

NOTICE OF MEETING

COMMITTEE: PLANNING & DEVELOPMENT
DATE: May 31, 2023
PLACE: ONEIDA COUNTY COURTHOUSE – COUNTY BOARD ROOM
TIME: 12:00 P.M. REGULAR MEETING
2:00 P.M. PUBLIC HEARING

ZOOM OPTION: ID: 835 0001 5846 PASSCODE: 331583 PHONE: 312-626-6799
<https://us02web.zoom.us/j/83500015846>

***Zoom is being offered as a convenience to view the meeting.
Remote participation is not allowed.***

It is possible that a quorum of county board members will be at this meeting to gather information about a subject over which they have decision-making responsibility. This constitutes a meeting of the County Board pursuant to State ex rel Badke v. Greendale Village Board, Wis 2d 553, 494 n.w.2d 408 (1993), and must be noticed as such, although the County Board will not take any formal actions at this meeting. It is also possible that there may be quorums of other County Board Committees present, although those committees will not take any formal action at this meeting.

ALL AGENDA ITEMS ASSUMED TO BE DISCUSSION / DECISION

1. Call to order.
2. Approve the agenda.
3. Recess for onsite inspection. The committee travel together to the inspection site at property further described as Section 29, T36N, R9E, PIN's PE 400 & PE 401-1, Town of Pelican, Oneida County, Wisconsin to conduct an onsite inspection at approximately 12:00 p.m. No public business will be discussed while traveling together.
4. Reconvene at approximately 1:00 p.m.
5. 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. Junkyard properties – Town of Newbold.
 - b. Administrative Review Permit #2200112 and proposed Conditional Use Permit for MI 3239 and MI 3240.
6. A roll call vote will be taken to return to open session.
7. Announcement of any action taken in closed session.
8. Approve meeting minutes of May 17, 2023.
9. Public comments (limited to 3 minutes per person).
10. Discussion/decision concerning the Gregg Budzinski properties; Virgin Acres Lots 115 & 116 (7182 Timber Lane; NE-1800); Lots 112 (7177 Timber Lane; NE-1797); Lot 111 (No address established; NE-1796); Lots 108 & 109 (No address established; NE-1794); and Lots 108 & 109 (7147 Timber Lane; NE-1793), T39N, R8E, S31, PIN NE 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1802, 1803, Town of Newbold.

11. Discussion/decision concerning Sand County Environmental, applicant, and Musson Bros, Inc., owner, revisions to Conditional Use Permit #2201119 non-metallic mine operations to add hot mix asphalt plant and wash ponds and the reclamation permit for the increase in mining acreage on the following vacant property further described as: The NE ¼ of the NE ¼, and part of the NW ¼ of the NE ¼, Section 29, T36N, R9E, PINs PE 400 & PE 401-1, Town of Pelican.
 12. Discussion/decision concerning Minocqua Brewing Company Conditional Use Application for property described as Village of Minocqua, Lot 2, Block 3, Section 14, T39N, R6E, PIN MI 3240, Town of Minocqua, in light of § 9.42(F). The committee will be discussing § 9.42(F) Reapplication After Denial.
 13. Discussion/Decision concerning imposing a moratorium on campgrounds in Oneida County and/or specific zoning districts.
 14. Discussion/decision concerning permit fees for pools and tennis/pickle ball courts.
 15. Discussion/decision concerning Ordinance Amendment #01-2023 to amend Chapter 9, Article 4, Section 9.43 and Article 10 Definitions of the Oneida County Zoning & Shoreland Protection Ordinance. The committee will be reviewing the Resolution to forward to the Oneida County Board of Supervisors.
 16. Discussion/decision concerning Rezone Petition #05-2023 for property described as Government Lot 6 and Part of Government Lot 5, Section 13, T39N, R4E, PIN#'s MI 695 and MI 696-1, Town of Minocqua. The committee will be reviewing the Resolution to forward to the Oneida County Board of Supervisors.
 17. Discussion/decision – Planning & Zoning Department permit activity/revenue.
 18. Discuss/decision/prioritization of 2023 Oneida County Planning and Zoning Department projects.
 19. Refunds.
 20. Line item transfers, purchase orders, and bills for meeting of May 17, 2023.
 21. Line item transfers, purchase orders, and bills.
 22. Approve future meeting dates: June 14, 21, and 28, 2023.
 23. Future agenda items.
- CONDUCT PUBLIC HEARING ON THE FOLLOWING:
24. **Conditional Use Permit application** by Nicholas Strupp, owner, to construct a dwelling exceeding thirty-five (35) feet in height on the following vacant property further described as: Government Lot 4, Section 22, T36N, R9E, PIN# PE 300, Town of Pelican.
 25. **Conditional Use Permit application** by Chris Craig, applicant and owner, to develop a contractor storage yard for utility materials and equipment on the following vacant property further described as: Part of Government Lot 2, Section 24, T36N, R9E, PIN PE 323-1, Town of Pelican.
 26. Adjourn.

NOTICE OF POSTING

TIME: Approx. 12:45 PM ~ DATE: May 26, 2023 ~ PLACE: ONEIDA COUNTY COURTHOUSE BULLETIN BOARD

SCOTT HOLEWINSKI, COMMITTEE CHAIR

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: May 26, 2023 TIME: Approx. 1:00 PM

Lakeland Times
Star Journal
WXPR Public Radio
WERL/WRJO Radio

WJFW-TV 12
Vilas County News
Tomahawk Leader

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. 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