

Maiden Rock Concentrated Animal Feeding Operation (CAFO)

Ordinance 24-02 Summary

Section	Summary
Whereas & Therefore	4 statements - Established committee to do research and make recommendations
Local Findings	19 Findings - Specific to Town
General Findings on Industry	Findings organized in the same categories as the Section 10 Conditions
Section 1 - Authority	Constitution, Wisconsin Statutes 92.15 & 60.22
Section 2 - Purpose	Regulate operations with 1000 animal units or more
Section 3 - Definitions	<ol style="list-style-type: none">1. Animal unit definition based on Wisconsin NR 2432. CAFO defined as 1000 animal units3. Include outside CAFOs spreading manure in Maiden Rock
Section 4 - License Required	New Facilities - 1000 animal units
Section 5 - License Administration	<ol style="list-style-type: none">1. Town Board2. Designated third party(ies)
Section 6 - License Application & Standards	<ol style="list-style-type: none">1. Apply before operating2. Town Board approve
Section 7 - License Application Fee	<ol style="list-style-type: none">1. \$1 per animal unit2. For the purpose of offsetting Town costs to review and process application

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Section 8 - Application Procedure	<ol style="list-style-type: none"> 1. Applicant must be owner and sign application with property owner 2. Submit 11 plans 3. Third party engineer paid by applicant certifies plans 4. Public hearing and permit writing process
Section 9 - Financial Surety	<ol style="list-style-type: none"> 1. Financial assurance required as condition 2. Amount based on Closure/Rehabilitation Plan 3. Plan sealed by licensed engineer
Section 10 - Conditions of Approval	<ol style="list-style-type: none"> 1. 11 Potential Conditions described 2. Baseline well data required 3. Land spreading based on spreadable acres 4. Manure Land Application contracts with land owner - 5 years 5. Fire Safety Needs analysis
Sections 11 to 18	Record of Decision, Transfer & Expiration of License, Terms, Annual fees Penalties, Appeals, Severability, Effective Date
Appendix A.	Research used as basis for the General Findings of Facts. Includes citations from Scientific Journals, University Program, Regulatory & Court Documents and Media
Appendix B.	Seven maps based on data cited in the Local Findings of Facts.
Appendix C.	Application form and checklist. To be completed once the ordinance is finalized

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Fees, Compensations, Financial Surety and Penalties		
Section	Description	Amount
Section 7	Application Fee for the purpose of offsetting the Town's costs to review and process the application	<ol style="list-style-type: none"> 1. \$1 per animal unit 2. Offset costs to review and process
Section 8.2	<ol style="list-style-type: none"> 1. Compensation for third party review of plans 2. Fully compensate Town for all legal services, expert consulting services, and other expenses which may be reasonably incurred for verifying and enforcing compliance with the terms of the permit 	Determined by size and scope of the operation
Section 9	Financial surety to ensure that sufficient funds will be available for pollution clean-up, nuisance abatement, and proper closure of the operation	Determined by size and scope of the operation
Section 14	Annual Renewal Fee	<ol style="list-style-type: none"> 1. \$1 per animal unit
Section 15	Penalties for violation of ordinance provisions, failure or refusal to comply, material false statements or knowing omissions of documents	<ol style="list-style-type: none"> 1. Not less than \$100 nor more than \$1,000, plus the applicable surcharges, assessments, and costs for each violation 2. Each day is separate offense 3. Town may seek injunctive relief