



**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**

<b>Jason Roberts</b>	<b>10-31-12</b>	<b>Kevin Mickelberg</b>	<b>11-15-12</b>
<b>Regional Recreational Safety Warden</b>	<b>Date</b>	<b>Regional Warden Supervisor</b>	<b>Date</b>

**PROJECT DESCRIPTION**

<b>Applicant/ Sponsor:</b> River Revitalization Foundation	<b>Year of Application:</b> 2012
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<b>Project Name:</b> Rotary Arboretum	<b>Primary Purpose:</b> <input type="checkbox"/> <b>Habitat Areas</b> <input type="checkbox"/> <b>Local Parks</b> <input type="checkbox"/> <b>Natural Areas</b> <input type="checkbox"/> <b>Urban Rivers</b> <input type="checkbox"/> <b>State Trails</b> <input checked="" type="checkbox"/> <b>Urban Greenspace</b> <input type="checkbox"/> <b>Streambank Protection</b>
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**Project Description:**  
Approximately 2 acres of property being purchased for purposes of creating the outdoor Milwaukee Rotary Centennial Arboretum. The project looks to increase public access to established green space within the City of Milwaukee boundaries. The project will provide for planting and restoration of native tree and plant species within the arboretum. The property lies within the Milwaukee River corridor from Locust Street south to Caesars Park. The acquisition is looking to expand multiple nature based outdoor activities. The properties currently have several buildings on the property that will be razed. Title to two of the properties will be transferred to Milwaukee County which will manage the properties as part of their park system.

**FINDINGS OF FACT:**

The River Revitalization Foundation has applied for Stewardship Funding for the purposes of acquiring approximately 2 acres of property located on several parcels along the Milwaukee River. The project is looking to create the planned Milwaukee Rotary Centennial Arboretum. The sites currently have several buildings on the property parcels which are scheduled for demolition.

A City of Milwaukee and Milwaukee County ordinances currently prohibit hunting and trapping within all of the City and County of Milwaukee. There are currently no hunting or trapping opportunities on any of the adjacent parkway properties along the Milwaukee River. Additionally, the contiguous proximity of residential and commercial buildings near the proposed properties would constantly put hunters and trappers in violation of state law prohibiting firearm discharge and most forms of trapping within 100 yards of a home. A portion of proposed Parcel A is within 1000 feet of Riverside University High School on Locust Ave. This proximity to the school places the proposed property within a designated "school zone". State law restricts the use and possession of firearms on public lands within these designated school zones.

The SER NBOA Public Safety Team has determined that the prohibition of hunting and trapping is necessary to insure compliance with current state firearms and trapping laws, school zone restrictions and to protect the public's safety.

**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.

The properties are small pieces of land adjacent to the Milwaukee River and the East Bank Milwaukee County hiking trails. These parcels are surrounded by schools, parks, educational centers, residential homes and industry. State law prohibits the possession of firearms within school zones and prohibits the discharge of firearms when within 100 yards of a home devoted to occupancy. It is noted the development of this site will lead to access to several other nature based outdoor activities.

**Proposed NBOA Prohibition or Restrictions**

**HUNTING**

	<b>Gun Prohibition/Restriction</b>	<b>Archery Prohibition/Restriction</b>	<b>List Dates/Seasons (opening and closing)</b>
Waterfowl	X	X	N/A
Small Game	X	X	N/A
Turkey	X	X	N/A
Large Game	X	X	N/A

**HUNTING**

**Public Safety Team Narrative:**

The extraordinarily high density of people, schools, homes, hiking trails, industry and educational centers adjacent to the proposed property parcels would create an undesirable public safety concern.

It is the opinion of SER NBOA Public Safety Team that the prohibition on all hunting is necessary to insure compliance with current state firearm laws, limit user conflict on the properties and to insure the safety of the public.

**HUNTING**

**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
- Parcel is within 50 feet of the center line of highways & roads
- Parcel is within 1700 feet of school grounds, hospital, or sanatorium
- Ordinance exists – City of Milwaukee and Milwaukee County
  - Discharge or carrying a weapon
  - Hunting within a park
  - Throwing or shooting missiles, arrows, spears, etc.
- Parcel is subjected to a non-sponsor ordinance (City of Milwaukee 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**

**TRAPPING**

<b>Location</b>	<b>Prohibition/Restriction</b>	<b>List Dates/Seasons (opening and closing)</b>
Upland	X	N/A
Water	X	N/A

**Public Safety Team Narrative:**

The high volume of visitors, hikers, bikers and fishermen would certainly create user conflicts along the trail system with legalized trapping. The extraordinarily high density of residential homes, schools, educational centers and parks near the proposed property would make legal trapping extremely difficult. The expected foot and dog traffic will be significant in and around the proposed parcels and could lead to significant user conflicts.

It is the opinion of SER NBOA Public Safety Team the prohibition on all trapping is necessary to insure compliance with current state trapping laws, insure municipal ordinance consistency, reduce user conflict and insure the safety of the public.

**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 13.(1)(b)(12), the following traps are prohibited: conibear body gripping traps (with jaws wider than 60 sq. inches) and cable restraints.

X Ordinance exists that prohibits trapping or some type of trapping.

X Parcel is subjected to a non-sponsor ordinance (City of Milwaukee ordinance)

Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.

X Parcel is adjacent to a public waterway.

X 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:** X Yes  No

**FISHING**

Method	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Shore	None	Per state regulation
Boat	None	Per state regulation

**Public Safety Team Narrative:**

Fishing will be allowed on the property.

**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 X No

**HIKING**

Location	Prohibition/Restriction	List Dates (opening and closing)
On-Trail	None	All year
Off-Trail	None	All year

**Public Safety Team Narrative:**

Hiking will be allowed on the property.

**Public Safety Factors Considered:** Check all that apply.

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 X No

CROSS COUNTRY SKIING		
Type of Trail	Prohibition/Restriction	List Dates (opening and closing)
Off-Trail (un-groomed)	None	Winter
On-Trail (un-groomed)	None	Winter
On-Trail (groomed)	N/A	N/A
<b>Public Safety Team Narrative:</b> Cross-country skiing will be allowed on the property.		
<b>Public Safety Factors Considered:</b> Check all that apply. <ul style="list-style-type: none"> <li><input type="checkbox"/> Parcel is subjected to a non-sponsor ordinance</li> <li><input type="checkbox"/> Parcel is adjacent to a parcel where the NBOA's to be prohibited already exists.</li> <li><input type="checkbox"/> Parcel is adjacent to a public waterway.</li> <li><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:</li> </ul> <input type="checkbox"/> Other _____		
<b>Prohibition or Restriction Necessary to Protect Public Safety:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		