ARM-LWR-456 (Rev. Nov 2019)

Wisconsin Department of Agriculture, Trade and Consumer Protection

Division of Agricultural Resource Management

P.O. Box 8911

Madison, WI 53708-8911

Phone: (608) 224-4611



**2020 Agricultural Enterprise Area - Modification Petition**

*The undersigned persons hereby petition the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP), pursuant to s. 91.86, Wis. Stats., to modify the designation of an Agricultural Enterprise Area (****AEA****) under s. 91.84, Wis. Stats. We have read the guidance[[1]](#footnote-1) provided and submit the following information in support of the petition:[[2]](#footnote-2)*

*Please note that a petition for modification is not necessary for a minor map correction. A minor map correction is an adjustment to the boundary of a designated AEA to correct a mistake that occurred during the development or designation of that AEA. A minor map correction will be limited to resolving the identified boundary error. Examples of a boundary error include but are not limited to the following: part of a farm inadvertently excluded from the AEA, or a technical mistake that occurred during the mapping process.*

**PETITION CHECK LIST**

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| **[ ]**  | The completed petition form (including any supporting pages and documentation) |
| **[ ]**  | A map of the proposed AEA (PDF format) |
| **[ ]**  | Spatial location data used to create map |
| **[ ]**  | A signed signature page for each owner of an eligible farm who is signing the petition |
| **[ ]**  | A political subdivision signature page signed by an authorized officer or representative of every political subdivision (county, town, city or village) in which any part of the proposed AEA is located |
| **[ ]**  | A signature page for the county conservationist |
| **[ ]**  | Any non-petitioner cooperator signature pages or letters of support |
| **[ ]**  | The original petition for designation as an attachment |
| **[ ]**  | Optional petition materials including resolutions in support of the petition, and related images of the area |

**Petitions are due to DATCP by August 5, 2020. Email** **DATCPWorkingLands@wisconsin.gov** **to submit electronically.**

**PART I:**

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| 1. **GENERAL INFORMATION**

*Fill out the following information about the proposed AEA modification. See Notes below for more specifics.* |
| NAME OF EXISTING AEA TO MODIFY      |
| COUNTY/COUNTIES IN WHICH AEA IS LOCATED      | TOWNS, CITIES OR VILLAGES IN WHICH AEA IS LOCATED      |
| TOTAL ACRES IN PROPOSED AEA MODIFICATION      | TOTAL NUMBER OF PETITIONERS REQUESTING MODIFICATION (Note 1)      |

Note 1: An AEA petition must be jointly filed by *at least* 5 eligible farm owners within the boundaries of the proposed AEA, and by each county, town or municipality in which any part of the proposed AEA is located.

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| 1. **PETITION CONTACT INFORMATION**

*Fill out contact information for the main contacts for the proposed AEA modification.* |
| COUNTY STAFF CONTACT      | EMAIL      | PHONE NUMBER      |
| MAILING ADDRESS STREET      | CITY      | STATE      | ZIP      |
| LANDOWNER REPRESENTATIVE      | EMAIL      | PHONE NUMBER      |
| MAILING ADDRESS STREET      | CITY      | STATE      | ZIP      |

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| **3. ELIGIBILITY REQUIREMENTS***Answer the following questions. If “No” is selected for any question, this application is currently ineligible. That question should be addressed prior to submitting the application. DATCP is willing assist you in resolving any issues in order to facilitate an AEA petition.* |
| 1. All proposed parcels added to the existing AEA are located within a farmland preservation area designated in the certified county farmland preservation plan.
 | **[ ]  Yes** | **[ ]  No** |
| 1. After modification, all parcels in the proposed AEA are contiguous.
 | **[ ]  Yes** | **[ ]  No** |
| 1. After modification, the proposed AEA remains primarily in agricultural use.
 | **[ ]  Yes** | **[ ]  No** |
| 1. At least five (5) eligible farm owners signed the petition under the *Petitioning Landowner Signature Page* Attachment. This can be a combination of landowners in the existing and proposed area.
 | **[ ]  Yes** | **[ ]  No** |

**PART II.**

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| **4. BACKGROUND INFORMATION***Provide details about the area proposed for addition to the existing designated AEA. If the answer to these questions has changed from the time of the original petition, provide these details for the entire proposed AEA, including the portion that is already designated.* |
| **Question 4a. Current Land Use and Land Use Trends***Consider citing existing information or maps from the county’s farmland preservation plan or local comprehensive plans.* |
| 1. Describe ALL current land uses (both agricultural and non-agricultural) within the proposed AEA *OR* attach a current land use map and a table or short narrative that explains what the map depicts:

     *For assistance in creating a land use map, please contact Wednesday Jordan at (608) 224-4611 or* *Wednesday.Jordan@wisconsin.gov**.*1. Describe the land use trends in the area proposed for addition:

     *Examples to illustrate trends might include number of new septic system applications, zoning information, population growth, protected natural areas, etc.*c. What are the main types of agricultural production in the areas proposed for addition to the AEA boundary?     *Examples: Common agricultural uses (row crops, grazing, dairy, etc.), State conservation programs (CREP, MFL, etc.), Federal conservation programs (CRP, CSP, etc., local conservation efforts, etc.*  |

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| **Question 4b. Land Use Controls and Plans in Area Proposed for Addition (check all that apply)***Select all Land Use Controls and Plans in proposed area. Add a short description where applicable.* |
| [ ]  Farmland preservation zoning ordinance  |
| [ ]  Subdivision ordinances  |
| [ ]  Other zoning ordinances (*specify type of ordinances that apply to lands in the proposed AEA. Examples include manure storage, livestock facility siting, or wellhead protection ordinances*)       |
| [ ]  Purchase of development rights and/or easements (donated or purchased) |
| [ ]  Transfer of development rights |
| [ ]  Farmland preservation agreements  |
| [ ]  Cooperative boundary agreements/inter-municipal agreements |
| [ ]  Natural area protections or conservation program activities (state and/or federal) (*specify*)       |
| [ ]  Comprehensive plan (*specify*)       |
| [ ]  Other programs or activities showing a commitment to water quality and/or soil health (*specify*)       |
| **Question 4c. Confirm that the proposed modification to the AEA is consistent with any existing local comprehensive plan.** *Is the area you are proposing to add to the AEA planned for agriculture use or a compatible use in applicable comprehensive plans?*  |
| 1. The county(ies) of  has(have) a comprehensive plan and the proposed modification to the AEA remains consistent with this plan.
 | **[ ]  Yes** | **[ ]  No** |
| 1. The Town(s) of  has(have) a comprehensive and the proposed modification to the AEA remains consistent with this plan
 | **[ ]  Yes** | **[ ]  No** |
| 1. There are no comprehensive plans for the political subdivisions in which the proposed modification is located.
 | **[ ]  Yes** | **[ ]  No** |
| **Question 4d. Indicate the approximate level of petitioner compliance with state soil and water standards in the area proposed for addition** |
| [ ]  Nearly all petitioners are in compliance |
| [ ]  More than half of the petitioners are in compliance |
| [ ]  Half or less than half of the petitioners are in compliance |
| [ ]  Few or no petitioners are in compliance\* |
| [ ]  Compliance status of petitioners is unknown\* \*If there is low, no, or unknown compliance in the area please provide additional rational for why this is:       |

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| **5. PURPOSE AND RATIONALE***Describe the purpose and rational for modifying this AEA. See below for more specific instructions for each subsection.*  |
| **Question 5a. Additional Goals and Activities to Reach Stated Goals** |
| 1. Describe goals for the preservation of agricultural land use in the modified AEA boundary.

     1. Describe specific goals for agricultural development and/or innovation in the modified AEA boundary.

     1. Describe any activities that have taken place within the existing AEA related to the originally stated goals. Include any planned investments, grants, development incentives, cooperative agreements, land or easement purchases, or public outreach activities:

     *Contact DATCP if you need assistance to determine what goals were identified in the original AEA petition.*  |

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| **Question 5b. Describe the rational for this AEA modification, how this modification is consistent with and beneficial to the existing AEA, and how the new boundary (change in size and locations) was determined.***Factors that could be considered for delineating the AEA boundary include watershed boundaries, soil types, agricultural lands, landowner interest, proximity to agricultural infrastructure, etc. Landowner desire to participate should not be the only consideration in drawing the AEA boundary.*  |
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| 1. **OUTREACH**

*An AEA modification should be developed through a public process, with the help of public meetings or open houses. In the following section, describe the public outreach strategy that was used during the modification process as well as the future process to encourage additional Farmland Preservation Agreements within the new AEA boundary if modified.* |
| **Question 6a. Describe all efforts to provide information to and involve the public in the modification process***Describe the public process used to share information about the AEA modification, establish the new boundary, identify farm owner petitioners and notify non-petitioners within the modified boundary. Provide details on meetings scheduled, mailings, or other information on how the public was made aware of the petition development.* |
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| **Question 6b. Update the current AEA Planned Farmland Preservation Agreement Strategy to include the land added in the Modified AEA** *Describe the current and future outreach strategy to encourage landowners within the modified AEA boundary to sign Farmland Preservation Agreements.*  |
|       |
| **Question 6c. Describe the farmland Preservation Agreement participation level within the existing AEA** *Some consideration: Have you met your agreement sign-up goal? Are there certain areas that are participating more than others? Have outreach efforts improved participation? Is there room for improvement or changes to strategy?*  |
|       |
| **Question 6d. What can DATCP do to support outreach efforts within the AEA (regardless if modification is approved)?***Describe any types of assistance DATCP can provide to aid outreach efforts within the AEA if designated. Examples of assistance include informational mailers, educational materials, speaking presentation, etc.* |
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*Continue to next page for details related to Part III – Maps, Part IV. – Signature Pages, and Part V. - Optional*

**Part III.**

**MAP AND SPATIAL LOCATION DATA**

Please send the following to DATCP in electronic form. Follow the map and spatial location data guidelines found in Part F of the guidance document.

1. A map of the proposed addition to the AEA, **and**

2. The spatial location data for the area proposed for addition to the AEA boundary.

**Part IV.**

**SIGNATURE PAGES**

The purpose of the signature pages is to show there is adequate support in the area by landowners, local governments and agricultural-related business for designation. See attached “Petitioning Landowner Signature Page,” “Political Subdivision Signature Page”, “County Conservationist Signature Page” and “Non-Petitioning Cooperator Signature Page.”

1. Submit a minimum of five (5) eligible farm owner petitioner signature pages
	1. The amount of petitioners should make sense in light of the proposed boundary size, and there should be a logical distribution of petitioners within the proposed boundary
	2. This can be a combination of landowners in the existing and proposed boundary
2. Submit a signature page for each political subdivision within the proposed boundary. This includes both counties and towns
3. Submit a signature page signed by the county conservationist for each county the proposed boundary covers
4. To show support for the petition by agricultural-related businesses, non-petitioning landowners and other community organizations, please submit any corresponding non-petitioning cooperator signature pages. You can also submit letters of support in lieu of non-petitioning cooperator signature pages
	1. These signature pages/letters of support are highly recommended

Please follow the signature page guidelines in Part G of the guidance document. DATCP is willing to prepare a custom signature page for your AEA petition if it will help solicit local support/ clarify what effect signing a signature page has. Contact Wednesday.Jordan@wisconsin.gov for examples or requests.

**Part V.**

**ORIGINAL PETITION FOR DESIGNATION**

Please submit the original petition for designation as an attachment. This will provide the evaluation team with important context for the area proposed for expansion including established goals for preservation of agricultural land use and agricultural development/innovation. Petitions must be submitted to DATCP by June 19th, 2020. Please email DATCPWorkingLands@wisconsin.gov to submit modification petitions electronically.

**Part VI.**

**OPTIONAL**

**Photos from Proposed AEA**

Photos of the AEA provide context for the AEA Petition Evaluation Committee.

**Local Resolutions**

*Sample resolution text is included in Appendix B of the guidance document.*

**Petitioning Landowner Signature Page**

*A separate signature page, in the following form, must be signed by the owner of each farm. An authorized individual may sign on behalf of a legal entity. If a farm is jointly owned by a legally married couple as individuals, both must sign.*

Farm owner (correct legal name or legal name of business entity):

     \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Type of business entity, if applicable (check one):

Individual or married couple [ ]  LLC [ ]

Corporation [ ]  Other (describe)

Partnership [ ]

Authorized signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date \_\_\_\_\_\_\_

Print name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Authorized signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date \_\_\_\_\_\_\_

Print name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Farm owner address (street, city, zip):      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

     \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

E-mail address(es) (if available):      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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| I (we) currently claim a farmland preservation tax credit (either under farmland preservation zoning or through a farmland preservation agreement). | [ ]  Yes  | [ ]  No | [ ]  Don’t Know |
| I (we) are interested in maintaining our existing farmland preservation agreement or entering into a new farmland preservation agreement. *(Note: To claim the farmland preservation tax credit under a farmland preservation agreement, the farm must meet state soil and water conservation standards.)*  | [ ]  Yes  | [ ]  No | [ ]  Maybe |

**Political Subdivision** **Signature Page**

*This signature page must be signed by an authorized officer or representative of every political subdivision (county, town, city or village) in which any part of the proposed AEA is included.*

Political subdivision name:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Type (check one): County [ ]  Town [ ]  City [ ]  Village [ ]

Printed name of authorized officer or representative:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title of authorized officer or representative:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Authorized signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_

Principal mailing address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Phone number:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

E-mail address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**County Conservationist** **Signature Page**

*All county conservationists in which the proposed AEA is located must sign this signature page.*

County Conservationist name:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Authorized signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_

Principal mailing address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Phone number:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

E-mail address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Non-Petitioner Cooperator Signature Page**

*Persons other than the petitioners may sign in support of the petition. A separate signature page, or letter of support, may be submitted for each cooperator. An authorized individual may sign on behalf of a legal entity.*

Legal name of cooperator:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Relevant interest (farm owner, business, nonprofit or community organization, government entity, other):

Principal mailing address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

E-mail address:      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*Briefly describe your interest in signing this petition requesting designation of an agricultural enterprise area:*

Print name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_­\_\_\_\_\_

Authorized signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date \_\_\_\_\_\_\_\_

1. *Guidance available at* [*https://datcp.wi.gov/Pages/Programs\_Services/AEAPetitionInfo.aspx*](https://datcp.wi.gov/Pages/Programs_Services/AEAPetitionInfo.aspx)*.*  [↑](#footnote-ref-1)
2. *Personal information you provide may be used for purposes other than that for which it was collected, s. 15.04(1)(m), Wis. Stats.* [↑](#footnote-ref-2)