



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF  
ENVIRONMENT, GREAT LAKES, AND ENERGY  
LANSING



LIESL EICHLER CLARK  
DIRECTOR

June 1, 2022

VIA EMAIL

James A. Swanson, P.L.S  
Exxel Engineering, Inc.  
5252 Clyde Park, SW  
Grand Rapids, Michigan 49509

Dear James Swanson:

SUBJECT: File No. LDA-00045; Edson Farm Subdivision; DeWeerd Drain  
Section 28, T6N, R13W; Georgetown Township; Ottawa County

The preliminary plat of Edson Farm Subdivision, which includes Lot 1, is conditionally approved by the Department of Environment, Great Lakes, and Energy (EGLE) under Sections 116 and 117 of the Land Division Act, 1967 PA 288, as amended. This conditional approval is valid for a period of two years unless otherwise notified.

The DeWeerd Drain 100-year flood elevation at this site varies from 612.3 feet NGVD29 (611.8 feet NAVD88) at the upstream limits of the plat to 611.2 feet NGV29 (610.7 feet NAVD88) at the downstream limits of the plat. These elevations were identified on the FEMA FIRM26139C0263E and 26139C0264E effective date of January 16, 2011.

**No permit is granted by this letter.** Permits are required from EGLE prior to any construction, filling, or excavation within the floodplain, wetland, or below the ordinary highwater mark of a stream or lake. A permit application form is available upon request or can be downloaded from the EGLE's website at [www.michigan.gov/jointpermit](http://www.michigan.gov/jointpermit). Note that the \$500 fee paid for this review may be credited toward future Water Resources Division (WRD) permit fees related to this project.

### Final Plat Approval

The following items will be required on the final plat and in the Restrictive Deed Covenants:

**Final Plat**

1. Section 560.138 of Act 288 requires that the final plat show the floodplain contour when any part of a subdivision lies within or abuts a floodplain area. The floodplain shall be shown with a contour line labeled "100-year Floodplain Contour as established by the Department of Environment, Great Lakes, and Energy, N.G.V. Datum." Floodplain elevations are to be noted at the ends of the contour line, and at alternating lot lines within the subdivision, and where changes in slope occur, as shown on the enclosed flood profile. The contour line is to be dimensioned from the street or traverse line along each affected side lot line, and at any crossing of the plat boundary or intermediate traverse line.
2. The floodplain area shall be clearly labeled on the final plat with the words "FLOODPLAIN AREA."
3. The proprietor's certificate on the final plat should state that lots or park lots embracing the waters of DeWeerd Drain are subject to the correlative rights of other riparian owners and the public trust in these waters.

**Restrictive Deed Covenants**

4. Restrictive deed covenants shall define the floodplain elevation affecting the plat and specify that "no filling or occupation of the floodplain area will be allowed without prior written approval from EGLE
5. Residential building restrictions for Lot 1 shall include sections (c) through (g) of subdivision rule R560.304 (2) for any buildings used or capable of being used for residential purposes or occupancy.
6. These restrictions are to be observed in perpetuity, excluded from any time limitation paragraph set forth in the declaration, and may not be amended without prior written approval from EGLE.
7. Do not record the restrictive deed covenants. They should be submitted with the final plat to the Department of Licensing and Regulatory Affairs (LARA). Once approved, LARA will submit the documents to the County Register of Deeds for simultaneous recording.

A copy of the conditionally approved preliminary plat is enclosed. The Subdivision Administrative Rules are available on our website or upon request. If you have any questions, please contact me at 517-256-4458, or [FuscoM@Michigan.gov](mailto:FuscoM@Michigan.gov) or EGLE, Hydrologic Studies and Dam Safety Program, P.O. Box 30458, Lansing, Michigan 48909

Sincerely,

A handwritten signature in blue ink that reads "Mario Fusco, Jr., M.S., P.E." The signature is written in a cursive, flowing style.

Mario Fusco, Jr., M.S., P.E., Supervisor  
Hydrologic Studies and Dam Safety Program  
Water Resources Division  
517-256-4458

Attachment: Preliminary Plat  
cc: Ottawa County Plat Board  
Georgetown Township Clerk  
Georgetown Township Zoning Administrator  
Todd Stuive, Exxel Engineering, Inc  
Doug Butterworth, Developer – SENT VIA USPS  
Nick Clever, LARA (w/plat)  
Bonnie Broadwater, EGLE