



POLK COUNTY, WISCONSIN

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Lisa Ross, County Clerk
100 Polk Plaza, Suite 110, Balsam Lake, WI 54810
Phone (715) 485-9226 Email: county.clerk@co.polk.wi.us

MINUTES

Environmental Services Committee

Government Center County Board Room
100 Polk County Plaza Balsam Lake, WI 54810
9:00 A.M. Wednesday, June 10, 2020

Member Attendance

Attendee Name	Title	Status
Kim O'Connell	Chair	Present
Tracy LaBlanc	Supervisor	Present
Doug Route	Supervisor	Present
Brad Olson	Vice Chair	Present
Lyle Doolittle	FSA Representative	Present

Also present were: Malia Malone, Corporation Counsel; Vince Netherland, County Administrator; Emil Norby, Highway Commissioner; Jason Kjeseth, Zoning Administrator; Ben Elfelt, Parks and Trails Coordinator; Mark Gossman, Forester; Bob Kazmierski, Environmental Services Division Director; Chris Nelson, County Board Chairman, members of the public; and press.

Meeting called to order by Chair O'Connell at 9:05 a.m.

Approval of Agenda- Chair O'Connell called for a motion to approve the agenda, stipulating that the Forestry section be moved ahead of the Parks and Trails section. **Motion** (Olson/LaBlanc) to approve the agenda, carried by unanimous voice vote.

Approval of Minutes – Chair O'Connell called for a motion to approve the minutes of the May 27, 2020 meeting. **Motion** (Olson/Route) to approve the minutes of the May 27, 2020 meeting as published, carried by unanimous voice vote.

1. **Public Comment** – Public Comments – *Because of the nature of this virtual meeting, there will not be an option for public comment; however, members of the public who would like to make a written comment prior to the meeting may email their comments to: countyclerk@co.polk.wi.us You may also mail in comments to the topics, however they may not be received and provided to the Supervisors by the date of the meeting.*

The mailing address is:

POLK COUNTY GOVERNMENT CENTER
100 POLK PLAZA, STE. 110

2. **Receipt of Information from Supervisors not seated as Committee Members on Matters Noticed** – Supervisors Fran Duncanson, Amy Middleton and Steve Warndahl sited safety concerns, displacing users and tax dollars spent regarding the Stower Trail Master

Planning process. Supervisor Duncanson also had concerns on the CAFO conditional use permits. A request for an application fee of \$10,000 was suggested to fully compensate for any legal and any mitigation expenses that may be incurred by the County. Also if an Administrative Escrow account or performance bond could be established. She asked if a new ordinance would be easier to enforce than the CUP.

3. Tax Delinquent Properties (Emil Norby)

- a. Review of the bids for three lots put up on the last auction which closed on June 9th. Parcel #1 received a high bid of 65,000. #2 received a high bid of \$2850 and #3 received a high bid of 46,500. **Motion** (LaBlanc/Route) to approve all high bids, carried by unanimous voice vote.

4. Forestry (Mark Gossman)

- a. Mark passed out copies of Chapter 2000 and 4000 for the 15 year Forestry Plan. A full copy of the 15 year Forestry Plan will be posted on the Polk County Website. Forster Gossman will be taking public comments through emails through July 14th when he will be hosting an Open House from 5-7p.m.

Break: Chair O'Connell called for recess at 9:40-9:55 a.m.

5. Parks, Recreation, Trails, and Dams (Ben Elfelt)

- a. Review of Video and written testimony from June 2nd and 3rd Public Hearing of Stower Seven Lakes Trail Master Plan

Break: Chair O'Connell called for recess at 11:05-11:25 a.m. (technical difficulties)

- b. Decision to review of Stower Seven Lakes Trail input including public emails will be brought back to committee for discussion and possible recommendation at the next ESC meeting, scheduled for June 24th 2020.
- c. Todd Miller submitted a request for the Committee to approve an event permit application for the Polk County Snowmobile Council Nonprofit ATV ride on the Gandy Dancer State Trail, August 22nd 2020. There were no conflicting events on that day. **Motion** (Route/Olson) to approve, carried by unanimous voice vote.

6. Zoning and Land Information (Jason Kjeseth)

a. Kjeseth reviewed the newest Draft Swine CAFO Conditional Use Permit conditions. Questions were asked about a performance bond which Corp. Council stated per Wisconsin Administrative Code ATCP 51.30(4) (b, the requirement of a performance bond is expressly prohibited. Also, an application fee must be justifiable, accounting for staff time used in creating the permit. Health and Human services would like an initial base-line study done for air quality. Chris Nelson handed out a draft ordinance from Town of Eureka. Chairman Nelson offered to fill Supervisor Edgell's position until someone can be appointed at the next County Board meeting. Supervisor Route gave his intention to pursue a resolution to create a County Ordinance. Motion (Olson/Nelson) to approve the current draft as proposed and to set a Public Hearing. Carried with 5 in favor -1 opposed. (Route) The Public Hearing will be scheduled for July 8th at 10:00 a.m. Comments will be restricted to 3 minutes each.

7. Environmental Services Division (Bob Kazmierski)

- a. Annual reports postponed until June 24th meeting
- b. 2021 Budget Development Calendar postponed for review at the July 22nd meeting.

Divisional Form of Government update-none

Committee Calendar & Identification of Subject Matters for Upcoming Meetings

AGENDA ITEMS: JUNE 24, 2020 9:00 A.M.

ITEMS TO INCLUDE ON AGENDA:

Tax delinquent properties: Updates on other tax delinquent properties/sales

Parks, Recreation, Trails and Dams: Consideration of Stower Seven Lakes Trail Master Plan recommendation to County Board. Update on Trail Advisory Group

Forestry: None

Zoning & Land Information: Health and Human services input on CUP, Update on Public Hearing

Divisional Form of Government: Annual reports, BOA applicants

Chairman O'Connell called for a motion to adjourn. **Motion** (Nelson/ Olson) to adjourn, carried by unanimous voice vote. Chair O'Connell declared meeting adjourned at 12:15 p.m.

Respectfully submitted,

Carol Zygowicz
LWRD Administrative Assistant



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AGENDA AND NOTICE OF MEETING

ENVIRONMENTAL SERVICES COMMITTEE

Government Center, 100 Polk County Plaza, Balsam Lake, WI 54810

County Board Room

Wednesday, June 10, 2020 at 9:00 a.m.

A quorum of the County Board may be present

Webex Virtual Meeting Info:

Meeting Number (access code): **968 663 581**

Password: **ESmeeting1**

➤ Join Online: <https://polkwi.webex.com>

➤ Join by Phone: 1-408-418-9388

1. Call to Order – Chairperson Kim O’Connell
2. Approval of Agenda
3. Approval of minutes for May 27, 2020
4. Public Comments – *Because of the nature of this virtual meeting, there will not be an option for public comment; however, members of the public who would like to make a written comment prior to the meeting may email their comments to: countyclerk@co.polk.wi.us You may also mail in comments to the topics, however they may not be received and provided to the Supervisors by the date of the meeting. The mailing address is:*

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100 POLK PLAZA, STE. 110
BALSAM LAKE, WI 54810**
5. Disclosure of Committee Member Conflicts of Interest regarding matters noticed on this agenda
6. Receipt of Information on Matters Noticed from Supervisors not Seated as Committee Members
7. Tax Delinquent Properties (Emil Norby)
 - a. Update Regarding Tax Delinquent Property
8. Parks, Recreation and Trails, and Dams (Ben Elfelt)
 - a. Review of Video and written testimony from June 2nd and 3rd Public Hearing of Stower Seven Lakes Trail Master Plan
 - b. Consideration of recommendations of Stower Seven Lakes Trail Master Plan to County Board
 - c. “Consideration of event permit application for the Polk County Snowmobile Council Nonprofit ATV ride on the Gandy Dancer State Trail, August 22nd 2020.”
9. Forestry (Mark Gossman)
 - a. Chapter 2000-4000 for the 15 year Forestry Plan
10. Zoning and Land Information (Jason Kjeseth)
 - a. Consideration of Draft Swine CAFO Conditional Use Permit conditions
 - b. Consideration of setting Public Hearing for CAFO Conditional Use Permit
12. Environmental Services Division
 - a. Annual reports
 - b. 2021 Budget Development Calendar
 - c. Committee Calendar and Identification of Subject Matters for Upcoming Meetings
 - d. Adjourn

Items on the agenda not necessarily presented in the order listed. This meeting is open to the public according to Wisconsin State Statute 19.83. Persons with disabilities wishing to attend and/or participate are asked to notify the County Clerk’s office (715-485-9226) at least 24 hours in advance of the scheduled meeting time so all reasonable accommodations can be made. Requests are confidential.

Stower Seven Lakes State Trail Masterplan

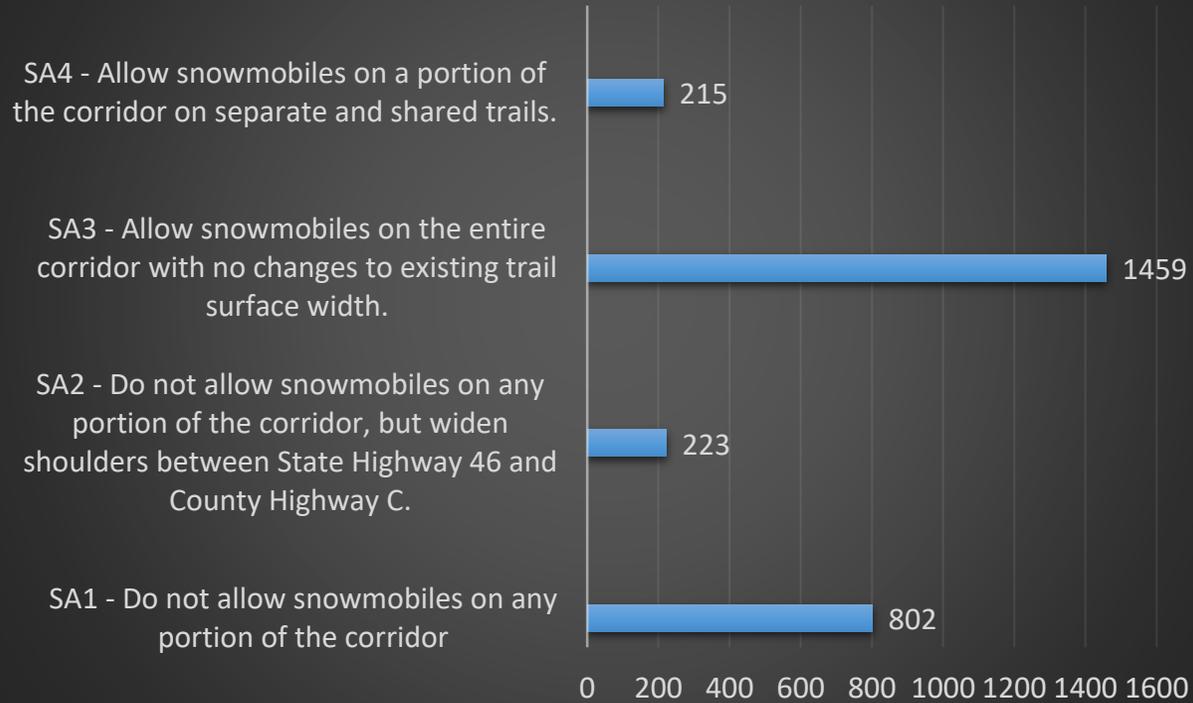
Review of Public Comment

April 15th, 2020

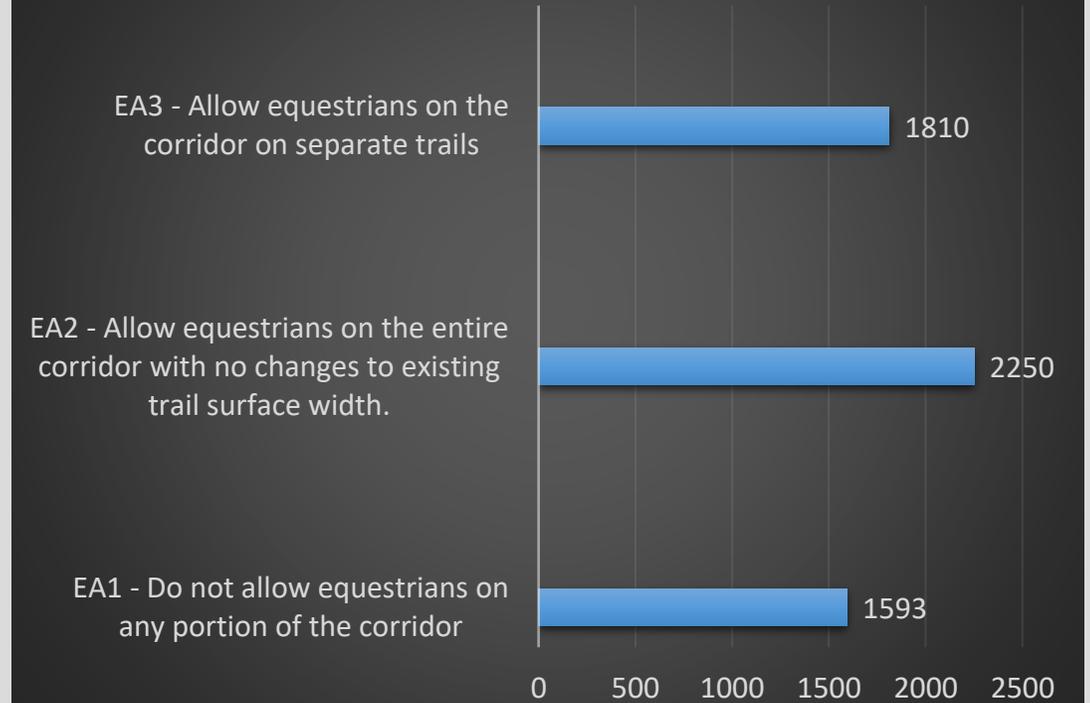
Survey Monkey Results

5,496 Surveys

Snowmobile Alternatives



Equestrian Alternatives

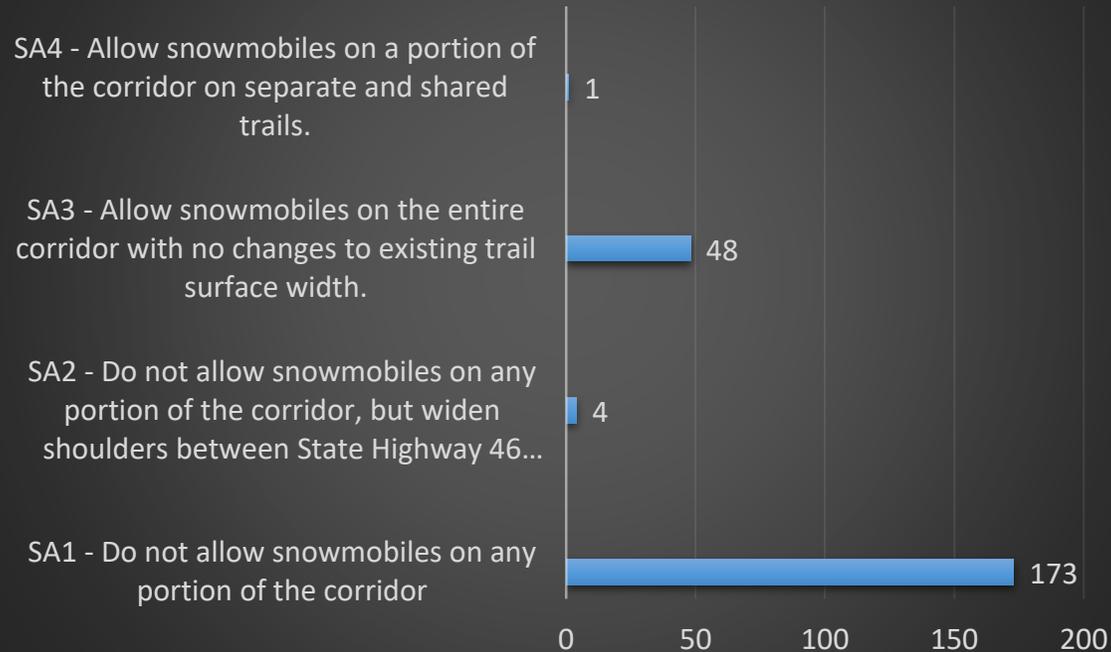


Public Comment

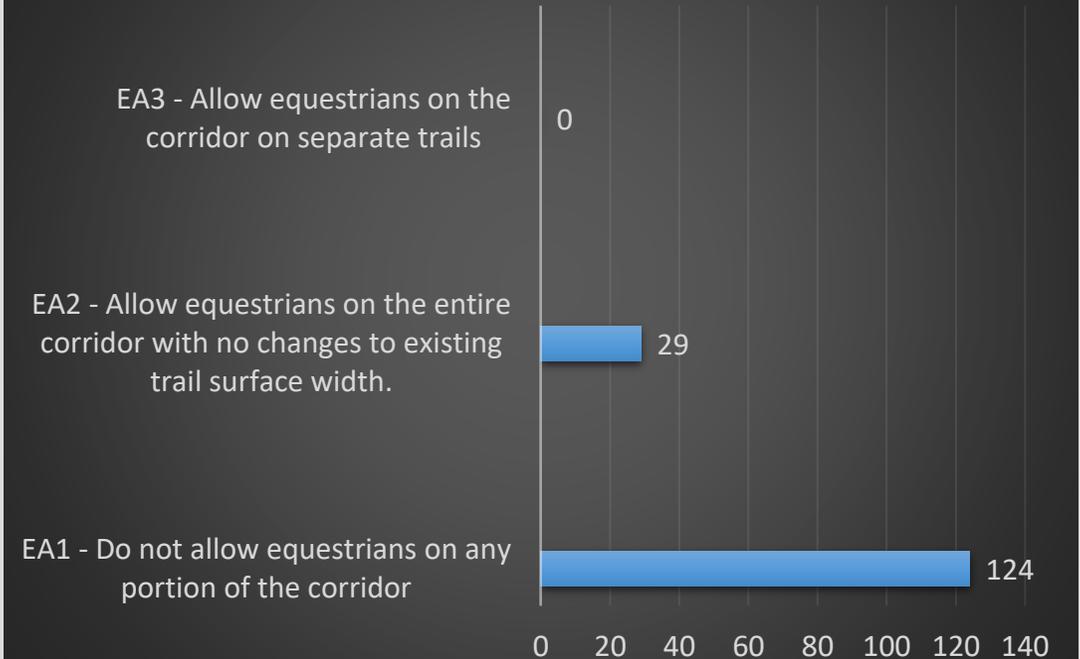
- Email Submission Results

- Tallied comments and provided data in a chart of “in favor of” each alternative (there was a point given for each alternative mentioned in any given comment)

Snowmobile Alternatives



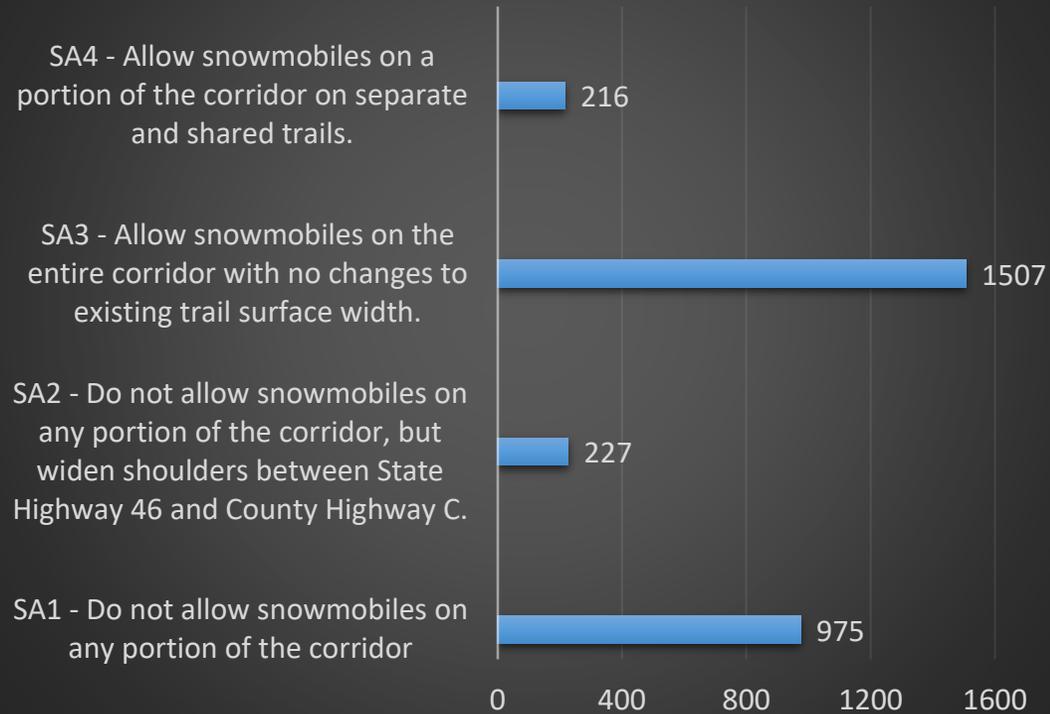
Equestrian Alternatives



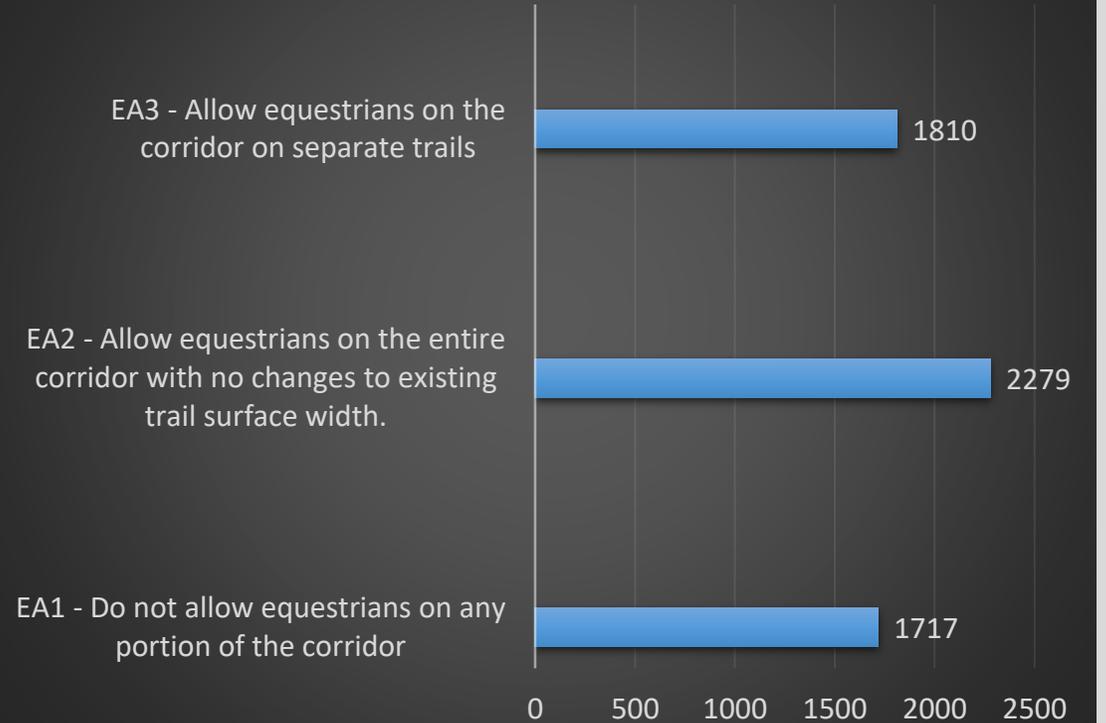
Totals

Survey Monkey & Public Comment

Snowmobile Alternatives



Equestrian Alternatives



CHAPTER 2000

- Summary of Harvest Plan next 15 years
- Summary of Equipment needed next 15 years
- Summary of Past Accomplishments from 1996 to present

CHAPTER 3000

- Chapter not utilized by Polk County Forest due to the geographic blocking of the Forest.

CHAPTER 4000

PUBLIC COMMENT PROCESS OF 15 YEAR PLAN/FUTURE

Polk County's public participation process includes the following:

- Completing an update to the 2006-2020 Polk County Forest Comprehensive Land use Plan in conjunction with the Environmental Services Committee. The process began in December 2019 and the Environmental Services Committee approved the draft form on June 10, 2020.
- Posting the draft plan on the Polk County Forest Web page for 30 days beginning June 11, 2020.
- Conducting an open house to facilitate public input-July 14, 5pm-7pm.
- Revision of the draft plan in consideration to public comments July.
- Review Comments with Committee on July 22 and approve resolution.
- County Board approval August 18.
- Wisconsin DNR approval September to October 2020.
- January 1, 2021 Plan becomes effective.

CAFO provisions of Polk County Comprehensive Land Use Ordinance

Text=Proposed

Section 10.2-Article 2 Definitions

“ANIMAL LOT” means a feedlot, barnyard or other outdoor facility where livestock are concentrated for feeding or other purposes. “Animal lot” does not include a pasture or winter grazing area.

“ANIMAL UNIT” means a unit of measure used to determine the total number of single animal types or combination of animal types, as specified in s. NR 243.11 and NR 243.05, that are at an animal feeding operation.

“SWINE CONCENTRATED ANIMAL FEEDING OPERATION (CAFO)” means a swine feeding operation with 1000 animal units or more.

Section 10.4.6 AGRICULTURAL 20 DISTRICT (A-2)

C) CONDITIONAL USES

1) All Conditional Uses in A-1

2) Swine Concentrated Animal Feeding Operation provided they comply with the following criteria:

- a. Shall have a Nutrient Management Plan for all lands in total farming operation, and must ensure land base is sufficient to handle waste produced annually
- b. Farm entrance must be at least 100 feet from a nonfarm residential driveway
- c. Operation shall comply with all other state, federal, and all other legal local regulations pertaining to livestock facilities.
- d. Shall obtain approval from Town prior to hauling of any overweight loads during spring break up period. (road ban period)
- e. Shall have no discharge from animal lots, high moisture feed storage, or waste storage areas into navigable waters or mapped wetlands
- f. All waste storage structures, including manure storage, shall be at least 200 feet from the nearest property line.
- g. All livestock on premise shall be counted towards total animal units.

- h. All buildings housing livestock and feed storage, with 1000 animal units or more, shall have a minimum setback of 200 feet from the nearest property line.
- i. Shall provide 24 hour contact number for DNR and owner/operator in case of a spill.
- j. Shall notify their Town Chairperson, County Land and Water Resources and Land Information Department, and DNR within 24 hours of a spill. Upon receiving notification of a spill, the County shall publish a notice in the official County newspaper for one week and also provide the notice on the County website.
- k. Shall provide a mortality management plan for any deceased animals onsite. (i.e.composting, rendering, incinerating)
- l. Polk County Land Information Department, Land and Water Resources Department, and Town Chairperson shall receive a copy of all current DNR and DATCP permits, violations, and nutrient management plans yearly.
- m. Applicant shall disclose any previous livestock facility violations. (owners or parent company)
- n. Shall comply with Polk County Manure and Water Quality Management Ordinance.
- o. Any suspected case of an environmental or human health hazard, shall be referred to the Polk County Health Department and the appropriate follow-up will occur based on public health statutory requirements.
- p. Farm owner or operator must live within 5 miles of the farm
- q. Professionally designed and drafted plans of the main facility shall be submitted with the conditional use permit application.
- r. A performance bond, in a form acceptable to the department, in an amount of \$20,000 shall be provided for the life of the facility.