

STATE OF MICHIGAN

IN THE 17th CIRCUIT COURT FOR THE COUNTY OF KENT

IN RE THE MATTER OF
ESTABLISHING THE LEVEL OF DEAN
LAKE

PETITION TO AMEND LAKE
LEVEL ORDER

Hon. J. Joseph Rossi

Case No. 22-08074-CZ

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ORDER AMENDING LAKE LEVEL ORDER

At a session of said Court, held in the Kent County
Circuit Court, State of Michigan, this 27th day of
October, 2022.

PRESENT: J. Joseph Rossi, Circuit Judge

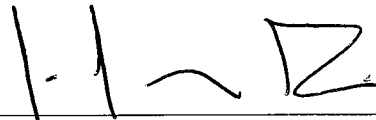
On reading of the filed Petition to Amend Lake Level Order, after full hearing of the allegations and proofs with respect to the matters set forth:

IT IS ORDERED that pursuant to this Court's continuing jurisdiction under MCL 324.30707(5), the normal level of Dean Lake is established at 706.8 feet North American Vertical Datum of 1988 ("NAVD88"); however, the normal level shall 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 target lake level elevation. Kent County may temporarily deviate from the normal level of Dean 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 a Dean Lake – Lake Level Special Assessment District boundary 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 Dean 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 Dean 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 Dean Lake (August 6, 1965 and August 11, 1999) that do not conflict with this Order shall remain in full force and effect.



Hon. J. Joseph Rossi
Circuit Court Judge

Order prepared by:
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Exhibit 1

DEAN LAKE LL ASSESSMENT DISTRICT

Sec 33 & 34, Plainfield Twp, Sec 3 & 4, Grand Rapids Twp, Kent County, MI

