



## EXHIBIT "F"

March 4, 2020

GP-SC-2020-13-00389

City of Madison Parks Department  
Eric Knepp  
210 MLK Jr. BLVD  
Madison, WI 53703

Dear Mr. Knepp:

The Department of Natural Resources has completed its review of your application for a permit to grade between 10,000 square feet and one acre on the bank of Lake Mendota, in the City of Madison, Dane County. You will be pleased to know your application is approved with a few limitations.

Please take this time to re-read the permit eligibility standards and conditions. The eligibility standards can be found on your application checklist (found at <http://dnr.wi.gov/topic/waterways/> - keyword: general permits). The permit conditions are attached to this letter which lists the conditions which must be followed.

A copy of this letter and the attached permit conditions must be posted for reference at the project site. Please read your permit conditions carefully so that you are fully aware of what is expected of you. You are responsible for meeting all general permit eligibility standards and permit conditions.

Please note you are required to submit photographs of the completed project within 7 days after you've finished construction. This helps both of us to document the completion of the project and compliance with the permit conditions.

Be sure to contact your local zoning office and U.S. Army Corps of Engineers for any local or federal permits that may be required for your project.

Your next step will be to notify me of the date on which you plan to start construction and again after your project is complete.

For project details, maps, and plans related to this decision, please see application number WP-GP-SC-2020-13-X02-05T12-33-18 on the Department's permit tracking website at <https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx>.

If you have any questions about your permit, please call me at (715) 284-1424 or email [Stacey.Carlson@wisconsin.gov](mailto:Stacey.Carlson@wisconsin.gov).

Sincerely,



Stacey Carlson

Water Management Specialist

cc: Sam Woboril, U.S. Army Corps of Engineers  
Dane County Planning and Zoning  
Henry Bauman, Conservation Warden  
Peter Fortlage, Burse Surveying and Engineering, Inc

**STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES**

**GENERAL PERMIT - Grading < 1 acre  
GP-SC-2020-13-00389**

Eric Knepp is hereby granted under Section 30.19(3r), Wisconsin Statutes, a permit to grade between 10,000 square feet and one acre on the bank of Lake Mendota, in the City of Madison, Dane County, also described as being in the SW1/4 of the NW1/4 of Section 36, Township 08 North, Range 09 East, subject to the following conditions:

**PERMIT**

1. You must notify Stacey Carlson at phone (715) 284-1424 or email [Stacey.Carlson@wisconsin.gov](mailto:Stacey.Carlson@wisconsin.gov) before starting construction and again not more than 5 days after the project is complete.
2. You must complete the project as described on or before 03/03/2023. If you will not complete the project by this date, there is no opportunity for an extension and you must apply for a new permit.
3. This permit does not authorize any work other than what you specifically describe in your application and plans, and as modified by the conditions of this permit. If you wish to alter the project or permit conditions, you must first obtain written approval of the Department.
4. Before you start your project, you must first obtain any permit or approval that may be required for your project by local zoning ordinances and by the U.S. Army Corps of Engineers. You are responsible for contacting these local and federal authorities to determine if they require permits or approvals for your project. These local and federal authorities are responsible for determining if your project complies with their requirements.
5. Upon reasonable notice, you shall allow access to your project site during reasonable hours to any Department employee who is investigating the project's construction, operation, maintenance or permit compliance.
6. The Department may modify or revoke this permit for good cause, including if the project is not completed according to the terms of the permit or if the Department determines the activity is detrimental to the public interest.
7. You must post a copy of this permit at a conspicuous location on the project site, visible from the waterway, for at least five days prior to construction, and remaining at least five days after construction. You must also have a copy of the permit and approved plan available at the project site at all times until the project is complete.
8. Your acceptance of this permit and efforts to begin work on this project signify that you have read, understood and agreed to follow all conditions of this permit.

9. The permittee shall maintain the project in good condition and in compliance with the terms and conditions of the permit, NR 341, Wis. Admin. Code and s. 30.206, Stats.
10. This project shall comply with all conditions identified in Wisconsin Administrative Code NR 341, and identified in the Instructions for the General Permit application.
11. You must submit a series of photographs to the Department, within one week of completing work on the site. The photographs must be taken from different vantage points and depict all work authorized by this permit.
12. You, your agent, and any involved contractors or consultants may be considered a party to the violation pursuant to Section 30.292, Wis. Stats., for any violations of Chapter 30, Wisconsin Statutes, or this permit.
13. Construction shall be accomplished in such a manner as to minimize erosion and siltation into surface waters. Erosion control measures (such as silt fence and straw bales) must meet or exceed the technical standards of ch. NR 151, Wis. Admin. Code. The technical standards are found at:  
[http://dnr.wi.gov/topic/stormwater/standards/const\\_standards.html](http://dnr.wi.gov/topic/stormwater/standards/const_standards.html).
14. All equipment used for the project, including but not limited to tracked vehicles, barges, boats, silt or turbidity curtain, hoses, sheet pile, and pumps shall be decontaminated for invasive and exotic viruses and species prior to use and after use.

The following steps must be taken every time you move your equipment to avoid transporting invasive and exotic viruses and species. To the extent practicable, equipment and gear used on infested waters shall not be used on other non-infested waters.

1. **Inspect and remove** aquatic plants, animals, and mud from your equipment.
2. **Drain all water** from your equipment that comes in contact with infested waters, including but not limited to tracked vehicles, barges, boats, silt or turbidity curtain, hoses, sheet pile and pumps.
3. **Dispose** of aquatic plants, animals in the trash. Never release or transfer aquatic plants, animals or water from one waterbody to another.
4. **Wash your equipment** with hot (>104° F) and/or high pressure water,

- OR -

Allow your equipment to **dry thoroughly for 5 days.**

## FINDINGS OF FACT

1. Eric Knepp has filed an application for a permit to grade between 10,000 square feet and one acre on the bank of Lake Mendota, in the City of Madison, Dane County, also described as being in the SW1/4 of the NW1/4 of Section 36, Township 08 North, Range 09 East.
2. The project will consist of the removal of the existing shelter building and construction of a new 657 square-foot public park shelter sitting on a 2,880 square-foot concrete pad. Additional improvements include, reconstruction of the parking lot to upgrade ADA parking stalls, and the reconstruction of the access path between the parking lot and the shelter.
3. The Department has completed an investigation of the project site and has evaluated the project as described in the application and plans.
4. Lake Mendota is a navigable water (and no bulkhead exists at the project site.)
5. The proposed project, if constructed in accordance with this permit will not adversely affect water quality, will not increase water pollution in surface waters and will not cause environmental pollution as defined in s. 283.01(6m), Wis. Stats.
6. The proposed project, if constructed in accordance with this permit will not adversely affect wetlands.
7. The Department of Natural Resources and the applicant have completed all procedural requirements and the project as permitted will comply with all applicable requirements of Sections 1.11, 30.19(3r), Wisconsin Statutes and Chapters NR 102, 103, 150, 299, NR 341 of the Wisconsin Administrative Code.
8. The grading will not be detrimental to the public interest because best management practices will be in place.

## CONCLUSIONS OF LAW

1. The Department has authority under ch. 30, Wis. Stats., and ch. NR 341, Wis. Adm. Code, to issue a permit for the construction and maintenance of this project.
2. The Department has complied with s. 1.11, Wis. Stats.

## NOTICE OF APPEAL RIGHTS

If you believe that you have a right to challenge this decision, you should know that the Wisconsin statutes and administrative rules establish time periods within which requests to review Department decisions shall be filed. For judicial review of a decision pursuant to sections 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

Dated at Black River Falls Service Center, Wisconsin on 03/03/2020.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

For the Secretary

By   
Stacey Carlson  
Water Management Specialist