

August 26, 2020

**COMMUNICABLE DISEASES IN CERVIDS STUDY COMMITTEE**  
**Wednesday, September 2, 2020, 4:00 p.m., Government Center, Boardroom 201**  
**1316 N. 14<sup>th</sup> Street, Superior, Wisconsin**

**OR JOIN BY**

**PHONE: (US) +1 442-229-4234 PIN: 911 151 000#**  
**OR VIDEO: <https://meet.google.com/bsq-npys-dpk>**

**\*Due to COVID-19 concerns, members of the committee and public may attend the meeting remotely.**

Please call the County Clerk's Office (715-395-1569) if you are unable to attend.

MEMBERS: Mary Lou Bergman, Chair                      Peter Clark  
                 Keith Allen    Joseph Moen  
                 Scott Luostari

**A G E N D A**

(Committee to maintain a two-hour meeting limit *or* take action to continue meeting beyond that time.)

1. Roll call.
2. Approval of minutes from the August 20, 2020, meeting (attached).
3. Captive Cervids Ordinance draft (attached).
4. Adjournment.

*A quorum of the Land and Development Committee will be present at this meeting due to membership of this committee's members on that committee.*

Cc: Shelley Nelson (Telegram)    Ann Doucette            Al Horvath            Zach DeVoe  
     Carolyn Pierce                Susan Sandvick        Quinn Musch  
     Douglas County Website       Tessah Behlings       Mary Brill

NOTE: Attachments to agenda are available in County Clerk's Office for review or copying. Action may be taken on any item listed on the agenda. The County of Douglas complies with the Americans with Disabilities Act of 1990. If you are in need of an accommodation to participate in the public meeting process, please contact the Douglas County Clerk's Office at (715) 395-1341 by 4:00 p.m. on the day prior to the scheduled meeting. Douglas County will attempt to accommodate any request, depending on the amount of notice we receive.

Posted: Courthouse, Government Center, Superior Telegram, Superior Public Library

                      8-26-20  
\_\_\_\_\_  
Name    Date

**COMMUNICABLE DISEASES IN CERVIDS STUDY COMMITTEE**  
**Thursday, August 20, 2020, 4:00 p.m., Government Center, Boardroom 201**  
**1316 N. 14th Street, Superior, Wisconsin**

Meeting called to order by Chair Mary Lou Bergman.

**ROLL CALL:** Present – Mary Lou Bergman, Peter Clark, Joseph Moen, Scott Luostari. Absent – Keith Allen. Others present – Al Horvath, Shelley Nelson, Cade Musch, Quinn Musch, Zach DeVoe, Kaci Lundgren, Committee Clerk.

**APPROVAL OF MINUTES:** Motion by Clark, second Moen, to approve the minutes from the October 24, 2019, meeting. Motion carried.

**WELCOME BACK:** Bergman welcomed back committee after hiatus amidst pandemic.

**BRIEF REVIEW:** October 2019, Corporation Counsel began review of draft ordinance.

**CORPORATION COUNSEL LEGAL OPINION:** Draft ordinance with comments from Corporation Counsel included with agenda. Authority over deer farms resides with the Department of Natural Resources and Department of Agriculture, Trade and Consumer Protection. County control is limited and could risk legal action.

Ordinance drafted by Corporation Counsel addressing fencing standards and importation of live cervids distributed; to be reviewed next meeting for amendments and approval.

**FUTURE AGENDA ITEMS:** Captive Cervids Ordinance.

**ADJOURNMENT:** Motion by Luostari, second Moen, to adjourn. Motion carried. Meeting adjourned at 4:44 p.m.

Submitted by,

Kaci Jo Lundgren, Committee Clerk

*Handwritten signature*

XXX ~~CAPTIVE CERVIDS~~ ORDINANCE

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

SECTION I. INTENT

The purpose of this ordinance is to protect the natural deer herd of Douglas County from the spread of chronic wasting disease through regulation of captive cervids farms and hunting ranches in Douglas County. This ordinance has been created pursuant to County Board authority under Wis. Statutes Chapter 59 and 90.

SECTION II. FENCING STANDARDS

A. Adoption of Fencing Standards. Wisconsin Statutes Sections 90.20 and 90.21 are adopted by reference and made a part of this ordinance as is NR 16.45, Wis. Adm. Code.

B. Compliance.

4 Farm Raised Deer

i. White-tailed deer -

- 1. Owner must hold a valid fence inspection certificate issued by the Department of Natural Resources.
- 2. Fencing of captive white-tailed deer must comply with Wis. Stat. Sec. 90.21 and NR 16.45, Wis. Adm. Code.
- 3. Owner must register with the Department of Natural Resources to keep farm raised deer.

ii. Non White-tailed deer -

- 1. Fencing of captive deer must comply with fencing requirements of Wis. Stats. Sec. 90.20.
- 2. Owner must register with the Department of Natural Resources to keep farm raised deer.

C. Enforcement

4 Inspections

- i. Annual Inspections - The Douglas County Planning and Zoning Department shall perform inspections of all captive cervid operations on an annual basis to determine compliance with applicable fencing standards. *Alternating w/ state (DNR)*
- ii. Compliance Inspections - The Douglas County Planning and Zoning Department may perform an inspection of the fencing of any captive cervid operations anytime there is cause to believe that fencing within the operation is not in compliance with state standards.

2. Violations - Any captive cervid operation that is found to not be in compliance with applicable fencing standards shall be in violation of this ordinance and may

be subject to a forfeiture of not more than \$200.00. ? **NOT DISCUSSED  
in Committee**

SECTION III. IMPORTATION OF LIVE CERVIDS

- A. Adoption of Importation of Live Cervids Standards. Wisconsin Statutes Chapter 95 is adopted by reference and made part of this ordinance as is ATCP 10.53 and ATCP 10.56.
- B. Compliance. Importing into Douglas County by any means a live cervid that is to be housed therein is prohibited unless the following provisions are complied with:
  - a. The cervid originates from a herd that is enrolled and is in good standing with the Herd Status Program as specified in ATCP 10.53.
  - b. The cervid has a Certificate of Veterinary Inspection and Chronic Wasting Disease Certification as specified in ATCP 10.56.
  - c. *An affidavit Certifying Cervid Origin is submitted demonstrating the animal comes from a location that is not within 10 miles of where there is a documented case of a communicable disease in a wild or captive cervid recorded within five years prior to the animal being moved.*

C Enforcement. Any captive cervid operation that is found to not be in compliance with applicable state standards shall be in violation of this ordinance and may be subject to a forfeiture of not more than \$200.00. **NOT DISCUSSED**

SECTION IV. SEVERABILITY

Should any sub-section, clause, or provision of this ordinance be declared by the Court to be invalid, the same shall not affect the validity of the section as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V. EFFECTIVE DATE

This ordinance becomes effective immediately upon passage by the County Board of Supervisors and publication.

(AUG) 2015/08/10/10:10:10