



RICK SNYDER
GOVERNOR

Exhibit B
STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C HEIDI GREYER
DIRECTOR

April 6, 2017

Mr Randal J Vugteveen, P L S
Nederveld
217 Grandville Avenue, SW, Suite 302
Grand Rapids, Michigan 4953

Dear Mr Vugteveen

SUBJECT File No 2EY-NEAN-WQ8X, Riley Crossings Subdivision,
Unnamed Tributary to East Branch Rush Creek
Section 10, T5N, R13W, Jamestown Township, Ottawa County

We are in receipt of your letter of February 1, 2017, in which you requested approval under Sections 116 and 117 of the Land Division Act, 1967 PA 288, as amended, of the revised preliminary plat of Riley Crossings Subdivision Phase 1 Your letter advised that the developer has decided to change the limits of Phase 1 The preliminary plat for Riley Crossings Subdivision Phase 1 now includes only lots 1 through 30

We have reviewed the revised preliminary plat and have no objection to the proposed change

The Department of Environmental Quality (DEQ) approval letter of January 12, 2017, is hereby amended removing all floodplain requirements because the lots included in this phase are not being impacted by the 100-year floodplain of the Unnamed Tributary to East Branch Rush Creek Any other conditions and requirements of that letter will remain valid and in effect A copy of that letter is enclosed

A copy of the revised preliminary plat stamped "No Objection under Sections 116 & 117 of PA 288" is being returned with this letter If we can be of further assistance, please contact me

Sincerely,

Mario Fusco, Jr , P E
Subdivision Floodplain Program
Land and Water Management Division
517-335-3177

Enclosure Preliminary plat and letter

cc ~~Ottawa County Plat Board~~
Jamestown Township Clerk
Mr Dale Kraker, Developer
Mr Michael Barger, Department of Licensing and Regulatory Affairs (w/plat)
Ms Audrie Kirk, DEQ - Grand Rapids (electronic)



RICK SNYDER
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STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



HEIDI GREYER
DIRECTOR

January 12, 2017

Mr Randal J. Vugteven, P.L.S.
Nederveld
217 Grandville Ave SW, Suite 302
Grand Rapids, MI 49503

Dear Mr Vugteven.

SUBJECT: File No. 2EY-NEAN-WQ8X, Riley Crossings Subdivision,
Unnamed Tributary to East Branch Rush Creek,
Section 10, T5N, R13W; Jamestown Township, Ottawa County

The preliminary plat of Riley Crossings Subdivision, which includes lots 1 through 26, and 1 (one) open space area, is conditionally approved by the Department of Environmental Quality (DEQ) under Sections 116 and 117 of the Land Division Act, 1967 PA 288, as amended (Act 288). This conditional approval is valid for a period of two years unless otherwise notified.

The Unnamed Tributary to East Branch Rush Creek 100-year floodplain at this site varies within the plat from 694.99 feet, National Geodetic Vertical Datum (NGVD), at the upstream plat limits, to 694.00 feet at the downstream plat limits. These elevations were identified by hydraulic analysis using the field data you provided and a flood flow discharge estimate of 1000 cubic feet per second

No permit is granted by this letter. A permit is required from the DEQ prior to any construction, filling, or excavation within a floodplain, wetland, or below the ordinary high water mark of a stream. A permit application form is available upon request or can be downloaded from the DEQ's website at www.michigan.gov/jointpermit. Note that the \$500 fee paid for this review may be credited toward future Water Resources Division 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 Environmental Quality, 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

Mr Randal J Vugteven

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January 12, 2017

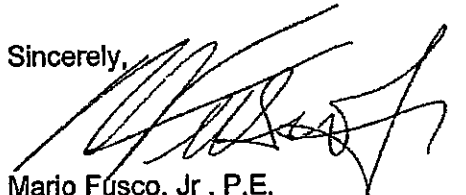
2. The floodplain area shall be clearly labeled on the final plat with the words "FLOODPLAIN AREA"
3. The proprietor's certificate on the final plat should state that lots or park lots embracing the waters of the Unnamed Tributary to Rush Creek are subject to the correlative rights of other riparian 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 the Michigan Department of Environmental Quality "
- 5 Residential building restrictions for lots 14 and lots 16 through 19 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. The restriction shall also state that if the open space area is converted to residential lots, the residential structures shall be built in accordance with sections (c) through (g)
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 the DEQ
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

Sincerely,



Mario Fusco, Jr , P.E.
Subdivision Floodplain Program
Water Resources Division
517-284-5578

Enclosures Preliminary Plat and Flood Profile

cc: Ottawa County Plat Board
Jamestown Township Clerk
Jamestown Township Building Official
Mr. Dale Kraker, Developer
Mr Michael Barger, LARA (w/plat)
Ms Audrie Kirk, DEQ - Grand Rapids (electronic)
Mr. Matthew Occhipinti, DEQ - Grand Rapids (electronic)