

NATURAL RESOURCES BOARD

BRIEF OF ACTION

A special meeting of the Natural Resources Board was held on Tuesday, March 27, 2007 at 2:00 p.m. in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The full Board held a listening session on baiting and feeding deer. The listening session was called to order at 2:00 pm. and adjourned at 4:17 p.m.

Tuesday, March 27, 2007

ORDER OF BUSINESS

Listening Session on Baiting and Feeding Deer

The regular meeting of the Natural Resources Board was held on Wednesday, March 28, 2007 in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 8:30 a.m. for action on items 1-7. The meeting adjourned at 4:10 p.m.

Wednesday, March 28, 2007

ORDER OF BUSINESS

1. Organizational Matters

1.A. Calling the roll

Gerald O'Brien – absent	Dan Poulson - present
Jonathan Ela – present	Dave Clausen - present
John Welter – present	Christine Thomas – present
Jane Wiley – present	

1.B. Approval of minutes from January 24, 2007.

Mr. Poulson MOVED, seconded by Mr. Ela approval of the minutes as presented. The motion carried unanimously by all members present. Mr. O'Brien was absent.

1.C. Approval of minutes from February 28, 2007.

Mr. Ela MOVED, seconded by Mr. Poulson to defer approval of the February 28, 2007 minutes to the April 25, 2007 meeting. The motion carried unanimously by all members present. Mr. O'Brien was absent.

1.D. Approval of agenda for March 28, 2007

Mr. Ela MOVED, seconded by Mr. Clausen approval of the agenda as amended for March 28, 2007. The motion carried unanimously by all members present. Mr. O'Brien was absent.

2. Ratification of Acts of the Department Secretary

2.A. Real Estate Transactions

Mr. Poulson MOVED, seconded by Mr. Clausen approval of the real estate transactions. The motion carried unanimously by all members present. Mr. O'Brien was absent.

3. Action Items

3.A. Air, Waste, and Water/Enforcement

3.A.1. Presentation of the 2007 Registered Laboratory of the Year Awards.

3.A.2. Approval of FY 2008 Laboratory Certification Fee Adjustment.

Mr. Clausen MOVED, seconded by Mr. Welter, approval of FY 2008 Laboratory Certification Fee Adjustment. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.3. Adoption of Board Order DG-37-06, revisions to NR 820 pertaining to ground water quantity protection.

Mr. Ela MOVED, seconded by Mr. Welter adoption of Board Order DG-37-06, revisions to NR 820 pertaining to ground water quantity protection. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.4. Adoption of Board Order LE-04-07 related to fees for ATV and snowmobile safety courses.

Mr. Clausen MOVED, seconded by Mr. Poulson, adoption of Board Order LE-04-07 related to fees for ATV and snowmobile safety courses. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.5 Adoption of Board Order LE-05-07, revisions to NR 5 pertaining to issuing temporary boating certificates and definitions.

Mr. Clausen MOVED, seconded by Mr. Poulson, adoption of Board Order LE-05-07, revisions to NR 5 pertaining to issuing temporary boating certificates and definitions. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.6 Adoption of Board Order LE-06-07, revisions to NR 5 pertaining to mandatory boating education temporary certificate.

Mr. Ela MOVED, seconded by Ms. Wiley Adoption of Board Order LE-06-07, revisions to NR 5 pertaining to mandatory boating education temporary certificate. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.7 Adoption of Board Order WT-36-06 on NR 328, Subchapter III – Erosion Control Structures on Rivers and Streams.

Mr. Clausen MOVED, seconded by Mr. Ela adoption of Board Order WT-36-06 on NR 328, Subchapter III – Erosion Control Structures on Rivers and Streams. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.8 Request authorization to hold public hearings on Board Order AM-32-05, revisions to NR 440 and NR 446, pertaining to mercury emissions from coal-fired electric generating units.

Mr. Ela MOVED, seconded by Mr. Clausen to authorize public hearings on proposed AM-32-05 and direct that the public notice include a request for public comments on other options for controlling mercury emissions from coal-fired EGUs. In addition, direct DNR staff to initiate an analysis to determine whether the public health findings under s. 285.27(2)(b) support a state hazardous air pollutant standard in the absence of a federal HAP for mercury emissions from coal-fired EGUs. Direct the DNR staff to work with the Board's Air, Waste, and Water/Enforcement committee to conduct a seminar for the Board on mercury. The seminar shall include information from experts in the field addressing issues such as control technology availability and efficiency, costs, and electric reliability. The seminar shall include a status report on the DNR staff's current analysis under s.285.27(2)(b). The seminar shall be conducted prior to the Board's consideration of final action of AM-32-05 or alternative mercury rule options. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.9 Request authorization to hold public hearings on Board Order AM-12-07, proposed rules affecting Chapters NR 400, 406, 407, and 439 pertaining to the incorporation of changes of federal regulations, streamlining the permitting process for minor sources, clarification of construction permit requirements for certain sources, amending portable source relocation limitations and amending stack testing requirements for certain sources subject to MACT standards.

Mr. Welter MOVED, seconded by Mr. Poulson to approve request of authorization to hold public hearings on Board Order AM-12-07, proposed rules affecting Chapters NR 400, 406, 407, and 439 pertaining to the incorporation of changes of federal regulations, streamlining the permitting process for minor sources, clarification of construction permit requirements for certain sources, amending portable source relocation limitations and amending stack testing requirements for certain sources

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subject to MACT standards. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.A.10 Request authorization to hold public hearings on amendments to ch. NR 140, Wis. Adm. Code - Groundwater Quality.

Mr. Ela MOVED, seconded by Mr. Clausen to approve the request authorization to hold public hearings on amendments to ch. NR 140, Wis. Adm. Code - Groundwater Quality. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.B. Land Management, Recreation, and Fisheries/Wildlife

- 3.B.1 (Previously listed as 8.B.3) Update on 2006-2007 CWD Management efforts

- 3.B.2. Adoption of Secretary's order pertaining to 2007 deer hunting regulation modifications in select deer management units.

Mr. Clausen MOVED, seconded by Mr. Welter adoption of Secretary's order pertaining to 2007 deer hunting regulation modifications in select CWD deer management units. The motion carried unanimously by all members present. Mr. O'Brien was absent.

Mr. Ela MOVED, seconded by Ms. Wiley adoption of Secretary's order pertaining to 2007 deer hunting regulation modifications in select non-CWD deer management units. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.B.3. Request authorization to hold public hearings on Board Order WM-16-07, revisions to NR 10 and 12, Wildlife Management housekeeping rules.

Mr. Welter MOVED, seconded by Mr. Poulson approval of request authorization to hold public hearings on Board Order WM-16-07, revisions to NR 10 and 12, Wildlife Management housekeeping rules. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.B.4. Deleted from Agenda.

- 3.B.5. Land Acquisition – Dell Creek Wildlife Area, Sauk County.

Mr. Welter MOVED, seconded by Ms. Wiley approval of Land Acquisition – Dell Creek Wildlife Area, Sauk County. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.B.6 Easement acquisition and project boundary change – Brooklyn Wildlife Area and Story Creek Streambank Protection Area, Green County.

Mr. Poulson MOVED, seconded by Mr. Clausen approval of easement acquisition and project boundary change – Brooklyn Wildlife Area and Story Creek Streambank Protection Area, Green County. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 3.B.7 Land Acquisition and Donation, Black River State Forest, Jackson County.

Mr. Welter MOVED, seconded by Mr. Ela approval of Land Acquisition and Donation, Black River State Forest, Jackson County. The motion carried unanimously by all members present. Mr. O'Brien was absent.

4. Citizen Participation 1:00 p.m.

- 4.A. Public Appearances
NONE

5. Board Members' Matters
NONE

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- 6. Special Committees' Reports
- 8.B.1. (Previously listed as 8.B.1) Stewardship Grant Programs

- 6. Special Committees' Reports
- 6.A.1 Stewardship Subcommittee

Mr. Ela MOVED that the Board accepts the Subcommittees report, adopts its recommendations as its own, and requests the Chair to work with staff to communicate this, seconded by Ms. Wiley, approval of the Stewardship Subcommittee Report.

Dr. Thomas MOVED, seconded by Mr. Clausen to amend the motion to include grammatical edits. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7. Department Secretary's Matters
- 7.A.1 Baiting and Feeding

STATE OF WISCONSIN
NATURAL RESOURCES BOARD
RESOLUTION

RELATING TO: Encouraging legislative action in opposition to the practices of baiting and feeding white-tailed deer.

WHEREAS, members of the Natural Resources Board hold the view that Wisconsin's white-tailed deer herd is one of the state's most valuable natural resources, that deer are a resource of recreational, economic, and ecological significance to all citizens; and,

WHEREAS, artificially supplementing the diets of white-tailed deer by baiting for hunting purposes and feeding to view or attract and hold deer in an area is a common practice; and,

WHEREAS, the practices of baiting and feeding are a known risk for the establishment and increased transmission of diseases such as chronic wasting disease and bovine tuberculosis in white-tailed deer; and,

WHEREAS, material placed as bait and for feeding is an excess energy input that in some areas unnaturally increases deer fecundity and makes it difficult to manage in a way that balances deer populations with their ecological impacts and effects on agriculture, forestry, and transportation; and,

WHEREAS, baiting and feeding artificially influence deer activity leading to privatization of a public resource, enforcement challenges, and conflict, all of which reduce enjoyment of the hunt; and,

WHEREAS, more than 80% of gun hunters and 60% of bow hunters do not bait; and,

WHEREAS, prohibiting the practices of baiting and feeding is central to resolving the challenges of disease establishment and transmission, deer overabundance, ecological impacts and privatization; and,

WHEREAS, with the passage of 2003 ACT 240 the department's authority to regulate baiting and feeding white-tailed deer was restricted;

NOW, THEREFORE BE IT RESOLVED, that the Natural Resources Board opposes the practices of baiting and feeding white-tailed deer and strongly encourages legislation prohibiting both for the benefits of herd health and ecological integrity; and,

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to legislative leaders and members of the state Senate and the Assembly.

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Christine Thomas, Chair

John W. Welter, Subcommittee Chair

Mr. Clausen MOVED, seconded by Mr. Ela to approve the Resolution on encouraging legislative action in opposition to the practices of baiting and feeding white-tailed deer. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7.B. Retirement Resolutions
- 7.B.1 Gregory A. Held
- 7.B.2 Steven C. Jensen
- 7.B.3 Richard L. Ward
- 7.B.4 Kent Goeckermann
- 7.B.5 Jeffrey Krueger
- 7.B.6 Jay Hochmuth

Mr. Clausen MOVED, seconded by Mr. Ela approval of the retirement resolutions. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7.C. Donations
- 7.C.1. The Friends of Kohler-Andrae, Inc. will donate \$77,000 to Kohler-Andrae State Park in the form of an accessible cabin for people with disabilities to be built in the park's family campground area.

Mr. Clausen MOVED, seconded by Mr. Ela approval of the Friends of Kohler-Andrae, Inc. Donation of \$77,000 to Kohler-Andrae State Park in the form of an accessible cabin for people with disabilities to be built in the park's family campground area. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7.C.2. The estate of Lyle Hougan will donate \$60,000 to the Lake Kegonsa State Park

Mr. Clausen MOVED, seconded by Mr. Ela approval of the estate of Lyle Hougan donation of \$60,000 to the Lake Kegonsa State Park. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7.C.3. The Mead Grounds Association will donate \$30,374.24 for facilities on the grounds of George W. Mead Wildlife Area.

Mr. Clausen MOVED, seconded by Mr. Ela approval of the Mead Grounds Association donation of \$30,374.24 for facilities on the grounds of George W. Mead Wildlife Area. The motion carried unanimously by all members present. Mr. O'Brien was absent.

- 7.C.4. The Lapham Peak Friends will donate \$26,000 to the Department for the development of a Snowmaking system and pond at the Lapham Peak Unit of the Kettle Moraine State Forest.

Mr. Clausen MOVED, seconded by Mr. Ela approval of the Lapham Peak Friends donation of \$26,000 to the Department for the development of a snowmaking system and pond at the Lapham Peak Unit of the Kettle Moraine State Forest. The motion carried unanimously by all members present. Mr. O'Brien was absent.

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7.C.5 The Natural Resources Foundation is donating \$202,717 to the Endangered Resources Program to be used for stocking and monitoring the American marten, monitoring Kirtland's warblers, wood turtle field studies, State Natural Areas Program support, and printing the Central Sands guidebook of the Great Wisconsin Birding & Nature Trail.

Mr. Welter MOVED, seconded by Ms. Wiley approval of the Natural Resources Foundation donation of \$202,717 to the Endangered Resources Program to be used for stocking and monitoring the American marten, monitoring Kirtland's warblers, wood turtle field studies, State Natural Areas Program support, and printing the Central Sands guidebook of the Great Wisconsin Birding & Nature Trail. The motion carried unanimously by all members present. Mr. O'Brien was absent.

8. Information Items

8.A. Air, Waste, and Water/Enforcement

8.B. Land Management, Recreation, and Fisheries/Wildlife

8.B.1. Stewardship Grant Programs (PRESENTED PRIOR TO 6.A.1)

8.B.2 Update on Butler's Gartersnake Conservation Strategy

Mr. Welter MOVED, seconded by Mr. Ela to adjourn the meeting. The motion carried unanimously by all members present. Mr. O'Brien was absent.