

## NOTICE OF MEETING

**COMMITTEE:** PLANNING & ZONING  
**DATE:** AUGUST 2, 2011  
**PLACE:** ONEIDA COUNTY COURTHOUSE – COMMITTEE ROOM #2  
**TIME:** 1:00 P.M. REGULAR MEETING  
2:00 P.M. PUBLIC HEARING

---

### ALL AGENDA ITEMS ASSUMED TO BE DISCUSSION / DECISION

---

1. Call to order.
2. Approve the agenda.
3. Public comments.
4. Access and utility review (preliminary 3 lot Certified Survey Map) of Carl and Bonnie Fish, owner and Kip Soder of Soder Surveying, surveyor being part of Gov't Lot 4, and SE SE, Section 1, T37N, R10E, PIN ST 11-1, Town of Stella.
5. Discuss concerns regarding the request to place a second riparian access/stairs on property in the Town of Lake Tomahawk owned by Brad Wipperfurth, PIN LT 34-1.
6. Finalize conditions of approval on Conditional Use Permit #766-10, Scott's Northwoods Diesel for property described as Lots 6, 7 and 8, Ranchwood business Park, being part of NE NE, Section 8, T39N, R6E, PIN MI 2123-7, Town of Minocqua.
7. Discuss future meetings concerning revising Chapter 9 as it relates to NR 115.
8. Board of Adjustment. Discuss issues/concerns/suggestions regarding the relationship between Board of Adjustment and the Oneida County Planning and Zoning Committee.
9. Forward resolution #5-2011 to the Oneida County Board of Supervisors for a rezone in the Town of Minocqua.
10. Forward resolution #6-2011 to the Oneida County Board of Supervisors for a rezone in the Town of Piehl.
11. Line item transfers, purchase orders and bills.
12. Refunds.
13. Approve future meeting dates: August 17 and September 7, 2011.
14. Public comments.
15. Future agenda items.

### **CONDUCT PUBLIC HEARING ON THE FOLLOWING:**

CHAPTER 9  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

---

16. **Conditional Use Permit Application** of JPKK LLC, owner and Matthew Lansing of Stone Innovations, Inc., agent to operate a retail wholesale location and showroom for stone countertops, flooring, etc. with outdoor display area at 1355 Chippewa Dr. legally described as part SW NW, Section 33, T37N, R9E, PIN PL 641-7, Town of Pine Lake.
17. **Conditional Use Permit Application** of M&I Regional Properties, owner and John Steffen, agent (purchaser) to operate a small commercial furniture storage business with small office and lease interior and outdoor storage space for seasonal storage of recreational vehicles and boats at 3659 Lake Thompson Rd. on property described as part NW NE, Section 2, T36N, R9E, PIN PE 16-1C, Town of Pelican.
18. **Ordinance Amendment #3-2011**, Section 9.93, Lot Sizes in Shoreland Areas, authored by the Planning and Zoning Committee to amend Section 9.93, Lot Sizes in Shoreland Areas of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

Additions noted by underline; Deletions noted by ~~strikethrough~~.

9.93 LOT SIZES IN SHORELAND AREAS; ~~WATERWAY CLASSIFICATION~~  
(Amend. #08-2000, 79-2003, 07-2004, 19-2006, 12-2009)

~~A. Rationale~~

~~A variety of studies have indicated that the impacts of development can diminish water quality, natural fish reproduction, wildlife habitat, fish and aquatic life populations, and natural beauty – the very things that people seek out when they choose to visit or live on Oneida County lakes, rivers, and streams. While all waterways can be impacted from use and development, the vulnerability to those impacts will vary from our waterways depending on its unique characteristics including size.~~

~~B. Identification~~

~~Oneida County waterways are identified in the DNR publication "Surface Water Resources of Oneida County" or identified in the DNR publication "Register of Waterbodies."~~

- ~~1. Waterway Class I refers to lakes and flowages 50 acres in size or less.~~
- ~~2. Waterway Class II refers to lakes and flowages greater than 50 acres and to all rivers and streams.~~

~~C.A. Applicability~~

~~All lots created on waterways in this section intended for single or multiple family developments must comply with the ~~waterway classification~~ standards contained in this section and Appendix B. Specifically this section supersedes minimum requirements found in Appendix A, unless stated otherwise in this section. ~~Waterway classification requirements apply to riparian lands.~~~~

~~D.B. Minimum Lot Area~~

CHAPTER 9  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

---

1. Each lot shall have the minimum lot area as listed in the tables in Appendix B.
2. Minimum lot area shall be measured from the OHWM landward.
3. Any portion of a lot having a width of less than 30' shall not be considered in determining the minimum lot area.
4. Except for utility easements, any other easement or combination of adjacent easements which are greater than 20' in width shall not be used in determining the minimum lot area unless approved by the Department.
- ~~5. Except for utility easements, that portion of a lot that exceeds the minimum area requirements of Wis. Admin. Code COMM 83 shall not be divided by easements unless approved by the Department.~~
- 6- 5. For lots on ~~Class I Waterways~~ navigable waters, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:
  - a. Not contain any shoreland-wetlands.
  - b. Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.
  - c. Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.
  - d. Must have dryland access to a public or private road.
  - e. Be free of easements greater than 20 feet in width.
- ~~7. For lots on Class II Waterways, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:
  - a. Not contain any shoreland-wetlands.
  - b. Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.
  - c. Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.
  - d. Must have dryland access to a public or private road.~~
- ~~8-~~6. For off-water lots in the shoreland area 10,000 contiguous square feet of the minimum lot area shall:
  - a. Not contain any shoreland-wetlands.
  - b. Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.
  - c. Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.
  - d. Must have dryland access to a public or private road.
  - e. Be free of easements greater than 20 feet in width.

~~E-~~ C. Minimum Riparian Frontage Width

1. Each lot shall have the minimum riparian frontage width (RFW) as listed in the tables in Appendix B.
2. The minimum required riparian frontage width shall be measured the lesser of a straight line connecting points where the side lot lines intersect the OHWM or as the length of a chord which is perpendicular to a side lot where it intersects the OHWM and terminates at the opposite side lot line.

*CHAPTER 9*  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

---

F.D. Minimum Lot Width

1. Each lot shall have a minimum average lot width (ALW) as listed in Table A of Appendix B.
2. The minimum average lot width shall apply to the area covered by the minimum lot area and shall be calculated using the protocol described in the applicable Wisconsin Administrative Code provisions.

G. Lot Size Modification

~~On waterways in Table A of Appendix B, a landowner may elect to create one lot which meets or exceeds the minimum requirements of the applicable Wisconsin Administrative Code provisions provided that the remaining lot(s) created or to be created in the future meet the minimum requirements in Table A of Appendix B. Once exercised, the landowner or their successor in title would not be able to use this option again and must record a zoning affidavit acknowledging the same. Lots created under this section must be designed to comply with the building limitations in section 9.94(B) or section 9.99. This provision does not apply to section 9.21 C District 1-C Forestry.~~

H.E. Riparian Access

Keyhole development as defined in this ordinance is prohibited.

*CHAPTER 9*  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

---

**Appendix A**  
**(Amend #30-2004, 19-2006, 14-2008)**

**Minimum lot area**

and dimensional requirements

for uses

and zoning districts

**Acronyms**

RFW = riparian frontage width

ALW = average lot width

frt. = frontage

- All uses not list shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

---

**District 1-A Forestry**

<b>Use</b>	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to</u> <u>Navigable Water</u>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Hydro-electric dams and Power plants	<del>Determined by a CUP</del>	Determined by a CUP	Determined by a CUP	Determined by a CUP
Mines, Quarries, Gravel pits, Deer and Fur farms, Fish hatcheries and Fisheries, Sawmills	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Campgrounds, Golf grounds, Recreational camps, Aircraft landing fields	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width
Seasonal dwelling or Hunting cabin, Fire detection and control structures	<del>Area = 50,000</del> <del>RFW = 200'</del> <del>ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	10 acre minimum; Each additional unit requires 5 additional acres 300' frt. & width	10 acre minimum; Each additional unit requires 5 additional acres 300' frt. & width
Public and Private Parks, Boat liveries	<del>Area = 50,000</del> <del>RFW = 200'</del> <del>ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq.ft. 100' frt. & width	10,000 sq.ft. 100' frt. & width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

CHAPTER 9  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

---

**District 1-B Forestry**

Use	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to</u> <u>Navigable Water</u>	Unsewered back lot	Sewered back lot
Hydro-electric dams and Power plants	<del>Determined by a CUP</del>	Determined by a CUP	Determined by a CUP	Determined by a CUP
Deer and Fur farms, Fish hatcheries and Fisheries, Sawmills, Fire detection and control structure	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Campgrounds, Golf grounds, Recreational camps, Aircraft landing fields	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width
Public and Private Parks, Boat liveries	<del>Area = 50,000 RFW = 200' ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq.ft. 100' frt. & width	10,000 sq.ft. 100' frt. & width
Seasonal dwelling or Hunting cabin, Year-round dwellings	<del>Area = 50,000 RFW = 200' ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	10 acre minimum; Each additional unit requires 5 additional acres 300' frontage & width	10 acre minimum; Each additional unit requires 5 additional acres 300' frontage & width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

**District 1-C Forestry**

<b>Use</b>	<b>Class I Waterways</b> 50 acres or less	<b>Class II Waterways</b> Greater than 50 acres includes rivers and streams <u>Lots Adjacent to</u> <u>Navigable Water</u>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Dwelling unit	<del>Area = 80,000</del> <del>RFW = 200'</del> <del>ALW = 150'</del> <del>Road frontage = 150'</del>	Area = 80,000 RFW = 200' ALW = 150' Road frontage = 150'	17 acres 500' width Road frontage = 150'	17 acres 500' width Road frontage = 150'
Dwelling unit w/Additional Dwelling Unit(s)	<del>Area = 160,000</del> <del>RFW = 400'</del> <del>ALW = 300'</del> <del>Road frontage = 300'</del>	Area = 160,000 RFW = 400' ALW = 300' Road frontage = 300'	34 acres 1,000' width Road frontage = 150'	34 acres 1,000' width Road frontage = 150'
Dwelling unit with Bed & Breakfast with 3 or more guest rooms	<del>Area = 160,000</del> <del>RFW = 400'</del> <del>ALW = 300'</del> <del>Road frontage = 300'</del>	Area = 160,000 RFW = 400' ALW = 300' Road frontage = 300'	34 acres 1,000' width Road frontage = 150'	34 acres 1,000' width Road frontage = 150'
Professional & service office in dwelling	<del>Area = 160,000</del> <del>RFW = 400'</del> <del>ALW = 300'</del> <del>Road frontage = 300'</del>	Area = 160,000 RFW = 400' ALW = 300' Road frontage = 300'	34 acres 1,000' width Road frontage = 150'	34 acres 1,000' width Road frontage = 150'

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Director.

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

**District 2 Single Family**

<b>Use</b>	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to</u> <u>Navigable Water</u>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Single Family Dwelling Unit	<del>Area = 50,000</del> RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Single Family Dwelling Units w/Additional Dwelling Unit(s) and Community and other Living Arrangements pursuant to 59.69 w. Statues.	<del>Area = 50,000 sq.ft.</del> RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 75' ALW + 50'	100,000 sq ft 100' width	20,000 sq ft 100' width
Existing Licensed Resorts, Hotels, Motels and Tourist Rooming Houses	<del>Area = 50,000 sq.ft.</del> RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 75' ALW + 50'	50,000 sq. ft. + 8,000 each unit over first one	10,000 sq. ft. + 5,000 each unit over first one
Churches, Schools, Libraries, Community buildings and Museums	<del>Area = 50,000 sq.ft.</del> RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Cemeteries	<del>5 Acres</del> 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

**District 3 Multi-Family**

<b>Use</b>	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lands Adjacent to</u> <u>Navigable Water</u>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Single Family Dwelling Unit	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Multi-Family Dwelling Units including Additional Dwelling Unit(s), Boarding and Lodging House(s), Hospitals, Sanitariums, Convalescent, Nursing and Community Living Arrangements	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	50,000 sq ft + 8,000 each unit Over 1st one	10,000 sq ft + 5,000 each unit Over 1 <sup>st</sup> one
Existing Licensed Resorts, Hotels, Motels and Tourist Rooming Houses	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	50,000 sq. ft. + 8,000 each unit over first one	10,000 sq. ft. + 5,000 each unit over first one
Cemeteries	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Clinics, Schools, Churches, Libraries, and Community Buildings, Museums	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Golf Grounds	20 Acres 500' frt&width	20 Acres 500' frt&width	20 acres 500' frt&width	20 Acres 500' frt&width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

**District 4 Residential and Farming**

<b>Use</b>	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lands Adjacent to</u> <u>Navigable Water</u>	<b>Unsewered back lot</b>	Sewered back lot
Single Family Dwelling Unit	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Multi-Family Dwelling Units including Additional Dwelling Unit(s), Boarding and Lodging House(s), Hospitals, Sanitariums, Convalescent, Nursing, and Community Living Arrangements	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	50,000 sq ft + 8,000 each unit Over 1st one	10,000 sq ft + 5,000 each unit Over 1st one
Cemeteries, Commercial riding stables, Non-metallic mining, Licensed deer and fur farms, Fish hatcheries, Fisheries, Portable and Non- portable Sawmills, Contractor storage yards	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Live stock and poultry housing, Dog kennels and/or cat boarding facilities or animal shelters, Wildlife rehabilitation centers pursuant to Wis. Administrative Code NR 19 or facilities subject to a federal permit.	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Veterinary Clinics or animal hospitals	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq. ft. 100' width	10,000 sq.ft t. 100' width
Wholesale businesses	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq. ft. 100' width	10,000 sq. ft. 100' width
Clinics, Schools, Churches, Libraries, and Community Buildings, Museums	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Golf Grounds, Airport landing fields, Recreational parks, Manufactured, Mobile home and house trailer parks, Campgrounds, Shooting and Archery ranges	20 Acres 500' frt&width	20 Acres 500' frt&width	20 acres 500' width	20 Acres 500' width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

**District 5 Recreational**

<b>Use</b>	<b>Class 1 Waterways 50 Acres or less</b>	<b>Class II Waterways Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to Navigable Water</u></b>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Single Family Dwelling Unit	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Multi-Family Dwelling Units including Additional Dwelling Unit(s), Boarding and Lodging House(s), Hospitals, Sanitariums, Convalescent, Nursing, and Community Living Arrangements, Hotels/Motels, Marine, Snowmobile and recreational vehicle service	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. t. RFW + 40' ALW + 40'	50,000 sq ft + 8,000 each unit Over 1st one	10,000 sq ft + 5,000 each unit Over 1st one
Private clubs, boat liveries, storage and landings, bait sales, restaurants, taverns, and dinner clubs	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' frt & width	10,000 sq ft 100' frt & width
Cemeteries, Personal stables, Drive-in Theaters, Commercial Riding Acadamies	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Livestock and poultry housing,  Dog kennels and/or cat boarding facilities or animal shelters,  Wildlife rehabilitation centers pursuant to Wis. Administrative Code NR 19 or facilities subject to a federal permit.	5 Acres 300' frt. & width	5 Acres 300' frt. & width	5 Acres 300' frt. & width	5 Acres 300' frt. & width
Veterinary Clinics or animal hospitals	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq. ft. 100' width	10,000 sq ft. 100' width
Clinics, Schools, Churches, Libraries, and Community Buildings, Museums	Area = 50,000 RFW = 200' ALW = 150'	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Golf Grounds, Recreational parks, Manufactured, Mobile home and house trailer parks, Campgrounds, Amusements Parks	20 Acres 500' frt&width	20 Acres 500' frt&width	20 acres 500' width	20 Acres 500' width

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

---

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

**District 6 Business**

Use	<b>Class 1 Waterways Unsewered 50 Acres or less</b>	<b>Sewered water lot</b>	<b>Class II Waterways Unsewered Greater than 50 Acres Includes rivers and streams <u>Lots Adjacent to Navigable Water</u></b>	<b>Unsewered back lot</b>	<b>Sewered back lot</b>
Single Family Dwelling Unit	Area = 50,000 RFW = 200' ALW = 150'	10,000 sq. ft. 65' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq ft 100' width	10,000 sq ft 65' width
Multi-Family Dwelling Units, Single Family w/Additional Dwelling Unit(s) or business, Boarding and Lodging House(s), Hospitals, Sanitariums, Convalescent, Nursing, and Community Living Arrangements	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	10,000 sq. ft. 65' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	20,000 sq ft 100' width	10,000 sq ft 65' width
Retail business, Professional service offices, Accessory warehouses, Bowling alleys, Theaters, Amusement Parlors	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	10,000 sq. ft. 100' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	20,000 sq ft 100' width	10,000 sq ft 65' width
Cemeteries, Dog kennels and/or cat boarding facilities or animal shelters, Wildlife rehabilitation centers pursuant to Wis. Administrative Code NR 19 or facilities subject to	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

a federal permit.					
Veterinary Clinics or animal hospitals	<del>Area = 50,000</del> <del>RFW = 200'</del> <del>ALW = 150'</del>	15,000 sq. ft. 100' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq. ft. 100' width	10,000 sq. ft. 100' width
Clinics, Schools, Churches, Libraries, and Community Buildings, Museums	<del>Area = 50,000</del> <del>RFW = 200'</del> <del>ALW = 150'</del>	15,000 sq. ft. 100 frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

**District 7 Business**

<b>Use</b>	<b>Class 1 Waterways Unsewered 50 Acres or less</b>	<b>Sewered water lot</b>	<b>Class II Waterways Unsewered Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to Navigable Water</u></b>	<b>Unsewered back lot</b>	<b>Sewered Back Lot</b>
Single Family Dwelling Unit	Area = 50,000 RFW = 200' ALW = 150'	10,000 sq. ft. 65' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq ft 100' width	10,000 sq ft 65' width
Multi-Family Dwelling Units, Single Family w/Additional Dwelling Unit(s) or business, Boarding and Lodging House(s), Hospitals, Sanitariums, Convalescent, Nursing, and Community Living Arrangements, Hotels, Motels, Resorts	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	10,000 sq. ft. 65' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	20,000 sq ft 100' width	10,000 sq ft 65' width
Retail business, Professional service offices, Accessory warehouses, Bowling alleys, Theaters, Amusement Parlors, Light Industry, Malls and Multi-Tenant business	Area = 50,000 sq.ft. RFW = 200' ALW = 150' Each additional dwelling unit requires Area + 25,000 sq. ft. RFW + 100' ALW + 75'	10,000 sq. ft. 100' frt. & width	Area = 20,000 sq.ft. RFW = 100' ALW = 100' Each additional dwelling unit requires Area + 15,000 sq. ft. RFW + 40' ALW + 40'	20,000 sq ft 100' width	10,000 sq ft 65' width
Cemeteries, Dog kennels and/or cat boarding facilities or animal shelters,  Wildlife rehabilitation centers pursuant to Wis. Administrative Code NR 19 or facilities subject to a federal permit.	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

Veterinary Clinics or animal hospitals	<del>Area = 50,000</del> R <del>FW</del> = 200' A <del>LW</del> = 150'	15,000 sq. ft. 100' frt. & width	Area = 20,000 sq.ft. R <del>FW</del> = 100' A <del>LW</del> = 100'	50,000 sq. ft. 100' width	10,000 sq. ft. 100' width
Clinics, Schools, Churches, Libraries, and Community Buildings, Museums	<del>Area = 50,000</del> R <del>FW</del> = 200' A <del>LW</del> = 150'	15,000 sq. ft. 100 frt. & width	Area = 20,000 sq.ft. R <del>FW</del> = 100' A <del>LW</del> = 100'	50,000 sq ft 100' width	10,000 sq ft 100' width
Mobile home parks	<del>20 Acres</del> <del>500' frt&amp;width</del>	20 Acres 500' frt&width	20 Acres 500' frt&width	20 acres 500' frt&width	20 Acres 500' frt&width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

*CHAPTER 9*  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

**District 8 Manufacturing and Industry**

Use	<b>Class 1 Waterways</b> 50 Acres or less	<b>Class II Waterways</b> Greater than 50 Acres includes rivers and streams <u>Lots Adjacent to</u> <u>Navigable Water</u>	Unsewered back lot	Sewered back lot
Hydro-electric dams and Power plants	<del>Determined by a CUP</del>	Determined by a CUP	Determined by a CUP	Determined by a CUP
Metallic mineral mining and prospecting	<del>Determined by a Special CUP</del>	Determined by a Special CUP	Determined by a Special CUP	Determined by a Special CUP
Non-metallic mining, Licensed deer and fur farms, Fish hatcheries and Fisheries, Portable and Non-portable Sawmills, Contractor storage yards,	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Livestock and Poultry housing	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width	5 Acres 300' frt&width
Campgrounds, Golf grounds, Recreational Camps, Airport landing fields, Shooting and Archery ranges	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width	20 Acres 500' frt&width
Trade or Industry, Wholesale business, Cold Storage Warehouses	<del>Area = 50,000 RFW = 200' ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq ft. 100' frt. & width	10,000 sq. ft. 65' frt. & width
Fire detection and control towers	<del>Area = 50,000 RFW = 200' ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	50,000 sq. ft. + 8,000 sq. ft. for each unit over first 100' frt. & width	10,000 sq. ft. + 5,000 sq. ft. for each unit over first 100' frt. & width
Public and Private Parks, Boat liveries and the sale of bait	<del>Area = 50,000 RFW = 200' ALW = 150'</del>	Area = 20,000 sq.ft. RFW = 100' ALW = 100'	20,000 sq. ft. 100' frt. & width	10,000 sq ft. 100' frt. & width

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

**District 10 General Use**

Reference the following Districts:

- a. Residential & Farming District 4A & 4B
- b. Recreational District 5
- c. Manufacturing and Industry District 8
- d. Business District 7

**District 14 Residential and Retail**

Reference the following Districts:

- a. Forestry District 1
- b. Single Family District 2
- c. Multi-Family District 3

**District 15 Rural Residential**

**Minimum lot size within the entire district:  
5 Acres / 300' Frontage and Width (off water lots)  
20,000 sq. ft. and 100' frt. & width. Each dwelling unit (existing water lots only)  
New created water lots must reference Appendix B**

- Uses not specifically listed shall have a minimum lot size as determined by the Zoning Administrator

CHAPTER 9  
ARTICLE 9 – SHORELAND PROTECTION PROVISIONS

**APPENDIX B**

TABLE A

**Applies to all waterways except those listed in Table B, C & D.**  
(Area in square feet, RFW = riparian frontage width, ALW = average lot width.)

DWELLING	CLASS I WATERWAYS	CLASS II WATERWAYS Lots Adjacent to Navigable Water
Single Family	Area 50,000 sq ft RFW 200' ALW 150'	Area 20,000 sq ft RFW 100' ALW 100'
Multiple Family	Area 50,000 sq ft RFW 200' ALW 150' Plus 25,000 sq ft, 100' RFW & 75' ALW for each additional dwelling unit.	Area 20,000 sq ft RFW 100' ALW 100' Plus 15,000 sq ft, 40' RFW & 40' ALW for each additional dwelling unit.

Table B

Lake Katherine, Township of Hazelhurst, and all Lakes in the Township of Stella

USE	Sewered Water Lot	Unsewered Water Lot	Comply With COMM 85	Add'l Area Meeting COMM 85
Dwelling Unit	40,000 sq ft 200' frt & width	40,000 sq ft 200' frt & width	All unsewered lots	NONE
Dwelling Unit w/Additional Dwelling Unit(s)	80,000 sq ft 400' frt & width	80,000 sq ft 400' frt & width	All unsewered lots	4,000 sq ft
Dwelling Unit w/Customary Home Occupation	40,000 sq ft 200' frt & width	40,000 sq ft 200' frt & width	All unsewered lots	NONE

Table C

Blue Lake, Bobcat Lake, and Unnamed Lake (29-6), Township of Minocqua

USE	Sewered Water Lot	Unsewered Water Lot	Comply with COMM 85	Add'l Area Meeting COMM 85	Sewered or Unsewered Back Lot
Dwelling Unit	40,000 sq ft 200' frt & width	40,000 sq ft 200' frt & width	All unsewered lots	NONE	100,000 sq ft 200' width
Dwelling Unit w/Additional Dwelling Unit(s)	80,000 sq ft 400' frt & width	80,000 sq ft 400' frt & width	All unsewered lots	4,000 sq ft	200,000 sq ft 200' width
Dwelling Unit w/Customary Home Occupation	40,000 sq ft 200' frt & width	40,000 sq ft 200' frt & width	All unsewered lots	NONE	100,000 sq ft 200' width

Table D

Two Sisters Lake, Town of Newbold

*CHAPTER 9*  
**ARTICLE 9 – SHORELAND PROTECTION PROVISIONS**

---

USE	Sewered Water Lot	Unsewered Water Lot	Comply with COMM-85	Add'l Area Meeting COMM-85
Dwelling Unit	30,000 sq ft 150' frt & width	30,000 sq ft 150' frt & width	All unsewered lots	None
Dwelling Unit w/Additional Dwelling Unit(s)	60,000 sq ft 300' frt & width	60,000 sq ft 300' frt & width	All unsewered lots	4,000 sq-ft
Dwelling Unit with Customary Home Occupation	30,000 sq ft 150' frt & width	30,000 sq ft 150' frt & width	All unsewered lots	None

**Definitions**

**Keyhole Development:** The creation of a lot, outlot or parcel of land, by any type of recorded instrument, that provides access to a navigable water body for ~~more than~~ one non-riparian lot, outlot or parcel of land and where the ownership of the riparian and non-riparian lots are not the same. Keyhole development shall also include dredging of a channel for the purpose of navigational access to a water body from one or more lots, outlots or parcels of land. Keyhole development shall not include public boat ramps or marinas permitted under this ordinance.

19. Adjourn.

**NOTICE OF POSTING**

**TIME: 2:00 PM DATE: July 28, 2011 PLACE: COURTHOUSE BULLETIN BOARD**

**SCOTT HOLEWINSKI, COMMITTEE CHAIRMAN**

Notice posted by the Planning & Zoning Department. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6130.

**NEWS MEDIA NOTIFIED VIA E-MAIL:**

Northwoods River News	Date: 7/28/2011	Time: Approx. 2:30 p.m.
Lakeland Times	Date: “	Time: “
Buyer’s Guide/Our Town	Date: “	Time: “
WXPR Public Radio	Date: “	Time: “
WERL/WRJO Radio	Date: “	Time: “

**NEWS MEDIA NOTIFIED VIA FAX:**

WHDG Radio Station	Date: 7/2/2011	Time: Approx: 2:30 p.m.
WJFW-TV 12	Date: “	Time: “
Vilas County News	Date: “	Time: “
Tomahawk Leader	Date: “	Time: “
WLSL	Date: “	Time: “

Notice is hereby further given that pursuant to the Americans with Disabilities Act reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call Mary Bartelt at 715-369-6144 with specific information on your request allowing adequate time to respond to your request.

\*\*\*\*\*  
 See reverse side of this notice for compliance checklist with the Wisconsin Open Meeting Law.

---

**GENERAL REQUIREMENTS:**

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

**NOTICE REQUIREMENTS:**

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

**MANNER OF NOTICE:**

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

**TIME FOR NOTICE:**

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

**EXEMPTIONS FOR COMMITTEES & SUBUNITS**

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

**PROCEDURE FOR GOING INTO CLOSED SESSION:**

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

**SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:**

1. Concerning a case which was the subject of Judicial or quasi-judicial trial before this governmental body Sec. 19.85(1) (a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b).
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c).
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d).
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e).
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g).
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h).

**PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT**

**CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.

3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

**BALLOTS, VOTES AND RECORDS:**

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

**USE OF RECORDING EQUIPMENT:**

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

**LEGAL INTERPRETATION:**

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

**PENALTY:**

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

Prepared by Oneida County Corporation Counsel Office - 5/16/96