



Dane County

Minutes - Final Unless Amended by Committee

Land Conservation Committee

Thursday, February 16, 2017

7:00 PM

Lyman Anderson Agriculture Center
5201 Fen Oak Drive - Room A/B
Madison WI 53718

5201 Fen Oak Drive - Room A/B

A. Call To Order

Present: 5 - PATRICK DOWNING, CARL CHENOWETH, RAY RIPP, RICHARD KILMER and
SHELIA STUBBS

Excused: 1 - DANIELLE WILLIAMS

Absent: 1 - TIM KIEFER

*Supervisors KIEFER & WILLIAMS were not available at the beginning of the meeting
but were present as noted below.*

*Staff Present: Amy Callis, Kevin Connors, Laura Hicklin, Laurie Lambert, David Merritt,
Steven Ottelien, Kyle Whalley*

*Others Present: David Terrall (USDA/APHIS/Wildlife Services), Dea Larsen Converse
(Clean Lakes Alliance), Cory Brown (Ag Producer), Brian Brown (Ag Producer), Eric
Birschbach (Crop Consultant)*

Meeting called to order at 7:03 pm by Chair CHENOWETH

B. Consideration of Minutes

[2016](#)
[MIN-504](#) 1-19-17_LCC MINUTES

Attachments: [2016 MIN-504_1-19-17_LCC Minutes](#)

**A motion was made by DOWNING, seconded by KILMER, that the minutes of
January 19, 2017 be approved. The motion carried by the following vote: 5/0**

Ayes: 5 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KILMER and
Supervisor STUBBS

Excused: 1 - Supervisor WILLIAMS

Absent: 1 - Supervisor KIEFER

C. Fund Transfers - None**D. Referrals (Resolutions & Ordinance Amendments) - None****E. Items Requiring Committee Action****1. 2016 Claims Approvals - Dave Terrall, USDA APHIS**

David Terrall, Wildlife Specialist, USDA/APHIS/Wildlife Services updated the committee on the Dane County Wildlife Damage Program. Terrall presented the 2016 Wildlife Damage Claims correcting the Appraised Loss Total to \$904.22 and Payable Loss Total to \$404.22.

KEIFER arrived at 7:10 am

Present: 6 - PATRICK DOWNING, CARL CHENOWETH, RAY RIPP, TIM KIEFER, RICHARD KILMER and SHELIA STUBBS

Excused: 1 - DANIELLE WILLIAMS

[2016](#)
[ACT-557](#)

DANE CO 2016 CLAIM SUMMARY

Attachments: [2016 ACT-557 Dane Co 2016 Claim Summary](#)

**A motion was made by DOWNING, seconded by KILMER, to approve the 2016 Wildlife Damage Claims as corrected. The motion carried by the following vote:
6/0**

Ayes: 6 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER and Supervisor STUBBS

Excused: 1 - Supervisor WILLIAMS

2. 2016 Harvest Waiver Exemptions - Dave Terrall, USDA APHIS

There were no 2016 harvest waiver exemptions.

3. [2016](#)
[ACT-553](#)

2017 DANE COUNTY AVERAGE COSTS

Attachments: [2016 ACT-553 2017 ave cost](#)

Callis presented the 2017 Dane County Average Costs for approval.

A motion was made by KIEFER, seconded by KILMER, that this Action Item be approved. The motion carried by the following vote: 6/0

Ayes: 6 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER and Supervisor STUBBS

Excused: 1 - Supervisor WILLIAMS

4. [2016
ACT-549](#) APPROVAL OF COST SHARE AGREEMENTS

Attachments: [2016 ACT-549 C-S Agreements 2-16-17](#)

Callis presented the Cost Share Agreements for approval.

A motion was made by KIEFER, seconded by RIPP, that this Action Item be approved. The motion carried by the following vote: 6/0

Ayes: 6 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER and Supervisor STUBBS

Excused: 1 - Supervisor WILLIAMS

5. [2016
ACT-551](#) APPROVAL OF COST SHARE PAYMENTS

Attachments: [2016 ACT-551 C-S Payments 2-16-17](#)

A motion was made by STUBBS, seconded by DOWNING, that this Action Item be approved. The motion carried by the following vote: 6/0

Ayes: 6 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER and Supervisor STUBBS

Excused: 1 - Supervisor WILLIAMS

WILLIAMS arrived at 7:21 pm

Present: 7 - PATRICK DOWNING, CARL CHENOWETH, RAY RIPP, TIM KIEFER, RICHARD KILMER, SHELIA STUBBS and DANIELLE WILLIAMS

6. [2016
ACT-552](#) FARMLAND PRESERVATION CERTIFICATES OF COMPLIANCE

Attachments: [2016 ACT-552 FPP Approvals 2 16 17](#)

A motion was made by RIPP, seconded by STUBBS, that this Action Item be approved. The motion carried by the following vote: 7/0

Ayes: 7 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER, Supervisor STUBBS and Supervisor WILLIAMS

F. Presentations

1. Winter Spreading

CHENOWETH informed the committee the reason for amending the agenda to add winter spreading was the result of a tour of the county he made on Sunday, February 11, where he noticed large amounts of solid manure spread on cropland. Due to melting of snow, some of this manure was flowing off of cropland into road ditches and water channels. He believes the county ordinance is flawed as it does not include the application of solid manure.

CHENOWETH requested a report from staff on the current Dane County Winter Spreading Ordinance detailing how reviews of permits are completed.

Callis reported the Dane County Winter Spreading Ordinance was passed in 2005 and updated in 2014. The ordinance requires landowners who apply stored, pumpable liquid manure on snow-covered, frozen or ice-covered cropland to obtain a permit prior to application. Currently, there are 91 active winter spreading permits. Staff complete status reviews of 25% of issued permits each year and complete field reviews of all complaints reported to department. Since 2008, staff has completed 113 status reviews of which 10 violations were identified. Since 2008, staff have followed up on 45 winter spreading complaints of which 16 violations were identified. Callis informed the committee the nutrient management standard has been revised to include more stringent winter spreading requirements. Currently, the Wisconsin Department of Agriculture is going through the administrative process to approve the revised standard. Once approved, the county winter spreading ordinance will not include all of the requirements of the revised nutrient management standard.

Brian Brown, Ag Producer, Belleville, spoke in favor of the current ordinance. The ordinance provides producers rules to follow including maximum application rates and application setback requirements. The biggest challenge producers have is Mother Nature. A wet fall can result in a late harvest, resulting in manure applications in winter. Producers need the option to spread manure in the winter to manage costs and to assist in keeping animals clean.

Eric Birschbach, Crop Consultant, Verona, spoke in favor of the current ordinance. He sites the ordinance as a model for other counties at statewide meetings. He agrees weather can be a major challenge for Ag Producers when dealing with manure. He likes that the winter spreading maps with restrictions are developed by office staff for consistency and appreciates his working relation with Dane County staff.

KIEFER noted the number of violations to be only 2 to 3 per year. He is dissatisfied with the current ordinance as written because it is not accomplishing the goal of reducing 50% of phosphorus load from Lake Mendota due to the winter spreading of manure. He suggests the county develop a work group consisting of all stakeholders to pursue changes to the current ordinance. Updates to the ordinance needs to support the goal of reducing phosphorus to Lake Mendota and the right of dairy farmers to run their business profitably.

Cory Brown, Ag Producer, Belleville, stated most farmers are concerned with public perception. They are always looking for ways to improve there land for future generations. He would like to hear more about the positive changes producers have implemented to improve and protect the environment.

2. Community Manure Storage - LCD Staff

Callis presented a summary of two proposed options for a cost share program related to the community manure storage funding. The presentation is attached.

[2016](#) STORAGELCC_2-16-17
[PRES-151](#)

Attachments: [2016 PRES-151 StorageLCC 2-16-17](#)

G. Reports to Committee

Wisconsin Land + Water Conservation Association Updates

CHENOWETH provided an update on the WLWCA board meeting he attended:

- Annual conference is March 15, 16 & 17 in Elkhart Lake. Both staff and committee members are eligible to attend.
- New 590 (nutrient management standard) rule change
- UW-Extension reorganization
- Proposed DNR reorganization

STUBBS reported on the UW-Extension Committee meeting where the Dean of Extension spoke on staff reorganization and possible impacts to the county budget.

H. Announcements

Callis informed members of the Yahara Pride Watershed Conference on March 2nd in Deforest. The conference is free and registration can be done online at: yaharapridefarms.org

I. Future Meeting Items and Dates

1. Corrected 2017 LCC Meeting Schedule

The amended meeting schedule was presented. Next meeting will be Thursday, March 16, 2017 at 7:00 pm. Items to be included on the agenda include staff cost share proposal for the Community Manure Storage Program.

[2016](#) 2017LCCSCHEDULE AMENDED
[COM-011](#)

Attachments: [2016 COM-011 2017LCCScheduleAmended](#)

2. Legacy Sediment Tour

The Committee would like a tour of the Legacy Sediment project area in the summer, possibly for a July or August meeting.

J. Public Comment on Items not on the Agenda

None

K. Such Other Business as Allowed by Law

None

L. Adjourn

A motion was made by KIEFER, seconded by DOWNING, that this meeting be adjourned. The motion carried by the following vote: 7/0

Ayes: 7 - Supervisor DOWNING, Supervisor CHENOWETH, RIPP, Supervisor KIEFER, Supervisor KILMER, Supervisor STUBBS and Supervisor WILLIAMS

Meeting adjourned at 8:46 pm

Respectfully submitted by Steven Ottelien. Minutes subject to committee approval.