

STATE OF MICHIGAN
IN THE 17th CIRCUIT COURT FOR THE COUNTY OF KENT

**IN RE SAND LAKE, LOCATED IN KENT
COUNTY AND MONTCALM COUNTY,
MICHIGAN**

HON. MARK A. TRUSOCK

Case No. 23-02754-CZ

REC'D & FILED

Stacy L. Hissong (P55922)
Kyle A. O'Meara (P83075)
Amanda J. Knutson (P85668)
Fahey Schultz Burzych Rhodes PLC
Attorneys for Kent County Drain Commissioner
4151 Okemos Road
Okemos, Michigan 48864
Tel: (517) 381-0100

JUN 05 2023

HON. MARK A. TRUSOCK
17th CIRCUIT COURT

ORDER AMENDING LAKE LEVEL ORDER

At a session of said Court, held in the Kent County
Circuit Court, State of Michigan, this ____ day of
JUN 05 2023, 2023.

PRESENT: Honorable MARK A. TRUSOCK, Circuit Judge

On reading of the filed Petition to Amend Lake Level Order, after full hearing of the
allegations and proofs with respect to the matters set forth:

IT IS ORDERED that pursuant to this Court's continuing jurisdiction under MCL
324.30707(5), the normal level of Sand Lake is established at 894.95 feet North American Vertical
Datum of 1988 ("NAVD88"); however, the normal level may vary seasonally resulting in
reasonable lake level variations due to reasons such as weather or natural conditions and/or
permitted operations of lake level infrastructure intended to result in maintaining the lake level

elevation specified above. Kent County and Montcalm County may temporarily deviate from the normal level of Sand Lake during any construction activities permitted by the Michigan Department of Environment, Great Lakes, and Energy (“EGLE”) or other applicable or successor state agency.

IT IS FURTHER ORDERED that boundaries of a Sand Lake – Lake Level Special Assessment District be established and confirmed to finance lake level improvements and activities necessary to maintain the lake level as permissible under Part 307. MCL 324.30707(5). A map depicting the boundaries of the Sand Lake – Lake Level Special Assessment District as well as the parcels included in the Special Assessment District is attached to this Order as *Exhibit 1* and is incorporated herein.

IT IS FURTHER ORDERED that all permits required by law shall be obtained prior to performing work to achieve or maintain the ordered normal level for Sand Lake. This includes, but is not limited to, permits related to lake level fluctuations under Part 301, Inland Lakes and Streams, of the Michigan Natural Resources and Environmental Protection Act, MCL 324.30101 *et seq.* All provisions in valid previous lake level orders for Sand Lake that do not conflict with this Order shall remain in full force and effect.



Hon. Mark A. Trusock
Circuit Court Judge

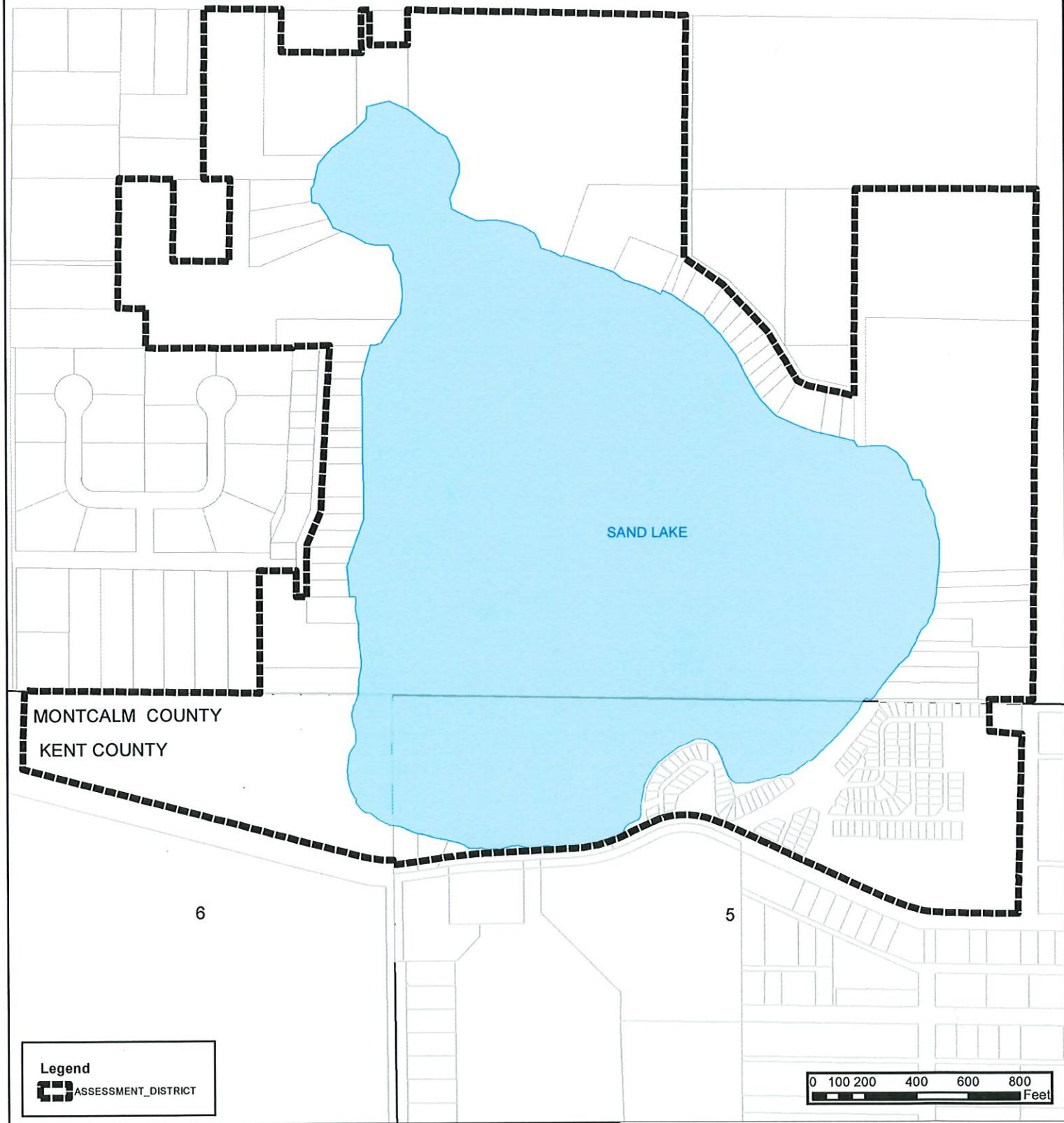
Order prepared by:

Amanda J. Knutson (P85668)
FAHEY SCHULTZ BURZYCH RHODES PLC
4151 Okemos Road
Okemos, MI 48864
Tel: (517) 381-0100

EXHIBIT 1

SAND LAKE - LAKE LEVEL ASSESSMENT DISTRICT

Sections 5 &6, T.10N., R.10W., Nelson Township, Kent County, Michigan
Section 32, T.11N., R.10W., Pierson Township, Montcalm County, Michigan



KENNETH YONKER,
KENT COUNTY DRAIN COMMISSIONER

AEL - 3.14.23



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