

**State of Wisconsin**  
**DEPARTMENT OF NATURAL RESOURCES**  
101 S. Webster Street  
Box 7921  
Madison WI 53707-7921

**Tony Evers, Governor**  
**Adam N. Payne, Secretary**  
Telephone 608-266-2621  
Toll Free 1-888-936-7463  
TTY Access via relay - 711



January 31, 2023

DNR No. SE0169

Mr. Joel Dietl, AICP, Chief Land Use Planner  
Southeastern Wisconsin Regional Planning Commission  
P.O. Box 1607  
Waukesha, WI 53187-1607

Subject: [Sanitary Sewer Service Area Plan Amendment for the City of Port Washington and the Village of Saukville, Ozaukee County, Wisconsin](#)

Dear Mr. Dietl:

On December 22 2022, the Wisconsin Department of Natural Resources (DNR) received the proposed Sanitary Sewer Service Area (SSA) Plan Amendment from the Southeastern Wisconsin Regional Planning Commission (SEWRPC) on behalf of the City of Port Washington and the Village of Saukville, Ozaukee County, Wisconsin. The purpose of this amendment would be to remove certain lands from the Saukville sanitary SSA and add those lands to the Port Washington sanitary SSA. The SSA Plan Amendment is identified by SEWRPC number 264612.

#### Amendment Area

The City of Port Washington and Village of Saukville have submitted a request for a sewer service area amendment to the regional water quality management plan as refined and detailed in SEWRPC Community Assistance Planning Report No. 95 (2<sup>nd</sup> Edition), *Sanitary Sewer Service Area for the City of Port Washington and Environs, Ozaukee County, Wisconsin* and SEWRPC Community Assistance Planning Report No. 90, *Sanitary Sewer Service Area for the Village of Saukville, Ozaukee County, Wisconsin*, respectively. The amendment proposes to remove an area of land from the Saukville SSA and add the area to the Port Washington SSA. The subject area encompasses approximately 43.9 acres located within the southeast one-quarter of U.S. Public Land Survey Section 30, Township 11 North, Range 22 East, City of Port Washington, Ozaukee County, Wisconsin. Under the City's comprehensive plan, the subject area's future land use is identified as Small Lot Traditional Neighborhood. It is estimated that upon full development, the subject site would accommodate about 103 housing units with an estimated population of 268 people.

#### Environmentally Sensitive Areas and Water Quality Concerns

The subject area does not contain any environmentally sensitive areas. There is a secondary environmental corridor to the west of the development. There is no planned encroachment upon this corridor and water quality protection is provided by a stormwater management pond.

Under the adopted regional water quality management plan and the Port Washington sanitary sewer service area plan, it is envisioned that all new urban development within the planned sewer service

area would receive sanitary sewer service. Assuming that all applicable Federal, State, and local permits are obtained, and that proper site development and construction practices are employed, there should be no significant adverse water quality impacts attributable to the development of the planned sanitary sewer service area.

#### Wastewater Collection and Treatment

Wastewater from the proposed multifamily residential development will be conveyed through and treated at the Port Washington wastewater treatment plant (WWTP) which has a design capacity of 3.1 million gallons per day (MGD) on an average annual flow basis. The approximate flow rate for 2021 was 1.1 MGD on an average annual basis. The anticipated sewage flow generated from the subject parcel is approximately 0.03 MGD on an average annual basis. Therefore, the WWTP has available capacity to accommodate the proposed area.

#### Local Review & Public Involvement

A public hearing was held on November 1, 2022, after which the City of Port Washington Common Council adopted the amendment. Adoption of the amendment by the Village of Saukville Board of Trustees occurred on November 8, 2022. On December 7, 2022, at a public hearing, sponsored by the City of Port Washington and SEWRPC, the Commission did by unanimous vote of all Commissioners present adopt the amendment.

#### Administrative Decision

The Department finds the proposed amendment is consistent with adopted policies and procedures of the Areawide Water Quality Management Plan under NR121 and section 283.83, Wis. Stats., and is hereby approved.

#### Statewide AWQM Plan Amendment

This amendment is a formal update to the state's Areawide Water Quality Management Plan, the Community Assistance Planning Report No. 95 (2<sup>nd</sup> Edition), *Sanitary Sewer Service Area for the City of Port Washington and Environs, Ozaukee County, Wisconsin* and the Community Assistance Planning Report No. 90, *Sanitary Sewer Service Area for the Village of Saukville, Ozaukee County, Wisconsin*, and will be forwarded to the US Environmental Protection Agency to meet the requirements of the Clean Water Act of 1987 (Public Law 92-500 as amended by Public Law 95-217) and outlined in the federal regulations 40 CFR, Part 35. This review is an integrated analysis action under s. NR 150.20 (2) (a) 3, Wis. Adm. Code. By means of this review, the Department has complied with ch. NR 150, Wis. Adm. Code, and with s. 1.11, Wis. Stats. 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.

#### Appeal Rights:

Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., a party has 30 days after the decision is mailed, or otherwise served by the department, to file a petition with the appropriate circuit court and serve the petition on the department. Such a petition for judicial review must name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Wis. Stats., a party has 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. All requests for contested case hearings must be made in accordance with section NR 2.05(5), Wis. Adm. Code, and served on the Secretary in accordance with section NR 2.03, Wis. Adm. Code. The filing of a request for a contested case hearing does not extend the 30-day period for filing a petition for judicial review.

Sincerely,



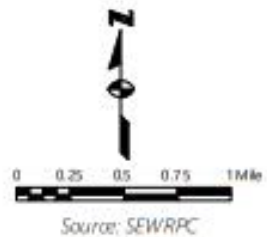
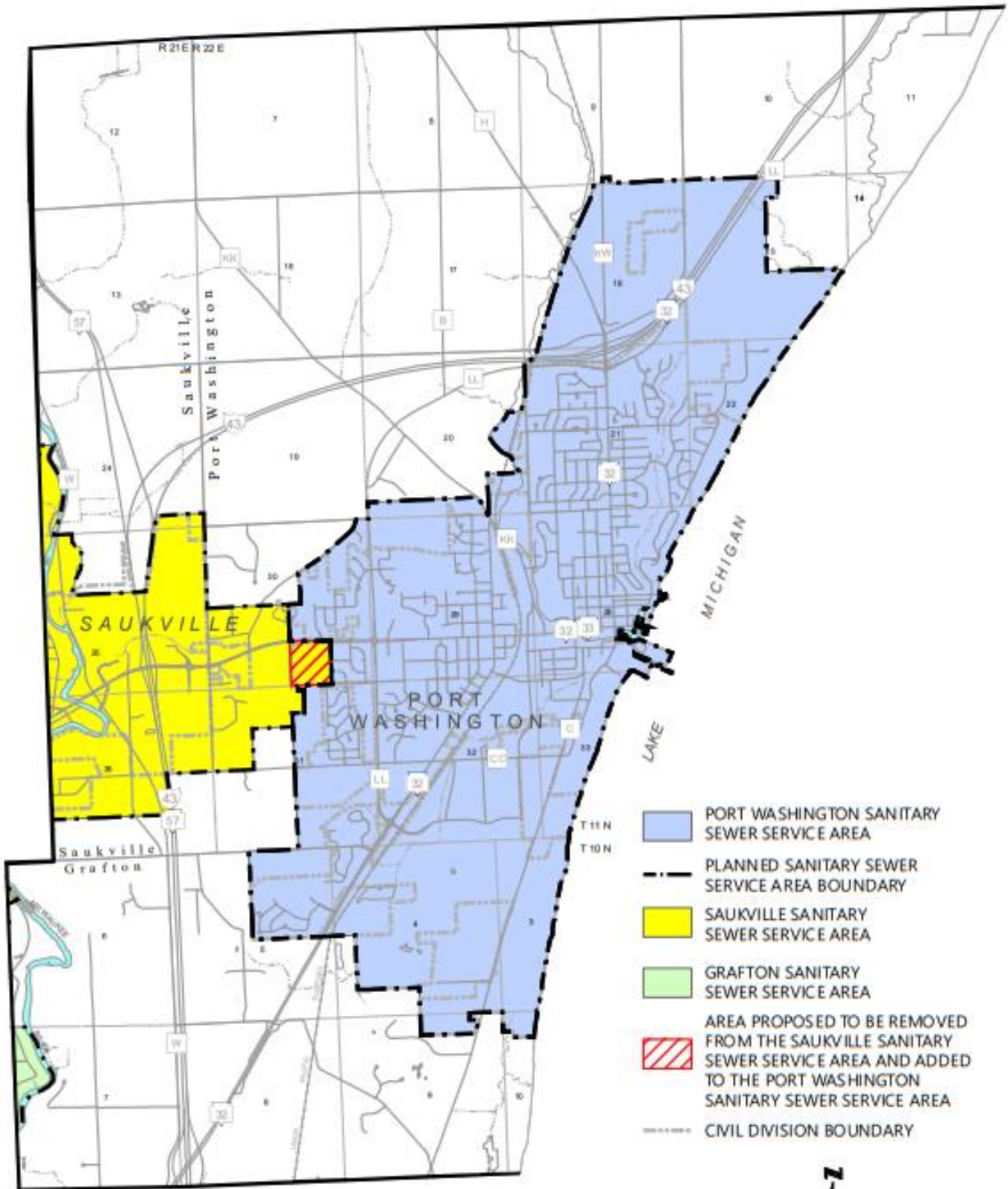
Tim Asplund  
Monitoring Section Chief  
Bureau of Water Quality



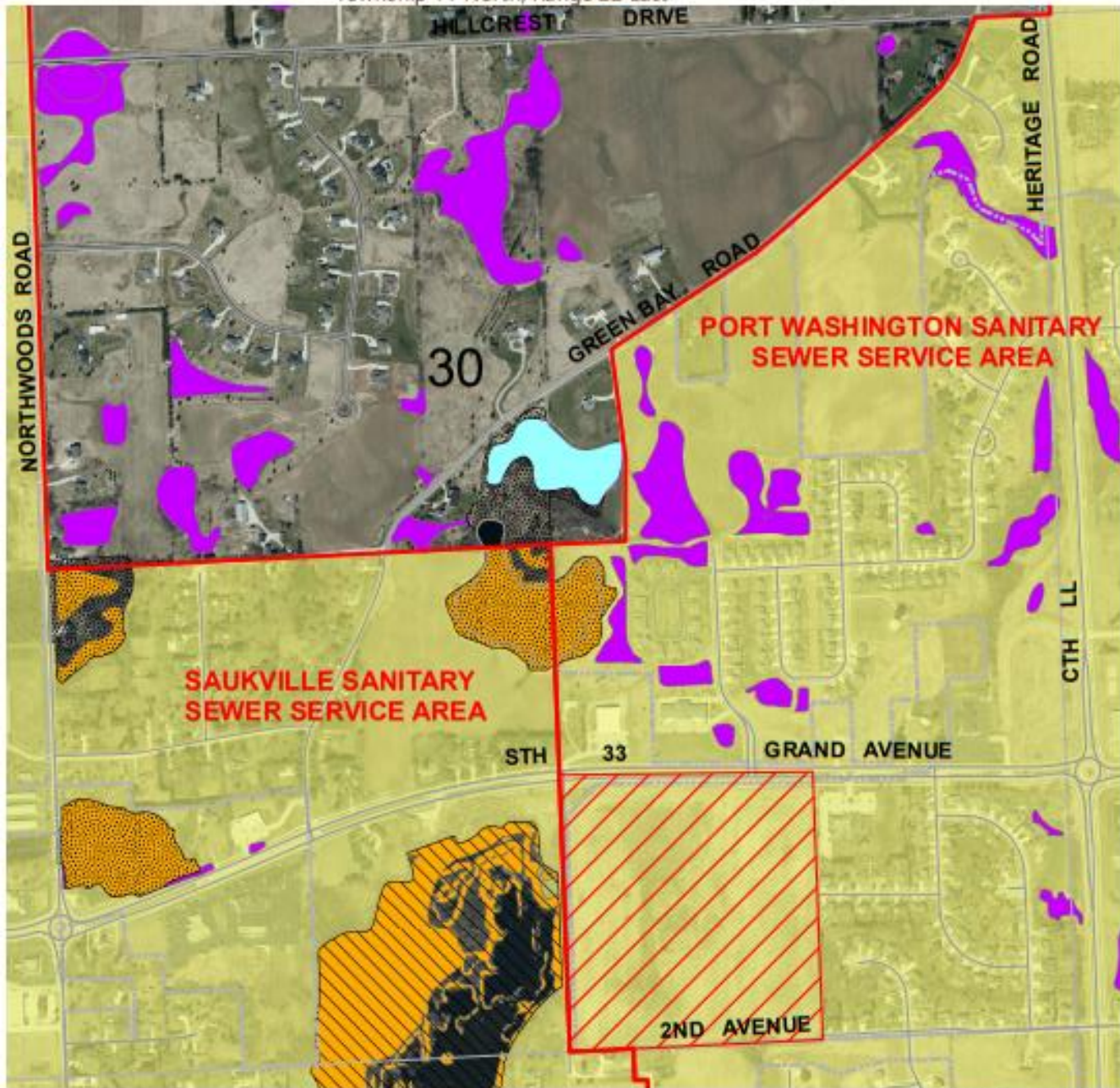
Jason Knutson, P.E.  
Wastewater Section Chief  
Bureau of Water Quality

e-cc:






BetsyJo Howe – Water Resources Management Specialist, DNR Madison  
Gunilla Goulding, P.E. – Wastewater Engineer, DNR Madison  
Michael Sorge – Water Resources Field Supervisor, DNR Fitchburg  
Bryan Hartsook – Wastewater Field Supervisor, DNR Milwaukee  
Tom Bauman - Wastewater Field Supervisor, DNR Fitchburg  
Katelyn Miner – Land Use Planner, SEWRPC



U.S. Public Land Survey Section 30  
Township 11 North, Range 22 East



Photography Date: April 2020

-  SECONDARY ENVIRONMENTAL CORRIDOR
-  ISOLATED NATURAL RESOURCE AREA
-  AREA PROPOSED TO BE REMOVED FROM THE SAUKVILLE SANITARY SEWER SERVICE AREA AND ADDED TO THE PORT WASHINGTON SANITARY SEWER SERVICE AREA
-  SURFACE WATER WITHIN ENVIRONMENTAL CORRIDORS AND ISOLATED NATURAL RESOURCE AREAS
-  WETLANDS AND SURFACE WATER AREAS LESS THAN 5 ACRES IN SIZE OUTSIDE ENVIRONMENTAL CORRIDORS AND ISOLATED NATURAL RESOURCE AREAS

-  PLANNED SANITARY SEWER SERVICE AREA
-  SANITARY SEWER SERVICE AREA BOUNDARY

**RESTRICTIONS ON SEWERED DEVELOPMENT**



PORTIONS OF THE SECONDARY ENVIRONMENTAL CORRIDORS AND ISOLATED NATURAL RESOURCE AREAS WITHIN THE PLANNED SANITARY SEWER SERVICE AREA WHICH ARE COMPRISED OF FLOODPLAINS, WETLANDS, RIPARIAN BUFFER, AND/OR ADJACENT STEEP SLOPES; THE EXTENSION OF SEWERS TO SERVE NEW DEVELOPMENT IN THESE AREAS IS NOT PERMITTED.

NOTE: This Map replaces Map 5, page 8, of SEWRPC document, Amendment to the Regional Water Quality Management Plan, City of Port Washington, December 2005, and replaces the corresponding portion of Map 10 - 6, page 10, of SEWRPC Community Assistance Planning Report No. 90, Sanitary Sewer Service Area for the Village of Saukville, Cassville County, Wisconsin, September 1985.



Source: SEWRPC