

ENROLLED ORDINANCE 173-078

MODIFICATION TO WAUKESHA COUNTY NATURAL AREAS AND CRITICAL SPECIES HABITAT SITES ACQUISITION PARTNERSHIP FUNDING PROGRAM

WHEREAS, the Waukesha County Comprehensive Development Plan, which contains a Park and Open Space Plan, is annually amended by the Waukesha County Board of Supervisors; and

WHEREAS, the adopted Park and Open Space Plan contains objectives for parkland acquisition, lake and river access, protection of specific high quality natural areas and wetland mitigation banks to assist developers in meeting wetland mitigation requirements, and

WHEREAS, the Regional Water Supply Plan adopted by the County Board on June 28, 2011 identifies areas for enhanced rain and snow infiltration for recharge of shallow groundwater supplies which are similarly identified as isolated natural areas within the Park and Open Space Plan, and

WHEREAS, through Ordinance 152-101, the Waukesha County Board approved a natural areas and critical species habitat sites acquisition partnership funding program with cities, villages and towns within Waukesha County funded through the Tarmann Parkland Acquisition Fund, and

WHEREAS, through subsequent ordinances by the Waukesha County Board, not-for-profit conservation organizations have received funding for acquisitions meeting the conditions of this program, and

WHEREAS, future opportunities exist to partner with lake management districts to implement the objectives of the adopted Park and Open Space Plan, and

WHEREAS, partnerships with local governments, not-for-profit conservation organizations and lake management districts could provide an opportunity for the County to implement the Park and Open Space Plan while reducing up front acquisition costs and long term operating costs to the County, and

WHEREAS, Waukesha County's financial participation is limited to twenty-five percent (25%) of the fair market value of a site from the Tarmann Parkland Acquisition Fund and conditioned upon County Board approval.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the natural areas and critical species habitat sites acquisition partnership funding program established under Ordinance 152-101 is modified to include not-for-profit conservation organizations and lake management districts created under Chapter 33 of the Wisconsin Statutes.

BE IT FURTHER ORDAINED that, in order to ensure that the acquiring entity accomplishes Waukesha County's purposes set forth in its Park and Open Space Plan, the following conditions shall be required when a site is acquired through Waukesha County's local community natural area and critical species habitat sites acquisition partnership funding program:

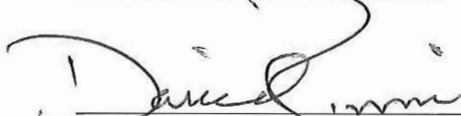
1. Waukesha County shall have the right to obtain an interest or future interest in the site; i.e., a conservation easement, a right of first refusal, etc.
2. The site shall be identified in and meet the purposes of the Waukesha County Park and Open Space Plan.
3. The site shall be open to the public including specific public access requirements of applicable grant sources also used for the property acquisition.


BE IT FURTHER ORDAINED that the program requirement that “the entrance to the property shall include clear indications of all parties responsible for funding the effort to preserve the respective property” is no longer necessary and is eliminated as a requirement of Waukesha County’s local community natural area and critical species habitat sites acquisition partnership funding program.


MODIFICATION TO WAUKESHA COUNTY NATURAL AREAS AND CRITICAL SPECIES HABITAT SITES ACQUISITION PARTNERSHIP FUNDING PROGRAM


Presented by: Land Use, Parks and Environment Committee

Approved by: Executive Committee

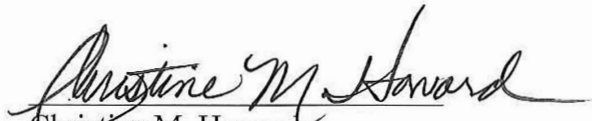
  
David D. Zimmermann, Chair

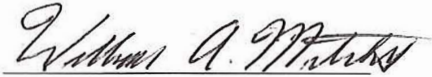
  
Paul L. Decker, Chair

  
Kathleen M. Cummings

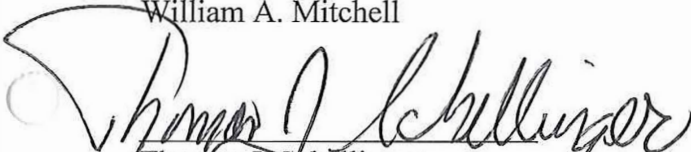
  
James A. Heinrich

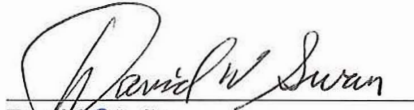
  
Keith Hammitt

  
Christine M. Howard

  
William A. Mitchell


  
Larry Nelson

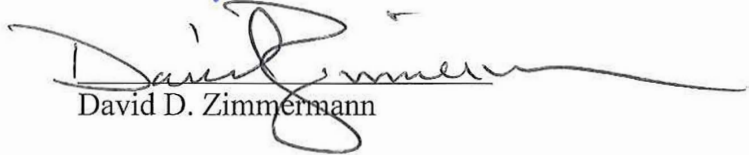
  
Thomas J. Schellinger

  
David W. Swan

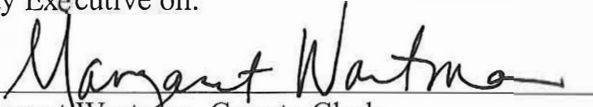
  
Steve Whittow

  
Peter M. Wolff

  
Chuck Wood


  
David D. Zimmermann

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: January 22 2019,   
Margaret Wartman, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: Y  
Vetoed: \_\_\_\_\_

Date: 1/29/19,   
Paul Farrow, County Executive



**Voting Results for 173-O-078**

Modification To Waukesha County Natural Areas And Critical Species Habitat Sites Acquisition Partnership Funding Program

Passed By Majority Vote

AYE: 23 NAY: 0 ABSTAIN: 0 ABSENT: 2

|                 |        |                   |        |
|-----------------|--------|-------------------|--------|
| D1 - Foti       | AYE    | D14 - Wood        | AYE    |
| D2 - Zimmermann | Motion | D15 - Mitchell    | AYE    |
| D3 - Morris     | ABSENT | D16 - Crowley     | AYE    |
| D4 - Batzko     | AYE    | D17 - Paulson     | AYE    |
| D5 - Dondlinger | AYE    | D18 - Nelson      | AYE    |
| D6 - Walz       | AYE    | D19 - Cummings    | AYE    |
| D7 - Grant      | AYE    | D20 - Schellinger | AYE    |
| D8 - Michalski  | AYE    | D21 - Gaughan     | AYE    |
| D9 - Heinrich   | AYE    | D22 - Wysocki     | AYE    |
| D10 - Swan      | AYE    | D23 - Hammitt     | Second |
| D11 - Howard    | AYE    | D24 - Whittow     | ABSENT |
| D12 - Wolff     | AYE    | D25 - Johnson     | AYE    |
| D13 - Decker    | AYE    |                   |        |