

3 **ORDINANCE: Amend Section 13.09 of the General Code of Winnebago County**

6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, it is well documented and widely recognized that nutrients and organic matter from mismanaged
8 or misapplied livestock waste contributes to water quality degradation in the surface and groundwater throughout
9 Wisconsin, including in Winnebago County; and

10 **WHEREAS**, the degradation of the water resources in Winnebago County poses a threat to the environment,
11 health, and economic welfare of the citizens of Winnebago County; and

12 **WHEREAS**, the Winnebago County Land Conservation Committee and Land and Water Conservation
13 Department, in an effort to further protect the water resources of Winnebago County, must periodically revise and
14 update referenced State Statutes, technical standards, definitions, and other wording within the Winnebago County
15 Livestock Waste Management Ordinance (Chapter 13 of the General Code of Winnebago County); and

16 **WHEREAS**, the Winnebago County Land Conservation Committee and the Land and Water Conservation
17 Department, in an effort to communicate the proposed changes and garner input from the constituents of Winnebago
18 County have conducted a separate public hearing on the matter.

20 **NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO**

21 **DOES ORDAIN AS FOLLOWS:** that it hereby amends Section 13.09 of the General Code of Winnebago County to
22 read as follows:

13.09 STANDARDS AND SPECIFICATIONS.

(5) **LIVESTOCK WASTE MANAGEMENT AND UTILIZATION.** Livestock wastes for which **transfer/storage** permits are issued under this Chapter of the Code and all wastes from existing livestock waste **transfer/storage** facilities shall be managed and utilized in accordance with all applicable current **USDA-NRCS Field Office Technical Guide** standards. A current Nutrient Management Plan shall be submitted to the Department by the owner or operator of the livestock waste **transfer/storage** facility annually by March 31 until the livestock waste **transfer/storage** facility is no longer in use and has been properly abandoned/closed.

(6) **LIVESTOCK WASTE MANAGEMENT AND APPLICATION REQUIREMENTS.** All livestock waste shall be managed and applied in accordance with all applicable technical standards. **A "Winnebago County Livestock Waste Application Guidance Document" is available at the Department office and on the Winnebago County/Land and Water Conservation Department website.** ~~The following setbacks and separation distances are required for all sources of livestock waste applied within the County:~~

~~(a) Livestock waste and organic byproducts shall not be applied to the following areas unless injected or incorporated within 72 hours:~~

- ~~1. Within 300 feet of surface water.~~
- ~~2. Within 300 feet up gradient of sinkholes, cracked bedrock, or wells.~~

~~(b) Livestock waste and organic byproducts shall not be applied on frozen or snow covered ground in the following areas:~~

- ~~1. Within 300 feet of surface water.~~
- ~~2. Within 300 feet up gradient of sinkholes, cracked bedrock, and wells.~~

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~~3. On slopes greater than 9% (Exception: Up to 12% is allowed if contour stripped with sod, or contour farmed with all crop residue remaining).~~

~~(c) Livestock waste and organic byproducts shall not be applied in waterways, non-cropped wetlands, terrace channels, ditches, or any other direct conveyance to surface water or ground water.~~

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that .

Respectfully submitted by:

LAND CONSERVATION COMMITTEE

Committee Vote: **5-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this ____ day of _____, 2020.

Mark L Harris
Winnebago County Executive