxxx General Permit for Ponds. These sites have reduced potential for outlet flow and no connection to wetlands, trout streams, or threatened and endangered species habitat.

## **ANNUAL FEE REMINDERS**

To maintain an active multiyear permit, the permittee must submit an annual fee by April 1 of each year during which the permit is in effect. The payment for an unpaid annual fee, which is equal to the original application fee plus any additional fees resulting from an expansion or revision, must be submitted through the 'ANC Annual Fee' Schedule of Compliance in MiEnviro Portal. If you are submitting annual fees by voucher and check for multiple permits or COC's, EGLE administrative and financial procedures require that the applicant submit a separate check along with the voucher generated by MiEnviro Portal for each permit or COC.

If an annual fee payment for a multiyear permit is not received by April 1, that permit is suspended. The permit may be reactivated by paying the annual fee at a later date; however, all unpaid annual fees for the permit will be due at that time. Please note that the permit will not be considered active until the payment has been processed by the state; therefore, be sure to check the site Financials tab to confirm that the payment has been received and processed in MiEnviro Portal prior to conducting treatment. From a compliance perspective, conducting treatment prior to paying the annual fee of a multiyear permit is considered treatment without a permit, which is a violation of Part 33, ANC, of the NREPA.

## **NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PESTICIDE GENERAL PERMIT REQUIREMENTS**

Please be aware that ANC permittees treating 80 or more total acres of surface water annually will have NPDES Pesticide General Permit requirements. Please contact Darrin McCullough at [McCulloughD@Michigan.gov](mailto:McCulloughD@Michigan.gov), or 517-242-8647 with questions about permitting, reporting, record retention, and other matters regarding the NPDES Pesticide General Permit.

## EVALUATION TREATMENTS

Prior to submitting evaluation treatment proposals, please contact Lisa Huberty at [HubertyL@Michigan.gov](mailto:HubertyL@Michigan.gov), or 517-331-5226 to discuss the proposed evaluation treatment and to determine which MiEnviro Portal form to use.

## REVIEW OF SITES THAT OVERLAP WITH CONSERVATION EASEMENTS

The ANC Program has updated the procedure for reviews of sites that overlap with an EGLE conservation easement. To streamline reviews, ANC staff now consult with the Wetlands, Lakes, and Streams Unit located in Lansing, instead of the WRD District Office staff. Unless specifically required by a permit condition in an active permit, Vegetation Management Plans for treatment of non-native species in conservation easements no longer need to be sent to WRD District Office staff.

## MIENVIRO PORTAL TROUBLESHOOTING

Your feedback regarding the external MiEnviro Portal user experience is helpful for diagnosing and correcting problems. You may send questions or comments about the use of MiEnviro Portal for ANC permitting processes to the ANC group email account at [EGLE-WRD-ANC@Michigan.gov](mailto:EGLE-WRD-ANC@Michigan.gov). If you are experiencing slowness within MiEnviro Portal, some of the quick fixes you can try are: refreshing the page, turning your computer off and then back on, trying a different internet browser, and signing into MiEnviro Portal on a different computer.

For general questions regarding MiEnviro Portal, please see the MiEnviro Portal Frequently Asked Questions page: [MiEnviro.Michigan.gov/EGLE/Maps-Data/MIEnviroPortal#Mep-FAQ](https://MiEnviro.Michigan.gov/EGLE/Maps-Data/MIEnviroPortal#Mep-FAQ). If you continue to have technical issues related to MiEnviro Portal general function or performance, please direct your questions to [EGLE-WRD-MiEnviro@Michigan.gov](mailto:EGLE-WRD-MiEnviro@Michigan.gov).

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