



WISCONSIN LEGISLATIVE COUNCIL
AMENDMENT MEMO

January 2011 Special Session
Senate Bill 10

Senate Amendment 2

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JANUARY 2011 SPECIAL SESSION SENATE BILL 10

Senate Bill 10 would exempt an activity affecting a wetland of less than three acres in size from the water quality standards applicable to wetlands and other laws administered by the Department of Natural Resources (DNR) that relate to water quality and navigable waters if:

- The wetland is in Brown County.
- The site of the activity is part of a tax incremental district.
- The site of the activity is zoned for community business use.
- The person engaged in the activity is issued any necessary permit from the U.S. Army Corps of Engineers.
- The person engaged in the activity will complete required mitigation at a ratio of at least 1.5 acres of wetlands created or mitigation bank credits purchased to one acre of wetland affected.

Senate Amendment 2

Senate Amendment 2 would change the bill as follows:

- The exemption would only apply in the Village of Ashwaubenon.
- The exemption would only apply to nonfederal wetlands.

- The exemption would only apply in the vicinity of a professional football stadium.
- Wetland mitigation of 1.5 acres of wetland for each acre affected by the activity would be required or an alternative mitigation project could be approved by DNR.

Legislative History

The Senate Committee on Natural Resources and Environment introduced Senate Amendment 2 and recommended adoption of the amendment by a vote of Ayes, 6; Noes, 1. The committee recommended passage of Senate Bill 10, as amended, by a vote of Ayes, 4; Noes, 3. The Senate adopted Senate Amendment 2 by a voice vote and passed Senate Bill 10, as amended, by a vote of Ayes, 20; Noes, 11. The Assembly concurred in Senate Bill 10 by a vote of Ayes, 56; Noes, 35; Paired, 4. The Governor approved Senate Bill 10 on February 4, 2011 (2011 Wisconsin Act 6).

LAK:jb;ksm