

January 20, 2021

VIA EMAIL  
[DNRNR216Revisions@wisconsin.gov](mailto:DNRNR216Revisions@wisconsin.gov)

RE: Comments on the Economic Impact Analysis for Proposed Revisions to NR 216, Board Order WT-09-19

On behalf of the League of Wisconsin Municipalities (the League), I am submitting the following comments on the Economic Impact Analysis (EIA) for Board Order WT-09-19, relating to revisions to NR 216.

The department is proposing to create a new section, NR 216.07(7) to require, within a permit, mapping related to TMDL implementation. It is not immediately clear what “mapping pertinent to TMDL implementation” means in this context. The EIA does not explicitly include an analysis of potential costs associated with this additional subsection. The League believes this could be an omission of significant costs and requests that DNR address this topic in the EIA.

The department is also proposing to create NR 216.43(5), which provides that permittees are required to reapply for permit coverage when the duration of land disturbing construction activity extends longer than three years. The League is concerned that this could result in significant cost increase for large development projects. This topic also does not appear to be explicitly included in the EIA. The League requests that costs related to reapplication for permits be addressed in the EIA.

The League greatly appreciates the opportunity to submit comments on the EIA and would welcome further discussion with DNR on these comments.

Best regards,

STAFFORD ROSENBAUM LLP

*/s/ Vanessa D. Wishart*

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Cc: Toni Herkert, League of Wisconsin Municipalities, via email

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