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4 **A RESOLUTION**

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6 Requesting the Department of Parks, Recreation, and Culture conduct a comprehensive
7 sound study at The Rock Sports Complex
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10 WHEREAS, The Rock Sports Complex is an athletic and recreation center
11 located in Franklin, Wisconsin; and
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13 WHEREAS, the Milwaukee County Board of Supervisors adopted File No. 17-
14 598, entering into an agreement with BPC County Land, LLC, for the sale of the Crystal
15 Ridge landfill, and entering into a Lease Agreement with The Rock Sports Complex,
16 LLC for land zoned as parkland for the construction of The Rock Sports Complex; and
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18 WHEREAS, the agreement included a Noise and Light Addendum requiring that
19 the Developer comply with a Noise and Light Mitigation Plan, Noise and Light Standards
20 and Development Plan, and Noise and Light Compliance Plan; and
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22 WHEREAS, the Noise and Light Mitigation Plan required the installation of
23 permanent monitoring devices at three locations, which trigger a notification in the event
24 of an exceedance and record continuous performance data; and
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26 WHEREAS, the Noise and Light Standards and Development Plan require the
27 Developer to comply with noise and light standards in the City of Franklin Ordinances,
28 including Section 183-41 Noise, except for cases in which the Developer applies for and
29 receives a special event permit from the City of Franklin to exceed the decibel levels in
30 the Ordinances; and
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32 WHEREAS, the Noise and Light Compliance Plan requires that the Developer
33 provide the City of Franklin and the Manager for the Village of Greendale with a list of
34 concerts and special events requiring a permit, including dates and times for operations
35 during the event, and requirements for record retention of noise monitoring data; and
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37 WHEREAS, although Milwaukee County required that the Developer mitigate
38 noise at the project, there was no sound study performed to learn how to comply with
39 that provision of the Noise and Light Addendum; and

40 WHEREAS, the City of Franklin initially required that a sound study be
41 performed, but later repealed that requirement, indicating that the decibel levels in the
42 City of Franklin Ordinances are not research-based conclusions; and

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44 WHEREAS, since the adoption of File No. 17-598, The Rock Sports Complex
45 has added additional recreation features and amenities that were not initially agreed
46 upon by Milwaukee County and the Developer; and

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48 WHEREAS, excessive noise creates a burden on individual's who wish to access
49 the Milwaukee County parkland surrounding The Rock Sports Complex; and

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51 WHEREAS, it is not yet clear how excessive noise impacts wildlife and the
52 environment; and

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54 WHEREAS, the Milwaukee County Board of Supervisors adopted File No. 19-
55 602 requesting an audit of BPC County Land, LLC as it pertains to the entity's and the
56 developer's contractual obligations, quarterly reports pertaining to the Ballpark
57 Commons Project in the City of Franklin, an assessment for environmental pollution,
58 and verifying access to Whitnall Park, the Root River Parkway, and the Oak Leaf Trail;
59 and

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61 WHEREAS, the audit requested in File No. 19-602 is not yet complete and the
62 results are forthcoming; now, therefore,

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64 BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby
65 requests that the Department of Parks, Recreation, and Culture perform a
66 comprehensive sound study at The Rock Sports Complex to ensure that BPC County
67 Land, LLC is complying with the noise mitigation requirements set forth in File No. 17-
68 598; and

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70 BE IT FURTHER RESOLVED, that the comprehensive sound study shall include
71 results related to the impact of increased noise on the ability for individuals to utilize
72 other recreation opportunities available near The Rock Sports Complex and impacts on
73 wildlife; and

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75 BE IT FURTHER RESOLVED, that the Department of Parks, Recreation, and
76 Culture is hereby requested to provide a report of its findings to the Milwaukee County
77 Board of Supervisors for the September 2020 cycle.