

Oconto County Animal Waste Management Ordinance

CHAPTER 18

PUBLIC HEALTH, SAFETY, WELFARE AND PROTECTION

18.100 ANIMAL WASTE MANAGEMENT ORDINANCE

18.101 INTRODUCTION

18.102 AUTHORITY.

This Chapter is adopted under Wis. Stat., 59.02, 59.03, 59.70(20) 92.15 and 92.16 of the Wisconsin Statutes. The title of this ordinance is **“Oconto County Animal Waste Management Ordinance.”** It regulates design, construction, maintenance and abandonment of animal waste storage facilities, animal feedlots, nutrient management, silo seepage and abandoned feed piles.

18.103 DECLARATION OF POLICY.

- (1) The Oconto County Board of Supervisors finds this ordinance is designed to protect and promote our agricultural industry and also to promote and enhance the water quality, aesthetic conditions, and general welfare of the people and communities within Oconto County.
- (2) The County of Oconto permits properly conducted agricultural operations within the county. Owners of property included within areas zoned for agricultural use or adjacent to such areas should expect that they will be subject to conditions arising from such agricultural operations. Conditions may include, but are not limited to exposure to: noise, lights; fumes; dust; smoke; insects; chemicals; machinery operations, including aircraft during any hour of day or night; storage and land application of manure; and application by spraying or other means chemical pesticides, fertilizers and other soil amendments. The conditions described may occur as a result of any agricultural operation which is in conformance with accepted customs, standards, laws and regulations. Residents in and adjacent to agricultural areas must accept such conditions as a normal and necessary aspect of living in an area with a strong rural character and an active agricultural sector. Oconto County has established the Land Conservation Department to assist in the resolution of any animal waste management disputes, which might arise between residents of the county regarding agricultural operations.

Oconto County Animal Waste Management Ordinance

18.104 INTENT.

- (1) The intent of the ordinance is to protect the groundwater and surface water resources of Oconto County by regulating
- I. Permitting of Storage Facilities
 - II. Nutrient Management practices
 - III. Enforcement of the following prohibitions:
 - a. No overflow of manure storage structures
 - b. No unconfined manure stacking (piling) within water quality management areas (adjacent to stream banks, lakeshores, and in drainage channels.)
 - c. No direct runoff from feedlots or stored manure to waters of the state.
 - d. No unlimited livestock access to waters of the state where high concentrations of animals prevent adequate sod cover maintenance.
 - IV. Permit new and expanding feedlots
 - V. Required removal of feed piles.

18.105 INTERPRETATION.

- (1) In its interpretation and application, the provisions of this ordinance shall be held to be minimum requirements and shall be liberally construed in favor of Oconto County, and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes.

18.106 SEVERABILITY CLAUSE.

- (1) If any section, provision or portion of this ordinance is ruled invalid by a court, the remainder of the ordinance shall not for that reason be rendered ineffective.

18.107 DEFINITIONS.

- (1) Abandonment: A livestock waste storage facility no longer being used for its intended purpose, and no longer receiving animal wastes, has not received any animal wastes for a period of two years and, based on available evidence, will not receive animal wastes from an active livestock operation within the next six months.

Oconto County Animal Waste Management Ordinance

- 1 (2) Abandoned Feed Piles. Piles of animal feed that are not used in two years
2 from harvest. May include, but not limited to, silage or grain piles and
3 bale forage which is not protected from deterioration and decomposition.
4 Feed sealed or roofed will not have to comply with this ordinance.
5
- 6 (3) Silo Runoff: Concentrated seepage from stored ensiled hay, corn or other
7 crops and crop by products.
8
- 9 (4) Animal Waste: Livestock excreta and other materials such as bedding,
10 soil, hair, feathers, other organic waste, and rain or other contaminated
11 water.
12
- 13 (5) Animal waste storage facility: Concrete, steel, earthen or otherwise
14 fabricated containment structure used for temporary storage of animal
15 manure or other organic waste. This definition covers facilities relating to
16 components of a planned agricultural waste management system. Refers
17 to all components of a system to transfer material from the source to a
18 storage facility, treatment facility, or loading area. However, it does not
19 apply to conveyance systems using equipment such as barn cleaners, alley
20 scrapers, or belts for moving manure in the housing facility to the
21 reception pit, pump, channel or conduit.
22
- 23 (6) Animal Unit: Single animal types or combination of animal types, which
24 are fed, confined, maintained or stabled in an animal feeding operation.
25 For the purpose of this Chapter, one animal unit is equivalent to 1000
26 pounds of livestock live weight. For numbers of specific species which
27 constitute an animal unit, see NRCS Standard 243.
28
- 29 (7) Animal Feedlot: A lot, building or combination of lots and buildings
30 intended for the confined feeding, breeding, raising, or holding of animals
31 specifically designed as a confinement area in which manure may
32 accumulate or where the concentration of animals is such that a vegetative
33 cover cannot be maintained within the enclosure. For purposes of these
34 parts, open lots used for the feeding and rearing of poultry (poultry ranges)
35 shall be considered to be animal feedlots. Pastures shall not be considered
36 animal feedlots under these parts. New animal feedlots are those that are
37 established after the effective date of this ordinance.
38
- 39 (8) Applicant: Any person who applies for a permit under the ordinance.
40
- 41 (9) Land Conservation Division, Land & Water Resources Department of
42 Oconto County. The administering authority of this ordinance.
43
- 44 (10) Land Conservation Sub-committee: An operating committee of the Oconto
45 County Board of Supervisors.
46

Oconto County Animal Waste Management Ordinance

- 1 (11) Nutrient Management Plan (590): A plan developed by or for agricultural
2 land operators that outlines the management and crediting of nutrients
3 from all sources, including legumes, manure and soil reserves for the
4 application of manure and commercial fertilizers generally to the limit of
5 nutrient withdrawal by growing crops. Management includes the rate,
6 method and timing of the application of all sources of nutrients to
7 minimize the amount of nutrients entering surface and groundwater. This
8 practice includes manure nutrient testing and routine soil testing.
9
- 10 (12) Pasture: Land with uniform cover of grasses or legumes or corn stalk used
11 as grazed forage for livestock.
12
- 13 (13) Permit: The signed, written statement issued by the Oconto County Land
14 Conservation Division under this ordinance authorizing the applicant to
15 construct install, reconstruct, enlarge or substantially alter or abandon an
16 animal waste storage facility or animal feedlot.
17
- 18 (14) Permittee: Any person to whom a permit is issued under this ordinance
19
- 20 (15) Person: Any individual, corporation, partnership, joint venture, agency,
21 unincorporated association, Municipal Corporation, county or state agency
22 within Wisconsin, the federal government or any combination thereof.
23
- 24 (16) Technical Guide: The United States Department of Agriculture
25 (U.S.D.A.) Natural Resources Conservation Service Field Office
26 Technical Guide that is currently in effect and as amended from time to
27 time.
28
- 29 (17) Waters of the State: Those portions of Lake Michigan and Lake Superior
30 within the boundaries of Wisconsin and all lakes, bays rivers, streams,
31 springs, ponds, wells, impounding reservoirs, marshes, water courses,
32 drainage systems and other surface water and groundwater, natural or
33 artificial, public or private within the state or its jurisdiction as defined in
34 Section 147.015(20) of the Wisconsin Statutes.
35
- 36 (18) Water Quality Management Area: The area within 1,000 ft. from the
37 ordinary high-water mark of navigable waters mark that consists of a lake,
38 pond or flowage, except that, for navigable water that is a glacial pothole
39 lake the term means the area within 1,000 feet from the high-water mark
40 of the lake; the area within 300 feet from the ordinary high-water mark of
41 navigable waters that consist of a river or stream, and a site that is
42 susceptible to groundwater contamination, or that has the potential to be a
43 direct conduit for contamination to reach groundwater.
44
45
46

Oconto County Animal Waste Management Ordinance

1 **18.108 JURISDICTION.**

- 2
3 (1) This ordinance shall apply to the entire geographical area of Oconto
4 County.
5

6 **18.109 TECHNICAL ASSISTANCE**

- 7
8 (1) Land Conservation Division staff shall provide, to the extent available,
9 technical advice to Oconto County landowners and agricultural operators for
10 the planning, designing, and installation of facilities and practices required
11 under this ordinance to protect surface and ground water quality.
12

- 13 (2) Private consultants and engineers may also be employed by landowners and
14 agricultural operators for technical assistance. All plans developed are subject
15 to approval and permitting by the Land Conservation Division prior to any
16 implementation.
17

18 **18.110 ADMINISTRATION.**

- 19
20 (1) Delegation of Authority. Oconto County hereby designates the Oconto
21 County Land Conservation Division to administer and the Oconto County
22 Land Conservation Division and the Oconto County Zoning Division
23 enforcement technician to enforce this ordinance.
24

- 25 (2) Administrative Duties. In the administration of this ordinance, the County
26 Land Conservation Division shall:
27

- 28 (a) Keep an accurate record of all permit applications, animal waste
29 facility plans, animal feedlot plans, animal waste storage facility
30 abandonment plans, permits issued, inspections made, and other
31 official actions.
32

- 33 (b) Review permit applications and issue permits in accordance with
34 Section 18.110
35

- 36 (c) Inspect animal waste facility and animal feedlot construction and
37 animal waste facility abandonment to insure the facility is being
38 constructed according to plan specifications.
39

- 40 (d) Investigate complaints relating to compliance with this ordinance,
41 and refer violations to the Zoning Division enforcement technician
42 for citation and enforcement action.
43

- 44 (e) Monitor the adequacy of manure storage systems including
45 compliance with nutrient management plans.
46

Oconto County Animal Waste Management Ordinance

1 (f) Perform other duties as specified in this ordinance.
2

- 3 (3) Inspection Authority. Employees of the Oconto County Land
4 Conservation Division and enforcement technicians of the Oconto County
5 Zoning Division are authorized to enter upon any lands affected by this
6 ordinance to inspect the land prior to or after permit issuance to determine
7 compliance with this ordinance. If permission cannot be received from the
8 applicant or permittee, entry by the Oconto County Land Conservation
9 Division shall be according to Sections 66.0119 Wisconsin Statutes.

10
11 18.111 **APPLICATION FOR AND ISSUANCE OF PERMITS.**

- 12
13 (1) Permit Required.

14
15 (a) No Animal Waste Storage Facility or parts thereof may be located
16 installed, moved, reconstructed, extended, enlarged, converted,
17 substantially altered or its use changed, including abandonment,
18 without an animal waste management permit as provided in this
19 ordinance, and without compliance with the provisions of this
20 ordinance, and without compliance with Natural Resources
21 Conservation Service Technical Guide Tech. Standard 313 as
22 adopted as part of this ordinance.

23
24 (b) Animal feedlots that exceed the prohibitions in Section 18.104 of
25 this ordinance, or do not meet the standards in Section 18.111 of
26 the Oconto County Code, or receive a notice of discharge under
27 Ch. 283 Wis. Statutes, or which exceed 10 Animal Units, and/or
28 exceed 10,000 square feet in area shall obtain an animal waste
29 management permit as provided in this ordinance.

30
31 (c) The requirements of this ordinance shall be in addition to any
32 other ordinance regulating animal waste management, within the
33 boundaries of Oconto County.

- 34
35 (2) Emergency Repairs. Emergency repairs such as repairing broken pipe or
36 equipment, leaking dikes or the removal of stoppages may be performed
37 without an animal waste storage facility permit. Such work will be
38 reported to the Land Conservation Division as soon as possible for a
39 determination as to whether an animal waste storage facility permit will be
40 required for an additional alteration or repair to the facility.

- 41
42 (3) Fee. The fee for a permit under this ordinance shall be established through
43 the annual budget process.
44
45
46

Oconto County Animal Waste Management Ordinance

- 1 (4) Animal Waste Storage Facility Plan Requirement. Each application for a
2 permit under this section shall include an animal waste storage facility
3 plan. The plan shall include drawings and descriptions showing the
4 facility will meet NRCS 313 which is the Conservation Practice Standard
5 of the Natural Resources Conservation Service, Code 313 for Waste
6 Storage Facilities. A printed copy of the most current version of this
7 standard shall be available to interested persons upon request from the
8 Land Conservation Division Office.
9
- 10
- 11
- 12 (5) Animal Feedlot Plan Requirements. Each application for a permit under
13 this section shall include an animal feedlot facility plan. The plan shall
14 specify:
- 15
- 16 (a) A plan map showing location of the facility, including
17 buildings, homes, and wells within 300 feet of the proposed
18 site. The sketch shall be drawn to scale, with a scale no
19 smaller than 1 inch = 60 feet.
- 20
- 21 (b) Depth of high ground water estimated or observed.
- 22
- 23 (c) Ground contours (2-foot maximum intervals), with spot
24 elevations, indicating land slope at and around the site for a
25 minimum distance of 100 feet.
- 26
- 27 (d) Provisions for adequate drainage and control of runoff to
28 prevent pollution of surface and ground water such as
29 exposed bedrock or sinkholes. The location of any navigable
30 body of water within 500 feet of the proposed site must be
31 shown. River and streams in Oconto County shall be
32 presumed to be navigable if they are designated as
33 continuous waterways or intermittent waterways on U.S.
34 Geological Survey (USGS) quadrangle maps.
- 35
- 36 (e) Description of the type(s) of materials the facility is to
37 consist of. Size, dimensions, and cross sections of the
38 facility, and any other specific details including, but not
39 limited to concrete thickness in floors and walls, steel
40 schedules and fencing.
- 41
- 42 (f) A time schedule for construction of the facility.
- 43
- 44 (g) Scale of the plan drawing(s) and north arrow.
- 45
- 46 (h) Description of bench mark(s)

Oconto County Animal Waste Management Ordinance

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45

- (6) Animal Waste Storage Facility Abandonment Plan Requirements. Each application for a permit under this section shall include an abandonment plan. The plan shall include drawings and descriptions showing how the abandonment will meet standards for waste storage facility closure set forth under NRCS 313 which is the Conservation Practice Standard of the Natural Resources Conservation Service, Code 313 for Waste Storage Facilities and Waste Storage Facility Closure Criteria. A printed copy of the most current version of this standard shall be available to interested persons upon request from the Land Conservation Division Office.
- (7) Abandoned Feed Piles: Landowners with feed piles that are not used in two years from harvest and which are located within 50 feet of a rock outcropping, surface drain, or within 1 foot of groundwater, or within a water quality management area shall be removed within 30 days of issue of failure comply with this ordinance.
- (8) Silo Runoff: Landowner with concentrated seepage from stored ensiled hay or other crops will not be allowed to have such seepage reach waters of the state or have five (5) acres or more drain into the seepage area. Landowners with these conditions will receive 6 months to correct the problem.
- (9) Review of Application. The County Land Conservation Division shall receive and review all permit applications.
- (a) The County Land Conservation Division shall determine if the proposed facility meets the required standards set forth in Section 18.111 of this ordinance. Within 40 calendar days after receiving the completed application, supporting documents and fee, the County Land Conservation Division shall inform the applicant in writing whether the permit application is approved or disapproved. When additional information is required, the County Land Conservation Division has thirty days from the receipt of the additional information in which to approve or disapprove the permit application. Failure by the Land Conservation Division to approve permits within 40 calendar days of the receipt of the initial application or within 30 calendar days of the receipt of additional information, as appropriate, the application shall be deemed approved and the applicant may proceed as if a permit had been issued.

Oconto County Animal Waste Management Ordinance

1 (10) Permit Conditions. All permits issued under this ordinance shall be issued
2 subject to the following conditions and requirements;

3
4 (a) Design, construction and management shall be carried out
5 in accordance with the animal waste facility plan and
6 applicable standards specified in Section 18.111 of this
7 ordinance.

8
9 (b) The permittee shall give five (5) working days notice to the
10 County Land Conservation Division before starting any
11 construction activity authorized by the permit.

12
13 (c) Approval in writing must be obtained from the County
14 Land Conservation Division prior to any modifications to
15 the approved animal waste facility plan.

16
17 (d) The permittee and, if applicable, the contractor, shall
18 certify in writing by signing the certification sheet that the
19 facility was installed as planned and designed. A copy of
20 the signed certification sheet shall be mailed to the County
21 Land Conservation Division within 30 calendar days of
22 completion of installation.

23
24 (e) Activities authorized by permit must be completed within
25 two years from the date of issuance after which such permit
26 shall be void.

27
28 (11) Permit Revocation. The County Land Conservation Division may revoke
29 any permit issued under this ordinance if the holder of the permit has
30 misrepresented any material fact in the permit application or animal waste
31 facility plan or if the holder of the permit violates any of the conditions of
32 the permit.

33
34
35
36
37 **18.112 STANDARDS AND SPECIFICATIONS.**

38
39 (1) Animal Feedlots. The Standards and specifications for design,
40 construction, operation and maintenance of animal feedlots are those
41 identified in Standard 350 and 312, USDA-NRCS Technical Guide.
42 Feedlots requiring a permit under this ordinance shall be designed to
43 deliver no more than 20 pounds of phosphorus annually draining into
44 waters of the state as determined by the Oconto County Land
45 Conservation Division (using the latest computer model).

Oconto County Animal Waste Management Ordinance

- 1 (2) Animal Feedlot Separation Requirements. All new animal feedlots
2 permitted under this ordinance shall be sited a minimum of 100 feet
3 from the property line of any other property owner, 300 feet from any
4 lake or perennial stream (as defined by the USGS quadrangle maps),
5 and at least 2 vertical feet from ground water.
6
- 7 (3) Animal Waste Storage Facilities. The standards and specifications for
8 design, construction, operation, and maintenance of animal waste
9 storage facilities are those identified in Standard 313, USDA-NRCS
10 Technical Guide.
11
- 12 (4) Animal Waste Storage Facilities Separation Requirements. All new
13 animal waste storage facilities shall be sited a minimum of 250 feet
14 from property lines of adjacent property owners, 300 feet from any
15 lake or perennial stream (as defined by USGS quadrangle maps), and
16 separated from ground water according to NRCS Standard 313.
17 Reception pits as part of the animal feedlot or buildings with under-
18 floor storage shall be sited a minimum of 100 feet from adjacent
19 properties.
20
- 21 (5) Animal Waste Management and Utilization. Animal wastes for which
22 storage permits are issued under this chapter of the Code shall be
23 managed and utilized in accordance with Standard 590, USDA-NRCS
24 Technical Guide. A current (590) Nutrient Management Plan must be
25 submitted annually to the Oconto County Land Conservation Division
26 until the animal waste storage facility is no longer in use and it has
27 been properly abandoned.
28

29 18.113 VIOLATIONS.

- 30
- 31 (1) Penalties. Any person who violates, neglects, or refuses to comply with or
32 resists the enforcement of any provision of this ordinance shall be subject
33 to a forfeiture of not less than \$50 plus costs of prosecution of each
34 violation. An unlawful violation includes failure to comply with any
35 standard of this ordinance or with any condition or qualification attached
36 to the permit. Each day that a violation exists shall be a separate offense.
37 Failure to obtain proper permit is considered a violation. Oconto County
38 Land Conservation Division shall refer all enforcement's to the Oconto
39 County Corporation Counsel and the Zoning Division enforcement
40 technician for commencement of enforcement action
41
- 42 (2) Enforcement Actions, Temporary Restraining Order and/or
43 Other Necessary Remedial Action. As a substitute for or an addition to
44 forfeiture actions, Oconto County may seek enforcement of any part of
45 this ordinance by Court Actions seeking injunctions or restraining orders.
46

Oconto County Animal Waste Management Ordinance

1
2
3 18.114 **APPEALS.**
4

- 5 (1) Authority. Under authority of Chapter 68 Wisconsin Statutes the Oconto
6 County Land Conservation Sub-committee, created under Sections 59.878
7 Wisconsin Statutes and by the Oconto County Board of Supervisors,
8 acting as an appeal authority under Section 68.09(2) Wisconsin Statutes is
9 authorized to hear and decide all appeals where it is alleged that there is
10 error in any order, requirement, decision, or determination by the County
11 Land Conservation Division in administering this ordinance.
12
- 13 (2) Procedure. The rules, procedures, duties and powers of Land Conservation
14 Sub-committee and Chapter 68 Wisconsin Statutes, shall apply to this
15 ordinance.
16
- 17 (3) Who May Appeal. Appeals may be taken by any person having a
18 substantial interest which is adversely affected by this order, requirement,
19 decision, or determinations made by the County Land Conservation
20 Division.
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46

Oconto County Animal Waste Management Ordinance

ADOPTED, THIS 22'nd DAY OF MARCH, 2001, OCONTO COUNTY BOARD OF SUPERVISORS

Chairperson

Reviewed by Corporation Counsel

Vote:

Ayes: _____ Nays: _____

Initials of Corp. Counsel

Date Approved

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

49 d. Shall not be granted solely on the basis of economic gain or loss.

50
51 e. Shall not be granted for a self-created hardship.

52
53 f. Must be due to unique property condition and not to the circumstances of the
54 applicant.

55
56 g. No variance may be granted which would have the effect of allowing a use of
57 land or property, which would violate state laws or administrative rules.

58
59 (4) Administration. In considering variance applications under the terms of this ordinance,
60 the Committee shall conduct business as follows:

61
62 a. The Committee shall comply with all requirements of the Wisconsin Open
63 Meeting Law in the conduct of the business before it. The Nature of the Committee's
64 proceedings are quasi – judicial. The Committee may, therefore, deliberate in closed
65 session, after a hearing on the matter, provided legal requirements are complied with.

66
67 b. The Committee may conduct site inspections of premises and the surrounding
68 areas which are the subject of matters before the Committee, provided that when the
69 Committee as a unit or individual members interested parties to present arguments
70 and materials shall be received only at hearings before the Committee.

71
72 c. The Committee shall conduct a public hearing on all variance matters. The
73 Committee shall cause a Class 2 notice under chapter 985 of the Wisconsin Statutes
74 to be published and shall give the due notice of the hearing to all parties in interest,
75 the town clerk and the town chairman. The Committee Chairman shall administrate
76 oaths to parties testifying and may compel attendance of witnesses by subpoena.

77
78 d. Due notice to parties in interest shall mean that the office of the Land
79 Conservation Division will mail, by ordinary postage pending matter to the
80 applicant, to the clerk of any city or village located within 1.5 miles of the property
81 involved in the application, and to other parties who have been made known to the
82 office, their specific interest in the matter and their request to receive such notices,
83 and office of the Land Conservation Division shall mail, by ordinary postage, notice
84 of the public hearing to owners of record of properties which adjoin the parcel
85 involved in the application.

86
87 e. Failure of the office to mail advance notice to parties in interest shall not
88 invalidate or prejudice the proceedings, providing the Committee concludes that the
89 parties who subsequently complain of having been sent or of not receiving notice
90 did, in fact, know of the proceedings and had reasonable opportunity to attend or be
91 represented, or to convey their views prior to the Committee's decision.

92
93 f. All testimony before the Committee by persons other than Committee members
94 and written or documentary evidence or material pertaining to matters before the
95 Committee shall be received at the hearings conducted by the Committee, provided,
96 however that the content of before the Committee in all materials or information so
97 received. Committee members who are in possession of facts which may have a
98 hearing on the matter before the Committee shall enter same into the record of the
99 hearing and opportunity shall be allowed for comments on such entries.

100
101 g. If, following the close of hearing, the Committee finds it necessary or desirable to
102 receive additional information, evidence or arguments which may have a bearing
103 upon the Committee's decision, it shall reconvene a public hearing, with notice given
104 in the same manner as for the initial hearing, for the purpose of so doing.

105
106 h. The Committee shall deliberate on matters before it. The concurring vote of a
107 majority of the Committee shall be necessary to approve any variances before the
108 Board. The vote of each member on each matter decided by the Committee shall be
109 recorded in the minutes. If a member is absent or if a member fails to vote, such fact
110 shall similarly be recorded. The minutes of the Committee shall show the Board's
111 decisions and the votes of members thereon. Each decision of the Board shall be
112 accompanied by written reasons in support of the decision, which written statement
113 shall be signed or acknowledged by the members and entered into the minutes.

114
115 i. All decisions by the Committee shall be made in accord with the standards of this
116 ordinance. The Committee shall decide all matters before it within a reasonable time.

117
118 j. the Committee shall cause complete records to be kept of its examinations on
119 matters before it, of public hearings, site inspections, decisions and other official
120 actions, which shall be immediately filed in the Land Conservation Office and shall
121 be a public record.

122
123 (5) Appeals. Any person aggrieved by the decision of the Committee may, within 30 days
124 after the filing of the decision in the Office of the Land Conservation Committee, commence an
125 action in circuit court seeking the remedy available by certiorari. The Court may reverse or affirm,
126 wholly or partly, or may modify the decision brought up for review.

128 SECTION 2: This ordinance shall take affect after passage and publication as provided by law.

129

130 Submitted this 20th day of June, 2002.

131

132 By: LAND CONSERVATION COMMITTEE

133

134

135

136 _____
Ronnie Kruse, Chairperson

Doug Dorrow

137

138

139 _____
Leon Gohr

Bill Grady

140

141

142 _____
Buzz Kamke

Doug Allen

143

144

145 _____
Russel Brock

146

147

148 **Reviewed by Corporation Counsel**

VOTE: _____ ayes _____ nays _____ absent

149

150

151 _____
Initials of Date
152 **Corporation Counsel**

153