



City of Lake Geneva, 626 Geneva St, Lake Geneva, WI 53147- 262.248.3673- www.cityoflakegeneva.com

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL

TUESDAY, MAY 26, 2020 6:00 P.M.

LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)

Members:

Mayor Charlene Klein, Council President, Rich Hedlund, Council Vice President, John Halverson,
Alderspersons: Tim Dunn, Mary Jo Fesenmaier, Cindy Flower, Ken Howell, Shari Straube, and Joan Yunker

THE CITY OF LAKE GENEVA IS HOLDING ALL MEETINGS VIRTUALLY TO HELP PROTECT OUR COMMUNITY FROM THE CORONAVIRUS (COVID-19) PANDEMIC. YOU CAN CALL-IN OR WATCH THE MEETING IN SEVERAL WAYS:

1. Livestream at the City of Lake Geneva Vimeo Channel found here www.vimeo.com/lakegeneva
2. Television: Watch live broadcast of the meeting on Spectrum Cable Channel 25
3. Listen to audio via phone: (602) 333-2017 (Long distance rates may apply) (888) 204-5987 (Toll Free)
Access Code: 9746153
4. You can provide public comment on agenda items by emailing your comments to the City Clerk at cityclerk@cityoflakegeneva.com or you may deliver your written comments to the City of Lake Geneva City Hall, 626 Geneva Street, Lake Geneva, WI 53147. All written comments must be provided to the City Clerk by 5:00 P.M. on the date of the meeting. All written comments will be read aloud during the agenda item when public comments are allowed during the meeting.

CITY HALL WILL NOT BE OPEN TO THE PUBLIC DURING THE MEETING. YOU CAN OBSERVE THE MEETING VIA THE ABOVE LISTED COMMUNICATIONS.

AGENDA

1. Mayor Klein call the meeting to order
2. Pledge of Allegiance – Alderperson Dunn
3. Roll Call
4. Awards, Presentations, Proclamations, and Announcements
5. Re-consider business from previous meeting
6. Comments from the public as allowed by Wis. Stats. §19.84(2), limited to items on this agenda, except for public hearing items. Comments will be limited to 5 minutes
7. Acknowledgement of Correspondence
8. Approve the Regular Council Minutes May 11, 2020 Council as prepared and distributed

9. **CONSENT AGENDA**— *Recommended by Finance, Licensing and Regulation on May 19, 2020.* Any item listed on the consent agenda may be removed at the request of any member of the Council. The request requires no second, is not discussed, and is not voted upon.

- a. Renewal application of Massage Establishment License for Element Massage Studio

10. Items removed from the Consent Agenda

11. First Reading of **Ordinance 20-04** An ordinance adding sub-sub-sub-subsection xiii to sub-sub-subsection 1c, Property Management Requirements, and amending sub-sub-sub-subsections i, ii, and iii of sub-sub-subsection 1e, Access and Inspections of sub-subsection (Y), Tourist Rooming House, of subsection (8) Accessory Land Uses, of Section 98-206, Detailed Land Use Descriptions and Regulations of Chapter 98: Zoning Ordinance, of the City of Lake Geneva Zoning Ordinance to amend provisions of the Short Term Rental Ordinance regarding making business records available, inspection of premises and the installation of Knox boxes

12. Discussion/Action regarding **Resolution 20-R41** a resolution authorizing the City of Lake Geneva Administrator to work with City Leadership staff to determine best practices for potential opening of City facilities as it relates to the COVID-19 pandemic

13. Recommendation of the Finance, Licensing, and Regulation Committee of May 19, 2020- Ald. Howell

- a. Discussion/Action regarding abolishing the City of Lake Geneva Policy & Evaluation Regarding Issuance of Regular and Reserve Intoxicating Liquor Licenses
- b. Discussion/Action regarding **Resolution 20-R38** amending City of Lake Geneva Fee Schedule as it relates to the short term rental permit application fee (*Motion made at May 19, 2020 Finance, Licensing, and Regulation Committee Meeting: Motion by Hedlund to lower the short term rental fee to \$750, second by Yunker. Motion carried 3-2, with Halverson and Fesenmaier voting no.*)
- c. Discussion/Acceptance of May 19, 2020 Finance, Licensing, and Regulation Committee Payment Approval Reports

14. Recommendation of the Planning Commission of May 18, 2020- Ald. Dunn

- a. Discussion/Action regarding **Resolution 20-R39** a resolution authorizing the issuance of a Conditional Use Permit (CUP) filed by Patrick Lynch 30715 Cedar Dr. Burlington WI 53115 for a request to install a 90 foot pier with 2 boat slips for the property located at 940 Maytag Rd. located in the Estate Residential - 1 (ER-1) zoning district. Tax Key No. ZCE00005
- b. Discussion/Action regarding **Resolution 20-R40** a resolution authorizing the issuance of a Conditional Use Permit (CUP) filed by Brian Nelson 21605 N. Tiffany Ct. Kildeer IL 60047 for a request to install a 100 foot pier with 3 boat slips for the property located at 1640 Lake Shore Dr. located in the Estate Residential - 1 (ER-1) zoning district. Tax Key No. ZLM00039

15. Mayoral Appointments

- a. Confirming the Citizen appointment of Terry O’Neill to the Geneva Lake Environmental Agency

16. Adjournment

Requests from persons with disabilities, who need assistance to participate in this meeting or hearing, should be made to the City Clerk’s office in advance so the appropriate accommodations can be made.

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, MAY 11, 2020 6:00 P.M.
LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)

Members: Mayor Charlene Klein, Council President, Rich Hedlund, Council Vice President, John Halverson, Alderpersons: Tim Dunn, Mary Jo Fesenmaier, Cindy Flower, Ken Howell, Shari Straube, and Joan Yunker

Mayor Klein called the meeting to order at 6:03 p.m.

Alderperson Fesenmaier led the Council in the Pledge of Allegiance.

Roll Call

Present: Hedlund, Halverson, Dunn, Fesenmaier, Flower, Howell, Traube, and Yunker

Absent: None

Awards, Presentations, Proclamations, and Announcements

Mayor Klein announced that the next Council Meeting to be held Tuesday, May 26, 2020 due to Memorial Day Holiday.

Mayor Klein noted that many precautions have been put into place to keep everyone safe during the pandemic. She added that there has been some good news coming from the State, in that stores will be open starting today.

Re-consider business from previous meeting

None

Comments from the public as allowed by Wis. Stats. §19.84(2), limited to items on this agenda, except for public hearing items. Comments will be limited to 5 minutes

Email received of Casey Schiche not read into the record, but received in time: Casey Schiche; Spoke in favor of approving Ordinance 20-03.

Acknowledgement of Correspondence

None

Approve the Regular Council Minutes April 27, 2020 Council as prepared and distributed

Motion by Straube to approve, second by Flower. No discussion. Motion carried 8-0.

CONSENT AGENDA– *Recommended by Finance, Licensing and Regulation on April 8, 2020.* Any item listed on the consent agenda may be removed at the request of any member of the Council. The request requires no second, is not discussed, and is not voted upon.

-Agent Change for Kwik Trip Inc d/b/a Kwik Trip #219, to Laura Meinen

-Original Class “B” Fermented Malt Beverage License Application filed by The Farmstand LLC d/b/a The Farm Stand, agent, Dan Robers, located at 830 W Main St, Unit C

Motion by Howell to approve the consent agenda, second by Fesenmaier. No discussion. Motion carried 8-0.

Items removed from the Consent Agenda

None

First Reading of **Ordinance 20-03** an ordinance amending Chapter 2, Administration, Article VIII, Emergency Government, Section 2-401, Policy and Purpose by adding Subsection (d), enforcement and Penalty relating to the Enforcement or Emergency Orders issued by the State of Wisconsin or the City of Lake Geneva, Wisconsin (FLR Committee approved May 5, 2020: Motion by Hedlund to approve, second by Halverson. Motion carried 5-0.)

Mayor Klein offered Ordinance 20-03 as a first reading.

Motion by Howell to move to second reading, second by Hedlund. Motion carried 7-1, with Dunn voting no.

Mayor Klein offered Ordinance 20-03 as a second reading.

Motion by Hedlund to approve, second by Flower.

Attorney Draper confirmed that this would give the Police Department the ability to issue citations versus State misdemeanors and would be in place even after the expiration of the emergency order.

Dunn stated that he would like the ordinance read aloud. Dunn felt that there were already many existing ordinances that would address this. Draper noted that this is a tool for the Police Department to work with to help promote enforcement. Chief Rasmussen stated that the fee portion of the emergency order was missing in the code and that this would insert that language. Motion carried on a roll call vote 8-0.

Discussion/Action regarding **Resolution 20-R36** a resolution to ratify the emergency proclamation approved by Chief Executive Officer pertaining to the COVID-19 Pandemic and Declaration of Emergency

Attorney Draper stated within the packet there is two more amended emergency orders. The fifth amended order stated that the parking enforcement shall resume and the sixth amended proclamation extending the deadline to adhere with the State Department of Health's emergency order expiration.

The sixth order states that the deadline for the Slips, Buoys, and Kayaks deadlines was May 1, however the true deadline is May 15. Attorney Draper stated that the staff has been working on how to open up in the parks in the near future. The biggest road block for the opening of parks in the opening of the bathrooms. The DPW staff needs to have the proper supplies and staffing to keep those restrooms clean and sanitized.

Motion by Fesenmaier to change the date in item 13 of the sixth amended emergency proclamation, to state May 15, 2020 at Noon, second by Hedlund.

Flower expressed concerns with the parks being closed as it gives people the opportunity to congregate and violate the social distancing requirement.

Motion carried 8-0.

Motion by Howell to approve Resolution 20-R36, second by Halverson. Motion carried on a roll call vote 8-0.

Discussion/Action regarding **Resolution 20-R37** a resolution creating the City of Lake Geneva Ad Hoc Communications Committee and appointing subsequent committee members

Motion by Fesenmaier to approve Resolution 20-R37, second by Halverson. No discussion. Motion carried 8-0.

Recommendation of the Finance, Licensing, and Regulation Committee of May 5, 2020- Ald. Howell

Discussion/Action regarding **Resolution 20-R35** a resolution authorizing the carryover of 2019 Equipment Replacement Funds to the 2020 Equipment Replacement Fund Budget and adjusting assigned/unassigned balances for these purchases (FLR Committee approved May 5, 2020: Motion by Halverson to approve, second by Hedlund. Motion carried 5-0.)

Motion by Howell to approve Resolution 20-R35, second by Hedlund. No discussion. Motion carried 8-0.

Discussion/Action regarding possible fee reduction/waiver for certain City-issued licenses (FLR Committee approved May 5, 2020: Motion by Howell to maintain the current license fee amounts, second by Hedlund. Motion carried 5-0.)

Motion by Howell to approve the license fees as established, second by Halverson.

Clerk Kropf stated that she had brought this request to the Finance Committee after receiving correspondence from several local businesses. He added that the Finance Committee did vote to leave the fees as is. Motion carried 8-0.

Discussion/Acceptance of May 5, 2020 Finance, Licensing, and Regulation Committee Payment Approval Reports

Motion by Howell to approve, second by Hedlund. No discussion. Motion carried 8-0.

Mayoral Appointments

Confirming the appointment of Rick Steinberg to the City of Lake Geneva Tree Board with a term expiring May 1, 2023

Motion by Fesenmaier to approve, second by Halverson. No discussion. Motion carried 8-0.

Adjournment

Motion by Fesenmaier to adjourn the meeting, second by Halverson. Motion carried 8-0. The meeting adjourned at 6:39 p.m.



CITY OF LAKE GENEVA MASSAGE ESTABLISHMENT APPLICATION

\$50.00 ANNUAL LICENSE FEE

EXPIRES JUNE 30TH EACH YEAR

Is Application: Original or Renewal

Application must be accompanied by the following documents:

- ✓ 1. \$50.00 License fee, payable to the City of Lake Geneva and due upon application
- 2. Copy of Applicant's Driver's License
- 3. A listing of the name and address of each Massage Technician employed or subcontracted by the establishment
- 4. Copy of each Massage Technician's Current and Valid State of Wisconsin Massage Therapist or Bodywork Therapist Certificate
- 5. Copy of each Massage Technician's Driver's License
- 6. If the applicant business is a corporation, include a report of the names and current addresses of all officers, directors, and stockholders owning more than 10% of stock in the corporation

BUSINESS INFORMATION

Trade Name: Element Massage Studio

Corporate Name (if applicable): _____

Business Address (Physical): 647 W. Main St. #400 Lake Geneva WI 53147

Mailing Address (if different): _____

City, State, Zip: Lake Geneva WI 53147

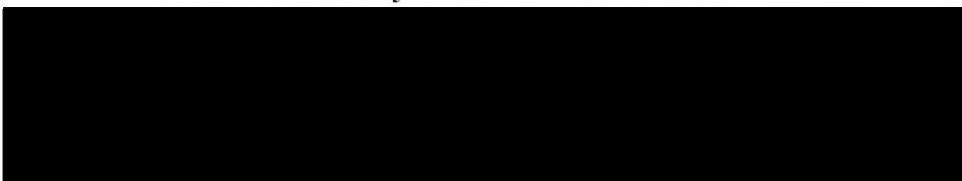
Phone: 414-324-2496 Email: elementmassages@yahoo.com

Please explain the nature of services to be provided: Therapeutic Massage

BUSINESS OWNER (APPLICANT) INFORMATION

Please include information for all business owners

Full Name: Dale L Martin



Driver's License Attached

Please provide names and addresses of any and all previous establishments where applicant was employed or subcontracted as a Massage technician during the last 3 years, including type of work performed and dates of employment:

None

Have you ever had a massage or similar license/permit revoked, suspended, or denied?

NO YES If yes, please explain: _____

Have you ever been arrested, charged, and/or convicted for any offense, other than misdemeanor traffic violations, in Wisconsin or any other state?

NO YES If yes, provide the offense, date, location, and disposition: _____

The undersigned hereby swears, under penalty of law, that the foregoing information provided in this application is true and correct to the best of his/her knowledge and belief.

APPLICANT SIGNATURE: DM Date: 5-3-20

For Office Use Only

Date Filed: 5/8/20 Receipt #: 10-007707 Amt Paid: \$50.00
Forwarded to Police Dept: 5/8/20 Background Completed: 5/8/20
Police Chief Recommendation: 5/10/20 Approved Denied
Fingerprinting required for new establishments - Fingerprinted by LGPD:
Forwarded to Building Dept: 5/11/20 Inspector approval required for new establishments
Building Inspector Recommendation: [Signature] Approved Denied
FLR/Council Approval Dates: _____ License #: 2020-10
Verified: Stark MSI Notes/Conditions: _____

Copies to: Building & Zoning Police Chief Fire Chief ^{DD} Business license

ORDINANCE OF THE COMMON COUNCIL

An ordinance adding sub-sub-sub-subsection xiii to sub-sub-subsection 1c, Property Management Requirements, and amending sub-sub-sub-subsections i, ii, and iii of sub-sub-subsection 1e, Access and Inspections of sub-subsection (Y), Tourist Rooming House, of subsection (8) Accessory Land Uses, of Section 98-206, Detailed Land Use Descriptions and Regulations of Chapter 98: Zoning Ordinance, of the City of Lake Geneva Zoning Ordinance to amend provisions of the Short Term Rental Ordinance regarding making business records available, inspection of premises and the installation of knock boxes

Committee	N/A		
Fiscal Impact:	N/A		
File Number:	20-04	First Reading :	May 26, 2020
		Second Reading :	June 8, 2020

The Common Council of the City of Lake Geneva, Wisconsin, does hereby ordain as follows:

1. Sub-Sub-Sub Sub-subsection xiii is added to Sub-Sub-Subsection 1c, Property Management Requirements of Sub-Subsection (y) Short-Term Rental, of Subsection (8) **Accessory Land Uses** of Section 98-206 Detailed Land Use Descriptions and Regulations of Chapter 98: Zoning Ordinance of the City of Lake Geneva Zoning Ordinance is to read as follows:

“xiii. To ensure compliance with section 1 b and c above, or pursuant to an audit as authorized under Sec. 66.0615(2)(a), Wis. Stats., the Designated Operator hereunder shall upon written request by the City, which must specify the reason for the request and provide at least seven days to comply, provide a copy of the Business Record described above.”

2. Sub-Sub-Sub Subsections i, ii, and iii of Sub-Sub-Subsection 1 e, Access and Inspections, of Sub-Subsection (y), Short-Term Rental, of Subsection (8) Accessory Land Uses of Section 98-206 Detailed Land Use Descriptions and Regulations of Chapter 98: Zoning Ordinance of the City of Lake Geneva Zoning Ordinance are amended to read as follows:

- i. **The City shall be authorized at all reasonable times upon reasonable notice to the owner, and with either the owner’s consent or a special inspection warrant under Wis. Stat. Sec. 66.0119, except in cases of emergency where no special inspection warrant is required, and as provided in Sec. 66.0119(2), Wis. Stats., to enter and examine any building, structure, or premises, for the purpose of ensuring compliance with this ordinance. If the owner declines to consent to an inspection without a warrant, the City may not conduct an inspection under this section without first obtaining a special inspection warrant under Wis. Stat. Sec. 66.0119 except in cases of emergency where no special inspection warrant is required, and as provided in Sec. 66.0119(2), Wis. Stats. The owner, agent or occupant of any such premises who refuses to permit, or prevents or interferes with any entry into or upon the premises by any such inspector with a special inspection warrant or in cases of emergency where no inspection warrant is required and as provided in Sec. 66.0119(2), Wis. Stats., shall be in violation of this section. It is not a violation of this section to refuse to grant voluntary consent to an inspection. without a special inspection warrant.**

- ii. The City has adopted the Knox Box key box system ~~requiring~~ **providing for** the installation of miniature vaults ~~be~~ **that are** placed upon the exterior buildings, gateposts or other applicable locations. Contained ~~within~~ the vault are the keys that will allow access to the Short-Term Rental in emergency situations.
- iii. ~~Knox boxes shall be placed on the building for emergency entry into the building. The City may require more boxes dependent on the size of the structure or facility.~~ **Designated Operators and owners are encouraged, but not required to install the Knox Box Systems on their short term rentals. Designated Operators and Owners of short term rentals acknowledge that the City shall not be obligated for damages occurring to short term rentals in the event emergency access to a short term rentals is required and there is no Knox Box System installed on the property.**

2. That this ordinance shall take effect upon passage and publication, as provided by law.

Approved by the City of Lake Geneva Common Council on this 26th day of May, 2020.

Council Action: Adopted Failed Vote _____

Mayoral Action: Accept Veto

Charlene Klein, Mayor

Date

Attest:

Lana Kropf, City Clerk

Date

RESOLUTION OF THE COMMON COUNCIL			
Resolution authorizing the City of Lake Geneva Administrator to work with City Leadership staff to determine best practices for potential opening of City facilities as it relates to the COVID-19 pandemic			
Committee:	N/A		
Fiscal Impact:	N/A		
File Number:	20-R41	Date:	May 26, 2020

Whereas, Andrea Palm’s “Safer at Home” order was overturned by the Wisconsin Supreme Court on May 13th, 2020, and

Whereas, the City of Lake Geneva’s emergency proclamation is set to expire on May 26, 2020, and

Whereas, the world-wide Covid-19 Pandemic is still a threat to the public, and

Whereas, the total number of Coronavirus cases continues to increase in Walworth County, Wisconsin, and

Whereas, the CDC is recognized as the nation’s authority in regard to best practices and procedures to reduce the risk of exposure to individuals, and

Whereas, the various departments of the City of Lake Geneva are charged to serve the community in an efficient and safe manner, and

Whereas, the service delivery by the various departments of the city is absolutely dependent on having healthy and safe employees, and

Whereas, the issues related to safe and efficient service delivery will vary between the city departments, and

Whereas, each department has created or will create a plan to gradually reopen various city facilities to the public while protecting the health and safety of city staff and the general public;

Now Therefore Be it Resolved, that the City Administrator of Lake Geneva is hereby directed to work with the leadership staff of the City of Lake Geneva Departments to identify and carry out the best practices to operate each of the city departments in an efficient manner and which guarantees the safety of the public and the city staff.

For the duration of the pandemic (or until future action of the Lake Geneva Common Council), the City Administrator and the leadership of the city’s departments will operate using the most current best practices and procedures possible as outlined by the CDC, Walworth County Health Department, and Wisconsin Economic Development Corporation

City of Lake Geneva Policy Regarding Issuance of Regular and Reserve Intoxicating Liquor Licenses

Purpose

The City of Lake Geneva has created this policy to establish criteria and set guidelines to aid the Finance, License and Regulation Committee along with the Common Council in the selection and issuance of a "Class B" Intoxicating Liquor License and a Reserve "Class B" Intoxicating Liquor License. These licenses (typically referred to as "bar/tavern licenses") give a business the ability to serve intoxicating liquor, fermented malt beverages, and wine for on-premises consumption.

Background

The City of Lake Geneva, like most all municipalities in the State of Wisconsin, was required to establish a quota of "Class B" Intoxicating Liquor as of December 1, 1997. Once the number of Regular Intoxicating Liquor licenses was established, it was also determined that the City could accrue more Reserve Intoxicating Liquor Licenses, with a population increase of 500 people, per the Wisconsin Department of Administration's population estimate every year. The City of Lake Geneva is an anomaly, versus other municipalities, due to its high level of tourism and lack of special legislation in relation to the number and issuance of liquor licenses within the municipality. Due to the limited nature of the "Class B" Intoxicating Liquor Licenses and Reserve "Class B" Intoxicating Liquor Licenses with the City, it is imperative that a set of guidelines and criteria be established to make the selection of a license applicant fair and transparent.

Procedure

A waiting list will not be created or maintained by the City of Lake Geneva; all license applications will be considered on a case by case basis as they are received.

Fees

The fees for the "Class B" Intoxicating Liquor Licenses are as follows:

- Regular "Class B" Intoxicating Liquor License & Class "B" Fermented Malt Beverage License: \$600
- Reserve "Class B" Intoxicating Liquor License & Class "B" Fermented Malt Beverage License: \$600
- Reserve "Class B" Intoxicating Liquor License One-Time Filing Fee: \$10,000
- Publication fee (required of all license applicants) \$25

No fees shall be required until the reviewing committees have made and approved an applicant to receive the license. Once an applicant is chosen and approved by the reviewing committee, the applicant will need to pay all license fees before it can be issued by the City Clerk's Office.

Criteria

Applicants filing for a Regular or Reserve "Class B" Intoxicating Liquor License will be evaluated based on criteria as outlined below. Each criteria option will have a point evaluation associated with it. The total score of all points scored must equal or exceed 30 points to qualify the applicant for a license. The reviewing committee will confirm that the application score equaled or exceeded 30 points and award the applicant a Regular or Reserve "Class B" Intoxicating Liquor License provided all other obligations are met. If the reviewing committee determines that the score is less than 30 points, then it will deny the application. If there are two or more applications, the application with the highest score equal to or higher than 30 points shall be awarded the license. In the event that two applicants tie in the evaluation process, it will be the sole discretion of the committee to determine which applicant shall receive the

license. Applicants will only be allowed to make an application for a Regular or Reserve "Class B" Intoxicating Liquor License one time during a calendar year. Appeals for a denial by the Finance, Licensing, and Regulation Committee will not be considered within a 365-day period of the original application date.

Please Note: This policy shall only apply to the licenses with a state imposed quota: "Class B" Intoxicating Liquor Licenses and Reserve "Class B" Intoxicating Liquor Licenses with the City. All other liquor licenses issued by the City do not have a quota.

Conclusion/Determination

In the event of a tied application score between multiple applicants, it will be the committee's discretion to discuss the various applicants and determine which applicant will be granted the license, while closely following the guidelines as aforementioned. All licenses are subject to the approval of the Common Council, and no license will be issued to any applicant with outstanding city claims (i.e. personal property tax, utilities, license fees, etc)

Additionally the City of Lake Geneva Police Department shall complete a background check on the applicant. This background check will be included as part of the reviewing committee's determination.

Regular & Reserve Intoxicating Liquor License Evaluation Form

Applicants Name: _____

Business Name: _____

Business Address: _____

Restaurants

Is the applicant requesting a license for a full restaurant where food sales and processing is the main revenue source (i.e. food sales makes up at least 50% of the gross receipts for the business)?

_____ Yes (5 points) OR _____ No (2 points)

If the applicant is planning to have food available to patrons, will the menu contain at least 20% of its items grown/raised by local farmers/growers located within 100 miles of Lake Geneva?

_____ Yes (4 points) OR _____ No (0 points)

If yes, please list the farmers/growers and products that will be utilized (feel free to attach sheets):

With respect to intoxicating liquor, wine and fermented malt beverages, does the applicant plan to offer small-batch and craft items for at least 50% of its intoxicating liquor menu with these items purchased from local breweries/wineries/distilleries located within 100 miles of Lake Geneva?

_____ Yes (4 points) OR _____ No (0 points)

If yes, please list the breweries/wineries/distilleries and products that will be utilized: _____

Building

Is the applicant requesting a license for a new or existing building?

_____ New (2 points) OR _____ Existing (4 points)

Will the applicant make any improvements to the new or existing property, within the next five (5) years? If so, how much what is the projected amount that will be spent on renovations/updates?

- \$5,000 - \$25,000 _____(1 point)
- \$25,001 - \$75,000 _____(2 points)
- \$75,001 - \$150,000 _____(3 points)
- \$150,001 + _____(4 points)

What is the size of the building where the license will be used?

- 1,000 sq to 2,500 square feet _____(4 points)
- 2,501 sq to 5,000 square feet _____(3 points)
- 5,001 sq to 10,000 square feet _____(2 points)
- 10,000+ square feet _____(1 point)

What will be the patron seating capacity of the business?

- 30-50 seating capacity _____(4 points)
- 51-100 seating capacity _____(3 points)
- 101-200 seating capacity _____(2 points)
- 201-300 seating capacity _____(1 point)
- 300+ is 0 points because it automatically qualifies for a Class B Combo License

What is the proximity of other licensed establishments to the applicant's? (Entrance to Entrance) Select most accurate option.

- >30 feet _____(2 points)
- <30 feet _____(1 point)

Will your business provide parking for your patrons, or will patrons need to utilize City metered parking?

- _____Own Parking (2 points) OR _____City Owned parking (1 point)

Demographics

Will the applicant be purchasing or does currently own this property?

- _____Yes (3 points) OR _____No (1 point)

How many people will the applicant employ?

5-10 employees _____(2 points)

11-30 employees _____(3 points)

31-40 employees _____(4 points)

40+ employees _____(5 points)

Where does the owner of the business live?

City of Lake Geneva _____(5 points) Outside the City of Lake Geneva but in Walworth County _____(3points)

Total _____

Resolution 20-R38

The Common Council of the City of Lake Geneva does hereby establish the following revised schedule of fees, effective May 26, 2020



SCHEDULE OF FEES

CITY OF LAKE GENEVA, WISCONSIN

The City of Lake Geneva may retain overpayments of taxes, fees, licenses, and similar charges when the overpayment is \$2 or less, unless such refund is specifically requested by the remitter.

LICENSES & PERMITS	
Temporary Retailer's	\$10.00 Each
Provisional/Temp. Operator (60 days)	\$15.00 each
Operator- 1 Year License (First Time Applicants)	\$50.00
Operator- 2 Year License (Renewal)	\$75.00
Class A Liquor	\$500.00
Class A Beer	\$100.00
Class C Wine	\$100.00
Class B Liquor (Quota License)	\$500.00
Class B Beer	\$100.00
Reserve Class B Liquor	\$10,000.00
Change of Agent	\$10.00
Publication Fee	\$25.00
Extension of Premises	\$25.00
ANNEXATION FILING FEE - DUE UPON PETITION	\$200.00
AMUSEMENTS	
Coin Operated music machine/juke box	\$20.00 per machine
ASSESSMENT REQUEST LETTER	\$35.00 each
BANNER PERMIT	\$1.00 per banner per day of display
BUSINESS LICENSE	\$25.00 Annual
Late fee after July 1	\$20.00 (in addition to license fee)
CAT LICENSE	
Not Spayed/Neutered	\$8.00 Annual
Spayed/Neutered	\$4.00 Annual
Late fee after April 1, or 30 days after adoption of new animal if adoption occurs after April 1	\$5.00 (in addition to license fee)
DOG LICENSE	
Not Spayed/Unneutered	\$30.00 Annual
Spayed/Neutered	\$15.00 Annual
Late fee after April 1, or 30 days after adoption of new animal if adoption occurs after April 1	\$5.00 (in addition to license fee)
BOWLING ALLEY	\$20.00 per lane
BILLIARDS OR POOL TABLE	\$40.00 per table
CARRIAGE COMPANY LICENSE	\$50.00 Annual
Each Additional Carriage	\$25.00
CLOSING OUT SALE	\$25.00 event
CIGARETTE/TOBACCO LICENSE * STATUTORY	\$100.00 Annual

CREAMERY PERMIT	\$50.00
DIRECT SELLERS PERMIT	\$50.00 nonrefundable application fee
EVENT PERMIT (PER POLICY)	
PUBLIC ASSEMBLY PERMIT	Non-profit organization: No charge For-profit organization: \$60 per day
BLOCK PARTIES OR GAZEBO USE (1 hour Photo Session in Gazebo in Flat Iron Park)	Non-profit organization: No charge For-profit organization: \$75
TIER 1 EVENT	Non-profit organization: No charge For-profit organization: \$250 for an event up to seven days, additional \$50 per day thereafter
TIER 2 EVENT	Non-profit organization: No charge For-profit organization: \$500 for an event up to seven days, additional \$100 per day thereafter
MESSAGE ESTABLISHMENT	
Investigation	\$50.00 Annual
Transfer	\$50.00
MOBILE HOME PARK LICENSE	\$100.00 Annual
PARADE PERMITS	\$25.00 nonrefundable application fee
BASEBALL TOURNAMENT PERMIT FEE - VETERAN'S PARK	\$1,000 Security Deposit
Friday Rental	\$150.00
Saturday Rental	\$300.00
Sunday Rental	\$300.00
PARKING STICKERS	
Resident & Non-Resident Residence Owners - Lasts 2 years (even) - 2 hours free parking	4 free per residence each additional \$25.00
Business Owner - 2 hours free parking	\$25.00 Lasts 2 years (even) \$25.00 for 1 year (effective Jan. 1 2017) \$50.00 (effective Jan. 1, 2018)
Walworth County Resident - 2 hours free parking	\$160.00 Lasts 2 years (even) \$80.00 for 1 year
Parking Lot Permit	\$400.00 Annual
PARKING RATES	
Parking Stall Rate for stalls on Wrigley Dr., 10 stalls at the boat launch, stalls on lower Center St. south of Main St., stalls on lower Broad St. south of Main St., 700 & 800 blocks of Main St., and Center St. Parking Lot All other Parking Stalls Rate	\$2.00 per hour \$1.00 per hour
Parking Meter Bags/Contractor Permits	\$10.00 administrative fee \$25.00 deposit per locked bag March 1 - Nov 14: \$20.00 daily per bag Nov 15 - Feb 29: \$10.00 daily per bag
PARKING TICKETS	
Expired Stall (Over 2 hours; Over 5 hours; Over 25 min.)	\$20.00
More than 3 motorcycles	\$20.00
Improper Use or Display of Sticker	\$20.00

Backed into parking stall	\$25.00
Compact Car Only	\$25.00
No Parking Zone	\$25.00
Over the Line	\$25.00
Parking by fire hydrant	\$40.00
Handicap Zone	\$150.00
Parking with Trailer or Trailer alone in Sage Lot D	\$25.00
Parking any Vehicle without a Trailer or with an occupied Trailer in Boat Launch Parking Lot F	\$25.00
LATE FEES	
Expired Stall After 10 days	\$40.00
More than 3 motorcycles After 10 days	\$40.00
Backed into parking stall After 10 days	\$50.00
Compact Car Only After 10 days	\$50.00
No Parking Zone After 10 days	\$50.00
Parking by fire hydrant	\$80.00
Handicap Zone	\$300.00
Second Collection Letter Fee	\$6.00
Vehicle Suspension Release Fee	\$20.00
PUBLIC RECORDS REQUESTS * STATUTORY	
Photocopies (can include hourly wage for gathering data)	\$0.25 per page
RADON TEST KIT	\$10.00
REISSUE CHECK FEE	\$25.00
RETURNED CHECK FEE (NSF)	\$30.00 each
ROOM TAX LICENSE	\$10.00 Annual
SHOWS, CIRCUS, CARNIVALS	
Circus	\$50.00 per day
Tent Show - Day 1	\$15.00
Tent Show - Each Additional Day	\$10.00
All Other	\$2.00 per day
SIDEWALK CAFÉ PERMIT	\$15.00 per seat Annual
STREET USE PERMIT	\$25.00 nonrefundable application fee
Up to two days	\$40.00
More than two days	\$100.00
TAX EXEMPT REPORT FILING (every other year)	\$20.00
Late Fee	\$20.00
TAXI CAB COMPANY LICENSE	\$50.00 Annual
Each Additional Car	\$25.00
TAXI CAB DRIVER LICENSE	\$25.00 Annual
THEATER LICENSE	
Up to 1,200 seats	\$200.00
Over 1,200 seats	\$275.00
TOURIST ROOMING/SHORT-TERM RENTAL LICENSE	\$750.00 \$2,000.00 Annual
TRAPPING PERMIT	\$25.00 Annual
CITY HALL MEETING ROOM RENT	\$25 per event

LAKEFRONT		
BEACH (Open Memorial Day thru Labor Day - no glass containers allowed)		
Children age 6 and under		Free
Children age 7-12		\$4.00 per day
Ages 13 to Adult		\$8.00 per day
Resident Beach Tags (Maximum 6 per Household)		\$3.00 per tag
Seasonal Pass Adult 13 and up		\$80.00 per year
Seasonal Pass Child 7-12		\$40.00 per year
Beach Bathrooms - Opening/Cleaning		Hourly Rate
BOAT LAUNCH PERMIT		
One-Time Launch	Resident	Non-Resident
Non-Trailer Non-Motor	\$7.00	\$8.00
Less than 20 feet	\$10.00	\$11.00
20 feet to 25 feet 11 inches	\$14.00	\$21.00
26 feet and over	\$16.00	\$24.00
Season Launch Permit	Resident	Non-Resident
Non-Trailer Non-Motor	\$70.00	\$80.00
Less than 20 feet	\$100.00	\$110.00
20 feet to 25 feet 11 inches	\$140.00	\$210.00
26 feet and over	\$160.00	\$240.00
COMMERCIAL BOAT LAUNCH PERMIT	\$1,000 per year (unlimited launches)	
ANNUAL WEST END PIER SLIP, LAGOON SLIP, BUOY, DINGHY, KAYAK AND PADDLEBOARD RACK LEASE PERMITS	<i>Rates may change on an annual basis by the Common Council</i>	
WEST-END PIER 24' SLIP		
Resident		\$1,774.00
Non- Resident Property Owner		\$2,661.00
Non-Resident		\$3,547.00
WEST-END PIER 26' SLIP		
Resident		\$2,070.00
Non- Resident Property Owner		\$3,015.00
Non-Resident		\$3,842.00
LAGOON SLIP & BUOY		
Resident		\$764.00
Non- Resident Property Owner		\$1,272.00
Non-Resident		\$1,774.00
DINGHY, KAYAK, & PADDLEBOARD RACKS		
Resident		\$131.00
Non- Resident Property Owner		\$191.00
Non-Resident		\$262.00
BUOY/SLIP RATES ESTABLISHED ANNUALLY BY RESOLUTION		\$30.00 per year
Season Launch Pass for Kayaks, Canoes and Paddleboards (non-trailer, non-motor)		
RIVIERA RENTALS (ALL CONFERENCES/CONVENTIONS & WEDDINGS HELD NOVEMBER 15 THROUGH APRIL 30) <i>Maximum attendees is 380</i>		
Security Deposit		\$1,000.00

Resident Rental Fee (Friday, Saturday, Sunday)	\$2,500.00
Non-Resident Rental Fee (Friday, Saturday, Sunday)	\$3,000.00
Resident & Non-Resident Weekday Rental Fee (Monday - Thursday)	\$500.00
Not-for-Profit Group Rental Fee	\$400.00
Per Hour Set Up Fee	\$20.00 per hour
Security Guards for Event (2)	Additional Renter Expense - Hourly Rate
Extra Security Guard over 250 attendees	Additional Renter Expense - Hourly Rate
RIVIERA RENTALS (WEDDINGS HELD MAY THROUGH NOVEMBER 15) <i>Maximum attendees is 380</i>	
Security Deposit	\$1,000.00
Resident Rental Fee (Monday - Thursday)	\$625.00
Resident Rental Fee (Friday & Sunday- Non-Holiday)	\$1,700.00
Resident Rental Fee (Saturday)	\$1,950.00
Non-Resident Rental Fee (Monday- Thursday)	\$1,250.00
Non-Resident Rental Fee (Friday & Sunday- Non-Holiday)	\$3,400.00
Non- Resident Rental Fee (Saturday)	\$3,900.00

BUILDING & ZONING	
Building	
Minimum permit fee for all building permits	Residential \$60.00 Commercial \$100.00
Residential Construction:	
One & Two family & attached garage (new, addition and alterations)	\$0.31 / sq. ft. New Single Family Construction \$1,000.00 Minimum
Accessory buildings & garages	\$0.25 / sq. ft.
Decks	\$0.15 / sq. ft., or \$60.00 Minimum
Roofing and Siding	\$60.00
Commercial Construction:	
Residences - Apartments, Three family & over, Row Housing, Multiple Family Dwellings, Institutional (new, addition and alterations)	\$0.31 / sq. ft. New Commercial Construction \$1,500.00 Minimum
Local Business, Office Building (new, addition or alteration)	\$0.30/ sq. ft.
Manufacturing or Industrial (new, addition or alteration)	\$0.30 / sq. ft.
Commercial , structures, alterations, residing, reroofing, repairs, where square footage cannot be calculated	\$10.00 / \$1,000.00 valuation
Plan Examination:	
One and Two Family Residence	\$150.00
Apartments, Three Family Residence, Row Housing, Multiple family Building State Approved Plans	\$150.00 plus \$10.00 /unit
Commercial, Industrial, Institutional & Additions State Approved Plans	\$350.00

Heating Plans, Energy Calculations, or Lighting Plans submitted separately	\$125.00/ Plan
Additions, Alterations to 1 & 2 Family Dwellings	\$75.00
Accessory building over 240 sq. ft., and decks for 1 & 2 family dwellings	\$40.00
Wisconsin Uniform Building Permit Seal	\$45.00
Occupancy Permit	\$60.00/Residential \$100.00/Commercial & Industrial
Temporary (6 months or less Commercial only)	\$75.00
Permit Renewal (6 month extension or less)	\$200.00 Commercial \$50 Residential
Heating and Air Conditioning:	
Heating and Air Conditioning Distribution Systems	\$3.00/ 100 sq. ft. of conditioned area with a minimum fee of \$60.00
New Residential Heating	\$125.00 first unit, \$60.00 each additional unit.
Replacement Residential Heating	\$60.00 / unit
Commercial New or Replacement Heating	\$150.00/ unit, up to and including 150,000 BTU units. Additional fee of \$20.00 / each 50,000 BTU fraction thereof up to a maximum of \$900.00 / unit.
Residential Air Conditioning – Other than Wall Units (new or replacement)	\$60.00 / unit
Commercial Air Conditioning - Other than Wall Units (new or replacement)	\$150.00/ unit up to 5tons or 60,000 BTU's. Additional fee of \$20.00 each ton or 12,000 BTU's or fraction thereof up to a maximum of \$900.00 / unit
Permanently installed Wall unit (example - Fireplace, wall pack)	\$60.00 / unit
Commercial/Industrial Exhaust Hoods and Exhaust Systems	\$75.00
Plumbing Permit:	
Fixture Count	\$15.00/ fixture, drain or device, \$60.00 Minimum
Water Main	\$1.00 / lineal foot of sewer or private water main, \$60.00 Minimum
Sanitary Sewer	\$1.00 / lineal foot of sewer or private water main, / \$9.00 per manhole \$60.00 Minimum
Storm Sewer	\$1.00 / lineal foot of sewer or private water main / \$12.00 per manhole or basin \$60.00 Minimum
Exterior Grease Trap	\$100.00
Electrical:	

Residential Minimum	\$60.00 minimum.
New Residential Service	\$100.00/ Service First 200 Amps, \$25.00 each additional 100 Amps.
Sanitary Sewer	\$1.00 / lineal foot of sewer or private water main, \$60.00 minimum & / \$9.00 per manhole.
Residential Service Update	\$100.00/ Service
Residential Sub-Panel	\$50.00/ Panel
Residential Generator	\$75.00 (includes gas piping)
Temporary Electrical Service	\$100.00 up to 200 Amps. \$25.00 each additional 100 Amps.
Commercial Electrical Minimum	\$150.00 Minimum
Commercial Electrical Re-Inspections	\$150.00/ Inspection
Commercial Service (New or Update)	\$150.00 First 200 Amps, \$25.00 each additional 100 Amps.
Commercial Sub-Panel	\$50.00 First 100 Amps, \$10.00 each additional 100 Amps.
Commercial Generator	\$150.00 (included gas piping)
Commercial Low Voltage	\$1.00/ Device, \$100.00 Minimum
Commercial Exterior Light Fixture Replacement	\$100.00 per site
Residential Electrical Permit - for minor installations with fees not exceeding \$5.00, the permit fee may be waived by the inspector.	\$0.10 / sq. ft. of area served, \$60.00 minimum.
Commercial Electrical Permit - for minor installations with fees not exceeding \$5.00, the permit fee may be waived by the inspector.	\$0.10 / sq. ft. of area served, \$150.00 minimum.
Erosion control fees:	
New One and Two Family Buildings	\$125.00 / lot
One and Two Family Additions and Accessory Structures	\$50.00
Multi-Family Residential, Commercial, Industrial and Institutional	\$175.00/Building, plus \$5.00/1,000 sq. ft. disturbed lot area up to \$2,000.00 max.
Other	\$40.00
Zoning	
Zoning Permit	\$60.00
Temporary Use (per Section 98-906)	\$60.00
Zoning Verification Letter	\$60.00
Sign Permit (per Section 98-907)	\$60.00 minimum or \$0.35/ sq ft of sign area
Early Start Permit to start construction	\$125.00 (1-2 family) \$250.00 (all others)
Fuel Tanks	\$75.00 administrative fee/ tank for installation or removal

Wrecking or Razing- Building Inspector may waive the fee if the structure is condemned	\$100.00 (One or two family residences and accessory Structure over 250 sq ft)
Commercial/ Industrial Razing	\$350.00
Moving buildings over public right-of-ways	\$250.00 plus \$0.03/ sq ft
Special Inspections and Reports	\$150.00/ inspection report
Text Amendment (per Section 98-902)	\$400.00
Zoning Map Amendment (per Section 98-903)	\$400.00
Certified Survey Map (CSM)	For each new Residential Lot Created: \$400.00 For each new Commercial Lot Created: \$200.00
Plat Renewal	\$150.00
Conditional Use (per Section 98-905)	\$400.00
Site Plan (per Section 98-908)	\$100.00
Variance (per Section 98-910)	\$400.00
Interpretation (per Section 98-911)	\$400.00
Appeal (per Section 98-912)	\$150.00
PD Zoning Map Amendment (Includes 1 PIP Review)	\$400.00
PIP Review	\$750.00
Filing or Recording fee with City Clerk, plus actual recording fee	\$400.00
Triple Fees: Upon failure to obtain a permit before work on a building has been started, except in emergency cases, the total fee shall be triple the total fees charged.	\$10.00
NOTE: Fees shall be charged on gross square footage defined as follows: <ul style="list-style-type: none"> The exterior dimensions, including attached garage and each floor level 	
NOTE: In determining costs, all construction shall be included with the exception of heating, air conditioning, electrical or plumbing work.	
NOTE: All fee amounts shall be rounded up to the next full dollar amount.	
NOTE: An additional fee for plan review may be assessed at the time of application for renewal of the permit.	
* Base fee may be modified by Subsection (4) of Section 98-935, Fees of the Zoning Code	

CEMETERY FEES	
Opening Grave - Weekdays (Full Burial)	\$675.00
Opening Grave - Saturdays (Full Burial)	\$800.00
Opening Grave - Weekdays (Cremation)	\$450.00
Opening Grave - Saturdays (Cremation)	\$525.00
Two cremations buried in same grave at one time	\$100.00 extra charge

Opening Grave - Weekdays - Baby Under 1 Year	\$200.00
Opening Grave - Saturdays - Baby Under 1 Year	\$300.00
Grave (50% Perpetual Care)	\$650.00
Grave - Single Cremation (50% Perpetual Care)	\$400.00
Grave - Double Cremation (50% Perpetual Care)	\$500.00
Columbarium Niche (includes opening & inurnment) (\$200 Perpetual Care)	\$1,200.00 \$1,000.00 bottom row
2 nd Inurnment if Niche allows for two	\$150.00 additional
Niche Door Inscriptions	\$240.00
Frost Charges (November 1 to March 15)	\$75.00
Stake Out Fee for Foundations	\$50.00
Foundation Charges	\$0.40 per square inch
Use of Cemetery for Functions	20% of Gross Receipts
POLICE DEPARTMENT FEES	
FINGERPRINTING	
City Residents	\$15.00
Individuals employed in business in city limits or working for city licensed business	\$15.00
Non-Residents	\$60.00
PUBLIC WORKS FEES	
CONSTRUCTION PERMIT FEE	
Curb Cut/Driveway Approach Fee	
Right-of-Way Excavation Fee	\$25.00
Storm Sewer Connection Fee	\$25.00
Sanitary Sewer Connection Fee	\$25.00
Special brush, limb and refuse pick-up	\$25.00
Dumpster Delivery	\$24.00 per 15 minutes
Dumpster Pick-up	\$50.00 per dumpster
	\$50.00 plus additional landfill fees

FIRE DEPARTMENT FEES	
Fees for Apparatus and Personnel	1 hour minimum and fractions thereafter on hourly rates unless stated otherwise
Chief, Deputy Chief or Assistant Chief	\$26.00/hr.
Fire and EMS Personnel	\$26.00/hr.
Engine/Squad	\$550.00/hr.
Truck (aerial apparatus)	\$875.00/hr.
Brush Truck	\$300.00/hr.

Air Boat	\$300.00/hr.
Technical Rescue and Utility	\$500.00/hr.
Chief, Deputy Chief, Assistant Chief, or Command Vehicle	\$50.00/hr.
Utility	\$50.00/hr.
Ambulance	\$270.00/hr.
Paramedic Intercept Fee (Option a OR b)	
a. Flat Rate Billed to Requesting Municipality	\$400.00
b. Shared Revenue from Requesting Municipality	50% Monies Received
EMS First Responder and Transport Fees	
Residents Fee	\$150.00 per call
Non-Resident Fee	\$200.00 per call
Ambulance Transport Fee Schedule	
Advanced Life Support Base Rate	\$918.89
Advanced Life Support Base Rate (ALS2)	\$1010.47
Advanced Life Support Base Rate (Intercept)	\$918.89
Advanced Life Support Base Rate (Intercept ALS2)	\$1010.47
Equal Level Staffing Mutual Aid	\$300.00
Basic Life Support Base Rate	\$700.00
Mileage Charge	\$20.00 per mile
Supplies used fee	
Defibrillation	\$100.00
EKG Monitoring	\$150.00
Spinal Immobilization	\$150.00
I/O Needle & Associated Supplies	\$200.00
Airway Placement	\$150.00
Oxygen & Associated Supplies	\$100.00
IV & Associated Supplies	\$150.00
CPAP Disposable	\$150.00
Epi 1:1,000	\$35.00
Nitro Tabs	\$22.00
Albuterol/Ventolin	\$30.00
Glucagon	\$211.00
Narcan	\$48.00
ASA	\$32.00
Dextrose 25gms/50cc	\$32.00
Glucose	\$10.50
CO2 Monitor Nasal/Tube	\$40.00
Oil Dry	\$10.00 per bag
Class A, B, or AB Firefighting Foam	\$30.00/gallon
BLS Supplies Used	\$75.00

ALS Supplies Used	\$125.00
Paramedic Medications	
Adenocard	\$31.00
Amiodorone	\$125.00
Atropine	\$37.00
Calcium Chloride	\$43.00
Dextrose 5%	\$32.00
Diltiazem	\$9.00
Diphenhydramine	\$5.00
Epi 1:10,000	\$16.00
Etomidate	\$94.00
Heparin	\$32.00
Ketamine	\$54.00
Lidocaine	\$36.00
Magnesium Sulfate	\$7.00
Methylprednisolone	\$101.00
Metoprolol	\$9.00
Midazolam	\$68.00
Norepinephrine	\$22.00
Ondansteron	\$28.00
Sodium Bicarbonate	\$37.00
Sublimaze	\$5.00
Succinylcholine	\$41.00
Clopidogral	\$19.00
Dopamine	\$97.00
Hydromorphone	\$10.00
Hydroxycobalamin	\$1270.00
Metoclopramide	\$5.00
Morphine Sulfate	\$56.00
Tranexamic Acid	\$96.00
Fees Relating To Permits Required	
Fire pit burn permit	\$15.00 each fire or \$50.00 yr
Fireworks permit	\$50.00
Burning permits	\$50.00
Key box processing fee	\$10.00
Operational Permit	\$75.00
Fees Relating To Fire Protection Systems	
Basic system Review	\$250
Fee is charged for systems without hydraulic calcs	
Fire Sprinkler, Fire Control and/or Fire Suppression system plan review with one set of hydraulic calculations. (Fee is charged for each separate floor and /or area of building per system and review.)	\$300.00
Verifications of Additional Hydraulic Calcs (fee is charged for each additional set of hydraulic calculations required by the AHJ)	\$175.00

Additional review of same system. (Fee applies to all re-submittals.)	\$300
Site inspection during installation 2 hour minimum Note: system may not be concealed prior to inspection. Inspections are required for all systems.	\$75.00/hr.
Modifications to existing systems	
Min. fee per system without hydraulic calcs	\$75.00
Fee per sprinkler up to 15 sprinklers w/o calcs	\$20.00 ea.
Fee per sprinkler up to 15 with calcs	\$200.00
Fire Pumps per review	\$300.00
Fire prevention inspection fee schedule:	
Residential Building Type:	
4 to 36 units	\$10 per unit per year
37 to 60 units	\$400 per year
61 to 99 units	\$450 per year
100 units and above	\$500 per year
Commercial:	
Under 1,000 square feet	\$50
1,000 to 4,999 square feet	\$100
5,000 to 24,999 square feet	\$150
25,000 to 99,000 square feet	\$200
100,000 to 174,999 square feet	\$400
175,000 to 249,999 square feet	\$700
Industrial:	
Under 5,000 square feet	\$100
5,000 to 24,999 square feet	\$200
25,000 to 99,000 square feet	\$300
100,000 to 174,999 square feet	\$500
175,000 to 349,999 square feet	\$800
Additional conditions: (a) The fee for hotels and motels shall be the same as for residential property, except that the fee shall be calculated on a per room basis. (b) Square footage refers to the total floor area of any building or structure. (c) Inspection fees shall be charged to the property owner. Any fees unpaid by November 1 of each year shall be entered upon the tax roll as a special charge against the property and all proceedings in relation to the collection, return, and sale of the property for delinquent real estate taxes, shall apply to the inspection fee.	
Sprinkler system underground mains	
0-200 feet	\$75.00
201-999 feet	\$125.00
1000 or more	\$300
Fire hose standpipe connections	\$15.00 each
Other fire protection systems (hood, wet & dry chem.)	\$300
Fire alarm systems per control panel	\$250.00

Report Criteria:

Report type: Summary
 [Report].Check Issue Date = 05/06/2020,05/11/2020,05/13/2020
 Check.Type = {<>} "Adjustment"
 Bank.Bank account = "043230"

Check Issue Date	Check Number	Vendor Number	Payee	Amount
05/11/2020	73313	5755	D.W. DAVIES & CO. INC.	168.07- V
05/06/2020	73378	2046	ALLIANT ENERGY	17,561.76
05/06/2020	73379	2630	HANSEN, LUKE	78.00
05/06/2020	73380	2800	KORNAK, EMILY	2,633.22
05/06/2020	73381	3233	RHYME BUSINESS PRODUCTS	134.98
05/11/2020	73469	3495	CITY OF LAKE GENEVA	18,000.00
05/13/2020	73470	2108	AT&T LONG DISTANCE	160.75
05/13/2020	73471	5759	BAUMEISTER, CYNTHIA	36.93
05/13/2020	73472	2613	GREAT AMERICA FINANCIAL SERVICES	202.92
05/13/2020	73473	5745	REBHORN, JOHN	401.31
05/13/2020	73474	3001	SECURIAN FINANCIAL GROUP	2,154.25
05/13/2020	73475	5071	WE ENERGIES	2,013.95
Grand Totals:				43,210.00

Summary by General Ledger Account Number

GL Account	Debit	Credit	Proof
11-00-00-21100	168.07	19,515.35-	19,347.28-
11-00-00-21340	1,987.23	.00	1,987.23
11-10-00-51330	145.72	.00	145.72
11-12-00-52210	.04	.00	.04
11-16-10-52210	1.25	.00	1.25
11-16-10-52220	2,719.14	.00	2,719.14
11-16-10-52240	478.02	.00	478.02
11-21-00-52210	122.94	.00	122.94
11-21-00-52220	22.10	.00	22.10
11-21-00-53300	479.31	.00	479.31
11-22-00-51155	36.93	.00	36.93
11-22-00-52210	14.79	.00	14.79
11-22-00-52220	974.90	.00	974.90
11-22-00-52240	253.24	.00	253.24
11-22-00-53400	202.92	.00	202.92
11-22-00-55000	.00	168.07-	168.07-
11-24-00-53100	134.98	.00	134.98
11-29-00-52220	51.88	.00	51.88
11-32-10-52210	6.03	.00	6.03
11-32-10-52220	805.20	.00	805.20
11-32-10-52240	415.79	.00	415.79
11-34-10-52220	377.65	.00	377.65
11-34-10-52230	8,378.40	.00	8,378.40
11-51-10-52220	337.26	.00	337.26
11-51-10-52240	271.88	.00	271.88
11-52-00-52220	613.70	.00	613.70

GL Account	Debit	Credit	Proof
11-52-00-59220	177.63	.00	177.63
11-52-01-52220	462.26	.00	462.26
11-52-01-52240	44.16	.00	44.16
40-00-00-21100	.00	20,742.50-	20,742.50-
40-54-10-10100	18,000.00	.00	18,000.00
40-54-10-52220	255.81	.00	255.81
40-55-10-52240	509.55	.00	509.55
40-55-30-52220	1,977.14	.00	1,977.14
48-00-00-21100	.00	43.08-	43.08-
48-00-00-52210	1.77	.00	1.77
48-00-00-52240	41.31	.00	41.31
61-00-00-21100	.00	7.43-	7.43-
61-00-00-53110	1.13	.00	1.13
61-00-00-92630	6.30	.00	6.30
62-00-00-21100	.00	21.78-	21.78-
62-00-00-92100	6.78	.00	6.78
62-00-00-92630	15.00	.00	15.00
99-00-00-21100	.00	3,047.93-	3,047.93-
99-00-00-52210	6.02	.00	6.02
99-00-00-52220	408.69	.00	408.69
99-00-00-54140	2,633.22	.00	2,633.22
Grand Totals:	43,546.14	43,546.14-	.00

Dated: 5-20-20

Mayor: *Charles Klein*

City Council: _____

City Recorder: _____

Report Criteria:
Report type: Summary
[Report].Check Issue Date = 05/06/2020,05/11/2020,05/13/2020
Check.Type = {<>} "Adjustment"
Bank.Bank account = "043230"

Report Criteria:

Detail report.

Invoices with totals above \$0.00 included.

Only unpaid invoices included.

Invoice.Batch = "05202020","05202020A","L05202020"

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
ADVANCED DISPOSAL SERVICES				
A40000011277	04/30/2020	LANDFILL USE-BULK	11-36-00-52960 SOLID WASTE-STREET DEPT	245.41
Total ADVANCED DISPOSAL SERVICES:				245.41
AT & T TELECONFERENCE SERVICES				
005-019079	05/01/2020	AUDIO-DIAL-IN MEETINGS	11-10-00-55000 COVID-19 EXPENDITURES	105.63
Total AT & T TELECONFERENCE SERVICES:				105.63
BREEZY HILL NURSERY				
I-233340	05/07/2020	TOPSOIL	48-00-00-53620 CEM GROUNDS/LANDSCAPING	162.00
Total BREEZY HILL NURSERY:				162.00
BUMPER TO BUMPER AUTO PARTS				
662-424680	04/29/2020	RUST FIX	11-52-00-53520 GROUNDS MAINT SUPPLIES	21.38
662-425229	05/12/2020	CORE-REFUND	11-32-10-53510 VEHICLE/EQUIPMENT MAINTENANCE	36.00-
662-425312	05/14/2020	AIR COMPRESSOR BELT	11-32-10-53600 ST DEPT BLDG MAINT SERV COSTS	18.89
Total BUMPER TO BUMPER AUTO PARTS:				4.27
CDW GOVERNMENT INC				
XRJ6374	04/28/2020	COMP REPLACE-COMPT/TREA	11-15-10-54500 COMPUTER IT SVC & EQUIPMENT	1,400.80
XRQ1491	04/30/2020	HARD DRIVES-TREAS/COMPT	11-15-10-54500 COMPUTER IT SVC & EQUIPMENT	127.64
Total CDW GOVERNMENT INC:				1,528.44
CENTURY FENCE				
204790501	03/27/2020	GUARD RAIL REPAIR	11-10-00-52450 EXPENSES SUBJECT TO INS CLAIM	12,120.00
Total CENTURY FENCE:				12,120.00
CLIFTON LARSON ALLEN LLP				
2482996	05/01/2020	2019 AUDIT	11-15-10-52130 INDEPENDENT AUDIT FEES	8,400.00
Total CLIFTON LARSON ALLEN LLP:				8,400.00
DUNN LUMBER				
789691	04/29/2020	CHAIN,SCREW HOOKS	11-52-00-58400 4 SEASON NATURE PRESERVE	18.45
789709	04/29/2020	COMPRESSOR BELT	11-32-10-53600 ST DEPT BLDG MAINT SERV COSTS	12.99
789716	04/29/2020	BOLTS-GATE	11-52-00-58400 4 SEASON NATURE PRESERVE	3.34
789730	04/29/2020	PAINT	11-52-00-53520 GROUNDS MAINT SUPPLIES	48.99
790174	05/05/2020	PAINT LINERS,COVERS-BEACH	40-54-10-53520 BEACH MAINTENANCE SUPPLIES	27.05
790191	05/05/2020	BATTERIES-FLUSH VALVES/BA	40-55-20-53500 BLDG MAINT SUPPLIES-LOWER RIV	48.97
790320	05/06/2020	PAINT ROLLERS	40-55-20-53500 BLDG MAINT SUPPLIES-LOWER RIV	26.96
790594	05/08/2020	GFI TESTER,TAPE	11-24-00-53100 BLDG INSPECTOR OFFICE SUPPLIES	22.48
790829	05/12/2020	WINDOW SCREEN REPAIR	40-55-20-53500 BLDG MAINT SUPPLIES-LOWER RIV	36.47
790858	05/12/2020	PAINT-LIONS DEN	11-52-00-59500 BLDG MAINT SUPPLIES-RECREATION	48.99
K90047	05/04/2020	PAINT TRAYS/COVERS-WEST P	40-52-10-53510 EQUIP MAINT SUPP-BUOYS,STALLS	31.05
K91103	05/14/2020	PAINT-RESTROOMS	11-52-00-53500 BLDG MAINT SUPPLIES-PARKS	48.99

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
Total DUNN LUMBER:				374.73
ELKHORN CHEMICAL CO INC				
621534	05/04/2020	WHEEL-FLOOR SCRUBBER	40-55-10-53500 BLDG MAINT SUPPLIES-UPPER RIV	62.00
Total ELKHORN CHEMICAL CO INC:				62.00
ELKHORN NAPA AUTO PARTS				
190835	04/15/2020	(3) FILTERS	48-00-00-53510 CEM VEHICLE MAINT/REPAIR	13.11
192528	05/05/2020	HOSE FITTINGS-#53 MOWER	11-32-10-52500 ST DEPT EQUIPMENT REPAIRS	443.47
Total ELKHORN NAPA AUTO PARTS:				456.58
FAIRWYN SB INC				
550 RIDGEVIE	05/11/2020	DEV PYMT-550 RIDGEVIEW CT	11-00-00-23540 DEVELOPER DEPOSITS	3,500.00
560 N BOULD	05/11/2020	DEV PYMT-560 N BOULDER RID	11-00-00-23540 DEVELOPER DEPOSITS	3,500.00
Total FAIRWYN SB INC:				7,000.00
FIRST SUPPLY LLC				
2930360-00	05/11/2020	BACKFLOW PREVENTORS-H2O	48-00-00-53500 CEM BLDG MAINT SUPPLIES	20.12
Total FIRST SUPPLY LLC:				20.12
GAGE MARINE CORP				
171039	10/08/2019	STRINGERS,HORSES,DECKING	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	17,119.10
171040	10/08/2019	GAS PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	5,164.14
176282	03/31/2020	EAST SWIM PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	2,866.22
176284	03/31/2020	FISHING PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	1,834.72
176285	03/31/2020	GAS PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	5,692.22
176286	03/31/2020	LAUNCH PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	1,183.58
176287	03/31/2020	WEST PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	23,985.03
176288	03/31/2020	WEST SWIM PIER REPAIRS	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	3,992.55
177522	03/31/2020	GAS PIER REPAIR	40-52-10-52640 BUOYS & BOAT STALLS-REPAIRS	1,369.00
Total GAGE MARINE CORP:				63,206.56
GAPPA SECURITY SOLUTIONS LLC				
21187	05/01/2020	KEYS	11-32-10-53990 ST DEPT MISCELLANEOUS EXP	20.25
Total GAPPA SECURITY SOLUTIONS LLC:				20.25
GENEVA LAKE PLUMBING CO				
15518	04/30/2020	STORM SEWER REPAIR	40-55-20-53600 RIV MAINTENANCE SERVICE COSTS	570.00
15519	05/04/2020	STORM SEWER REPAIR	40-55-20-53600 RIV MAINTENANCE SERVICE COSTS	255.22
Total GENEVA LAKE PLUMBING CO:				825.22
GENEVA ONLINE INC				
1097874	05/01/2020	EMAIL SVC-MAY	11-12-00-52210 MUNICIPAL CT TELEPHONE	2.00
Total GENEVA ONLINE INC:				2.00
HE STARK AGENCY INC				
6089PARK-4/3	04/30/2020	COLLECTION FEES-APR	42-34-50-52160 LUKE CC AND COLLECTION FEES	820.12

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
Total HE STARK AGENCY INC:				820.12
HEYER TRUE VALUE				
552	05/13/2020	PAINT,CAULK	40-55-20-52400 LOWER RIVIERA REPAIRS	48.27
Total HEYER TRUE VALUE:				48.27
ITU ABSORB TECH INC				
7464058	05/01/2020	MATS,RAGS,COVERALLS	11-32-10-53600 ST DEPT BLDG MAINT SERV COSTS	87.29
Total ITU ABSORB TECH INC:				87.29
JOHNS DISPOSAL SERVICE INC				
439776	05/05/2020	MAY SVC	11-36-00-52940 SOLID WASTE-RESIDENTIAL	29,964.60
439776	05/05/2020	MAY SVC	11-36-00-52970 SOLID WASTE-RECYCLING	16,432.20
Total JOHNS DISPOSAL SERVICE INC:				46,396.80
JOHNSON CONTROLS				
21615232	05/01/2020	ALARM INSPECTIONS	11-51-10-52400 MUSEUM-MAINTENANCE & REPAIRS	1,222.97
Total JOHNSON CONTROLS:				1,222.97
L&B MAINSTREET				
REIMB 5/11/20	05/11/2020	REIMB-LIC RENEW OVPD	11-00-00-44100 LIQUOR & MALT BEVERAGE LICENSE	25.00
Total L&B MAINSTREET:				25.00
LAKE GENEVA UTILITY				
405 GALLANT	04/10/2020	405 GALLANT DR	45-00-00-24520 WATER IMPACT FEES	1,690.00
405 GALLANT	04/10/2020	405 GALLANT DR	45-00-00-24530 SEWER IMPACT FEES	1,865.00
418 CADENCE	05/06/2020	418 CADENCE CIR	45-00-00-24520 WATER IMPACT FEES	1,690.00
418 CADENCE	05/06/2020	418 CADENCE CIR	45-00-00-24530 SEWER IMPACT FEES	1,865.00
550 RIDGEVIE	04/14/2020	550 RIDGEVIEW CT	45-00-00-24520 WATER IMPACT FEES	1,690.00
550 RIDGEVIE	04/14/2020	550 RIDGEVIEW CT	45-00-00-24530 SEWER IMPACT FEES	1,865.00
560 N BOULD	04/07/2020	560 N BOULDER DR	45-00-00-24520 WATER IMPACT FEES	1,690.00
560 N BOULD	04/07/2020	560 N BOULDER DR	45-00-00-24530 SEWER IMPACT FEES	1,865.00
Total LAKE GENEVA UTILITY:				14,220.00
MACCARB				
211200	05/01/2020	CO2 TANK RENTAL	40-55-10-53500 BLDG MAINT SUPPLIES-UPPER RIV	59.99
Total MACCARB:				59.99
MIDWEST TAPE				
5/1/20-ADULT	05/01/2020	ADULT DVDS	99-00-00-54140 LIBRARY NONPRINT MATERIALS	110.96
5/1/20-YOUTH	05/01/2020	YOUTH DVDS	99-00-00-54110 LIBRARY YOUTH MATERIALS	87.71
Total MIDWEST TAPE:				198.67
MUNICIPAL SERVICES LLC				
202026	04/30/2020	SUB INSPECTOR-APR SVCS	11-24-00-52190 CONTRACT BUILDING INSPECTOR	185.25
Total MUNICIPAL SERVICES LLC:				185.25

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
NORTHWIND PERENNIAL FARM				
9093	04/06/2020	GARDEN CARE-MAR	99-00-00-53600 LIBRARY BLDG MAINT SERVICES	893.00
Total NORTHWIND PERENNIAL FARM:				893.00
OFFICE DEPOT				
481530504001	04/22/2020	TONER CARTRIDGE	11-14-30-53100 CITY CLERK OFFICE SUPPLIES	89.99
485193689000	04/30/2020	3 RING BINDERS,GEL PENS	11-24-00-53100 BLDG INSPECTOR OFFICE SUPPLIES	58.18
Total OFFICE DEPOT:				148.17
OFFICE PRO INC				
0382538-001	05/06/2020	GLOVES,MOP HEADS	40-55-20-53500 BLDG MAINT SUPPLIES-LOWER RIV	301.12
0386714-001	05/05/2020	DIST SIGNS-SHOP,PARKS,RIV	11-32-10-55000 COVID-19 EXPENDITURES	451.80
Total OFFICE PRO INC:				752.92
OTTO JACOBS				
121130	04/27/2020	GRAVEL SLURRY-TIMOTHY DR	43-32-10-17010 2018/2019 STREET IMP PROGRAM	871.50
Total OTTO JACOBS:				871.50
PJ ELECTRIC CO				
15535	05/06/2020	AIR COMPRESSOR BREAKER	11-16-10-52400 CITY HALL BUILDING REPAIRS	204.50
Total PJ ELECTRIC CO:				204.50
RAY'S AUTOMOTIVE				
05/01/20	05/01/2020	PICKUP TRK REPAIR	48-00-00-53510 CEM VEHICLE MAINT/REPAIR	1,022.93
Total RAY'S AUTOMOTIVE:				1,022.93
RHYME BUSINESS PRODUCTS				
AR384088	04/29/2020	M3550IDN-APR	11-12-00-53610 EQUIPMENT MAINT SERVICE COSTS	24.00
Total RHYME BUSINESS PRODUCTS:				24.00
ROBERT STEWART EXCAVATING INC				
27266	04/28/2020	CONCRETE DEBRIS-4 SEASON	11-52-00-58400 4 SEASON NATURE PRESERVE	200.00
Total ROBERT STEWART EXCAVATING INC:				200.00
ROTE OIL COMPANY				
2012100013	04/30/2020	103.87 GALS DYED DIESEL	11-32-10-53410 VEHICLE-FUEL & OIL	93.38
2012100014	04/30/2020	305.88 GALS CLEAR DIESEL	11-32-10-53410 VEHICLE-FUEL & OIL	369.82
2013300006	05/12/2020	336.4 GALS DYED DIESEL	11-32-10-53410 VEHICLE-FUEL & OIL	369.71
2013300007	05/12/2020	284.4 GALS CLEAR DIESEL	11-32-10-53410 VEHICLE-FUEL & OIL	400.72
Total ROTE OIL COMPANY:				1,233.63
SHERWIN-WILLIAMS COMPANY				
0061-5	05/01/2020	PAINT-PIERS	40-52-10-53510 EQUIP MAINT SUPP-BUOYS,STALLS	52.48
3886-3	05/08/2020	PAINT-PIERS	40-52-10-53510 EQUIP MAINT SUPP-BUOYS,STALLS	1,059.60
Total SHERWIN-WILLIAMS COMPANY:				1,112.08

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
SHRED-IT				
8129655759	04/22/2020	SHREDDING SVC-APR	11-16-10-53600 CITY HALL MAINT SERVICE COSTS	26.81
Total SHRED-IT:				26.81
STATE OF WISCONSIN				
INV 64-246 4/2	05/01/2020	COURT FINES-APR 2020	11-12-00-24240 COURT FINES-STATE	3,529.89
Total STATE OF WISCONSIN:				3,529.89
T2 SYSTEMS CANADA INC				
IRIS000007045	04/28/2020	IRIS FEES-MAY	42-34-50-54500 SUPPORT CONTRACTS	2,544.00
Total T2 SYSTEMS CANADA INC:				2,544.00
TRUGREEN PROCESSING CTR				
119401805	04/30/2020	FERTILIZER SVC-APR	11-52-00-53620 GROUNDS FERTILIZER/WEED CONTR	160.72
Total TRUGREEN PROCESSING CTR:				160.72
UNITED PUBLIC SAFETY INC				
OL0133720	05/01/2020	AUTO OWNER LOOKUPS-APR 2	42-34-50-54500 SUPPORT CONTRACTS	60.00
Total UNITED PUBLIC SAFETY INC:				60.00
WALWORTH COUNTY PUBLIC WORKS				
323	04/29/2020	SALT-MAR	11-32-12-53400 OPERATING SUPPLIES-SNOW & ICE	2,434.71
Total WALWORTH COUNTY PUBLIC WORKS:				2,434.71
WALWORTH COUNTY TREASURER				
INV 64-246 4/2	05/01/2020	COURT FINES-APR 2020	11-12-00-24200 COURT FINES-COUNTY	1,283.26
Total WALWORTH COUNTY TREASURER:				1,283.26
WOODHILL FARMS NURSERY				
47532	04/30/2020	STRAW FABRIC SAMPLES	11-52-00-58400 4 SEASON NATURE PRESERVE	185.00
Total WOODHILL FARMS NURSERY:				185.00
Grand Totals:				174,484.69

Invoice Number	Invoice Date	Description	GL Account and Title	Net Invoice Amount
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Dated: 5-20-20

Mayor: Charles Klein

City Council: _____

City Recorder: _____

Report Criteria:

Detail report.

Invoices with totals above \$0.00 included.

Only unpaid invoices included.

Invoice.Batch = "05202020","05202020A","L05202020"

STAFF REPORT
To Lake Geneva Plan Commission
Meeting Date: May 18, 2020

Agenda Item: 8

Applicant:
Patrick Lynch
30715 Cedar Dr.
Burlington, WI 53115

Request: 940 Maytag Rd.
Conditional Use Permit (CUP)
Pier Installation Tax Key No. ZCE00005

Description:

The applicant is submitting a request for a Conditional Use Permit (CUP) that would allow for the candidate to install a 90 foot pier and 2 boat slip in the Estate Residential – 1 (ER-1) zoning district, for the residence located at 940 Maytag Rd.

The application has been submitted to the DNR for approval, albeit we do not know if it has been approved as of this staff report.

The riparian setbacks meets the “12.5 feet required setback”, the applicants identify 13 feet as proposed.

Action by the Plan Commission:

Recommendation to the Common Council on the proposed Conditional Use Permit (CUP):

As part of the consideration of the requested CUP, the Plan Commission is required to:

- Provide the Common Council with a *recommendation* regarding the proposed CUP;
- Include *findings* required by the Zoning Ordinance for CUPs; and,
- Provide specific suggested *requirements* to modify the project as submitted.

Staff Review Comments:

No impacts to neighboring properties are anticipated.

Required Plan Commission Findings on the CUP for Recommendation to the Common Council:

A proposed CUP must be reviewed by the standards, below:

A. If, after the public hearing, the Commission wishes to recommend *approval*, then the appropriate fact finding would be all of the following:

1. In general, the proposed Conditional Use Permit (CUP) is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed Conditional Use Permit (CUP) is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 3. The proposed Conditional Use Permit (CUP) in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
 4. The proposed Conditional Use Permit (CUP) maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
 5. The proposed Conditional Use Permit (CUP) is located in an area that will be adequately served by, and will not impose an undue burden on any improvements, facilities, utilities or services provided by public agencies serving the subject property.
 6. The potential public benefits of the proposed Conditional Use Permit (CUP) outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.
- B. If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be one or more of the following:
1. In general, the proposed Conditional Use Permit (CUP) is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 2. Specific to this site, the proposed Conditional Use Permit (CUP) is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 3. The proposed Conditional Use Permit (CUP) in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
 4. The proposed Conditional Use Permit (CUP) does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed Conditional Use Permit (CUP) is not located in an area that will be adequately served by, and will impose an undue burden on any of the improvements, facilities, utilities or services provided by public agencies serving the subject property.
6. The potential public benefits of the proposed Conditional Use Permit (CUP) do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Staff Recommendation on the Proposed Conditional Use Permit (CUP):

1. Staff recommends that the Plan Commission recommend *approval* of the proposed Conditional Use Permit (CUP) as submitted, with the findings under A.1-6., above. If they are in agreement with the above finding.
2. Staff recommends the Plan Commission adopt the *affirmative set of findings* provided above.

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

Site Address/Parcel No. and full Legal Description required (attach separate sheet if necessary):

940 Maytag Road, Lake Geneva, WI 53147

Name and Address of Current Owner:

Patrick Lynch

30715 Cedar Drive, Burlington, WI 53115

Telephone No. with area code & Email of Current Owner: 262-206-9292

plynch@shoplynch.com

Name and Address of Applicant:

Reeds Construction, LLC - Jeff Reed

W3199 S. Lake Shore Drive, Lake Geneva, WI 53147

Telephone No. with area code & Email of Applicant: 262-248-2934

michele@reedsconstructionllc.com

Proposed Conditional Use: new pier 8x90 with a * 11'x11' L along
with 2 - 12x40 slips.

Zoning District in which land is located: _____

Names and Addresses of architect, professional engineer and contractor of project:

Reeds Construction, LLC

W3199 S. Lake Shore Drive, Lake Geneva, WI 53147

Short statement describing activities to take place on site:

Build a new pier that is 8'x90' with 2 slips that are
12'x40' there will be 1 4'x32' 5 1/2" that goes in front
of slips and 2-4'x40' walkways to create the 2 slips
there will also be a 11'x11' L.

Conditional Use Fee payable upon filing application: \$400.00 [\$100.00 for Application Under Sec. 98-407(3)]

3/31/20

Date

Michele Bai

Signature of Applicant

**CITY OF LAKE GENEVA PROCEDURAL CHECKLIST FOR:
CONDITIONAL USE REVIEW AND APPROVAL (Requirements per Section 98-905)**

This form should be used by the Applicant as a guide to submitting a complete application for a conditional use and by the City to process said application. Parts II and III should be used by the Applicant to submit a complete application; Parts I - IV should be used by the City as a guide when processing said application.

I. RECORDATION OF ADMINISTRATIVE PROCEDURES

___ **Pre-submittal staff meeting scheduled:**

Date of Meeting: _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

Follow-up pre-submittal staff meetings scheduled for:

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Application form filed with Zoning Administrator:** **Date:** _____ **by:** _____

___ **Application fee of \$ ___ received by Zoning Administrator:** **Date:** _____ **by:** _____

___ **Reimbursement of professional consultant costs agreement executed:** **Date:** _____ **by:** _____

II. APPLICATION SUBMITTAL PACKET REQUIREMENTS

Prior to submitting the 20 final complete applications as certified by the Zoning Administrator, the Applicant shall submit 5 initial draft application packets for staff review, followed by one revised draft final application packet based upon staff review and comments.

Initial Packet (5 Copies to Zoning Administrator)

Date: _____ *by:* _____

↓ *Draft Final Packet (1 Copy to Zoning Administrator)*

Date: _____ *by:* _____



___ (a) **A map of the proposed conditional use:**

- ___ Showing all lands for which the conditional use is proposed;
- ___ Showing all other lands within 300 feet of the boundaries of the subject property;
- ___ Referenced to a list of the names and addresses of the owners of said lands as they appear on the current records of the Register of Deeds of Walworth County (as provided by the City of Lake Geneva);
- ___ Clearly indicating the current zoning of the subject property and its environs, and the jurisdiction(s) which maintains that control;
- ___ Map and all its parts are clearly reproducible with a photocopier;
- ___ Map size of 11" by 17" and map scale not less than one inch equals 800 ft;
- ___ All lot dimensions of the subject property provided;
- ___ Graphic scale and north arrow provided.

___ (b) **A map, such as the Land Use Plan Map, of the generalized location of the subject property in relation to the City as a whole:**

___ (c) A written description of the proposed conditional use describing the type of activities, buildings, and structures proposed for the subject property and their general locations;

___ (d) A site plan (conforming to the requirements of Section 98-908(3)) of the subject property as proposed for development OR if the proposed conditional use is a group development (per Section 98-208) a proposed preliminary plat or conceptual plat may be substituted for the required site plan, provided said plat contains all information required on said site plan per Section 98-908.

___ (e) Written justification for the proposed conditional use:

___ Indicating reasons why the Applicant believes the proposed conditional use is appropriate with the recommendations of the City of Lake Geneva Comprehensive Master Plan, particularly as evidenced by compliance with the standards set out in Section 98-905(4)(b)1.-6. (See below)

III. JUSTIFICATION OF THE PROPOSED CONDITIONAL USE

1. How is the proposed conditional use (the use in general, independent of its location) in harmony with the purposes, goals, objectives, policies and standards of the City of Lake Geneva Comprehensive Plan, the Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City?

main pier will be 8' x 90' with an 11' x 11' L to the right.
on the left of main pier will be 2 - 12' x 40' slips that consist
of 1 - 4' x 32' 5/2" walkway + 2 - 4' x 40' walkways

2. How is the proposed conditional use, in its specific location, in harmony with the purposes, goals, objectives, policies and standards of the City of Lake Geneva Comprehensive Plan, the Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City?

Going to be used as a loading dock area for boats

3. Does the proposed conditional use, in its proposed location and as depicted on the required site plan (see Section 98-905(3)(d)), result in any substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan, or any other plan, program, map ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development?

No, this is all on private property. It is a pier just like
all the other piers on the lake.

4. How does the proposed conditional use maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property?

Used for private boat dock.

5. Is the proposed conditional use located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public agencies serving the subject property?

This is down on the water and the homeowner is responsible for repair + up keep. It is made at the shop and then hauled in to be installed. It is stored on private property when removed in the winter

6. Do the potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use (as identified in Subsections 98-905(4)(b)1.-5.), after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts?

Public does not benefit. This is a private plot used for private use only. Will not cost the public anything

IV. FINAL APPLICATION PACKET INFORMATION

____ Receipt of 5 full scale copies in blue line or black line of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____

____ Receipt of 20 reduced (8.5" by 11" text and 11" x 17" graphics) copies of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____

____ A digital copy of Final Application Packet shall be emailed to the Building and Zoning Department upon submittal deadline. Date: _____ by: _____

____ Certification of complete Final Application Packet and required copies to the Zoning Administrator by City Clerk: Date: _____ by: _____

____ Class 2 Legal Notice sent to official newspaper by City Clerk: Date: _____ by: _____

____ Class 2 Legal Notice published on _____ and _____ by: _____

____ Conditional Use recorded with the County Register of Deeds Office: Date: _____ by: _____

**CITY OF LAKE GENEVA PROCEDURAL CHECKLIST FOR:
SITE PLAN REVIEW AND APPROVAL (Requirements per Section 98-908)**

This form should be used by the Applicant as a guide to submitting a complete application for a site plan review and by the City to process said application. Part II should be used by the Applicant to submit a complete application; Parts I - III should be used by the City as a guide when processing said application.

I. RECORDATION OF ADMINISTRATIVE PROCEDURES

___ **Pre-submittal staff meeting scheduled:**

Date of Meeting: _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

Follow-up pre-submittal staff meetings scheduled for:

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Date of Meeting:** _____ **Time of Meeting:** _____ **Date:** _____ **by:** _____

___ **Application form filed with Zoning Administrator:** **Date:** _____ **by:** _____

___ **Application fee of \$ _____ received by Zoning Administrator:** **Date:** _____ **by:** _____

___ **Reimbursement of professional consultant costs agreement executed:** **Date:** _____ **by:** _____

II. APPLICATION SUBMITTAL PACKET REQUIREMENTS

Prior to submitting the 20 final complete applications as certified by the Zoning Administrator, the Applicant shall submit 5 initial draft application packets for staff review, followed by one revised draft final application packet based upon staff review and comments.

Initial Packet (5 Copies to Zoning Administrator)

Date: _____ *by:* _____

↓ *Draft Final Packet (1 Copy to Zoning Administrator)*

Date: _____ *by:* _____

↓

___ (a) **A written description of the intended use describing in reasonable detail the:**

- ___ Existing zoning district(s) (and proposed zoning district(s) if different);
- ___ Land use plan map designation(s);
- ___ Current land uses present on the subject property;
- ___ Proposed land uses for the subject property (per Section 98-206);
- ___ Projected number of residents, employees, and daily customers;
- ___ Proposed amount of dwelling units, floor area, impervious surface area, and landscape surface area, and resulting site density, floor area ratio, impervious surface area ratio, and landscape surface area ratio;
- ___ Operational considerations relating to hours of operation, projected normal and peak water usage, sanitary sewer or septic loadings, and traffic generation;

- ___ Operational considerations relating to potential nuisance creation pertaining to noncompliance with the performance standards addressed in Article VII (Sections 98-701-98-721) including: street access, traffic visibility, parking, loading, exterior storage, exterior lighting, vibration, noise, air pollution, odor, electromagnetic radiation, glare and heat, fire and explosion, toxic or noxious materials, waste materials, drainage, and hazardous materials;
- ___ If no nuisances will be created (as indicated by complete and continuous compliance with the provisions of Article VII), then include the statement "The proposed development shall comply with all requirements of Article VII.";
- ___ Exterior building and fencing materials (Sections 98-718 and 98-720);
- ___ Possible future expansion and related implications for points above;
- ___ Any other information pertinent to adequate understanding by the Plan Commission of the intended use and its relation to nearby properties.

___ ___ (b) **A Small Location Map** at 11" x 17" showing the subject property, all properties within 300 feet, and illustrating its relationship to the nearest street intersection. (A photocopy of the pertinent section of the City's Official Zoning Map with the subject property clearly indicated shall suffice to meet this requirement.)

___ ___ (c) **A Property Site Plan drawing** which includes:

- ___ A title block which indicates the name, address and phone/fax number(s) of the current property owner and/or agent(s) (developer, architect, engineer, planner) for project;
- ___ The date of the original plan and the latest date of revision to the plan;
- ___ A north arrow and a graphic scale (not smaller than one inch equals 100 feet);
- ___ A reduction of the drawing at 11" x 17";
- ___ A legal description of the subject property;
- ___ All property lines and existing and proposed right-of-way lines with bearings and dimensions clearly labeled;
- ___ All existing and proposed easement lines and dimensions with a key provided and explained on the margins of the plan as to ownership and purpose;
- ___ All required building setback lines;
- ___ All existing and proposed buildings, structures, and paved areas, including building entrances, walks, drives, decks, patios, fences, utility poles, drainage facilities, and walls;
- ___ The location and dimension (cross-section and entry throat) of all access points onto public streets;
- ___ The location and dimension of all on-site parking (and off-site parking provisions if they are to be employed), including a summary of the number of parking stalls provided versus required by the Ordinance;
- ___ The location and dimension of all loading and service areas on the subject property and labels indicating the dimension of such areas;
- ___ The location of all outdoor storage areas and the design of all screening devices;
- ___ The location, type, height, size and lighting of all signage on the subject property to include a photometric plan;
- ___ The location, height, design/type, illumination power and orientation of all exterior lighting on the subject property -- including the clear demonstration of compliance with Section 98-707;
- ___ All engineering requirements for utilities, site designs, etc;
- ___ The location and type of any permanently protected green space areas;
- ___ The location of existing and proposed drainage facilities for storm water;

___ In the legend, data for the subject property on:

- ___ Lot Area;
- ___ Floor Area;
- ___ Floor Area Ratio (b/a);
- ___ Impervious Surface Area;
- ___ Impervious Surface Ratio (d/a);
- ___ Building Height.

___ ___ (d) **A Detailed Landscaping Plan of the subject property:**

- ___ Scale same as main plan (> or equal to 1" equals 100')
- ___ Map reduction at 11" x 17"
- ___ Showing the location of all required buffer yard and landscaping areas
- ___ Showing existing and proposed Landscape Point fencing
- ___ Showing berm options for meeting said requirements
- ___ Demonstrating complete compliance with the requirements of Article VI
- ___ Providing individual plant locations and species, fencing types and heights, and berm heights;

___ ___ (e) **A Grading and Erosion Control Plan:**

- ___ Same scale as the main plan (> or equal to 1" equals 100')
- ___ Map reduction at 11" x 17"
- ___ Showing existing and proposed grades including retention walls and related devices, and erosion control measures.

___ ___ (f) **Elevation Drawings of proposed buildings or remodeling of existing buildings:**

- ___ Showing finished exterior treatment;
- ___ With adequate labels provided to clearly depict exterior materials, texture, color and overall appearance;
- ___ Perspective renderings of the proposed project and/or photos of similar structures may be submitted, but not in lieu of adequate drawings showing the actual intended appearance of the buildings.

NOTE: Initiation of Land Use or Development Activity: Absolutely no land use or development activity, including site clearing, grubbing, or grading shall occur on the subject property prior to the approval of the required site plan. Any such activity prior to such approval shall be a violation of law and shall be subject to all applicable enforcement mechanisms and penalties.

NOTE: Modification of an Approved Site Plan: Any and all variation between development and/or land use activity on the subject property and the approved site plan is a violation of law. An approved site plan shall be revised and approved via the procedures of Subsections 98-908(2) and (4) so as to clearly and completely depict any and all proposed modifications to the previously approved site plan, prior to the initiation of said modifications.

III.FINAL APPLICATION PACKET INFORMATION

___ **Receipt of 5 full scale copies in blueline or blackline of complete Final Application Packet by Zoning Administrator:** Date: _____ by: _____

___ **Receipt of 20 reduced (8.5" by 11" text and 11" x 17" graphics) copies of complete Final Application Packet by Zoning Administrator:** Date: _____ by: _____

___ **A digital copy of Final Application Packet shall be emailed to the Building and Zoning Department upon submittal deadline.** Date: _____ by: _____

Development Review Committee (DRC) Application

Complete as much detailed information as possible to allow for a comprehensive departmental review prior to a Development Review Committee meeting. This application must be returned to the Building Inspector, with all conceptual plans, designs and other information prior to the scheduling a DRC meeting.

Applicant Information

Property Address _____

Applicant name _____

Applicant email _____ Phone Number _____

Architect/Contractor/Designer Name _____

Architect/Contractor/Designer Email _____ Phone Number _____

Type of Construction: New _____ Addition _____ Remodel _____

Type of Development: Single-family _____ Multi-family _____ Commercial _____ Industrial _____

Type of Business _____

Engineering

Site Plans should include the following: Project title and owner's/developer's name and address noted, architect's and/or engineer's name and address noted, property boundaries and dimensions, abutting property zoning classifications, general description of building materials, façade and roof detail, setback lines indicated, easements for access, if any, 100-year floodplain identification, existing and proposed topography shown at a contour interval of one foot, indicating proposed grade and location of improvements, signage and outdoor lighting, number of parking spaces provided, type, size and location of all structures with all building dimensions shown, location of existing and general location of proposed sanitary sewers, storm sewers, water-mains, and any proposed stormwater management facilities, location, extent and type of proposed landscaping and landscaping plantings and buffers to adjacent property, including fencing or other screening, location of pedestrian sidewalks and walkways, graphic outline of any development staging that is planned, driveway locations and sizes, handicap accessibility, environmental concerns (odor, smoke, noise, graphic scale and north arrow).

- Storm water management provisions provided? YES / NO
 - As-built/certification notification
- Erosion control plan provided? YES / NO
- Wetlands, floodplains, environmental corridors, groundwater Identified. YES / NO
- Utility Plans Provided
 - Watermain
 - Sanitary Sewer
 - Storm Water
- Is a Land Division required? YES / NO
- Access points and dimensions shown? YES / NO
 - WISDOT Right-of-way?
 - County Right-of-way?
- Estimated Traffic impacts _____
 - Traffic Study Required YES/NO
 - Traffic Control Plan Required YES/NO
 - Will construction affect street parking or intersections? YES / NO

- Paving Materials, Typical Sections? YES / NO
- WDNR Notice of Intent required? (Land disturbance more than 1 acre)? YES / NO
- Watermain extension required? YES / NO
- Sanitary sewer extension required? YES / NO
- SEWRPC Service Area Amendment needed? YES / NO
- Is a Chapter 30 Permit (wetland/waterway) required? YES / NO
- Proposed building/expansion dimensions _____
- Will there be signage? YES / NO type (mounted, freestanding) _____
- Exterior lighting plans? YES / NO
- What kind of noise or level of noise will the business have? _____
- Detailed property Site Plan? YES / NO Date of Plan: _____
- Green Space Calculations (Existing vs. Proposed) YES / NO
- Are landscape plans provided? YES / NO
- Is a Land Division required? YES / NO

Water/Sewer Utilities

If an existing structure please circle the following:

- Will existing sewer & water connections be used? YES / NO
- Will your project require the installation of a grease interceptor? YES / NO

If the development is Commercial or Industrial, please provide the following:

- Water service size requirement _____
- Estimated daily water usage in gallons per day _____
- Estimated maximum water flow in gallons per minute _____
- Number of bathrooms _____
- Brief description of process (if Industrial) _____

If the development is a multi-family dwelling, please provide the following:

- Number of units _____
- Number of bedrooms in each unit _____
- Water service size requirement _____

Waterway Individual Permit Application- General Information

PROJECT: Lynch, Patrick

Format Documents : If you submitted an application in hard copy with documents that are larger than 11x17, WDNR staff may request that you submit a copy of the document in electronic format, either as an email attachment, or on digital media, such as a CD

The information included in this checklist is necessary for a complete application. A complete submittal with detailed drawings will help us make a decision about your permit application. Any applicable statutory review times do not begin until the application is received by the Department and is determined to be complete.

Please recognize that you are responsible for obtaining all necessary local (e.g. city, town, village or county) and U.S. Army Corps of Engineer permits or approvals in addition to any applicable state permits prior to commencing any work at the project site.

To help us make a decision in the shortest amount of time possible, the following information must be submitted:

Dam - Abandonment and Removal

Miscellaneous

Piers, docks and wharves

1. Review the following links for more information: [Instructions](#)
2. Attach a copy of your deed or similar proof of ownership.
3. Attach a good photo that clearly shows the existing project area.
4. Attach a narrative description of your proposal.
5. Attach a site map based on the following format: [Blank Site Map](#).
6. Complete all displayed forms and fee sheets.
7. Pay fee online
8. Sign and Submit form.

Please review the following links for additional county and Corps of Engineering requirements:

Army Corps of Engineers: <https://mvp.usace.afpims.mil/Portals/57/docs/regulatory/PM%20County%20Assignments%20WI%20January%202013.pdf>

County Zoning: <http://dnr.wi.gov/topic/shorelandzoning/contacts/county.html>

Notice: Pursuant to chs. 30 and 31, Wis. Stats., ch. 281, Wis. Stats., and s. 283.33, Wis. Stats., this form is used to apply for coverage under the state construction site storm water runoff general permit, and to apply for a state or federal permit or certification for waterway and wetland projects or dam projects. This form and any required attachments constitute the permit application. Failure to complete and submit this application form may result in a fine and/or imprisonment or forfeiture under the provisions of applicable laws including s. 283.91, Wis. Stats. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Public Records Laws (ss. 19.31-19.39, Wis. Stats.). This form is required for U.S. Army Corps of Engineers (ACOE) regulatory purposes pursuant to 33 CF 325.

Read all instructions provided before completing

Section 1: Landowner Information

Organization, Entity or Name Patrick Lynch Property	Authorized Representative (Last Name, First Name) Lynch, Patrick		
Mailing Address 30715 Cedar Drive	City Burlington	State WI	Zip Code 53105
Email plynch@shoplynch.com	Phone Number (incl. area code) 262-206-9292	Alternative Phone Number	

Section 2: Applicant/Information Select if same as landowner

Organization, Entity or Name Patrick Lynch Property	Contact Person (Last Name, First Name) Lynch, Patrick		
Mailing Address 30715 Cedar Drive	City Burlington	State WI	Zip Code 53105
Email plynch@shoplynch.com	Phone Number (incl. area code) 262-206-9292	Alternative Phone Number	

Section 3: Primary Project Contact Select if same as landowner

Consultant or Plan Preparer Contractor Agent Other - specify: _____

Name (Organization or Entity) Reeds Construcion, LLC	Contact Person (Last Name, First Name) Reed, Jeff		
Mailing Address W3199 S. Lake Shore Drive	City Lake Geneva	State WI	Zip Code 53147
Email michele@reedsconstructionllc.com	Phone Number (incl. area code) 262-248-2934	Alternative Phone Number 262-248-9403	

Section 4: Project or Site Location:

Project Name Lynch, Patrick	County Walworth	<input checked="" type="radio"/> City <input type="radio"/> Township <input type="radio"/> Village of LAKE GENEVA,C
--------------------------------	--------------------	--

Location Address / Description
 940 Maytag Road, Lake Geneva, WI 53147

Public Land Survey System (PLSS) – Provide the section, range, township information and latitude and longitude in decimal degrees, if available.

_____ of _____ of Section _____ Township _____ Range _____ E
 _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ N W Latitude _____ Longitude _____

If this site is not wholly contained in the quarter-quarter section, more description:

Lot 5 Ceylon Court Estates, City of Lake Geneva

Waterways: Provide the name(s) of closest water bodies

Geneva Lake

Section 5: Wetlands

If a wetland is present at a project site and permit approvals are sought through the waterway and wetland program, storm water program, or concentrated animal feeding operations (CAFO) program, the department requires that a wetland delineation that accurately shows the location of a wetland is submitted with an application. A wetland delineation needs to be verified/concurred with before the application can be submitted or be considered a complete application. See the department "[Wetland screening and delineation procedures](http://dnr.wi.gov/topic/waterways/construction/wetlands.html)" at <http://dnr.wi.gov/topic/waterways/construction/wetlands.html> for more information for more information.

Is a wetland present in the project area? Yes No

If yes, select all sources of information used and attach supporting report or documentation

- a. A copy of your wetland delineation and a [Wetland Confirmation Service](#) concurrence letter (wetland boundary verification service offered for a fee from the department)
- b. An [assured delineator's](#) wetland delineation report
- c. A copy of your wetland delineation and an Army Corps of Engineers concurrence letter
- d. A copy of your correspondence with a [WDNR Office of Energy Water Management Specialist](#) or [WDNR Transportation Liaison](#) regarding your wetland review/ concurrence.

If no, please select one of the following items showing that a wetland is not present within the project boundaries:

- a. A copy of your wetland determination and a letter from the department's [Wetland Identification Program](#) stating wetlands are not present or the activity proposed in the wetland is exempt under NR 103.06(4)
- b. A letter from an assured delineator stating wetlands are not present
- c. Documentation showing that each of these resources were reviewed for wetland absence on the [Surface Water Data Viewer](#):
 - i. Surface Water Data Viewer- Wisconsin Wetland Inventory
 - ii. Surface Water Data Viewer- Wisconsin Indicator layer
 - iii. Surface Water Data Viewer- Digital Topographic map layer or aerial photo indicating if waterways, drainage ways, ditches, depressions, or standing water are within project boundary
- d. Show that the project limits are entirely in existing paved, graveled, or concrete areas
- e. A copy of your correspondence with a [WDNR Office of Energy Water Management Specialist](#) or [WDR Transportation Liaison](#) regarding your wetland review/concurrence

(Please note that if the information provided is incorrect or incomplete, the overall permit application may be considered incomplete and may be returned to the applicant.)

Section 6: Endangered or Threatened Resources

Has the presence of endangered or threatened resources been evaluated according to protocols developed by the DNR Bureau of National Heritage Conservation (BNHC) <http://dnr.wi.gov/topic/ERReview> Yes No

If Yes, select how the evaluation was completed and attach supporting report or documentation:

- a. Endangered Resources Preliminary Assessment from the Public Portal
- b. Certified ER Review Letter - specify: ERR- (example ERR-15-123
- c. Broad Incidental Take Permit /Authorization -specify (e.g. No / Low Impact Activities, Grassland & Savanna Management, etc.): _____
- d. Other: _____

Section 7: Project Information (Attach additional sheets as necessary)

Anticipated Project Start Date: <input type="text" value="6/8/2020"/>	Projected Project End Date: <input type="text" value="6/29/2020"/>
Photos: Provide photographs of the "before" condition.	Date of Photographs: <input type="text"/>

Narrative of the Project:

Provide a one to two paragraph description of the proposed project, including land and water alterations and intended use(s) of the project. Include this in the attachment section.

Section 8: Certification and Permissions

Certification: I hereby certify that I am the owner or authorized representative of the owner of the property which is the subject of this Permit Application. I certify that the information contained in this form and attachments is true and accurate. I certify that the project will be in compliance with all permit conditions. I understand that failure to comply with any or all of the provisions of the permit may result in permit revocation and a fine and/or imprisonment or forfeiture under the provisions of applicable laws.

Permission: I hereby give the Department permission to enter and inspect the property at reasonable times, to evaluate this notice and application, and to determine compliance with any resulting permit coverage.

Signed Electronically

Signature of Landowner / Authorized Representative – For **Stormwater applications**,
signature of landowner is required. Authorized representative is not sufficient.

Date Signed

Payment Confirmation

<u>Fee Type</u>	<u>Number of Activities</u>	<u>Subtotal</u>
Waterway Permit	<input type="text" value="1"/>	\$603.00
Wetland Permit	<input type="text" value="0"/>	\$0.00
Boathouse Certification	<input type="text" value="0"/>	\$0.00
New Dam Construction	<input type="text" value="0"/>	\$0.00
Expedited Decision (# of counties)	<input type="text" value="0"/>	\$0.00
WDNR publishes all required class 1 public notices <input type="checkbox"/>		<input type="text" value="\$0.00"/>

After-the-fact application for permits or approvals submitted after work has been commenced or completed. Fee is twice the usual fee.

Total Paid

US Bank Transaction Number WS2WT1004331977

WDNR Invoice Number WP-00021489

Questions about fees ? [Click Here](#)

Your total payment should be the SUM of ALL application fees and supplemental fees for EACH permitted activity for which you are applying.

For example, if you are applying for individual permits and a) your project involves a wetland fill that requires a wetland Individual permit; and b) involves the installation of a culvert in a waterway along with some dredging in a waterway; then your fee would be calculated as follows:

Wetland IP = (1 activity or \$800)

Waterway IP (Culvert) = \$600

Waterway IP (Dredging) = \$600 (2 activities or \$1200)

A supplemental Fee is assessed for Waterway Permits (\$3 for each waterway activity) = \$6

Total Application Fees for project = \$2006 (ALL of these permit fees added together)

Electronic Signature

Terms and Conditions

Certification: I hereby certify that I am the owner or authorized representative of the owner of the property which is the subject of this Permit Application. I certify that the information contained in this form and attachments is true and accurate. I understand that failure to comply with any or all of the provisions of the permit may result in permit revocation and a fine and/or imprisonment or forfeiture under the provisions of applicable laws.

Permission: I hereby give the Department permission to enter and inspect the property at reasonable times, to evaluate this notice and application, and to determine compliance with any resulting permit coverage.

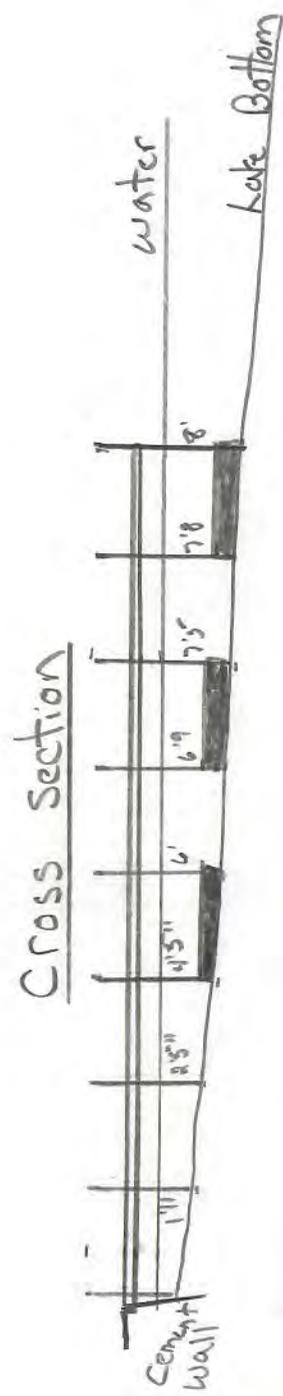
NOTE: For security purposes the email will be sent to the address you used when registering your WAMS ID. This may be a different email than that provided in the application. For information on your WAMS account click [HERE](#).

Authorized Signature

I accept the above terms and conditions.

Signed by : i:0#.f|wamsmembership|z48vppy1 on 2020-02-06T12:56:38

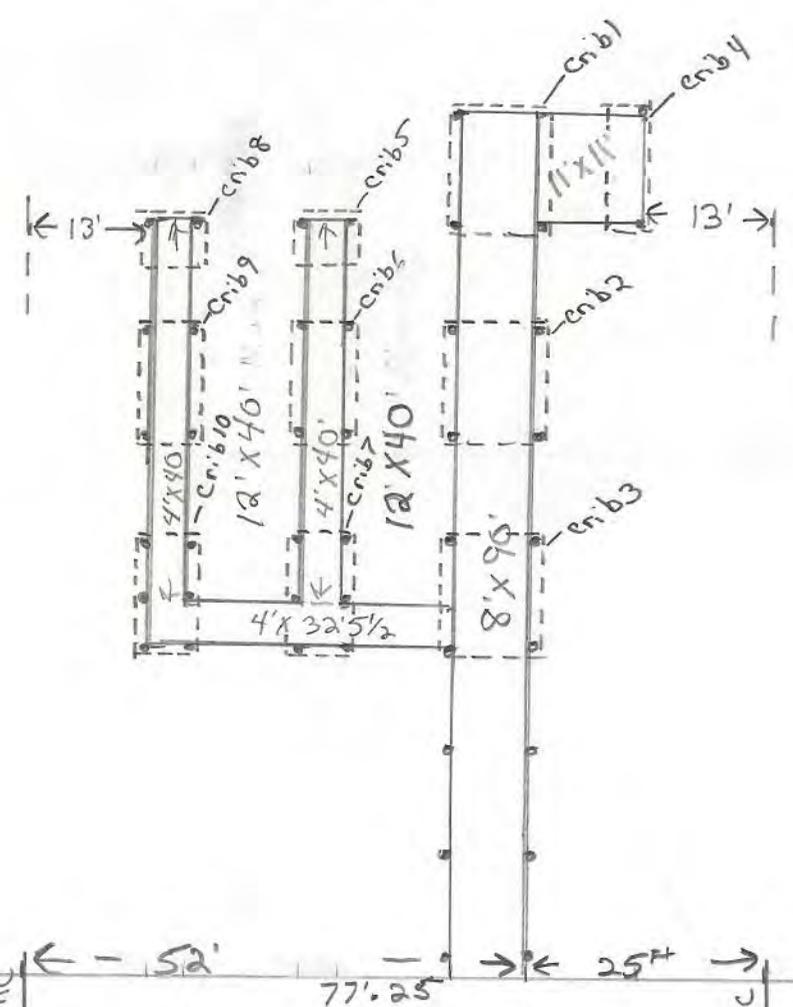
After providing the final authorized signature, the system will send an email to the authorized party and any agents. This email will include a copy to the final read only version of this application. Either party may cancel the signature process and make further updates.



Scale
1" = 20'±

N →

Top View



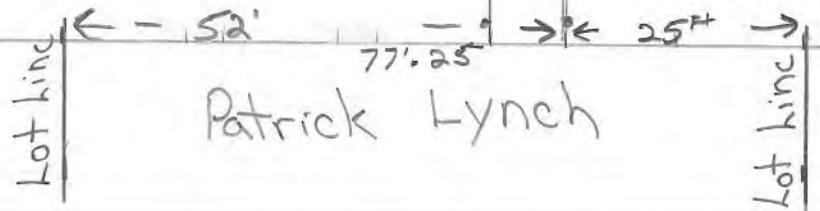
Water Dept.

- 100' 8'2"
- 90' 8'
- 80' 7'8"
- 70' 7'5"
- 60' 6'9"
- 50' 6'4"
- 40' 6'
- 30' 4'4 1/2"
- 20' 2'5 1/2"
- 10' 1'11"

crib Total sq Ft

- crib 1 9'10 3/4 x 12'2 1/2 120
- crib 2 9'10 3/4 x 12'2 1/2 120
- crib 3 9'10 3/4 x 12'2 1/2 120
- crib 4 12'10 3/4 x 6' 72
- crib 5 5'10 3/4 x 6' 36
- crib 6 5'10 3/4 x 12'2 1/2 72
- crib 7 5'10 3/4 x 12'2 1/2 72
- crib 8 5'10 3/4 x 6' 36
- crib 9 5'10 3/4 x 12'2 1/2 72
- crib 10 5'10 3/4 x 12'2 1/2 72

792 Total sq Ft



Description of the pier work to be done for Patrick Lynch Pier

Would like to build a new pier with 2 slips with canopies. The main pier will be 8' wide x 90' long. There will be two 12' x 40' slips that will be created by a 4' x 32' 5 1/2" with two 4' x 40' catwalks to create slips. There will be 10 new cribs added to the lakebed. All wood will be Doug fir, 6 x 6 posts and Jacks, 4 x 6 stringers, 2 x 8 decking. We will use fieldstone to fill in the cribs and hold them down.

The project is to give access for installation of pier for use of private property and that they may access their boat.

The project will be completed from the lake using barges and guys in waders. All jacks, stringers and cribs are built at the shop and brought in from the launch ramps.

The construction schedule is dependent upon the weather. We would like to start installing the new pier sometime after Memorial Day and it usually takes about a week to complete once we get started.

We will not be using erosion control as we will not be disturbing the lakefront.

We will use field stone to fill in the cribs to hold them down in the lake.

We will not be impacting the waterways.

The main pier will be 8' wide x 90' long. There will be two 12' x 40' slips that will be created by a 4' x 32' 5 1/2" with two 4' x 40' catwalks to create slips.



February 13, 2020

IP-SE-2020-65-00410

Patrick Lynch Property
Patrick Lynch
30715 Cedar Drive
Burlington, WI 53105

Dear Mr. Lynch:

This acknowledges receipt of your application to place a pier/wharf on the bed of Geneva Lake, City of Lake Geneva in Walworth County.

Our field staff are currently evaluating your proposal. Depending on the amount of information you provided and the complexity of your project, you may be asked to provide additional information so that a complete evaluation can be made. We will notify you of the final disposition of your application as soon as we complete our review.

If you have not already done so, please contact the Walworth County and local municipal zoning offices to determine if a local permit is also required for your project. I have forwarded a copy of your application to the U.S. Army Corps of Engineers. They will advise you directly as to whether their regulations apply to your project.

If you would like to know more about this project or would like to see the application and plans, please visit the Department's permit tracking website at <https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> and search for WP-IP-SE-2020-65-X02-06T12-56-39.

If you have any questions, please contact your local Water Management Specialist, Theresa Szabelski at (414) 263-8670 or email Theresa.Szabelski@wisconsin.gov.

Sincerely,

Eric Eikenberry
Waterway and Wetland Permit Intake Specialist

cc: Theresa Szabelski, Water Management Specialist
U.S. Army Corps of Engineers
Jeff Reed, Reeds Construction, LLC

LAKE GENEVA CITY TREASURER
626 GENEVA ST
LAKE GENEVA, WI 53147

WALWORTH COUNTY - STATE OF WISCONSIN
PROPERTY TAX BILL FOR 2019
REAL ESTATE

LYNCH, PATRICK J
LYNCH, RACHEL E

Parcel Number: 246 ZCE 00005
Bill Number: 449010

Important: Be sure this description covers your property. Note that this description is for tax bill only and may not be a full legal description. See reverse side for important information.

Location of Property/Legal Description
940 MAYTAG RD

LOT 5 CEYLON COURT ESTATES CITY OF LAKE GENEVA
0.398 ACRES

449010/246 ZCE 00005
PATRICK J LYNCH
RACHEL E LYNCH
30715 CEDAR DR
BURLINGTON WI 53105

Please inform treasurer of address changes.

ASSESSED VALUE LAND 1,610,000	ASSESSED VALUE IMPROVEMENTS 265,000	TOTAL ASSESSED VALUE 1,875,000	AVERAGE ASSMT. RATIO 0.953164976	NET ASSESSED VALUE RATE 0.01928353 <small>(Does NOT reflect credits)</small>	NET PROPERTY TAX 36081.50
ESTIMATED FAIR MARKET VALUE LAND 1,689,100	ESTIMATED FAIR MARKET VALUE IMPROVEMENTS 278,000	TOTAL ESTIMATED FAIR MARKET VALUE 1,967,100	<input type="checkbox"/> A star in this box means unpaid prior year taxes.	School taxes also reduced by school levy tax credit 3,936.13	
TAXING JURISDICTION	2018 EST. STATE AIDS ALLOCATED TAX DIST.	2019 EST. STATE AIDS ALLOCATED TAX DIST.	2018 NET TAX	2019 NET TAX	% TAX CHANGE
STATE OF WISCONSIN	0	0	0.00	0.00	
WALWORTH COUNTY	237,032	269,851	8,002.96	7,453.28	-6.9%
City of Lake Geneva	757,502	821,145	11,100.55	10,169.10	-8.4%
Lake Geneva J1 School Dist	3,827,458	4,138,281	11,643.64	10,296.35	-11.6%
Lake Geneva-Genoa City UHS	1,104,975	1,085,433	7,107.62	6,661.59	-6.3%
Gateway Technical	1,264,339	1,317,278	1,644.95	1,576.29	-4.2%
TOTAL	7,191,306	7,631,988	39,499.72	36,156.61	-8.5%
FIRST DOLLAR CREDIT			-79.18	-75.11	-5.1%
LOTTERY AND GAMING CREDIT			0.00	0.00	0.0%
NET PROPERTY TAX			39,420.54	36,081.50	-8.5%

TOTAL DUE: \$36,081.50
FOR FULL PAYMENT, PAY TO LOCAL
TREASURER BY:
JANUARY 31, 2020
Warning: If not paid by due dates,
installment option is lost and total tax is
delinquent subject to interest and, if
applicable, penalty.
Failure to pay on time. See reverse.

FOR INFORMATION PURPOSES ONLY - Voter Approved Temporary Tax Increases

Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends	Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends

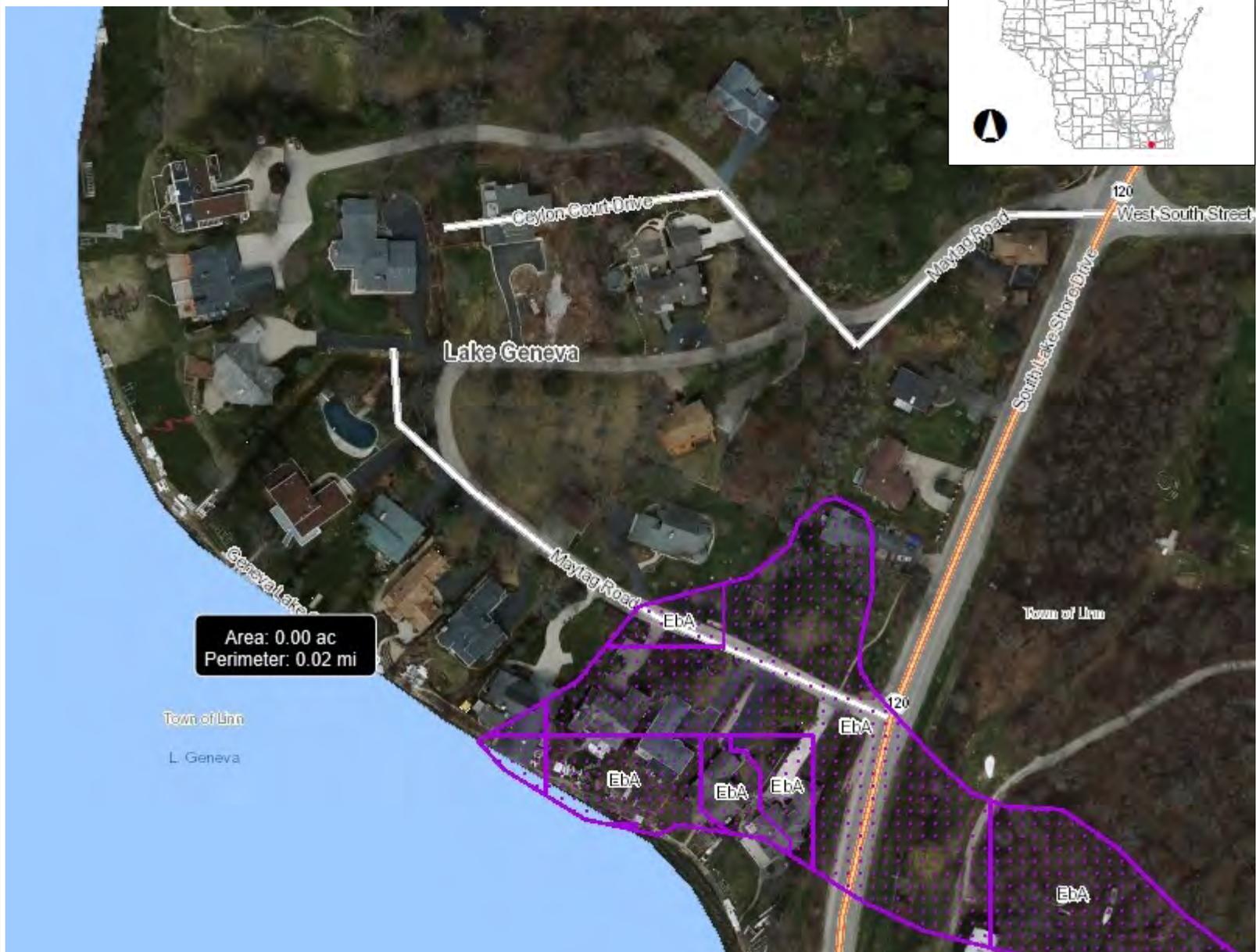
PAY 1ST INSTALLMENT OF: \$18,040.76 BY JANUARY 31, 2020 AMOUNT ENCLOSED _____ MAKE CHECK PAYABLE AND MAIL TO: LAKE GENEVA CITY TREASURER 626 GENEVA ST LAKE GENEVA, WI 53147 PIN# 246 ZCE 00005 LYNCH, PATRICK J BILL NUMBER: 449010	PAY 2ND INSTALLMENT OF: \$18,040.74 BY JULY 31, 2020 AMOUNT ENCLOSED _____ MAKE CHECK PAYABLE AND MAIL TO: WALWORTH COUNTY TREASURER 100 W WALWORTH PO BOX 1001 ELKHORN, WI 53121 PIN# 246 ZCE 00005 LYNCH, PATRICK J BILL NUMBER: 449010	PAY FULL AMOUNT OF: \$36,081.50 BY JANUARY 31, 2020 AMOUNT ENCLOSED _____ MAKE CHECK PAYABLE AND MAIL TO: LAKE GENEVA CITY TREASURER 626 GENEVA ST LAKE GENEVA, WI 53147 PIN# 246 ZCE 00005 LYNCH, PATRICK J BILL NUMBER: 449010
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Surface Water Data Viewer Map



- Legend**
- NRCS Wetspots
 - Maximum Extent Wetland Indicators
 - Wetland Restorations
 - Index to EN_Image_Basemap_Leaf_Off



Area: 0.00 ac
Perimeter: 0.02 mi

Town of Linn
L. Geneva



NAD_1983_HARN_Wisconsin_TM

1: 1,980

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

Notes

Neighbors to Patrick Lynch:

Chatka Ruggiero

814 Ashland Ave.

River Forest, IL 60305-1432

Lake Geneva Trust

PO Box 5919

Buffalo Grove, IL 60089-0000



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

02/14/2020

Regulatory File No. MVP-2020-00291-MMG

THIS IS NOT A PERMIT

Jeff Reed
Reed's Construction, LLC
W3199 South Lake Shore Drive
Lake Geneva, WI 53147

Dear Mr. Reed:

We have received your submittal described below. You may contact the Project Manager with questions regarding the evaluation process. The Project Manager may request additional information necessary to evaluate your submittal.

File Number: MVP-2020-00291-MMG

Applicant: Patrick Lynch

Project Name: Lynch / Pier

Project Location: Section 1 of Township 1 N North, Range 17 E, Walworth County, Wisconsin (Latitude: 42.5734684; Longitude: -88.439504)

Received Date: 02/13/2020

Project Manager: Matthew Groshek
(651) 290-5732 X 5732
Matthew.M.Groshek@usace.army.mil

Additional information about the St. Paul District Regulatory Program, including the new Clean Water Rule, can be found on our web site at <http://www.mvp.usace.army.mil/missions/regulatory>.

Please note that initiating work in waters of the United States prior to receiving Department of the Army authorization could constitute a violation of Federal law. If you have any questions, please contact the Project Manager.

Thank you.

U.S. Army Corps of Engineers
St. Paul District
Regulatory Branch



State of Wisconsin

e-Payment Services

Your last visit was Wed 02/05/2020 11:52 AM CST

Confirmation

You must click the "Continue" button below in order to return to the state agency's website.

Please keep a record of your Confirmation Number, or [print this page](#) for your records.

Confirmation Number **WS2WT1004331977**

Payment Details

Description DNR Finance
DNR - Water Div Volume Permits
<http://dnr.wi.gov/epay/>

Payment Amount \$603.00

Payment Date 02/07/2020

Status SCHEDULED

Invoice Number WP-00021489

Reference Number WP-00021489

Payment Method

Account Nickname BMO checking

Bank Routing Number 071025661

Bank Name BMO HARRIS BANK, N.A.

Bank Account Number *3088

Bank Account Type Checking

Bank Account Category Business

Confirmation Email michele@reedsconstructionllc.com





May 8, 2020

IP-SE-2020-65-00410

Patrick Lynch Property
Patrick Lynch
30715 Cedar Drive
Burlington, WI 53105

Dear Mr. Lynch:

The Department of Natural Resources has completed its review of your application for a permit to place a pier/wharf on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County. You will be pleased to know your application is approved.

I am attaching a copy of your permit, which lists the many important conditions that must be followed to protect water quality and habitat. A copy of the permit must be posted for reference at the project site. Please read your permit conditions carefully so that you are fully aware of what is expected of you.

Please note you are required to submit photographs of the completed project within 7 days after you've finished construction. This helps both of us to document the completion of the project and compliance with the permit conditions.

Your next step will be to notify me of the date on which you plan to start construction and again after your project is complete.

If you have any questions about your permit, please call me at (715) 628-0069 or email nicole.hays@wisconsin.gov.

Sincerely,

Nicole Hays
Water Management Specialist

cc: U.S. Army Corps of Engineers
Brad Wilson Recreation Warden, WDNR
Jeff Reed, Reed's Construction LLC

**STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES**

**Pier PERMIT
IP-SE-2020-65-00410**

Patrick Lynch is hereby granted under Section 30.12(3m), Wisconsin Statutes, a permit to place a pier/wharf on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County, also described as being in the NW1/4 of the SW1/4 of Section 01, Township 01 North, Range 17 East, subject to the following conditions:

PERMIT

1. You must notify Nicole Hays at phone (715) 628-0069 or email nicole.hays@wisconsin.gov before starting construction and again not more than 5 days after the project is complete.
2. **You must complete the project as described on or before 5/08/2023.** If you will not complete the project by this date, you must submit a written request for an extension prior to expiration of the initial time limit specified in the permit. Your request must identify the requested extension date. The Department shall extend the time limit for an individual permit or contract for no longer than an additional 5 years if you request the extension before the initial time limit expires. You may not begin or continue construction after the original permit expiration date unless the Department extends the permit in writing or grants a new permit.
3. This permit does not authorize any permanent boat shelters. All canopies and boat shelters must comply with the standards in NR 326, Wisconsin Administrative Code & 30.01 (1c)(a), Wisconsin Statutes.
4. This permit does not authorize any work other than what you specifically describe in your application and plans, and as modified by the conditions of this permit. If you wish to alter the project or permit conditions, you must first obtain written approval of the Department.
5. Before you start your project, you must first obtain any permit or approval that may be required for your project by local zoning ordinances and by the U.S. Army Corps of Engineers. You are responsible for contacting these local and federal authorities to determine if they require permits or approvals for your project. These local and federal authorities are responsible for determining if your project complies with their requirements.
6. Upon reasonable notice, you shall allow access to your project site during reasonable hours to any Department employee who is investigating the project's construction, operation, maintenance or permit compliance.
7. The Department may modify or revoke this permit for good cause, including if the project is not completed according to the terms of the permit or if the Department determines the activity is detrimental to the public interest.

8. You must post a copy of this permit at a conspicuous location on the project site, visible from the waterway, for at least five days prior to construction, and remaining at least five days after construction. You must also have a copy of the permit and approved plan available at the project site at all times until the project is complete.
9. Your acceptance of this permit and efforts to begin work on this project signify that you have read, understood and agreed to follow all conditions of this permit.
10. You must submit a series of photographs to the Department, within one week of completing work on the site. The photographs must be taken from different vantage points and depict all work authorized by this permit.
11. You, your agent, and any involved contractors or consultants may be considered a party to the violation pursuant to Section 30.292, Wis. Stats., for any violations of Chapter 30, Wisconsin Statutes, or this permit.
12. Construction shall be accomplished in such a manner as to minimize erosion and siltation into surface waters. Erosion control measures (such as silt fence and straw bales) must meet or exceed the technical standards of ch. NR 151, Wis. Adm. Code. The technical standards are found at:
http://dnr.wi.gov/topic/stormwater/standards/const_standards.html .
13. All equipment used for the project including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps shall be de-contaminated for invasive and exotic viruses and species prior to use and after use.

The following steps must be taken every time you move your equipment to avoid transporting invasive and exotic viruses and species. To the extent practicable, equipment and gear used on infested waters shall not be used on other non-infested waters.

1. **Inspect and remove** aquatic plants, animals, and mud from your equipment.
 2. **Drain all water** from your equipment that comes in contact with infested waters, including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps.
 3. **Dispose** of aquatic plants, animals in the trash. Never release or transfer aquatic plants, animals or water from one waterbody to another.
 4. **Wash your equipment** with hot (>140° F) and/or high pressure water,
- OR -
Allow your equipment to **dry thoroughly for 5 days**.
14. This permit must not interfere with the rights of other riparian owners.
 15. The method determined for the pier installation is that of the permit holder and not of the Department.

16. The pier must allow the free movement of water and must not entrap vegetation.
17. The pier must not enclose any portion of the navigable waterway.
18. Electrical, fueling, and waste handling facilities must comply with applicable safety and environmental protection regulations.
19. To place a mooring buoy further than 150 feet from shore you will need to apply for a Waterways Marker permit. Please contact DNR Recreational Warden Brad Wilson at (262) 374-8270 for additional information on this approval.

FINDINGS OF FACT

1. Patrick Lynch has filed an application for a permit to place a pier/wharf on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County, also described as being in the NW1/4 of the SW1/4 of Section 01, Township 01 North, Range 17 East.
2. The project consists of reconstructing the existing pier. The main pier will be 8' wide x 90' long. There will be a 4' x 32'5 1/2" platform with two 4' x 40' catwalks to create slips, an 11'x11' platform laterally attached to the main pier. There will be 10 new partially filled support cribs added to the lakebed under the pier.
3. The Department has completed an investigation of the project site and has evaluated the project as described in the application and plans.
4. Geneva Lake is a navigable water (and no bulkhead exists at the project site.)
5. The proposed project, if constructed in accordance with this permit will not adversely affect water quality, will not increase water pollution in surface waters and will not cause environmental pollution as defined in s. 283.01(6m), Wis. Stats.
6. The proposed project will not impact wetlands if constructed in accordance with this permit.
7. The Department of Natural Resources has determined that the agency's review of the proposed project constitutes an equivalent analysis action under s. NR 150.20(2), Wis. Adm. Code. The Department has considered the impacts on the human environment, alternatives to the proposed projects and has provided opportunities for public disclosure and comment. The Department has completed all procedural requirements of s. 1.11(2)(c), Wis. Stats., and NR 150, Wis. Adm. Code for this project.

8. The Department of Natural Resources has completed all procedural requirements and the project as permitted will comply with all applicable requirements of sections 30.12(3m), Wisconsin Statutes and Chapters NR 102, 103, 326 of the Wisconsin Administrative Code.

The applicant was responsible for fulfilling the procedural requirements for publication of notices under s. 30.208(5)(c)1m., Stats., and was responsible for publication of the notice of pending application under s.30.208(3)(a), Stats. or the notice of public informational hearing under s.30.208(3)(c), Stats., or both. S. 30.208(3)(e), Stats., provides that if no public hearing is held, the Department must issue its decision within 30 days of the 30-day public comment period, and if a public hearing is held, the Department must issue its decision within 20 days after the 10-day period for public comment after the public hearing. S. 30.208(5)(bm), Stats., requires the Department to consider the date on which the department publishes a notice on its web site as the date of notice.

9. The structure or deposit will not materially obstruct navigation because it will be placed at a similar distance and angle to other piers in the vicinity and vessels will be able to navigate around and waterward of the pier structure.
10. The structure or deposit will not be detrimental to the public interest because the pier will be placed using best management practices, does not exceed reasonable use thresholds for this property and will be of a same size and configuration to other piers on Geneva Lake.
11. The structure or deposit will not materially reduce the flood flow capacity of a stream.

CONCLUSIONS OF LAW

1. The Department has authority under the above indicated Statutes and Administrative Codes, to issue a permit for the construction and maintenance of this project.

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions shall be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

To request a contested case hearing of any individual permit decision pursuant to section 30.209, Wis. Stats., you have 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, P.O. Box 7921, Madison, WI, 53707-7921. The petition shall be in writing, shall be dated and signed by the petitioner, and shall include as an attachment a copy of the decision for which administrative review is sought. If you are not the applicant, you must simultaneously provide a copy of the petition to the applicant. If you wish to request a stay of the project, you must provide information, as outlined below, to show that a stay is necessary to prevent significant adverse impacts or irreversible harm to the environment. If you are not the permit applicant, you must provide a copy of the petition to the permit applicant at the same time that you serve the petition on the Department.

The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30 day period for filing a petition for judicial review.

A request for contested case hearing must meet the requirements of section 30.209, Wis. Stats., and sections NR 2.03, 2.05, and 310.18, Wis. Admin. Code, and if the petitioner is not the applicant the petition must include the following information:

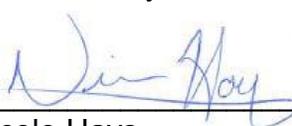
1. A description of the objection that is sufficiently specific to allow the department to determine which provisions of this section may be violated if the proposed permit or contract is allowed to proceed.
2. A description of the facts supporting the petition that is sufficiently specific to determine how the petitioner believes the project, as proposed, may result in a violation of Chapter 30, Wis. Stats.;
3. A commitment by the petitioner to appear at the administrative hearing and present information supporting the petitioner's objection.

If the petition contains a request for a stay of the project, the petition must also include information showing that a stay is necessary to prevent significant adverse impacts or irreversible harm to the environment.

Dated at Northern Region Headquarters (Rhinelander), Wisconsin on 5/08/2020.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

For the Secretary

By  _____

Nicole Hays
Water Management Specialist



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

April 20, 2020

Regulatory File No. 2020-00291-MMG

Patrick Lynch
30715 Cedar Drive
Burlington, WI 53105

Dear Mr. Lynch:

We are responding to your request for authorization to construct a pier supported by rock filled cribs on Geneva Lake. The proposed work is located in Section 1, Township 1 North, Range 17 East, Walworth County, Wisconsin.

Project authorization:

The regulated activities associated with this project include the discharge of fill material into 792 square feet of Geneva Lake for the purpose of installing a pier supported by 10 rock filled cribs. We have determined that these activities are authorized by a Nationwide Permit (NWP) or a Regional General Permit (RGP), specifically, the Piers and Docks RGP. This work is shown on the enclosed figures, labeled MVP-2020-00291-MMG Figure 1 of 2 through 2 of 2.

Your project exceeds the limitations established in the general permit related to the 200 square foot criterion for terminal sections of a pier and the 400 square foot threshold for regulated discharges of dredged and fill material associated with the construction, installation, or modification of small rock cribs. However, based on a case-specific review, we have determined the proposed activity will result in no more than minimal adverse effects and a waiver has been granted.

Conditions of your permit:

You must ensure the authorized work is performed in accordance with the enclosed General Permit terms and General Conditions.

You are also required to complete and return the enclosed Compliance Certification form within 30 days of completing your project. Please email the completed form to the contact identified in the last paragraph.

A change in location or project plans may require re-evaluation of your project. Proposed changes should be coordinated with this office prior to construction. Failure to comply with all terms and conditions of this permit invalidates this authorization and could result in a violation of Section 301 of the Clean Water Act or Section 10 of the Rivers and Harbors Act. You must also obtain all local, State, and other Federal permits that apply to this project.

Water Quality Certification:

You must also comply with the enclosed Water Quality Certification conditions associated with this General Permit.

Permit expiration:

This permit is valid until February 20, 2023, unless the general permit is modified, suspended, or revoked. If the work has not been completed by that time, you should contact this office to verify that the permit is still valid. Furthermore, if you commence or are under contract to commence this activity before the date of General Permit expiration, modification, or revocation, you have 12 months to complete the activity under the present terms and conditions of the General Permit.

Jurisdictional determination:

No jurisdictional determination was requested or prepared for this project. While not required, you may request a jurisdictional determination from the contact identified in the last paragraph.

Contact Information:

If you have any questions, please contact Matthew Groshek in our Brookfield office at (651) 290-5732 or by email at matthew.m.groshek@usace.army.mil.

Sincerely,

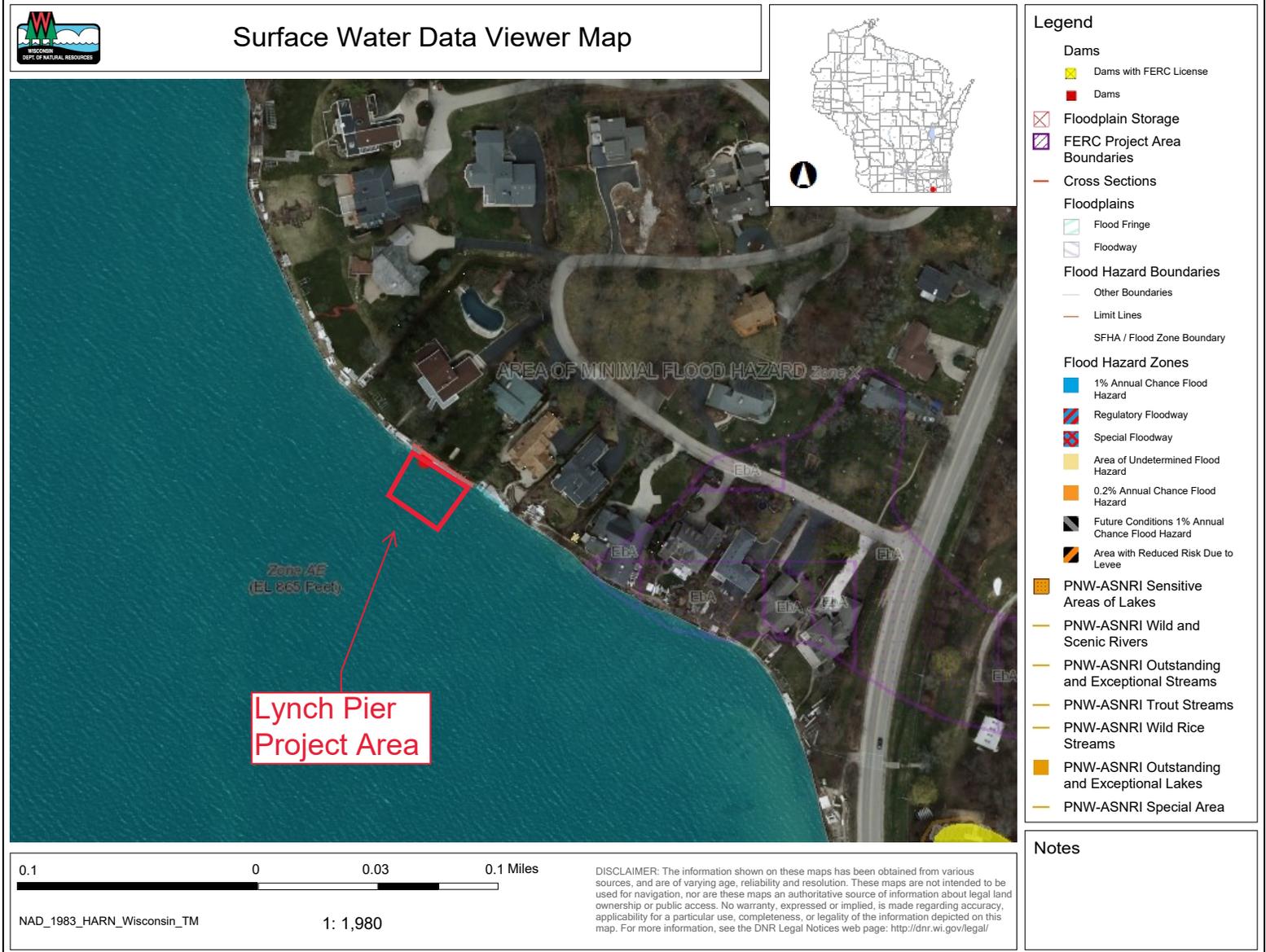
A handwritten signature in black ink, appearing to read "Todd Vesperman", with a long horizontal flourish extending to the right.

Todd M. Vesperman
Chief, Southeast Section

Enclosures

CC:

Theresa Szabelski, Wisconsin Department of Natural Resources
Jeff Reed, Reed's Construction, LLC



Surface Water Data Viewer Map



- ### Legend
- Dams**
 - Dams with FERC License
 - Dams
 - Floodplain Storage
 - FERC Project Area Boundaries
 - Cross Sections
 - Floodplains**
 - Flood Fringe
 - Floodway
 - Flood Hazard Boundaries**
 - Other Boundaries
 - Limit Lines
 - SFHA / Flood Zone Boundary
 - Flood Hazard Zones**
 - 1% Annual Chance Flood Hazard
 - Regulatory Floodway
 - Special Floodway
 - Area of Undetermined Flood Hazard
 - 0.2% Annual Chance Flood Hazard
 - Future Conditions 1% Annual Chance Flood Hazard
 - Area with Reduced Risk Due to Levee
 - PNW-ASNRI Sensitive Areas of Lakes
 - PNW-ASNRI Wild and Scenic Rivers
 - PNW-ASNRI Outstanding and Exceptional Streams
 - PNW-ASNRI Trout Streams
 - PNW-ASNRI Wild Rice Streams
 - PNW-ASNRI Outstanding and Exceptional Lakes
 - PNW-ASNRI Special Area

Lynch Pier Project Area

0.1 0 0.03 0.1 Miles

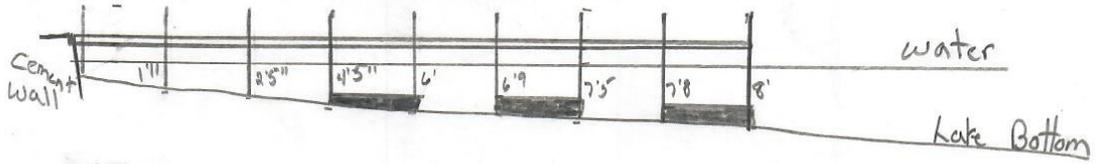
NAD_1983_HARN_Wisconsin_TM

1: 1,980

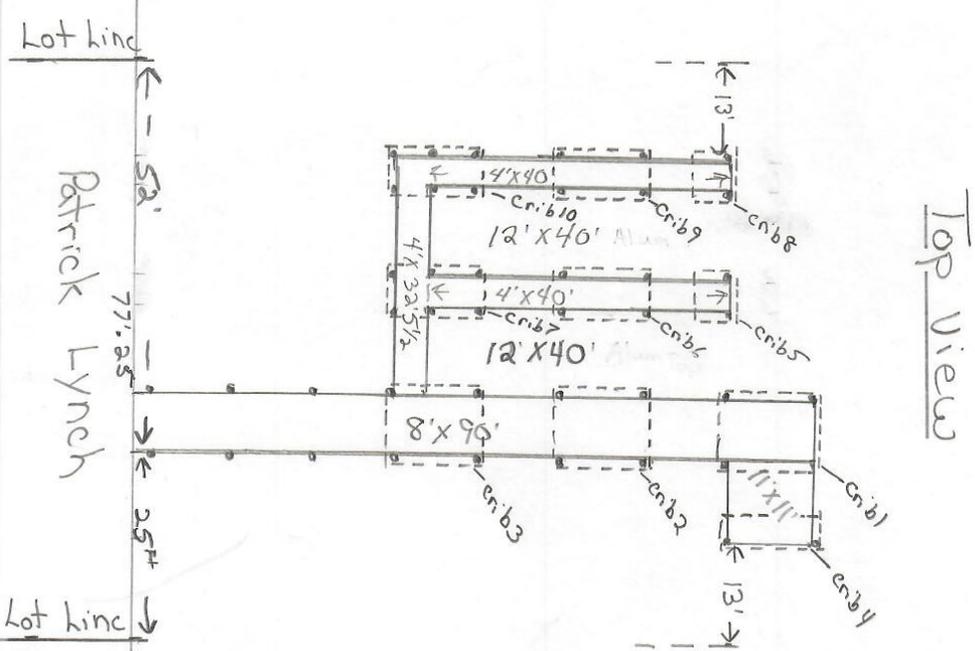
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Notes

Cross section



Scale
1" = 20' Ft



Top View

Water Dept.

Water Dept.	Crib Total sq Ft
100' 8' 2"	Crib 1 9'10 3/4 x 12'2 1/2 120
90' 8'	Crib 2 9'10 3/4 x 12'2 1/2 120
80' 7' 8"	Crib 3 9'10 3/4 x 12'2 1/2 120
70' 7' 5"	Crib 4 12'10 3/4 x 6' 72
60' 6' 9"	Crib 5 5'10 3/4 x 6' 36
50' 6' 4"	Crib 6 5'10 3/4 x 12'2 1/2 72
40' 6'	Crib 7 5'10 3/4 x 12'2 1/2 72
30' 4' 1/2	Crib 8 5'10 3/4 x 6' 36
20' 2' 5 1/2	Crib 9 5'10 3/4 x 12'2 1/2 72
10' 1' 11"	Crib 10 5'10 3/4 x 12'2 1/2 72
	792 Total sq Ft

N →

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

To qualify for Piers and Docks RGP authorization, the prospective permittee must comply with the following conditions, as applicable, in addition to any project-specific conditions imposed by the Corps.

1. **Compliance**: The permittee is responsible for ensuring that whoever performs, supervises or oversees any portion of the physical work associated with the construction of the project has a copy of and is familiar with all the terms and conditions of the RGP and any special (permit-specific) conditions included in any written verification letter from the Corps. The activity must also comply with any special conditions added by the state, tribe, or U.S. EPA in its Section 401 Water Quality Certification, or by the state in its Coastal Zone Management Act consistency determination. The permittee is ultimately responsible for ensuring compliance with all the terms and conditions of the RGP. Any authorized structure or fill shall be properly maintained, including maintenance to ensure public safety and compliance with applicable RGP general conditions, as well as any activity-specific conditions added by the Corps to an RGP authorization.
2. **Compliance Certification**: Each permittee who receives an RGP verification letter from the Corps must provide a signed certification documenting completion of the authorized activity and implementation of any required compensatory mitigation. The Corps will provide the permittee the certification document with the RGP verification letter. The completed certification document must be submitted to the Corps within 30 days of completion of the authorized activity or the implementation of any required compensatory mitigation, whichever occurs later.
3. **Site Inspection**: The permittee shall allow representatives from the Corps to inspect the proposed project site and the authorized activity to ensure that it is being, or has been, constructed and maintained in accordance with the RGP authorization.
4. **Migratory Birds and Bald and Golden Eagles**: The permittee is responsible for ensuring their action complies with the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act. The permittee is responsible for contacting the appropriate local office of the U.S. Fish and Wildlife Service (FWS) to determine applicable measures to reduce impacts to migratory birds or eagles, including whether “incidental take” permits are necessary and available under the Migratory Bird Treaty Act or Bald and Golden Eagle Protection Act for a particular activity.
5. **Endangered Species**:
 - a. No activity is authorized under this RGP which is likely to directly or indirectly jeopardize the continued existence of a federally threatened or endangered species or a species proposed for such designation, as identified under the Endangered Species Act (ESA), 50 CFR 402, or which will directly or indirectly destroy or adversely modify the critical habitat of such species. No activity is authorized under this RGP which “may affect” a listed species or critical habitat, unless ESA Section 7 consultation addressing the effects of the proposed activity has been completed, and a Corps RGP verification letter is issued. Direct effects are the immediate effects on listed species and critical habitat caused by the RGP activity. Indirect effects are those effects on listed species and critical habitat that are caused by the RGP activity and are later in time, but still are reasonably certain to occur.
 - b. As a result of formal or informal consultation with the FWS, the Corps may add species-specific permit conditions to the RGP verification.
 - c. Information on the location of federally threatened and endangered species and their critical habitat can be obtained directly from the offices of the FWS on their web page at www.fws.gov/ipac.
6. **Calcareous Fens**: The permittee may not complete regulated activities in a calcareous fen, unless the Wisconsin Department of Natural Resources has authorized the proposed regulated activity, or the Minnesota Department of Natural Resources has approved a calcareous fen management plan specific to the project. A list of known Minnesota calcareous fens can be found at: http://files.dnr.state.mn.us/eco/wetlands/calcareous_fen_list.pdf.
7. **Wild and Scenic Rivers**: The permittee may not complete regulated activities which may affect or are located in designated portions of the National Wild and Scenic River System, or in a river officially designated by Congress as a “study river” for possible inclusion in the system while the river is in an official study status, unless the appropriate federal agency with direct management responsibility for such river, has determined in writing that the proposed activity will not adversely affect the Wild and Scenic River designation or study status.

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

8. **Historic Properties, Cultural Resources:**
 - a. No activity which may affect historic properties listed or potentially eligible for listing on the National Register of Historic Places is authorized until the requirements of Section 106 of the National Historic Preservation Act (Section 106) have been fulfilled. Federal project proponents should follow their own procedures for complying with the requirements of Section 106 and provide documentation of compliance with those requirements.
 - b. Information on the location and existence of historic and cultural resources can be obtained from the State Historic Preservation Office, Tribal Historic Preservation Offices, and the National Register of Historic Places.
 - c. Rock or fill material used for activities authorized by this permit must either be obtained from existing quarries or, if a new borrow site is excavated to obtain fill material, the Corps must be notified prior to the use of the new site to determine whether a cultural resources survey of the site is necessary.
9. **Discovery of Previously Unknown Remains and Artifacts:** If any previously unknown historic, cultural, or archeological remains and artifacts are discovered while accomplishing the activity authorized by this permit, you must immediately notify the Corps of what you have found, and to the maximum extent practicable, avoid construction activities that may affect the remains and artifacts until the required coordination has been completed. The Corps will initiate the federal, tribal, and state coordination required to determine if the items or remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
10. **Burial Sites:** Burial sites, marked or unmarked, are subject to state law (Wisconsin Statute 157.70 and Minnesota Statutes 306 and 307.08). Native American burial sites on federal or tribal land are subject to the provisions of the Native American Graves Protection and Repatriation Act (NAGPRA). Regulated activities may not result in disturbance or removal of human remains until disposition of the remains has been determined by the appropriate authority under these laws, and the work is authorized by the Corps. Regulated activities which result in an inadvertent discovery of human remains must stop immediately, and the Corps, as well as the appropriate state and tribal authority, must be notified. Regulated work at inadvertent discovery sites requires compliance with state law and NAGPRA, as appropriate, prior to re-starting work.
11. **Federally Authorized Corps Civil Works projects:** A permittee is not authorized to begin any regulated activities described in this RGP if activities will alter or temporarily or permanently occupy or use a Corps federally authorized civil works project, unless the appropriate Corps office issues Section 408 permission to alter, occupy, or use the Corps civil works project (pursuant to 33 U.S.C. 408), and the Corps issues written an RGP verification. Examples of federal projects include, but are not limited to, works that were built by the Corps and are locally maintained (such as local flood control projects) or works operated and maintained by the Corps (such as locks and dams).
12. **Dam Safety:** Permittees are not authorized to begin regulated activities unless they are able to demonstrate that the structures, when appropriate, comply with applicable state dam safety criteria or have been designed by qualified persons. The Corps may require documentation that the design has been independently reviewed by similarly qualified persons, and appropriate modifications are made to ensure safety.
13. **Suitable Material:** No activity may use unsuitable material (e.g., trash, debris, car bodies, asphalt, etc.). Material used for construction or discharged must be free from toxic pollutants in toxic amounts (see Section 307 of the Clean Water Act).
14. **Restoration of Temporary Impacts:** All temporary impacts in waters of the US, including discharges resulting from side casting material excavated from trenching, that occur as a result of the regulated activity must be fully contained with appropriate erosion control or containment methods, be restored to preconstruction contours and elevations, and revegetated with native, non-invasive vegetation. A project proponent may request, in writing, a waiver from this condition from the Corps. An acceptable reason for a waiver to this condition may include, but is not limited to, the Corps allowing natural restoration of the site when the resulting grade and existing seed bank are sufficient for the site to restore to pre-construction conditions. In temporarily excavated wetlands, the top 6 to 12 inches of the excavation should normally be backfilled with topsoil originating from the wetland. No temporary excavation area, including, but not limited to trenches, may be constructed or backfilled in such a manner as to drain waters of the United States (e.g., backfilling with extensive gravel layers, creating a French drain effect).

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

15. **Duration of Temporary Impacts:** Temporary impacts in waters of the U.S., including wetlands, must be avoided and limited to the smallest area and the shortest duration required to accomplish the project purpose.
 - a. Unless otherwise conditioned in a Corps RGP verification, temporary impacts may not remain in place longer than 90 days between May 15 and November 15. Before those 90 days have elapsed, all temporary discharges must be removed in their entirety.
 - b. If the temporary impacts would remain in place for longer than 90 days between May 15 and November 15, the PCN must include a request for a waiver from this condition, specify how long temporary impacts will remain, and include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions. The permittee must remove the temporary impacts in their entirety in accordance with the activity authorized their permit verification.
16. **Best Management Practices (BMPs):** To minimize adverse effects from soil loss and sediment transport that may occur as a result of the authorized work, appropriate BMPs must be implemented and maintained. For authorized work above an OHWM, the BMPs must remain in place until the affected area is stabilized with vegetation or ground cover. For all authorized work below an OHWM, BMPs are required and must prevent or minimize adverse effects (e.g., total suspended solids or sedimentation) to the water column outside of the authorized work area. Heavy equipment working in wetlands or mudflats must be placed on mats, or other measures must be taken to minimize soil disturbance. All BMPs must be inspected and properly maintained following storm events to ensure they are operational. All exposed slopes and stream banks must be stabilized within 24 hours after completion of all regulated work.
17. **Aquatic Life Movements:** No regulated activity may substantially disrupt the necessary life cycle movements of those species of aquatic life indigenous to the waterbody, including species that normally migrate through the area.
18. **Spawning Areas:** Activities in spawning areas, during spawning seasons, must be avoided to the maximum extent practicable. Activities that result in the physical destruction (e.g., through excavation, fill, or downstream smothering by substantial sedimentation) of a designated or known spawning area are not authorized.
19. **Pollutant or Hazardous Waste Spills:** The permittee is responsible for removing pollutants and hazardous materials and for minimizing any contamination resulting from a spill in accordance with all applicable state, tribal, and federal laws. In accordance with applicable state, tribal, and federal laws and regulations, if a spill of any potential pollutant or hazardous waste occurs, it is the responsibility of the permittee to immediately notify the National Response Center at 1-800-424-8802 or www.nrc.uscg.mil AND
 - IN WISCONSIN: the WI DNR Spills Team at 1-800-943-0003; or
 - IN MINNESOTA: the Minnesota State Duty Officer at 1-800-422-0798.
20. **Clean Construction Equipment:** All construction equipment must be clean prior to entering and before leaving the work site in order to prevent the spread of invasive species.
21. **Navigation:** No activity may cause more than a minimal adverse effect on navigation. Any safety lights and signals prescribed by the U.S. Coast Guard, through regulations or otherwise, must be installed and maintained at the permittee's expense on authorized facilities in navigable waters of the US. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
22. **Fills Within 100-Year Floodplains:** The regulated activity must comply with applicable FEMA-approved state or local floodplain management requirements.
23. **Access Roads:** Access roads must be sized appropriately and must be constructed in such a way to minimize adverse effects on waters of the US, and elevations must be as near as practicable to pre-construction contours and elevations (e.g., at grade corduroy roads or geotextile/gravel roads). All access roads constructed in waters of the US must be properly bridged or culverted to maintain surface flows.

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

- 24. Section 401 Clean Water Act Water Quality Certification: All regulated activities authorized by the Piers and Docks RGP pursuant to Section 404 of the Clean Water Act require Section 401 Clean Water Act certification or waiver to be considered valid.
- 25. Transfer of Regional General Permit Verifications: If the permittee sells the property associated with a regional general permit verification, the permittee may transfer the regional general permit verification to the new owner by submitting a letter to the appropriate Corps district office to validate the transfer. A copy of the regional general permit verification must be attached to the letter, and the letter must contain the following statement and signature: "When the structures or work authorized by this regional general permit are still in existence at the time the property is transferred, the terms and conditions of this regional general permit, including any special conditions, will continue to be binding on the new owner(s) of the property. To validate the transfer of this regional general permit, and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below."

(Transferee)

(Date)

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Daniel L. Meyer, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



February 15, 2018

Chad Konickson
U.S. Army Corps of Engineers
St. Paul District - Regulatory
180 5th St. East
Suite 700
St. Paul MN 55101

Subject: Water Quality Certification for the Regional General Permits in WI

Dear Mr. Konickson:

The Wisconsin Department of Natural Resources submits the attached water quality certification for U.S. Army Corps of Engineers' Regional General Permits for Beach Creation & Nourishment, Beach Raking, Minor Discharges, Piers and Docks, Wildlife Ponds, Transportation, and Utilities for projects in Wisconsin.

Please feel free to contact Cami Peterson or me with any questions.

Sincerely,

Benjamin Callan
Chief, Integration Services Section

cc: Wendy Melgin, USEPA
Jill Bathke, USACE
Rebecca Graser, USACE

Attachment

BEFORE THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES

Application of the United States Department of the Army,
Corps of Engineers, for Water Quality Certification for the
Final Regulations Pertaining to the Issuance
of Regional General Permits for Beach Creation & Nourishment, Beach Raking, Minor
Discharges, Piers and Docks, Transportation, Utilities, Wildlife Ponds)

On December 20, 2017, the United States Department of the Army, Corps of Engineers (COE), published its final notice regarding the Issuance of seven Regional General Permits (RGPs) in the Federal Register. The publication includes new RGPs. Publication of these RGPs serves as the Corps' application to the State for water quality certification (WQC) under Section 401 of the Federal Clean Water Act (CWA).

The Wisconsin Department of Natural Resources (WDNR) has examined the final regulations pursuant to Section 401, CWA, and Chapter NR 299, Wisconsin Administrative Code (Wis. Adm. Code).

The WDNR has determined the following conditions for the RGPs are required to ensure compliance with state water quality standards enumerated in s. 299.04, Wis. Adm. Code. The certification contained herein shall expire on February 16, 2023.

Section 401 Certification does not release the permittee from obtaining all other necessary federal, state, and local permits, licenses, certificates, approvals, registrations, charters, or similar forms of permission required by law. It does not limit any other state permit, license, certificate, approval, registration, charter, or similar form of permission required by law that imposes more restrictive requirements. It does not eliminate, waive, or vary the permittee's obligation to comply with all other laws and state statutes and rules throughout the construction, installation, and operation of the project. This Certification does not release the permittee from any liability, penalty, or duty imposed by Wisconsin or federal statutes, regulations, rules, or local ordinances, and it does not convey a property right or an exclusive privilege.

This Certification does not replace or satisfy any environmental review requirements, including those under the Wisconsin Environmental Policy Act (WEPA) or the National Environmental Policy Act (NEPA).

Note: The specific language in the RGPs is not included in this document. Copies of complete regional general permits published in the Federal Register on December 20, 2017, may be obtained from your local COE field office.

STATE CONDITIONS AND LIMITATIONS OF CERTIFICATION

GENERAL CONDITIONS:

1. The permittee shall allow the WDNR reasonable entry and access to the discharge site to inspect the discharge for compliance with the certification and applicable laws.

2. If any of these §401 water quality certification conditions are found invalid or unenforceable, the water quality certification is denied for all activities to which that condition applies.

3. No discharges of dredged or fill material below the ordinary high water mark of a navigable stream as defined by s. 310.03(5), Wis. Adm. Code, may take place during fish spawning periods or times when nursery areas would be adversely impacted. These periods are:

- September 15th through May 15th for all trout streams and upstream to the first dam or barrier on the Root River (Racine County), the Kewaunee River (Kewaunee County), and Strawberry Creek (Door County). To determine if a waterway is a trout stream, you may use the WDNR website trout maps at <http://dnr.wi.gov/topic/fishing/trout/streammaps.html>.
- March 1st through June 15th for ALL OTHER waters.

4. Unless specifically exempt from state statute and federal Pre-Construction Notification (PCN) requirements, Applicants seeking authorization under these RGPs shall complete the Joint State/Federal Permit Application on the department e-permitting site at <http://dnr.wi.gov/Permits/Water/>.

Regional General Permits Granted Water Quality Certification:

- Beach Raking
- Minor Discharges
- Piers and Docks

Regional General Permits for which Water Quality Certification is Partially Denied

The specified activities authorized by the following RGP categories are denied WQC without prejudice and must apply to the WDNR for an individual 401 WQC. Activities that do not include the activities for which certification has been denied are certified subject to all applicable RGP general conditions.

- Utilities
 - WQC denied: Temporary access fill without PCN that is placed for 60 or more consecutive days between May 15 and November 15.
 - WQC certified: All other RGP activities.
- Transportation
 - WQC denied: Temporary access fill without PCN that is placed for 60 or more consecutive days between May 15 and November 15.
 - WQC certified: All other RGP activities.
- Beach Creation & Nourishment
 - WQC denied: Placement of sand for beach creation.
 - WQC certified: All other RGP activities.
- Wildlife Ponds
 - WQC denied: The project is located in a navigable water with stream history. (The Wisconsin Department of Natural Resources (WDNR) is responsible for interpretation of a navigable water with stream history. The point of contact for

questions relating to a navigable water with stream history is the local WDNR Water Management Specialist. Contact information can be found at <http://dnr.wi.gov/topic/Waterways/contacts.html>)

- WQC denied: If the project is located in existing wetland not in agricultural crops, not dominated by invasive species, or dominated by other than early successional hydrophyte species. (The WDNR is responsible for interpretation of these categories that are denied WQC. The point of contact for questions is the local WDNR Water Management Specialist. Contact information can be found at <http://dnr.wi.gov/topic/Waterways/contacts.html>)
- WQC certified: All other RGP activities.

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that Wisconsin Statutes and administrative rules establish time periods within which requests to review Department decisions must be filed.

To request a contested case hearing pursuant to section 227.42, Wisconsin Statutes, you have 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.

This determination becomes final in accordance with the provisions of s. NR 299.05(7), Wisconsin Administrative Code, and is judicially reviewable when final. For judicial review of a decision pursuant to Sections 227.52 and 227.53, Wisconsin Statutes, you have 30 days after the decision becomes final to file your petition with the appropriate circuit court and to serve the petition on the Secretary of the Department of Natural Resources. The petition must name the Department of Natural Resources as the respondent.

Reasonable accommodation, including the provision of informational material in an alternative format, will be provided for qualified individuals with disabilities upon request.

Dated at Madison, Wisconsin

February 15, 2018

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By Ed Elrke
for Daniel Meyer, Secretary



**US Army Corps
of Engineers®**

St. Paul District

COMPLIANCE CERTIFICATION

Regulatory File Number: 2020-00291-MMG
Name of Permittee: Patrick Lynch
County/State: Walworth County, Wisconsin
Date of Issuance: April 20, 2020

Upon completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the Corps contact identified in your verification letter within 30 days.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit, you are subject to permit suspension, modification, or revocation.

By signing below, the permittee is certifying that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the permit, and any required mitigation was completed in accordance with the permit conditions.

Signature of Permittee

Date

STAFF REPORT
To Lake Geneva Plan Commission
Meeting Date: May 18, 2020

Agenda Item: 7

Applicant:
Brian Nelson
21605 N. Tiffany Ct.
Killdeer, IL 60047

Request: 1640 Lake Shore Dr.
Conditional Use Permit (CUP)
Pier Installation Tax Key No. ZLM00039

Description:

The applicant is submitting a request for a Conditional Use Permit (CUP) that would allow for the candidate to install a 100 foot pier and 3 boat slip in the Estate Residential – 1 (ER-1) zoning district, for the residence located at 1640 Lake Shore Dr.

The application has been submitted to the DNR for approval, albeit we do not know if it has been approved as of this staff report.

The riparian setbacks meets the “12.5 feet required setback”, the applicants identify 13 feet as proposed.

Action by the Plan Commission:

Recommendation to the Common Council on the proposed Conditional Use Permit (CUP):

As part of the consideration of the requested CUP, the Plan Commission is required to:

- Provide the Common Council with a *recommendation* regarding the proposed CUP;
- Include *findings* required by the Zoning Ordinance for CUPs; and,
- Provide specific suggested *requirements* to modify the project as submitted.

Staff Review Comments:

No impacts to neighboring properties are anticipated.

Required Plan Commission Findings on the CUP for Recommendation to the Common Council:

A proposed CUP must be reviewed by the standards, below:

A. If, after the public hearing, the Commission wishes to recommend *approval*, then the appropriate fact finding would be all of the following:

1. In general, the proposed Conditional Use Permit (CUP) is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed Conditional Use Permit (CUP) is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 3. The proposed Conditional Use Permit (CUP) in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
 4. The proposed Conditional Use Permit (CUP) maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
 5. The proposed Conditional Use Permit (CUP) is located in an area that will be adequately served by, and will not impose an undue burden on any improvements, facilities, utilities or services provided by public agencies serving the subject property.
 6. The potential public benefits of the proposed Conditional Use Permit (CUP) outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.
- B. If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be one or more of the following:
1. In general, the proposed Conditional Use Permit (CUP) is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 2. Specific to this site, the proposed Conditional Use Permit (CUP) is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
 3. The proposed Conditional Use Permit (CUP) in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
 4. The proposed Conditional Use Permit (CUP) does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed Conditional Use Permit (CUP) is not located in an area that will be adequately served by, and will impose an undue burden on any of the improvements, facilities, utilities or services provided by public agencies serving the subject property.
6. The potential public benefits of the proposed Conditional Use Permit (CUP) do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Staff Recommendation on the Proposed Conditional Use Permit (CUP):

1. Staff recommends that the Plan Commission recommend *approval* of the proposed Conditional Use Permit (CUP) as submitted, with the findings under A.1-6., above. If they are in agreement with the above finding.
2. Staff recommends the Plan Commission adopt the *affirmative set of findings* provided above.

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

Site Address/Parcel No. and full Legal Description required (attach separate sheet if necessary):

1640 Lake Shore Drive
Lake Geneva, WI 53147

Name and Address of Current Owner:

Brian Nelson
21605 N. Tiffany Ct., Kildeer, IL 60047

Telephone No. with area code & Email of Current Owner: 773-230-8401

bnelson@lapmaster-walters.com

Name and Address of Applicant:

Reeds Construction, LLC - Jeff Reed
W3199 S. Lake Shore Drive, Lake Geneva, WI 53147

Telephone No. with area code & Email of Applicant: 262-248-2934

michele@reedsconstructionllc.com

Proposed Conditional Use: New Pier

Zoning District in which land is located: _____

Names and Addresses of architect, professional engineer and contractor of project:

Reeds Construction, LLC
W3199 S. Lake Shore Drive, Lake Geneva, WI 53147

Short statement describing activities to take place on site:

Build new pier on property 8 x 100'

new L - 10' x 12'

2 Steps 12' x 33'

1 Step 14' x 33'

Conditional Use Fee payable upon filing application: \$400.00 [\$100.00 for Application Under Sec. 98-407(3)]

3/31/30

Date

Michele Reed
Signature of Applicant

**CITY OF LAKE GENEVA PROCEDURAL CHECKLIST FOR:
CONDITIONAL USE REVIEW AND APPROVAL (Requirements per Section 98-905)**

This form should be used by the Applicant as a guide to submitting a complete application for a conditional use and by the City to process said application. Parts II and III should be used by the Applicant to submit a complete application; Parts I - IV should be used by the City as a guide when processing said application.

I. RECORDATION OF ADMINISTRATIVE PROCEDURES

___ Pre-submittal staff meeting scheduled:

Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

Follow-up pre-submittal staff meetings scheduled for:

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Application form filed with Zoning Administrator: Date: _____ by: _____

___ Application fee of \$ _____ received by Zoning Administrator: Date: _____ by: _____

___ Reimbursement of professional consultant costs agreement executed: Date: _____ by: _____

II. APPLICATION SUBMITTAL PACKET REQUIREMENTS

Prior to submitting the 20 final complete applications as certified by the Zoning Administrator, the Applicant shall submit 5 initial draft application packets for staff review, followed by one revised draft final application packet based upon staff review and comments.

Initial Packet (5 Copies to Zoning Administrator)

↓

Draft Final Packet (1 Copy to Zoning Administrator)

↓

Date: _____ by: _____

Date: _____ by: _____

___ (a) **A map of the proposed conditional use:**

- ___ Showing all lands for which the conditional use is proposed;
- ___ Showing all other lands within 300 feet of the boundaries of the subject property;
- ___ Referenced to a list of the names and addresses of the owners of said lands as they appear on the current records of the Register of Deeds of Walworth County (as provided by the City of Lake Geneva);
- ___ Clearly indicating the current zoning of the subject property and its environs, and the jurisdiction(s) which maintains that control;
- ___ Map and all its parts are clearly reproducible with a photocopier;
- ___ Map size of 11" by 17" and map scale not less than one inch equals 800 ft;
- ___ All lot dimensions of the subject property provided;
- ___ Graphic scale and north arrow provided.

___ (b) **A map, such as the Land Use Plan Map, of the generalized location of the subject property in relation to the City as a whole:**

- (c) A written description of the proposed conditional use describing the type of activities, buildings, and structures proposed for the subject property and their general locations;
- (d) A site plan (conforming to the requirements of Section 98-908(3)) of the subject property as proposed for development OR if the proposed conditional use is a group development (per Section 98-208) a proposed preliminary plat or conceptual plat may be substituted for the required site plan, provided said plat contains all information required on said site plan per Section 98-908.
- (e) Written justification for the proposed conditional use:
 - Indicating reasons why the Applicant believes the proposed conditional use is appropriate with the recommendations of the City of Lake Geneva Comprehensive Master Plan, particularly as evidenced by compliance with the standards set out in Section 98-905(4)(b)1.-6. (See below)

III. JUSTIFICATION OF THE PROPOSED CONDITIONAL USE

1. How is the proposed conditional use (the use in general, independent of its location) in harmony with the purposes, goals, objectives, policies and standards of the City of Lake Geneva Comprehensive Plan, the Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City?

main pier will be 8'x100' with a 10'x12' L to the left of pier on right will be 3 slips total, 1-14'x33', 2-12'x33'. There will be a 4'x50' 5 1/2 walkway in front of slips + 3-4'x33' walkways to create slips
2. How is the proposed conditional use, in its specific location, in harmony with the purposes, goals, objectives, policies and standards of the City of Lake Geneva Comprehensive Plan, the Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City?

Going to be used as loading dock area for boats
3. Does the proposed conditional use, in its proposed location and as depicted on the required site plan (see Section 98-905(3)(d)), result in any substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of the Zoning Ordinance, the Comprehensive Plan, or any other plan, program, map ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development?

No, this is all on private property. It is just a pier like all the other piers on the lake.
4. How does the proposed conditional use maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property?

Used for private boat dock.

5. Is the proposed conditional use located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public agencies serving the subject property?

This is done on the water and the home owner is responsible for repair & up keep. It is made at the shop and then hauled in to be installed. It is stored on private property when removed in the winter.

6. Do the potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use (as identified in Subsections 98-905(4)(b)1.-5.), after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts?

Public does not benefit. This is a private pier used for private lease only. Will not cost the public anything

IV. FINAL APPLICATION PACKET INFORMATION

___ Receipt of 5 full scale copies in blueline or blackline of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____

___ Receipt of 20 reduced (8.5" by 11" text and 11" x 17" graphics) copies of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____

___ A digital copy of Final Application Packet shall be emailed to the Building and Zoning Department upon submittal deadline. Date: _____ by: _____

___ Certification of complete Final Application Packet and required copies to the Zoning Administrator by City Clerk: Date: _____ by: _____

___ Class 2 Legal Notice sent to official newspaper by City Clerk: Date: _____ by: _____

___ Class 2 Legal Notice published on _____ and _____ by: _____

___ Conditional Use recorded with the County Register of Deeds Office: Date: _____ by: _____

**CITY OF LAKE GENEVA PROCEDURAL CHECKLIST FOR:
SITE PLAN REVIEW AND APPROVAL (Requirements per Section 98-908)**

This form should be used by the Applicant as a guide to submitting a complete application for a site plan review and by the City to process said application. Part II should be used by the Applicant to submit a complete application; Parts I - III should be used by the City as a guide when processing said application.

I. RECORDATION OF ADMINISTRATIVE PROCEDURES

___ Pre-submittal staff meeting scheduled:

Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

Follow-up pre-submittal staff meetings scheduled for:

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Date of Meeting: _____ Time of Meeting: _____ Date: _____ by: _____

___ Application form filed with Zoning Administrator: Date: _____ by: _____

___ Application fee of \$ _____ received by Zoning Administrator: Date: _____ by: _____

___ Reimbursement of professional consultant costs agreement executed: Date: _____ by: _____

II. APPLICATION SUBMITTAL PACKET REQUIREMENTS

Prior to submitting the 20 final complete applications as certified by the Zoning Administrator, the Applicant shall submit 5 initial draft application packets for staff review, followed by one revised draft final application packet based upon staff review and comments.

Initial Packet (5 Copies to Zoning Administrator)

↓ *Draft Final Packet (1 Copy to Zoning Administrator)*

↓

Date: _____ by: _____

Date: _____ by: _____

___ (a) **A written description of the intended use describing in reasonable detail the:**

- ___ Existing zoning district(s) (and proposed zoning district(s) if different);
- ___ Land use plan map designation(s);
- ___ Current land uses present on the subject property;
- ___ Proposed land uses for the subject property (per Section 98-206);
- ___ Projected number of residents, employees, and daily customers;
- ___ Proposed amount of dwelling units, floor area, impervious surface area, and landscape surface area, and resulting site density, floor area ratio, impervious surface area ratio, and landscape surface area ratio;
- ___ Operational considerations relating to hours of operation, projected normal and peak water usage, sanitary sewer or septic loadings, and traffic generation;

- ___ Operational considerations relating to potential nuisance creation pertaining to noncompliance with the performance standards addressed in Article VII (Sections 98-701-98-721) including: street access, traffic visibility, parking, loading, exterior storage, exterior lighting, vibration, noise, air pollution, odor, electromagnetic radiation, glare and heat, fire and explosion, toxic or noxious materials, waste materials, drainage, and hazardous materials;
- ___ If no nuisances will be created (as indicated by complete and continuous compliance with the provisions of Article VII), then include the statement "The proposed development shall comply with all requirements of Article VII.";
- ___ Exterior building and fencing materials (Sections 98-718 and 98-720);
- ___ Possible future expansion and related implications for points above;
- ___ Any other information pertinent to adequate understanding by the Plan Commission of the intended use and its relation to nearby properties.

___ ___ (b) **A Small Location Map** at 11" x 17" showing the subject property, all properties within 300 feet, and illustrating its relationship to the nearest street intersection. (A photocopy of the pertinent section of the City's Official Zoning Map with the subject property clearly indicated shall suffice to meet this requirement.)

___ ___ (c) **A Property Site Plan drawing which includes:**

- ___ A title block which indicates the name, address and phone/fax number(s) of the current property owner and/or agent(s) (developer, architect, engineer, planner) for project;
- ___ The date of the original plan and the latest date of revision to the plan;
- ___ A north arrow and a graphic scale (not smaller than one inch equals 100 feet);
- ___ A reduction of the drawing at 11" x 17";
- ___ A legal description of the subject property;
- ___ All property lines and existing and proposed right-of-way lines with bearings and dimensions clearly labeled;
- ___ All existing and proposed easement lines and dimensions with a key provided and explained on the margins of the plan as to ownership and purpose;
- ___ All required building setback lines;
- ___ All existing and proposed buildings, structures, and paved areas, including building entrances, walks, drives, decks, patios, fences, utility poles, drainage facilities, and walls;
- ___ The location and dimension (cross-section and entry throat) of all access points onto public streets;
- ___ The location and dimension of all on-site parking (and off-site parking provisions if they are to be employed), including a summary of the number of parking stalls provided versus required by the Ordinance;
- ___ The location and dimension of all loading and service areas on the subject property and labels indicating the dimension of such areas;
- ___ The location of all outdoor storage areas and the design of all screening devices;
- ___ The location, type, height, size and lighting of all signage on the subject property to include a photometric plan;
- ___ The location, height, design/type, illumination power and orientation of all exterior lighting on the subject property -- including the clear demonstration of compliance with Section 98-707;
- ___ All engineering requirements for utilities, site designs, etc;
- ___ The location and type of any permanently protected green space areas;
- ___ The location of existing and proposed drainage facilities for storm water;

___ In the legend, data for the subject property on:

- ___ Lot Area;
- ___ Floor Area;
- ___ Floor Area Ratio (b/a);
- ___ Impervious Surface Area;
- ___ Impervious Surface Ratio (d/a);
- ___ Building Height.

___ (d) **A Detailed Landscaping Plan of the subject property:**

- ___ Scale same as main plan (> or equal to 1" equals 100')
- ___ Map reduction at 11" x 17"
- ___ Showing the location of all required buffer yard and landscaping areas
- ___ Showing existing and proposed Landscape Point fencing
- ___ Showing berm options for meeting said requirements
- ___ Demonstrating complete compliance with the requirements of Article VI
- ___ Providing individual plant locations and species, fencing types and heights, and berm heights;

___ (e) **A Grading and Erosion Control Plan:**

- ___ Same scale as the main plan (> or equal to 1" equals 100')
- ___ Map reduction at 11" x 17"
- ___ Showing existing and proposed grades including retention walls and related devices, and erosion control measures.

___ (f) **Elevation Drawings of proposed buildings or remodeling of existing buildings:**

- ___ Showing finished exterior treatment;
- ___ With adequate labels provided to clearly depict exterior materials, texture, color and overall appearance;
- ___ Perspective renderings of the proposed project and/or photos of similar structures may be submitted, but not in lieu of adequate drawings showing the actual intended appearance of the buildings.

NOTE: Initiation of Land Use or Development Activity: Absolutely no land use or development activity, including site clearing, grubbing, or grading shall occur on the subject property prior to the approval of the required site plan. Any such activity prior to such approval shall be a violation of law and shall be subject to all applicable enforcement mechanisms and penalties.

NOTE: Modification of an Approved Site Plan: Any and all variation between development and/or land use activity on the subject property and the approved site plan is a violation of law. An approved site plan shall be revised and approved via the procedures of Subsections 98-908(2) and (4) so as to clearly and completely depict any and all proposed modifications to the previously approved site plan, prior to the initiation of said modifications.

III.FINAL APPLICATION PACKET INFORMATION

- ___ Receipt of 5 full scale copies in blue line or black line of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____
- ___ Receipt of 20 reduced (8.5" by 11" text and 11" x 17" graphics) copies of complete Final Application Packet by Zoning Administrator: Date: _____ by: _____
- ___ A digital copy of Final Application Packet shall be emailed to the Building and Zoning Department upon submittal deadline. Date: _____ by: _____

Development Review Committee (DRC) Application

Complete as much detailed information as possible to allow for a comprehensive departmental review prior to a Development Review Committee meeting. This application must be returned to the Building Inspector, with all conceptual plans, designs and other information prior to the scheduling a DRC meeting.

Applicant Information

Property Address _____
Applicant name _____
Applicant email _____ Phone Number _____

Architect/Contractor/Designer Name _____
Architect/Contractor/Designer Email _____ Phone Number _____

Type of Construction: New _____ Addition _____ Remodel _____
Type of Development: Single-family _____ Multi-family _____ Commercial _____ Industrial _____
Type of Business _____

Engineering

Site Plans should include the following: Project title and owner's/developer's name and address noted, architect's and/or engineer's name and address noted, property boundaries and dimensions, abutting property zoning classifications, general description of building materials, façade and roof detail, setback lines indicated, easements for access, if any, 100-year floodplain identification, existing and proposed topography shown at a contour interval of one foot, indicating proposed grade and location of improvements, signage and outdoor lighting, number of parking spaces provided, type, size and location of all structures with all building dimensions shown, location of existing and general location of proposed sanitary sewers, storm sewers, water-mains, and any proposed stormwater management facilities, location, extent and type of proposed landscaping and landscaping plantings and buffers to adjacent property, including fencing or other screening, location of pedestrian sidewalks and walkways, graphic outline of any development staging that is planned, driveway locations and sizes, handicap accessibility, environmental concerns (odor, smoke, noise, graphic scale and north arrow.

- Storm water management provisions provided? YES / NO
 - As-built/certification notification
- Erosion control plan provided? YES / NO
- Wetlands, floodplains, environmental corridors, groundwater Identified. YES / NO
- Utility Plans Provided
 - Watermain
 - Sanitary Sewer
 - Storm Water
- Is a Land Division required? YES / NO
- Access points and dimensions shown? YES / NO
 - WISDOT Right-of-way?
 - County Right-of-way?
- Estimated Traffic impacts _____
 - Traffic Study Required YES/NO
 - Traffic Control Plan Required YES/NO
 - Will construction affect street parking or intersections? YES / NO

- Paving Materials, Typical Sections? YES / NO
- WDNR Notice of Intent required? (Land disturbance more than 1 acre)? YES / NO
- Watermain extension required? YES / NO
- Sanitary sewer extension required? YES / NO
- SEWRPC Service Area Amendment needed? YES / NO
- Is a Chapter 30 Permit (wetland/waterway) required? YES / NO
- Proposed building/expansion dimensions _____
- Will there be signage? YES / NO type (mounted, freestanding) _____
- Exterior lighting plans? YES / NO
- What kind of noise or level of noise will the business have? _____
- Detailed property Site Plan? YES / NO Date of Plan: _____
- Green Space Calculations (Existing vs. Proposed) YES / NO
- Are landscape plans provided? YES / NO
- Is a Land Division required? YES / NO

Water/Sewer Utilities

If an existing structure please circle the following:

- Will existing sewer & water connections be used? YES / NO
- Will your project require the installation of a grease interceptor? YES / NO

If the development is Commercial or Industrial, please provide the following:

- Water service size requirement _____
- Estimated daily water usage in gallons per day _____
- Estimated maximum water flow in gallons per minute _____
- Number of bathrooms _____
- Brief description of process (if Industrial) _____

If the development is a multi-family dwelling, please provide the following:

- Number of units _____
- Number of bedrooms in each unit _____
- Water service size requirement _____

Waterway Individual Permit Application- General Information

PROJECT: Nelson, Brian

Format Documents : If you submitted an application in hard copy with documents that are larger than 11x17, WDNR staff may request that you submit a copy of the document in electronic format, either as an email attachment, or on digital media, such as a CD

The information included in this checklist is necessary for a complete application. A complete submittal with detailed drawings will help us make a decision about your permit application. Any applicable statutory review times do not begin until the application is received by the Department and is determined to be complete.

Please recognize that you are responsible for obtaining all necessary local (e.g. city, town, village or county) and U.S. Army Corps of Engineer permits or approvals in addition to any applicable state permits prior to commencing any work at the project site.

To help us make a decision in the shortest amount of time possible, the following information must be submitted:

Dam - Abandonment and Removal

Miscellaneous

Piers, docks and wharves

1. Review the following links for more information: [Instructions](#)
2. Attach a copy of your deed or similar proof of ownership.
3. Attach a good photo that clearly shows the existing project area.
4. Attach a narrative description of your proposal.
5. Attach a site map based on the following format: [Blank Site Map](#).
6. Complete all displayed forms and fee sheets.
7. Pay fee online
8. Sign and Submit form.

Please review the following links for additional county and Corps of Engineering requirements:

Army Corps of Engineers: <https://mvp.usace.afpims.mil/Portals/57/docs/regulatory/PM%20County%20Assignments%20WI%20January%202013.pdf>

County Zoning: <http://dnr.wi.gov/topic/shorelandzoning/contacts/county.html>

Notice: Pursuant to chs. 30 and 31, Wis. Stats., ch. 281, Wis. Stats., and s. 283.33, Wis. Stats., this form is used to apply for coverage under the state construction site storm water runoff general permit, and to apply for a state or federal permit or certification for waterway and wetland projects or dam projects. This form and any required attachments constitute the permit application. Failure to complete and submit this application form may result in a fine and/or imprisonment or forfeiture under the provisions of applicable laws including s. 283.91, Wis. Stats. Personal information collected will be used for administrative purposes and may be provided to requesters to the extent required by Wisconsin's Public Records Laws (ss. 19.31-19.39, Wis. Stats.). This form is required for U.S. Army Corps of Engineers (ACOE) regulatory purposes pursuant to 33 CF 325.

Read all instructions provided before completing

Section 1: Landowner Information

Organization, Entity or Name Brian Nelson	Authorized Representative (Last Name, First Name) Nelson , Brian		
Mailing Address 21605 N. Tiffany Ct..	City Kildeer	State IL	Zip Code 60047
Email bnelson@lapmaster-wolters.com	Phone Number (incl. area code) 773-230-8401	Alternative Phone Number	

Section 2: Applicant/Information Select if same as landowner

Organization, Entity or Name Brian Nelson	Contact Person (Last Name, First Name) Nelson , Brian		
Mailing Address 21605 N. Tiffany Ct..	City Kildeer	State IL	Zip Code 60047
Email bnelson@lapmaster-wolters.com	Phone Number (incl. area code) 773-230-8401	Alternative Phone Number	

Section 3: Primary Project Contact Select if same as landowner

Consultant or Plan Preparer Contractor Agent Other - specify: _____

Name (Organization or Entity) Reed's Construction, LLC	Contact Person (Last Name, First Name) Reed , Jeff		
Mailing Address W3199 S. Lake Shore Drive	City Lake Geneva	State WI	Zip Code 53147
Email michele@reedsconstructionllc.com	Phone Number (incl. area code) 262-248-2934	Alternative Phone Number 262-248-9403	

Section 4: Project or Site Location:

Project Name Nelson, Brian	County Walworth	<input checked="" type="radio"/> City <input type="radio"/> Township <input type="radio"/> Village of LAKE GENEVA,C
-------------------------------	--------------------	--

Location Address / Description
1640 Lake Shore Drive, Lake Geneva, WI 53147

Public Land Survey System (PLSS) – Provide the section, range, township information and latitude and longitude in decimal degrees, if available.

_____ of _____ of Section _____ Township _____ Range _____ E
 _____ ¼ _____ ¼ _____ N W Latitude _____ Longitude _____

If this site is not wholly contained in the quarter-quarter section, more description:

Lots 7 * 8 Blk, 18 Lake Geneva Manor (Tract #17)

Waterways: Provide the name(s) of closest water bodies

Geneva Lake

Section 5: Wetlands

If a wetland is present at a project site and permit approvals are sought through the waterway and wetland program, storm water program, or concentrated animal feeding operations (CAFO) program, the department requires that a wetland delineation that accurately shows the location of a wetland is submitted with an application. A wetland delineation needs to be verified/concurred with before the application can be submitted or be considered a complete application. See the department "[Wetland screening and delineation procedures](http://dnr.wi.gov/topic/waterways/construction/wetlands.html)" at <http://dnr.wi.gov/topic/waterways/construction/wetlands.html> for more information for more information.

Is a wetland present in the project area? Yes No

If yes, select all sources of information used and attach supporting report or documentation

- a. A copy of your wetland delineation and a [Wetland Confirmation Service](#) concurrence letter (wetland boundary verification service offered for a fee from the department)
- b. An [assured delineator's](#) wetland delineation report
- c. A copy of your wetland delineation and an Army Corps of Engineers concurrence letter
- d. A copy of your correspondence with a [WDNR Office of Energy Water Management Specialist](#) or [WDNR Transportation Liaison](#) regarding your wetland review/ concurrence.

If no, please select one of the following items showing that a wetland is not present within the project boundaries:

- a. A copy of your wetland determination and a letter from the department's [Wetland Identification Program](#) stating wetlands are not present or the activity proposed in the wetland is exempt under NR 103.06(4)
- b. A letter from an assured delineator stating wetlands are not present
- c. Documentation showing that each of these resources were reviewed for wetland absence on the [Surface Water Data Viewer](#):
 - i. Surface Water Data Viewer- Wisconsin Wetland Inventory
 - ii. Surface Water Data Viewer- Wisconsin Indicator layer
 - iii. Surface Water Data Viewer- Digital Topographic map layer or aerial photo indicating if waterways, drainage ways, ditches, depressions, or standing water are within project boundary
- d. Show that the project limits are entirely in existing paved, graveled, or concrete areas
- e. A copy of your correspondence with a [WDNR Office of Energy Water Management Specialist](#) or [WDR Transportation Liaison](#) regarding your wetland review/concurrence

(Please note that if the information provided is incorrect or incomplete, the overall permit application may be considered incomplete and may be returned to the applicant.)

Section 6: Endangered or Threatened Resources

Has the presence of endangered or threatened resources been evaluated according to protocols developed by the DNR Bureau of National Heritage Conservation (BNHC) <http://dnr.wi.gov/topic/ERReview> Yes No

If Yes, select how the evaluation was completed and attach supporting report or documentation:

- a. Endangered Resources Preliminary Assessment from the Public Portal
- b. Certified ER Review Letter - specify: ERR- (example ERR-15-123)
- c. Broad Incidental Take Permit /Authorization -specify (e.g. No / Low Impact Activities, Grassland & Savanna Management, etc.):
- d. Other:

Section 7: Project Information (Attach additional sheets as necessary)

Anticipated Project Start Date: <input type="text" value="6/8/2020"/>	Projected Project End Date: <input type="text" value="7/4/2020"/>
Photos: Provide photographs of the "before" condition.	Date of Photographs: <input type="text"/>

Narrative of the Project:

Provide a one to two paragraph description of the proposed project, including land and water alterations and intended use(s) of the project. Include this in the attachment section.

Section 8: Certification and Permissions

Certification: I hereby certify that I am the owner or authorized representative of the owner of the property which is the subject of this Permit Application. I certify that the information contained in this form and attachments is true and accurate. I certify that the project will be in compliance with all permit conditions. I understand that failure to comply with any or all of the provisions of the permit may result in permit revocation and a fine and/or imprisonment or forfeiture under the provisions of applicable laws.

Permission: I hereby give the Department permission to enter and inspect the property at reasonable times, to evaluate this notice and application, and to determine compliance with any resulting permit coverage.

Signed Electronically

Signature of Landowner / Authorized Representative – For **Stormwater applications**,
signature of landowner is required. Authorized representative is not sufficient.

Date Signed

Payment Confirmation

<u>Fee Type</u>	<u>Number of Activities</u>	<u>Subtotal</u>
Waterway Permit	<input type="text" value="1"/>	\$603.00
Wetland Permit	<input type="text" value="0"/>	\$0.00
Boathouse Certification	<input type="text" value="0"/>	\$0.00
New Dam Construction	<input type="text" value="0"/>	\$0.00
Expedited Decision (# of counties)	<input type="text" value="0"/>	\$0.00
WDNR publishes all required class 1 public notices <input type="checkbox"/>		<input type="text" value="\$0.00"/>

After-the-fact application for permits or approvals submitted after work has been commenced or completed. Fee is twice the usual fee.

Total Paid

US Bank Transaction Number WS2WT1004332197

WDNR Invoice Number WP-00021492

Questions about fees ? [Click Here](#)

Your total payment should be the SUM of ALL application fees and supplemental fees for EACH permitted activity for which you are applying.

For example, if you are applying for individual permits and a) your project involves a wetland fill that requires a wetland Individual permit; and b) involves the installation of a culvert in a waterway along with some dredging in a waterway; then your fee would be calculated as follows:

Wetland IP = (1 activity or \$800)

Waterway IP (Culvert) = \$600

Waterway IP (Dredging) = \$600 (2 activities or \$1200)

A supplemental Fee is assessed for Waterway Permits (\$3 for each waterway activity) = \$6

Total Application Fees for project = \$2006 (ALL of these permit fees added together)

Electronic Signature

Terms and Conditions

Certification: I hereby certify that I am the owner or authorized representative of the owner of the property which is the subject of this Permit Application. I certify that the information contained in this form and attachments is true and accurate. I understand that failure to comply with any or all of the provisions of the permit may result in permit revocation and a fine and/or imprisonment or forfeiture under the provisions of applicable laws.

Permission: I hereby give the Department permission to enter and inspect the property at reasonable times, to evaluate this notice and application, and to determine compliance with any resulting permit coverage.

NOTE: For security purposes the email will be sent to the address you used when registering your WAMS ID. This may be a different email than that provided in the application. For information on your WAMS account click [HERE](#).

Authorized Signature

I accept the above terms and conditions.

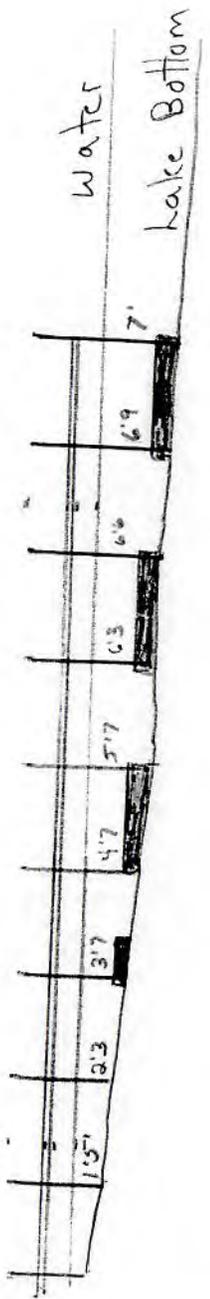
Signed by : i:0#.f|wamsmembership|z48vppy1 on 2020-02-06T13:29:42

After providing the final authorized signature, the system will send an email to the authorized party and any agents. This email will include a copy to the final read only version of this application. Either party may cancel the signature process and make further updates.

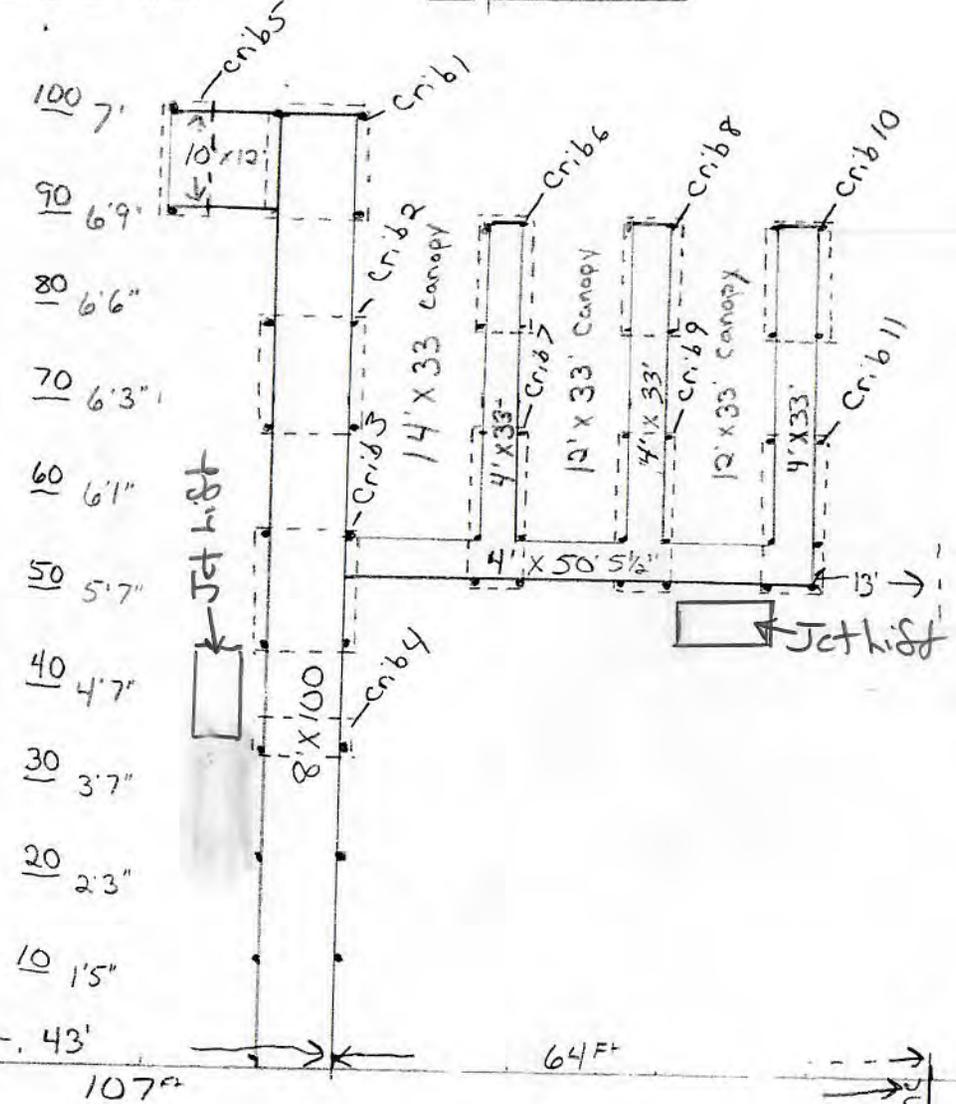
← N

Scale
1" = 20'

Cross Section

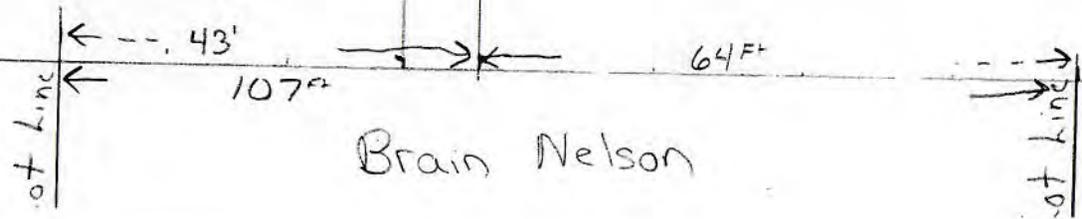


Water Dept Top View



Crib sq Ft

Crib 1	$9'10\frac{3}{4} \times 11'10\frac{3}{4} = 120$
Crib 2	$9'10\frac{3}{4} \times 12'2\frac{1}{2} = 120$
Crib 3	$9'10\frac{3}{4} \times 12'2\frac{1}{2} = 120$
Crib 4	$9'10\frac{3}{4} \times 6' = 60$
Crib 5	$11'10\frac{3}{4} \times 6' = 72$
Crib 6	$5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
Crib 7	$5'10\frac{3}{4} \times 16'8'' = 96$
Crib 8	$5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
Crib 9	$5'10\frac{3}{4} \times 16'8'' = 96$
Crib 10	$5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
Crib 11	$5'10\frac{3}{4} \times 16'8'' = 96$
	996
	996 Total sq Ft



Description of the pier work to be done for Brian Nelson Pier

Would like to build a new pier with 3 slips with canopy. The main pier will be 8' wide x 100' long. There will be three slips, two will be 12' x 33" and one will be 14' x 33'. We will have a 4' x 50' 5 1/2" catwalk with three 4' x 33' catwalks that will create the three slips. There will be 11 new cribs added to the lakebed. All wood will be Doug fir, 6 x 6 posts and Jacks, 4 x 6 stringers, 2 x 8 decking. We will use fieldstone to fill in the cribs and hold them down.

The project is to give access for installation of pier for use of private property and that they may access their boat.

The project will be completed from the lake using barges and guys in waders. All jacks, stringers and cribs are built at the shop and brought in from the launch ramps.

The construction schedule is dependent upon the weather. We would like to start installing the new pier sometime after Memorial Day and it usually takes about a week to complete once we get started.

We will not be using erosion control as we will not be disturbing the lakefront.

We will use field stone to fill in the cribs to hold them down in the lake.

We will not be impacting the waterways.

The main pier will be 8' wide x 100' long. There will be three slips, two will be 12' x 33" and one will be 14' x 33'. We will have a 4' x 50' 5 1/2" catwalk with three 4' x 33' catwalks that will create the three slips.



February 7, 2020

IP-SE-2020-65-00411

Brian Nelson
21605 N. Tiffany Ct.
Kildeer, IL 60047

Dear Brian Nelson:

This acknowledges receipt of your application to place a pier/wharf on the bed of Geneva Lake, City of Lake Geneva in Walworth County.

Our field staff are currently evaluating your proposal. Depending on the amount of information you provided and the complexity of your project, you may be asked to provide additional information so that a complete evaluation can be made. We will notify you of the final disposition of your application as soon as we complete our review.

If you have not already done so, please contact the Walworth County and local municipal zoning offices to determine if a local permit is also required for your project. I have forwarded a copy of your application to the U.S. Army Corps of Engineers. They will advise you directly as to whether their regulations apply to your project.

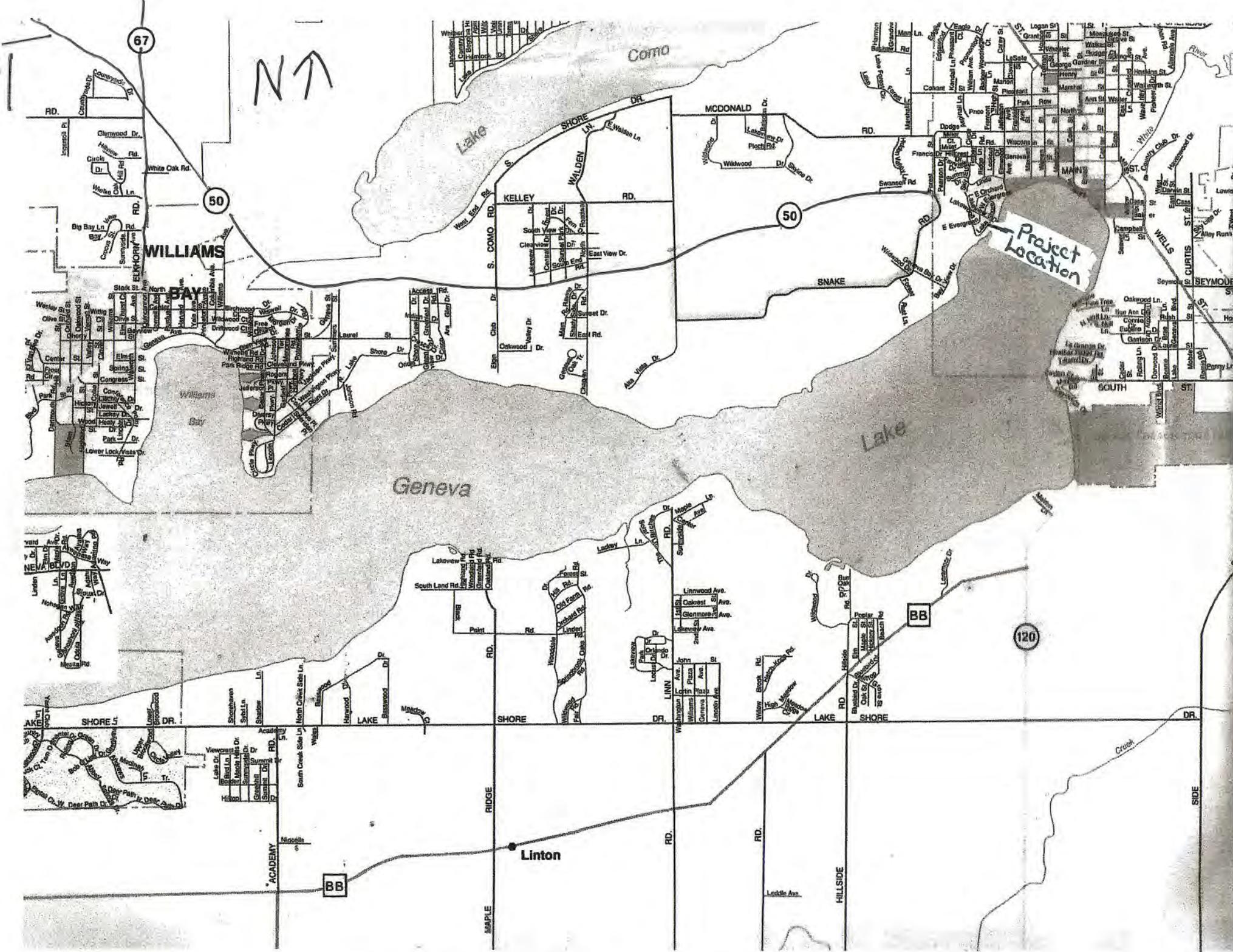
If you would like to know more about this project or would like to see the application and plans, please visit the Department's permit tracking website at <https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> and search for WP-IP-SE-2020-65-X02-06T13-29-43.

If you have any questions, please contact your local Water Management Specialist, Theresa Szabelski at (414) 263-8670 or email Theresa.Szabelski@wisconsin.gov.

Sincerely,

Sarah Rhodes
Waterway and Wetland Permit Intake Specialist

cc: Theresa Szabelski, Water Management Specialist
U.S. Army Corps of Engineers
Jeff Reed, Reed's Construction LLC



NA

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WILLIAMS

BAY

Geneva

Como

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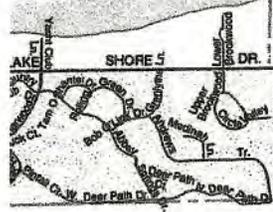
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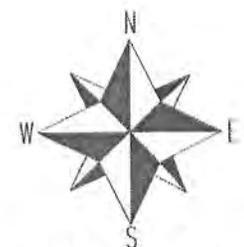
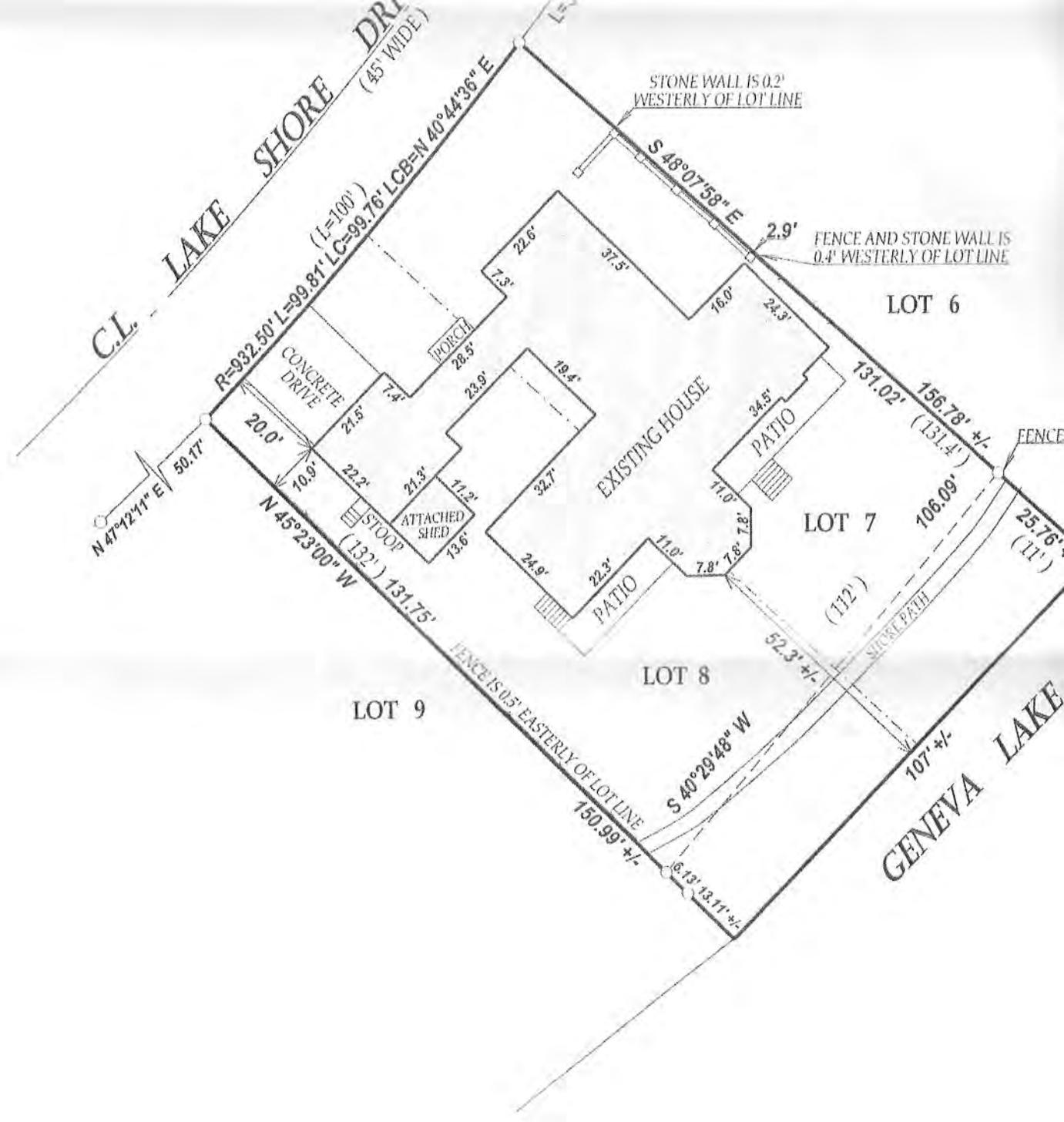
BB

BB

Linton

Project Location





SCALE 1" = 30'



NOTE: BEARINGS ARE REFERENCED TO PREVIOUS SURVEY RECORDS

LEGEND

○ FOUND IRON PIPE

(XX) RECORDED AS

I have surveyed the above-described property and the above map is a true representation thereof and shows the size and location of the property, its exterior boundaries, the location and dimensions of all structures thereon, fences apparent easements and roadways and visible encroachments, if any.

DATED TH

This survey is made for the exclusive use of the present owners of

LAKE GENEVA CITY TREASURER
 626 GENEVA ST
 LAKE GENEVA, WI 53147

**WALWORTH COUNTY - STATE OF WISCONSIN
 PROPERTY TAX BILL FOR 2019
 REAL ESTATE**

1640 LAKESHORE DRIVE LLC



**Parcel Number: ZLM 00039
 Bill Number: 450776**

Important: Be sure this description covers your property. Note that this description is for tax bill only and may not be a full legal description. See reverse side for important information.

450776/ZLM 00039 3857
 1640 LAKESHORE DRIVE LLC
 21605 N TIFFANY CT
 KILDEER IL 60047

Location of Property/Legal Description

1640 LAKE SHORE DR

LOTS 7 & 8 BLK 18 LAKE GENEVA MANOR (TRACT #17)
 CITY OF LAKE GENEVA

0.316 ACRES

Please inform treasurer of address changes.

ASSESSED VALUE LAND 1,660,000	ASSESSED VALUE IMPROVEMENTS 713,000	TOTAL ASSESSED VALUE 2,373,000	AVERAGE ASSMT. RATIO 0.953164976	NET ASSESSED VALUE RATE 0.01928353 <small>(Does NOT reflect credits)</small>	NET PROPERTY TAX 45684.70
ESTIMATED FAIR MARKET VALUE LAND 1,741,600	ESTIMATED FAIR MARKET VALUE IMPROVEMENTS 748,000	TOTAL ESTIMATED FAIR MARKET VALUE 2,489,600	<input type="checkbox"/> A star in this box means unpaid prior year taxes.	School taxes also reduced by school levy tax credit 4,981.57	
TAXING JURISDICTION	2018 EST. STATE AIDS ALLOCATED TAX DIST.	2019 EST. STATE AIDS ALLOCATED TAX DIST.	2018 NET TAX	2019 NET TAX	% TAX CHANGE
STATE OF WISCONSIN	0	0	0.00	0.00	
WALWORTH COUNTY	237,032	269,851	9,509.30	9,432.88	-0.8%
City of Lake Geneva	757,502	821,145	13,189.93	12,870.01	-2.4%
Lake Geneva J1 School Dist	3,827,458	4,138,281	13,835.25	13,031.06	-5.8%
Lake Geneva-Genoa City UHS	1,104,975	1,085,433	8,445.44	8,430.91	-0.2%
Gateway Technical	1,264,339	1,317,278	1,954.57	1,994.95	2.1%
TOTAL	7,191,306	7,631,988	46,934.49	45,759.81	-2.5%
FIRST DOLLAR CREDIT			-79.18	-75.11	-5.1%
LOTTERY AND GAMING CREDIT			0.00	0.00	0.0%
NET PROPERTY TAX			46,855.31	45,684.70	-2.5%

TOTAL DUE: \$45,684.70
 FOR FULL PAYMENT, PAY TO LOCAL TREASURER BY:
JANUARY 31, 2020
 Warning: If not paid by due dates, installment option is lost and total tax is delinquent subject to interest and, if applicable, penalty. Failure to pay on time. See reverse.

FOR INFORMATION PURPOSES ONLY • Voter Approved Temporary Tax Increases

Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends	Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends
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PAY 1ST INSTALLMENT OF: \$22,842.36

PAY 2ND INSTALLMENT OF: \$22,842.34

PAY FULL AMOUNT OF: \$45,684.70

BY JANUARY 31, 2020

BY JULY 31, 2020

BY JANUARY 31, 2020

AMOUNT ENCLOSED _____

AMOUNT ENCLOSED _____

AMOUNT ENCLOSED _____

MAKE CHECK PAYABLE AND MAIL TO:

MAKE CHECK PAYABLE AND MAIL TO:

MAKE CHECK PAYABLE AND MAIL TO:

LAKE GENEVA CITY TREASURER
 626 GENEVA ST
 LAKE GENEVA, WI 53147

WALWORTH COUNTY TREASURER
 100 W WALWORTH PO BOX 1001
 ELKHORN, WI 53121

LAKE GENEVA CITY TREASURER
 626 GENEVA ST
 LAKE GENEVA, WI 53147

PIN# ZLM 00039
 1640 LAKESHORE DRIVE LLC
 BILL NUMBER: 450776

PIN# ZLM 00039
 1640 LAKESHORE DRIVE LLC
 BILL NUMBER: 450776

PIN# ZLM 00039
 1640 LAKESHORE DRIVE LLC
 BILL NUMBER: 450776



INCLUDE THIS STUB WITH YOUR PAYMENT



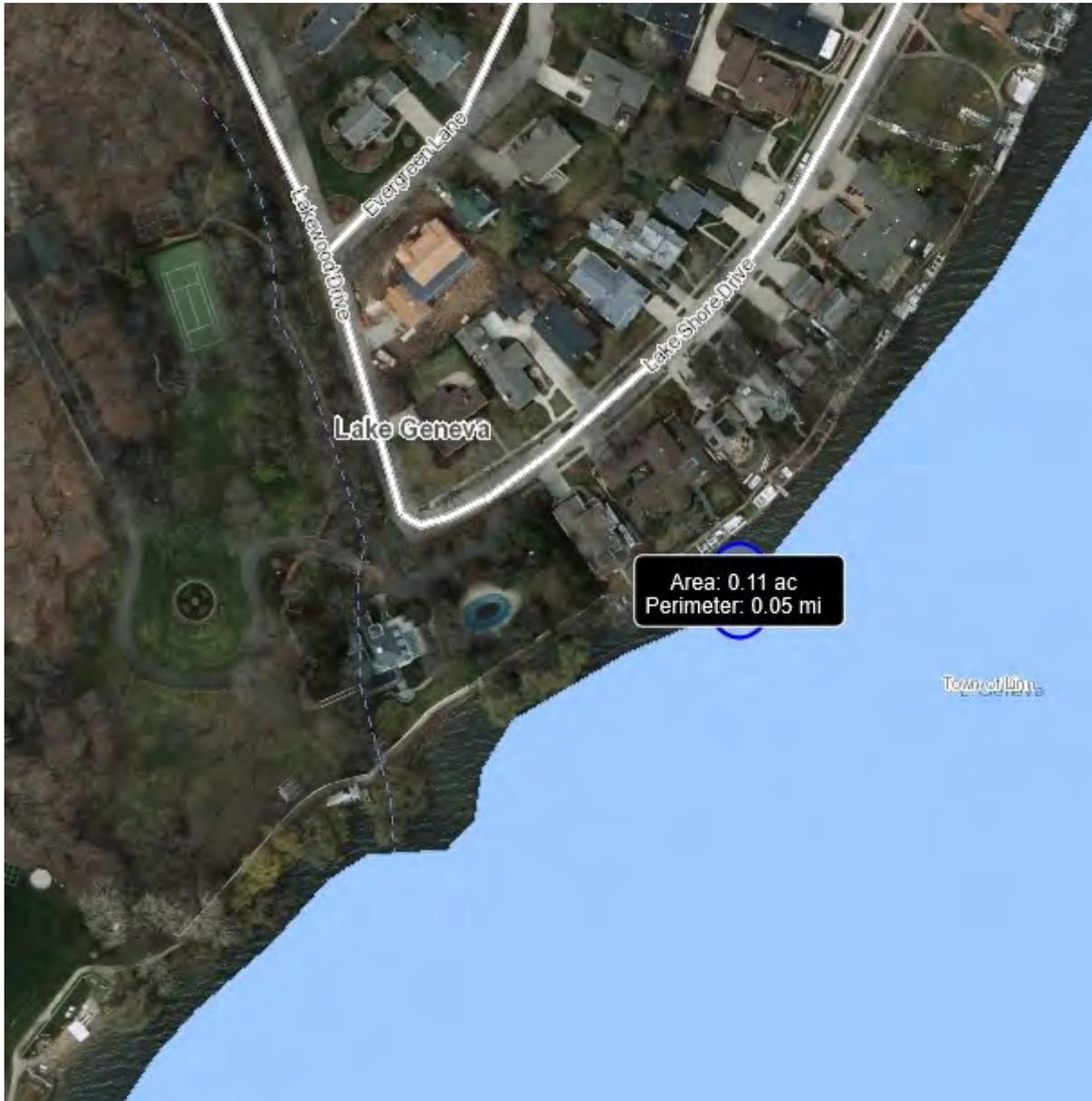
INCLUDE THIS STUB WITH YOUR PAYMENT



INCLUDE THIS STUB WITH YOUR PAYMENT



Surface Water Data Viewer Map



Legend

-  NRCS Wetspots
-  Maximum Extent Wetland Indicators
-  Wetland Restorations
-  Index to EN_Image_Basemap_Leaf_Off

0.1 0 0.03 0.1 Miles

NAD_1983_HARN_Wisconsin_TM

1: 1,980

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

Notes

Nelson, Brian – Neighbors

Matustik Family LP

Attn: Nancy Cooney

706 Warwick Dr.

Carol Stream, IL 60188-0000

Paul Lederer Trust

Joanne K Lederer Trust

1632 N. Lake Shore Drive

Lake Geneva, WI 53147



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

02/10/2020

Regulatory File No. MVP-2020-00244-MMG

THIS IS NOT A PERMIT

Jeff Reed
Reed's Construction, LLC
W3199 South Lake Shore Drive
Lake Geneva, WI 53147

Dear Mr. Reed:

We have received your submittal described below. You may contact the Project Manager with questions regarding the evaluation process. The Project Manager may request additional information necessary to evaluate your submittal.

File Number: MVP-2020-00244-MMG

Applicant: Brian Nelson

Project Name: Nelson / Pier

Project Location: Section 35 of Township 2 N North, Range 17 E, Walworth County, Wisconsin (Latitude: 42.5867207; Longitude: -88.4473087)

Received Date: 02/07/2020

Project Manager: Matthew Groshek
(651) 290-5732 X 5732
Matthew.M.Groshek@usace.army.mil

Additional information about the St. Paul District Regulatory Program, including the new Clean Water Rule, can be found on our web site at <http://www.mvp.usace.army.mil/missions/regulatory>.

Please note that initiating work in waters of the United States prior to receiving Department of the Army authorization could constitute a violation of Federal law. If you have any questions, please contact the Project Manager.

Thank you.

U.S. Army Corps of Engineers
St. Paul District
Regulatory Branch



State of Wisconsin

e-Payment Services

Your last visit was Thu 02/06/2020 12:54 PM CST

Confirmation

You must click the "Continue" button below in order to return to the state agency's website.

Please keep a record of your Confirmation Number, or [print this page](#) for your records.

Confirmation Number **WS2WT1004332197**

Payment Details

Description DNR Finance
DNR - Water Div Volume Permits
<http://dnr.wi.gov/epay/>

Payment Amount \$603.00

Payment Date 02/07/2020

Status SCHEDULED

Invoice Number WP-00021492

Reference Number WP-00021492

Payment Method

Account Nickname BMO checking

Bank Routing Number 071025661

Bank Name BMO HARRIS BANK, N.A.

Bank Account Number *3088

Bank Account Type Checking

Bank Account Category Business

Confirmation Email michele@reedsconstructionllc.com





May 7, 2020

IP-SE-2020-65-00411

Brian Nelson
21605 N. Tiffany Ct..
Kildeer, IL 60047

Dear Mr. Nelson:

The Department of Natural Resources has completed its review of your application for a permit to place a pier on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County. You will be pleased to know your application is approved.

I am attaching a copy of your permit, which lists the many important conditions that must be followed to protect water quality and habitat. A copy of the permit must be posted for reference at the project site. Please read your permit conditions carefully so that you are fully aware of what is expected of you.

Please note you are required to submit photographs of the completed project within 7 days after you've finished construction. This helps both of us to document the completion of the project and compliance with the permit conditions.

Your next step will be to notify me of the date on which you plan to start construction and again after your project is complete.

If you have any questions about your permit, please call me at (715) 628-0069 or email nicole.hays@wisconsin.gov.

Sincerely,

Nicole Hays
Water Management Specialist

cc: U.S. Army Corps of Engineers
Brad Wilson Recreation Warden, WDNR
Jeff Reed, Reed's Construction LLC

**STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES**

**Pier PERMIT
IP-SE-2020-65-00411**

Brian Nelson is hereby granted under Section 30.12(3m), Wisconsin Statutes, a permit to place a pier on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County, also described as being in the NE1/4 of the SE1/4 of Section 35, Township 02 North, Range 17 East, subject to the following conditions:

PERMIT

1. You must notify Nicole Hays at phone (715) 628-0069 or email nicole.hays@wisconsin.gov before starting construction and again not more than 5 days after the project is complete.
2. **You must complete the project as described on or before 5/08/2023.** If you will not complete the project by this date, you must submit a written request for an extension prior to expiration of the initial time limit specified in the permit. Your request must identify the requested extension date. The Department shall extend the time limit for an individual permit or contract for no longer than an additional 5 years if you request the extension before the initial time limit expires. You may not begin or continue construction after the original permit expiration date unless the Department extends the permit in writing or grants a new permit.
3. This permit does not authorize any permanent boat shelters. All canopies and boat shelters must comply with the standards in NR 326, Wisconsin Administrative Code & 30.01 (1c)(a), Wisconsin Statutes.
4. This permit does not authorize any work other than what you specifically describe in your application and plans, and as modified by the conditions of this permit. If you wish to alter the project or permit conditions, you must first obtain written approval of the Department.
5. Before you start your project, you must first obtain any permit or approval that may be required for your project by local zoning ordinances and by the U.S. Army Corps of Engineers. You are responsible for contacting these local and federal authorities to determine if they require permits or approvals for your project. These local and federal authorities are responsible for determining if your project complies with their requirements.
6. Upon reasonable notice, you shall allow access to your project site during reasonable hours to any Department employee who is investigating the project's construction, operation, maintenance or permit compliance.
7. The Department may modify or revoke this permit for good cause, including if the project is not completed according to the terms of the permit or if the Department determines the activity is detrimental to the public interest.

8. You must post a copy of this permit at a conspicuous location on the project site, visible from the waterway, for at least five days prior to construction, and remaining at least five days after construction. You must also have a copy of the permit and approved plan available at the project site at all times until the project is complete.
9. Your acceptance of this permit and efforts to begin work on this project signify that you have read, understood and agreed to follow all conditions of this permit.
10. You must submit a series of photographs to the Department, within one week of completing work on the site. The photographs must be taken from different vantage points and depict all work authorized by this permit.
11. You, your agent, and any involved contractors or consultants may be considered a party to the violation pursuant to Section 30.292, Wis. Stats., for any violations of Chapter 30, Wisconsin Statutes, or this permit.
12. Construction shall be accomplished in such a manner as to minimize erosion and siltation into surface waters. Erosion control measures (such as silt fence and straw bales) must meet or exceed the technical standards of ch. NR 151, Wis. Adm. Code. The technical standards are found at:
http://dnr.wi.gov/topic/stormwater/standards/const_standards.html .
13. All equipment used for the project including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps shall be de-contaminated for invasive and exotic viruses and species prior to use and after use.

The following steps must be taken every time you move your equipment to avoid transporting invasive and exotic viruses and species. To the extent practicable, equipment and gear used on infested waters shall not be used on other non-infested waters.

1. **Inspect and remove** aquatic plants, animals, and mud from your equipment.
 2. **Drain all water** from your equipment that comes in contact with infested waters, including but not limited to tracked vehicles, barges, boats, hoses, sheet pile and pumps.
 3. **Dispose** of aquatic plants, animals in the trash. Never release or transfer aquatic plants, animals or water from one waterbody to another.
 4. **Wash your equipment** with hot (>140° F) and/or high pressure water,
- OR -
Allow your equipment to **dry thoroughly for 5 days**.
14. This permit must not interfere with the rights of other riparian owners.
 15. The method determined for the pier installation is that of the permit holder and not of the Department.

16. The pier must allow the free movement of water and must not entrap vegetation.
17. The pier must not enclose any portion of the navigable waterway.
18. Electrical, fueling, and waste handling facilities must comply with applicable safety and environmental protection regulations.
19. To place a mooring buoy further than 150 feet from shore you will need to apply for a Waterways Marker permit. Please contact DNR Recreational Warden Brad Wilson at (262) 374-8270 for additional information on this approval.

FINDINGS OF FACT

1. Brian Nelson has filed an application for a permit to place a pier/wharf on the bed of Geneva Lake, in the City of Lake Geneva, Walworth County, also described as being in the NE1/4 of the SE1/4 of Section 35, Township 02 North, Range 17 East.
2. The project consists of reconstructing the existing pier. The main pier will be 8' wide x 100' long. There will be a 4' x 50'5 1/2" catwalk with three 4' x 33' catwalks that will create the three slips. There will be a 10'x12' platform laterally attached to the main pier. There will be 11 new partially filled support cribs added to the lakebed under the pier.
3. The Department has completed an investigation of the project site and has evaluated the project as described in the application and plans.
4. Geneva Lake is a navigable water (and no bulkhead exists at the project site.)
5. The proposed project, if constructed in accordance with this permit will not adversely affect water quality, will not increase water pollution in surface waters and will not cause environmental pollution as defined in s. 283.01(6m), Wis. Stats.
6. The proposed project will not impact wetlands if constructed in accordance with this permit.
7. The Department of Natural Resources has determined that the agency's review of the proposed project constitutes an equivalent analysis action under s. NR 150.20(2), Wis. Adm. Code. The Department has considered the impacts on the human environment, alternatives to the proposed projects and has provided opportunities for public disclosure and comment. The Department has completed all procedural requirements of s. 1.11(2)(c), Wis. Stats., and NR 150, Wis. Adm. Code for this project.

8. The Department of Natural Resources has completed all procedural requirements and the project as permitted will comply with all applicable requirements of sections 30.12(3m), Wisconsin Statutes and Chapters NR 102, 103, 326 of the Wisconsin Administrative Code.

The applicant was responsible for fulfilling the procedural requirements for publication of notices under s. 30.208(5)(c)1m., Stats., and was responsible for publication of the notice of pending application under s.30.208(3)(a), Stats. or the notice of public informational hearing under s.30.208(3)(c), Stats., or both. S. 30.208(3)(e), Stats., provides that if no public hearing is held, the Department must issue its decision within 30 days of the 30-day public comment period, and if a public hearing is held, the Department must issue its decision within 20 days after the 10-day period for public comment after the public hearing. S. 30.208(5)(bm), Stats., requires the Department to consider the date on which the department publishes a notice on its web site as the date of notice.

9. The structure or deposit will not materially obstruct navigation because it will be placed at a similar distance and angle to other piers in the vicinity and vessels will be able to navigate around and waterward of the pier structure.
10. The structure or deposit will not be detrimental to the public interest because the pier will be placed using best management practices, does not exceed reasonable use thresholds for this property and will be of a same size and configuration to other piers on Geneva Lake.
11. The structure or deposit will not materially reduce the flood flow capacity of the Lake.

CONCLUSIONS OF LAW

1. The Department has authority under the above indicated Statutes and Administrative Codes, to issue a permit for the construction and maintenance of this project.

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions shall be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

To request a contested case hearing of any individual permit decision pursuant to section 30.209, Wis. Stats., you have 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, P.O. Box 7921, Madison, WI, 53707-7921. The petition shall be in writing, shall be dated and signed by the petitioner, and shall include as an attachment a copy of the decision for which administrative review is sought. If you are not the applicant, you must simultaneously provide a copy of the petition to the applicant. If you wish to request a stay of the project, you must provide information, as outlined below, to show that a stay is necessary to prevent significant adverse impacts or irreversible harm to the environment. If you are not the permit applicant, you must provide a copy of the petition to the permit applicant at the same time that you serve the petition on the Department.

The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30 day period for filing a petition for judicial review.

A request for contested case hearing must meet the requirements of section 30.209, Wis. Stats., and sections NR 2.03, 2.05, and 310.18, Wis. Admin. Code, and if the petitioner is not the applicant the petition must include the following information:

1. A description of the objection that is sufficiently specific to allow the department to determine which provisions of this section may be violated if the proposed permit or contract is allowed to proceed.
2. A description of the facts supporting the petition that is sufficiently specific to determine how the petitioner believes the project, as proposed, may result in a violation of Chapter 30, Wis. Stats.;
3. A commitment by the petitioner to appear at the administrative hearing and present information supporting the petitioner's objection.

If the petition contains a request for a stay of the project, the petition must also include information showing that a stay is necessary to prevent significant adverse impacts or irreversible harm to the environment.

Dated at Northern Region Headquarters (Rhinelander), Wisconsin on 5/08/2020.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

For the Secretary

By  _____

Nicole Hays
Water Management Specialist



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

April 20, 2020

Regulatory File No. 2020-00244-MMG

Brian Nelson
21605 N. Tiffany Court
Kildeer, IL 60047

Dear Mr. Nelson:

We are responding to your request for authorization to construct a pier supported by rock filled cribs on Geneva Lake. The proposed work is located in Section 35, Township 2 North, Range 17 East, Walworth County, Wisconsin.

Project authorization:

The regulated activities associated with this project include the discharge of fill material into 996 square feet of Geneva Lake for the purpose of installing a pier supported by 11 rock filled cribs. We have determined that these activities are authorized by a Nationwide Permit (NWP) or a Regional General Permit (RGP), specifically, the Piers and Docks RGP. This work is shown on the enclosed figures, labeled MVP-2020-00244-MMG Figure 1 of 2 through 2 of 2.

Your project exceeds the limitations established in the general permit related to the 200 square foot criterion for terminal sections of a pier and the 400 square foot threshold for regulated discharges of dredged and fill material associated with the construction, installation, or modification of small rock cribs. However, based on a case-specific review, we have determined the proposed activity will result in no more than minimal adverse effects and a waiver has been granted.

Conditions of your permit:

You must ensure the authorized work is performed in accordance with the enclosed General Permit terms and General Conditions.

You are also required to complete and return the enclosed Compliance Certification form within 30 days of completing your project. Please email the completed form to the contact identified in the last paragraph.

A change in location or project plans may require re-evaluation of your project. Proposed changes should be coordinated with this office prior to construction. Failure to comply with all terms and conditions of this permit invalidates this authorization and could result in a violation of Section 301 of the Clean Water Act or Section 10 of the Rivers and Harbors Act. You must also obtain all local, State, and other Federal permits that apply to this project.

Water Quality Certification:

You must also comply with the enclosed Water Quality Certification conditions associated with this General Permit.

Permit expiration:

This permit is valid until February 20, 2023, unless the general permit is modified, suspended, or revoked. If the work has not been completed by that time, you should contact this office to verify that the permit is still valid. Furthermore, if you commence or are under contract to commence this activity before the date of General Permit expiration, modification, or revocation, you have 12 months to complete the activity under the present terms and conditions of the General Permit.

Jurisdictional determination:

No jurisdictional determination was requested or prepared for this project. While not required, you may request a jurisdictional determination from the contact identified in the last paragraph.

Contact Information:

If you have any questions, please contact Matthew Groshek in our Brookfield office at (651) 290-5732 or by email at matthew.m.groshek@usace.army.mil.

Sincerely,

A handwritten signature in black ink, appearing to read "Todd Vesperman", with a long horizontal flourish extending to the right.

Todd M. Vesperman
Chief, Southeast Section

Enclosures

CC:

Theresa Szabelski, Wisconsin Department of Natural Resources
Jeff Reed, Reed's Construction LLC



Surface Water Data Viewer Map



Legend

- Municipality
- State Boundaries
- County Boundaries
- Major Roads
 - Interstate Highway
 - State Highway
 - US Highway
- County and Local Roads
 - County HWY
 - Local Road
- Railroads
- Tribal Lands
- Index to EN_Image_Basemap_Leaf_Off

Nelson Pier Project Area

0.1 0 0.06 0.1 Miles

NAD_1983_HARN_Wisconsin_TM

1: 3,960

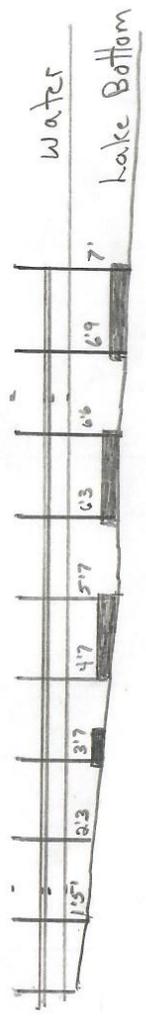
DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

Notes

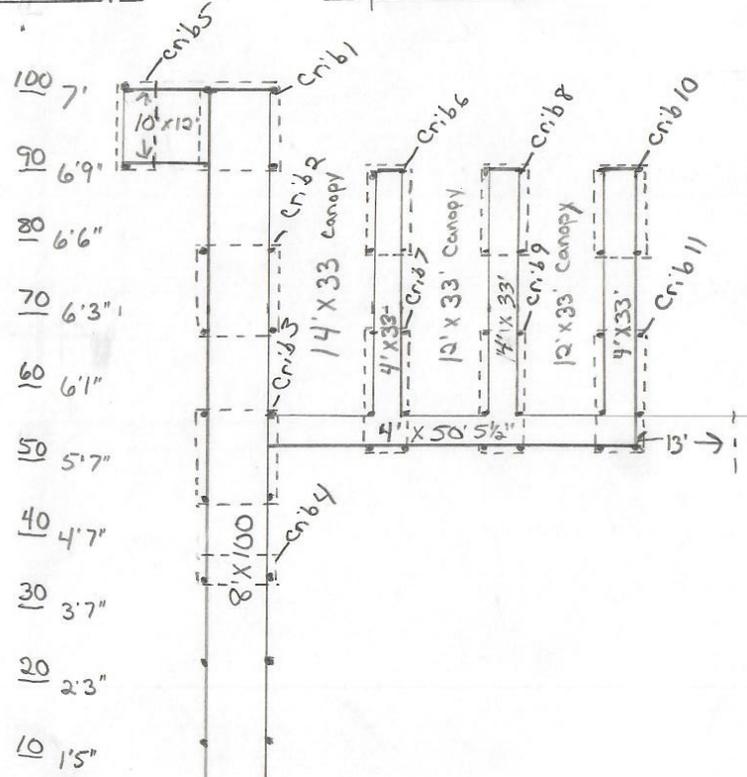


scale
1" = 20'

Cross Section



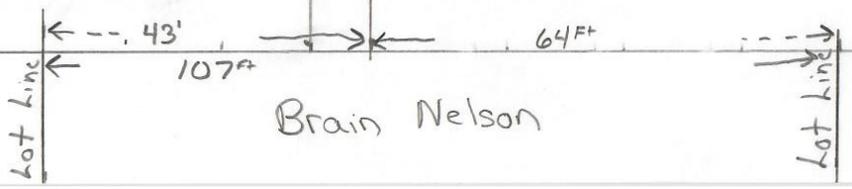
Water Dept Top View



Crib sq Ft

- Crib 1 $9'10\frac{3}{4} \times 11'10\frac{3}{4} = 120$
- Crib 2 $9'10\frac{3}{4} \times 12'2\frac{1}{2} = 120$
- Crib 3 $9'10\frac{3}{4} \times 12'2\frac{1}{2} = 120$
- Crib 4 $9'10\frac{3}{4} \times 6 = 60$
- Crib 5 $11'10\frac{3}{4} \times 6 = 72$
- Crib 6 $5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
- Crib 7 $5'10\frac{3}{4} \times 16'8 = 96$
- Crib 8 $5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
- Crib 9 $5'10\frac{3}{4} \times 16'8 = 96$
- Crib 10 $5'10\frac{3}{4} \times 12'2\frac{1}{2} = 72$
- Crib 11 $5'10\frac{3}{4} \times 16'8 = 96$

996
996 Total sq Ft



?

?

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

To qualify for Piers and Docks RGP authorization, the prospective permittee must comply with the following conditions, as applicable, in addition to any project-specific conditions imposed by the Corps.

1. **Compliance**: The permittee is responsible for ensuring that whoever performs, supervises or oversees any portion of the physical work associated with the construction of the project has a copy of and is familiar with all the terms and conditions of the RGP and any special (permit-specific) conditions included in any written verification letter from the Corps. The activity must also comply with any special conditions added by the state, tribe, or U.S. EPA in its Section 401 Water Quality Certification, or by the state in its Coastal Zone Management Act consistency determination. The permittee is ultimately responsible for ensuring compliance with all the terms and conditions of the RGP. Any authorized structure or fill shall be properly maintained, including maintenance to ensure public safety and compliance with applicable RGP general conditions, as well as any activity-specific conditions added by the Corps to an RGP authorization.
2. **Compliance Certification**: Each permittee who receives an RGP verification letter from the Corps must provide a signed certification documenting completion of the authorized activity and implementation of any required compensatory mitigation. The Corps will provide the permittee the certification document with the RGP verification letter. The completed certification document must be submitted to the Corps within 30 days of completion of the authorized activity or the implementation of any required compensatory mitigation, whichever occurs later.
3. **Site Inspection**: The permittee shall allow representatives from the Corps to inspect the proposed project site and the authorized activity to ensure that it is being, or has been, constructed and maintained in accordance with the RGP authorization.
4. **Migratory Birds and Bald and Golden Eagles**: The permittee is responsible for ensuring their action complies with the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act. The permittee is responsible for contacting the appropriate local office of the U.S. Fish and Wildlife Service (FWS) to determine applicable measures to reduce impacts to migratory birds or eagles, including whether “incidental take” permits are necessary and available under the Migratory Bird Treaty Act or Bald and Golden Eagle Protection Act for a particular activity.
5. **Endangered Species**:
 - a. No activity is authorized under this RGP which is likely to directly or indirectly jeopardize the continued existence of a federally threatened or endangered species or a species proposed for such designation, as identified under the Endangered Species Act (ESA), 50 CFR 402, or which will directly or indirectly destroy or adversely modify the critical habitat of such species. No activity is authorized under this RGP which “may affect” a listed species or critical habitat, unless ESA Section 7 consultation addressing the effects of the proposed activity has been completed, and a Corps RGP verification letter is issued. Direct effects are the immediate effects on listed species and critical habitat caused by the RGP activity. Indirect effects are those effects on listed species and critical habitat that are caused by the RGP activity and are later in time, but still are reasonably certain to occur.
 - b. As a result of formal or informal consultation with the FWS, the Corps may add species-specific permit conditions to the RGP verification.
 - c. Information on the location of federally threatened and endangered species and their critical habitat can be obtained directly from the offices of the FWS on their web page at www.fws.gov/ipac.
6. **Calcareous Fens**: The permittee may not complete regulated activities in a calcareous fen, unless the Wisconsin Department of Natural Resources has authorized the proposed regulated activity, or the Minnesota Department of Natural Resources has approved a calcareous fen management plan specific to the project. A list of known Minnesota calcareous fens can be found at: http://files.dnr.state.mn.us/eco/wetlands/calcareous_fen_list.pdf.
7. **Wild and Scenic Rivers**: The permittee may not complete regulated activities which may affect or are located in designated portions of the National Wild and Scenic River System, or in a river officially designated by Congress as a “study river” for possible inclusion in the system while the river is in an official study status, unless the appropriate federal agency with direct management responsibility for such river, has determined in writing that the proposed activity will not adversely affect the Wild and Scenic River designation or study status.

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

8. **Historic Properties, Cultural Resources:**
 - a. No activity which may affect historic properties listed or potentially eligible for listing on the National Register of Historic Places is authorized until the requirements of Section 106 of the National Historic Preservation Act (Section 106) have been fulfilled. Federal project proponents should follow their own procedures for complying with the requirements of Section 106 and provide documentation of compliance with those requirements.
 - b. Information on the location and existence of historic and cultural resources can be obtained from the State Historic Preservation Office, Tribal Historic Preservation Offices, and the National Register of Historic Places.
 - c. Rock or fill material used for activities authorized by this permit must either be obtained from existing quarries or, if a new borrow site is excavated to obtain fill material, the Corps must be notified prior to the use of the new site to determine whether a cultural resources survey of the site is necessary.
9. **Discovery of Previously Unknown Remains and Artifacts:** If any previously unknown historic, cultural, or archeological remains and artifacts are discovered while accomplishing the activity authorized by this permit, you must immediately notify the Corps of what you have found, and to the maximum extent practicable, avoid construction activities that may affect the remains and artifacts until the required coordination has been completed. The Corps will initiate the federal, tribal, and state coordination required to determine if the items or remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
10. **Burial Sites:** Burial sites, marked or unmarked, are subject to state law (Wisconsin Statute 157.70 and Minnesota Statutes 306 and 307.08). Native American burial sites on federal or tribal land are subject to the provisions of the Native American Graves Protection and Repatriation Act (NAGPRA). Regulated activities may not result in disturbance or removal of human remains until disposition of the remains has been determined by the appropriate authority under these laws, and the work is authorized by the Corps. Regulated activities which result in an inadvertent discovery of human remains must stop immediately, and the Corps, as well as the appropriate state and tribal authority, must be notified. Regulated work at inadvertent discovery sites requires compliance with state law and NAGPRA, as appropriate, prior to re-starting work.
11. **Federally Authorized Corps Civil Works projects:** A permittee is not authorized to begin any regulated activities described in this RGP if activities will alter or temporarily or permanently occupy or use a Corps federally authorized civil works project, unless the appropriate Corps office issues Section 408 permission to alter, occupy, or use the Corps civil works project (pursuant to 33 U.S.C. 408), and the Corps issues written an RGP verification. Examples of federal projects include, but are not limited to, works that were built by the Corps and are locally maintained (such as local flood control projects) or works operated and maintained by the Corps (such as locks and dams).
12. **Dam Safety:** Permittees are not authorized to begin regulated activities unless they are able to demonstrate that the structures, when appropriate, comply with applicable state dam safety criteria or have been designed by qualified persons. The Corps may require documentation that the design has been independently reviewed by similarly qualified persons, and appropriate modifications are made to ensure safety.
13. **Suitable Material:** No activity may use unsuitable material (e.g., trash, debris, car bodies, asphalt, etc.). Material used for construction or discharged must be free from toxic pollutants in toxic amounts (see Section 307 of the Clean Water Act).
14. **Restoration of Temporary Impacts:** All temporary impacts in waters of the US, including discharges resulting from side casting material excavated from trenching, that occur as a result of the regulated activity must be fully contained with appropriate erosion control or containment methods, be restored to preconstruction contours and elevations, and revegetated with native, non-invasive vegetation. A project proponent may request, in writing, a waiver from this condition from the Corps. An acceptable reason for a waiver to this condition may include, but is not limited to, the Corps allowing natural restoration of the site when the resulting grade and existing seed bank are sufficient for the site to restore to pre-construction conditions. In temporarily excavated wetlands, the top 6 to 12 inches of the excavation should normally be backfilled with topsoil originating from the wetland. No temporary excavation area, including, but not limited to trenches, may be constructed or backfilled in such a manner as to drain waters of the United States (e.g., backfilling with extensive gravel layers, creating a French drain effect).

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

15. **Duration of Temporary Impacts:** Temporary impacts in waters of the U.S., including wetlands, must be avoided and limited to the smallest area and the shortest duration required to accomplish the project purpose.
 - a. Unless otherwise conditioned in a Corps RGP verification, temporary impacts may not remain in place longer than 90 days between May 15 and November 15. Before those 90 days have elapsed, all temporary discharges must be removed in their entirety.
 - b. If the temporary impacts would remain in place for longer than 90 days between May 15 and November 15, the PCN must include a request for a waiver from this condition, specify how long temporary impacts will remain, and include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions. The permittee must remove the temporary impacts in their entirety in accordance with the activity authorized their permit verification.
16. **Best Management Practices (BMPs):** To minimize adverse effects from soil loss and sediment transport that may occur as a result of the authorized work, appropriate BMPs must be implemented and maintained. For authorized work above an OHWM, the BMPs must remain in place until the affected area is stabilized with vegetation or ground cover. For all authorized work below an OHWM, BMPs are required and must prevent or minimize adverse effects (e.g., total suspended solids or sedimentation) to the water column outside of the authorized work area. Heavy equipment working in wetlands or mudflats must be placed on mats, or other measures must be taken to minimize soil disturbance. All BMPs must be inspected and properly maintained following storm events to ensure they are operational. All exposed slopes and stream banks must be stabilized within 24 hours after completion of all regulated work.
17. **Aquatic Life Movements:** No regulated activity may substantially disrupt the necessary life cycle movements of those species of aquatic life indigenous to the waterbody, including species that normally migrate through the area.
18. **Spawning Areas:** Activities in spawning areas, during spawning seasons, must be avoided to the maximum extent practicable. Activities that result in the physical destruction (e.g., through excavation, fill, or downstream smothering by substantial sedimentation) of a designated or known spawning area are not authorized.
19. **Pollutant or Hazardous Waste Spills:** The permittee is responsible for removing pollutants and hazardous materials and for minimizing any contamination resulting from a spill in accordance with all applicable state, tribal, and federal laws. In accordance with applicable state, tribal, and federal laws and regulations, if a spill of any potential pollutant or hazardous waste occurs, it is the responsibility of the permittee to immediately notify the National Response Center at 1-800-424-8802 or www.nrc.uscg.mil AND
 - IN WISCONSIN: the WI DNR Spills Team at 1-800-943-0003; or
 - IN MINNESOTA: the Minnesota State Duty Officer at 1-800-422-0798.
20. **Clean Construction Equipment:** All construction equipment must be clean prior to entering and before leaving the work site in order to prevent the spread of invasive species.
21. **Navigation:** No activity may cause more than a minimal adverse effect on navigation. Any safety lights and signals prescribed by the U.S. Coast Guard, through regulations or otherwise, must be installed and maintained at the permittee's expense on authorized facilities in navigable waters of the US. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
22. **Fills Within 100-Year Floodplains:** The regulated activity must comply with applicable FEMA-approved state or local floodplain management requirements.
23. **Access Roads:** Access roads must be sized appropriately and must be constructed in such a way to minimize adverse effects on waters of the US, and elevations must be as near as practicable to pre-construction contours and elevations (e.g., at grade corduroy roads or geotextile/gravel roads). All access roads constructed in waters of the US must be properly bridged or culverted to maintain surface flows.

St. Paul District Corps of Engineers, Regulatory Branch
Piers and Docks Regional General Permit Conditions

- 24. Section 401 Clean Water Act Water Quality Certification: All regulated activities authorized by the Piers and Docks RGP pursuant to Section 404 of the Clean Water Act require Section 401 Clean Water Act certification or waiver to be considered valid.
- 25. Transfer of Regional General Permit Verifications: If the permittee sells the property associated with a regional general permit verification, the permittee may transfer the regional general permit verification to the new owner by submitting a letter to the appropriate Corps district office to validate the transfer. A copy of the regional general permit verification must be attached to the letter, and the letter must contain the following statement and signature: "When the structures or work authorized by this regional general permit are still in existence at the time the property is transferred, the terms and conditions of this regional general permit, including any special conditions, will continue to be binding on the new owner(s) of the property. To validate the transfer of this regional general permit, and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below."

(Transferee)

(Date)

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Daniel L. Meyer, Secretary
Telephone 608-266-2621
Toll Free 1-888-936-7463
TTY Access via relay - 711



February 15, 2018

Chad Konickson
U.S. Army Corps of Engineers
St. Paul District - Regulatory
180 5th St. East
Suite 700
St. Paul MN 55101

Subject: Water Quality Certification for the Regional General Permits in WI

Dear Mr. Konickson:

The Wisconsin Department of Natural Resources submits the attached water quality certification for U.S. Army Corps of Engineers' Regional General Permits for Beach Creation & Nourishment, Beach Raking, Minor Discharges, Piers and Docks, Wildlife Ponds, Transportation, and Utilities for projects in Wisconsin.

Please feel free to contact Cami Peterson or me with any questions.

Sincerely,



Benjamin Callan
Chief, Integration Services Section

cc: Wendy Melgin, USEPA
Jill Bathke, USACE
Rebecca Graser, USACE

Attachment

BEFORE THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES

Application of the United States Department of the Army,
Corps of Engineers, for Water Quality Certification for the
Final Regulations Pertaining to the Issuance
of Regional General Permits for Beach Creation & Nourishment, Beach Raking, Minor
Discharges, Piers and Docks, Transportation, Utilities, Wildlife Ponds)

On December 20, 2017, the United States Department of the Army, Corps of Engineers (COE), published its final notice regarding the Issuance of seven Regional General Permits (RGPs) in the Federal Register. The publication includes new RGPs. Publication of these RGPs serves as the Corps' application to the State for water quality certification (WQC) under Section 401 of the Federal Clean Water Act (CWA).

The Wisconsin Department of Natural Resources (WDNR) has examined the final regulations pursuant to Section 401, CWA, and Chapter NR 299, Wisconsin Administrative Code (Wis. Adm. Code).

The WDNR has determined the following conditions for the RGPs are required to ensure compliance with state water quality standards enumerated in s. 299.04, Wis. Adm. Code. The certification contained herein shall expire on February 16, 2023.

Section 401 Certification does not release the permittee from obtaining all other necessary federal, state, and local permits, licenses, certificates, approvals, registrations, charters, or similar forms of permission required by law. It does not limit any other state permit, license, certificate, approval, registration, charter, or similar form of permission required by law that imposes more restrictive requirements. It does not eliminate, waive, or vary the permittee's obligation to comply with all other laws and state statutes and rules throughout the construction, installation, and operation of the project. This Certification does not release the permittee from any liability, penalty, or duty imposed by Wisconsin or federal statutes, regulations, rules, or local ordinances, and it does not convey a property right or an exclusive privilege.

This Certification does not replace or satisfy any environmental review requirements, including those under the Wisconsin Environmental Policy Act (WEPA) or the National Environmental Policy Act (NEPA).

Note: The specific language in the RGPs is not included in this document. Copies of complete regional general permits published in the Federal Register on December 20, 2017, may be obtained from your local COE field office.

STATE CONDITIONS AND LIMITATIONS OF CERTIFICATION

GENERAL CONDITIONS:

1. The permittee shall allow the WDNR reasonable entry and access to the discharge site to inspect the discharge for compliance with the certification and applicable laws.

2. If any of these §401 water quality certification conditions are found invalid or unenforceable, the water quality certification is denied for all activities to which that condition applies.

3. No discharges of dredged or fill material below the ordinary high water mark of a navigable stream as defined by s. 310.03(5), Wis. Adm. Code, may take place during fish spawning periods or times when nursery areas would be adversely impacted. These periods are:

- September 15th through May 15th for all trout streams and upstream to the first dam or barrier on the Root River (Racine County), the Kewaunee River (Kewaunee County), and Strawberry Creek (Door County). To determine if a waterway is a trout stream, you may use the WDNR website trout maps at <http://dnr.wi.gov/topic/fishing/trout/streammaps.html>.
- March 1st through June 15th for ALL OTHER waters.

4. Unless specifically exempt from state statute and federal Pre-Construction Notification (PCN) requirements, Applicants seeking authorization under these RGPs shall complete the Joint State/Federal Permit Application on the department e-permitting site at <http://dnr.wi.gov/Permits/Water/>.

Regional General Permits Granted Water Quality Certification:

- Beach Raking
- Minor Discharges
- Piers and Docks

Regional General Permits for which Water Quality Certification is Partially Denied

The specified activities authorized by the following RGP categories are denied WQC without prejudice and must apply to the WDNR for an individual 401 WQC. Activities that do not include the activities for which certification has been denied are certified subject to all applicable RGP general conditions.

- Utilities
 - WQC denied: Temporary access fill without PCN that is placed for 60 or more consecutive days between May 15 and November 15.
 - WQC certified: All other RGP activities.
- Transportation
 - WQC denied: Temporary access fill without PCN that is placed for 60 or more consecutive days between May 15 and November 15.
 - WQC certified: All other RGP activities.
- Beach Creation & Nourishment
 - WQC denied: Placement of sand for beach creation.
 - WQC certified: All other RGP activities.
- Wildlife Ponds
 - WQC denied: The project is located in a navigable water with stream history. (The Wisconsin Department of Natural Resources (WDNR) is responsible for interpretation of a navigable water with stream history. The point of contact for

questions relating to a navigable water with stream history is the local WDNR Water Management Specialist. Contact information can be found at <http://dnr.wi.gov/topic/Waterways/contacts.html>)

- WQC denied: If the project is located in existing wetland not in agricultural crops, not dominated by invasive species, or dominated by other than early successional hydrophyte species. (The WDNR is responsible for interpretation of these categories that are denied WQC. The point of contact for questions is the local WDNR Water Management Specialist. Contact information can be found at <http://dnr.wi.gov/topic/Waterways/contacts.html>)
- WQC certified: All other RGP activities.

NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that Wisconsin Statutes and administrative rules establish time periods within which requests to review Department decisions must be filed.

To request a contested case hearing pursuant to section 227.42, Wisconsin Statutes, you have 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.

This determination becomes final in accordance with the provisions of s. NR 299.05(7), Wisconsin Administrative Code, and is judicially reviewable when final. For judicial review of a decision pursuant to Sections 227.52 and 227.53, Wisconsin Statutes, you have 30 days after the decision becomes final to file your petition with the appropriate circuit court and to serve the petition on the Secretary of the Department of Natural Resources. The petition must name the Department of Natural Resources as the respondent.

Reasonable accommodation, including the provision of informational material in an alternative format, will be provided for qualified individuals with disabilities upon request.

Dated at Madison, Wisconsin

February 15, 2018

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By Ed Elrke
for Daniel Meyer, Secretary



**US Army Corps
of Engineers**®

St. Paul District

COMPLIANCE CERTIFICATION

Regulatory File Number: 2020-00244-MMG
Name of Permittee: Brian Nelson
County/State: Walworth County, Wisconsin
Date of Issuance: April 20, 2020

Upon completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the Corps contact identified in your verification letter within 30 days.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit, you are subject to permit suspension, modification, or revocation.

By signing below, the permittee is certifying that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the permit, and any required mitigation was completed in accordance with the permit conditions.

Signature of Permittee

Date