

CHAPTER 13

MINIMUM STANDARDS FOR WATER QUALITY

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13.01 PURPOSE. This chapter serves the purpose to protect public health, safety and welfare to protect and rehabilitate the water quality of the surface waters and groundwaters of Dane County by establishing county minimum standards to also be implemented by cities and villages enactment of regulations and ordinances to achieve water-related environmental control of land surfaces to be applicable throughout all of Dane County, and maintenance requirements for property owned, administered or maintained by a municipality, including public ways and shorelands.

13.02 AUTHORITY. This chapter is enacted pursuant to the authority of s. 33.455, Wis. Stats.

13.03 SHORT TITLE. This chapter shall be known as and may be cited as the Dane County Lakes and Watershed Minimum Standards Ordinance.

13.04 DEFINITIONS.

- (1) *Board* shall mean the Dane County Board of Supervisors.
- (2) *Commission* shall mean the Dane County Lakes and Watershed Commission.
- (3) *County* shall mean the County of Dane.
- (4) *Department* shall mean the Wisconsin Department of Natural Resources.

13.05 ADMINISTRATION.

- (1) The commission shall perform general advisory functions including proposals for minimum standards to be implemented and enforced on a countywide basis in accordance to objectives provided in this ordinance and may periodically make recommendations to the board consistent with these objectives.
- (2) Commission staff will exercise, as necessary, day to day supervision of this minimum standards program throughout the county along with procedures established to achieve this program's purposes and goals.

(3) The commission and its staff shall act pursuant to the authority provided in ss. 33.445 and 33.45, Wis. Stats., and s. 15.265, Dane Co. Ords.

13.06 APPLICABILITY.

(1) Each Dane County city and village is directed to adopt or amend its municipal ordinances to contain at minimum those water quality standards specified in this chapter, to be consistent with the minimum standards now in effect throughout all of Dane County.

(2) These minimum standards shall apply to any city or village partially or totally within the county, consistent with s. 33.455(3)(b), Wis. Stats.

[13.07-13.10 reserved.]

13.11 WETLAND ZONING; MINIMUM STANDARDS.

(1) County wetlands shall hereafter include all officially designated, mapped wetlands located in Dane County of two or more acres in size and shall be controlled, managed, preserved and regulated accordingly. All cities and villages partially or totally located within Dane County shall enforce their zoning ordinances consistent with this two-or more acre minimum standard for wetlands located within the county.

(2) Each city and village located partially or totally within the county is directed to zone by ordinance or regulation all unfilled wetlands, as per ss. 62.231 and 61.351, and that zoning shall include all wetlands two or more acres in size which are shown on the final wetland inventory maps prepared by the Department for the city or village under s. 23.32, Wis. Stats.

(3) This ordinance shall not be construed or administered to limit or prohibit federally approved wetlands mitigation projects implemented pursuant to applicable federal and state requirements.

[This standard would extend zoning to include wetlands not required to be zoned under current state law, i.e., wetlands between two and five acres and all non-shoreland wetlands.]

[13.12-13.99 reserved.]

[**History:** Ch. 13 cr., Sub. 1 to OA 20, 1993-94, pub. 09/30/94.]

END OF CHAPTER