

State of Wisconsin DNR Department of Natural Resources Water Permit Central Intake – attn. APM PO Box 7185 Madison, WI 53707-7185	Chemical Aquatic Plant Control Permit
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**Permit Number:** NO-2020-07-7605M

**Waterbody # (WBIC):** 2656200

**Permit Expiration Date:** 12/31/2020

**Fee Received:** 300

**Waterbody Name:** Clam Lake, Burnett County

**Waterbody Address:**

**Applicant Name:** Clam Lake PRD

**Applicator Name:** N/A

**Email:** [jwlang07@hotmail.com](mailto:jwlang07@hotmail.com)

**Email:**

**Phone:** 651-295-0672

**Phone:**

*Advanced Notification of Treatment is required*

The Department has received and reviewed your application to mechanically remove up to 80 acres of aquatic plants in Clam Lake in Burnett County. Please go to this web address:

<https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> to search for and download the permit documents. Your permit application meets the minimum requirements by law and a permit is being issued with the following conditions.

- You shall follow the treatment plan outlined in the (Department approved management plan), permit application and permit conditions. Any changes to the permitted activity (or Department approved management plan) will require an additional permit from the Department.
- The treatment notification protocols, treatment plan, and reporting protocols shall be performed in compliance with Wisconsin Administrative Code Chapter NR 109. Noncompliance with the permit can result in enforcement actions under Wis. Stat. Chapters 23, 30 and 31 and restriction of aquatic plant management activities for subsequent years under Wisconsin Administrative code chapter NR 109. The conditions and treatment plan are required to be followed to ensure efficacy of the treatment.
- You shall notify Tyler Mesalk of the Department of Natural Resources at 715-635-4227 or [tyler.mesalk@wisconsin.gov](mailto:tyler.mesalk@wisconsin.gov), 4 business days before treatment with the date and time of proposed treatment.
- You shall not conduct control activities which cause direct removal, direct exposure to a chemical herbicide or indirect harm to wild rice that can be reasonably predicted or is readily apparent while performing the permitted control action. Causing harm or damage to wild rice will be considered a violation of this permit and other statutes and subject to enforcement action. If at any time this permit may be discovered to affect wild rice, it may be suspended or rescinded to provide a more thorough review of the impacts the permit may have on wild rice. Authorization for removal of wild rice must be determined by approval from the St. Croix Tribal Department of Natural Resources and the Wisconsin Department of Natural Resources.
- The navigation lane on the south end of Upper Clam through the wild rice to the mouth of the Clam River **cannot be wider than 20 ft.**

- You shall comply with local and county ordinances regarding disposal of aquatic plant materials.
- You shall remove all harvested materials from the water immediately. Dislodged and floating plants not taken up by suction shall be removed as soon as possible by net or rake.
- You shall ensure the method of unloading and disposal of harvested aquatic plants prevents the release of plant fragments back into the lake or other waterbodies.
- You shall not harvest in waters less than 3 feet in depth.
- You shall have a paper or electronic copy of this decision letter and permit with the individual conducting the harvesting during all associated harvesting events.
- You shall submit an annual report of aquatic plant material removed by weight (unit) and volume (unit) and species, a detailed map of treatment areas, total acres harvested, a report detailing the non-target impacts and the species and number of fish encountered within 30 days of the last treatment to [DNR APM Program](#).
- You shall maintain harvesting record and they must be made available to the department upon request.
- The Department of Natural Resources will respond to requests from the Clam Lakes District for additional inspection of proposed navigational channel development.

## Notice

- You shall decontaminate all project equipment used in the waterbody to minimize transport of aquatic invasive species (AIS) immediately after each use on the project site. You shall utilize best management practices: <https://dnr.wi.gov/topic/Invasives/disinfection.html> You shall comply with all provisions in Wis. Stat. s. 30.07 and Wis. Adm. Code s. NR 40.07 and Manual code 9183.1 For further information, please refer to the following: <https://dnr.wi.gov/topic/invasives/classification.html>.
- The approval of an aquatic plant management permit does not represent an endorsement of the permitted activity, but represents that the applicant has complied with all criteria of this chapter.

If you have any questions or concerns, I can be reached at 715-635-4227 or by email at [tyler.mesalk@wisconsin.gov](mailto:tyler.mesalk@wisconsin.gov)

State of Wisconsin Department of Natural Resources for the Secretary

By: Mesalk, Tyler

6/1/2020

6/1/2020

Water Resources Biologist

Date Signed

Date Mailed

**Please Note:**

If you believe that you have a right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wis. Stats. To request a contested case hearing pursuant to s. 227.42, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30-day period for filing a petition for judicial review.