

Appendix C
NOTICE TO ADJACENT PROPERTY OWNERS
STATE OF WISCONSIN -- LIVESTOCK FACILITY SITING

Wis. Stats. § 93.90; Wis. Adm. Code ch. ATCP 51

_____ (“political subdivision”) has received an application from _____ (“applicant”) to approve a new or expanded livestock facility located at _____.

The application form and worksheets, which are prescribed by state law, describe the proposed facility in detail including how the applicant will comply with state siting standards relating to:

- Property line and road setbacks.
- Odor management.
- Waste and nutrient management.
- Waste storage facilities.
- Runoff management.

The application materials may be viewed (by visiting this website: _____ (at this address during normal business hours: _____) [~~strike what does not apply~~].

The boxes checked below describe the political subdivision’s procedures for making a decision on this application:

The political subdivision notified the applicant that its full application was complete on _____. Under state law, the political subdivision must normally grant or deny the application within 90 days after that date.

Based on a completeness determination, the political subdivision must approve the application unless it finds, based on other clear and convincing evidence, that the application fails to meet state standards.

A political subdivision must grant or deny a request to modify an existing local approval within 45 days after the livestock operator’s submission of a complete application.

Interested persons may submit comments and information, in writing, by _____.

The political subdivision will hold a public hearing on this matter, and will publish a hearing notice in the normal manner.

An applicant, or a person who resides or owns land within 2 miles of the proposed livestock facility, may appeal the political subdivision’s decision to the Wisconsin Livestock Facility Siting Review Board. Any appeal must be filed within 30 days after the political subdivision’s final decision (includes any decisions made as part of a local administrative review process).

On the back side of this notice, you will find a short summary of state livestock facility siting requirements. For more information, you may call _____ or visit the state website at <http://livestocksiting.wi.gov>

State Livestock Facility Siting Requirements (For New or Expanded Livestock Operations that Need a Local Permit)

Standard	Applies to	Specific Requirements
General Information (see main application)	All applicants	<ul style="list-style-type: none"> • Describe proposed livestock operation in detail including a narrative • Show maximum number of “animal units” proposed • Document compliance with state siting standards
Setbacks (see site map)	All applicants	<ul style="list-style-type: none"> • Require that livestock structures meet local setbacks (cannot exceed state maximums of 100 to 300 feet depending on size) • Require setbacks for new and expanding manure storage and certain housing types ranging from 400 to greater than 2,500 feet depending on the facility’s size • Allow setback reductions based on odor control practices • Grandfather existing structures and allows limited expansion of structures away from property lines • Must comply with existing water quality setbacks (wetland, floodplain, well setbacks)
Odor Management (see worksheet)	All applicants, with a focus on livestock operations that have: <ul style="list-style-type: none"> • Manure storage or housing structures near their property lines, or • New or expanded manure storage or housing structures that do not meet setbacks without odor control practices 	<ul style="list-style-type: none"> • Remain in compliance with odor standard incorporated into existing permit (released when a subsequent approval is granted for an expansion) • Must have an odor management plan if existing storage within 600 feet of property line or existing housing is within 400 feet • May be asked to update odor management plan if political subdivision receives verified odor complaint • Document reductions in setbacks for new and expanded manure storage and high odor housing structures based on odor control practices
Waste and Nutrient Management (see worksheet)	All applicants	<ul style="list-style-type: none"> • Document amount of manure and other waste that will be generated by the proposed livestock facility • Describe how wastes will be managed (e.g. composting, land spreading) • Identify land receiving manure with any spreading restrictions • Submit a checklist showing documenting a plan to manage manure and nutrient applications to meet crop needs while minimizing risks to water resources • Comply with performance standards for soil erosion, tillage setbacks and phosphorus management
Waste Storage Facilities (see worksheet)	All applicants with waste storage structures (manure storage is not required)	<ul style="list-style-type: none"> • Construct new and expanded storage structures according to technical standards • Certify that existing structures are safe (not leaking or failing) • Close structures that are not safe • Operate structures according to performance standards
Runoff Management (see worksheet)	All applicants	<ul style="list-style-type: none"> • Prevent significant discharges from animal lots, feed storage, and milking center waste • Certify that feed storage structures are safe (not leaking or failing) • Meet phosphorus discharge standards for existing animal lots • Design new and expanded animal lots and feed storage to the latest technical standards (exceptions apply) • Meet performance standards for clean water diversion, overflow from waste storage, unconfined manure piles and overgrazing of streambanks
Training and Incident Response Plans	All applicants	<ul style="list-style-type: none"> • Develop employee training (manure and odor mgmt.) • Develop incident response plan (spills and odor events)