



## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Matthew J. Frank, Secretary

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July 30, 2008

DNR File No. DC-0121

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 Central Urban Service Area Boundary and Environmental Corridors in the Hornung Range portion of the City of Madison and Town of Burke.

Dear Mr. Mesbah:

We have completed our review of the subject amendment request that was submitted to the Department on July 7, 2008 by the Capital Area Regional Planning Commission. The Department hereby approves this amendment request which adds 55.8 acres to the Central Urban Service Area, including 14.7 acres of existing development and 15.8 acres of environmental corridors, with a net developable area of 25.3 acres. The amendment area is contiguous with the northern part of the service area and is located north of Wheeler Road and east of Sherman Avenue (See Map 1).

The proposed amendment was requested by the City of Madison on June 12, 2007 and was adopted by the Capital Area Regional Planning Commission per Resolution CARPC No. 2008-15 on June 12, 2008.

This Department approval is subject to the condition that the City of Madison comply with all the conditions stated in Resolution CARPC No. 2008-15 regarding a stormwater management plan, in addition to the following conditions:

1. Work with the Wisconsin Department of Natural Resources' Bureau of Endangered Resources to identify needed protective measures for threatened and endangered resources near the amendment area, and implement these protective measures as part of site design (including increased buffers if necessary).
2. Maintain wetland buffer areas as no-mow, no fertilizer, no pesticide zones with native vegetation (prairie grasses) within 75 feet of the wetland edge to prevent discharge of nutrients into the Marsh.

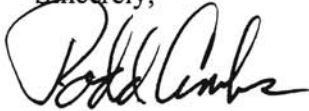
The approval of this sewer service area amendment does not constitute approval of any other local, state, or federal permit that may be required for sewer construction or associated land development activities.

If you believe you have a right to challenge this decision made by the Department, you should know that Wisconsin statutes, administrative codes and case law establish time periods and requirements for reviewing Department decisions.

To seek judicial review of the Department's decision, sections 227.52 and 227.53, Stats., establish criteria for filing a petition for judicial review. Such a petition shall be filed with the appropriate circuit court and shall be served on the Department. The petition shall name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Stats., and ch. NR 2, Wis. Adm. Code, 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. The filing of a request for a contested case hearing is not a prerequisite for judicial review.

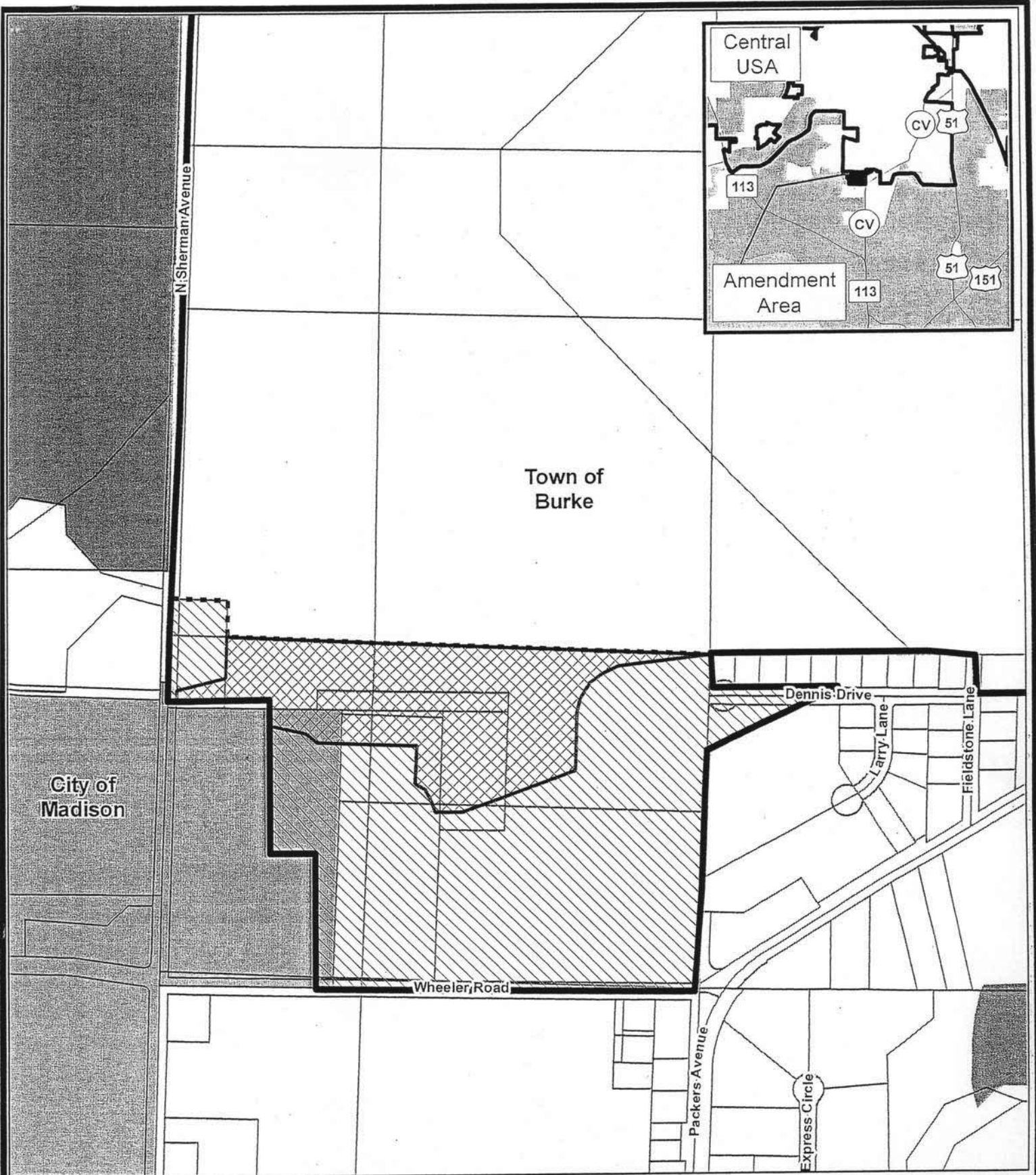
Sincerely,









Todd L. Ambs, Administrator  
Division of Water

cc:

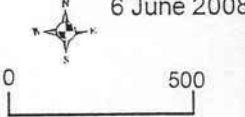
Brad Murphy, City of Madison Planning Unit, 215 MLK Jr. Blvd., #LL100, Madison, WI 53703  
Larry Nelson, City of Madison Engineering, 210 MLK Jr. Blvd. #115, Madison, WI 53703  
Lois Ford, Deputy Clerk; Town of Burke, 5365 Reiner Road; Madison, WI 53718  
Sue Josheff – DNR - SCR – Fitchburg  
Ken Johnson - DNR - SCR – Fitchburg  
Larry Benson – DNR – SCR – Fitchburg  
Dan Heim – DNR – SCR - Horicon  
Tom Gilbert – WT/3



**Map 1**  
 Amendment to the  
 Central Urban Service  
 Area and Environmental  
 Corridors in the Town of  
 Burke & City of Madison

-  Service Area to be added (55.8 acres)
-  Proposed Environmental Corridor (15.8 acres)
-  Existing Environmental Corridor
-  Incorporated Area
-  Existing Urban Service Area Boundary
-  Proposed Urban Service Area Boundary

6 June 2008



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 Feet

Prepared by staff  
 of the CARPC.