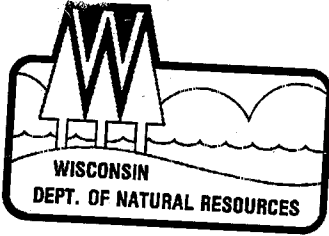


Clearinghouse Rule 95-149

95-149



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor  
George E. Meyer, Secretary

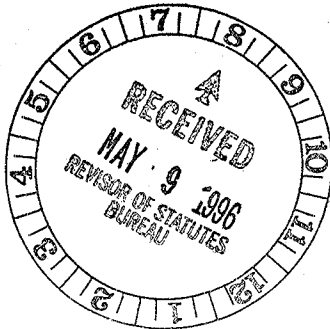
Box 7921  
101 South Webster Street  
Madison, Wisconsin 53707-7921  
TELEPHONE 608-266-2621  
FAX 608-267-3579  
TDD 608-267-6897

STATE OF WISCONSIN )  
DEPARTMENT OF NATURAL RESOURCES ) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, George E. Meyer, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WZ-37-95 was duly approved and adopted by this Department on February 28, 1996. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building in the City of Madison, this 6th day of May, 1996.



*George E. Meyer*  
George E. Meyer, Secretary

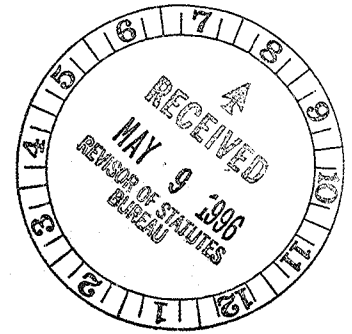
(SEAL)

7-1-96

Quality Natural Resources Management  
Through Excellent Customer Service



ORDER OF THE STATE OF WISCONSIN  
NATURAL RESOURCES BOARD  
CREATING RULES



The Natural Resources Board proposes an order to **create** NR 116.03 (1e), (1s) and (30m), 116.12 (2m) and 116.13 (3m) relating to regulating camping in floodplain areas.

WZ-37-95

Analysis Prepared by the Department of Natural Resources

Authorizing statutes: ss. 87.30(1) and 227.11(2)(a), Stats.

Statutes interpreted: s. 87.30(1), Stats.

Chapter NR 116, Wis. Adm. Code, establishes uniform requirements for the implementation and administration of local floodplain zoning ordinances for regulating development in floodplain areas in the state. Section NR 116.12 (2)(b) establishes standards for camping in DNR-approved campgrounds in floodways.

The proposed rule sets standards for camping activities in floodplain areas outside of DNR-approved campgrounds. The proposed rule clarifies that no permit is required for tent camping in floodplain areas outside of DNR-approved campgrounds. The proposed rule also authorizes camping by use of a mobile recreational vehicle provided specific criteria are met.

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SECTION 1. NR 116.03 (1e), (1s) and (30m) are created to read:

NR 116.03(1e) - "Campground" means any parcel of land which is designed, maintained, intended or used for the purpose of providing sites for nonpermanent overnight use by 4 or more camping units, or which is advertised or represented as a camping area.

(1s) - "Camping Unit" means any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pick-up truck or tent.

(30m) - "Mobile Recreational Vehicle" means a recreational vehicle that is carried, towed or self-propelled; is licensed for highway use, if registration is required; and is always capable of being driven or towed by a licensed vehicle.

SECTION 2. NR 116.12 (2m) is created to read:

NR 116.12(2m) PERMITTED USES, NO PERMIT REQUIRED. Camping in a camping unit in a floodway area outside of approved campgrounds under sub. (2)(b) is allowed without a permit if the camping unit consists of nothing more than an easily removable tent or if the following criteria are met:

- (a) The camping unit is a mobile recreational vehicle;
- (b) The camping unit is on a parcel of land that has less than 4 camping sites and the parcel is not advertised, represented or used as a camping area; and
- (c) The camping unit may not occupy the site for a period of more than 180 consecutive days.

SECTION 3. NR 116.13(3m) is created to read:

NR 116.13(3m) PERMITTED USES, NO PERMIT REQUIRED. Camping in a camping unit in a floodfringe area outside of an approved campground under s. NR 116.12(2)(b) is allowed without a permit if the camping unit consists of nothing more than an easily removable tent or if the following criteria are met:

- (a) The camping unit is a mobile recreational vehicle;
- (b) The camping unit is on a parcel of land that has less than 4 camping sites and the parcel is not advertised, represented or used as a camping area; and
- (c) The camping unit may not occupy the site for a period of more than 180 consecutive days.

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The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on February 28, 1996.

The rule shall take effect the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

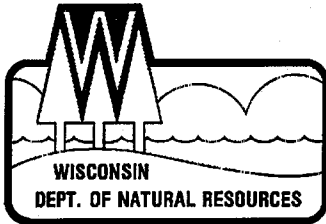
Dated at Madison, Wisconsin

May 6, 1996

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer  
George E. Meyer, Secretary

(SEAL)

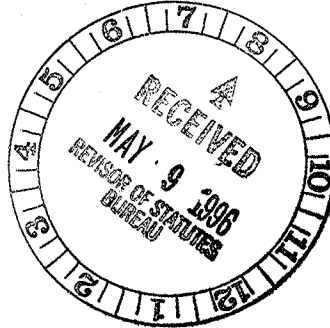


State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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George E. Meyer, Secretary

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May 6, 1996



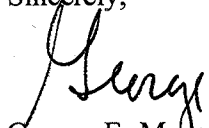
Mr. Gary L. Poulson  
Assistant Revisor of Statutes  
131 West Wilson Street - Suite 800  
Madison, WI

Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WZ-37-95. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Environment and Energy pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

  
George E. Meyer  
Secretary

Enc.