

ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
MARCH 4, 2015
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501

Members present: Scott Holewinski, Dave Hintz, Billy Fried and Mike Timmons

Members absent: Jack Sorensen

Department staff present: Karl Jennrich, Director; Pete Wegner, Assistant Director and Julie Petraitis, Program Assistant

Other county staff present: Brian Desmond, Corporation Counsel

Guests present: See sign in sheet.

Call to order.

Chairman Scott Holewinski called the meeting to order at 12:30 P.M., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

Motion by Dave Hintz, second by Mike Timmons to approve the agenda. With all members present voting “aye” the motion carried.

It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85 (1) (g), 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. A roll call vote will be taken to go into closed session.

- a. Private Onsite Wastewater Treatment System violation in the Town of Schoepke.
- b. Approve closed session minutes.

Announcement of any action taken in closed session.

- a. **No action taken.**
- b. **Motion by Dave Hintz, second by Scott Holewinski to approve the closed session meeting minutes of January 21 and February 18, 2015. With all members present voting “aye” the motion carried.**

Public Comment.

Rick Foral, Oneida County Lakes and Rivers Association, provided the committee with a handout.

Approve meeting minutes of February 18, 2015.

Motion by Dave Hintz, second by Mike Timmons to approve the February 18, 2015 meeting minutes as submitted. With all members present voting “aye” the motion carried.

Presentation of employee service awards.

Mr. Jennrich presented 15 year service awards to Diann Koshuta, Pete Wegner and Julie Petraitis.

Review revisions to Chapter 9, Section 9 of the Oneida County Zoning and Shoreland Protection Ordinance due to changes in NR 115. Staff will present language for the committee to review.

Mr. Wegner stated that he had sent the questions from the last meeting to the DNR and just received a response this morning. He will be making those changes for the next meeting.

Page 8 – 9.95 “Shoreland Vegetation Protection Area” was changed to “Shoreland Vegetative Buffer Zone” to comply with NR 115 requirements.

A 1 – The language was stricken because the May 19, 1999 date is no longer relevant.

Page 9

A 2 thru 4 – Language was stricken and changed under the new 5&6 to comply with NR 115 as it relates to the vegetative buffer zone.

A 5 (d) – Will be stricken to comply with NR 115.

Page 10

6 c – Stricken because it was taken care of on the previous page to comply with NR 115 as it relates to the vegetative buffer zone.

7 – Language was added as it appears in NR 115.

10 – Stricken but language was not created under Section 9.94 as it states because the NR 115 would not allow the placement of a boat ramp.

Page 11

15 – Was added as a clarification that existing lawns may be maintained. Discussion was held on how existing lawns are maintained as far as pesticides, etc. Staff will work on this.

9.96 paragraph 1 – Was recreated to add mitigation for impervious surfaces.

Page 12

B – “No cutting or mowing is permitted in the buffer zone” was added to clarify that no cutting or mowing is permitted within the vegetative buffer zone.

Discussion was held on mitigation requirements.

Page 13

E 1-14 was added to show examples of mitigation to offset the impact of impervious surfaces.

Floodplain Determination Policy. Staff will be discussing correspondence from the Wisconsin Department of Natural Resources.

Mr. Jennrich provided the committee with a Memorandum from the State of Wisconsin regarding the Floodplain Determination Policy. Mr. Jennrich informed the committee that Oneida County Planning and Zoning administers the Floodplain Ordinance (Chapter 20). Revised floodplain maps were adopted in 2013. Prior to that, the Department had a policy in place that was approved by the previous WDNR Water Management Engineer. The purpose of the policy was strictly for the issuance of zoning permits. The policy did not remove people from the requirement to get flood insurance. The policy, for the most part, was that if Staff were to go to a site and determine a structure was five feet above a lake or ten feet above a river, even though it was in a mapped floodplain, Staff had the ability to issue zoning permits with the belief the structure was not in the floodplain. When the WDNR Water Management Engineer retired Mr. Jennrich had a conversation with the Program Coordinator, WIDNR, he mentioned that the policy Oneida County has may not be in compliance with NR 116. Mr. Jennrich sent the Program Coordinator a copy of the policy and asked his opinion. Barton Chapman, Water Management Engineer, does not believe the policy is legal.

Karl will work with Corporation Counsel and bring this back to the committee at a later date.

Section 9.32, Zoning Permit Requirement, and Section 9.33, Exceptions to Zoning Permit Requirement. The committee will be discussing ordinance amendment to Section 9.32 and Section 9.33.

Staff will continue working on language and bring back to the committee.

Ordinance Amendment #2-2015, Section 9.52 Mobile Home, Manufactured Home and House Trailer Parks. The committee will be reviewing and forwarding the Resolution to the Oneida County Board of Supervisors.

Motion by Billy Fried, second by Dave Hintz to approve ordinance amendment #2-2015 and forward on to the Oneida County Board of Supervisors. With all members present voting “aye” the motion carried.

Ordinance Amendment #3-2015, Section 9.54 Communication Structures. The committee will be reviewing and forwarding the Resolution to the Oneida County Board of Supervisors.

Motion by Mike Timmons second by Dave Hintz to approve ordinance amendment #3-2015 and forward on to the Oneida County Board of Supervisors. With all members present voting “aye” the motion carried.

Line item transfers, purchase orders, and bills.

Motion by Dave Hintz, second by Scott Holewinski to approve bills as presented. With all members present voting “aye” the motion carried.

Refunds.

None

Approve future meeting dates: **March 18, March 25 – NR115 and April 1, 2015.**

Adjourn.

2:45 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Dave Hintz to adjourn the meeting. With all members present voting “aye”, the motion carried.

Chairman Scott Holewinski

Karl Jennrich
Planning & Zoning Director