



1997 SENATE BILL 490

March 10, 1998 - Introduced by Senators GROBSCHMIDT and DARLING, cosponsored by Representatives WASSERMAN and WALKER, by request of the University of Wisconsin - Milwaukee. Referred to Committee on Education.

1 **AN ACT** *to amend* 36.37 (3) (intro.) and 36.37 (4) (a) to (c); and *to create* 36.37
2 (3) (e) of the statutes; **relating to:** Downer Woods on the campus of the
3 University of Wisconsin-Milwaukee.

Analysis by the Legislative Reference Bureau

Current law requires the preservation of the area on the campus of the University of Wisconsin-Milwaukee (UW-Milwaukee) known as Downer Woods. Currently the area consists of 18.805 acres, which are divided into four separate categories: the permanent conservation area (11.101 acres); permanently reserved woodland (3.018 acres); the park and woodland areas (4.686 acres); and the buildings and grounds of the former Downer College. The park and woodland areas are subject only to limited modifications, such as landscaping.

This bill adds 2.6287 acres to the Downer Woods. The additional acreage constitutes a 5th category: park and woodland areas that may be subject only to limited modifications, such as landscaping and utility lines.

The bill also allows 0.75 acres of that portion of Downer Woods designated as permanently reserved woodland to be used for an addition to Sandburg Hall, a UW-Milwaukee dormitory. The bill directs the UW board of regents to grant a temporary easement to allow construction of the addition, and whenever Sandburg Hall needs maintenance, conditioned upon the ecological restoration of the area within the easement.

Finally, the bill directs the chancellor of the UW-Milwaukee, through the UW-Milwaukee Field Station, to prepare and implement a Downer Woods natural

SENATE BILL 490

area management and restoration plan to ensure that the conservation area is managed properly as a natural area.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 36.37 (3) (intro.) of the statutes is amended to read:

2 36.37 (3) DEFINITIONS. (intro.) In this section, “Downer Woods” or “the woods”
3 means those parcels of wood, parkland and buildings comprising more than 18.805
4 21.4337 acres located on the campus of the University of Wisconsin–Milwaukee, and
5 divided into ~~4~~ 5 separate and distinct categories, which categories shall define the
6 proper and permissible uses of the parcels, as follows:

7 **SECTION 2.** 36.37 (3) (e) of the statutes is created to read:

8 36.37 (3) (e) Park and woodland areas, consisting of 2.6287 acres, which may
9 be subject to limited modifications, such as landscaping and utility lines.

10 **SECTION 3.** 36.37 (4) (a) to (c) of the statutes are amended to read:

11 36.37 (4) (a) That portion of Downer Woods designated a permanent
12 conservation area is to be forever protected from encroachment or disparate uses,
13 and its boundaries are to be defined and protected by fencing or other suitable means.
14 The chancellor of the University of Wisconsin–Milwaukee, through the University
15 of Wisconsin–Milwaukee Field Station, shall prepare and implement a Downer
16 Woods natural area management and restoration plan to ensure that the
17 conservation area is managed properly as a natural area.

18 (b) That portion of Downer Woods designated as permanently reserved
19 woodland shall be set aside exclusively for purposes of community enhancement and
20 relaxation, and any disparate uses to or encroachments upon such land is prohibited

SENATE BILL 490

1 except for the purpose of constructing an addition and providing service to Sandburg
2 Hall, which may not exceed 0.75 acres. The board shall grant a temporary easement
3 sufficient to facilitate the construction of the addition, and whenever necessary to
4 facilitate the maintenance of Sandburg Hall, conditioned upon the ecological
5 restoration of the area within the easement.

6 (c) That portion of Downer Woods designated as park and woodland areas
7 under sub. (3) (e) may be used by the University of Wisconsin-Milwaukee as
8 recreational and aesthetic corridors, ~~if any.~~ Any modifications made to such portions
9 that portion of the woods ~~do~~ under sub. (3) (e) may not significantly alter the present
10 character of such land, and any disparate uses to or encroachments upon such land
11 is ~~are~~ prohibited.

12

(END)