

**Wisconsin Department of Natural Resources
Natural Resources Board Agenda Item**

SUBJECT: Request approval of the Department's recommendation to issue a Stewardship grant that will prohibit at least two nature-based outdoor activities (NBOA) on non-department land: City of Waukesha, Waukesha County

FOR: February 2015 Board meeting

TO BE PRESENTED BY: Lavane Hessler - Stewardship Grant Manager

SUMMARY:

The Department is requesting that the Board approve the Department's determination that the prohibition of two nature-based outdoor activities (hunting and trapping) is necessary to protect public safety on 10.6 acres in the City of Waukesha, Waukesha County. The future 1.45 mile urban recreational trail will connect the Carroll University and Central City areas to the New Berlin County Trail and Glacial Drumlin State Trails. The public will enjoy hiking, cross-country skiing, biking, snowshoeing, bird watching, and nature observation on the trail corridor.

The Department has made the determination that the prohibition on hunting and trapping is necessary to protect public safety because:

- Proximity to residential and commercial buildings.
- Proximity to Carroll University.
- The size, shape, and location of the parcel.
- The primary purpose of the property being an urban recreational trail.
- City ordinances prohibiting the discharge of firearms and trapping.

The proposed grant of \$170,315 will come from the Urban Greenspace and Acquisition & Development of Local Parks subprograms of the Stewardship program.

RECOMMENDATION: Approval of the Department's decision to award a Stewardship grant that will prohibit hunting and trapping on 10.6 acres to be acquired by the City of Waukesha.

LIST OF ATTACHED MATERIALS (check all that are applicable):

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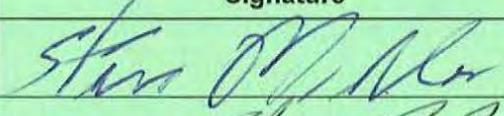
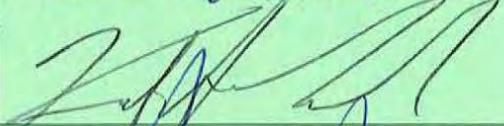
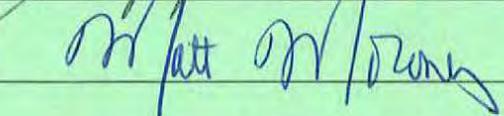
Approved by	Signature	Date
Steve Miller Bureau Director		2-3-15
Kurt Thiede, Land Division Administrator		2-3-15
Cathy Stepp, Secretary		2/4/15

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• Appendix A –Project Maps	4
• Appendix B – Staff Analysis of NBOA Prohibitions The staffs' analysis of any proposed NBOA prohibitions, including a signature from the regional Public Safety Warden who reviewed prohibitions proposed as necessary to protect public safety. The format of this analysis is a standard checklist, approved by DNR Legal Services, and completed for all Stewardship grant projects with an NBOA prohibition for safety reasons. Any relevant ordinances and statutes are also included.	11
• Appendix C – Public Comment Certification Memo This confirms that regional grant staff have completed the requirements for public notice set forth in s. NR 52.04 and summarizes any comment/s received.	19
• Appendix D – News Release. The Department is required by s. NR 52.04, Wis. Adm. Code, to give notice to the public of our intentions to award grant funds to purchase property on which any NBOAs will be prohibited. The news releases also follow an approved template. Because of the timing of these news releases in our grant cycle (often before appraisals have been completed and certified) and per the department's obligations to protect the confidentiality of incomplete real estate transactions, news releases do not identify the exact location of the property, name of the seller, or any information about project financing.	20
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CORRESPONDENCE/MEMORANDUM

DATE: January 16, 2015

TO: Natural Resources Board

FROM: Cathy Stepp, Secretary

SUBJECT: REQUEST FOR RATIFICATION OF STEWARDSHIP GRANT FOR ACQUISITION WITH PROHIBITION

The Department requests that the Board approve a determination that the prohibition of two nature-based outdoor activities is necessary on 10.6 acres of land in the City of Waukesha, Waukesha County. The Department proposes to award a grant in the amount of \$170,315 to the City of Waukesha for the purchase of the land on which hunting and trapping will be prohibited by ordinance.

I. PROJECT DETAILS

Project Sponsor: City of Waukesha
Seller: Union Pacific Railroad Company
Grant sub-program: Urban Greenspace
Acquisition & Development of Local Parks

Project Description: The property is approximately 10.6 acres of abandoned railroad grade connecting Grand Avenue (near Carroll University) to the New Berlin Trailhead. The City will develop a 1.45 mile urban recreational trail on the corridor eventually connecting the New Berlin County Trail and Glacial Drumlin State Trail. The trail will provide an important link for residents of the Carroll University and Central City areas. Future development includes a 12 foot wide, hard surfaced recreational trail. Maps are attached as Appendix A.

Project Goals: The UP-Waukesha Spur Recreational Trail acquisition project will provide public land for outdoor recreation, and meets the following community and regional goals:

- Provides new public land for urban nature-based recreational trail.
- Implements recommendations from the City of Waukesha Bicycle & Pedestrian Facilities Plan.
- Implements recommendations from the City of Waukesha Central City Master Plan.
- Implements recommendations from the City of Waukesha 2009 Comprehensive Plan.
- Implements recommendations from the City of Waukesha Park and Open Space Plan.
- Implements recommendations from the Regional Bicycle & Pedestrian Facilities Plan for SE Wisconsin

The project will also implement the following Statewide Comprehensive Outdoor Recreation Plan (SCORP) Goals:

- Assess, Understand, and Adapt to Growing Recreation Tourism Demands and Preferences
- Improve Integration of Outdoor Recreation Interests and Needs in Land Use and Other Relevant Planning Efforts
- Continue to Provide and Enhance Public Access to Wisconsin Recreational Lands and Waters
- Promote Outdoor Recreation as a Means of Improving Public Health Among Wisconsinites
- Establish Great Urban Parks and Community Green Spaces

Current/Prior Use of Property: The 1.45 trail corridor is currently an abandoned railroad grade. Approximately one mile has had the rails, ties, and lighting removed. A portion of the grade is turf with some asphalt screenings for a surface. Another portion is overgrown with trees and brush and still has the rails and ties in place. This portion of the former UP railroad is relatively flat and runs through an older residential section and an industrial area.

Proposed Public Uses: The UP-Waukesha Spur Recreational Trail will be available to the public 24 hours per day, 7 days per week, and 365 days per year. Users will be able to access the New Berlin County Trail and Glacial Drumlin State Trail via the UP-Waukesha Spur. The public will be able to hike, cross-country ski, bike, snowshoe, bird watch, and observe nature. The City anticipates approximately 64,000 visitors will enjoy this property annually.

Public recreation opportunities include hiking, cross-country skiing, biking, bird watching, rollerblading, and nature observation. There is no water on the parcel. The Department's analysis of the permitted nature-based outdoor activities is attached in Appendix B.

Hunting and trapping will be prohibited on the property by city ordinance. The Department has determined that the prohibition of the two nature-based outdoor activities is necessary to protect public safety.

Property Management: UP-Waukesha Recreational Trail will be operated and maintained by the City of Waukesha Parks and Recreation Department, consistent with their management policy.

Timetable: The City plans to close on this property in early 2015.

II. NBOA DETERMINATION

Nature-based outdoor activities (NBOAs) are defined in s. NR 52.02(7), Wis. Adm. Code, as hunting, trapping, fishing, hiking, or cross-country skiing. The City of Waukesha proposes to prohibit hunting and trapping on the UP-Waukesha Spur Trail. The Southeast Region Public Safety Team determined that the prohibition on these activities is necessary to protect public safety. This determination is based the following factors:

- The primary purpose of the project (urban recreational trail).
- City ordinances prohibiting the discharge of firearms and trapping.
- The size, shape, and location of the parcel.
- Proximity to residential homes and commercial buildings.
- Proximity to Carroll University.

The Department posted public notice about this determination on GovDelivery on December 5, 2014. One comment was received on the project citing a preference that the local government pays for recreational facilities. The public notice and summary of the comments submitted may be found in Appendix C and D attached to this Green Sheet.

III. PROJECT FINANCES

A. Partnerships

- City of Waukesha: Responsible for 50% of the financial portion, the land management, operation, and maintenance of the property
- Union Pacific Railroad Company: Seller of property
- Department of Natural Resources: Provides financial assistance

B. Appraisals

As required by s. 23.0917(7)(e)2., Wis. Stats., one appraisals were used to determine the fair market value of the land.

Appraisal	\$332,500
Value certified by Department	\$332,500

C. Grant Calculation

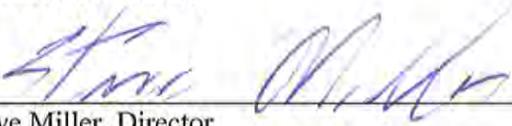
As required by s. NR 51.006(1), Wis. Adm. Code, financial assistance is limited to 50% of the acquisition cost.

Certified appraised value	\$332,500
Associated eligible real estate costs	\$ 8,130
Total Maximum Project Costs	\$340,630

D. Funding Sources

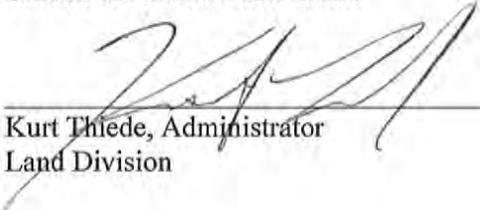
City of Waukesha	\$170,315
Stewardship Grant Award	\$170,315 (50%)

IV. RECOMMENDED



Steve Miller, Director
Bureau of Facilities and Lands

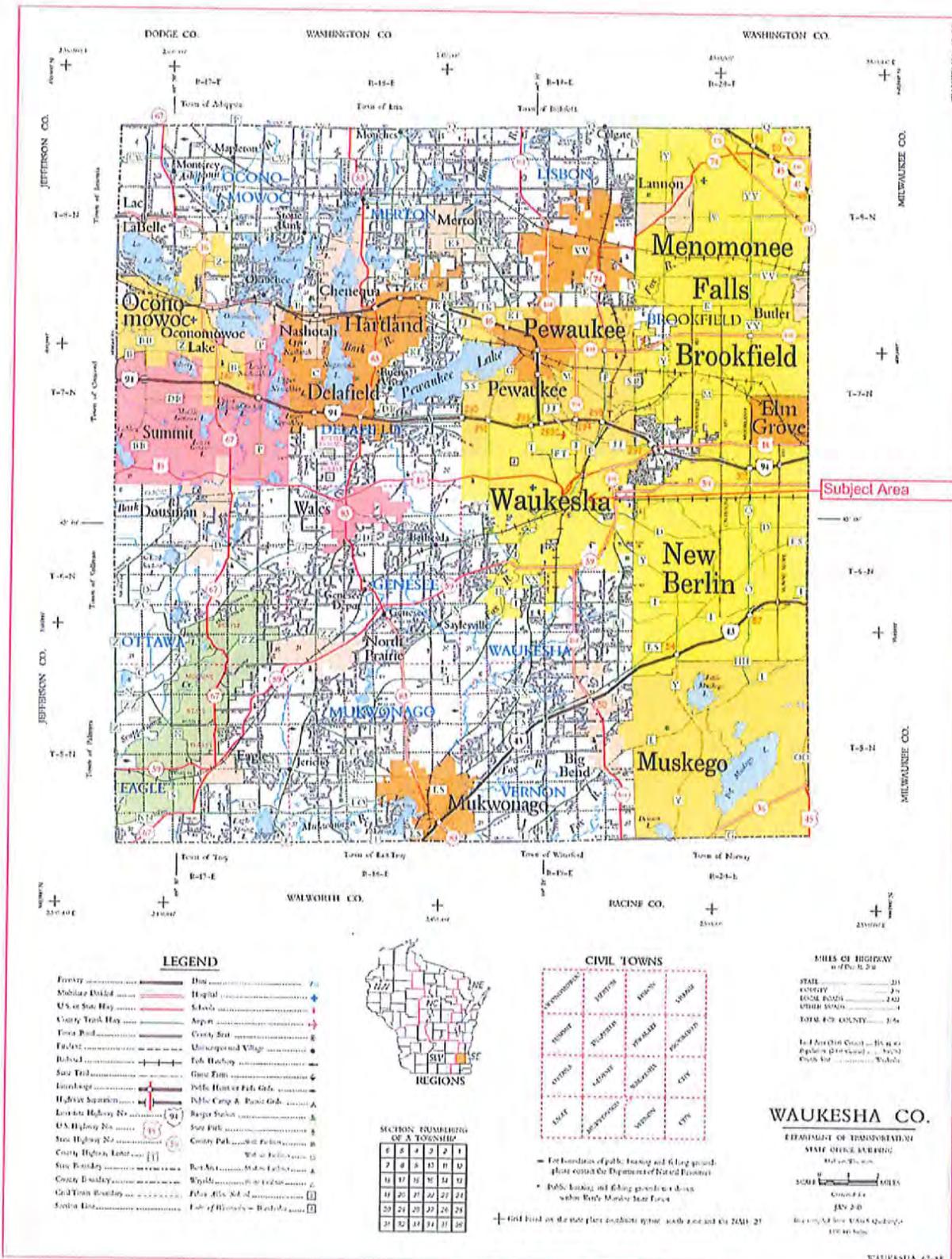
2-3-15
Date



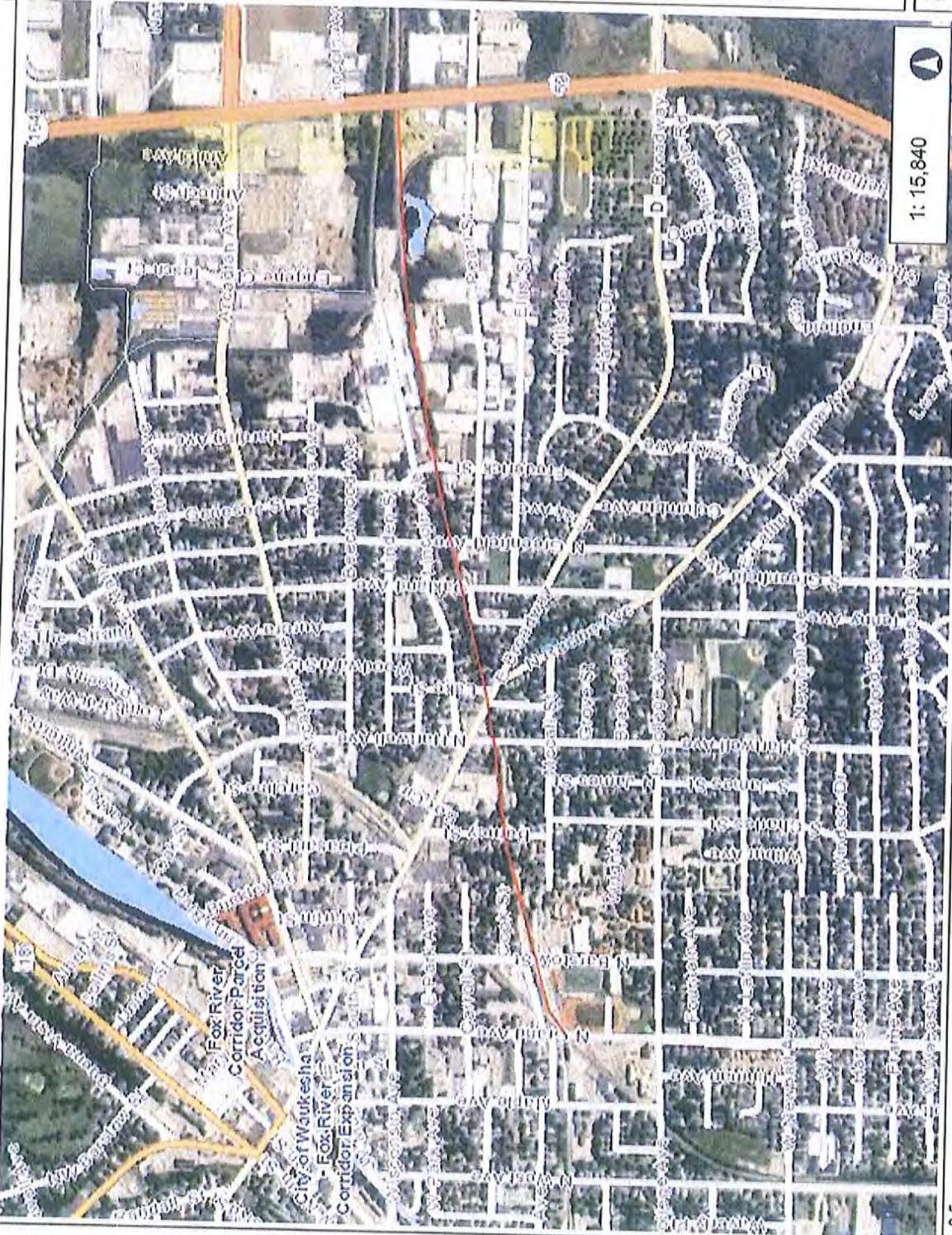
Kurt Thiede, Administrator
Land Division

2-3-15
Date

Appendix A



UP Waukesha Spur



1: 15,840



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Map Features

- DNR Voluntary Public Access Land
- Ice Age Trail
- State Trail
- County Forest
- Stewardship Grant Acquisition
- Natural Area Parcel Ownership
 - WI DNR
 - Federal
 - County/City/Town
 - Non-Gov't Conservation Org
 - Education Institution
- US Fish & Wildlife Service
- US Forest Service
- National Park Service
- Fee Simple
- Easement
 - Open
 - Hike & Fish
 - Hike & Hunt
 - Hike Only
 - Closed
 - Leased
- Air Photo Index (2008 NAIP)

Notes





UP Waukesha Spur



1: 3,176



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UP Waukesha Spur - 1



1: 3,176

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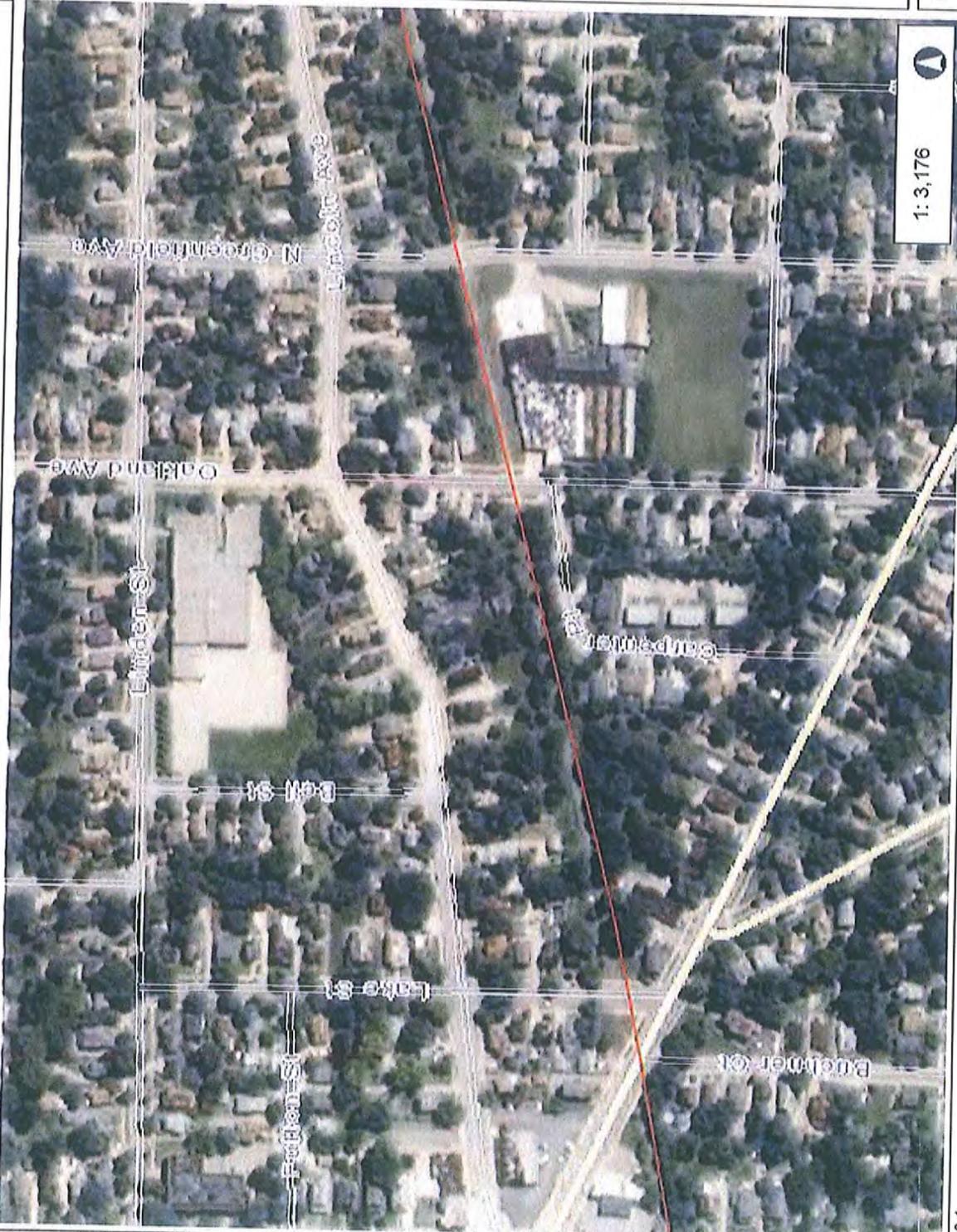


Map Features

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UP Waukesha Spur - 2



1: 3,176



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UP Waukesha Spur - 3



1: 3,176



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UP Waukesha Spur - 4



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Notes

Appendix B

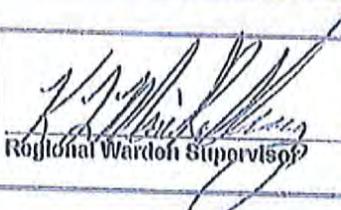
Knowles-Nelson Stewardship Grant Program



**Public Safety Team Analysis of
Nature Based Outdoor Activities on
Projects Purchased with
Stewardship Grant Funds**

Rev. August 2012

NOTE TO DNR STAFF: This completed form will be attached to the NBOA notice that the DNR will publish when considering a request for Stewardship grant funding. Do not list location information for the subject property or the seller's name because WI courts have held that this information is confidential until land ownership has changed hands. CF Staff completes the project proposal section prior to submitting to public safety team for review.

PUBLIC SAFETY REVIEW TEAM			
Kylo Drake	10-02-14		10-11-14
Regional Recreational Safety Warden	Date	Regional Warden Supervisor	Date
PROJECT DESCRIPTION			
Applicant/ Sponsor: City of Waukesha		Year of Application: 2016	
Project Name: UP Railroad Acquisition	Primary Purpose: <input type="checkbox"/> Habitat Areas <input checked="" type="checkbox"/> Local Parks <input type="checkbox"/> Natural Areas <input type="checkbox"/> Urban Rivers <input type="checkbox"/> State Trails <input type="checkbox"/> Urban Greenspace <input type="checkbox"/> Streambank Protection		
Project Description: The property is a long narrow railroad corridor in the City of Waukesha extending 1.45 miles, from approximately Grand Avenue (near Carroll University) to Los Paul Parkway (STH 164). The acquisition will be an off-road paved trail that will ultimately connect with the existing New Berlin Trail system. Although the total acquisition is 10.6 acres most of it is only about 50 feet wide and lies entirely within the City of Waukesha.			
FINDINGS OF FACT:			
The property is an abandoned railroad grade owned by Union Pacific Railroad. The eastern most portion has already had most of the railroad material removed while the rest does have rails and ties in place. This material will be removed and the entire length will be paved. The property will then be used as a trail for hiking, biking and other associated use. The acquisition is within the City of Waukesha and starts near the campus of Carroll University. It then runs eastward to and eventually connecting with the New Berlin Trail.			
The SER NBOA Public Safety Team has determined that the prohibition of hunting and trapping is necessary to insure compliance with current local ordinances and to protect the public's safety as this is a heavily residential area.			
Parcel Size, Shape, and Topography: Describe the size, shape, and topography of the parcel and how it relates to public safety for this activity on this site.			
This 10.6 acre acquisition is a 1.45 mile long corridor in an old railroad right of way and therefore is very narrow with most of it around 50 feet wide. The site is in the City of Waukesha and runs through mostly residential areas. There are numerous houses within 300 feet to the site and a portion of it also lies within 1700 feet of Carroll University.			

Proposed NBOA Prohibition or Restrictions

HUNTING			
	Gun Prohibition/Restriction	Archery Prohibition/Restriction	List Dates/Seasons (opening and closing)
Waterfowl	yes	yes	
Small Game	yes	yes	
Turkey	yes	yes	
Large Game	yes	yes	
<p>Public Safety Team Narrative: Because of its location within the City of Waukesha which has existing ordinances prohibiting discharges, its proximity to houses and a school and its configuration as a long narrow corridor that will be used as a paved trail, it is necessary for public safety to prohibit hunting on this parcel.</p>			
<p>Public Safety Factors Considered: Check all that apply.</p> <p><input checked="" type="checkbox"/> The sponsor is within its own municipally boundary</p> <p><input checked="" type="checkbox"/> Parcel is within 100 yards of building devoted to human occupancy</p> <p><input type="checkbox"/> Parcel is within 50 feet of the center line of highways & roads</p> <p><input checked="" type="checkbox"/> Parcel is within 1700 feet of school grounds, hospital, or sanatorium</p> <p><input checked="" type="checkbox"/> Ordinance exists –</p> <p style="padding-left: 20px;"><input checked="" type="checkbox"/> Discharge or carrying a weapon <input checked="" type="checkbox"/> Hunting within a park <input type="checkbox"/> Throwing or shooting missiles, arrows, spears, etc.</p> <p><input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance</p> <p><input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.</p> <p><input type="checkbox"/> Parcel is adjacent to a public waterway.</p> <p><input checked="" type="checkbox"/> Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe:</p> <p><input type="checkbox"/> Other _____</p>			
<p>Prohibition or Restriction Necessary to Protect Public Safety: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>			

TRAPPING

Location	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Upland	yes	
Water	NA	

Public Safety Team Narrative:
 Because of its location within the City of Waukesha which has existing ordinances prohibiting trapping, its proximity to houses and a school and its configuration as a long narrow corridor that will be used as a paved trail, it is necessary for public safety to prohibit trapping on this parcel.

- No Water On Site**
- Public Safety Factors Considered: Check all that apply.**
- The sponsor is within its own municipality boundary.
 - Parcel is within 100 yards of building devoted to human occupancy and per s. NR 10.13(1)(b)(12)(c), the following traps are prohibited: conibear body gripping traps (with jaws wider than 80 sq. inches) and cable restraints.
 - Ordinance exists that prohibits trapping or some type of trapping.
 - Parcel is subjected to a non-sponsor ordinance
 - Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
 - Parcel is adjacent to a public waterway.
 - Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe:
- Other _____

Prohibition or Restriction Necessary to Protect Public Safety: Yes No

FISHING

Method	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Shore	NA	
Boat	NA	

Public Safety Team Narrative:
 No prohibition or water

- No Water on Site**
- Public Safety Factors Considered: Check all that apply.**
- Ordinance exists -- _____
 - Parcel is subjected to a non-sponsor ordinance
 - Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.
 - Parcel is adjacent to a public waterway.
 - Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe:
- Other _____

Prohibition or Restriction Necessary to Protect Public Safety: Yes No

HIKING		
Location	Prohibition/Restriction	List Dates (opening and closing)
On-Trail	yes	
Off-Trail	no	
Public Safety Team Narrative: No prohibition		
Public Safety Factors Considered: Check all that apply. <input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance <input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists. <input type="checkbox"/> Parcel is adjacent to a public waterway. <input type="checkbox"/> Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe: <input type="checkbox"/> Other _____		
Prohibition or Restriction Necessary to Protect Public Safety: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

CROSS COUNTRY SKIING		
Type of Trail	Prohibition/Restriction	List Dates (opening and closing)
Off-Trail (un-groomed)	no	
On-Trail (un-groomed)	yes	
On-Trail (groomed)	no	
Public Safety Team Narrative: No prohibition		
Public Safety Factors Considered: Check all that apply. <input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance <input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists. <input type="checkbox"/> Parcel is adjacent to a public waterway. <input type="checkbox"/> Visitor's expectations of safety at the site, which includes user conflicts that may create public safety issues and impact one or more NBOA's activities. Describe: <input type="checkbox"/> Other _____		
Prohibition or Restriction Necessary to Protect Public Safety: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

11.13 Firearms and Other Weapons

(1) **FIREARMS.** No person shall discharge or cause to be discharged any revolver, pistol, shotgun, rifle or other related device in the City that propels a projectile or projectiles by the burning of powder within a cartridge or barrel that creates a quantity of gas to expand and propels a projectile or projectiles without the permission of the Chief of Police to do so, except in self-defense or in the course of the lawful discharge of duties as a peace officer.

(2) **AIR GUNS AND RELATED DEVICES.** No person shall discharge or cause to be discharged any revolver, pistol, rifle or other device that propels a missile, projectile or substance by the expansion of compressed air, gas or spring, within the City.

(3) RESTRICTIONS ON HUNTING WITH BOW OR CROSSBOW.

(a) No person shall hunt with a bow and arrow or crossbow within 100 yards of a building located on another person's land. This prohibition does not apply if the person who owns the land on which the building is located allows the hunter to hunt within 100 yards of the building. The term "building" shall have the meaning as set forth in sec. 29.38(3)(b)1.a., Wis. Stats.

(b) A person who hunts with a bow or crossbow within the City limits may only discharge the arrow from the respective weapon towards the ground.

(4) **EXCEPTIONS.** This section does not apply to authorized dealers within the City in the ordinary course of their business providing the proper safeguards are utilized.

11.24 Birds and Animals.

(1) **HUNTING ON CITY LANDS PROHIBITED.** Hunting or trapping on City owned or leased land is prohibited within the jurisdictional limits of the City of Waukesha.

(2) **RUNNING AT LARGE.** The owner or keeper of one or more horses, mules, cattle, sheep, goats, swine, chickens, geese, ducks, pigeons or other domestic fowl shall prevent them from running at large in any part of the City.

(3) PIGS AND GOATS.

(a) No person shall keep any pigs or goats except in conformity with the following requirements.

1. No pig or goat shall be kept or permitted in any building, shelter, yard or enclosure unless it be at least 200 yards from any residence, street or highway.

2. All unconsumed food and excreta from the animals shall be removed daily by burying the same in the ground.

3. The floor of any building or shelter in which the animals are kept, fed or housed, shall be washed daily and the washings disposed of in a drywell.

(b) The provisions of (a) do not apply to or include the species *sus scrofa*, more commonly known as a Vietnamese Pot Bellied Pig. Persons keeping Vietnamese Pot Bellied Pigs in the City must comply with the following requirements:

1. Every owner of a Vietnamese Pot Bellied Pig shall pay a license fee and obtain a license in the same manner as is provided for the licensing of dogs under §§174.05 and 174.07, Wis. Stats., respectively.

2. Vietnamese Pot Bellied Pigs must be spayed or neutered prior to receiving the license required by §11.24(3)(b)1. above.

3. No owner or keeper of any Vietnamese Pot Bellied Pig shall permit or allow the pig to "run at large within the City" as that term is defined in §11.22(1)(c)1.

4. Subject to 11.22(4), no more than 2 Vietnamese Pot Bellied Pigs over the age of 3 months shall be kept in any dwelling unit in the City. The owner or keeper of a pig shall properly water and feed it at regular intervals and shall keep the premises occupied by it in a sanitary condition.

(4) **HORSES AND CATTLE.** No person shall keep any horse, cow or bull except in conformity with the following requirements: All excreta from the animals shall be removed daily from any building or shelter in which the animal is kept or from any yard or enclosure in which the animal is permitted and the same shall be buried in the ground or placed in a covered container. If placed in a covered container, subsequent and final disposal thereof, if made in the City, shall be done by burying the same in the ground.

(5) **INSPECTION OF PREMISES.** Premises used in the keeping or maintaining of one or more horses, mules, cattle, sheep, goats, swine or other domestic animals, shall be open to inspection of City officials or their duly designated representatives at all times.

(6) WASTE PRODUCTS AND MANURE.

(a) The owner or person in charge of any animal shall not permit solid fecal matter of such animal to be deposited on any street, alley or other public or private property unless such is immediately removed therefrom by the owner or person in charge.



(b) The owner or person in charge of private property shall not permit solid fecal matter of animals kept on the private property to accumulate on the private property, including the space between the street or curb and the sidewalk adjacent to such property, for a period in excess of 24 hours.

(7) WILD AND EXOTIC ANIMALS PROHIBITED.

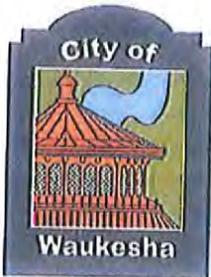
(a) No person shall keep, maintain or have in such person's possession or under such person's control any poisonous reptile, dangerous or wild animal or insect including, but not limited to, poisonous insects and arachnids, all poisonous snakes, constrictor snakes, non-human primates, bears, crocodiles, alligators, coyotes, elephants, gamecocks and other fighting birds, hippopotami, hyenas, jaguars, leopards, lions, lynx, pumas, cougars, mountain lions, panthers, ocelots, tigers or other wild feline species, and wolves.

(b) Exceptions. The prohibitions set forth in sub. (a) shall not apply to licensed pet shops; zoological gardens; public or private educational institutions; circuses and professional animals acts or other shows requiring an amusement activity permit as required by sec. 8.11(1) of this Municipal Code; provided that:

1. Their location conforms to the zoning requirements of Chapter 22.
2. All animals and animal quarters are kept in a clean and sanitary condition and so maintained as to eliminate objectionable odors.
3. Animals are maintained in quarters so constructed as to prevent their escape.

(c) Enforcement. Any person violating this section may be subject to a penalty as provided for in sec. 25.05 of this Municipal Code.





Office of the City Attorney

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Assistant City Attorney

November 24, 2014

Daniel Kemmerer
Community Services Specialist
Wisconsin Department of Natural Resources
2300 North Dr. Martin Luther King Drive
Milwaukee, Wisconsin 53212

Re: City of Waukesha Hunting, Trapping and Fishing Ordinances

Dear Mr. Kemmerer:

This is in response to your request for a summary of Waukesha ordinances affecting hunting, fishing and trapping, and an explanation of compliance with Wis. Stats. §29.038, known as Act 71.

1. Municipal Code §11.13 Firearms and Other Weapons.

(1) Firearms. This subsection prohibits the discharge of firearms in the City, except for self-defense or in the course of police duties.

This subsection has an incidental effect on hunting in the City, but its only purpose is to protect public safety, and is therefore allowed by Wis. Stats. §29.038(3)(a). Waukesha is a densely-populated, urban environment. The discharge of firearms in such an environment is an unquestionable public safety hazard.

(2) Air Guns. This subsection similarly prohibits the discharge of spring, compressed-air, or compressed-gas powered guns in the city, for the same reasons as stated above in regards to subsection (1).

(3) Bow and Crossbow Hunting. This subsection prohibits hunting with a bow or crossbow within 100 yards of a building, except for doing so on one's own land or with permission of the landowner. It also requires that bows and crossbows only be discharged towards the ground. This subsection follows the language of, and is compliant with, Wis. Stats. §29.038(3)(b)3.



2. **Municipal Code §11.24(1) Hunting on City Lands Prohibited.** This subsection prohibits hunting and trapping on City-owned or -leased land within the City limits. This subsection follows the language of, and complies with, Wis. Stats. §29.038(2)(b).
3. **Municipal Code §11.26.** This section placed restrictions on trapping within City limits. It has been repealed to comply with Act 71, because it applied to trapping on private land, and it did not exist primarily for public health or safety reasons.

The complete text of Municipal Code §§11.13 and 11.24 is attached to this letter.

Please let me know if you need further information, or if I can be of any further assistance.

Sincerely,



Brian E. Running
City Attorney

Copy: Ron Grall, Waukesha Department of Parks, Recreation and Forestry



DATE: January 13, 2015

Appendix C

TO: Steve Miller – LF/6

FROM: Lavane Hessler – LF/6

SUBJECT: NBOA News Release/Announcement Comment Period Closure and Approval

PROJECT NAME: City of Waukesha, Waukesha County – UP Waukesha Spur Acquisition

The UP Waukesha Spur land acquisition Stewardship grant proposal was required to meet the public notice requirements in ch. NR 52.04. The public notice was posted on GovDelivery on December 5, 2014 and the fifteen day public review period ended on January 2, 2015.

The Department received one comment concerning this proposal, which is summarized below:

Summary of comments:

One comment was opposed to state funding for the project. They felt the local government should pay for their own recreational facilities.

In conclusion, the Department has met the public notice requirements for Stewardship land acquisition grant proposals.

Jim Ritchie

1/13/15

Signature of Regional Staff

Date



Appendix D

City of Waukesha seeks grant for land acquisition

By [Southeast Region](#) December 5, 2014

Contact(s): Dan Kaemmerer, community services specialist, 414- 263-8704

WAUKESHA-- - The City of Waukesha has applied for a 50 percent matching grant from the Acquisition and Development of Local Parks and Urban Greenspace subprograms of the Knowles-Nelson Stewardship Program, to assist with the purchase of 10.6 acres of land in the city of Waukesha.

The proposed project will acquire approximately 10.6 acres to develop a 1.45-mile trail segment along an abandoned railroad corridor known as the Waukesha Spur of the Union Pacific Railroad. The planned development will connect Carroll University and the central city area to the New Berlin and the Glacial Drumlin State Trails. Recreational activities will include hiking, cross-county skiing, biking, snowshoeing and rollerblading.

The City of Waukesha will provide match to the grant award.

The Department of Natural Resources is proposing to make the determination that prohibiting hunting and trapping is necessary to protect public safety because the property is in close proximity to residences, commercial buildings and Carroll University. Other factors in determining the prohibition of hunting and trapping are the size, shape and location of the property, and a city ordinance prohibiting the discharge of firearms and trapping

The department's initial [assessment of the allowed Nature Based Outdoor Activities \(pdf\)](#) may be downloaded from the DNR website.

You can request a hard copy of the department's initial assessment and submit written comments on the proposed acquisition by contacting Dan Kaemmerer, community services specialist, Department of Natural Resources, 2300 N. Dr. Martin Luther King Jr. Drive, Milwaukee, WI 53212. Comments or questions about this project also can be sent to him at Daniel.Kaemmerer@Wisconsin.gov, or by phoning him at 414- 263-8704. Written comments will be accepted through January 2, 2015

In accordance with s. NR 52.04 (2) (b), Wis. Adm. Code, objections about the prohibited activities on this property must show the proposed prohibition to be inconsistent with s. 23.0916 (2) (b), Stats., and s. NR 52.05, Wis. Adm. Code.

To receive e-mail notices of Stewardship Grant project news releases, please go to https://public.govdelivery.com/accounts/WIDNR/subscriber/new?topic_id=WIDNR_192 and enter your email address.

Last Revised: Friday, December 05, 2014

Appendix E

Map & Directions

Map Only

Directions Only

Print

Boucher Hyundai Waukesha www.boucherhyundai.com Save Big on a New or Used Hyundai. Wisconsin's Premier Hyundai Dealer.

Ad

YAHOO!
MAPS

A 101 S Webster St, Madison, WI 53703-3474

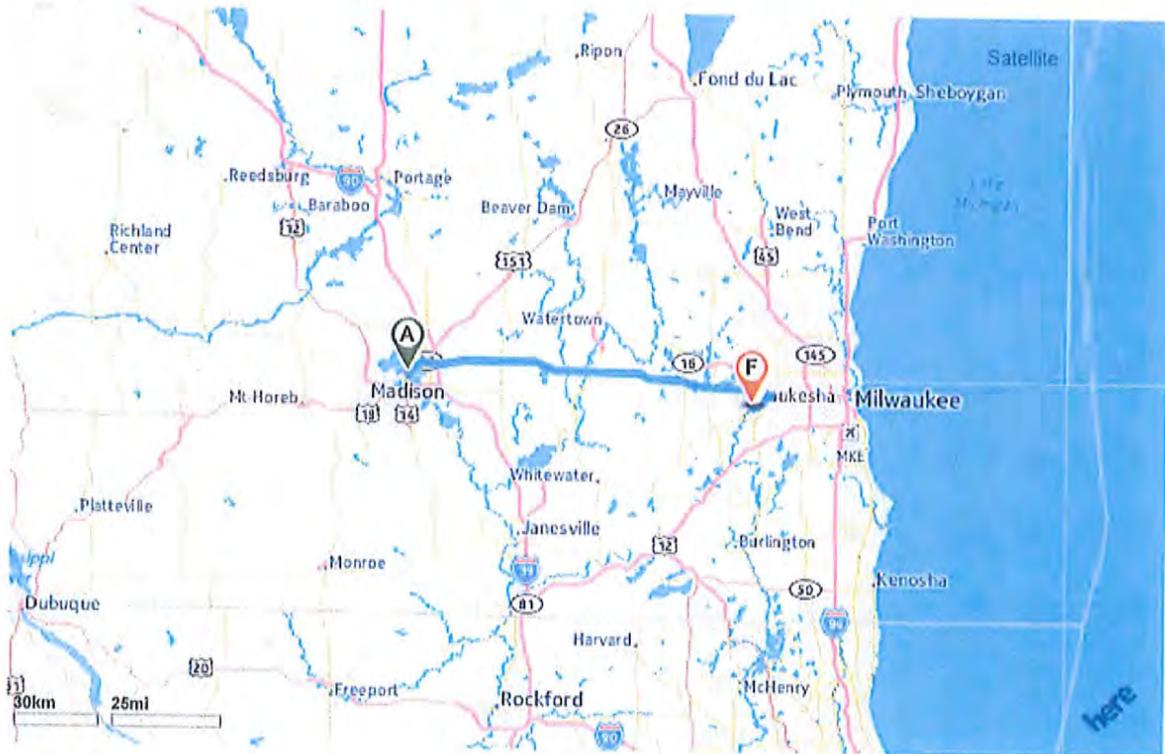
F N Grand Ave, Waukesha, WI 53186

Enter notes here

255

Total Distance: 68.01 mi— Total Time: 1:15 h

Map Layout



A 101 S Webster St, Madison, WI 53703-3474

Expand All

Head toward E Main St on S Webster St

Hide

Turn right onto E Washington Ave

Hide

 Take ramp onto WI-30 E toward I-94 E/I-90 E/Milwaukee/Commercial Av Go for 3.2 mi [Hide](#)

 Continue on I-94 E Go for 56.7 mi [Hide](#)

 Take exit #297/US-18/WI-164 S/Cr-Jj/Bluemound Rd/Waukesha toward US-18 W/WI-164 S/Waukesha Go for 1.7 mi [Hide](#)

 Turn left onto WI-164 S Go for 0.8 mi [Hide](#)

 Turn right onto Arcadian Ave Go for 0.9 mi [Hide](#)

Arrive at Arcadian Ave. The trip takes 66.4 mi and 1:09 h. [Hide](#)

 Arcadian Ave, Waukesha, WI 53186 [Expand All](#)

Head toward Oakland Ave on Arcadian Ave Go for 32 ft [Hide](#)

 Turn left onto Oakland Ave Go for 0.3 mi [Hide](#)

Your destination on Oakland Ave is on the right. The trip takes 0.3 mi and 1:10 h. [Hide](#)

 510 Oakland Ave, Waukesha, WI 53186-5573 [Expand All](#)

Head toward Lincoln Ave on Oakland Ave Go for 262 ft [Hide](#)

 Turn left onto Lincoln Ave Go for 0.3 mi [Hide](#)

 Turn left onto N Hartwell Ave Go for 219 ft [Hide](#)

Your destination on N Hartwell Ave is on the left. The trip takes 0.4 mi and 1:12 h. [Hide](#)

 501 E Broadway, Waukesha, WI 53186-5504 [Expand All](#)

Head toward E Broadway on N Hartwell Ave Go for 134 ft [Hide](#)

 Turn left onto E Broadway Go for 0.3 mi [Hide](#)

 Continue on Wisconsin Ave Go for 0.1 mi [Hide](#)

 Turn left onto N Barstow St Go for 0.1 mi [Hide](#)

Arrive at N Barstow St. The trip takes 0.5 mi and 1:14 h. [Hide](#)

 N Barstow St, Waukesha, WI 53186 [Expand All](#)

Head toward Carroll St on N Barstow St Go for 0.1 mi [Hide](#)

 Turn right onto Cutler St Go for 0.1 mi [Hide](#)

 Turn right onto N Grand Ave Go for 498 ft [Hide](#)

Arrive at N Grand Ave. The trip takes 68.0 mi and 1:15 h. [Hide](#)

 N Grand Ave, Waukesha, WI 53186 [Expand All](#)

When using any driving directions or map, it is a good idea to double check and make sure the road still exists, watch out for construction, and follow all traffic safety precautions. This is only to be used as an aid in planning