

ERRATA SHEET

SOUTH MANITOU ISLAND BOAT DOCK EXTENSION SLEEPING BEAR DUNES NATIONAL LAKESHORE

- 1) The cover page of the document is revised to read Department of the Interior.
- 2) The General Management Plan for Sleeping Bear Dunes National Lakeshore is noted in the document as having been completed in 2008, however the Record of Decision for the General Management Plan/Wilderness Study Environmental Impact Statement was signed January 6, 2009, making 2009, the correct date for the General Management Plan. This date has been revised on pages ES-1, 1, and 41, and as cited on pages 3, 12, 23, 24, 25, and 34.
- 3) Page ES-4, first bulleted item is revised to reflect that the current dock is not historic but is a reconstruction of a U.S. Life-Saving Service/Coast Guard era dock.
- 4) Page 14, last sentence of section 1.9 is revised to only italicize *Guidance of Impairment Determinations in NPS NEPA Documents*.
- 5) Page 16, fifth bulleted item in Section 2.2 is revised to reflect that the current dock is not historic but is a reconstruction of a U.S. Life-Saving Service/Coast Guard era dock.
- 6) Pages 19 and 20, references to the environmentally preferred alternative are revised to read environmentally preferable alternative.

AGENCY CORRESPONDENCE



United States Department of the Interior

FISH AND WILDLIFE SERVICE

East Lansing Field Office (ES)
2651 Coolidge Road, Suite 101
East Lansing, Michigan 48823-6316

IN REPLY REFER TO:

Received by

OCT 31 2011

SLBE Mailroom

October 24, 2011

Ms. Dusty Shultz, Superintendent
National Park Service
Sleeping Bear Dunes National Lakeshore
9922 Front Street (Hwy M-72)
Empire, Michigan 49630

Subject: Endangered Species Act Section 7 Consultation for the Extension of Public
Access Dock on South Manitou Island, Sleeping Bear Dunes National
Lakeshore

Dear Ms. Shultz:

We are responding to your September 30, 2011 letter pertaining to the extension of the public access dock on South Manitou Island (SMI). This consultation concerns the possible effects of the project on the threatened Pitcher's thistle (*Circium pitcheri*).

After reviewing the letter and the enclosed EA we agree that the Preferred Alternative, which would extend the SMI boat dock using entirely offshore construction, would have no effect on Pitcher's Thistle populations. Please note, if a no effect determination is made in the future written concurrence from this office is not required.

We look forward to future cooperation with the Park Service to conserve our Nation's threatened and endangered species. If you have questions, please contact me or Mr. Vince Cavaleri of this office, at 517-351-5467.

Sincerely,

Scott Hicks
Field Supervisor

cc: Chris Hoving, Wildlife Division, Michigan Department of Natural Resources



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

OCT 28 2011

~~COPY~~

REPLY TO THE ATTENTION OF:
E-19J

Dusty Shultz
Superintendent
Sleeping Bear Dunes National Lakeshore
9922 Front St. (Hwy M-72)
Empire, Michigan 49630-9797

Received by
NOV 07 2011 9:11/8
SLBE Mailroom

**RE: (EA) South Manitou Island Boat Dock Extension at Sleeping Bear Dunes
National Lakeshore, Michigan**

Dear Mr. Shultz:

The NEPA Implementation Section has received the document listed above. Under the National Environmental Policy Act (NEPA), the Council on Environmental Quality regulations, and Section 309 of the Clean Air Act, U.S. EPA reviews and comments on major federal actions. Typically, these reviews focus on Environmental Impact Statements, but we also have the discretion to review and comment on other environmental documents prepared under NEPA, if interest and resources permit.

The document was given a cursory review, and we determined that there were no significant concerns meriting comment. We do recommend the enumerated mitigation measures, as prescribed in section 2.0 of the Environmental Assessment, be implemented during construction to minimize any adverse effects. We also advise that you coordinate with the Fish and Wildlife Service as well as the Michigan Department of Natural Resources in regards to construction periods to ensure that you avoid disrupting natural processes, such as seasonal migration or spawning of fish.

Please send us future NEPA documents on this project as they become available. If you have any questions, please contact me at 312-886-2910 or westlake.kenneth@epa.gov or my staff member, Shanna Horvatin at 312-886-7887 or horvatin.shanna@epa.gov.

Sincerely,

Kenneth A. Westlake, Chief
NEPA Implementation Section
Office of Enforcement and Compliance Assurance



RECEIVED

DATE 1/3/2012

RICK SNYDER
GOVERNORSTATE OF MICHIGAN
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY
STATE HISTORIC PRESERVATION OFFICEGARY HEIDEL
EXECUTIVE DIRECTOR

December 20, 2011

DUSTY SCHULTZ
NATIONAL PARK SERVICE
SLEEPING BEAR DUNES NATIONAL LAKESHORE
9922 FRONT STREET HWY M-72
EMPIRE MI 49630-9797RE: ER12-4 South Manitou Island (SMT) Boat Dock Extension - Sleeping Bear Dunes National
Lakeshore, South Manitou Island, Leelanau County (NPS)

Dear Ms. Schulz:

Under the authority of Section 106 of the National Historic Preservation Act of 1966, as amended, we have reviewed the above-cited undertaking at the location noted above. Based on the information provided for our review, it is the opinion of the State Historic Preservation Officer (SHPO) that the effects of the proposed undertaking do not meet the criteria of adverse effect [36 CFR § 800.5(a)(1)]. Therefore, the project will have no adverse effect [36 CFR § 800.5(b)] on the South Manitou Island Lighthouse Complex and Life Saving Station Historic District, which is listed in the National Register of Historic Places.

The views of the public are essential to informed decision making in the Section 106 process. Federal Agency Officials or their delegated authorities must plan to involve the public in a manner that reflects the nature and complexity of the undertaking, its effects on historic properties and other provisions per 36 CFR § 800.2(d). We remind you that Federal Agency Officials or their delegated authorities are required to consult with the appropriate Indian tribe and/or Tribal Historic Preservation Officer (THPO) when the undertaking may occur on or affect any historic properties on tribal lands. In all cases, whether the project occurs on tribal lands or not, Federal Agency Officials or their delegated authorities are also organizations that might attach religious and cultural significance to historic properties in the area of potential effects and invite them to be consulting parties per 36 CFR § 800.2(c).

This letter evidences the NPS's compliance with 36 CFR § 800.4 "Identification of historic properties" and 36 CFR § 800.5 "Assessment of adverse effects", and the fulfillment of the NPS's responsibility to notify the SHPO, as a consulting party in the Section 106 process, under 36 CFR § 800.5(c) "Consulting party review".

The State Historic Preservation Office is not the office of record for this undertaking. You are therefore asked to maintain a copy of this letter with your environmental review record for this undertaking. If the scope of work changes in any way, or if artifacts or bones are discovered, please notify this office immediately.

If you have any questions, please contact Brian Grennell, Cultural Resource Management Specialist, at (517) 335-2721 or by email at grennellb@michigan.gov. Please reference our project number in all communication with this office regarding this undertaking. Thank you for this opportunity to review and comment, and for your cooperation.

Sincerely,

Brian D. Conway
State Historic Preservation Officer

BDC:DLA:ROC:bgg

STATE HISTORIC PRESERVATION OFFICE
702 WEST KALAMAZOO STREET • P.O. BOX 30740 • LANSING, MICHIGAN 48909-8240
www.michigan.gov/shpo (517) 373-1630 FAX (517) 335 0348

Hi Tom,

I think the e-mail will suffice. I will attach a copy of the revisions to the document.

Thanks,

Brian G. Grennell
Cultural Resource Management Specialist
State Historic Preservation Office
Michigan State Housing Development Authority
702 W. Kalamazoo Street, P.O. Box 30740
Lansing, MI 48909-8240

-----Original Message-----

Sent: Tuesday, June 05, 2012 7:56 AM

To: Grennell, Brian (MSHDA)

Subject: Project ER12-4

Hi Brian -

Last fall, we issued an EA of alternatives for addressing an extension of the South Manitou Island (SMI) boat dock that would result in meeting the desired future conditions for access to SMI. You guys reviewed it (project number ER12-4) and concurred with no adverse effect in a 12/20/11 letter.

Our regional office did a late review and suggested some revisions and a new release, and we plan to do so in the next few weeks. I'm writing to see if you would like a copy of the revised EA sent for formal review and comment or if this e-mail is sufficient documentation for your purposes. I suspect that you will not wish to repeat a formal consultation as the revised EA does not analyze additional impact topics or alternatives, but merely clarifies information from the initial EA and briefly describes alternatives considered but dismissed early in the planning process. The alternatives being evaluated remain unchanged.

In summary, the changes in the document include:

- The project purpose and need was clarified (Sections 1.1 and 1.2).

- The appropriate use section of the document was deleted to reflect current NPS procedure for implementing the requirements of the National Environmental Policy Act (NEPA).

- The discussion of impact topics to be carried forward for further analysis (Section 1.8.1) was edited to delete some extraneous text.

- In addition, this section was edited to remove references to the unacceptable impacts section of NPS Management Policies 2006 because under NEPA inappropriate use is not a reason to dismiss, or carry forward for analysis, an impact topic.

- The discussion of impact topics dismissed from detailed analysis (Section 1.8.2) was edited to delete some extraneous text. In addition, the text dealing with wetlands was clarified to clearly

address the NPS definition of wetlands subject to Executive Order 11990 Protection of Wetlands and NPS policy.

Section 1.9 (Impairment of Park Resources) was edited and Appendix C (Impairment) of the initial EA was deleted to reflect current NPS procedure for implementing the requirements of NEPA.

Section 2.2.1 (Alternative B - SMI Dock Extension) was clarified to describe the depth of water that is anticipated to be achieved under this alternative and use of non-toxic materials for parts of the dock in contact with water.

Section 2.3 (Alternatives Considered and Dismissed) was added to enumerate three alternatives considered but dismissed early in the planning process.

Section 2.5 (Environmentally Preferred Alternative), this discussion of how the environmentally preferred alternative is determined was edited to reflect current NPS procedure.

Section 4.5 (Cultural Landscapes and Historic Structures) was edited to clarify that there are island resources that are listed on the National Register of Historic Places (NRHP) and that there are also resources which are not listed but considered eligible. This section was also edited to clarify that the oldest section of dock is a reconstruction of a U.S. Life-Saving Service/Coast Guard era dock, not listed or eligible for the NRHP. These changes document even further document that there is no adverse effect on historic resources.

Other sections of the document were also edited (i.e. Executive Summary and Table 2-1) as necessary to reflect the above listed edits.

Please let me know if you would like us to initiate formal consultation again. We anticipate the revised EA will be available electronically for public review through the NPS Planning, Environment and Public Comment website no later than June 15, 2012, for a 30 day period. Because we would like to finalize a decision document shortly after the end of the 30 day public comment period, we would like to be able to conclude any required Section 106 consultation in a comparable time frame if possible. If you have any questions or wish to have a paper copy of the revised EA please contact me at (231) 326-5134, ext. 112.

Thanks Brian!

Tom Ulrich
Deputy Superintendent
Sleeping Bear Dunes National Lakeshore
9922 Front Street
Empire, MI 49630



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

Sleeping Bear Dunes National Lakeshore
9922 Front St. (Hwy M-72)
Empire, Michigan 49630-9797

June 15, 2012

L76(SLBE)

Mr. Scott Hicks, Field Supervisor
U.S. Fish and Wildlife Service
East Lansing Field Office (ES)
2651 Coolidge Road, Suite 101
East Lansing, Michigan 48823-6316

Dear Mr. Hicks:

The National Park Service (NPS) at Sleeping Bear Dunes National Lakeshore (National Lakeshore) has released for public review and comment a revised Environmental Assessment (EA) that provides alternatives for addressing an extension of the South Manitou Island (SMI) boat dock that would result in meeting the desired future conditions for access to SMI. The SMI boat dock lies in shallow water in an area subject to sediment accumulation. Eventually, this buildup of sediment forms a sandbar beneath the boat dock that extends out into open water, blocking access to the dock.

Under the "No Action" Alternative, the proposed dock extension would not be constructed. The existing dock facility would continue to operate. There would be a continued need for ongoing maintenance dredging to support ferry operations. This dredging would be conducted as needed and would result in the removal of materials from the dock area and the disposal of such materials in nearshore aquatic habitats.

Under the Preferred Alternative, the existing dock would be extended further into Lake Michigan. This extension would allow boat access in deeper waters and would minimize or eliminate the need for future maintenance dredging at SMI. Construction of this facility is expected to be completed in a three to four week timeframe. The structure would be constructed out of wood and steel connectors. Wood pilings would be driven into the lake bottom to form the basis of the structure and would be of a similar type as the existing dock facility.

Local populations of Pitcher's thistle (*Cirsium pitcheri*), a species listed as threatened by both the U.S. Fish and Wildlife Service and the Michigan Department of Environmental Quality, are present in the vicinity of the existing dock facility. However, the contractor constructing the dock extension will work completely from their barge platform and will not be staging materials on shore. In 2011, the National Lakeshore determined that the proposed activity will not affect the federally threatened Pitcher's thistle (*Cirsium pitcheri*) and federally endangered piping plover (*Charadrius melodus*) since neither species, nor critical habitat for the piping plover, are present in or near the project area. In October 2011, a letter was received from your office that concurred with that determination. As the project area has not been changed and the construction of the dock will still be accomplished off shore, the National Lakeshore believes this interpretation to still be valid.

The revised EA does not analyze additional impact topics or additional alternatives in depth, but it does clarify some information from the initial EA and briefly describes alternatives considered but dismissed early in the planning process. In summary, the changes in the document include:

- The project purpose and need was clarified (Sections 1.1 and 1.2).
- The appropriate use section of the document was deleted to reflect current NPS procedure for implementing the requirements of the National Environmental Policy Act (NEPA).
- The discussion of impact topics to be carried forward for further analysis (Section 1.8.1) was edited to delete some extraneous text. In addition, this section was edited to remove references to the unacceptable impacts section of NPS *Management Policies 2006* because under NEPA inappropriate use is not a reason to dismiss, or carry forward for analysis, an impact topic.
- The discussion of impact topics dismissed from detailed analysis (Section 1.8.2) was edited to delete some extraneous text. In addition, the text dealing with wetlands was clarified to clearly address the NPS definition of wetlands subject to Executive Order 11990 *Protection of Wetlands* and NPS policy.
- Section 1.9 (Impairment of Park Resources) was edited and Appendix C (Impairment) of the initial EA was deleted to reflect current NPS procedure for implementing the requirements of NEPA.
- Section 2.2.1 (Alternative B - SMI Dock Extension) was clarified to describe the depth of water that is anticipated to be achieved under this alternative and use of non-toxic materials for parts of the dock in contact with water.
- Section 2.3 (Alternatives Considered and Dismissed) was added to enumerate three alternatives considered but dismissed early in the planning process.
- Section 2.5 (Environmentally Preferred Alternative), the discussion of how the environmentally preferred alternative is determined, was edited to reflect current NPS procedure.
- Section 4.5 (Cultural Landscapes and Historic Structures) was edited to clarify that there are island resources that are listed on the National Register of Historic Places (NRHP) and that there are also resources which are not listed but considered eligible. This section was also edited to clarify that the oldest section of dock is a reconstruction of a U.S. Life-Saving Service/Coast Guard era dock, not listed or eligible for the NRHP.

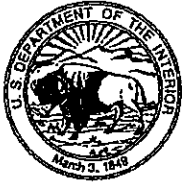
Other sections of the document were also edited, i.e., Executive Summary and Table 2-1, as necessary to reflect the above listed edits.

The revised EA is available electronically for review through the NPS Planning, Environment and Public Comment website at <http://parkplanning.nps.gov/projectHome.cfm?projectID=35419>. We look forward to receiving your comments concerning the *South Manitou Island Boat Dock Extension Environmental Assessment*. This public comment period ends on July 16, 2012, and we would appreciate your comments by that date. For more information, or to request a paper copy of the EA, please contact Facility Manager Lee Jameson at (231) 326-5135, ext. 500.

Sincerely,



Tom Ulrich
Acting Superintendent



United States Department of the Interior

NATIONAL PARK SERVICE
Sleeping Bear Dunes National Lakeshore
9922 Front St. (Hwy M-72)
Empire, Michigan 49630-9797

IN REPLY REFER TO:

June 15, 2012

L76(SLBE)

Chairman Ken Harrington
Little Traverse Bay Bands of Odawa Indians
7500 Odawa Circle
Harbor Springs, Michigan 49740

Dear Chairman Harrington:

The National Park Service (NPS) at Sleeping Bear Dunes National Lakeshore (National Lakeshore) has released for public review and comment a revised Environmental Assessment (EA) that provides alternatives for addressing an extension of the South Manitou Island (SMI) boat dock that would result in meeting the desired future conditions for access to SMI. The SMI boat dock lies in shallow water in an area subject to sediment accumulation. Eventually, this buildup of sediment forms a sandbar beneath the boat dock that extends out into open water, blocking access to the dock.

Under the "No Action" Alternative, the proposed dock extension would not be constructed. The existing dock facility would continue to operate. There would be a continued need for ongoing maintenance dredging to support ferry operations. This dredging would be conducted as needed and would result in the removal of materials from the dock area and the disposal of such materials in nearshore aquatic habitats.

Under the Preferred Alternative, the existing dock would be extended further into Lake Michigan. This extension would allow boat access in deeper waters and would minimize or eliminate the need for future maintenance dredging at SMI. Construction of this facility is expected to be completed in a three to four week timeframe. The structure would be constructed out of wood and steel connectors. Wood pilings would be driven into the lake bottom to form the basis of the structure and would be of a similar type as the existing dock facility.

This EA was initially released for public review and comment in November 2011. The revised EA does not analyze additional impact topics or additional alternatives in depth, but it does clarify some information from the initial EA and briefly describes alternatives considered but dismissed early in the planning process. In summary, the changes in the document include:


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Sincerely,



Tom Ulrich
Acting Superintendent

Also sent to:

Chairman Darwin "Joe" McCoy
Sault Ste. Marie Tribe of Chippewa Indians

Chairman Jeff Parker
Bay Mills Indian Community

Chairman Alvin Pedwaydon
Grand Traverse Band of Ottawa and Chippewa Indians

Ogema Larry Romanelli
Little River Band of Ottawa Indians



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

Sleeping Bear Dunes National Lakeshore
9922 Front St. (Hwy M-72)
Empire, Michigan 49630-9797

June 15, 2012

L76(SLBE)

Mr. Kenneth Westlake, Chief
NEPA Implementation Section
U.S. Environmental Protection Agency
Region 5
77 West Jackson Blvd.
Chicago, Illinois 60604-3590

Dear Mr. Westlake:

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The revised EA is available electronically for review through the NPS Planning, Environment and Public Comment website at this address <http://parkplanning.nps.gov/projectHome.cfm?projectID=35419>. We look forward to receiving your comments concerning the *South Manitou Island Boat Dock Extension Environmental Assessment*. This public comment period ends on July 16, 2012, and we would appreciate your comments by that date. For more information, or to request a paper copy of the EA, please contact Facility Manager Lee Jameson at (231) 326-5134, ext. 500.

Sincerely,



Tom Ulrich
Acting Superintendent

Also sent to:

Mr. John Konik
U.S. Army Corps of Engineers

Mr. Dan Wyant, Director
Michigan Department of Environmental Quality



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

July 5, 2012

Received by

JUL 11 2012

SLBE Mailroom

Mr. Tom Ulrich
Acting Superintendent
Sleeping Bear Dunes National Lakeshore
9922 Front Street (M-72)
Empire, Michigan 49630-9797

Dear Superintendent Ulrich:

Thank you for your letter of June 15, 2012, to Director Dan Wyant, Department of Environmental Quality (DEQ), concerning the extension of a public access dock on South Manitou Island in the Sleeping Bear Dunes National Lakeshore. Director Wyant has referred your letter to the DEQ's Water Resources Division (WRD) for response.

There is a current bottomlands conveyance (#AS-085) for the existing dock on South Manitou Island that authorizes the use and occupation of the subject Lake Michigan public trust bottomlands. However, the proposed expansion will extend lakeward of the existing conveyance. Therefore, you will need to submit a new bottomlands conveyance application. A construction permit application pursuant to Part 325 also needs to be submitted to the DEQ. These applications will be reviewed to determine if the proposed dock extension will minimize adverse impacts to the public trust and natural resources associated with the subject Lake Michigan bottomlands and waters. The DEQ's certification pursuant to Section 401 of the Clean Water Act and the federal consistency certification under the Coastal Zone Management Act will be conducted concurrently with the Part 325 permit application review.

Enclosed is a bottomlands conveyance application. A construction permit application can be found here: http://www.michigan.gov/deq/0,1607,7-135-3307_29692_24403---,00.html.

If you have any further questions regarding this matter, please contact me at 517-335-3471; graft@michigan.gov; or DEQ, Water Resources Division, Great Lakes Shorelands Unit, P.O. Box 30458, Lansing, Michigan 48909-7958.

Sincerely,

Tom Graf
Great Lakes Shorelands Unit
Water Resources Division

Enclosure

cc: Mr. Dan Wyant, Director, DEQ
Mr. Jim Sygo, Deputy Director, DEQ
Mr. William Creal, DEQ