

ONEIDA COUNTY PLANNING & ZONING
August 19, 2009

1:00 P.M. REGULAR MEETING – COMMITTEE ROOM #2
2ND FLOOR ONEIDA COUNTY COURTHOUSE, RHINELANDER WI 54501

Members present: Scott Holewinski
Larry Greschner
Charles Wickman
Frank Greb
Ted Cushing

Department staff present: Steve Osterman, Planning Manager
Nadine Wilson, Land Use Specialist
Kim Gauthier, Secretary

Other County Staff: Brian Desmond, Corporation Counsel

Guests Present: (See sign-in sheet)

Call to order.

Chair, Scott Holewinski called the meeting to order at 1:00 p.m., in accordance with the Wisconsin Open Meeting Law. Mr. Holewinski noted the agenda has been properly posted, the media notified.

Approve the agenda.

Motion by Larry Greschner, second by Ted Cushing to approve the agenda. With all members present voting "aye", the motion carried.

Preliminary 2-lot and 2-outlot certified Survey Map of Paul and Debbie Evans, owners on property described as Gov't Lot 1, Section 30, T39N, R11E, PIN# TL 1278 and TL 1278-17, Town of Three Lakes.

Nadine Wilson, Land Use Specialist described the location and provided a map of the property. Ms. Wilson indicated the sanitary system for the guest house must be replaced within one year. There are no concerns by the town and staff recommended approval with the following conditions:

1. Out lots three and four to be permanently attached to lots three and four respectively and not sold separately.
2. The septic system serving the main house and boathouse to be replaced within one year.
3. Guest house septic system to be replaced within one year.
4. Must meet requirements of the Oneida County Zoning and Shoreland Protection Ordinance, section 9.98 dealing with piers.
5. Parcel with 90 feet of frontage to be permanently attached to lot two of CSM 2896.

Motion by Ted Cushing, second by Frank Greb to approve the preliminary two lot and two out lot of Paul and Debbie Evans, owners agenda item number three with staff conditions. With all members present voting “aye”, the motion carried.

Conditional Use Permit Application submitted by Arthur G. Jaros, Jr., applicant consisting of the development of a religious bible camp identified as “Eagle Cove Camp and Conference Center” for property on Squash Lake, further identified as part of Gov’t Lots 2, 3, 4 and part of the SW NW, Section 24, T36N, R7E, PIN#’s WB 354-12, 355-1, 356-3, 356-4, 356, 357, 357-5, 357-4, all in the Town of Woodboro. The general location of this project is on land situated between Squash Lake and Hwy 8. A public hearing was conducted on April 29, 2009. An on-site was conducted by the Planning and Zoning Committee on June 26, 2009. The Committee made a decision to deny the Conditional Use Permit Application on July 29, 2009. The Committee will be reviewing a Facts & Findings Report

The Committee received a copy of the findings report pertaining to the CUP of the Jaros family. The committee agreed the facts and findings are accurate and no changes are needed.

Brian Desmond indicated the committee needs to make a motion to approve the facts and findings and will become a part of the record and attached to the applicant denial letter.

Motion by Larry Greschner, second by Frank Greb to approve the findings and conclusions in the denial of the Eagle Cove Camp and Conference Center conditional use permit application. With all members present voting “aye”, the motion carried.

Smoking patios. The Committee will be discussing policy on how to treat outdoor smoking patios as a result of the indoor smoking ban.

Mr. Osterman referred to the handout provided (Exhibit #1) regarding the Governor’s action to pass a smoking ban in the State of Wisconsin.

Mr. Cushing commented that the committee needs to look at this, as it may lead to outdoor entertainment and or outdoor dining possibilities within a reasonable distance as related to the zoning ordinance. Mr. Cushing commented that this may need to be treated as a CUP. Mr. Cushing commented that he is aware of four inquiries regarding this topic and a CUP would allow the committee to review individual situations.

Mr. Desmond commented that this is a policy of the State which is unlikely to be overturned. The Health Department will enforce the smoking ban.

Discussion on what structures may look like to comply with the smoking structure allowed.

Nadine Wilson gave the example of when an ARP may be allowed versus a CUP due to changes to a business to accommodate outdoor seating. The departments concern is that of structures, additions and outdoor music.

Mr. Holewinski commented that the Health Department should enforce the smoking aspect and the Zoning Committee should leave businesses alone. Let the Zoning Department decide when and if a permit is needed per the ordinance.

The committee agreed to let the Zoning Department decide when a permit is needed just as in the past whether smoking or non-smoking. No new changes are needed due to the ban.

Line item transfers, refunds, purchase orders and bills

Mr. Osterman presented statistics from January through July 2009 (Exhibit #2). Bills and purchase orders were presented along with two refunds as noted. See (Exhibits #3-4).

Motion by Frank Greb, second by Charles Wickman to approve the two refunds as presented. With all members present voting “aye”, the motion carried.

Motion by Larry Greschner, second by Charles Wickman to approve the purchase orders and bills as presented. With all members present voting “aye”, the motion carried.

Approve future meeting dates: September 2, 2009 and September 16, 2009.

The committee agreed to eliminate the third meeting in a month unless otherwise needed.

Public Comments

Joe Handrick commented, “You guys are solid.”

Frank Greb noted for information only that the comprehensive planning budget was discussed at their town meeting last night. Mr. Greb also asked that staff look into compliance with the CUP issued for a bar on Hwy 32 in Three Lakes regarding the use of portable potties.

Future agenda items.

- Budget for the September 2nd meeting.
- General standards for a CUP.

Adjourn

Time: 1:33 p.m.

Motion by Ted Cushing, second by Larry Greschner to adjourn. With all members present voting “aye”, the motion carried.