1. **COMPLIANCE TRACKING OF ALL PARCELS SUBJECT TO THE BUFFER LAW**
   All parcels in the county are to be reviewed within a 3 year timeframe. The SWCD will chose how this process is to be completed.
   
   Review 1/3 of parcels each year (See map - Attachment A)

2. **RANDOM SPOT CHECKS**
   Random spot checks will be done in addition to the tracking of all parcels within a 3 year span. These checks may be conducted via aerial photo review or on-site review depending on availability of updated aerial photos and the practice that is being checked/access to farms. A combination of both aerial and on-site review may also be used.
   
   a. The SWCD will conduct 5% of parcels on a random spot check review each year.
   
   b. Additionally, the SWCD should review parcels of emphasis more frequently.
      
      • Previously non-compliant
      • No-till/Conservation tillage or cover crop alternative practice plans
      • Variable width buffers (i.e. Land O’ Lakes buffer tool, Decision Support Tool)
      • Other Alternative Practice Plans
      • Cost-share funded projects (years 1,3,9 of contract)
      • Parcels of further emphasis (potential violators)

3. **PROCESS TO HANDLE COMPLAINTS**
   A Buffer Non-Compliance Procedure flow chart was developed between the Fillmore County Zoning and Fillmore SWCD to use for handling non-compliances identified and compliant.
   
   (*See Buffer Non-Compliance Procedure chart – Attachment B)
BUFFER NON-COMPLIANCE PROCEDURE

Buffer non-compliance identified by SWCD or reported to the SWCD by a third party.

SWCD technical staff contact landowner re: site visit to assess needs for corrective action. Action documented.

Site visit conducted by SWCD technical staff with landowner and/or operator. Buffer is noncompliant. Corrective action plan is developed with the landowner and/or operator. Action documented.

Corrective action plan submitted to Zoning. Action documented.

Zoning sends corrective action notice to landowner and/or operator with APO notification. Copy sent to SWCD and BWSR. Any modifications to the correction plan must also be sent to the SWCD and BWSR. Action documented.

Corrective action plan is implemented by the landowner and/or operator. Follow up inspection by the SWCD to verify completion. Outcome documented in SWCD and county records and in a letter to the landowner and operator and copies to the County and BWSR.

Site visit conducted. Buffer found to be in compliance. No further action by landowner required. Outcome documented.

No cooperation from landowner and/or operator by deadline. Initial APO penalty takes effect (fine/month). Action documented.

No cooperation from landowner and/or operator by deadline. Repeat APO penalty takes effect (fine/day). Action documented.

No cooperation from landowner and/or operator by deadline. County continues enforcement action. Action documented.