

MINUTES
Oneida County Board of Supervisors
Tuesday, August 17, 2021 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse

CALL TO ORDER.

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops, law enforcement officers and emergency responders followed by the Pledge of Allegiance.

Members Present: Russ Fisher, Mike Roach, Greg Pence, Alan VanRaalte, Sonny Paszak, Greg Oettinger, Lance Krolczyk, Scott Holewinski, Bob Thome Jr., Jim Winkler, Ted Cushing, Steven Schreier, Tom Kelly, Billy Fried, Dave Hintz, Mike Timmons and Bob Almekinder.

Members Present: 17

Excused Absent: Bob Mott, Jack Sorensen, Bill Liebert, Mitch Ives.

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS.

- Sign attendance form at the podium.
- Please use a microphone when speaking.

ACCEPT THE MINUTES OF THE JUNE 15, 2021 MEETING:

Motion/Second: Timmons/VanRaalte to accept the corrected minutes of the June 15, 2021 meeting. All "Aye", Motion approved.

REPORTS/PRESENTATIONS:

- Thirty-Five year service award was presented to Mike Romportl for his years of service.
- Twenty-Five year service award was presented to Linda Conlon for her years of service.
- Myles Alexander was recognized for receiving the Unsung Difference Maker Award.
- Linda Conlon gave an update on COVID-19 and where we stand as a community. Conlon presented a PowerPoint and discussed the numbers.
- CVSO Tammy Javenkoski presented the Veteran's Service Office 2020 Annual Report.
- Human Service Center – Tamara Feest, Director presented the 2020 annual report and discussed the processes implemented during Covid. Bill Korrer, Human Service Center Board Chair discussed the fiscal data; there was a surplus of \$751,828 in 2020. Per Korrer there are reserve fund accounts for Building Maintenance and IT needs, as the Human Service Center is responsible for those needs. Korrer went over grants received, savings due to Health Insurance changes, furloughs and Involuntary Placements were down. Korrer stated that some of the surplus funds have been allocated to Capital Improvement Projects. Per Korrer some of the funds will be returned to the three partner counties, \$371,818.22 has been determined the amount that will be returned and Oneida County will receive \$200,781.84 as their allocated portion.

Hintz left at 10:05 a.m.

PUBLIC COMMENT: Steve Waeckerle of Moen Lake spoke against tourist rooming houses and short-term rentals in single-family homes in residential areas. Lauren Felton of Pine Lake spoke against tourist rooming houses. Anna Yarka-Kelly a non-resident spoke against the rooming houses.

CONSENT AGENDA:

Resolution # 77 – 2021: Offered by the Supervisors on the Land Records Committee approving the conveyance of part of PIN # LT-421-3 to the Town of Lake Tomahawk and part of PIN # LT-421-3 be conveyed to Katherine M Sloan.

Resolution to convey excess county lands to Sloan.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Land Records Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, Oneida County retained a 100 foot strip of land on each side of the center line of existing roads crossing the NE ¼ - NE ¼ of Section 32, Township 38 North, Range 7 East, and gravel rights as recorded in the Register of Deeds, Volume 58 of Deeds on Page 195, Document # 121082, recorded on February 2, 1945; and,

WHEREAS, a request has been made to Oneida County from the adjoining landowner listed in Exhibit A below requesting that a portion of said strip of land described above adjacent to Fawn Lake RD Town of Lake Tomahawk and any interest the County may have in the gravel rights be conveyed to the them as they are the present adjoining owners of the land,

and they have paid the \$100.00 administrative fee to process this request; and,

WHEREAS, the Town of Lake Tomahawk is interested in acquiring the right-of-way of Fawn Lake Rd and has no objection to conveying the excess lands to the adjoining landowner; therefore the Land Records Committee recommends that the parcel described in Exhibit A and gravel rights be conveyed to the adjoining landowner and the right-of-way of Fawn Lake Rd be conveyed to the Town of Lake Tomahawk.

THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby approves conveying the parcel described in Exhibit A below and gravel rights to the adjoining landowner, and approves conveying the right-of-way of Fawn Lake Rd to the Town of Lake Tomahawk and authorizes the County Clerk, upon receipt of the \$30 deed recording fee, to issue a quit claim deed conveying any interest the County has in the descriptions noted below in Exhibit A.
Part of LT-421-3

To: Town of Lake Tomahawk, 7246 Main ST, Lake Tomahawk WI 54539 Description: That part of lands owned by Oneida County as retained in Volume 58 of deeds Page 195 located in the NE ¼ - NE ¼ of Section 32, Township 38 North, Range 7 East, Oneida County WI, being all those lands that within the following description for Fawn Lake Road right-of-way: Commencing at the Northeast Corner of said Section 32 marked brass capped iron pipe; thence along the north line of said Section 32, N89°53'45"W for a distance of 1028.75 feet to the **PLACE OF BEGINNING**. Thence S38°32'21"E for a distance of 1036.15 feet; thence along a curve to the right having a radius of 933.50 feet, an arc length of 297.91 feet and being subtended by a chord bearing S29°23'48"E for a distance of 296.65 feet; thence S20°15'15"E for a distance of 246.12 feet to the south line of the NE 1/4 of the NE 1/4 ; thence along said south line, N89°58'50"W for a distance of 70.36 feet to the northeasterly line of Certified Survey Map Number 4305; thence along said northeasterly line as follows: N20°15'15"W for a distance of 221.74 feet; thence along a curve to the left having a radius of 867.50 feet, an arc length of 276.85 feet and being subtended by a chord bearing N29°23'48"W for a distance of 275.68 feet; thence N38°32'21"W for a distance of 1088.92 feet to said north line of Section 32; thence along said north line, S89°53'45"E for a distance of 84.50 feet to the **PLACE OF BEGINNING**. Together with and subject to any easements, restrictions and reservations of record or of use.

To: Katherine M Sloan, 8445 Resort RD, Hazelhurst WI 54531

Description: That part of lands owned by Oneida County as retained in Volume 58 of deeds Page 195 located in the NE ¼ - NE ¼ of Section 32, Township 38 North, Range 7 East, Oneida County WI, being all those lands that within the following description: Commencing at the Northeast Corner of said Section 32 marked by a brass capped iron pipe; thence along the north line of said Section 32, N89°53'45"W for a distance of 942.97 feet to the **PLACE OF BEGINNING**. Thence S38°32'21"E for a distance of 982.58 feet; thence along a curve to the right having a radius of 1000.50 feet, an arc length of 319.29 feet and being subtended by a chord bearing S29°23'48"E for a distance of 317.94 feet; thence S20°15'15"E for a distance of 270.87 feet to the south line of said NE 1/4 of the NE 1/4 ; thence along said south line, N89°58'50"W for a distance of 71.42 feet; thence N20°15'15"W for a distance of 246.12 feet; thence along a curve to the left having a radius of 933.50 feet, an arc length of 297.91 feet and being subtended by a chord bearing N29°23'48"W for a distance of 296.65 feet; thence N38°32'21"W for a distance of 1036.15 feet to said north line of Section 32; thence along said north line, S89°53'45"E for a distance of 85.78 feet to the **PLACE OF BEGINNING**. The above described parcel is to be attached to the adjoining lands to the east and is not to be conveyed separately unless in compliance with town and county ordinances.

Together with and subject to any easements, restrictions and reservations of record or of use.

And; conveys any interest the County may have in the gravel rights in said NE ¼ - NE ¼ easterly of Fawn Lake Rd easterly right-of-way.

Approved for presentation to the County Board by the Land Records Committee this 10th day of August, 2021.

Offered and passage moved by: Sonny Paszak, Bill Liebert, Greg Pence, Greg Oettinger and Mike Timmons.

Resolution # 78 – 2021: Offered by the Supervisors on the Land Records Committee approving the conveyance of Part of PIN # CA-357-4 to Alisa McCalmont.

Resolution to convey excess county lands to McCalmont.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Land Records Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, Oneida County retained a 100 foot strip of land on each side of the center line of existing roads crossing the SE ¼ - NE ¼ of Section 24, Township 37 North, Range 6 East, as recorded in the Register of Deeds, Volume 64 of Deeds on Page 573, Document # 115085, recorded on March 1st, 1943; and,

WHEREAS, a request has been made to Oneida County from the adjoining landowner listed in Exhibit A below requesting that a portion of said strip of land described above adjacent to Lakewood RD in the Town of Cassian be conveyed to the them as they are the present adjoining owners of the land, and they have paid the \$100.00 administrative fee to process this request; and,

WHEREAS, the Town of Cassian has been notified of such request, and if the Town has no objection to conveying the

excess lands to the adjoining landowner; the Land Records Committee recommends that the parcel described in Exhibit A be conveyed to the adjoining landowner.

THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby approves conveying the parcel described in Exhibit A below to the adjoining landowner, and authorizes the County Clerk, upon receipt of the \$30 deed recording fee, issue a quit claim deed conveying any interest the County has in the description noted below in Exhibit A.

Approved for presentation to the County Board by the Land Records Committee this 10th day of August, 2021.
Offered and passage moved by: Sonny Paszak, Bill Liebert, Greg Pence, Greg Oettinger and Mike Timmons.

Resolution # 79 – 2021/Ordinance Amendment # 9 – 2021: Offered by the Supervisors of the Planning and Development Committee to amend Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance, Article 5, Section 9.57 to extend the moratorium date to March 1, 2022.

**Resolution to extend the moratorium date to March 1, 2022.
Ordinance Amendment offered by the Planning and Development Committee.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:**

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #9-2021, which was filed June 25, 2021 (copy attached) to amend Section 9.57 of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon July 28, 2021 and pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, the purpose of the ordinance is to allow Oneida County to impose a moratorium providing adequate time to study, review, consider, and determine amendments to the Oneida County Zoning and Shoreland Protection Ordinance; and

WHEREAS, the moratorium would prohibit new livestock facilities that will have 500 or more animal units; and

WHEREAS, the Planning and Development committee held a public hearing and no one testified in opposition or in favor; and

WHEREAS, the Planning and Development committee is requesting an extension of six (6) months on the moratorium; and

WHEREAS, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

9.57 MORATORIUM ON LIVESTOCK FACILITIES LICENSING

F. Duration of Moratorium

~~The moratorium shall expire on September 1, 2021.~~ The moratorium shall expire on March 1, 2022.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #9-2021 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved for presentation to the County Board by the Planning and Development Committee this 11th day of August, 2021.

Offered and passage moved by: Scott Holewinski, Jack Sorensen, Mike Timmons and Bob Almekinder.

Resolution # 80 – 2021: Offered by the Supervisors of the Public Works/Solid Waste Committee to “quit claim” any interest County may have in abandoned road north of County G existing right-of-way to Jay M and Renee A Jepson Revocable Trust dated 9-14-2007.

**Resolution to ‘quit claim’ any interest County may have in abandoned road north of County G existing right-of-way to Jay M. and Renee A. Jepson Revocable Trust dated 9/14/2007.
Resolution approved for presentation to the Oneida County Board by the Supervisors of the Public Works/Solid Waste Committee.**

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, in 1909 the plat of Pelican South Shores Resorts in Sections 25 & 26, Township 35 North, Range 10 East, Town of Enterprise was recorded which created lots north of the existing highway, now known as County G; and,
WHEREAS, in 1924 a Highway Deed was recorded (Document # 71054) conveying a strip of land 33' on each side of a new centerline to Oneida County for the purposes of improving and relocating the highway shown on the plat which resulted in the old highway location being abandoned and the new highway being built south of the old highway; and,
WHEREAS, in 1950 another highway improvement was made that increased the width of the highway to 40' & 45' from the centerline and deeds were recorded to acquire lands from Lot 56 (Document # 144158) and other lots, and the Plat of Right-of-Way Project # S 0707(6) shows the Lots of the Pelican South Shore Resorts Plat extending to the new north right-of-way line of CTH No. G. and appears to show buildings occupying the abandoned highway; and,
WHEREAS, the Jay M. and Renee A. Jepson Revocable Trust dated 9/14/2007 is the current owner of Lot 56 of Pelican South Shore Resorts and wish to acquire any interest the County may have in the highway right-of-way that was abandoned in 1924; and,
WHEREAS, a preliminary Certified Survey Map map which is shown on page 3 has been prepared, and the Public Works/Solid Waste Committee recommends that the County quit claim any interest the County may have in Lot 56 of the Certified Survey Map to the Jay M. and Renee A. Jepson Revocable Trust dated 9/14/2007 upon payment of an \$100 administrative fee and a \$30 deed recording fee.
NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors approves quit claiming any interest the County may have in Lot 56 of the Certified Survey Map to be recorded to the Jay M. and Renee A. Jepson Revocable Trust dated 9/14/2007 upon receipt of the \$100 administrative fee and the \$30 recording fee; and,
BE IT FURTHER RESOLVED, that upon receipt of the administrative fee and recording fee, the County Clerk is authorized to sign and place the county seal upon the quit claim deed.

Approved by the Public Works/Solid Waste Committee this 22nd day of July, 2021.

Offered and passage moved by: Ted Cushing, Scott Holewinski, Mike Timmons and Bob Almekinder.

Resolution # 81 – 2021/Ordinance Amendment # 1 – 2021: Offered by the Supervisors of the Planning and Development Committee to amend Chapter 15 of the Oneida County Subdivision Control Ordinance Article 1 General Provisions, Article 2 Procedures For Applications and Review of Land Division, Article 3 Subdivision Design Standards and Article 6 Definitions.

Ordinance Amendment offered by the Planning and Development Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #1-2021, which was filed May 27, 2021 (copy attached) to amend Section 15.12, 15.13, 15.16, 15.17, 15.18, 15.20, 15.24 and 15.33 of the Oneida County Subdivision Control Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon July 7, 2021 and pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, the Planning and Development Committee desired to have existing Private Onsite Wastewater Treatment Systems (POWTS) inspected as part of a division of property and;

WHEREAS, the Planning and Development Committee wanted financial assurances to ensure compliance with conditions of approval and;

WHEREAS, Planning and Zoning Department staff that review subdivisions recommend changes to Chapter 15 and;

WHEREAS, licensed surveyors were notified twice of the proposed changes and no comments for or against were received and;

WHEREAS, the Planning and Development Committee held a public hearing and no one testified for or against and;

WHEREAS, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 15 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

GENERAL PROVISIONS

15.12 Land Suitability.

1. No land shall be divided which is determined by the County Zoning Director, his or her designee, or Committee, to be unsuitable for its proposed use for reasons of flooding, inadequate drainage, adverse soil

or rock formation, slope, severe erosion potential, known contaminated water supply, or any other feature(s) or circumstances to be harmful to the health, safety or general welfare of the future residents of the land division or of the community.

- 15.13 Classification of Land Divisions. Any contiguous parcel or tract which is owned, controlled or managed as a single entity shall be treated as a single parcel or tract for the purpose of this ordinance unless it is bisected by an ~~existing easement road greater than 20 feet in width~~, existing dedicated street, existing public road, or a meandered or un-meandered lake- and any navigable waters per definition. An un-meandered or intermittent stream, creek, or drainage ditch does not bisect a parcel. The Director shall determine whether the proposed land division satisfies the above definition and this determination shall be subject to review by the Committee. Land divisions are classified under this chapter as either:

PROCEDURES FOR APPLICATION AND REVIEW OF LAND DIVISIONS

- 15.16 Application and Review of Minor Subdivisions.

~~R. Location sketch.~~

~~S.~~ R. For all Private Wastewater Treatment Systems (POWTS) that utilize in place soil for treatment of disposal, a soil and site evaluation report verifying that the vertical separation distance between the infiltration surface of the existing treatment or dispersal component and estimated high groundwater elevation and or bedrock complies with chapter SPS 383, Wis. Admin. Code, unless a valid report meeting these criteria is on file with the department.

~~T.~~ S. A report provided by a licensed plumber, certified septage operator or a POWTS inspector or other person(s) authorized to do so by Ch. SPS 383, Wis. Admin. Code, relative to the condition, capacities, baffles and manhole covers for any existing treatment or hold tanks.

- 15.17 Pre-Preliminary Plat Conference for Proposed Town, County and State Subdivisions.

1. Where it is desired to create a town, county, or state subdivision it is recommended the subdivider meet with the Director for a conference prior to preparation of the preliminary plat. It is also recommended the subdivider meet with the appropriate town board. The following information may be submitted at the conference:

E. Location Sketch

- 15.18 Application and Review of Proposed Town, County and State Subdivisions.

2. Preliminary Plat Submittal Requirements. The items outlined for a minor subdivision in ch. 15.16(2)(A-PS) shall apply to town, county, and state subdivisions in addition to the following:

- 15.20 ~~Width of Easements. No permanent easement wider than twenty (20) feet shall be recorded which reduces the lot size below the minimum required by the zoning district in which the lot is located.~~

- 15.20 Installation of Improvements. The improvements specified herein shall be installed and approval of a final plat shall be given only after the work has been completed or there shall have been filed with the appropriate governmental jurisdiction or with the committee, one of the following:

- a. A duly completed and executed continuing surety bond in an amount sufficient to complete the work with surety satisfaction to the appropriate governmental jurisdiction or the committee.
- b. A certified check, in an amount sufficient to complete the work, drawn on an approved bank and available to the appropriate governmental jurisdiction or the committee. As the work progresses the governmental jurisdiction or the committee may permit the exchange of said check for another check of sufficient amount to complete the remaining improvements agreed upon. If the improvements are not completed within the specified time, the governmental jurisdiction or committee may use the bond or the certified check to complete the remaining work provided for.
- c. Other collateral satisfactory to the appropriate governmental jurisdiction or the committee in an amount sufficient to complete the work.

SUBDIVISION DESIGN STANDARDS

- 15.24 Minimum Lot Requirements.

1. Minimum Lot Size Requirements.

A. In all areas within the jurisdiction of the Oneida County Zoning and Shoreland Protection Ordinance the minimum lot size shall be as specified in Appendix A, ~~& Appendix B of such ordinance.~~

B. In all areas that do not come under the jurisdiction of the Oneida County Zoning and Shoreland Protection Ordinance, the minimum lot size shall be as specified in Appendix A ~~& Appendix B~~, District #10, General Use District of such ordinance.

C. The area located below the OHWM of any navigable water shall not be included in the minimum lot ~~area~~ size of any lot or parcel created under the terms of this ordinance.

D. The minimum lot size shall not include town, county, state or federal right of way (ROW).

2. Minimum Buildable Area Criteria for New Land Divisions. The Proposed Lots must meet the following criteria:

~~A. Unsewered Lots.~~

- ~~1. Unsewered lots shall meet minimum lot area as described in the designated zoning district.~~

- a. ~~For lots on Class I Waterways, Except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~

1. Not contain any shoreland-wetlands.
 2. Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.
 3. Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined
 4. Must have dryland access to a public or private road.
 5. Be free of easements greater than 20 feet in width.
 - b. ~~For lots on Class II Waterways, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~
 1. ~~Not contain any shoreland-wetlands.~~
 2. ~~Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.~~
 3. ~~Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.~~
 4. ~~Must have dryland access to a public or private road.~~
 5. ~~Be free of easements greater than 20 feet in width.~~
 - c. ~~For off-water lots in the shoreland area, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~
 1. ~~Not contain any shoreland-wetlands.~~
 2. ~~Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.~~
 3. ~~Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.~~
 4. ~~Must have dryland access to a public or private road.~~
 5. ~~Be free of easements greater than 20 feet in width.~~
- B. ~~Sewered Lots (Municipal Owned Sanitary District).~~
1. ~~Sewered lots shall meet minimum lot area as described in the designated zoning district.~~
 - a. ~~Class I Waterways, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~
 1. ~~Not contain any shoreland-wetlands.~~
 2. ~~Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.~~
 3. ~~Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.~~
 4. ~~Must have dryland access to a public or private road.~~
 5. ~~Be free of easements greater than 20 feet in width.~~
 - b. ~~Class II Waterways, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~
 1. ~~Not contain any shoreland-wetlands.~~
 2. ~~Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.~~
 3. ~~Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.~~
 4. ~~Must have dryland access to a public or private road.~~
 5. ~~Be free of easements greater than 20 feet in width.~~
 - c. ~~Back lots, except for public and private parks, 10,000 contiguous square feet of the minimum lot area shall:~~
 1. ~~Not contain any shoreland-wetlands.~~
 2. ~~Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116.~~
 3. ~~Is at least 2' above the highest known water elevation of any body of water whose regional flood is undefined.~~
 4. ~~Must have dryland access to a public or private road.~~
 5. ~~Be free of easements greater than 20 feet in width.~~
 3. Residential lots. Residential lots to be served by ~~private sewage systems~~ Private On-site Wastewater Treatment Systems (POWTS) shall comply with the rules of the ~~Department of Commerce~~ Department of Safety and Professional Services and the ~~Oneida County Private Sewage System Ordinance~~ Private On-site Wastewater Treatment Systems Ordinance.

DEFINITIONS

15.33 DEFINITIONS.

AVERAGE LOT WIDTH NON-RIPARIAN LOT: The average horizontal straight line measurement between side lot lines of a lot from any given point within the lot area to be computed. The minimum average lot width (ALW) shall apply to the area covered by the portion of the lot containing the buildable area for the district and land use that applies. If the districts average width dimensions are maintained from the point (s) at which the lot's minimum area requirement has been satisfied no additional area of a particular lot in question need meet the minimum average width requirement.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #1-2021 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and

the Wisconsin Department of Natural Resources.

Approved for presentation to the County Board by the Planning and Development Committee this 21st day of July, 2021.
Offered and passage moved by: Scott Holewinski, Jack Sorensen, Mike Timmons and Bob Almekinder.

Resolution # 82 – 2021/Rezone Petition # 6 – 2021: Offered by the Supervisors of the Planning and Development Committee to amend the Master Zoning District Document to rezone land from District #08 Manufacturing and Industrial to **District #07 Business B-2 on property described as SE NW, Section 26, T39N, R6E, PIN# MI 2379, MI 2379-2 and MI 2379-3, Town of Minocqua.**

**Resolution offered by the Planning and Development Committee.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:**

WHEREAS, the Planning and Development Committee having considered Rezone Petition #6-2021 (copy attached), which was filed May 13, 2021, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon June 16, 2021 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #08 Manufacturing and Industrial to District #07 Business B-2 on property described as SE NW, Section 26, T39N, R6E, PIN# MI 2379, MI 2379-2 and MI 2379-3, Town of Minocqua, Oneida County, Wisconsin.

And being duly advised of the wishes of the people in the area affected as follows:

WHEREAS, the owner of the parcel requested the rezone petition “to allow for single family residential use, or a commercial or business use” and;

WHEREAS, the Town of Minocqua approved the request (copy attached) and;

WHEREAS, On June 16, 2021 the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and nobody had concerns for or against the change and;

WHEREAS, the Planning & Development Committee has reviewed the general standards as specified in Section 9.86(F) of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS: Petition #6-2021:

Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.

Section 2: The ordinance shall take effect the day after passage and publication as required by law.

Section 3: If any claims, provisions, or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

Section 4: Rezone Petition #6-2021 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #08 Manufacturing and Industrial to District #07 Business B-2 on property described as follows:

SE NW, Section 26, T39N, R6E, PIN# MI 2379, MI 2379-2 and MI 2379-3, Town of Minocqua, Oneida County, Wisconsin. The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 6-2021 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Minocqua Town Clerk.

Approved for presentation to the County Board by the Planning and Development Committee this 30th day of June, 2021.
Offered and passage moved by: Scott Holewinski, Ted Cushing, Mike Timmons and Bob Almekinder.

Resolution # 83 – 2021/Ordinance Amendment # 7 – 2021: Offered by the Supervisors of the Public Safety Committee to amend Section 1.30 of the General Code of Oneida County – Public Records (aa) Sheriff.

Ordinance Amendment offered by the Public Safety Committee

WHEREAS, the Sheriff Office is currently storing non-evidentiary squad camera videos for 180 days; and

WHEREAS, state statutes set forth that the time period for a notice of claim against the County is 120 days; and

WHEREAS, the storage of non-evidentiary squad videos takes a considerable amount of electronic storage space and reducing the time that these videos are saved will conserve storage space on the Sheriff Office servers.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Section 1.30 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by

underline, deletions noted by ~~strikethrough~~:
[all other sections of 1.30 remain unchanged]

...
(aa) Sheriff
...

Nonevidentiary squad camera recordings	180 <u>121</u> days**	Public Records Board Approval	W
--	----------------------------------	-------------------------------	---

...

Nonevidentiary E-911 center phone and radio recordings	1 year <u>121</u> days **	Public Records Board Approval	W
--	--------------------------------------	-------------------------------	---

...

Nonevidentiary corrections camera <u>and audio</u> recordings	180 <u>121</u> days**	Public Records Board Approval	W
---	----------------------------------	-------------------------------	---

Offered and passage moved by: Mike Timmons, Billy Fried, Russ Fisher, Tom Kelly and Mitch Ives.

- Appointments to Committees, Commissions and other Organizations:
 - Appoint James Unger to the ADRC Committee for a three-year term to expire August 31, 2024.
 - Appoint Mark Espeseth to the Oneida County Veterans Service Commission for a three-year term to expire January 2024.

Motion/Second: VanRalte/Paszak to accept the Consent Agenda as presented.

Roll Call Vote: 15 Aye; 6 Absent, Hintz, Mott, Sorensen, Liebert, Pence, Ives.

Consent Agenda: Adopted

Pence left at 10:47 a.m.

CONSIDERATION OF RESOLUTIONS & ORDINANCES:

Resolution # 84 – 2021: Offered by the Supervisors of the Public Safety Committee to honor the life and public service of Anton “Archie” Keelin.

Resolution to honor the life and public service of Anton “Archie” Keelin.

Resolution offered by the Supervisors of the Civil Service Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, Anton “Archie” Keelin, a dedicated public servant and valued member of the Oneida County Sheriff’s Office passed away on Saturday, May 29, 2021.

WHEREAS, Archie was born on December 8, 1984 and graduated from Lakeland Union High School in 2003.

WHEREAS, Archie was a Minocqua Police Department Dispatcher and Police Officer for 3 ½ years.

WHEREAS, Archie joined the Oneida County Sheriff’s Office on October 27, 2008 as a Deputy Sheriff and served for 13 ½ years.

WHEREAS, Archie was promoted to Patrol Sergeant on May 9, 2016.

WHEREAS, Archie was actively involved in many specialty duties including Court Services, Recreational Safety, Project Lifesaver, Incident Command, and was the Field Training Supervisor.

WHEREAS, Archie coached youth baseball, and loved boating, fishing, atving, camping, ice skating, and especially spending time with his daughter Emma.

WHEREAS, Archie is survived by his daughter Emma, his fiancé Sara Wolosek and by his mother Janell (Ron) Westimayer, his sister Billie Jo Keelin and brother Ken (Meghan) Keelin and by grandmother Emma Lutringer and by his aunts and uncles Robert Keelin, Alvin (Barb) Lutringer, Steve (Anita) Lutringer, Janice (John) Fletcher and Julie (Kelly) Conner and by his nephew Mason and niece Clara and by his step children Mitchell, Caden, and Ashlyn.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors join in honoring the life and public service of Anton “Archie” Keelin and extend their deepest condolences to his family and friends; and

BE IT FURTHER RESOLVED, the Oneida County Clerk shall provide a copy of this resolution to Archie’s daughter Emma, his fiancé Sara, and his mother Janell.

Offered and passage moved by: Tim Melms, Pat Volk, Harry Whidden, Jeff Welk and Bernie Dart.

Discussion: Sheriff Grady Hartman read the proposed Resolution recognizing a County Employee that passed away earlier this year.

Roll Call Vote on Resolution # 84 – 2021: 15 Aye; 6 Absent, Hintz, Pence, Mott, Sorensen, Liebert, Ives.

Resolution # 84 – 2021: Adopted

Resolution # 85 – 2021: Offered by the Supervisors of the Forestry, Land and Recreation Committee to withdraw and offer for sale an approximate 42.89 acre parcel (EN 563) of County Forest in the Town of Enterprise.

Resolution to withdraw and offer for sale an approximate 42.89 acre parcel (EN 563) of county forest in the town of Enterprise.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Forestry, Land and Recreation Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Oneida County Forestry, Land and Recreation Committee recommends withdrawing from the County Forest Program and offering for sale an approximate 42.89 acre parcel further described as: Southeast ¼ of the Northeast ¼, Section 36, T35N R9E, Town of Enterprise, Oneida County Wisconsin, parcel number EN-563, and;

WHEREAS, said property is further described on map Exhibit A attached to this resolution, and;

WHEREAS, said property contains no legal access and therefore serves little public benefit, and;

WHEREAS, said parcel is entered as regular lands in the Wisconsin County Forest Law (s. 28.11 Wis Stats.), and;

WHEREAS, the County Board has the authority to sell said property pursuant to SS59.52(6) and s. 28.11 Wis Stats, and;

WHEREAS, the Oneida County Forestry, Land and Recreation Committee recommends withdrawing and selling the approximate 42.89 acre parcel herein described for a total price to be no less than Thirty-One Thousand Five Hundred dollars (\$31,500.00), and;

THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors accept the recommendation of the Forestry, Land and Recreation Committee and hereby approves the withdrawal and sale of approximately 42.89 acres of Oneida County Forest lands for a total price not less than Thirty-One Thousand Five Hundred dollars (\$31,500.00), and;

BE IT FURTHER RESOLVED, that the proceeds from this land transaction be deposited in the Land Purchase Account #51570 to be used exclusively for the ~~future purchase of lands to be~~ past purchase of the Wickham property which was entered into the Wisconsin County Forest Law, and;

BE IF FURTHER RESOLVED, that the sale is contingent upon this parcel being approved for withdrawal from the Wisconsin County Forest Law by WDNR, and;

BE IF FURTHER RESOLVED, that the Forestry Director is authorized to submit a request for the withdrawal of this parcel to the WDNR, and;

BE IF FURTHER RESOLVED, that this land sale shall not set a precedence for future land sales or conveyances and was determined to be in the best interest of Oneida County while meeting the higher and better statutory requirements of County Forest land withdrawal for this particular instance only.

Offered and passage moved by: Jack Sorensen, Bob Mott, Greg Pence and Alan VanRaalte.

Discussion: Forestry Director Paul Fiene stated that this Resolution is to begin the process of withdrawing a parcel of property from the County Forest. Per Fiene this parcel is landlocked and there is no public access. Per Fiene, this property is in lieu of selling the Town Line property. Holewinski went over the language of the proposed Resolution.

Motion/Second: Holewinski/Winkler to strike “future purchase of land to be” from lines 39 and replace with “past purchase of the Wickham property which was”.

Roll Call Vote on Amendment to Resolution # 85 – 2021: 15 Aye; 6 Absent, Hintz, Pence, Mott, Sorensen, Liebert, Ives.

Amendment to Resolution # 85 – 2021: Adopted

Roll Call Vote on Amended Resolution # 85 – 2021: 15 Aye; 6 Absent, Hintz, Pence, Mott, Sorensen, Liebert, Ives.

Amended Resolution # 85 – 2021: Adopted

NEXT MEETING DATE AND TIME September 21, 2021 @ 9:30 a.m.

Unless a motion is made to change the starting time.

ADJOURNMENT:

Vice-Chairman Fried adjourned the meeting at 11:03 a.m.

draft