

From: Jesko, Roxanne (EGLE)
Sent: 4/8/2025 10:03:36 AM
To: "trossmaessler@flintandgenesee.org" <trossmaessler@flintandgenesee.org>
Cc: "Pierce, Jeff (EGLE)" <PierceJ2@michigan.gov>; "Beavers, Brittney (EGLE)" <BeaversB3@michigan.gov>; "Mundy Township Clerk" <tonya.ketzler@mundytwp-mi.gov>; "Alexander, Kyle (EGLE)" <AlexanderK7@michigan.gov>; "cody.derrer@plantemoran.com" <cody.derrer@plantemoran.com>; "Don Camp" <D_CAMP@gcdcwws.com>; "dpotter@gcdcwws.com" <dpotter@gcdcwws.com>
Subject: Violation Notice - Request Information - VN-017194 for Maple and Hill, LLC, Attn: Timothy Herman - Site Name: 25-Elms Rd and Hill Rd NE-Mundy Twp
Attachments: VN-017194 Info Request (1).pdf

Dear Timothy Herman,

Attached is a Violation Notice from the Department of Environment, Great Lakes, and Energy (EGLE) for the file number listed above. If you have any questions or comments, please contact Jeff Pierce at 517-416-4297 or via e-mail at piercej2@michigan.gov

Sincerely,

Roxanne Jesko, Secretary
Water Resources Division, Resource Unit
Lansing District Office
Department of Environment, Great Lakes, and Energy
517-284-6665
Jeskor@michigan.gov
Follow Us | Michigan.gov/EGLE



.

ATTACHMENT NAME:

VN-017194 Info Request (1).pdf

ATTACHMENT TYPE:

Adobe Portable Document Format (PDF) compound image



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
WATER RESOURCES DIVISION



PHILLIP D. ROOS
DIRECTOR

April 8, 2025

VN No. VN-017194

Maple and Hill, LLC
Attention: Timothy Herman
503 Saginaw Street, Suite 1000
Flint, Michigan 48502

Dear Timothy Herman:

SUBJECT: Violation Notice
Request for Information
Site Name: 25-Elms Rd and Hill Rd NE-Mundy Twp
Property Location: Maple Avenue, Swartz Creek, Michigan 48473,
Genesee County, T6N, R6E, Section 6

The Department of Environment, Great Lakes, and Energy (EGLE) Water Resources Division (WRD) conducted an inspection on March 18, 2025, at the above referenced parcel of property. The purpose of the inspection was to evaluate the property for compliance with Part 301, Inland Lakes and Streams, and Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, and the administrative rules for Parts 301 and 303.

At the time of the inspection, WRD staff observed that unauthorized activities including installation of a culvert and fill in the Lizard Valley Drain (a stream) to construct a stream crossing, placement of rock fill in the Lizard Valley Drain to construct a check dam, cutting and removal of vegetation along the Lizard Valley Drain and Warner Drain. These activities are regulated under the authority of Part 301.

Additionally, the cutting and removal of trees and vegetation from wetlands was observed during the inspection. These activities are regulated under the authority of Part 303.

This letter is being sent because you have been identified as the owner or contractor responsible for the property or the unauthorized activities. Section 30102 of Part 301 prohibits the dredge or filling of bottomland of a stream; the construction, enlargement, extension, removal, or placement of a structure on bottomland; the diminishment of a stream; and structurally interfering with the natural flow of a stream, without first obtaining a permit from EGLE. Section 30304 of Part 303 prohibits the maintaining of any use or development in a wetland without first obtaining a permit from EGLE. A review of WRD files indicates that no permits have been issued for these activities at this location. Therefore, it appears that these activities were conducted in violation of Parts 301 and 303.

EGLE advises all unauthorized activities occurring within regulated areas on this property stop.

April 8, 2025

To assist EGLE's review and disposition of this matter, we are requesting that you provide, by no later than May 5, 2025, a written response to this Violation Notice and include with your response the following information:

1. The project purpose.
2. Date work was undertaken.
3. Name(s) of the contractor(s) or responsible parties who did the work.
4. Property owner's full name, and contact information.
5. A copy of the project plans for the constructed stream crossing, including plan views, cross sections, and elevations of the previously existing ground surface and proposed final grades.
6. A timeline for removal of the check dam and temporary stream crossing.
7. A summary of current plans for the cleared wetlands (e.g. are these areas planned to be maintained as cleared or will they be revegetated), and plans for any additional tree removal activities in regulated water resources on the site.
8. Any other relevant information that will assist our review.

The WRD staff may conduct additional inspections to determine compliance with Parts 301 and 303.

We anticipate your cooperation in resolving this matter. If you have any questions, you may contact me at 517-416-4297; piercej2@michigan.gov; or EGLE, WRD, P.O. Box 30458, Lansing, Michigan 48909-7958.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeff Pierce', with a horizontal line extending to the right.

Jeff Pierce
District Supervisor
Lansing District Office
Water Resources Division

cc: Genesee County SESC Officer
Dan Potter, Genesee County Drain Commissioner's Office
Mundy Township Clerk
Tyler Rossmassler, Flint and Genesee Economic Alliance
Cody Derrer, Plante Moran Realpoint
Kyle Alexander, EGLE WRD
Brittney Beavers, EGLE WRD