

DATE: February 6, 2009

TO: Wisconsin County Conservationists
DNR Agricultural Runoff Management Specialists
DNR Nonpoint Source Coordinators
DATCP Conservation Engineers

FROM: John Pfender, DNR
Lisa Schultz and Coreen Fallat, DATCP

SUBJECT: CY 2009 NOD Funding Applications Available

The Department of Natural Resources (DNR) and the Department of Agriculture, Trade and Consumer Protection (DATCP) allocate funding for Notice of Discharge/Intent Projects (NOD/NOI). Governmental units may apply.

- To be eligible for DNR funding, the DNR must issue a NOD for the site under Chapter NR 243. Specific funding policies for DNR are under chapters NR 153 & NR 154.
- To be eligible for DATCP funding, the DNR must issue an NOI under Chapter NR 243. Specific funding policies for DATCP are under Chapter ATCP 50.

Funding under these grants will be restricted to that needed to address the requirements of the NOD or NOI.

The project application is available from:

DNR (<http://dnr.wi.gov/runoff/grants/applications/>)

The applicant (e.g. county) will complete the first 6 sections of the application (GENERAL INFORMATION through REQUEST FOR COST SHARE AGREEMENT). Applicants are strongly advised to submit projects that are mutual priorities for both the DNR region and the county. DNR regions and counties should consider developing a regional site priority list from which projects can be drawn. At a minimum, it is expected that the county will contact their DNR regional nonpoint source coordinator or agricultural runoff specialist to discuss potential projects prior to submitting the application. DATCP engineering assistance may be available to design and install practices.

To file an application, complete the fillable form and e-mail it to the regional DNR contact identified for your county in the table following these instructions. The e-mail should also include the required maps and site photos. Please write NOD FUNDING APPLICATION in the subject line of the email used to transmit the application. The DNR regional office representative will complete Section 7 (DNR REGIONAL REVIEW) of the application and forward the application to DNR, John Pfender (john.pfender@wisconsin.gov) and DATCP, Lisa Schultz (LisaJ.Schultz@Wisconsin.gov).

DNR and DATCP will accept applications continuously when funding is available. Completed applications will be periodically bundled for review (e.g. quarterly) and selection. Please refer to the above website for information regarding application bundling periods and available funding for that period. The information in the part of the application entitled "Project Priority" will weigh heavily in making a funding decision. Funding source can also have an important influence on project selection. DNR uses some federal Section 319 funding for NOD projects, but these funds can only be used in certain areas. The attachment to these instructions entitled "Geographic Areas Eligible for Federal Funding" list the areas where these federal funds may be used.

Neither DNR nor DATCP are obligated to commit all available funds to applications received to date if the agencies determine that the proposed projects should not be funded. Unfunded applications will be considered during the subsequent bundling period along with any new applications received. After one year, unfunded applications will be removed from consideration but may be resubmitted. During each selection period, DNR and DATCP staffs will discuss the application and jointly arrange a meeting with the applicant to discuss issuance of the NOD or NOI and prospects for project funding. Once a substantial agreement is reached between DNR, DATCP and the applicant, the state agencies will commit to funding the project using the most suitable funding source.

DNR may issue NODs without cost sharing for certain situations, including discharges to navigable waters from medium size operations (300 – 999 animal units) or livestock operations, regardless of size, that are causing well contamination or a fish kill. DNR funding may also be used to offer funds to non-voluntary landowners as needed to meet state cost share requirements.

If you have any questions, please contact either John Pfender, DNR (608-266-9266), Coreen Fallat, DATCP (608-224-4625) or Lisa Schultz (608-224-4604), DATCP.

SUBMIT COMPLETED NOD FUNDING APPLICATIONS TO THE FOLLOWING STAFF			
DNR Region	County	Contact Person	E-Mail Address
Northern	Ashland, Barron, Bayfield, Burnett, Douglas, Polk, Price, Rusk, Sawyer, Taylor	Ruth King	Ruth.King@Wisconsin.gov
Northern	Florence, Forest, Iron, Langlade, Lincoln, Oneida, Vilas	Tom Blake	Thomas.Blake@Wisconsin.gov
Northeast	Door, Kewaunee, Calumet, Manitowoc	Amy Callis	Amy.Callis@Wisconsin.gov
Northeast	Brown, Marinette, Menominee, Oconto, Shawano,	Casey Jones	casey.jones@wisconsin.gov
Northeast	Fond du Lac, Green Lake, Marquette, Outagamie, Waupaca, Waushara, Winnebago	Liz Spaeth-Werner	elizabeth.spaethwerner@wisconsin.gov
West Central	Adams, Buffalo, Chippewa, Crawford, Jackson, La Crosse, Monroe, Trempealeau, Vernon	Cindy Koperski	Cindy.Koperski@Wisconsin.gov
West Central	Clark, Dunn, Eau Claire, Juneau, Marathon, Pepin, Pierce, Portage, St. Croix, Wood	Karen Voss	Karen.Voss@Wisconsin.gov
Southeast	All Counties	Michelle Lehner	Michelle.Lehner@Wisconsin.gov
South Central	Dodge, Columbus, Jefferson	Bryan Ellefson	bryan.ellefson@wisconsin.gov
South Central	Iowa, Grant, Sauk, Richland	Mike Degen	michael.degen@wisconsin.gov
South Central	Rock, Green, Dane, LaFayette	Mark Cain	Mark.Cain@Wisconsin.gov

Cc DNR Runoff Policy Management Team

Attachment: Geographic Areas Eligible for Federal Funding

Federal Section 319 funds can be used for NOD projects, but the geographic areas in which these funds may be used are limited under federal law. Eligible geographic areas where these federal funds may be used include certain priority watershed projects and areas for which an EPA-approved Total Maximum Daily Load (TMDL) has been completed. These areas are identified below.

Priority Watersheds Eligible for Federal Funds

A NOD project located within one of the priority watershed areas listed below is eligible for federal Section 319 funding if the NOD project is upstream of an impaired water body and will reduce one or more pollutants contributing to the impairment.

Arrowhead/Rat Rivers/Daggets Creek	Milwaukee River, East and West Branches
Beaver Dam River	Milwaukee River, North Branch
Black Earth Creek	Muskego/Wind Lakes
Cedar Creek	Neenah Creek
Duck/Apple/Ashwaubenon Creeks	Pigeon River
East River	Pine River/Willow Creek
Fond du Lac River	Sheboygan River
Hillsboro Lake	Soft Maple/Hay Creek
Horse Creek	South Fork Hay River
Kinnickinnic River (Milwaukee Basin)	Spring Brook
Lake Mendota	Spring Creek
Lake Tomah	St. Croix County Lakes Cluster
Lake Winnebago East	Sugar/Honey Creeks
Lower Big Eau Pleine River	Upper Fox River (Illinois)
Lower East Branch Pecatonica	Upper Trempealeau River
Menomonee River	Upper Yellow River
Middle Kickapoo River	Waumandee Creek
Middle Trempealeau River	Yellow River
Milwaukee River South	

EPA Approved TMDLs

EPA approved TMDLs are listed on the DNR Web page (see link below). An NOD project within one of these areas would be eligible for federal Section 319 funding if the NOD project is designed to reduce one or more pollutants contributing to the water quality impairment as specified in the TMDL report.

http://dnr.wi.gov/org/water/wm/wqs/303d/Approved_TMDLs.html