



Resolution No. 1 (2018)
RESOLUTION IN OPPOSITION TO SB506 & AB599

1 **WHEREAS**, the Department of Natural Resources has the obligation to determine
2 whether a stream is navigable under Wisconsin law; and

3
4 **WHEREAS**, SB 506 and AB 599 establishes conditions under which, if the DNR has
5 determined that a stream is not navigable, restrict the DNR’s ability to change that determination
6 when water resources are changed by human alterations; and

7
8 **WHEREAS**, construction of dams on non-navigable streams change the hydrology of a
9 stream and in some cases cause a non-navigable stream to become navigable under the Supreme
10 Court’s definition of a navigable stream; and

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12 **WHEREAS**, if the DNR no longer has the authority to change the determination, it
13 would leave some navigable streams or water bodies without the required protections under the
14 Public Trust Doctrine; and

15
16 **WHEREAS**, Wisconsin has a long tradition of insuring our public resources are not
17 degraded and remain available for everyone to enjoy; and

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19 **WHEREAS**, this legislative overreach is an attempt to address a specific and relatively
20 unique situation.

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22 **NOW THEREFORE, BE IT RESOLVED** that the St. Croix County Board of
23 Supervisors is strongly opposed to 2017 SB 506 and 2017 AB 599; and

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25 **BE IT FURTHER RESOLVED** the St. Croix County Board of Supervisors directs the
26 County Clerk to send a copy of this resolution to the Wisconsin Counties Association, State
27 Legislators, State of Wisconsin U.S. Legislators, and Governor Scott Walker.

<u>Legal – Fiscal – Administrative Approvals:</u>	
<u>Legal Note:</u>	
<u>Fiscal Impact:</u>	

12/21/17 Community Development Committee RECOMMENDED

RESULT:	RECOMMENDED [5 TO 0]
MOVER:	Jill Ann Berke, Vice chair
SECONDER:	Chris Matter, Supervisor
AYES:	Hesselink, Matter, Moothedan, Berke, Hansen
ABSTAIN:	Tom Coulter

Vote Confirmation.



Daniel Hansen, Supervisor 12/27/2017

St. Croix County Board of Supervisors Action:

Roll Call - Vote Requirement – Majority of Supervisors Present

RESULT:	ADOPTED [14 TO 1]
MOVER:	Daniel Hansen, Supervisor
SECONDER:	Jill Ann Berke, Supervisor
AYES:	Matter, Babbitt, Sjoberg, Moothedan, Nelson, Berke, Larson, Hansen, Ard, Peterson, Anderson, Achterhof, Leibfried, Peavey
NAYS:	Andy Brinkman
ABSTAIN:	Tom Coulter, Bob Long
ABSENT:	Ryan S. Sicard, Dave Ostness

This Resolution was Adopted by the St. Croix County Board of Supervisors on January 4, 2018

Cindy Campbell, County Clerk