

Resolution CARPC No. 2009-14

Amending the *Dane County Land Use and Transportation Plan* and *Dane County Water Quality Plan* by Revising the Central Urban Service Area Boundary, the Fox Bluff Limited Service Area Boundary and Environmental Corridors in the City of Middleton and Town of Westport

WHEREAS, the Capital Area Regional Planning Commission has adopted, amended and reaffirmed the *Dane County Land Use and Transportation Plan* and *Water Quality Plan*; and

WHEREAS, said plans delineate urban service areas as amended through October 2009; and

WHEREAS, the City of Middleton and Town of Westport have requested an addition to the Central Urban Service Area and Fox Bluff Limited Service Area, and has based the request on the comprehensive plans of the City of Middleton and Town of Westport, and is consistent with the Comprehensive Plan for the Middleton-Westport Joint Planning Area, adopted in 2000; and

WHEREAS, a staff analysis of the proposed amendment has been prepared, which indicates that the amendment is generally consistent with adopted regional plans and policies.

NOW, THEREFORE, BE IT RESOLVED that in accordance with §66.0309, Wis. Stats., and Sec. 208 of Public Law 92-500, the Capital Area Regional Planning Commission amends the *Dane County Land Use and Transportation Plan* and recommends the amendment of the *Dane County Water Quality Plan* by revising the Central Urban Service Area boundary and Fox Bluff Limited Service Area boundary and environmental corridors as shown on the attached map.

Adoption of this amendment is based on the land use and urban service plans submitted in support of this amendment, and conditioned on the City of Middleton and Town of Westport pursuing the following:

1. Submit a detailed stormwater management plan to CARPC and DCL&WCD staff for review and approval prior to any land disturbing activities in the amendment area. The stormwater management plan should meet the following performance standards throughout the amendment area:
 - a. Install stormwater practices prior to other land disturbing activities and protect these practices from compaction and sedimentation during land disturbing activities or restore them after land disturbing activities are completed
 - b. Provide at least 80% sediment control for the amendment area in accordance with existing ordinances
 - c. Control peak rates of runoff for the 1, 2, 5, 10, 25, and 100-year 24-hour design storm to "pre-settlement" levels (i.e. maximum Runoff Curve Number = 58 for hydrologic soil group B) in accordance with the City of Middleton Stormwater Ordinance
 - d. Control the increase in runoff volume for the 100-year 24-hour design storm in accordance with the Town of Westport Stormwater Ordinance

- e. Control post development runoff volumes to be equal to or less than pre-development runoff volumes for the one-year average annual rainfall period, as well as the five year average rainfall period
 - f. Maintain WGNHS pre-development groundwater recharge rates (9 to 11 inches per year) with no caps on the extent of infiltration areas
 - g. Provide deep tilling to restore all areas compacted during construction
 - h. Stormwater practices should be publicly managed, or have a perpetual legal maintenance agreement finalized with the local municipal authority
2. Request the WDNR Bureau of Endangered Species to conduct an Endangered Species assessment and field survey, and implement their recommended protection measures.
 3. Delineate environmental corridors based on detailed delineation of wetland, floodplain, and stream resources and to meet the CARPC requirements. Provide a minimum 300-foot wetland vegetative buffer for the amendment area north of Oncken Road.
 4. If an agreement cannot be reached regarding the purchase of wholesale water from the City of Middleton for distribution in the Town of Westport part of the amendment area, The proposed public water supply system must have a firm pumping capacity and/or a 300,000 gallon storage tank to ensure adequate reserve capacity for fire fighting. Alternatively, a smaller storage capacity would be adequate if an agreement for emergency fire-fighting flow from the City of Middleton system to the Town can be arranged.
 5. The Dane County Land & Water Resources Department shall have construction and maintenance review and enforcement authority over erosion control and stormwater management structures and facilities in the amendment area.
 6. The City of Middleton and Town of Westport shall condition approval of the development in the amendment area (whether by zoning or land division or both as appropriate) on all of the approval conditions of this Resolution.
 7. Prepare a wetland protection/restoration plan and implementation approach for the Dorn Creek wetlands in the amendment area when other public entities are ready for the restoration of the entire Dorn Creek wetlands complex north of Oncken Road (outside the amendment area) and provide a copy of the report to the CARPC for review and comment. Consider including the hydric soils areas adjacent to the existing wetlands in the wetland restoration area.

It is also recommended that the City of Middleton and Town of Westport pursue the following:

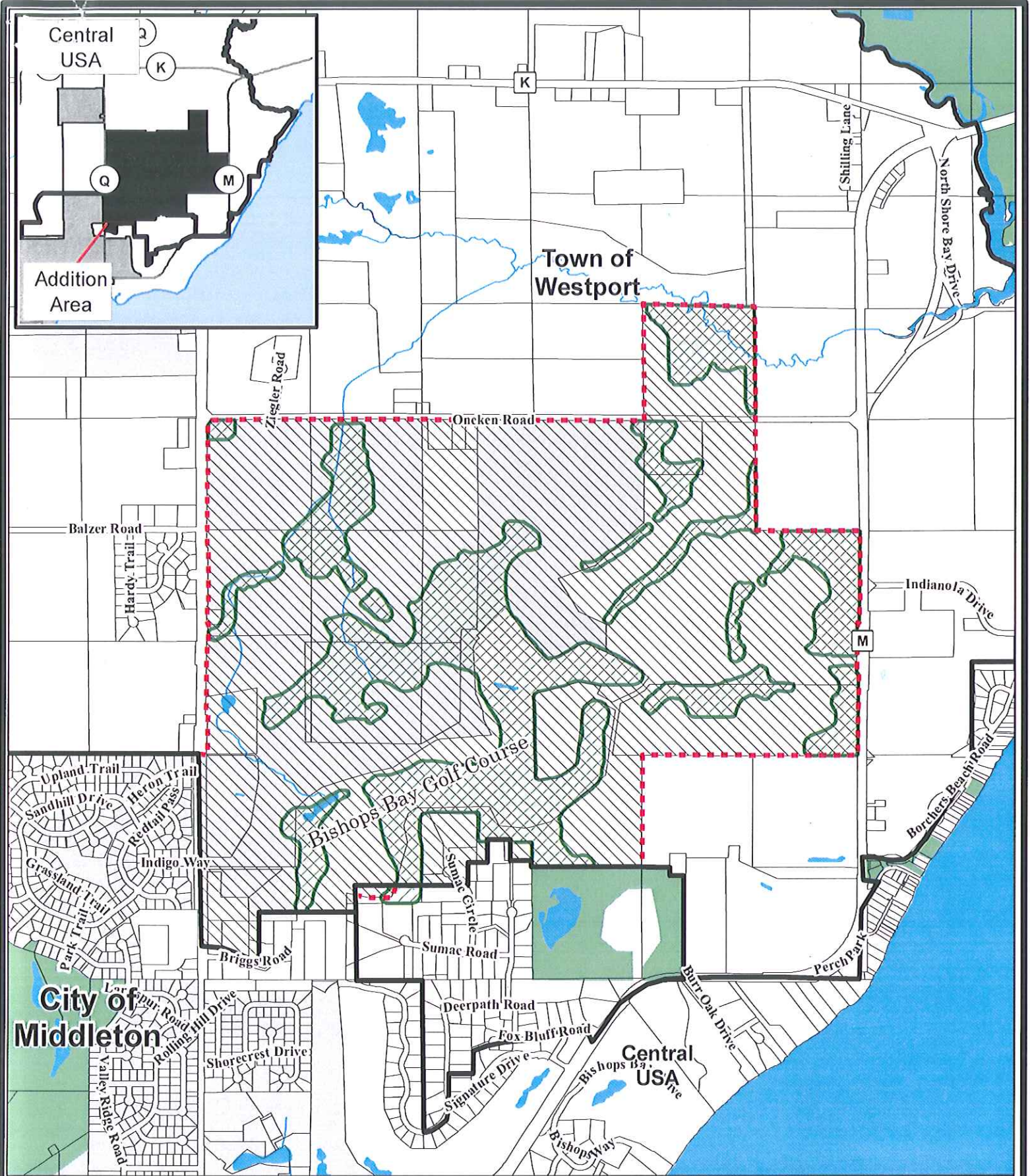
1. Consider including the entire portion of the amendment area north of Oncken Road as part of the parkland dedication / environmental corridor and work with Dane County and the WDNR to develop a regional park plan for this area.
2. Continue to work with other municipalities in mitigating regional groundwater declines resulting from municipal well withdrawals and diversion of wastewater, including participating in the update of the regional groundwater model, enhanced recharge, water conservation and reuse practices.

3. Submit a detailed traffic impact analysis study of the Bishop's Bay Neighborhood Development Plan to CARPC and MPO staff for review. The analysis should take into account the phasing of the development plan and should be done using different roadway improvement scenarios (e.g., with and without the North Mendota Parkway).
4. Coordinate closely with Dane County on future roadway improvements to CTH Q and CTH M as development of the area proceeds.
5. Consider paving more of the planned multi-use path system outside the central open space area, particularly the trail segment connecting to the existing underpass of CTH M, which is part of the planned regional bikeway system and intended to be used for year-round commuting as well as recreational purposes. The use of porous pavement is encouraged, to reduce the stormwater impacts of pavement.






February 11, 2010
Date Adopted



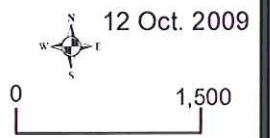
Jeff Miller, Chairperson



Map 1
 Amendment to the Central Urban
 Service Area and Fox Bluff
 Limited Service Area and
 Environmental Corridors in the City
 of Middleton and the Town of Westport

-  Service Area to be added (910.0 acres)
-  Proposed Environmental Corridor (274.0 acres)
-  Existing Environmental Corridor
-  Incorporated Area
-  Existing Urban Service Area Boundary
-  Proposed Urban Service Area Boundary

12 Oct. 2009



0 1,500
 Feet

Prepared by staff
 of the CARPC.