

ONEIDA COUNTY PLANNING & ZONING
February 2, 2011
12:30 pm – Closed Session
1:00 PM – Regular Meeting
COMMITTEE ROOM #2
ONEIDA COUNTY COURTHOUSE, RHINELANDER WI 54501

Members present: Scott Holewinski
Gary Baier
Dave Hintz
Mike Timmons

Department staff present: Karl Jennrich, Zoning Director
Peter S. Wegner, Assistant Zoning Director
Brian Desmond, Corporation Counsel
Mike Fugle, Assistant Corporation Counsel
Lila Dumar, Secretary III

Guests: Bob Martini
Norris Ross

Call to order.

Scott Holewinski, Chairman, called the meeting to order at 12:30 p.m. in accordance with the Wisconsin Open Meeting Law. Mr. Holewinski noted the agenda was properly posted. All members are present, with the exception of Billy Fried, who is excused.

Approve the agenda.

Motion by Dave Hintz, second by Mike Timmons 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. Sign violation in the Town of Pine Lake.
- b. Sign/contractor storage yard in the Town of Cassian.
- c. Single Family Residential Zoning violation/garage in the Town of Three Lakes.

12:31 pm - Motion by Mike Timmons, second by Dave Hintz, to go into closed session. Roll call vote: Scott Holewinski “aye,” Gary Baier “aye”, Dave Hintz “aye”, Mike Timmons “aye.” The motion carried.

12:59 pm – Motion by Mike Timmons, second by Dave Hintz, to go into open session. Roll call vote: Scott Holewinski “aye”, Gary Baier “aye”, Dave Hintz “aye”, Mike Timmons “aye.” The motion carried.

Scott Holewinski, Chairman, stated that while in closed session, the Committee discussed the following:

(a) Sign violation in the Town of Pine Lake. Update to the Committee. No action was taken.

(b) Sign/contractor storage yard in the Town of Cassian. There was a motion made while in closed session. The secretary read the motion into the record.

Motion by Dave Hintz, second by Gary Baier, to accept the settlement of \$3,000 to be paid over 12 months from Custom Metal Roofing, John Struensee, owner. The motion carried unanimously.

(c) Single Family Residential Zoning violation/garage in the Town of Three Lakes. There was discussion with no action taken.

Public Comments.

There were no public comments.

Approve meeting minutes of January 5, 2011.

Motion by Gary Baier, second by Dave Hintz to approve the meeting minutes as presented. The motion carried unanimously.

Section 9.78, Sign Regulations.

Karl Jennrich, Zoning Director, asked for direction from the Committee regarding on-premise signs due to the fact that the County Board resolution for the County to no longer regulate on-premise signs failed.

There was Committee discussion as follows:

1. The Towns of Three Lakes, Minocqua and Woodruff want modifications made.
2. Continue to allow banners on a temporary basis.
3. Suggestion of overlay districts so the Towns can pick and choose.
4. Towns still want enforcement, but less restrictive, lower standards.
5. Letter size should be based on traffic flow and speed limit.
6. Changes needed for political signs.

Motion by Scott Holewinski, second by Dave Hintz, for staff to work with the concerned Towns and bring back to the Committee. With all members voting "aye" the motion carried.

Rezone petition #8-2010. The Committee will be forwarding to the Oneida County Board of Supervisors.

Mr. Jennrich stated that rezone 08-2010 was approved by the Planning and Zoning Committee on January 19, 2011. The purpose of the rezone is to correct the single family use of a residence in the Forestry District. The property surrounding the rezone area is all zoned Forestry and will remain Forestry and is a private camp for girls.

Motion by Gary Baier, second by Mike Timmons, to forward the ordinance amendment for Rezone Petition #08-2010 to the County Board. With all members voting "aye" the motion carried.

Review Resolution concerning NR 115 to be forwarded to the Oneida County Board of Supervisors.

Karl Jennrich, Zoning Director, stated that the Committee previously reviewed a draft of the resolution. Changes have been submitted and have been incorporated into the document. Mr. Jennrich read the proposed resolution into the record. The Committee reviewed and discussed the document further. Portions of the language contained within the resolution were re-worded and modified. After the changes were made to the document, Mr. Jennrich presented the resolution to the Committee again at which time it was accepted by the Committee (Exhibit #1).

Motion by Gary Baier, second by Dave Hintz, to forward the resolution concerning NR 115 (as modified) to the Oneida County Board of Supervisors for the February meeting. With all members voting "aye" the motion carried.

Line item transfers, purchase orders and bills.

Bills submitted for approval are \$1,770.29.

Motion by Scott Holewinski, second by Mike Timmons to pay the bills as presented. With all members voting "aye" the motion carried.

Line item transfers were presented totaling \$11,108.00.

Non-metallic mining. Amount of hours spent by staff for non-metallic mining was greater than anticipated. All expenses are covered by fees paid through the non-metallic mining program.

General Planning and Zoning Department Expenses. Postage fees were higher than anticipated due to the cost of postage for mailing sanitary maintenance letters to put older septic systems on the maintenance program and to mail certified letters for the real estate transfer program.

Motion by Gary Baier, second by Dave Hintz to approve the line item transfers as presented for \$11, 308.00. With all members voting “aye” the motion carried.

Refunds.

Rottier Construction requested a refund for \$128.00 for a boathouse permit. An onsite inspection was done for an alternate site (\$75.00 onsite fee). Staff recommends a refund of \$53.00.

Motion by Dave Hintz, second by Mike Timmons to approve a refund of \$53.00 to Rottier Construction. With all members voting “aye” the motion carried.

Approve future meeting dates: February 16 and March 2, 2011.

Meeting dates were confirmed for:

February 10, 2011 (NR 115).

February 16, 2011. Mike Timmons is excused from this meeting.

March 2, 2011

Public comments.

- Bob Mott asked if other counties were having the same problems as Oneida County with NR 115. Mr. Jennrich indicated that other counties are having the same problems, in fact, Wisconsin County Code Administrator's (WCCA) NR 115 sub-committee is working together to develop a guidance document for NR 115 and they argue among themselves on the interpretation of NR 115.
- Bob Mott asked if NR 115 applies to property that is already improved if no future improvements are done on it. Would such a property need to establish a buffer zone, etc? Scott Holewinski and Gary Baier explained that NR 115 would only come in if mitigation were required when a permit was applied for and the property already exceeded the minimum requirements. Other areas will affect all properties, such as requiring a permit to remove a tree, etc.
- Bob Mott asked if other counties were doing the same as far as a resolution to repeal the new NR 115. Mr. Jennrich stated that a few other counties are doing the same as far as the resolution to real the recently adopted NR 115. It is anticipated that other counties will follow.

Future agenda items.

There was nothing discussed.

Adjourn.

Motion by Dave Hintz, second by Mike Timmons, to adjourn. With all members voting "aye" the motion carried.

Scott Holewinski, Chairman

Karl Jennrich, Zoning Director

Adjourn.