



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Matthew J. Frank, Secretary

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October 21, 2008

Mr. Kamran Mesbah, Deputy Director
Capital Area Regional Planning Commission
City County Building, Room 362
210 Martin Luther King Jr. Blvd.
Madison, WI 53703



DNR File No. DC-0125

Subject: Amendment to the *Dane County Water Quality Plan*, Revising the
Stoughton Urban Service Area Boundary and Environmental Corridors within the City
of Stoughton.

Dear Mr. Mesbah:

We have completed our review of the subject amendment request that was submitted to the Department on September 12, 2008 by the Capital Area Regional Planning Commission. The Department hereby approves this amendment request which adds 50.5 acres to the Stoughton Urban Service Area, including 0.9 acres of environmental corridors, resulting in a net developable area of 49.6 acres, which is proposed for residential development. The amendment area is located on the southwest side of the City of Stoughton, south of West Milwaukee Street, southwest of Pleasant View Drive, and north of County Highway A. (See attached Map 1.)

The proposed amendment was requested by the City of Stoughton on September 12, 2006 and was adopted by the Capital Area Regional Planning Commission per Resolution CARPC No. 2008-18 on July 10, 2008.

This Department approval is subject to the condition that the City of Stoughton comply with all the conditions stated in Resolution CARPC No. 2008-18 as follows:

1. Submit a detailed stormwater management plan for CARPC and DCL&WRD staff review and approval prior to land disturbing activities in the area. The stormwater management plan should include the following:
 - Maintain the pre-development hydrologic regime (rates and volumes) for the west drainage area (area draining to the pothole wetland area) by maximizing infiltration, minimizing impervious surfaces, and through detention.
 - Maintain pre-development rates of runoff for all storms up to and including the 100-year storm for all other areas; make every effort to reduce the volume of runoff in these areas by maximizing infiltration.
 - Prevent increased off-site flooding and erosion.
 - Provide aggressive construction erosion control practices and enforcement.
 - Install stormwater facilities prior to other land disturbing activities in the area.

- Stormwater facilities to be publicly managed (privately owned facilities to have easements and legally enforceable maintenance agreement with the City).
 - Include stormwater facilities in environmental corridors.
 - Install a berm along the property lines to direct stormwater runoff flow and prevent uncontrolled flow from entering the farm fields.
2. Continue attempts to secure a drainage easement or an agreement with the land owners to the east to establish a stable greenway for the conveyance of stormwater. If attempts prove to be unsuccessful by the time the stormwater review process has been completed, and RPC staff has determined stormwater protection to be adequate, then RPC staff may grant a waiver from the easement condition.

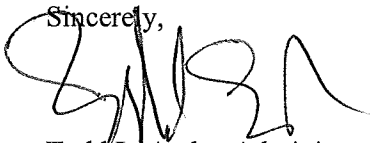
The approval of this sewer service area amendment does not constitute approval of any other local, state, or federal permit that may be required for sewer construction or associated land development activities.

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,



Todd L. Ambs, Administrator
Division of Water






cc:

Helen Johnson, Mayor, City of Stoughton, 381 E. Main Street, Stoughton, WI 53589
Rodney Scheel, Director, Planning and Development, City of Stoughton, 381 E. Main Street, 53589
Jerry J. Sellers, Chair, Town of Dunkirk,
Kevin Connors, Dane County Land Conservation Department, 1 Fen Oak Ct., Madison, WI 53718
Sue Josheff – DNR - SCR – Fitchburg
Daniel Heim - DNR - SCR – Horicon
Benson, Larry – DNR – SCR - Fitchburg
Tom Gilbert – WT/3

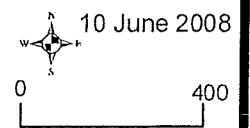


Map 1

Amendment
to the Stoughton
Urban Service Area,
City of Stoughton

-  Service Area to be added (50.5 acres)
-  Proposed Environmental Corridor (3.4 acres)
-  Existing Urban Service Area Boundary
-  Proposed Urban Service Area Boundary
-  Incorporated Area

10 June 2008



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Feet
Prepared by staff
of the CARPC.