

SHEBOYGAN COUNTY RESOLUTION NO. 04 (2014/15)

Re: **Authorizing Wetland Mitigation Site and Wetland Mitigation Bank Sponsorship**

WHEREAS, from time to time, Sheboygan County, in exercising its road construction or other public improvement functions, may need to discharge dredged material or fill material into a wetland which requires a wetland permit issued by the Wisconsin Department of Natural Resources (DNR) pursuant to Wis. Stat. § 281.36, and

WHEREAS, one of the requirements for being issued a wetland permit is that the applicant must engage in a wetland mitigation program established by the DNR by means of either purchasing credits from a mitigation bank or participating in the DNR's "in lieu of fee" subprogram, completing mitigation within the same wetland, or completing mitigation within a permittee-responsible mitigation site, and

WHEREAS, it would be advantageous to the County to sponsor its own permittee-responsible wetland mitigation site and purchase from itself credits within a specifically designated and eligible parcel of County-owned property; to wit, the ten- (10-) acre parcel with legal description as follows, and as depicted on the map attached hereto as **Exhibit A**, and which is on file with the County Clerk:

The North 660' of the West 660' of the NW 1/4 of the SE 1/4, Section 20, Town 14 North, Range 23 East, Town of Wilson, Sheboygan County, Wisconsin

WHEREAS, it would also be advantageous to the County to sell credits from its own wetland mitigation site to other entities if space is available, and particularly to Sheboygan County businesses or non-profits that may also need to purchase credits, and

WHEREAS, it may be in the County's best long-term interests to create and use its own mitigation bank program if the land for such a program can be obtained on favorable terms;

NOW, THEREFORE, BE IT RESOLVED that the Sheboygan County Board authorizes and directs the Planning and Conservation Department to apply to the DNR to sponsor a wetland mitigation site pursuant to Wis. Stat. § 281.36 utilizing the County property as described above and as depicted on **Exhibit A**, to restrict the future use of said property through granting a conservation easement to the DNR under such restrictions as are required by the DNR, and to administer the same if sponsorship is approved under the requirements of law and with the oversight of the Planning, Resources, Agriculture, and Extension Committee.

BE IT FURTHER RESOLVED that the County Administrator and Planning and Conservation Director are authorized to sign any sponsorship applications and administration documents, and the County Board Chairperson and County Clerk are authorized to sign any required easement to the DNR with respect to said property.

BE IT FURTHER RESOLVED that the County Administrator and Planning and Conservation Department are authorized and directed to seek other opportunities to identify existing

County-owned land or non-owned land for a wetland mitigation bank program sponsored by Sheboygan County, provided any subsequent program is established subject to terms approved by the Sheboygan County Board.

Respectfully submitted this 20th day of May, 2014.

**PLANNING, RESOURCES, AGRICULTURE,
AND EXTENSION COMMITTEE***

Keith Abler

Keith Abler, Chairperson

Fran Damp

Fran Damp, Vice-Chairperson

Libby Ogea

Libby Ogea, Secretary

James Baumgart

James Baumgart

Edward J. Procek

Edward J. Procek

Opposed to Introduction:

*County Board Members signing only

ADOPTED 06.17.2014