

Wood County Animal Waste Storage, Nutrient Management and Groundwater Protection Ordinance Summary

(See Wood County Ordinance #801 for full detail)

The purpose of the ordinance is to regulate the location, design, construction, installation, alteration, closure, and use of animal waste and manure storage facilities and the application of waste and manure from all storage facilities. This ordinance applies to all areas of Wood County and any person who removes, closes, locates, constructs, installs, moves, reconstructs, extends, enlarges, converts, or substantially alters or changes the use of an animal waste storage facility or parts thereof, or who employs another person to do the same, on land subject to this ordinance. The ordinance does not apply to existing animal waste storage facilities unless the storage facility is reconstructed, enlarged, or altered in some way. This ordinance does not require landowners to build waste storage facilities on their farms.

The following activities are also subject to regulation:

- Existing animal waste storage facilities that are malfunctioning or mismanaged
- Idle storage facilities that are put into use after two years
- Idle storage facilities

No person may undertake an activity subject to this ordinance without obtaining a permit from the County Conservationist prior to beginning the proposed activity.

Nutrient Management

- All landowners with a permitted animal waste storage facility and/or waste transfer system must complete a nutrient management plan and turn in to the LWCD by March 15th of each year.
- This also applies to those who have received cost share funds in the past for their manure storage facility.

No permit required

- Pre-existing storage facilities, except where substantially altered, malfunctioning or mismanaged
- Routine maintenance on a storage facility
- Emergency repairs. If repairs substantially alter the facility, contact the LWCD within 1 working day for further determinations

A **permit fee** must be paid, which varies by the size of the facility and is set by the CEED Committee

Each permit application must include an **Animal Waste Storage Facility Plan** that meets Technical Standard 313 and/or 634.

Each application for a closure permit must include a **Closure Plan** that meets Technical Standard 360.

The LWCD must approve/disapprove permit application within 30 working days for non CAFO facilities and 60 working days for CAFO facilities. The permittee must give 5 working days written notice to the LWCD before starting activities in permit. The LWCD inspects construction to insure facility is being constructed according to plan specifications and inspects for final approval of the facility.

The County Conservationist has authority to enforce the ordinance.

Any violations are subject to a forfeiture of **up to \$500** plus the cost of prosecution for each violation.