



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711

August 25, 2005

DNR File No. DC-0087

Mr. Michael King
Dane County – Community Analysis and Planning Division
30 West Mifflin Street
Suite 402
Madison, WI 53703-2558

SUBJECT: Amendment to the *Dane County Water Quality Plan*, Revising the Central Urban Service Area Boundary and Environmental Corridors within the Elderberry Neighborhood in the City of Madison and Town of Middleton

Michael
Dear Mr. King:

We have completed our review and hereby conditionally approve the subject amendment request. The amendment adds 218.6 acres to the Central USA, including 11.2 acres of existing development and 5.8 acres of environmental corridor, for a net developable area of 201.6 acres. The amendment area consists of the Elderberry Neighborhood which is located south of Elderberry Road, north of Mineral Point Road, and west of Pleasant View Road in the City of Madison and Town of Middleton. The amendment area is shown in the attached Map 1.

The amendment was requested by the City of Madison.

This Department approval is subject to the condition that a detailed stormwater quality and quantity management plan be submitted to the Dane County Land Conservation Department (DCLCD) and the Community Analysis and Planning Division (CAPD) for review and approval prior to land disturbance.

The approval of this revision does not constitute approval of any of the following:

- private sewage systems pursuant to Chapter ILHR 83, (WI Admin. Code),
- sewer extension pursuant to Chapter NR 110, (WI Admin. Code),
- authority to alter the bed or banks of any navigable waterway (Chapter 30, WI Stats.),
- certification for any wetland alteration (Section 401, Federal Water Pollution Control Act, and NR 103, 299, WI Admin. Code).
- takings of threatened and endangered resources pursuant to Wisconsin Statutes 29.415

If these approvals are required, they must be obtained separately from the applicable agencies.

If you believe you have a right to challenge this decision made by the Department, you should know that Wisconsin statutes, administrative codes and case law establish time periods and requirements for reviewing Department decisions.

To seek judicial review of the Department's decision, sections 227.52 and 227.53, Stats., establish criteria for filing a petition for judicial review. Such a petition shall be filed with the appropriate circuit court and shall be served on the Department. The petition shall name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Stats., and ch. NR 2, Wis. Adm. Code, you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. The filing of a request for a contested case hearing is not a prerequisite for judicial review.

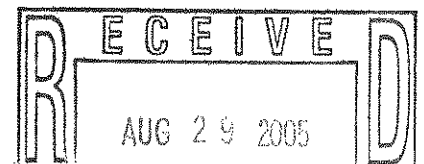
Sincerely,

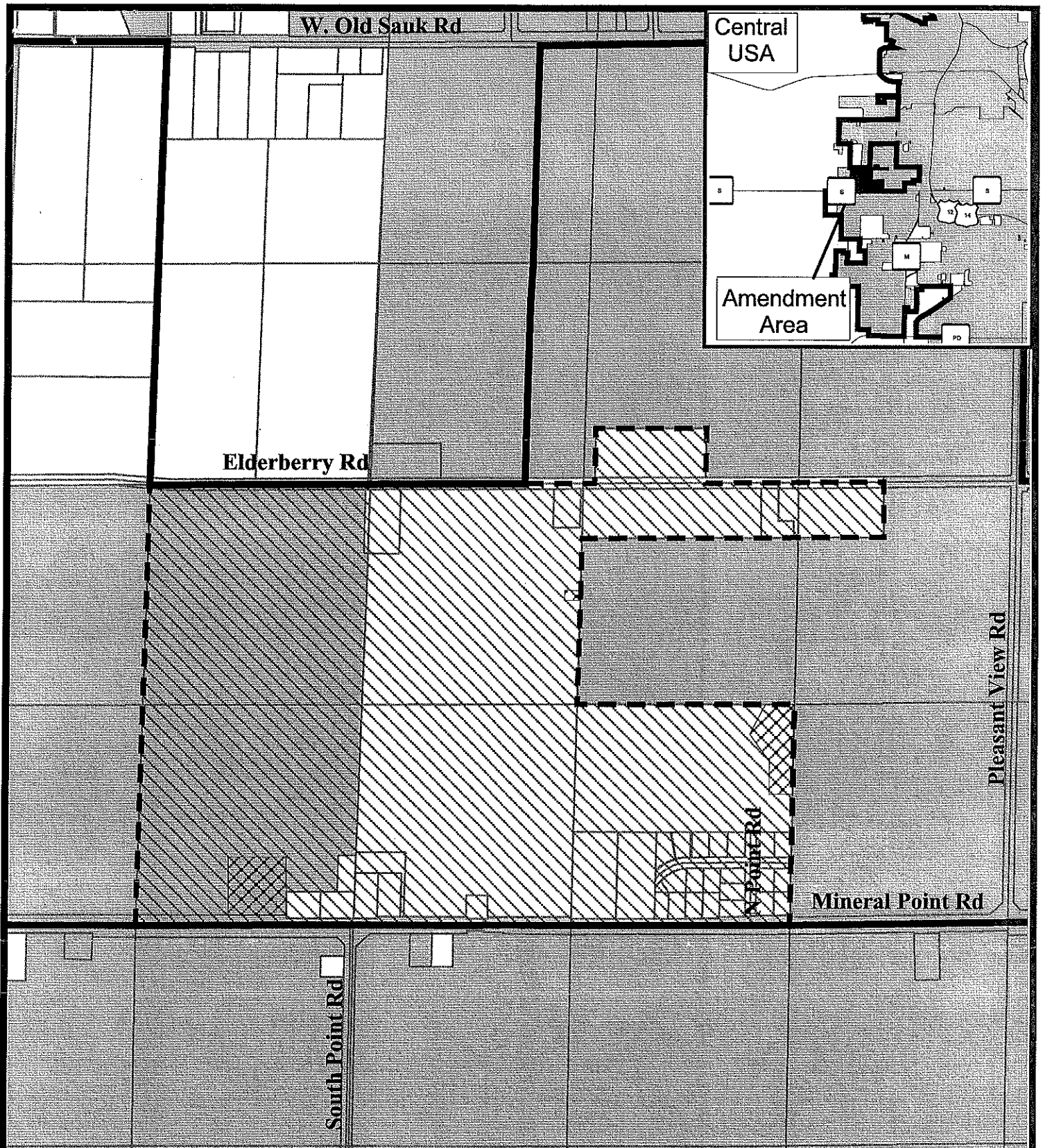


Susan L. Sylvester, Chief
Permits Section
Bureau of Watershed Management

cc/ w attachment:

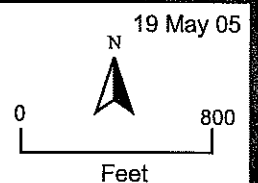
Brad Murphy, Director, Madison Planning Unit; Madison Municipal Building, Rm. LL100;
215 Martin Luther King, Jr. Boulevard; P.O. Box 2985; Madison, WI 53701-2985
Jim Mueller, Administrator; Town of Middleton, 7555 W. Old Sauk Road, Verona, WI 53593
Larry Nelson, City Engineer; City of Madison Engineering, City County Building, Rm. 115;
210 Martin Luther King, Jr. Boulevard, P.O. Box 2985, Madison, WI 53701
Jon Schellpfeffer, Director; Madison Metropolitan Sewerage District; 1610 Moorland Rd.;
Madison, WI 53713
Ruth Johnson – DNR – SCR - Horicon
Jim Amrhein – DNR – SCR - Fitchburg
Tom Gilbert – WT/2





**Map 1 Amendment
to the Central
Urban Service Area,
City of Madison &
Town of Middleton**

-  Service Area to be added
-  Proposed Environmental Corridor
-  Existing Urban Service Area Boundary
-  Proposed Urban Service Area Boundary
-  Incorporated Area



Prepared by staff
to the DCRPC.