



May 15, 2018

DNR Project No. DC-0193

Mr. Steve Steinhoff, Deputy Director
Capital Area Regional Planning Commission
City County Building, Room 362
210 Martin Luther King Jr. Blvd.
Madison, WI 53703

Subject: Amendment Request Village of Oregon—CARPC DC-2018-02

Dear Mr. Steinhoff:

We have completed our review of the subject sewer service area amendment request submitted to the Department with the [CARPC Transmittal letter](#) and Commission Recommendations April 12, 2018. The proposed amendment is in the Oregon Branch and Badfish Creek watersheds. The proposed amendment includes the addition of 81.1 acres of land, including 7.4 acres of existing development and 16.9 acres of proposed environmental corridor, for a net of 56.8 developable acres to the Oregon Urban Service Area. The Department hereby approves this amendment noting water quality protection recommendations by CARPC and steps required for state permits and additional approvals. CARPC technical experts have carefully provided detailed recommendations articulated in the [staff analysis, dated April 4, 2018](#).

The Village of Oregon Wastewater Facility will serve the amendment area. According to recent reports, The Oregon WWTP has been in compliance with permit limits for effluent discharged to the Oregon Branch of Badfish Creek in recent reports. To continue to protect these water resources, the Commission conveyed conditions and protections for water quality in its letter, reflecting details from the staff report. The DNR underscores the importance of these measures to protect water quality in this sensitive area of the state.

This amendment is a formal update to the state's Areawide Water Quality Management Plan and the Dane County WQM Plan and will be sent to the US Environmental Protection Agency to meet the requirements of the Clean Water Act of 1987 (Public Law 92-500 as amended by Public Law 95-217) and outlined in the federal regulations 40 CFR, Part 35. This review is an integrated analysis action under s. NR 150.20 (2) (a) 3, Wis. Adm. Code. By means of this review, the Department has complied with ch. NR 150, Wis. Adm. Code, and with s. 1.11, Stats. The approval of this sewer service area amendment does not constitute approval of any other required local, state, or federal permit for sewer construction or associated land development activities.

Appeal Rights:

Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions must be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., a party has 30 days after the decision is mailed, or otherwise served by the Department, to file a petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review must name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Wis. Stats., a party has 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of the Department of Natural Resources. All requests for contested case hearings must be made in accordance with section NR 2.05(5), Wis. Adm. Code, and served on the Secretary in accordance with section NR 2.03, Wis. Adm. Code. The filing of a request for a contested case hearing does not extend the 30 day period for filing a petition for judicial review.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy R. Asplund". The signature is fluid and cursive, with a long horizontal stroke at the end.

Timothy R. Asplund
Monitoring Section Chief
Bureau of Water Quality

cc:

Village of Oregon
Mike Sorge – DNR – SD
Tim Ryan – DNR – SD
Andrew Simek – DNR - LS/8
Lisa Helmuth – DNR – WQ/3

