



LAND CONSERVATION COMMITTEE
Wednesday September 1, 2021, 7:15 P.M.
USDA Service Center, 440 N US Hwy 14, Janesville 53546
OR
Via Zoom
CALL: 1-312-626-6799
Meeting ID: 828 9739 3093
Passcode: 429737

Join Zoom Meeting

<https://us02web.zoom.us/j/85209936728?pwd=MXJVU2QxOGdJb1NZcWVrRlR4cnNrZz09>

Meeting ID: 852 0993 6728

Passcode: 429737

One tap mobile

+13126266799,,85209936728#,,,,*429737# US (Chicago)

+19292056099,,85209936728#,,,,*429737# US (New York)

If you are interested in providing public comments on items on this agenda, you must submit your comments by noon on Tuesday, August 30, 2021. To submit a public comment use the following email: andrew.baker@co.rock.wi.us

Join from a telephone:

- On your phone, dial the phone number provided above
- Enter the meeting ID number when prompted, using your dial-pad.
- Please note that long-distance charges may apply. This is not a toll-free number.
- Supervisors: Please identify yourself by name
- **Please mute your phone when you are not speaking to minimize background noises**
- We are new at holding meetings this way, so please be patient

Instructions for the hearing impaired –

<https://support.zoom.us/hc/en-us/articles/207279736-Getting-started-with-closed-captioning>



LAND CONSERVATION COMMITTEE
Wednesday September 1, 2021, 7:15 P.M.
USDA Service Center, 440 N US Hwy 14, Janesville 53546
OR
Via Zoom

AGENDA

1. Call Meeting to Order
2. Approval of Agenda
3. Approval of Minutes – August 4, 2021 Meeting
4. Citizen Participation, Communications, and Announcements
5. Review Bills Paid
6. **Action Item.** Request for Erosion Control and Storm Water Management Permit Fee Waiver – Reissued permit for project that has not commenced and will to be completed during the permit duration of one year.
 - A. Jane and Jake Pettit – Campground Project (Milton Township)
7. **Action Item.** Yahara WINS: Approval of Contracts (See attached Summary Memo for Contract Terms)
 1. George Brothers WINS-01.21
 2. William Myhre WINS-02.21
 3. Sayre Family Irrevocable Trust WINS-03.21
 4. Craig Danielson WINS-04.21
8. **Action Item.** Land and Water Resource Management Program: Approval of 2021 Cost Share Agreements
9. **Informational Item.** Purchase of Agricultural Conservation Easement Updates
10. Adjourn



MINUTES

ROCK COUNTY LAND CONSERVATION COMMITTEE
Wednesday August 4, 2021, 7:15 P.M.
USDA Service Center, 440 N Hwy 14 and Virtual via Zoom

1. **Call to Order:** Chair Bostwick called the meeting to order at 7:15 pm.

Committee Members Present: Stephanie Aegerter, Rich Bostwick (via Zoom), Janelle Crary, Wes Davis (via Zoom), Mike Mulligan, James Quade and Alan Sweeney.

Committee Members Excused: Genia Stevens

Others Present: Bob Fayard (Burns and McDonald), Norm Tadt, Andrew Baker

2. **Approval of Agenda:** Supervisor Sweeney moved to approve the agenda, seconded by Supervisor Davis. **Motion carried unanimously.** At this time Supervisors and staff introduced themselves to new Supervisor Janelle Crary.
3. **Approval of Minutes – July 7, 2021 LCC meeting.** Mr Quade moved the approval of the minutes as presented, seconded by Supervisor Mulligan. **Motion carried unanimously.**
4. **Citizen Participation, Communications, and Announcements.** Andrew noted that the Department will be setting up a Facebook page soon as another method of education and outreach. In response to a question about the bill last month for Clean Sweep advertising cost (i.e. is the cost worth it?), Andrew check with staff and they stated it is very noticeable when ads run in the newspapers because there is an increase of registrations. Many people that use the service still read newspapers.
5. **Review Bills Paid:** Andrew explained the bills and pointed out a few specifics for the benefit of Supervisor Crary. There were no specific questions. At this time Andrew explained to the Committee the reference materials that were included in the packet handed out at the meeting. This includes a portion on the Land and Water Plan (full version on the website), a list of acronyms, staff listing and summary of staff responsibilities, copy of the fee schedule and the 2022 Department Charter. Additional materials will be added as deemed appropriated.
6. **Action Item:** Request for Erosion Control and Storm Water Management Six Month Permit Extension (In Advance Due to Project Scope). *ECSW 2020-18: Wisconsin Power and Light – North Rock Solar.* Bob Fayard, from Burns and McDonald (consultant for the project) was in attendance to answer questions about the request and the project as a whole. The permit extension will allow for additional time to ensure the project is completed and stabilized within the duration of the permit. Mr. Fayard explained that some of the gravel roads installed during construction will remain long term for maintenance purpose. Primary method of installed the posts for the panels will be driven unless bedrock is encountered, which will require drilling. There will be 20,000 individual panels that track/rotate based on the sun orientation. There is a bond in place to ensure proper dismantling and site restoration when the useful life is up. Supervisor Sweeney made a motion to approve the six month extension, seconded by Supervisor Aegerter. **Motion carried unanimously.**

7. **Informational Item:** 2022 Proposed Budget Summary. Andrew reviewed the PO3 Budget Preparation Spreadsheet with the Committee. Andrew generally explained the various sources of revenue in the Department budget which offset the levy amount. There was a question about why health care went down from 2021. Andrew explained that the health care costs on a county wide basis are equally distributed throughout each department. In other words, each department must budget for health insurance on a per staff person basis, even if not all staff members carry the coverage. The current cost is around \$16,600 annually per person. These numbers are provided for us from Administration. Cost went down slightly because of the Director position being shared with Planning. Overall, the proposed 2022 budget has a levy impact approximately \$250 more than 2021.
8. **Informational Item:** 2020 Yahara WINS Annual Report. Andrew explained to the Committee the agreement we have with Yahara WINS to contract with landowners to install conservation practices to reduce phosphorus in the Yahara River watershed. This process is an approved alternative to the sewer district making physical updates to the sewer treatment facilities in order to meet the terms of the discharge permit. Yahara WINS reimburses the County 100% for the cost of the contracts and pays the County approximately 18% of the contract value for administrative cost for the upfront work and monitoring for the contract period (10 years). This process is a very cost effective on a per pound basis of phosphorus reduced.
9. **Discussion Item:** Blackhawk Creek near Emerald Grove. Supervisor Mulligan asked for this item to be on the agenda so that he could update the Committee as to his efforts to work toward a solution to the drainage and flooding issues in the Emerald Grove area. Norm also explained the issues with pictures and maps that he put together in a Powerpoint presentation a few years ago. The main concern stems from the fact that there are thousands of acres of drainage area, which is the headwaters of Blackhawk Creek. Up until a few years ago, the area only had surface water flowage during high rainfall events because the subsoil is very well drained sand and gravel. Now the subsurface is saturated so the water flows on the surface more often. Additionally, much of the main drainage way east of Emerald Grove is now tiled. There is no mapped Floodplain east of Emerald Grove and the DNR has deemed this portion non-navigable. Flow would improve if the channel was cleaned up and/or expanded in Emerald Grove and downstream, but much of the area is on private land. The Town of Bradford and County Highway Department (on behalf of State) are looking into options. Overall, there is not much the County can do to resolve the matter because there is no County right-of-way involved and there is no regulatory mechanism to compel landowners to improve the flow on their own property. It must be a voluntary effort, with the exception of removing physical obstructions that flow in and block the channel. In that case, the Town can required property owners to remove an obstruction as per drainage law. Supervisor Mulligan will continue to work on this issue and possibly reach out to State Legislators for a fix. One option may be to ask the respective Towns (Bradford, Harmony and LaPrairie) to earmark a portion of the American Rescue Plan Act funds for drainage improvements.
10. **Action Item.** Land and Water Resource Management Program: Approval of 2021 Cost Share Agreements. None
11. **Informational Item:** Purchase of Agricultural Conservation Easement. Andrew provided a summary of the program and progress to date. The Committee reviewed the approximate fund balances for the program (including the ATC Fund balance and Sales Tax use). Based on the limited amount of partners funds at the Federal level, the previous estimate of acquiring two easements a year (80 acres each) at a cost of \$200,000 (including staff time cost allocation) as balanced well with the sales tax

revenue. Therefore, the ATC fund has not been used for acquisition for several years. As of now, the goal is to close on the two Barlass easements along with Watson and Vanthournout (2020 applications).

The 2021 application cycle will be starting soon. There are many applications from last year that will be renewed for 2021 along with at least one new application of approximately 300 acres. The program remains very popular despite limited federal resources for funding. Andrew explained how the application process starts with the PACE Council, which makes recommendation to the LCC. Applications approved by the LCC are then forwarded to the NRCS for funding considerations following the approval of a County Board resolutions authorizing the application.

12. **Adjourn:** Mr. Quade made a motion to adjourn at 8:50 pm, seconded by Supervisor Davis. Motion carried unanimously.

Respectfully Submitted,

Andrew Baker
Director

Minutes are not official until adopted by the Land Conservation Committee.

G: office/lcc/lcc2020/M08042021

From: [Adam Griffin](#)
To: [ANDREW BAKER](#)
Cc:
Subject: FW: FW: Pettit Campsite - New Permit
Date: Tuesday, August 24, 2021 2:42:58 PM
Attachments: [2021 Rock Co EC SWM Permit Application \(new SIGNED\).pdf](#)
[2021-08-24 Pettit Campground plans.pdf](#)

CAUTION: This email originated from outside the Rock County (Rock-IT) network. Do not click links or attachments unless you recognize the sender and know the content is safe. If you feel this email is a potential phishing attempt, please forward to PhishingAlerts@co.rock.wi.us for review.

Andrew,

Per the correspondence below, I've attached an updated permit application for Mr. Murphy. If possible, please present the fee waiver request to the Rock County Land Conservation Committee at their Sept 1, 2021 meeting. Note that no construction has occurred under the current permit (now terminated). This is primarily due to the development and State review times for the sanitary sewer. The contractor is hoping for starting construction in late September. Let me know if you have any questions, or need additional information.

Thank You,

Adam Griffin, P.E., P.L.S.
Combs & Associates

608.752.0575 office
608.752.0534 fax
agriffin@combsurvey.com

The information contained in this message and in any attachment is intended only for the recipient. It may be privileged and confidential, and should be protected from disclosure. If you are not the intended recipient, or you have received this communication in error, please immediately notify the sender by replying to the message and delete it from your computer. Please be aware that any dissemination or copying of this communication is strictly prohibited.

From: Christopher Murphy <Christopher.Murphy@co.rock.wi.us>
Sent: Monday, August 23, 2021 3:25 PM
To: Adam Griffin
Cc:
Subject: RE: FW: Pettit Campsite Layout

Adam,

I will accept the August 23, 2021 emails of Jane Pettit and yourself as evidence there is a desire to terminate Rock County ECSW-2020-21. I will process and send the termination letter tomorrow.

Please send a new application to our Department and I will review/approve.

To request a fee waiver for the new permit, please send an email by tomorrow afternoon to Andrew Baker, Director of Rock County Land Conservation Department asking him to present the waiver

request to the Rock County Land Conservation Committee at their Sept 1, 2021 meeting. I have included Andrew on this email.

Thanks

Chris Murphy
Conservation Specialist
Rock County LCD

From: Adam Griffin [<mailto:agriffin@combssurvey.com>]
Sent: Monday, August 23, 2021 1:46 PM
To: Christopher Murphy <Christopher.Murphy@co.rock.wi.us>
Cc: [REDACTED]
Subject: FW: FW: Pettit Campsite Layout

CAUTION: This email originated from outside the Rock County (Rock-IT) network. Do not click links or attachments unless you recognize the sender and know the content is safe. If you feel this email is a potential phishing attempt, please forward to @PhishingAlerts@co.rock.wi.us for review.

Chris,

The owners will be requesting the 1-year permit (option 1 below). As such, how do you prefer we request termination of the existing permit ECSW-2020-21? Also, how should we request the permit fee be waived (no work has been started as of yet)? I've attached a copy of the original application for your reference.

Thanks!

Adam Griffin, P.E., P.L.S.
Combs & Associates

608.752.0575 office

608.752.0534 fax

agriffin@combssurvey.com

The information contained in this message and in any attachment is intended only for the recipient. It may be privileged and confidential, and should be protected from disclosure. If you are not the intended recipient, or you have received this communication in error, please immediately notify the sender by replying to the message and delete it from your computer. Please be aware that any dissemination or copying of this communication is strictly prohibited.

From: Jane Pettit [REDACTED]
Sent: Monday, August 23, 2021 1:26 PM
To: Adam Griffin <agriffin@combssurvey.com>
Subject: Re: FW: Pettit Campsite Layout

1 year please

ROCK COUNTY EROSION CONTROL AND STORM WATER MANAGEMENT PERMIT APPLICATION

Permit #: _____

Date: 08/ /2021

Project Name: Pettit's Campsite Layout

Township: Milton (T4N, R13E) Section: NW ¼ : SW ¼ : 8 Parcel #: 6-13-61 026 008012

Landowner: Pettit Properties LLC

Applicant: -- SAME AS LANDOWNER --

Landowner Address: _____

Applicant Address: _____

360 Haugen Road

EDGERTON, WI 53534

Landowner Phone: _____

Applicant Phone: _____

FAX: _____

FAX: _____

Person and/or Company Responsible for Installation and Maintenance of Erosion Control Best Management Practices

Name: Pettit Properties LLC Contact Person: Jane Pettit Phone: _____

Person and/or Company Responsible for Design and as-built Certification of Storm Water Best Management Practices

Name: Combs & Associates Contact Person: Adam Griffin Phone: 608-752-0575

- Type of Permit (check 1): Erosion Control and Storm Water Management
 Storm Water Management Only Erosion Control Only

Fee Calculation	
Erosion Control - Total Disturbed Area:	<u>90,082</u> sq. ft. X <u>\$0.005</u> (\$ / sq. ft) = \$ <u>450.41</u>
Storm Water Management – New Impervious Area:	<u>35,063</u> sq. ft. X <u>\$0.005</u> (\$ / sq. ft) = \$ <u>175.32</u>
Storm Water Management – Redeveloped Impervious Area:	<u>10,674</u> sq. ft. X <u>\$0.0025</u> (\$ / sq. ft) = \$ <u>26.69</u>
<small>Note: Graveled areas are considered impervious areas for the purpose of this permit</small>	
Plus Base Fee:	
Erosion Control Only (\$200), Storm Water Management Only (\$200), Combined Erosion Control and Storm Water Management (\$300)	= \$ <u>300.00</u>
Total Permit Fee (Disturbed area plus base fee. Please make your check payable to Rock County LCD)	= \$ <u>952.42</u>
<i>As per sections 4.809 and 4.1109 of County Ordinance, all fees shall be doubled if work is started before a permit is issued</i>	
(Requesting Fee Waiver)	

- All requirements on this application correspond to the requirements set forth in Erosion Control Ordinance, Section 4.11 of the Rock County Code of Ordinances, and Storm Water Management Ordinance, Section 4.08 of the Rock County Code of Ordinances.
- By submitting this application, the applicant and landowner certify that all land disturbing construction activity shall be conducted in accordance with the provisions of an approved or amended permit.
- Submitting this application authorizes Department Staff to enter the property to obtain information, conduct inspections or make curative action.

Landowner or Applicant Signature: Jane Pettit Date: 8/24/21
(If applicant is not the landowner, attach a notarized statement authorizing applicant to act as landowner's agent)

Permit Issued by: _____ Date: _____



Rock County Land Conservation Department

INTEROFFICE MEMORANDUM

TO: Rock County Land Conservation Committee

FROM: LCD Staff

SUBJECT: Yahara WINS Contract Summary

MEETING DATE: September 1, 2021

Summary:

There are for Yahara WINS contracts on the agenda for the LCC approval on September 1, 2021. Below is a summary of each contract. This contract, while with Rock County, are 100% reimbursed by Yahara WINS. LCD will have monitoring requirements for the duration of the term of the contract.

1. George Brothers WINS-01.21: 1.03 acre and 2.67 acres filter strips located on edge of annually cropped fields along a tributary stream of Badfish Creek. \$24,975 total payment. 15-year contract. Annual payments of \$8,325 made in the first 3 years of the contract.
2. William Myhre WINS-02.21: Annually cropped 1.5 acres that currently contributes storm water runoff to the Yahara River will be planted to perennial vegetative area. \$4,950 total payment made in first year. 11-year contract*.
 - a. *Note: this time frame matches the end period of a previous contract.
3. Sayre Family Irrevocable Trust WINS-03.21: Annually cropped 4.19 acres that currently contributes storm water runoff to the drainage ways of the Yahara River will be planted to perennial vegetative area. \$18,855 total payment. 15-year contract. Annual payments of \$6,285 made in the first 3 years of the contract.
4. Craig Danielson WINS-04.21: grassed waterway that was installed to prevent gully erosion entering into drainage way to Rock River. \$6,750 total payment made the first year. 15-year contract.