

AMENDMENT TO THE

REGIONAL WATER QUALITY MANAGEMENT PLAN

CITY OF BURLINGTON

AS ADOPTED BY THE

SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION

JUNE 2008

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SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION

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SUBJECT: Certification of Amendment to the Adopted Regional Water Quality Management Plan (Burlington Sanitary Sewer Service Area)

TO: The Legislative Bodies of Concerned Local Units of Government within the Southeastern Wisconsin Region, namely: the County of Racine, the City of Burlington, and the Town of Burlington

This is to certify that at the meeting of the Southeastern Wisconsin Regional Planning Commission, held at the Washington County Courthouse in West Bend, Wisconsin, on the 18th day of June 2008, the Commission did by majority vote of all Commissioners present, being 13 ayes and 1 nay, and by appropriate Resolution, a copy of which is made a part hereof and incorporated by reference to the same force and effect as if it had been specifically set forth herein in detail, adopt an amendment to the regional water quality management plan, which plan was originally adopted by the Commission on the 12th day of July 1979, as part of the master plan for the physical development of the Region. Said amendment to the regional water quality management plan pertains to the revised Burlington sanitary sewer service area and consists of the documents attached hereto and made a part hereof. Such action taken by the Commission is recorded on, and is a part of, said plan, and the plan as amended is hereby transmitted to the constituent local units of government for consideration, adoption, and implementation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal and cause the Seal of the Southeastern Wisconsin Regional Planning Commission to be hereto affixed. Dated at the City of Pewaukee, Wisconsin, this 19th day of June 2008.

Thomas H. Buestrin, Chairman
Southeastern Wisconsin
Regional Planning Commission

ATTEST:

Philip C. Evenson, Deputy Secretary

RESOLUTION NO. 2008-09

RESOLUTION OF THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION AMENDING THE ADOPTED REGIONAL WATER QUALITY MANAGEMENT PLAN, THAT PLAN BEING A PART OF THE MASTER PLAN FOR THE PHYSICAL DEVELOPMENT OF THE REGION CONSISTING OF THE COUNTIES OF KENOSHA, MILWAUKEE, OZAUKEE, RACINE, WALWORTH, WASHINGTON, AND WAUKESHA IN THE STATE OF WISCONSIN (BURLINGTON SANITARY SEWER SERVICE AREA)

WHEREAS, pursuant to Section 66.0309(10) of the *Wisconsin Statutes*, the Southeastern Wisconsin Regional Planning Commission, at a meeting held on the 12th day of July 1979, duly adopted a regional water quality management plan as documented in the three-volume SEWRPC Planning Report No. 30, *A Regional Water Quality Management Plan for Southeastern Wisconsin: 2000*; and

WHEREAS, at a meeting held on the 5th day of December 2001, the Commission duly adopted an amendment to the regional water quality management plan refining and detailing the Burlington sanitary sewer service area as documented in SEWRPC Community Assistance Planning Report No. 78 (2nd Edition), *Sanitary Sewer Service Area for the City of Burlington and Environs, Racine County, Wisconsin*, dated December 2001, as amended; and

WHEREAS, by letter dated May 23, 2008, the City of Burlington requested that the Commission amend the Burlington sanitary sewer service area to modify the shape of a primary environmental corridor within the currently adopted sewer service area; and

WHEREAS, the proposed amendment to the regional water quality management plan is documented in a Commission staff memorandum entitled, "Response to Request by the City of Burlington to Amend the Burlington Sanitary Sewer Service Area," attached hereto and made a part hereof; and

WHEREAS, the requested change to the regional water quality management plan, as documented in the aforementioned staff memorandum, was the subject of a public hearing held jointly by the City of Burlington and the Regional Planning Commission on June 17, 2008; and

WHEREAS, Section 66.0309(9) of the *Wisconsin Statutes* authorizes and empowers the Regional Planning Commission, as the work of making the whole master plan progresses, to amend, extend, or add to the master plan or carry any part or subject thereof into greater detail;

NOW, THEREFORE, BE IT HEREBY RESOLVED:

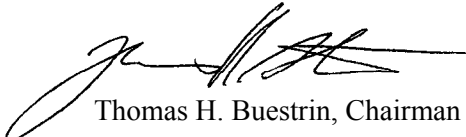
FIRST: That the regional water quality management plan for the Southeastern Wisconsin Region, being a part of the master plan for the physical development of the Region and comprised of SEWRPC Planning Report No. 30, Volumes One, Two, and Three, which was adopted by the Commission as a part of the master plan on the 12th day of July 1979, and which was subsequently amended to include the refined Burlington sewer service area, be and the same hereby is amended in the manner identified on Map 1 of the aforementioned SEWRPC staff memorandum.

SECOND: That the Executive Director is authorized to submit findings to the Wisconsin Department of Natural Resources and the Wisconsin Department of Commerce that public and private sanitary sewer extensions necessary to serve the anticipated development on the lands concerned are in conformance with, and would serve to implement, the adopted regional water quality management plan as herein amended.

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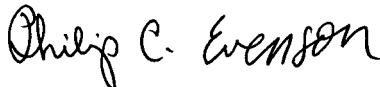
THIRD: That a true, correct, and exact copy of this resolution, together with the aforementioned SEWRPC staff memorandum, shall be distributed to each of the local legislative bodies of the local governmental units within the Region entitled thereto and to such other bodies, agencies, or individuals as the law may require or as the Commission, its Executive Committee, or its Executive Director, at their discretion, shall determine and direct.

The foregoing resolution, upon motion duly made and seconded, was regularly adopted at the meeting of the Southeastern Wisconsin Regional Planning Commission held on the 18th day of June 2008, the vote being: Ayes 13; Nays 1.



Thomas H. Buestrin, Chairman

ATTEST:



Philip C. Evenson, Deputy Secretary

SEWRPC STAFF MEMORANDUM

RESPONSE TO REQUEST BY THE CITY OF BURLINGTON TO AMEND THE BURLINGTON SANITARY SEWER SERVICE AREA

INTRODUCTION

By letter dated May 23, 2008, the City of Burlington requested that the Southeastern Wisconsin Regional Planning Commission amend the Burlington sanitary sewer service area. That area is currently documented in SEWRPC Community Assistance Planning Report No. 78 (2nd Edition), *Sanitary Sewer Service Area for the City of Burlington and Environs, Racine County, Wisconsin*, dated December 2001, as amended. The basic purpose of the amendment would be to modify the shape of a primary environmental corridor located within the currently adopted sewer service area.

PROPOSED CHANGE TO THE SEWER SERVICE AREA

This amendment involves a proposed reshaping of the primary environmental corridor in an area located south of Brookview Avenue and Longmeadow Drive in U.S. Public Land Survey Section 5, Township 2 North, Range 19 East, in the City of Burlington. The amendment is intended to accommodate expansion of an existing business, R.K.W. Redi Mix Concrete, Inc., located on the north side of Brookview Avenue. The proposed change to the environmental corridor is shown on Map 1. Under the proposed amendment, about 1.8 acres of existing primary environmental corridor would be disturbed to accommodate the business expansion. This would be mitigated through the expansion of the existing environmental corridor by about 1.8 acres in an area to the south and west. An accessway would be constructed through the corridor restoration area. Assuming that it is properly designed, that accessway would not be expected to jeopardize the integrity of the corridor restoration area.

It is understood that the R.K.W. firm will submit to the City a detailed stormwater management/erosion control plan for the proposed development area ensuring that there will be no significant adverse impacts on the adjacent environmental corridor; and, additionally, will work with the City to prepare and execute a re-vegetation/management plan for the environmental corridor mitigation area. By adopting this sewer service area amendment, the City of Burlington commits to ensuring that such plans are prepared and implemented.

PUBLIC REACTION TO THE PROPOSED PLAN AMENDMENT

A public hearing was held on June 17, 2008, at the Burlington City Hall to receive public comment on, and reaction to, the proposed plan amendment. The hearing was sponsored by the City of Burlington and the Regional Planning Commission. A summary of the plan amendment was presented prior to receiving public comment.

A review of the hearing record indicates that no substantive concerns were raised at the hearing. Accordingly, no changes were made to the proposed plan amendment as presented at the public hearing.

LOCAL GOVERNMENT ACTION ON THE PROPOSED PLAN AMENDMENT

The Common Council of the City of Burlington adopted the plan amendment on July 1, 2008.

CONCLUDING RECOMMENDATION

Based on the foregoing, it is recommended that the Southeastern Wisconsin Regional Planning Commission formally amend the sanitary sewer service area for the City of Burlington and Environs as documented in SEWRPC Community Assistance Planning Report No. 78 (2nd Edition), as amended, in the manner identified on Map 1.





Map 1

PROPOSED CHANGES TO PRIMARY ENVIRONMENTAL CORRIDOR
IN THE CITY OF BURLINGTON SANITARY SEWER SERVICE AREA

Portion of U.S. Public Land Survey Section 5
Township 2 North, Range 19 East



Photography Date: Spring 2005

-  PRIMARY ENVIRONMENTAL CORRIDOR
-  PLANNED SANITARY SEWER SERVICE AREA
-  AREA PROPOSED TO BE REMOVED FROM THE PRIMARY ENVIRONMENTAL CORRIDOR
-  AREA PROPOSED TO BE ADDED TO THE PRIMARY ENVIRONMENTAL CORRIDOR

NOTE: This map replaces the corresponding portion of Map 8-10, page 31, of SEWRPC Community Assistance Planning Report No. 78 (2nd Edition), *Sanitary Sewer Service Area for the City of Burlington and Environs, Racine County, Wisconsin*, December 2001.

Source: SEWRPC.

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