

Instructions for Completion of Shoreland Mitigation Agreement

Please read instructions below and complete agreement. Any questions contact us at the below address or number.

To Record Document – bring or mail to:

**Sawyer County Zoning & Conservation
10610 Main Street, Suite 49
Hayward, WI 54843**

715-634-8288

Recording fee: \$30.00 per document, flat fee, regardless of number of pages.

Make check payable to: Sawyer County Register of Deeds

Originals will only be accepted.

Pages must be legible & reproducible with the ink black & crisp.

The legal description must be complete and accurate. Parcel ID number (12 digit) must appear on document. We can supply this information for you.

Signatures must be notarized. Notary public must date, sign, seal & show the names of the persons who came before him/her.

- USE BLACK INK ONLY -

SHORELAND MITIGATION AGREEMENT	
Owner's Name(s) as shown on deed:	
Parcel Identification Number: (12 Digit Legacy ID)	_____ - _____ - _____ - _____
<p style="text-align: center;">This Agreement <u>must</u> include the following exhibits:</p> <p>Exhibit A: <u>Legal Description</u> of the real estate for which this Agreement applies ("property")</p> <p>Exhibit B: <u>Mitigation Checklist</u> - preferred mitigation practices must be selected at time document is recorded.</p> <p>Exhibit C: <u>Location Map(s)</u> - shows an accurate location(s) of each mitigation practice(s) selected and served by this Agreement.</p>	
Return to:	Sawyer County Zoning and Conservation Department 10610 Main St. Suite 49, Hayward, WI 54843

I _____ hereby enter into an Agreement for Shoreline Mitigation
on (date of agreement) _____
for property located at (address) _____
as described and attached hereto.

This agreement, signed by owner of property attached, hereby certifies that the selected mitigation practices on said property will be completed/maintained. Mitigation practices shall be selected by signer of this agreement and initialed on following pages.

The owner(s) hereby agrees the property subject to this Agreement shall have all selected mitigation completed six months after Land Use Permit is issued. The property is subject to this Agreement in perpetuity, regardless of ownership transfer.

The owner(s) further agrees to allow authorized representatives of the Governmental Unit to enter onto the owner's property at the above description between the hours of 8:00AM and 6:00PM, Monday through Friday. [Section 9.13(1) POWERS, Sawyer County Zoning Ordinance] to determine if selected mitigation is complete and that it is being preserved.

Violation of this Agreement will authorize, in addition to other penalties and relief required under the Sawyer County Zoning Ordinance, injunctive relief, restoration of said property, citation for Falsifying Permit Applications. All parties agree that this Agreement shall be filed with the Sawyer County Zoning & Conservation Department and recorded with the Sawyer County Register of Deeds.

- Only one owner signature required -

Owner's Signature:
Owner's Name (Print):
Date:
Drafted by:

ACKNOWLEDGMENT

State of: _____
County of: _____
Subscribed and sworn to before me on this _____ day of _____, 20 ____
By (Owner's Name): _____
Notary Public Signature: _____
Public Notary Name (Print): _____
My commission expires on: _____

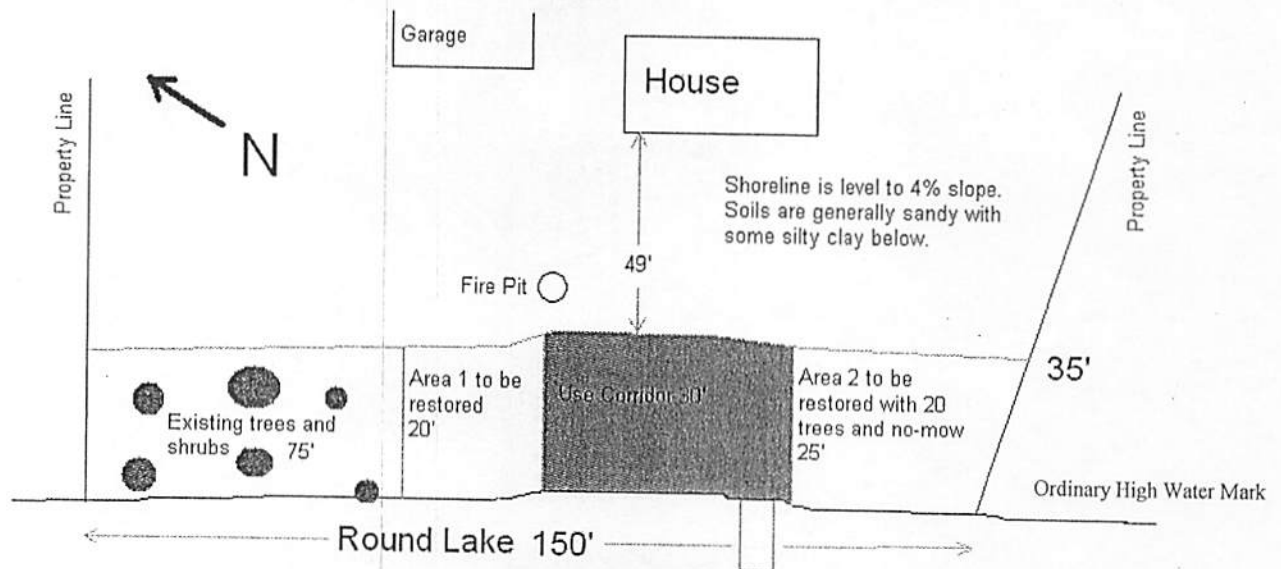
Mitigation points are required for developing property under the following conditions.	Property owner options to earn mitigation points include:
<ul style="list-style-type: none"> • Impervious surface coverage is greater than 15% but less than 20%- 3 points <input type="checkbox"/> • Impervious surface coverage is greater than 20% but less than 30%- 4 points <input type="checkbox"/> • $\leq 200 \text{ ft}^2$ Lateral Expansion of Nonconforming principal structure within the shoreland set-back- 2 points <input type="checkbox"/> • Relocation of Nonconforming principal structure within the shoreland setback- 1 point <input type="checkbox"/> • Open sided structure requiring at least 70% of the half of the shoreland setback area that is nearest to the water is covered by a vegetative buffer zone as per S.59.692(1v), Stats. <input type="checkbox"/> 	<p>Removal of a structure within shoreland setback</p> <ul style="list-style-type: none"> <input type="checkbox"/> $\leq 100 \text{ Ft}^2$ -1 Pt. <input type="checkbox"/> $101 \text{ Ft}^2 - 250 \text{ Ft}^2$ -2 Pts. <input type="checkbox"/> $\geq 251 \text{ Ft}^2$ - 3 Pts. <p>Installation of a rain garden</p> <ul style="list-style-type: none"> <input type="checkbox"/> Treats 0-250 Ft^2 -1 Pt. <input type="checkbox"/> Treats 251-500 Ft^2 -2 Pts. <input type="checkbox"/> Treats greater than 500 Ft^2 -3 Pts. <ul style="list-style-type: none"> <input type="checkbox"/> Passive Restoration (Natural Recovery) of a compliant shoreland buffer- 1 point <input type="checkbox"/> Reducing width of allowable view and access corridor(s)- 1 point for every 10 foot reduction <input type="checkbox"/> Increasing depth of an existing compliant shoreland buffer-1 point for every 10 feet of depth <input type="checkbox"/> Eliminate shoreline lighting $\leq 35'$ from lake shore- 1 point (Must submit before and after photographs) <input type="checkbox"/> Existing compliant shoreland buffer- 2 points <input type="checkbox"/> Active Restoration (Accelerated Recovery) of a 35' shoreland buffer-2 points <input type="checkbox"/> Sea Wall Removal and Bank Stabilization—2 points (DNR permits may be required) <input type="checkbox"/> Replacement of steel septic tank- 2 points (Tank must be installed before SMA is recorded) <input type="checkbox"/> Installation of a Storm water Infiltration System- 3 points <input type="checkbox"/> Increasing Shoreland Setback-1 point for every 15 foot increase beyond required. (maximum of 3 points)

(Sample) Mitigation Plan

Property Owner: John and Jane Smith
Home Address: 1234 Main St.
 Minneapolis, MN 50000
Property Address: 4321 N Sunset Bay Road
 Hayward, WI 54843
Home Phone: (612) 123-4567
Cabin Phone: (715) 634-1234



Summary: Mitigation of non-conforming shoreline must be completed in order to be eligible for a land use permit from zoning. The property has 150 feet of shoreline with approximately 75 feet currently mowed. We understand that the property is eligible for up to 45 feet to be left open as a use corridor with no more than 30 feet in any 100 feet kept open, however, we will only be keeping 30 feet open. The remaining 45 feet will be restored as shown on the map below.



Area 1 will be restored with native grass and forb plantings. 300 plant plugs equally consisting of Butterfly-Weed, Fringed Gentian, Indian Paintbrush, Leadplant, Purple Coneflower, Spring Beauty, Wool grass, Arrow-leaved aster, Cardinal Flower, and Columbine. (Note: some plants may need to be substituted pending availability in Spring. All replacements will be native species.) Existing sod will be sprayed with Round-up 4 weeks before planting. Plant plugs will be spaced every 18" x 18" beginning in July of 2007.

Area 2 will be left as a no-mow area. 10 white pine and 10 white birch will be planted in Spring of 2008.