

**State of Michigan
Department of Environmental Quality**

Water Resources Division
Southeast Michigan District Office
27700 Donald Court
Warren, MI 48092-2793
586-753-3700

RECEIVED
NOV 19 2018

Site Name: 50-County Line Road-New Baltimore
Submission Number: HNG-ZTDH-R2VTR
Date: November 9, 2018

CITY OF NEW BALTIMORE

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Water Resources Division of the Michigan Department of Environmental Quality will hold a public hearing at the New Baltimore City Hall, at 36535 Green Street, New Baltimore, Michigan, on Tuesday, December 11, 2018, at 7:00 p.m.

The purpose of this hearing is to secure the views of interested persons concerning the following application for permit: Application 50-County Line Road-New Baltimore for a permit under Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, by Piero Nardone, 5762 Wellwood Drive, Rochester, MI 48306. The applicant proposes to place 6,104 cubic yards of fill material in and dredge 162 cubic yards of material from 3.05 acres of wetlands for the purposes of constructing a 43 unit residential development, installing associated utilities, and constructing two storm water detention basins that discharge to wetlands in a roadside ditch. Wetland mitigation is proposed. The project is located on parcels 15-07-301-003 and 15-07-301-036 T03N, R15E, Sections 7 and 18, New Baltimore, Macomb County, Michigan, in accordance with plans attached to this notice.

The public hearing record will remain open for 10 days after the public hearing date. Any written comments to be submitted for the public hearing record must be received at this address on or before the close of the record.

The hearing will be held pursuant to Section 30307 of the cited statute. The hearing will not be a court-type proceeding; witnesses will not be sworn, and there will be no cross examination. Public hearings are primarily informational and are held to encourage the expression of views and presentation of facts.

The Michigan Department of Environmental Quality will, upon written request, provide a copy of the Department's decision on this application.

MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY
Water Resources Division

NOTE: Persons with disabilities needing accommodations for effective participation in this meeting should call the telephone number listed above one week in advance to request mobility, visual, hearing, or other assistance.

THIS NOTICE IS NOT A PERMIT

The proposed project may also be regulated by one or more additional parts of the NREPA that are administered by the Department of Environmental Quality (DEQ), Water Resources Division

(WRD). The requirements of all applicable parts are considered in determining if a permit can be issued. When a permit application is received requesting authorization to work in or over the inland waters of the State of Michigan, pursuant to Part 303, Part 315, Part 325 of the NREPA, the NREPA provides that the DEQ submit copies for review to the department of public health; the city, village, or township and county where the project is to be located; the local soil conservation district; and any local watershed council organized under Part 311, Local River Management, of the NREPA. Additional notification is provided to certain persons as required by statute or determined by the DEQ.

Those persons wanting to make comments on the proposed project shall furnish this office with their written comments no later than 20 days from the date of this notice. Written comments will be made part of the record and should reference the above application number. Objections must be factual, specific, and fully describe the reasons upon which any objection is founded. Unless a written request is filed with the DEQ within the 20-day public comment period, the DEQ may make a decision on the application without a public hearing. The determination as to whether a permit will be issued or a public hearing held will be based on an evaluation of all relevant factors, including the public comments received and the effect of the proposed work on the public trust or interest, including navigation, fish, wildlife, and pollution. The specific permit decision criteria can be found in the parts of the NREPA applicable to this application and listed above. Copies of these parts of the NREPA are available on the public notice Web site. Public comments received will also be considered.

This application will be reviewed by federal agencies in accordance with an agreement with the United States Environmental Protection Agency (USEPA), under provisions of Section 404 of the federal Clean Water Act Amendments of 1977.

The entire copy of the public notice package may be viewed at the WRD's district office listed on the top of this public notice or online at:

<https://miwaters.deq.state.mi.us/miwaters/#/external/publicnotice/search>. To access the public notice page online, search for the public notice by location or applicant name, and view by clicking on the "Documents" tab. Comments may be sent electronically by clicking on the "Add Comment" tab. Comments may also be sent directly to the DEQ staff person assigned to this file, Karyn Green, at greenk8@michigan.gov. A hard copy of the public notice may be requested by calling the above number.

cc:

Piero Nardone, Applicant	USACE
DNR, Wildlife Division, Joe Robison	USFWS
DNR, Fisheries Division, Sara Thomas	USEPA, Melanie Burdick
Macomb County Clerk	DEQ, WRD, 404 Program Coordinator, Colleen O'Keefe
New Baltimore Clerk	Local Postmaster
Macomb County Drain Commissioner	Agent, Woody Held and James Sallee
Macomb County Health Department	Macomb CEA
Macomb County Conservation District	Adjoining Property Owners, See file
DEQ, Justin Smith	