

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
-----------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------

Permit Number: *SE-2024-52-19986M*

Waterbody # (WBIC): *761700*

Permit Expiration Date: *12/31/2028*

Fee Received: *300*

Waterbody Name: *Wind Lake*

Waterbody Address: *26216 S Wind Lake Rd*

Applicant Name: *Todd Flunker*

Applicator Name: *Wind Lake Management Dist*

6419 Heg Park Rd

Wind Lake, WI 53185

Email:

Phone:

Advanced Notification of Harvesting is required

GENERAL STATEMENTS AND CONDITIONS:

The Department has received and reviewed your application to mechanically remove aquatic plants in Wind Lake. 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.

- You shall follow the harvesting plan outlined in the Wind Lake 2024-2028 Aquatic Plant Management Plan Update, the 2024-2028 APM Plan Map located in Appendix II, the permit application, permit, and permit conditions. Any changes to the permitted activity or Department approved management plan 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 State Statute 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 Craig Helker of the Department of Natural Resources annually at 414-550-2970 or craig.helker@wisconsin.gov at least 4 business days before harvesting with the date and time of initiating harvesting.
- You shall not harvest in waters less than 3-feet in depth, except as delimited on the Harvesting Map provided as part the permit Application.
- The harvester cutting bar shall not be set below one foot off the bottom.

- You shall harvest in a manner to minimize accidental capture of fish. Game fish accidentally captured shall be released immediately. Attempts should be made to release all other species.
- You shall release all turtles captured during harvesting operations.
- You shall have a paper or electronic copy of this cover letter, permit, and permit map with the individual conducting the harvesting during all associated harvesting events.
- You shall submit an annual report with a **detailed map of harvest 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 DNRAPMProgram@wisconsin.gov and Craig.Helker@wisconsin.gov
- 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.

SPECIFIC CONDITIONS:

- Disposal of the harvested aquatic plants must be located in the areas specified in the permit application and must be in accordance with any applicable county and local regulations. Plant material may not be placed in a wetland, below the ordinary high water mark of any waterway, or in a floodplain or floodway.

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 109 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 Department has determined that the proposed management is consistent with a department approved aquatic plant management plan for the body of water. The Wind Lake Management District developed an aquatic plant harvesting plan which was approved by the Department on 4/12/2024. The permitted activities are in line with the approved aquatic plant harvesting plan, specifically 2024-2028 APM Plan Map located in Appendix II.

If you have any questions or concerns, I can be reached at 414-550-2970 or by email at Craig.Helker@wisconsin.gov

State of Wisconsin Department of Natural Resources for the Secretary

By: Helker, Craig D	4/12/2024	4/12/2024
Water Resources 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.