

AMENDED
NOTICE OF MEETING

COMMITTEE: PLANNING & DEVELOPMENT
DATE: NOVEMBER 1, 2017
PLACE: ONEIDA COUNTY COURTHOUSE – COUNTY BOARD ROOM
TIME: 12:30 P.M. CLOSED SESSION
1:00 P.M. REGULAR MEETING
2:00 P.M. PUBLIC HEARING

A quorum may be present consisting of members of the Administration Committee. No governing body will exercise any responsibilities, authority or duties except for the Planning and Development Committee.

ALL AGENDA ITEMS ASSUMED TO BE DISCUSSION / DECISION

1. Call to order.
2. Approve the amended agenda.
3. 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 Lake Tomahawk.
 - b. Boathouse violation, Town of Minocqua.
4. A roll call vote will be taken to return to open session.
5. Announcement of any action taken in closed session.
6. Public comments.
7. Approve meeting minutes of October 18, 2017.
8. Discussion/decision on unoccupied structures complaint process with the Oneida County Health Department.
9. Discussion/decision on 2017 Wisconsin Act 59 as it relates to the prohibition on local municipalities from prohibiting rentals for less than thirty (30) consecutive days.
10. Discussion/decision on Preliminary Plat of Musky Shores Condominium, a conversion condominium, Musky Shores Resort Partnership, owner, Wilderness Surveying, Jim Rein, surveyor on the following described property: Part of Government Lot 3, Section 16, and Part of Government Lot 2, Section 17, T39N, R5E, 8329 Schroeder Road, MI 1787-3, Town of Minocqua.
11. Discussion/decision on Third Addendum to the Rustic Retreat Condominium Plat on the following described property: Part of Government Lot 2, Section 10, T39N, R5E, located on Rustic Retreat Drive, Town of Minocqua.
12. Discussion/decision on creating a conditional use permit process or other method to allow horses on 5 acres for property zoned single family.

13. Discussion/decision of dwelling unit/guest cottage and the placement of recreational vehicles on property.
14. Discussion/decision on Senate Bill 387 and Assembly Bill 479 legislation commonly referred to as the Homeowner's Bill of Rights.
15. Discussion/decision on a policy to require a surveyor to document structures closer than 75' to the ordinary high water mark or for teardown and rebuild and the relocation or reconstruction of impervious surfaces.
16. Discussion/decision on the fee schedule for staff review for all types of permits; including but not limited to zoning, septic, and land division.

17. Discussion/decision on Assembly Bill 547 related to wetland permitting requirements.

18. Refunds.
19. Line item transfers, purchase orders, and bills.
20. Approve future meeting dates: November 15 and December 6.
21. Public comments.
22. Future agenda items.

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

23. **Rezoning Petition #11-2017** authored by Timothy and Patricia Ashe, owners, to rezone all that part of the NW ¼ of the NE ¼, lying northerly and westerly of Lee Lake Road, Section 15, T38N, R6E, and all that part of Government Lot 2, lying east of East Kaubashine Road, Section 15, T38N, R6E, and all that part of Government Lot 4, lying east of East Kaubashine Road, Section 10, T38N, R6E, all in the Town of Hazelhurst, from District #02-Single Family to District #04-Residential and Farming.
24. **Rezoning Petition #12-2017** authored by Patterson Brothers, Inc./Patterson Family Trust, owners, and Thomas J. Patterson, Trustee, agent, to rezone NE SE and NW SE all in Section 4, T39N, R5E, Town of Minocqua from District #1A-Forestry to District #15-Rural Residential.
25. **Rezoning Petition #13-2017** authored by the Town of Schoepke to rezone part of Government Lot 5 lying west of Norway Point Road and part of Government Lot 6 lying west and north of Norway Point Road, all in Section 14, T35N, R10E, Town of Schoepke from District #02-Single Family to District #10-General Use.
26. **Conditional Use Permit** application by Tim and Jennifer Rudawski, tenant, Kerry Blaska, agent, d/b/a Circle B Saloon LLC, owner, to add outdoor displays for sale on the following described property: part of the NW NW, and Lot 2 CSM V4 P1183, Section 11, T39N, R6E, 9616 Highway 70, PIN MI 2174-5, Town of Minocqua.
27. **Conditional Use Permit** application by Robert Wallis, applicant, Sunset Commercial Leasing LLC, Jeff Pokorny, owner, to allow outdoor storage on the existing business premises on the following described property: part of the NE ¼ of the NE ¼, Section 27, T37N, R6E, 4243 Back Country Lane, PIN CA 402, Town of Cassian.
28. **Conditional Use Permit** application by the Town of Schoepke to erect and operate a 199' tall broadband communication tower for internet and emergency services on the following described

vacant property: being part of Lot 1, Lots 2-6, Block 14, Village of Pelican Lake Plat, G.L. 5, Section 19, T35N, R11E, PIN SC 929, Town of Schoepke.

29. Adjourn.

NOTICE OF POSTING

TIME: 2:00 PM ~ DATE: OCTOBER 30, 2017 ~ 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 AND/OR FAX – DATE: OCTOBER 30, 2017 TIME: Approx. 2:30 p.m.

Northwoods River News	WHDG Radio Station
Lakeland Times	WJFW-TV 12
Star Journal	Vilas County News
WXPR Public Radio	Tomahawk Leader
WERL/WRJO Radio	WLSL

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 Tracy Hartman 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

- 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