

Evaluating the Effectiveness of the Environmental Review Process along the Great Lakes Shoreline: Phase II Progress Report



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The statements, findings, conclusions and recommendations in this report are those of the Grantee and do not necessarily reflect the views of the MDNRE and the NOAA.

Cover Photo: Lake Huron coastal shoreline, Cheboygan County, MI during a site assessment with LWMD staff. 2009. Daria A. Hyde

Executive Summary

In 2008, Michigan Natural Features Inventory (MNFI) with support from the Michigan Department of Natural Resources and Environment (DNRE), Wildlife Division (WD) and the Land and Water Management Division (LWMD), initiated the first year of a three-year project to evaluate the effectiveness of the environmental review process and make recommendations to improve rare species protection efforts. Since the ability to monitor compliance of threatened and endangered species regulations has not been a part of the environmental review process, it is a challenge to gauge the success of the DNRE in protecting Michigan's rare natural resources. It can be difficult to assess the extent that rare species concerns are incorporated into LWMD permits, or how well applicants are following the provisions stated in each permit. In addition, land owners that do not respond to DNRE potential impact "clearance needed" letters are not subsequently contacted to determine if projects proceeded with the required clearance or if impacts to rare species possibly occurred.

Since many of Michigan's rarest communities and plants are found only in the Great Lakes coastal zone, we focused our study on areas in the northeast part of the state where the potential for impacts to rare species is high. In 2008, all LWMD applications submitted from townships within the defined coastal boundary in Mackinac and Chippewa counties in 2006 and 2007 were reviewed. Files were evaluated internally for program and process coordination and externally at the project site for regulation compliance. Using the same methodologies developed in 2009, we broadened our sample size to include LWMD applications from Alpena, Cheboygan, and Presque Isle counties submitted in 2006 - 2008 as well as 2008 applications from Chippewa and Mackinac counties. This provided an opportunity to analyze the environmental review process in a variety of different situations and settings and make substantive recommendations.

Our internal evaluation of program and process coordination revealed that although the environmental review process is working reasonably well in flagging rare species at potential project sites in Great Lakes wetlands and screening out additional "no element occurrence" and "no impact" projects from review, there is duplication of effort and inefficiencies that hinder the process. A focused effort to improve coordination and implement innovative technology will save valuable staff resources and expedite the response time for applications. Survey reports often lack consistent and critical information necessary for the evaluation of rare species impacts. It is recommended that the WD create a standardized survey report form to be included with the "clearance needed" letter and require all applicants to use this form when reporting on the potential for rare species and suitable habitat at project sites.

The external evaluation at project sites for regulation compliance revealed that there was a high likelihood of finding threatened or endangered plant species within the study area, underscoring the critical biodiversity harbored by shoreline areas in this region. Beyond the corroboration of shoreline biodiversity, the results of the project site assessments also indicate that most of the time, adequate screening and/or surveys are being conducted and for the most part, permits accurately reflect the potential for impacts to rare species. It is recommended that specific and consistent rare species permit language, including the names of the specific plants and animals occurring at a site and who to contact regarding T&E species, be included and highlighted in the

permit. This would improve the applicant's understanding of their responsibility to avoid impacts to these species and the role of the WD and LWMD in enforcing these regulations.

The opportunity to engage in cross training with LWMD, WD and MDOT staff was instructive and productive. LWMD staff are knowledgeable in all aspects of wetland regulations and permitting procedures and are well trained and diligent in implementing the environmental review process. MDOT personnel were conscientious in mitigating potential impacts to rare species. The single WD staff person is hardworking and efficient in processing reviews with potential hits for T&E species concerns, but rarely has the time and resources to conduct on-site evaluations for projects with high potential for impacts. Perhaps with the unification of the two divisions under one department, staff that specialize in T&E rare species and community review could be utilized in conducting more comprehensive reviews and on-site evaluations.

There are gaps in the environmental review process which decrease the DNRE's effectiveness in protecting biodiversity. Information about species that occur in close proximity to project sites is rarely reported and as a result the department loses its ability to flag future projects in the area which could impact rare species or to prevent cumulative impacts to species. More importantly, there is no system for flagging rare species and natural communities that occur in upland habitats. This is a huge gap and as a result these species and communities are highly vulnerable to impacts from poorly planned development. Although the solution to this problem is not simple, with the commitment and leadership of the DNRE, an effort could be made to begin to address this issue. Various existing tools could be shared with townships and local governments to assist them in learning about, protecting and managing unique natural features in their communities to insure long-term ecological and economical benefits for their citizens.

Education is an important component of any successful biodiversity conservation program. Balancing private property rights with the protection of public resources, declining native species, increasing invasive species and ecosystem functions is not easy but must be done to help landowners become aware of the value and function of these species and ecological processes in our environment. These steps are necessary if Michigan is going to be successful at protecting its unique natural resources in an increasingly cash-strapped economy.

Based on our research from years one and two, it appears that the State of Michigan's ER program is effectively protecting known locations of rare and declining plants in wetland habitats along the Great Lakes shoreline. The majority of landowners are typically very cooperative if provided good information and reasonable alternatives. However, it also appears that there is little or no resistance given to the small number of uncooperative landowners that decide to move forward with development plans despite impacts to rare and declining natural resources. Fortunately, for the vast majority of proposed development projects along the GL shoreline, potential impacts are being mitigated with minimal burden to applicants, and thus the environmental review process is accomplishing its stated goals. As the WD and LWMD work more closely together within the DNRE, efforts should continue to strengthen and improve the effectiveness of the State of Michigan's environmental review program

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Evaluating the Effectiveness of the Environmental Review Process along the Great Lakes Shoreline – Phase II: Final Report

Introduction

The Great Lakes coastal zone is a landscape rich with significant natural communities and associated species. Many of Michigan's rarest communities and plants are found only in the coastal zone. An analysis of the MNFI database reveals that 13% of the statewide element occurrences (~ 2,000) occur within 0.5 mile of the Great Lakes shoreline. For example, interdunal wetlands, alvar, limestone bedrock glades, volcanic lakeshore cliffs, open dunes, Great Lakes marshes and lakeplain wet prairies are coastal communities that are considered to be critically imperiled (S1), imperiled (S2), or vulnerable (S3) in the state (Kost et al. 2007). Four federally listed plants inhabit Michigan's northern Great Lakes shoreline including, Houghton's goldenrod (*Solidago houghtonii*), dwarf lake iris (*Iris lacustris*), Pitcher's thistle (*Cirsium pitcheri*) and Michigan monkey-flower (*Mimulus glabratus* var. *michiganensis*). These well known rarities, along with many state listed shoreline species, have some of their best populations in Michigan. Rare plants and natural communities are important barometers of ecological condition and environmental health, and state and federal agencies have the responsibility of protecting these rare resources from direct and unreasonable human impacts.

Why are we concerned? Development and land alterations occur daily across the state and local communities are in charge of zoning regulations, building permits and appeals. In order to insure that new development activity isn't negatively impacting Michigan's rare natural resources, the state of Michigan developed the current environmental review process. Is this working? What types of improvements should be made to improve the process?

In 2008, Michigan Natural Features Inventory (MNFI) initiated the first year of a three-year project to evaluate the effectiveness of the environmental review (ER) process conducted by the Michigan Department of Natural Resources and Environment (DNRE). Although the original intention of this study was to conduct a comprehensive review of the ER process, various restrictions (e.g. funding sources) necessitated a more focused approach. The 2008 results were subsequently compiled and presented in the report submitted by Olson et al. (2009), which focused on Land and Water Management Division (LWMD) applications for Chippewa and Mackinac counties. Although a relatively small pool of sites (seven) ultimately qualified for review, field inspections were subsequently conducted on six sites to determine any impacts to rare plant species and permit compliance. Despite the limited number of sites available for field reviews, a total of eight rare plant occurrences were documented within or in close proximity to project sites, of which six occurrences (two each from three sites) were previously unknown. In addition to conducting field reviews, the first-year report details the procedures used for methodically evaluating the LWMD application files, selecting project sites, and conducting project site assessments. Insights gained from analyzing the process as well as the site assessments were synthesized into a list of preliminary recommendations that could improve the effectiveness and efficiency of the environmental review process.

Using the same methodologies in 2009, we focused on a much larger set of sites based on LWMD applications from Alpena, Cheboygan, and Presque Isle counties submitted in 2006 - 2008 as well as 2008 applications from Chippewa and Mackinac counties. This greatly increased

the sample size for site visits and provided an opportunity to analyze the environmental review process in a variety of different situations and settings, although still focused along the Great Lakes shoreline. We conclude this report with a summary and several pertinent recommendations gleaned from the second phase of the project, which we believe to be very informative. We hope these recommendations will assist in maintaining and improving the often complicated process of environmental review.

Project Purpose

The DNRE, Wildlife Division (WD), is authorized to protect endangered and threatened plant and animal species Under Part 365 of the Natural Resources and Environmental Protection Act (Act 451 of 1994). The WD maintains compliance with Part 365 through the environmental review process. This process involves evaluating the impacts of proposed projects on federal and state endangered and threatened species, special concern species, high quality natural communities and other unique natural features. Projects are evaluated on public and private land statewide. The process of evaluating projects has progressed from comments on Post-it® notes, memos, and e-mails, to formal project clearance letters, or an on-line web application where the public can have their project evaluated for rare species in minutes.

The LWMD, is responsible for resources along the land and water interface. They have statutory authority over wetlands, inland lakes and streams, floodplains, submerged lands, and critical dune areas on public and private land. Under a cooperative agreement with the WD, LWMD screens their permit applications using MNFI's database. Applicants are not allowed to violate any state environmental regulations. Project activities occurring near known rare species or high quality natural communities are sent to the WD for review and they become involved if or when rare species may be impacted by land altering activities.

The current environmental review process can be summarized in 6 steps:

- 1) **Receive** request with proposed project description and location information provided.
- 2) **Compare** the project location against the MNFI database of rare and unique natural features.
- 3) **Determine** the potential for rare and unique natural features to be present and impacted by land altering activities. This may involve MNFI biologists and/or outside experts.
- 4) **Respond** to the applicant, consultants, agencies or other entities involved. The response will either be no element occurrences nearby, no impacts expected or potential impacts may occur and restrictions are provided or a "clearance needed" letter is sent.
- 5) **Provide** formal project clearance if suitable information is received and direct impacts can be avoided.
- 6) **Identify** additional project clearance requirements and/or provide an application for an Endangered Species Permit if direct impacts can not be avoided.

Statement of Problem

Unfortunately, the ability to follow-up and monitor compliance of rare species protection has not been a part of the environmental review process, and understanding the effectiveness of the DNRE in this area is a challenge. For example, of the 2,431 environmental review requests responded to in **2008**, **23%** (549) had the potential to impact rare or unique natural features. In **2009**, of the 2,222 environmental review requests that were responded to, **24%** (539) had the

potential to impact rare or unique natural features. It is not clear to what extent rare species and natural community concerns are being incorporated into the LWMD permits, or how well applicants are following the provisions stated in each permit. In addition, land owners that do not respond to DNRE potential impact “clearance needed” letters are not pursued and the resulting impact of these projects on rare species is unknown. In order to improve the effectiveness and efficiency of rare species protection efforts, this project was initiated to evaluate the DNRE, WD and LWMD environmental review process along the Great Lakes shoreline, one of Michigan’s most critical zones for rare natural features.

Methods

File Evaluation

The majority of environmental reviews involve potential impacts to rare plants, which comprise the largest proportion of the MNFI database. Since animal species are mobile and it is more difficult to evaluate impacts as a result of project activities, this study focused on project impacts to rare plant and high quality natural community occurrences. However, if rare animals were documented on a project site, they were included in the impact evaluation.

All LWMD applications submitted from townships within the DNRE defined coastal zone boundary of Alpena, Cheboygan, Chippewa, Mackinac and Presque Isle Counties in 2006, 2007 and 2008 were evaluated (Figure 1.). This area was expanded from the two counties evaluated in 2008 to include three additional counties. DNRE Endangered Species Permits that were issued in either county during the designated time period were also considered for evaluation. This region was targeted for several reasons including: 1) a relatively high number of federal and state protected rare species and unique natural communities occur in the targeted coastal townships, 2) a relatively high number of environmental review projects with potential impacts to rare species occur in the targeted coastal townships, 3) the rate of development is increasing along this stretch of Great Lakes shoreline, 4) private property has not been well surveyed in the targeted coastal townships, 5) there exists potential for illegal development activities and 6) opportunities for compliance inspections on private property are limited.

LWMD and WD files were evaluated for program and process coordination and for regulation compliance on-site at the project location. The internal evaluation was conducted with the goal of identifying how well the process of flagging LWMD applications for review, sending applications to the Wildlife Division, Natural Heritage Program for review and response, sending DNRE “clearance needed” letters directly to the applicant, and final permit language is working. We were particularly interested in learning what the WD response was, and how well their comments were incorporated into the LWMD’s final action – either into the permit or denial letter. All results were entered into an Access database. The following criteria were used for the **internal evaluation**:

- A. The total number of LWMD applications in Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as in Chippewa and Mackinac Counties in 2008.
- B. The total number of LWMD applications within the coastal zone townships of Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as in coastal areas in Chippewa and Mackinac Counties in 2008.
- C. The number of LWMD applications identified for Natural Heritage review within the coastal zone townships of Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as in coastal areas of Chippewa and Mackinac Counties in 2008.
- D. The number of LWMD applications the DNR reviewed and commented on within the coastal zone townships of Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as in coastal areas of Chippewa and Mackinac Counties in 2008.
 - a. The number of no impact responses from the Natural Heritage program
 - b. The number of potential impact responses from the Natural Heritage program

- i. The number of “clearance needed” letters sent to applicant/landowner
 - ii. The number of clearance needed letters responded to by the applicant/landowner/representative agent or LWMD field staff
- E. The final LWMD decisions on applications flagged, reviewed and commented on by the WD within the coastal zone townships of Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as in Chippewa and Mackinac in 2008.
 - a. The number of LWMD applications issued
 - i. The number of permits that incorporated Natural Heritage comments
 - b. The number of LWMD application denied
 - i. The number of denials that incorporated Natural Heritage comments
 - c. The number of LWMD applications withdrawn
 - d. The number of LWMD applications closed
 - e. The number of LWMD applications pending
- F. The number of DNRE Endangered Species permits issued within the coastal zone townships of Alpena, Cheboygan, and Presque Isle Counties from 2006 - 2008; as well as permits issued in Chippewa and Mackinac in 2008.

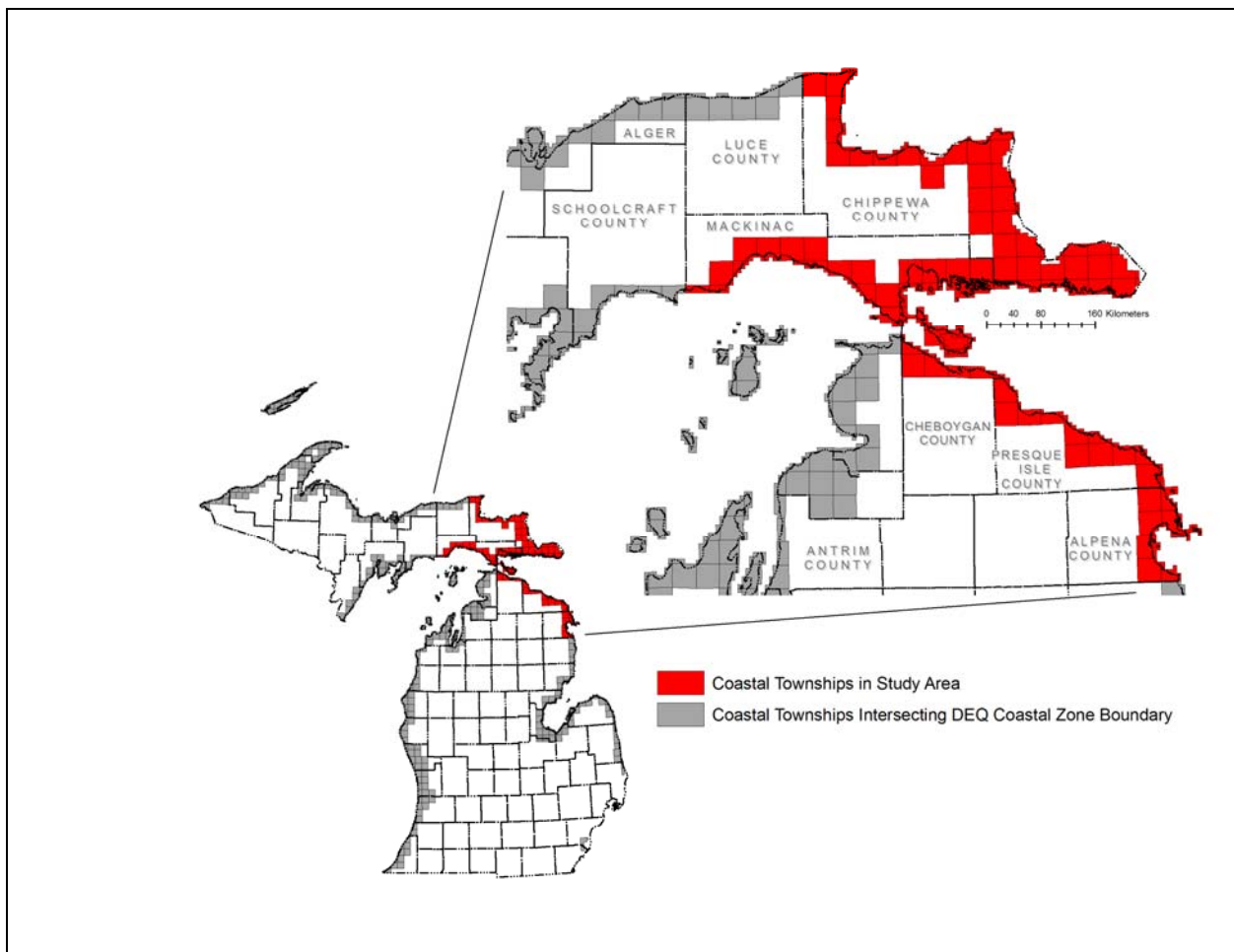


Figure 1. 2009 Study Area: Evaluating the Effectiveness of the Environmental Review Process along the Great Lakes Shoreline – Phase II

Project Site Selection

After completing the internal file evaluation, those LWMD files that had a high likelihood of potential impacts to rare species were selected for an on-site project compliance evaluation. Files with a high likelihood of potential impacts included those where the applicant/landowner received a DNRE “clearance needed” letter and the resulting survey report described suitable habitat at the project site, and/or if the applicant/landowner received a DNRE Endangered Species Permit in the study area. The following criteria were used for the **on-site evaluation**:

- G. The number of projects within the coastal zone townships of Alpena, Cheboygan, and Presque Isle counties from 2006 - 2008 and projects in coastal areas in Chippewa and Mackinac Counties in 2008 with high potential of impacts to rare species
 - a. Did property owners follow the LWMD permit requirements?
 - b. How many rare species were found on the project site?
 - c. How likely were rare species impacted by project activities?
 - d. Did property owners follow DNRE Endangered Species Permit requirements?

Following the completion of the internal file evaluation and the project site selection, the LWMD field staff personnel in the respective counties were contacted. Arrangements were subsequently made to access and conduct on-site project visits with the appropriate LWMD field staff.

Project Site Assessments

Site visits were conducted from August 4 – 19, 2009 by Mike Penskar and Daria Hyde of MNFI, John Arevalo, John Gustafson, Marcy Knoll, Roxanne Merrick and Scott Rasmusson of DNRE, LWMD, and Dave Schuen, Ulrika Zay and Dick Wolinski of MDOT. This period was selected based on the desired survey window of August –September for the federal and state threatened Houghton’s goldenrod (*Solidago houghtonii*), dwarf lake iris (*Iris lacustris*) and Pitcher’s thistle (*Cirsium pitcheri*), all of which were flagged by the WD for potential impacts and thus comprised our principal target species in the first year of this study.

The goal of each site visit was to assess the activities conducted via the issued permits, determine compliance with respect to the specific provisions of each permit, and ascertain the presence and condition of known or previously unknown rare species at the site and note any impacts to these species or their habitat. A project field form was completed for each site assessment. Plant specimens were collected as needed for subsequent determination and verification, and specific plant associates and other relevant data were recorded for all rare plant occurrences documented. GPS points were recorded for rare plant locations, particularly when identifying new rare plant populations. Lastly, a series of representative photos for each site was compiled, emphasizing the project area and general context, known and potential rare species habitat, and species of rare taxa as needed (Appendix A).

Data Processing

Following project site visits, plant specimens were reviewed, keyed, and determined using the Michigan Flora (Voss 1996, 1985, 1972). Standard MNFI field forms were prepared for data transcription. All rare plant data were entered into the statewide Biotics database following the digitizing of occurrence boundaries where necessary. Site visit results were entered into the study’s Access database.

Results

File Evaluation

As part of the internal file evaluation, several databases were queried for information including the DNRE Coastal and Inland Waters Permit Information System (CIWPIS) database, the DNRE Environmental Review database and the DNRE Endangered Species Permit database. For ease of documentation, the results are described in the same format as presented in the Methods section.

In **2008**, the DNR responded to **2,431** individual environmental review requests covering more than **2,726** project sites. Of the 2,341 requests responded to, **69%** of those requests originated from state agencies. Of the state agencies requesting an environmental review, DEQ was the most frequent customer (84% of requests from state government) and the LWMD was the primary division making requests (70% of requests within what was then the DEQ).

In **2009**, the DNR responded to **2,222** individual environmental review requests covering more than 2,559 project sites. Of the 2,222 requests responded to, **55%** of those requests originated from state agencies. Of the state agencies requesting an environmental review, DEQ was the most frequent customer (82% of requests from state government) and the LWMD was the primary division making requests (74% of requests within what was previously the DEQ).

The LWMD continues to be the state agency that the WD works most closely with on environmental review related projects. Thus, coordination and cooperation with the LWMD is a critical component of the environmental review process. To assist in the management and protection of rare species in Michigan, cooperative agreements exist between (what was previously the DNR and DEQ) the WD and the LWMD, and the WD and MNFI. These cooperative agreements, and an established protocol, form the foundation of the state's environmental review process.

As of September 30, 2009 the LWMD permit database, the WD environmental review database, and the endangered species permit database were reviewed for projects falling within Alpena, Cheboygan, and Presque Isle County for 2006-2008. Only permits for projects applied for in 2008 in Chippewa and Mackinac County were reviewed, as permits for projects applied for in 2006 and 2007 were reviewed the previous year. A total of 180 LWMD applications, 35 in Alpena, 35 in Cheboygan, 36 in Chippewa, 44 in Mackinac and 30 in Presque Isle County, were evaluated within the project area (coastal zone boundary).

- All 180 LWMD applications were flagged for WD Natural Heritage review
- Of the 87 LWMD applications (48%) that were reviewed (logged in) by the WD
 - 54 LWMD applications were determined to have no impact (62%)
 - **32 LWMD applications were determined to have potential impacts (37%)**
 - **1 DNRE Endangered Species was issued for a LWMD project** (one additional permit was carried over from 2008)
 - 20 WD “clearance needed” letters were mailed to applicants (62.5%)
 - 16 responses were received from applicant/agent or LWMD (80%)
 - 24 LWMD permits were issued
 - 2 LWMD applications were withdrawn by applicant

- 3 LWMD applications were closed due to lack of information, duplicate files or no LWMD authority
 - 3 LWMD projects were denied
- Of the 93 LWMD applications (52%) that were not reviewed by the WD
 - 18 LWMD applications were closed before being sent to WD (19%)
 - 4 LWMD applications were withdrawn by the applicant (4%)
 - 71 LWMD applications (76%) were either determined to not need formal review based on the type of project (seawall in front of existing seawall, dock extension, driveway culverts, addition on house, maintenance dredging of existing boat well or marina, etc.), were not sent to WD for review, or were lost in the transfer.

Project Site Selection

As a result of the internal file evaluation, a total of twenty-one LWMD files were chosen for on-site compliance visits based on a high likelihood of potential impacts to rare species (Table 1). Files with a high likelihood of potential impacts included those where the applicant/landowner received a DNRE “clearance needed” letter and the resulting survey report described suitable habitat at the project site, and/or if the applicant/landowner received a DNRE Endangered Species Permit in the study area.

Table 1. LWMD files chosen for on-site compliance visits.

LWMD File	Applicant	Complied w/ LWMD Permit	# of Rare Species Found On Site	Rare Species Impacted	Complied w/ DNR ES Permit
06-16-0009	MDNR Parks and Rec.	Yes	2	No	N/A
06-16-0013	Stewart	Yes	1	No	N/A
06-16-0059	Bice	Yes	None	No	
06-71-0007	Wolf	Permit denied	Adjacent property visited	No	N/A
06-71-0011	Hilbrecht	Yes	1	No	N/A
06-71-0012	Larson	Yes	None at project site, 2 on beach	No	N/A
07-16-0011	Madgers	Yes	None	No	N/A
07-49-0050	MDOT	Yes	2	Yes/transplanted	Yes
07-71-0014	Pollard	Partial	2	No	N/A
07-71-0018	McKindles	Partial	2	No	N/A
07-71-0019	LaFarge	N/A	Not surveyed Mitigation site surveyed (2)	N/A	N/A
08-04-0020	Grant	Permit denied	Not surveyed	Unlikely	N/A
08-16-0066	Sedky & Co.	N/A project not initiated	None	No	N/A
08-49-0010	Powell	Don't know	Not surveyed	Unlikely	N/A
08-49-0072	DeGrave	Don't know	Not surveyed	Unlikely	N/A
08-49-0080	Mackinac Co. Road Comm.	N/A project not initiated	None	No	N/A
08-71-0002	Butler	Yes	1	No	N/A
08-71-0004	Evergreen Hwy. LLC	Yes	2 in adjacent fen and shoreline	No	N/A
08-71-0013	Ochmanek	Application withdrawn	Not surveyed Couldn't find	Unlikely	N/A
08-71-0014	Howarth	Yes	None	No	N/A
ES permit #1528	MDOT	N/A	4	No	Yes

Project Site Assessments

Eighteen project site visits were conducted from August 4 – 19, 2009. Five sites were located in Cheboygan County, two in Mackinac County and ten in Presque Isle County. One site visit was attempted in Presque Isle County but LWMD staff was unable to identify the specific location of a proposed building site and thus field assessment could not take place. However, an additional “ad hoc” site visit was made to a locality with potential for a future permit application by request of the LWMD staff in Cheboygan County. Rare species were confirmed on fourteen of the eighteen (77%) project sites as summarized in Table 2 (newly documented species highlighted).

Table 2. Results of on-site project compliance and rare species search in 2009. Rare species previously unknown for a site are indicated in bold.

Applicant	County	Rare species in DNRE letter / permit	Rare species found on site
Bice	Cheboygan	Pitcher’s thistle (LT, T) Lake Huron tansy (T)	None (Lake Huron tansy (found on adjacent property))
Magers	Cheboygan	Dwarf lake iris (LT, T)	None
MDNR Parks Division	Cheboygan	American bittern (SC) Pitcher’s thistle (LT, T) Houghton’s goldenrod (LT, T) Lake Huron tansy (T) Lake Huron locust (T) Interdunal wetland	Houghton’s goldenrod (LT, T) Lake Huron tansy (T) Common tern (T) Bald eagle (SC) (2 observed)
Sedkey and Co. LLC	Cheboygan	Houghton’s goldenrod (LT, T)	None
Stewart	Cheboygan	Ram’s head lady’s-slipper (SC) Houghton’s goldenrod (LT, T) Lake Huron tansy (T)	Lake Huron tansy (T)
Proposed RV Park: Duncan Bay	Cheboygan	Permit not applied for yet.	Dwarf lake iris (LT, T)
Mackinac Co. Road Comm.	Mackinac	Michigan monkey flower (E)	None
MDOT- US-2	Mackinac	Pitcher’s thistle (LT, T) Lake Huron tansy (T) Lake Huron locust (T)	Pitcher’s thistle (LT, T)
Butler	Presque Isle	Pitcher’s thistle (LT, T) Dwarf lake iris (LT, T) Butterwort (SC) Houghton’s goldenrod (LT, T)	Dwarf lake iris (LT, T) Coastal fen
Evergreen Hwy. LLC	Presque Isle	Cirsium pitcheri (LT, T) Solidago houghtonii (LT, T) Trimerotropis huroniana (T) Pinguicula vulgaris (SC) Pterospora andromedea (T) Sisturus c. catenatus (Fed C. SC)	Pinguicula vulgaris (SC) Tanacetum huronense (T) Coastal fen

Applicant	County	Rare species commented on in DNRE Wildlife Division letter	Rare species found on site
Hilbrecht	Presque Isle	Houghton's goldenrod (LT, T) Dwarf lake iris (LT, T) Lake Huron tansy (T)	Houghton's goldenrod (LT, T)
Howarth	Presque Isle	Pitcher's thistle (LT, T) English sundew (SC) Houghton's goldenrod (LT, T) Lake Huron tansy (T)	None
Lafarge-Mitigation site	Presque Isle	No rare species noted in initial survey of mitigation site	Dwarf lake iris (LT, T) Bald eagle (foraging) (SC)
Larson	Presque Isle	Pitcher's thistle (LT, T) Houghton's goldenrod (LT, T) Lake Huron tansy (T)	Houghton's goldenrod (LT, T) Lake Huron tansy (T) (on beach not at project site)
MDOT US-23 (4 sites)	Presque Isle	Pitcher's thistle (LT, T) Dwarf lake iris (LT, T) Alleghany plum (SC) Houghton's goldenrod (LT, T) Lake Huron tansy (T)	Pitcher's thistle (LT, T) Dwarf lake iris (LT, T) Houghton's goldenrod (LT, T) Lake Huron tansy (T) Coastal fen
McKindles	Presque Isle	Pitcher's thistle (LT, T) Lake Huron tansy (T)	Houghton's goldenrod (LT, T) Lake Huron tansy (T)
Pollard	Presque Isle	Dwarf lake iris (LT, T) Houghton's goldenrod (LT, T) Butterwort (SC)	Dwarf lake iris (LT, T) Butterwort (SC) Coastal fen
Wolf (adjacent property visited Valentine)	Presque Isle	Houghton's goldenrod (LT, T) Dwarf lake iris (LT, T) Ram's head lady's-slipper (SC) Beauty sedge (SC)	Richardson's sedge (SC) Dwarf lake iris (LT, T) Coastal fen

Fed C. = Federal Candidate; LT = Federal Threatened; T = State Threatened; SC = Special Concern.

In addition to the species flagged and commented on by the DNRE, previously unknown rare species and natural communities were identified at 12 of the sites visited in 2009. These include, eight new plant element occurrences (EOs), four EO's for globally rare, federally listed species: Lake Huron Tansy (*Tanacetum huronense*) - T (two EO's), Dwarf Lake iris (*Iris lacustris*) - LT, T (two EO's), Houghton's goldenrod (*Solidago houghtonii*), - LT, T (two EO's), Butterwort (*Pinguicula vulgaris*) - SC (one EO), and Richardson's sedge (*Carex richardsonii*) - SC (one EO). Records of these species were not in the MNFI database and so were not commented on by the WD or LWMD. In addition, 15 known plant records observed during project site assessments were updated, including several occurrences where an expansion of spatial distribution was recorded. An observation of a pair of Common terns - T and a Bald eagle - SC was noted at Cheboygan S.P. A Bald eagle was also seen flying over the Lafarge mitigation site. These observations were not entered into the database as nesting sites were not documented. High quality coastal fens were recorded at five new locations and will be referred to MNFI ecologists for further evaluation and possible recognition as element occurrences for the statewide database.

Discussion

In Phase II of this project we expanded the study area to include three additional counties in NE Michigan, bringing the total number of counties included to five. There are several reasons this part of the state was chosen for analysis including: 1) a relatively high number of federal and state protected rare species and unique natural communities occur in the targeted coastal townships, 2) a relatively high number of environmental review projects with potential impacts occur in the targeted coastal townships, 3) the rate of development is increasing along this stretch of Great Lakes shoreline, 4) private property has not been well surveyed in the targeted coastal townships, 5) there exists high potential for illegal development activities since the nearest DEQ office is often located some distance away and it is often not feasible to regularly monitor potential project sites, and 6) opportunities for compliance inspections on private property are limited. During the second year of this project we gained additional insights on the internal environmental review file review process, on-site physical site review and opportunities, and the cooperative partnership between the WD, MNFI and LWMD staff.

File Evaluation

The file evaluation portion of this study was fairly straight forward due to our ability to access the entire LWMD CIWPIS database. The full CIWPIS database is quite useful in providing access to the final permit or denial letter, any correspondence between LWMD and the applicant, LWMD field notes, site photographs, file history and special interests. As stated in last year's report, the WD's current access to CIWPIS is through an Intranet website which is limited in its use – primarily to file basics including the applicant's name and address, project description, project location, file status, legislation regulating activity, file history and special interests (<http://intranet.deq.state.mi.us/ciwpis/ciwpisqryINET.asp>).

Process and Communication Issues

Many of the basic project file fields entered into LWMD CIWPIS database are re-entered into the WD's Environmental Review Access database. This includes the file number, field person, applicant's name, project description, county, project location in TRS format and water body. This "logging in" phase is repetitive when done by both LWMD and WD staff. Although each division has its own use for the information, it would be beneficial if both divisions could use the same database software so communication could occur between the two customized interfaces, eliminating duplicative efforts with data entry of applications and tracking project status changes (closed, withdrawn, issued, denied, etc.). Perhaps now that the two divisions are under the same department, this process can be streamlined.

It would be beneficial from WD's standpoint to know when and if a project file goes from active to "closed" or "withdrawn." This could impact whether they decide to send a "clearance needed" response to the applicant and whether they should expect a response from the applicant. Although the response rate of applicant's to the "clearance needed" letters was significantly improved in 2009 (80 % response in 2009 compared to only 28 % in 2008); this is an issue that needs careful monitoring to determine compliance. Using the same database software, or allowing full CIWPIS access to individuals in the DNR involved with the environmental review process, would improve the ability to track project changes and responses.

Flagging for Natural Heritage Review and Screening Process

A total of 180 applications were submitted to LWMD from coastal areas within Alpena, Cheboygan, and Presque Isle Counties between 2006 and 2008, and from coastal areas in Chippewa and Mackinac Counties in 2008 (permits for projects in 2006 and 2007 in these counties were reviewed the previous year). All 180 of these applications were flagged for WD, Natural Heritage review. The WD responded to 87 applications or 48% of what was flagged. The discrepancy between what was flagged and what was responded to can be partially explained by the screening of LWMD applications by the WD and MNFI personnel prior to logging them in for review. Since the majority of projects that are reviewed by the WD have no impacts expected (average = 60%) and LWMD projects are the most frequent projects sent to the WD for review, it was decided that a screening process be implemented to maximize efficiency. This screening was formalized in a memo distributed to LWMD personnel indicating the types of projects that do not need WD – Natural Heritage review including:

- 1) Construction of a seawall where a seawall already exists (i.e. seawall in front of an existing seawall). We do want to review seawall construction projects that are new.
- 2) Dock extensions
- 3) Installation of mooring buoys.
- 4) Installation of boat hoists when a dock and/or boat well already exist.
- 5) Maintenance dredging of existing boat wells or marinas.
- 6) Replacement of existing boat ramps.
- 7) Additions to existing structures (e.g. house, garage, etc.).
- 8) Projects occurring along the lake front where the grass is mowed to the lakeshore and no native vegetation is present. This is often determined from pictures with the application.

Improved Technology and Screening Criteria

As mentioned in last year's report, the WD and MNFI are exploring ways to screen out additional "no element occurrence" and "no impact" projects from the ER process. Solutions often come in the form of improved technology including mapping projects digitally using geographic information systems (GIS) or implementing new screening criteria. For example, the DNRE Endangered Species Assessment (ESA) web application is an on-line mapping tool which screens out "no element occurrence" reviews. The ESA application needs improved mapping technologies and web-based interface capabilities. Lori Sargent, WD, has been exploring grant sources to support the needed upgrades. New screening criteria for CIWPIS was implemented in October 2007 by the WD and MNFI including only flagging the locations of G1 or G2 special concern species, all endangered and threatened species, and all documented natural communities. This new criteria means that only 14 of the 266 special concern species are being flagged for Natural Heritage review. Improvements to screening criteria and screening tools will continue to be necessary to efficiently and effectively spend what limited time employees have on environmental review issues.

Analysis of Projects with Potential Impacts

Of the 32 LWMD applications that had potential impacts identified, the WD responded to 20 of the applications (62.5%) requesting a letter of clearance prior to the final LWMD decision on whether the file and associated permit was issued, denied or closed. LWMD permits were issued for 24 applications (75%) and eight applications (25%) identified with potential impacts were closed (3), withdrawn by the applicant (2), or denied (3).

Of the 24 permits that were issued, 7 permits (29%) included specific language in the permit regarding threatened and endangered (T&E) species which were likely to occur at the site, 5 permits (21%) included general language regarding the potential presence of T&E species and T& E concerns for 12 permits (50%) were resolved prior to issuance of the DEQ permit.

Addition of T & E Species to State List

Michigan's official list of endangered and threatened species was amended April 9, 2009. The list now includes 396 species, up from the previous total of 342 species. An additional 69 species were added to the state list, although fifteen species were delisted. Snails, freshwater mussels and plants were the most common additions to the new list. As a result, it is likely more shoreline development projects will be flagged for rare species review and comment. Once the newly listed species are documented in the field, at museums, and/or at herbariums their locations will be entered into the Biotics database. With the addition of 54 threatened and endangered species it is prudent for the WD to work with MNFI and other partner's to provide LWMD with critical information regarding these species such as species abstract and best management practices to help prevent impacts to these species from project activities. It is in both the LWMD and the WD's interest to protect endangered and threatened species, as well as special concern species which are not legally protected by state or federal law but which are often believed to be declining and may be added to the list in the future.

Revisiting the MOU (note: MOU per se may be moot)

The 'Memorandum of Understanding which was originally written between the MDEQ and MDNR' and signed in July 1999, should be revisited now that the departments have been united. Phase III of this project may provide further insights regarding how to improve the efficiency and effectiveness of the current process. Some of the current requirements of the MOU (note that old department names are used) which directly affect the environmental review process include:

- 1) Upon receipt of a permit application, DNR staff informally notifies DEQ of its intent to comment (Appendix B). Comments will be provided to DEQ by DNR staff from the Management Unit where the proposed project is located. (How often is this occurring?)
- 2) The DEQ will not issue any permit prior to the expiration of the public comment period or until DNR comments have been provided, whichever comes first; except for emergency permits. Permits which do not require a public notice and are reviewed by DNR shall not be issued by DEQ for at least 15 days from the date DEQ provides a copy of the application to DNR, or until DNR comments have been provided, whichever comes first.

- 3) If DNR concerns regarding protection of threatened and endangered species have been provided to DEQ during application review, any permit issued by DEQ for such projects shall contain conditions that address DNR concerns, or language informing the permittee that further review and approval by DNR may be necessary.
- 4) The DEQ shall provide a copy of the permit or permit denial to DNR Management Units and to the Wildlife Division to the attention of MNFI (should just be Lansing Wildlife Division) where DNR has provided written comment to DEQ.
- 5) The DEQ may request DNR assistance prior to issuance of a public notice for any project DEQ deems appropriate. The DNR will participate in pre-public notice review of an application to the extent practicable.

Project Site Selection

Phase II of this study included visiting seventeen LWMD project sites and one potential project site. Sites were chosen based on the high likelihood of potential impacts to rare species. Those project sites where the applicant received a DNR “clearance needed” letter and the resulting survey report described suitable habitat at the site, and/or those sites for which the applicant received a DNR Endangered Species Permit, were visited to evaluate on-site compliance.

Suggested Improvements to Survey Reporting

As mentioned in last year’s report, one issue that could improve project analysis and compliance in the future is the survey reports that are provided to the WD as a result of an applicant/landowner receiving a “clearance needed” letter. Survey reports often lack consistent and critical information necessary for the evaluation of rare species impacts. It is recommended that the WD adopt a standardized survey report form to be included with the “clearance needed” letter. All applicants/landowners/consultants would then use this form when conducting a survey and report on the potential for rare species and suitable habitat at a project site. A template for this form has been drafted and should be reviewed and implemented as soon as possible. Information that should be required in a survey report includes:

- Project location
- Description of proposed project with map showing where impacts will occur
- Target species
- Survey date
- Survey start time
- Survey end time
- Weather conditions (temp, wind, % sun, precipitation)
- Snow cover (yes/no)
- Habitat description
- Description of survey methods including map of survey route
- Plant species observed/documented (includes native and non-native)
- Animal species observed/documented
- Representative photographs of specific project site and immediate environs

Project Site Assessments

Summary of Rare Species Documented in Year 1 and Year 2 of the Project

Over the two years of this study, project site assessments were conducted for 24 sites, resulting in the documentation of rare plant species at 17 sites. A total of 31 rare plant occurrences were documented, consisting of 14 new rare plant records and 17 updates of previously known occurrences. Of the 14 new plant records found, 5 consisted of federally listed species (2 Dwarf lake iris records, 3 Houghton's goldenrod records). Of the 17 updated plant records, 11 consisted of federally listed species (5 Houghton's goldenrod records, 4 Dwarf lake iris records, 2 Pitcher's thistle records). For all of the rare plant occurrences observed and documented, 52% (16 of 31 records) consisted of federally listed species. In addition to rare plant records, three rare animal species were observed in the general area of project sites, and five potential high quality examples of coastal fen, a globally imperiled (G1G2) natural community, were observed.

Results from both years of the project indicate that shoreline sites within the study area had a high likelihood of harboring either endangered or threatened plant species. In 2008, with only six sites visited, rare plants were found at 50% of the sites. In 2009, with a much larger sample size (18 sites) rare plants were found at 77% of sites. For the two years combined, rare plants were found at 17 of 24 sites (70.8%), or 3 out of every 4 sites that were visited. These well known rarities, along with many special concern shoreline species, are represented by some of their largest and most exemplary populations in Michigan. The results from the project site assessments confirm that the coastal zone of Alpena, Cheboygan, Chippewa, Mackinac and Presque Isle County contain important areas of biodiversity, and underscore the importance of this portion of Michigan's shoreline.

Evaluation of Project Sites

High quality maps and photographs as part of the LWMD application greatly improve the WD's ability to evaluate a project site for suitable rare species habitat. Whether a rare species had been documented and identified in a "clearance needed" letter or not, when suitable habitat exists for endangered or threatened shoreline species on a property, the applicant/landowner and consultant should be advised of the potential presence of such species and a survey should be required inside and outside of the direct impact zone. Meander surveys conducted in suitable habitat are often acceptable methods for locating rare species. Complete and consistent survey information in areas of suitable habitat enables adequate evaluation of project impacts and when necessary, makes project modifications and communication more successful and less time consuming/costly for state and federal agencies, and for the landowner.

Adequate Analysis and Surveys Completed at Most Project Sites

Beyond the corroboration of shoreline biodiversity, the results of the project site assessments also indicate that most of the time, adequate analysis or surveys were conducted at sites visited in 2009. Permits reflect that either no habitat existed for T&E species at the project site or the potential for impacts to rare species were adequately addressed in the permit. This differed from the results in 2008, which found T & E permit language lacking for eight (44%) of the project sites. In 2009, 15 of the 18 sites visited were analyzed to assess the relationship between what was documented by MNFI and LWMD field staff during the site visits with what was reported

by the applicant, consultant or LWMD staff prior to issuance of the permit. Numerous rare species were found at sites in habitats adjacent to where the project activity was occurring, although these species were not reported nor mentioned in most permits, if indeed they had been observed previously by environmental consultants during their site assessments.

Rare species were only found at 2 sites in the immediate project area that were not previously noted by the applicant/landowner, consultant or LWMD field staff. In one case, the presence of Lake Huron tansy growing approximately 15 feet away from an area at Cheboygan State Park where a permit was issued to MDNR Parks and Recreation Division for mechanical grooming of the beach was not noted and mentioned in the permit, although this species was mentioned in the “clearance needed letter”. Specific language should be included in any future permits for beach grooming and the area with the rare plants should be flagged prior to the maintenance activity so that the machine operator will be advised of the location of the Lake Huron tansy and thus avoid any damage to the plants. In another instance, we found Houghton’s goldenrod growing in a ditch through which a culvert and drive had been installed. LWMD did not identify this species and it was not noted in the project review report. The WD later provided approval. Although this was a minor activity that likely had minimal impacts to the species, it still would have been better to have some language in the permit notifying the applicant that this rare plant occurred in the project area so that the plants could have been flagged and avoided during construction.

It is encouraging to note that most of the time, the presence of rare species that occur in the project area are documented and potential impacts to these species are addressed in the permit. Overall, the environmental review process appears to be working well with regard to identifying the presence or absence of habitat for documented rare species in wetland habitats along the Great Lakes shoreline where projects are being proposed.

Permit Language

Of the 24 permits that were issued, 9 were denied, withdrawn, closed or pending. Of the remaining 15 permits, 4 contained very specific language regarding the endangered and threatened species known to occur at the site. Applicants were instructed to obtain an endangered species permit if impacts to these species might occur. In addition, one endangered species permit issued by the WD contained very detailed language about the species at the site. This type of precise language is very useful and can serve to educate the applicant about the particular plants and animals which occur on their property so that impacts can be avoided.

Five permits contained very general language about the potential for endangered and threatened species to occur at the site and applicants were instructed to contact the endangered species coordinator if impacts occurred. This language does not provide sufficient guidance to avoid impacts. The potential for the applicant to overlook this statement or to not understand the potential to impact rare species is very high. In addition, it also may not be clear what role the WD and LWMD play in regulating project activities on private land.

In 6 cases, the potential for T&E species was resolved prior to the permit being issued due to the LWMD or WD staff determining that no habitat for T&E species was present at the site or because the permit was for minor activities where the U.S. Army Corps of Engineers has joint jurisdiction.

Through discussions with LWMD field staff it became apparent that at times there is potential for confusion due to a lack of a consistent language in permits with regard to plant terminology. For example, in a permit for a site where dwarf lake iris occurs, the applicant was instructed to transplant “150 plants”. Because dwarf lake iris is a low, clone-forming plant, it was not clear to the applicant what the term “stems” referred to. Consistent language and methods should be established for plant species where this type of confusion could occur. When reporting on the occurrence of dwarf lake iris it would be more effective to report on the extent, distribution and density of patches (3 scales) rather than attempting to ascertain the number of individual plants (i.e. genetic individuals). MNFI can be of assistance in suggesting how to design and employ consistent language and guidance in permits.

Permit Violations

At two project sites, it was noted that although boardwalks were constructed according to permit conditions, additional fill was installed illegally above the ordinary high water mark (OHWM) at the end of the boardwalks to provide access to the lake. The coastal fen habitat where these fills occurred is very sensitive and this type of activity should be monitored closely and wetland laws enforced to prevent impacts to this globally imperiled natural community. It is very encouraging that no additional permit violations were noted during 2009 site visits.

Gaps in the ER Process

At the Evergreen Highway project site, a survey was not completed in response to the “clearance needed” letter yet a wetland permit was still issued. The permit that was granted did contain specific language about the potential for impacts to rare species in the project area. During the site visit Lake Huron tansy was documented on the beach adjacent to the boreal forest through which the road was being cleared. This occurrence of Lake Huron tansy was not previously known at the site. If a survey had been completed as required, this species could have been noted in the permit and taken into account prior to the clearing of the road. Information regarding the coastal fen plant species that occur in this area is important to consider when developing a management plan for the future easement that will be associated with this habitat. In addition, the potential for run off and sedimentation associated with the road construction is of concern, as noted in the photo taken of the culvert filled with sediment taken at the site. It is unknown whether the required silt fencing was used to prevent sedimentation into the stream.

In another situation, although dwarf lake iris was noted in the permit to build a boardwalk at the Pollard property, this species was not flagged for a wetland permit which was granted at this site for driveway fill. At six additional sites, rare species were found in adjacent contiguous habitat, although not directly in the area where the project occurred. This type of information is very important for minimizing potential impacts in the future.

Most importantly, there is currently no parallel process for flagging rare species and natural communities that occur in upland habitats. Since the majority of land altering activities occur in upland systems this is a huge gap and as a result these species and communities are highly vulnerable to impacts from poorly planned development. Although this is a very difficult problem to resolve, with the commitment and leadership of the WD, significant effort could be made to address this issue. Various, existing tools could be shared with townships and local

governments to assist them in learning about, protecting and managing unique natural features in their communities to insure long term ecological and economical benefits for their citizens.

Invasive Species

A number of invasive plant species were noted during project site assessments in 2008 and 2009 including such exotic plants as baby's breath (*Gypsophila* spp.), Canada thistle (*Cirsium arvense*), common garden tansy (*Tanacetum vulgare*), spotted knapweed (*Centaurea maculosa*), St. John'-wort (*Hypericum perforatum*), white clover (*Trifolium* spp.), sweet clover (*Melilotus* spp.), giant fescue (*Festuca arundinacea*), narrow-leaved cat-tail (*Typha angustifolia*), mullein (*Verbascum thapsus*), and European helleborine (*Epipactis helleborine*). Because the alarming impacts of exotic species in native ecosystems is well documented, we suggest that recording the presence of invasive species in project areas be incorporated as a component of rare plant surveys conducted at sites.

Training and Education

This project provided an extraordinary opportunity to meet one-on-one with LWMD, MDOT, WD and MNFI personnel at project sites. This mutual training experience involved information sharing about rare species and wetland regulations. Discussions included what is covered or not covered under various administered regulations, what works, what doesn't work, and how to optimally search for and identify rare species. These productive interactions build trust, allow for specific questions and answers to be explored, and highlight the need for additional cross-training opportunities. MNFI personnel were deeply impressed with LWMD field staff's knowledge of wetland flora and their keen interest in enhancing and improving their plant identification skills. Their diligence in assessing potential impacts to rare species and their knowledge of Michigan environmental regulations was consistently noted throughout project site assessments. It is apparent that they do a commendable job, given the amount of ground they have to cover and the time limitations that they commonly face.

MNFI also met with MDOT personnel to review project activities associated with the maintenance of protected plant areas along US-23 and the construction of a ditch to minimize blowing sand and the transplanting of Pitcher's thistle in an impacted area along US-2. MNFI staff were pleased with the careful thought that went into mitigating potential project impacts at both sites and appreciated the time MDOT staff spent discussing the practices that they implemented at the US-2 site, detailed in the Environmental Assessment (Michigan Department of Transportation, 2009) to avoid impacts to rare plants, animals and natural communities. A great deal was learned at the US-2 project site resulting from the planting of marram grass to prevent erosion and the transplanting of 49 Pitcher's thistle plants from affected areas. The survival rate of >50% of the transplants should be considered high. Lessons learned by MDOT will help guide similar efforts in the future. The construction of a bike path along US-23 was designed to minimize disturbance to the dunes and shoreline trees. Ditch maintenance along US-23 is done carefully each year to prevent disruption of hydrology in areas with alvar glade and boreal forest. Interpretive signage would be beneficial to instruct the public about the ecology and value of the rare plants, animals and natural communities which occur in MDOT right of ways, especially in areas where people park to access the shoreline. Grants should be pursued to support this type of effort.

Education is an important component of any successful biodiversity conservation program. Balancing private property rights with the protection of public resources, declining native species and increasing invasive species is not easy but must be done to help landowners become aware of the value and function of the species and ecological processes that occur in the places where they reside. Educating Michigan residents is necessary if we want to be successful at protecting our unique natural resources.

Conclusions and Recommendations

Phase I and Phase II of the environmental review evaluation project provided insights that are the foundation for several recommendations that could improve the efficiency and effectiveness of the environmental review process and maintain the protection of Michigan's biodiversity. These preliminary findings are bulleted below:

Conclusions

- The WD and the LWMD should continue their commitment to and investment in, an efficient yet comprehensive environmental review program. The results of this study strongly corroborate that the environmental review process is working well in wetland habitats along the Great Lakes shoreline and is a vital component for the protection of Michigan's rare and declining plants, animals and natural communities.
- We found that LWMD staff are knowledgeable in all aspects of wetland regulations and permitting procedures and are well trained, very thorough and diligent in implementing the environmental review process. LWMD staff expressed their appreciation for the on-site training they received from the MNFI botanist. Cross training is invaluable for information sharing and should continue.
- The MDOT staff were conscientious in mitigating potential impacts to rare species and natural communities during the implementation of their projects and demonstrated a good understanding of the ecology of the natural resources in coastal areas.

Recommendations

Training

- Facilitate additional DNRE/MNFI assistance for LWMD project consultations and for cross-training opportunities between the WD, LWMD and MNFI.
- Develop resources to identify newly listed species, assess the potential for their occurrence in various habitats, and evaluate activities which could impact these species. These resources could include species abstracts, updating the rare species explorer and the development of best management practices for targeted species.

File Evaluation and Coordination

- Eliminate duplicative efforts by using database software that can be accessed by LWMD and WD staff. Ideally this software would allow two separate customized applications for each Division, but could communicate and transfer information between each application.
- Design innovative tools and techniques to improve the screening of LWMD applications to reduce the number of 'no impact' projects which are reviewed. This would include improving the existing DNRE Endangered Species Assessment web application to allow the users the ability to digitize their entire project boundary, instead of the current limitation of only a single latitude and longitude being recorded.

- Provide WD/MNFI individuals involved with reviewing LWMD applications (2-4 people) with access to the full CIWPIS database (read-only).
- Review the Memorandum of Understanding between the DEQ and DNR that was signed in 1999 and incorporate key points and suggestions into an intra-agency document to improve and streamline the process, now that the departments are unified into the DNRE.

Applications and Survey Reporting

- Require photographs and high quality maps (include north arrow, road names, water bodies, major landforms, general habitat, etc.) of the project site as part of a technically complete LWMD application.
- Design and implement a standardized DNRE survey report form and distribute with the “clearance needed” letters to improve the gathering of consistent critical survey information to evaluate potential impacts of project activities. Require habitat description, survey methodology, photographs and plant list, including any invasive species.
- Advise the applicant/landowner/consultant of the potential presence of rare species and their responsibility to survey for rare species inside and outside of the direct impact zone (i.e. where future impacts may occur – beach, open areas, etc.). Only accept complete, adequate and consistent survey reports of project sites.

Permits

- Insure that permits are not issued to applicants that do not respond to “clearance needed” letters. More communication between LWMD and WD regarding final permit decisions and enforcement of this requirement is needed.
- Include specific language with regards to the rare plants and animals that occur or have potential to occur at project sites in all permits. This language should “stand out” in the permit so that applicants do not overlook the importance of this information. Vague wording should be avoided.

Compliance

- Develop a computerized method for tracking compliance on endangered species permits and permits for projects which have the potential to directly impact rare species. Annual site visits to inspect projects at a small sample of sites with highly vulnerable species is strongly recommended.

Education

- Educate landowners/applicants using multiple communication styles (letters, publications, web, telephone, face-to-face, etc.) about the value and function of the Great Lakes coastal communities and their associated rare species. Include color abstracts, suggested references, and contact information so people know where to go when they have future questions.

Ongoing Efforts

DNRE received funding from the Michigan Coastal Management Program to work with Michigan Natural Features Inventory to complete the final phase of this project (Phase 3). The final phase will include conducting a survey of LWMD staff as well as environmental programs from all states across the country to identify specific recommendations for improving the environmental review process. We look forward to learning first hand from those working in the field in the LWMD and other divisions and departments as appropriate. In addition we are eager to investigate how other states are addressing the challenges of environmental review and discover innovative approaches they are taking to make their programs more effective.

We thank the (former) Michigan Department of Environmental Quality, Michigan Coastal Management Program and Land and Water Management Division for supporting and funding this project. We also thank the Michigan Department of Natural Resources, Wildlife Division and Michigan State University Extension, Michigan Natural Features Inventory for their participation and funding of the project. In addition we are grateful for the invaluable assistance provided by the Land and Water Management Division field staff and the Michigan Department of Transportation, Environmental Section staff, during visits to project sites. Finally we appreciate the support of the project officer, Alisa Gonzales-Pennington, who provided valuable input and guidance throughout the project.

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Appendix A: Photographs of Project Sites and Site Field Forms

Bill and Shannon Bice

06-16-0059 Location: Cheboygan County



Top Photo: Path to beach from newly constructed home

Bottom photo: Pathway to narrow beach



Top Photo: Slope to beach stabilized with cement blocks

Bottom photo: Lake Huron Tansy location immediately west on adjacent property



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-04-2009 Time: 12:15 - 12:30 am or pm (circle)

Surveyors: Mike Penster, Scott Rasmussen, Daria Hyde Weather (temp, sun, clouds, wind): partly cloudy

DEQ File #: 06-16-59 Applicant's Name: Mr & Mrs. Bill Bice - 8257 Cedarwood Trail
DNR project #: 47435 Project Address: Cedarwood Point #1 Subdivision, Lot 17
County: Ogemaw City, Zip: Cedarwood trail and Ridgeview Rd.
T, R, S: T38N R4E Sec 21 US 23 to Straitsview Pt. Go down to lake, turn left on Cedarwood trail. Go just past Cedarwood to site on lake.

Past photos? Yes (circle) / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes (circle) / No (circle) Allowed to survey property? Yes / No (circle)
How many? 4 7931 - 7934

Permitted Activity (from DEQ permit): Construct new home 60' back from OHWM with deck, well septic and driveway; existing garage.
Construct 53 foot by 28 foot single family house and a new septic system

Rare species potentially impacted (ER letter): Pitcher's Thistle & Lake Huron Tansy
Rare species documented prior to visit (surveys, ES Permit): None found during survey by Bert Ebbers.

Potential habitat on applicant's property? Yes (circle) / No
Describe habitat: Back of property - 1/4 acre of property with LHT, Quail, Crows, Jays, Starlings, Goldfinches, Song Sparrows, Chipping Sparrows, Starlings, Salt Marsh Sparrows, Redwings, Cowbirds, etc.
* Tansy present on site
Estimate of habitat extent (acres, sq meters, sq feet?): ~ 90' x 20' - 1800 sq ft

GPS used? Yes (circle) / No (circle)
Type of GPS: Garmin GPS Map 76S Waypoint name:
Waypoint name: CH-BICE Waypoint name:
Waypoint name: Waypoint name:

Environmental Review Evaluation Project - Project Site Form



on adjacent property

GPS - CH - BICE - AD

Plant species documented: None - Fardeton Allisart
 # Ramets (total # individuals): ~ 8
 # Genets (total # of groups): ? a few
 Population density (scattered, clumps, evenly distributed)
w/m a. 1/m
 Phenology: DW / FR
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____
 # Ramets (total # individuals): _____
 # Genets (total # of groups): _____
 Population density (scattered, clumps, evenly distributed)
 Phenology: _____
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____
 # Ramets (total # individuals): _____
 # Genets (total # of groups): _____
 Population density (scattered, clumps, evenly distributed)
 Phenology: _____
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____
 # Ramets (total # individuals): _____
 # Genets (total # of groups): _____
 Population density (scattered, clumps, evenly distributed)
 Phenology: _____
 Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____

Rare species on adjacent property? Yes / No / Unsure
 Species on adjacent property: _____

Permit requirements followed: Yes / No / Unsure (circle)
 Comments on project activity: _____

No Habitat on property

Curt Stewart

DEQ LWMD File: 06-16-0013, Location: Cheboygan County



Top Photo: View of home and stone breakwall

Bottom photo: Mike Penskar points out Lake Huron tansy to Scott Rasmusson



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-04-2009 Time: 11:45am - 0.05 am or pm (circle)

Surveyors: Mike Penskar, Scott Rasmussen, Daria Hyde Weather (temp, sun, clouds, wind): 67° partly cloudy

DEQ File #: 06-16-13 Applicant's Name: Curt Stewart
DNR project #: 46205 Project Address: 8857 Cordwood Trail
County: Cheboygan City, Zip: Cheboygan
T, R, S: T38N R1E Sec 21

Past photos? Yes / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes / No (circle) Allowed to survey property? Yes / No (circle)
How many? 3 - 7928 - 7930

Permitted Activity (from DEQ permit): Construct a new single family house with an attached garage and a septic system.

Rare species potentially impacted (ER letter): Ram's head lady's slipper, Pitcher's thistle, Lake Huron Tansy
Rare species documented prior to visit (surveys, ES Permit): Lake Huron tansy found and Pitcher's thistle habitat found 23' feet away, separated by a stone breakwall.

Potential habitat on applicant's property? Yes / No not in project area -
Describe habitat: Small limited strip of shoreland dunes, ca. 15-18m in width, almost full bluff along beach and 70m at high lip of dunes in large patch, associated w/ Elymus Can, Lathyrus pratensis, Amaranthus, Penstemon, Carex, Bromus, Anemone, Ranunculus, Ranunculus, Ranunculus
Estimate of habitat extent (acres) (sq meters, sq feet): 80 x 20 ft 1800 sq ft

GPS used? Yes / No (circle)
Type of GPS: Garmin GPSmap 745 Waypoint name:
Waypoint name: CH-SIE Waypoint name:
Waypoint name: Waypoint name:



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>Lake Huron Tansy</u> # Ramets (total # individuals): <u>10-30</u> # Genets (total # of groups): _____ Population density (<u>scattered</u>) clumps, evenly distributed	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed)
Phenology: <u>sterile</u> Evidence of reproduction? Yes / No / Unknown <u>GPS - CH - STE - LHT</u>	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed)	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed)
Phenology: _____ Evidence of reproduction? Yes / No / Unknown	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____ _____ _____	Rare species on adjacent property? Yes / No / Unsure Species on adjacent property: _____ _____ _____
---	---

Permit requirements followed: Yes / No / Unsure (circle)	
Comments on project activity:	
<p style="font-family: cursive; font-size: 1.2em;">House and garage built away from shoreline habitat and separated by (23 ft) stone border wall from habitat supporting Lake Huron Tansy and potential habitat for Pitcher's Sp. H. S. P.</p>	

Jane Magers

DEQ LWMD File: 07-16-0011, Location: Cheboygan County



Top and Bottom photo: Mixed hardwood-conifer swamp habitat



Environmental Review Evaluation Project - Project Site Form



Red fields: Fill out on-site
Black fields: Fill out prior to field visit

Survey date: 08-04-2009 Time: 4:25-4:30 am or pm (circle)

Surveyors: Mike Penskur, Scott Rasmussen, Dacia Hydt Weather (temp, sun, clouds, wind): mostly sunny 70'

DEQ File #: 07-16-11 Applicant's Name: Jane Magers
DNR project #: 48732 Project Address: 20629 Mary Ann Blvd. - Mary Ann Estates
County: Cheboygan City, Zip: Mackinac City MI 49753
T, R, S: T 34N R 3W, Sec 20 Lot # 31

Past photos? Yes / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes / No (circle) Allowed to survey property? Yes / No (circle)
How many? 2 - 7956-7957

Permitted Activity (from DEQ permit): Excavate up to 362 cubic yards of native soils from 0.098 acres of wetland, temporarily stocking piling on site, with the final placement in an upland/non-wetland area. Place up to 444 cubic yards of clean fill in 0.17 acres of wetland for the construction of a house, garage, driveway and drainfield.

Rare species potentially impacted (ER letter): Dwarf Lake Iris.
Rare species documented prior to visit (surveys, ES Permit): none found during survey.

Potential habitat on applicant's property? Yes / No (circle) Describe habitat: mixed hardwood / conifer swamp
Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? Yes / No (circle) Type of GPS: Garmin GPS Mag 765
Waypoint name: CH-MA6

Sedkey and Co. LLC

DEQ LWMD File: 08-16-0066, Location: Cheboygan County



Top photo: Flagging for driveway route proposed through boreal forest habitat

Bottom photo: Habitat for Houghton's goldenrod not found where boardwalk is proposed.



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-04-2009 Time: 4:00 - 4:10 am or pm (circle)

Surveyors: Mike Penskar, Scott Rasmussen, David Hyde Weather (temp, sun, clouds, wind): mostly clear, 70°

DEQ File #: 08-16-64 (previous permit 04-16-010) Applicant's Name: Sedkey & Co. L.L.C.
DNR project #: 54345 Project Address: US-23 and Freedom Rd.
County: Cheboygan City, Zip: Approx 1.15 mi SE of intersection along US-23
T, R, S: map located N. of US-23. Located E. of U-shaped drive and existing access drive to property/house to the west.

Past photos? Yes / (No) (circle) Landowner present? Yes / (No) (circle)
Took photos on day of evaluation: (Yes) / No (circle) Allowed to survey property? Yes / No (circle)
How many? 5 - 7951 - 7955

Permitted Activity (from DEQ permit): Place up to 180 cubic yds of clean fill over three wetland crossings totaling 152 linear feet of regulated fill, with a base width not to exceed 16 ft for a single family driveway that terminates at an upland building site. Three 18 ft by 12 in culverts will be installed in the driveway. Construct a 27 ft long by 6 foot wide open pile boardwalk, as indicated on plans to access Lake Huron. (0.056 ac wetland)

Rare species potentially impacted (ER letter): Houghton's Goldenrod
Rare species documented prior to visit (surveys, ES Permit): project review - S.R.

Potential habitat on applicant's property? Yes / (No) (circle)
Describe habitat: No habitat for HG. at proposed location for drive & boardwalk.
Dense forest - driveway proposed.
Narrow swale & Dense vegetated swale w/ organic substrate not suitable for HG.
Estimate of habitat extent (acres, sq meters, sq feet?): none

GPS used? (Yes) / No (circle)
Type of GPS: Garmin GPS Map 76 S Waypoint name:
Waypoint name: CH-SED-SW (swale) Waypoint name:
Waypoint name: Waypoint name:

MDNR Parks and Recreation Division

LWMD DEQ File # 06-16-0009, Location Cheboygan County



Top photo: Area of beach that has been mechanically groomed

Bottom photo: Lake Huron tansy growing approximately 15' from groomed edge



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-04-2009 Time: 9:30-11:00 am or pm (circle)

Surveyors: Mike Penskar, Scott Rasmussen, Daria Hydr Weather (temp, sun, clouds, wind): 72° 25-35 mph partly cloudy

DEQ File #: 06-16-9 Applicant's Name: MNR Parks & Recreation Div.
DNR project #: 46084 Project Address: Cheboygan S.P. - Arcan Bay Drive
County: Cheboygan City, Zip: Cheboygan MI 49721 at Chev S.P. Beach Road
T, R, S: T38N R11W Sec. 27 From Park H.Q. south 1 mile on Beach Rd. - From Bathhouse walk N.W. to lake shore edge.

Past photos? Yes / No (circle) Took photos on day of evaluation: Yes / No (circle) How many? 7917 - 7925 Landowner present? Yes / No (circle) Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): Mechanically grade a previously graded 800-foot by 300-foot area for use as a public beach for a period of five years.

Rare species potentially impacted (ER letter): Houghton's goldenrod, Lake Huron tansy, Pitcher's thistle, Lance-flower locust, American bitterroot, Great Lakes Marsh, Interdunal wetland
Rare species documented prior to visit (surveys, ES Permit):

Potential habitat on applicant's property? Yes / No (circle) Describe habitat: Area groomed has been maintained for many years. There are no plants present in the groomed area. Wetland at base of dune - 200 stems scattered across fence. Lake Huron Tansy found 15-20' from groomed edge. Photo 7928-7924, 7925, 7926. Estimate of habitat extent (acres) sq meters, sq feet?: 1-2 ac small patch of beach groomed. Juncus balticus, sandcherry, wormwood

GPS used? Yes / No (circle) Type of GPS: Garmin GPS Map 765 Waypoint name: CH-SP - CH-SP-LHT



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>Lake Huron Tansy</u>	Plant species documented: <u>Houghton's Goldenrod</u>
# Ramets (total # individuals): <u>MANY - 100 / 1000</u>	# Ramets (total # individuals): <u>1000 - 10000</u>
# Genets (total # of groups): _____	# Genets (total # of groups): <u>MANY</u>
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: <u>Flowers July, Aug. 4</u>	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? <u>Yes</u> / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: <u>Common Tern (2) on beach at water's edge, 2-bald eagles flew by</u>	Rare species on adjacent property? <u>No</u> / Unsure
	Species on adjacent property: _____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity:

Associates for LHT: Prunus pennsylv, upland, dune willow (2sp) beardberry, sand reed grass, meadow grass; milkweed

* Recommend staying/digging LHT prior to grooming

* -Stay away from base of dune where tansy grows

Knapsack black pea

17927- Ohio & Houghton's compare
Carter

KEM
Bibclancy

Proposed RV park near Duncan Bay
Permit not yet submitted, Location: Cheboygan County



Top photos: An RV park may be proposed in area that grades into northern hardwood conifer swamp and an interdunal wetland. Dwarf Lake iris was noted on a cobble beach ridge near shore



Bottom photo: Cobble shoreline provides potential habitat for Houghton's goldenrod



Environmental Review Evaluation Project - Project Site Form



Red fields: Fill out on-site

Black fields: Fill out prior to field visit

Survey date: 08-04-2009 Time: 1:30-2:30 am or pm (circle)

Surveyors: Scott Rasmussen, David Hyde, Mike Perdue Weather (temp, sun, clouds, wind): 74° Shady

DEQ File #: Duncan Bay - proposed RV park - Applicant's Name:
DNR project #: Project Address:
County: Cheboygan City, Zip:
T, R, S:

Past photos? Yes / No (circle) Took photos on day of evaluation: Yes No (circle)
How many? 7935-7150 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): propose 3ac fill for RV community development

Rare species potentially impacted (ER letter):
Rare species documented prior to visit (surveys, ES Permit):

Potential habitat on applicant's property? Yes / No Describe habitat: N Hardwood-cedar swamp community that graded into an Interdunal wetland depression with Houghton's Goldenrod Cobble shore - has potential for HC.
DLI - found on small cobble beach ridge. - 5m area
Assoc: cedar - buffaloberry, wisnutt - paper birch, balsam fir.
Estimate of habitat extent (acres, sq meters, sq feet?): unknown

GPS used? Yes No (circle) Type of GPS: Garmin GPS map 76-S Waypoint name:
Waypoint name: CH-DUN-DLI Waypoint name:
Waypoint name: Waypoint name:

Mackinac County Road Commission

LWMD DEQ File # 08-49-0080, Location: Mackinac County



Top photo: Proposed road flattening activity should not impact MI monkey flower habitat

Bottom photo: *Chrysplenium americanum* looks similar to MI monkey flower



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-18-2009 Time: 4:30pm - 5 am or pm (circle)

Surveyors: Mike Penkar, Dacia Hyde Weather (temp, sun, clouds, wind): 72 mostly cloudy

DEQ File #: 08-49-80 Applicant's Name: Mackinac County Road Commission
DNR project #: 54325 Project Address: Epoutette Bay Road Bellant Road
County: Mackinac City, Zip:
T, R, S: 42N R7W Sec 10

Past photos? Yes No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes No (circle) Allowed to survey property? Yes / No (circle)
How many? 4 8092 - 085

Permitted Activity (from DEQ permit): Permit Pending - Permit issued 7/31/09
Proposed activity is to flatten the forest slope on the north side of Epoutette Bay Rd. (Bellant Road?) to meet safety standards and to remove the existing guardrail in T42N R47 Sec 10.

Rare species potentially impacted (ER letter): Mimulus glaberrimus var. michiganensis - MI Monkey Flower
Rare species documented prior to visit (surveys, ES Permit): 50 ft uphill from potential Michigan monkey flower habitat noted by Ginny Pennaly - MI-monkey flower population documented in 9/08 by Mike Penkar, Lori Sargent and Mike Smolinski

Potential habitat on applicant's property? Yes No
Describe habitat: Cedar swamp, Balsam Fir - sandy bottom cold spring
Chrysosplenium americanum - growing in clear spring on W side of road
looks very similar Alder, white spruce cedar
view - grassy near seeps
Monkey flower habitat but should not be impacted by activity
jenseluped assu.

GPS used? Yes No (circle)
Type of GPS: Garmin GPS Map 76 S Waypoint name:
Waypoint name: MAC-MCRC-S Waypoint name:
Waypoint name: Waypoint name:

permit issued 7/31/09
Dr. Zimmerman - Lake State Univ.



Environmental Review Evaluation Project - Project Site Form



Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____
Phenology: _____ Evidence of reproduction? Yes / No / Unknown	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____
Phenology: _____ Evidence of reproduction? Yes / No / Unknown	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____ _____ _____	Rare species on adjacent property? Yes / No / Unsure Species on adjacent property: _____ _____ _____
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Permit requirements followed: Yes / No / <u>Unsure (circle)</u>	<i>- project not implemented yet</i>
Comments on project activity: _____	_____
_____	_____
_____	_____
_____	_____
_____	_____
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_____	_____

Michigan Department of Transportation
MDNR Endangered Species permit #1528, Location: Mackinac County



Top photo: Marram grass planted to stabilize sand dunes and to prevent erosion
Bottom photo: Mike Penskar discusses the planting with Dave Schuen and Ulrika Zay MDOT



Top photo: V-Ditch cut at 45 degree angle to minimize sand blowing over road

Bottom photo: John Gustafson, DEQ, looks closer at Lake Huron tansy growing next to road



Top photo: Mike Penskar discusses the Pitcher's thistle transplant with MDOT staff
Bottom photo: Boardwalk maintained for foot traffic to prevent trampling and erosion



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 09-18-2009 Time: _____ am or pm (circle)

Surveyors: Mike Penskar, Daria Hyde, Dave Schuen, Ulrika Zay, Dick Weloski Weather (temp, sun, clouds, wind): 74° cloudy

DEQ File #: 07-49-50 expires 12/31/2013 Applicant's Name: MDOT
DNR project #: 50511 Project Address: US-2
County: Mackinac City, Zip: 1 mile east of Brevant Campground
T, R, S: T41N R5W sections 5, 8, 9, 16, 22 Road to Paint Aux Chenes 10

Past photos? Yes / No (circle) Landowner present? Yes / No (circle) N/A
Took photos on day of evaluation: Yes / No (circle) Allowed to survey property? Yes / No (circle)
How many? _____

Permitted Activity (from DEQ permit):
Construct and maintain 1.56 miles of V-bottom ditch for a safety upgrade of the clear zone area and to improve drainage along the south side of US-2.
Restoration and planting of eroded areas on the south side of the project.
Mechanical removal of sand from boardwalk approaches.

Rare species potentially impacted (ER letter): Cirsium pitcheri, Tanacetum humanense, Chusquea melodus, Stellaria longipes (sc)
Rare species documented prior to visit (surveys, ES Permit): ES permit # 1786 expires 12/31/2007
Cirsium pitcheri, Tanacetum humanense, Trimerotropis huanidna

Potential habitat on applicant's property? Yes / No
Describe habitat: Foredune on N & S side of US-2

Estimate of habitat extent (acres, sq meters, sq feet?): _____

GPS used? Yes / No (circle)
Type of GPS: Garmin 60S Day 1.5 Waypoint name: _____
Waypoint name: _____ Waypoint name: _____
Waypoint name: _____ Waypoint name: _____

What is site of transplanted activity? Took out 44 plants, 54 plants...
Remove plants
Site? Use plants for...
Site? Use plants for...



Environmental Review Evaluation Project - Project Site Form

US-2 site.



Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity:

PT transplant - On day of planting there were excellent weather conditions. It rained the day prior and the day after the transplant.

Lesson learned: next time should plant area where equipment disturbed soil.
- 13/22 plants in gatto survived!

West #1 - 3yr monitoring. MDOT offered USES extra plants.
- Marum grass planted to prevent erosion + stabilize dunes
- permit called for coconut fiber mat - doesn't decompose in sand

West #2 - V-ditch cut at 45° angle - planted w/ marum grass
(photo 8039 Q004) will maintain spring in fall

West #3 - 1000' buffer on either side of Brevoort River
- Parking on MDOT ROW - 88A's -
No designated parking areas, no signage.
- Should have interpretive signage and kiosk.
- Cost prohibitive to redo signs.

West #4 - FT transplant.

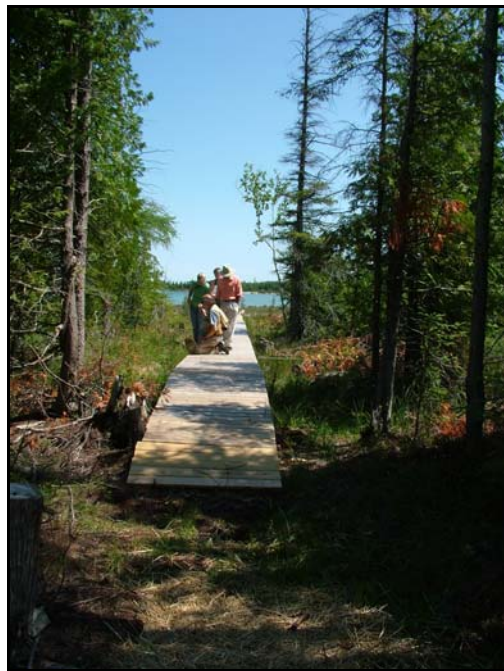
West #5 Boardwalk - by product of permit to clean boardwalk

* Last photo 8081

25% 88A's - US-2
m-13.1

Bernard and Trudy Butler

LWMD DEQ File # 08-71-0002, Location Presque Isle County



Top left photo: A minimum width viewshed was cut through the boreal forest

Top right photo: Mike Penskar inspects the vegetation with LWMD staff



Bottom left photo: Boardwalk and temporary walkway extends over swale,

Bottom right photo: Northern fen with swale and potential rare plant and animal habitat



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-05-2009 Time: 12:30-1:30 am or pm (circle)

Surveyors: Roxanne Merrick, Mike Arevalo, Macey Kad', Mike Venstar, Daria Hyll Weather (temp, sun, clouds, wind): Sunny 72°

DEQ File #: 08-71-2 Applicant's Name: Bernard and Trudy Butler
DNR project #: 52156 Project Address: 6407 Grand Lake Rd.
County: Presque Isle City, Zip: Intersection of Kaufman Rd & Gr. Lake Rd.
T, R, S: T34N R8E Sec. 20 Non Gr Lake Rd to Number 6407 Turn E into driveway have blue/grey/white "Barney & Trudy" sign on driveway

Past photos? Yes (circle) / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes (circle) / No (circle) Allowed to survey property? Yes / No (circle)
How many? 7987-7996

Permitted Activity (from DEQ permit): Discharge 36 cu yds of woodchips within an area 270 feet long by 4 foot base width by approx 10 inches deep; construct one elevated boardwalk no greater than 433 feet long by 3 feet wide for accessing Lake Huron. The boardwalk shall never be placed in the water; this may include removal of section during periods of higher water.

Rare species potentially impacted (ER letter): Pitcher's thistle, Houghton's goldenrod, Dwarf lake iris, Butterwort.
Rare species documented prior to visit (surveys, ES Permit): Dwarf lake iris documented at site. Habitat on site includes forested wetland and rich fen.

Potential habitat on applicant's property? Yes (circle) / No Describe habitat: Northern fen with snail ridge & snail topography
Estimate of habitat extent (acres, sq meters, sq feet?): 3-5
Potential for birds: Egg snail, Richardson's snail, Bull rush sedge, Butterwort

GPS used? Yes (circle) / No (circle) Type of GPS: Garmin GPS Map 76 S Waypoint name: P1-BUT-B0A



Environmental Review Evaluation Project - Project Site Form



Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): <u>100-200 in ca. 2 small patches</u>	# Ramets (total # individuals): _____
# Genets (total # of groups): <u>2</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) <u>2 local clones</u>	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / <u>Unknown</u>	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed Yes / No / Unsure (circle)

Comments on project activity: Did a nice job of only cutting enough trees for a view, put in boardwalk and temporary walkway below to HWY

See locusts: Under, Thuja, Alnus, Pinus, Betula, Acer, Liriodendron, Maianthemum

Evergreen Hwy. LLC

LWMD DEQ File #08-71-0004, Location: Presque Isle County



Top photos: New section of road rerouted away from Lake Huron through boreal forest



Bottom photos: It is important to control sedimentation and run off to protect fen and shoreline species associated with road construction and future development.



Top photos: Coastal fen provides habitat for pitcher-plant, bladderwort, and butterwort (SC), the latter shown in photo on right



Bottom photos: Old road is disruptive to the hydrology of the fen. Development should proceed carefully to protect this unique coastal fen resource.



Environmental Review Evaluation Project - Project Site Form



Red fields: Fill out on-site

Black fields: Fill out prior to field visit

Survey date: 09-03-2009 Time: 2:30-3:30 am or (pm) (circle)

Surveyors: Mike Penskar, Daria Hyde, Roxanne Merrick, John Arcvalo, Macey Knol Weather (temp, sun, clouds, wind): sunny 72°

DEQ File #: 08-71-4 Applicant's Name: Evergreen Highway, LLC - George Hess
DNR project #: 52042 Project Address: Evergreen Hwy & US-23 - Proceed North
County: Presque Isle City, Zip: on Evergreen Hwy for 0.74 mi passing Kaline Dr.
T, R, S: T36N R4E Sec 20 and ending at 1g vacant parcel in project center.

Past photos? Yes / (No) (circle) Took photos on day of evaluation: (Yes) No (circle)
How many? 7797-8018 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): Reroute a section of Evergreen Hwy away from the Lake Huron shoreline by mechanically excavating approx 170 cu yds of spalls from a max. area 170' x 46' wide. Discharge approx. 948 cu yds of clean fill within approx 0.314 acres. Construction will include mitigation via restoration of the old road grade and executing a cons. easement over 16.43 ac. including road R.O.W. and powerline easement areas.

Rare species potentially impacted (ER letter): Pitcher's thistle, Houghton's goldenrod, Pine drops, Lake Huron locust, Butterwort, E. massasauga.
Rare species documented prior to visit (surveys, ES Permit): no - did not get clearance

Potential habitat on applicant's property? (Yes) / (No) Describe habitat: coastal dune, wooded by interdunal areas with coastal fern, Road thru Boreal Forest.
Estimate of habitat extent (Acres) (sq meters, sq feet?): Approx. 5 mi of road relocated

GPS used? (Yes) / No (circle) Type of GPS: Garmin GPS Map 745 Waypoint name: PE-EV-HWY

Lead
* Fen could be written up - Give info to Brad (LIP) Brian Piccolo.



Environmental Review Evaluation Project - Project Site Form



PI-EV-LH

PI-EV-BUT

Plant species documented: <u>Lake Huron Tansy</u>	Plant species documented: <u>Butternut PINGUICULA VULGARIS</u>
# Ramets (total # individuals): <u>100-200 stems</u>	# Ramets (total # individuals): <u>around 100</u>
# Genets (total # of groups): <u>7</u>	# Genets (total # of groups): <u>" "</u>
Population density (scattered, clumps, evenly distributed): <u>scattered</u>	Population density (scattered, clumps, evenly distributed): <u>concentrated in 3+ patches</u>
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): _____	Population density (scattered, clumps, evenly distributed): _____
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity:

Pinguicula associates: Chionodoxa cruenta & intermedia, Saxifraga, Cladonia, Hypnum kalm, Rhyssoloma Topfieldia, Peltandra

Ⓞ Taxodium associates: Arthrocladus, Adiantum

→ Important to control sedimentation & run off to protect trees and sensitive species

Was siltation barrier installed & maintained?



William Pollard

LWMD DEQ File # 08-49-0010, Location Presque Isle County



Top photos: Dwarf Lake Iris growing adjacent to driveway (not flagged in fill application)



Bottom photos: Boardwalk through fen built according to permit. Butterwort (SC) in fen



Top photo: Unpermitted wetland fill below the OHWM used to extend boardwalk
Bottom photo: Fen plants growing adjacent to illegal fill near the shore



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site

Black fields: Fill out prior to field visit



Survey date: 08-05-2009 Time: 11:30-12:20 (am or pm) (circle)

Surveyors: John Arevalo, Roxanne Merrick, Marcy Knol, Mike Penstar, Daria Hyde Weather (temp, sun, clouds, wind): mostly clear 65° 10-15 mph near shore 0-5 upland

DEQ File #: 07-71-14 Applicant's Name: William Pollard DNR project #: 50547 Project Address: 6331 E. Grand Lake Road County: Presque Isle City, Zip: Intersection of Pine View and Kaufman T, R, S: T 34N 8E Sec. 20 Day colored house (c ranch)

Past photos? Yes / No (circle) Took photos on day of evaluation: Yes No (circle) How many? 7966-7986 - 18 Landowner present? Yes / No (circle) Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): Construct one boardwalk approx 300 linear feet by 4 feet wide, elevated approx 16 inches from natural/existing grade in compliance with conditions & plans

Rare species potentially impacted (ER letter): Dwarf lake iris, Houghton's goldenrod, Butterwort. Rare species documented prior to visit (surveys, ES Permit): Rich fen and forested wetland. Species assumed present?

Potential habitat on applicant's property? Yes / No Describe habitat: Cedar over limestone - Dwarf lake iris present Boardwalk over Rich fen. (potential for Hone's emerald) marshy fen. - potential for massasauga english sundew cobbie shore - near Lk Huron - blue rush sedge - Richardson's sedge Estimate of habitat extent (acres, sq meters, sq feet?): 5 acres - Hone's emerald.

GPS used? Yes / No (circle) Type of GPS: Garmin GPS Map 765 Waypoint name: PT-POLEBOA (boardwalk) Waypoint name: Waypoint name: Waypoint name:

DLI did not flag fill for driveway - Gap

* Should be written up as fen



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>Butterwort Pinguicula vulgaris</u>	Plant species documented: _____
# Ramets (total # individuals): <u>~100-150 clumps are about 200-300</u>	# Ramets (total # individuals): <u>1000</u>
# Genets (total # of groups): <u>in 40-50 m area</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): <u>scattered grass ca. 50m x 20 m area</u>	Population density (scattered, clumps, evenly distributed): <u>Locally dense patches by streamway full sun photo</u>
Phenology: <u>stomls August 5</u>	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) _____	Population density (scattered, clumps, evenly distributed) _____
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes No / Unsure (circle)

Comments on project activity: arex flava!
Sagittaria arifolia: Thymus, Solidago, Anemone, Potentilla frut.
Sarcocolla, Junco pallens, Carex, Topidia glab., Cytisus villosus
Utricularia, cornuta & latifolia, Silphium, Asclepias, Lonicera, Ranunculus acris
Vicia cucullata or neph, Zizia aurea, Asplenium, Carex, Lycopodium, Carex flava
Orchis, Stachys, Phlox, Lysichiton, Senecio, Ranunculus, Thalictrum
Prunella, Staph. Colanogonites, Melospiza, Amphispiza bilineata, Phoebe

Unpermitted wetland fill below OHWM - It should not have happened but given sensitivities of DEA will not be pursued.

arex flava, clones/paths: Alnus, Thymus, Betula, Populus, Populus, Phlox, Salix, Lonicera, Prunella, Verticillium, Myrica, Ampelopsis

Basewalk was built according to the permit conditions

* Potential for english sedge, Richardson's sedge, Bullrush sedge.

Randolph Howarth

LWMD DEQ File # 08-71-0014, Location: Presque Isle County



Top photo: Applicant's property where an after the fact permit for wetland fill was granted is rich conifer swamp. Habitat for rare plants occurs on the beach away from the project area.



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-03-2009 Time: 2:40-2:45 am or pm (circle)

Surveyors: Mike Pindur, John Arrevalo, Roxanne M. Marcy Knol, Dario Hyde Weather (temp, sun, clouds, wind): partly cloudy

DEQ File #: 08-71-14 Applicant's Name: Randolph Houarth
DNR project #: 53289 Project Address: 11888 Ray Road - US-23 + Ray Rd.
County: Presque Isle City, Zip: Millersburg west off Ray Rd.
T, R, S: T36N R3E Sec 23 Beige cottage.

Past photos? Yes No (circle) Took photos on day of evaluation: Yes No (circle)
How many? 8019-8021 = 3 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): After the fact authorization to discharge 24 cubic yds of clean sand and gravel fill within a regulated wetland area 27 feet wide by 24 feet long to provide parking at the 11888 Ray Road. Additionally, one 8 inch diameter culvert was installed to equalize surface water.

Rare species potentially impacted (ER letter): Pitcher's thistle, Houghton's goldenrod, Lake Huron fancy, English sparrow
Rare species documented prior to visit (surveys, ES Permit): no survey done.

Potential habitat on applicant's property? Yes / No - not in project area
Describe habitat: Cedar swamp - Rich conifer swamp
Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? Yes / No (circle) Type of GPS: Garmin GPS Map 765 Waypoint name:
Waypoint name:
Waypoint name: PT-HOW



Environmental Review Evaluation Project - Project Site Form



Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____
Phenology: _____ Evidence of reproduction? Yes / No / Unknown	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____	Plant species documented: _____ # Ramets (total # individuals): _____ # Genets (total # of groups): _____ Population density (scattered, clumps, evenly distributed) _____
Phenology: _____ Evidence of reproduction? Yes / No / Unknown	Phenology: _____ Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____ _____ _____	Rare species on adjacent property? Yes / No / Unsure Species on adjacent property: _____ _____ _____
---	---

Permit requirements followed: <input checked="" type="radio"/> Yes / No / Unsure (circle) ATF -	
Comments on project activity: _____ no impacts	

MDOT: US 23- Protected Plant Area's (PPA's)
Endangered Species Permit # 1528, Location Presque Isle County



Top photos: PPA #1- Dave Schuen, MDOT stands near maintained ROW (no rare plants noted at road). Houghton's goldenrod grows in adjacent low dune and swale community.



Bottom Photo: Houghton's goldenrod was found growing near shore in long interdunal swale (ca. 50' wide) occurring between road and foredune.

Presque Isle PPA # 1 (Northernmost - Hammond Bay)



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site

Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 9:00-9:45 am pm (circle)

Surveyors: Mike Penstkar, Daria Hyde
Dave Schuen Weather (temp, sun, clouds, wind): 63° clear
0-5 mph

DEQ File #: _____ Applicant's Name: MDOT
DNR project #: ES Permit #1528 Project Address: _____
County: Presque Isle City, Zip: _____
T, R, S: _____

Past photos? Yes / No (circle)
Took photos on day of evaluation: Yes / No (circle)
How many? 1st call - 80-84-8113 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): Maintenance activities to be conducted in Protected Plant Areas - mowing of turn areas adjacent to road shoulders on MDOT right-of-way within MDOT PPA's is permitted up to 10 feet wide on trunkline roads and up to 15 feet or the top of the slope on interstates and freeways. Brush may be hand cleared within a 10 foot radius of signs within PPA's that are no longer visible from the road.

Rare species potentially impacted (ER letter): Houghton's goldenrod, Allegheny plum, Pitcher's thistle, dwarf lake iris, Lake thymiancy, and beady sedge.
Rare species documented prior to visit (surveys, ES Permit): _____

Potential habitat on applicant's property? Yes / No
Describe habitat: low dune & sedge community along MDOT Row's
Estimate of habitat extent (acres, sq meters, sq feet?): _____

GPS used? Yes / No (circle)
Type of GPS: Garmin Map 76 S Waypoint name: _____
Waypoint name: _____ Waypoint name: _____
Waypoint name: _____



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>SOLIDAGO HAUGHTONII</u>	Plant species documented: _____
# Ramets (total # individuals): <u>1000 ±</u>	# Ramets (total # individuals): _____
# Genets (total # of groups): <u>1000 ±</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) <u>dens in swale, scattered on beach & into dunes</u>	Population density (scattered, clumps, evenly distributed)
Phenology: <u>FLOWERING</u>	Phenology: _____
Evidence of reproduction? <u>Yes</u> / No / Unknown <u>Many seedlings</u>	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity: _____

1st site - 6 foot swath mowed - no rare plants noted at road
(just south of Hammond Bay Harbor) - Houghton's goldenrod nearer to shore in swale. GPS point taken PI-PPA-1
long swale. 50" wide - between road & forest.

* PI-CO-FEN -

SOLIDAGO associates: Thymus, Agraria, geranium, Chamaemula,
Poa annua, Ranunculus, Ranunculus, Hypericum perforatum,
Cyperus tenuis, Taraxacum officinale, Anemone stellata,
Lappula, Ranunculus, Carex granularis,
Rudbeckia hirta, Achillea millefolium, Solidago nemoralis,
Taraxacum officinale, Ranunculus abortivus, Carex lasiocarpa

Houghton's Goldenrod
large coastal fen
5 acres

PPA #2



Top photos: Bike path has eliminated people parking on the shoulder near rare plant community



Middle photos: (left) Pitcher's thistle and (right) nice flow through culvert with Houghton's goldenrod and an orchid, Loesel's twayblade (*Liparis loeselii*)



Bottom photo: Invasive baby's breath (*Gypsophila* spp.) beginning to be established in swale

Presque Isle PPA #2 - (near Hought S.P.)

Hought S.P.



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site

Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 10:00-11:00 (am or pm (circle))

Surveyors: Mike Penstar, Daria Hyde, Dave Schuen Weather (temp, sun, clouds, wind): 67° clear 0-5 mph

DEQ File #: Applicant's Name: DNR project #: End so permit # 1528 Project Address: County: Presque Isle City, Zip: T, R, S:

Past photos? Yes (No) (circle) Took photos on day of evaluation: Yes (Yes) No (circle) How many? 8114-8134 Landowner present? Yes / No (circle) N/A Allowed to survey property? Yes (Yes) No (circle)

Permitted Activity (from DEQ permit): MDOT PPA maintenance - of ROW's

Rare species potentially impacted (ER letter): Houghten's goldenrod, Pitcher's thistle, Lake Huron Tansy Rare species documented prior to visit (surveys, ES Permit): HG, PT, LHT

Potential habitat on applicant's property? Yes (Yes) No Describe habitat: low dune & small community some PT & LHT GPS PT: PI-PPA-2 Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? Yes (Yes) No (circle) Type of GPS: Garmin GPS Map 76S Waypoint name: Waypoint name: Waypoint name: Waypoint name:

PI-HG-PPA2
PI-BB-PPA2
PI-BRYOPHYT



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u><i>Quercus petoalis</i></u>	Plant species documented: <u><i>T. erecta, L. mucronata</i></u>
# Ramets (total # individuals): <u>scattered 10's (10-100+)</u>	# Ramets (total # individuals): <u>occasional to frequent (10-100)</u>
# Genets (total # of groups): <u>many</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): <u>scattered</u>	Population density (scattered, clumps, evenly distributed): _____
Phenology: <u>fruit flowering / fruiting - call into</u>	Phenology: <u>fruiting</u>
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? <u>Yes</u> / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): _____	Population density (scattered, clumps, evenly distributed): _____
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: <u>Likely - PT. LHT, HG</u>
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity: row usually 300 deep here ROW - up to 500-700' feet deep

GPS point - PI-BRYOPHY - Hermit?
- pullout & parking area for bikers - no disturbance to dunes

DUNE ASSOCIATES: *Pinus pungens, Calopogon, Artemisia, Solidago sp., Plectrospiza, Callitris, Thuja, Betula sp., Ligustrum, Populus, Cornus, Sambucus, Liriodendron, Quercus*

* bike path has eliminated people parking on shoulder

- MOOT only, allows IFT of maintenance on lake side of bike path.

2nd parking area

- built bike path on lake side of trees so wouldn't need to cut trees

agalinus pur, aster simplex, plantain hyper.

HGN: scattered along water edge

WAYPOINT: PI-HG-PPA2

Gypsophila paniculata - locally established near HGN

PI-BB-PPA2 - *Baby's breath beginning to be established in shale at pullout in middle portion

- also Spotted knapweed

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cullvert - nice flow - HG + *Liriodendron* 100% (Fruar blade)

PPA #3



Top photos: Alvar glades with flowing water in ditches adjacent to extensive cedar glades with Dwarf Lake iris. Maintenance of ROW's done carefully to prevent disruption of hydrology



Bottom photos: MDNR Parks violation: Thompson Harbor entrance area that is rutted and where rocks and brush were dumped should be restored and invasive plants (spotted knapweed, Canada thistle) removed.



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 11:40 - 12:15 (am or pm (circle))

Surveyors: Mike Penstak, Darin Hyde, Dave Schuen Weather (temp, sun, clouds, wind): 73° 0-5 mph clear

DEQ File #: DNR project #: ES permit 1528 County: Presque Isle T, R, S: Applicant's Name: MOOT Project Address: Thompson's Harbor City, Zip: MOOT Row

Past photos? Yes / (No) (circle) Took photos on day of evaluation: (Yes) No (circle) How many? 8135- Landowner present? Yes / No (circle) Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): maintenance of MOOT Row

Rare species potentially impacted (ER letter): Beauty sedge Dwarf Lake iris not seen in past Rare species documented prior to visit (surveys, ES Permit):

Potential habitat on applicant's property? (Yes) No - for DLI Describe habitat: 1st stop - Alvar glades w/ flowing water in ditches cedar glades Estimate of habitat extent (acres, sq meters, sq feet?): extensive - need to look at topo or aerial

GPS used? Yes / No (circle) Type of GPS: Garmin GPS Map 76S Waypoint name: PI-DLI-PPA



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>R5 LACUSTRI</u>	Plant species documented: _____
# Ramets (total # individuals): <u>10,000 & 10,000</u>	# Ramets (total # individuals): _____
# Genets (total # of groups): <u>" "</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) <u>Due to local patches</u>	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? <u>Yes</u> / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity: not mowed in 2-3 yrs (6' R.O.W)

mowers w/ beam - cut 6' wide

ditch maintenance - very careful so won't disrupt hydrology

CC: OS: Thys, Carex, Picea mar & P. flexilis Abies

OS: Thys et al., Rhamnus dr, Anemone, Ranunculus acris

CC: Carex glumosa, Scleroglossa, Aster umb, Rosa sp.,
Arctostaphylos uva, son Salix, Centaurea
Andropogon scop, Andropogon glaucus, Agropyron monsp
Cirsium mutabile, Scleroglossa hepatica

Thomp Harbor entrance

MDNR Pails - fore up area near park sign - dumped rocks & brush
Violation - 2 yrs ago

After the fact permit

* invasives - spotted knifweed, Canada thistle

* should be restored -

PPA #4



Top photo: Snowmobile trail along ROW in alvar/cedar glade, with abundant big bluestem



Bottom photos: Dwarf lake iris is abundant in alvar/cedar glades



Environmental Review Evaluation Project - Project Site Form

PPA #4

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 12:20-12:45 am or pm (circle)

Surveyors: Mike Penkan, Dave Schuen, Daria Hyde Weather (temp, sun, clouds, wind): _____

DEQ File #: _____ Applicant's Name: MDOT PPA #4
DNR project #: End Sp permit # 1528 Project Address: Grand Lake
County: Presque Isle City, Zip: _____
T, R, S: _____

Past photos? Yes / No (circle)
Took photos on day of evaluation: Yes / No (circle)
How many? 8146 - 8151 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): maintenance of ROW PPA

Rare species potentially impacted (ER letter): _____
Rare species documented prior to visit (surveys, ES Permit): DLI found - PI-DLIPPA4

Potential habitat on applicant's property? Yes / No
Describe habitat: Alvar / cedar glade - abundant - 1400' long - 66' Row (100')
snowmobile trail (8146) along Row
Estimate of habitat extent (acres, sq meters, sq feet?): _____

GPS used? Yes / No (circle)
Type of GPS: _____ Waypoint name: _____
Waypoint name: Garmin GPS Map 745 Waypoint name: _____
Waypoint name: PI-DLIPPA4 Waypoint name: _____



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>IRIS LAUSTRI</u>	Plant species documented: _____
# Ramets (total # individuals): <u>1000s x 1500</u>	# Ramets (total # individuals): _____
# Genets (total # of groups): <u>1</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) <u>Deep Mire</u>	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity: _____

DI HABITAT: - SCOT/ALVAR

DI-ALV-PPA

Typha, Carex, Flourensia, Paspalum, Rhus glabra, (abundant)
Carex diandra, Carex flacca, Solidago rigida,
Panicum, Carex flacca, Carex, Shepherdia, (abundant)
Prunella, (rare fruit?) Elymus, Carex gran,
Compositae

James Hilbrecht

LWMD DEQ File # 06-71-001, Location: Presque Isle County



Top photo: Houghton's goldenrod grows sparsely in interdunal swale in ditch adjacent to driveway with culvert that was installed for access to private home.

4/19/09 10:00 AM



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 5:15-5:30 am or pm (circle)

Surveyors: Dana Hyde Mike Pinski Royanne Mordt Weather (temp, sun, clouds, wind): 75° clear 0-5 mph

DEQ File #: 06-71-11 Applicant's Name: James Hilbrecht
DNR project #: 47079 Project Address: 1st lot north of real estate office.
County: Presque Isle City, Zip: Approx 20 miles south of Cheboygan on US-23
T, R, S: T 37N R 2E Sec. 23 one mile south of Hamlin Bay protected harbor.

Past photos? (Yes) / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: (Yes) No (circle) Allowed to survey property? Yes / No (circle)
How many? 1 @ 198

Permitted Activity (from DEQ permit): Construct one residential drive for purpose of accessing property;
40 linear feet of 24 inch standard culvert shall be installed at the lowest point of the wetlands crossing.

Rare species potentially impacted (ER letter): Houghton's goldenrod, Dwarf lake iris, Lake Huron tansy.
Rare species documented prior to visit (surveys, ES Permit): no TE on W side of US-23. DLI might be promoted by cutting trees.

Potential habitat on applicant's property? (Yes) / No Describe habitat: H.G. in intertidal creek
drain over dirt culvert
Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? (Yes) / No (circle) Type of GPS: Garmin GPS Map 745
Waypoint name: PI-HG-HIL Waypoint name:
Waypoint name: Waypoint name:



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>502 DRAGO HOUSATION</u>	Plant species documented: _____
# Ramets (total # individuals): <u>100-200 including 100</u>	# Ramets (total # individuals): _____
# Genets (total # of groups): <u>100</u>	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): <u>Some in clumps, otherwise scattered</u>	Population density (scattered, clumps, evenly distributed) _____
Phenology: <u>Flowering</u>	Phenology: _____
Evidence of reproduction? <u>Yes</u> / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) _____	Population density (scattered, clumps, evenly distributed) _____
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____

Permit requirements followed Yes / No / Unsure (circle)

Comments on project activity: S/H: 1000 water: *Batrachoseps* sp, *Rana boates* juv., *Aster* sp, *Daphnia* sp, *Rosalia* sp, *Blattella germanica*, *Meloidae* sp, *Myrmica* sp, *Hesperia* sp, *Cicada* sp, *Grasshopper* sp

Cicada sp.

Kenneth Larson

LWMD DEQ File # 06-71-12, Location Presque Isle County



Top photo: Project site had been mowed but was a mix of upland and wetland forest that did not provide habitat for rare plants



Bottom photo: Both Lake Huron tansy (shown above) and Houghton's goldenrod were found growing near the shore



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 9:55 am or pm (circle)

Surveyors: M. J. Foxall, Roxanne Hill, Jan 2 H. J. Weather (temp, sun, clouds, wind): 75° clear, 0-5 mph

DEQ File #: 06-71-12 Applicant's Name: Kenneth Larson
DNR project #: 47355 Project Address:
County: Presque Isle City, Zip:
T, R, S: 8176 - 8179

Past photos? Yes / No (circle) Landowner present? Yes / No (circle)
Took photos on day of evaluation: Yes / No (circle) Allowed to survey property? Yes / No (circle)
How many?

Permitted Activity (from DEQ permit): Excavate and backfill approx 257 cu yds of material, discharge approx 77.8 cu yds of fill within regulated wetlands for a 60 foot by 30 foot home, 24 foot by 24 foot garage, and a drainfield.
Modifications recommended to minimize impacts

Rare species potentially impacted (ER letter): Pitcher's thistle, Houghton's goldenrod, Lacey Horned Lark.
Rare species documented prior to visit (surveys, ES Permit): not found during survey

Potential habitat on applicant's property? Yes / No on beach: not at project site
Describe habitat: - wet mesic forest that has been mowed
- LHT & HG growing on the beach, although bare soil & tall grass abundant as well
Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? Yes / No (circle)
Type of GPS: Garmin GPS Map 765 Waypoint name:
Waypoint name: Waypoint name:
Waypoint name: P1-LHT-LAP Waypoint name:
P1-HG-LAP



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>SOLIDAGO (FOUNTAIN)</u>	Plant species documented: <u>TANACETUM HURDIENSE</u>
# Ramets (total # individuals): <u>VERY LOCAL <10-20??</u>	# Ramets (total # individuals): <u>1000</u>
# Genets (total # of groups): <u>a few</u>	# Genets (total # of groups): <u>7 LIKELY NUMBERS</u>
Population density (scattered, clumps, evenly distributed): <u>LOCAL IN ROCKY WOOD PRES</u>	Population density (scattered, clumps, evenly distributed): <u>Occasional to clumps on rocky wood</u>
Phenology: <u>1-2 flowered plants</u>	Phenology: <u>PAST FRUIT ALL IN FRUIT</u>
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed): _____	Population density (scattered, clumps, evenly distributed): _____
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: No / Unsure (circle) House not built, permit expired, will need to reapply

Comments on project activity:

14.2.11 w/ near bottom, Lonicera kal., Juncus balt., Scirpus pung., Polygonum sp., Lepatorium sp., Agrostis purg., Thymus serpyll., Lythrum sp., Mertensia pers., Topolus glab.

14.2.11 w/ bottom, Populus bal., Salix mar., Aster sp., Juncus balt., Polygonum sp., Lonicera japonica, Lepatorium sp., Salix sp., Deschm. nutt., Sarc. Canadensis, Lythrum sp.

James McKindles

LWMD DEQ File # 07-71-18, Location Presque Isle County



Top photos: Mike Penskar and Roxanne Merrick survey shoreline habitats for rare plants



Middle photos: Houghton's goldenrod and Lake Huron tansy found growing on beach



Bottom photo: Boardwalk constructed according to permit but illegal fill of sand to boat launch



Environmental Review Evaluation Project - Project Site Form



Red fields: Fill out on-site
Black fields: Fill out prior to field visit

Survey date: 08-19-2009 Time: 4:15-4:30 am or pm (circle)

Surveyors: Mike Penskar, Roxanne Merrick, Daria Hyde Weather (temp, sun, clouds, wind): 75° clear 0-5 mph

DEQ File #: 07-71-18 Applicant's Name: James McKindles
DNR project #: 50942 Project Address: 18439 Iroquois Lane.
County: Presque Isle City, Zip: US-23 to Pine Tree Way (access rd) north
T, R, S: T37N R2E Sec. 10 ? blocks to Iroquois Ln. Brick & Green vinyl 2 story Fire Lane # 48.

Past photos? Yes / No (circle) Took photos on day of evaluation: Yes (circle) No (circle)
How many? 8/18/09-97 Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): Construct one boardwalk approx. 125 feet long by 4 feet wide, elevated 12-18 inches above existing grade.

Rare species potentially impacted (ER letter): Pitcher's thistle, Lake Huron tansy.
Rare species documented prior to visit (surveys, ES Permit): no

Potential habitat on applicant's property? Yes (circle) / No
Describe habitat: at beach but not where boardwalk constructed.
Boardwalk through cedar, y. pine, aspen & willow - LHT + HG on beach
Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? Yes (circle) / No (circle)
Type of GPS: Garmin GPS Map 765 Waypoint name:
Waypoint name: PI-LARSON Waypoint name:
Waypoint name: PI-LARSON Waypoint name:

PI-LHT-MCK
PI-HG-MCK



Environmental Review Evaluation Project - Project Site Form



Plant species documented: Solidago Houghtonii
 # Ramets (total # individuals): very local <10-20
 # Genets (total # of groups): a few
 Population density (scattered, clumps, evenly distributed) local in rocky wet areas
 Phenology: 1-2 clumps flowering
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: Tanacetum thurmanii
 # Ramets (total # individuals): 100's
 # Genets (total # of groups): likely numerous
 Population density (scattered, clumps, evenly distributed) occasional to dense on rocky clumps
 Phenology: past flower, all in fruit
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____
 # Ramets (total # individuals): _____
 # Genets (total # of groups): _____
 Population density (scattered, clumps, evenly distributed) _____
 Phenology: _____
 Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____
 # Ramets (total # individuals): _____
 # Genets (total # of groups): _____
 Population density (scattered, clumps, evenly distributed) _____
 Phenology: _____
 Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____

Rare species on adjacent property? Yes / No / Unsure
 Species on adjacent property: _____

Permit requirements followed: Yes / No / **Unsure** (circle) partial - illegal fill of sand to level 1 inch
 Comments on project activity: _____

Lararge Mitigation Site

LWMD DEQ file # 07-71-19, Location Presque Isle County



Top photos: Conservation easement- dry-mesic northern forest with areas of cedar swamp



Middle photo: Dwarf Lake iris found growing along trail



Bottom photo: Cedar swamp provides habitat for rare plants



Environmental Review Evaluation Project - Project Site Form

Red fields: Fill out on-site
Black fields: Fill out prior to field visit



Survey date: 08-19-2009 Time: 2:00-2:45 am or pm (circle)

Surveyors: Roxanne Merrick, Mike Pender, Daria Hyde Weather (temp, sun, clouds, wind): 78° clear

DEQ File #: 07-71-19 Applicant's Name: LaFaye
DNR project #: Project Address: LaFaye Cons Easement
County: Pasque Isle City, Zip: Lake Esau
T, R, S:

Past photos? Yes / No (circle) Took photos on day of evaluation: (Yes) / No (circle)
How many? 8152 - Landowner present? Yes / No (circle)
Allowed to survey property? Yes / No (circle)

Permitted Activity (from DEQ permit): mitigation site

Rare species potentially impacted (ER letter): none
Rare species documented prior to visit (surveys, ES Permit): bald eagles seen foraging
black cherry - w/pine, red pine, cedar

Potential habitat on applicant's property? (Yes) / No Describe habitat:
DLI found along trail 5 acres - protected from development. Dry-mesic N forest - conifer dominated areas of cedar swamp rich conifer swamp - clear mixed upland/junctland cedar auto limestone
Bald eagle - frequent area - nest at Grand Lake cedar swamp
area is signed - Estimate of habitat extent (acres, sq meters, sq feet?):

GPS used? (Yes) / No (circle) Type of GPS: Garmin GPS Map 765 Waypoint name:
Waypoint name: Waypoint name:
Waypoint name: PI-LAF-DLI Waypoint name:



Environmental Review Evaluation Project - Project Site Form



Plant species documented: <u>Dwarf Lake Iris</u>	Plant species documented: <u>Beauty Sedge?</u>
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____ <i>or Carex richardsonii</i>
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed) <u>along trail</u>	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____ <u>PI-LAF-CAR?</u>
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Plant species documented: _____	Plant species documented: _____
# Ramets (total # individuals): _____	# Ramets (total # individuals): _____
# Genets (total # of groups): _____	# Genets (total # of groups): _____
Population density (scattered, clumps, evenly distributed)	Population density (scattered, clumps, evenly distributed)
Phenology: _____	Phenology: _____
Evidence of reproduction? Yes / No / Unknown	Evidence of reproduction? Yes / No / Unknown

Rare animal species documented: _____	Rare species on adjacent property? Yes / No / Unsure
_____	Species on adjacent property: _____
_____	_____
_____	_____

Permit requirements followed: Yes / No / Unsure (circle)

Comments on project activity: mitigation site

yellow lady slipper

- potential - ram's head lady slipper
Carex richardsonii fl
limestone owl fern
Massosaurus