



Dane County Planning & Development Zoning Division

March 6, 2024

MAIER FARM REAL ESTATE LLC
7085 SCHUMACHER RD
WAUNAKEE WI 53597

JOE SKALITZKY
SKALITZKY DRAINAGE, LLC
W8593 MICHEL LN
WATERLOO WI 53594

RE: Wetland Zoning Violations occurring near 7119 Schumacher Rd, Section 21, Town of Vienna
Parcel # 0909-212-8500-7 & 0909-212-8140-0

The Zoning Division of the Dane County Planning and Development Department is bringing attention that you, or persons acting on your behalf, had conducted prohibited activities within mapped wetland on your property in the southwest quadrant of the intersection of County Highway V and Schumacher Road.

A site inspection/meeting was held on February 20, 2024. It was observed that tiling had been installed in a field containing a mapped wetland and wetland indicators and a pump had been installed below ground in a low spot area containing wetland indicators adjacent to the Schumacher Road right-of-way.

Under Dane County Code of Ordinance section 11.09, any use not listed in sections 11.07 and 11.08 is prohibited. In addition, for purposes of wetland zoning, lands containing wetland indicators must be further evaluated prior to development, including the installation of tiling and pumping equipment. The installation of a pump and draining of a wetland is not a permitted use listed in sections 11.07 and 11.08.

This letter serves as notice that your property is in violation of the ordinance for a prohibited use within an inland-wetland.

You are hereby instructed to remove and cease all prohibited land uses on your property, or rezone the wetland or portion of the wetland by amendment of the Dane County Code of Ordinances in accordance with section 11.10. All corrective action shall comply with a Wisconsin Department of Natural Resources approved restoration plan as requested in their Notice of Non-Compliance dated February 12, 2024. Any land disturbing activity within a wetland or within 75 feet of a wetland also requires a shoreland erosion control permit from Dane County Land and Water Resources.

When corrected, please contact the Zoning Department at (608) 266-4266 so that the corrections can be verified.

If steps towards compliance are not pursued, further enforcement actions will commence including citations and a summons and complaint filed in Dane County Circuit Court.

Your cooperation is appreciated in this matter.

Sincerely,

Hans Hilbert
Assistant Zoning Administrator

County of Dane
608-266-4993
hilbert.hans@countyofdane.com

CC:
Allen Ramminger & Brian Cunningham, Wisconsin Department of Natural Resources
Jeremy Balousek & Jess Starks, Dane County Land and Water Resources