



## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Scott Hassett, Secretary

101 S. Webster St.  
Box 7921  
Madison, Wisconsin 53707-7921  
Telephone 608-266-2621  
FAX 608-267-3579  
TTY Access via relay - 711

September 20, 2005

DNR File No. DC-0090

Mr. Michael King  
Dane County – Community Analysis and Planning Division  
30 West Mifflin Street  
Suite 402  
Madison, WI 53703-2558

SUBJECT: Amendment to the *Dane County Water Quality Plan*, Revising the Verona Urban Service Area Boundary and Environmental Corridors in the City and Town of Verona

Dear Mr. King:

In a previous letter dated August 29, 2005 the Department of Natural Resources issued a conditional approval of an amendment to the *Dane County Water Quality Plan*, revising the Verona Urban Service Area (USA) Boundary and Environmental Corridors in the City and Town of Verona. This amendment specifically added 564.5 acres to the Verona USA, including 5.2 acres of existing development (right-of-way) and 91.2 acres of environmental corridors, for a net developable area of 418.1 acres.

The Department is hereby suspending the approval of the subject amendment described above. The suspension of the approval is based upon an apparent misunderstanding regarding the action of your Division. We believed that the full input of all interested parties had been received, considered and resolved prior to the submission of your letter to our Department dated July 5, 2005. We have received correspondence from the County Executive's office that confirmed that substantial questions remain regarding this amendment.

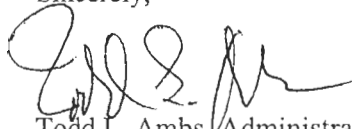
Please note that the Department is NOT rejecting this sewer service amendment. We will re-evaluate the basis for our original approval in light of new information that has been received and agreements that currently exist between the county and the Department over sewer service area amendments and intend to act quickly after that evaluation. We also intend to further evaluate the water quality impacts of this particular amendment based on water quality monitoring of Badger Mill Creek that will occur later this month.

To assist us in completing the re-evaluation, DNR staff will convene a meeting of interested individuals as soon as possible to discuss all of these issues. The discussion that will occur at the meeting coupled with a resolution of this particular sewer service area amendment can provide an opportunity to establish a workable and more comprehensive agreement regarding sewer service area work in the future. With no commitment by the County or the Department to such a process, there is no assurance that water quality concerns will be addressed in the future as part of the planning process. It is my hope that these discussions will provide a road map to a satisfactory resolution that protects water quality, is legally defensible and satisfies all parties that are involved in development planning in Dane County.

If the Dane County Community Analysis and Planning Division has issued any letters for specific sewer extension projects in the amendment area indicating conformance with the sewer service area, these letters can not be considered valid by the Department until an approval is issued. As a result, we are unable to approve these sewer extensions under S. 281.41, Wis. Stats. until the sewer service amendment conformance issues discussed above are resolved.

If you have questions about this determination, please contact me.

Sincerely,



Todd L. Ambs, Administrator  
Division of Water

cc: John Volker, Mayor; City of Verona; 111 Lincoln St.; Verona, WI 53593-1520  
David Combs, Chair, Town of Verona  
Kathleen Falk, Dane County Executive  
Jon Schellpfeffer, Director; Madison Metropolitan Sewerage District; 1610 Moorland Rd.;  
Madison, WI 53713  
Kevin Connors; Dane County Land Conservation Department; 1 Fen Oak Court;  
Madison, WI 53718  
Margorie Devereaux – DNR – SCR - Fitchburg

