

MEMORANDUM OF AGREEMENT

BETWEEN MARATHON COUNTY, THE CITIES OF WAUSAU, SCHOFIELD, MOSINEE, AND MARSHFIELD, THE VILLAGES OF WESTON, KRONENWETTER, AND ROTHSCHILD, AND THE TOWN OF RIB MOUNTAIN

I. PURPOSE

THIS MEMORANDUM OF AGREEMENT is entered into pursuant to WIS STATS 66.0301 for the purpose of minimizing discharge of pollutants carried by stormwater runoff and to develop and implement a single information and outreach program for all participating municipalities. The Agreement allows the parties to work together on a program that meets permit requirements of WIS STATS 283.33 and Wis. Admin. Code NR 216.

II. TERM OF AGREEMENT

This Agreement shall commence on January 1, 2008 to December 31, 2008, to be renewed annually. The terms of the Agreement may be reviewed and amended if necessary. This Agreement may be terminated by any party on thirty (30) days written notice to the group, subject only to the payment of any obligations due to the group under this Agreement up to the point of said termination.

III. APPLICABILITY

The process defined by this MOA addresses the requirements of Section 402 of the Federal Clean Water Act and the Storm Water Discharge Permit Program under Wis. Admin. Code § NR 216. Through the Wisconsin Pollutant Discharge Elimination System (WPDES) permit program, the DNR regulates municipal, industrial, and animal waste operations discharging water to surface or groundwaters.

IV. SUMMARY OF THE PERMIT PARTNERSHIP PROCESS

Each of the participating municipalities will hold a municipal separate storm sewer system (MS4) permit. The municipalities' permits will include municipal and county facilities. Marathon County will hold an MS4 permit. Marathon County will be responsible for achieving and maintaining compliance of its MS4 eligible facilities within each community.

V. PROGRAM SUMMARY

The program is designed to fulfill the permit requirements 1-9 as defined in of Wis. Admin. Code NR 216.07 as efficiently and effectively as possible through intergovernmental cooperation.

VI. ALLOCATION OF RESPONSIBILITY

For and in consideration of the terms and conditions in this Memorandum of Agreement, Marathon County and the participating municipalities have the following responsibilities:

1. PUBLIC EDUCATION AND OUTREACH

Marathon County will:

- Coordinate the development of the Wausau Urban Area Stormwater Education and Outreach Plan and future plan updates at no cost to the municipalities;
- Coordinate the implementation of the Wausau Urban Area Stormwater Education and Outreach Plan.

The municipalities will:

- Appoint one representative to the Marathon County Metropolitan Planning Commission's Stormwater Management Sub-Committee;
- Contribute towards costs of development, reproduction and distribution of educational materials (each community will contribute an equal share of the cost);
- Make available rooms for public informational meetings as necessary.

2. PUBLIC INVOLVEMENT AND PARTICIPATION

Marathon County will:

- Develop and maintain a stormwater management website at no cost to the municipalities;
- Public notice all meetings of the Stormwater Management Sub-Committee and any public informational meetings hosted by Marathon County.

The municipalities will:

- Public notice all meetings hosted by the municipality;
- Contribute towards costs of public notices, meetings, and other public involvement and participation activities (each community will contribute an equal share of the cost).

3. ILLICIT DISCHARGE DETECTION AND ELIMINATION

Marathon County will:

- Assist the participating municipalities to develop municipal illicit discharge ordinances in accordance with NR 216;
- Comply with municipal illicit discharge ordinances as they apply to MS4 eligible County facilities;
- Identify and map all MS-4 eligible county owned outfalls as defined by NR 216 at no cost to the municipalities;
- Pay actual sampling and field screening costs of outfalls serving county owned facilities;
- Follow the procedures to eliminate illicit discharges as defined in NR 216.002 (11) or other sources of non-storm water on MS4 eligible County facilities.

The municipalities will:

- Adopt a municipal illicit discharge ordinance;
- Conduct field screening analysis for illicit connections and discharges at all municipal and county outfalls within their respective MS4 boundaries;
- Follow the procedures to eliminate illicit discharges as defined in NR 216.002 (11) or other sources of non-storm water on municipal facilities.

4. CONSTRUCTION SITE POLLUTION CONTROL

Marathon County will:

- Assist the participating municipalities to develop municipal construction site erosion control ordinances in accordance with NR 216;
- Comply with municipal construction site erosion control ordinance as they apply to MS4 eligible County facilities as defined in NR 216.

The municipalities will:

- Adopt a municipal construction site erosion control ordinance.

5. POST-CONSTRUCTION SITE STORM WATER MANAGEMENT

Marathon County will:

- Work with the participating municipalities to develop post construction storm water management ordinances in accordance with NR 216;
- Comply with municipal post construction storm water management ordinance as they apply to MS4 eligible County facilities as defined in NR 216.

The municipalities will:

- Adopt a municipal post construction storm water management ordinance.

6. POLLUTION PREVENTION

Marathon County will perform the following tasks on MS-4 eligible county-owned facilities to the specifications of the individual municipalities in which the facilities exist:

- Install and maintain source area controls and regional best management practices;
- Roadway maintenance including street sweeping and de-icer management;
- Collection and management of leaf and grass clippings;
- Management of county garages, storage areas and other potential sources of pollution;
- Management of the application of lawn and garden fertilizers on county controlled properties in accordance with s. NR 151.13 (1) (b) 3;
- Implement inspection, surveillance and monitoring procedures necessary to determine compliance and noncompliance with municipal permit conditions;
- Pay the costs of a pollutant loading analysis model (SLAMM).

The municipalities will perform the following tasks on municipal facilities:

- Install and maintain source area controls and regional best management practices;
- Municipal roadway maintenance including street sweeping and de-icer management;
- Collection and management of leaf and grass clippings;
- Management of municipal garages, storage areas and other municipal sources of pollution;
- Management of the application of lawn and garden fertilizers on municipal controlled properties in accordance with s. NR 151.13 (1) (b) 3;
- Implement inspection, surveillance and monitoring procedures necessary to determine compliance and noncompliance with permit conditions;
- Conduct assessments of the actions taken using a pollutant loading analysis model (SLAMM) on both municipal and county owned facilities within their respective MS4 boundaries (separate models).

7. STORM SEWER SYSTEM MAP

Marathon County will:

- Identify and map MS-4 eligible county owned facilities and outfalls as defined in NR 216;
- Provide the municipalities with geographical data of county owned MS-4 eligible facilities and outfalls.

The municipalities will:

- Identify and map municipal facilities and outfalls;
- Include and identify (label) county owned facilities and outfalls in required storm sewer system map.

8. ANNUAL REPORT

Marathon County will:

- Coordinate the development of standardized yearly reporting by the municipalities.

The municipalities will:

- Include and identify (label) county owned facilities and outfalls in required yearly reporting.

Mt McBain

Mort McBain, Administrator
Marathon County

Dated: 4/22/08

Fred Schuster

Fred Schuster, President
Village of Weston

Dated: 3-26-08

Allen Opall

Allen Opall, Chair
Town of Rib Mountain

Dated: 4/22/08

Rick Smith

Rick Smith, President
Village of Kronenwetter

Dated: 6-9-08

Neal Torney

Neal Torney, President
Village of Rothschild

Dated: 3-26-2008

Chris Meyer

Michael Meyers, Mayor Chris Meyer
City of Marshfield

Dated: 4/29/08

Alan Erickson

Alan Erickson, Mayor
City of Mosinee

Dated: 4/17/08

Allen Bremer

Allen Bremer, Mayor
City of Schofield

Dated: 3/26/08

James E. Tipple

Jim Tipple, Mayor
City of Wausau

Dated: 3/20/08