

**Kewaunee County Land and Water Conservation Regularly Scheduled Committee Meeting
Kewaunee County Fairgrounds Office June 11, 2019 8:15 AM
Minutes**

1). Call to Order: Meeting called to order at 8:15 AM by Chairman Charles Wagner

2). Roll Call: Committee Members present: Charles Wagner, Lee Luft, Gary Paape and Aaron Augustian
Excused: Clark Riemer

UWEX – Aerica Bjurstrom; NRCS – Joe Johnson; Representative Joel Kitchens; DNR Warden – Jimmie Moore

County Board Members: Robert Weidner & Mimi Dobbins

3). Approval/Repair of Agenda: Motion to approve the June 11, 2019 agenda with the move of 9b (after #5-public comment) was made by Lee Luft and seconded by Gary Pappé. Committee vote was unanimous in favor of the motion.

4). Approval/Repair of Meeting Minutes: Motion to approve the May 14, 2019 meeting minutes was made Gary Paape and seconded by Aaron Augustian. Committee vote was unanimous in favor of the motion.

5). Public Comments regarding the regularly scheduled Land and Water Conservation Meeting:

There were 6 members of the public in attendance.

There were 2 public comments that addressed: (1) A Door County landowner thanked the LCC for the Forestville Dam resolution for continued testing and (2) continued disappointment in the DNR for not cross referencing the Blue Iris Study with the East Twin River Study.

9b). UWEX: Aerica discussed the following upcoming meetings:

Last month (May 2019) Aerica explained how the Conservation Day was well attended, 300 6th graders from Kewaunee County.

6/13 – Crop/Forage Day – Forestville Townhall

7/30, 7/31 & 9/6 – All Save the Bay meetings/field days. No times/locations have been set yet.

6. Department Reports:

a. Animal Waste Storage Permits: (1) Robert Derenne – Abandoning Manure Storage – Red River

b. Farmland Preservation/Standards and Prohibitions Walkovers: From Travis:

Walkovers: 35 walkover have been completed covering 4,366 acres; 10 Compliance Schedules issued for tillage setbacks, erosion, roof gutters or recommendations for stacking slabs/barnyards. 25 in Full compliance

*Note- Many fields contained erosion to snowmelt and heavy rains this past spring, even in established Alfalfa/Hay fields. Most of the erosion was contained in field and can be repaired with cultivation. These were addressed with Landowners or farms, but these areas were not included in compliance schedules if issues were not previous air photos (2005, 2009, 2014, 2015 and 2017).

Karst Identification in Road Ditches: Travis walked 21.5 miles of road ditch in the Township of Lincoln, 113 sinkholes, 86 areas of exposed bedrock

Field probing: 82 acres were probed for depth to bedrock verification

Letters for Depth to Bedrock Verification Grant (Partnering with Land Information Office Funding and UW-Green Bay):
132 letters sent by Davina for Depth to Bedrock Verification; 35 have granted permission to enter property

- c. *Conservation Plans for Approval:* None
- d. *Notice of Non-Compliance Updates:* Seidl Mountain View Dairy received an NON on 5/22/2019 for their spill in Fall of 2018. LWCD also did a Chapter 39 citation on this spill.
- e. *Public Health & Groundwater Protection Ordinance:* N/A
- f. *Chapter 39 update:* N/A
- g. *Well Testing Update:* Date is set for October 29th, **2019**. Dr. Mark Borchardt will be giving a public presentation on Thursday, June 20th at 6:00pm at the Luxemburg Fairgrounds Expo Center.
- h). *Zoning / Sanitation Report:* May 2019

Soil Inspections: 15
Septic Inspections: 18
Existing Inspection Reports: 7
Permit Applications: 4
House Number: 0
Enforcement Letter Verification: 0

Andrew passed both exams (Soils and Private Onsite Waste Treatment); waiting to receive certification license numbers.

9). Cooperating Agency Reports:

a). USDA Natural Resources Conservation Service (NRCS): Joe Johnson gave an update on the CREP (Conservation Reserve Enhancement Program) is now open. This is buffers along waterways and or wetland complexes.

Joe also explained Darcy's Law in relationship to the 500 gallons in respect to manure storages. This is a law based on permeability which equates to 1/56 of an inch per day; 1 inch every two months; and 6 inches per year. But, after the first year, many of the fines in the manure plug these and results in an impermeable layer. This matches what both NRCS and LWCD see when manure storages are being abandoned; manure within the liner in the first 6 inches, and then virgin soil.

c). USDA APHIS (**Animal and Plant Health Inspection Service**) Wildlife Services: N/A

d). Comments from State Legislators: Representative Joel Kitchens provided an update on the following items:

1. Well compensation (SB 137) was introduced into the budget for nitrates
2. 5 new CAFO positions that were in the original budget the Joint Finance Committee took out but they may be put back in.
3. Staffing Grant for LWCD was reduced, but not a dead issue
4. Speaker Task Force meeting in Green Bay has not been scheduled yet (possibly the end of August)
5. Kitchens nitrate work-group is going well and collecting valuable data/research
6. CAFO program to DATCP from DNR – not likely moving forward.

Mr. Kitchens explained how the budget has not been passed yet.

e). Other Agency/Organization Reports: N/A

10). Other Matters to Discuss (if needed)

- a) Department Natural Resources (DNR) Workgroup Update: Alternative Technology meeting will be at 9am on June 14th.
- b) Northeast Total Maximum Daily Load (TMDL) update: no update
- c) Brown County Digester Update: Lee Luft gave an update that on May 20th the Town of Holland voted 2:1 "no" to provide the necessary permits for the project to move forward.
- d) Assembly Bill 21: LCC handed out a summary of the Bill 21 and how it differs from SB137. This bill is another version of the nitrate well compensation bill.
- e) Land Spreading of Septic: DNR, Alexis Peter will be attending the July 9th LCC meeting to give a presentation regarding the application of sludge and septage and will be able to answer LCC questions.

11). Scheduling of Future Committee Meetings: July 9, 2019 @ 8:15am; August (possibly no meeting); September 10, 2019 @ 8:15am.

12). Chairman's Wrap-Up Comments: Chairman Wagner thanked everyone for their public, Representative Kitchens and DNR warden Jimmie Moore for their comments and their participation.

13). Adjournment: A motion to adjourn the meeting at 9:30 am was made by Lee Luft and seconded by Aaron Augustian. Motion carried unanimously.

Septic Update:

OLD AND OUTSTANDING SEPTICS (PRIOR TO 2017):

10 septic systems that are still non-compliant.

**Jeff is handling these.

2017 SEPTIC SYSTEM ENFORCEMENTS:

Originally 52 enforcement letters were mailed out. 11 are still non-compliant. Breakdown is as follows:

4 - Permits have been issued, waiting to install.

1 - Possibly hooking to Village sewer.

2 - The state plan approvals have now come back so sanitary permits will hopefully be issued soon.

4 - Soil tests are now completed.

**Jeff is handling these.

2018 SEPTIC SYSTEM ENFORCEMENTS:

Originally 110 enforcement letters were mailed March 2018 with a 1 year deadline to prove soil compliance. Breakdown is as follows:

7 - Permit has been issued, waiting to install.

68 - Systems have passed inspection/or new systems have been installed.

3 - Systems are no longer in use.

27 - Soil tests are completed plus 4 that have soil borings scheduled and we confirmed with the soil testers.

1 - Haven't done anything yet and Jeff issued citations to them.

**Jeff mailed reminder letters in March to ones that haven't done anything and to ones that have completed soil tests.

2019 SEPTIC SYSTEM ENFORCEMENTS:

146 Enforcement letters were mailed March 2019 with a 1 year deadline to prove soil compliance.

17 - Systems have passed inspection.

4 - Soil tests are completed.

1 - System no longer in use.