

# CHAPTER 49 IMPLEMENTATION

Proposed Implementation Process & Fee Schedule  
Land Conservation Committee Meeting  
February 28, 2019



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# Implementation

- Winter Spreading Permits
- Certificate of Use
- Manure Storage Permits
- Agricultural Performance Standards
  
- Overarching Implementation Strategy
- Enforcement
- Fee Schedule



# Winter Spreading Permits

- 2019
  - *Targeted Mailing*
    - *Landowners with manure storages but no documentation of 590 NMPs*
    - *Approximately 60*
  - *Existing Permittees*
    - *All permittees to be notified (~ 77)*
    - *Expiring permits to be updated (~13)*
  - *Walk-ins and Voluntary Compliance*
  - *Complaints*
- 2020 to 2024
  - *Systematic mailings by township over four years*
    - *Tied to Farmland Preservation Program implementation process*
  - *Existing Permittees*
    - *Expiring permits to be updated*
  - *Walk-ins and Voluntary Compliance*
  - *Complaints*



# Winter Spreading Permits

- Continue status review process of reviewing approximately 25% of the permits issued annually
- Outreach Efforts
  - *Direct mailings to targeted landowners*
  - *Local informational meetings*
  - *Agronomist focus groups/meetings*
  - *One-on-one landowner/staff interactions*
  - *NM planning workshops*

# Certificate of Use

## ■ 2019

- *Mail letters to all producers*
  - *Approximately 300 known structures*
  - *Include application*
  - *Return application by November 1<sup>st</sup>, 2019 – waive application fees (??)*
- *Walk-ins and Voluntary Compliance*
- *Manure storage permit applicants with existing storages*
- *Complaints*

## ■ 2020 and beyond

- *Compliance process*
  - *Application fees required (??)*
- *Conversion of permits to certificate of use*



# Certificate of Use

- Review and issue certificates in order of application received
- Work with landowners/operators one-on-one to address site specific situations
- Outreach to engineering consultants and agronomists
- Once issued, conduct annual compliance checks on 25% of the active certificates



# Manure Storage Permits



- Review and issue as applications are submitted
- Update application for new requirements
- Outreach to engineering consultants
- Once issued, conduct status reviews for 25% of the permits annually



# Agricultural Performance Standards

- Farmland Preservation Program status reviews
  - *Follow current implementation process in ATPC 50*
- Complaint response
  - *Follow enforcement and cost-sharing processes in NR 151*
- Use implementation of Winter Spreading Permits and Certificate of Use to identify nutrient management planning needs
  - *Create prioritization for cost-sharing requirements*
  - *Issue formal offers of cost-sharing*
- Outreach
  - *Local informational meetings*
  - *Farmland Preservation Program status reviews*
  - *One-on-one landowner/staff interactions*



# Overarching Implementation

- Develop standard operating procedures for staff
- Create template letters and standardized applications
- Expand spatial data collection and management
- Update website with new procedures, forms and outreach materials
- Incorporate tracking and reporting into permitting procedures
- Ongoing education and outreach efforts



# Enforcement

- Phased-in, incentive-based approach for voluntary compliance and education
- Follow current stepped enforcement procedures
- Update and expand standard operating procedures, templates, checklists, etc. for new ordinance references and requirements
- Review and update as needed tracking of complaints, enforcement actions



# Fee Schedule

## Chapter 14 – Current

- Manure Storage Permit for construction of new or modification/expansion of existing
  - \$750 application fee
  - Fee waived for manure storage closure applications
- Winter Spreading Permit
  - \$50 application/renewal fee

## Chapter 49 – Considerations

- To be reviewed and set by LCC
- Considerations
  - Incentives to voluntarily comply
    - i.e. submit application before date to have fee waived
  - Hold fees the same for 2019
  - Update fees for 2020 and beyond
  - Scaled fees based on factors
    - i.e. animal units, acres, manure volumes??



# Discussion/Questions



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