



**Walworth County
Land Conservation Committee Meeting
Monday, May 20, 2013 at 2:00 p.m.**

**Walworth County Government Center
County Board Room 114
Elkhorn, WI 53121**

*Dan Kilkenny – Chair, Nancy Russell - Vice Chair
Tim Schiefelbein - Supervisor*

Sue Bellman – USDA/FSA Representative, Rosemary Badame – Citizen Member

(Posted in Compliance with Sec. 19.84 Wis. Stats.)

Land Use and Resource
Management Department

It is possible that a quorum of the County Board or a committee of the County Board could be in attendance.

AGENDA

1. Call to order
2. Roll call
3. Approval of the Agenda
4. Approval of Minutes from April 22, 2013 LCC Meetings
5. Public Comment
6. Discussion/Possible Action – Volunteer Notice of Noncompliance Farmland Preservation Program: Donald Klaehn, Trust; Thomas Woellert, Baker Farms, Inc., Joyce Welch Trust, Payne Family Trust, Robert P. Joost, Etheleen Haak, Wayne & Carl Redenius, Leroy Redenius Trust - Louise Olson (enclosure, pages 1-23)
7. Discussion/Possible Action – State Support for County Land Conservation Departments/ Division submitted to Governor Scott Walker, Walworth County -Wisconsin Senators and Representatives – Louise Olson (enclosures, pages 24-26)
8. Discussion/ Possible Action - Wisconsin Water Use – 2011 Report - Louise Olson (enclosure, pages 27-28)
9. Discussion/ Possible Action – Urban Storm Water Pollution Prevention Program Grant - Fay Amerson (enclosure, pages 29-30)
10. Discussion/Possible Action – General Discussion of Administrative Hearings under Chapter 68 of the Wisconsin Statutes – David Bretl
11. Discussion/Possible Action - Non Metallic Mining Bonding Discussion Joint Meeting with CZA – Michael Cotter
12. Next meeting date: Monday, June 17, 2013, 2:00 p.m.
13. Adjournment

**Submitted by: Michael P. Cotter, Director, Land Use and Resource Management Department,
Louise Olson, Deputy Director, Land Conservation Committee Designee**

Posted: May 15, 2013

Walworth County Land Conservation Committee
MINUTES

April 22, 2013 – 2:00 p.m.

County Board Room 114 – Government Center
Elkhorn, Wisconsin

DRAFT

The meeting was called to order at approximately 2:00 p.m. by Chairperson Kilkenny.

Roll call – In attendance were Chairperson Kilkenny, Supervisor Schiefelbein and Citizen Member Badame. Vice Chairperson Russell and Citizen Member Bellman were excused. A quorum was declared.

Others present – Supervisor Carl Redenius; David Bretl, County Administrator; Michael Cotter, Deputy Corporation Counsel/LURM Director; Louise Olson, Deputy LURM Director; Fay Amerson, Urban Conservation Specialist; and Andrew Baker and James Baker.

Approval of the agenda was moved and seconded by Supervisor Schiefelbein and Citizen Member Badame, with no withdrawals, and carried 3 – 0.

Approval of the March 18, 2013 and March 25, 2013 Land Conservation Committee meeting minutes was moved and seconded by Supervisor Schiefelbein and Citizen Member Badame, with no withdrawals, and carried 3 – 0.

Public comment period – Bretl advised against allowing public comment.

Discussion/Possible Action - Baker Final Determination – Burdick Trucking and Excavation, Inc. Mining Site Operator, Baker Enterprises, Owner. Bretl explained that the committee members should have received the briefs along with clarification from Attorney Bill White. Bretl stated that the committee should consider only the facts that have been placed into evidence when making their determination. Bretl can assist the committee with the preparation of the written decision. The committee deliberated on the issue. Chairperson Kilkenny's inclination was to uphold LURM's decision. Citizen Member Badame supported the decision of the Land Use and Resource Management Department as well. With respect to the committee's final determination, Supervisor Schiefelbein and Citizen Member Badame were comfortable with Chairperson Kilkenny signing the determination without the committee's review.

The motion and second was made to sustain the decision of the LURM department and deny the appeal of the Bakers; to direct corporation counsel to draft a final decision in this matter; to delegate the chair of the committee to sign the same provided the written decision is consistent with the deliberations that took place at today's hearing; and to direct corporation counsel to serve the final determination on the parties. The motion carried 2 – 1. (Supervisor Schiefelbein opposed).

Chairperson Kilkenny did not have any announcements.

Draft

The next regular meeting of the land conservation committee was confirmed for May 20, 2013 at 2:00 p.m.

Adjournment. On motion and second by Supervisor Schiefelbein and Citizen Member Badame, Chairperson Kilkenny adjourned the meeting at approximately 2:32 p.m.

Respectfully submitted by Tammy Werblow, assistant to the county administrator.
These minutes are subject to approval by the committee.



Form prepared by:
Wisconsin Department of Agriculture, Trade & Consumer Protection
Division of Agricultural Resource Management
Bureau of Land and Water Resources
PO Box 8911
Madison WI 53708-8911
Phone: 608-224-4500

Farmland Preservation Program (FPP)

Notice of Noncompliance with Soil and Water Conservation Requirements (ss. 91.80 and 91.82, Wis. Stats).

Form must be used by counties to notify FPP participants and Department of Revenue of non-compliance with requirements specified in s. 91.82, Wis. Stats.

LANDOWNER

NAME DONALD & JULIE KLAEHN TRUST

ADDRESS N5439 GARDNER RD

CITY BURLINGTON

STATE WI

ZIP CODE 53105

TELEPHONE NUMBER

(262) 763-8404

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY LAFAYETTE

SECTION 23

TOWNSHIP 3N

RANGE 17E

SECTION 26

TOWNSHIP 3N

RANGE 17E

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS K LF2300004, K LF2300005, K LF2600001B

Please continue on other side

Landowner Name: Donald & Julie Klaehn Trust

FINDINGS UNDER s. 91.82, Wis. STATS.

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- Failed to permit a reasonable inspection under s. 91.82 (1) (c) 1., Wis. Stats.
- Failed to certify compliance as required under s. 91.82 (1) (c) 2., Wis. Stats.
- Wishes to voluntarily refrain from collecting the tax credits and thus waives the right for a hearing and farm inspection. This voluntary option is not available for persons subject to a farmland preservation agreement.



 Landowner Signature

Julie Klaehn

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HEARING

DATE	JURISDICTION (list county, village, city, or town)
<i>Volunteered to withdraw from the program.</i>	

LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 Elkhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

If you have any questions regarding this notice, please contact the County Land Conservation Department at the address and phone number provided above.

This notice, issued by the Land Conservation Committee, shall be provided to the Wisconsin Department of Revenue. If a county land conservation committee determines that an owner has corrected the failure described in a notice of noncompliance, it shall withdraw the notice of noncompliance and notify the owner and the Department of Revenue of the withdrawal.

Send a copy of the notice to:

Wisconsin Department of Revenue
 DOR-FARMLAND 5-144
 RSOB - Audit Bureau
 PO Box 8906
 Madison, WI 53708-8906



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Wisconsin Department of Agriculture, Trade & Consumer Protection
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LANDOWNER

NAME THOMAS R WOELLERT

ADDRESS N5645 TOWNLINE RD

CITY ELKHORN

STATE WI

ZIP CODE 53121

TELEPHONE NUMBER

(815) 675-1007

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY LAFAYETTE AND SPRING PRAIRIE

SECTION 25

TOWNSHIP 3N

RANGE 17E

SECTION 30

TOWNSHIP 3N

RANGE 18E

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS K LF2500001A, K LF2500001, O SP3000021, O SP 3000021C

O SP3000022, O SP3000022B

Please continue on other side

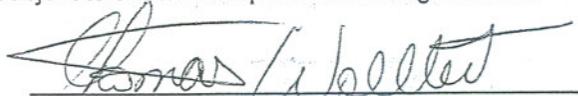
Landowner Name: Thomas R. Woellert

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 Landowner Signature

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LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<i>Louise A. Olson</i>	<i>1-18-2013</i>
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 Eikhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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 Madison, WI 53708-8906

4



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Bureau of Land and Water Resources
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Madison WI 53708-8911
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LANDOWNER

NAME DONALD & JULIE KLAEHN TRUST

ADDRESS N5439 GARDNER RD

CITY BURLINGTON

STATE WI

ZIP CODE 53105

TELEPHONE NUMBER

(262) 763-8404

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY LAFAYETTE

SECTION 23	TOWNSHIP 3N	RANGE 17E
SECTION 26	TOWNSHIP 3N	RANGE 17E
SECTION	TOWNSHIP	RANGE

AFFECTED PARCEL NUMBERS K LF2300004, K LF2300005, K LF2600001B

Please continue on other side

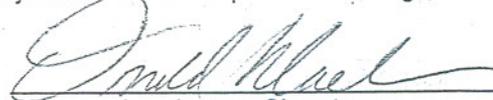
Landowner Name: Donald & Julie Klaehn Trust

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 Landowner Signature
Julie Klaehn

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LANDOWNER

NAME THOMAS R WOELLERT

ADDRESS N5645 TOWNLINE RD

CITY ELKHORN

STATE WI

ZIP CODE 53121

TELEPHONE NUMBER

(815) 675-1007

LOCATION

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TOWN, VILLAGE, OR CITY LAFAYETTE AND SPRING PRAIRIE

SECTION 25

TOWNSHIP 3N

RANGE 17E

SECTION 30

TOWNSHIP 3N

RANGE 18E

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS K LF2500001A, K LF2500001, O SP3000021, O SP 3000021C

O SP3000022, O SP3000022B

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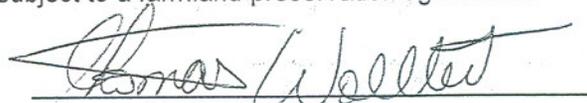
Landowner Name: Thomas R. Woellert

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 Landowner Signature

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CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<i>Louise A. Olson</i>	<i>1-18-2013</i>
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 Elkhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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DOR-FARMLAND 5-144
RSOB - Audit Bureau
PO Box 8906
Madison, WI 53708-8906



Land Use and Resource
Management Department

January 18, 2013

Wisconsin Department of Revenue
DOR- Farmland 5-144
RSOB Audit Bureau
PO Box 8906
Madison, WI 53708-8906

To Whom It May Concern:

Please note that I have for many years now have processed "Volunteer Withdrawal" from the Farmland Preservation Program without conducting a hearing. I will if WI DOR wants me to hold an individual hearing however the landowner will not attend and is not very cost effective. I only hold hearings when they do not volunteer. I could however present a list to the Walworth County Land Conservation Committee of those who have withdrawn on their own.

Both of the landowners have indicated that they have not been taking the credit and do not intend in taking the credits for Farmland Preservation. They were on our list; however, the county has no way of knowing who really are participating in this program.

Any guidance related to my concerns and the procedure would be appreciated.

Sincerely,

Louise A. Olson, County Conservationist
LURM Deputy Director

Enclosures : Notice of Noncompliance – Donald Klaehn, Trust and Thomas Woellert

Cc: Walworth County Land Conservation Committee Members
Keith Foye, DATCP

100 West Walworth Street
P. O. Box 1001
Elkhorn, WI 53121
Conservation Division
262-741-4972 tel
262-741-4973 fax



Form prepared by:
 Wisconsin Department of Agriculture, Trade & Consumer Protection
 Division of Agricultural Resource Management
 Bureau of Land and Water Resources
 PO Box 8911
 Madison WI 53708-8911
 Phone: 608-224-4500

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LANDOWNER

NAME **BAKER FARMS INC**

ADDRESS **N2298 HWY 14**

CITY **DELAVAN**

STATE **WI**

ZIP CODE **53115**

TELEPHONE NUMBER

(262) 724-5532

LOCATION

COUNTY **WALWORTH**

TOWN, VILLAGE, OR CITY **WALWORTH, SHARON**

SECTION 6	TOWNSHIP 1N	RANGE 16E
SECTION 7	TOWNSHIP 1N	RANGE 16E
SECTION 1	TOWNSHIP 1N	RANGE 15E

AFFECTED PARCEL NUMBERS **E W 600004, E W 700004, E W 700005A, A S 100007**

Please continue on other side

Landowner Name: Baker Farms Inc

FINDINGS UNDER s. 91.82, Wis. STATS.

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James A. Baker Pres.

 Landowner Signature

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LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE <div style="text-align: center; font-size: 1.2em;"><i>Louise A. Olson</i></div>	DATE <div style="text-align: center; font-size: 1.2em;">4/10/13</div>
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 <div style="text-align: center;">Elkhorn, WI 53121</div>	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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LANDOWNER

NAME JOYCE P WELCH TRUST

ADDRESS W7811 COUNTY RD X

CITY DARIEN

STATE WI

ZIP CODE 53114

TELEPHONE NUMBER

(262) 728-3614

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY DARIEN

SECTION 23

TOWNSHIP 2N

RANGE 15E

SECTION 26

TOWNSHIP 2N

RANGE 15E

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS B D 2300007, B D 2300008, B D 2600001

Please continue on other side

Landowner Name: Joyce P Welch Trust

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Joyce P. Welch
Landowner Signature

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CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<u>Louise A. Olson</u>	<u>4/11/13</u>
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LANDOWNER

NAME PAYNE FAMILY TRUST

ADDRESS W1458 HONEY CREEK RD

CITY EAST TROY

STATE WI

ZIP CODE 53120

TELEPHONE NUMBER

(262) 642-3331

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY EAST TROY

SECTION 33

TOWNSHIP 4N

RANGE 18E

SECTION

TOWNSHIP

RANGE

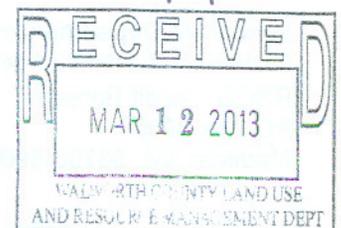
SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS P ET3300002

Please continue on other side



Landowner Name: Payne Family Trust

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Payne Family Trust Mary A. Payne

 Landowner Signature

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DATE	JURISDICTION (list county, village, city, or town)
------	--

LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE

DATE

Louise A. Olson

4/11/13

ADDRESS 100 West Walworth P.O Box 1001 Rm 222

TELEPHONE AND NAME OF CONTACT

Elkhorn, WI 53121

(262) 741-7903

If you have any questions regarding this notice, please contact the County Land Conservation Department at the address and phone number provided above.

This notice, issued by the Land Conservation Committee, shall be provided to the Wisconsin Department of Revenue. If a county land conservation committee determines that an owner has corrected the failure described in a notice of noncompliance, it shall withdraw the notice of noncompliance and notify the owner and the Department of Revenue of the withdrawal.

Send a copy of the notice to:

Wisconsin Department of Revenue
 DOR-FARMLAND 5-144
 RSOB - Audit Bureau
 PO Box 8906
 Madison, WI 53708-8906



Form prepared by:
Wisconsin Department of Agriculture, Trade & Consumer Protection
Division of Agricultural Resource Management
Bureau of Land and Water Resources
PO Box 8911
Madison WI 53708-8911
Phone: 608-224-4500

Farmland Preservation Program (FPP)

Notice of Noncompliance with Soil and Water Conservation Requirements (ss. 91.80 and 91.82, Wis. Stats).

Form must be used by counties to notify FPP participants and Department of Revenue of non-compliance with requirements specified in s. 91.82, Wis. Stats.

LANDOWNER

NAME **ROBERT P JOOST**

ADDRESS **N4805 BOWERS ROAD**

CITY **ELKHORN**

STATE **WI**

ZIP CODE **53121**

TELEPHONE NUMBER

(262) 723-6209

LOCATION

COUNTY **WALWORTH**

TOWN, VILLAGE, OR CITY **GENEVA**

SECTION **2**

TOWNSHIP **2N**

RANGE **17E**

SECTION

TOWNSHIP

RANGE

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS **J G 200001**

Please continue on other side



16

Landowner Name: Robert P Joost

FINDINGS UNDER s. 91.82, Wis. STATS.

To issue a Notice of Noncompliance the LCC must make one or more of the following findings:

The county land conservation committee finds that the owner has done one or more the following (check all that apply):

- Failed to comply with applicable land and water conservation standards required under s. 91.80, Wis. Stats.
- Failed to permit a reasonable inspection under s. 91.82 (1) (c) 1., Wis. Stats.
- Failed to certify compliance as required under s. 91.82 (1) (c) 2., Wis. Stats.
- Wishes to voluntarily refrain from collecting the tax credits and thus waives the right for a hearing and farm inspection. This voluntary option is not available for persons subject to a farmland preservation agreement.

X Robert P. Joost
Landowner Signature

Based on the findings listed above and a review of the affected farm operations at a hearing of the County Land Conservation Committee as described below, the Committee hereby issues a Notice of Noncompliance under s. 91.82, Wis. Stats., for the landowner(s) and property described above. As of the date of this notice, the landowners are not eligible to claim Farmland Preservation Tax Credits under s. 71.613, Wis. Stats., on the property described above, unless this notice is subsequently canceled and not in effect at the end of the taxable year to which the claim relates.

HEARING

DATE	JURISDICTION (list county, village, city, or town)

LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<u>Louise a. Olson</u>	<u>4/11/13</u>
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 Elkhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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RSOB - Audit Bureau
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Form prepared by:
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PO Box 8911
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LANDOWNER

NAME **ETHELEEN HAAK**

ADDRESS **N4097 COUNTY NN**

CITY **ELKHORN**

STATE **WI**

ZIP CODE **53121**

TELEPHONE NUMBER
(262) 248-2702

LOCATION

COUNTY **WALWORTH**

TOWN, VILLAGE, OR CITY **GENEVA**

SECTION 15	TOWNSHIP 2N	RANGE 17E
SECTION 14	TOWNSHIP 2N	RANGE 17E
SECTION	TOWNSHIP	RANGE

AFFECTED PARCEL NUMBERS **J G 1500001, J G 1400003**

Please continue on other side

Landowner Name: Etheleen Haak

FINDINGS UNDER s. 91.82, Wis. STATS.

To issue a Notice of Noncompliance the LCC must make one or more of the following findings:

The county land conservation committee finds that the owner has done one or more the following (check all that apply):

- Failed to comply with applicable land and water conservation standards required under s. 91.80, Wis. Stats.
- Failed to permit a reasonable inspection under s. 91.82 (1) (c) 1., Wis. Stats.
- Failed to certify compliance as required under s. 91.82 (1) (c) 2., Wis. Stats.
- Wishes to voluntarily refrain from collecting the tax credits and thus waives the right for a hearing and farm inspection. This voluntary option is not available for persons subject to a farmland preservation agreement.

x Etheleen Haak POA
Landowner Signature

Based on the findings listed above and a review of the affected farm operations at a hearing of the County Land Conservation Committee as described below, the Committee hereby issues a Notice of Noncompliance under s. 91.82, Wis. Stats., for the landowner(s) and property described above. As of the date of this notice, the landowners are not eligible to claim Farmland Preservation Tax Credits under s. 71.613, Wis. Stats., on the property described above, unless this notice is subsequently canceled and not in effect at the end of the taxable year to which the claim relates.

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LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<u>Louise A. Olson</u>	<u>4/11/13</u>
ADDRESS 100 West Walworth P.O Box 1001 Rm 222 Elkhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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Send a copy of the notice to:

Wisconsin Department of Revenue
DOR-FARMLAND 5-144
RSOB - Audit Bureau
PO Box 8906
Madison, WI 53708-8906

19



Form prepared by:
Wisconsin Department of Agriculture, Trade & Consumer Protection
Division of Agricultural Resource Management
Bureau of Land and Water Resources
PO Box 8911
Madison WI 53708-8911
Phone: 608-224-4500

Farmland Preservation Program (FPP)

Notice of Noncompliance with Soil and Water Conservation Requirements (ss. 91.80 and 91.82, Wis. Stats).

Form must be used by counties to notify FPP participants and Department of Revenue of non-compliance with requirements specified in s. 91.82, Wis. Stats.

LANDOWNER

NAME WAYNE & CARL REDENIUS

ADDRESS W8411 TUTRLE LAKE RD

CITY DELAVAN	STATE WI	ZIP CODE 53115
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TELEPHONE NUMBER (608) 883-2343

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY RICHMOND

SECTION 15	TOWNSHIP 3N	RANGE 15E
SECTION	TOWNSHIP	RANGE
SECTION	TOWNSHIP	RANGE

AFFECTED PARCEL NUMBERS C R 1500004

Please continue on other side

Landowner Name: Wayne + Carl Redenius

FINDINGS UNDER s. 91.82, Wis. STATS.

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The county land conservation committee finds that the owner has done one or more the following (check all that apply):

- Failed to comply with applicable land and water conservation standards required under s. 91.80, Wis. Stats.
- Failed to permit a reasonable inspection under s. 91.82 (1) (c) 1., Wis. Stats.
- Failed to certify compliance as required under s. 91.82 (1) (c) 2., Wis. Stats.
- Wishes to voluntarily refrain from collecting the tax credits and thus waives the right for a hearing and farm inspection. This voluntary option is not available for persons subject to a farmland preservation agreement.

Carl Redenius
Landowner Signature
Wayne Redenius

Based on the findings listed above and a review of the affected farm operations at a hearing of the County Land Conservation Committee as described below, the Committee hereby issues a Notice of Noncompliance under s. 91.82, Wis. Stats., for the landowner(s) and property described above. As of the date of this notice, the landowners are not eligible to claim Farmland Preservation Tax Credits under s. 71.613, Wis. Stats., on the property described above, unless this notice is subsequently canceled and not in effect at the end of the taxable year to which the claim relates.

HEARING

DATE	JURISDICTION (list county, village, city, or town)
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LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE <u>Louise A. Olson</u>	DATE <u>4/11/13</u>
ADDRESS <u>100 West Walworth P.O. Box 1001 Rm 222</u> <u>Elkhorn, WI 53121</u>	TELEPHONE AND NAME OF CONTACT <u>(262) 741-7903</u>

If you have any questions regarding this notice, please contact the County Land Conservation Department at the address and phone number provided above.

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Wisconsin Department of Revenue
DOR-FARMLAND 5-144
 RSOB - Audit Bureau
 PO Box 8906
 Madison, WI 53708-8906



Form prepared by:
Wisconsin Department of Agriculture, Trade & Consumer Protection
Division of Agricultural Resource Management
Bureau of Land and Water Resources
PO Box 8911
Madison WI 53708-8911
Phone: 608-224-4500

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LANDOWNER

NAME LEROY H REDENIUS TRUST

ADDRESS W8411 TURTLE LAKE RD

CITY DELAVAN

STATE WI

ZIP CODE 53115

TELEPHONE NUMBER

(608) 883-6609

LOCATION

COUNTY WALWORTH

TOWN, VILLAGE, OR CITY RICHMOND

SECTION 15

TOWNSHIP 3N

RANGE 15E

SECTION

TOWNSHIP

RANGE

SECTION

TOWNSHIP

RANGE

AFFECTED PARCEL NUMBERS C R 1500007, C R 1500009A, C R 1500009B

Please continue on other side

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Landowner Name: Leroy H Redenius Trust

FINDINGS UNDER s. 91.82, WIS. STATS.
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- Failed to certify compliance as required under s. 91.82 (1) (c) 2., Wis. Stats.
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Leroy Redenius
Norma Redenius
 Landowner Signature

Based on the findings listed above and a review of the affected farm operations at a hearing of the County Land Conservation Committee as described below, the Committee hereby issues a Notice of Noncompliance under s. 91.82, Wis. Stats., for the landowner(s) and property described above. As of the date of this notice, the landowners are not eligible to claim Farmland Preservation Tax Credits under s. 71.613, Wis. Stats., on the property described above, unless this notice is subsequently canceled and not in effect at the end of the taxable year to which the claim relates.

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LAND CONSERVATION COMMITTEE AUTHORIZATION

CHAIR, COUNTY LAND CONSERVATION COMMITTEE OR DESIGNEE	DATE
<u>Louise A. Olson</u>	<u>4/11/13</u>
ADDRESS 100 West Walworth P.O. Box 1001 Rm 222 Elkhorn, WI 53121	TELEPHONE AND NAME OF CONTACT (262) 741-7903

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 PO Box 8906
 Madison, WI 53708-8906



Land Use and Resource
Management Department

January 10, 2013

The Honorable Scott Walker
Wisconsin State Capitol, 115 East
Madison, WI 53702

Re: State Support for County Land Conservation Departments

Dear Governor Walker:

County Land Conservation Departments / Divisions (LCDs) are partners with Wisconsin farmers and play an integral role in Wisconsin's growing agricultural industry. Unfortunately, state aid from the Department of Agriculture, Trade and Consumer Protection (DATCP) for county LCDs has been declining for the past decade, including a reduction of \$1.6 million last year, or roughly 15% of the total state aid for LCDs.

I urge you to reverse those cuts and return to the 2009-11 base budgets of \$9.3 million per year in state aid for county LCDs. Similarly, we urge you to oppose further reductions included in any future DATCP lapse plan.

The recent state cuts to Walworth County, and the additional rounds of cuts proposed by DATCP, will severely impair our ability to help farmers/agricultural producers/landowners. For example, Walworth's conservation staff assists over 450 landowners with the newly designed Farmland Preservation Program. We also handle many cost sharing contracts to assist landowners with the erosion control and nutrient management needs by providing cost sharing and engineering assistance. I am afraid that without sufficient state aid, our LCD may not be able to provide this cost-effective service to the hundreds of landowners that are assisted yearly with the various farm programs. The conservation division in Walworth County through our state approved Land and Water Conservation Plan also addresses the importance of protecting the lakes, and streams within Walworth County.

A return to the prior state aid level for county conservation staff will benefit Wisconsin's rural and urban communities and offer a positive return on investments. I have included a copy from the Wisconsin Land and Water Conservation Association, Inc. "Support Agriculture and Our Communities" related to statewide concerns.

Walworth County conservation division assists the various lake districts in the protection of our local lakes and tributaries to reduce sedimentation and phosphorus levels. Walworth County has adopted and implements through stormwater and erosion control ordinances to ensure water quality and protect our valuable resources.

It is clear that to maintain the effectiveness of these vital services and grow Wisconsin's agricultural industry and lake communities proper funding for county LCDs are needed. Therefore, I strongly urge your support to restore full funding for state aid to county LCDs, and likewise that you oppose any efforts that make it more difficult for conservationists, like my staff, to help Wisconsin farmers and urban landowners to enhance and protect our natural resources.

Sincerely,

Louise A. Olson
County Conservationist, Walworth County/ LURM Department

cc: Sen. Neal Kedzie, 11th Senate District
Sen. Timothy Cullen, 15th Senate District
Rep. Amy Loudonbeck, 31st Assembly District
Rep. Steve Nass, 33rd Assembly District
Rep. Robin J. Vos, 63rd Assembly District
Sen. Mary A. Lazich, 28th Senate District
Rep. Dave Craig, 83rd Assembly District
Rep. Tyler August, 32nd Assembly District
Rep. Andy Jorgensen, 43rd Assembly District

100 West Walworth Street
P. O. Box 1001
Elkhorn, WI 53121
Conservation Division
262-741-4972 tel
262-741-4973 fax

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Wisconsin Land and Water Conservation Association, Inc.

702 East Johnson Street · Madison, Wisconsin 53703-1533

Phone: (608) 441-2677 · Fax: (608) 441-2676 · Web site: www.wlwca.org

SUPPORT AGRICULTURE AND OUR COMMUNITIES

Restore Funding For State Aid For County Land Conservation Departments

County Land Conservation Departments (LCDs) are partners with agricultural producers. Each year, county LCDs distribute millions of dollars in federal and state cost-share assistance to help farmers conserve topsoil, handle expanded herd sizes, manage nutrients and adopt many other practices in their mission to be good stewards of the land.

Accordingly, in the 2013-15 biennial budget, the Wisconsin Land and Water Conservation Association¹ asks policymakers to:

- ❖ **Return to the \$9.3 million annual appropriation levels for state aid to support county conservation efforts and repeal any additional 2013-15 DATCP GPR lapses as required by 2011 Act 32;**
- ❖ **Oppose the additional permanent cuts that DATCP has proposed in its 2013-15 budget request, cuts that would reduce state aid for county conservation staff to just over \$8 million annually with further lapses set to occur.²**

Every county in Wisconsin has conservation staff dedicated to helping farmers improve their bottom line and assist them to protect the land and water. Besides helping farmers cost-effectively meet the wide range of state and federal agricultural and environmental standards, county LCDs help to: manage local forests, control invasive species and manage storm-water run-off. They address other local resource issues and respond in the case of floods, droughts and other emergencies.

A return to the prior state aid level for county conservation staff will benefit Wisconsin's rural and urban communities and offer a positive return on investment by:

- ❖ **Providing Federal and State Resources to Farmers.** Last year, with state funding to help pay for the work of LCDs, county staff assisted farmers in capturing over \$32 million in state and federal cost-share dollars, money that helped Wisconsin farmers meet their environmental responsibilities while growing their businesses. Land conservation staff help about 17,000 farmers each year stay eligible for up to \$20 million in Farmland Preservation tax credits.
- ❖ **Assisting Farms of all Sizes.** DATCP Secretary Ben Brancel plans to expand the state's dairy production to 30 billion pounds of milk by 2020. For every storage facility built utilizing state cost-share funds, 75-125 cows are typically added, resulting in 1.5 to 2.5 million pounds of additional milk per year. Some livestock farms are not expanding, some are going organic, and some are including grazing options. The investment in local conservation staff helps to ensure that farmers will meet all state and federal requirements whether expanding production or not.
- ❖ **Benefiting Rural Development.** Cost-share funds distributed by county staff help put millions of dollars in the hands of local businesses involved in the diverse land conservation supply chain, including private nutrient management planners, equipment manufacturers and farm construction companies.
- ❖ **Reducing Costs to Municipalities to Reduce Phosphorus Levels.** The DNR's new phosphorous rules allow for "adaptive management," meaning that municipalities, through the expertise of their county LCDs, may provide additional cost-share assistance to landowners upstream. Without fully-staffed LCDs, local municipalities may be forced to pursue more expensive upgrades to municipal sewerage plants in order to comply with the new state standards.

We urge your support to restore full funding for state aid to county LCDs, and likewise that you oppose any efforts that make it more difficult for county conservationists to help Wisconsin farmers.

*Please contact WLWCA's Executive Director, Jim VandenBrook if you have any questions.
He may be reached at (608) 441-2677 or at jim@wlwca.org.*

¹ The Wisconsin Land and Water Conservation Association (WLWCA) represents the 72 county board land and water conservation committees as established under Wis. Stat. § 92.06 and staff for each county land conservation department ("LCD").

² Prior to 2011 Wis. Act 32, state aid for county LCD staff was set at \$4,343,100 GPR and \$5,036,700 SEG annually. As a result of Act 32's mandated cuts, lapses and directives as to future agency budgets requests for the 2013-15 biennium, DATCP proposes to maintain the annual appropriation of \$5,036,700 SEG, but would provide only \$2,844,500 in 2014 and \$3,027,200 in 2015 in GPR. Act 32 also mandates further lapses to DATCP in 2013-15.



DAVID CRAIG

STATE REPRESENTATIVE

January 16, 2013

Louise A. Olson
Walworth County Land Use and Resources Management Department
100 West Walworth Street
PO Box 1001
Elkhorn, WI 53121

Dear Louise,

Thank you for contacting me regarding the County's concerns about state aid to County Land Conservation Departments.

Louise, I appreciate hearing from you regarding LCD funding as it relates to the Department of Agriculture, Trade and Consumer Protection's budget. Please be assured that I will keep your thoughts in mind as this year's budget debate moves forward.

Again, thank you for contacting me regarding this issue. If you should need additional information or assistance with this or any other matter relating to state government, please feel free to contact me at 888-534-0083 or email me at Rep.Craig@legis.wi.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "David Craig", is written over the typed name.

Representative David Craig
83rd District
Wisconsin State Assembly



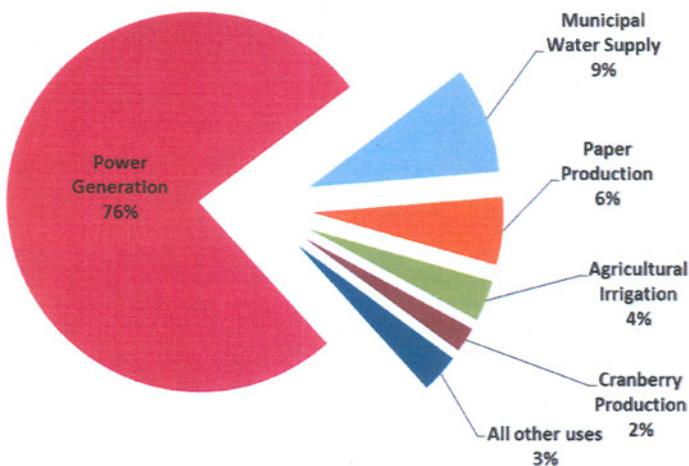
Wisconsin Water Use

2011 Withdrawal Summary

Water supply systems in Wisconsin capable of withdrawing 100,000 gallons per day are required to register and report withdrawals. For 2011, reported withdrawals exceeded 2.155 trillion gallons of water from over 12,500 wells, ponds, streams, rivers and lakes.

2011 Withdrawals by Use

Total Withdrawals = 2.156 Trillion Gallons

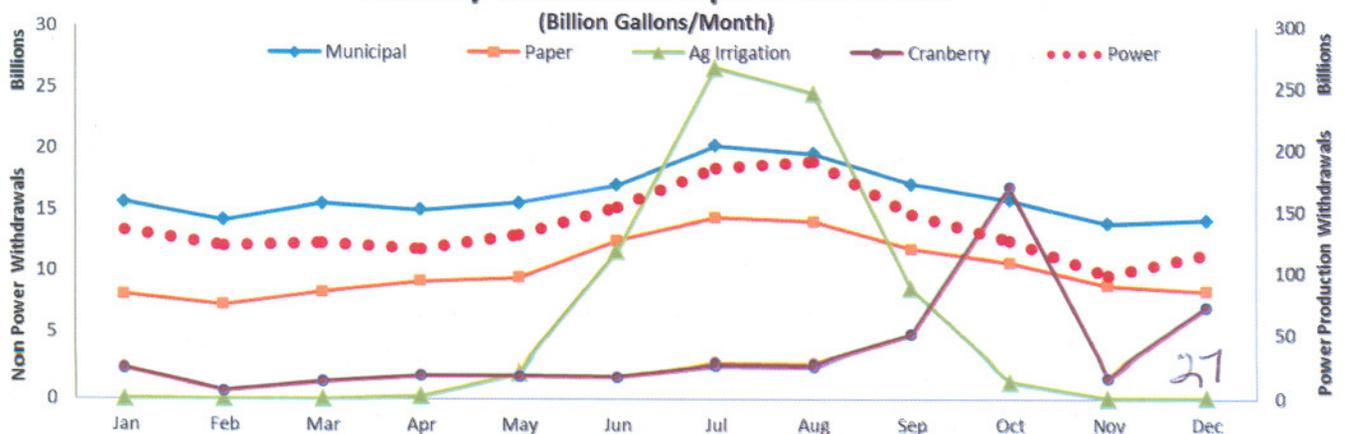


Withdrawals occur when someone takes water from a surface or groundwater source making it unavailable for other purposes. The impact of a withdrawal on the resource or to other potential withdrawers depends on a number of factors. Monitoring water withdrawals by sector, source type and location will allow us to estimate the scale and impact of water use in Wisconsin and promote sustainable water use.

Seasonal Variation affects how and when water is withdrawn. Monthly withdrawals varied greatly throughout 2011 and followed temperatures and precipitation. For instance:

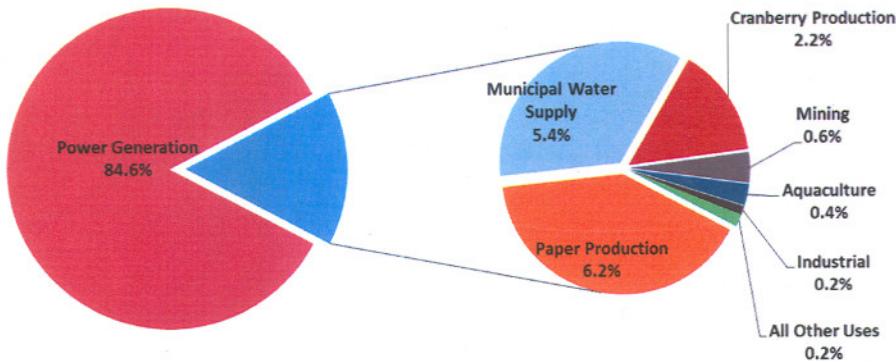
- Summer heat drives municipal water demand as well as cooling water demand for power and paper production.
- Agricultural irrigation peaks in July and August when crops typically require the most water.
- Cranberry growing requires the largest withdrawals in fall for harvest flooding and in early winter for frost protection.

Monthly Variation in Top 5 Withdrawals



2011 Surface Water Withdrawals

1.9 trillion gallons statewide

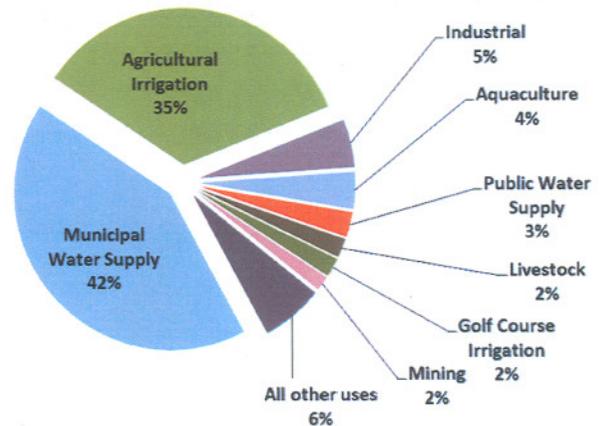


- Surface water withdrawals totaled 1.942 trillion gallons from 826 sources.
- The largest volume of water withdrawn in the state (1.6 trillion gallons) was used by power production facilities for non-contact cooling. These facilities are concentrated along Lake Michigan and the Wisconsin and Mississippi Rivers.
- Many surface water withdrawals are used and discharged near their point of withdrawal so that there is relatively little loss of water from the original source.

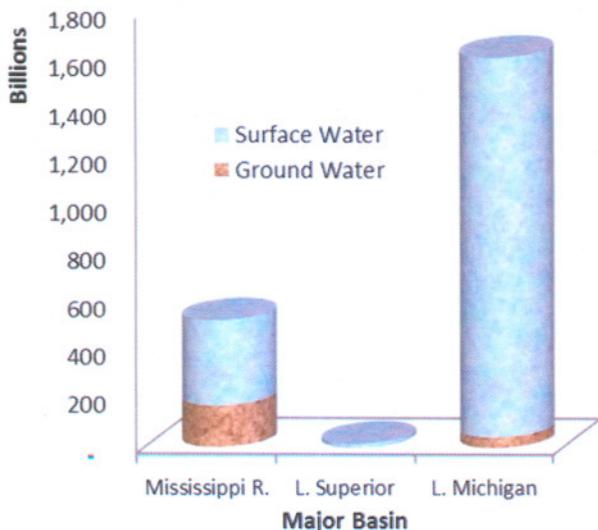
- Groundwater withdrawals totaled 213 billion gallons from 11,754 wells.
- Municipal water supply comprises the largest withdrawal (90 billion gallons) of groundwater in Wisconsin. They are typically owned by cities and deliver water for residential, commercial, institutional and industrial uses.
- Agricultural irrigation is the second largest use of groundwater in the state and necessary for growing many high value vegetable crops.

2011 Groundwater Withdrawals

213 billion gallons statewide



Withdrawals by Basin and Source



- Wisconsin water withdrawers rely much more heavily on surface water in the Great Lakes Basin than in the Mississippi River Basin.
- Despite Lake Superior being the largest freshwater lake in the world (by surface area) Wisconsin makes very few surface water withdrawals from it.

For more information regarding the Water Use Reporting program or to request more specific information on withdrawals, please visit our website or contact Water Use Program staff

dnr.wi.gov keyword "[Water Withdrawal Reporting](#)"

DNRWaterUseRegistration@Wisconsin.gov

Walworth County

Urban Storm Water Pollution Prevention Program



What we plan to do with you

Develop a **Public Education Program** to inspire residents and businesses to take steps to minimize our collective impact on Walworth County lakes, streams, wetlands and groundwater resources.



Review and adopt **Construction Site Erosion Control and Storm Water Management Ordinances** consistent with State Standards.



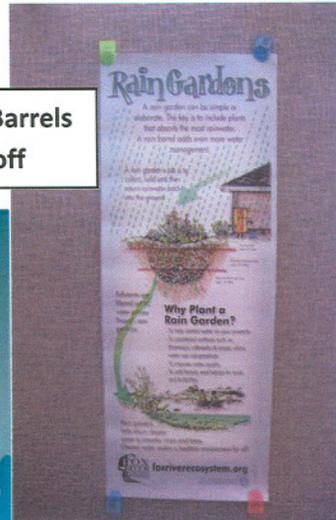
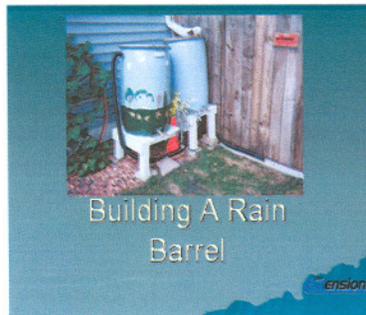
Establish Pervious Surfaces to reduce runoff



Conduct Workshops for Landscapers, Engineers, Land Use Planners and Contractors on Storm Water Management .

Promote Rain Gardens + Rain Barrels = Neighborhoods without runoff

*Coming together is a beginning;
Keeping together is progress;
Working together is success.*
-Henry Ford



Storm Water Management Planning Grant- Funded by the Wisconsin Department of Natural Resources and Walworth County Land Use and Resource Management Department

You are invited to participate

Walworth County

Urban Storm Water Pollution Prevention Program

The Wisconsin Department of Natural Resources recently awarded the Walworth County Land Use and Resource Management Department financial assistance to undertake a County-wide Storm Water Pollution Prevention Program. The LURM Department will develop and undertake a number of storm water pollution management initiatives collectively with Walworth County municipalities and interested citizens and organizations,

The LURM staff will assist Walworth County municipalities comply with the requirements of their WDNR Municipal Storm Water Permit.

The grant will help fund the preparation of a County-wide Storm Water Pollution Prevention Strategy to articulate and craft simple steps residents, businesses and government can take to minimize storm water pollution and its impact on Walworth County waterways.

The success of this program depends on the collaboration of Walworth municipalities, organizations and interested citizens. The LURM staff will be reaching out to those interested in sharing their ideas, contributing their expertise or supporting this County-wide effort.

The LURM staff will host at least two workshops for local builders, engineers, surveyors, landscape contractors and other interested citizens on construction site erosion control and storm water management best management practices.

A Conservation Design, Construction Site Erosion Control and Storm Management Permit Handbook will be assembled and published.

An *Urban Storm Water Pollution Prevention* link will be added to the LURM Website. This link will include postings of timely information and resources related to storm water pollution prevention. Each municipality will be given information to post on their respective websites or municipal offices.

The LURM staff will develop and distribute information, resources and tools required to develop nutrient management plans for municipal lands subject to the non-agricultural performance standards contained in NR 151, Runoff Management of the State Administrative Code.

You are invited to participate

Please Contact the Walworth County Land Use and Resource Management Department

Fay Amerson 262.741-7909 famerson@walworth.wi.us