

Administrative Rule Analysis



SOIL EROSION AND SEDIMENTATION CONTROL

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Rule Set No.: 2016-037 EQ

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Department: Environmental Quality

Agency: Water Resources Division

Enabling Statute: Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.9101 to 324.9123

Analysis Complete to: 4/28/2017

BACKGROUND AND SUMMARY OF PROPOSED RULES

These proposed changes would adjust the definition of "landowner" within R 323.1701 of the Michigan Administrative Code. This rule corresponds to Part 91 of NREPA, soil erosion and sedimentation control. The proposed change would expand the qualifications for landowner under this part by allowing a person or persons performing construction right-of-way projects under the authority of a transportation agency to be lawfully granted a soil erosion and sedimentation control (SESC) permit by DEQ as required by this part. Certain entities engaged in such projects do not presently qualify as landowners under this rule and therefore may not be lawfully granted an SESC permit by DEQ.

FISCAL IMPACT OF PROPOSED RULES

These proposed rules would not affect costs or revenues for the Department of Environmental Quality. These proposed rules would not affect costs or revenues for local units of government.

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