

Details:

(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2009-10

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on ... Natural Resources (AC-NR)

COMMITTEE NOTICES ...

- Committee Reports ... CR
- Executive Sessions ... ES
- Public Hearings ... PH

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... Appt (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... CRule (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)

(ab = Assembly Bill)

(ar = Assembly Resolution)

(ajr = Assembly Joint Resolution)

(sb = Senate Bill)

(**sr** = Senate Resolution)

(**sjr** = Senate Joint Resolution)

Miscellaneous ... Misc

Assembly

Record of Committee Proceedings

Committee on Natural Resources

Assembly Bill 818

Relating to: notices concerning construction near or on lakes, streams, or wetlands that are given to applicants for building permits and other construction approvals, requiring the Department of Natural Resources to furnish informational brochures about wetlands laws, requiring the Department of Natural Resources to provide evaluations and statements about whether certain land contains wetlands, and making an appropriation.

By Representatives Bies, Zigmunt, Berceau, Mursau, Petrowski, Townsend and Zepnick; cosponsored by Senators Kreitlow, A. Lasee, Miller, Cowles, Hansen, Holperin, Lehman, Robson, Taylor and Wirch.

March 09, 2010 Referred to Committee on Natural Resources.

March 24, 2010 **PUBLIC HEARING HELD**

Present: (14) Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and Nerison.

Absent: (1) Representative Hebl.

Appearances For

- Rep. Garey Bies, Sister Bay 1st Assembly District
- Jeff Nania, Portage Wisconsin Waterfowl Association
- Erin O'Brien, Madison Wisconsin Wetlands Association
- Don Hammes, Middleton Wisconsin Wildlife Federation
- Cherie Hagen DNR

Appearances Against

• None.

Appearances for Information Only

Pat Stevens, Madison — Wisconsin Builders Association

Registrations For

- Jennifer Giegerich, Madison WLCV
- Liesa Lehman DNR
- Sen. Mark Miller, Monona 16th Senate District

- George Meyer, Madison Wisconsin Wildlife Federation
- Rep. Josh Zepnick, Milwaukee 9th Assembly District

Registrations Against

None.

Registrations for Information Only

None.

March 31, 2010 **EXECUTIVE SESSION HELD**

Present: (14) Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Mason, Milroy, Clark, J. Ott,

Gunderson, Huebsch, LeMahieu, Mursau and Nerison.

Absent: (1) Representative Hebl.

Moved by Representative Molepske Jr., seconded by Representative Black that **Assembly Amendment 1** be recommended for adoption.

Ayes: (14) Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and

Nerison. Noes: (0) None.

Absent: (1) Representative Hebl.

ASSEMBLY AMENDMENT 1 ADOPTION RECOMMENDED, Ayes 14, Noes 0

Moved by Representative Black, seconded by Representative Danou that **Assembly Bill 818** be recommended for passage as amended.

Ayes: (14) Representatives Black, Danou, Molepske Jr., Steinbrink, Hraychuck, Mason, Milroy, Clark, J. Ott, Gunderson, Huebsch, LeMahieu, Mursau and

Nerison.

Noes: (0) None.

Absent: (1) Representative Hebl.

PASSAGE AS AMENDED RECOMMENDED, Ayes 14, Noes 0

John Maycroft Committee Clerk



Vote Record Committee on Natural Resources

Date: 3 31 10				
Moved by: Dack	Seconded b	by: 1)ano 1		
AB_ 818 SB_		Clearinghouse Rule	e	
AJRSJR		Appointment		
AR SR_		Other		
A/S Amdt				
A/S Amdt	to A/S Amdt			
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Adoption ☐ Rejection	□ Confirmation□ Tabling	☐ Concurrence☐ Nonconcurrence	□ Indefinite P	ostponement
Committee Member		<u>Aye</u> <u>No</u>	<u>Absent</u>	Not Voting
Representative Spencer Black, Chair				
Representative Chris Danou				
Representative Louis Molepske				
Representative John Steinbrink				
Representative Ann Hray				
Representative Gary Hebl				
Representative Cory Mason				
Representative Nick Milroy				
Representative Fred Clark				
Representative Jim Ott				
Representative Scott Gunderson				
Representative Michael Huebsch				
Representative Daniel LeMahieu				
Representative Jeffrey Mursau				
Representative Lee Nerison				
	Totals	5 :		

Motion Carried

☐ Motion Failed

Vote Record Committee on Natural Resources

Date: 3 31 10 Moved by: Molepsk	ー Seconded b	y: Black			
AB SB AJR SJR			Clearinghouse Rule		
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A/S Amdt	to A/S Sub Amdt		/S Sub Amdt		
Be recommended for: □ Passage	☐ Confirmation☐ Tabling	☐ Concurrence☐ Nonconcurrence	□ Indefinite P	ostponement	
Committee Member		Aye No	<u>Absent</u>	Not Voting	
Representative Spencer	VE O				
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Representative Louis Molepske					
Representative John Steinbrink					
Representative Ann Hray					
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Representative Scott Gunderson					
Representative Michael Huebsch		VET O			
Representative Daniel LeMahieu					
Representative Jeffrey Mursau					
Representative Lee Neris					
	Totals	: :			

Motion Carried

☐ Motion Failed





222 S. Hamilton St. #1 Madison, WI 53703

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www.wisconsinwetlands.org

Wisconsin Wetlands Association Testimony on AB 818 March 16, 2010 Presented by Policy Director Erin O'Brien

Wisconsin Wetlands Association has registered in support of Assembly Bill 818 because we believe it will help to protect wetlands and the private landowners who own them. We are appearing before this committee to share our perspective on the problems this bill will help to address and to offer recommendations for minor modifications needed to ensure that the legislation meets its intended objectives.

Helping people understand what wetlands are, why they matter, and why and how state and federal wetland protection laws are implemented and enforced is a major emphasis of the Wisconsin Wetlands Association's work. It is also our greatest challenge.

While most people recognize cattail marshes or bogs as wetlands, many landowners are unfamiliar with other wetland types including floodplain forests, fens, hardwood swamps, sedge meadows, alder thickets and ephemeral ponds. Many landowners are also unfamiliar with the requirements of state and federal wetland laws which, combined, discourage development in all wetlands regardless of type, size, or location.

This lack of understanding leads to unintentional violations of wetland laws, causing unnecessary destruction of wetlands as well as inconvenience and financial hardship for property owners.

In response to these concerns, AB 818 proposes several important measures that will help protect wetlands and the private landowners who own them. Outlined below are our comments on the value and potential effectiveness of each of the proposed measures.

1. Required Notice on Certain Approvals: We strongly support the sections of the bill that require counties, cities, villages, and towns to notify permit applicants about wetland laws and DNR's wetland identification tools. Because many local governments use standard forms issued by the WI Department of Commerce (DOC), we also support the provision requiring DOC to amend their forms to include this information.

To strengthen this provision, we recommend including a deadline for the DOC to revise and reissue their forms. We also recommend that local governments be required to issue their own notification statements until DOC releases the revised forms and be required to secure a signature from the applicant acknowledging receipt of the notice regardless of

whether it comes on a DOC or locally-issued form (as written, the signature may only be required if the notification appears on a locally-generated form).

- 2. Wetlands informational brochure: We strongly support the requirement for WDNR to develop an informational brochure about wetland identification and wetland laws for local governments to distribute to permit applicants.
- **3. Wetland map review, identification, and confirmation:** We agree that there is a need for WDNR to provide more assistance to help landowners identify wetlands on their property. We support some, but not all, of the methods proposed as follows:

Tier 1 – Wetland Map Review:

Because the public can already download wetland indicator maps for free through WDNR's web-site, we would like to see WDNR help the limited number of people who don't have internet access use computers (e.g., rural residents and seniors) to access this information for free. Charging a fee is appropriate in cases where WDNR will review and evaluate resources not readily available on the web (e.g., aerial photos).

In either case, it must be clear in the statute and in WDNR's communications about these services that a map review is not a definitive indicator of the presence or absence of wetlands for regulatory purposes. Site-visits are necessary to confirm the presence and location of wetlands on a property. We suggest the following language:

"Since the information provided will not be based on an on-site review, it will be useful for planning purposes only. The department will not use a map review to certify where wetlands are and are not specifically located on a given parcel."

Tier 2 - Wetland Identification

We would prefer to see this section of the bill eliminated due to concerns about WDNR's capacity to provide the proposed service. It is work that is currently handled by the private sector where there is more experience and more time to be responsive to landowners' information needs.

If the provision remains in the bill, we recommend that the service be limited to smaller parcels (e.g., 1-2 acres) or a single project site (e.g., one structure and/or access road). The intent of the bill is to help individual landowners avoid inadvertently building in wetlands. Projects greater than 1-2 acres are typically managed by a professional developer. Developers should rely on private consultants, not public agencies, to complete their regulatory review work.

Tier 3 - Wetland Confirmation

We enthusiastically support the inclusion of this tier of service in this bill. Though a memorandum of agreement with the U.S. Army Corps of Engineers would be required for WDNR's confirmation decisions to be considered valid for federal regulatory purposes, we urge the legislature to require WDNR to provide this service for the specified fee regardless of whether the MOU is secured.

Confirmation of wetland boundaries is a service that wetland consultants, private developers, and many local governments want, and one that some WDNR staff formerly provided as their schedules allowed. As part of the Department's workload reduction plan to handle budget cuts, WDNR leadership recently informed staff that they were no longer allowed to provide this service. Confirmation of wetland boundaries is an important service for WDNR to provide to meet their obligations to implement and enforce state wetland laws and to provide good customer service to the regulated public.

Finally, because some sections of this bill have budget implications we recognize that it may be difficult to pass at this time. If that is the case, please consider immediate passage of the sections that do not have budget implications, specifically: a) the sections that require local governments to notify permit applicants about wetland identification tools and wetland laws and, b) the section that requires WDNR to develop an informational brochure for distribution by local governments to permit applicants.

We thank you for your consideration of these comments.

Wisconsin Wetlands Association is dedicated to the protection, restoration and enjoyment of wetlands and associated ecosystems through science-based programs, education and advocacy. WWA is a non-profit 501(c)(3) organization.

Questions about these comments should be directed to Wisconsin Wetlands Association's Policy Director, Erin O'Brien at 608-250-9971 / erin.obrien@wisconsinwetlands.org.

More information about Wisconsin's Wetlands can be found at www.wisconsinwetlands.org





State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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Testimony of the Department of Natural Resources regarding AB 818

Assembly Committee on Natural Resources March 24, 2010

The Department is here to testify in support of AB 818, and we would like to thank Representative Bies, along with Senators Miller and Kreitlow, for their efforts to move this bill forward. This bill will help people determine if wetlands are present before they buy or build, and early wetland identification is key to successfully protect our state's wetland resources. This bill proposes two mechanisms to help people identify wetlands early – a wetland/lakes/streams notification requirement, and a wetland identification program.

We support the <u>wetland notification requirement</u> on local building permits as outlined in the bill. It is a simple mechanism that informs applicants of their responsibility to comply with state and federal laws involving construction near or on wetlands, lakes or rivers and the consequences of not complying. We anticipate it will be easy for local communities to implement through their building permits, and the notification can also direct people to DNR's new *Locating Wetlands* web pages, which provide additional resources landowners can use to determine if a property contains wetlands, and information about applicable wetland laws.

The proposed <u>wetland identification program</u> provides the public with an optional fee-based service where DNR staff will conduct map reviews, on-site wetland identification, and on-site confirmation of wetland boundaries determined by a 3rd party. The proposed program is modeled after an existing program available in the state of Michigan, and we support a wetland identification program for Wisconsin.

Since the last time this bill was considered a few years ago, several things have changed relative to our work with wetlands in Wisconsin. As a result, we do have a few concerns and hope to work with you to address them:

- The revenue will not support the program costs. Our fiscal analysis anticipates that the revenue generated from fees under this bill will only cover about half of program implementation costs.
 - We don't anticipate many requests for map reviews (Tier 1), which may decrease the
 total fee revenues this program would generate. Since this bill was originally
 introduced in the 2007 legislative session, DNR has developed a number of webbased mapping tools that are now available on the internet at no cost. Digital
 wetland inventory maps and new wetland indicator maps are now accessible on
 DNR's website, and anyone can view these two map layers and determine for
 themselves if wetlands are likely present on a property.



WI Wetland Inventory & Wetland Indicator Map



Filled Dammed Pond Filled Wetland Too Small to Delkneate 24K Rivers and Shorelines Local Roads
24K County Boundaries Wetland Indicator Soils Wetland Too Small to Deliv Upland
Wetland
Filled or Drained Wetland Filled or Drained Wetland **DNR Wetland Points DNR Wetland Areas** Filled Excavated Pond 24K Open Water USDA Wetspots Major Highways County Roads Interstate
State Highway
U.S. Highways **Excavated Pond** Dammed Pond Civil Towns Civil Town

Legend

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Scale: 1:18,232

Map created on Mar 24, 2010







Written Testimony of Representative Garey Bies Assembly Committee on Natural Resources Assembly Bill 818 – Wetland Identification Act

Good morning Chairman Black and committee members, I appreciate the opportunity to submit my testimony in support of Assembly Bill 818, the Wetland Identification Act.

This wetland issue came to my attention several years ago when I had a constituent who inadvertently built partially upon a wetland. The constituent applied for and received all the necessary building permits and therefore went ahead with his project, not knowing that it was up to him to determine if his project infringed upon a wetland. It was not until the project was well underway that the Department of Natural Resources notified him that he had impacted a wetland.

My constituent did not intentionally damage a wetland. He simply did not know that it was his responsibility to determine the presence of a wetland even though the government issued him a permit to build. In this case, the ground that was determined to be a wetland bore no resemblance whatsoever to what one normally associates with a wetland; the ground was not "soggy" nor were there plants present one would expect, like cattails.

Ever since this constituent case, I have looked for a way to prevent this type of situation occurring again and to provide some assistance to an individual trying determine the existence of wetlands on their property. As I started to work on the legislation, Senator Mark Miller approached me about working together, as he too had an interest in this area and was also working on legislation concerning wetlands. In this effort, we were joined by Senator Alan Lasee, and this session, by Senator Pat Kreitlow and Representative Zigmunt. What you see before you in Assembly Bill 818 is the product of our work and will, I believe, be of great service to our landowners while also working to protect our state's wetlands.

The legislation has two main components. First, the proposal requires that when an individual obtains a building permit, the local municipality issuing the permit must provide a notice to the applicant of their responsibility to determine if wetlands are present on their property where they intend to build.

The second main component of the legislation concerns the establishment of new services to be provided by the Department of Natural Resources to assist an individual in the determination of the presence of wetlands on their property. Under this legislation, three different services, or tiers, will be provided by the Department.

First for Wisconsin!

Capitol: P.O. 8952, Madison, WI 53708-8952 • (608) 266-5350 • Fax: (608) 282-3601 Toll-Free: (888) 482-0001 • Rep.Bies@legis.wi.gov www.legis.state.wi.us/assembly/asm01/news/

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First, for a fee of \$50, the Department will conduct a map review of the applicant's property. Using available mapping and other resources, the Department will conduct a remote review of the property and issue a written report as to the likely existence of wetlands on the property and then advise the applicant on whether further wetland review should be carried out prior to beginning their construction project.

The second "tier" of services provided by the Department under this proposal consists of an on-site evaluation of the applicant's property. For a fee of \$300 per acre of ground, the Department will perform an on-site determination of the property and issue a written report to the applicant as to the likely existence of a wetland in the project area.

It should be clearly noted that Tiers 1 and 2 do not provide wetland delineation services. The Tiers are designed to provide advice to the landowner as to whether their project has the potential to impact a wetland and if so, that further determination be performed.

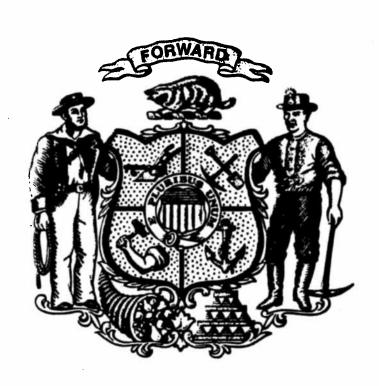
The third "tier" of services consists of an applicant requesting the Department to confirm the boundaries of a wetland delineated by a 3rd-party. This service would have a fee of \$300 per 20 acres inspected by the Department.

The third "tier" of service allows a landowner to have full confidence in a wetland delineation performed on their property.

All three of these tiers have specific timelines with which the Department shall carry out these services. The on-site services are obviously contingent upon weather and ground conditions.

It seems that in the past few years there is a greater understanding by Wisconsinites of our state's wetlands, the impact of those wetlands on the environment and the importance of protecting them. Efforts like the "Wetland Gems" program of the Wisconsin Wetlands Association increase the attention and public awareness of our wetlands and I believe instituting the provisions of this legislation will greatly assist in identifying and protecting wetlands from inadvertent damage.

Thank you for the opportunity to present my testimony in support of Assembly Bill 818 and I would be happy to answer any questions you may have.





Got Wetlands? Some May Not be Obvious

Know Before You Buy or Build

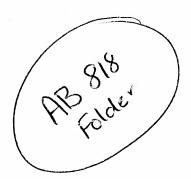
- Access information about:

 Locating and Identifying Wetlands

 Wetland Permitting

 Wetland Restoration



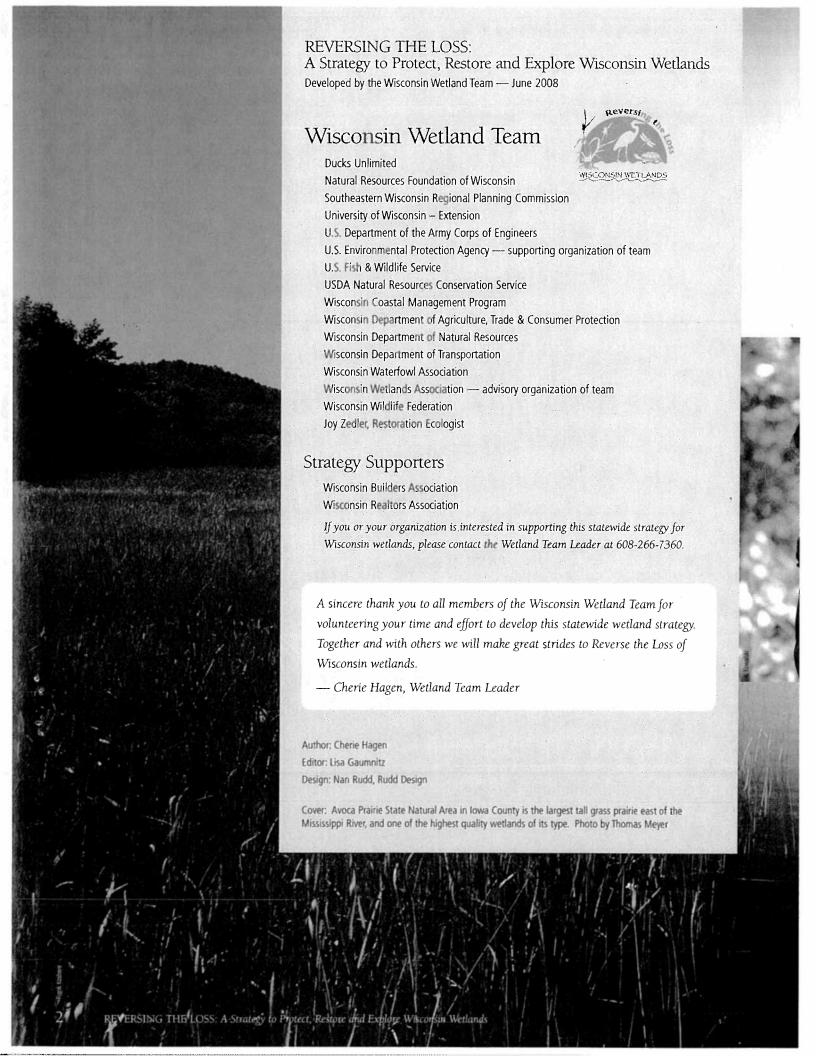




REVERSING THE LOSS

A Strategy to Protect, Restore and Explore Wisconsin Wetlands





REVERSING THE LOSS

A Strategy to Protect, Restore and Explore Wisconsin Wetlands



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What Challenges Face Wetlands? 8

How Will We Reverse the Loss? 10

What Actions Will We Take? 14

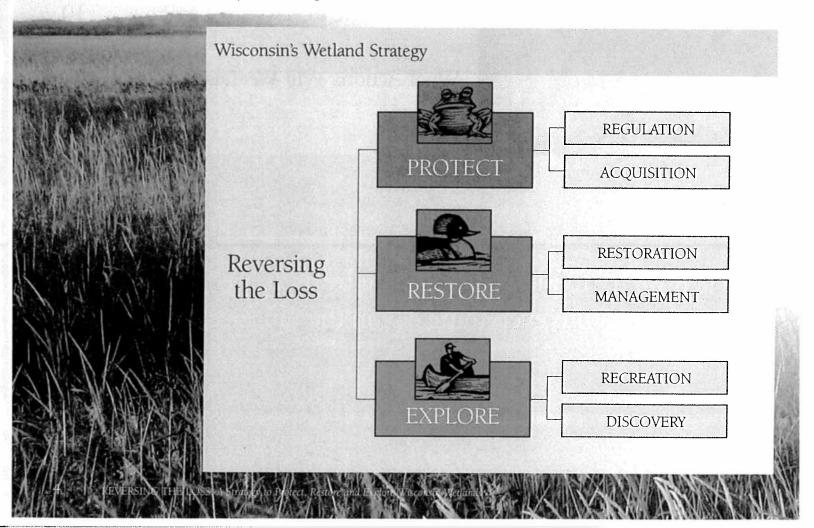
"When we try to pick out anything by itself, we find it hitched to everything else in the universe." — JOHN MUIR



Introduction and Overview

Residents and visitors treasure Wisconsin's diverse and abundant water resources. Wetlands are among the most valuable of these glacial gifts, a legacy laid down 12,000 to 14,000 years ago by melting glaciers. These natural resources have played a key role in shaping Wisconsin's history and culture. Wetlands are nurseries for fish and wildlife, purifiers for lakes, rivers, and groundwater, and storage for floodwaters. They're also a playground for birders, hikers, hunters and paddlers, and a storehouse for carbon, one of the greenhouse gases fueling climate change.

Reversing the Loss outlines a statewide strategy to protect, restore and explore these valuable natural resources. The title reflects the strategy's overarching goal and the collective vision of the 16 regional, state and federal agencies and conservation organizations that developed it. That goal is to reverse the loss of wetlands in Wisconsin, leaving for future generations an environmental balance sheet showing a net increase from today in wetlands quality and quantity.



The goal — to reverse the loss of wetlands in Wisconsin, leaving for future generations an environmental balance sheet showing a net increase from today in wetlands quality and quantity.

We've made great gains in protecting these valuable natural resources to benefit people and wildlife. We've significantly slowed permitted wetland destruction, while speeding the environmental review process and increasing awareness of, and support for, wetlands. But pressure on wetlands is growing as the state's population grows, and as national and global forces shape local land use. A group of various agencies and organizations have come together to form the Wisconsin Wetland Team to address these pressures and develop a common statewide strategy for reversing the loss in the quantity and quality of Wisconsin wetlands.

Wetland Accomplishments 2000-2007

The original Reversing the Loss strategy was developed by the Wisconsin Department of Natural Resources in 2000 to guide its activities. The initial strategy laid the groundwork for significant progress in protecting and restoring wetlands, including:

ISOLATED WETLANDS PROTECTED:



Wisconsin, propelled by a coalition of lawmakers, wetland enthusiasts and DNR wetland staff, became the first state to pass legislation restoring protection to small, isolated wetlands. Such wetlands comprise about 20 percent, or 1 million acres, of Wisconsin's remaining wetlands and they were no longer under federal protection as a result of a 2001 U.S. Supreme Court decision commonly referred to as SWANCC.

DNR ISSUES WETLAND PERMITS QUICKER AND PROTECTS MOST WETLANDS:



Recent data analysis shows that DNR's wetland permit program has improved to help landowners and developers get permits in an average of 30 days from receipt of a complete application, while protecting most wetlands. The permit program stresses avoiding and minimizing wetland losses resulting in an average of 250 acres of wetland loss per year, including the Wisconsin Department of Transportation wetland fill projects. In 2002,

DNR adopted rules that provide applicants with the option of offering wetland mitigation where in some circumstances wetlands may be restored to compensate for those filled. While compensatory wetland mitigation is a tool used by some applicants, more than 95% of state permits are approved without mitigation as a component.

WETLAND RESTORATION PERMITTING STREAMLINED:



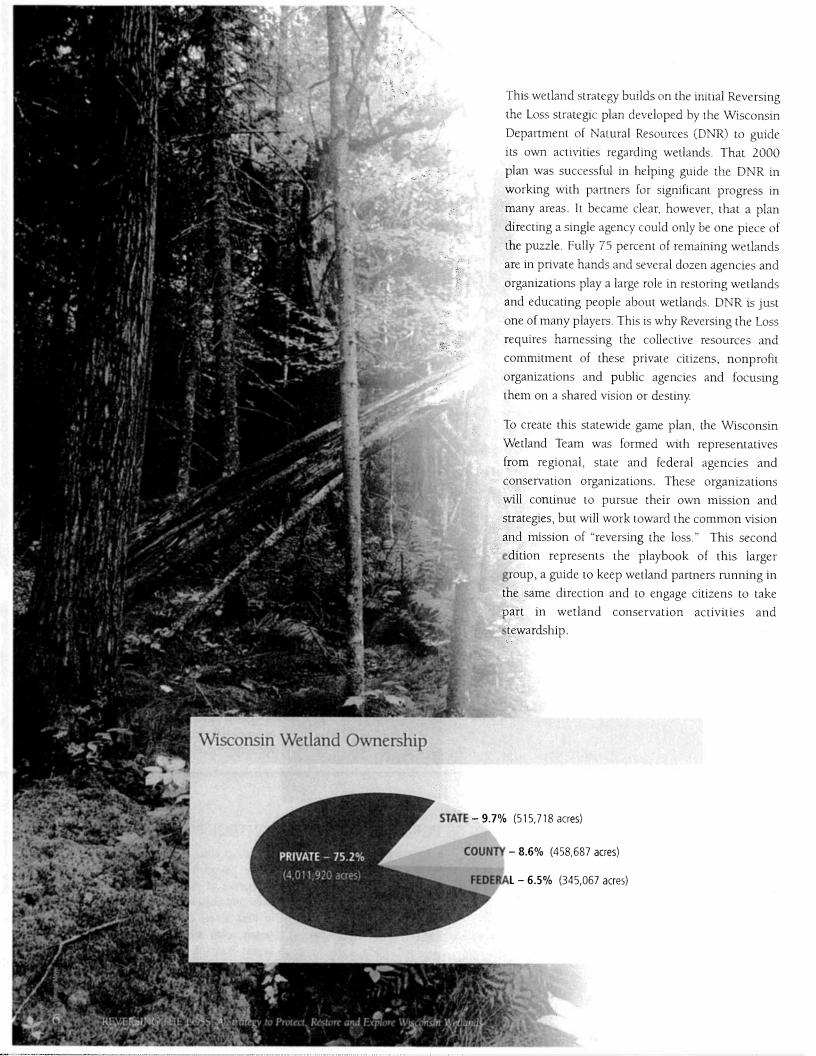
DNR worked with the Wisconsin Waterfowl Association, U.S. Fish & Wildlife Service, Natural Resources Conservation Service and other groups to develop administrative rules to make it easier and quicker for people to get permits for restoring and enhancing wetlands.

PURPLE LOOSESTRIFE CONTROL PROGRESSES:



A DNR-led effort is succeeding in using special purple loosestrife-eating beetles to reduce populations of this invasive plant in wetlands. Since DNR biologists began releasing the beetles in 1994, service groups and youth groups have largely taken over raising and releasing the beetles. Thanks to the efforts of all these groups, purple loosestrife is now in check in many Wisconsin wetlands.

5





Great Egrets at Crex Meadows Wildlife Area

Our mission — to promote, protect, restore, enhance and preserve the quantity, quality and diversity of Wisconsin's wetlands as critical components of ecosystems essential to the health and quality of life for Wisconsin's diverse citizenry, plants, animals, watersheds and landscapes.

We recognize it would be difficult to return Wisconsin to its original 10 million acres of wetlands present before statehood, which is why the goal is to avoid and minimize impacts to our remaining 5.3 million acres of wetlands and to continue restoring as many wetlands as possible. To achieve this overarching goal, the strategy calls for protecting, restoring, and exploring wetlands and identifies eight strategic goals to get there.

Strategic Goals

- 1. Strengthen and establish wetland partnerships.
- 2. Develop incentives for wetland conservation on private lands.
- 3. Advance public understanding and connection to Wisconsin wetlands.
- 4. Avoid and minimize wetland loss and degradation.
- 5. Restore lost wetlands and improve wetland health and functions.
- 6. Report and track the status of Wisconsin's wetland resources.
- 7. Develop wetland science and address research needs.
- 8. Secure stable funding for wetland stewardship and conservation.

Wetland team partners will implement the strategy by developing and carrying out two-year action plans outlining specific actions partners will take to achieve the eight strategic goals. Progress toward achieving the wetland vision will be reported biennially. We invite the public to view the two-year action plans and check our progress at www.dnr.wi.gov/wetlands/strategy.html.

Progress will be measured by:

- Regaining wetlands historically lost by acreage, type and function;
- · Preserving and protecting remaining wetlands;
- · Avoiding and minimizing new wetland loss; and
- Restoring biodiversity, health and function to degraded wetlands.

Wisconsin wetlands cannot be protected and managed without help from wetland partners citizens and other organizations. Those who want to help accomplish this wetlands vision can focus their efforts on one or more of the eight strategic goals. Having everyone working toward a common goal will enable Wisconsin to reverse wetland loss.





What Challenges Face Wetlands?

Wisconsin's wetlands are important to the ecology and economy of our state, but they are also an imperiled resource. Nearly half of the 10 million acres present in the 1800s have been destroyed, drained or filled to make way for agriculture, roads, cities and other uses. Wetland loss has slowed significantly in the last half-century as many people have realized that wetlands are not wastelands but crucial natural resources. These changing attitudes and the new laws they spawned have cut wetland loss significantly in Wisconsin since 1991 when state wetland water quality standards were adopted. Wetlands are important for healthy families, businesses and communities in Wisconsin.

Despite this progress, Wisconsin's remaining 5.3 million acres of wetlands continue to face many challenges. Threats to wetlands are occurring on local, regional and global scales, and they include global climate change, environmentally unfriendly construction and agricultural practices, invasive species and overuse of groundwater aquifers.



Reed canary grass, an invasive plant, is one of the most significant threats facing Wisconsin wetlands. It outcompetes native wetland plants, taking over the wetland, decreasing wetland health and biodiversity. Reed canary grass now dominates a half million acres, or about 10%, of Wisconsin wetlands.

The roots of these challenges often lie in the fact that wetlands aren't always obvious or well understood. Wisconsin has more than a dozen different kinds of wetlands, everything from floodplain forests along lakes and streams to meadows to prairies and shrub thickets. Many of these wetland types do not have the ducks, cattails and open water that many people envision when they hear or see the word "wetlands." Some wetlands are even dry for most of the year, with standing water or soggy soils only in the spring. They may be very small but these wetlands are highly productive in spring. They are the first areas to warm quickly producing food for developing frogs, reptiles and migrating birds, especially waterfowl.



It Pays To Save Wetlands

Wetlands are a key to healthy economies as well as to healthy ecosystems.

- 90% of the fish recreational anglers catch nationally spend some part of their life in wetlands (source: EPA843-F-06-004). In Wisconsin, sport fishing generates \$2.7 billion in business and provides \$200 million in tax revenues for local and state government.
- Wetlands reduce flooding peaks by as much as 60% and EPA estimates that an acre of wetlands can store 1 – 1.5 million gallons of floodwaters (EPA843-F-06-001).
- Half of North American bird species nest or feed in wetlands (EPA843-06-004). In Wisconsin, bird-watchers and wildlife watchers spend \$271 million waiting for a glimpse of their favorites.
- Polluted runoff from cities, farms and construction sites is filtered by wetlands before
 entering lakes and rivers. Clean lakes and rivers are the backbone of Wisconsin's tourism
 industry, which generated \$12 billion in 2007.
- The filtering capability of wetlands cuts the cost of treating drinking water. Some
 wetlands can remove a quantity of pollutants from the watershed equivalent to that
 removed from a \$5 million treatment plant (Source: EPA832-R-93-005)

The threats — global climate change, environmentally unfriendly construction and agricultural practices, invasive species and overuse of groundwater aquifers.

Lack of awareness about the ecological and economic values of wetlands means that wetlands, particularly small wetlands and wetland types that are not easily recognized by general citizens, continue to suffer degradation and destruction. When wetlands are destroyed or degraded, the flood control, water filtering and recreational services they provide to their surrounding communities are diminished or removed altogether. Surrounding lakes, rivers and streams suffer, as well as groundwater that maintains stream flows and provides drinking water supplies to many citizens. Water clarity may decrease and favorite plants and animals may dwindle or disappear entirely. Homes and businesses built on the wetlands may get flooded, and their foundations crack and shift as the soil shrinks and swells during drier and wetter times of the year.



Why Not To Build in Wetlands

- High water tables increase flooding potential, resulting in wet basements and damaged property
- Soils that shrink and swell result in cracked and failing foundations
- Violating wetland protection laws can result in the structure being moved and the wetland restored, both at considerable cost to the owner. It is best to know if a property contains wetlands before you buy or build so you can plan your project outside of the wetland.

Wisconsin Wetlands Association Threats Analysis

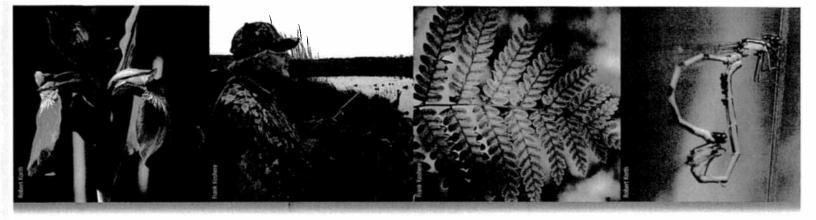
Representing more than 1,500 wetland enthusiasts, Wisconsin Wetlands Association (WWA) is wrapping up work on their initiative to help develop a strategic response and to proactively work to address existing and emerging problems facing wetlands. WWA's Wisconsin Wetland Threats Analysis involves identifying and ranking threats to wetlands by wetland community type for each region of the state and involves the participation of many wetland professionals. When complete, a detailed strategic guide will be developed for use by conservation-focused organizations in Wisconsin.

For more information please visit their website at www.wisconsinwetlands.org

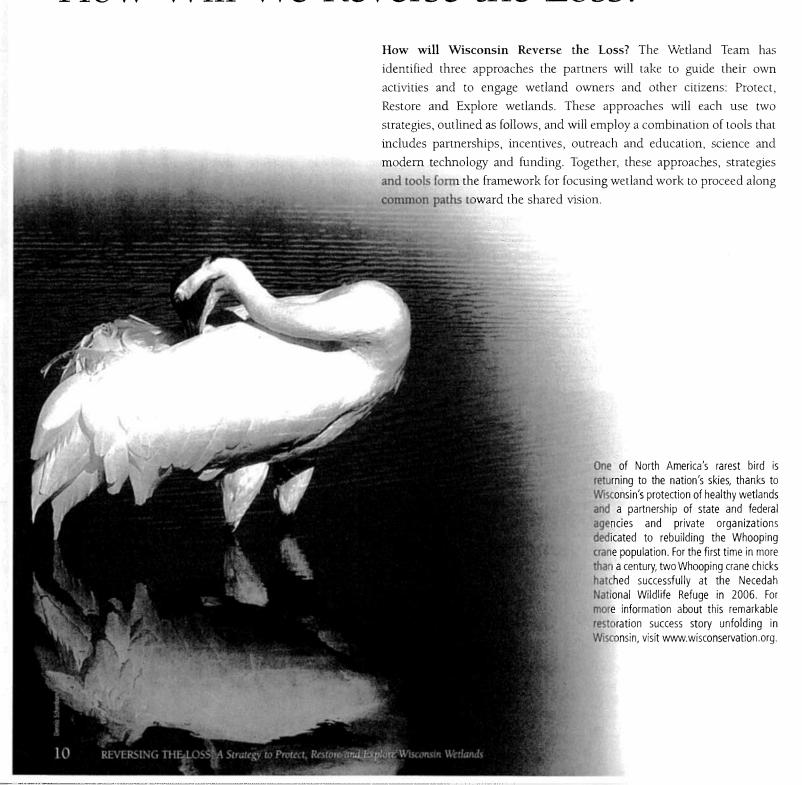
The need to increase awareness of wetlands, their diversity and the benefits they deliver is growing. The state's expected population growth will increase demands on Wisconsin landscapes and natural resources, exacerbating longstanding and emerging challenges. Urban sprawl has resulted in significant public roadway systems often traversing many wetland complexes. Growing energy demand will mean potential wetland impacts from the construction and upgrading of electric transmission lines, natural gas pipelines. and other energy infrastructure. The focus on corn-based ethanol and other alternative energy sources may also put existing wetlands at risk. And demand for limited land in densely populated areas of the state may increase challenges to wetland protection regulations. With limited undeveloped uplands, wetlands are often targeted for building sites.

Addressing these challenges is an enormous task and requires balancing public rights with those of private landowners. This document charts a course for reversing the loss of Wisconsin wetlands using a set of approaches and tools to achieve eight key strategic goals. Decision makers at all levels of government, including the private sector and citizens, all have a stake and an important role to play.





How Will We Reverse the Loss?





PROTECT...

Protect Wisconsin wetlands through land use planning, acquisition and implementation of wetland protection laws.

Protecting and preserving Wisconsin's remaining wetlands is critical for Wisconsin's economy, environment, and way of life. Nearly half of Wisconsin's wetlands present in the 1800s have been destroyed and the results are evident in increased flooding and poor water quality in several of the rivers and streams. The Milwaukee Metropolitan Sewage District (MMSD) plans to spend \$466 million on flood management projects in the Milwaukee River watershed by 2020 and has begun an innovative flood management program called Greenseams. This program identifies and purchases undeveloped, privately owned properties in areas that are expected to have major growth in the next 20 years to include parcels of open space along streams, shorelines and wetlands that permanently protect key lands containing water absorbing soils. The MMSD program is a unique approach to flood management and is touted as a model land use technique involving many local community partners within their service area, as well as the U.S. Fish & Wildlife Service, Wisconsin Department of Natural Resources and Wisconsin Coastal Management Program.



The Milwaukee Metropolitan Sewage District constructs wetlands to increase flood storage within the Milwaukee River watershed.

PROTECT Wisconsin wetlands through:

Regulations: Wisconsin has a complementary set of local, state and federal regulations that protects wetlands. Our goal is to have a comprehensive, well-coordinated wetland regulatory program that fully protects against wetland loss and degradation. The program will be strong and effective yet straight-forward and understandable to the public. Enforcement to stop illegal wetland activities and ensure compliance with wetland permit conditions are critical components.

The State Wetlands Permit Program Works

The Wisconsin Department of Natural Resources annually evaluates their wetland permit program and identifies improvement areas. A review of the state's wetland permit program by the Legislative Audit Bureau confirms that Wisconsin's program works:

- > Permitted wetland loss has significantly decreased;
- > People are getting their permits much faster; and
- > Permit approval rates have increased.

Acquisition: Our goal is to permanently protect priority wetlands to maximize benefits to people and a healthy environment. These "priority" wetlands include unique, exceptionally high quality and rare wetland types along with their associated aquatic and terrestrial communities, Plans such as the Land Legacy Plan and the Wildlife Action Plan help identify priority wetlands to protect. Through the acquisition of land or easements by federal, state, local government or nonprofit conservation organizations we can ensure these wetlands systems are permanently protected for future generations.

The Mink River Estuary in northern Door County, one of the most pristine freshwater estuaries in the country, has been protected forever through an innovative acquisition partnership. Through partnership and grants from the U.S. Fish & Wildlife Service, the DNR's Stewardship Program, the Natural Resource Damage Assessment Program (NRDA) and private donations, The Nature Conservancy's Wisconsin chapter was able to acquire 1,675 acres of these valuable coastal wetlands. The property has since been designated a State Natural Area, recognizing its uniqueness and increasing rarity.





RESTORE...

Restore Wisconsin wetlands by managing existing wetlands to improve wetland health and functions, and by re-establishing destroyed wetlands.

Improving the health of existing wetlands and restoring destroyed wetlands can benefit the individual property owner and the larger community. Several agencies and organizations have programs to help private landowners get started. The Wetlands Reserve Program run by the USDA Natural Resources Conservation Service, the Partners for Wildlife Program offered by the U.S. Fish and Wildlife Service, and the Wisconsin Department of Natural Resources Private Lands program can provide technical and financial help. Conservation organizations such as Ducks Unlimited and the Wisconsin Waterfowl Association have a rich history of working with federal and state agencies and with private landowners to restore wetlands across Wisconsin's landscape.



Read the Wetland Restoration Handbook for Landowners to learn more about restoring wetlands. For downloading the book off the web and for order information please visit www.dnr.wi.gov/wetlands/rest oration.html.



Landowners can get financial help to restore wetlands through the Partners for Wildlife Program offered by the U.S. Fish & Wildlife Service.

RESTORE Wisconsin wetlands through:

Restoration: Wetland restoration projects should consider a range of ecological needs and functional values. These projects help recapture previously drained or filled wetlands and may result in a net gain of wetlands as measured by acreage, type, condition and function. Restoring rare or declining wetland types and communities, such as Great Lakes coastal wetlands and forested wetlands should also be considered, as well as restoring wetlands historically lost.

Management: Existing wetlands should be managed to restore their natural functions and enhance enjoyment by Wisconsin residents and visitors. Consideration should be given for managing wetlands for biodiversity and ecological integrity. In certain cases, wetlands may also be managed for specific functions, such as to provide habitat for migratory birds, decrease flooding and improve water quality. Managing rare or declining wetland types to maintain these unique communities is especially important since many of these wetlands are difficult or impossible to successfully restore if they are drained or filled.



Hikers, hunters and birders have gained an unparalleled playground in the Turtle Valley Wildlife Area in Walworth County after the completion of the largest individual wetland restoration project in Wisconsin. Nearly 1,800 acres of wetlands have been restored through a partnership between the USDA Wetland Reserve Program, the DNR, the U.S. Fish & Wildlife Service, Pheasants Forever and Walworth County Land Use & Resource Management Department. DNR now owns and operates this great recreational resource in one of the most populous areas of the state.



Explore Wisconsin wetlands through recreational and educational opportunities to enhance understanding of wetlands and increase wetland stewardship.

Wisconsin has a wealth of wonderful wetland sites that are accessible to citizens who are interested in exploration of the state's tremendous diversity of wetland types, including marshes, swamps, bogs, fens and more - they are wonderlands just waiting to be discovered. Spring peepers call their mates as the weather warms. Baby fish emerge from their egg sacs. Cranes build their nests. And that's just for starters. The wetland's calendar year is filled with sights, sounds, sensations and activities for people of all ages. By exploring Wisconsin's wetlands, citizens create a connection with these natural resources that may encourage them to support and engage in activities to protect and restore Wisconsin wetlands.

This connection is vital because more than 75 percent of wetlands in Wisconsin are privately owned. It is essential to enlist wetland owners, conservation organizations and local governments in preserving and restoring wetlands on private property, and to build support among the general public for such efforts.

Partners already help people build that The Wisconsin connection. Wetlands Association, for example, provides guided tours and activities and is expanding its offerings to enable people to explore and learn about wetlands on their own time. The organization's Wisconsin Wetland Gems List to be released later in 2008 - will feature 100 sites representing all wetland community types and all geographic regions of the state. This guide will provide a wonderful introduction to Wisconsin's wetland heritage and represents one example of the expanded efforts needed.

EXPLORE Wisconsin wetlands through:

Recreation: Our goal is to provide and promote recreational opportunities in and near wetlands for wildlife watchers, hikers, anglers, hunters, trappers and paddlers while sustaining wetlands' health and integrity.



Canoeing and birdwatching are just two of the great ways to explore Wisconsin wetlands.

Discovery: Through public outreach and education programs citizens can discover the wonders of wetlands that can help build the understanding ultimately necessary to stop wetland destruction and gain support for wetland protection. Field trips, guided tours, and information about wetlands can help citizens learn about wetlands with others or on their own. Providing and promoting meaningful opportunities for citizens to get involved in wetland conservation also allows them to discover the roles they can play in helping wetlands, including sharing their wetland experiences with others.



Field trips offered by local natural centers and organizations such as the Wisconsin Wetlands Association and the Natural Resources Foundation of Wisconsin are another great way to discover wetlands.



Students at River Crossing Environmental Charter School in Portage learn about wetlands by taking a hands-on approach and getting their feet wet.



What Actions Will We Take?



Wetland Team partners have identified eight strategic goals to achieve the overarching vision of reversing wetland loss. A few of the specific actions partners will take for each of those goals are listed below. Citizens and organizations who want to get involved are invited and encouraged to focus their efforts on any of the strategic goals listed below.

Goal 1 Strengthen and establish partnerships to maximize wetland stewardship and conservation opportunities



Wetland Team Goals:

- W Broaden and blend partnerships with other organizations to strengthen outreach and education programs to advance wetland understanding and support.
- Strengthen the Wisconsin Wetland Team partnership to ensure state, federal and local partnership and informed advocacy for wetland protection and restoration.
- W Identify and adopt a package of economic incentives for wetland landowners to restore and manage wetlands.

- 🔰 Join a conservation organization that supports wetlands, such as the Wisconsin Wetlands Association, the Wisconsin Waterfowl Association, the Wisconsin Wildlife Federation or Ducks Unlimited
- W Support public agencies and private organizations in wetland and watershed protection initiatives by attending public hearings and voicing your support or by participating or leading the initiative in your local community.
- Get involved in local efforts to protect, restore and explore wetlands.

Goal 2 Strengthen and develop incentives for wetland conservation on private lands



Wetland Team Goals:

- Identify and adopt a package of economic incentives for wetland landowners who restore and manage wetlands.
- W Seek to establish a "Wetland Protection and Restoration Grant Program".
- W Encourage the Wisconsin Department of Revenue to work with wetland partners to revise state property tax policy to remove disincentives for wetland restoration and conservation on private lands.

Citizen Action Ideas:

- Contact your local, state and federal representatives to share your opinion about economic incentive programs and policies for private landowners and measures to remove the tax disincentives that now exist for protecting and restoring wetlands on private lands.
- Take advantage of existing programs that offer funding to restore wetlands on your land, such as the USDAs Wetlands Reserve Program, U.S. Fish & Wildlife Service's Partners for Wildlife Program and DNR's Private Lands Program.
- Support or volunteer for conservation organizations that advocate for wetland incentives on private lands.

Goal 3 Advance public understanding and connection to Wisconsin wetlands



Wetland Team Goals:

- W Develop and promote a common wetland message.
- W Create awareness of wetland laws.
- M Increase public awareness of wetlands through outreach and public events.

- Get your feet wet and explore wetlands visit a wetland in your area. A good place to start is at your local nature center or sign up for a field trip with Wisconsin Wetlands Association or the Natural Resources Foundation. Don't forget to celebrate World Wetlands Day on February 2nd and throughout May for American Wetlands Month.
- W Learn more about the various types of wetlands found in Wisconsin and why they are important to society and nature.
- Share your knowledge about wetlands with others and take them to visit your favorite ones so they can also discover the wonders of wetlands. Information on Wisconsin Wetland Gems can be found on the Wisconsin Wetlands Association Website at www.wisconsinwetlands.org.

Goal 4 Avoid and minimize wetland loss and degradation



Wetland Team Goals:

- **Ensure** wetlands are protected at the local, state and federal level by assuring that standards, policies and guidance fully address threats to wetlands. Also, by reducing illegal wetland filling and increasing permit compliance.
- Develop and implement wetland protection tools for use in local planning and development. For example, identification of potentially restorable wetland sites that could be incorporated into local zoning ordinances.
- Acquire wetlands in an efficient manner to maximize limited funding, address identified needs, and benefit both the natural resource and Wisconsin residents.

Citizen Action Ideas:

- W Plan projects to avoid negative impacts on wetlands.
- **Protect wetlands with a conservation easement, covenant or other deed restriction mechanism to ensure permanent protection of the wetlands.**
- **▼ Report suspected** wetland violations to the Wisconsin Department of Natural Resources by calling their tip line at 1-800-TIP-WDNR or the U.S. Army Corps of Engineers.

Goal 5 Restore lost wetlands and improve health and functions



Wetland Team Goals:

- Restore and maintain wetlands in an efficient manner to maximize limited funding, address identified needs, values and services that will benefit both the natural resource and Wisconsin residents.
- W Develop landscape plans that effectively target wetland restoration activities.
- W Position Wisconsin to maximize federal and private investment in wetland conservation.

- **Mattend wetland restoration training opportunities and programs for landowners. Read the Wisconsin Wetland Restoration Handbook found on Wisconsin Wetlands Association website at www.wisconsinwetlands.org or the Department of Natural Resources website at www.dnr.wi.gov/wetlands.
- W Participate in restoring and managing wetlands.
- Maintain a natural buffer around any wetlands on your property to help filter sediments from runoff and provide additional wildlife habitat. If you don't own a wetland you can support local laws requiring wetland buffers.

Goal 6 Report and track the status of Wisconsin wetlands



Wetland Team Goals:

- Establish and refine an integrated program for tracking wetland quantity and quality, including efforts to develop and promote wetland monitoring programs.
- Increase the production, use and accessibility of the Wisconsin Wetland Inventory and related data using best available technology.
- Develop better tools to evaluate wetland function at the watershed scale and site specific tools for assessing wetland function, condition and restoration success.

Citizen Action Ideas:

- **Become a volunteer** wetland monitor. Opportunities are listed at: www.dnr.wisconsin.gov/wetlands/volunteer.html.
- **W** Keep a journal of your favorite wetland and note the plants and animals you find during the different seasons and other changes you observe, such as water presence or absence.
- Use the Department of Natural Resources web-based mapping tool, the Surface Water Data Viewer, to locate wetlands on your property. To access the mapping tool visit www.dnr.wisconsin.gov/wetlands/locating.html.

Goal 7 Develop wetland science and address research needs



Wetland Team Goals:

- W Develop a mechanism for making wetland research a priority within the Wetland Team and take full advantage of funding opportunities.
- W Develop research and monitoring for invasive species.
- Identify and minimize hydrologic impacts to wetlands from various sources, such as high capacity well pumping and stormwater runoff.

- **Be** aware of the various threats to wetlands and support research to address the threats. To learn more about wetland threats read the Wisconsin Wetlands Association Threats Analysis when completed, which can be found on their website at www.wisconsinwetlands.org.
- Learn to identify common invasive species found in wetlands. Some of the common culprits are reed canary grass, phragmites, purple loosestrife and buckthorn. For information on invasive plants visit the Invasive Plants Association of Wisconsin at www.ipaw.org.
- W Use the latest science and research for controlling invasive plants species in your wetlands.

Goal 8

Secure stable funding for wetland conservation and stewardship



Wetland Team Goals:

- W Optimize financial investments for wetland conservation and education.
- w Expand resources for public interest work needed to build capacity for education, outreach and advocacy for wetland stewardship.
- Seek full federal funding allocations for federal wetland conservation and environmental programs.

Citizen Action Ideas

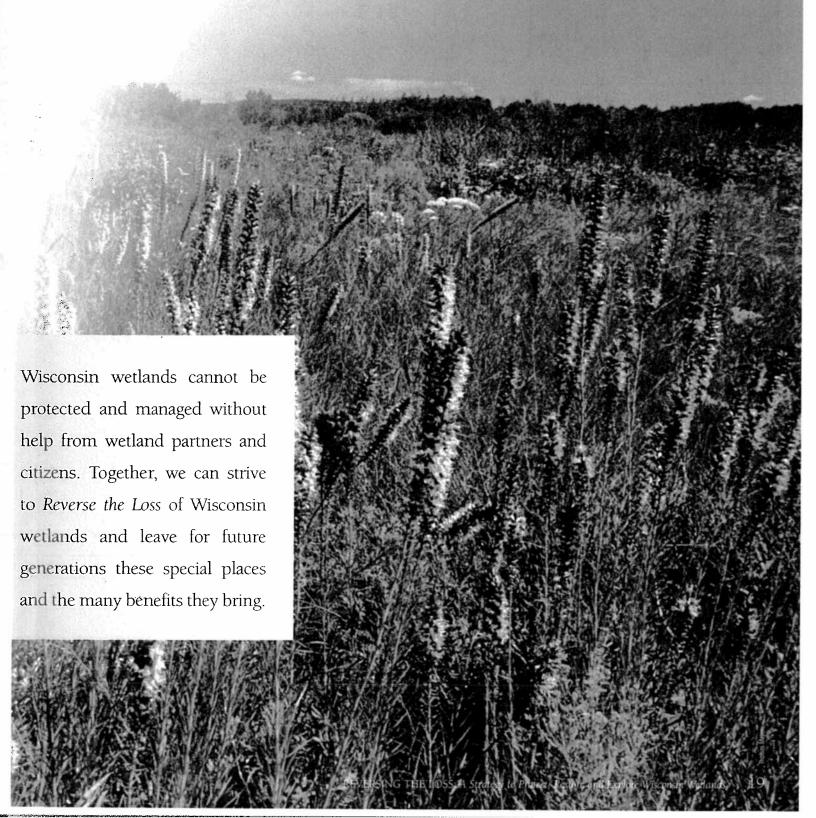
- Contact your local, state and federal representatives to share your opinion about funding for proposed wetland initiatives, as well as for existing public programs. Initiatives could include a user tax to help support wetland acquisition and restoration.
- Purchase federal and state duck stamps from your local post office to support wetland acquisition and restoration.
- W Contribute to the Natural Resources Foundation Fund to support wetland conservation and protection.

The Wisconsin Wetland Team will implement the wetland strategy by developing two-year action plans found at www.dnr.wi.gov/wetlands/strategy.html that describe specific actions team members will take to accomplish the strategic goals. The team will evaluate progress toward achieving these goals and prepare biennial reports on two-year action plan accomplishments. The strategy will also be reviewed biennially and changes made if necessary.



"Just as the creatures are always changing, always shifting, the land is constantly transforming. The wetland is continuously rearranging, altering from water to land to water and back again. In several thousand years, what will this place look like?"

"THIS TENDER PLACE" - The Story of a Wetland Year, written by Laurie Lawlor



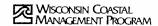


Water level draw-downs on Pool 8 in the Upper Mississippi River helped restore a rich mosaic of critical wetland habitats, a boon for fish and wildlife and for the hunters, wildlife watchers and others who enjoy the area.

Publication of this statewide wetland strategy was funded by the Wisconsin Department of Natural Resources; the Natural Resources Foundation of Wisconsin; the Wisconsin Coastal Management Program; the National Oceanic and Atmospheric Administration, Office of Ocean and Coastal Resource Management under the Coastal Zone Management Act, Grant # NA08NOS4190431; and UW-Extension Urban Horticulture Program under USDA ESREES Grant #2006-450-60-03702.











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