

# LOWER WISCONSIN STATE RIVERWAY BOARD

202 N. Wisconsin Avenue  
P.O. Box 187  
Muscodia, WI 53573  
(608) 739-3188 or 1-800-221-3792

## MINUTES OF THE AUGUST 8, 2019, RIVERWAY BOARD MEETING

The Lower Wisconsin State Riverway Board (LWSRB) met on Thursday, August 8, 2019, at the Prairie du Chien Memorial Library to conduct a regular monthly business meeting. The meeting was called to order at 5:00 p.m. by Chair Jerry Dorscheid. All members were present with the exception of Ritchie Brown. (NOTE: One vacancy exists.) Acknowledgment that the meeting was properly noticed was provided by Mark E. Cupp, Executive Director. A motion to approve the agenda was made by Gigi LaBudde, seconded by Steve Williamson. **MOTION CARRIED.** A motion to approve the minutes of the June 13, 2019, meeting was made by Ron Leys, seconded by Dick McFarlane. **MOTION CARRIED.**

The Executive Committee report was given by Chair Dorscheid. Cupp introduced Dave Troester, Crawford County Conservationist, who spoke regarding conservation successes in the county. He noted the aerial cover crop seeding program has been successful. Troester said well testing and a tri-county water quality study are new and important ventures. The three-county study will be done cooperatively with Crawford, Richland and Vernon counties and will be based on the SWIGG model.

Cupp noted the voyageur canoe trips for 2019 were fewer than scheduled due to high water. Only three trips were able to take place; the first trip and final two. The boats have been reserved for 2020. He said a Sauk City area resident had informed him of a proposal to pump water from Crystal Lake into Roxbury Creek (which empties into the Wisconsin River) with a higher effluent rate than currently allowed. He will research the matter in more detail and report back to the board. Cupp said the Fred Madison memorial service will be held on August 17<sup>th</sup> in Sauk City. Cupp said Leys had asked the LWSRB to affirm the results from officer elections held at the June meeting. A motion to approve Jerry Dorscheid as Chair, Gigi LaBudde as Vice-Chair and Dick McFarlane as Secretary was made by Leys, seconded by Steve Wetter. **MOTION CARRIED.**

Interim committee appointments were discussed. Cupp explained the assignments will be considered “interim” until the current vacancy for an “at-large” position is filled. A motion to approve the interim committee assignments was made by LaBudde, seconded by Williamson. **MOTION CARRIED.**

### **EXECUTIVE COMMITTEE:**

Jerry Dorscheid (Chair)  
Gigi LaBudde (Vice-Chair)  
Dick McFarlane (Secretary)

### **OPERATIONS COMMITTEE:**

Ron Leys (Chair)  
Randy Poelma  
Steve Wetter  
Ritchie Brown (Alternate)

### **PERSONNEL COMMITTEE:**

Ritchie Brown (Chair)  
Steve Williamson  
Gigi LaBudde  
Steve Wetter (Alternate)

### **BUDGET & OFFICE COMMITTEE:**

Dick McFarlane (Chair)  
Steve Williamson  
Steve Wetter  
Randy Poelma (Alternate)

The Operations Committee report was presented by Chair Leys. The permit requests of Larry Anding for construction of a boat shelter and riprap project in the Town of Arena, Iowa County, were discussed. Leys said a boat shelter had been discovered at the property by a DNR official who was reviewing a completed riprap project. The shelter requires a permit under the Riverway law. Cupp noted the structure does conform to the applicable performance standards. Leys said the committee had agreed to recommend approval of a permit “after the fact” but felt there wasn’t enough punitive action associated with the failure to obtain a permit. LaBudde concurred. Cupp said the lack of attention to the Riverway permit process will be emphasized in the cover letter accompanying the permit. A motion to approve the permit with the following conditions was made by Leys, seconded by Wetter;

- The existing screening vegetation shall be maintained and replaced if damaged or destroyed;
- The exterior colorization of the structure shall harmonize with the natural surroundings during leaf-on conditions;
- There shall be a limited amount of glass or other reflective material;
- The height of the structure shall be limited so that the structure does not become visible from the Wisconsin River during leaf-on conditions; and,
- The activity shall comply with all over federal, state and local regulations.

**MOTION CARRIED.**

The board then discussed installation of riprap at the Anding property. Leys noted a number of field inspections have been conducted at the site over the years. An additional field inspection was conducted on August 1 with James Brodzeller, DNR, and Scott Godfrey, Iowa County Zoning. Previously, Mr. Brodzeller had visited the site to review installation of the riprap pursuant to the DNR permit. Prior to issuance of a permit by DNR for the riprap project, Cupp had met with the landowner, Brodzeller and consultant at the site. Retention of trees upstream of the Anding compound was discussed and specific tree removal to accommodate equipment and placement of riprap was identified. Mr. Anding indicated there may be some additional work on the shoreline downstream of the compound but specific actions were not identified. Brodzeller reviewed the scope of the riprap project upon completion and determined the work exceeded that covered by the DNR permit. The upstream project basically followed the guidelines for tree retention and removal. The downstream project removed a number of trees and woody vegetation. Bottomland forest species remain outside the scope of the riprap project area in the downstream project.

Leys noted Cupp had recommended the board require planting of trees to replace those removed by the downstream riprap project. The remedy ordered by the board would require the following actions and offer of technical assistance:

*“...the LWSRB orders the planting of 8-12 trees in the vicinity of the new riprap downstream of the seasonal residences at your property. The trees should be appropriate bottomland species; such as, silver maple, swamp white oak, river birch, etc.; and should be planted in a non-linear pattern. The trees are required to reach a minimum height of 5 feet within 3 years of planting and shall include adequate protection from animals (deer, beaver, rabbit). Planting of the trees should occur before June 1, 2020. If mortality occurs, new trees must be planted. Based on a conversation with a DNR forester, I recommend obtaining some seedlings or saplings from elsewhere on your property for planting. In addition, you may want to plant more than the 8-12 trees required by the LWSRB action to assure an adequate survival rate. I am available to meet with you or your consultant to discuss species for planting and the pattern for planting the trees.”*

A motion to approve the order for tree planting was made by Leys, seconded by Randy Poelma. **MOTION CARRIED.**

Cupp noted the reconstruction of the 69kv line from Boscobel to Lone Rock continues. He said CTH C in Iowa County between Tower Hill State Park and the Frank Lloyd Wright Visitor Center had sustained heavy damage from recent rains with emergency repairs required. Cupp said another meeting regarding the Lone Rock STH 130 Bridge will occur on August 27<sup>th</sup>. There were no permits issued by Cupp since the last meeting.

The Budget & Office Committee report was presented by Chair McFarlane who reviewed the FY 20 budget and the FY 19 close out. McFarlane noted there was a discrepancy in some of the final numbers for the FY 19 close-out. Cupp said he will investigate.

There was no report from the Personnel Committee.

The Executive Director's report was presented by Cupp who reviewed the materials in the board members' packets.

Under board members' business, Leys invited members to a free concert in the park after the meeting. LaBudde noted Dave Clutter would be leaving the Driftless Area Land Conservancy and taking a position with the Natural Resources Foundation.

During the public comment session, Forest Jahnke, Crawford Stewardship Project, discussed concerns with a proposed CAFO. He noted optimism regarding the proposed water quality study.

A motion to adjourn was made by Williamson, seconded by McFarlane. **MOTION CARRIED.**

For further information, corrections, additions or deletions to the minutes, contact Mark Cupp, Executive Director, at (608) 739-3188 or 1-800-221-3792.