

September 10, 2020

COMMUNICABLE DISEASES IN CERVIDS STUDY COMMITTEE
Thursday, September 17, 2020, 5:00 p.m., Government Center, Boardroom 201
1316 N. 14th Street, Superior, Wisconsin

OR JOIN BY

PHONE: (US) +1 443-747-1453 PIN: 249 280 795#

OR VIDEO: <https://meet.google.com/fko-wjfb-hxs>

***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
Keith Allen
Scott Luostari

Peter Clark
Joseph Moen

A G E N D A

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

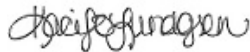
1. Roll call.
2. Approval of minutes from the September 2, 2020, meeting (attached).
3. Captive Cervids Ordinance (attached).
4. Moratorium.
5. Adjournment.

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



9-10-20

Name

Date

COMMUNICABLE DISEASES IN CERVIDS STUDY COMMITTEE
Wednesday, September 2, 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, Scott Luostari. Absent – Keith Allen, Joseph Moen. Others present – Shelley Nelson, Quinn Musch, Carolyn Pierce, Tessah Behlings, Kaci Lundgren, Committee Clerk.

APPROVAL OF MINUTES: Motion by Clark, second Luostari, to approve the minutes from the August 20, 2020, meeting. Motion carried.

CAPTIVE CERVIDS ORDINANCE DRAFT: No specific statute exists for moratoriums; case law alluded that a moratorium may exist for a “reasonable time.” If there is necessary work remaining, additional extension of moratorium may be valid. State agencies have regulations set in place; A-2 Zoning District to be created through Zoning Department and Committee for further regulation. Ordinance provides simple guidance.

ACTION (ORDINANCE): Motion by Luostari, second Clark, to approve ordinance as presented and refer to County Board. Motion carried unanimously.

ADJOURNMENT: Motion by Luostari, second Clark, to adjourn. Motion carried. Meeting adjourned at 4:31 p.m.

Submitted by,

Kaci Jo Lundgren, Committee Clerk

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.
 - 1 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
 - 1 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.
 - 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.

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 at least 10 days prior to the day the that the cervid is brought into Douglas County documentation certifying the following provisions is submitted to Douglas County Planning and Zoning Department.
 - 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" documenting the date the cervid will be transported into Douglas County, the location from where the cervid originated and that the place of origin is not within 5 miles of any farm-raised cervid herd or wild cervid that have tested positive for chronic wasting disease.

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.

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.