

**ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
JANUARY 3, 2018
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501**

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

Members excused: None

Department staff present: Karl Jennrich, 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 Jack Sorensen, second by Dave Hintz 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. Pier violation in the Town of Minocqua.

Motion by Mike Timmons, second by Billy Fried to go into closed session. With all member voting “aye”, on roll call vote the motion carried.

A roll call vote will be taken to return to open session.

Motion by Jack Sorensen second by Billy Fried to return to open session. With all members voting “aye”, on roll call vote the motion carried.

Announcement of any action taken in closed session.

Motion by Scott Holewinski, second by Mike Timmons to leave the forfeitures as issued.

Aye: 4

Nay: 1, the motion carried.

Public comments. **None.**

Discussion/decision on Michael Anderson vs. Town of Newbold. Case No. 17-CV-55. The Planning and Development Committee will be discussing the ramifications of the court case as it relates to Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance and Chapter 15, the Oneida County Subdivision Control Ordinance.

Mr. Jennrich stated that this was a division of property on Lake Mildred, in the Town of Newbold. This division required 100’ of riparian frontage width/average lot width and 20,000 square feet. When the committee reviewed this Mr. Jennrich informed them that it met the requirements of both Chapter 9 and Chapter 15. The owner and surveyor were also informed that the division needed to comply with the Town of Newbold Ordinance. Brian Desmond, Corporation Counsel, informed the committee that the Court decided that the Town was correct in how they proceeded in denying the subdivision.

Information only. No action taken.

Discussion/decision on changes to Chapter 13, The Oneida County Private Onsite Wastewater Treatment Systems Ordinance to amend 13.51, Septic Tank Maintenance Program, to require electronic submittals of pumping information and removing 13.53, Property Transfer Requirements.

Mr. Jennrich provided the committee with language for Section 13.51 that would regulate pumping companies to submit their septic pumping records electronically. Under Section 13.53, Mr. Jennrich provided changes to the language to eliminate the Property Transfer Requirements.

Motion by Dave Hintz, second by Jack Sorensen to schedule these changes for public hearing. With all members present voting “aye”, the motion carried.

Discussion/decision on changes to Chapter 15, Oneida County Subdivision Control Ordinance to add Private Onsite Wastewater Treatment System inspection requirements to minor and county/state plat subdivision.

This is an amendment to Chapter 15, the Oneida County Subdivision Control Ordinance by adding the Real Estate Transfer provisions and inserting them in two places in Chapter 15.

Motion by Jack Sorensen, second by Dave Hintz to schedule this for public hearing. With all members present voting “aye”, the motion carried.

Discussion/decision on Floodplain map modernization, Chapter 20 of the Oneida County Floodplain Zoning Ordinance.

Mr. Jennrich updated the committee on the Floodplain map modernization taking place currently. He asked the committee about updating the Oneida County Floodplain maps to include the two-foot lidar contours. The committee directed Mr. Jennrich to work with Mike Romportl, Land Information Director; contact North Central Wisconsin Regional Planning Commission and bring this back to the committee with suggestions on how to update the maps.

Discussion/decision on staff attendance to Mining 101 educational seminar on January 24, in Minocqua, WI.

Motion by Dave Hintz, second by Jack Sorensen to approve Karl and Pete to attend the Mining 101 educational seminar on January 24, 2018. With all members present voting “aye”, the motion carried.

Refunds. **None**

Line item transfers, purchase orders, and bills. Motion by Mike Timmons, second by Jack Sorensen to approve the purchase orders and bills as submitted. With all members present voting “aye”, the motion carried.

Approve future meeting dates: **January 10, January 17, and January 31, 2018.**

Public comments. **Bill Liebert spoke.**

Future agenda items. **As discussed previously.**

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Rezone Petition #11-2017 authored by Timothy and Patricia Ashe, owners, to rezone the properties described below from District #02-Single Family to District #04-Residential and Farming.

- a. All that part of the NW NE lying northerly and westerly of Lee Lake Road, Section 15, T38N, R6E, Town of Hazelhurst.
- b. Part of Government Lot 2, lying east of East Kaubashine Road, Section 15, T38N, R6E, PIN HA 199, Town of Hazelhurst.
- c. Part of Government Lot 4, lying east of East Kaubashine Road, Section 10, 38N, R6E, PIN HA 121, Town of Hazelhurst.

Mr. Jennrich read the Notice of Public Hearing into the record. This was published in the Northwoods River News on December 19 and December 26, 2017. Proof of publication is contained in the file. It was posted on the Courthouse Bulletin Board on December 14, 2017.

Correspondence in file includes:

- E-mail dated January 3, 2018 from Michelle Storms-Van Howe.
- E-mail dated January 2, 2018 from Patty Forester.
- Letter from Mr. and Mrs. David Field.

Mr. Jennrich stated that he spoke with Ted Cushing, Town Chair, to ask if the Town was going to place on an agenda to discuss again. Mr. Cushing said the Town was going to stick with their position that they took on November 14, 2017, when they voted to approve the rezoning as follows:

- A. All that part NW NE, lying northerly and westerly of Lee Lake Road, Section 15, T38N, R6E, Town of Hazelhurst.
- B. The Ashe property only in part Government Lot 2, lying east of East Kaubashine Road, Section 15, T38N, R6E, Town of Hazelhurst.
- C. The Ashe property only in part Government Lot 4, lying East of East Kaubashine Road, Section 10, T38N, R6E, Town of Hazelhurst.

Mr. Jennrich also sent Ms. Forester’s concerns to Corporation Counsel, Brian Desmond, for his opinion on the Notice of Public Hearing. Mr. Desmond felt the Notice was okay.

Chairman Holewinski opened the public portion of the public hearing.

Patti Forester spoke.
Mrs. Ashe spoke.
Bill Liebert spoke.
Robert Van Howe spoke.

Chairman Holewinski closed the public portion of the public hearing.

Motion by Mike Timmons, second by Scott Holewinski to approve Rezone Petition #11-2017, as presented. With all member present voting “aye”, the motion carried.

Rezone Petition #14-2017 authored by Town of Three Lakes to rezone all that part of lots 4, 5, 6, 7, and 8, Block 12, Village of Three Lakes, located in NW NW, Section 7, T38N, R11E, Town of Three Lakes from District #1A-Forestry to Business #07-Business B-2.

Mr. Jennrich read the Notice of Public Hearing into the record. This was published in the Northwoods River News on December 19 and December 26, 2017. Proof of publication is contained in the file. It was posted on the Courthouse Bulletin Board on December 14, 2017. Correspondence in file includes: A memo to the committee from Karl Jennrich.

Mr. Jennrich stated that the reason for the rezone is that all the Town property on the block is zoned Business B-2. The Town of Three Lakes will be building a new Town Hall and Police Department as well as a remodel and addition to the Demmer Library building in 2018 and would benefit from a reduced setback in order to achieve the most square footage to accommodate the building needs.

Chairman Holewinski opened the public portion of the public hearing.
Vicki Rueling spoke.

Chairman Holewinski closed the public portion of the public hearing.

Motion by Dave Hintz, second by Mike Timmons to approve Rezone Petition #14-2017 as presented. With all members present voting “aye”, the motion carried.

Adjourn.

2:47 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