



DNR Staff Analysis of Nature Based Outdoor Activities on Projects Purchased with Stewardship Grant Funds

Rev. Sep 2009

NOTE TO DNR STAFF: *This completed form will be attached to the WEPA+NBOA notice that the DNR will publish when considering a request for Stewardship grant funding. Do not list location information for the subject property or the seller's name because WI courts have held that this information is confidential until land ownership has changed hands. In "Staff Narrative" sections below each NBOA, summarize sponsor's reason for prohibition based on the 3 allowable exceptions.*

Applicant/ Sponsor: Waukesha County

Year of Application: 2010

Project Name and Primary Purpose (after acquisition): Pewaukee River Greenway Acquisition; protection of the Pewaukee River environmental corridor for outdoor recreation

Project Description: See WEPA Notice

Plan(s) or Reports Identifying Project Area as Priority:
Waukesha County Park and Open Space Plan

Proposed NBOA – Applicant Narrative and Checklist

HUNTING			
<p>DNR Staff Narrative: The sponsor is not proposing any hunting prohibitions. However, the City of Pewaukee prohibits hunting within a certain proximity of a platted subdivision (Chapter 6.02). The 6.4 - acre subject property is adjacent to a platted subdivision. In addition, Waukesha County Ordinance, Sec 14-156 Weapons and Fires, prohibits hunting within any park and is currently in affect on all park property. Also, S.941.20 (1)(d) Wis. Stats. prohibits the discharge of a firearm within 100 yards of a "building devoted to human occupancy." Therefore neither bow nor gun hunting can be allowed. Please see the Department's initial assessment of the NBOA prohibitions conducted by the local recreation safety warden. Pursuant to s. NR 52.05 (1)(a), Wis. Adm. Code.</p>			
Categories	Allowable species (Gun)	Allowable species (bow)	List Dates/Seasons (opening and closing)
Waterfowl	No	No	N/A
Small Game	No	No	N/A
Turkey	No	No	N/A
Large Game	No	No	N/A

TRAPPING		
<p>DNR Staff Narrative: The sponsor is not proposing any prohibition for trapping. However, there are homes within 100 yards of the property. NR 10.13(1)(b)12.c. prohibits trapping within 100 yards of a "building devoted to human occupancy." In addition, Waukesha County Ordinance, Sec 14-156 Weapons and Fires, prohibits trapping within any park and is currently in affect on all park property. Therefore trapping cannot be allowed.</p>		
Location	Allowable Species	List Dates/Seasons (opening and closing)
Upland	No	N/A
Water	No water on property	N/A

FISHING		
DNR Staff Narrative: There is no water on the property.		
Method	Allowable Activities	List Dates/Seasons (opening and closing)
Shore	N/A	N/A
Boat	N/A	N/A

HIKING		
DNR Staff Narrative: Hiking will be allowed on the property and future trails are proposed.		
Location	Allowable Activities	List Dates (opening and closing)
On-Trail	No (future trails proposed)	Throughout the year
Off-Trail	Yes	Throughout the year

CROSS COUNTRY SKIING		
DNR Staff Narrative: Cross country skiing is allowed on the property and future trails are proposed.		
Type of Trail	Allowable Activities	List Dates (opening and closing)
Off-Trail (un-groomed)	Yes	Throughout the year
On-Trail (un-groomed)	No (future trails proposed)	Throughout the year
On-Trail (groomed)	No	N/A

DATE: December 10, 2010 FILE REF: Stewardship Application

TO: Daniel Kaemmerer, SER Financial Assistance Specialist

FROM: John Bronikowski, SER Recreational Safety Warden

SUBJECT: Stewardship Grant Application NBOA Review – Reese Property, Waukesha County

I have completed my review of the “Public Access and Acceptable Uses” document as a part of the Knowles-Nelson Stewardship Grant application submitted by the Waukesha County Parks for the proposed acquisition of 6.4 acres of land which lies within the City of Pewaukee limits known as the Reese property. Following are my comments and recommendations regarding the Nature Based Outdoor Activities (NBOA) which would be prohibited for public safety reasons on this property:

Hunting – It is my professional opinion that the Waukesha County ordinance prohibiting hunting within a park, which would also apply to this parcel, and the City of Pewaukee ordinance prohibiting hunting within proximity of a platted subdivision is appropriate to further public safety. This small parcel borders 6 residential lots and would offer very limited hunting opportunities. Because of the parcels proximity to this urban setting, prohibiting hunting will further public safety. I find this prohibition of hunting to be consistent with their authority to provide safeguards of persons and property, which is consistent with other municipalities throughout Wisconsin.

Trapping – It is my professional opinion that the Waukesha County ordinance prohibiting trapping within a park, which would also apply to this parcel, is appropriate to further public safety. Waukesha County also prohibits trapping in County Parks. And although trapping has a very low user conflict rate, I find the prohibition appropriate for this parcel. Because of the relatively small size of this parcel and the close proximity of the 6 residential lots that it borders, I find this prohibition of trapping to be consistent with their authority to provide safeguards of persons and property, which is consistent with other municipalities throughout Wisconsin.

Approved Kevin Mickelberg, SER Regional Warden:

