

**PROCEEDINGS OF THE BROWN COUNTY
LAND CONSERVATION SUBCOMMITTEE**

Pursuant to Section 18.94 Wis. Stats., a regular meeting of the **Brown County Land Conservation Subcommittee** was held on Monday, September 26, 2016 in Room 116, UW Extension, 1150 Bellevue Street, Wisconsin.

Present: Supervisors Norbert Dantine, Bernie Erickson, Dave Kaster, Dave Landwehr, Tom Sieber,
Absent: Citizen Rep Jeff Ronsman
Also Present: County Conservationist Mike Mushinski, Assistant County Conservationist Jon Bechle and other interested parties.

**Audio of the meeting is available by contacting the County Board office (920) 448-4015.*

I. **Call Meeting to Order.**

The meeting was called to order by Chairman Dantine at 6:00 p.m.

II. **Approve/Modify Agenda.**

Motion made by Supervisor Kaster, seconded by Supervisor Landwehr to approve. Vote taken.

MOTION CARRIED UNANIMOUSLY

III. **Approve/Modify Minutes of August 22, 2016.**

Motion made by Supervisor Erickson, seconded by Supervisor Sieber to approve. Vote taken.

MOTION CARRIED UNANIMOUSLY

Comments from the Public None.

1. **Departmental Openings Summary.**

County Conservationist Mike Mushinski informed that the same Agronomist position was open, it looked promising for 2017 to have this position on staff.

Motion made by Supervisor Sieber, seconded by Supervisor Kaster to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY

2. **Land Conservation Budget Status Financial Report for August 2016 (unaudited).**

Motion made by Supervisor Erickson, seconded by Supervisor Kaster to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

3. **Approval of Land & Water Resource Management Plan - *provided in August.***

Mushinski informed that no one showed up to the Public Hearing held prior to this meeting. This had to go before the January County Board for approval as it went before DATCP in December for approval.

Motion made by Supervisor Sieber, seconded by Supervisor Landwehr to approve and forward to the January County Board. Vote taken. MOTION CARRIED UNANIMOUSLY

4. **Director's Report:**

a. **Manure spreading in Village of Bellevue.**

Kaster informed it was already being spread. Asst County Conservationist Jon Bechle stated Kaster was right, near the end of August there was spreading and complaints. Their office

received a complaint from a nearby homeowner. All farmers were required to follow a nutrient management plan and there were restrictions and setbacks in the plan; that was the first thing they looked at. Staff from their department went out, looked at the field and observed the applications. There was a stream of waterway that went through and the homeowner was concerned, they had a private well. They looked at the maps that were provided by the farm. His well was not identified on the maps. The setback/separation from the well requirement was 100'. It was measured off and it was in excess of 100'. Even though it wasn't on the map, the restriction was adhered to. They looked at the stream; there were setbacks from that as well. They did not apply manure and that was the setback requirement that manure was not applied. They did work the field but the manure was surfaced applied so they had tankers out there. The manure was applied on the surface and they went back and incorporated it, they worked the field after that. It had been planted; it was in alfalfa now so it was cleared about three or four weeks ago. They did receive complaints and they did the follow up. There were complaints about the odor and traffic and they were not within the nutrient management end of it but were public health or nuisance type issues. Mushinski informed that one of the accusations were that there was human waste in it too. They did follow-up with the farm that it came from and there was no human waste mixed into the lagoon. Kaster interjected that there could be. Mushinski stated that the farm stated there was not, which they checked into. Some of the correspondence they just got from DATCP too was that it was not allowable to be in Grade A or B. Whether the hauler did it per the accusation, they don't know, that would be the next check. The farm was one entity, the hauler was the other. The farm contracted with the hauler to haul manure. They hadn't been able to verify there had been human waste spread there.

Kaster informed it was complicated because someone else owned the land from where the waste was coming and someone else was hauling it. Dantine and Landwehr believed that was pretty common. Kaster added that there was another area behind Costco that was of concern. It did say in the 590 that the plan had to abide by local laws also so they were looking at coming up with a law that was more restrictive where they couldn't spread in certain areas. They could spread again 30 days after the first time and then again 45 days later. Mushinski informed that according to the nutrient management plan they were going to be able to put on so many gallons a year so they may be split or one time applications.

Mushinski informed that Kewaunee County did implement irrigation bans, they found out the Town of Scott did also. In Kewaunee County the Town of Lincoln, Montpelier, Ahnapee and West Kewaunee all had bans on spray irrigating manure. Bechle informed there was a request by Ponderosa Dairy to have some fields approved for spray irrigation under their last permit. It was on Kewaunee County fields, closest to the dairy. They do operate some lands in Brown County. These townships banned spray irrigation, not spreading it. Kewaunee told Mushinski that they were able to ban spreading because it was linked to public health with the groundwater.

Sieber believed the townships that did the ban on the irrigation spreading were on the karst region and Bellevue wasn't in that area. His district had 10-12 farms in it and the solution was having them monitor farms within the City of Green because no one was doing it there and Suamico was shortly thereafter. He remembered the conversation being that they moved there so they had to deal with it. His backyard butted up to a corn field and they spread manure on there. If they followed the rules, so be it. Farms were there long before Costco and Target; he wasn't sure where the conversation was going. He was sticking with what they came up with a few years ago and wouldn't support anything heavier if it was a County Board decision. Mushinski stated it would be a local Bellevue decision.

It was Landwehr's understanding that Land Cons ability to enforce or such would only be up to

what the county's codes would be. If the village did something different, that was the villages deal and let them enforce that. Mushinski agreed unless they had an agreement that they had the relationship that they would go out and enforce those types of regulations.

**Motion made by Supervisor Erickson, seconded by Supervisor Landwehr to receive and place on file.
Vote taken. MOTION CARRIED UNANIMOUSLY**

Other

5. **Such Other Matters as Authorized by Law. None.**

6. **Adjourn.**

**Motion made by Supervisor Sieber, seconded by Supervisor Landwehr to adjourn at 6:13 p.m. Vote Taken.
MOTION CARRIED UNANIMOUSLY.**

Respectfully submitted,

Alicia A. Loehlein
Recording Secretary