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## WISCONSIN NATURAL RESOURCES BOARD

### BRIEF OF ACTION

For hybrid meeting at:  
Northwood Technical College  
2100 Beaser Avenue  
Ashland, Wisconsin 54806

Wednesday, September 28, 2022

The hybrid meeting of the Wisconsin Natural Resources Board was held on Wednesday, September 28, 2022, from Northwood Technical College, 2100 Beaser Avenue, Ashland, Wisconsin 54806. The meeting was called to order at 8:30 a.m. for action on items 1-4 and 7-8. The meeting adjourned at approximately 11:52 a.m.

### ORDER OF BUSINESS

1. ORGANIZATIONAL MATTERS (0:00:00 – 0:11:05)

A. Calling the roll (0:10:03 – 0:10:32)

William Bruins – present  
Sharon Adams – present  
Terry Hilgenberg – present  
Marcy West – present

William Smith – present  
Dr. Frederick Prehn – present  
Greg Kazmierski – present

B. Approval of agenda for September 28, 2022 (0:10:49 – 0:11:00)

**At 0:10:58 Terry Hilgenberg MOVED, seconded by Dr. Frederick Prehn approval of the agenda for September 28, 2022. The motion carried unanimously.**

2. CONSENT (0:11:06 – 0:11:31)

A. Approval of brief of action from August 10, 2022

B. Preliminary public hearing and comment period for the Statement of Scope for Board Order WA-12-21, for proposed rules affecting chapters NR 600 to 679 to modify and expand universal waste management

- C. Preliminary public hearing and comment period for the Statement of Scope for Board Order WA-14-21, for proposed rules affecting chapters NR 660 to 679 related to technical corrections of state hazardous waste regulations.
- D. Preliminary public hearing and comment period for the Statement of Scope for Board Order WA-11-21, for proposed rules affecting chapters NR 660 to 679 to incorporate federal hazardous waste regulations promulgated since the previous authorization of the Wisconsin hazardous waste program, relating to updated test methods  
**At 0:11:15 Dr. Prehn MOVED, seconded by William Smith approval of the consent agenda for September 28, 2022. The motion carried unanimously.**

3. DISCUSSION AND POSSIBLE ACTION CONCERNING ITEMS REMOVED FROM THE CONSENT AGENDA - NONE

4. ACTION ITEMS (0:11:35 – 0:48:51)  
ADOPTION (0:11:35 – 0:13:41)

- A. Request adoption of Board Order CF-12-19, proposed rules affecting Chapter NR 162 related to streamlining, updating, and improving Clean Water Fund Program processes and procedures.  
(Matthew Marcum, Chief, Environmental Loans Section)  
**At 0:12:33 Dr. Frederick Prehn MOVED, seconded by William Bruins approval of the department's recommendation. At 0:13:29, the motion carried unanimously.**

SCOPE STATEMENTS (0:14:03 – 0:48:51)

- B. Request approval of the Statement of Scope for Emergency Board Order DG-07-22(E) and Board Order DG-08-22 and conditionally approve the public hearing notice for DG-08-22 and notice of submittal of proposed rules to the Legislative Council Rules Clearinghouse, for proposed rules affecting chapter NR 812 related to allowing for the use of new cement formulations for the construction of water wells  
(Marty Nessman, Private Water Supply Section Chief)  
**At 0:14:47 Terry Hilgenberg MOVED, seconded by Sharon Adams approval of the department's recommendation. At 0:16:48, the motion carried unanimously.**
- C. Request approval of the Statement of Scope for Board Order WW-06-22 and conditionally approve the public hearing notice for Board Order number WW-06-22 and notice of submittal of proposed rules to the Legislative Council Rules Clearinghouse for proposed rules affecting chapters NR 320, 323, 326, 328, and 329 related to structures in navigable waterways.  
(Kyle McLaughlin, Waterway Team Coordinator)  
**At 0:40:05 Dr. Frederick Prehn MOVED, seconded by Marcy West approval of the department's recommendation. The motion carried unanimously.**
- D. Request approval of the Statement of Scope for Board Order AM-05-22 and conditionally approve the public hearing notice and notice of submittal of proposed rules to the Legislative Council Rules Clearinghouse, for proposed rules affecting chapter NR 439 to simplify, reduce, modernize, and make more efficient reporting, recordkeeping, testing, inspection and determination of compliance requirements for sources of air contaminants.

(Maria Hill, Enforcement & Emission Section Chief)

**At 0:40:51 Dr. Frederick Prehn MOVED, seconded by Terry Hilgenberg approval of the department's recommendation. The motion carried unanimously.**

- E. Request approval of the Statement of Scope for Board Order FH-10-22 and Emergency Board Order FH-09-22 (E), and conditionally approve the public hearing notice for Board Order number FH-10-22 and notice of submittal of proposed rules to the Legislative Council Rules Clearinghouse for proposed rules affecting chapters NR 20 and 26 related to fish refuge establishment.

(Meredith Penthorn, Fisheries Management Policy Specialist) *(added 9/16/22)*

**At 0:47:40 Dr. Frederick Prehn MOVED, seconded by Bill Smith approval of the department's recommendation. At 0:48:46, the motion carried unanimously.**

5. OPEN FORUM (0:48:52 – 1:48:48)

**Duke Tucker**, West Marshland, representing self

*Topic: Glacial Lake Grantsburg Properties Master Plan*

**Jeff Meessmann**, representing Last Wilderness Alliance

*Topic: Hazardous Wakes; Create a safety hazard to everyone else using the lake, they damage the environment, destroy personal property and erode the shoreline.*

**John Richter**, Sayner, representing Plum Lake Association

*Topic: Dangers and damage created by wake surf boats on inland lakes*

**Jim Olson**, Madison, representing self

*Topic: Hazardous Wake*

**Corky Meyer**, Kewaskum, representing the Wisconsin Coon Hunter Association

*Topic: Status of the 3 hunting with dogs questions from the 2021 Spring hearings*

**Patrick Quaintance**, Bayfield, representing Wisconsin Wildlife Federation

*Topic: Wolf Management Plan*

6. INFORMATION ITEMS (1:49:27 – 2:37:12)

- A. Wolf population monitoring and winter 2021-22 wolf population estimate.

(Randy Johnson, Large Carnivore Specialist)

7. DEPARTMENT SECRETARY'S MATTERS (2:37:13 – 3:08:21)

- A. RETIREMENT RECOGNITION – Action (2:37:13 – 2:37:28)

1. Paul R. Stearns, Forestry, 25 years

**At 2:37:21 Terry Hilgenberg MOVED, seconded by Dr. Frederick Prehn to recognize the department retirees. The motion carried unanimously.**

- B. DEPARTMENT SECRETARY'S MATTERS (2:37:28 – 3:08:21)

1. Acts of the Department Secretary – Real Estate Transactions (2:37:28 – 2:37:33)

2. Update on DNR State Budget Request (2:37:33 – 2:38:18, moved to item 7.B.3. due to technical difficulties. Resumed at 2:46:58 – 3:08:21)

- a. State Supplemental Budget, Paul Neumann
  - b. Capital Budget, Terry Bay
  3. Department Secretary's Matters
    - a. Sandra Dee Naas Report (2:38:18 – 2:46:46)
  4. Planning Status Update - None
8. BOARD MEMBERS' MATTERS (3:08:41 – 3:21:39)  
A. Approval of the 2023 Natural Resources Board Meeting Dates (3:08:41 – 3:09:17)

**At 3:08:57 Dr. Frederick Prehn MOVED, seconded by William Bruins to approve the 2023 Natural Resources Board Meeting Dates and locations as proposed, January 24-25 Madison, February 21-22 Madison, April 11-12 Madison, May 23-24 Madison, June 27-28 TBD, August 8-9 TBD, September 26-27 TBD, October 24-25 Madison, December 12-13 Madison, January 23-24, 2024, Madison. The motion carried unanimously.**

**Bill Bruins**, at 3:09:37, would like an agenda item for CDAC 2.0 process in the near future.

**Sharon Adams**, at 3:11:44, expressed appreciation for tour held in the Northern Region, and would like to see properties maintained using Stewardship Budget

**Terry Hilgenberg**, at 3:12:32, would like a full report regarding the MMSD discharge of 700 million gallons into Lake Michigan.

**Marcy West**, at 3:13:44, would like the department to assist Saxon Harbor in obtaining FEMA funds, address staffing issues at state parks and fulfill the Ashland Mayor's requests regarding re-opening the service center and building boat launches. Marcy also referenced an article in the Wisconsin State Journal regarding Dr. Prehn's seat on the NRB.

**Bill Smith**, at 3:18:33, would like hazardous wake issues addressed. Expressed gratitude for staff who coordinated the out-state meeting and tour.

**Dr. Prehn**, at 3:20:17, None

**Chair Kazmierski**, at 3:20:21, expressed gratitude for staff that coordinated the out-state meeting and tour.

**At 3:21:29, Dr. Frederick Prehn MOVED, seconded by Sharon Adams to adjourn. The motion carried unanimously.**

**The meeting adjourned at approximately 11:52 a.m.**

The Wisconsin Natural Resources Board and Department of Natural Resources are committed to serving people with disabilities. If you need Board information in an alternative format, please contact:

NRB Brief of Action September 28, 2022

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