

### Notice of Pending Application for Proposed Wetland & Waterway Individual Permit

Joe Zellmer, on behalf of the Outagamie County Highway Department, 1313 Holland Road, Appleton WI, 54911, has applied to the Department of Natural Resources for a Wetland and Waterway Individual Permit. The project corridor borders Sections 5, 6, 7, 8, 17, 18, 19, 20, Township 24 North, Range 15 East, in the Town of Deer Creek, Outagamie County.

The proposed project consists of reconstructing County Trunk Highway (CTH) D from STH 76 to CTH XX, in order to address the roadway surface and drainage deficiencies, which includes the following scope of work: pulverize and overlay of existing asphalt pavement (i.e. resurfacing); establish a 10-ft clear zone; address the drainage issues where necessary along road right-of-way (ROW); replacement of numerous degraded cross-culverts; beam guard upgrades; establish ditches to accommodate the 2-yr event, and the 25-yr event where applicable and feasible. Erosion control Best Management Practices will be utilized as appropriate throughout construction, and until the site is fully restored and stabilized. The development of the preferred alternative included the side slopes outside of the clear zone at 2.5:1 slope, instead of the typical 4:1, which helps to minimize wetland impacts. The road section will not be widened with the project, and will remain a rural cross section. The existing and proposed road cross section will be 30-ft from edge of shoulder to edge of shoulder. Approximately 1.32 acres of total wetland disturbance is anticipated, with 0.69 acres of that will be permanent wetland fill, and 0.63 acres being temporary wetland disturbances. Of the permanent wetland impacts 0.65 acres are classified as wet meadow, and 0.04 acres are classified as floodplain forest. The temporary wetland impacts are classified as wet meadow (0.63 acres). The temporary impacts will be a result of the grading and/or drainage improvements, and those impacts will be restored on-site.

The Department will review the proposal provided by the applicant and any information from public comments and the public informational hearing. The Department will determine whether the proposal complies with ss. 1.11, 30.123(2), and 30.208, Stats., and ch. NR 150, Wis. Adm. Code, and ensure that the required mitigation meets the standards in s. 281.36(3r), Stats. since the project impacts wetlands.

The Department has made a tentative determination that it will **issue** the permit for the proposed activity.

If you would like to know more about this project or would like to see the application and plans, please visit the Department's permit tracking website at <https://permits.dnr.wi.gov/water/SitePages/Permit%20Search.aspx> and search for IP-NE-2022-45-T03703.

Reasonable accommodation, including the provision of informational material in an alternative format, will be provided for qualified individuals with disabilities upon request.

Any person may submit comments and/or request a public informational hearing by emailing [matthew.schaeve@wisconsin.gov](mailto:matthew.schaeve@wisconsin.gov) or writing to the attention of Matt Schaeve at 2984 Shawano Avenue, Green Bay, WI 54313 by U.S. mail. If you are submitting general comments on the proposal, they must be emailed or postmarked within 30 days after the date this notice is published on the Department's website. If you are requesting a public informational hearing, the request must be emailed or postmarked within 20 days after the date this notice is published on the Department's website. A request for hearing must include the docket number or applicant name and specify the issues that the party desires to be addressed at the informational hearing.

If no hearing is requested, the Department may issue its decision without a hearing. If a public informational hearing is held, comments must be postmarked no later than 10 days following the date on which the hearing is completed.

The final decision may be appealed as indicated in the decision document.

#### Docket Number IP-NE-2022-45-T03703

*Comments & questions may also be directed to  
Joe Zellmer, Outagamie County Highway Engineer:*

*Phone: (920) 832-5673*

*Email: [joseph.zellmer@outagamie.org](mailto:joseph.zellmer@outagamie.org)*