

FOLKS Business Members

Anchorbank, SSB	877-4100
Barber's Bay	873-6121
Coldwell Banker Sveum Realtor	873-7731
Crown Point Resort	873-7833
Dean Thomas Homes, Inc	873-1935
Evergreen State Bank	873-5363
Jim's Tree Service	838-8188
Kegonsa Cove	838-6494
Mike Jensen Taxidermy	838-4862
Quam's Motor Sports	873-3366
Quick Stop - Mobil	873-5321
RE/MAX Preferred	877-0871
Sonny's Bar & Grill	873-4422
Springer's	205-9300
Stark Company Realtors - Stoughton Country Club	Marjie Hanssen (205-3003) and Tony Hill (205-3030) 873-7861
The UPS Store	877-2679
Web-Net	alan@web-net.us
Brown's Boats and Bait	873-6770



Friends of Lake Kegonsa Society, Inc.
P.O. Box 173
Stoughton, WI 53589-0173
June 2008

President's Message Bob Arndt

Lake Kegonsa was host to some new visitors during May. It was hard to miss the American White Pelicans that gathered here for about three weeks, especially if you saw them soaring overhead. Some residents reported seeing as many as 24 floating on the lake.

According to the DNR, these once-scarce birds are returning to Wisconsin in growing numbers. They currently gather and nest on Cat Island near Green Bay and on several islands in the middle of the Horicon Marsh. The adults weigh about 16 pounds and have a nine-foot wingspan. The white pelican does not dive for food like the ocean-going brown pelican. They fish by dipping their heads below the surface to troll for gizzard, shad, and emerald shiner fish, using their feet and wings to corral the fish. They consume an average of 3 pounds of fish per day. If you got close enough you may have noticed the large ridges on top of their bills. These "nuptial tubercles" appear when the bird is mature enough to reproduce.



Friends of Lake Kegonsa Society, Inc.
P.O. Box 173
Stoughton, WI 53589

Nonprofit
Organization
U.S. Postage
PAID
Stoughton, WI
Permit No. 19

For More About FOLKS, Visit Our
Website at WWW.Kegonsa.org

In This Issue:	
Proposed Shoreline Ordinance	2
Lake Kegonsa Fisheries	3
Update on Pier Legislation	3
Early Season Herbicide Treatment ...	4
New Members	4
You May Need A Permit ...	5
Selling/Buying Shoreland Property ...	6
Board Info Page	7

Proposed Shoreland Ordinance Amendment

Zoning issues continue to be in the news. Ordinance Amendment 2 to Chapter 11 of the Dane County Code of Ordinances passed the Zoning and Land Regulation Committee with minor modifications. The vote was 3-2 with Miles (Dunn), Jensen, and Solberg (Pleasant Springs) voting for; Hendrick and Matano against.

The next stop for OA-2 is a return to the EANR (Dane County Environment, Agriculture, and Natural Resources Committee) on June 17, then to the County Board. The Lakes and Watershed Commission has deferred action until July. The date that this will reach the full board has not been finalized.

As reported in our April newsletter, OA 2 states that substandard sewer lots as small as 7,500 sq ft may be buildable without going to the Board of Adjustment (BOA). Smaller lots in towns and those that do not meet other minimum requirements for setbacks or width would still need to go to the BOA and would require certain mitigation practices. This change, if passed by the County Board, would benefit the majority of property owners around Lake Kegonsa.

There is strong opposition to OA-2. To express your opinion and concerns, you can attend county board/committee meetings. You can contact county supervisors and voice your opinions/concerns.

To keep up with developments on shoreland zoning and to obtain contact information for county board representatives, please visit our website at www.kegonsa.org. If you still have questions you can contact me at BobA@Kegonsa.org. Also, see the additional article on the impact of shoreland zoning for those who are selling or buying property.

Lake Kegonsa Sailing Club "Sail Along"

The Lake Kegonsa Sailing Club would like to extend an invitation to all FOLKS members and friends who may be interested in sailing. We will take you out on a sail boat this summer as part of our "Sail Along" Program. There are essentially 2 types of boats: a cruiser/keel boat which will carry up to 6 people and smaller 2-3 person boats. We have many more smaller boats than cruisers and you may get a little wet on a smaller boat.

We want to get more people involved in sailing and if you have ever wondered what sailing is like, here's your chance.

To participate, contact: susan@lksc.org. Send Susan your name, address, telephone number, and email address. If you have a preference for what type of boat you would like to sail on, let her know that too. Susan will compile a list and will contact you when Sail Along opportunities are available.

Our "Sail Along" program will be available on most Sunday afternoons all summer. We often do not know if weather conditions are right for sailing until the day before or even Sunday morning. Susan will contact you as soon as we know there will be sailing that Sunday.

FOLKS OFFICERS 2008

Bob Arndt
President
1960 Barber Dr.
Stoughton, WI 53589
877-8540
BobA@kegonsa.org

John Olsen
Vice President
2164 Colladay Point
Stoughton, WI 53589
877-0845
JohnO@kegonsa.org

Joe Edgerton
Vice President
3421 Stony Crest Drive McFarland, WI 53558
838-9489
JoeE@kegonsa.org

Susan Luellwitz
Secretary
2059 Skyline Drive
Stoughton, WI 53589
873-8519
SusanL@kegonsa.org

Marcia Gray
Treasurer
1979 Skyline Drive
Stoughton, WI 53589
345-0096
MarciaG@kegonsa.org

Board Members 2008

Ray Potempa
3411 Stony Crest Drive
McFarland, WI 53558
838-9329
RayP@kegonsa.org

Tom McGinnis
2949 Tracey Ln.
877-0462
TomM@kegonsa.org

James Gray
1979 Skyline Dr.
345-0096
JimG@kegonsa.org

David Luellwitz
2059 Skyline Drive
873-8519
DavidL@kesonsa.org

Robbie Kritz
3492 Orvold Park Drive
576-6323
RobbieK@kegonsa.org

Jim Schoeberl
2126 Colladay Point Drive
873-7043
JimS@kegonsa.org

Brad Wagner
2160 Colladay Point Drive
877-8377
BradW@kegonsa.org

FOLKS monthly board meetings are held on the last Monday of each month and the public is welcome to attend. Next Meeting June 30, 2008, 5:30 - 7:00 PM.

Stoughton Country Club 3165 Shady Side Drive Stoughton WI, 53589

Send news of interest to FOLKS to:
P.O. Box 173
Stoughton, WI 53589 or
DavidL@kesonsa.org

Published five times yearly by The Friends of Lake Kegonsa Society, Inc.

The opinions and information expressed in this publication are for general information only. Its authors and publisher do not represent that information herein is the official position of any agency or governmental unit.

Selling/Buying property in the Shoreland Zoning Area

As reported in the April Newsletter, Ordinance amendment 2 to chapter 11 would benefit most Lake Kegonsa property owners. It also has important implications for those who are considering selling or buying property. The amendment would make most existing substandard lots buildable, by reducing the size and width requirements. Since November of 2006, owners of substandard lots have been required to go before the Dane County Board of Adjustment to obtain a variance to make improvements or build on their property.

Pursuant to Section 709.03 of the Wisconsin Statutes, sellers must provide a real estate condition report. If the lot is within 1000 feet of Lake Kegonsa the seller would have to indicate on that report that the property is in a shoreland zoning area. If the lot is substandard, the right to make improvements and build are currently restricted and a variance would be required in almost all cases.

It is important that sellers, buyers, and real estate agents understand the implications of current shoreland zoning restrictions and procedures for their intended use of the property. When there are specific ordinances that explain what can and cannot be done, an informed decision can be made. Currently, the only way to find out what improvements/changes can be made is to go before the Dane County Board of Adjustment to see if a variance can be obtained. So you may have to buy the property and prepare building plans, pay a \$350 fee and apply for a variance. While the Board of Adjustment has been approving all such variances, there is no assurance of the outcome and the buyer would be assuming some risk. It seems obvious this situation will affect opportunities to sell as well as selling prices.

If you are buying or selling, make sure you and your real estate agent understand current ordinances and procedures that may affect what you can do with the property. Not knowing could create problems even after a sale.

If Ordinance Amendment 2 is passed, it will definitely alleviate many of these problems. Please see the article on page 2 or go to our website www.kegonsa.org for information on how to contact County Board supervisors and express your support. A link to the current version of OA-2 can also be found on the website.

Save The Date – FOLKS Summer Social

Folks is planning a summer social on Saturday July 19 at LaFollette County Park. More information will be provided when available.

Thank You

FOLKS extends its gratitude for generous donations received from the following business and individuals:

Bruce Kilcoyne
Robert Blint
Ed Bieno
Kegonsa Cove

Lake Kegonsa Fisheries Update

DNR fisheries crews sampled Lake Kegonsa in spring '08 as part of their rotation of the Yahara chain. Nets were set in Lower Mud lake in order to catch northern pike that migrate to the marsh to spawn. Efforts began with ice out on March 26th. 682 pike were caught and their tails slightly clipped to provide a mark for estimating the adult population of lake Kegonsa. The 102 fish that were recaptured (had clipped tails) yielded a population of 2221 to 3370 northerns with a "point" estimate of 2677 fish or .83 fish/acre. For comparison, a "good" WI northern pike lake would rate 1+ adult pike/acre.

Similarly, Walleye nets set in the lake proper caught 777 spawning fish and generated a "point" estimate of 8080 fish (range of estimate was 5057 to 14173 walleye). At 3209 acres, this translates roughly to 2.5 adult walleye per acre or in the "good" range on a statewide basis.

Panfish surveys to describe the bluegill fishery will begin in early June once water temperatures warm and bring fish into shallower habitats where electro-fishing will be an effective collection technique.

Anglers are reminded that the DNR is conducting a creel census on the lake and urge anglers to cooperate with the creel clerk. The census helps to determine catch and harvest of sportfish as well as estimate total fishing pressure.

Kurt Welke
Dane Co. Fisheries manager
273-5946
Kurt.welke@wisconsin.gov

Update on Pier Legislation

On April 1st, Governor Doyle signed into law AB 297 which specifically deals with piers and boat hoists in Wisconsin lakes. This bill signing comes after over 5 years of uncertainty over the width, length, allowable deck sizes of piers, number of allowable boat hoists, and finally the requirement to obtain a DNR permit. Since all of these proposed changes were not enacted, riparians used the old DNR "Pier Planner" as their guide.

The ability to grandfather from future permitting requirements piers and decks that existed prior to February 2004 is now law. Deck size has been major issue in the past. Using the 2004 date, decks are grandfathered if they do not exceed 300 square feet in area. Between the 200 to 300 square feet level, decks can be grandfathered if their width does not exceed 10 feet. Decks under 200 square feet can be of any width to qualify.

To obtain "grandfathered" status, a pier must be registered with the DNR within the next three years, and not interfere with other shoreline owners' rights. The DNR has explained that the registration insures that the pier owner can keep their existing pier at whatever length and suitable deck size. No registration fee will be charged by DNR who will supply the necessary forms. This "grandfathered" status for the existing piers and decks will remain with the property with this registration.

Early Season Herbicide Treatment and Mechanical Harvesting to Occur in Turville Bay

Turville Bay, located on southwestern Lake Monona, will be the site of low-level selective herbicide application and deep cutting with aquatic plant harvesters that began on Wednesday April 23. This is part of a cooperative research project to evaluate two methods to control Eurasian water milfoil (an aquatic exotic plant) and restore native plant communities. Dane County, the Department of Natural Resources and the U.S. Army Corps of Engineers are the project cooperators.

This project, that began this year shortly after the ice was out from Lake Monona, involves active treatment (using low-level selective herbicides and deep cutting with aquatic harvesters) one time per year with water quality and aquatic plant analyses for three years, followed by two to three years of post treatment monitoring.

Dane County begins its regular season aquatic plant harvesting in late May every year.

Eurasian water milfoil begins growing early in the year, and creates a dense growth canopy which shades out native plant species.

Dane County Executive Kathleen Falk said, "We need to be proactive in addressing this threat to our lakes. This project is an excellent opportunity to try innovative solutions to keep those beautiful waters blue."

Sue Jones with the Dane County Office of Lakes and Watersheds said, "This project is an excellent opportunity for us to learn if early spring herbicide use and mechanical harvesting will allow us to control Eurasian water milfoil before most native plants begin their growth, and give an advantage to native plants."

The research is being supported by a Department of Natural Resources Aquatic Invasive Species grant and by DNR staff time, with matching funds and labor provided by the Dane County Department of Land and Water Resources and the U.S. Army Corps of Engineers.

New Members

FOLKS wishes to welcome the following new household members:

Mike Baldwin	Paul Barber Jr
Richard & Rhonda Biggs	Todd Butzow
Karen Carlsen	Jeffrey & Ann Christianson
John Corneille	Jamie & Heidi DeBruin
Thomas Duffy	Bob Eisele
Parker Ellingson Jr	Elmer & Doris Henderson
Paul Alisa Hooper	Steven & Holly Kammes
Joseph & Mary Kobussen	Jane McPartland
Alvie & Doris Nelson	James Okane
John Quam	Joseph & Susan Rhodes
John Stassi	Gary & Lisa Stout
Gregory & Jeanne Tabaka	Patricia Unterholzner
Brad & Cindy Wagner	Dave Barton & Mary Wagner
Naomi Wells	

You May Need a Permit

Did you know.....

In August 2002 Dane County implemented a comprehensive erosion control ordinance to minimize or prevent soil erosion from various land disturbing activities. If your landscaping/construction project involves earth moving or a land disturbance, of any size, near any waterway, wetland or floodplain, you will need a **Shoreland Erosion Control Permit**. You must obtain a permit based on an approved erosion control plan when any **one** of the following applies to your project:

- Land disturbance more than 4000 square feet.
- Land disturbance on a slope more than 12%.
- Land disturbance involving excavation and/or filling more than 400 cubic yards of material.
- Land disturbance of more than 100 linear feet of road ditch, grass waterway, or other area where surface drainage flows in defined, open channels.
- New public or private roads or access drives longer than 125 feet.
- Development that requires a subdivision plat.
- Land disturbance less than 4000 square feet that has a high risk of soil erosion or water pollution, as determined by local ordinance administration.
- Land disturbance of any size in the shoreland zone, which includes any of the following areas:
 - Within 300 feet of the ordinary high-water mark of any navigable water or 1000 feet of a lake or pond.
 - Within the 100 year floodplain.
 - Within 75 feet of the shoreland or inland wetland district.

An erosion control permit application includes a plan and checklist that describes the steps you will take to reduce soil erosion. Depending on the scope of your project, you may be required to have a professional engineer develop your plan. The application is filed with Dane County Land Conservation Division of the Land and Water Resources Department and reviewed. If the plan conforms to the ordinance requirements, it will be approved; however, if there are deficiencies you will be asked to amend your plan.

What you can do.....

Dane County Land Conservation Division has identified several very small common projects in the shoreland zone that do not cause erosion. These projects do not create negative impacts on this sensitive area if they occur a sufficient distance from the water. Therefore, they are not considered "land disturbing activities" under Chapter 11, Dane County Code of Ordinances, provided they take place more than fifteen (15) feet landward of the ordinary high water mark (OHWM) of a navigable water body. Following is a list of these exempt activities which do not require permits:

1. Digging postholes or other similar holes when the hole diameter is less than 18 inches, and the material is taken off-site the same working day.
2. Removal, replacement, or addition of shrubs and trees without the assistance of earth moving machinery, provided the activity is completed and the site is stabilized within three (3) days.
3. Tillage directly related to planting, growing, and harvesting of agricultural or horticultural crops (including crop fields and gardens).

These are the only exempt activities. Other projects in the shoreland zone have the potential for serious harmful impacts (including construction of retaining walls, raised planting beds, and rain gardens or other gardens that require excavation). Thus a permit is required so they can be reviewed to ensure that any negative effects are mitigated.

Substantial penalties may apply if a land disturbing activity is conducted without a permit. Please contact the Land and Water Resources Department for additional information or to see if your project is required to have a permit. Permit fees start at \$50 for a small project. In addition to any penalties, all fees are automatically doubled if work is performed prior to obtaining a permit.