

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
2300 N Dr Martin L King Jr Dr.
Milwaukee, WI 53212

Tony Evers, Governor
Preston D. Cole, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



July 12, 2021

John O'Flaherty
200 Crescent Ct., Suite 1600
Dallas, TX 75201
[sent electronically]

IP-SE-2021-65-00315

Dear Mr. O'Flaherty:

This letter contains important information regarding your DNR permit application to Pier in Walworth County. Your application has reached its date of closure and is considered complete. Wisconsin law (chapters 30 and 281, Wisconsin Statutes) requires that the public be allowed an opportunity to comment on projects like yours. The next step in the individual permit review process is a Notice of Pending Application and public comment period.

The enclosed document is a "Notice of Pending Application" for your project. The Department will publish the notice on our Internet website. The 30-day period to submit written public comment and the 20-day period to request a public hearing in writing will begin on the date on which the Department first publishes the notice on our Internet website. If a public hearing is held, the period to submit written public comment will end 10 days after the date the hearing is completed.

Before the Department can proceed further toward a decision, state law requires that you:

State law requires that you publish this as a Class 1 Notice, at your expense, in Lake Geneva Regional News 315 Broad Street PO Box 937 Lake Geneva, WI 53147-0937, phone: 262-248-4444, email: shinski@lakegenevanews.net. In addition, state law also requires that you mail a copy of the enclosed notice by U.S. Mail as Certified Mail - Return Receipt Requested to interested members of the public. The Department has determined that you must notify the parties listed below. You may notify others at your discretion.

- County/City Zoning office
- Town/Village Clerk
- Adjacent neighbors:
 - 39 LLC Pier c/o Kevin Rubash 1055 Cherokee Road Wilmette, IL 60091
 - Geneva Bay Property Owners Association c/o Sara Baughman 1895 Geneva Bay Drive Lake Geneva, WI 53147

Please call me at (262) 282-4740 or email Theresa.Alvarez@wisconsin.gov if you have any questions.

Sincerely,

Theresa Alvarez
Water Management Specialist

Email CC:
USACE Project Manager
Reeds Construction, Project Consultant
WI DNR NR Basin Supervisor
Geneva Lake Association
Geneva Lake Conservancy

Notice of Pending Application for Proposed Pier

John O'Flaherty, 200 Crescent Ct., Suite 1600, Dallas, TX 75201 has applied to the Department of Natural Resources for a permit to construct a new Pier. The project is located in the NW of NE 1/4 of Section 02 in Township 01N, Range 17E located at 899 Snake Road in City of LAKE GENEVA, Walworth County.

The proposed pier structure will have an 8'W x 80'L mainstem with a 10'W x 20'L platform. The structure is designed with two boat slips, all supported on seven new rock-filled cribs.

The Department will review the proposal provided by the applicant and any information from public comments and the public informational hearing. The Department will determine whether the proposal complies with ss. 1.11, 30.12 and 30.208, Stats., and ch. NR 150, Wis. Adm. Code, and ensure that the required mitigation meets the standards in s. 281.36(3r), Stats. if the project impacts wetlands.

The Department has made a tentative determination that it will issue the permit for the proposed activity.

If you would like to know more about this project or would like to see the application and plans, please visit the Department's permit tracking website at <https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> and search for IP-SE-2021-65-00315.

Reasonable accommodation, including the provision of informational material in an alternative format, will be provided for qualified individuals with disabilities upon request.

Any person may submit comments and/or request a public informational hearing by emailing Theresa.Alvarez@wisconsin.gov or writing to Theresa Alvarez, 1027 W St Paul Avenue, Milwaukee, WI 53233 by U.S. mail. If you are submitting general comments on the proposal, they must be emailed or postmarked within 30 days after the date this notice is published on the Department's website. If you are requesting a public informational hearing, the request must be emailed or postmarked within 20 days after the date this notice is published on the Department's website. A request for hearing must include the docket number or applicant name and specify the issues that the party desires to be addressed at the informational hearing.

If no hearing is requested, the Department may issue its decision without a hearing. If a public informational hearing is held, comments must be postmarked no later than 10 days following the date on which the hearing is completed.

The final decision may be appealed as indicated in the decision document.

Docket Number IP-SE-2021-65-00315

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

For the Secretary



Theresa Alvarez
Water Management Specialist

7/12/2021
Date