



Minnesota Department of Natural Resources

Section of Fisheries
261 Hwy 15 South
New Ulm, MN 56073

6/15/2009

Greg Roverud
Green Lake Property Owners Association (GLPOA)
Spicer, MN 56288

Re: Your application for aquatic plant management permit.

We received your application (AP8-016124) on 04/23/2009 and a Fisheries Habitat Specialist has evaluated it. A total of 61 sites were inspected on 08 June 2009 and 09 June 2009 by Craig Soupir (DNR Fisheries Habitat Specialist) and Joe Eisterhold (DNR Invasive Species Specialist). During the inspections, navigation to each location was accomplished using a handheld GPS. At each location a rake was deployed to collect submergent vegetation to verify the presence of Eurasian watermilfoil (hereafter referred to as milfoil), the presence of other plant species and/or algae, and to assess the relative abundance of all observed aquatic vegetation. If milfoil was absent from the initial rake retrieval additional rake deployments were completed. In addition, where possible the growth of milfoil was visually inspected at each location, which was also helpful in approximating the extent and dimensions of milfoil growth.

Permit Decision

Permitted Sites: A total of 40 of the 61 inspected sites demonstrated the presence of milfoil. Of the 40 sites with milfoil a total of 16 sites (40%) were rated with abundant growth. Many sites maintained sparse or rare milfoil growth and it was noted that many of the proposed sites had stands of milfoil that were less than 25 x 25 feet in dimensions. In addition, native aquatic vegetation including flatstem pondweed, claspingleaf pondweed, sago pondweed, Canadian waterweed, and chara were also observed in Green Lake. The attached permit allows control of milfoil in all 40 sites that milfoil was found during the June 8-9 inspections. The abundance rating of milfoil at the time of the inspection is also attached to the permit (see spreadsheet) in the event that you would like to prioritize treatments by targeting first the abundant growth areas in Green Lake.

Denied Site: It should be noted that there was a single site (waypoint 32) that milfoil was found. However, site 32 was within 150 feet from the shoreline; therefore, site 32 was not permitted for treatment. Any location within 150 feet from shore requires an application with a signature from the property owner adjacent to the proposed site. Thus, the attached permit is for off-shore treatment only and includes only those sites that were at least 150 feet lakeward from shore.

Variance Request - Your application requested a variance to the APM Rules. Specifically, your application requested a variance to M.R. 6280.1000, Subp. 5 and M.R. 6280.0250, Subp 2, Item A. In addition, a letter submitted to Joe Eisterhold (DNR Invasive Species Specialist) dated 08 June 2009 requested an additional variance to M.R. 6280.0450 Subp. 3, which specifies that APM permits are valid until September 1 of the date issued. The new APM rule (M.R. 6280.1000, Subpart 1, Item A) is very specific that *a variance may be issued for one or more of the provisions of parts 6280.0250, subpart 4, and 6280.0350, except that no variance may be issued for part 6280.0250, subpart 4, item B and C.* Note that variance for parts M.R. 6280.1000, Subp. 5, M.R. 6280.0250 Subp 2, Item A, and M.R. 6280.0450 Subp. 3 as requested by the GLPOA is not possible under the current APM rules. Therefore, your request for variance to each of the above APM rules is respectfully denied.

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We understand that you, as a lakeshore homeowner, have made a considerable investment in your lake-shore property, and your recreational access to the lake is very important. We greatly appreciate the partnership we have with Minnesota citizens in keeping our lakes and streams clean, healthy, and abundant. If you have any questions about aquatic plant management, or this decision, please contact: Craig Soupir, Fisheries Habitat Specialist
175 County Road 26
Windom, MN 56101 (507) 831-2900 ext 234

Opportunity to Appeal

You have an opportunity to ask that our modification to your permit request be reviewed by the DNR Commissioner. You must ask for such a review in writing. The Commissioner will review and decide any appeals within 15 days of receiving the request. If you want to appeal, please send your letter to:

Mark Holsten, Commissioner, Department of Natural Resources
500 Lafayette Road
Saint Paul, MN 55155

Sincerely,



Jacquelyn Bacigalupi
Assistant Regional Fisheries Manager

cc: Jeff Denz, Area Conservation Officer
Bruce Gilbertson, Area Fisheries Supervisor
Jack Lauer, Regional Fisheries Manager
Steve Enger, Aquatic Plant Management Supervisor
Chip Welling, Eurasian Watermilfoil Coordinator
Joe Eisterhold, Invasive Species Specialist