

**Minutes**  
**Oneida County Board of Supervisors**  
**Tuesday, May 18, 2021 – 9:30 a.m.**  
**County Board Meeting Room - 2nd Floor Oneida County Courthouse**

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**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:** Tom Kelly, Billy Fried, Dave Hintz, Jack Sorensen, Mike Timmons, Mitch Ives, Bob Almekinder, Russ Fisher, Mike Roach, Greg Pence, Bob Mott, Alan VanRaalte, Sonny Paszak, Greg Oettinger, Lance Krolczyk, Scott Holewinski, Bob Thome Jr., Jim Winkler, Ted Cushing, Bill Liebert and Steven Schreier.

**Members Present:** 21

**ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:**

- Sign attendance form at the podium.
- Masking guidelines will be changing in the future, a team of Linda Conlon, Lisa Charbarneau and Tracy Hartman was created to review proposed changes.
- Please use a microphone when speaking.

**ACCEPT THE MINUTES OF THE APRIL 20, 2021 MEETING:**

**Motion/Second: Sorensen/VanRaalte** to accept the minutes of the April 20, 2021 meeting as presented. All "Aye", Motion approved.

**REPORTS/PRESENTATIONS:**

2020 Social Services Annual Report – Social Services Director Mary Rideout presented the Annual Report to the board. Rideout stated that 2020 was a challenging year but the department still returned money to the General Fund. Per Rideout drug endangered children are the majority of the referrals, this is an ongoing issue in 2021. Rideout went over the intake and screening process of a child abuse or neglect referral. Rideout stated that 70%-75% of ongoing cases are related to some kind of substance abuse.

**PUBLIC COMMENT:**

Jim Gerke of Crescent thanked all of those involved in the creation of the Crescent Lake District. Terry Goldbach of Crescent spoke in favor of the Crescent Lake District, he explained what has already been done on Crescent Lake regarding milfoil. Mary Cahala of Rhinelander spoke on behalf of keeping Townline Lake Park. Connie Anderson of Crescent spoke in favor of the Crescent Lake District. Alan Janssen of Crescent spoke in favor of the Crescent Lake District. Kerry Bloedorn of Pelican spoke in favor of keeping Town Line Lake Park. Kelby Scheel of Newbold spoke in opposition of selling Town Line Lake Park. Tracy Beckman of Newbold spoke regarding Town Line Lake Park, she stated 1699 signatures were collected opposing the sale. Beckman stated that Oneida County has owned this park since 1916, over 105 years of ownership. David Walters of Rhinelander spoke in favor of keeping Town Line Lake Park. Bruce Germond of Crescent stated that he has lived across the street from the park for over 40 years and that slowly things have been removed such as picnic tables, changing rooms and grills and yet people are still using the park. Germond stated he was against selling the park. Jo Anne Rajek of Crescent spoke stating she does not live on a lake and everyone should have the ability to swim and utilize the lakes. Rajek stated that they have offered a portion of their land to create a trail for a walking path to access the park. David Schmitz of Newbold spoke in favor of keeping the park, he stated there was not a public hearing asking for input from the public regarding a potential sale. Donna Stone of Crescent Lake spoke in favor of the Lake District. Tim Kilgore Crescent property owner stated that the formation of the Lake District is crucial, the costs are rising and this is a needed next step. Sandra McKitrick of Crescent and Treasurer of the Crescent Lake Association spoke in favor of the Lake District and went over the cost spent in past years to reduce the milfoil. Carolyn Caron of Rhinelander stated she wants Town Line Park preserved. Joan Jensen of Crescent spoke against the Lake District. Robb Jensen of Crescent distributed a handout, he stated that the Crescent Lake District is not very transparent. Kathy Nofftz of Pelican stated she participated in the Town Line Lake clean up and she is recommending saving the park. Eric Vevea former Rhinelander resident spoke in favor of keeping Town Line Lake Park and questioned why it is so neglected as the Forestry Department is right behind it. Beth Follenweider of Newbold stated that most of the public was not aware of the potential sale, this should be open for public debate. Follenweider stated there are federal encumbrances on this park, in addition by selling this portion it would make the full park basically unusable. Kim Gauthier of Newbold spoke in favor of retaining Town Line Lake Park, she stated that there is a friends of the park group that is willing to partner with the County regarding this park. Kathy Cutforth of Rhinelander spoke in favor of the park. Dave Dement of Newbold stated that people use this park and by selling it you will be selling a foundation of generational memories. Sherry Belliveau of Rhinelander commented in favor of keeping the park. Jim Binder of

Crescent Lake spoke in favor of the Lake District and stated that property values will drop on a lake that has significant milfoil. Jesse Robinson of Rhinelander spoke in support of the Friends of Town Line Lake and cleaning up the park.

**CONSIDERATION OF RESOLUTIONS & ORDINANCES:**

**Resolution # 45 – 2021:** Offered by the Supervisors of the Conservation and UW-Extension Education Committee to formally declare the organization of the Crescent Lake District.

**Resolution to formally declare the organization of the Crescent Lake District.**

**Resolution approved for presentation to the Oneida County Board by the Supervisors of the Conservation and UW-Extension Education Committee.**

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

**WHEREAS**, Oneida County received a petition from the Crescent Lake Association regarding the formation of the proposed Crescent Lake District hereinafter referred to as the "Lake District"; and

**WHEREAS**, the Oneida County Board of Supervisors assigned the tasks associated with reviewing the petition to the Oneida County Conservation and UW-Extension Education Committee hereinafter referred to as the "Committee"; and

**WHEREAS**, the Committee held a public hearing on January 9, 2021 within 30 days of receipt of the completed petition; and

**WHEREAS**, within 6 months after the date of the public hearing, the County Board shall issue its order; and

**WHEREAS**, pursuant to Wis. Stat. s.33.25 a lake district can be formed by the County Board if the petitioners for said district present a petition "signed by persons constituting 51 percent of the landowners or the owners of 51 percent of the lands within the proposed district."; and

**WHEREAS**, Oneida County staff, utilizing the 2019 tax roll data, determined the total number of eligible landowners located in the boundary of the proposed Lake District was 343 with 51% of the required signatures being 175; and

**WHEREAS**, 192 signatures or 55.97% of the landowners in the proposed Lake District were deemed acceptable on the petition sheets provided by the Crescent Lake Association; and

**WHEREAS**, the Committee, after reviewing staff reports, determined that the petitioners met the required signatures from over 51% of the proposed Lake District landowners; and

**WHEREAS**, the Committee's recommendation was to approve the formation of the proposed Lake District because the petition was signed by over 51% of the proposed Lake District landowners, as set forth in WI Stat 33.25; and

**WHEREAS**, the proposed Lake District is necessary, that the public health, comfort, convenience, necessity or public welfare will be promoted by the establishment of the Lake District, and that the property included in the Lake District will be benefited by the establishment of the proposed Lake District; and

**WHEREAS**, the Crescent Lake Association is unable to meet their financial needs to address invasive species control, including Eurasian Water Milfoil; and

**WHEREAS**, a lake district has the ability to ensure that a secure base of partners (district members) and finances will be available to conduct lake management activities to protect aquatic resources, personal investments, and values including property values that are greatly affected by the health of the water body; and

**WHEREAS**, a lake district is a unit of government that can acquire financial assistance through grants for lake projects and management plans, and protect lake habitat through restoration efforts.

**THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors formally declares the organization of the proposed Lake District.

**BE IT FURTHER RESOLVED**, that the Lake District shall be known as the Crescent Lake District; and

**BE IT FURTHER RESOLVED**, that the boundaries of the Crescent Lake District shall be the same as presented as part of the petition; and

**BE IT FURTHER RESOLVED**, that the County Board Chairman shall appoint four of the five members of the initial Board of Commissioners of the Crescent Lake District as follows:

1. Three owners of land within the Lake District (with one being a resident of the Lake District)
2. One member of the Conservation and UW-Extension Education Committee (or a person nominated by that Committee); and

**BE IT FURTHER RESOLVED**, that the County Clerk shall provide a certified copy of this resolution to the Town of Crescent (the Town with the highest assessed value within the Lake District) to appoint a fifth representative to the Board of Commissioners within 30 days of the Lake District's establishment and in conformity with the requirements of Wis. Stat. s 33.27(2); and

**BE IT FURTHER RESOLVED**, that a copy of this resolution can be provided to Ryan Peterson who represented the Crescent Lake District.

**Approved for presentation to the County Board by the Oneida County Conservation and UW-Extension Education Committee this 8th day of March, 2021.**

**Offered and passage moved by: Bob Mott, Bob Thome, Jim Winkler, Mitch Ives, Mike Roach, John Engel.**

**Discussion:** Hintz stated that there was a memo from Corporation Counsel that was distributed. Fugle stated the memo is not regarding a position of approval or denial but a listing of the requirements to pass a Lake District. Mott stated after the April board meeting the processes in question were reviewed. Mott went over a list of residents that are in support of the Lake District. Mott stated that there were signatures that had been challenged, these signatures were reviewed again and they were accepted. Michelle Saduskus spoke regarding the handouts that were distributed. Mott addressed a concern that page 6 was not submitted with the page 7 signature page, Mott stated that per statute this is not required. Mott went over all of the requirements that were met. Mott stated that only one person had asked their signature to be withdrawn but it was not done properly, so it was not allowed. Mott went over the attendance of the hearing regarding the Lake District. Saduskus stated that the petition is signed and the total number of signatures meets the requirements, the Conservation and UW-Extension Committee recommends the formation of the Crescent Lake District. Discussion by supervisors and concern was expressed that the discussion was no longer regarding the Lake District.

**Motion/Second: Kelly/Ives** to limit the debate.

**Roll Call Vote on Motion:** 19 Aye; 2 Nay, Liebert, Holewinski

**Motion:** Adopted

**Roll Call Vote on Resolution # 45 – 2021:** 19 Aye; 2 Nay, Liebert, Holewinski

**Resolution # 45 – 2021:** Adopted

*Fried left at 11:39 a.m.*

*Recess called at 11:40 a.m.*

*Return from recess at 11:51 a.m.*

**Discussion:** Hintz stated that with the approval of the new Lake District the board of directors needs to be appointed. Per Hintz the citizen members will be Tim Kilgore, Connie Anderson and Jim Gehrke; Bob Thome was appointed to represent the County Board.

**CONSENT AGENDA:**

**Resolution # 53 – 2021:** Offered by the Supervisors of the Land Records Committee approving conveyance of part of LY-417, NE-NE, Section 27, T36N-R4E, Town of Lynne, to Fawn Kratzke.

**Resolution to convey excess county lands to Kratzke.**

**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 27, Township 36 North, Range 4 East, as recorded in the Register of Deeds, Volume 64 of Deeds on Page 489, Document # 113491, recorded on June 27<sup>th</sup>, 1942; 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 East End RD 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 Lynne 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, to 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 11<sup>th</sup> day of May, 2021.**

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

**Resolution # 54 – 2021:** Offered by the Supervisors of the Land Records Committee to grant WPS an easement for electric and gas service at 3375 Airport RD over City/County owned land, parcel # RH-9011-0500 in the City of Rhinelander, part of GL 2, Section 11, Township 36 North, Range 8 East.

**Resolution to grant WPS an Easement for Utility Distribution.**

**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**, Wisconsin Public Service Corporation requests an easement from the City of Rhinelander and Oneida County, as joint owners, to install utilities to service the Critical Care Services building and other facilities at the Rhinelander–Oneida County Airport.

**WHEREAS**, the easement is shown and described in Exhibit A attached hereto; and,

**WHEREAS**, Chapter 18.06 of the Oneida County Code outlines conditions to grant easements and the Land Records Committee finds that this easement will benefit the Rhinelander-Oneida County Airport and it would be in the best interest of Oneida County to waive the requirements of Chapter 18 and to grant said easement at no cost.

**THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of Oneida County hereby waives the requirements of Chapter 18 and approves granting the easement for no costs, across those lands as described in Exhibit A below to Wisconsin Public Service Corporation subject to the City of Rhinelander also granting such easement; and,

**BE IT FURTHER RESOLVED**, that the County Clerk is authorized to sign and place the county seal upon the easement documents and other documents necessary to complete such transaction.

**Approved for presentation to the County Board by the Land Records Committee this 11<sup>th</sup> day of May, 2021.  
Offered and passage moved by: Sonny Paszak, Greg Pence, Mike Timmons, Bill Liebert, Greg Oettinger.**

**Resolution # 55 – 2021:** Offered by the Supervisors of the Land Records Committee to grant WI-DOT an easement on county owned lands for Project ID: 9261-07-20 Highway 32 in Section 24, Township 38 North, Range 11 East, Town of Three Lakes, part of parcel number TL-681-1.

**Resolution to grant WI-DOT an Easement for Highway 32 Improvements.**

**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 owns a 100 foot strip of land on each side of the center line of Hwy 32 crossing the NE ¼ - SW ¼ of Section 24, Township 38 North, Range 11 East; and,

**WHEREAS**, a request has been made to Oneida County by Right of Way Professions, Inc., on behalf of the WI-Department of Transportation to acquire an easement of approximately 7,614 sq ft for Highway 32 improvements as indicated on Exhibit A in the area of Scott Creek; and,

**WHEREAS**, Right of Way Professions, Inc made an offer of \$700 for said easement and requested that the County waive an appraisal of said area; and,

**WHEREAS**, Chapter 18.06 of the Oneida County Code outlines conditions to grant easements, and the Land Records Committee negotiated the request and conditions and recommends acceptance of this offer and to waive the appraisal as this request is for the benefit of the traveling public.

**THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors hereby waives the appraisal of the easement area, and approves granting an easement for the parcel described in Exhibit A below to the Wisconsin Department of Transportation for \$700, and the Board authorizes the County Board Chair and/or the County Clerk to sign any documents necessary to complete the easement transaction.

**Approved for presentation to the County Board by the Land Records Committee this 11<sup>th</sup> day of May, 2021.  
Offered and passage moved by: Sonny Paszak, Greg Pence, Mike Timmons, Bill Liebert, Greg Oettinger.**

**Resolution # 57 – 2021/Ordinance Amendment # 6 – 2021:** Offered by the Supervisors of the Forestry, Land & Recreation Committee amending Chapter 14 of General Code of Oneida County – Forestry, Land and Recreation Committee.

**Ordinance Amendment offered by Forestry, Land & Recreation Committee.**

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

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

**WHEREAS**, Upon updating the Oneida County Forest 15-Year Comprehensive Land Use Plan, it was determined that numerous sections of Chapter 14 of the Oneida County Code were in need of revision and updating; and

**WHEREAS**, Chapter 14 of the Oneida County Code has been modified to reflect these needed changes; and

**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 14 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**Article I**  
**General Provisions**

§ 14.01 Forestry, Land and ~~Outdoor~~ Recreation Committee.

(1) Appointment. The County Board hereby assigns administration of the County Forestry Department to the Forestry, Land, and ~~Outdoor~~ Recreation Committee of the County Board.

(2) Definitions. [Amended by Ord. No. 53-2008]

~~ADMINISTRATOR~~ DIRECTOR

The Oneida County Forest ~~Administrator~~ Director.

ALL TERRAIN VEHICLE (ATV)

A vehicle as defined in § 340.1(2g), Wis. Stats.

BOARD

The Oneida County Board of Supervisors.

CAMPING

The use of any shelter such as a tent, trailer, or motor vehicle for temporary residence or sleeping purposes.

CLOSED ROAD OR TRAIL

A road or trail will be considered closed when designated as such by the presence of gates, signs, rocks, or earthen berms.

COMMITTEE

The Oneida County Forestry, Land, and ~~Outdoor~~ Recreation Committee of the Oneida County Board of Supervisors.

COUNTY

Oneida County.

COUNTY FOREST

Those lands owned by Oneida County and entered under the County Forest Law § 28:11, Wis. Stats., either as Forest Lands or as Special Use Designation Lands.

COUNTY FOREST ROAD SYSTEM

That system on which Oneida County receives State of Wisconsin, Department of Transportation road aids and are indicated as County Forest roads in the County Forest ~~Ten~~ Fifteen-Year Plan.

COUNTY FOREST ~~TEN~~ FIFTEEN-YEAR PLAN

The Oneida County Forest Fifteen-Year Comprehensive Land Use Plan.

D.N.R.

Wisconsin Department of Natural Resources.

DEPARTMENT

The Oneida County Forestry Department.

MOTORIZED VEHICLE

An engine powered device designed for transporting people or materials, including but not limited to, automobiles, snowmobiles, trucks, motorcycles, all terrain vehicles, mini-bikes, go-carts, dune buggies, air-boats, air-cushioned craft, golf carts, and heavy equipment both wheeled and tracked.

(3) Powers and Duties. Subject to budget limitations, the Committee is responsible for the activities and functions required of it in the administration of the County forest and County recreation areas as provided in this General Code and in accordance with the County Forest ~~Ten~~ Fifteen -Year Plan.

(a) An annual work plan will be prepared along with the Department's annual budget for approval through the County Board's budget process. The work plan and budget shall serve as a directive to the Committee and shall establish the limits as well as the purpose for which expenditures may be made. It shall also be in conformity with the long range goals set forth in the County Forest ~~Ten~~ Fifteen -Year Plan.

(b) The Committee shall direct and supervise the Department. It shall employ ~~an Administrator~~ a Director as its agent in the management and regulation of the County Forest and the County recreational facilities as set forth in County Code § 1.02 (2)(d). It shall employ such additional competent personnel as the Board may authorize to direct, perform and enforce the administrative and management functions of this chapter.

(c) The Committee shall establish and maintain a forest headquarters for office space and the housing of machinery, tools, equipment and supplies needed in conducting forestry operations.

(d) In conformity with such procedures established by the Committee or County Board rules, the Committee may purchase, acquire, sell, trade or dispose of instruments, tools and equipment required for the operation of the Department.

(e) The Committee may negotiate for the acquisition of lands for the purpose of inclusion into the County Forest or for recreation purposes. This may be done by purchase, gift, exchange, or bequest and such acquisitions shall be presented to the County Board for its ratification before it may be consummated.

(f) With Board approval and after obtaining Department of Natural Resources approval, the Committee may grant permits to prospect for ore or minerals upon County lands under the jurisdiction of this Committee. The Committee may issue permits to remove sand, gravel, or other nonmetallic materials from County lands only to units of government or to contractors if those contractors are using the materials for public works. The County Board retains the power to grant permits

for metallic mining operations on County lands.

(g) The Committee shall prepare and present an annual report of the Department's activities to the County Board. The report shall include statistics showing work accomplished and at what cost. Such reports shall be in sufficient detail so that performance of the Department may be measured.

(4) Administration of the Forest.

(a) The Committee shall do all things possible for the protection of the forests, whether from fire, insects, disease, trespass, damage by animals or other causes, in cooperation with the D.N.R.

(b) The Committee shall be responsible for the location of survey lines and the appropriate monumentation of corners of County forest lands.

(c) The Committee shall construct, improve and maintain a system of forest roads, trails and firebreaks and purchase and secure easements for access ways required to cross privately owned lands.

(d) The Committee shall conduct forest improvement work, including thinning, pruning, reforestation, and tree release by either mechanical or chemical means.

(e) The Committee shall cooperate with the D.N.R. in the determination of the allowable annual cut by establishment of cutting compartments and other necessary items for such plan.

(f) The Committee shall manage the County forest resource and sell timber stumpage in accordance with a County Forest ~~Ten~~ Fifteen-Year Plan and in cooperation with the D.N.R.

(5) Administration of Outdoor Recreation. [Amended by Ord. No. 53-2008]

(a) The Committee shall have the management and regulatory control of all County recreation areas and, in the exercise of its authority over such matters, it shall have the powers and duties enumerated in this subsection.

(b) Subject to budget limitations and in accordance with the Outdoor Recreation Plan approved by the Board and provisions of this chapter, the Committee shall establish, construct and maintain, wherever the County deems desirable within the forest and on County Forest Special Use Lands, recreation areas, including but not limited to, picnic grounds, designated campgrounds, waysides, public access roads and boat landings, scenic areas, and trail networks, and shall designate, mark and preserve places of natural or historic interest and significance. Management and regulatory control of all County recreation areas is specifically designated to this Committee.

(c) In cooperation with the D.N.R., the Committee shall do all things necessary for the protection of the County recreation areas, boat landings and special use areas, whether from fire, insects, disease, trespass, vandalism, damage by animals or other causes.

(d) The Committee shall cooperate with the D.N.R. on matters relating to game and fish management within the County forests.

(e) The Committee is authorized to enter into agreements with the D.N.R. for projects under Fish and Game Aids (§ 23.09(12)), Wildlife Habitat Aids (§ 23.07(17)), ~~and Snowmobile Trail funding programs, and ATV/UTV Trail Programs and Recreational Trail Program Grants~~ (Ch. 350), and any other applicable Wisconsin Statutes.

## Article II County Forests

§ 14.05 County Forest Law.

(1) Entry of lands under the County Forest Crop Law will be done according to the procedures laid out in the ~~Ten~~ Fifteen-Year County Forest Land Use Plan.

(2) No lands entered as County forest land shall be sold unless recommended by the Committee and subsequently authorized by resolution of the County Board. Notice of withdrawal of lands entered under the County Forest Law shall be filed with the D.N.R. pursuant to § 28.11(11), Wis. Stats., or any amendment thereto and as laid out in the County Forest ~~Ten~~ Fifteen-Year Plan.

§ 14.06 Forest Finances.

(1) State Allotments. All allotments from the D.N.R to the County under § 28.11(8)(b), Wis. Stats., or any amendment thereto, for the purchase, development, preservation, management, and maintenance of the County forest lands shall be deposited in the State forestry aid fund. If any lands purchased from such funds are sold, the County shall restore the purchase price to the State forestry aid fund. All unexpended State forestry aid funds shall be nonlapsing.

(2) General Fund. All monies received from the sale of timber stumpage, cut forest products, fees and use permits, sale of building materials, sale of surplus materials and equipment, fire and other damage collections, forfeited timber sale deposits or other revenue received by the Committee shall be deposited in the County General Fund, except income specified as follows:

(a) Of the stumpage money received, the amount as set forth in § 28.11(9), Wis. Stats., will be placed in Oneida County State Severance Payment Account for payment to the State. Money will be placed in Oneida County Town Severance Payment Account in the amount as set forth in § 28.11(9)(d), Wis. Stats., for payment to the towns. ~~In addition money will be placed in Oneida County Land Purchase Account as set forth in the County Forest Ten Year Plan.~~

(b) Payments received from mineral lease activities will be placed in the Mineral Revenue Account.

§ 14.07 Forest Use Regulations.

[Amended by Ord. No. 107-2005]

(1) Timber Cutting.

(a) Commercial Cutting. Commercial cuttings shall be set up as timber sales with cooperation of the D.N.R and in

compliance with provisions of § 28.11(6), Wis. Stats.

1. Terms governing these timber sales will be stated in written contracts between the County, with the Committee as its agent, and the contractor.
  2. In timber sales where the "lock box-haul permit system" is designated in the contract, the transportation of wood or wood products past a lock box without depositing in the lock box the proper documentation in the proper manner, as designated in the timber sale contract, is prohibited.
  3. Miscellaneous Forest Products. Treaty Rights Participants.
    - a. Any treaty rights participant interested in gathering firewood as defined on the County's permit, tree bark, maple sap, lodge poles, boughs, marsh hay or berries not enumerated in County ordinances, from County land shall obtain a County gathering permit from the Department's Courthouse Office. The County shall respond to the gathering permit request no later than 14 days after receipt of the request. The gathering permit shall indicate the location of the material to be gathered, the volume of material to be gathered and conditions on the gathering of the material necessary for conservation of the timber and miscellaneous forest products on the County land or for public health or safety.
    - b. The County may not deny a request to gather miscellaneous forest products on County property under this subparagraph unless the gathering is inconsistent with the management plan for that property; the gathering will conflict with the pre-existing rights of a permittee or other person possessing an approval to conduct an activity on the property, including a contractor of the County; or is otherwise inconsistent with conservation or public health or safety.
- (b) Noncommercial Cutting. [Amended by Ord. No. 53-2008]
1. Noncommercial wood such as dead or naturally fallen trees or logging residue from completed timber sales may be made available to the public under a fuel wood permit system.
  2. The cutting and/or removal of trees or wood products including, but not limited to, branches, tree tops, logging residue, firewood, Christmas trees, pulpwood, boltwood or sawlogs from County-owned land is prohibited unless the person doing the cutting or removal is ~~staying at a designated campground~~ the holder of a valid written permit that has been issued by the Department, except registered campers may collect dead and down woody material for use as firewood during their registered stay at the campground.
  3. The cutting and/or removal of trees or wood products including but not limited to firewood, Christmas trees, pulpwood, boltwood or sawlogs while holding a valid written permit but in violation of any term of that permit is prohibited.
  4. The cutting of merchantable trees or the seedlings and saplings of merchantable trees to create shooting lanes is prohibited.
- (c) Defacement of County Property Prohibited. No person shall scar, deface, remove or destroy any archaeological or geological features, drive nails, screws or other metal into trees or remove, destroy or deface any signs, gates, fences, survey markers, buildings or other County property.
- (d) Collection of Materials Prohibited. Collection or removal of materials, such as but not limited to, ~~nuts, fruits, berries,~~ driftwood, wild flowers, ground pines, or mosses or mushrooms for resale or for commercial purposes is prohibited. Conifer cones may be collected for resale to nurseries for reforestation purposes.
- (e) Cutting or Tapping Trees Prohibited. Cutting or removal of Christmas trees without a permit, or the tapping of trees for sap collection is prohibited except as allowed under § 14.07(1)(a)3 of this Code. [Amended by Res. No. 89-2014]
- (f) Removal of Materials Prohibited. Removal of materials such as rocks, sand, gravel, topsoil, or clay from the County forest, except as provided in § 14.01(2)(f) of this Code is prohibited.
- (g) Balsam boughs may be collected upon purchasing a permit from the County Forest Office. [Added by Res. No. 89-2014]
- (h) Christmas Trees may be harvested upon purchasing a permit from the County Forest Office.
- (i) No person may cut, root up, or gather wild ginseng located on County forest land. [Added by Res. No. 89-2014]
- (2) General Use. [Amended by Ord. No. 53-2008]
- (a) No overnight camping including tents, trailers, cars, trucks, portable hunting or fishing cabins is permitted in ~~the County forests or~~ developed recreation areas. They are to be considered day use facilities. Except as follows:
    1. Temporary residence of logging crews.
    2. ~~During the deer rifle hunting season camping will be allowed in the County forest from the Thursday prior to the opening weekend until the Sunday following Thanksgiving Day. Campers staying in areas other than a designated campground must register with the Department's Courthouse Office. Camping at recreational areas for special organized events may be permitted by action of the Committee.~~
- ~~3. Registered Campers Staying at a Designated Campground. See § 14.18 of this Code for regulations related to designated campgrounds.~~
- (b) All motorized vehicles are prohibited from traversing any forest road or trail which has been designated as closed, except those vehicles which are authorized by the Department.
  - (c) Any damage to, manipulation of, or attempt to circumvent, a gate, sign, rocks, or earthen berm is prohibited.
  - (d) All motorized vehicles, except those which are authorized by the Department, are prohibited from traveling off-road, off-trail, or cross-country in the County forest and must remain on roads or trails open to them.
  - (e) The dumping of litter, rubbish, debris, dirt, stone, lawn clippings, ~~or brush~~ or any other materials shall be prohibited on all County forest lands. All forest users, including berry pickers, hunters, fishermen, loggers, and all others who visit or work in County forests are forbidden to leave litter anywhere in the forest or in its lakes or streams. No posting of unauthorized signs, handbills, markers, marking material or advertising matter will be permitted.

§ 14.08 Designation of County Forests.

(1) For the purpose of proper and complete identification, all County owned forest lands now held and entered under the State County Forest Law by the County or hereafter acquired for forestry purposes and located within the existing County forest boundaries, are established and designated as County forests, and such lands shall be shown on the official County forest map on file in the County Forestry office in the Courthouse in Rhinelander, and according to the records in the office of the Register of Deeds.

(2) It is the intent of the County Board to consolidate County forest holdings as lands are acquired by the County within the above mentioned boundaries.

Article III

Outdoor Recreation

§ 14.10 Definitions.

Unless the context specifically indicated otherwise, the meaning of the terms used in this subchapter shall be as follows:

(1) **RECREATION AREAS** — All lands and water heretofore and hereafter acquired by the County or placed under the jurisdiction of the Committee and designated by signage or, as a matter of record, as a distinct unit for special recreational functions to include swimming areas, picnicking areas, fishing areas, nature study areas, campgrounds and general recreation areas. The following are designated as County recreation areas: [Amended by Ord. No. 107-2005; Ord. No. 53-2008; Res. No. 93-2009]

- (a) Almon Park.
- (b) Townline Park.
- (c) Perch Lake Park.
- (d) Enterprise Forest Campground.
- (e) Gillette/Wickham Recreation Area

(2) **BOAT LANDING AND PUBLIC ACCESS AREAS** — All lands and water heretofore and hereafter acquired by the County or placed under the jurisdiction of the Committee which are signed and developed for water access purposes. The following areas are designated as County boat landings: [Amended by Res. No. 93-2009]

- (a) Bass Lake Boat Landing.
- (b) Wisconsin River Boat Landing.
- (c) Flannery Lake Boat Landing.
- (d) Perch Lake Boat Landing.
- (e) Tom Doyle Boat Landing.
- (f) Highway O Boat Landing.
- (g) Townline Park Boat Landing.

(3) **SPECIAL USE AREAS** — All lands and water heretofore and hereafter acquired by or placed under the jurisdiction of the Committee in order to develop or maintain singular characteristic or purpose. Designated Oneida County special use areas are: [Amended by Ord. No. 107-2005]

- (a) Gobler Lake Scientific Area.
- (b) Spruce Lake Waterfowl Management Area.
- (c) Memorial Forest.
- (d) Highway O Fishing Bridge.

(4) **SILENT SPORTS TRAIL FACILITIES** — All lands heretofore and hereafter acquired by the County and developed into non-motorized trail systems which are signed, groomed, or otherwise maintained for any of the following activities: hiking, biking, snow-shoeing, or cross country skiing. Those designated silent sports trail facilities are listed as follows: [Amended by Ord. No. 107-2005; Res. No. 93-2009]

- (a) Enterprise Winter Silent Sports Trail. [Amended by Res. No. 3-2015]
- (b) Washburn Silent Sports Trail System. [Amended by Res. No. 3-2015]
- (c) Cassian Two-Way Ski/Bike Trail.
- (d) Nose Lake Ski/Bike Trail.
- (e) Almon Park Trails (for summer hiking and winter snowshoeing only). [Amended by Res. No. 53-2014]

- 1. Wetland Trail.
- 2. Upland Trail.

(5) **PET** — A domesticated dog or cat. [Amended by Res. No. 93-2009]

(6) **SILENT SPORTS TRAILS** — Trails formally designated and maintained for one or more of the following activities: hiking, biking, skiing, or snowshoeing. [Amended by Res. No. 93-2009; Res. No. 53-2014]

§ 14.11 Scope.

Except when otherwise provided, the provisions of this subchapter shall apply to all lands, structures and property owned, leased or administered by the County, and under the management, supervision and control of the Committee.

§ 14.12 Promulgation of Rules.

(1) The Committee may from time to time prescribe rules and regulations for the further use and enjoyment of recreation areas, boat landings, special use areas, playgrounds, beaches, streams, lakes and the facilities thereof. Any person who violates such rules or regulations, or who refuses to subject himself thereto, may be excluded from the use of such facilities and be subject to the penalty provided in § 14.20, Wis. Stats.

(2) Nothing in this Code shall prohibit or hinder the Committee, its administrator, supervisors, recreation area



caretakers, other authorized agents or any peace officer from performing his official duties.

§ 14.13 Rules and Regulations.

[Amended by Ord. No. 65-2003; Ord. No. 107-2005; Ord. No. 53-2008; Res. No. 93-2009]

(1) Closing Hours. No person shall enter or be in any County recreation area between the hours of 10:00 p.m. and 6:00 a.m. No overnight camping shall be allowed at any County recreation area, boat landing, or special use area. County campgrounds are exempt from closing hour regulations. Regulations pertaining to designated campground use are listed in § 14.18 of this code. Persons transporting watercraft to and from designated boat landings are permitted at any hour.

(2) Recreation Area Infrastructure Maintenance Schedule. All County recreation areas are open year-round for public use. However, infrastructure of some County recreation areas are only seasonally maintained, resulting in access roads, parking lots, and toilet buildings to be unplowed, gated, or locked during specific dates. The infrastructure maintenance schedule for County recreation areas is follows:

(a) Almon Park:

1. Toilet buildings are seasonally maintained and remain open for public use between the dates of May 15th and October 31st.

2. Access road and parking lots are seasonally maintained and open to public use between the dates of May 15th and November 15th.

(b) Townline Park: [Amended by Res. No. 53-2014]

1. Access road and parking lots are seasonally maintained and open to public use between the dates of April 30 and November 15.

(c) Perch Lake Park. All park infrastructure is open and maintained year-round for public use.

(d) Enterprise Forest Campground. All campground infrastructure is seasonally maintained and open to public use between the dates of May 22 and December 2.

(3) Personal Conduct and Nuisances. No person shall indulge in violent, abusive, indecent, profane, boisterous, unreasonably loud or otherwise disorderly conduct under circumstances in which such conduct tends to cause or provoke a disturbance, or to be so intoxicated that he is unable to care for his own safety on any County owned property.

(4) Destruction of Personal Property. No person shall destroy, disturb, molest or remove the property or personal effects of others.

(5) Unnecessary Noises. No person shall operate sound trucks, loudspeakers, motors, motorboats, motor vehicles or any other mechanical devices that produce unduly loud or unnecessary noises.

(6) Destruction, Defacement or Removal. Except for the picking of edible fruits or nuts, berries and mushrooms for noncommercial purposes, the following are prohibited:

(a) Disturbing, molesting, defacing, removing or destroying any trees, shrubs, plants or other natural growth.

(b) Carving on any rocks, archaeological or geological features, picnic tables, signs, walls or structures. [Amended by Res. No. 53-2014]

(c) Driving nails, placing screws, or other metal in trees.

(d) Removing, damaging or defacing in any manner any structures including buildings, signs, fences, tables, or other County property.

(7) Entry and Manipulation. No person shall:

(a) Enter any building, installation or area that may be under construction or locked or closed to public use.

(b) Molest or manipulate any water control structure, dam or culvert.

(c) Enter or be in any building, installation or area after the posted closing time or before the posted opening time, or contrary to posted notice, in any recreation area or special use area, unless specifically authorized to do so by the Forest Director or Forestry, Land, and Recreation Committee. [Amended by Res. No. 53-2014]

(8) Cleaning Restricted. No person shall wash themselves, cars, pets, cooking utensils or clothing in any lake or stream or on any picnic grounds, playgrounds, recreation areas, boat landings, parking lots or roadways or within 50 feet of any pump, fountain or drinking water outlet in any County recreation area.

(9) Disposal of Refuse. No person shall dispose of any litter, garbage, sewage, bottles, tin cans, cigarette butts, paper or any other waste material by dumping such refuse in any County recreation area, boat landing, special use area, or forest land, except by placing said refuse in receptacles provided for such purposes. Charcoal residue in any grill, fire-ring, or fireplace shall be left in its place of origin until completely extinguished and cold. Waste and recyclable receptacles provided in Oneida County recreational facilities are only for refuse and recyclables generated by individuals while recreating in said facilities. No waste or recyclable materials may be brought into an Oneida County recreational facility for the purpose of disposing of said material in the waste and recyclable receptacles. [Amended by Res. No. 53-2014; Res. No. 79-295; Res. No. 63-2017]

(10) Glass Prohibited. No glass containers are allowed in any County recreation area.

(11) Vehicles and Boat Restrictions.

(a) Excessive Speed Prohibited. No person shall operate any vehicle at a speed in excess of 10 mph or contrary to official traffic signs in any County recreation area.

(b) Reckless Driving Prohibited. No person shall operate any vehicle in a reckless manner or contrary to § 346.62, Wis. Stats., in any recreation area.

(c) Operation Restricted. No person shall operate or park any motorized vehicle, except as otherwise provided in any County recreation area, boat landing and public access area, special use area, ski trail area or upon any hiking trail, other

than established roads, parking areas, boat ramps, and service areas, or contrary to posted notice.

(d) Use of Motor Boats Restricted. By order of the Town Board of the Town of Pelican, no person shall operate any motor-driven boat in waters of Buck Lake; nor shall any person operate any motor-driven boat in waters of Perch Lake by order of the Town Board of the Town of Woodboro.

(e) Parking Restricted. No person shall park, stop or leave standing, whether attended or unattended, any vehicle, obstruction, or watercraft:

1. Blocking, obstructing, or limiting the use of any road, trail, gate, parking lot, boat landing, or waterway.

2. Outside any area provided for such purposes when it is practical to use areas so provided.

3. Contrary to posted notice.

4. In any recreation area between the hours of 10:00 p.m. and 6:00 a.m., except as follows:

a. Vehicles of registered campers may be parked in campgrounds owned by Oneida County at any hour. Specific regulations pertaining to campground parking are listed in § 14.18(4)(f) of this Code.

b. Vehicles used to transport watercraft to and from the boat landing at Townline Park may be parked at said boat landing at any hour.

(12) Fires. No person shall start, tend or maintain any fire except for cooking, heating, or when camping, and then only in designated fireplaces, fire-rings, or grills in any County recreation area, boat landing and public access area. Further, no person shall leave any fire unattended at designated fireplaces, fire-rings, or grills or throw away any matches, cigarettes, cigars, pipe ashes or any embers without extinguishing them, and then only in the proper receptacle.

(13) Fireworks, Rockets, Explosive Devices. No person shall possess, fire, discharge, explode, or set off a pyrotechnic device, firecracker, fireworks or other explosive material on any County forest lands, boat landings, recreational areas and special use areas, except exhibitions of fire works given under the direction or by the permission of the Committee or its authorized agent.

(14) Firearms. No person shall possess or have under their control any firearm, airgun, bow, crossbow, slingshot or dangerous weapon as defined in § 939.22, Wis. Stats., unless it is unloaded and enclosed in a carrying case, in any County recreation area. Firearms, bows, and crossbows used for the purpose of participating in a State hunting season with a valid State hunting license are authorized at boat landings, public access areas, special use areas, silent sports trails located outside County recreation areas, and other County forest lands. See § 14.18 of this Code for regulations related to hunting and trapping in County owned campgrounds.

(15) Pet Regulations for Recreation Areas. No person shall allow pets to enter any public building, swimming beach, picnic area, playground, or concrete pad surrounding a water pump within any County recreation area. Pets are allowed in all other areas of County recreation facilities, provided they are leashed and under the owner's control at all times. No person shall allow their pet to deprive or disrupt the enjoyment or use of any County recreation area by others. Regulations pertaining to pets on formally designated Silent Sports Trails are listed under § 14.13(21). Regulations pertaining to pets at designated campgrounds are listed under § 14.18(4)(c). [Amended by Res. No. 53-2014]

(16) Horses. No person shall ride a horse on any formally designated silent sports trails or have a horse in any County recreation area. Organized events or commercial rides will require Committee approval as set forth in 525.5 of the current County Forest Fifteen-Year Plan.

(17) Bicycles. No person shall ride a bicycle in any County recreation area except on asphalt roads or parking areas, unless signed or formally designated otherwise.

(18) Athletics. No person shall play or practice any outdoor sport or other games in a manner that could injure, disturb, or inconvenience others. [Amended by Res. No. 53-2014]

(19) Beaches.

(a) No person shall sunbathe or swim at any County recreation area or beach without wearing a swimsuit or other appropriate attire. The object of this subsection is to prevent nudity.

(b) Changing Clothing. No person shall change clothes, except in beach houses or other enclosed places.

(20) Silent Sports Trail Facilities. [Amended by Ord. No. 3-2015]

(a) No motorized vehicles are allowed on silent sports trails except those being used for inspection, maintenance, or as authorized by the Forestry Department.

(b) No walking, snowshoeing, bicycling, sledding, or mode of travel other than that of skiing is allowed on trails designated and periodically groomed for cross-country skiing during periods when said trails are snow covered. The following silent sports trails are included in this category:

1. That portion of the Washburn Silent Sports Trail System groomed for skiing.

2. Cassian Two-Way Ski/Bike Trail.

3. Nose Lake Ski/Bike Trail.

(c) Ski trails can be crossed by other County approved recreational trails under the following conditions:

1. Trail intersections must be formally approved by the Oneida County Forestry, Land, and ~~Outdoor~~ Recreation Department and designated as such with signs.

2. Alternative use recreational trails can only bisect ski trails in the most direct manner possible. Trail crossings must be at or close to a 90° angle.

(d) The following activities are allowed on the Enterprise Winter Silent Sports Trail, when said trail is frozen, snow-covered, and periodically groomed for bicycling.

1. Cross country skiing.

2. Snowshoeing.
3. Bicycling.
- (e) Use of trails in a manner or direction contrary to posted signs is prohibited.
- (f) A nontransferable valid trail pass is required by individuals 18 years of age and older to bike, ski, or snowshoe on trails designated, signed, and otherwise maintained specifically for said activities.
  1. Annual Trail Passes are available for a cost of ~~\$20 each~~ to be set by the Committee. Annual Trail Passes are valid for a one-year period from January 1st through December 31st of each calendar year.
  2. Daily Trail Passes are available for a cost of ~~\$5 each~~ to be set by the Committee. Daily Trail Passes are only valid for the date that is entered on the registration form.
  3. Trail users must have a valid trail pass in their possession while biking, skiing or snowshoeing on designated trails.
  4. Trail Passes become valid upon a (completed registration form and appropriate user fee) being submitted to the Oneida County Forestry, Land, and ~~Outdoor~~ Recreation Department in any one of the following acceptable methods:
    - a. Depositing the completed registration form and appropriate user fee into an Oneida County self-registration drop box. A self-registration drop box is located at the entrance of each formally designated non-motorized trail facility that requires a trail pass for designated uses.
    - b. Depositing the completed registration form and appropriate user fee into any U.S. Post Office mail receptacle.
    - c. Submitting the completed registration form and appropriate user fee to an attendee at any government office or business location listed on the trail pass registration form.
- (g) Pet regulations for Silent Sports Trails:
  1. When silent sports trails are located within the boundary of a formally designated County recreation area, pet regulations for County recreation areas supersede those for Silent Sports Trails. The following silent sports trails, or segments thereof, must follow pet regulations for County recreation facilities listed under § 14.13(15):
    - a. That portion of the Washburn Silent Sports Trail located within the boundary of Perch Lake Park.
    - b. The Upland Trail located within the boundary of Almon Park.
    - c. The Wetland Trail located within the boundary of Almon Park.
  2. Pets are permitted on all silent sports trails when said trails are not snow covered, provided that said pets are under the owner's control or leashed. [Amended by Res. No. 53-2014]
  3. Winter Ski Trail Pet Regulations. The following regulations are enforced when ski trails are snow covered or being periodically groomed for cross-country skiing:
    - a. Pets are not allowed on the following ski trails: that portion of the Washburn Silent Sports Trail System maintained for skiing, and that part of the Cassian Two-Way Ski/Bike Trail lying south of the point where the trail intersects Sheep Ranch Road.
    - b. Pets are allowed on the following ski trails: Enterprise Winter Silent Sports Trail, that part of the Cassian Two-Way Trail lying north of the point where the trail intersects Sheep Ranch Road, and the Nose Lake Ski/Bike Trail.
  4. Snowshoe Trail Pet Regulations. The following regulations are enforced when snowshoe trails are snow covered:
    - a. Pets are not allowed on that portion of the Washburn Silent Sports Trail System maintained for snowshoeing.
    - b. Pets are allowed on the following snowshoe trails: Enterprise Winter Sports Trail, Almon Park Wetland Trail, and the Almon Park Upland Trail.
- (21) Elevated Platforms and Portable Tree Stands.
  - (a) The construction or use of any permanently elevated platform, commonly referred to as a permanent tree stand, on Oneida County Forest land is prohibited.
  - (b) Screws, nails, lag screws, screw steps, spikes, or other similar devices are damaging to trees, therefore they are prohibited for use in trees on Oneida County Forest land.
  - (c) Portable tree stands may be used on Oneida County Forest land providing that they do not damage trees, and they have the owner's name, address, and telephone number clearly printed on or attached to the stand. Portable tree stands can be placed on Oneida County Forest land not more than one week prior to the opening day of Wisconsin's first big game hunting season, and must be completely removed no later than one week after the closing date of Wisconsin's last deer season the following year.
  - (d) Elevated platforms and portable tree stands found in violation of 14.13(21) of the General Code of Oneida County, Wisconsin will be removed by forestry department employees, destroyed, or sold at County auction. A person found in violation of any portion of the aforementioned ordinance is subject to a citation and monetary forfeiture.
- (22) Ground Blinds. A ground blind means a structure, enclosure, or any material, natural or manufactured, placed on the ground to assist in concealing or disguising the user or occupant for the purpose of taking game. The following types of ground blinds are legal on Oneida County Forest land:
  - (a) Dead Natural Material Ground Blind. These blinds must be completely made of materials natural to the area such as dead leaves, branches, bark, or naturally fallen trees. Screws, nails, lag screws, screw steps, metal spikes, wire, nylon rope, or other nonbiodegradable materials may not be used to fasten materials together or to trees.
  - (b) Portable Manufactured or Portable Constructed Ground Blind. These blinds must be clearly portable and be completely removed from the Oneida County Forest at the end of each day's hunt unless they have the owner's name, address, and telephone number clearly printed on or attached to the blind. Fasteners, if used to attach or anchor the blind, cannot damage any living trees or penetrate the cambium of a living tree and must be completely removed with the blind at the end of each day's hunt. Owner identification is not required on this type of blind. [Amended by Res. No. 53-2014]

(c) Seasonal Manufactured or Seasonal Constructed Ground Blind. These blinds include all other blinds not meeting the requirements of either Type (a) or Type (b), including portable manufactured or portable constructed ground blinds if not removed daily. Type (C) blinds can be placed on Oneida County Forest land one week prior to the opening day of Wisconsin's first big game hunting season and must be completely removed no later than one week after the closing date of Wisconsin's last deer season the following year. The name, address, and telephone number of the blind owner must be clearly printed on or attached to the blind. Fasteners, if used to anchor or attach the blind, cannot damage any living trees or penetrate the cambium of a living tree and must be removed with the blind. [Amended by Res. No. 53-2014]

(d) Any ground blinds found in violation of § 14.13(22) of the General Code of Oneida County, Wisconsin, will be removed by Forestry Department employees, destroyed, or sold at County auction or by a publicly posted sale. A person found in violation of any portion of the aforementioned ordinance is subject to a citation and monetary forfeiture. [Amended by Res. No. 53-2014]

#### § 14.14 Permits.

(1) Special Consideration Permits. Recreation structures, facilities, or areas may be reserved by County residents for special purposes, subject to approval by the Committee. The Committee, or its appointed agent, at its discretion, shall issue a permit and may set a charge or security deposit for this facility. Any person to whom a permit is issued by the Forest Administrator, or other authorized personnel, shall be bound by the provisions of all County ordinances and State laws as though the same were provided in each permit.

(2) Peddling and Soliciting. No person shall peddle or solicit any business, offer or advertise items for sale, distribute handbills or other advertising matter, post unauthorized signs or decorative matter on any County owned lands, structures or property; or use County property as a base of commercial operations for soliciting or conducting business, peddling or providing services within or outside such lands, structures or property unless first authorized by the committee or its authorized agent.

#### § 14.15 Snowmobiles.

(1) Definitions.

##### APPROVED SNOWMOBILE TRAILS

All snowmobile trails that receive State funding under Ch. 350 and are sponsored by the Oneida County Forestry Department or trails in which Oneida County holds the land use agreement, or trails on land owned by Oneida County. These trails are designated on the official County snowmobile map, a copy of which is kept on file in the Forestry Office, Courthouse, Rhinelander.

##### OFFICIAL TRAIL CLOSING

That date selected by the Oneida County Forestry Department in conjunction with the Oneida County Snowmobile Council and which is published ~~in the official County newspaper~~ on the Oneida County website, designating the approved snowmobile trails closed for snowmobile use.

##### OFFICIAL TRAIL OPENING

That date selected by the Oneida County Forestry Department in conjunction with the Oneida County Snowmobile Council and which is published ~~in the official County newspaper~~ on the Oneida County website, designating the approved trails opened for snowmobile use.

##### SNOWMOBILE

Any engine powered vehicle of a design which uses sled type runners or skis, is propelled by a continuous track, and which requires snow or ice for efficient travel.

##### SNOWMOBILE ROUTE

A highway designated for use by snowmobile operators adopted by the respective town or municipality and posted with signs by area snowmobile clubs.

##### SNOWMOBILE TRAIL

A marked trailway on public property or on private property, subject to public easement or lease, designated for use by operators of snowmobiles by the Oneida County Forestry Department, but excluding highways except those highways on which the roadway is not normally maintained for other vehicular traffic by the removal of snow.

(2) Restricted Use of Snowmobiles.

(a) No person shall drive a snowmobile on any land under the supervision, management, or control of the Department that is posted or gated as closed to such use.

(b) No person shall drive a snowmobile at a speed in excess of 10 miles per hour on any portion of an approved snowmobile trail that is posted with yellow sign indicating "Slow," "Steep Hill," "Dip," "Turn," or other caution.

(c) Operators of a snowmobile on approved snowmobile trails must stop at all locations marked with a red sign indicating "Stop."

(3) Restricted Use of Snowmobile Trails. [Amended by Ord. No. 3-2015]

(a) No person shall operate any bicycle, four-wheel drive vehicle, passenger car, off-road vehicle, truck, all-terrain vehicle, utility terrain vehicle, or motorcycle on any approved snowmobile trails without the written permission of the land owner or lessee, except for trail maintenance and/or inspection activities.

(b) No person shall operate any snowmobile on any approved snowmobile trail until officially opened by the Department.

(c) No person shall operate any snowmobile on any approved snowmobile trail after such trail is officially closed by the Department.

- (d) No person shall deface, destroy, or remove any snowmobile sign posted on any approved snowmobile trail.
- (e) No person shall post any unauthorized signs on any approved snowmobile trail without the written permission of the Committee or its agent.
- (f) No person shall leave an unattended vehicle or place an obstruction on the groomed portion of any approved snowmobile trail.
- (g) Pedestrians, including skiers, using approved snowmobile trails must yield to all snowmobiles on said trails.
- (h) Operation by youthful operators is restricted and defined in §§ 350.5 and 23.33(5), Wis. Stats.
- (i) No person shall operate a snowmobile in a careless way or at a rate of speed which would endanger person or property of self or others.
- (j) No person shall operate a snowmobile off the leased 16.5 foot right-of-way and onto the private land along the designated snowmobile trails.
- (k) No person shall operate a snowmobile contrary to state laws or regulations.

#### § 14.16 Special Exceptions.

Special exceptions may be granted by prior approval of the Committee.

#### § 14.17 All-Terrain Vehicles.

[Added by Ord. No. 114-99; amended by Res. No. 63-2012]

##### (1) Definitions.

###### ALL-TERRAIN VEHICLE

Is defined in § 340.01(2g), Wis. Stats.

###### ALL-TERRAIN VEHICLE ROUTE

A highway or sidewalk designed for use by all-terrain vehicle and/or utility-terrain vehicle operators by the governmental agency having jurisdiction as authorized by § 23.33, Wis. Stats.

###### ALL-TERRAIN VEHICLE TRAIL

A marked trail way on public property or on private lands subject to public easement or lease, designated for use by operators of all-terrain vehicles and utility-terrain vehicles by the Oneida County Forestry Department, but excluding roadways or highways except those roadways which are not seasonally maintained for motor vehicle traffic.

###### DESIGNATED ALL-TERRAIN VEHICLE TRAILS

Trails that have been designated by the Oneida County Forestry Department as being open for use by operators of all-terrain and utility-terrain vehicles, and are identified on official County All-terrain vehicle trail maps, copies of which are kept on file in the Oneida County Forestry Office, Court House, Rhinelander, Wisconsin. All other motorized vehicles are prohibited on designated all-terrain vehicle trails when said trails are officially classified as open for all-terrain vehicle use, except for those motorized vehicles used for forest management, logging, and trail maintenance activities.

###### OFFICIAL ALL-TERRAIN VEHICLE TRAIL CLOSING

That date selected by the Oneida County Forestry Department and which is published ~~in the official County newspaper on~~ the Oneida County website, classifying designated all-terrain vehicle trails as being closed for all-terrain vehicle and utility-terrain vehicle use.

###### OFFICIAL ALL-TERRAIN VEHICLE TRAIL OPENING

That date selected by the Oneida County Forestry Department and which is published ~~in the official County newspaper on~~ the Oneida County website, classifying designated all-terrain vehicle trails as being opened for all-terrain vehicle and utility-terrain vehicle use.

###### UTILITY-TERRAIN VEHICLE

Is defined in § 23.33, Wis. Stats.

##### (2) Restricted Use of All-Terrain Vehicles and Utility-Terrain Vehicles. [Amended by Ord. No. 49-2015]

- (a) No person shall operate a motorized vehicle other than an all-terrain vehicle or utility-terrain vehicle, as defined by Oneida County, on a designated all-terrain vehicle trail without the written permission of the Oneida County Forestry Department, except for motorized vehicles used for forest management, logging, and trail maintenance activities.
- (b) No person shall drive an all-terrain vehicle or utility-terrain vehicle at speeds in excess of 10 mph on any portion of an approved all-terrain vehicle trail that is posted with a yellow sign indicating "slow," "steep hill," "dip," "turn," or other caution.
- (c) The operator of an all-terrain vehicle or utility-terrain vehicle on a designated all-terrain vehicle trail must stop at all locations marked with a red sign indicating "stop."
- (d) No person shall operate an all-terrain vehicle or utility-terrain vehicle with tire chains, tracks or studded tires on a designated all-terrain vehicle trail or on land owned by Oneida County that is entered under the County Forest Law § 28.11, Wis. Stats., either as Forest Lands or as Special Use Designation Lands.
- (e) No person shall operate an all-terrain vehicle or utility-terrain vehicle on any trail that is designated by the Department as a dual winter use snowmobile/ATV/UTV trail when the temperature on the trail at a point four feet above the trail surface, measured in the shade, is 28° F. or higher.
- (f) No person shall deface, destroy, or remove any all-terrain vehicle trail signs posted on a designated all-terrain vehicle trail.
- (g) No person shall operate an all-terrain vehicle or utility-terrain vehicle at a rate of speed that is unreasonable or improper under the circumstances, or in any careless way so as to endanger the person or property of another.
- (h) No person shall operate an all-terrain vehicle or utility-terrain vehicle which has been mechanically or otherwise

altered from the manufacturer's specifications so as to generate additional speed, traction, or noise.

(i) ~~All terrain vehicles (ATVs), utility terrain vehicles (UTVs), off-road motorcycles, minibikes, go-carts, and other non-street-legal vehicles may not be operated on the County Forest road system, except that ATVs and UTVs may travel on the following: the entire length of Shingle Mill Road lying in Oneida County, a distance of 8.23 miles; the entire length of Zimmer Road a distance of 7.09 miles; the entire length of Cruiser's Road, a distance of 2.60 miles; the entire length of Bass Lake Road, a distance of 3.59 miles; the entire length of Bowman Road lying in Oneida County, a distance of 2.99 miles; the entire length of Camp Six Road, a distance of 5.76 miles; the entire length of South Exit Road, a distance of 2.24 miles; the entire length of John's Memorial Drive lying in Oneida County, a distance of 0.93 mile; and the entire length of Rozell Road, a distance of 5.50 miles. The aforementioned segments of the County Forest road system shall be signed with ATV/UTV route signs to indicate the road is legal for ATV and UTV operation. [Amended by Ord. No. 22-2003; Ord. No. 63-2003; Ord. No. 95-2012; 9-15-2020 by Res. No. 64-2020, effective 10-2-2020; 9-15-2020 by Res. No. 68-2020, effective 10-2-2020]~~

(j) All-terrain vehicles and utility-terrain vehicles are authorized for use on existing woodland trails that have not been designated as closed to motorized use by the placement of a gate, sign, earthen berm, or other similar blockade across said trail. Any attempt to circumvent a gate, sign, earthen berm, or other similar blockade with any motorized vehicle is prohibited. All-terrain vehicles and utility-terrain vehicles are prohibited from traveling off-road, off-trail, or cross-country in the County Forest and must remain on roads or woodland trails designated as open for all-terrain vehicle and utility-terrain vehicle use.

#### § 14.18 Campgrounds and Camping.

[Added by Ord. No. 53-2008; amended by Res. No. 35-2013]

Opening Date: May 22 thru December 2.

##### (1) Definitions.

###### CAMPGROUND

Any tract of County Forest Land designated by Oneida County and managed by the Oneida County Forestry, Land, and Outdoor Recreation Department exclusively for camping purposes. The boundaries of campgrounds shall be marked with signs stating "Campground Boundary".

###### CAMPING

The use of any shelter such as a tent, trailer or motor vehicle for temporary residence or sleeping purposes.

###### DISPERSED CAMPING

Dispersed camping means the use of any shelter such as a tent, trailer or motor vehicle for temporary residence or sleeping purposes on County Forest property outside of a designated campground.

###### CAMPING PARTY

Any individual, family or, unorganized group, occupying a single campsite. A camping party may not exceed six individuals.

###### CAMPING SEASON AT DESIGNATED CAMPGROUNDS

That period from May 22 to December 2.

[Amended 6-16-2020 by Res. No. 41-2020 (Ord. No. 4-2020), effective 6-30-2020]

###### DISPERSED CAMPING SEASON

Dispersed camping is allowed year round by permit for not longer than 14 consecutive days.

###### CAMPING UNIT

A single shelter used for camping by a camping party, except those used exclusively for dining purposes. A single shelter is defined as a recreational camping trailer, pop-up camping trailer, motor home, truck camper, or tent.

###### CAMPSITE

A portion of a campground that is designated for use by a camping unit.

###### FIREWORKS

As defined in Wis. Stats., § 67.10, to include anything manufactured, processed, or packaged for exploding, emitting sparks, or combustion, which does not have another common use.

###### OCCUPANCY

A camping unit, as defined, has been set up in a usable condition for camping.

###### PET

A domesticated dog or cat.

##### (2) Campsite Registration.

(a) Campsite use shall be on a first come, first serve basis. No sites will be reserved.

(b) Campsites designated as being accessible for the physically disabled.

1. Campsites designated as being accessible for the physically disabled can be registered by a camping party if one or more members of said camping party have in their possession a valid, state issued, Identification Card indicating that the card holder is Physically Disabled.

2. When a campsite designated as being accessible for the physically disabled is the last unoccupied site in the campground, a camping party without a physically disabled member can register said site.

(c) An individual or a camping party may register only one campsite.

(d) The fee for an individual campsite is to be set and revised from time to time by the Forestry, Land and Recreation Committee. [Amended 6-16-2020 by Res. No. 41-2020 (Ord. No. 4-2020), effective 6-30-2020]

(e) Campground Registration Form.

1. Prior to setting up a camping unit a Campground Registration Form must be properly filled out in its entirety and deposited in the Campsite Registration Receptacle.
2. Satisfactory completion of the following items, as determined by a designated Oneida County Official, shall constitute a properly filled out Campsite Registration Form:
  - a. All information requested on the Campsite Registration Form must be provided in full, in a neat and legible manner. Any missing, falsified, or non-legible responses to the requested information on the Campsite Registration Form could result in said form being considered invalid.
  - b. The individual registering the campsite, as determined by the name of the individual listed on the Campsite Registration Form, must be 18 years of age or older and must occupy the campsite.
  - c. The appropriate campsite registration fee, in the form of either a personal check made out to the Oneida County Forestry Department or cash, must be enclosed within said Registration Form.
  - d. Upon completion of the Campsite Registration Form, said form must be deposited in the Campsite Registration Receptacle less the Campsite Registration Receipt.
  - (f) Campground Campsite Registration Receipt.
    1. The individual registering the campsite must detach and retain the Campsite Registration Receipt.
    2. Each camping party must display their Campsite Registration Receipt on the campsite marking post that identifies the campsite for which they have registered.
  - (g) No refunds shall be given on camping permits, except in the case of an emergency as determined by the forest Director. Said decision can be reviewed by the Forestry, Land and Recreation Committee.
- (3) Campground Campsite Occupancy and Use Regulations.
  - (a) Only one camping party may occupy a single campsite.
  - (b) Unless accompanied by a parent or legal guardian, all persons not having obtained the age of 18, occupying a campsite shall have in their possession a statement of consent signed by a parent or legal guardian.
  - (c) All camping parties must set up a camping unit, as defined, in a usable condition for the entire period of registered occupancy. Sleeping in cars or on the ground in the open is not permitted.
  - (d) A maximum of two camping units, with only one being a truck camper, motor home, pop-up camping trailer or recreational camping trailer, may occupy a single site.
  - (e) No more than two motor vehicles (not including ATVs and UTVs) shall be permitted at any one campsite including the camping unit if said is a motor vehicle. [Amended by Res. No. 35-2013]
  - (f) All camping permits expire at 2:00 p.m. on the last day of the registered period. The campsite must be completely vacated by 2:00 P.M. on the last day of the registered period.
  - (g) All camping units must be set up within the graveled portion of the campsite.
  - (h) It is unlawful to park any motor vehicle, including ATVs and UTVs, at any campsite except upon the parking area therein provided.
  - (i) A maximum of one ATV or UTV is allowed for each member of a registered camping party.
  - (j) No person shall camp and no camping unit shall remain in a campground for a period in excess of 14 nights in succession. Thereafter, the camping unit must be removed from the property for at least five days before the camping party is eligible to return.
- (4) Campground Use Regulations. The following regulations pertain to campgrounds located on Oneida County Forest land.
  - (a) General Campground Use Regulations:
    1. Quiet hours are 10:00 p.m. to 7:00 a.m. Gas powered generators may not be used during quiet hours.
    2. Only members of registered camping parties are allowed in the campground between the hours of 10:00 p.m. and 7:00 a.m.
    3. Lewd, vulgar, boisterous, unnecessarily loud behavior, disorderly conduct, littering, unauthorized selling or destructive acts and tampering with County property is strictly prohibited.
    4. The removal of trees or wood products including, but not limited to, branches, tree tops, logging residue, firewood, pulpwood, boltwood or sawlogs from campgrounds owned by Oneida County is prohibited unless the individual or group removing said wood products holds a valid written permit to do so that has been issued by the County Forest Director.
    5. The washing of cars, persons, pets, cooking utensils or clothing is prohibited within fifty-feet of any water pump, water fountain, or drinking water outlet within Campgrounds.
    6. The cleaning and/or field dressing of fish and game is prohibited within Campgrounds.
    7. No sewer or grey water waste shall be permitted to drain to the ground surface. Said waste must be disposed of at a licensed disposal facility.
    8. Picnicking in campgrounds is prohibited except for registered camping parties and their guests.
    9. With the exception of edible fruits, nuts, wild mushrooms and wild asparagus for personal consumption, no person may destroy, molest, deface, remove or attempt to remove any living natural vegetative growth from campgrounds.
    10. Registered campers and their guests are required to deposit all refuse and recyclable waste material they generated while staying at an Oneida County campground in receptacles designated for said materials, prior to their final departure from the campground.
    11. Only refuse and recyclables generated by registered campers and their guests, during the course of their stay at a campground managed by the Oneida County Forestry Department, may be deposited in the designated waste and

recyclable receptacles provided in the campground.

12. Screws, nails, lag screws, screw steps, spikes, or other similar devices are prohibited for use in trees on Oneida County Forest land and within Oneida County Forest Campgrounds.

13. No person shall ride a horse, or have a horse in any County owned campground.

(b) Campfires and Firewood Regulations:

1. To reduce the risks of introducing harmful non-native invasive species, no firewood may be brought into the Oneida County Forest, including recreational areas and campgrounds, from outside Oneida County.

2. Registered campers staying at a designated County owned campground may collect dead and down woody material located within said campground for use as firewood during their registered stay at the campground. No limbs, branches or bark may be taken from standing trees, nor shall any standing trees be felled.

3. No person shall start, tend or maintain any fire except only in designated fireplaces, fire-rings, or grills in any County owned campground.

4. The removal of trees or wood products including, but not limited to, branches, tree tops, logging residue, firewood, pulpwood, boltwood or sawlogs from County owned campgrounds is prohibited unless the individual or group removing said wood products holds a valid written permit to do so that has been issued by the County Forest Director.

5. No person shall leave any fire unattended at designated fireplaces, fire-rings, or grills or throw away any matches, cigarettes, cigars, pipe ashes or any embers without extinguishing them, and then only in the proper receptacle.

6. During periods of elevated fire danger, further fire restrictions may be imposed. In the event further fire restrictions are imposed, a notice will be posted at the campground registration station.

(c) Campground Pet Regulations:

1. The number of pets, as defined, that a registered camping party may bring into a campground is limited to a maximum of 2.

2. Pets must be kept on a leash not exceeding eight feet in length.

3. Excessive noise created by pets will be considered a nuisance and the owner of said pets may be subject to expulsion from the campground without refund and may be given citation.

4. It is unlawful for any person to allow their pet to run, roam, or walk at large at any time.

5. Pets must be attended by and be under the control of a member of the registered camping party to which the pet belongs at all times.

6. While within an Oneida County Forest Campground, all pet fecal droppings must be cleaned up immediately by a member of the registered camping party to whom the pet belongs, and disposed of in the trash receptacle.

7. Pets are prohibited from entering any building except working dogs such as seeing-eye dogs.

8. Pets are prohibited from being on the concrete pads surrounding water pumps.

(d) Firearm, Fireworks, And Pyrotechnic Device Regulations

1. No person shall fire, discharge, explode, or set off fireworks, pyrotechnic device, or any other explosive material within campgrounds.

2. Within campgrounds located on Oneida County Forest land, it is unlawful for any person to have in his or her possession or under his or her control any firearm or air gun as defined in § 939.22(2), Wis. Stats., unless it is unloaded and enclosed in a carrying case, or any bow, crossbow or slingshot, unless it is unstrung and/or enclosed in a carrying case.

(e) Hunting and Trapping Regulations:

1. It is unlawful for any person to take, catch, kill, hunt, trap, pursue, or otherwise capture any wild animals or birds within the boundary of any campground.

2. It is unlawful to feed or bait any wild animals within the boundary of a campground.

(f) Vehicle Operation, Parking, and Road Use Regulations within County Forest Campgrounds are as follows:

1. It is unlawful for any person to park, stop, or leave standing whether attended or unattended, any vehicle in a manner which is blocking, obstructing or limiting the use of any campground road, trail, sidewalk, formally designated parking area, or contrary to posted notice.

2. No person shall operate any vehicle at a speed in excess of 10 miles per hour or contrary to official traffic signs within any campground.

3. No person shall operate any motor vehicle in a reckless or dangerous manner or contrary to any federal or state law or any County ordinance.

4. ATV and UTV use is restricted to parking areas, graveled portions of camp sites, the designated, signed ATV/UTV trail and the graveled campground road except where signed closed to ATVs and UTVs.

5. No vehicles may be parked within the campground except those owned, leased or rented by members of registered camping parties between the hours of 10:00 p.m. and 7:00 a.m.

(5) Dispersed Camping Regulations: The following regulations pertain to remote camping on Oneida County Forest property:

a. A permit issued by the Department is required to camp outside of designated campgrounds. This permit is available from the Forestry Office. The fee for such permit shall be determined by the Committee.

b. Permit is valid for a maximum of 14 consecutive days as shown on the permit.

c. The permit must be obtained prior to setting up a camping unit and must be displayed on the camping unit in such a manner that it is visible and readable from outside the camping unit.

d. Camping shelter must be occupied daily and may not be vacated overnight or stored at the site.



- e. Each camping unit must obtain a permit and no more than three camping units are allowed in one group.
  - f. Permits are available only for those persons who are 18 years old or older.
  - g. Camping unit must be set up outside the right-of-way of any public road. Camping units or vehicles may not block travel on any road or trail.
  - h. No camping within ¼ mile of any designated Oneida County Forest Campground. No camping within any designated park, recreation areas or at boat landings.
  - i. No camping within 50 feet of any waterbody, ATV/UTV, snowmobile, ski, bike, snowshoe or hiking trail while such trail is open for its intended use.
  - j. No camping allowed within the boundaries of an active timber sale.
  - k. Damage to vegetation or landforms is prohibited except to build an adequate fire ring. Driving of screws, nails, bolts or the like into trees is prohibited.
  - l. Campfires are allowed but must follow all applicable county, town or state regulations. A three foot wide bare mineral soil break around the fire is required when ground is not snow covered.
  - m. Only dead down trees may be collected for firewood. No standing trees or brush, alive or dead may be cut. No firewood may be brought onto the County Forest from outside Oneida County. No firewood may be removed from County Forest property without first obtaining a firewood permit.
  - n. Fires must be completely out and cold to the touch when not attended. Permittee will be held responsible for any fire started by them that becomes uncontrollable or causes any damage. Fires may be prohibited during elevated fire danger. Contact the Forestry Department or Wis. DNR for current fire danger.
  - o. The use of fireworks is prohibited on County forest land.
  - p. Campsite must be clear of all debris/litter upon vacating the site. All material brought in must be carried out and properly disposed of.
  - q. All human waste must be buried a minimum of 6-8 inches deep and a minimum of 50' from any road or trail and 200 feet from any water body. Please pack out all toilet paper and feminine hygiene products.
  - r. Any camping unit that has a septic holding tank must empty septic at an approved dumping facility. No holding tank contents may be dumped on the ground or in any waterbody.
  - s. Campsite must be returned to as near a natural condition as possible upon vacating site.
- This permit may be revoked by verbal or written notice for any violation of the terms of the permit or any county, state or federal law or regulation. No refund will be given.

(6) Evictions. Any person or persons may be evicted from the campground or from a dispersed campsite for violation of any State Law, Federal Law, Oneida County Ordinance or Campground Regulation. The period of time for which a person may be expelled is 48 hours, or for the period of their camping permit, whichever is longer. No evicted person may return to the property before the eviction period has elapsed. Persons evicted are not eligible for refund of any unused camping fees.

#### Article IV Enforcement and Penalties

##### § 14.20 Enforcement and Penalties.

- (1) Criminal Action. Whenever an arrest has been made for unlawful cutting on land owned by the County or on which the County holds a tax certificate, the District Attorney shall take appropriate action under Ch. 26, Wis. Stats.
- (2) Seizure. Whenever forest products are found, known to have been unlawfully severed or removed from County lands, the Sheriff shall on satisfactory evidence seize such materials pursuant to § 26.06, Wis. Stats., for use by the County or sale as the Committee may determine.
- (3) Civil Action. Whenever the Corporation Counsel has evidence of unlawful cutting on County lands, Counsel shall, on recommendation of the Committee, bring suit to recover damages as provided by § 26.09, Wis. Stats. Similarly, civil suit shall be brought against parties responsible for forest fire damage under § 26.21, Wis. Stats.
- (4) Citation or Summons. Any person to whom a citation or summons has been issued for a violation of this subsection, except Paragraph (b), may enter into a stipulation of no contest with the County by posting the appropriate sum with the Clerk of Court within 48 hours after the issuance of such summons or citation. Violators of this subsection who do not timely post such sum as a forfeiture shall be required to appear at the next regular session of the court for the setting of a trial date.
- (5) Cooperation. The Committee and its appointed administrative agent shall secure information and seek the cooperation of State, County, and Town officers in securing information required for legal action.
- (6) Penalties. Except as otherwise provided herein, any person violating any provision of this Chapter or the rules and regulations promulgated by the Committee shall be subject to a penalty under § 25.04 of this General Code.

**Approved for presentation to the County Board by the Forestry, Land & Recreation Committee this 7<sup>th</sup> day of April, 2021.**

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

**Resolution # 59 – 2021/Ordinance Amendment # 5 – 2020:** Offered by the Supervisors of the Planning and Development Committee amending Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance – to update requirements regarding campers and definitions.

**Resolution to update requirements regarding campers and 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 #5-2020, which was filed January 12, 2021 (copy attached) to amend Section 9.32, Section 9.33 and Article 10 Definitions 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 February 17, 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**, recreational vehicles are being placed on private property and being used more like a permanent dwelling than a seasonal recreational vehicle; and

**WHEREAS**, multiple recreational vehicles are being placed on private property both on water and off water and because they are not considered a dwelling unit do not have to comply with density requirements specified by Chapter 9, The Oneida County Zoning and Shoreland Protection Ordinance; and

**WHEREAS**, the proposed language would require a permit and mandate compliance with the minimum lot area and dimensional requirements as specified in Appendix A of the Oneida County Zoning and Shoreland Protection Ordinance if used as a dwelling for five (5) consecutive days or greater; and

**WHEREAS**, the proposed language would not apply to recreational vehicle(s) being stored on the property, not hooked up to electricity or water and not being used as a dwelling or storage; and

**WHEREAS**, all towns in Oneida County were notified of the changes, some towns opposed the change, a majority supported the changes; and

**WHEREAS**, no one testified in support or against the proposal at the public hearing; 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]:

**9.32 ZONING PERMIT REQUIREMENT (8-2015,15-2017)**

A zoning permit shall be obtained before:

- A. A structure is built, erected, placed, enlarged, altered or moved.
- B. A structure is structurally altered so as to change its use or increase the square footage of its floor area or vertical surface area.
- C. A structure is repaired when 50% or more of a structure's CEAV has been damaged or destroyed by fire or other catastrophic cause.
- D. The construction, reconstruction, expansion, replacement or relocation of any impervious surface on a riparian lot or parcel and any non-riparian lot or parcel that is located entirely within 300 feet of the ordinary high water mark of any navigable waterway.
- E. The use of a structure or property is changed.
- F. A recreational vehicle is used as a dwelling for more than five (5) consecutive days unless exempt under 9.33(F).
  1. The placement of a recreational vehicle, camping trailer, motor home or park model on a parcel must comply with applicable setbacks, the minimum lot area and dimensional requirements for uses and zoning districts in Appendix A.
  2. Obtain a sanitary permit for a private on-site waste water treatment system if the recreational vehicle is provided a connection to potable water and/or electric.
  3. Obtain a nonplumbing sanitary system permit if not connected to water and/or electric.

**9.33 EXCEPTIONS TO ZONING PERMIT REQUIREMENT**

(Letters A-E to remain unchanged)

F. ~~Recreational Vehicle/Camping Tent~~ Recreational Vehicle.

The placement of a recreational vehicle, camping trailer, motor home or park model on a parcel shall comply with applicable setbacks, the minimum lot area and dimensional requirements for uses and zoning districts in Appendix A if used as a dwelling, unless the recreational vehicle is being used in conformity with section 9.33 (F)(3).

A zoning permit shall not be required and the dimensional requirements for uses and zoning districts in Appendix A do not apply for the placement of one recreational vehicle on a parcel property, provided any of the following apply:

1. The recreational vehicle is being stored on the property, is not hooked up to electricity or water and is not being used as a dwelling or storage.
2. The recreational vehicle or camping tent is used on the owner's property for a period not to exceed two years while a permanent dwelling is under construction, provided that a zoning permit has been granted for the dwelling unit under construction and a notation was placed on the application for permit that a recreational vehicle is going to be used. Provisions of 13.24 of the Oneida County Private Onsite Wastewater Treatment System Ordinance (POWTS) applies.
3. The recreational vehicle is placed in a campground or recreational vehicle park in accordance with section 9.53 of this ordinance.

**Proposed definitions:** to be added to Article 10 – Definitions.

**Park model trailer:** A recreational vehicle that is transportable and primarily designed for long-term or permanent placement at a destination where an RV or mobile home is allowed. When set up, a park model is connected to utilities necessary to operate home-style fixtures and appliances.

**Park model homes:** Also known as recreational park trailer is built on a single chassis mounted on wheels. They are no larger than 400 square feet and are built in compliance with ANSI housing standards. Park Model homes differ from "tiny homes or houses." Tiny homes or houses follow much more lenient housing standards.

**Tiny home:** A dwelling unit on a small scale that has a footprint of 400 square feet or less.

**Proposed changes to existing definitions:** Article 10 - Definitions

**Campground:** An area of land so arranged and improved to provide the necessary facilities to accommodate overnight primitive ~~camping for more than two (2) camping tents, and~~ recreational vehicles, camping trailers, motor homes or park models.

**Dwelling:** A detached structure or part thereof designed or used as a residence or sleeping place and includes a manufactured home, recreational vehicle, camping trailer, motor home, park model trailer, park model home or tiny home. but does not include boarding or lodging houses, motels, hotels or tents. ~~or tourist cabins.~~

**Recreational Vehicle Parks:** An area of land so arranged and improved to provide the necessary facilities to accommodate overnight primitive ~~camping for more than two (2) camping tents, and~~ recreational vehicles, camping trailers, motor homes or park models.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #5-2020 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 5<sup>th</sup> day of May, 2021.**

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

- Appointments to Committees, Commissions and other Organizations:
  - Appoint Alex Hegeman to the Local Emergency Planning Committee.

*Supervisor Liebert requested that Resolution # 56 – 2021 and # 58 - 2021 be pulled from the Consent Agenda.*

**Motion/Second: Sorensen /Kelly** to accept the Consent Agenda as presented.

**Roll Call Vote:** 20 Aye, 1 Absent, Fried

**Consent Agenda:** Adopted

**Motion/Second: Winkler/Scheier** to move Resolutions # 56 - 2021 and # 58 - 2021 to be placed after resolution # 60 - 2021.

**Roll Call Vote:** 20 Aye; 1 Absent, Fried

**Motion:** Adopted

#### **CONSIDERATION OF RESOLUTIONS & ORDINANCES:**

**Resolution # 60 – 2021:** Resolution offered by the Forestry, Land and Recreation Committee to direct the Forestry Director to submit an application to the DNR to withdraw part of Townline Park from County Forest Special Use.

**Resolution to Apply for Withdrawal of part of Townline Park from County Forest.**

**Resolution approved for presentation to the Oneida County Board by the Supervisors of the Forestry, Land and Recreation Committee to direct the Forestry Director to submit application to DNR to withdraw part of Townline Park from County Forest Special Use.**

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

**WHEREAS**, the opportunity for Oneida County to purchase a large, 231 acre tract of land known as the Gillette/Wickham property, with two undeveloped lakes arose in 2017; and

**WHEREAS**, the purchase of this tract was deemed to be in the best interest of the County and its citizens; and

**WHEREAS**, the usage of Townline Park has declined over the years and it was agreed that selling a part of this property would be appropriate to help offset costs associated with the purchase of the Gillette/Wickham property; and

**WHEREAS**, at the August 2<sup>nd</sup>, 2017 meeting of the Forestry, Land and Recreation Committee, the committee approved a motion to begin the process to sell a part of Townline Park and use the proceeds toward the purchase of the Gillette/Wickham property; and

**WHEREAS**, an approximately 8.4 acre part of this property along with a 50 foot wide access right of way, as depicted on Exhibit A attached to this resolution, has been identified as the parcel most advantageous to sell; and

**WHEREAS**, via passage resolution #108-2017 dated December 19, 2017 by a 17 aye and 4 nay vote, the Oneida County Board of Supervisors agreed to proceed with purchasing the Gillette/Wickham property. An attachment to this resolution included a financial statement showing \$143,000 from the sale of part of Townline Park to be used to offset costs of this purchase; and

**NOW, THEREFORE, BE IT RESOLVED THAT:** The Forestry, Land, and Recreation Committee directs the Forestry Director submit an application to the Wisconsin Department of Natural Resources (DNR) to withdraw this 8.4 acre parcel along with the 50 foot wide access right of way from County Forest Special Use designation; and

**BE IT FURTHER RESOLVED**, upon the DNR approving the above described withdrawal application and the transfer of any recreational encumbrances on said lot, the county shall offer for sale by sealed bid, to the general public this parcel and access right of way. The minimum sale price for the subject parcel shall be set by appraisal conducted by a Real Estate Appraiser licensed to do business in the State of Wisconsin; and

**BE IT FURTHER RESOLVED**, the proceeds from the sale of this property shall be returned to the General Fund of Oneida County to partially offset the costs Oneida County incurred in the purchase of the Gillette/Wickham property.

**Approved for presentation to the County Board by the Forestry, Land & Recreation Committee this 5<sup>th</sup> day of May, 2021.**

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

- Presentation by the Friends of Townline Lake Park – David Walters, chairman of Friends of Town Like Lake Park went over the Mission and Vision of the organization. Walters stated that they circulated a petition and obtained 1700 signatures in support of the park. Walters stated there are many community members and civic organizations offering to help. Walters stated that a multi-year plan was created. Per Walters grant funding has been applied for. Walters stated there are obstacles to selling the park such as Federal and State encumbrances on the park.

**Discussion:** Mott stated that when the Gillette-Wickham property was bought the agreement was that a part of Townline Park was to be sold. Mott stated that at that time there was no opposition. Per Mott if this falls through it can be sold at that time, but they should be given a chance. Holewinski stated that there was no opposition at that time and the sale of the park was part of the purchase agreement of Gillette-Wickham. Holewinski stated that this money needs to be made up; a lot of things that were promised in that deal have not been done. Per Holewinski the grants received were less than promised, the sale of the park has not been completed and the stumpage has not been completed. Holewinski stated that there needs to be a plan and there are other parcels that can be sold. Holewinski stated that the money needs to be made up; a lot of things promised in that deal have not been done. Per Holewinski the Forestry committee needs to find the money that was promised.

**Motion/Second: Sorensen/Kelly** to end the debate on Resolution # 60 - 2021.

**Roll Call Vote on Motion:** 16 Aye; 4 Nay, Liebert, Roach, Timmons, Holewinski; 1 Absent, Fried

**Motion:** Adopted

**Roll Call Vote on Resolution # 60 – 2021:** 20 Aye; 1 Absent, Fried

**Resolution # 60 – 2021:** Adopted

*Cushing left at 12:25 p.m.*

**Resolution # 56 – 2021/Ordinance Amendment # 2 – 2021:** Offered by the Supervisors of the Planning and Development Committee recommending denial of rezone petition # 2 – 2021.

**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 #2-2021 (copy attached), which was filed January 7, 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 April 7, 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 #15 Rural Residential to District #4 Residential and Farming on property described as SW NW, Section 27, T37N, R10E, Town of Stella, Oneida County, Wisconsin.

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

**WHEREAS**, the Town of Stella adopted a comprehensive land use plan in 2005 and designated the property in question to be kept as Rural Residential; and

**WHEREAS**, the Town of Stella unanimously denied the request (copy attached) and;

**WHEREAS**, at the public hearing the town affirmed their denial of the rezone petition, individuals testified for and against the rezone petition; and

**WHEREAS**, the Planning and Development Committee, being fully informed of the facts and after full consideration of the matter, made the following findings and recommendation, which the Oneida County Board of Supervisors has determined are reasonable. The Committee concluded the following:

1. The Committee believes in local control and respected the decision of the Town of Stella and felt they could not vote against the decision of the Town of Stella and is not in favor of the rezone request.

**THEREFORE BE IT RESOLVED**, that the Oneida County Board of Supervisors accepts the foregoing as the Planning and Development Committee's report recommending denial of rezone petition # 2-2021.

**BE IT FURTHER RESOLVED**, by the Oneida County Board of Supervisors that Rezone Petition #2-2021 is hereby DENIED.

The County Clerk shall, within seven (7) days after denial of Rezone Petition # 2-2021 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Stella Town Clerk.

**Approved for presentation to the County Board by the Planning and Development Committee this 21<sup>st</sup> day of April, 2021.**

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

**Discussion:** Liebert stated that the majority of landowners supported the rezone, he questioned why the Resolution is to deny it. Holewinski stated that there is a State Statute that if the County passes a rezone the town has 30 days to approve or deny. Jennrich stated that the individual property owner requested a rezone. Per Jennrich the neighboring properties were in agreement with the rezone petition, the town of Stella was against it. Bob Goodin supervisor of the town of Stella stated that a nonresident cleared a lot on highway C and did not get a permit for a driveway from the County Highway Department or fire number from the Town of Stella. Goodin stated that Planning and Zoning was contacted when it was determined that he wanted to start a business and there was no building permit issued to determine if it was zoned properly. Goodin also stated that a Conditional Use Permit was not obtained. Per Goodin there was a public hearing at the town hall and it was voted unanimously to deny it. Goodin stated that the residents that signed the petition did not live on Highway C and were not adjoining neighbors to this property. Goodin stated that the adjoining neighbors were against it.

**Roll Call Vote on Resolution # 56 – 2021/Ordinance Amendment # 2 – 2021:** 19 Aye; 2 Absent, Fried, Cushing  
**Resolution # 56 – 2021/Ordinance Amendment # 2 – 2021:** Adopted

**Resolution # 58 – 2021:** Offered by the Supervisors of the Board of Health to express thanks and gratitude to Grace Foursquare Church.

**Resolution of Thanks and Gratitude to Grace Foursquare Church.**

**Resolution approved for presentation to the Oneida County Board by the Supervisors of the Board of Health.**

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

**WHEREAS**, in a time of unprecedented economic and civil distress due to the spread of COVID 19; and,

**WHEREAS**, the County of Oneida, in the State of Wisconsin wishes to express its thankfulness for all the assistance and aid rendered to its citizens through the generous use of Grace Foursquare's gymnasium and property; and,

**WHEREAS**, the Health Department Staff knows that no amount of words can truly express the depth of our thankfulness for the continuing use of said facility and the inconvenience during this crisis; and,

**THEREFORE BE IT RESOLVED** that the good people of Oneida, through their elected representatives, express their profound thanks and gratitude to our friends and neighbors of Grace Foursquare.

**BE IT FURTHER RESOLVED** that the Oneida County Board of Supervisors further expresses its profound thanks to each and every member of Grace Foursquare in our time of desperate need, and whose kindness has served to restore in part

our sense of security and faith in our community.

**Offered and passage moved by: Tom Kelly, Steven Schreier, Billy Fried, Ryan Zietlow, Ann Ovsak.**

**Discussion:** Liebert stated that he wanted to pull this from the Consent Agenda to show appreciation and give thanks to that organization.

**Roll Call Vote on Resolution # 58 – 2021:** 19 Aye; 2 Absent, Fried, Cushing

**Resolution # 58 – 2021:** Adopted

**OTHER BUSINESS:**

**Closed Session** - It is anticipated that the County Board may meet in closed session pursuant to Wisconsin Statutes Section 19.85 (1)(e) 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. Topic: Potential Sale of Parcels off Air Park RD being part of Certified Survey Map # 5001 in GL 1 (NE-NE) Section 11 and GL 11 (SE-SE) Section 2, Township 36 North, Range 8 East, City of Rhinelander, Parcel numbers RH-9011-0106 & RH-9011-0102. A roll call vote will be taken to go into closed session and it is anticipated that the County Board will return to open session by roll call vote to consider the remainder of the meeting agenda.

Announcement of action taken in closed session, or take action based on closed session (NOTE: If the announcement of action taken in closed session would compromise the need for the closed session, the action taken will not be announced. Any action taken in closed session may be announced when the need for the closed session has passed).

**Motion/Second: VanRaalte/Sorensen** to go into Closed Session at 12:39 p.m.

**Roll Call Vote:** All Aye

*Oettinger left at 12:39 a.m.*

**Motion/Second: Sorensen/Winkler** to return to Open Session at 12:49 p.m.

**Roll Call Vote:** All Aye

**Announcement:** Chairman Hintz announced that while in closed session a motion was made, seconded and passed to proceed with the sale of the subject property and WPS with some contingencies in the contract.

**NEXT MEETING DATE AND TIME** June 15, 2021 @ 9:30 a.m.

Unless a motion is made to change the starting time.

**ADJOURNMENT:**

Chairman Hintz adjourned the meeting at 12:50 p.m.

