

WINNEBAGO COUNTY LAND CONSERVATION COMMITTEE
Meeting Minutes of February 3, 2011
LWCD Conference Room, James P. Coughlin Center

Convene: The meeting was called to order by Chairman Farrey at 9:00 a.m.

Present: **LCC Members:** Nancy Barker, Bruce Bohn, Paul Eisen, James Englebert, Chuck Farrey and Dan Stokes.

LWCD Staff: Tom Davies, Chad Casper and Jon Bahrke.

Others Present: Brian Maedke and Barry Benson, USDA-APHIS, Wildlife Services and Vicki Wiese, FSA

Absent: Ken Neubauer

Approve January 6, 2011 LCC Meeting Minutes: A Barker/Eisen motion to approve the January 6, 2011 LCC meeting minutes, passed 4-0 (Bruce Bohn & James Englebert arrived shortly after approving the minutes)

Announcements:

- Tom welcomed Vicki Wiese, interim CED, FSA and asked her to introduce herself. Vicki introduced herself and explained she is filling in while a replacement for Pete Peters is being hired. Vicki also announced there will be a CRP signup this spring. The LCC welcomed Vicki and encouraged her to keep them informed of FSA events.
- Tom announced that the \$50.00 annual dues for GLNAC had been paid.
- Tom passed out a copy of the letter of support sent on behalf of the Town of Neenah regarding their grant request.
- Tom distributed the "Thursday Note" from WLWCA.
- Tom announced that the \$75.00 annual dues for Glacierland RC & D had been paid and distributed their 2010 Annual Report.
- Tom mentioned that the LWCD was working on their 2010 Annual Report and would get a draft to the LCC in the future.
- Tom distributed the LWLWCA 2011 Schedule of Activities.
- Nancy Barker announced an Urban Chicken Raising event at the Expo on March 26, 2011.
- To provide disclosure and LCC awareness, Chuck Farrey informed the LCC that he would be receiving DATCP cost sharing funds from LWCD for a Waterway Systems project.

Business Items:

Review and Approve or Deny, the 2010 Wildlife Damage Abatement and Claims Program (WDACP) Participant Claims

Brian Maedke and Barry Benson reviewed the list of claims and discussed if each participant had made a reasonable effort to meet the program requirements. Based on the information provided, an Englebert/Stokes motion to approve the claims of Brian Badtke, Mitch Badtke, James Fischer, Fredrick Marohn and John Yost passed 6-0.

Due to a lack of pertinent information on the Ken Walter and Jon Otto claims, an Englebert/Barker motion to layover those claims until the March 4, 2011 LCC meeting passed 6-0. Brian and Barry were instructed to present the needed information at the next meeting. Brian and Barry assured the LCC they would provide the needed information.

Progress report on the Marvin Potratz Manure Storage Abandonment project

Chad Casper, Resource Conservationist, LWCD distributed photos and explained to the LCC that indeed manure had been leaking from the manure storage structure and had been deemed eligible for DATCP cost share funding. The LCC asked about the wells and other resource concerns associated with the leak. Chad explained that the clean up excavation could be substantial depending on how far the manure had traveled both vertically and horizontally. Chad stated he had recommended that the wells on the property be tested to assure they were safe. The LCC thanked Chad for his report and asked to be kept informed as the project progressed.

Review and Approve / Disapprove revisions to the Winnebago County Livestock Waste Ordinance and the creation of a Fee Schedule

The LCC reviewed the resolution to revise Section 13.11, Chapter 13, Livestock Waste Management Ordinance, to allow for the creation of a Permit Fee Schedule that would be independent of the Ordinance. Tom explained it would allow the LCC to adjust fees when needed without having to amend the ordinance itself and would provide uniformity with the other chapters of the County Code. Following a brief discussion a Bohn/Barker motion to approve the resolution passed 6-0.

The LCC then reviewed and discussed the information regarding Animal Lot /Erosion Control permit fees being charged by neighboring counties. They also reviewed and discussed the information detailing the procedures required to issue and enforce each permit. A Barker/Bohn motion to set the Animal Lot Construction and/or Alteration/Erosion Control Permit fee at \$300.00 passed 6-0. A Bohn/Englebert motion to set the Animal Lot Construction and/or Alteration/Erosion Control Permit fee at \$500.00 when LWCD provides the project design and/construction oversight passed 6-0.

Animal Lot Construction and or Alteration / Erosion Control Permit: \$300.00

Animal Lot Construction and or Alteration / Erosion Control Permit
when LWCD provides project design and/or construction oversight. \$500.00

The LCC then reviewed and discussed the information regarding Manure Storage Facility permit fees being charged by neighboring counties. They also reviewed and discussed the information detailing the procedures required to issue and enforce each permit. An Englebert/Eisen motion to approve the following permit fees for Manure Storage Facility Construction, Alteration, Abandonment and Permit Renewal passed 6-0.

Manure Storage Facility Construction and/or Alteration / Erosion Control Permit:

Up to 2,000,000 gallon capacity: \$500.00

2,000,001 to 4,000,000 gallon capacity: \$750.00

Over 4,000,000 gallon capacity: \$1,000.00

Manure Storage Facility Abandonment/Erosion Control Permit: \$500.00

Permit Renewal Fee: \$100.00

Chairman Farrey recommended a change to the resolution supporting the newly created Livestock Waste Management Ordinance Permit Fee Schedule. Following a brief discussion by the LCC, a Bohn/Barker motion to approve the resolution supporting the newly formed Livestock Waste Management Ordinance Permit Fee Schedule as amended passed 6-0.

Review and Approve Winnebago County Water Quality Improvement Program Cost Share Agreements (CSA) to provide funding for eligible projects

There were no CSAs and no action was taken by the LCC.

Review and Approve NR151/ATCP50 implementation /compliance notification letters

Tom Davies and Jon Bahrke explained to the LCC that Kay Lettau had met all the NR151/ATCP50 compliance requirements. The letter was being sent in accordance with the LCC approved Ag Performance Standards Implementation Policy. Jon explained that Kay was very proactive and has done an excellent job on meeting the requirements. Following a brief discussion an Englebert/Bohn motion to approve the letter passed 6-0.

Discuss current status of the Farmland Preservation Plan revisions

Chuck Farrey briefly shared with the LCC his concerns related to the Plan revision process and State approval of the Plan map. Jon Bahrke commented that the submitted draft was just to see if the State would approve a map based on a three tier system. That system would address A1, A2 zoned lands within large mapped areas and other A1 zoned land mapped in smaller areas. Jon also shared some current thoughts from landowners already having completed the 2010 FPP certification process. Jon's information indicated that about 25% had decided to rezone out of A1 and not participate in FPP, 25% were undecided and 50% thought they would remain zoned A1 and participate in FPP in the future. Chairman Farrey and Jon both expressed concerns with the States lack of definitive answers to very basic questions regarding the program. Chairman Farrey said he would keep this item on the agenda as needed for future discussion and LCC awareness.

An Eisen/Englebert motion to adjourn the meeting at 11:45 a.m. passed 6-0.

Tom Davies, Recorder