

# State of Wisconsin

SENATE CHAIR  
**Alberta Darling**

317 East, State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
Phone: (608) 266-5830



ASSEMBLY CHAIR  
**John Nygren**

308 East, State Capitol  
P.O. Box 8593  
Madison, WI 53708-8953  
Phone: (608) 266-2343

## Joint Committee on Finance

### MEMORANDUM

To: Members  
Joint Committee on Finance

From: Senator Alberta Darling  
Representative John Nygren

Date: February 11, 2019

Re: 14-Day Passive Review Approval – DNR

Pursuant to s. 23.0917(6m), Stats., attached is a 14-day passive review request from the Department of Natural Resources, received on February 11, 2019.

Please review the material and notify **Senator Darling** or **Representative Nygren** no later than **Thursday, February 28, 2019**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

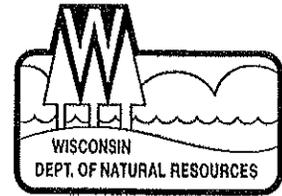
Also, please contact us if you need further information.

Attachments

AD:JN;jm

State of Wisconsin  
DEPARTMENT OF NATURAL RESOURCES  
101 S. Webster Street  
Box 7921  
Madison WI 53707-7921

Tony Evers, Governor  
Preston D. Cole, Secretary  
Telephone 608-266-2621  
Toll Free 1-888-936-7463  
TTY Access via relay - 711



February 5, 2019

The Honorable Alberta Darling, Co-Chair  
Committee on Joint Finance  
Room 317 East  
State Capitol  
PO Box 7882  
Madison WI 53707-7882

The Honorable John Nygren, Co-Chair  
Committee on Joint Finance  
Room 309 East  
State Capitol  
PO Box 8953  
Madison, WI 53707-53708

FEB 11 2019  
*St. Finance*

Dear Senator Darling and Representative Nygren:

Pursuant to s. 23.0917(6m)(a) and (dr), Wis. Stats., the Department is notifying you as co-chairs of the Committee on Joint Finance of a proposed grant of \$43,030.00 from the Knowles-Nelson Stewardship Program to Marinette County for County Forest land acquisition.

This purchase will incorporate a 40-acre inholding into Marinette County Forest. County acquisition of this parcel will create a contiguous block of working forest and eliminate a mile-long public-private boundary complicating forest management. The property will be open to nature-based outdoor activities, as defined in s. 23.0916(1)(b), Wis. Stats.

As provided in s. 23.0917(6m)(a), Wis. Stats., if the Department does not receive notification of the scheduling of a hearing from either of the Joint Committee on Finance co-chairpersons within 14 working days from today, the Department will award this grant.

Thank you for your consideration.

Sincerely,

*for* Preston D. Cole  
Secretary

C: Doug Haag, Administrator, Internal Services Division  
Doug Brown, County Forest & Public Lands Specialist, Bureau of Forestry Field Operations

**DATE:** February 5<sup>th</sup>, 2019

**TO:** Members of the Joint Committee on Finance

**FROM:** Preston D. Cole, Secretary

**SUBJECT:** Request for approval of a Stewardship grant award for land acquisition north of Highway 64

Pursuant to s. 23.0917(6m)(a) and (dr), Wis. Stats., the Department of Natural Resources is notifying you of a proposed \$43,030.00 Knowles-Nelson Stewardship grant to Marinette County for acquisition of a 40-acre property. The Knowles-Nelson Stewardship program is funded under s. 20.866(2)(ta), Wis. Stats.

**PROJECT DETAILS:**

**Project Sponsor:** Marinette County  
**Grant sub-program:** County Forest Acquisition

**Location:**

The land is in the Town of Amberg in northeast Marinette County. This parcel is surrounded on four sides by County Forest land and is accessible via Forest Road 101 and other established forest roads extending into the property. Marinette County is a significant recreation destination for Green Bay, Fox Valley, Milwaukee and Chicago metropolitan regions.

Project area maps are attached as Appendix A

**Project Description:**

All 40 acres will be incorporated into the Stewardship and County Forest programs and managed according to the County Forest 15 Year Plan. The parcel includes 33 acres of upland, a mix of oak, maple, pine and balsam fir. There is also seven acres of northern white cedar.

The Town of Amberg is in support of this acquisition and the Marinette County Board unanimously approved this project.

**Project benefits:**

- County acquisition of this property will create a contiguous block of county forest land and coordinated management with the surrounding county forest property.
- This acquisition will eliminate 1-mile of public-private property boundaries and dramatically improve efficient management of productive timber land in contiguous public ownership.
- The northern white cedar area is a headwater drain into Squaw Creek, which is a feeder to Pike River, a designated Wild River.

**Public Uses:** This property is currently closed to any public use. This acquisition will ensure public access year-round for hunting, fishing, trapping, hiking, cross-country skiing, snowshoeing, biking, and primitive camping. County ownership will provide unlimited off-trail or cross-country hiking opportunities throughout the property as well as expansion of proposed motorized access to the adjacent County Forest.

The Department's analysis of the permitted nature-based outdoor activities is attached in Appendix B.

**Property Management:** The property will be enrolled into the County Forest Program and managed consistently with s. 28.11 Wis. Stats., which ensures that the land will be managed for optimum production of forest products together with recreational opportunities, wildlife, and watershed protection. Management will occur according to the *Marinette County Forest 15 Year plan*, as approved by the Department.

**PROJECT FINANCES:**

**A. Appraisal:**

As required by s.23.0917(7)(e)1., Wis. Stats., land value was determined by a DNR-reviewed and accepted appraisal of \$84,000

**B. Grant Calculation**

Land value	\$84,000.00
Grant-eligible associated costs	<u>\$3,060.00</u>
Total grant eligible project costs	\$87,060.00
<b>DNR Stewardship grant funding</b> <i>(County requesting slightly &lt;50%)</i>	<b>\$43,030.00</b>

**I. RECOMMENDED:**

Terry Bay 1/31/19  
Terry Bay, Director Date  
Bureau of Facilities and Lands

Doug Haag 2-1-19  
Doug Haag, Administrator Date  
Division of Internal Services

Attachments:  
Appendix A – project area maps  
Appendix B – public use staff analysis

# Marinette County Forest - Drier Tract

T35N R21E Sec. 22  
Town of Amberg  
Marinette County

 **Subject**

-  Project Boundary Not Subject to Act 20 JFC Review
-  DNR Fee Title
-  Public Land - Funded by Stewardship Grants
-  County Forest Lands
-  County/State Line
-  Section Boundary

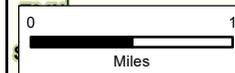
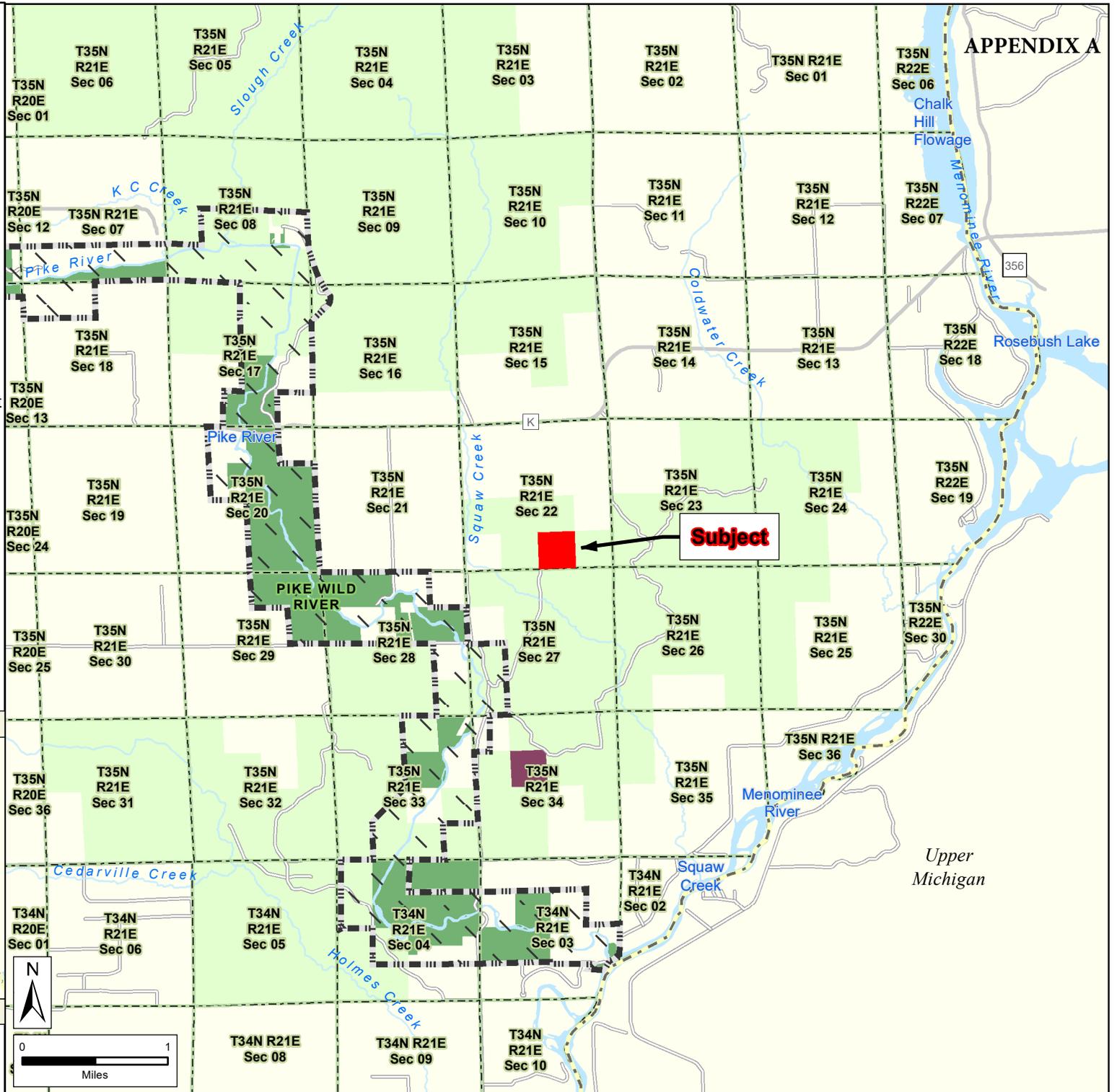
## Regional View



 Location of Property



WISCONSIN DEPARTMENT OF NATURAL RESOURCES  
Bureau of Facilities of Lands  
Map Created: Jan 25, 2019 jst



APPENDIX A

The data shown on this map have been obtained from various sources, and are of varying age, reliability and resolution. This map is not intended to be used for navigation, nor is this map an authoritative source of information about legal land ownership or public access. Users of this map should confirm the ownership of land through other means in order to avoid trespassing. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map.

# Marinette County Forest - Drier Tract

Proposed Grant:  
 Sponsor: Marinette County Forest  
 Approximate Total Acreage: 40

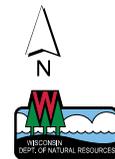
T35N R21E Sec. 22, Town of Amberg  
 County: Marinette



**Proposed Stewardship Grant**

**Subject**

- County Forest Lands
- Section Boundary
- QQ Section Boundary



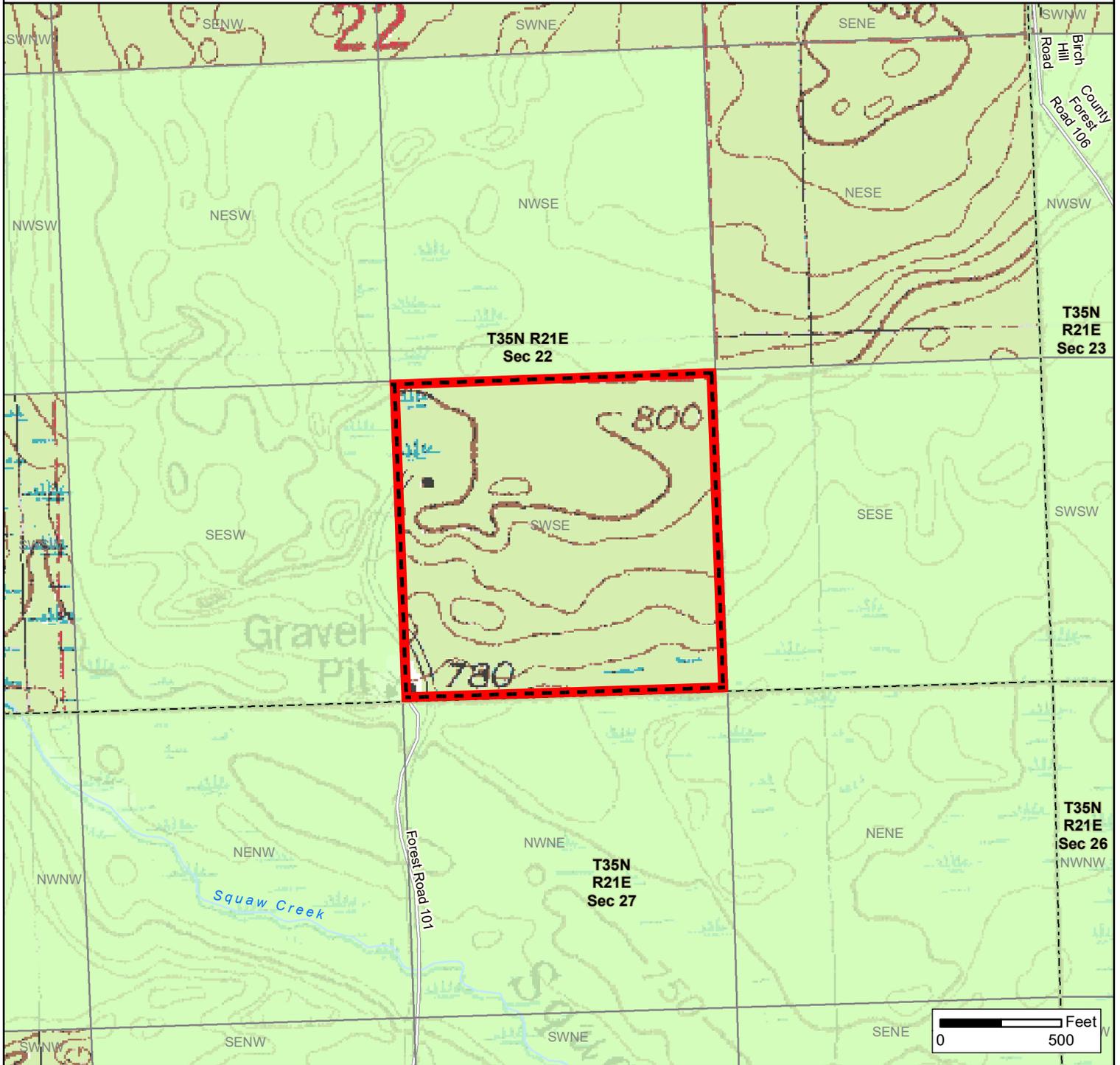
Jan 25, 2019 *jst*  
 Real Estate Section  
 Bureau of Facilities and Lands

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# Marinette County Forest - Drier Tract

Proposed Grant:  
Sponsor: Marinette County Forest  
Approximate Total Acreage: 40

T35N R21E Sec. 22, Town of Amberg  
County: Marinette



**Proposed  
Stewardship Grant**

 **Subject**

-  County Forest Lands
-  Section Boundary
-  QQ Section Boundary



Jan 25, 2019 jst

Real Estate Section  
Bureau of Facilities and Lands

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## DNR Staff Analysis of Nature Based Outdoor Activities on Projects Purchased with Stewardship Grant Funds

Rev. August 2012

**NOTE TO DNR STAFF:** *This completed form will be attached to the NBOA notice that the DNR will publish when considering a request for Stewardship grant funding. Do not list location information for the subject property or the seller's name because WI courts have held that this information is confidential until land ownership has changed hands. In "Staff Narrative" sections below each NBOA, summarize sponsor's reason for prohibition.*

<b>Applicant/ Sponsor</b> MARINETTE COUNTY FOREST	<b>Year of application:</b> 2018
<b>Project name and primary purpose</b> (after acquisition): "Drier" tract - acquisition of inholding in Marinette County Forest	
<b>Parcel size, shape and topography:</b> ~40 acres surrounded by County Forest. Flat, forested tract; cover includes aspen, oak, soft maple, pine, balsam fir and northern white cedar; drains into Squaw Creek and Pike River watershed.	
<b>Plan(s) or reports identifying project area as priority:</b> Marinette County Forest 15-year plan	

### Proposed NBOA – Applicant Narrative and Checklist

<b>HUNTING</b>			
<b>DNR Staff Narrative:</b> Property will be open to hunting.			
<b>X No prohibitions being proposed</b>			
<b>If a prohibition is proposed:</b>			
<b>Public safety factors considered,</b> check all that apply.			
<input type="checkbox"/> The sponsor is within its own municipality boundary			
<input type="checkbox"/> Parcel is within 100 yards of building devoted to human occupancy			
<input type="checkbox"/> Parcel is within 50 feet of the center line of highways & roads			
<input type="checkbox"/> Parcel is within 1700 feet of school grounds, hospital, or sanatorium			
<input type="checkbox"/> Ordinance exists –			
<input type="checkbox"/> Discharge or carrying a weapon <input type="checkbox"/> Hunting within park <input type="checkbox"/> Throwing or shooting missiles, arrows, spears, etc.			
<input type="checkbox"/> Visitor's expectations of safety at the site which include user conflicts that may create public safety issues and impact one or more NBOA's activities.			
<input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.			
<input type="checkbox"/> Parcel is adjacent to a public waterway.			
<input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance			
<input type="checkbox"/> Project will be transferred to an eligible partner sponsor with ordinance prohibiting activity.			
<b>Unique plant and animal communities factors considered,</b> check all that apply.			
<input type="checkbox"/> Federal listed endangered species		<input type="checkbox"/> State listed endangered species	
<input type="checkbox"/> Federal listed threatened species		<input type="checkbox"/> State listed threatened species	
<input type="checkbox"/> Federal listed species of special concern		<input type="checkbox"/> State listed species of special concern	
	<b>Allowable species (Gun)</b>	<b>Allowable species (bow)</b>	<b>List Dates/Seasons (opening and closing)</b>
Waterfowl	Per state regulations	Per state regulations	Per state regulations
Small Game	Per state regulations	Per state regulations	Per state regulations
Turkey	Per state regulations	Per state regulations	Per state regulations
Large Game	Per state regulations	Per state regulations	Per state regulations

**TRAPPING**

**DNR Staff Narrative:** Property will be open to trapping.

**X No prohibitions being proposed**

No water on site

**If a prohibition is proposed:**

**Public safety factors considered,** check all that apply.

- Size/shape of parcel
- The sponsor is within its own municipality boundary
- Parcel is within 100 yards of building devoted to human occupancy and per s. NR 13.(1)(b)(12), the following traps are prohibited: conibear body gripping traps (with jaws wider than 60 sq. inches) and cable restraints.
- Ordinance exists that prohibits trapping or some type of trapping.
- Visitor's expectations of safety at the site which include user conflicts that may create public safety issues and impact one or more NBOA's activities.
- Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
- Parcel is adjacent to a public waterway.
- Parcel is subjected to a non-sponsor ordinance
- Project will be transferred to an eligible partner sponsor with ordinance prohibiting activity.

**Unique plant and animal communities factors considered,** check all that apply.

- Federal listed endangered species
- State listed endangered species
- Federal listed threatened species
- State listed threatened species
- Federal listed species of special concern
- State listed species of special concern

Location	Allowable Species	List Dates/Seasons (opening and closing)
Upland	Per state regulations	Per state regulations
Water	Per state regulations	Per state regulations

**FISHING**

**DNR Staff Narrative:** NA – property has no fishable water.

**X No prohibitions being proposed**

**X No water on site**

**If a prohibition is proposed:**

**Public safety factors considered,** check all that apply.

- Ordinance exists –  \_\_\_\_\_.
- Visitor's expectations of safety at the site which include user conflicts that may create public safety issues and impact one or more NBOA's activities.
- Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
- Parcel is adjacent to a public waterway.
- Parcel is subjected to a non-sponsor ordinance
- Project will be transferred to an eligible partner sponsor with ordinance prohibiting activity.

**Unique plant and animal communities factors considered,** check all that apply.

- Federal listed endangered species
- State listed endangered species
- Federal listed threatened species
- State listed threatened species
- Federal listed species of special concern
- State listed species of special concern

Method	Allowable Activities	List Dates/Seasons (opening and closing)
Shore	NA	NA
Boat	NA	NA

**HIKING****DNR Staff Narrative:** Property will be open to hiking.**X No prohibitions being proposed****If a prohibition is proposed:****Public safety factors considered,** check all that apply.

- Visitor's expectations of safety at the site which include user conflicts that may create public safety issues and impact one or more NBOA's activities.
- Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
- Parcel is adjacent to a public waterway.
- Parcel is subjected to a non-sponsor ordinance
- Project will be transferred to an eligible partner sponsor with ordinance prohibiting activity.

**Unique plant and animal communities factors considered,** check all that apply..

- Federal listed endangered species                       State listed endangered species
- Federal listed threatened species                       State listed threatened species
- Federal listed species of special concern                       State listed species of special concern

Location	Allowable Activities	List Dates (opening and closing)
On-Trail	Yes	Year-round
Off-Trail	Yes	Year-round

**CROSS COUNTRY SKIING****DNR Staff Narrative:** Property will be open to cross country skiing.**X No prohibitions being proposed****If a prohibition is proposed:****Public safety factors considered,** check all that apply.  Visitor's expectations of safety at the site which include user conflicts that may create public safety issues and impact one or more NBOA's activities.

- Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
- Parcel is adjacent to a public waterway.
- Parcel is subjected to a non-sponsor ordinance
- Project will be transferred to an eligible partner sponsor with ordinance prohibiting activity.

**Unique plant and animal communities factors considered,** check all that apply.

- Federal listed endangered species                       State listed endangered species
- Federal listed threatened species                       State listed threatened species
- Federal listed species of special concern                       State listed species of special concern

Type of Trail	Allowable Activities	List Dates (opening and closing)
Off-Trail (un-groomed)	Yes	Snow cover
On-Trail (un-groomed)	Yes	Snow cover
On-Trail (groomed)	Grooming not anticipated	NA