



**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**

_____ Regional Recreational Safety Warden      Date	_____ Regional Warden Supervisor      Date
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**PROJECT DESCRIPTION**

<b>Applicant/ Sponsor:</b> City of Monona	<b>Year of Application:</b> 2021
<b>Project Name:</b> San Damiano Friary Acquisition	<b>Primary Purpose:</b> <input type="checkbox"/> Habitat Areas <input type="checkbox"/> Local Parks <input type="checkbox"/> Natural Areas <input type="checkbox"/> Urban Rivers <input type="checkbox"/> State Trails <input checked="" type="checkbox"/> Urban Greenspace <input type="checkbox"/> Streambank Protection

**Project Description:** City of Monona: San Damiano Acquisition - One of the last undeveloped pieces of land on Lake Monona. The site includes 9.8 acres. The grant request is for a sub-set of the property being 0.75 acres, and grant request is \$249,999. The overall 9-acre property is undeveloped land, much of it wooded, park-like setting with mowed turf and large trees, over 1,000 feet of shoreline with views of Downtown Madison skyline. The property has remnants of Native American encampments along the lakeshore which will remain untouched and highlighted. The property was next a farm developed in 1880's and then bequeathed to the priests of St. Norbert Abbey in 1929. Since then the land has primarily remained untouched. The house and garage on the property are excluded from the grant, as they may remain due to historical significance.

City is embarking on its public planning process soon to address long-term public recreation and conservation purpose for this property.

**FINDINGS OF FACT:**

The City of Monona is looking for Stewardship funding for the purpose of acquiring 0.75 acres of property along the east shore of the Lake Monona. This parcel is located north of residential housing, at the north end of 4123 Monona Drive, Monona WI 53716, west of Monona Drive and south of a stormwater outfall. The acquisition of this parcel would help provide a place for the public to hike, Fish, Picnic, Snowshoe, Cross-country ski, bike, watch/study nature/wildlife and a place to access the water for non-motorized boat usage (canoe, kayak).

This parcel equates to an unsymmetrical total area of roughly 110 feet wide by 290 feet long. The entire area is located within 300 feet of several private residences and businesses. Frank Allis Elementary School is well within 1,000 feet of the parcel.

This proximity to the school places the property boundary within a designated "school zone". State law restricts the use and possession of firearms as well as hunting within these designated school zones. As such, there are no legal options for hunting this parcel.

The SCR NBOA Public Safety Team has determined that the prohibition of hunting on this 0.75-acre parcel is necessary to stay in compliance with current state hunting laws, firearm discharge laws, state school zone laws and the need 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 size of the subject property is 0.75 acres and is on the northern end of the 9-acre ownership and it includes frontage on the lake and a stormwater outlet. It is closer proximity (across Monona Drive & stormwater outfall) to residential housing ~165 feet. Likewise, it abuts Monona Drive for ~100 feet.

### **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	Prohibited	Prohibited	N/A
Small Game	Prohibited	Prohibited	N/A
Turkey	Prohibited	Prohibited	N/A
Large Game	Prohibited	Prohibited	N/A

**Public Safety Team Narrative:**

The high density of residential homes, businesses, and schools in the vicinity of the proposed property would make legal hunting impossible.

This 0.75-acre lot, of riverfront property is located entirely within the city limits of Monona, within 300 feet of several buildings devoted to human occupancy. State law prohibits the discharge of a firearm within 300 feet of any building devoted to human occupancy while on lands that you do not own, without the permission of the owner or occupant.

State law also restricts both the possession and the discharge of firearms within 1,000 feet of school grounds as well as the hunting within 1,700 feet of any school grounds. This 0.75-acre site is located entirely within 1,000 feet of Frank Allis Elementary.

The City of Monona has an ordinance which states that

- "No person shall use or shoot any bow and arrow in any City park, except in authorized areas, as permitted by the Parks and Recreation Director."
- "Firearms; hunting. Possessing or discharging of any air gun, slingshot, explosive, firearm or weapon of any kind is prohibited in all City parks."

The state law restrictions alone would eliminate the legal hunting on the entire 0.75 acres.

It is the opinion of SCR NBOA Public Safety Team the prohibition on all hunting is necessary to ensure compliance with current state firearm possession, firearm discharge and hunting laws. This will limit user conflict within the city and to ensure the safety of the public.

**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 --
  - Discharge or carrying a weapon
  - Hunting within a park
  - Throwing or shooting missiles, arrows, spears, etc.
- 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: Given the urban nature of the property it is likely that user conflict would result if hunting permitted, due to the proximity to residential dwelling and pedestrian and vehicular traffic.
- Other \_\_\_\_\_

**Prohibition or Restriction Necessary to Protect Public Safety:**

Yes

No

TRAPPING		
Location	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Upland	prohibited	N/A
Water	prohibited	N/A

**Public Safety Team Narrative:**

The city of Monona has ordinances making it illegal to use traps.

**321.1 B (6)**  
*Trapping. "Trapping," when used in this section, includes the taking, or the attempting to take, of any wild animal by means of setting or operating any device, mechanism or contraption that is designed, built or made to close upon, hold fast or otherwise capture a wild animal or animals; live traps on a person's property are excluded. The trapping of wild animals is hereby prohibited in City parks, unless authorized by the Common Council, upon the recommendation of the Park and Recreation Board. This subsection does not prohibit fishing.*

The parcel to be purchased is small and totals approximately 0.75 acres. It is located within the city of Monona, a highly populated area. The parcel, if acquired by the City, would be developed into a public park and available for activities such as hiking, fishing, picnicking, snowshoeing, cross-country skiing, biking, watching/studying nature/wildlife and a place to access the water for non-motorized boat usage (canoe, kayak).

The property is located within 100 yards of several buildings devoted to human occupancy, which due to State regulations; restricts the setting, placing or operation of any body-gripping type trap greater than 60 square inches or any snare or cable restraint, within 100 yards of any building devoted to human occupancy without the owner's consent.

Given the urban nature of the property, it is likely that trapping at the site could be a causation of user conflict for public using the site.

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 60 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: Given the urban nature of the property it is likely that trapping at the site could be a causation of user conflict for public using the property.

Other \_\_\_\_\_

**Prohibition or Restriction Necessary to Protect Public Safety:**  Yes  No

FISHING		
Method	Prohibition/Restriction	List Dates/Seasons (opening and closing)
Shore	None	Open/Closed as listed in state regulations
Boat	None	Open/Closed as listed in state regulations
Public Safety Team Narrative:		
<input type="checkbox"/> No Water on Site <input type="checkbox"/> Public Safety Factors Considered: Check all that apply. <input type="checkbox"/> Ordinance exists – <input type="checkbox"/> _____ <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 checked="" 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		

HIKING		
Location	Prohibition/Restriction	List Dates (opening and closing)
On-Trail	none	Open all
Off-Trail	none	Open all
Public Safety Team Narrative:		
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 checked="" 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)	None	Open all
On-Trail (un-groomed)	None	Open all
On-Trail (groomed)	None	Open all

**Public Safety Team Narrative:**

**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       No