



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny, Secretary
Box 7921
Madison, Wisconsin 53707
TELEFAX NO. 608-267-3579
TDD NO. 608-267-6897

CR 89-600

RECEIVED

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES)

OCT 16 1989
3:10 pm
Revisor of Statutes
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WR-37-89 was duly approved and adopted by this Department on May 25, 1989. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building the City of Madison, this 10th day of October, 1989.

Bruce B. Braun, Deputy Secretary

(SEAL)

10-1-89

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
REPEALING RULES

.....
IN THE MATTER of repealing s. NR 104.07(3) .
of the Wisconsin Administrative Code .
pertaining to a revised surface water . WR-37-89
quality criterion for a segment of the .
Oconto River .
.....

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 144.025(2)(b), 227.11(2)(a) and 227.16(2)(e), Stats.
Statutes interpreted: s. 144.025(2)(b), Stats.

The subject of this revision is the applicable dissolved oxygen criterion for the segment of the Oconto River from the bridge in Oconto Falls to the county highway "J" bridge. The Oconto River is classified to meet fish and aquatic life standards for water quality. Section NR 104.07(3) provides an exception or variance to the water quality criterion for dissolved oxygen. This variance to the dissolved oxygen criterion is no longer needed based on water quality analysis of the conditions impacting the oxygen content of this surface water. Therefore, s. NR 104.07(3) is being repealed. The effect of this revision is that the dissolved oxygen standard for this segment of the Oconto River will be 5 mg/l instead of 3 mg/l.

SECTION 1. NR 104.07(3) is repealed.

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on May 25, 1989.

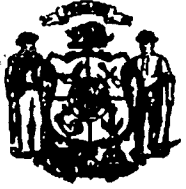
The rule shall take effect the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin October 10, 1989

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)



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In reply refer to 1020

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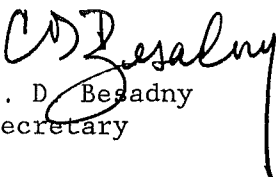
Mr. Orlan L. Prestegard
Revisor of Statutes
Suite 702
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WR-37-89. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Urban Affairs, Environmental Resources, Utilities and Elections pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,


C. D. Besadny
Secretary

Enc.