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RESOLUTION # 32-2018
ORDINANCE AMENDMENT #1-2017
CHAPTER 20 OF THE ONEIDA COUNTY FLOODPLAIN ORDINANCE

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 #1-2017, (copy attached) which was filed April 2, 2018 (copy attached) to amend the Oneida County Floodplain Zoning Ordinance, Chapter 20 of the General Code of Oneida County, Wisconsin and having given notice thereof as provided by law and having held a public hearing thereon December 6, 2017, and April 18, 2018 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, Oneida County received a letter from the Wisconsin Department of Natural Resources (WDNR) dated May 2, 2017, requesting Oneida County to adopt the Dam Failure Analysis (DFA) and assessment hazard rating assignment for the Maple Lake Dam located in the Town of Three Lakes; and

WHEREAS, the purpose of the ordinance amendment is to adopt the Dam Failure Analysis to prohibit development in the Flood Shadow if there is a dam failure; and

WHEREAS, the Planning and Development Committee held two public hearings and informed every property owner that would be impacted; and

WHEREAS, the Planning and Development committee has carefully studied the proposed changes 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existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.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 20 of the Oneida County Floodplain Zoning Ordinance of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

1.5 GENERAL PROVISIONS

5. 100-year Dam Failure Study downstream of Maple Lake Dam located in Section 6, T38N, R11E, located in the Town of Three Lakes, dated February 13, 2014 prepared by MSA Professional Services. Approved by DNR February 25, 2014.

5. 6. Floodplain Study Appendix: ... (the remainder remains unchanged)

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The remaining portion of 1.5, General Provisions remains unchanged.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #1-2017 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 by the Planning and Development Committee this 2nd day of May 2018.

Consent Agenda Item: YES NO

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt. Yes No as

reviewed by the Corporation Counsel, *[Signature]*

Date: 5/7/18

Offered and passage moved by:

[Signature]
Supervisor

[Signature]
Supervisor

[Signature]
Supervisor

[Signature]
Supervisor

Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Enacted

100 by the County Board of Supervisors this ____day of _____, 2018.

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102 _____Defeated

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Tracy Hartman, Clerk

David Hintz, County Board Chair

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OFFICE OF COUNTY CLERK
ONEIDA COUNTY
FILED APR 2 2018
ONEIDA COUNTY CLERK

ORDINANCE AMENDMENT #1-2017
CHAPTER 20 – ONEIDA COUNTY FLOODPLAIN ORDINANCE
Additions noted by underlined; deletions noted by ~~strikethrough~~

1.5 GENERAL PROVISIONS

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5. 6. Floodplain Study Appendix: ... (the remainder remains unchanged)

The remaining portion of 1.5, General Provisions remains unchanged.