

STATE OF MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY LANSING



June 2, 2009

Jeff Krcmarik Washtenaw County 705 N. Zeeb Rd. Ann Arbor, Michigan 48107

Dear Mr. Krcmarik:

SUBJECT: Joslin Lake, Washtenaw County – Permit Number 09-98-0998-0

The Department of Environmental Quality's (DEQ's) Water Bureau has recently been notified by the Department of Natural Resources (DNR) that the recently listed state-threatened Blanchard's cricket frog has been identified in Joslin Lake. This letter serves as notice that this species is protected under statute, Part 365, of the Natural Resources and Environmental Protection Act, 1994 PA 451.

The use of certain chemicals approved by our Aquatic Nuisance Control (ANC) permit is known to have detrimental effects to amphibians. It is also unclear whether chemical treatment would result in the loss of critical habitat for this species. As such, you are advised to contact the DNR regarding whether a "takings permit" may be required prior to treatment. Your ANC permit (Section D-3) does not authorize violation of any federal, state or local laws or regulations, nor does it obviate the necessity of obtaining such permits, including any other DEQ permit, or approvals from other units of government as may be required by law.

For information regarding the Blanchard's cricket frog and obtaining a takings permit, please contact Mr. Christopher Hoving, Endangered Species Coordinator, DNR Wildlife Division, by telephone at 517-373-1263 or by email at hovingc@michigan.gov.

Due to the very recent addition of the Blanchard's cricket frog to the Michigan Endangered Species list, the relevant state agencies are just beginning to establish guidelines and protocols for evaluating lake management activities in affected waterbodies. Therefore in the future, restriction and/or permit requirements may be more or less stringent that they are in 2009.

Thank you for your cooperation. If you have any questions regarding this correspondence, please contact me via the telephone or fax number below, or via email at bacone1@michigan.gov.

Sincerely,

Eric Bacon

Aquatic Nuisance Control and Remedial Action Unit

Water Bureau

TEL: 517-241-9007 FAX: 517-335-4381

cc: Mr. Christopher Hoving, DNR Application File