JEFFERSON COUNTY
CORPORATION COUNSEL

Courthouse, Room 110
311 South Center Avenue
Jefferson, Wisconsin 53549-1799
(920) 674-7135
Fax: (920) 674-7399

J. BLAIR WARD
Corporation Counsel

YELENA O. ZARWELL
Asst. Corporation Counsel

May 8, 2018

Cheryl Furstace Daniels, Board Counsel
Livestock Facility Siting Review Board
Department of Agriculture, Trade, and Consumer Protection
P.O. Box 8911
Madison, WI 53708-8911

RE: Aaron R. Johnson v. Jefferson County
Docket No. 18-LFSRB-01
Jefferson County Position Statement

Dear Ms. Furstace Daniels:

This is the Position Statement submitted by Jefferson County in response to the Notice of Request for Review in the above matter.

Daybreak Foods Inc. submitted a livestock siting application, worksheets and supplemental information on December 18, 2017, and January 2, 22, 24, 25, and 29, 2018. The Jefferson County Land and Water Conservation Department (LWCD) reviewed these materials in accordance with ATCP 51 and the livestock facility siting standards. On January 30, 2018, the LWCD sent a letter to the Zoning and Planning Committee and Department recommending that they find the application complete.

On February 9, 2018, the Planning and Zoning Committee reviewed the application and worksheets submitted by Daybreak Foods Inc. and previously reviewed by the LWCD. The Planning and Zoning Committee determined the application to be complete and approved a Determination of Completeness.

On February 12, 2018, the Planning and Zoning Department mailed a Notice to Adjacent Property Owners as required by ATCP 51. A public hearing was scheduled for March 15, 2018.

On March 15, 2018, the Planning and Zoning Committee held a public hearing on the request from Daybreak Food Inc. to expand their facility.

On March 26, 2018, the Planning and Zoning Committee met to take action on the proposed expansion of Daybreak Foods Inc. The Committee took into account LWCD's review of the submitted application, worksheets and all supporting documents, as well as, all information submitted during the public hearing. Based on all of the information submitted, the Planning and Zoning Committee approved the conditional use permit for Daybreak Foods Inc.

Jefferson County has reviewed Aaron Johnson's request for review of the decision to grant a permit to Daybreak Foods Inc. His letter does not contain any information showing that Jefferson County incorrectly applied the livestock facility siting standards or violated the Livestock Facility Siting Law.

Jefferson County stands behind its decision to approve the conditional use permit for Daybreak Farms Inc.

Sincerely,

J. Blair Ward
Corporation Counsel
Jefferson County

c: Matt Zangl, Jefferson County Planning & Zoning