



State of Wisconsin  
Jim Doyle, Governor

Department of Agriculture, Trade and Consumer Protection  
Rod Nilsestuen, Secretary

December 2, 2008

Chuck Ahlborn  
PO Box 1934  
Arbor Vitae WI 54568

Dear Chair Ahlborn:

I am pleased to provide you with an order to extend your county land and water resource management (LWRM) plan through the date listed on the attached order. Reasons for this extension are outlined in the attached Land and Water Conservation Board memo.

This extension maintains your county's eligibility for funding from the department and allows you to continue implementing your current plan. You will also need to update your workplan (if changes are made) and continue filing an annual report to remain eligible for department funds. At the end of this extension, you will be required to revise your LWRM plan through the normal process.

Thank you,

Justin Shell  
608-224-4606

Cc. Carolyn Scholl, County Conservationist, Land Conservation Department

Enc. Vilas County LWRM Plan Extension Order  
LWCB memo: Proposal for a new LWRM plan schedule (September 23, 2008)

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**CORRESPONDENCE/MEMORANDUM \_\_\_\_\_ STATE OF WISCONSIN**

**DATE:** September 23, 2008

**TO:** Land and Water Conservation Board Members and Advisors

**FROM:** Dave Jelinski, DATCP  
Bureau of Land and Water Resources

**SUBJECT:** Report on comments to the proposal for a new land and water resource management plan update schedule for the 2008–2012 planning cycle

**Recommendation:** This is an action item. Staff recommends that the Land and Water Conservation Board adopt the attached LWRM plan update schedule for the 2008-2012 planning cycle. To accomplish the new schedule, staff recommends extending approval of LWRM plans for the counties listed below.

**Summary:** The land and water resource management (LWRM) planning program is beginning a new round of LWRM plan updates. To prepare for this process, staff developed a five-year (2008–2012) schedule for counties to present their updated plans to the LWCB. In August of 2008, staff presented the LWCB with this new schedule. Following a recommendation for comments by the LWCB, the schedule was sent to the counties for a two–week comment period.

Six comments were received. Four expressed support for the new schedule. Two offered comments reiterating concerns previously expressed regarding plan approval length (five years vs. ten years). No comments were made opposing the new schedule, nor were any requests made to alter the schedule.

To accomplish the new schedule, DATCP proposes to extend plans for several counties. The new expiration dates are in parentheses. Burnett (2009), Shawano (2009) and Vilas (2009) will receive 1-year extensions to correct clerical errors. Walworth (2010) will receive a 2-year extension. One year is to correct for a clerical error and one year to allow comprehensive planning data to be used in the LWRM planning process. Iron (2010), Pepin (2010) and Buffalo (2011) will receive 1-year extensions to balance planner workload.

**Materials Provided:** Table 1 LWRM Plan Schedule 2008–2012

**Presenter:** Justin Shell, DATCP

STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION  
2811 Agriculture Drive, P.O. Box 8911  
Madison, WI 53708-8911

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IN THE MATTER OF THE COUNTY LAND ) LWCB DOCKET NO. 08-33-63-000-L-1  
AND WATER RESOURCE MANAGEMENT ) ORDER EXTENDING THE REVISED  
PLAN FOR VILAS COUNTY ) PLAN THROUGH DECEMBER 31, 2009

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INTRODUCTION

The State of Wisconsin Department of Agriculture, Trade and Consumer Protection ("department"), having consulted the State of Wisconsin Land and Water Conservation Board ("LWCB"), makes the following findings of fact and conclusions of law and enters the following order under s. 92.10(4), Wis. Stats.

FINDINGS OF FACT

- (1) Under s. 92.10(6), Wis. Stats., counties are required to prepare county land and water resource management plans for department approval.
- (2) The department must review and approve or disapprove county land and water resource management plans in consultation with the LWCB.
- (3) The department approves land and water resource management plans that meet the requirements of s. 92.10(6), Wis. Stats., and ss. ATCP 50.12 and ATCP 50.30(3), Wis. Admin. Code, as set forth in the approved guidelines.
- (4) On October 13, 2000, the department approved the original Vilas County land and water resource management plan until December 31, 2003, as more fully described in Docket No. 00-26-63-000-L-1.
- (5) On March 29, 2004, the department, in consultation with the LWCB, approved the Vilas County land and water resource management plan until December 31, 2008, as more fully described in Docket No. 04-02-63-000-L-1.
- (6) Granting a further extension to the plan of this county will ensure a manageable workload for county staff, DATCP and the LWCB.

(7) On October 7, 2008, the LWCB reviewed and approved a recommendation to extend the Vilas County LWRM plan until December 31, 2009 to balance workloads for county staff, DATCP and the LWCB.

CONCLUSIONS OF LAW

- (1) The department is responsible for approving county land and water resource management plans under s. 92.10, Wis. Stats. The LWCB is responsible for making recommendations to the department regarding approval or disapproval of the land and water resource management plans.
- (2) In order to be approved by the department, a county land and water resource management plan must comply with standards specified under s. 92.10, Wis. Stats.
- (3) The Vilas County land and water resource management plan complies with s. 92.10(6), Wis. Stats., and ss. ATCP 50.12 and ATCP 50.30(3), Wis. Admin. Code and was approved by the department.
- (4) Based on Findings of Fact (1) through (7) above, the department should extend the Vilas County land and water resource management plan for a term ending December 31, 2009.

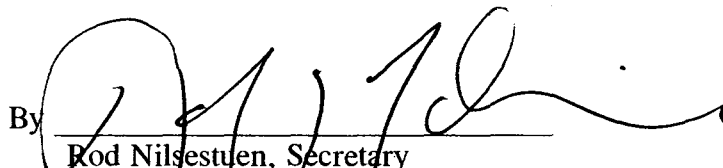
ORDER

NOW, THEREFORE, IT IS ORDERED that:

- (1) Pursuant to s. 92.10, Wis. Stats., the Vilas County land and water resource management plan is extended through December 31, 2009.

Dated this 20 day of November, 2008.

STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE,  
TRADE AND CONSUMER PROTECTION

By   
Rod Nilsestuen, Secretary