

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
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April 1, 2011

DNR File No. DC-0142

Mr. Kamran Mesbah, Deputy Director
Capital Area Regional Planning Commission
City County Building, Room 362
210 Martin Luther King Jr. Blvd.
Madison, WI 53703

Subject: Amendment to the *Dane County Water Quality Plan*, revising the Northern Urban Service Area Boundary and Environmental Corridors in the Village of DeForest, Town of Windsor and Town of Vienna

Dear Mr. Mesbah:

We have completed our review of the subject amendment request that was submitted to the Department on March 4, 2011 by the Capital Area Regional Planning Commission. The Department hereby approves this amendment request which adds 765.4 acres to the Northern Urban Service Area. The amendment includes 72.1 acres of existing development and 260.5 acres of environmental corridors, and deletes 4.7 acres, resulting in a net developable area of 428.1 acres (See Map 1 dated 12 Dec 2010).

The amendment encompasses three areas, known as A) the Bear Tree Commercial Area, proposed for commercial and office development; B) the Country View Estates Neighborhood, proposed for single- and two-family residential development; and C) the Three Bridges Neighborhood, proposed for residential land uses.

Area A, the Bear Tree Commercial area, consists of 354.2 acres and is located at the northeast quadrant of the Highway 51/19 interchange in the Village of DeForest. Area B consists of 359 acres, primarily within the Country View Estates Neighborhood, and is located at the north edge of the Village of DeForest, south of Smith Road, east of Morrisonville road, and west of the Canadian Pacific railroad line. Approximately 306.1 acres are in the Village of DeForest, 31.6 acres are in the Town of Windsor and 21.3 acres are in the Town of Vienna. Area C consists of 52.2 acres, including the proposed Three Bridges Neighborhood, and is located between USH 30/90/94 and River Road, just north of the Yahara River on the west side of the Village of DeForest. Area D, the area to be deleted, is 4.7 undeveloped acres at the east end of Hawk Trail, at the northeast end of the Village of DeForest. The Village of DeForest/Town of Windsor Cooperative Plan identifies this area as a boundary adjustment area to be detached from the Village following land division.

The proposed amendment was requested by the Village of DeForest and was adopted by the Capital Area Regional Planning Commission per Resolution CARPC No. 2010-17 on December 9, 2010.

The approval of this sewer service area amendment does not constitute approval of any other local, state, or federal permit that may be required for sewer construction or associated land development activities.

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review must name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. All requests for contested case hearings must be made in accordance with section NR 2.05(5), Wis. Adm. Code, and served on the Secretary in accordance with section NR 2.03, Wis. Adm. Code. The filing of a request for a contested case hearing does not extend the 30 day period for filing a petition for judicial review.

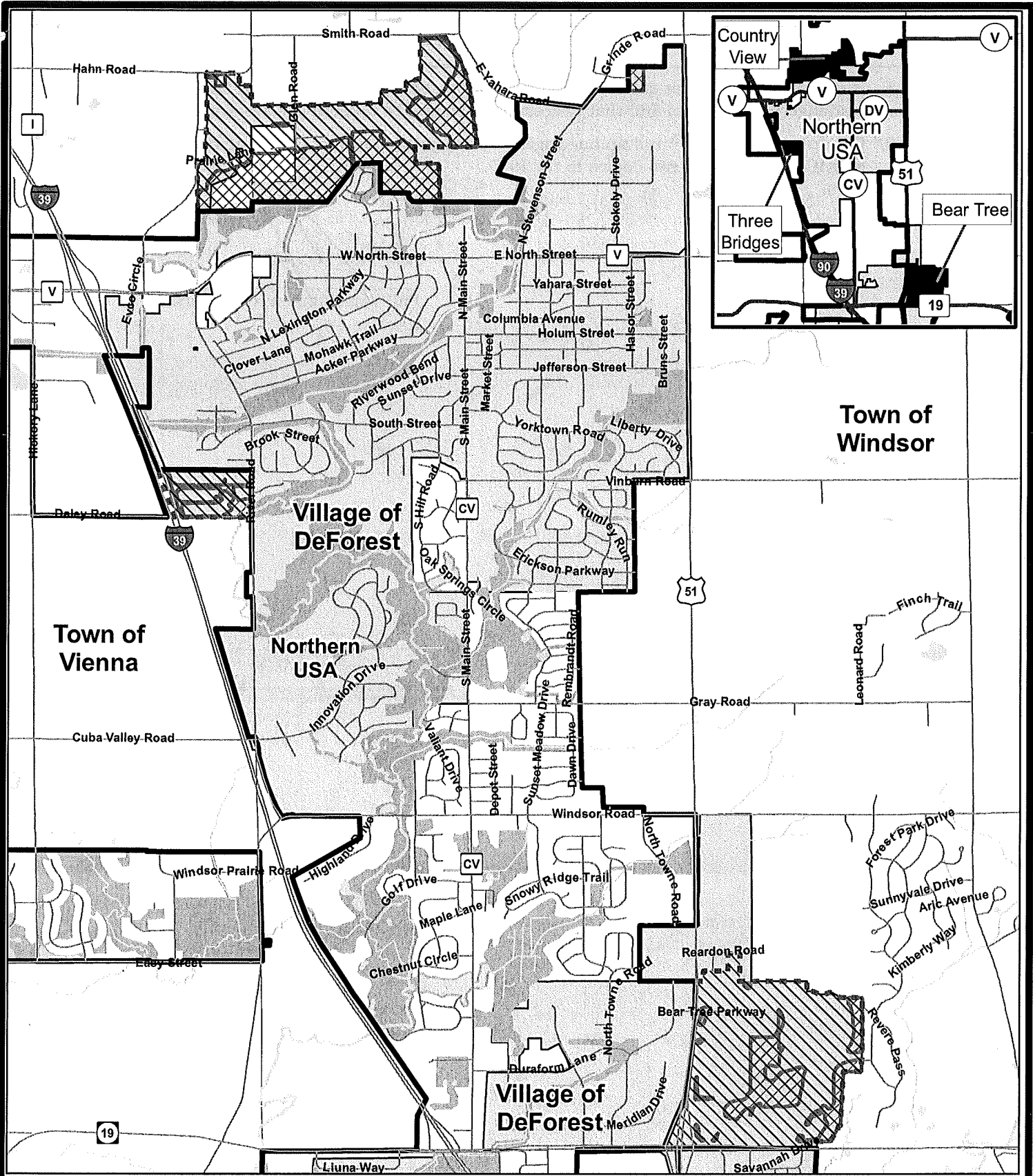
Sincerely,










Thomas J. Muga, P.E., Chief
Wastewater Section
Bureau of Watershed Management

cc:

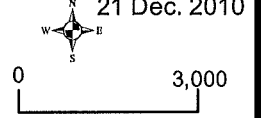
Jeff Miller, President, Village of DeForest, 306 DeForest St, PO Box 510, DeForest, WI 53532
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Alan Harvey, Chair, Town of Windsor, 4084 Mueller Road, DeForest, WI 53532
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Madison, WI 53703
Sue Josheff– DNR –SCR - Fitchburg
Ken Johnson –DNR – SCR - Fitchburg
Lisa Helmuth – WT/3
Fran Keally – WT/3



Map 1
Amendment to the Northern Urban
Service Area and
Environmental Corridors
in the Village of DeForest and
Town of Vienna.

-  Service Area to be Added (765.3 acres)
-  Service Area to be Deleted (4.7 acres)
-  Proposed Environmental Corridor (243.3 acres)
-  Existing Environmental Corridor
-  Incorporated Area
-  Existing Urban Service Area Boundary
-  Proposed Urban Service Area Boundary

21 Dec. 2010

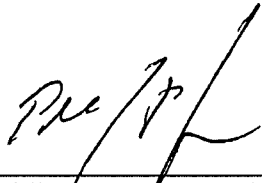


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Prepared by staff
 of the CARPC.

1. It is recommended that suitability determinations be made by the WDNR Bureau of Endangered Resources and that necessary measures be taken if species are found.
2. Conduct an on-the-ground archaeological survey prior to other land disturbing activities and submit two copies to the RPC.

December 9, 2010
Date Adopted



Phil Van Kampen, Chairperson