

CONDITIONAL USE PERMIT NO. 1118

REPORT OF THE PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE  
TO THE COUNTY BOARD ON A HEARING FOR A CONDITIONAL USE PERMIT

TO THE COUNTY BOARD OF SUPERVISORS OF LA CROSSE COUNTY:

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by:

**MICHAEL J TIRY OF OAKRIDGE ENGINEERING, INC.,**  
**220 ½ NORTH BRIDGE ST, CHIPPEWA FALLS, WI, 54729,**  
**FOR A1 ADVANCED PUMPING,**  
**N4314 COUNTY RD M, WEST SALEM, WI, 54669,**  
**ACTING O/B/O PAUL R AND ELLEN WEHRS,**  
**W3668 PLEASANT VALLEY RD, WEST SALEM, WI, 54669**

and having held a public hearing on the 30<sup>th</sup> day of December, 2019 for a Conditional Use Permit to use an existing approximately 2 million gallon concrete manure storage facility to store municipal wastewater treatment plant sludge on property zoned EXCLUSIVE AGRICULTURE DISTRICT in the Town of Hamilton and described as follows:

Located in the NE/SW of Section 10, T16N, R6W. Tax parcel 7-279-0. Property address W3668 Pleasant Valley Rd. Town of Hamilton.

And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 91.48(1), Wis. Stats., along with the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to:

By a vote of five (5) in favor, zero (0) no, one (1) excused (Keil), and one (1) absent, the committee recommended approval of Conditional Use Permit No. 1118 subject to the following eleven (11) conditions:

1. This permit is granted specifically to Paul R and Ellen Wehrs, W3668 Pleasant Valley Rd, West Salem, WI, 54669 to use an existing approximately 2 million gallon concrete manure storage facility to store municipal wastewater treatment plant sludge;
2. This permit is for approval of the storage of municipal treatment sludge to be hauled by A1 Advanced Pumping only in accordance with correspondence dated 11/14/19 with Christopher Bellovary of the WI DNR;
3. This permit does not address the land application of sludge, which is regulated by the WI DNR;
4. The final WI DNR approval conditions shall be submitted to this office to be included in the file and must be received prior to commencing use of the lagoon;
5. Copies of signed and secured 20 year leases from owners of property within 1,000-ft of the lagoon stating no residential or commercial development is allowed within 1,000 feet of the lagoon while it is used to store municipal sludge shall be submitted in accordance with the applicant's impact statement and DNR requirements. Any lease amount or fees may be redacted;
6. The applicant agrees not to sell any lands within 1,000 feet of the lagoon for the duration of the leases or use of the lagoon to store municipal sludge;
7. The owner shall obtain a permit from the La Crosse County Land Conservation Department if the lagoon reverts to storage of animal waste;
8. Discontinuance of use to store municipal waste in the existing lagoon for more than 12 consecutive months results in automatic termination of this permit;
9. As stated in the applicant's impact statement, truck traffic is limited from 7:00 a.m. to 6:00 p.m., Monday through Friday with a maximum of 12 truckloads per week;
10. This permit does not authorize principal operation of A1 Advanced Pumping owned by Jim Shurson from this location. Occasionally equipment associated with this pumping business may be stored on-site. Use of other buildings or structures for operation of sludge storage is not made part of this permit; and
11. This permit is transferrable.

Dated this 3<sup>rd</sup> day of January, 2020

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Charlie Handy - Planning Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Pat Scheller - Chair

THE COUNTY BOARD took the following action this 16<sup>th</sup> day of January, 2020

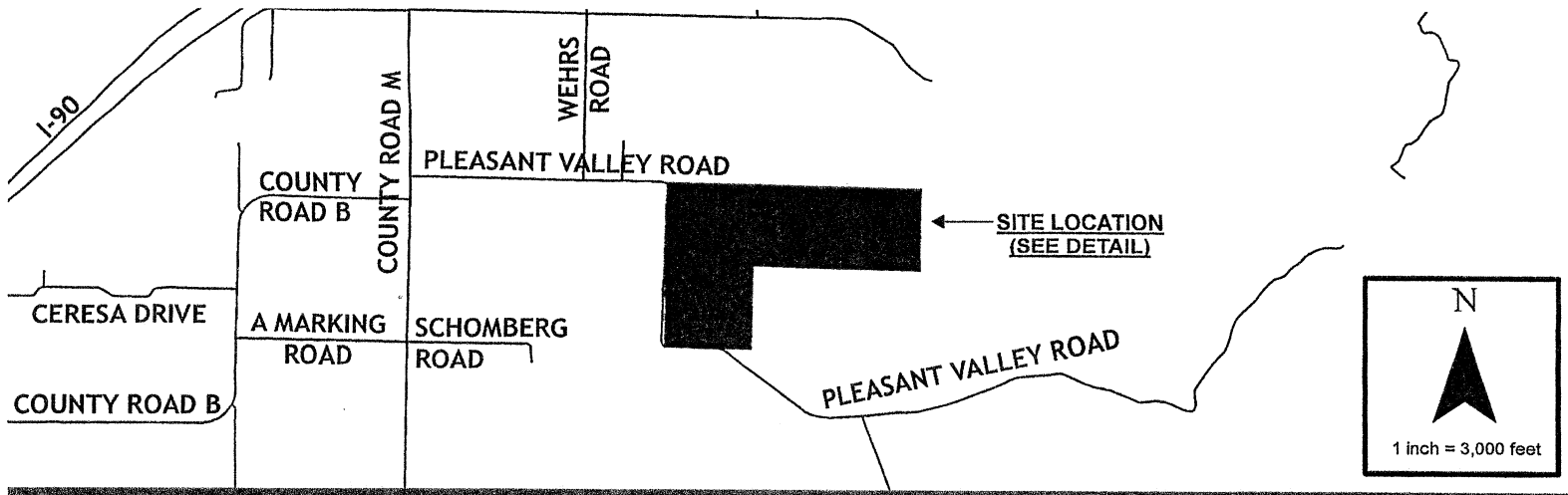
Approved subject to conditions as outlined ✓

Disapproved the application \_\_\_\_\_

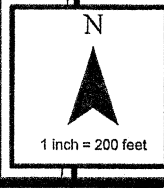
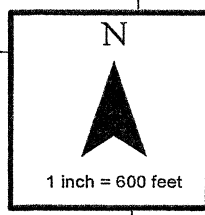
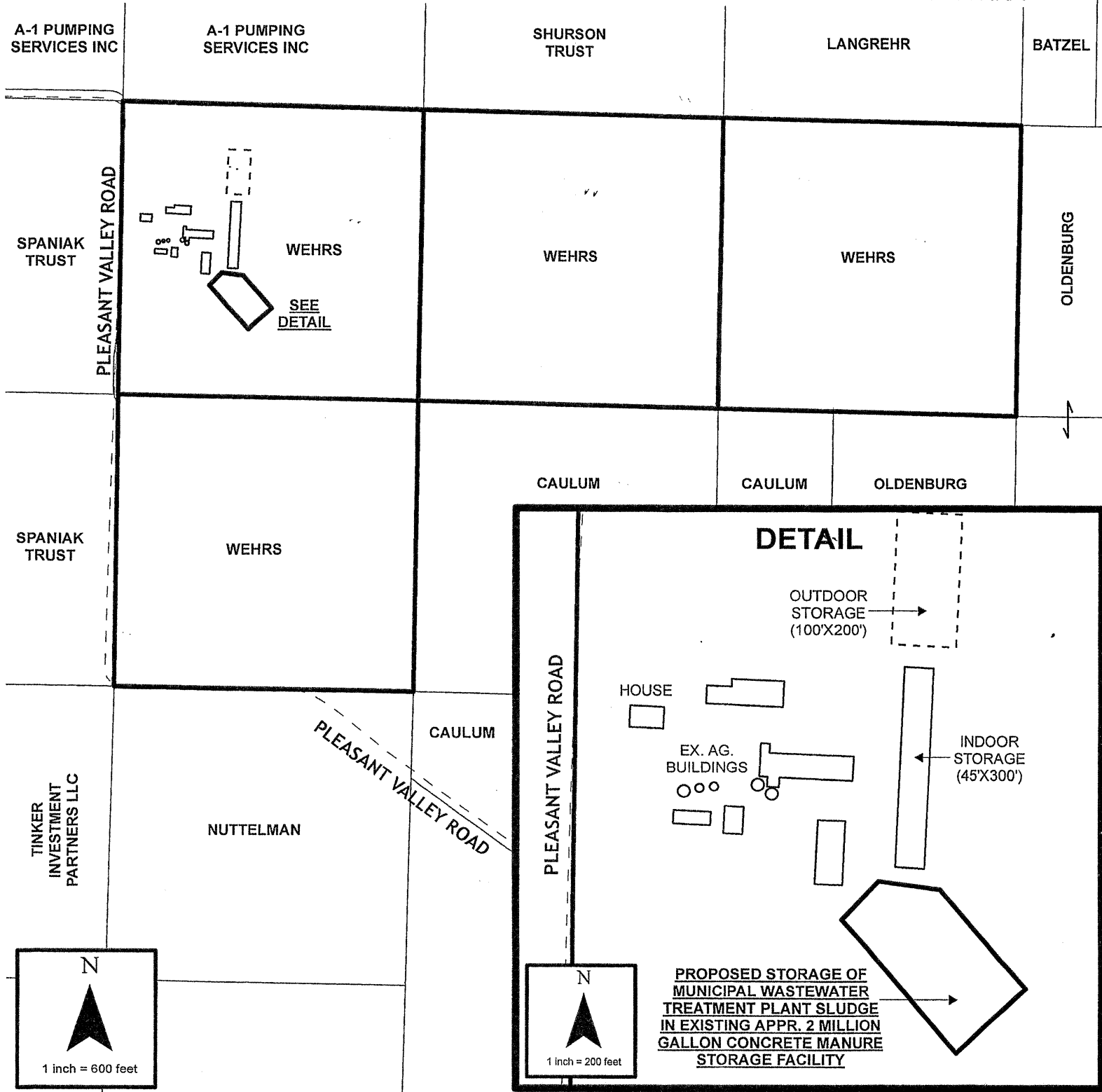
STATE OF WISCONSIN  
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original conditional use permit required by law to be in my custody and which the County Board of Supervisors of La Crosse County approved at a meeting held on the 16<sup>th</sup> day of January 2020.

Ginny Dankmeyer, La Crosse County Clerk



**\*\*ALL PARCELS IN THE MAP EXTENT ARE IN THE EXCLUSIVE AGRICULTURE DISTRICT**



**CONDITIONAL USE PERMIT NO. 1118 MICHAEL J TIRY OF OAKRIDGE ENGINEERING, INC. 220 1/2 NORTH BRIDGE ST, CHIPPEWA FALLS, WI, 54729, FOR A1 ADVANCED PUMPING, N4314 COUNTY RD M, WEST SALEM, WI, 54669, ACTING O/B/O PAUL R AND ELLEN WEHRS, W3668 PLEASANT VALLEY RD, WEST SALEM, WI, 54669, APPLIES FOR A CONDITIONAL USE PERMIT ON LANDS ZONED EXCLUSIVE AGRICULTURE DISTRICT TO USE AN EXISTING APPROXIMATELY 2 MILLION GALLON CONCRETE MANURE STORAGE FACILITY TO STORE MUNICIPAL WASTEWATER TREATMENT PLANT SLUDGE. PROPERTY LOCATED IN THE NE/SW OF SECTION 10, T16N, R6W. TAX PARCEL 7-279-0. PROPERTY ADDRESS W3668 PLEASANT VALLEY RD. TOWN OF HAMILTON.**

**CONDITIONAL USE PERMIT NO. 1118**

MICHAEL J TIRY OF OAKRIDGE ENGINEERING, INC. FOR A1 ADVANCED PUMPING O/B/O PAUL R & ELLEN WEHRS  
NE/SW OF SECTION 10, T16N, R6W  
TOWN OF HAMILTON