

State of Wisconsin
Department of Natural Resources
dnr.wi.gov

Due by March 31, 2009

This form is for the purpose of annual reporting on activities undertaken pursuant to the Municipal Separate Storm Sewer System (MS4) General Permit No. WI-S050075-1. An owner or operator of a municipal separate storm sewer system covered by the general permit under Chapter NR 216, Wis. Adm. Code, is required to submit an annual report to the Department of Natural Resources by March 31 of each year to report on activities for the previous calendar year. A municipality that received its initial permit coverage in 2006 needs only to report on activities undertaken in calendar year 2008. A municipality that received its initial permit coverage in 2007 needs to report on activities undertaken in both calendar years 2007 and 2008.

Use of this specific form is optional. The Department of Natural Resources has created this form for the user's convenience and believes that the information requested on this form meets the reporting requirements for an owner or operator of a municipal separate storm sewer system covered by the general permit.

Instructions: Complete each section of the form that follows. If additional space is needed to respond to a question, attach additional pages. Provide descriptions that explain the program actions taken to-date to comply with the general permit. Complete and submit the annual report by March 31, 2009, to the appropriate address indicated on the last page of this form.

SECTION I. Municipal Information

Name of Municipality City of Fond du Lac		Facility ID No. (FIN) 31070	
Mailing Address P.O. Box 150	City Fond du Lac	State WI	Postal Code 54936
County(s) in which Municipality is located Fond du Lac	Type of Municipality: (check one) <input type="checkbox"/> County <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Town <input type="checkbox"/> Other (specify)		

SECTION II. Municipal Contact Information

Name of Municipal Contact Person Nick Waldschmidt		Title Civil Engineer I	
Mailing Address P.O. Box 150	City Fond du Lac	State WI	Postal Code 54936
E-mail Address nwaldschmidt@ci.fond-du-lac.wi.us	Telephone No. (including area code) (920) 322-3482	Fax No. (including area code) (920) 322-3471	

SECTION III. Certification

I hereby certify that I am an authorized representative of the municipality covered under MS4 General Permit No. WI-S050075-1 for which this annual report is being submitted and that the information contained in this document and all attachments were gathered and prepared under my direction or supervision. Based on my inquiry of the person or persons under my direction or supervision involved in the preparation of this document, to the best of my knowledge, the information is true, accurate, and complete. I further certify that the municipality's governing body or delegated representatives have reviewed or been apprised of the contents of this annual report. I understand that Wisconsin law provides severe penalties for submitting false information.

Authorized Representative Printed Name Richard E. Goding	Authorized Representative Title City Engineer/Deputy Director of Public Works		
Authorized Representative Signature	Date Signed		
E-mail Address rgoding@ci.fond-du-lac.wi.us	Telephone No. (including area code) (920) 322-3473	Fax No. (including area code) (920) 322-3471	

SECTION IV. General Information

a. Describe what efforts the municipality has undertaken to invite the municipal governing body, interest groups, and the general public to review and comment on the annual report.

The annual report will be sent to the City Council via the weekly "Council Communications" report from staff to Council. The annual report will be posted on our website and will be available for viewing at City Hall.

b. Describe how elected and municipal officials and appropriate staff have been kept apprised of the municipal storm water discharge permit and its requirements.

The City had a consultant develop a stormwater management plan to address the section 2.7 of the permit. The plan has been given to City Council members and appropriate staff. The City of Fond du Lac department leaders hold weekly meetings where permit requirements are discussed as necessary. The City of Fond du Lac Public Works Department divisions leaders also hold weekly meetings where permit requirements are discussed as necessary.

c. Has the municipality prepared its own municipal-wide storm water management plan? Yes No

If yes, title and date of storm water management plan:
"Citywide Stormwater Management Plan and Ordinance Development City of Fond du Lac" June 2006

d. Has the municipality entered into a written agreement with another municipality or a contract with another entity to perform one or more of the conditions of the general permit as provided under Section 2.10 of the general permit? Yes No

If yes, describe these cooperative efforts:
The City of Fond du Lac has entered into an agreement with East Central Wisconsin Regional Planning Commission (ECWRPC) to implement a public education and outreach program. ECWRPC has entered into similar agreements with approximately 35 other communities throughout northeast Wisconsin and comprising most of the stormwater permitted communities in Fond du Lac, Winnebago, Calumet, Outagamie and Brown Counties. The group is currently developing an education, marketing and outreach program. Implementation of the plan is expected later this year. Specifically, the program seeks to increase public knowledge of the effects of phosphorus pollution in area waterways and to encourage changes in public behavior regarding practices such as usage of lawn and garden fertilizers.

e. Does the municipality have an internet website? Yes No

If yes, provide web address:
<http://www.ci.fond-du-lac.wi.us/>

If the municipality has an internet website, is there current information about or links provided to the MS4 general permit and/or the municipality's storm water management program? Yes No

If yes, provide web address:
<http://www.ci.fond-du-lac.wi.us/index.iml?department=12>

SECTION V. Permit Conditions

a. Minimum Control Measures: For each of the permit conditions listed below, provide a description of the status of implementation of program elements, the status of meeting measurable goals, and compliance with permit schedule in section 3 of the MS4 general permit. Be specific in describing the actions that have been taken during the reporting year to implement each permit condition and whether measurable goals have been met, including any data collected to document a measurable goal. Also, explain the reasons for any variations from the compliance schedule in the MS4 general permit.

- **Public Education and Outreach**

The City has worked with the Northeast Wisconsin Stormwater Consortium (NEWSOC) to develop a public education campaign to keep phosphorus out of our waterways. The City has developed a reference guide for the erosion control and stormwater management ordinances to help developers and their consultants understand the City's erosion control and stormwater management regulations and understand the regulatory process. The reference guide is available on the City's website. The City has posted a tip sheet regarding proper disposal of pet waste on the City's website. The City promoted the Winnebago County Shoreline Expo on May 31, 2008 by sending 553 postcards to riparian property owners within the City. There is a stormwater education poster placed at the City engineering office visible to members of the public. The City requires a certificate of permit coverage be posted at construction sites notifying the public of the work being performed onsite and providing property owner and City contact information.

- **Public Involvement and Participation**

A City consultant provided an update on the current status of the City's stormwater management program to the City Council at the June 25, 2008 meeting. The erosion control and stormwater management ordinances were adopted at a City Council meeting on September 9, 2008. City staff answered questions from the City Council regarding the ordinances. The meeting was open to the public and also shown on a local television station.

- **Illicit Discharge Detection and Elimination**

The City plans to submit an illicit discharge detection and elimination ordinance to the City Council for adoption at the April 8, 2009 City Council meeting. The City has not completed the dry weather field screening of outfalls. The City has developed a spill and illicit discharge response procedure manual for City staff.

- **Construction Site Pollutant Control**

The City adopted a construction site pollutant control ordinance at the City Council meeting on September 10, 2008. Details on site inspections and enforcement actions can be found in Section VII e below.

- **Post-Construction Storm Water Management**

The City adopted a post-construction stormwater management ordinance at the City Council meeting on September 10, 2008. The City has developed maintenance logs for property owners to document ongoing inspection and maintenance of stormwater management facilities.

- **Pollution Prevention**

The City obtained a DNR urban nonpoint source and stormwater planning grant to create stormwater pollution prevention plans (SWPPPs) at municipal facilities. There will be a training for City staff on the SWPPPs on April 16th. Site inspections, spill response procedures and most of the proposed best management procedures will be implemented at this time. The City will implement the best management practices with significant capital costs over the next several years as funding becomes available. The City continued to conduct routine street sweeping in 2008. The City has developed stormwater best management practice inspection logs to be used in evaluating municipal storm water management facilities. One City staff member attended the 2008 Fox-Wolf Watershed Alliance Stormwater Conference, which covered topics such as TMDL's, phosphorus & sediment in stormwater and municipal pollution prevention.

b. Storm Water Quality Management: Has the municipality completed a pollutant-loading analysis to assess compliance with the 20% TSS reduction developed urban area performance standard? Yes No

Annual Report under MS4 General Permit No. WI-S050075-1

Form 3400-195 (R 01/09)

Page 4

If yes, provide the following: Model used SLAMM Version 8.9.2 Reduction (%) 19.2

Has the municipality completed a pollutant-loading analysis to assess compliance with the 40% TSS reduction developed urban area performance standard? Yes No

If yes, provide the following: Model used SLAMM Version 8.9.2 Reduction (%) 19.2

Has the municipality completed an evaluation of all municipal owned or operated structural flood control facilities to determine the feasibility of retrofitting to increase TSS removal? Yes No If yes, describe:

The report "Citywide Stormwater Management Plan and Ordinance Development City of Fond du Lac" evaluated municipally owned or operated structural flood control facilities to determine the feasibility of retrofitting to increase TSS removal.

c. Storm Sewer System Map: Describe any changes or updates to the storm sewer system map made in the reporting year. Provide an updated map.

The storm sewer system map has not been updated since the initial submittal in October 2008.

SECTION VI. Fiscal Analysis

a. Municipalities that received initial permit coverage in 2006: Provide a fiscal analysis that includes the annual expenditures for 2008, and the budget for 2008 and 2009. Municipalities that received initial permit coverage in 2007: Provide a fiscal analysis that includes the annual expenditures for 2007 and 2008; and the budget for 2007, 2008, and 2009. A table to document fiscal information is provided on page 6 (Municipalities that received initial permit coverage in 2006 do not need to complete expenditure and budget information for 2007.).

b. What financing/fiscal strategy has the municipality implemented to finance the requirements of the general permit?
 Storm water utility General fund Other Permit review fees

c. Are adequate revenues being generated to implement your storm water management program to meet the permit requirements? Yes No

Please provide a brief summary of your financing/fiscal strategy and any additional information that will assist the Department in understanding how storm water management funds are being generated to implement and administer your storm water management program.

The City is experiencing great difficulty coming up with sufficient revenue to implement requirements of our permit, given the current depressed economy and state-imposed tax levy limits/caps.

SECTION VII. Inspections and Enforcement Actions

Note: If an ordinance listed below has previously been submitted and has not been amended since that time, a copy does not need to be submitted again. If the ordinance was previously submitted, indicate such in the space provided.

a. As of the date of this annual report, has the municipality adopted a construction site pollutant control ordinance in accordance with subsection 2.4.1 of the general permit? Yes No If yes, attach copy or provide web link to ordinance:

Yes. The ordinance has previously been submitted and can be found at <http://www.ci.fond-du-lac.wi.us/index.html?department=12>.

b. As of the date of this annual report, has the municipality adopted a post-construction storm water management ordinance in accordance with subsection 2.5.1 of the general permit? Yes No If yes, attach copy or provide web link to ordinance:

Yes. The ordinance has previously been submitted and can be found at <http://www.ci.fond-du-lac.wi.us/index.html?department=12>.

c. As of the date of this annual report, has the municipality adopted an illicit discharge detection and elimination ordinance in accordance with subsection 2.3.1 of the general permit? Yes No If yes, attach copy or provide web link to ordinance:

d. As of the date of this annual report, has the municipality adopted any other ordinances it has deemed necessary to implement a program under the general permit (e.g., pet waste ordinance, leaf management/yard waste ordinance, parking restrictions for street cleaning, etc.)? Yes No If yes, attach copy or provide web link to ordinance:

e. Provide a summary of available information on the number and nature of inspections and enforcement actions conducted during the reporting period to ensure compliance with the ordinances described in a. to d. above.

There were 59 commercial, industrial and multifamily residential sites that required an erosion control permit in 2008. A total of 256 field inspections were conducted on these sites. Sites are generally inspected upon installation of erosion control measures

Annual Report under MS4 General Permit No. WI-S050075-1

Form 3400-195 (R 01/09)

Page 6

and once per month during the spring, summer and fall. Noncompliant sites were given written and/or verbal warnings to comply with their permit requirements and follow up inspections were performed. Erosion control inspections are performed weekly on municipal projects requiring implementation of erosion control measures. The City requires that upon completion of a stormwater management facility an as-built plan be submitted verifying that the stormwater management facility has been constructed in accordance with the approved plans.

SECTION VIII. Water Quality Concerns

a. Does any part of the MS4 discharge to an outstanding resource water (ORW) or exceptional resource water (ERW) listed under s. NR 102.10 or 102.11, Wis. Adm. Code? (A list of ORWs and ERWs may be found on the Department's Internet site at: <http://dnr.wi.gov/org/water/wm/wqs/orwerw/>) Yes No If yes, list:

b. Does any part of the MS4 discharge to an impaired waterbody listed in accordance with section 303(d)(1) of the federal Clean Water Act, 33 USC § 1313(d)(1)(C)? (A list of the most current Wisconsin impaired waterbodies may be found on the Department's Internet site at: <http://dnr.wi.gov/org/water/wm/wqs/303d/303d.html>) Yes No If yes, complete the following:

- Impaired waterbody to which the MS4 discharges:

Fond du Lac River

- Description of actions municipality has taken to comply with section 1.5.2 of the MS4 general permit for discharges of pollutant(s) of concern to an impaired waterbody:

c. Identify any known water quality improvements in the receiving water to which the MS4 discharges during the reporting period.

There are no known water quality improvements in the receiving water during the reporting period.

d. Identify any known water quality degradation in the receiving water to which the MS4 discharges during the reporting period and what actions are being taken to improve the water quality in the receiving water.

There is no known water quality degradation in the receiving water during the reporting period.

SECTION IX. Department of Commerce Authority

Does the municipality currently have authority from the Wisconsin Department of Commerce to regulate erosion control at public buildings and places of employment? Yes No

If no, has the municipality requested such authority from the Department of Commerce pursuant to s. 101.1205(4), Wis. Stats., within 18 months after the municipality's permit coverage start date? Yes No If no, explain:

Fiscal Analysis Table. Complete the fiscal analysis table provided below.

Program Element	Annual Expenditure		2007*	Budget		Source of Funds
	2007*	2008		2008	2009	
Public Education and Outreach	N/A	\$9,500	N/A	\$15,000	\$15,000	Tax Levy
Public Involvement and Participation	N/A	\$8,600	N/A	\$7,000	\$7,000	Tax Levy
Illicit Discharge Detection and Elimination	N/A	\$5,000	N/A	\$20,000	\$26,000	Tax Levy
Construction Site Pollutant Control	N/A	\$18,500	N/A	\$20,000	\$20,000	Tax Levy
Post-Construction Storm Water Management	N/A	\$16,000	N/A	\$15,000	\$15,000	Tax Levy
Pollution Prevention	N/A	\$25,000	N/A	\$136,000	\$120,000	Tax Levy, Non-point Source Grant
Storm Water Quality Management	N/A	\$1,745,000	N/A	\$2,056,000	\$3,630,000	Tax Levy, Non-point Source Grant
Storm Sewer System Map	N/A	\$12,800	N/A	\$10,000	\$4,000	Tax Levy
Other	N/A	\$7,500 (NEWSC membership and DNR permit fee)	N/A	NEWSC membership (\$2,500)	\$7,500 (NEWSC membership and DNR permit fee)	Tax Levy

* Municipalities that received initial permit coverage in 2006 do not need to complete expenditure and budget columns for 2007

NORTHERN REGION COUNTIES			WEST CENTRAL REGION COUNTIES		
Ashland	Langlade	DNR Service Center	Adams	Marathon	DNR Service Center
Barron	Lincoln	1401 Tower Ave.	Buffalo	Monroe	5301 Rib Mountain Rd.
Bayfield	Oneida	Superior, WI 54880	Clark	Portage	Wausau, WI 54401
Burnett	Polk	Phone: (715) 392-7988	Crawford	Trempealeau	Phone: (715) 359-4522
Douglas	Price		Jackson	Vernon	
Florence	Rusk		Juneau	Wood	
Forest	Sawyer		La Crosse		
Iron	Taylor				
	Vilas				
	Washburn				
			Chippewa	Pepin	DNR Service Center
			Dunn	Pierce	890 Spruce St.
			Eau Claire	St. Croix	Baldwin, WI 54002
					Phone: (715) 684-2914

NORTHEAST REGION COUNTIES			SOUTH CENTRAL REGION COUNTIES		
Brown	Marquette	DNR Northeast Region	Columbia	Jefferson	DNR South Central Region
Calumet	Menominee	2984 Shawano Ave.	Dane	LaFayette	3911 Fish Hatchery Rd.
Door	Oconto	Green Bay, WI 54313	Dodge	Richland	Fitchburg, WI 53711
Fond du Lac	Outagamie	Phone: (920) 662-5100	Grant	Rock	Phone: (608) 275-3266
Green Lake	Shawano		Green	Sauk	
Kewaunee	Waupaca		Iowa		
Manitowoc	Waushara				
Marinette	Winnebago				

SOUTHEAST REGION COUNTIES			
Kenosha	Sheboygan	DNR Service Center	
Milwaukee	Walworth	141 NW Barstow Street,	
Ozaukee	Washington	Room 180	
Racine	Waukesha	Waukesha, WI 53188	
		Phone: (262) 884-2300	