



MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE **AMENDED** AGENDA

Date & Time of Meeting: Thursday, April 4, 2019 at 3:00 p.m.

Meeting Location: 500 Forest Street, Assembly Room Wausau 54403

Committee Members: Jacob Langenhahn - Chair ; Randy Fifrlick -Vice-chair; Rick Seefeldt, Allen Drabek, Ashley Lange, Jim Bove, Sara Guild, Allen Opall, Kelly King - FSA Member, Marilyn Bhend – WI Towns & Villages Association (non-voting member)

Marathon County Mission Statement: *Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business. (Last updated 12-20-05).*

Environmental Resources Committee Mission Statement: *Provide leadership for the implementation of the County Strategic Plan, monitoring outcomes, reviewing and recommending to the County Board policies related to environmental resource initiatives of Marathon County. (Revised: 04/17/12)*

1. Call meeting to order
2. Public Comment (15 minute limit)
3. Approval of March 7, 2019 Committee minutes.
4. Operational Functions required by Statute, Ordinance, or Resolution:
 - A. Public Hearings, Review, Possible Actions, and Possible Recommendations to the County Board for its Consideration (County Zoning changes)
 1. Michael G. and Sandra J. Altmann – L-D-R Low Density Residential to R-R Rural Residential – Town of Spencer
5. Educational Presentations/Outcome Monitoring Reports
 - A. Should Marathon County develop more restrictive standards for the application of manure during high risk times for farms licensed by the County?
 1. Policy position paper (current situation, opportunity for a new approach, proposed changes, etc.)
 2. Draft Language
 - B. Department Updates: Conservation, Planning, and Zoning, Parks, Recreation, and Forestry, and Solid Waste Department
 - C. Referral from Metallic Mining Committee to review Metallic Mining matrix and educational documents
6. Policy Issues Discussion and Committee Determination to the County Board for its Consideration
 - A. Proposed amendments to the Marathon County Code of Ordinances: Chapter 16 County Forests & Chapter 19 Parks and Recreation
 - B. Legislative and Budget Report: current and future legislative initiatives
 - C. Review and discussion of Objective 5.2 Promote sound land use decisions that conserve and preserve natural resources in decisions with economic development and growth and Objective 6.3 Protect and enhance the quantity and quality of potable groundwater and potable surface water supplies 2018 -20022 Strategic Plan (Craig McEwen)
7. Next meeting date, time & location and Agenda items:
 - A. Committee members are asked to bring ideas for future discussion
 - B. Announcements/Requests/Correspondence
8. Adjournment

Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail infomarathon@mail.co.marathon.wi.us one business day before the meeting.

FAXED TO:

News Dept. at Daily Herald (715-848-9361), City Pages (715-848-5887),
Midwest Radio Group (715-848-3158), Marshfield News (877-943-0443),
TPP Printing (715 223-3505), CenterState Marketplace (715-446-2370)

Date: April 3, 2019

Time: 8:30 a.m.

By: cek

SIGNED

Rebecca J. Frisch
Presiding Officer or Designee

NOTICE POSTED AT COURTHOUSE:

Date: _____

Time: _____ a.m. / p.m.

By: County Clerk



**Marathon County
Environmental Resources Committee Minutes
Thursday, March 7, 2019
500 Forest Street, Wausau WI**

Attendance:	<u>Member</u>	<u>Present</u>	<u>Not present</u>
<i>Chair</i>	Jacob Langenhahn.....		X (excused)
<i>Vice-Chair</i>	Randy Fifrick.....	X	
	Rick Seefeldt	X	
	Jim Bove	X	
	Allen Drabek	X	
	Ashley Lange.....	X	
	Sara Guild.....	X	
	Allen Opall	X	
	Marilyn Bhend	X	
	Kelly King	X	

Also present: Rebecca Frisch, Paul Daigle, Dominique Swangstu, Robert Hoffman, Cindy Kraeger – Conservation, Planning, and Zoning (CPZ); Jamie Polley, Tom Lovlien – Park Recreation and Forestry (PRF); Doug Freeman, Andy Cychose, Randy Weinkauff – Ahlstrom - Munksjo; Brian Kowalski – City Pages; Lance Leonhard – Deputy Administrator; Steve Boe and Jim Burgener.

1. **Call to order** – Called to order by Vice Chair Fifrick at 3:00 p.m. at 500 Forest Street – Assembly Room, Wausau, WI.
2. **Public Comment** – None.
3. **Approval of February 7, 2019 Environmental Resources Committee (ERC) minutes with clarifications.**

Motion / second by King / Drabek to approve of the February 7, 2019 Environmental Resources Committee minutes as distributed. Motion **carried** by voice vote, no dissent.

4. **Operational Functions required by Statute, Ordinance, or Resolution:**

- A. Public Hearings, Review, Possible Actions, and Possible Recommendations to the County Board for its Consideration (County Zoning Changes)
 1. Public testimony on text amendments to the Marathon County Code of Ordinance for Chapter 17 Zoning Ordinance Code

Discussion: A summary of the text amendments was included in the meeting packet and briefly explained. Swangstu discussed and distributed grammatical corrections to the text amendments. In addition, Swangstu discussed changes related to the setbacks to the road right of way and centerline. There was no testimony in favor or opposed to the text amendments to the Marathon County Code of Ordinance for Chapter 17 Zoning Ordinance Code.

Testimony portion of the hearing was closed at 3:15 p.m.

Action: **Motion** / second by Seefeldt / Opall to approve the text amendment revisions with the grammatical corrections as distributed and discussed. Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

B. Review and Possible Action

1. Pine Ridge Pointe Final Plat – Town of Easton

Discussion: Frisch reviewed the Pine Ridge Pointe Final Plat with the Committee. The preliminary plat was reviewed with the Committee previously and no substantial change from the preliminary plat to the final plat has occurred.

Action: **Motion** / second by King / Drabek to recommend approval of the Pine Ridge Pointe Final Plat Map. Motion **carried** by voice vote, no dissent.

Follow through: Committee Vice Chair signed Final Plat.

C. Siting Agreement between the City of Mosinee, Town of Knowlton, County of Marathon, and Ahlstrom-Munksjo Na Specialty Solutions, LLC for Mosinee Mill for Cell 2 Landfill Expansion

Discussion: Frisch briefly explained the agreement and the past year and a half work with the local siting committee. Corporation Counsel was involved with review and revisions to the agreement and the document is ready for action by the committee and county board.

Action: **Motion** / second by Guild / Opall to recommend authorizing the Siting Agreement between the City of Mosinee, Town of Knowlton, County of Marathon, and Ahlstrom-Munksjo Na Specialty Solutions, LLC for Mosinee Mill for Cell 2 Landfill Expansion. Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

D. Authorizing Resolution for DNR Urban Nonpoint Source and Stormwater Grant

Discussion: Frisch discussed Marathon County governments MS4 Stormwater Permit for stormwater generated from county owned properties in urban area and the ability to apply for a grant to help assist in development of a plan to manage stormwater runoff.

Action: **Motion** / second by Opall / Bove to recommend authorizing the resolution for the DNR Urban Nonpoint Source and Stormwater Grant. Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

5. **Educational Presentations/Outcome Monitoring Reports**

A. County Forest Division 2018 Annual Report

Discussion: Lovlien discussed some of the program highlights including revenue and expenses, timber management, road and trail maintenance, wildlife management, recreation, public outreach and professional development.

Action: None needed.

Follow through: The report will be distributed to the full County Board and regular plan holders according to the County Forest Comprehensive Land Use Plan.

B. Department Updates: Conservation, Planning, and Zoning, Parks, Recreation, and Forestry (PRF), and Solid Waste Department

Discussion: CPZ

- Frisch discussed informational materials will be forthcoming from the Metallic Mining Committee for ERC feedback.

PRF

- Polly discussed the Outdoor Recreation Plan is being updated.
- Plan to Play event scheduled for April 30 6:00 to 8:00 p.m.
- Mission statement is in the process of being updated.

Solid Waste Department – None.

C. Should Marathon County develop more restrictive standards for the application of manure during high risk times for farms licensed by the County?

1. Options the county provides to reduce phosphorus runoff
2. What is currently done to work with farmers when a runoff event occurs from winter spreading.
3. List of the number of animals on each licensed dairy.
4. Map of the county showing where each facility is located and where the farm drains.
5. Counties with more restrictive requirements.

Discussion: Fifrlick distributed an email that was received from Marathon County Farm Bureau regarding banning winter spreading of manure on medium sized dairies. Daigle shared a presentation that was included in the packet relaying the role of important of role of phosphorus to plants and animals, but also the importance of reducing phosphorus when it is present in excessive amounts and the negative impact it can have on freshwater ecosystems. As part of the presentation, Daigle also reviewed answers to the questions listed in the agenda.

Action: None, for informational purposes only.

Follow through: Staff directed to develop a policy white paper on phosphorus, consider alternatives, costs, proposed language, and also monitor the state budget to see if there are any proposed statewide changes in phosphorus management. Bring back to ERC as an educational item. Engage landowners and other stakeholders where possible.

6. **Policy Issues Discussion and Committee Determination to the County Board for its Consideration:**

A. Land Division Code proposed revisions

1. Minimum Lot Size – 1 acre
2. Differentiating Access, Shared Driveways, Private Roads, Easements, Access Strips

Discussion: Frisch discussed the Staff is working on the Land Division Code. The existing code does not establish a minimum lot size county wide if there is no zoning code. Most counties have a minimum lot size in their land division codes and a 1 acre minimum lot size is common. It is especially needed to

assure adequate areas are available for private onsite wastewater treatment systems (POWTS) regardless of the zoning classification. The committee previously discussed the challenges of allowing the creation or expansion of private roads. New language would be included in the revised code to clarify the town's and county's role to protect the town and public from inadequate private roads.

Action: None, for informational purposes only.

Follow through: Staff will continue drafting revised Land Division Code language.

7. **Next meeting date, time & location and Agenda items:**

A. Committee members are asked to bring ideas for future discussion.

- Environmental Fund Update

B. Announcements/Requests/Correspondence

8. **Adjourn – Motion** / second by Drabek / King to **adjourn** at 4:55 p.m. Motion **carried** by voice vote, no dissent.

Rebecca Frisch, CPZ Director

For Randy Fifrick, Vice Chair

cc: (via email/web site) ERC members; County Administrator; Deputy County Administrator; Corporation Counsel; County Clerk

RF/cek

NOTICE OF PUBLIC HEARING

A public hearing will be held by the Environmental Resources Committee of the Marathon County Board of Supervisors on Thursday, April 4, 2019 at 3:00 p.m., Marathon County Courthouse - Assembly Room, 500 Forest Street, Wausau WI 54403, at which time the Committee will consider the following:

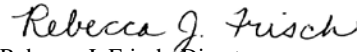
1. The petition of Michael G. and Sandra J. Altmann to amend the Marathon County Zoning Ordinance to rezone lands from L-D-R (Low Density Residential) to R-R (Rural Residential), on property described as part of the NW ¼ of the SW ¼ of Section 34, Township 26 North, Range 02 East, Town of Spencer, proposed as Lot #1 (3.024 acres) of the Certified Survey Map (CSM): Vol 88 Pg 16, Parcel Pin# 074-2602-343-0029 with a property address: S2564 Sloping Meadow Road, Marshfield WI 54449.

Written testimony may be forwarded prior to the hearing to: Jacob Langenhahn – Environmental Resource Committee Chair, Conservation, Planning and Zoning Department, 210 River Drive, Wausau, WI 54403-5449. All interested persons will be given an opportunity to be heard. Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail infomarathon@co.marathon.wi.us one business day before the meeting.

Jacob Langenhahn



Jacob Langenhahn, Chairman
Environmental Resources Committee



Rebecca J. Frisch, Director
Conservation, Planning, and Zoning Department

Publish: March 20 and March 27, 2019

E-mailed to: Wausau Daily Herald (WDH-Legals@wdhmedia.com) on March 15, 2019 at 8:15 a.m.

PETITION FOR ZONE CHANGE
BEFORE THE MARATHON COUNTY BOARD OF SUPERVISORS

1. As authorized by §17.91 of the Marathon County Zoning Code (I) (we) (Name & Address):
Michael G Altmann and Sandra J Altmann
52564 Sloping Meadow Rd, Marshfield, WI 54449

hereby petition to rezone property owned by (Name & Address): Same

from the classification LDR, Low Density Residential to RR, Rural Residential

2. The legal description of that part of the property to be rezoned is (include only the description of the land proposed to be rezoned. You may need to have a surveyor draft this description): Sloping Meadow
Lots 8 & 9 - Lot 1 CSM VOL 8
88 PG 16 (#18037) (DOC# 1757867)

Parcel Identification Number (PIN): 074-2602-343-0029
Parcel Number: 37-0525-000-008-01-00

3. The proposed change is to facilitate the use of the land for (be specific-list all proposed uses):
personal vehicle storage, 1600 sq. ft. detached
accessory structure.

4. Please address the following criteria as best as you can. These are the "standards for rezoning" which will be addressed at the public hearing. (Use additional sheets if necessary).

A. In detail, explain what public facilities and services serve the proposed development at present, or how they will be provided. same facilities and services in place for the residence. The development will be used for personal vehicle storage.

B. Explain how the provision for these facilities will not be an unreasonable burden to local government. No additional burden to local government.

C. What have you done to determine that the land is suitable for the development proposed? Residential construction standards followed.

D. Explain what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas. will do erosion control during construction. Development will be a detached garage. No septic - no discharges.

E. Explain any potential for conflict with existing land uses in the area. No objections. Neighbors on both sides have detached garages.

(OVER)

RECEIVED

JAN 28 2019

MARATHON CO. CONSERVATION,
PLANNING & ZONING DEPT

F. Demonstrate the need of the proposed development at this location. Close to residence.

G. What is the availability of alternative locations? Be specific. None. Only outbuilding - needs to be close to residence for ease of access.

H. If cropland is being consumed by this Zone Change, what is the productivity of the agricultural lands involved? Not cropland. Residential lot.

I. If cropland is being consumed by this zone change, explain how the proposed development will be located to minimize the amount of agricultural land converted. Not cropland.

5. Include on a separate sheet (no larger than 11 x 17) a drawing of the property to be rezoned, at a scale of 1"=200 ft or larger. Show additional information if required. **(If larger sheets are required to adequately portray the site, include ten (10) copies).**

All property owners within 300 feet of the parent parcel proposed for rezoning are parties in interest, and will be notified by Marathon County Conservation, Planning, and Zoning Department of the public hearing notice via direct mail.

6. If the Environmental Resources Committee, at the public hearing for this zone change request, is unable to make a recommendation based upon the facts presented and/or request additional information, clarification or data from the petitioner, Town Board, or any other source, that information shall be supplied to the Conservation, Planning, and Zoning Department 24 hours or more prior to the next regularly scheduled meeting (date and time to be announced at each regular meeting). Twenty four hour notice is required for all agenda items. If the requested information, etc. is not supplied, the zone change petition is denied and will only appear on the agenda as a report. No additional testimony will be accepted. The petitioner (applicant) may re-apply at any time to bring the matter back before the Committee. **No exceptions to this policy will be granted.**

7. Petitioner's Signature Michael S. Altman Phone 303-589-8553 Date 1-24-19
8. Owner's Signature _____ Phone _____ Date _____
(If different)

Date Fee Received: 01-28-19

Fee \$600.00 PAYABLE TO MARATHON COUNTY

Attendance at the Public Hearing before the Marathon County Environmental Resources (ERC) Committee is not mandatory if you have appeared before the Town Planning Commission and/or the Town Board to present your proposal. If there was opposition to your proposal at the town level, attendance at the ERC hearing is recommended.

RECORDED

May 04, 2018 10:20 AM

DEAN J. STRATZ, REGISTER OF DEEDS

CERTIFIED SURVEY MAP

MARATHON COUNTY NO. 18037

DOC# 1757867 PAGES: 2

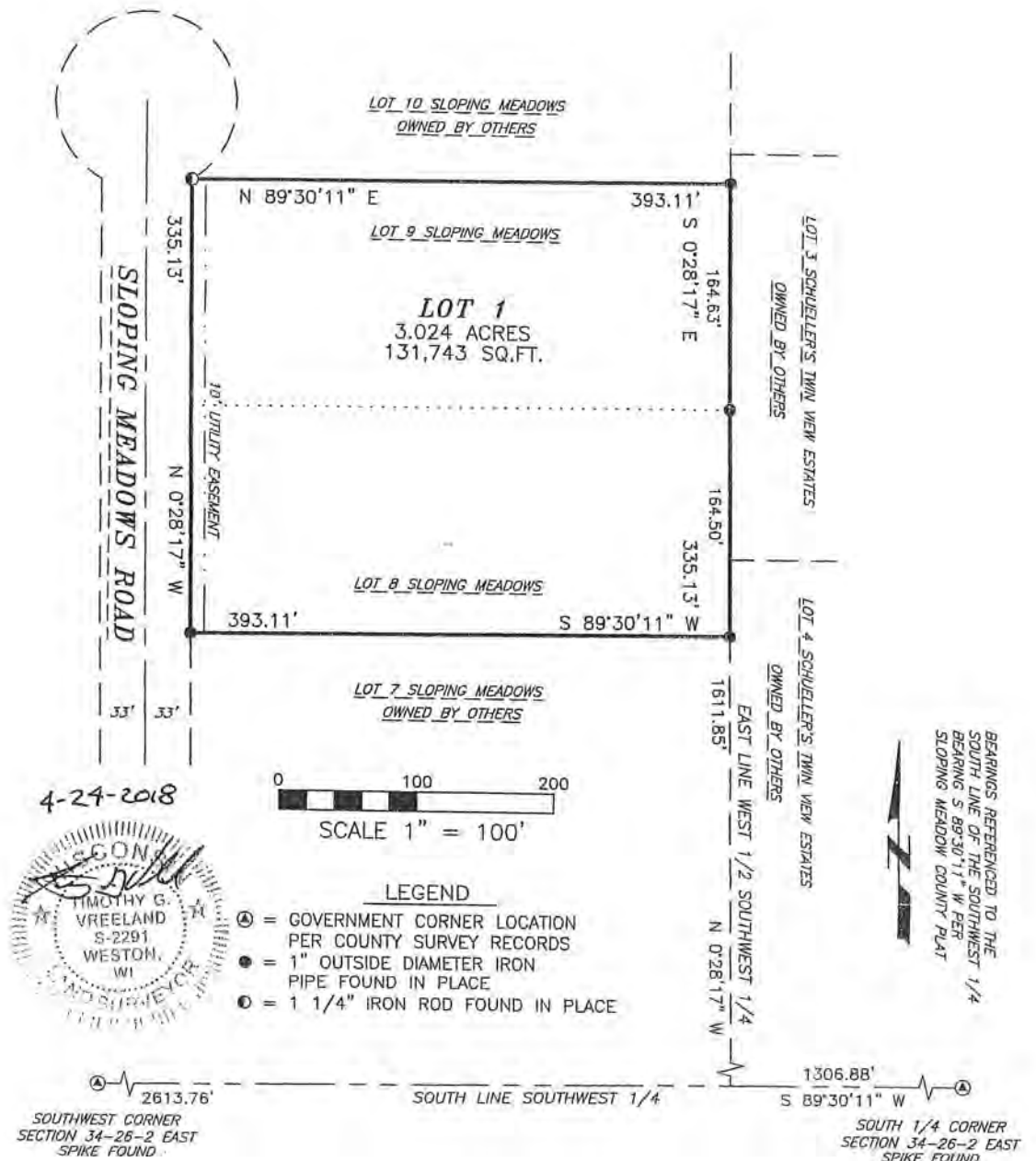


ALL OF LOTS 8 & 9 OF SLOPING MEADOWS, LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4, SECTION 34, TOWNSHIP 26 NORTH, RANGE 2 EAST, TOWN OF SPENCER, MARATHON COUNTY, WISCONSIN.

VOL. 88 Pg. 162

VREELAND ASSOCIATES, INC.	
6103 DAWN STREET WESTON, WI. 54476	
PH (715) 241-0947 OR TOLL FREE (866) 693-3979	
FAX (715) 241-9826 tim@vreelandassociates.us	
OWNER:	MIKE ALTMANN
FILE #:	M-312 FINAL
DRAFTED AND DRAWN BY: TIMOTHY G. VREELAND	

SHEET 1 OF 2 SHEETS



CERTIFIED SURVEY MAP

MARATHON COUNTY NO. 18037 VOL. 88 PAGE 16

ALL OF LOTS 8 & 9 OF SLOPING MEADOWS, LOCATED IN THE NORTHWEST
1/4 OF THE SOUTHWEST 1/4, SECTION 34, TOWNSHIP 26 NORTH, RANGE
2 EAST, TOWN OF SPENCER, MARATHON COUNTY, WISCONSIN.

SHEET 2 OF 2 SHEETS

SURVEYORS CERTIFICATE

I, TIMOTHY G. VREELAND, PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT AT THE DIRECTION OF MIKE ALTMANN, I SURVEYED, MAPPED AND COMBINED ALL OF LOTS 8 AND 9 OF SLOPING MEADOWS COUNTY PLAT, LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 34, TOWNSHIP 26 NORTH, RANGE 2 EAST, TOWN OF SPENCER, MARATHON COUNTY. SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD AND USE.

THAT SUCH MAP IS A CORRECT REPRESENTATION OF ALL EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION AND THE CERTIFIED SURVEY MAP THEREOF MADE.

THAT I HAVE FULLY COMPLIED WITH SECTION 236.34 OF THE WISCONSIN STATUTES IN SURVEYING, MAPPING AND DIVIDING THE LANDS, CHAPTER A-E 7 OF THE WISCONSIN ADMINISTRATIVE CODE AND THE LAND DIVISION ORDINANCE OF MARATHON COUNTY AND THE TOWN OF SPENCER, ALL TO THE BEST OF MY KNOWLEDGE AND BELIEF IN SURVEYING, COMBINING AND MAPPING THE SAME.



DATED THIS 24TH DAY OF APRIL, 2018

TIMOTHY G. VREELAND

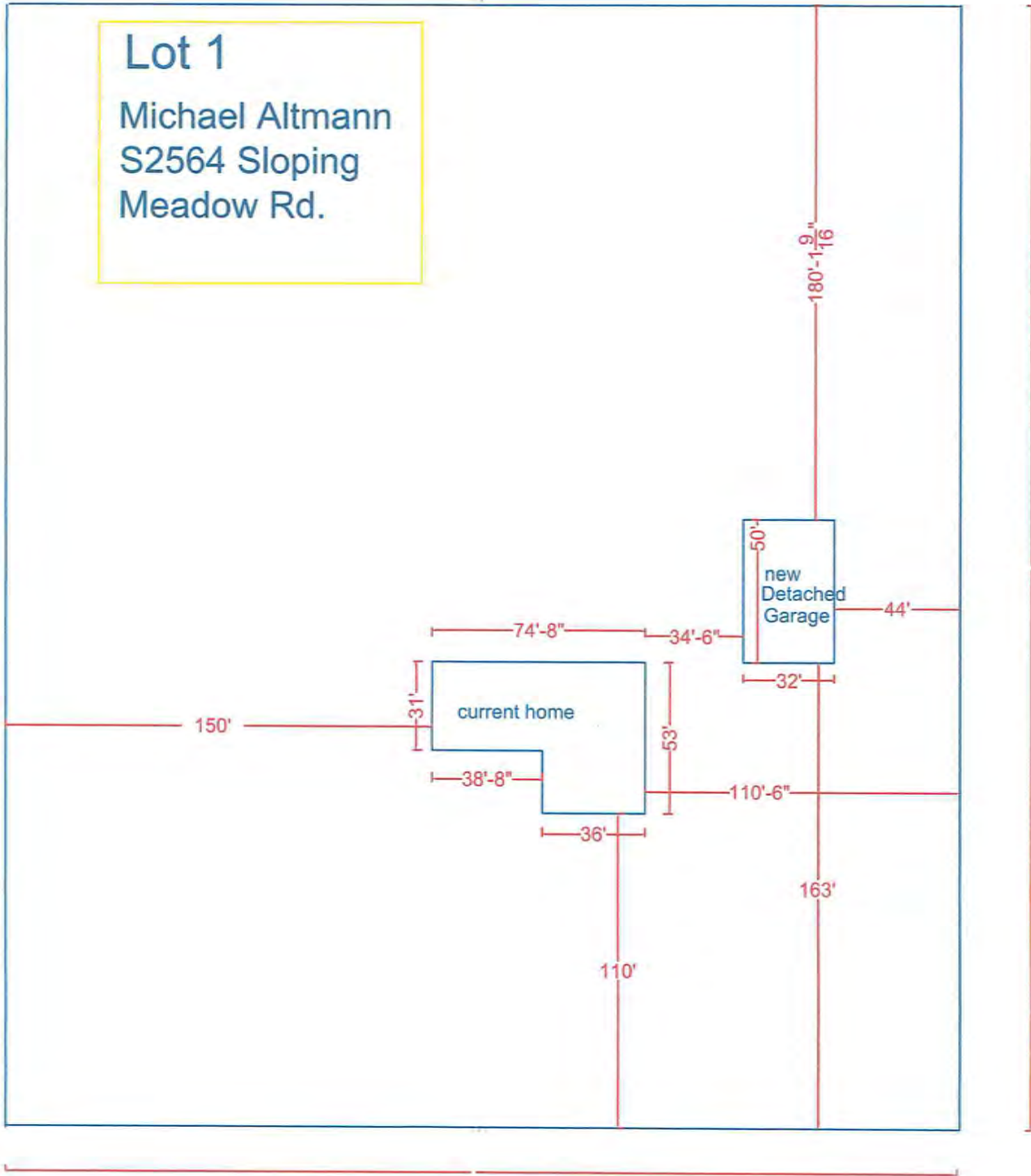
P.L.S. 2291

APPROVED FOR RECORDING UNDER
THE TERMS OF CH. 18.06(2)(e) OF
THE MARATHON COUNTY LAND
DIVISION REGULATIONS.

BY Don [Signature]

DATE May 3, 2018
MARATHON CO. CONSERVATION,
PLANNING & ZONING DEPT.
NO SURVEY REVIEW REQUIRED
CPZ TRACKING NO 518-041

Lot 1
Michael Altmann
S2564 Sloping
Meadow Rd.



393.11'

335.13'

(N) Sloping Meadow Road (S)

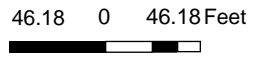


Land Information Mapping System



Legend

- Parcel Annotations
- Parcels
- Land Hooks
- Section Lines/Numbers
- Right Of Ways
- Municipalities
- 2015 Orthos
 - Red: Band_1
 - Green: Band_2
 - Blue: Band_3



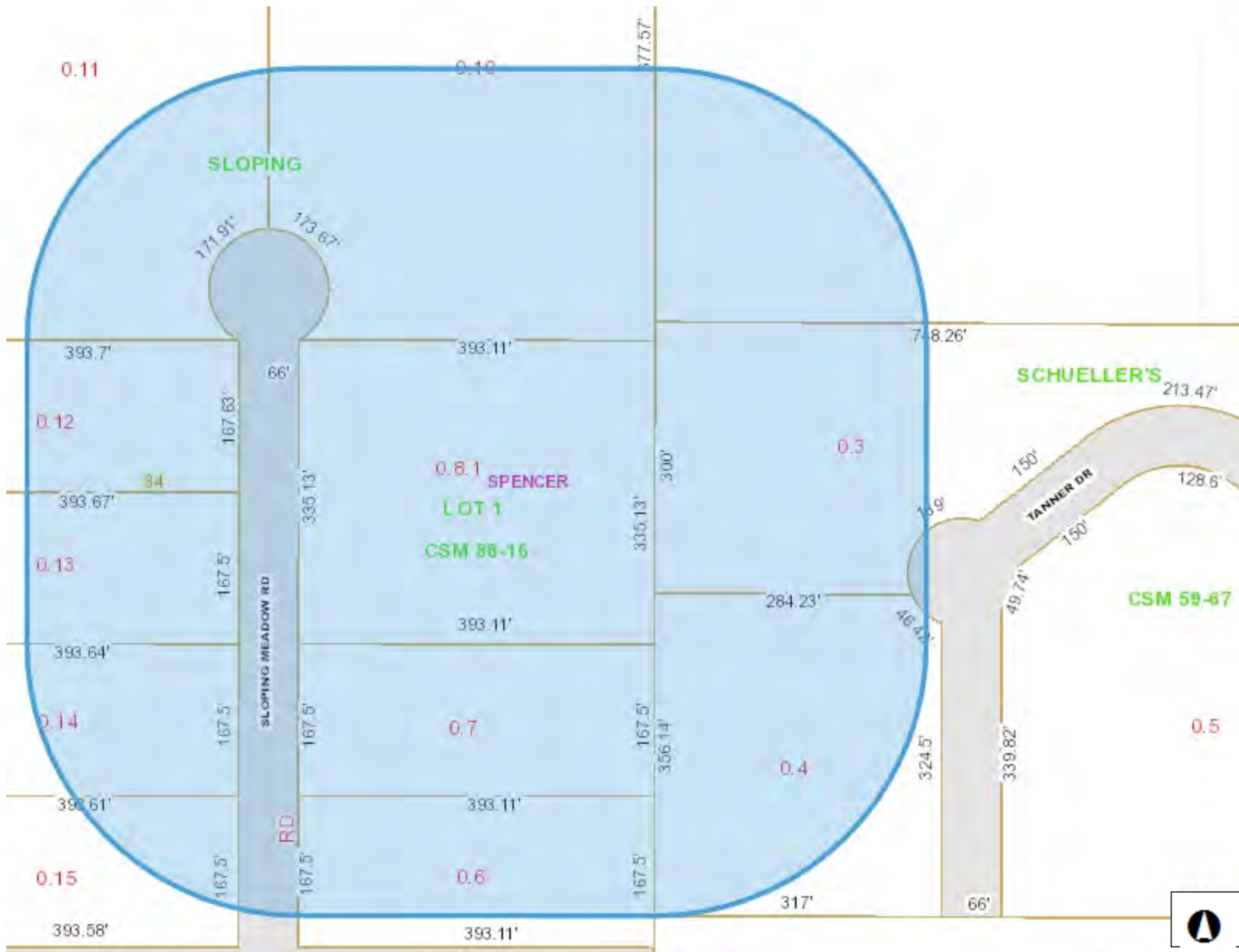
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Notes



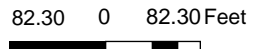
Land Information Mapping System



Legend

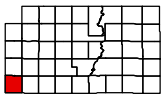
- Parcel Annotations
- Parcels
- Land Hooks
- Section Lines/Numbers
- Right Of Ways
- Municipalities

Notes



NAD_1983_HARN_WISCRS_Marathon_County_Feet

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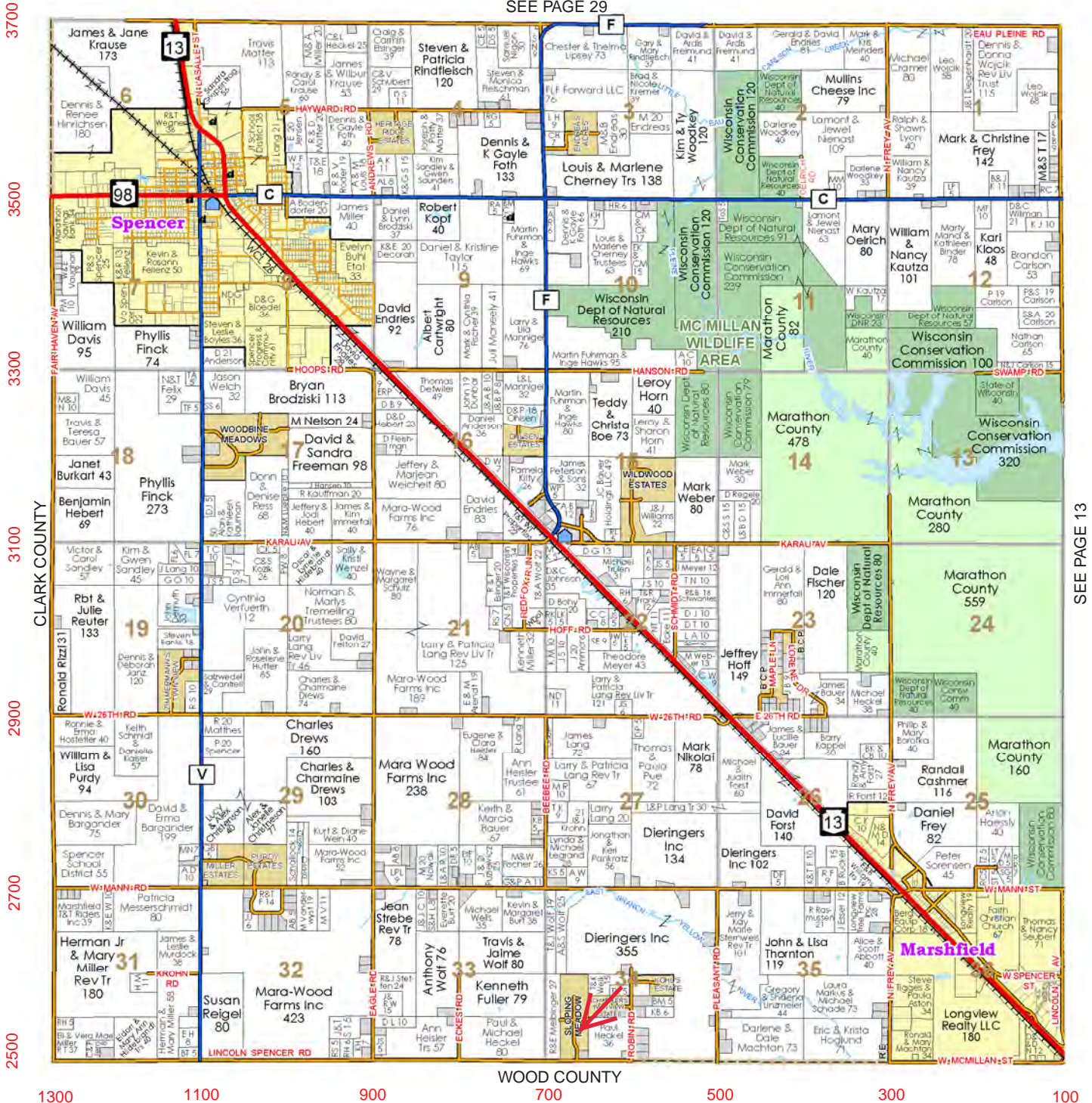


Spencer

Township 26N - Range 2E

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SEE PAGE 29



SEE PAGE 13

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FEB 22 2019

MARATHON CO. COMMISSION

PLANNING & STATE OF WISCONSIN)
MARATHON COUNTY)
TOWN OF SPENCER)

RESOLUTION ON ZONING ORDINANCE AMENDMENT

TO THE MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE

I, Dennis Gonnering, Clerk of the Town of Spencer, Marathon County, State of Wisconsin, do hereby certify that the following is a true and correct copy of a resolution adopted by the Town of Spencer Town Board at a meeting held on the 12 day of February, 2019.

RESOLUTION

WHEREAS, Section 59.69(5)(e)3m., Wisconsin Statutes, provides that if a town affected by a proposed amendment disapproves of the proposed amendment, the town board may file a certified copy of a resolution adopted by such board disapproving of the petition with the Environmental Resources Committee prior to, at or within ten (10) days after the public hearing, and

WHEREAS, if the town board of the town affected in the case of an ordinance relating to the location of boundaries of districts files such a resolution, the Environmental Resources Committee may not recommend to the County Board approval of the petition without change, but may only recommend approval with change or recommend disapproval.

NOW, THEREFORE BE IT RESOLVED that the Town of Spencer Town Board considered on the 12 day of February, 2019, petition by Michael G. and Sandra J. Altmann to amend the Marathon County Zoning Ordinance from LDR - Low Density Residential to RR - Rural Residential on property described as part of the NW 1/4 of the SW 1/4 of Section 34, Township 26 North, Range 02 East, Town of Spencer. Proposed on Lot #1 (3.024 acres) of the Certified Survey Map (CSM): vol 88 Pg 16, Parcel Pin# 074-2602-343-0029 with a property address: S2564 Sloping Meadows Road, Marshfield WI 54449.

The Town of Spencer hereby has considered the following standards for rezoning above property (use additional sheets if necessary):

- 1) Has the applicant provided what public facilities and/or services currently serve the proposed development, what additional services may be required, and how the additional services will be provided?
 No Yes Explain: No additional services needed by the town. The building development is for personal use.
- 2) Has the applicant demonstrated how the provision of the public facilities will not be an unreasonable burden to local government?
 No Yes Explain: No additional burden to the township
- 3) Has the applicant determined that the land is suitable for the development proposed? Explain.
 No Yes Explain: Residential construction standards will be followed. Plenty of room on the lot for a building like this.
- 4) Has the applicant demonstrated what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas? Explain.
 No Yes Explain: Building will not cause any above mentioned problems
- 5) Is there any potential for conflict with existing land uses in the area?
 No Yes Explain: No objections. Neighbors have similar buildings.

6) Has the applicant demonstrated the need for the proposed development at this location? Explain.

No Yes Explain: Extra storage,

7) Has the applicant demonstrated the availability of alternative locations? Be specific

No Yes Explain: Only one site was suggested and we find no problem with the location.

8) Is cropland is being consumed by this zone change? What is the productivity of the agricultural lands involved?

No Yes Explain: No cropland

9) Has the applicant explained how the proposed development will be located to minimize the amount of agricultural land converted?

No Yes Explain: No ag land

10) Is proposed rezone request consistent with the town's adopted Comprehensive Plan? Explain.

No Yes Explain: The town has no problem with this building as it meets our requirements. It is in a residential area.

11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?

No Yes Explain: We find no reason to deny the application.

The Town of Spencer recommends: **Approval** **Disapproval** of the amendment and/or zone change.

OR **Requests an Extension*** for the following reasons: _____

*Wis. Stats §59.69(5)(e), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk [Signature]
Town Board [Signature] - Chairman
[Signature]
[Signature]

NOTE: If you recommend disapproval of this request, please make every effort to send a representative to the Environmental Resources Committee Public Hearing. Town input at the hearing is always appreciated. Please return this form before March 27, 2019 to:

Marathon County Conservation, Planning and Zoning Department
210 River Drive
Wausau, WI 54403



**Michael G. Altmann
Petition to Rezone Land
Staff Report
Environmental Resources Committee**

Findings of Fact

REQUEST:

The petition of Michael G. and Sandra J. Altmann to amend the Marathon County Zoning Ordinance to rezone lands from L-D-R (Low Density Residential) to R-R (Rural Residential), on property described as part of the NW ¼ of the SW ¼ of Section 34, Township 26 North, Range 02 East, Town of Spencer, proposed as Lot #1 (3.024 acres) of the Certified Survey Map (CSM): Vol 88 Pg 16, Parcel Pin# 074-2602-343-0029 with a property address: S2564 Sloping Meadow Road, Marshfield WI 54449.

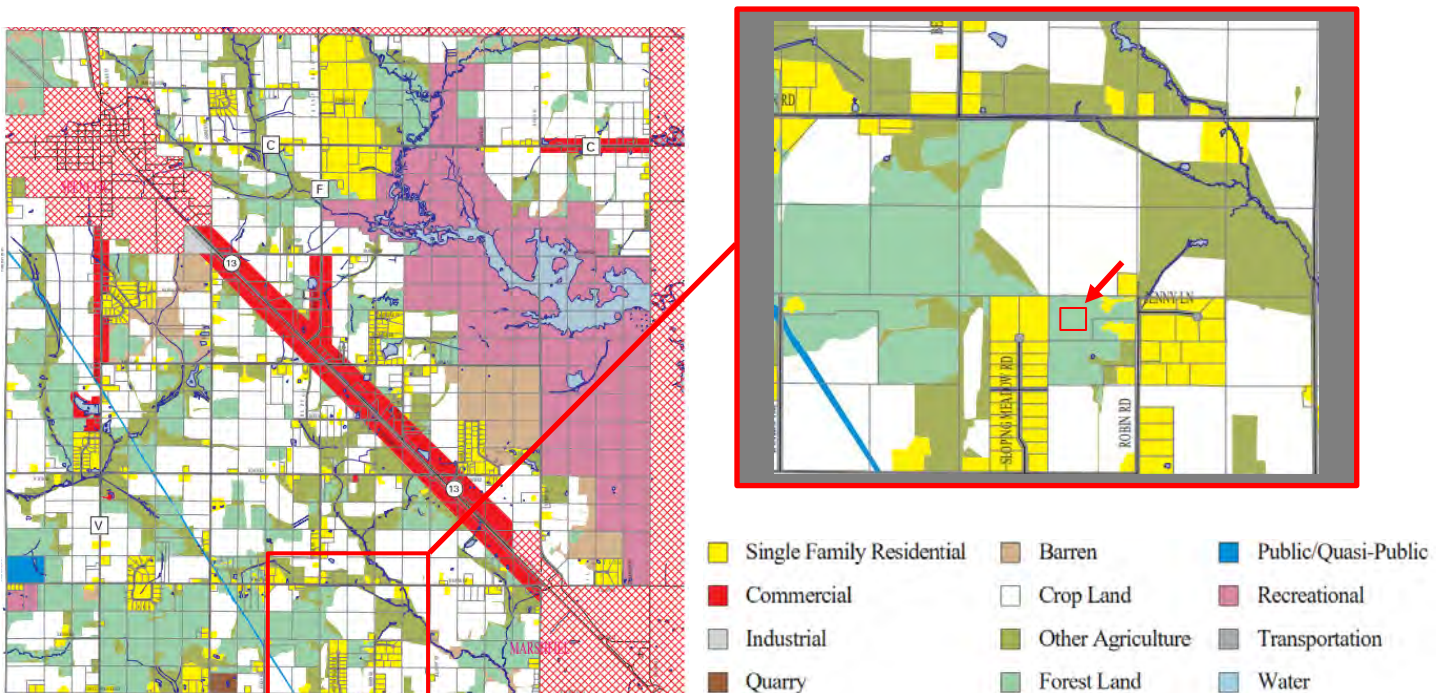
EXISTING ZONING DISTRICT:

L-D-R: Low Density Residential District. The purpose of the L-D-R district is to accommodate single-family residential use along existing streets and to promote single-family residential development (involving the extension of new streets) where sanitary sewer and municipal water may be available. The densities are intended to provide for areas of suburban character in the community and to prevent excessive demands on sewerage and water systems, streets, schools, and other community facilities. The districts are intended to avoid overcrowding by requiring certain minimum yards, open spaces, and site area while making available a variety of dwelling types and densities to serve a wide range of individual requirements and thereby providing a more orderly and efficient extension of public facilities.

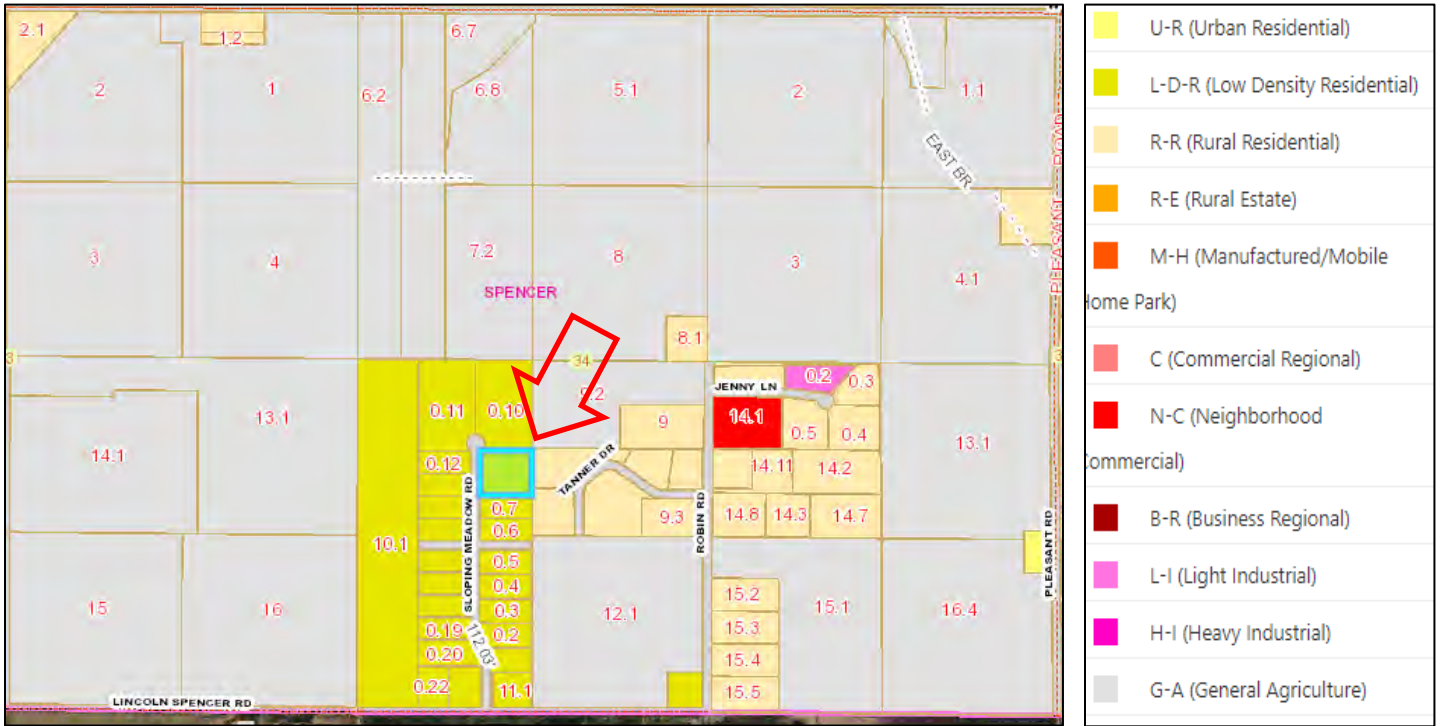
PROPOSED ZONING DISTRICT:

R-R: Rural Residential District. The purpose of the R-R district is to accommodate single-family residential use along existing streets, to preserve the rural character while promoting open space single-family residential development (involving the extension of new streets), and to separate agricultural uses from other more extensive community development within the county. Limited agricultural activities are permitted in this district. These areas may or may not be serviced by municipal water and sanitary sewer.

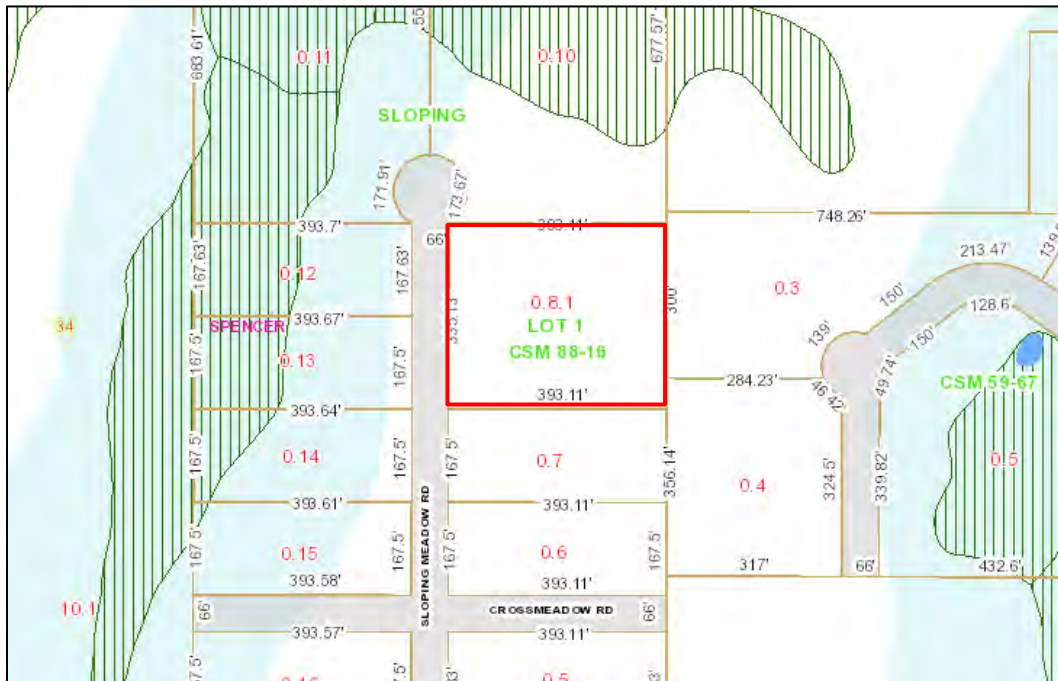
TOWN COMPREHENSIVE PLAN FUTURE LANDUSE: The proposed parcel to be rezone is identified as Single Family Residential in the Town of Spencer's Comprehensive Pan Future Land Use Map. The adjacent lands are also make Single Family Residential with Forest Land to the east.



Existing Zoning District Map:



SIGNIFIACENT PAREL LIMITATIONS OR NATURAL FEATURES:



There are no mapped wetlands, floodplain are shoreland overlay areas on the parcel being proposed to be rezoned.

FARMLAND PRESERVATION PLAN:

This parcel was **NOT** designated as a farmland preservation area in the Farmland Preservation Plan in 2013. Designating this land as a farmland preservation area would have indicated it consists of prime agricultural land and supports the agriculture economy.

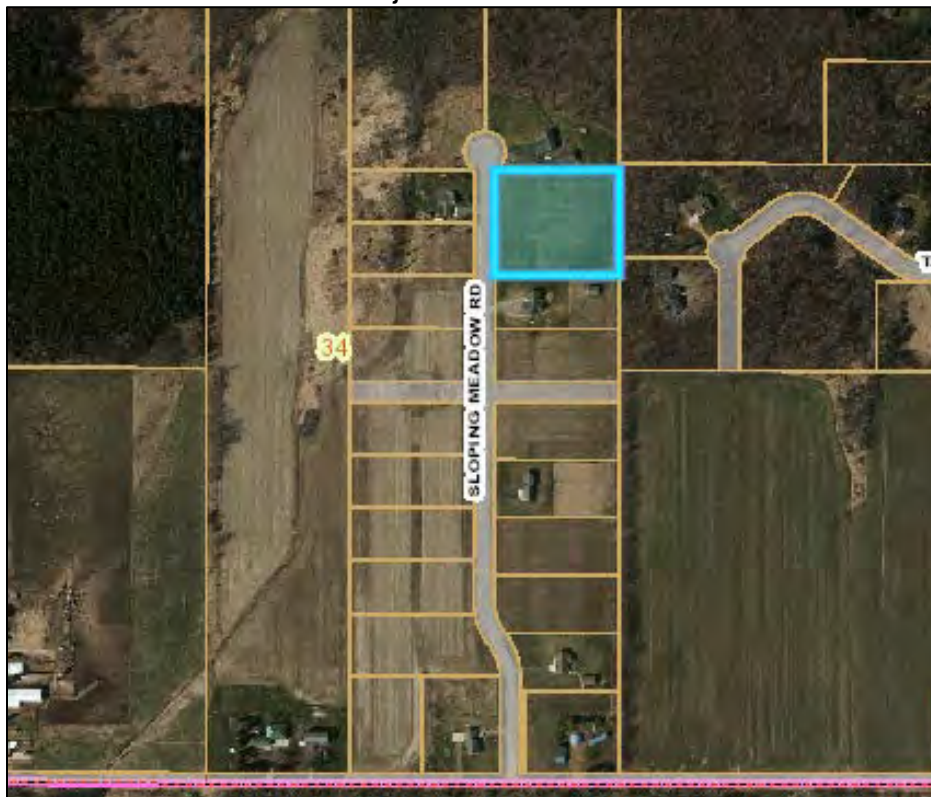
AERIAL PHOTO:

Property



AERIAL PHOTOS:

Adjacent Parcels



TOWN RECOMMENDATION:

On February 12th, 2019 The **Town of Spencer's** Town Board Recommended Approval to Marathon County's Environmental Resources Committee.

11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?

No Yes Explain: We find no reason to deny the application.

The Town of Spencer recommends: **Approval** **Disapproval** of the amendment and/or zone change.

OR **Requests an Extension*** for the following reasons: _____

*Wis. Stats §59.69(5)(e), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk [Signature]
 Town Board [Signature] - Chairman
[Signature]
[Signature]

STAFF (CPZ) RECOMMENDATION(S):

The Town of Spencer (should) updated their comprehensive plan, zoning, land use, and future land use maps to reflect the (proposed) rezone to Rural Residential (R-R) from Low Density Residential (L-D-R) for the use of an larger accessory structure allowed in the L-D-R zoning district. The proposed rezone will not change or conflict with adjacent land uses or zoning districts as the use of the parcel will not change and will remain single family residential. There is no apparent conflict with the Marathon County Comprehensive Plan as it relates to the proposed rezone, nor are there any apparent conflicts with local regulation(s).

All the rezone criteria [application section #4 (A through I)] have been addressed and the Town of Spencer has no concerns or issues with the proposed rezone or the effect it may have on the local community.

CPZ Staff Key Criteria:	No	Yes
1. Rezone is consistent with the purpose and intent of Marathon County Comprehensive Plan		X
2. Compliant with Marathon County Chapter 17 Zoning Code of Ordinances		X
3. Compatibility with adjacent parcels uses and zoning districts		X
4. There have been no Town or Local opposition received by CPZ regarding proposed rezone set forth to the Environmental Resources Committee.		X

Recommendation:

Based on the information provided and the feedback from the Town of Spencer, CPZ staff recommends to ERC recommends **Approval** to Marathon County Board Of Supervisors.



Case: #1
Environmental Resources Committee
Decision Form

Conclusions of Law

Marathon County Environmental Resources Committee (ERC) must consider all of the following standards in their decision. Please review and explain how the request does or does not meet each of these standards.

To approve a rezone, ERC must answer 'agree' to each of these standards. If the ERC recommends approval, but answers 'disagree' to any of these questions, a plan/ordinance changes, and/or additional information is required to satisfy the criteria.

1. The rezoning is substantially consistent with the following plans. *(note how the proposed relates to the future land use plan and the vision, goals, objectives, and policies of the plan)*
- a. [Marathon County](#) Comprehensive Plan
 - b. [Town](#) Comprehensive Plan and,
 - c. Marathon County [Farmland Preservation Plan](#).

agree disagree insufficient information

2. The location of the proposed development minimizes the amount of agricultural land converted and will not substantially impair or limit current or future agricultural use of other protected farmland.

agree disagree insufficient information

3. The applicant has demonstrated that...

- a. There is a need for the proposed development,
- b. Adequate public facilities are present or will be provided *(note impacts on roads, water, sewage, drainage, schools, emergency services, etc.)*, and
- c. Providing public facilities will not be an unreasonable burden to the local government.

agree disagree insufficient information

4. The rezoning will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas.

agree disagree insufficient information

5. The Town has approved the proposed rezone of the property.

agree disagree insufficient information

6. All concerns from other agencies on the proposed rezone have been addressed? *(DNR, Highway, DOT)* What are the concerns?

agree disagree insufficient information

Environmental Resources Committee Decision

On the basis of the above findings of fact, conclusions of law, and the record in this matter, the Marathon County Environmental Resources Committee finds that the rezoning is:

- Approved Motion/ Second
- Denied, for the following reasons
- Tabled for further consideration

Specify reasons for denial, or additional information requested:

- An amendment to the county comprehensive plan is needed to approve this petition.
- An amendment to the county farmland preservation plan is needed to approve this petition.

Describe recommended amendments:

Signature:

Chairman: _____

Opportunities to reduce and eliminate manure spreading during high risk periods of the year (snow covered, frozen and saturated soils)

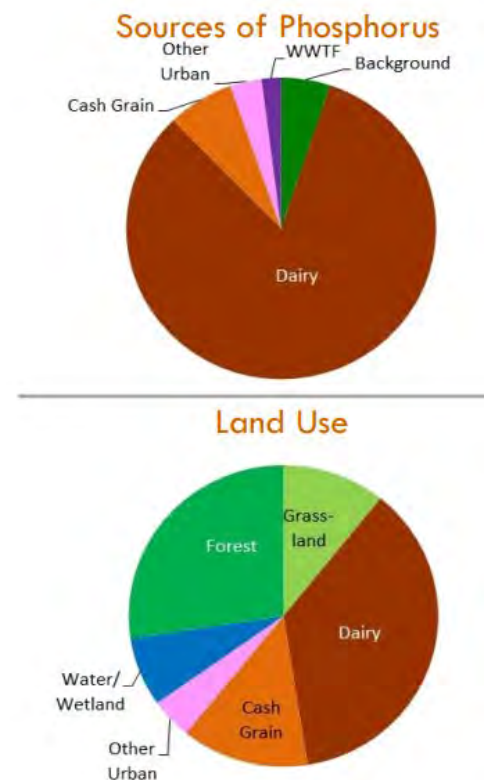
DRAFT by Paul Daigle

Purpose:

Phosphorus levels are increasing in our streams and water bodies. Based on plan goals that are in place, now is an opportune time for a new approach in Marathon County that has the potential to lower phosphorus from manure spread during high risk times of the year (frozen, snow covered and saturated conditions) by medium sized farms that are licensed by the county. If enacted, this new restriction would have the potential to reduce phosphorus runoff on agricultural lands, operated by licensed farms, by 250-360% during high risk times of the year. The outcome of this new approach is to put in place a new safeguard, as another tool, to meet the goals various county plans, including the following: the Marathon County Land and Water Resource Management plan, which specifically identifies the reduction of nutrients from the spreading of animal manure and improved utilization of nutrients, the Comprehensive Plan of Marathon County, identifies the reduction of agricultural nonpoint runoff to surface water (soil sediment, organics, and nutrients), the Strategic plan objective 5.2 and 6.3, and the Big Eau Pleine Strategic plan calls for the reduction and elimination of manure spread during these times. Implementation of this strategy is needed to reduce phosphorus runoff. It is an option with the greatest impact and least cost to reduce phosphorus runoff.

Current Situation:

Marathon County is home to 145,000 head of cattle, 61,000 of which are milk cows and approximately 61,000 dairy replacement heifers. This is the second highest number of dairy livestock in the State. Livestock generate a large volume of manure each year rich that is in phosphorus. When properly managed, manure can be a great source of nutrients for growing crops, but when manure and its nutrients runs off of fields into local surface waters, it impairs local streams and significantly impacts water quality. The Wisconsin River Total Maximum Daily Load (TMDL) study has now identified four main streams in the county as impaired from phosphorus, two of these are new additions in the last ten years. The graph identifies the sources of phosphorus in the Big Eau Pleine watershed, which is reflective of most phosphorus impaired watersheds in the county. (Source: Wisconsin River TMDL study). The financial resources to address these problems from the State and Federal sources have continued to decrease over the last two decades. The county has continued to increase funding through the use of tax levy, program fees, and grants to address these problems, but overall financial resources have been decreasing. Eliminating or greatly restricting the spreading of manure when it is the highest risk time of the year is a strategy identified many times in various plans, but has yet to be implemented at the county level. The



implementation of this strategy for county licensed farm operations is a first step, beyond the basic State performance standards and prohibitions required by licensed farms, towards seriously reducing phosphorus during the highest time of the year for medium sized farms.

Background and Historical Information: Marathon County has attempted a variety of efforts to reduce runoff of manure during high risk times of the year. There has been over a sixty year effort to reduce both runoff of sediment and phosphorus from agricultural lands. Past efforts have included the following: Priority Watershed program, Animal Waste and Nutrient Management Ordinance, Livestock Facilities Licensing Ordinance, Nutrient management planning and cost sharing, Targeted Resource Management grants, Environmental Quality Incentive Program, Conservation Stewardship Program, Conservation Reserve Enhancement Program, Soil and Water Resource Management Program, and Managed Grazing. While these efforts have had local improvements and documented reductions, the gains have been lost and the water resources slowly continue to degrade.

An opportunity for a new approach:

Proposal: Conservation staff have developed proposed draft language (attachment A) to be introduced for inclusion into the Livestock Facilities Licensing Ordinance. This language is similar to what is currently required by the large farms in the State currently regulated by the Wisconsin Department of Natural Resources Concentrated Animal Feeding Operations (CAFO's) permit. The intended outcome is to greatly reduce the risk of runoff from manure during the high risk times of the year and through management changes move them to low risk times of the year.

The fiscal impact to farmers with this change is minimal since currently 10 of the 11 licensed facilities in the county have long term storage and would not have to increase capacity to meet this change in management. In addition, staff recommends that no currently licensed farm would have to meet this requirement until they receive a bona fide offer of cost share from the county. Once the offer is received, they would have two years to meet the new requirement.

Rationale:

By managing the amount of manure spread during high risk times, through ordinance, Marathon County can put in place a critical strategy to reduce phosphorus identified in the previously mentioned plans. The immediate goals of the Strategic Plan identifies the protection of surface and ground water as high priorities. Specifically Strategy B, the implementation of watershed plans, we can achieve improved water supplies that are not only safe for drinking but also for recreation, especially for fishable and swimmable waters with minimal cost.

If implemented, this new safeguard is estimated to reduce phosphorus runoff into the waters of Marathon County by up to 250-360% from licensed farms each year. County licensed farms generate over 60 million gallons of liquid manure every year and operate over 13,000 acres of cropland. It is conservatively estimated phosphorus runoff can be reduced by over 1 pound per acre by implementing this safeguard. This can be done with little impact on tax levy or increase of fees to permit holders. CPZ staff currently reviews each operation for compliance with license requirements, this includes the review of manure spreading logs and nutrient management plan review. Adding this new safeguard can be monitored with minimal increase in staff resources. The bottom line is that this strategy can provide a positive impact towards water resource protection with minimal cost.

Attachment A: DRAFT spreading restrictions

Frozen and snow covered ground manure restrictions

- 1) Snow covered and frozen ground manure restrictions. Requirements listed below are in addition to NRCS 590 requirements.
 - a. Liquid manure applications on snow covered and frozen ground restrictions:
 - i. Surface applications are prohibited except for emergency situations on snow (>1 inch) covered and/or frozen ground. Approval for emergency situations must be approved by Marathon County CPZ.
 - ii. Snow covered ground restrictions:
 1. Effective injection or immediate incorporation of liquid manure is allowed if snow cover and soil conditions allow.
 - a. Immediate incorporation or injection is allowed when there are 1 to 4 inches of snow.
 - b. Injection only is allowed when there is greater than 4 inches of snow.
 - iii. Highest risk runoff period (Feb 1 – March 31)
 1. Liquid manure may not be surface applied, unless an emergency situation is approved by Marathon County CPZ. (243 criteria uses bases emergency on four issues)
 2. If an emergency situation is approved by Marathon County CPZ, then requirements in Table 5 must be followed.
 - b. Solid manure applications on snow covered and frozen ground restrictions:
 - i. Surface applications are required to follow requirements in Table 4 when the ground is snow (>1inch) covered and/or frozen ground.
 - ii. Snow covered ground restrictions.
 1. If 1 to 4 inches of snow is present in the field where manure is applied
 - a. Surface applied manure must follow requirements in Table 4.
 - b. Manure immediately incorporated is not required to meet Table 4 requirements.
 2. If more than 4 inches of snow is present in the field where manure is applied:
 - a. Surface applied manure must follow requirements in Table 4.
 - b. Incorporation of solid manure is prohibited.
 - iii. Highest Risk runoff period (Feb 1 – March 31)
 1. Solid manure be may not be surface applied if any of the conditions below exist:
 - a. Snow is present to a depth of 1 inch or greater
 - b. Frozen ground.

Table 4
Restrictions for Surface Applying Solid Manure on Snow Covered and Frozen Ground

Criteria	Restrictions for fields with 0-6% slopes	Restrictions for fields with >6 to 9% slopes	Restrictions for fields with slopes > than 9%
Required fall tillage practice prior to application	Chisel or moldboard plow, no-till, perennial forage or CPZ approved	Chisel or moldboard plow, no-till, perennial forage or CPZ approved	Not allowed
Application rate (cumulative per acre)	Not to exceed 60 lbs P2O5 per winter season, the following growing season's crop P2O5 budget taking into account nutrients already applied, or phosphorus application restrictions specified in a department approved nutrient management plan, whichever is less	Not to exceed 60 lbs P2O5 per winter season, the following growing season's crop P2O5 budget taking into account nutrients already applied, or phosphorus application restrictions specified in a department approved nutrient management plan, whichever is less	Not allowed
Setbacks from surface waters	No applications allowed with Surface Water Quality Management Area (SWQMA)	No applications allowed within 2x SWQMA	Not allowed
Setbacks from downslope area of channelized flow, vegetated buffers, and wetlands	200 feet	400 feet	Not allowed
Setbacks from direct conduits to groundwater	300 feet	600 feet	Not allowed

Table 5
Emergency Surface Applications of Liquid Manure on Snow Covered and Frozen Ground

Criteria	Restrictions for fields with 0-6% slopes	Restrictions for fields with >6
Required fall tillage practice prior to application	Chisel or moldboard plow, no-till, perennial forage, or CPZ approved	Not allowed
Application rate (cumulative per acre)	Not to exceed 3,500 gallons per acre per winter season, not to exceed 30 lbs P2O5 per acre per winter season, the following growing season's crop P2O5 budget taking into account nutrients already applied, or phosphorus application restrictions specified in a department approved nutrient management plan, whichever is less	Not allowed
Setbacks from surface waters	No applications allowed with SWQMA	Not allowed
Setbacks from downslope area of channelized flow, vegetated buffers, and wetlands	200 feet	Not allowed
Setbacks from direct conduits to groundwater	300 feet	Not allowed

Definitions: 180 days of storage, shall include freeboard and margin of safety identified in design process.

Emergency situations: necessitated by exceedances or expected exceedances of the margin of safety level that were unavoidable due to unusual weather conditions, equipment failure or other unforeseen circumstances beyond the control of the permittee.

Liquid manure: means manure with solids content of less than 12%. (note: frozen liquid manure is still considered liquid manure)

Solid manure: means manure with solids content of 12% or more.

Surface Water Quality Management Area (SWQMA):

- 1) The area within 1000 feet from the ordinary high-water mark of navigable waters that consists of a lake, pond, or flowage, except that is a glacial pothole lake, "surface water quality management area" means the area within 1000 feet from the high-water mark of the lake.
- 2) The area within 300 feet from the ordinary high-water mark of navigable waters that consists of a river or stream is defined as:
 - a. Perennial streams (continuous flow) identified on NRCS soil survey and/or USGS 1:24,000 scale topographic map as solid lines,

- b. Otherwise determine through an on-site evaluation and documented in an approved conservation plan or nutrient management plan. Areas within SWQMA that do not drain to the water are excluded from this definition.

Frozen Ground: means soil that is frozen anywhere between the first ½” and 8” of soil as measured from the ground surface. Note: Under the definition of frozen ground, soil that is frozen to a depth of ½” or less as measured from the ground surface is not considered frozen ground.

DRAFT



The Tale of the Marathon County Metallic Mining Ordinance

From Zero Regulatory Framework to a Balanced Comprehensive Zoning Approach Focused on Protecting Our County and Town's Interests Related to Metallic Mining.

2

To date, Aquila Resources Inc. has only drilled exploratory boreholes. Drilling was completed in 2012 and exploration permit has lapsed.

1

The Easton reef deposit, identified by a Canadian mining company, is estimated to contain 120,000 ounces of gold.

3

The New Metallic Mining Bill would repeal and replace portions of the past law.

4

Marathon County Board Chair Kurt Gibbs sent a letter to the Assembly outlining Marathon County's concerns. The Assembly addressed some, but not all of Marathon County's concerns.

5

The County Board passed a motion to direct appropriate standing committees and Corporation Counsel to develop a county wide approach in protecting the County's and Town's interests as far as it relates to mining.

6

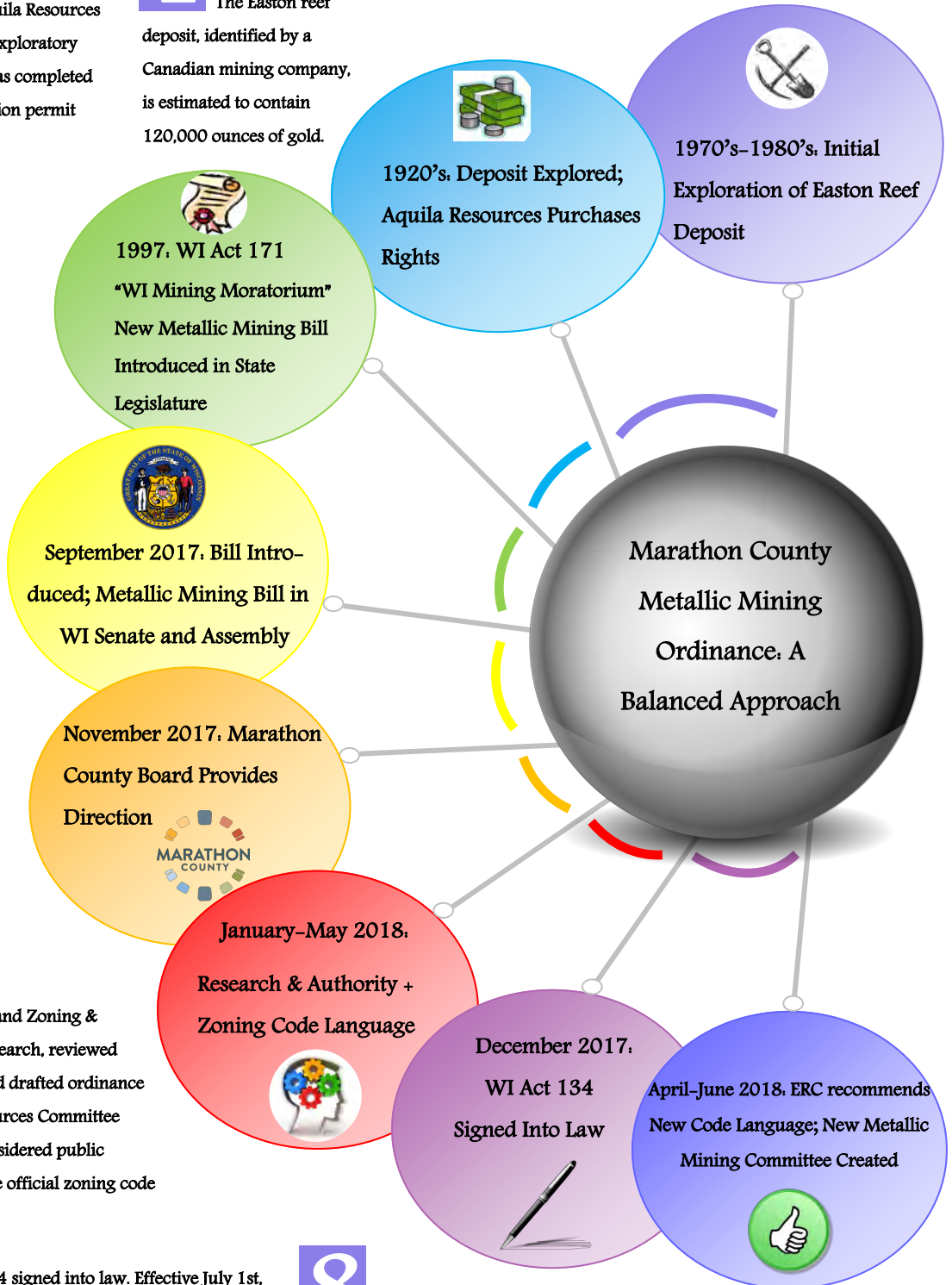
Conservation, Planning, and Zoning & Corporation Council conducted research, reviewed authority, created a framework, and drafted ordinance language. The Environmental Resources Committee conducted Public hearings and considered public feedback. Prior to July 1st, 2018 the official zoning code language was finalized.

7

WI Act 134 signed into law. Effective July 1st, 2018, this new law repealed and replaced parts of the 1997 law.

8

The ERC incorporates public comment into draft ordinance and recommended approval to County Board. County Board adopts new Metallic Mining ordinance effective July 2018.





Exploration

Title 2. Chapter 17.204. Section 17.204.542

Definition

(*Disclaimer: This document is intended solely as guidance, providing a general overview of zoning regulations and is not an exhaustive list of applicable local, state, or federal requirements.)

“**Exploration**” refers to the on-site geologic examination from the surface of an area by core, rotary, percussion or other drilling, where the diameter of the hole does not exceed 18 inches, for the purpose of searching for nonferrous metallic minerals or establishing the nature of a known nonferrous metallic mineral deposit, and includes associated activities such as clearing and preparing sites or constructing roads for drilling.

Purpose Statement: This section is established for metallic mining exploration in accordance with state law, including but not limited to, WI Stats. 293 and Wisconsin Administrative Code NR 130.

General/Application Requirements

- ◇ Exploration may be permitted in all zoning districts **except urban and low density residential, manufactured/mobile home park, highway corridor/interchange overlay, and wellhead protection overlay district** if conducted and consistent with this [Zoning Ordinance](#).
- ◇ Application Requirements: Name, address and phone number of all property owners and applicants. The location, dimensions and parcel identification number of the lots including a legal description/zoning district. Location of any and all nearby public and private streets. A site plan showing dimensions and locations of all existing, temporary, and proposed buildings or structures and locations of existing or proposed private onsite wastewater treatment systems. The boundary of affected parcels and adjacent parcels, pipelines, railroads, streams, utilities, and wetland on the proposed extraction site and any adjacent parcel. General Liability Insurance.
- ◇ An application for an exploration permit shall be filed with the Zoning Administrator contemporaneously with the filing of a WI DNR exploration license application.

★ **Note:** This is not a complete list of exploration requirements. For a complete list visit [Section 17.204.542](#)

Permit Issuance

- ◇ Exploration permits shall be issued only in conformity with the provisions of [Section 17.204.542](#), unless the Zoning Administrator receives a written order from the Board of Adjustment (BOA) deciding an appeal or variance.

Review and Issuance

- ◇ **A 20 day review period** is allowed for the Zoning Administrator to review the permit application.
- ◇ Approval: An application will be approved if it **complies with all applicable regulations**. A placard will also be issued and posted by the applicant in a conspicuous place on the property for which an exploration permit was issued. The placard will prove that the exploration activity is in conformance with the provisions of the Zoning Ordinance.
- ◇ Denial: If denied, the Zoning Administrator will provide a **written notice of denial** that states the reasons for denial, including sections of the Zoning Ordinance that the applicant does not comply with.

Commencement and Termination

- ◇ Commencement: The applicant shall notify the County by registered mail of intent to drill on a parcel contemporaneously with the notification of the WI DNR.
- ◇ Termination: Termination of exploration activities shall be in compliance with WI Stats. 293.13 and NR 130.06 and 130.08.
- ◇ WI Stats. 293.13: Disposal of toxic and hazardous wastes in an environmentally sound manner. Sealing off tunnels, shafts, or other openings to prevent seepage. Managing all underground or surface runoff waters to prevent soil erosion, flooding, damage to agricultural land, damage to public health or safety, and pollution of surface or subsurface waters. Removal of all surface structures unless converted to an alternate use. Reclamation of surface subsidence. Preservation of topsoil for future use. Revegetation to stabilize disturbed soils and prevent air and water pollution, in order to reestablish diverse populations of native plants and animals. Minimization of disturbance to wetlands.
- ◇ NR 130.06: Permanent drill-hole abandonment in an environmentally sound and practical manner.
- ◇ NR 130.08: The exploration license may be revoked or suspended if any conditions of the license have not been complied with or the explorer has failed to increase bond amounts to adequate levels as provided in s. NR 130.05(2)(b)3.

Fees

- ◇ Completed applications for exploration permits shall be submitted to the Zoning Administrator and must also include a **\$500.00 fee**.



Bulk Sampling

[Title 2. Chapter 17.204. Section 17.204.543](#)

Definition

(*Disclaimer: This document is intended solely as guidance, providing a general overview of zoning regulations and is not an exhaustive list of applicable local, state, or federal requirements.)

“Bulk Sampling” means excavating in a potential mining site by removing **less than 10,000 tons** of material, including overburden and any other material removed from any portion of the excavation site, for the purposes of obtaining site-specific data to assess the quality and quantity of the nonferrous metallic mineral deposits and of collecting data from and analyzing the excavated materials in order to prepare the application for a mining permit or for any other approval. Bulk sampling does not constitute prospecting.

General/Application Requirements

- ◇ Bulk sampling may be permitted in the **General Agricultural (G-A) zoning district** of county zoned towns.
- ◇ General Requirements: Proper closure and reclamation of site, excavation setback of 100 feet from existing structures, 10 foot setback from right-of-way and property boundaries, sampling related materials not allowed within setback area, screening along adjacent residential parcels, minimally necessary amount of lighting, petroleum products properly stored, utilization of Best Management Practices, avoidance of adverse environmental impacts, chemical extraction/processing methods prohibited, agreement with political subdivision(s), hours of operation prohibited from 7:00am to 7:00pm, blasting hours prohibited from 8:00am to 6:00pm, blasting logs, and postings at entry points from public roads.
- ◇ Application Requirements: Fee, aerial photographs and maps, well location map, sampling depth location and extent, surface drainage, estimated depth to groundwater, detailed descriptions of sampling process, type/style of lighting, security/safety measures, hours of operation, calculations of amounts excavated, and General Liability Insurance.
- ◇ An application for a bulk sampling permit shall be filed with the Zoning Administrator contemporaneously with the filing of a WI DNR bulk sampling application.

★ **Note: This is not a complete list of bulk sampling requirements.**

Permit Issuance

- ◇ A bulk sampling permit shall be issued only in conformity with the provisions of the Zoning Ordinance, unless the Zoning Administrator receives a written order from the Board of Adjustment deciding an appeal or variance. A permit is issued contemporaneously with the WI DNR bulk sampling license.

Inspections and Reports

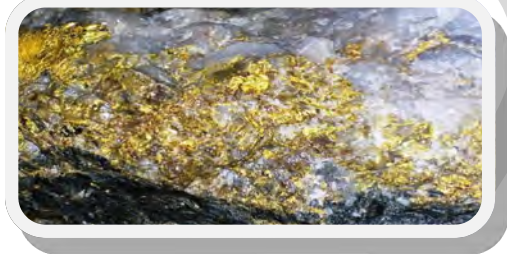
- ◇ Bulk sampling activities are monitored by the County Zoning Administrator and the WI DNR. Filing of reports are required as part of the permit.

Fees

- ◇ The applicant shall submit a fee for the evaluation of the bulk sampling application in the amount of **\$1,500.00** to cover the estimated cost of evaluating the operator's bulk sampling permit application.

Commencement

- ◇ WI Stats. 293.13(2): Disposal of toxic and hazardous wastes in an environmentally sound manner. Sealing off tunnels, shafts, or other openings to prevent seepage. Managing all underground or surface runoff waters to prevent soil erosion, flooding, damage to agricultural land, damage to public health or safety, and pollution of surface or subsurface waters. Removal of all surface structures unless converted to an alternate use. Reclamation of surface subsidence. Preservation of topsoil for future use. Revegetation to stabilize disturbed soils and prevent air and water pollution, in order to reestablish diverse populations of native plants and animals. Minimization of disturbance to wetlands.



A Mixture of Various Metallic Minerals



An Example Of A High Grade Gold & Silver Quartz



Prospecting

Title 2. Chapter 17.204. Section 17.204.544

Definition  **(*Disclaimer: This document is intended solely as guidance, providing a general overview of zoning regulations and is not an exhaustive list of applicable local, state, or federal requirements.)**

“Prospecting” means engaging in the examination of an area for the purpose of determining the quality and quantity of nonferrous metallic minerals, other than for exploration or bulk sampling but including the obtaining of a nonferrous metallic mineral sample, by such physical means as excavating, trenching, construction of shafts, ramps and tunnels and other means, other than for exploration or bulk sampling, which the department, by rule, identifies, and the production of prospecting refuse and other associated activities. “Prospecting” shall not include such activities when the activities are, by themselves, intended for and capable of commercial exploitation of the underlying nonferrous ore body. However, the fact that prospecting activities and construction may have use ultimately in mining, if approved, shall not mean that prospecting activities and construction constitute mining within the meaning of sub. (9), provided such activities and construction are reasonably related to prospecting requirements.

General/Application Requirements

- ◇ Prospecting may be permitted by the Marathon County Board of Adjustment in accordance with [Section 17.803](#) of this code as a Conditional Use in the **General-Agricultural (GA) district**.
- ◇ General Requirements: Proper closure and reclamation of the extraction site to a permitted use under the GA district, excavation setback of 100ft from occupied structures, 10 foot right-of-way setback, screening along adjacent residential parcels, minimally necessary lighting, proper petroleum product storage, utilization of Best Management Practices, removal of equipment and temporary structures prior to permit termination, blasting hour limitations, and proof of financial assurance.
- ◇ Application Requirements: Fee, aerial photographs and maps, well location map, extent, depth, and location of prospecting, location of structures, surface drainage and estimated depth to groundwater, detailed descriptions of prospecting, hours of operation, measures to buffer the operation from view, security/safety measures, descriptions of measures taken to minimize adverse environmental impacts, calculations of excavated materials, and General Liability Insurance.
- ◇ An application for a prospecting Conditional Use Permit shall be filed with the Zoning Administrator contemporaneously with the filing of a WI DNR prospecting permit application.

★ **Note: This is not a complete list of prospecting requirements.**

Inspections and Reports

[Section 17.204.545\(M\)](#) is hereby incorporated as if set forth in full.

Fees

- ◇ The applicant shall submit a fee for a Conditional Use Permit as specified in [Section 17.801.06](#), Schedule of Fees.
- ◇ The applicant shall submit a fee for the evaluation of the prospecting application in the amount of **\$1,500.00** to cover the estimated cost of evaluating the operators prospecting permit application. Upon completion of its evaluation, the County shall adjust the fee to reflect the actual cost of evaluation less any fees paid for the same services to satisfy other requirements. Evaluation of a prospecting permit application shall be complete upon the grant or denial of a prospecting permit. Costs under this subsection shall include staff time, equipment and material costs, licensed professionals and legal counsel.

Commencement

- ◇ NR131.08: Reclamation plan: detailed information/maps of procedures, monitoring of wastes and ground and water quality, names of persons responsible for long term maintenance, projected costs, alternative reclamation plans, evidence that reclamation will conform with minimum standards, all toxic and hazardous wastes disposed of in conformance with state and federal regulations, all underground tunnels/shafts sealed to prevent seepage, treatment or impoundment of all underground and surface runoff waters, removal or conversion of all constructed structures, prevention of significant surface subsidence, topsoil from disturbed surface areas removed and stored in an environmentally sound manner, and revegetation of all disturbed surface areas.
- ◇ WI Stats. 293.13(2): Disposal of toxic and hazardous wastes in an environmentally sound manner. Sealing off tunnels, shafts, or other openings to prevent seepage. Managing all underground or surface runoff waters to prevent soil erosion, flooding, damage to agricultural land, damage to public health or safety, and pollution of surface or subsurface waters. Removal of all surface structures unless converted to an alternate use. Reclamation of surface subsidence. Preservation of topsoil for future use. Revegetation to stabilize disturbed soils and prevent air and water pollution, in order to reestablish diverse populations of native plants and animals. Minimization of disturbance to wetlands.



Metallic Mining

[Title 2. Chapter 17.204. Section 17.204.545](#)

Definition



(*Disclaimer: This document is intended solely as guidance, providing a general overview of zoning regulations and is not an exhaustive list of applicable local, state, or federal requirements.)

“Mining” or “Mining Operation” means all or part of the process involved in the mining of nonferrous metallic minerals, other than for exploration, bulk sampling, or prospecting, including commercial extraction, agglomeration, beneficiation, construction of roads, removal of overburden and the production of refuse.

Purpose Statement: The purpose of this section is to regulate, consistent with Marathon County’s Comprehensive Plan, metallic mineral mining in Marathon County and to promote the public health, safety, and general welfare and accomplish the purposes under WI Stats. 59.69(1), including but not limited to the protection of water, groundwater, forest and other natural resources, and the protection of property values and the property tax base. In addition, it is the purpose of this section to coordinate the requirements of this section with other applicable state and federal requirements. It is not the intent of Marathon County to duplicate or supersede the regulatory authority of the Wisconsin Department of Natural Resources (WI DNR) or other state and federal government agencies. Furthermore, it is the intent of Marathon County to require applicants to provide copies of the information submitted by applicants to the WI DNR or other state and federal government agencies for the purposes of permitting. It is also the intent of Marathon County to require the applicant to pay all costs including but not limited to the review, permitting and monitoring of metallic mining.

Marathon County, geographically, is the largest county in the State of Wisconsin with an area of 1,584 square miles. Marathon County continues to attract people to the community with a population growing from 126,031 in 2000 to 134,063 in 2010. Marathon County provides opportunities that make the Marathon County area a preferred place to live, work, visit, and do business. It is valued for its scenic beauty and recreational resources. It also has known deposits of metallic minerals. If not properly regulated, metallic mineral mining could have an adverse impact on the environmental character and quality of the communities in Marathon County.

General/Application Requirements

- ◇ Metallic mining may be permitted by the Marathon County Board of Adjustment (BOA) in accordance with [Section 17.803](#) of this code as a Conditional Use in the **General Agricultural (G-A)** district. The powers of the BOA include, but are not limited to, establishing conditions which regulate the duration, transfer or renewal of the permit.
- ◇ General Requirements: Buffer zones, environmental impact report and statement, mine reclamation standards, location and operation standards, financial assurance, control of environmental pollution, groundwater protection, surface water protection, wastewater discharges, water supplies, hydrologic studies, well monitoring, air quality standards, hazardous waste standards, soil waste standards, traffic safety, road maintenance and infrastructure standards, mine safety and security, prevention of adverse impacts, limitations on blasting, public land notice and consultation, consistency with public purpose, and local agreements.
- ◇ Application Requirements: Environmental impact report, environmental impact statement, mining operational plan, reclamation plan, hydrologic study, maps and aerial photos, description of travel routes, anticipated need for road modifications, other foreseeable road construction and maintenance needs, blasting frequency and amount, dust control measures, screening/buffering measures, proposed lighting, security/safety measures, hours of operation, and a description of how ore extracted is processed.
- ◇ An application for a Conditional Use Permit shall be filed with the Zoning Administrator contemporaneously with the filing of a WI DNR Mining Permit application. A list of requirements can be found in [Section 17.204.545\(K\)](#)

Timing Milestones & Triggering Events

- | | |
|---|---|
| ◇ Notice of Intent to File WI DNR Mining Permit Application | ◇ Determination of Completeness of Conditional Use Permit Application |
| ◇ Activation of Metallic Mining Committee | ◇ Public Hearing Regarding Proposed Local Agreements |
| ◇ Filing of Conditional Use Permit | ◇ Approval of Local Agreements |
| ◇ WI DNR Review of Completeness | ◇ Notice of Marathon County Board of Adjustment Decision |
| ◇ Environmental Impact Report | ◇ WI DNR Public Comment Period Regarding Permit Issuance |
| ◇ Environmental Impact Statement | ◇ WI DNR Decision Document |
| ◇ Notice of WI DNR Public Hearing | |

-(continued on next page)-



Metallic Mining

Timing Milestones & Triggering Events—Continued



- ◇ Commencement of Operations
- ◇ Reclamation (Commencement and Completion)
- ◇ Closure of Mine
- ◇ Long Term Monitoring
- ◇ WI DNR-Partial and/or Full Certificate of Completion
- ◇ Post Mining Land Use Established
- ◇ Marathon County– Certificate of Completion
- ◇ Continuance and Phased Release of Financial Assurance
- ◇ Final Release of Financial Assurance

Processing



- ◇ **“Processing”** means milling, concentrating, refining, or chemically treating ore mined at the site. The results of any studies conducted and information gathered in furtherance of any Environmental Impact Report and mining plan, pursuant NR 132.07, Wisconsin Administrative Code, regarding processing of the ore extracted that is provided to the WI DNR shall also be provided to Marathon County prior to the issuance of any Conditional Use Permit or upon request of the County; The applicant shall pay the cost of a licensed professional hired by the county to interpret the reports.

Financial Responsibility



- ◇ The period of financial assurance is dictated by the period of time required to reach the previously mentioned milestones. The financial assurances shall survive any transfer of ownership and/or the Conditional Use Permit, until specifically released by the County.
- ◇ General Liability Insurance: shall cover all mining activities of the applicant and afford personal injury and property damage protection. In addition, the applicant shall demonstrate pollution impairment liability coverage of not less than \$1,000,000 per claim.
- ◇ Groundwater Trust Fund: To protect public and private wells. The fund shall be monitored to determine if there are adequate funds to cover actual and/or pending claims.
- ◇ Property Value Compensation Fund: The County may implement a distribution plan for a compensation fund which identifies property whose values have suffered or may suffer a substantial economic impact as a result of mining operations. Property owners shall be compensated prior to commencement of any mining.
- ◇ Road Damage Compensation Trust Fund: Applicant shall initially deposit funds to cover the cost to construct, maintain, repair, and reconstruct all affected public roadways to meet the traffic demands of the mining operation.
- ◇ Political Subdivisions Compensation Fund: County may implement a distribution plan for compensation to political subdivisions that have suffered or may suffer a substantial economic impact as the result of mining operations.
- ◇ Application Fee: **\$50,000** for a metallic mining conditional use permit.
- ◇ Actual Costs: All costs reasonably incurred by the County: staff time, equipment/material costs, licensed professionals and legal counsel. Applicant also responsible for costs incurred before/after permit application and costs of monitoring operation and 40 years following closure.

Inspections and Reports



Inspections: Upon application for a Conditional Use Permit, the Applicant and property owner are deemed as a condition of application to have consented to allow inspections of the mining site and all mining operations by the county for the purpose of determining compliance with the provisions of this section and the terms and conditions of the Conditional Use Permit. Inspections may occur pursuant to this section upon showing of proper identification, with or without advance notice to the Applicant and/or property owner.

Reports: The Operator too shall supply copies of all mine operation reports provided to the WI DNR until such time that a certificate of completion is issued.

Commencement of Mining Operations



- ◇ The granting of a Conditional Use Permit shall not be deemed effective until the operator has procured all necessary permits from the state and federal agencies to construct, operate, close, reclaim, and monitor the mining operation and provided all financial assurances required by those permits. Construction must be commenced within two years of the effective date of the last state and federal permit issued or the Conditional Use Permit shall be null and void.



Metallic Mining

Metallic Mining Committee



- ◇ Purpose: To provide leadership to protect the human health, safety and general welfare in Marathon County as they may be impacted by metallic mining and provide for Marathon County's long-term social and economic interests, including the public interest in the orderly development and production of mineral resources within the County in an environmentally sensitive manner as consistent with applicable law.
- ◇ Statutory Responsibilities: Serve as and carry out the powers and duties of the Local Impact Committee for Marathon County and may participate in a joint local impact committee.
- ◇ Duties and Responsibilities Analyze implications of metallic mining activities and investigate the possible impacts of said activities. Work with other local unites of government and the permit applicant to negotiate local agreements under Section 293.41(3), Wisconsin State Statutes, for approval by the County Board. Conduct a public hearing on the proposed local agreement.
- ◇ Reporting Relationship: The Metallic Mining Committee coordinates through the Environmental Resources Committee to the County Board.

Local Agreements



[\(WI Stats. 293.41\)](#)

- ◇ Approval Process: A county that requires an operator to obtain an approval or permit under a zoning ordinance and a county in which any portion of a proposed mining site is located may, individually or in conjunction with other counties enter into one or more agreements with an operator for the development of a mining operation.
- ◇ Governing Body: The governing body for the purposes of approving a local agreement is the County Board.
- ◇ Timing: No local agreement shall be approved for public hearing until the applicant has filed all applications for all necessary approvals, Conditional Use Permits and permits from the WI DNR and any other state or federal agency with jurisdiction over the prospecting or mining site or operation and those permit applications have been deemed complete by the agency to whom they have been submitted and the applicant has filed the Environmental Impact report under Stats. 23.11 relating to any state permit applications.

Note 1.) There is no triggering event or decision rendered by the WI DNR which certifies that an application for a mining permit is "deemed complete." The application is deemed complete at the time that the comment period has expired and further information has not been requested by the WI DNR.

Note 2.) It is the intent of the County to commence communication and negotiation of local agreements with the applicant any time after the filing of the Notice of Intent to Apply for a permit with the WI DNR. It is the intent of the County to approve said agreements after the applicant has submitted all the information required by the WI DNR and/or the County

- ◇ A local agreement between Marathon County and the applicant shall be in place prior to the issuance of a Conditional Use Permit.
- ◇ Non-Applicability Provisions: The local agreement may not declare any portions of the ordinance non-applicable to a metallic mining operation or include variances from the ordinance except upon an affirmative vote of a majority of the members of the Environmental Resources Committee, a majority of the members of the County Board, and upon the affirmative vote of the Town Board of each Town in which the proposed mining site is located. Any exceptions, variances, or rezoning must comply with federal and state law.

* A local agreement may include the right to reopen and modify the local agreement after it has been approved under conditions specified in the local agreement. In such a case, the agreement shall be modified in accordance with the approval process.

◇ Components of an Agreement [\(WI Stats. 293.41\):](#)

- A legal description of the land subject to the agreement and the names of its legal and equitable owners.
- The duration of the agreement.
- The uses permitted on the land.
- A description of any conditions, terms, restrictions or other requirements determined to be necessary by the county, town, village, city or tribal government for the public health, safety or welfare of its residents.
- A description of any obligation undertaken by the county to enable the development to proceed.
- The applicability or non-applicability of county ordinances, approvals or resolutions.
- A provision for the amendment of the agreement.
- Other provisions deemed reasonable and necessary by the parties to the agreement.

ORDINANCE #O-____-19
Amending Sec. 16.06, Sec. 16.08, Sec. 16.10, Sec. 19.01, Sec. 19.14, Sec. 19.15 and Sec. 19.24
of the General Code of Ordinances:
County Forest Use Regulations, Posted Rules and Regulations, and Update the Schedule of
Cash Deposits

WHEREAS, sec. 28.11(3)(b), Wis. Stats., authorizes the county to “[e]stablish regulations for the use of the county forests by the public and to provide penalties for their enforcement”; and

WHEREAS, sec. 27.05(1s), Wis. Stats., authorizes the county to “[m]ake rules for the regulation of the use and enjoyment of the county parks and open spaces by the public”; and

WHEREAS, sec. 27.075, Wis. Stats., authorizes the county to exercise legislative and enforcement powers within parks located in cities within Marathon County; and

WHEREAS, the Wausau Common Council on August 13, 2013 and March 26, 2019 voted to amend sec. 9.20.020(o) of the Wausau Municipal Code; and

WHEREAS, the Wausau Park and Recreation Committee on March 11, 2019 voted to amend sec. 19.15, and sec. 19.24 to mirror the Wausau Municipal Code; and

WHEREAS, the Marathon County Forestry/Recreation Committee on April 2, 2019 voted to amend sec. 16.06, sec. 16.08 and sec. 16.10; and

WHEREAS, the Marathon County Park Commission on April 2, 2019 voted to amend sec. 19.01, and sec. 19.14; and

WHEREAS, the Marathon County Environmental Resources Committee on April 4, 2019 has approved the same; and

NOW THEREFORE, BE IT HEREBY ORDAINED by the Board of Supervisors of the County of Marathon that hereby amends sec. 16.06, sec. 16.08, sec. 16.10, sec. 19.01, sec. 19.14, sec. 19.15 and sec. 19.24 of the General Code of Ordinances, pursuant to the attached.

BE IT FURTHER ORDAINED AND RESOLVED that said ordinances shall be effective upon passage and publication as prescribed by law.

Dated this ____ day of April, 2019.

FORESTRY/RECREATION COMMITTEE

PARK COMMISSION

ENVIRONMENTAL RESOURCES COMMITTEE

Fiscal Impact: None.

**Proposed amendments to the Marathon County Code of Ordinances:
Chapter 16, County Forests & Chapter 19, Parks and Recreation.**

~~Strikeout text is deleted.~~

Shaded text is added.

16.06(1) Recreation use.

~~(c) Persons using County forest facilities must observe all county rules and regulations posted in the areas.~~ Rules and regulations may be made governing the use and enjoyment of all lands, structures and property owned, leased or administered by the County and under the management, supervision and control of the Committee. Any person who shall violate such rules or regulations or who refuses to subject himself or herself thereto may be excluded from the use of such facilities. No person shall disregard posted rules and regulations or engage in any activity contrary to posted notice.

16.06(3) Tree stands, ~~and~~ trail cameras and ground blinds.

(a) Tree stands. No person shall construct, cause to be constructed, use or occupy any elevated scaffold or other elevated device commonly referred to as a tree stand on any lands owned or under the control of the County, except that portable tree stands may be used, provided that they are completely removed from the tree each day at the close of hunting hours and provided that such portable tree stands are not in any manner bolted, nailed, screwed or fastened to the tree and provided that such portable tree stands cause no permanent or temporary damage to the trees in which they are placed. Portable tree stands may be left in the woods provided that they have the name, address, and phone number of the owner permanently affixed to the stand in ~~letter/numbers one inch square or larger~~ the English language, and shall be clearly visible and kept legible at all times. Portable tree stands without such identifying information shall be subject to immediate removal by County officials. Portable tree stands may be chained or locked to the base of a tree. ~~All portable tree stands must be removed from County forest lands seven days prior to, and must be removed~~ by the owner within seven days after the close of any deer or bear hunting season established by the Wisconsin Department of Natural Resources.

(c) Ground blinds. No person shall construct, cause to be constructed, use or occupy any ground blind, as that term is defined herein, without a minimum of 144 square inches of solid blaze orange or florescent pink material visible from all directions during any deer hunting season with firearms on any lands owned or under the control of the County. A ground blind may be left in the woods seven days prior to, and must be removed by the owner within seven days after the close of any deer or bear hunting season, provided that ground blinds are collapsed to the ground except while hunting in accordance with applicable state statutes and applicable provisions of the Wisconsin Administrative Code setting forth regulations of the Department of Natural Resources. Any blind must bear the name, address, and phone number of the owner affixed permanently to the blind in the English language, and shall be clearly visible and kept legible at all times.

Ground blinds without such identifying information shall be subject to immediate removal by County officials.

16.06(6) Waterfowl hunting and watercraft.

(a) Waterfowl, as that term is defined herein, may be hunted from a waterfowl blind, as that term is defined herein, in accordance with applicable State statutes and applicable provisions of the Wisconsin Administrative Code setting forth regulations of the Department of Natural Resources, placed above or below the ordinary high watermark, as that term is defined herein, in any County forest. A waterfowl blind may be established not more than seven days prior to the opening of the waterfowl hunting season and must be removed by the owner within seven days after the close of the season established by the Wisconsin Department of Natural Resources. Any blind must bear the name, address, and phone number of the owner affixed permanently to the blind in the English language, and shall be clearly visible and kept legible at all times. Waterfowl blinds without such identifying information shall be subject to immediate removal by County officials.

(b) Watercraft, as that term is defined herein, may be left in any County forest not more than seven days prior to the opening of the waterfowl hunting season and must be removed by the owner within seven days after the close of the season. Any watercraft must bear the name, address, and phone number of the owner affixed to the watercraft in the English language, and shall be clearly visible and kept legible at all times. Watercraft without such identifying information shall be subject to immediate removal by County officials.

(c) Definitions. The following terms shall have the meanings indicated:

Ground blind. A blind used to conceal a hunter hunting from the ground and constructed entirely of dead vegetation from County forest lands or man-made materials.

Ordinary high watermark. The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark, such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation or other easily recognized characteristic. Where the bank or shore at any particular place is of such character that it is difficult or impossible to ascertain where the point of ordinary high-water is, recourse may be had to the opposite bank of a stream or to other places on the shore of a lake or flowage to determine whether a given stage of water is above or below the ordinary high watermark.

Watercraft. Any device used and designed for navigation on water.

Waterfowl. Any migratory game bird of the family *Anatidae* including wild geese, brant, wild ducks, rails, coots, gallinules, jacksnipe, woodcock, plovers, sandpipers and wild swan.

Waterfowl blind. Any permanent structure used in hunting waterfowl, which is not removed at the end of hunting hours each day.

(d) Penalty. Violations of this subsection shall be punishable as provided in § 16.10 of this chapter relating to waterfowl hunting and watercraft violations.

16.08 General offenses.

(9) Vehicular traffic.

(e) No person shall operate any vehicle for recreational use or other purposes in such a manner as to cause soil erosion or other damage to County property, except that all-terrain vehicles as defined in §340.01(2g), Wis. Stats., and utility terrain vehicles as defined in §23.33(1)(ng), Wis. Stats., are permitted on trails specifically designated for such use in accordance with posted regulations.

Sec. 16.10. - Schedule of cash deposits, County forests.

Section	Title	Deposit
16.06(3)	Tree Stands, Trail Cameras and Ground Blinds	\$50.00
16.06(6)	Waterfowl Hunting and Watercraft	\$50.00

Sec. 19.01. - General, ~~administrative~~ administration and terms.

(6) *Additional rules, permits, exceptions.*

(a) *Additional rules.* Rules and regulations may be made governing the use and enjoyment of all lands, structures and property owned, leased or administered by the County and under the management, supervision and control of the Commission. Any person who shall violate such rules or regulations or who refuses to subject himself or herself thereto may be excluded from the use of such facilities. No person shall disregard posted rules and regulations or engage in any activity contrary to posted notice.

Sec. 19.14. - Schedule of cash deposits, County parks.

Section	Title	Deposit
19.01(6)(a)	Additional Rules	20.00

Sec. 19.15. - General administration and terms.

(6) *Additional rules.* Rules and regulations may be made governing the use and enjoyment of all lands, structures and property owned, leased or administered by the City of Wausau and under the management, supervision and control of the Committee. **No person shall disregard posted rules and regulations or engage in any activity contrary to posted notice.** Any person who shall violate such rules or regulations or who refuses to subject himself **or herself** thereto may be excluded from the use of such facilities. **The decision of the Director to exclude individuals from the use of park facilities shall be final and the City of Wausau elects not to be bound by the provisions of Chapter 68, Wisconsin Statutes, with respect to administrative procedure in this regard.** [WMC 9.20.020(o)]

Sec. 19.24. - Schedule of cash deposits, Wausau parks.

Section	Title	Deposit
19.15(6)	Additional Rules	20.00

Topic	Governor's Budget Proposal	WCA Recommendation	Department Recommendations	Marathon County Recommendation
<p align="center">Grants for Local Organizations that Coordinate Grazing</p>	<p>Requires the Department of Trade Agriculture and Consumer Protection (DATCP) to promote the dairy industry by providing grants to local organizations that coordinate grazing.</p>	<p align="center">WCA Recommendation: No Position</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan</p> <p align="center">Propose to request WCA to modify their position to support.</p>	
<p align="center">Local Pollution Control Grants (TMDL Watersheds)</p>	<p>Requires the Department of Natural Resources (DNR) to award grants to both municipalities and counties for infrastructure projects related to pollution control that have a Total Maximum Daily Load (TMDL). A TMDL is the maximum amount of pollution allowed while still meeting water quality standards. The Governor's budget provides \$4,000,000 in general obligation bonding for this purpose.</p>	<p align="center">WCA Recommendation: Support</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan</p>	

<p align="center">Targeted Runoff Conservation Activities</p>	<p>Provides \$6.5 million in environmental fund-supported general obligation bonding authority for nonpoint source pollution abatement-targeted runoff management infrastructure projects. Previous allocation levels were at \$3.675 million. The Governor also recommends providing \$400,000 SEG in each year for nonpoint source pollution abatement -targeted runoff management grants.</p>	<p align="center">WCA Recommendation: No Position</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p> <p align="center">Propose to request WCA to modify their position to support.</p>	
<p align="center">Soil and Water Resource Management Bond Authority and Cost Share Grants</p>	<p>Provides \$10 million in SEG-supported general obligation bonds for grants to counties for implementation of land and water resource management plans, including cost-share grants to landowners. This funding level is an increase of \$3 million from the previous biennium.</p>	<p align="center">WCA Recommendation: Support</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan</p>	
<p align="center">County Conservation Staffing and Cost Sharing</p>	<p>Provides a \$1.4 million annual increase in grant funding to counties for county conservation staff to support land and water conservation activities. The annual base funding allocation for the program will increase from \$8.96 million annually in the 2017-19 biennium to \$10.396 million annually in both years of the 2019-21 biennium</p>	<p align="center">WCA Recommendation: Support. Seek to amend to add an additional \$2 million annually</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p> <p align="center">Support WCA's recommendation to add an additional \$2 million annually to meet state obligations.</p>	

<p align="center">Private On-site Wastewater Treatment System Replacement or Rehabilitation Program (Wisconsin Fund):</p>	<p>Proposal eliminates the sunset date (June 30, 2021) for the Private On-Site Wastewater Treatment System Replacement or Rehabilitation Program. The program will continue to assist home owners and small commercial establishments meeting certain income and eligibility criteria to repair or replace eligible failing private on-site wastewater treatment systems.</p>	<p align="center">WCA Recommendation: Support</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p> <p>Propose to request WCA to modify their position to include program revenue fees to provide grants to citizens with failing POWTS.</p>	
<p align="center">Urban Nonpoint Storm Water Control</p>	<p>Provides \$4 million in environmental fund-supported general obligation bonding authority for urban nonpoint source cost-sharing. This is an increase from \$53,600,000 to \$57,600,000 in the biennium. The goal of this program is to provide financial assistance for projects that manage urban storm water and runoff.</p>	<p align="center">WCA Recommendation: No Position</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p> <p>Propose to request WCA to modify their position to support.</p>	
<p align="center">Bonding for Nonpoint Water Pollution Abatement</p>	<p>The Governor's budget increases by \$6,500,000, general obligation bonding authority for financial assistance for projects that manage urban storm-water runoff. The total bonding authority is increased from \$44,050,000 to \$50,550,000 in the biennium. The financial assistance will enhance water pollution abatement projects and assist concentrated animal feeding operations in implementing best management practices.</p>	<p align="center">WCA Recommendation: Monitor</p>	<p align="center">Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p> <p>Propose to request WCA to modify their position to support.</p>	

<p>Wisconsin Forestry Practices Study</p>	<p>The Governor’s budget provides \$225,000 annually in funding for the implementation of the recommendations made in the Wisconsin Forestry Practices Study.</p>	<p>WCA Recommendation: Support</p>	<p>Department Recommendation: Support; Consistent with Goals of Comprehensive Plan and Land and Water Resource Management Plan.</p>	
<p>Stewardship Reauthorization</p>	<p>The Governor’s budget extends the Warren Knowles-Gaylord Nelson Stewardship 2000 program until fiscal year 2021-22 at current funding levels using authorized unobligated bonding authority. The extension of the program will allow the department and stakeholders to identify future options for the program.</p>	<p>WCA Recommendation: Support</p>	<p>Department Recommendation: Support; The Counties Strategic Plan supports the purchase of park and forestry lands and this program helps purchase these lands with a 50% grant from the state.</p>	
<p>County Forest Grants</p>	<p>The Governor’s budget proposes \$165,000 annually for County Forest Grants that help administer the statewide County forest program and support sustainable forestry practices on the county forests.</p>	<p>WCA Position: Unknown at this time. The Wisconsin County Forests Association(WCFA) is in support.</p>	<p>Department Recommendation: Support; Consistent with the Goals of the County Forest Comprehensive Land Use Plan.</p>	

**Water Quality Trading
(AB 113 & SB 91)**

This bill creates a system for buying and selling water pollution credits through a central clearinghouse. Under this bill, DNR may authorize a permit holder to discharge a pollutant above the levels authorized in the permit if the permit holder purchases credits from a clearinghouse that has contracted with the Department of Administration. The purchase of credits must result in an improvement in water quality, and the increase and reduction in pollutants under the agreement must involve the same pollutant Or the same water quality standard and occur within the same area, as determined.

WCA Position: Unknown at this time.

Department
Recommendation: Monitor
and Tracking