AGENDA
Notice of Regular Meeting
Oneida County Board of Supervisors
Tuesday, October 20th, 2026 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse
Streaming: https://www.youtube.com/@oneidacountyboardwi/streams
Streaming is being offered as a convenience to view this meeting. Remote participation is not allowed
If streaming functionality drops, the meeting will continue in-person at the location listed above.

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1. CALL TO ORDER
There will be a brief moment of silence for our troops, law enforcement officers and emergency responders followed by a prayer/invocation and the Pledge of Allegiance.

2. ROLL CALL

3. ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS
- Please use a microphone when speaking

4. ACCEPT THE MINUTES OF THE SEPTEMBER 15TH, 2026 MEETING

5. REPORTS/PRESENTATIONS
- Verizon/Frontier Service Discussion
- 2025 Annual Financial Report
- Kathan Lake District Petition

6. PUBLIC COMMENT (time limit of three minutes)
- Sign attendance form at the podium

7. CONSENT AGENDA

Resolution # 60 – 2026: Offered by the Supervisors of the Aging and Disability Resource Center Committee to Accept a Donation from Greg Stoever.

Resolution # 61 – 2026: Offered by the Supervisors of the Land Records Committee to Convey Excess County Lands part of MI-1628-5 to Braden J. Hartzheim and Stephanie L. Hartzheim.

Resolution # 62 – 2026: Offered by the Supervisors of the Land Records Committee to Convey Tax Foreclosed County Property CA-163-8 to Ronald W. Collins.

Resolution # 63 – 2026: Offered by the Supervisors of the Forestry, Land and Recreation Committee to Update and Existing Access License to Grant Todd and Renee Seidel Access Across County Lands in the Town of Cassian.

Resolution # 64 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Clean Boats, Clean Waters Grant.

Resolution # 65 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Lake Monitoring and Protection Network Grant.

Resolution # 66 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Surface Water Education Grant.

Resolution # 67 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Surface Water Restoration Grant – Town of Stella Stream Crossing.

Resolution # 68 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Surface Water Restoration Grant – Town of Newbold Stream Crossing.

Resolution # 69 – 2026: Offered by the Supervisors of the Conservation and UW-Extension Education Committee to approve the County Conservationist to Apply for a WDNR Surface Water Restoration Grant – Town of Crescent Stream Crossing.

Resolution # 70 – 2026 / Rezone Petition # 12 – 2025: Offered by the Supervisors of the Planning and Development Committee to Rezone Land from District #1-B Forestry to District #04 Residential and Farming on property described as SE NE, SW NE, SE NW, SW NW, Section 5 and SE NE, Section 6, T37N, R6E, PINs CA-63, CA-64, CA-67, CA-68 and CA-80, Town of Cassian.

Resolution # 71 – 2026 / Rezone Petition # 13 – 2026: Offered by the Supervisors of the Planning and Development Committee to Rezone Land from District #02 Family Residential to District #04 Residential and

Farming on property described as NW NE, Section 35, T37N, R8E, PIN NE-387 and part of PIN NE-370-1, Town of Newbold.

Resolution # 72 – 2026 / Ordinance Amendment # 05 – 2026: Offered by the Supervisors of the Conservation and UW-EX Education Committee to amend Chapter 2, Article II, Committees, Boards and Commissions Section 2.30 Committees of the General Code of Oneida County.

- Appointments to Committees, Commissions and other Organizations:
  - Re-Appoint Eileen Persike to the Wisconsin Valley Library Service for a 3-year term to expire in December 2029.
  - Appoint Patty Wallesverd to the Wisconsin Valley Library Service for the remainder of a 3-year term to expire in December 2028.

8. CONSIDERATION OF RESOLUTIONS & ORDINANCES

Resolution # 73 – 2026: Offered by Supervisor Billy Fried to Oppose the discontinuance of Copper-Based Telephone Service in Oneida County without Reliable Replacement Service.

Resolution # 74 – 2026: Offered by the Supervisors of the Forestry, Land and Recreation Committee to Apply for a County Forest Project Loan.

Resolution # 75 – 2026 / Ordinance Amendment # 13 – 2022: Offered by the Supervisors of the Planning and Development Committee to Amend Chapter 9, Article 1, Section 9.11, Article 3, Sections 9.32 & 9.33, Article 5, Sections 9.50 & 9.52, Article 9, Sections 9.90, 9.91, 9.92, 9.93, 9.94, 9.95, 9.97, & 9.99 Shoreland Protection, Appendixes C-Q and Article 10 Definitions of the Oneida County Zoning and Shoreland Protection Ordinance.

9. CLOSED SESSION: It is anticipated that a motion will be made, seconded and approved by roll call vote to enter into closed session pursuant to Section § 19.85(1) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Topic: Bug Tussel). 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).

10. NEXT MEETING DATE AND TIME November 10th, 2026 @ 9:30 a.m.
Unless a motion is made to change the starting time.

11. ADJOURN

***"NOTICE":** If you wish to reserve your public comment until such time as the agenda item is before the Board for debate, pursuant to County Board Ordinance 2.06(2) you must convey your request to your supervisor, setting forth the nature of the address which shall be confined to the question under debate. The supervisor on the nonmember's behalf will present the request to the Chair to approve the request."

Notice of posting
Time: 3:00 p.m. Date: 10/15//2026 Place: Courthouse Bulletin Board

Scott Holewinski, County Board Chair, Oneida County Board of Supervisors – Tracy Hartman, County Clerk, posted notice. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6125.

News Media Notified by group e-mail: Time: 3:00 p.m. Date: 10/15/2026

Northwood's River News	Vilas News Review	WRJO Radio	Sunlight Report
Lakeland Times	WHDG Radio	WLSL-FM 93.7	
North Star Journal	WJFW TV	WPEG Radio	
Tomahawk Leader	WXPR Radio	WSAW TV	

GENERAL REQUIREMENTS:
1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

NOTICE REQUIREMENTS:
1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media

SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:
1. Concerning a case which was the subject of a Judicial or quasi-judicial trial before this governmental body. Sec. 19.85(1)(a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the

CLOSED SESSION RESTRICTIONS:
1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding

likely to give notice to the public.

MANNER OF NOTICE:
Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

TIME FOR NOTICE:
1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good-cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

EXEMPTIONS FOR COMMITTEES & SUBUNITS
Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

PROCEDURE FOR GOING INTO CLOSED SESSION:
1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b)
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c)
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d)
5. 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. Sec. 19.85(1)(e)
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1) (f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g)
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h)

PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT

officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1) (f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

BALLOTS, VOTES AND RECORDS:
1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

USE OF RECORDING EQUIPMENT:
The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

LEGAL INTERPRETATION:
1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

PENALTY:
Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than $25.00 nor more than $300.00 for each violation.

Prepared by Oneida County Corporation Counsel Office - 5/16/96

Agenda

MINUTES
Oneida County Board of Supervisors
Tuesday, September 15th, 2026 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse

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CALL TO ORDER:
First Vice Chairman Fisher 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. Prayer was offered by Supervisor Jensen.

Members Present: Collette Sorgel, Sandy Hamburg, Kyle Timmons, Robert Briggs, Debbie Condado, Dan Hess, Russ Fisher, Billy Fried, Ted Cushing, Robb Jensen, Michael Tautges, Lenore Lopez, Chris Schultz, Bob Almekinder, Andrea Sheppard, Mary Roth Burns, Kyle Kilbourn, Matthew Campbell and Linnaea Newman.
Absent: Holewinski, Oettinger

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:

- Please use a microphone when speaking.

ACCEPT THE MINUTES OF THE AUGUST 18TH, 2026 MEETING:
Motion/Second: Sorgel/Cushing to accept the Minutes of the August 18, 2026 meeting. All "Aye"; Motion carried.

REPORTS/PRESENTATIONS:

- 2025 Planning and Zoning Annual Report – Planning and Zoning Director Jennrich presented his report for 2025. Jennrich noted that 2025 was the highest revenue-generating year historically. Jennrich went over the revenues, fees, permits, and divisions.

PUBLIC COMMENT (time limit of three minutes):

- Sign attendance form at the podium. Mike Jensen of Three Lakes spoke regarding potential zoning changes.

CONSENT AGENDA:
Resolution # 57 – 2026: Offered by the Supervisors of the Land Records Committee to Convey Excess County Land part of LT-566-4 to Kelly Kuehl Brown and Ed Brown.
Resolution to convey excess county lands to Brown.
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 NW ¼ - SW ¼ of Section 7, Township 38 North, Range 8 East, as recorded in the Register of Deeds, Volume 58 of Deeds on Page 123, Document # 118638, recorded on June 12th, 1944; and,
WHEREAS, a request has been made to Oneida County from the adjoining landowner(s) listed in Exhibit A requesting that a portion of said strip(s) of land described above and adjacent to River Rd. be conveyed to them as they are the present adjoining owner(s) of the land, and they have paid the $250.00 administrative fee to process this request; and,
WHEREAS, the Town of Lake Tomahawk has been notified of this request and the Land Records Committee recommends that the parcel(s) described in Exhibit A be conveyed to the adjoining

landowner(s), provided the Town of Lake Tomahawk does not have any objection to said conveyance; and,
THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby approves conveying the parcel(s) described in Exhibit A to the adjoining landowner(s), and authorizes the County Clerk, upon receipt of the $30 deed recording fee(s), to issue a quit claim deed conveying any interest the County has in the description(s) noted below in Exhibit A.

Approved for presentation to the County Board by the Land Records Committee this1st day of September, 2026.
Offered and passage moved by: Robert Briggs, Chris Schultz, Lenore Lopez, Kyle Timmons, Matthew Campbell

Resolution # 58 – 2026: Offered by the Supervisors of the Executive Committee to Eliminate the Evidence Technician/Property Room Manager Position and Create a Property Room Technician/Investigative Analyst Position.
Resolution to eliminate Evidence Technician/Property Room Manager Position and create Property Room Technician/Investigative Analyst Position.
Resolution approved for presentation to the Oneida County Board by the Supervisors of the Executive Committee.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Sheriff reported the Evidence Technician/Property Manager position is vacant; and,
WHEREAS, while the Evidence Technician/Property Room Manager position (Grade Level I) was vacant the Sheriff did an evaluation of his staff; and,
WHEREAS, the Sheriff determined the Sheriff's Office would be better served by a Property Room Technician/Investigative Analyst position (Grade Level H); and,
WHEREAS, the Sheriff recommended the elimination of the Evidence Technician/Property Room Manager position and the creation of the Property Room Technician/Investigative Analyst position to the Public Safety Committee; and,
WHEREAS, the Public Safety Committee agreed with the Sheriff's recommendation and forwarded the request to the Executive Committee for consideration; and,
WHEREAS, The Executive Committee agreed with the Public Safety Committee's recommendation and forward the request to the County Board for consideration.
THEREFORE, BE IT RESOLVED, by the County Board of Supervisors to eliminate the Evidence Technician/Property Room Manager position and create a Property Room Technician/Investigative Analyst position; and,
THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors that a fiscal impact statement, which is attached hereto and made apart thereof with monies, shall be included in the approved 2026 budget.

Approved for presentation to the County Board by the Executive Committee this 26 day of August, 2026.
Offered and passage moved by: Michael Tautges, Billy Fried, Scott Holewinski, Dan Hess, Russ Fisher

Resolution # 59 – 2026: Offered by the Supervisors of the Executive Committee to Eliminate Communications Lieutenant Position and Create Communications Sergeant Position.
Resolution to eliminate Communications Lieutenant Position and create Communications Sergeant Position.
Resolution approved for presentation to the Oneida County Board by the Supervisors of the Executive Committee.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Sheriff reported the Communications Lieutenant position is vacant; and,
WHEREAS, while the Communications Lieutenant position was vacant the Sheriff did an evaluation of the dispatch center structure/staff; and,
WHEREAS, the Sheriff determined the dispatch center would be better served by a Communications Sergeant position; and,
WHEREAS, the Sheriff recommended the elimination of the Communications Lieutenant position and the creation of a Communications Sergeant position to the Public Safety Committee; and,
WHEREAS, the Public Safety Committee agrees with the Sheriff's recommendation and forwarded the request to the Executive Committee for consideration; and,
WHEREAS, The Executive Committee agreed with the Public Safety Committee's recommendation and forward the request to the County Board for consideration.
THEREFORE, BE IT RESOLVED, by the County Board of Supervisors to eliminate the Communications Lieutenant position and create a Communications Sergeant position; and,
THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors that a fiscal impact statement, which is attached hereto and made apart thereof with monies, shall be included in the approved 2026 budget.

Approved for presentation to the County Board by the Executive Committee this 26 day of August, 2026.
Offered and passage moved by: Michael Tautges, Billy Fried, Scott Holewinski, Dan Hess, Russ Fisher

Motion/Second: Jensen/Cushing to approve the Consent Agenda as presented.
Roll Call Vote: 19 Aye, 2 Absent, Holewinski, Oettinger
Motion: Adopted

CLOSED SESSION: It is anticipated that a motion will be made, seconded and approved by roll call vote to enter into closed session pursuant to Section § 19.85(1) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Topic: Bug Tussel). 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: Newman/Hess to go into Closed Session at 9:55 a.m.
Roll Call Vote: 19 Aye; 2 Absent
Motion: Passes

Motion/Second: Cushing/Tautges to return to Open Session at 10:25 a.m.
Roll Call Vote: 19 Aye; 2 Absent
Motion: Passes

Announcement: First Vice Chairman Fisher announced that while in closed session no action was taken.

NEXT MEETING DATE AND TIME: October 20th, 2026 @ 9:30 a.m.
Unless a motion is made to change the starting time.

ADJOURNMENT:

First Vice Chairman Fisher adjourned the meeting at 10:25 a.m.

Agenda

RESOLUTION # 60 - 2026

Resolution to Accept Donation from Greg Stoever.
Resolution approved for presentation to the Oneida County Board by the Supervisors of the Aging and Disability Resource Center (ADRC) Committee.

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

WHEREAS, Wisconsin State Statue s 59.52(19) requires that the County Board approves all donations to the county; and

WHEREAS, Oneida County Resolution #37-2019 adopted the Oneida County Acceptance of Monetary, Non-Monetary and In-Kind Donation Policy; and

WHEREAS, The ADRC was notified on August 25th, 2026 that a donation totaling $3,000 will be made to the ADRC of Oneida County by Greg Stoever; and

WHEREAS, The donation requires the specific use of funds provided is for general use of the ADRC and

WHEREAS, The ADRC provides essential services to the adult, aging and disabled citizens of Oneida County and the donation would benefit the citizens of Oneida County; and

THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that Oneida County accepts the generous donation from Greg Stoever; and

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that the Oneida County ADRC Committee will approve use of any and all funds provided through this donation for use how the ADRC seems best fit.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 9/25/26

Approved for presentation to the County Board by the ADRC Committee this 22nd day of June, 2026

Consent Agenda Item: _____YES _____NO

Offered and passage moved by:

Patricia S Raske
Supervisor

Melanie Fralick
Supervisor

Sandy Hembury
Supervisor

Linnaea Neuman
Supervisor

Supervisor

Agenda

_____ Ayes

_____ Nays

_____ Absent

_____Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____ , 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Agenda

RESOLUTION # 61-2026

Resolution to convey excess county lands to Hartzheim.

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 - SW ¼ of Section 3, Township 39 North, Range 5 East, as recorded in the Register of Deeds, Volume 64 of Deeds on Page 136, Document # 106345, recorded on December 7th, 1939; and,

WHEREAS, a request has been made to Oneida County from the adjoining landowner(s) listed in Exhibit A requesting that a portion of said strip(s) of land described above and adjacent to Back Bay Rd, be conveyed to them as they are the present adjoining owner(s) of the land, and they have paid the $250.00 administrative fee to process this request; and,

WHEREAS, the Town of Minocqua has been notified of this request and the Land Records Committee recommends that the parcel(s) described in Exhibit A be conveyed to the adjoining landowner(s), provided the Town of Minocqua does not have any objection to said conveyance; and,

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

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/15/26

Approved for presentation to the County Board by the Land Records Committee this 6th day of October, 2026.

Consent Agenda Item: X YES _____NO

Fiscal Impact

☐ Included in Resolution

☐ Attached

☑ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor Robert Briggs	☒	☐	☐
Supervisor Chris Schultz	☒	☐	☐

Agenda

Supervisor Lenore Lopez ☒ ☐ ☐

Supervisor Kyle Timmons ☒ ☐ ☐

Supervisor Matthew Campbell ☒ ☐ ☐

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this 20th day October , 2026.

_____ Defeated

Tracy Hartman, County Clerk

Scott Holewinski, County Board Chair

Exhibit A

Part of MI-1628-5

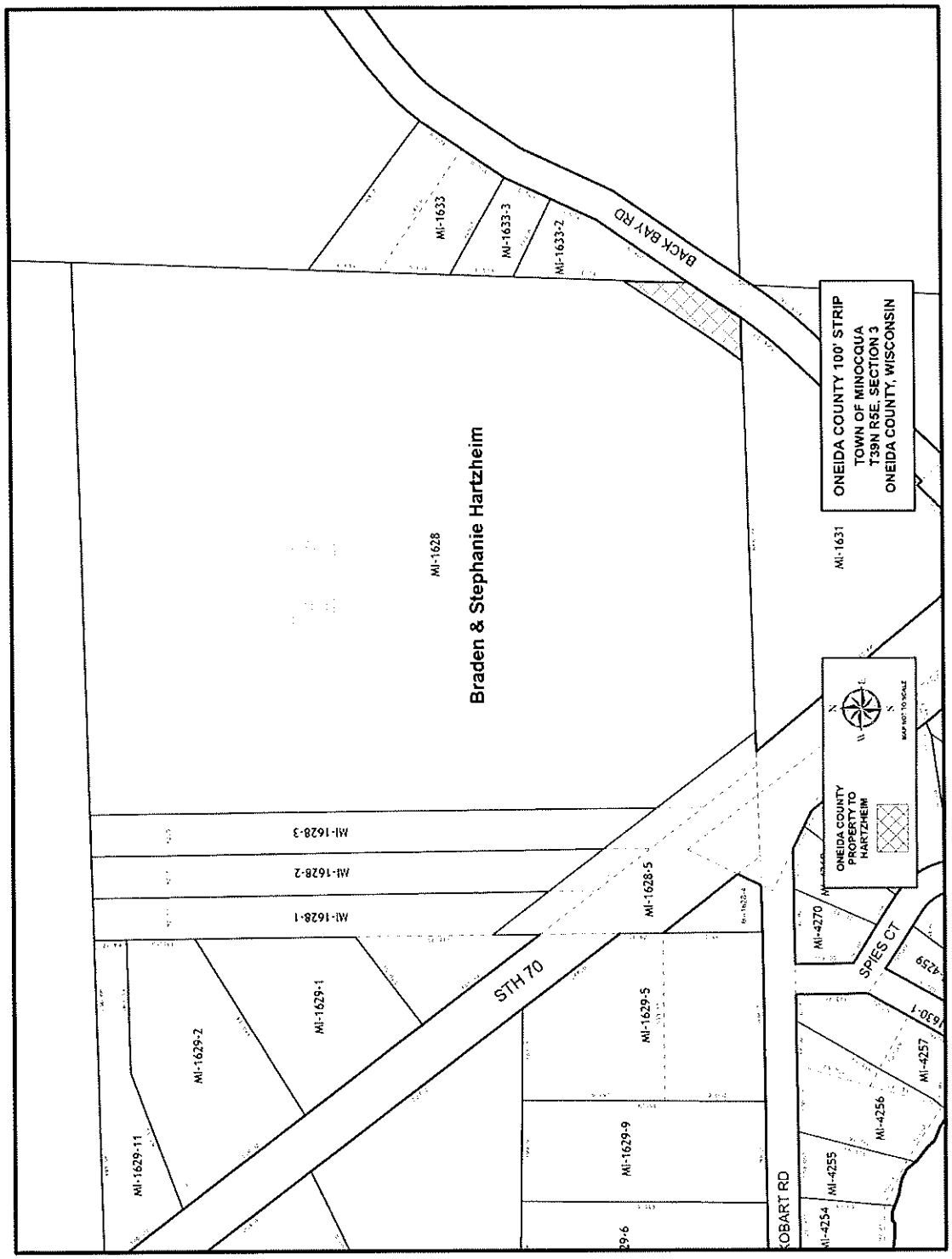
To: **Braden J. Hartzheim and Stephanie L. Hartzheim, husband and wife as survivorship marital property**, 11796 STH 70, Minocqua, WI 54548.

Being all those lands of a 200' wide strip owned by Oneida County as retained in Volume 64 of Deeds on Page 136, Document # 106345 located in the NE ¼ -SW ¼ of Section 3, Township 39 North, Range 5 East; all those lands that lie Northwest of a line that is 33' Northwest of and parallel to the center line of Back Bay Rd. now laid out, being in Oneida County, Wisconsin.

This strip of land is to be attached to those lands to the Northwest (Parcel Number MI-1628), and are not to be transferred separately unless complying with Oneida County Subdivision Ordinance.

Subject to easements, utilities or access of record or in use by others on or across said lands.

See next page for Map


BACK BAY RD
MI-1633
MI-1633-3
MI-1633-2
Braden & Stephanie Hartzheim
MI-1628
MI-1631
ONEIDA COUNTY 100' STRIP
TOWN OF MINOCQUA
T39N R5E, SECTION 3
ONEIDA COUNTY, WISCONSIN
ONEIDA COUNTY
PROPERTY TO
HARTZHEIM
MI-1628-3
MI-1628-2
MI-1628-1
MI-1628-5
MI-1629-1
MI-1629-2
MI-1629-11
MI-1629-5
MI-1629-9
STH 70
SPIES CT
MI-4270
MI-4257
MI-4256
MI-4255
MI-4254
KOBART RD

Agenda

RESOLUTION # 62 - 2026

Resolution to convey tax foreclosed county real estate to Ronald Collins.

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, the tax foreclosed real estate in Judgement Document Number 874792 recorded on September 2nd, 2026 in the Register of Deeds office, listed and identified as CA-163-8 in Exhibit B listed below has been offered for direct sale and has followed the procedures required in Wisconsin State Statutes Chapter 75 Right of Former Owner to Repurchase and Chapter 18 Preference to Former Owner of the General Code of Oneida County, WI; and,

WHEREAS, Oneida County was awarded title to tax parcel of CA-163-8 on August 10th, 2026, due to non-payment of Real Estate taxes, by prior owner Ronald Collins. Ronald Collins has declared his Preference to Former Owner interest in purchasing this parcel back from Oneida County; as following Wisconsin State Statutes and General Code of Oneida County, for the amount owed in taxes, plus any costs and expenses incurred since August 10th, 2026; and,

WHEREAS, Ronald Collins was provided a letter from the Land Information Office. This letter, provided here as Exhibit A, provides the timeline, instructions, and approximate cost required for Ronald Collins to purchase the property back.

WHEREAS, General Code of Oneida County chapter 18 requires that the former owner must pay back all owed taxes, plus any costs and expenses to the County before the first advertisement for public sale of the property which would be November 16, 2026, published in the legal section of The Northwoods River News; and,

WHEREAS, the Land Records Committee has determined that the requirements to sell the property directly to Ronald Collins, the former owner of parcel as mentioned above, have been met in full; and,

THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby approves the sale of the parcel as listed in Exhibit B, to Ronald Collins; and,

FURTHER, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby approves conveying the parcel described in Exhibit B to Ronald Collins, and the Board 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 B.

EXHIBIT A

ONEIDA COUNTY
LAND INFORMATION OFFICE

P.O. Box 400
1 S Oneida AVE
Rhinelander, Wisconsin 54501

Telephone (715) 369-6179
Fax (715) 369-6277

Real Property Listing, GIS
County Surveyor, Addressing

Sara Chiamulera
Land Information Director

Jacob Piasecki
Real Property Lister/
Assessment Coordinator

Emily Decker
Geospatial Analyst

Chris Hill
Land Info Aide

Randy Boehlert
Geospatial Administrator

Kimberlee Karaba
Assistant Real
Property Lister

Lena Kennedy
GIS Specialist/
Addressing Coordinator

Website: www.oneidacountywi.gov
Email: lio@oneidacountywi.gov

October 7, 2026

RONALD W COLLINS
W520 COUNTY RD ZZ
KAUKAUNA, WI 54130 Email: abecron@gmail.com

Re: Oneida County Tax Parcel CA-163-8

As you are aware, Oneida County was awarded title to tax parcel of CA-163-8 on September 2, 2026, due to non-payment of Real Estate taxes. The County has been made aware that you, Ronald Collins, are interested in purchasing the parcel, for the amount previously owed in taxes, plus any costs incurred since this time.

Following procedure of Wisconsin State Statutes and Chapter 18 of Oneida County Ordinances, Oneida County will sell this parcel back to you, Mr. Collins, according to the following timeline:

October 6, 2026	Land Records Committee was presented with resolution to sell CA-163-8 to Ronald Collins for **$4,336.87** to be paid by November 6, 2026. This dollar amount includes all prior unpaid taxes and all costs incurred since the Judgement deeding the land to the County.
October 20, 2026	Oneida County Board is presented resolution and if approved, directs the Land Information Office to draft quit claim deed for CA-163-8 to Ronald Collins, as soon as payment of **$4,336.87** is received by the County. **Payment is due by November 6, 2026.** Deed will be recorded after funds are received by the County via certified funds (cashier's check) or cash. No personal checks will be accepted.

Please contact me with any questions.

Sincerely,

Sara Chiamulera
Land Information Director
715-369-6177

Exhibit B

PIN: CA-163-8

Request to purchase: **Ronald W. Collins,** W520 County Rd. ZZ, Kaukauna, WI 54130.

Purchase amount: $4,336.87

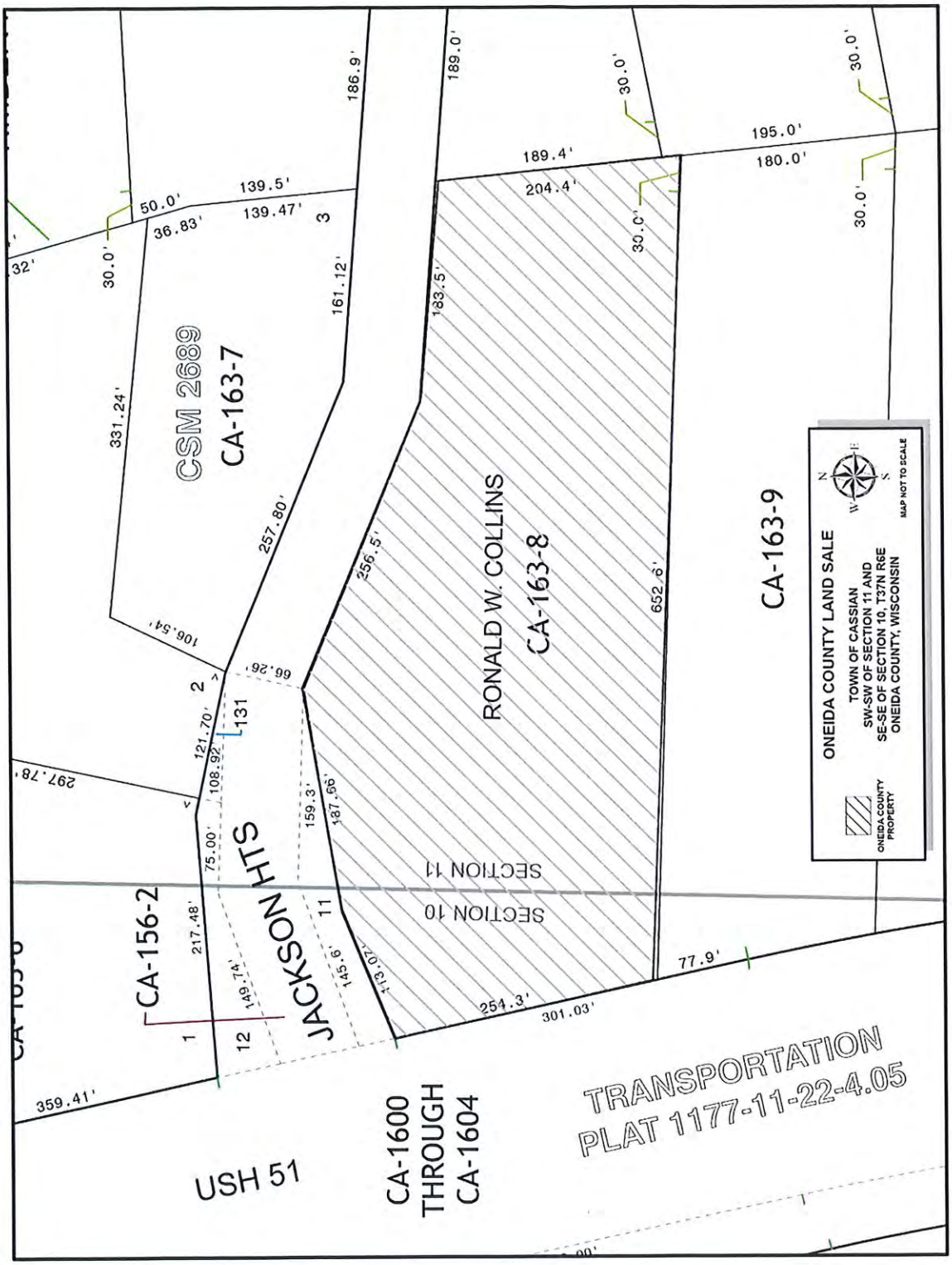
Description: Part of the Southwest Quarter of the Southwest quarter (SW ¼ SW ¼) of Section Eleven (11) and in the Southeast Quarter of the Southeast quarter (SE ¼ SE ¼) of Section Ten (10), Township Thirty-seven (37) North, Range Six (6) East, Oneida County, Wisconsin, being more particularly described as follows:

Commencing at the section corner common to Sections 10, 11, 14, and 15, marked by an Oneida Co. brass capped iron pipe, witnessed by a 9" Pine stump bearing N. 64° E. 21.8 ft., and an 18" Norway Pine bearing S. 80° W. 22.9 ft., thence S. 88° 35' E., (solar bearing) 23.0 ft. along the S. line of Sec. 11 to the Easterly ROW line of U.S. Highway 51, marked by an iron pipe, thence Northerly along the Easterly ROW line of U.S. Highway 51, along the arc of a curve, whose chord bears N. 7° 47' W. 474.7 ft., to an iron pipe; thence N. 12° 23' W. 77.9 ft., along the Easterly ROW line of U.S. Highway 51 to the point of beginning; marked by an iron pipe. Thence continue N. 12° 23' W. 254.3 ft., along the Easterly ROW line of U.S. Highway 51 to an iron pipe on the Southerly ROW line of Jackson Heights Dr.; thence N. 70° 03' E. 145.6 ft., S 87° 47' E. 159.3 ft., S. 67° 36' E. 256.5 ft., S. 85° 29' E. 183.5 ft., along the Southerly ROW line of Jackson Heights Dr. to an iron pipe in the centerline of 66 ft. wide easement road; thence S. 5° 47' E 204.4 ft., along the centerline of 66 ft. easement road; thence N. 88° 00' W. 30.0 ft. to an iron pipe; thence continue N. 88° 00' W. 652.6 ft., to the point of beginning.

Except Parcel 11 of Transportation Project Plat 1177-11-22-4.05, recorded in Volume 1 of Plats, Page 51 as Document Number 739321, recorded in Oneida County, Wisconsin.

Subject to easements, utilities or access of record or in use by others on or across said lands.

See map next page


ONEIDA COUNTY LAND SALE
TOWN OF CASSIAN
SW-SW OF SECTION 11 AND
SE-SE OF SECTION 10, T37N R6E
ONEIDA COUNTY, WISCONSIN
ONEIDA COUNTY PROPERTY
MAP NOT TO SCALE
CSM 2689
CA-163-7
RONALD W. COLLINS
CA-163-8
CA-163-9
CA-156-2
JACKSON HTS
SECTION 11
SECTION 10
USH 51
CA-1600
THROUGH
CA-1604
TRANSPORTATION
PLAT 1177-11-22-4.05
186.9'
189.0'
30.0'
195.0'
189.4'
180.0'
204.4'
50.0'
139.5'
139.47'
36.83'
161.12'
331.24'
257.80'
106.54'
66.26'
121.70'
108.92'
297.78'
256.5'
652.6'
183.5'
159.3'
187.66'
75.00'
217.48'
149.74'
145.6'
413.07'
254.3'
301.03'
77.9'
359.41'

Agenda

RESOLUTION # 03-2026

Resolution to update an existing access license to grant Todd & Renee Seidel access across County lands in the Town of Cassian, Oneida County.

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

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

WHEREAS, an access license had previously been granted by the Oneida County Board to Todd & Renee Seidel, the owners of the land in the SE ¼ NE ¼ Section 14, T37N, R7E, Town of Cassian for access across County lands located in the SW ¼ NW ¼ Section 13, T37N, R7E, Town of Cassian; and

WHEREAS, Todd & Renee Seidel paid a $60 land value, $500 administration fee, and $30 recording fee to obtain the access license; and

WHEREAS, the license had been recorded as Document #867937 on December 30, 2025 by the Oneida County Register of Deeds; and

WHEREAS, it was determined that Oneida County has a need to operate, maintain, and use an existing access road and trail crossing lands owned by Todd & Renee Seidel in the NW ¼ SW ¼ Section 13, T37N, R7E, Town of Cassian; and

WHEREAS, the updated access license would provide Oneida County legal access across private lands described above for forestry and recreation purposes and provide Todd & Renee Seidel legal access across County lands described above; and

WHEREAS, the Forestry, Land and Recreation Committee has reviewed the aforementioned access license modification and determined that no significant negative impact would result to County Forest land or its users by granting an access license; so

THEREFORE, BE IT RESOLVED, that the County Clerk be authorized and directed to issue the attached updated access license to Todd & Renee Seidel, thereby replacing the existing access license recorded as Document #867937; and

THEREFORE, BE IT FURTHER RESOLVED, that upon recording of the updated access license, the County shall refund half of the original land value, administration fee and recording fee assessments ($295.00) to Todd & Renee Seidel.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/6/26

Approved for presentation to the County Board by the Forestry, Land and Recreation Committee this 6th day of October__, 2026.

Agenda

Consent Agenda Item: X YES _____NO

Fiscal Impact

☐ Included in Resolution

☐ Attached

☐ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor Robert Almekinder	☒	☐	☐
Supervisor Robert Briggs	☒	☐	☐
Supervisor Chris Schultz	☒	☐	☐
Supervisor Collette Sorgel	☐	☐	☐
Supervisor Lenore Lopez	☒	☐	☐

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

Tracy Hartman, County Clerk

Scott Holewinski, County Board Chair

Agenda

RESOLUTION # 04-2019

Resolution to apply for a WDNR Clean Boats, Clean Waters Grant

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

WHEREAS, Oneida County has over 1100 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world; and

WHEREAS, the quality of these waters is being threatened by aquatic invasive species; and

WHEREAS, Oneida County recognizes the importance of the quality of our waters to its citizens and local economies; and

WHEREAS, education is one of the keys to increasing public awareness as to the adverse impacts of aquatic invasive species on the quality of our waters and our local economies; and

WHEREAS, Oneida County recognizes the need for a workable plan that will prevent the introduction of aquatic invasive species into new waters, and control, reduce, or eliminate aquatic invasive species already present in some bodies of water; and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) will continue to increase public awareness of the aquatic invasive species problem by implementing planning and prevention activities to prevent the introduction and spread of aquatic invasive species; and

WHEREAS, 75% of the cost of such planning and prevention activities may be paid by a grant from the Wisconsin Department of Natural Resources (DNR); and

WHEREAS, the LWCD must apply to the DNR for the purpose of a "Clean Boats Clean Waters" grant.

NOW, THEREFORE, BE IT RESOLVED, that the LWCD will meet the financial obligations necessary to fully and satisfactorily complete the project and hereby authorizes and empowers the County Conservationist to submit the following documents to the DNR for financial assistance that may be available: sign and submit a grant application, enter into a grant agreement with the DNR, submit quarterly and/or final reports to the DNR to satisfy the grant agreement as appropriate, submit reimbursement request(s) to the DNR no later than the date specified in the grant agreement, and sign and submit necessary supporting documentation.

BE IT FURTHER RESOLVED, that the County Conservationist shall sign the grant application and any grant contracts as Oneida County's designated agent.

BE IT FURTHER RESOLVED, that the LWCD will comply with all local, state, and federal regulations and ordinances relating to this project and grant agreement.

Agenda

Approved by the Conservation and UW-Extension Education Committee this 12th day of October, 2026.

Vote Required: Majority = ✓ 2/3 Majority = _____ ¾ Majority = _____

The County Board has the legal authority to adopt: Yes X No _____ as reviewed by the Corporation Counsel, _____, Date: 10/12/26

Consent Agenda Item: X YES _____ NO

Offered and passage moved by: _____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____ Defeated

_____

Tracy Hartman, Clerk

Scott Holewinski, County Board Chair

Agenda

FISCAL IMPACT – (AIS) CLEAN BOATS CLEAN WATERS GRANT

Proposed Budget		
Salaries (LTE's)		**$19,774.00**
Other Supplies and Expenses		**$278.00**
State Portion of Grant (75%)		**$20,052.00**
Oneida County's Required 25% Grant Match		**$6,684.00**
Total Project Cost Estimate		**$26,736.00**
Total Revenues		**$20,052.00**
TOTAL PROJECT EXPENSE:	**$26,736.00**	

Agenda

RESOLUTION # 05-2020

Resolution to apply for a WDNR Lake Monitoring and Protection Network Grant

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

WHEREAS, Oneida County has over 1,100 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world; and

WHEREAS, the quality of these waters is being threatened by aquatic invasive species; and

WHEREAS, Oneida County recognizes the importance of the quality of our waters to its citizens and local economies; and

WHEREAS, education is one of the keys to increasing public awareness as to the adverse impacts of aquatic invasive species on the quality of our waters and our local economies; and

WHEREAS, Oneida County recognizes the need for a workable plan that will prevent the introduction of aquatic invasive species into new waters, and control, reduce, or eliminate aquatic invasive species already present in some bodies of water; and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) will continue to increase public awareness of the aquatic invasive species problem by implementing planning and prevention activities to control and prevent the spread of aquatic invasive species; and

WHEREAS, 100% of the cost of such planning and prevention activities may be paid by a grant from the Wisconsin Department of Natural Resources (DNR); and

WHEREAS, the LWCD must apply to the DNR for the purpose of a "Lake Monitoring & Protection Network" grant.

NOW, THEREFORE, BE IT RESOLVED, that the LWCD will meet the financial obligations necessary to fully and satisfactorily complete the project and hereby authorizes and empowers the County Conservationist to submit the following documents to the DNR for financial assistance that may be available: sign and submit a grant application, enter into a grant agreement with the DNR, submit quarterly and/or final reports to the DNR to satisfy the grant agreement as appropriate, submit reimbursement request(s) to the DNR no later than the date specified in the grant agreement, and sign and submit necessary supporting documentation.

BE IT FURTHER RESOLVED, that the County Conservationist shall sign the grant application and any grant contracts as Oneida County's designated agent.

BE IT FURTHER RESOLVED, that the LWCD will comply with all local, state, and federal regulations and ordinances relating to this project and grant agreement.

Agenda

Approved by the Conservation and UW-Extension Education Committee this 12th day of October, 2026.

Vote Required: Majority = ✓ 2/3 Majority = _____ ¾ Majority = _____

The County Board has the legal authority to adopt: Yes X No _____ as reviewed by the Corporation Counsel, _____, Date: 10/2/26

Consent Agenda Item: X YES _____NO

Offered and passage moved by:

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____ Defeated

Tracy Hartman, Clerk

Scott Holewinski, County Board Chair

FISCAL IMPACT – AQUATIC INVASIVE SPECIES GRANT

Proposed Budget

Salaries (LTE's)		**$ 18,520.00**
Purchased Services (Printing, Postage, Registration, Rentals)		**$ 483.00**
Other Purchased Services (Travel/ Mileage Expenses)		**$ 3,000.00**
State Portion of Grant (100%)		**$22,003.00**
Total Project Cost Estimate		**$22,003.00**
Total Revenues		**$22,003.00**
TOTAL PROJECT EXPENSE:	**$22,003.00**	

Agenda

RESOLUTION # Ode-2021O

Resolution to apply for a WDNR Surface Water Education Grant

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 has over 1,100 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world, and

WHEREAS, Oneida County recognizes the importance of the quality of our water resources to its citizens and local economies, and

WHEREAS, Oneida County also recognizes the need for a workable plan that will protect our healthy watersheds and high quality waters, and

WHEREAS, Oneida County recognizes that the need for educational opportunities for adults and youth are necessary to heighten awareness about protecting and enhancing the land and water resources they enjoy daily, and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) also recognizes that promoting conservation through a workable communication plan and an up-to-date website will allow the Department to communicate with the public in a timely and accurate manner, and

WHEREAS, Oneida County Land & Water Conservation Department (LWCD) will hire an LTE 'Conservation Project Assistant', to accomplish the above activities, and

WHEREAS, 67 percent of the cost of accomplishing those educational activities will be paid by a grant from the Wisconsin Department of Natural Resources (WDNR), and

WHEREAS, LWCD must apply for a grant through the WDNR "Surface Water Education" grant program to receive funding.

NOW, THEREFORE, BE IT RESOLVED, that LWCD is authorized to apply for 67% funding assistance for such programming under the "Surface Water Planning" grant program from the WDNR.

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors hereby authorizes the County Conservationist, to submit an application for a one-year grant to the WDNR not to exceed $5,000.00 in grant funds for a communication plan and website update project, to sign documents and take the necessary action to undertake, direct, and complete the approved education grant, and submit reimbursement claims along with necessary supporting documentation within six months of project date completion.

BE IT FURTHER RESOLVED, that LWCD is authorized to meet the County's 33% share of the financial obligations of this river planning grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Agenda

BE IT FURTHER RESOLVED, that if funding is not secured from the WDNR, the project will not occur.

Approved by the Conservation and UW-EX Education Committee this 12th day of October 2026.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, [signature], Date: 10/12/26

Consent Agenda Item: ___X__Yes _____No

Offered and passage moved by:

[signature]
Supervisor

[signature]
Supervisor

[signature]
Supervisor

_____
Supervisor

[signature]
Supervisor

[signature]
Supervisor

_____ Ayes

_____

_____ Nays

_____ Absent

_____Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____Defeated

_____
Tracy Hartman, Clerk

_____
Scott Holewinski, County Board Chair

FISCAL IMPACT for SURFACE WATER PLANNING GRANT

Proposed Budget (1 year)

Salaries		**$ 3,500.00**
Other Purchased Services (Travel/ Mileage Expenses)		**$ 1,500.00**
County Conservationist's Time to Coordinate Project (20 hours)		**$ 1,293.20**
Estimated Staff Donated Time (100 hours)		**$ 908.50**
Other Donations		**$ 606.66**
State Portion of Grant (Up to 75%)		**$ 5,000.00**
Total Project Cost Estimate		**$ 7,808.36**
Oneida County's Estimated Grant Match (In Kind)		**$ 2,808.36**
Oneida County's Required 33% Grant Match		**$ 1,666.67**
Estimated Amount Over Grant Match		**$ 1,141.69**
Total Revenues		**$ 5,000.00**
TOTAL PROJECT EXPENSE:	**$7,808.36**	

Agenda

RESOLUTION # 67-2024

Resolution to apply for a WDNR Surface Water Restoration Grant- Town of Stella Stream Crossing

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 has over 830 streams, of which 192 miles are classified as trout streams, and

WHEREAS, Oneida County recognizes the importance of the quality of our water resources to its citizens and local economies, and

WHEREAS, identifying, prioritizing, and implementing stream crossing projects are key to increasing the resiliency of Oneida County watersheds, and

WHEREAS, Oneida County recognizes the need for a workable plan that will protect and enhance wetlands and surface water quality, and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) will implement activities under objective1E- reduce erosion caused by road stream crossings, in the Land and Water Resource Management Plan, and

WHEREAS, up to 75% percent of the cost of accomplishing these goals and activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR), and

WHEREAS, LWCD must apply for a grant through the "WDNR Surface Water Management" grant program to receive funding.

NOW, THEREFORE, BE IT RESOLVED, that LWCD is authorized to apply for up to 75% funding assistance for such activities under the "Surface Water Management" grant program from the WDNR.

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors hereby authorizes the County Conservationist, to submit an application for a one-year grant to the WDNR not to exceed $25,000.00 in grant funds for a stream crossing restoration project, to sign documents and take the necessary action to undertake, direct, and complete the approved surface water restoration grant, and submit reimbursement claims along with necessary supporting documentation within six months of project date completion.

BE IT FURTHER RESOLVED, that LWCD is authorized to meet the County's 25% share of the financial obligations of this surface water restoration grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Agenda

Approved by the Conservation and UW Extension Education Committee this 12th day of October, 2026.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/2026

Consent Agenda Item: ____x_____Yes _____No

Offered and passage moved by: Daniel L. Hein
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Ag Representative

_____ Ayes

_____ Nays

_____ Absent

_____Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____Defeated

_____

Tracy Hartman, Clerk Scott Holewinski, County Board Chair

Agenda

FISCAL IMPACT for SURFACE WATER RESTORATION GRANT

Proposed Budget

Salaries	$	1,600.00
Purchased Services (Construction)	$	80,000.00
Other Purchased Services (Travel/ Mileage Expenses)	$	160.00
Supplies (General Office, Hardware, etc.)	$	0.00
Other (Workshop & Instructional Kits)	$	0.00
County Conservationist's Time to Oversee Project (15 hours)	$	994.65
Estimated Partner/Volunteer Donated Cash	$	750.00
State Portion of Grant (up to 75%)	$	25,000.00
Total Project Cost Estimate	$	83,504.65
Estimated Grant Match (In Kind)	$	27,078.65
Required 25% Grant Match	$	8,333.33
Estimated Amount Over Grant Match	$	18,745.32
Total Revenues	$	25,000.00

TOTAL PROJECT EXPENSE: $83,504.65

Agenda

RESOLUTION # 08 - 2020

Resolution to apply for a WDNR Surface Water Restoration Grant- Town of Newbold Stream Crossing

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 has over 830 streams, of which 192 miles are classified as trout streams, and

WHEREAS, Oneida County recognizes the importance of the quality of our water resources to its citizens and local economies, and

WHEREAS, identifying, prioritizing, and implementing stream crossing projects are key to increasing the resiliency of Oneida County watersheds, and

WHEREAS, Oneida County recognizes the need for a workable plan that will protect and enhance wetlands and surface water quality, and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) will implement activities under objective1E- reduce erosion caused by road stream crossings, in the Land and Water Resource Management Plan, and

WHEREAS, up to 75% percent of the cost of accomplishing these goals and activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR), and

WHEREAS, LWCD must apply for a grant through the "WDNR Surface Water Management" grant program to receive funding.

NOW, THEREFORE, BE IT RESOLVED, that LWCD is authorized to apply for up to 75% funding assistance for such activities under the "Surface Water Management" grant program from the WDNR.

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors hereby authorizes the County Conservationist, to submit an application for a one-year grant to the WDNR not to exceed $25,000.00 in grant funds for a stream crossing restoration project, to sign documents and take the necessary action to undertake, direct, and complete the approved surface water restoration grant, and submit reimbursement claims along with necessary supporting documentation within six months of project date completion.

BE IT FURTHER RESOLVED, that LWCD is authorized to meet the County's 25% share of the financial obligations of this surface water restoration grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Approved by the Conservation and UW Extension Education Committee this 12th day of

Agenda

October, 2026.
Vote Required: Majority = ✓ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/12/26

Consent Agenda Item: ____x_____Yes _____No

Offered and passage moved by: Daniel L. Hess
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Ag Representative

_____ Ayes

_____ Nays

_____ Absent

_____Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____Defeated

_____
Tracy Hartman, Clerk Scott Holewinski, County Board Chair

Agenda

FISCAL IMPACT for SURFACE WATER RESTORATION GRANT

Proposed Budget

Salaries	$	1,600.00
Purchased Services (Construction)	$	117,000.00
Other Purchased Services (Travel/ Mileage Expenses)	$	160.00
Supplies (General Office, Hardware, etc.)	$	0.00
Other (Workshop & Instructional Kits)	$	0.00
County Conservationist's Time to Oversee Project (15 hours)	$	994.65
Estimated Partner/Volunteer Donated Cash	$	750.00
State Portion of Grant (up to 75%)	$	25,000.00
Total Project Cost Estimate	$	120,504.65
Estimated Grant Match (In Kind)	$	27,076.65
Required 25% Grant Match	$	8,333.33
Estimated Amount Over Grant Match	$	18,745.32
Total Revenues	$	25,000.00

TOTAL PROJECT EXPENSE: $120,504.65

Agenda

RESOLUTION # 09-2020

Resolution to apply for a WDNR Surface Water Restoration Grant- Town of Crescent Stream Crossing

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 has over 830 streams, of which 192 miles are classified as trout streams, and

WHEREAS, Oneida County recognizes the importance of the quality of our water resources to its citizens and local economies, and

WHEREAS, identifying, prioritizing, and implementing stream crossing projects are key to increasing the resiliency of Oneida County watersheds, and

WHEREAS, Oneida County recognizes the need for a workable plan that will protect and enhance wetlands and surface water quality, and

WHEREAS, the Oneida County Land & Water Conservation Department (LWCD) will implement activities under objective1E- reduce erosion caused by road stream crossings, in the Land and Water Resource Management Plan, and

WHEREAS, up to 75% percent of the cost of accomplishing these goals and activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR), and

WHEREAS, LWCD must apply for a grant through the "WDNR Surface Water Management" grant program to receive funding.

NOW, THEREFORE, BE IT RESOLVED, that LWCD is authorized to apply for up to 75% funding assistance for such activities under the "Surface Water Management" grant program from the WDNR.

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors hereby authorizes the County Conservationist, to submit an application for a one-year grant to the WDNR not to exceed $25,000.00 in grant funds for a stream crossing restoration project, to sign documents and take the necessary action to undertake, direct, and complete the approved surface water restoration grant, and submit reimbursement claims along with necessary supporting documentation within six months of project date completion.

BE IT FURTHER RESOLVED, that LWCD is authorized to meet the County's 25% share of the financial obligations of this surface water restoration grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Agenda

Approved by the Conservation and UW Extension Education Committee this 12th day of October, 2026.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/2/26

Consent Agenda Item: ____x_____Yes _____No

Offered and passage moved by: _____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Ag Representative

_____ Ayes

_____ Nays

_____ Absent

_____Abstain

_____ Adopted by the County Board of Supervisors this 20th day of October, 2026.

_____Defeated

_____

Tracy Hartman, Clerk Scott Holewinski, County Board Chair

FISCAL IMPACT for SURFACE WATER RESTORATION GRANT

Proposed Budget

Salaries	$	1,600.00
Purchased Services (Construction)	$	96,600.00
Other Purchased Services (Travel/ Mileage Expenses)	$	160.00
Supplies (General Office, Hardware, etc.)	$	0.00
Other (Workshop & Instructional Kits)	$	0.00
County Conservationist's Time to Oversee Project (15 hours)	$	994.65
Estimated Partner/Volunteer Donated Cash	$	600.00
State Portion of Grant (up to 75%)	$	25,000.00
Total Project Cost Estimate	$	99,954.65
Estimated Grant Match (In Kind)	$	26,928.65
Required 25% Grant Match	$	8,333.33
Estimated Amount Over Grant Match	$	18,595.32
Total Revenues	$	25,000.00

TOTAL PROJECT EXPENSE: $99,954.65

Agenda

RESOLUTION # 70-2026
REZONE PETITION FOR THE TOWN OF CASSIAN
REZONE PETITION #12-2025

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 #12-2025 (copy attached), which was filed May 29, 2026, 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 September 30, 2026, pursuant to § 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 #1-B Forestry to District #04 Residential and Farming on property described as the SE NE, SW NE, SE NW, SW NW, Section 5, and SE NE, Section 6, T37N, R6E, PINs CA-63, CA-64, CA-67, CA-68 and CA-80, Town of Cassian.

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

WHEREAS, the owner is requesting the rezone for potential development of approximately five (5) acre home sites; zoning usage consistent with zoning across McCormick Lake Road and Hughitt Lake Road; and

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

WHEREAS, On September 30, 2026, the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and there was one (1) public comment received with a petition with approximately 62 signatures against the proposed change, one (1) person spoke in favor, two (2) people spoke against, and no one spoke in ambiguity of the proposed changes; and

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

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS: Petition #12-2025:

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

Agenda

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

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

Section 4: Rezone Petition #12-2025 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #1-B Forestry to District #04 Residential and Farming on property described as follows:

District #1-B Forestry to District #04 Residential and Farming on property described as the SE NE, SW NE, SE NW, SW NW, Section 5, and SE NE, Section 6, T37N, R6E, PINs CA-63, CA-64, CA-67, CA-68 and CA-80, Town of Cassian, Town of Cassian.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #12-2025 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Cassian Town Clerk.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/14/26

Approved for presentation to the County Board by the Planning and Development Committee this 14th day of October, 2026.

Consent Agenda Item: X YES _____ NO

Fiscal Impact

- ☐ Included in Resolution
- ☐ Attached
- ☐ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor (Scott Holewinski)	✓	☐	☐
Supervisor (Dan Hess)	✓	☐	☐
Supervisor (Bob Almekinder)	X	☐	☐
Supervisor (Billy Fried)	✓	☐	☐
Supervisor (Michael Tautges)	✓	☐	☐

Agenda

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Agenda

Rezoning Petition #12-2025 Town of Cassian to change from District #1B-Forestry to District #04 Residential and Farming.

Property described as: SE NE, SW NE, SE NW, SW NW, Section 5 and SE NE, Section 6, T37N, R6E, PINs CA-63, CA-64, CA-67, CA-68 and CA-80, Town of Cassian.
Land owners: Ponderosa Timberlands II LLC and Ponderosa Timberlands 1 LLC and James Puchter
Agent: See land owners
Public Hearing: September 30, 2026
Report prepared on: September 28, 2026
Staff Recommendation: None

Summary review of Section 9.86(F) General Standards, when reviewing a petition to rezone

Section 9.86(F)(1) Whether the change is in accord with the purpose of this ordinance.

The property owner states the purpose of the rezone petition is to allow "potential development of approximately 5 acre home sites. Zoning usage consistent w/zoning across McCormick Lake Road and Hughitt Lake Road."

PURPOSE - UNDERLYING ORDINANCE: It is the purpose of this ordinance to promote the public health, safety, convenience and general welfare; to encourage planned and orderly land use development; to protect property values and the property tax base; to permit the careful planning and efficient maintenance of highway systems; to insure adequate highway, utility, health, educational and recreational facilities; to recognize the needs of agriculture forestry, industry and business in future growth; to encourage uses of land and other natural resources which are in accordance with their character and adaptability; to preserve wetlands, to conserve soil, water and forest resources; to protect the beauty and amenities of landscape and man-made developments; and to protect healthy surroundings for family life.

Section 9.86(F)(2) Whether the change is consistent with land use plans of the County, the affected town, and towns adjacent to the affected town.

Oneida County has adopted a Comprehensive Land Use Plan. The county plan is nothing more than the individual town land use plans. The Town of Cassian has adopted a Comprehensive Plan dated June 13, 2022. The Town of Cassian has designated the area as Forestry #1B. Forestry-areas of forested/natural lands. Development/use is limited to protect the integrity of forested areas. Use may include silviculture, agriculture, recreation, and seasonal dwellings. Some areas may be designated for a higher level of preservation.

Staff is unsure if the proposal is consistent with Cassian's Comprehensive Land Use Plan.

The closest abutting towns within Oneida County are Hazelhurst to the north and Little Rice to the West. Hazelhurst is zoned District #05 Recreational and District #02 Single Family. Little Rice is Zoned District #04 Residential and Farming and District #1A Forestry.

Section 9.86(F)(3) Whether conditions have changed in the area generally that justify the change proposed in the petition.

The property is currently Zoned Forestry #1B, which does allow for year round homes. Property across the town roads does allow for year round use.

Section 9.86(F)(4) Whether the change would be in the public interest.

The Town of Cassian has approved the request. Oneida County has formally published the request and has inserted this as a Class 2 notice of public hearing in the Northwoods River News. As of the date of this report, two (2) public comments were received, containing a petition with approximately 62 signatures in opposition of the proposed rezone.

Before the committee can take a final position on this issue, a formal opportunity for the public to respond at the public hearing must be done.

Section 9.86(F)(5) Whether the character of the area or neighborhood would be adversely affected by the change.

Properties in this area are zoned District #02 Single Family Residential and District #04 Residential and Farming along with Forestry #1B. The committee will have to, review permitted, administrative and conditional uses allowed in both District #1B Forestry and District #04 Residential and Farming.

Section 9.86(F)(6) Whether the uses permitted by the change would be appropriate in the area.

The committee will need to review the permitted, administrative and conditional uses in District Forestry #1B and District #04 Residential and Farming.

Section 9.86(F)(7) Whether the town board of the town in which the change would occur approves the change.

The Town of Cassian supports the change.

Section 9.86(F)(8) The size of the property that is the subject of the proposed change.

The parcel is 200 acres in total.

Section 9.86(F)(9) Whether the area to be rezoned is defined by recognizable or clearly definable boundaries such as those found in U.S.G.S. Land Office Survey maps or recorded plats, or those created by highways, railroad rights-of-way, meandering streams or lakes.

The property is easily recognizable and clearly defined.

Section 9.86(F)(10) Position of affected landowners.

The property owners support the request.

As of the date of this report, two (2) public comments were received, containing a petition with approximately 62 signatures in opposition of the proposed rezone. We must wait for the completion of the public hearing before taking a final position o this matter. Landowners abutting the area to be changed were provided with written notice of the public hearing, along with the date, time and place where this will be discussed. The above information does not address any comments or information received at the public hearing. Any new information will have to be factored in with all of the above standards to the Zoning Committee's final recommendation to the County Board.

Agenda

Monique Taylor

From: staceyjoj22 <cassiantownclerk282@zohomail.com>
Sent: Tuesday, September 1, 2026 11:16 AM
To: Monique Taylor
Subject: RE: Rezone Petition #12-2025 (CA-63, CA-64, CA-67, CA-68, CA-80)
Attachments: Meeting Minutes TB August 10, 2026.docx

I'm so sorry for the delay, I have attached the meeting minutes for the rezone approval

Stacey Plamann

Cassian Town Clerk
PO Box 4
Harshaw, WI 54529
cassiantownclerk282@zohomail.com

"Courage is being scared to death and saddling up anyway".... John Wayne

---

From: Monique Taylor <mtaylor@oneidacountywi.gov>
To: "staceyjoj22"<cassiantownclerk282@zohomail.com>
Date: Wed, 26 Aug 2026 15:42:36 -0500
Subject: RE: Rezone Petition #12-2025 (CA-63, CA-64, CA-67, CA-68, CA-80)

Hi Stacey,

We wanted to follow up on this rezone. I see that it was on the agenda for August 10th. If the matter was heard, can you please provide us with a letter or email with the outcome of discussion for that meeting so that we can prepare it for public hearing?

Thank you!

Monique

From: Monique Taylor
Sent: Thursday, July 30, 2026 2:43 PM
To: 'staceyjoj22' <cassiantownclerk282@zohomail.com>
Subject: RE: Rezone Petition #12-2025 (CA-63, CA-64, CA-67, CA-68, CA-80)

Hi Stacey,

It was sent via regular mail. I have attached it to this email so that you have it for reference. Jim did say he was going to reach out to Ed, I believe. After you have had a chance to review and meet on it, you can send correspondence to Karl and I so we can prepare it for public hearing.

Thanks for your help!

Have a good evening,

Monique

Agenda

From: staceyjoj22 <cassiantownclerk282@zohomail.com>
Sent: Thursday, July 30, 2026 2:29 PM
To: Monique Taylor <mtaylor@oneidacountywi.gov>
Subject: Re: Rezone Petition #12-2025 (CA-63, CA-64, CA-67, CA-68, CA-80)

I'm sorry Monique I looked back through my emails I do not see it. Would you be able to resend it and we will get it on the next meeting agenda.

Thank you for checking.

Stacey Plamann

Cassian Town Clerk
PO Box 4
Harshaw, WI 54529
cassiantownclerk282@zohomail.com

"Courage is being scared to death and saddling up anyway".... John Wayne

From: Monique Taylor <mtaylor@oneidacountywi.gov>
To: "Stacey Plamann"<cassiantownclerk282@zohomail.com>
Date: Thu, 30 Jul 2026 08:35:03 -0500
Subject: Rezone Petition #12-2025 (CA-63, CA-64, CA-67, CA-68, CA-80)

Good Morning Stacey,

We got a call from Jim Puchter following up on a rezone petition he submitted with our department. It was sent to the Town on June 1, 2026, and we are wondering if you received it. I did not see it on your agendas when looking. Can you confirm if you have received the documentation for this request yet?

Thank you,

Monique Taylor
Administrative Support
Oneida County Planning & Zoning
P.O. Box 400, 1 S. Oneida Ave.
Rhinelander, WI 54501
(715) 369-6130 - Main
(715) 369-6233 - Direct
mtaylor@oneidacountywi.gov

Agenda

Monthly Town Board Meeting

August 10, 2026 @ 7:00 pm

Cassian Town Hall, 9110 Church Rd, Harshaw, WI 54529

Meeting Minutes

Meeting called to order at 7:00 pm

Pledge of Allegiance recited

Present Keith Gee, Rod Randolph, Ed Phebus, Julie Irish and Stacey Plamann

Keith motioned to approve the meetings agenda, Rod seconded all aye motion carried.

Rod motioned to approve the Clerks meeting minutes for July 13,2026 and July 29, 2026 Ed seconded all aye motion carried.

Rod motioned to accept the treasurers report, Keith seconded all aye motion carried.

Fire department reported a variety of calls this month; UTV accident, Structure fire, and brush fire. The conditions are very dry, residents should stay aware of the fire danger and burning restrictions.

Infrastructure/Town Shop

a. Sealed Bids for the Timber Lake Rd, Gravel Project, were opened, the board will review and award the bid at a future meeting.
   Mussons bid: $21,657.00
   Pitlik and Wick bid: $24894.00
b. Rocky Run Road repair is currently on schedule.

Agenda

c. After further discussion and research, the Patrol Truck purchase will be postponed until budget workshops.

Planning Commission nothing to report

Driveway/address application no applicants

Union Grove Cemetery

d. Signatures were needed for the correction of a Transferred Cemetery deed correction from Dick Lane to Melinda Helf.
e. Review of Discussion of The Veterans Memorial site at Union Grove Cemetery.
    a. Placement of cement bases for the chain rope, flag poles and the addition of more rows of memorial stones for future purchase and income.

Ed motioned to approve the operator Permit; Harshaw Sportsman's Club for Roy Bast, Rod seconded all aye motion carried.

Ed went over the current problems that have been occurring at Sand Lake Beach. He accepted public input from those attending the meeting, phone calls and emails. Further discussions will continue and a future plan to be implemented.

Tourist Rooming House no applicants and the Rooming house fee will be tabled at this time and revisited at a future meeting.

County Correspondence:

a. Rod motioned to approve the Rezone Petition#12-2025 by Ponderosa Timberlands II LLC and Ponderosa Timberlands I LLC Keith seconded all aye motion carried.

County Supervisor did not attend

New Business/Next Agenda:

Resident Carl Garske requested the town board possibly talk to the Herman family about taking care of a matter on Everet Trail. There is an open hole from a building site, that Mr. Garske feels is a hazard.

Rod motioned to approve payment of vouchers, Keith seconded all aye motion carried.

Agenda

Ed motioned to move to closed session at 7:45pm for discussion of administrative processes with the clerk, Rod seconded all aye motion carried.
Ed motioned to move to open session at 8:30 pm, Rod seconded all aye motion carried.
Ed motioned to adjourn at 8:30 pm

Board approval on:

Agenda

PETITION

To: Oneida County Board of Supervisors
Oneida County Clerk, Courthouse
P.O. Box 400
Rhinelander, WI 54501

RECEIVED
MINOCQUA OFFICE
MAY 28 2026
ONEIDA COUNTY
PLANNING & ZONING DEPT

PETITION NO. #12-2025
RECEIPT NO. 12.232484
FEE PAID $600
DATE REC'D May 28, 2026

Please choose one of the following (1 or 2 below):

1. The undersigned hereby petitions the Oneida County Board of Supervisors to change the zoning district classification of the following described land in the Town of CASSIAN, Oneida County, Wisconsin, from FORESTRY 1B zoning district to RESIDENTIAL AND FARMING zoning district:

Insert property description. Attach map.
CA 80, CA 67, CA 68, CA 63, and CA-64, OWNED BY PONDEROSA TIMBERLANDS LLC, JAMES F RICHTER OWNER
Reason for rezone: POTENTIAL DEVELOPMENT OF APPROXIMATELY 5 ACRE HOMESITES. ZONING USAGE CONSISTENT W/ ZONING ACROSS MC CORMICK LAKE RD AND HUGHT LAKE RD

2. The undersigned hereby petitions the Oneida County Board of Supervisors to amend Chapter 9, Oneida County Zoning and Shoreland Protection Ordinance as follows:

Insert proposed language or attach a separate sheet.
Reason for the amendment:

OFFICE OF COUNTY CLERK
ONEIDA COUNTY
MAY 29 2026
ONEIDA COUNTY CLERK

Respectfully submitted on the 28th day of MAY 2026 by:

Owner name: PONDEROSA TIMBERLANDS, JAMES F RICHTER	**Agent name:**
Address: 4310 N HWY A1A, APT 601 HUTCHINSON ISLAND, FL 34949 (WINTER)	**Address:**
City/State/Zip: 531 COUNTRY CREST LN. WAUKESHA, WI 53188 (SUMMER)	**City/State/Zip:**
Telephone No: 262-352-2078	**Telephone No:**
Signature James F Richter	**Signature**

Revised 6/11/2025

Agenda

NOTICE TO PETITIONERS

Procedures to rezone/amend this ordinance are required to comply with the provisions of statute and administrative rule as described in Section 9.86 of the Oneida County Zoning and Shoreland Protection Ordinance.

1. You are required to pay a fee in the amount of $600.00 payable to Oneida County Planning and Zoning at the time your petition is filed.

2. Petitions shall be filed with the County Clerk at least two weeks in advance of the County Board meeting at which your petition will be considered.

3. Notice of Public Hearing on your petition will be published as a Class II Notice under Chapter 985, Wisconsin Statutes. You or your agent are required to attend the hearing and will be notified of the time and location.

4. You must provide a (plat/wetland/floodplain) map with the boundaries of any area you wish to rezone clearly depicted.

5. The criteria which the Planning & Development Committee must consider in order to reach a decision on your petition are stated in the ordinance:

   Section 9.86 – Floodplain & Comprehensive
   Section 9.91 (F) – Shoreland – Wetland

   You must provide a written statement to the committee addressing each of these criteria as they relate to your proposed amendment/rezoning.

Shoreland-Wetland Rezoning/Amendment Criteria

Section 9.91 (F)(2) A wetland, or a portion thereof, in the Shoreland-Wetland district shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:

1. Storm and flood water storage capacity.
2. Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland.
3. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters.
4. Shoreline protection against soil erosion.
5. Fish spawning, breeding, nursery or feeding grounds.
6. Wildlife habitat.
7. Areas of special recreational, scenic or scientific interest, including scarce wetland types.

Section 9.91 (F)(3) If the Department of Natural Resources (DNR) has notified the committee that a proposed amendment to the Shoreland-Wetland District may have a significant adverse impact upon any of the criteria listed in Section 9.91 (F)(2) of this ordinance, that amendment, if approved by the County Board, shall contain the following provision: "This amendment shall not take effect until more than thirty (30) days have elapsed since written notice of the County Board's approval of this amendment was mailed to the DNR. During that 30-day period the DNR may notify the County Board that it will adopt a superseding Shoreland Ordinance for the county under sec. 59.692 (6), Wis. Stats. If the DNR does so notify the County Board, the effect of this amendment shall be stayed until sec. 59.692 (6), Wis. Stats., adoption procedure is completed and otherwise terminated."

Agenda

REZONE PETITION

Legal Description

Ponderosa Timberlands I LLC, James Puchter, owner

Ponderosa Timberlands II LLC, James Puchter, owner

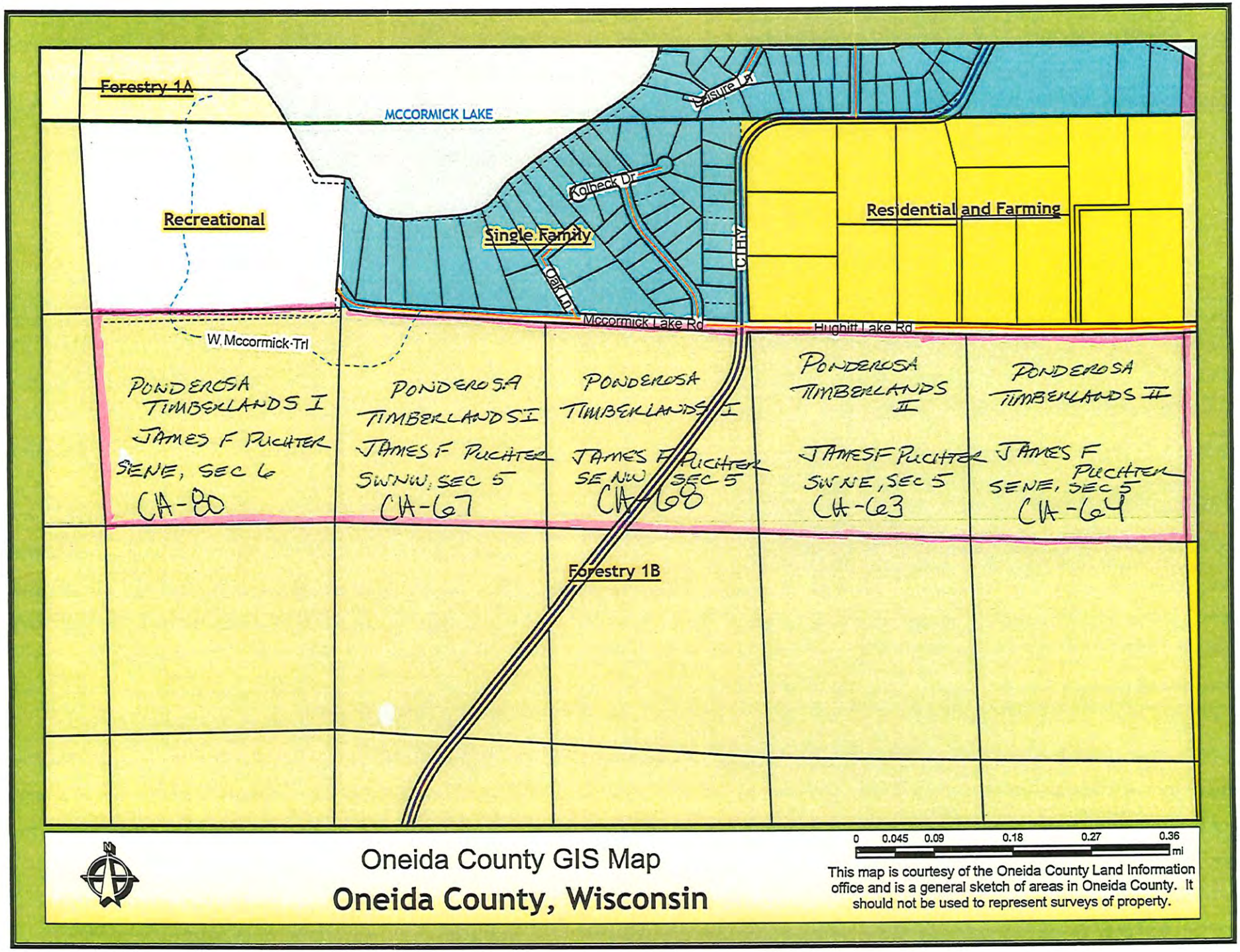
The SE-NE, SW-NE, SE-NW, SW-NW, Section 5, and SE-NE, Section 6, T37N, R6E, PINs CA-63, CA-64, CA-67, CA-68 & CA-80, Town of Cassian.

Notes: Proposed change of zoning from District #1B Forestry to District #04 Residential & Farming

- Reason for rezone – potential development of approximately five (5) acre home sites. Zoning usage consistent w/ zoning across Mccormick Lake Rd and Hughitt Lake Rd.
- Staff recommends rezone descriptions include entire "40" along north line of rezone (Mccormick Lake Rd & Hughitt Lake Rd rights of way bisect or may be excluded from title) for consistent zoning mapping.
- Ponderosa Timberlands I LLC – CA 67, CA 68, CA 80
- Ponderosa Timberlands II LLC – CA 63, CA 64
- Lands in Managed Forest Law (MFL) – CA 63, CA 64, CA 80

Pzshare/lus/rezone/descriptions/ca.puchter.rezone.Revised.5.26

Agenda


Forestry 1A
MCCORMICK LAKE
Leisure Ln
Kolbeck Dr
Recreational
Single Family
Residential and Farming
Oak Ln
C Hwy
W Mccormick Trl
Mccormick Lake Rd
Hughitt Lake Rd
PONDEROSA TIMBERLANDS I
JAMES F PUCHTER
SENE, SEC 6
CA-80
PONDEROSA TIMBERLANDS I
JAMES F PUCHTER
SWNW, SEC 5
CA-67
PONDEROSA TIMBERLANDS I
JAMES F PUCHTER
SE NW SEC 5
CA-68
PONDEROSA TIMBERLANDS II
JAMES F PUCHTER
SW NE, SEC 5
CA-63
PONDEROSA TIMBERLANDS II
JAMES F PUCHTER
SENE, SEC 5
CA-64
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Oneida County GIS Map
Oneida County, Wisconsin
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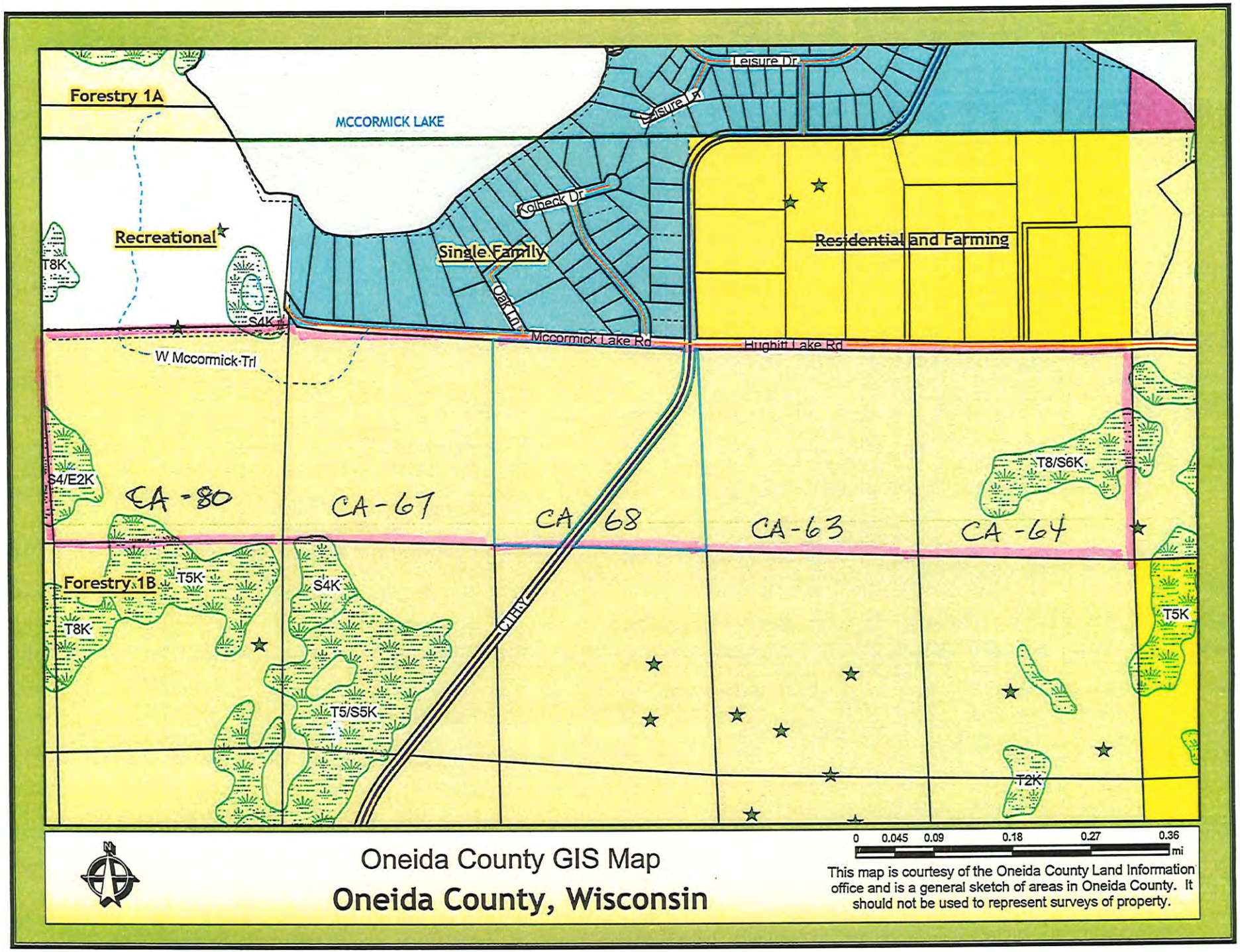
This map is courtesy of the Oneida County Land Information office and is a general sketch of areas in Oneida County. It should not be used to represent surveys of property.

Agenda


Forestry 1A
MCCORMICK LAKE
Leisure Dr
Leisure Ln
Kolbeck Dr
Recreational
Single Family
Residential and Farming
T8K
S4K
Oak Ln
Mccormick Lake Rd
Hughitt Lake Rd
W Mccormick Trl
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T8/S6K
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Oneida County GIS Map
Oneida County, Wisconsin
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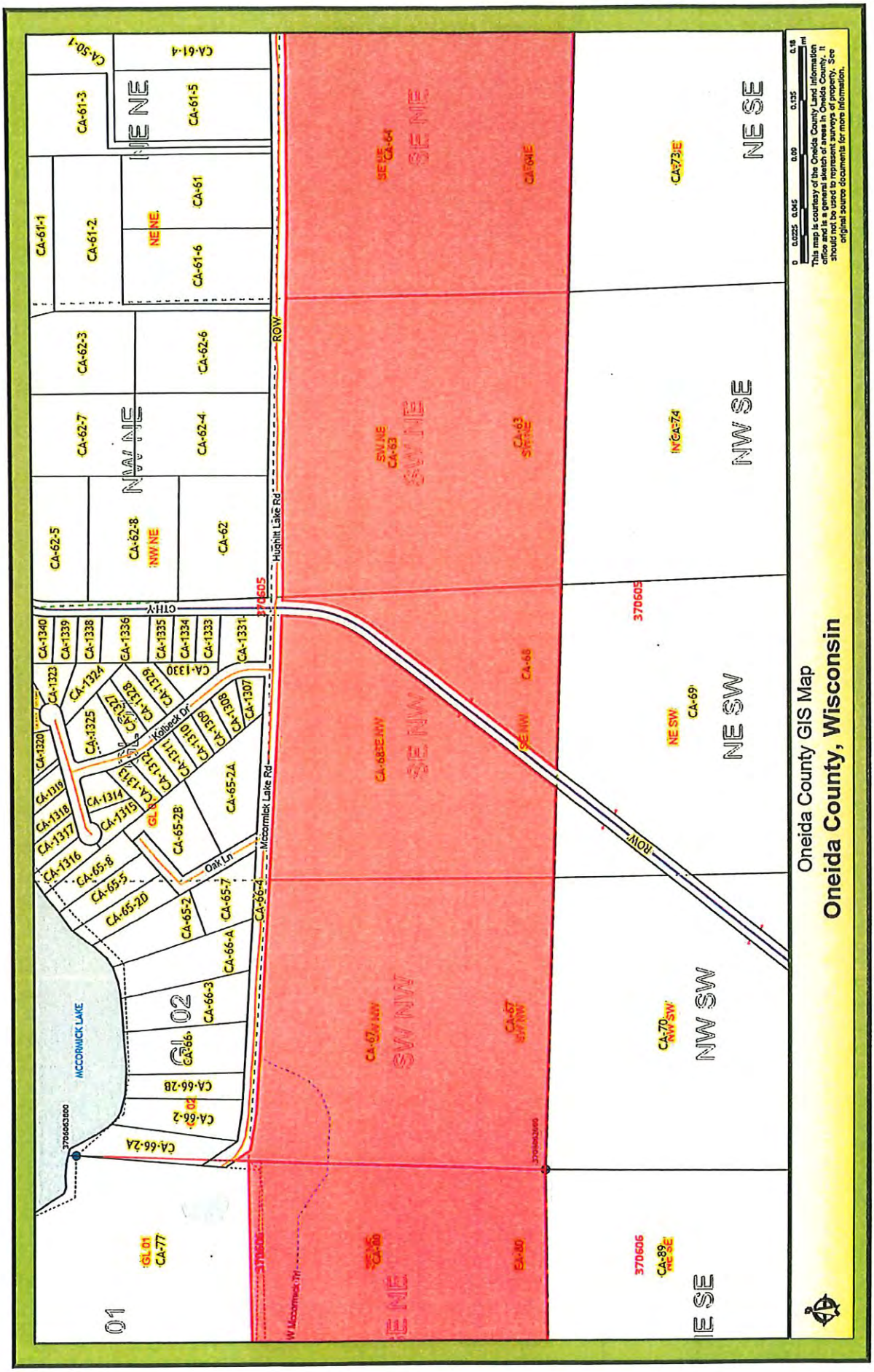
Agenda


Oneida County GIS Map
Oneida County, Wisconsin
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MCCORMICK LAKE
Mccormick Lake Rd
Hughitt Lake Rd
Kolbeck Dr
Oak Ln
CTH-Y
ROW
NE NE
NW NE
SE NE
SW NE
SE NW
SW NW
NE SE
NW SE
NE SW
NW SW
CA-61-1
CA-61-2
CA-61-3
CA-61-4
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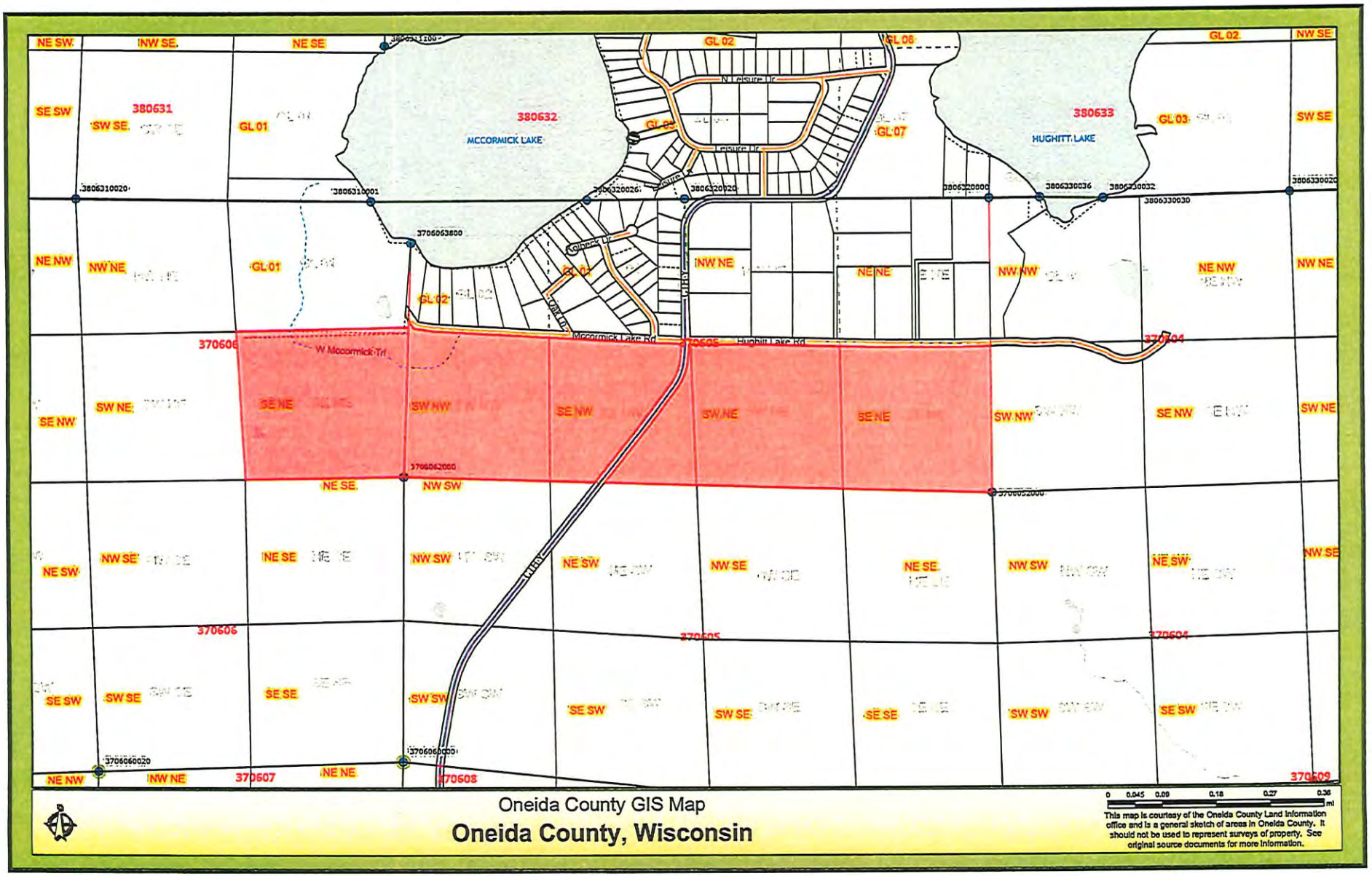
Agenda



Oneida County GIS Map
Oneida County, Wisconsin
This map is courtesy of the Oneida County Land Information office and is a general sketch of areas in Oneida County. It should not be used to represent surveys of property. See original source documents for more information.
MCCORMICK LAKE
HUGHITT LAKE
N Leisure Dr
Leisure Dr
Mccormick Lake Rd
Hughitt Lake Rd
W Mccormick Trl
380631
380632
380633
370606
370605
370604
370607
370608
370609



Cassian (W)

Rezone #12-2025

Township 37N - Range 6E

See Aerial Map Page 49

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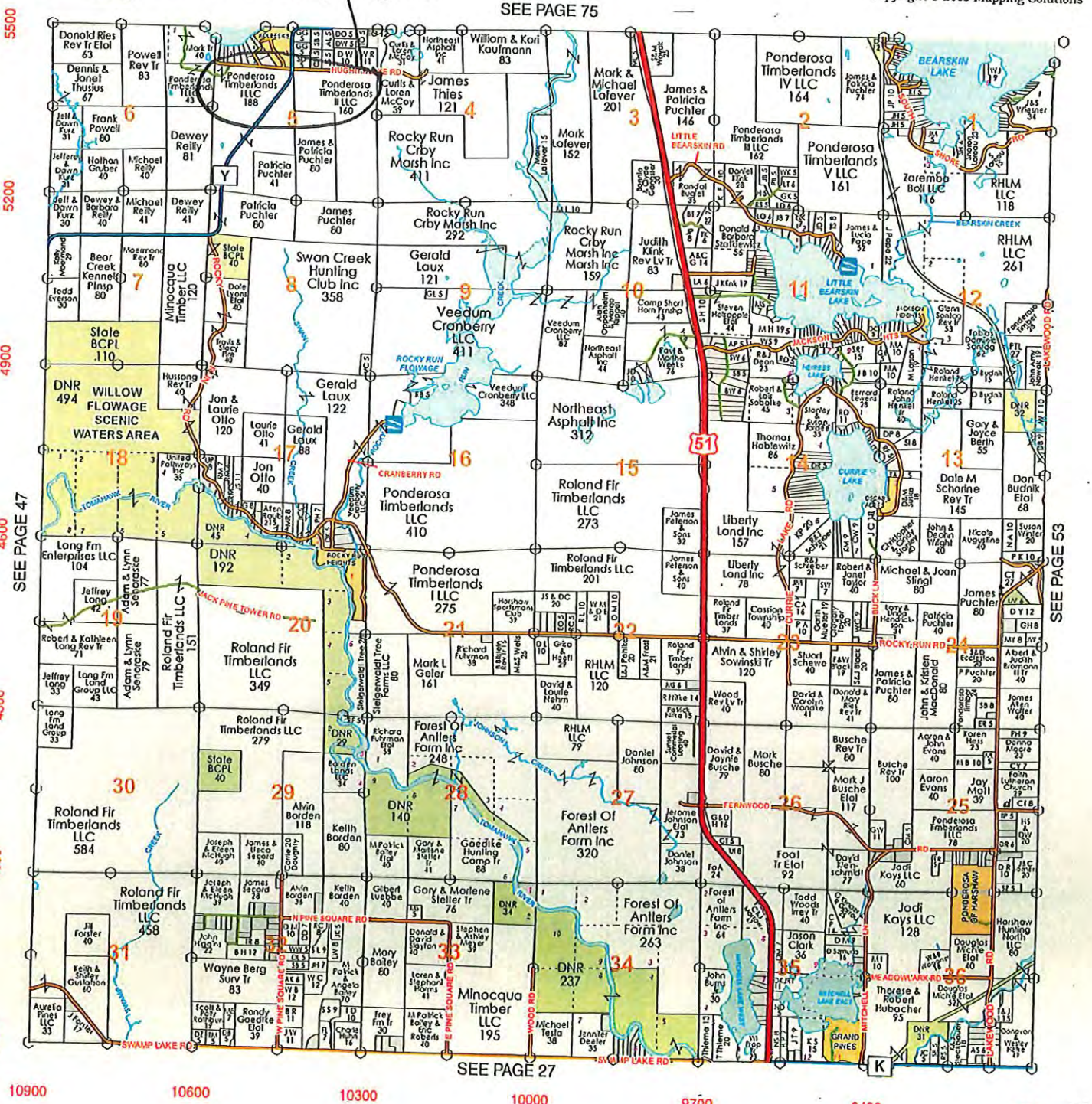
SEE PAGE 75



SEE PAGE 47

SEE PAGE 53

SEE PAGE 27

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Agenda

RESOLUTION # 71-2026
REZONE PETITION FOR THE TOWN OF NEWBOLD
REZONE PETITION #03-2026

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 #03-2026 (copy attached), which was filed July 1, 2026, 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 August 19, 2026, pursuant to § 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 #02 Single Family Residential to District #04 Residential and Farming on property described as NW NE, Section 35, T37N, R8E, PIN NE-387 and part of PIN NE-370-1, Town of Newbold.

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

WHEREAS, the owner is requesting the rezone to allow homestead with a hobby farm. Farm animals are not allowed or limited in single family; and

WHEREAS, another property owner whose property is included in the rezone is in favor of the request; and

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

WHEREAS, On August 19, 2026, the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and there was 1 public comment received, 0 people spoke in favor, 0 people spoke against, and 0 people spoke in ambiguity of the proposed changes; and

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

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS: Petition #03-2026:

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

Agenda

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

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

Section 4: Rezone Petition #03-2026 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #02 Single Family Residential to District #04 Residential and Farming on property described as follows:

NW NE, Section 35, T37N, R8E, PIN NE-387 and part of PIN NE-370-1, Town of Newbold.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #03-2026 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Newbold Town Clerk.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, [signature], Date: 9/11/26

Approved for presentation to the County Board by the Planning and Development Committee this 10th day of September, 2026.

Consent Agenda Item: X YES _____NO

Fiscal Impact

- ☐ Included in Resolution
- ☐ Attached
- ☐ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor (Scott Holewinski)	☐	☐	☐
Supervisor (Dan Hess)	☒	☐	☐
Supervisor (Bob Almekinder)	☒	☐	☐
Supervisor (Billy Fried)	☒	☐	☐
Supervisor (Michael Tautges)	☑	☐	☐

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Agenda

Monique Taylor

From: Kim Gauthier <kgauthier@newboldwi.gov>
Sent: Thursday, August 13, 2026 8:57 PM
To: Monique Taylor; Dan Hess
Cc: Ryan Berghammer; Jodie Hess
Subject: RE: Rezone Petition #03-2026

Monique,
The Town of Newbold board met tonight (8/13/26) and made the following motion on the Berghammer rezone petition: McKenzie/Pietrzak to approve the rezone of the Berghammer request (for parcel NE-370-1 from single family residential to residential and farming) as presented. Motion carried all aye.

The town fee of $100 is due prior to the town signing the plat. The fee should be made to the Town of Newbold and mailed to Treasurer, Jodie Hess at PO Box 1063, Rhinelander, WI 54501.
Thank you,

Kim Gauthier, Certified Municipal Clerk
TOWN OF NEWBOLD
6103 Point Drive, Rhinelander, WI 54501
715-362-1092 Home Office / 715-369-0855 Town Hall
Town website: www.newboldwi.gov
Voting Info: www.myvote.wi.gov

From: Monique Taylor <mtaylor@oneidacountywi.gov>
Sent: Wednesday, July 8, 2026 1:00 PM
To: Dan Hess <dhess@oneidacountywi.gov>
Cc: Kim Gauthier <kgauthier@newboldwi.gov>
Subject: Rezone Petition #03-2026

Good Afternoon,

Enclosed, please find an electronic copy of a letter concerning above-referenced rezone.

Thank you,

Monique Taylor
Administrative Support
Oneida County Planning & Zoning
P.O. Box 400, 1 S. Oneida Ave.
Rhinelander, WI 54501
(715) 369-6130 - Main
(715) 369-6233 - Direct
mtaylor@oneidacountywi.gov

Agenda

Rezoning Petition #03-2026 Town of Newbold to change from District #2 Single Family to District #04 Residential and Farming.

Property described as: NW NE, Section 35, T37N, R8E, PIN NE-387 and part of PIN NE-370-1, Town of Newbold, Oneida County.

Authored by: Ryan and Sarah Berghammer
Land owners: Ryan and Sarah Berghammer
Public Hearing: August 19, 2026
Report prepared on August 13, 2026
Staff Recommendation: Approve

Summary review of Section 9.86(F) General Standards, when reviewing a petition to rezone

Section 9.86(F)(1) Whether the change is in accord with the purpose of this ordinance.

9.11 PURPOSE - UNDERLYING ORDINANCE: It is the purpose of this ordinance to promote the public health, safety, convenience and general welfare; to encourage planned and orderly land use development; to protect property values and the property tax base; to permit the careful planning and efficient maintenance of highway systems; to insure adequate highway, utility, health, educational and recreational facilities; to recognize the needs of agriculture forestry, industry and business in future growth; to encourage uses of land and other natural resources which are in accordance with their character and adaptability; to preserve wetlands, to conserve soil, water and forest resources; to protect the beauty and amenities of landscape and man-made developments; and to protect healthy surroundings for family life.

The property owner states the purpose of the rezone petition is "To allow a home stead w/a hobby farm. Farm animals are not allowed or limited in single family."

Section 9.86(F)(2) Whether the change is consistent with land use plans of the County, the affected town, and towns adjacent to the affected town.

Oneida County has adopted a Comprehensive Land Use Plan. The county plan is nothing more than the individual town land use plans. The Town of Newbold has an adopted comprehensive plan dated January 13, 2022. The Town of Newbold has designated the area as Single Family Residential (Medium

Density). Single Family Residential (Medium Density) - Identifies areas recommended for residential development typically consisting of smaller lot sizes. This classification targets existing residential neighborhoods that primarily serve a bedroom function to the services and opportunities offered by the City of Rhinelander. Continued in-fill of vacant lands within this classification would be encouraged and managed at densities that would not preclude the feasibility of public water or sewer infrastructure systems. Clustered residential development would also be encouraged. On-water (lakes, rivers, streams) property would be specifically regulated by the ability of the waterway to accommodate future development.

Staff believes the proposal is not consistent with the Town of Newbold's Comprehensive Land Use Plan. The Town of Newbold should consider amending their comprehensive plan-future land use.

The closest abutting towns within Oneida County are Pine Lake to the East, Lake Tomahawk to the West and Crescent to the South. The parcels are well over a 40 acre parcel away from adjacent Towns.

Section 9.86(F)(3) Whether conditions have changed in the area generally that justify the change proposed in the petition.

The property is currently zoned District #02 Residential and Farming. In review of historical aerial photography the property has been used for agriculture-fields.

Section 9.86(F)(4) Whether the change would be in the public interest.

The Town of Newbold approved the request August 13, 2026. Oneida County has formally published the request and has inserted this as a Class 2 notice of public hearing in the Northwoods River News. As of the date of this report there no public comment.

Before the committee can take a final position on this issue a formal opportunity for the public to respond at the public hearing must be done. As of this date there has been no communication either in writing or verbally on this change from the general public.

Section 9.86(F)(5) Whether the character of the area or neighborhood would be adversely affected by the change.

Properties in this area are zoned #2 Single Family Residential and District #04 Residential and Farming.

Agenda

Section 9.86(F)(6) Whether the uses permitted by the change would be appropriate in the area.

The committee will need to review the permitted, administrative and Conditional uses in District #2 Single Family Residential and District #4 Residential and Farming.

Section 9.86(F)(7) Whether the town board of the town in which the change would occur approves the change.

The Town of Newbold approved the request.

Section 9.86(F)(8) The size of the property that is the subject of the proposed change.

The parcels combined are approximately 40 acres

Section 9.86(F)(9) Whether the area to be rezoned is defined by recognizable or clearly definable boundaries such as those found in U.S.G.S. Land Office Survey maps or recorded plats, or those created by highways, railroad rights-of-way, meandering streams or lakes.

The properties are clearly definable.

Section 9.86(F)(10) Position of affected landowners.

The property owners support the request. As of the date of this report no objections have been raised.

As of the date of this report there is only one correspondence not objecting to the rezone petition. We must wait for the completion of the public hearing before taking a final position o this matter. Landowners abutting the area to be changed were provided with written notice of the public hearing, along with the date, time and place where this will be discussed. The above information does not address any comments or information received at the public hearing. Any new information will have to be factored in with all of the above standards to the Zoning Committee's final recommendation to the County Board.

Agenda

PETITION

To: Oneida County Board of Supervisors
Oneida County Clerk, Courthouse
P.O. Box 400
Rhinelander, WI 54501

PETITION NO. #03-2026
RECEIPT NO. 1123538
FEE PAID $600.00
DATE REC'D 6/16/26

Please choose one of the following (1 or 2 below):

1. The undersigned hereby petitions the Oneida County Board of Supervisors to change the zoning district classification of the following described land in the Town of Newbold, Oneida County, Wisconsin, from Single Family (2) zoning district to Residential/Farming (4) zoning district:

Insert property description. Attach map.
All of NE-387 and remainder of NE 370-1 not in Res/Farm. See Map and letter from NE 370-1 owner
Reason for rezone:
To allow homestead w/ a hobby farm. Farm animals are not allowed or limited in Single Family

2. The undersigned hereby petitions the Oneida County Board of Supervisors to amend Chapter 9, Oneida County Zoning and Shoreland Protection Ordinance as follows:

Insert proposed language or attach a separate sheet.
Reason for the amendment:

RECEIVED
JUN 16 2026
ONEIDA COUNTY
PLANNING & ZONING DEPT

OFFICE OF COUNTY CLERK
ONEIDA COUNTY
JUL 01 2026
MLB
ONEIDA COUNTY CLERK

Respectfully submitted on the 16 day of June 2026 by:

Owner name:	**Agent name:**
Ryan and Sarah Berghammer	
Address:	**Address:**
127 N. Pelham ST #	
City/State/Zip:	**City/State/Zip:**
Rhinelander WI 54501	
Telephone No:	**Telephone No:**
715-401-2453	
Signature	**Signature**
Ryan Berghammer	

Revised 6/11/2025

email: bnbguy@yahoo.com

Agenda

NOTICE TO PETITIONERS

Procedures to rezone/amend this ordinance are required to comply with the provisions of statute and administrative rule as described in Section 9.86 of the Oneida County Zoning and Shoreland Protection Ordinance.

1. You are required to pay a fee in the amount of $600.00 payable to Oneida County Planning and Zoning at the time your petition is filed.

2. Petitions shall be filed with the County Clerk at least two weeks in advance of the County Board meeting at which your petition will be considered.

3. Notice of Public Hearing on your petition will be published as a Class II Notice under Chapter 985, Wisconsin Statutes. You or your agent are required to attend the hearing and will be notified of the time and location.

4. You must provide a (plat/wetland/floodplain) map with the boundaries of any area you wish to rezone clearly depicted.

5. The criteria which the Planning & Development Committee must consider in order to reach a decision on your petition are stated in the ordinance:

   Section 9.86 – Floodplain & Comprehensive – Not Found
   Section 9.91 (F) – Shoreland – Wetland

   You must provide a written statement to the committee addressing each of these criteria as they relate to your proposed amendment/rezoning.

Shoreland-Wetland Rezoning/Amendment Criteria

Section 9.91 (F)(2) A wetland, or a portion thereof, in the Shoreland-Wetland district shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:

1. Storm and flood water storage capacity.
2. Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland.
3. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters.
4. Shoreline protection against soil erosion.
5. Fish spawning, breeding, nursery or feeding grounds.
6. Wildlife habitat.
7. Areas of special recreational, scenic or scientific interest, including scarce wetland types.

Section 9.91 (F)(3) If the Department of Natural Resources (DNR) has notified the committee that a proposed amendment to the Shoreland-Wetland District may have a significant adverse impact upon any of the criteria listed in Section 9.91 (F)(2) of this ordinance, that amendment, if approved by the County Board, shall contain the following provision: "This amendment shall not take effect until more than thirty (30) days have elapsed since written notice of the County Board's approval of this amendment was mailed to the DNR. During that 30-day period the DNR may notify the County Board that it will adopt a superseding Shoreland Ordinance for the county under sec. 59.692 (6), Wis. Stats. If the DNR does so notify the County Board, the effect of this amendment shall be stayed until sec. 59.692 (6), Wis. Stats., adoption procedure is completed and otherwise terminated."

Agenda

REZONE PETITION

Legal Description

Ryan and Sarah Berghammer, owners and applicants

NW NE, Section 35, T37N, R8E, PIN NE-387 and part of PIN NE-370-1, Town of Newbold.

Notes: Proposed change of zoning from District #2 Single Family Residential to District #4 Residential & Farming

- Reason for rezone – to allow homestead with a hobby farm.
- PIN NE-370-1 is zoned both residential and farming and single family residential. The rezone request is for a portion of this parcel to be included for a change from single family residential to residential and farming.

PZshare/LUS/Rezone/Descriptions/ne.berghammer.rezone.7.26

Agenda

F. General Standards When reviewing a petition, the Committee and County Board shall consider the following:

1. Whether the change is in accord with the purpose of this ordinance.

2. Whether the change is consistent with land use plans of the County, the affected town, and towns adjacent to the affected town. **Change does not match the comprehensive plan, but is not increasing density, not creating an island, was zoned farm prior to last zoning change, and is consistent with zoning of adjacent parcels.**

3. Whether conditions have changed in the area generally that justify the change proposed in the petition. **No change in conditions. We would like to continue use as farmland.**

4. Whether the change would be in the public interest. **We believe it is**

5. Whether the character of the area or neighborhood would be adversely affected by the change. We **do not believe it would, there is adjacent small-scale farming currently in operation.**

6. Whether the uses permitted by the change would be appropriate in the area. **We believe it is. Historically this was farmland. Adjacent zoning is also Residential Farming.**

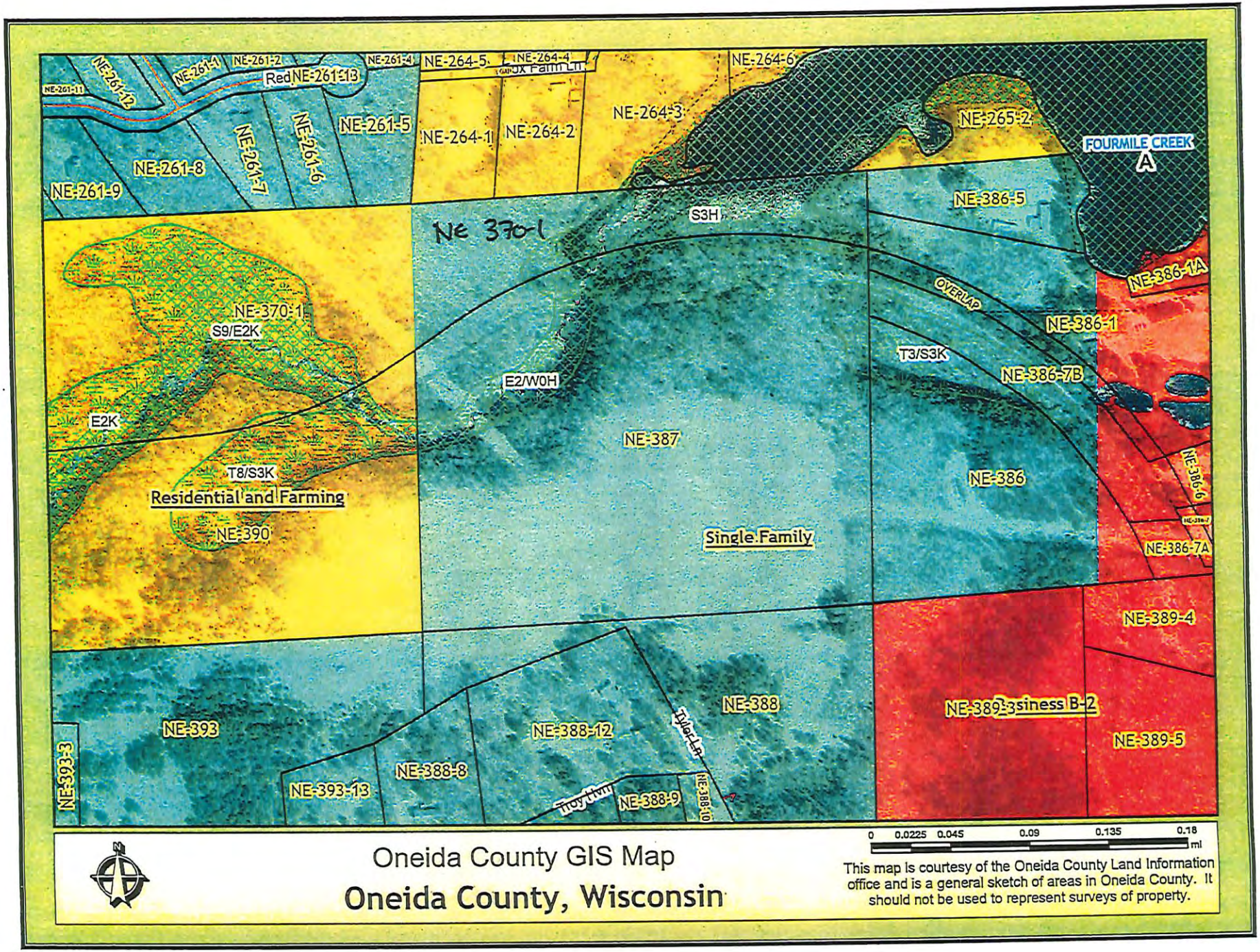
7. Whether the town board of the town in which the change would occur approves of the change. **TBD**

8. The size of the property that is the subject of the proposed change. **40 acres**

9. Whether the area to be rezoned is defined by recognizable or clearly definable boundaries such as those found in U.S.G.S. Land Office Survey maps or recorded plats, or those created by highways, railroad rights-of-way, meandering streams or lakes. **Yes, boundary is the 40-acre plot lines**

10. Position of affected landowners. **In support of, see letter.**

Agenda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NE-264-2
NE-264-3
NE-265-2
FOURMILE CREEK
A
NE 370-1
S3H
NE-386-5
NE-386-1A
OVERLAP
NE-370-1
S9/E2K
NE-386-1
T3/S3K
E2/W0H
NE-386-7B
E2K
NE-387
NE-386-6
T8/S3K
NE-386
Residential and Farming
NE-390
Single Family
NE-386-7A
NE-389-4
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Tyler Ln
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mi
Oneida County GIS Map
Oneida County, Wisconsin
This map is courtesy of the Oneida County Land Information office and is a general sketch of areas in Oneida County. It should not be used to represent surveys of property.

Agenda

Dustin Bronson, Ph.D.
3908 Forest Ln
Rhinelander, WI 54501
Ph 608-469-6680
dustinbronson@gmail.com

Date: April 18, 2026

To the Oneida County Zoning Commission:

I am writing in support of the proposed zoning change from single-family residential to residential and farming for parcel ID NE-387, owned by Sarah and Ryan Berghammer. This request also encompasses a portion of our own property, parcel NE-370-1.

The majority of our land is already designated as residential and farming, and this proposed change would bring the remainder into alignment with that existing classification. We fully support the Berghammers' desire to keep horses on their property, which is the primary purpose of this zoning request.

We believe that these kinds of rural pursuits are a reflection of what makes Oneida County such a special place to live, and we encourage the Commission to approve this change.

Respectfully,



Dustin Bronson

Agenda



Newbold (S) & Pine Lake (W)

See Aerial Map Page 55

Township 37N - Range 8E

Copyright © 2018 Mapping Solutions

Rezone #03-2026

Newbold | Pine Lake

SEE PAGE 81

SEE PAGE 53

SEE PAGE 59

SEE PAGE 33

Agenda

RESOLUTION # 72-2026
ORDINANCE AMENDMENT # 05-2026
CHAPTER 2, ARTICLE II, SECTION 2.30 OF THE ONEIDA COUNTY CODE

Resolution to amend Chapter 2, Article II, Section 2.30 of the Oneida County Code.

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

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

WHEREAS, currently, the Oneida County Conservation and UW-EX Education Committee consists of five (5) County Board Supervisors, plus one (1) designee of the USDA Farm Service Agency (FSA); and

WHEREAS, on June 16, 2026, the County Board denied a resolution to adopt language to appoint up to two (2) citizen members to the committee; and

WHEREAS, Chapter 2, Article II, Section 2.30 still needs to be revised to reflect that there is no longer an FSA representative on the Committee, as that representative is actually a person engaged in an agricultural use, pursuant to Wisconsin state statute;

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

Article II **Committees, Boards, and Commissions**

§ 2.30 **Committees.**

(2) Appointed.

(a) Enumerated. The following standing committees shall be appointed by the Chair at the organizational meeting of the Board in the year she/he is elected and shall consist of the number of members listed herein. The County Board Chair will appoint the Chair of each committee, except the Public Works Committee. The Chair may appoint a Committee on Committees to assist him/her. All appointed committee members shall serve two-year terms and be County Board supervisors, except where State law provides for other non-Board members, all State mandated non-County Board members will be selected using the process set out in Paragraph (4) below:

Agenda

Conservation and UW-EX Education	5 County Board Supervisors plus ~~1 FSA~~ a person engaged in an agricultural use, pursuant to Chs. 91 and 92, Wis. Stats. ~~The Conservation and UW-EX Committee shall consist of five members of the County Board and a designee of the USDA Farm Service Agency (FSA), and shall have such powers and duties as prescribed in Ch. 92, Wis. Stats., as amended from time to time.~~

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #_____ 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.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 9/17/26

Approved for presentation to the County Board by the Conservation and UW-Ex Education Committee this 14th day of September, 2026.

Consent Agenda Item: X YES _____NO

Fiscal Impact

- ☐ Included in Resolution
- ☐ Attached
- ☒ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Robb Jensen	☒	☐	☐
Dan Hess	☒	☐	☐
Chris Schultz	☒	☐	☐
Linnaea Newman	☐	☒	☐
Collette Sorgel	☒	☐	☐
Levi Rhody	✓	☐	☐

_____ Ayes

Agenda

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Agenda

RESOLUTION # 73-2026

Resolution Opposing Discontinuance of Copper-Based Telephone Service in Oneida County Without Reliable Replacement Service

Resolution approved for presentation to the Oneida County Board by Supervisor Billy Fried.

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

WHEREAS, Oneida County is dedicated to protecting the health, safety, and economic well-being of its residents and businesses; and

WHEREAS, Oneida County residents have received notices concerning proposed discontinuance of copper-based telephone service provided by Frontier Communications, now part of Verizon; and

WHEREAS, residents have reported locations in Oneida County where cellular reception is weak, unreliable, or unavailable and where adequate wired replacement services are not currently available; and

WHEREAS, traditional copper-based telephone service can provide voice communications during a loss of electrical power at a customer's premises when used with a compatible corded telephone, provided the serving telephone network remains operational; and

WHEREAS, replacement services delivered through fixed wireless or Voice over Internet Protocol may depend on electrical power at the customer's premises, backup batteries, and the continued availability of the serving wireless or broadband network; and

WHEREAS, inadequate cellular coverage, exhausted backup power, or network outages could prevent affected residents from contacting 911, emergency responders, healthcare providers, and family members; and

WHEREAS, some residents and businesses depend on telephone service for medical alert and monitoring systems, fire and security alarms, and other essential communications, and replacement-service compatibility must be evaluated before existing service is discontinued; and

WHEREAS, residents have also expressed concern about the continued availability of existing copper-based DSL internet service, and the effects of any proposed network retirement on both telephone and internet service should be clearly disclosed; and

WHEREAS, a replacement service shown on a coverage map or described as generally available may not provide reliable service at an individual residence or business; and

WHEREAS, forced service transitions may impose additional equipment, installation, backup-power, and recurring service costs, with particular consequences for older adults, people with disabilities, low-income households, and residents with limited alternatives; and

Agenda

WHEREAS, Oneida County supports investment in modern telecommunications infrastructure while maintaining that modernization must preserve reliable, affordable access to essential communications and emergency services;

NOW, THEREFORE, BE IT RESOLVED that the Oneida County Board of Supervisors:

1) Urges the Federal Communications Commission to deny any pending application by Frontier Communications, Verizon, or their applicable subsidiaries to discontinue copper-based telephone service affecting Oneida County unless and until reliable, affordable, and functionally adequate replacement service is available and operational at each affected customer location.

2) Requests that the FCC require address-specific evaluation of proposed replacement services, including actual service availability, wireless reception where applicable, reliable access to 911, accessibility for people with disabilities, and compatibility with essential telephone-dependent equipment.

3) Requests that the FCC require enforceable transition protections addressing advance customer notice, installation assistance, backup-power capability and maintenance, disclosure of all customer costs, and procedures for resolving failed installations or inadequate replacement service before existing service is disconnected.

4) Urges Frontier Communications and Verizon to maintain existing service at affected locations until replacement service has been installed and its functionality verified, including reliable emergency calling and compatibility with essential equipment where applicable.

5) Requests written clarification from Frontier Communications and Verizon concerning the effects of the proposed transition on existing DSL internet service, including whether service will continue, any proposed discontinuance dates, and the replacement options actually available at affected addresses.

6) Requests that the FCC consider evidence submitted by Oneida County residents, the Oneida County Broadband Task Force, county emergency-services officials, and the Public Service Commission of Wisconsin when evaluating the proposed service transition.

7) Directs the County Clerk, in consultation with Corporation Counsel, to identify the applicable FCC proceeding or proceedings and submit this resolution through the FCC Electronic Comment Filing System and any other appropriate filing process. If authorization has already been granted, the county requests that the FCC review the reported service gaps and use its available authority to prevent residents from losing essential communications.

8) Directs the County Clerk to transmit copies of this resolution to Frontier Communications and Verizon, the Public Service Commission of Wisconsin, Wisconsin Governor Tony Evers, U.S. Senators Tammy Baldwin and Ron Johnson, Congressman Tom Tiffany, State Senator Mary Felzkowski, and State Representatives Rob Swearingen and Calvin Callahan.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/15/26

Agenda

Consent Agenda Item: _____YES _____NO

Offered and passage moved by: Billy Fried via email

Supervisor Billy Fried

Seconded by _____

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this 20th day October, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Agenda

RESOLUTION # 74-2026

Resolution to apply for a County Forest Project Loan

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

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

WHEREAS, counties with lands enrolled in County Forest Law as described in Wis. Stats. 28.10 & 28.11 are eligible for County Forest Project Loans to use for meritorious and economically productive forestry operations consistent with their County Forest Comprehensive Land Use (15 Year) Plan; and

WHEREAS, Oneida County owns approximately 83,000 acres of forest land enrolled in County Forest Law; and

WHEREAS, the County maintains approximately 40 miles of County Forest Roads that are heavily utilized for both timber management and public access; and

WHEREAS, the County Forest Road infrastructure is aging and in need of significant improvements to maintain the integrity of the roads; and

WHEREAS, the County also wishes to replace and/or obtain equipment to aid in the management of forest resources and road infrastructure; and

WHEREAS, the County seeks to apply for a County Forest Project Loan to fund the aforementioned road infrastructure and equipment needs at zero percent interest, to be repaid by collecting twenty percent of gross receipts from timber sale revenue until the balance is paid in full; so

THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors hereby authorizes the Forestry, Land and Recreation Committee, in its oversight of the Oneida County Forestry Department, to apply for a County Forest Project Loan from the Wisconsin Department of Natural Resources for the purposes stated above in an amount not to exceed $800,000.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/6/26

Approved for presentation to the County Board by the Forestry, Land & Recreation Committee this 6th day of October, 2026.

Consent Agenda Item: _____YES X NO

Agenda

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor Robert Almekinder	☒	☐	☐
Supervisor Robert Briggs	☒	☐	☐
Supervisor Chris Schultz	☒	☐	☐
Supervisor Collette Sorgel	☐	☐	☐
Supervisor Lenore Lopez	☒	☐	☐

Fiscal Impact

☐ Included in Resolution

☐ Attached

☐ N/A

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

_____ Tracy Hartman, County Clerk

_____ Scott Holewinski, County Board Chair

Agenda

ONEIDA COUNTY
PLANNING & ZONING DEPARTMENT

Courthouse Building
1 South Oneida Avenue, P.O. Box 400
Rhinelander, WI 54501
Phone: (715)369-6130
Email: zoning@oneidacountywi.gov

Minocqua Branch Office
415 Menominee Street, P.O. Box 624
Minocqua, WI 54548
Phone: (715)369-6130
Email: zoning@oneidacountywi.gov

Memorandum

To: Oneida County Board of Supervisors
From: Karl Jennrich, Director
Cc: Chad Lynch, Corporation Counsel; Larry Konopacki, Stafford Rosenbaum, LLP
Date: October 14, 2026
Re: Revisions to Chapter 9 of the Oneida County Zoning and Shoreland Ordinance

Ordinance Amendment #13-2022 to amend Chapter 9, Article 1, Section 9.11, Article 3, Sections 9.32 and 9.33, Article 5, Section 9.50, Article 9, Sections 9.90, 9.91, 9.92, 9.93, 9.94, 9.95, 9.97, 9.99, and Article 10 Definitions.

Dear County Board Supervisors,

This memo is to provide you with background information regarding Ordinance Amendment (OA) #13-2022. Oneida County is mandated by the State of Wisconsin to zone all shorelands on navigable waters, pursuant to § 59.692(1c), Wis. Stat., which states as follows:

59.692 Zoning of shorelands on navigable waters.
(1c) To effect the purposes of s. 281.31 and to promote the public health, safety and general welfare, each ***county*** *shall zone by ordinance all shorelands in its unincorporated area. The requirements in this ordinance shall relate to the purposes in s. 281.31 (1). This ordinance may be enacted separately from ordinances enacted under s. 59.69.*

Shoreland area is defined in § 59.692(1)(b)(1) and (2), Wis. Stats. as follows:

59.692 Zoning of shorelands on navigable waters.
(1) In this section:

(b) "Shorelands" means the area within the following distances from the ordinary high-water mark of navigable waters, as defined under s. 281.31 (2) (d):
1. *One thousand feet from a lake, pond or flowage. If the navigable water is a glacial pothole lake, this distance shall be measured from the high-water mark of the lake.*
2. *Three hundred feet from a river or stream or to the landward side of the floodplain, whichever distance is greater.*

Oneida County adopted and has administered a shoreland zoning ordinance since August 18, 1970 through Resolutions #163 and #165.

On May 20, 2022, Oneida County received a letter from the Wisconsin Department of Natural Resources requesting county zoning administrators to work with their oversight committees and county boards to amend their shoreland zoning ordinances to comply with various acts, including 2021 Wisconsin Act 105 and 2021 Wisconsin Act 200. When Oneida County received the letter from the Wisconsin Department of Natural Resources, the County was already in the process of revising the shoreland Ordinance to comply with the above-referenced Acts.

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Oneida County had seventeen (17) publicly noticed meetings prior to the first public hearing, which was held on March 29, 2023. The Planning and Development Committee took public comments from the public hearing into consideration. One of the publicly noticed meeting was held in Minocqua on March 29, 2022, in which this meeting solicited input at the request of various builders, landscapers, and other interested parties that are affected by Chapter 9, Article 9 Shoreland Protection Provisions. As part of the Ordinance revisions, the Planning and Development Committee recommended hiring outside counsel, Attorney Larry Konopacki with Stafford Rosenbaum, LLP. On August 15, 2023, the Oneida County Board of Supervisors approved Resolution #82-2023 for outside counsel up to $10,000 to assist the Planning and Development Committee concerning interpretations of Wisconsin statute and administrative code. Attorney Konopacki has previous experience working with the State of Wisconsin legislative counsel.

After the retention of Attorney Konopacki, the Planning and Development Committee and Planning and Zoning staff worked with Attorney Konopacki to effectuate changes that were requested by the Planning and Development Committee.

Attorney Konopacki and staff have also been working with the Wisconsin Department of Natural Resources, pursuant to Wisconsin Administrative Code, §§ NR115.06(1) and (2), to get the Ordinance certified. Multiple meetings were held virtually with the Wisconsin Department of Natural Resources with staff and Attorney Konopacki. Legal argument was provided to the Wisconsin Department of Natural Resources from Attorney Konopacki.

In total since 2022, the Planning and Development Committee has held 29 publicly noticed meetings, thirteen (13) in 2022, nine (9) in 2023, two (2) in 2024, two (2) in 2025, and three (3) in 2026. All meetings were properly noticed and public comment was considered. Comments from the Wisconsin Department of Natural Resources was also reviewed by staff and Attorney Konopacki.

The Ordinance amendments would:

1. Incorporate changes as requested by the Wisconsin Department of Natural Resources letter dated May 20, 2022 relating to 2021 Wisconsin Act 105 and 2021 Wisconsin Act 200.
2. Make adjustments to legal preexisting structures and uses in non-shoreland areas to conform with § 59.69(10), Wis. Stat. This included licensed manufactured home parks.
3. Make adjustments to legal pre-existing structures and uses, pursuant to § 59.692, Wis. Stat., along with the entire Shoreland Ordinance, to conform with 2015 Wisconsin Act 41 and 2015 Wisconsin Act 55.
4. Not require a separate shoreland alteration permit if the land disturbance is associated with a construction permit authorized by the Planning and Zoning Department. Erosion control and landscaping would still need to be addressed on the zoning permit.
5. Landscaping/land disturbance not associated with a walkway or boathouse would be allowed in the access and viewing corridor.
6. Allow for stairs on the outside of a boathouse for access to a roof deck and a four (4) foot wide apron as part of a boathouse.
7. Allow for multiple walkways, if determined to be necessary.
8. Redefine building footprint to incorporate attached appurtenances.
9. Make adjustments to the averaging provisions.

Staff and Attorney Konopacki will be in attendance at the meeting to answer any technical questions. If you have any questions or concerns prior to the meeting, please feel free to contact me at kjennrich@oneidacountywi.gov or 715-369-6176.

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RESOLUTION # 75-2026

ORDINANCE AMENDMENT #13-2022

CHAPTER 9, ARTICLE 1, SECTION 9.11, ARTICLE 3, SECTIONS 9.32 & 9.33, ARTICLE 5, SECTIONS 9.50 & 9.52, ARTICLE 9, SECTIONS 9.90, 9.91, 9.92, 9.93, 9.94, 9.95, 9.97, & 9.99 SHORELAND PROTECTION, APPENDIXES C-Q, AND ARTICLE 10 DEFINITIONS OF THE ONEIDA COUNTY ZONING AND SHORELAND PROTECTION ORDINANCE

Resolution to Article 1, Section 9.11, Article 3, Sections 9.32 & 9.33, Article 5, Sections 9.50 & 9.52, Article 9, Sections 9.90, 9.91, 9.92, 9.93, 9.94, 9.95, 9.97, & 9.99 of the Oneida County Zoning and Shoreland Protection Ordinance.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Planning and Development Committee.

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

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #13-2022, which was filed January 17, 2023, March 8, 2023, and October 7, 2026, (October 7, 2026 copy attached) to amend Article 1, Section 9.11, Article 3, Sections 9.32 & 9.33, Article 5, Sections 9.50 & 9.52, Article 9, Sections 9.90, 9.91, 9.92, 9.93, 9.94, 9.95, 9.97, & 9.99 of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held two (2) public hearings thereon March 29, 2023 and February 24, 2026, pursuant to § 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, Oneida County is mandated by the State of Wisconsin to administer a shoreland zoning ordinance; and

WHEREAS, Oneida County received a letter dated May 20, 2022, requesting Oneida County to revise their Shoreland Zoning Ordinance to comply with Wisconsin statutes and administrative code; and

WHEREAS, the Planning and Development Committee has held 29 public meetings over approximately five (5) years, including one (1) in the Town of Minocqua to specifically solicit public input; and

WHEREAS, the Planning and Development Committee held two (2) public hearings and one was held on March 29, 2023 and one was held on February 24, 2026; 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

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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]:

Changes are contained within the attached document containing lines 1-2090.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #13-2022 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.

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

The County Board has the legal authority to adopt: Yes ✓ No _____ as reviewed by the Corporation Counsel, _____, Date: 10/14/26

Approved for presentation to the County Board by the Planning and Development Committee this 14th day of October, 2026.

Consent Agenda Item: _____YES X NO

Fiscal Impact

- ☐ Included in Resolution
- ☐ Attached
- ☐ N/A

Offered and passage moved by:

	Aye	Nay	Abstain
Supervisor (Scott Holewinski)	✓	☐	☐
Supervisor (Dan Hess)	✓	☐	☐
Supervisor (Bob Almekinder)	X	☐	☐
Supervisor (Billy Fried)	✓	☐	☐
Supervisor (Michael Tautges)	✓	☐	☐

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

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ORDINANCE AMENDMENT #13-2022 (10/1/26)

CHAPTER 9

ARTICLE 1 – GENERAL PROVISIONS
Section 9.11 Purpose – Underlying Ordinance

ARTICLE 3 – ZONING, ADMINISTRATIVE REVIEW, AND SANITARY PERMITS
Section 9.32 Zoning Permit Requirement

Section 9.33 Exceptions to Zoning Permit Zoning Requirement

ARTICLE 5 – ADDITIONAL TYPES OF USES
Section 9.50 Legal Pre-Existing Structures and Uses in Non-Shoreland Area

Section 9.52 Mobile Home, Manufactured Home and House Trailer Parks

ARTICLE 9 – SHORELAND PROTECTION PROVISION
Section 9.90 Shoreland Protection

Section 9.91 Shoreland-Wetland Zoning (District 11)

Section 9.92 Shoreland-Wetland Restrictions

Section 9.93 Land Division Review, Sanitary Regulations, Planned Unit Development and Minimum Lot Size

Section 9.94 Shoreland Setbacks, Exempt Structures, Reduced Principal Structure Setbacks, Floodplain Structures, Impervious Surfaces and Height

Section 9.95 Vegetation

Section 9.97 Shoreyard Alteration Permits and Filling, Grading, Lagooning, Dredging, Ditching and Excavating

Section 9.99 Nonconforming Uses and Structures

APPENDIXES C-Q and ARTICLE 10 DEFINITIONS

Additions noted by underline; deletions noted by ~~strikethrough~~

9.11 PURPOSE - UNDERLYING ORDINANCE

It is the purpose of this ordinance to promote the public health, safety, convenience and general welfare; to encourage planned and orderly land use development; to protect property values and the property tax base; to permit the careful planning and efficient maintenance of highway systems; to insure adequate highway, utility, health, educational and recreational facilities; to recognize the needs of agriculture forestry, industry and business in future growth; to encourage uses of land and other natural resources which are in accordance with their character and adaptability; to preserve wetlands, to conserve soil, water and forest resources; to protect the beauty and

amenities of landscape and man-made developments; and to protect healthy surroundings for family life.

It is further the goal of this ordinance to promote the following specific purposes:

A. Prevent and control water pollution through:

~~1. Requiring setbacks between septic tanks and soil absorption systems from lakes and other watercourses.~~

~~2.~~1. Regulating the use of septic tanks and soil absorption systems to protect the public health, safety and general welfare.

~~3.~~2. Requiring alternate methods of sewage disposal where land conditions make soil absorption methods unsuitable.~~, and~~

3. Requiring erosion control measures, structures or devices such as silt fences, sediment basins, check dams, channels, swales, energy dissipation pads, seeding, mulching, retaining walls and other similarities.

4. Requiring water control measures such as any best management practice, storm water facility or other methods used to minimize the discharge of pollutants to State waters.

9.32 ZONING PERMIT REQUIREMENT (8-2015,15-2017,5-2020)

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 current equalized assessed value (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 (OHWM) of any navigable waterway except as provided in s. 59.692, Wis. Stat.

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 Section 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~~ onsite wastewater 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 (#39-2004, 05-2005, 8-

2015, 15-2017, 5-2020)

A. New Structure (Costs under $2,500)

A zoning permit shall not be required when the total fair market value of materials and labor reasonably anticipated for the total cost of constructing a new structure is $2,500.00 or less, and provided:

1. The structure is less than 200 square feet in size.
2. The structure is not part of a sewerage system.
3. Driveways, sidewalks, and walkways greater than 75 ~~ft~~ feet from the OHWM provided they meet the impervious requirements of the ordinance.
4. The structure conforms with all other requirements of this ordinance.

~~B. Existing Structure (Alterations under $2,500.00)~~

~~A zoning permit shall not be required for an existing structure when the cumulative fair market value of materials and labor for all structural alterations to the structure, excluding ordinary maintenance and repairs, is $2,500.00 or less over the life of the structure, and provided:~~

~~1. The improvements or alterations do not structurally alter the structure so as to change its use.~~
~~2. The improvements or alterations do not include the replacement of an existing impervious surface greater than 200 square feet in size.~~
~~3. The structure conforms to all of the requirements of this ordinance.~~
~~4. The structural alteration does not result in any further encroachment upon any setback, yard or open space areas controlled by this ordinance.~~

~~C.~~ B. Maintenance and Repairs

A zoning permit shall not be required for the maintenance and repair of a structure.

~~D.~~ C. Public Utility Lines or Structures

A zoning permit shall not be required for the construction of public utility lines or structures.

~~E.~~ D. Open Fences

A zoning permit shall not be required for the construction of open fences.

~~F.~~ E. 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, 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 (2) 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 Section 13.24 of the Oneida County Private Onsite Wastewater Treatment Systems 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.

~~G.~~ F. Construction Trailers

A zoning permit shall not be required in order to place construction trailers on property during any construction period authorized by a conditional use permit.

G. A separate zoning permit shall not be required for erosion and water control measures, structures, devices, and landscaping, if associated with and addressed to the extent applicable, in an active zoning permit for a structure (three (3) years from date of issuance).

H. Other Requirements Apply

The exceptions to the zoning permit requirements contained in this article do not excuse a property owner from applying for and obtaining all other permits required by the Oneida County Ordinances or other local, state, or federal laws or regulations.

9.50 LEGAL PRE-EXISTING STRUCTURES AND USES IN NON-SHORELAND AREA (#25-2004,4-2009)

C. Legal Pre-Existing Uses

1. A legal pre-existing use of a structure or premises may be expanded or enlarged upon issuance of an administrative review permit. ~~No~~ Structural alteration, addition or repair to any building or structure ~~with a legal preexisting use, over the life of the building or structure shall exceed~~ in excess of 50 percent of its assessed value of any existing building, premises, structure, or fixture for the purpose of carrying on any prohibited trade or new industry within the district where such buildings, premises, structures, or fixtures are located, is prohibited, ~~100 percent of its building footprint at the time it became legal pre-existing~~ unless it is permanently changed to conform to the requirements of this ordinance and provided that the requirements of Sections 9.50 and 9.99 are met.
2. Discontinuance. If a legal pre-existing use is discontinued for twelve (12) consecutive months, any future use of the structure or property shall conform to this ordinance.

3. Temporary structures. If the legal pre-existing use of a temporary structure is discontinued for any period of time, such legal pre-existing use of the temporary structure may not be recommenced.
4. Nuisances. Uses that are nuisances shall not be permitted to continue as legal pre-existing uses.
5. s. 59.69(10)(at), Wis. Stats. (see note below)

Note: **59.69 Planning and zoning authority.**
(10) Nonconforming uses.
(at) Notwithstanding par. (am), a manufactured home community licensed under s. 101.935 that is a legal nonconforming use continues to be a legal nonconforming use notwithstanding the occurrence of any of the following activities within the community:
1. Repair or replacement of homes.
2. Repair or replacement of infrastructure.

D. Existing Structures (#29-2001, #25-2004)

~~1. Purpose. It is the purpose of this ordinance to recognize the interest of the owners of structures that encroach over lot lines, road right-of-way lines, or are located within the road setback, side yard or rear yard setback that were lawfully permitted under the previous ordinance or otherwise lawfully existed, and which existed at the time this ordinance took effect on June 26, 2005, that such structures shall be conforming.~~

~~2.~~ 1. Structures or portions thereof that were lawfully permitted under a previous ordinance or otherwise lawfully existed and which ~~existed at the time this ordinance took effect on June 26, 2005,~~ now do not comply with this ordinance (a "nonconforming structure"), may only be altered or reconstructed in compliance with the limitations in this section.

~~a. Existing structures or portions thereof unlawfully constructed or altered shall be accorded no benefit under this section.~~

~~b.~~ 2. Subject to the requirements of this ordinance, if ~~an owner can establish by permit application that~~ a nonconforming structure ~~located in the road setback, side yard setback or rear yard setback areas~~ has been destroyed or damaged after ~~the effective date of this ordinance, June 26, 2005~~ March 2, 2006, by violent wind, fire, flood, ~~or~~ vandalism, ice, snow, mold, or infestation, the ~~same~~ nonconforming structure may be reconstructed or repaired to the size, location and use it had immediately before the damage occurred, subject to the following conditions:

~~(1)~~ a. Any nonconforming structure that is destroyed or damaged due to a deliberate act by the owner or by his/her agent, or due to general deterioration or dilapidated condition, may not be reconstructed or repaired, except in conformance with the standards of this ordinance.

~~(2)~~ b. Except as provided in §87.30(1d), Wis. Stats., nonconforming structures that are subject to regulation under a floodplain zoning ordinance may not be reconstructed or repaired except in compliance with the floodplain zoning ordinance.

~~(3)~~ c. The owner shall bear the burden of proof as to the size and~~,~~ location ~~or use~~ of a destroyed or damaged nonconforming structure. ~~situated less than the minimum distance required under this ordinance involving road right-of-way, public road centerline, side or rear lot line setbacks had within a reasonable time before such destruction or damage by providing photographic records,~~

~~construction documents, and assessor's/appraiser's records pertaining to the structure.~~

~~(4)~~ d. Reconstruction or repairs authorized under this provision shall be permitted only to the extent necessary to repair the specific damage caused by violent wind, vandalism, fire or flood and only that portion of the structure that has been damaged or destroyed may be reconstructed or repaired.

~~3. Accessory structures that encroach over lot lines, road right-of-way lines, or are located within the road setback, side yard or rear yard setback are permitted ordinary maintenance and repairs. Such structures should not be structurally altered, improved, replaced or expanded.~~

~~4.~~ 3. ~~Principal buildings~~ Nonconforming structures ~~that encroach over lot lines or road right-of-ways~~ may be continued subject to the following:

a. All work shall be in strict compliance with all other requirements of this ordinance.

b. Repair, maintenance, renovation, rebuilding, or remodeling of nonconforming structures is ~~Ordinary maintenance, repairs and non-structural improvements shall be~~ permitted provided that ~~they do not alter~~ the envelope of such structure is not altered, except as provided below.~~, which consists of any existing exterior wall, roof structure, and foundation.~~

~~c. Structural improvements. The alteration of any structural members of the existing walls, roof, and interior structural members of such structure shall not be permitted.~~

~~5. Principal buildings located in the road setback, side yard setback or rear yard setback areas may be continued subject to the following conditions:~~

~~a. All work shall be in strict compliance with all other requirements of this ordinance. Ordinary maintenance, repairs and structural improvements shall be permitted.~~

~~b. In the event a proposed expansion is in a road setback area, the property owner shall obtain a written statement from the government entity that has jurisdiction over such road stating that it has no objection.~~

c. A nonconforming structure that is a principal building, or a portion thereof, located in whole or in part within a ~~road setback, side yard or rear yard~~ setback area under this ordinance ~~is permitted to~~ may be expanded vertically subject to the limits under this ordinance, and may be expanded horizontally subject to the limits of this ordinance, provided that the horizontal expansion does not occur within a setback area. ~~, which may result in total replacement, in a direction away from the adjoining lot line or road right-of-way line. Upon reaching the setback line, such expansion may also be lateral to the setback line.~~

2969.52 MOBILE HOME, MANUFACTURED HOME AND HOUSE TRAILER PARKS
(Amend. #10-2009,2-2015)

I. s. 59.69(10)(at), Wis. Stats. (see note below)

Note: **59.69 Planning and zoning authority.**
(10) Nonconforming uses.
(at) Notwithstanding par. (am), a manufactured home community licensed under s. 101.935 that is a legal nonconforming use continues to be a legal nonconforming use notwithstanding the occurrence of any of the following activities within the community:
1. Repair or replacement of homes.

2. Repair or replacement of infrastructure.

9.90 SHORELAND PROTECTION (#3-2019)

B. Finding of Fact

Uncontrolled use of the shorelands and pollution of the navigable waters of Oneida County will adversely affect the public health, safety, convenience, and general welfare and impair the tax base. The legislature of Wisconsin has delegated responsibility to the counties to further the maintenance of safe and healthful conditions; prevent and control water pollution; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses; and to preserve shore cover and natural beauty. This responsibility is hereby recognized by Oneida County, Wisconsin. ~~Changes made in 2017 to comply with NR115, Act 55, Act 167 and Act 391.~~

C. Purpose and Intent (ss. 281.31(1) and 59.692(1c), Wis. Stats. and NR 115.01)

D. Shoreland Jurisdiction

The shoreland protection provisions of this ordinance are adopted pursuant to s. 59.692, Wis. Stats., and shall apply to all lands (referred to herein as "shorelands") in the unincorporated areas of Oneida County, which are:

1. ~~Within one thousand (1,000) feet of the ordinary high water mark of navigable lakes, ponds or flowages~~. Within one thousand (1,000) feet of the ordinary high water mark (OHWM) of navigable lakes, ponds, or flowages (NR 115.03(8)) or within one thousand (1,000) feet of the high-water mark of navigable glacial pothole lakes (59.692(1)(b)1, Wis. Stats). Lakes, ponds or flowages in Oneida County shall be presumed to be navigable if they are listed in the DNR publication "Surface Water Resources of Oneida County" or shown on the 7.5 minute series United States Geological Survey quadrangle maps.
2. Within three hundred (300) feet of the ordinary high water mark of navigable rivers or streams or to the landward side of the floodplain, whichever distance is greater. Rivers and streams in Oneida County shall be presumed to be navigable if they are designated as either ~~continuous~~ perennial or intermittent waterways on the United States Geological Survey quadrangle maps. Flood Insurance Rate Maps, which have been adopted by Oneida County, shall be used to determine the extent of the floodplain of navigable rivers or streams in Oneida County. Floodplain areas are subject to the Oneida County Zoning and Shoreland Protection Ordinance.
3. The provisions of this chapter apply to regulation of the use and development of unincorporated shoreland areas, unless specifically exempted by law, all cities, villages, towns, and counties ~~and, when s. 13.48 (13), Wis. Stats., applies, state agencies~~ are required to comply with, and obtain all necessary permits under, local shoreland ordinances. When s. 13.48(13), Wis. Stats. applies, state agencies are subject to this ordinance, but no permit or fee is required. The construction, reconstruction, maintenance or repair of state highways and bridges carried out under the direction and supervision of the Wisconsin Department of ~~t~~Transportation is not subject to local shoreland zoning ordinances if s. 30.2022 (1m), Wis. Stats.~~,~~ applies. (NR 115.02) Shoreland zoning requirements in annexed or incorporated areas are provided in s. 61.353 and s. 62.233, Wis. Stats.

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4. Determinations of navigability and ~~ordinary high water mark~~ OHWM shall initially be made by the zoning administrator. When questions arise, the zoning administrator shall contact the ~~Northern Region Service Center~~ appropriate office of the DNR for a final determination of a navigability or ~~ordinary high water mark~~ OHWM. The county may work with surveyors with regard to s. 59.692(1h), Wis. Stats.
5. Under s. 281.31(2m), Wis. Stats., notwithstanding any other provision of law or administrative rule promulgated thereunder, this shoreland zoning ordinance does not apply to:
   a. Lands adjacent to farm drainage ditches, if any of the following apply:
      (1) Such lands are not adjacent to a natural navigable stream or river;
      (2) Those parts of such drainage ditches adjacent to such lands were not navigable streams before ditching; and
   b. Lands adjacent to artificially constructed drainage ditches, ponds or storm water retention basins that are not hydrologically connected to a natural navigable water body.
6. Shoreland Zoning Standards. In the past, counties were allowed to adopt shoreland zoning standards more restrictive than those contained in NR 115. Currently, requirements in 2015 Wisconsin Act 55 do not allow counties to regulate a matter in a shoreland zoning ordinance more restrictively than the matter is regulated by a shoreland zoning standard. However, counties can continue to regulate a matter that is not regulated by a shoreland zoning standard.
~~7. Interpretation. s. (59.69)(13), Wis. Stats. In their interpretation and application, the provisions of this ordinance shall be liberally construed in favor of the county and shall not be deemed a limitation or repeal of any other powers granted by Wisconsin Statutes. Where a provision of this ordinance is required by statute and a standard in ch. NR 115, Wis. Adm. Code, and where the ordinance provision is unclear, the provision shall be interpreted in light of the statute and ch. NR 115 standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.~~
~~8.~~ 7. Severability. If any portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

E. (Reserved) ~~General Zoning Provisions Apply in Shoreland Jurisdiction~~

~~The general zoning provisions of this ordinance consisting of Articles 1, 2, 3, 4, 5, 6, 7, 8, and 10 are expressly incorporated by reference into the Shoreland Protection Provisions (Article 9) of this ordinance and shall apply in the shorelands through the county, in towns that have adopted Comprehensive Zoning, and areas specified in Ordinance Amendment #367 (Sugar Camp Lake), Oneida County Board Resolution #8-92, effective March 2, 1992 and Ordinance Amendment #293 (Indian Lake), Oneida County Board Resolution #100-87, effective November 11, 1987 to the extent applicable. Both in the Town of Sugar Camp. In the event of a conflict between the general zoning provisions and the Shoreland Protection Provisions, the more restrictive provisions shall apply.~~

F. (Reserved) ~~DNR Notices and Copies of County Decisions~~

~~1. Written notice shall be given to the appropriate Service Center of the DNR at least ten (10) days prior to hearings on proposed shoreland variances, special uses~~

~~(conditional uses), appeals for map or text interpretations and map or text amendments.~~

2. ~~Copies of decisions on shoreland variances, special uses (special exceptions), (conditional uses), appeals for map or text interpretations, and map or text amendments shall be submitted to the appropriate Service Center of the DNR within ten (10) days after they are granted or denied.~~

G. Compliance (NR 115.04)

The use of any land, the size, shape and placement of lots, the use, size, type and location of structures on lots, the installation and maintenance of water supply and waste disposal facilities, the filling, grading, lagooning, dredging of any lands, the cutting of shoreland vegetation, the subdivision of lots, shall be in full compliance with the terms of this ordinance and other applicable local, state or federal regulations. Buildings, ~~and~~ other structures, and land disturbances (including filling, grading, etc.) shall require a permit, unless otherwise expressly excluded by a provision of this ordinance. Property owners, builders and contractors are responsible for compliance with the terms of this ordinance.

H. Municipalities and State Agencies Regulated

Unless specifically exempted by law, all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply when s. 13.48(13), Wis. Stats.~~,~~ applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation are exempt when s. 30.2022(1m) Wis. Stats.~~,~~ applies.

I. Abrogation and Greater Restrictions (s. 59.692(5) Wis. Stats.)

The provisions of this ordinance supersede any provisions in a county zoning ordinance that solely relate to shorelands. In other words, if a zoning standard only applies to lands that lie within the shoreland and applies because the lands are in shoreland, then this ordinance supersedes those provisions. However, where an ordinance adopted under a statute other than s. 59.692, Wis. Stats.~~,~~ does not solely relate to shorelands and is more restrictive than this ordinance, for example a floodplain ordinance, ~~that~~ then such ordinance shall continue in full force and effect to the extent of the greater restrictions.

4. (Reserved) ~~The following provisions of the Oneida County zoning ordinance are hereby incorporated by reference; these provisions shall only apply to the shoreland area where they impose greater restrictions than this ordinance otherwise imposes.~~

7. ~~(s. 59.692(7), Wis. Stats) The construction and maintenance of a facility is considered to satisfy the requirements of a shoreland zoning ordinance if the department has issued all required permits or approvals authorizing the construction or maintenance under ch. 30, 31, 281, or 283.~~

s. 59.692(7), Wis. Stats. establishes that the construction and maintenance of a facility is considered to satisfy the requirements of a county shoreland zoning ordinance enacted under s. 59.692, Wis. Stats., if any of the following apply:

a. The department has issued all required permits or approvals authorizing the

construction or maintenance under ch. 30, 31, 281, or 283.

b. No department permit or approval under subsection (a) is required for the construction or maintenance and the construction or maintenance is conducted in a manner that employs best management practices to infiltrate or otherwise control stormwater water runoff from the facility.

A "facility" means any property or equipment of a public utility, as defined in s. 196.01(5), or a cooperative association organized under ch. 185 for the purpose of producing or furnishing heat, light, or power to its members only, that is used for the transmission, delivery, or furnishing of natural gas, heat, light, or power.

J. (Reserved) ~~Administrative Provisions NR 115.04(4)~~

~~The shoreland ordinance adopted by each county shall require all of the following:~~

~~1. The appointment of an administrator and such additional staff as the workload may require.~~

~~2. The creation of a zoning agency as authorized by s. 59.69, Wis. Stats., a board of adjustment as authorized by s. 59.694, Wis. Stats., and a county planning agency as defined in s. 236.02(1), Wis. Stats., and required by s. 59.692(3), Wis. Stats.~~

~~3. A system of permits for all new construction, development, reconstruction, structural alteration or moving of buildings and structures. A copy of applications shall be required to be filed in the office of the county zoning administrator, unless prohibited by s. 59.692(1k), Wis. Stats.~~

~~4. Regular inspection of permitted work in progress to insure conformity of the finished structures with the terms of the ordinance.~~

~~5. A variance procedure which authorizes the board of adjustment to grant such variance from the terms of the ordinance as will not be contrary to the public interest where, owing to special conditions and the adoption of the shoreland zoning ordinance, a literal enforcement of the provisions of the ordinance will result in unnecessary hardship as long as the granting of a variance does not have the effect of granting or increasing any use of property which is prohibited in that zoning district by the shoreland zoning ordinance.~~

~~6. A special exception (conditional use) procedure for uses presenting special problems.~~

~~7. The county shall keep a complete record of all proceedings before the board of adjustment, zoning agency and planning agency.~~

~~8. Written notice to the appropriate office of the department at least 10 days prior to any hearing on a proposed variance, special exception or conditional use permit, appeal for a map or text interpretation, map or text amendment, and copies of all proposed land divisions submitted to the county for review under section 9.93.~~

~~9. Submission to the appropriate office of the department, within 10 days after grant or denial, copies of any decision on a variance, special exception or conditional use permit, or appeal for a map or text interpretation, and any decision to amend a map or text of an ordinance.~~

~~10. Mapped zoning districts and the recording, on an official copy of such map, of all district boundary amendments.~~

~~11. The establishment of appropriate penalties for violations of various provisions of the ordinance, including forfeitures. Compliance with the ordinance shall be enforceable by the use of injunctions to prevent or abate a violation, as provided in s. 59.69(11), Wis. Stats.~~

~~12. The prosecution of violations of the shoreland ordinance.~~

~~13. Shoreland-Wetland Map Amendments (NR 115.04). Every petition for a shoreland-wetland map amendment filed with the county clerk shall be referred to the county zoning agency. A copy of each petition shall be provided to the appropriate office of the department within 5 days of the filing of the petition with the county clerk. Written notice of the public hearing to be held on a proposed amendment shall be provided to the appropriate office of the department at least 10 days prior to the hearing. A copy of the County Board's decision on each proposed amendment shall be forwarded to the appropriate office of the department within 10 days after the decision is issued.~~

9.91 SHORELAND-WETLAND ZONING (DISTRICT 11)

A. Purpose

This district is adopted to maintain safe and healthful conditions, to prevent water pollution, and to protect fish, aquatic life, fish spawning grounds, and wildlife habitat, to preserve shore cover and natural beauty, and to control building development in wetlands. ~~whenever possible. When development is permitted in a wetland, the development should occur in a manner that minimizes adverse impacts upon the wetland.~~

C. Shoreland-Wetland District Boundaries

Wetland district boundary amendments are governed by NR 115.04(2).

Note: NR 115.04(2) ("department" in this note refers to the Wisconsin Department of Natural Resources)

NR 115.04 Shoreland-wetlands

(2) Amendment of Shoreland-wetland maps and zoning districts.

(a) County review of wetland inventory map amendments. After the department amends final Wisconsin wetland inventory maps:

1. The department shall transmit to the county zoning agency designated under s. 59.69 (2) (a), Stats., digital files or paper copies of amended wetland inventory maps for that county.

2. If the county believes that the amended maps are inaccurate, within 30 days of receiving the amended maps the county shall note discrepancies on the maps with an accompanying narrative explaining the amended problem areas and return a copy of the notated map and narrative to the department.

3. The department shall, at department expense, consult available soil survey maps and conduct on-site inspections, if appropriate, in order to evaluate the county recommendations, and shall then prepare final amended Wisconsin wetland inventory maps for that county.

Note: As of 1985 all counties adopted official wetland zoning maps and amendments occur as accuracy increases.

(b) County amendment of shoreland-wetland maps and zoning districts.

1. Within 6 months after receipt of final amended Wisconsin wetland inventory maps for that county from the department, a county shall zone all shorelands designated as wetlands on the amended Wisconsin wetland

inventory maps in a shoreland-wetland zoning district. If a county fails to zone all shoreland-wetlands within this 6 month period, s. NR 115.06 (3) (b) shall apply.

2. Ordinance text and map amendments creating or amending shoreland-wetland zoning districts shall be referred to the county zoning agency for public hearing as required by s. 59.69 (5) (e) 2., Stats.

Note: Where an apparent discrepancy exists between a shoreland-wetland district shown on an amended map and actual field conditions, the county shall contact the department to determine if the amended map is in error. If the department determines that a particular area was incorrectly mapped as wetland or meets the wetland definition but was not shown as wetland on the map, the county shall have the authority to immediately grant or deny a shoreland zoning permit in accordance with the applicable regulations based on the department determination as to whether the area is wetland. In order to correct wetland mapping errors on the official zoning map, an official map amendment must be initiated within a reasonable period of time, not to exceed one year following the determination.

3. At least 10 days prior to the public hearing, the county shall provide the appropriate regional office of the department with a copy of the proposed text and map amendments and with written notice of the public hearing.

(c) Amendment of shoreland-wetland zoning districts.

1. Official ordinance amendments are required for any proposed change in shoreland-wetland zoning. Such amendments shall be made in accordance with provisions of s. 59.69 (5) (e), Stats. Official amendments to the ordinance text shall be made promptly. Provided the ordinance text is promptly amended, a county may amend its official map within a reasonable period of time not to exceed one year following the change in shoreland-wetland zoning.

2. The county clerk shall submit a copy of every proposed amendment to a shoreland-wetland zoning district to the appropriate regional office of the department within 5 days of the filing of such proposed amendment with the clerk.

3. All proposed text and map amendments to shoreland-wetland zoning districts shall be referred to the county zoning agency for a public notice and hearing as required by s. 59.69 (5) (e) 2., Stats. The appropriate regional office of the department shall be provided with written notice of the public hearing at least 10 days prior to such hearing.

4. In order to ensure that the shoreland protection objectives found in s. 281.31, Stats., will be accomplished by the county shoreland ordinance, a county shall not rezone a shoreland-wetland zoning district, or portion thereof, if the proposed rezoning may result in a significant adverse impact upon any of the following:

a. Storm and flood water storage capacity;

b. Maintenance of dry season stream flow, or the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland;

c. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters;

d. Shoreline protection against soil erosion;

e. Fish spawning, breeding, nursery or feeding grounds;

f. Wildlife habitat; or

g. Areas of special recreational, scenic or scientific interest, including scarce wetland types.

5. If the department determines that the proposed rezoning may have a significant adverse impact upon any of the criteria listed in subd. 4., the department shall notify the county zoning agency of its determination either prior to or during the public hearing held on the proposed amendment.

6. As soon as possible after holding a public hearing, the county zoning agency shall submit its written findings and recommendations to the county board. Said findings shall outline the reason for the agency's recommendations. After receipt of the county zoning agency's findings and recommendations, the board may approve or disapprove of the proposed amendment.

7. The appropriate regional office of the department shall be provided with all of the following:

a. A copy of the county zoning agency's findings and recommendations on the proposed amendment within 10 days after the submission of those findings and recommendations to the county board;

b. Written notice of the board's decision on the proposed amendment within 10 days after it is issued.

8. If the county board approves of the proposed amendment and the department determines, after review as required by s. NR 115.06 (2) (c), that the county shoreland zoning ordinance if so amended would no longer comply with the requirements of s. 59.692, Stats., and this chapter, the department shall, after notice and hearing, adopt a complying ordinance for the county, under s. 59.692 (6), Stats.

9. If the department has notified the county zoning agency that a proposed amendment may have a significant adverse impact upon any of the criteria listed in subd. 4., that proposed amendment, if approved by the county board, shall not become effective until more than 30 days have elapsed since written notice of the county board's approval was mailed to the department, as required by subd. 7. If within the 30-day period the department notifies the county board that the department intends to adopt a superseding shoreland zoning ordinance for the county under s. 59.692 (6), Stats., the proposed amendment shall not become effective while the ordinance adoption procedure is proceeding, but shall have its effect stayed until the s. 59.692 (6), Stats., procedure is completed or otherwise terminated.

~~Where an apparent discrepancy exists between the Shoreland-Wetland District boundary shown on the Wisconsin Wetland Inventory maps and actual field conditions at the time the maps were adopted, the zoning administrator shall contact the Northern Region Service Center of the DNR to determine if the Shoreland-Wetland District boundary, as mapped, is in error. If the DNR staff concur with the zoning administrator that a particular area was incorrectly mapped as a wetland or meets the wetland definition the zoning administrator shall have the authority to immediately grant or deny a permit in accordance with the regulations applicable to the correct zoning district. In order to correct wetland mapping errors shown on the Wisconsin Wetland Inventory maps, the zoning administrator shall be responsible for initiating a shoreland-wetland map amendment within a reasonable period of time.~~

D. Permitted Uses ~~(NR 115.04(3))~~

Permitted uses in the shoreland-wetland district are as provided under NR 115.04(3).

Note: NR 115.04(3)

NR 115.04 Shoreland-wetlands

(3) PERMITTED USED IN SHORELAND-WETLAND ZONING DISTRICTS. Within shoreland wetland zoning districts, counties shall permit the following uses subject to the general requirements of s. NR 115.05, the provisions of chs. 30 and 31. Stats., and other state and federal laws, if applicable:

(a) Hiking, fishing, trapping, hunting, swimming and boating.

(b) The harvesting of wild crops, such as marsh hay, ferns, moss, wild rice, berries, tree fruits and tree seeds, in a manner that is not injurious to the natural reproduction of such crops and that does not involve filling, flooding, draining, dredging, ditching, tiling or excavating.

(c) The practice of silviculture, including the planting, thinning and harvesting of timber, provided that no filling, flooding, draining, dredging, ditching, tiling or excavating is done except as required to construct and maintain roads which are necessary to conduct silviculture activities, which cannot as a practical matter be located outside the wetland, and which are designed and constructed to minimize the adverse impact upon the natural functions of the wetland, or except as required for temporary water level stabilization measures to alleviate abnormally wet or dry conditions which would have an adverse impact on the conduct of silvicultural activities if not corrected.

Note: Local units of government, in the development and application of ordinances which apply to shoreland areas, must consider other programs of statewide interest and other state regulations affecting the lands to be regulated, i.e. regulations and management practices applicable to state and county forests and lands entered under the forest cropland and managed forest land programs.

(d) The pasturing of livestock and the construction and maintenance of fences, provided that no filling, flooding, draining, dredging, ditching, tiling or excavating is done.

(e) The cultivation of agricultural crops if cultivation can be accomplished without filling, flooding or artificial drainage of the wetland through ditching, tiling, dredging or excavating except that flooding, dike and dam construction, and ditching shall be allowed for the purpose of growing and harvesting cranberries. The maintenance and repair of existing drainage systems (such as ditching and tiling) shall be permitted. The construction and maintenance of roads shall be permitted if the roads are necessary for agricultural cultivation, cannot as a practical matter be located outside the wetland, and are designed and constructed to minimize the adverse impact upon the natural functions of the wetland.

(f) The construction and maintenance of duck blinds provided that no filling, flooding, draining, dredging, ditching, tiling or excavating is done.

(g) The construction and maintenance of nonresidential structures, not to exceed 500 square feet, used solely in conjunction with the raising of waterfowl,

minnows, or other wetland or aquatic animals, or used solely for some other purpose which is compatible with wetland preservation if the structure cannot as a practical matter be located outside the wetland, provided that no filling, flooding, draining, dredging, ditching, tiling or excavating is done.

(h) The construction and maintenance of piers, docks and walkways, including those built on pilings, provided that no filling, flooding, dredging, draining, ditching, tiling or excavating is done.

(i) The establishment and development of public and private parks and recreation areas, boat access sites, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game preserves and private wildlife habitat areas, provided that no filling is done and that any private wildlife habitat area is used exclusively for that purpose. The owner or operator of a new private recreation or wildlife area to be located in a shoreland-wetland zoning district shall be required to notify the county zoning agency of the proposed project before beginning construction. Ditching, excavating, dredging, dike and dam construction shall be allowed in wildlife refuges, game preserves, and private wildlife habitat areas for the purpose of improving wildlife habitat or to otherwise enhance wetland values.

(j) The construction and maintenance of electric, gas, telephone water and sewer transmission and distribution lines, and related facilities, by public utilities and cooperative associations organized for the purpose of producing or furnishing heat, light, power or water to their members, which cannot as a practical matter be located outside the wetland, provided that any filling, excavating, ditching or draining necessary for such construction or maintenance is done in a manner designed to minimize flooding and other adverse impacts upon the natural functions of the wetland.

Note: Major electrical generating facilities and high-voltage transmission lines that have obtained a certificate of public convenience and necessity under s. 196.491, Stats., are not subject to the requirements of local ordinances.

(k) The construction and maintenance of railroad lines which cannot as a practical matter be located outside the wetland, provided that any filling, excavating, ditching or draining necessary for the construction or maintenance is done in a manner designed to minimize flooding and other adverse impacts upon the natural functions of the wetland.

(l) The maintenance, repair, replacement, and reconstruction of existing town and county highways and bridges.

~~The following uses shall be allowed, subject to general shoreland zoning regulations contained in this ordinance, the provisions of chs. 30, 31 and s. 281.36, Wis. Stats., and the provisions of other applicable local, state and federal laws:~~

~~1. Activities and uses which do not require the issuance of a zoning permit, but which must be carried out without any filling, flooding, draining, dredging, ditching, tiling or excavating except as allowed under sections 9.91(D)(1, 2 and 3).~~

~~a. Hiking, fishing, trapping, hunting, swimming, and boating;~~

~~b. The harvesting of wild crops, such as marsh hay, ferns, moss, wild rice, berries, tree fruits, and tree seeds, in a manner that is not injurious to the natural reproduction of such crops;~~

~~c. The pasturing of livestock;~~

d. The cultivation of agricultural crops;
e. The practice of silviculture, including the planting, thinning, and harvesting of timber; and
f. The construction or maintenance of duck blinds.

2. Uses which do not require the issuance of a zoning permit and which may include limited filling, flooding, draining, dredging, ditching, tiling, or excavating but only to the extent specifically provided below:
a. Temporary water level stabilization measures necessary to alleviate abnormally wet or dry conditions that would have an adverse impact on silvicultural activities if not corrected.
b. The cultivation of cranberries including flooding, dike and dam construction or ditching necessary for the growing and harvesting of cranberries.
c. The maintenance and repair of existing agricultural drainage systems including ditching, tiling, dredging, excavating and filling necessary to maintain the level of drainage required to continue the existing agricultural use. This includes the minimum filling necessary for disposal of dredged spoil adjacent to the drainage system provided that dredged spoil is placed on existing spoil banks where possible.
d. The construction or maintenance of fences for the pasturing of livestock, including limited excavating and filling necessary for such construction or maintenance.
e. The construction or maintenance of piers, docks or walkways built on pilings, including limited excavating and filling necessary for such construction and maintenance.
f. The maintenance, repair, replacement or reconstruction of existing town and county highways and bridges, including limited excavating and filling necessary for such maintenance, repair, replacement or reconstruction.

3. Uses which require the issuance of a zoning permit and which may include limited filling, flooding, draining, dredging, ditching, tiling or excavating, but only to the extent specifically provided below:
a. The construction and maintenance of roads which are necessary to conduct silvicultural activities or agricultural cultivation, provided that:
(1) The road cannot as a practical matter be located outside the wetland;
(2) The road is designed and constructed to minimize adverse impact upon the natural functions of the wetland enumerated in section 9.91(F)(2);
(3) The road is designed and constructed with the minimum cross-sectional area practical to serve the intended use; and
(4) Road construction activities are carried out in the immediate area of the roadbed only.
b. The construction or maintenance of nonresidential buildings provided that:
(1) The building is essential for and used solely in conjunction with the raising of waterfowl, minnows or other wetland or aquatic animals; or some other use permitted in the shoreland-wetland district;
(2) The building cannot, as a practical matter, be located outside the wetland;
(3) Such building is not designed for human habitation and does not exceed 500 sq. ft. in floor area; and
(4) Only limited filling or excavating necessary to provide structural support for the building is authorized.
c. The establishment of public and private parks and recreation areas, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game bird and animal farms, fur animal farms, fish hatcheries, and public boat launching ramps and attendant access roads, provided that:

~~(1) Any private development is used exclusively for the permitted use and the applicant has received a permit or license under ch. 29, Wis. Stats., where applicable;~~

~~(2) Filling or excavating necessary for the construction or maintenance of public boat launching ramps or attendant access roads is allowed only where such construction or maintenance meets the criteria in section 9.91(D)(3)(a)(1-4); and~~

~~(3) Ditching, excavating, dredging, or dike and dam construction in public and private parks and recreation areas, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game bird and animal farms, fur animal farms, and fish hatcheries is allowed only for the purpose of improving wildlife habitat and to otherwise enhance wetland values.~~

~~d. The construction or maintenance of electric, gas, telephone, water and sewer transmission and distribution facilities, by public utilities and cooperative associations organized for the purpose of producing or furnishing heat, light, power or water to their members and the construction or maintenance of railroad lines provided that:~~

~~(1) The transmission and distribution facilities and railroad lines cannot, as a practical matter, be located outside the wetland;~~

~~(2) Such construction or maintenance is done in a manner designed to minimize adverse impact upon the natural functions of the wetland enumerated in section 9.91(F)(2).~~

E. Prohibited Uses

Prohibited uses in the shoreland-wetland district are as provided under NR 115.04(4).

Note: NR 115.04(4)

NR 115.04 Shoreland-wetlands

(4) PROHIBITED USES IN SHORELAND-WETLAND ZONING DISTRICTS. Any use not permitted in sub. (3) is prohibited in a shoreland-wetland zoning district unless the wetland or portion thereof is rezoned by amendment of the county shoreland zoning ordinance in accordance with s. 59.69 (5) (e), Stats., and the procedures outlined in sub. (2) (c).

~~Any use not listed in section 9.91(D) is prohibited, unless the wetland or a portion of the wetland has been rezoned by amendment of this ordinance in accordance with sec. 59.69(5)(e), Wis. Stats., Wis. Admin. Code NR 115, and section 9.91(F) of this ordinance.~~

~~F. Rezoning~~

~~1. For all proposed text and map amendments to the Shoreland-Wetland District, the Northern Region Service Center of the DNR shall be provided with the following:~~

~~a. A copy of every petition for a text or map amendment to the Shoreland-Wetland District, within five (5) days of the filing of such petition with the County Clerk. Such petition shall include a copy of the Wisconsin Wetland Inventory map adopted as part of this ordinance describing any proposed rezoning of a shoreland-wetland;~~

b. Written notice of public hearing to be held on a proposed amendment, at least ten (10) days prior to such hearing.

c. A copy of the committee's findings and recommendations on each proposed amendment, within ten (10) days after the submission of those findings and recommendations to the County Board; and

d. Written notice of the County Board's decision on the proposed amendment, within ten (10) days after it is issued.

2. A wetland, or a portion thereof, in the Shoreland-Wetland District, shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:

a. Storm and flood water storage capacity;

b. Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland;

c. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters;

d. Shoreline protection against soil erosion;

e. Fish spawning, breeding, nursery or feeding grounds;

f. Wildlife habitat; or

g. Wetlands both within the boundary of designated areas of special natural resource interest and those wetlands which are in proximity to or have a direct hydrologic connection to such designated areas as defined in NR 103.04 which can be accessed at the following web site: http://www.legis.state.wi.us/rsb/code/nr/nr103.pdf

3. If the DNR has notified the committee that a proposed amendment to the Shoreland-Wetland District may have a significant adverse impact upon any of the criteria listed in section 9.91(F)(2) of this ordinance, that amendment, if approved by the County Board, shall contain the following provision:

"This amendment shall not take effect until more than thirty (30) days have elapsed since written notice of the County Board's approval of this amendment was mailed to the DNR. During that 30 day period the Department of Natural Resources may notify the County Board that it will adopt a superseding shoreland ordinance for the county under sec. 59.692(6), Wis. Stats. If the Department of Natural Resources does so notify the County Board, the effect of this amendment shall be stayed until sec. 59.692(6), Wis. Stats., adoption procedure is completed and otherwise terminated."

F. **9.92** Shoreland-Wetland Restrictions **SHORELAND-WETLAND RESTRICTIONS** (2-2020)

A. Purpose

Wetlands are critical natural environmental features which provide habitat for native animals and plants, help purify surface and subsurface waters, and add to, or help protect, the natural appearance of the northwoods. This section provides the minimum land use restrictions determined to be essential to protect shoreland wetlands.

B. Applicability

Agenda

1. This section applies to all areas identified as shoreland wetlands on the most recent version of the Wisconsin Wetland Inventory as depicted on the Department of Natural Resources Surface Water Data Viewer. The following restrictions do not apply to public utilities and public roads. Provisions of this section do not supersede more restrictive requirements identified in Ssection 9.91 Shoreland-Wetland Zoning District or involving structures in a regulated floodplain ~~zoning district~~.

~~C. Restrictions~~

~~1.~~ 2. No grading or other land disturbing activities shall be permitted closer than five (5) feet from the edge of a shoreland wetland. An elevated walkway may be permitted pursuant to Ssection 9.91(D)~~(2)(e)~~.

~~2.~~ 3. Grading or other land disturbing activities less than 25 feet from a shoreland wetland shall require silt fencing. Installation shall be done in accordance with the standards and specifications outlined in the Wisconsin Construction Site Best Management Practices Handbook (WDNR Pub. WR-222 1993 Revision).

9.92 Reserved

9.93 LAND DIVISION REVIEW~~, SANITARY REGULATIONS, PLANNED UNIT DEVELOPMENT~~ AND MINIMUM LOT SIZE

A. Land Division Review ~~(NR 115.05(2))~~

Land division review in shoreland areas shall be consistent with NR 115.05(2) and the county's land division ordinance.

Note: NR 115.05(2)

NR 115.05 Minimum zoning standards for shorelands.

(2) ESTABLISHMENT OF LAND DIVISION REVIEW. Each county shall review, pursuant to s. 236.45, Stats., all land divisions in shoreland areas which create 3 or more parcels or building sites of 5 acres each or less within a 5-year period. In such review all of the following factors shall be considered:

(a) Hazards to the health, safety or welfare of future residents.

(b) Proper relationship to adjoining areas.

(c) Public access to navigable waters, as required by law.

(d) Adequate storm drainage facilities.

(e) Conformity to state law and administrative code provisions.

~~The county shall review, pursuant to s. 236.45, Wis. Stats., all land divisions in shoreland areas which create 3 or more parcels or building sites of 5 acres each or less within a 5-year period. In such review all of the following factors shall be considered:~~

~~1. Hazards to the health, safety or welfare of future residents.~~
~~2. Proper relationship to adjoining areas.~~
~~3. Public access to navigable waters, as required by law.~~
~~4. Adequate storm water drainage facilities.~~
~~5. Conformity to state law and administrative code provisions.~~

B. Sanitary Regulations (NR 115.05(3))

Each county shall adopt sanitary regulations for the protection of health and the preservation and enhancement of water quality.

1. Where public water supply systems are not available, private well construction shall be required to conform to ch. NR 812, Wis. Adm. Code.
2. Where a public sewage collection and treatment system is not available, design and construction of private sewage disposal system shall, prior to July 1, 1980, be required to comply with ch. SPS 383, and after June 30, 1980 be governed by a private sewage system ordinance adopted by the county under s. 59.70(5), Wis. Stats. and minimum lot size lot size (NR 115.05(1))

C. Planned Unit Development (PUD). (NR 115.05(1)(a)4)

1. Purpose. The planned unit development is intended to permit smaller nonriparian lots where the physical layout of the lots is so arranged as to better assure the control of pollution and preservation of ground cover than would be expected if the lots were developed with the normal lot sizes and setbacks and without special conditions placed upon the planned unit development at the time of its approval. A condition of all planned residential unit development is the preservation of certain open space, preferably on the shoreland, in perpetuity.
2. Requirements for Planned Unit Development. The county Planning and Development Committee may at its discretion, upon its own motion or upon petition, approve a planned unit development overlay district upon finding, after a public hearing, that all of the following facts exist:
   a. Area. The area proposed for the planned unit development shall be at least two acres in size or have a minimum of 200 feet of frontage on a navigable water.
   b. Lots. Any proposed lot in the planned unit development that does not meet the minimum size standards of section 9.93 (D-F) shall be a non-riparian lot.
   c. Lot sizes, widths, setbacks, and vegetation removal. When considering approval of a planned unit development the governing body shall consider whether proposed lot sizes, widths and setbacks are of adequate size and distance to prevent pollution or erosion along streets or other public ways and waterways. Increased shoreland setbacks shall be a condition of approval as a way of minimizing adverse impacts of development. Shore cover provisions in section 9.95 shall apply except that maximum width of a lake frontage opening shall be 100 feet and minimum vegetative buffer depth shall be increased to offset the impact of the proposed development.
   d. Back lot access (keyholing) is not permitted.
3. Procedure for Establishing a Planned Residential Unit Development District. The procedure for establishing a planned residential unit development district shall be as follows:
   a. Petition. A petition setting forth all of the facts required in section 9.93(C) shall be submitted to the Oneida County clerk with sufficient copies to provide for distribution by the clerk.
   b. Review and Hearing. The petition shall be submitted to the county zoning agency established as required by s. 59.69(3)(d), Wis. Stats., which shall hold a public hearing and report to the county board as required by law. Copies of the petition and notice of the hearing shall also be sent to the appropriate office of the department as described in this ordinance. The Planning and Zoning Department's report to the Oneida County Board shall reflect the

~~recommendations of any federal, state or local agency with which the county zoning agency consults.~~

~~c. Findings and Conditions of Approval. The County Board shall make written findings as to the compliance or noncompliance of the proposed overlay district with each of the applicable requirements set forth in section 9.93(C)(2). If the petition is granted in whole or in part, the county board shall attach such written conditions to the approval as are required by and consistent with section 9.93(C)(2). The conditions of approval shall in all cases establish the specific restrictions applicable with regard to minimum lot sizes, width, setbacks, dimensions of vegetative buffer zone and open space requirements.~~

~~d. Planning Studies. A landowner or petitioner may at his own expense develop the facts required to establish compliance with the provisions of section 9.93(C)(2) or may be required to contribute funds to the county to defray all or part of the cost of such studies being undertaken by the county or any agency or person with whom the county contracts for such work.~~

~~D.~~ B. Minimum Lot Size (NR 115.05(1))

1. Purpose (NR 115.05(1)(a)). Minimum lot sizes in the shoreland area shall be established to afford protection against danger to health, safety, and welfare, and protection against pollution of the adjacent body of water.
2. Sewered lots (NR 115.05(1)(a)1). Minimum area and width for each lot. The minimum lot area shall be 10,000 ~~sq. ft.~~ square feet and the minimum average lot width (ALW) and riparian frontage width (RFW) shall be 65 feet. Minimum lot area shall be measured from the OHWM landward.
3. Unsewered lots (NR 115.05(1)(a)2). Minimum area and width for each lot. The minimum lot area shall be 20,000 ~~sq. ft.~~ square feet and the minimum ~~average lot width and riparian frontage width~~ ALW and RFW shall be 100 feet. Minimum lot area shall be measured from the OHWM landward.
4. Substandard lots (NR 115.05(1)(a)3). A legally created lot or parcel that met minimum area and minimum average width requirements when created, but does not meet current lot size requirements, may be used as a building site if all of the following apply:
   a. The substandard lot or parcel was never reconfigured or combined with another lot or parcel by plat, survey, or consolidation by the owner into one property tax parcel.
   b. The substandard lot or parcel has never been developed with one or more of its structures placed partly upon an adjacent lot or parcel.
   c. The substandard lot or parcel is developed to comply with all other ordinance requirements.
5. Other substandard lots. Except for lots which meet the requirements of Ssection 9.93(~~D~~B)(4), a building permit for the improvement of a lot having lesser dimensions than those stated in Ssections 9.93(~~D~~B)(2) and (3) shall be issued only if a variance is granted by the Bboard of Aadjustment or if Section 9.93(B)(6) applies.
6. Planned unit development (NR 115.05(1)(a)4). A non-riparian lot may be created which does not meet the requirements of this section if the County Board has approved and recorded a plat or certified survey map (CSM), including that lot within a planned unit development, if the planned unit development contains at least two (2) acres or 200 feet of frontage, and if the reduced non-riparian lot sizes are allowed in exchange for larger shoreland buffers and setbacks on those lots adjacent to navigable waters that are proportional to and offset the impacts of the

reduced lots on habitat, water quality, and natural scenic beauty.

~~E. Minimum Buildable Area Criteria~~

~~1. Each lot shall have the minimum lot area per section 9.93(D)(2) and (3).~~
~~2. Minimum lot area shall be measured from the OHWM landward.~~
~~3. Any portion of a lot having a width of less than 30' shall not be considered in determining the minimum lot area.~~
~~4. Except for utility easements, any other easement or combination of adjacent easements which are greater than 20' in width shall not be used in determining the minimum lot area unless approved by the department.~~
~~5. Except for utility easements, that portion of a lot that exceeds the minimum area requirements of minimum buildable area criteria shall not be divided by easements unless approved by the department.~~
~~6. Square footage of the minimum buildable area shall:~~
~~a. Not contain any shoreland wetlands or beds of navigable waters;~~
~~b. Is above the elevation of the regional flood as defined in Wis. Admin. Code NR 116;~~
~~c. Is at least two feet above the highest known water elevation of any body of water whose regional flood is undefined; and~~
~~d. Must have dryland access to a public or private road.~~

~~F.~~ C. Calculation of Minimum Riparian Frontage Width (RFW) and Average Lot Width (ALW)

1. Each lot shall have the minimum riparian frontage width (RFW) and average lot width (ALW) per ~~s~~Sections 9.93(~~D~~ B)(2) and (3).
2. The minimum required riparian frontage width shall be measured the lesser of a straight line connecting points where the side lot lines intersect the ordinary high water mark (OHWM) or as the length of a chord which is perpendicular to a side lot where it intersects the OHWM and terminates at the opposite side lot line.
3. The minimum ~~average lot width~~ ALW ~~shall apply to the area covered by the minimum lot area. The width~~ shall be calculated by averaging the measurements at the following locations:
   a. The ~~ordinary high water mark~~ OHWM.
   b. The building setback line (75 ~~ft~~ feet from the OHWM).
   c. The rear lot line or 200 ~~ft~~ feet landward of the OHWM, whichever is closest to the OHWM.
4. Non Riparian ALW - The average horizontal straight line measurement between side lot lines of a lot from any given point within the lot area to be computed. The minimum ~~average lot width~~ (ALW) shall apply to the area covered by the portion of the lot containing the buildable area for the district and land use that applies. If the ~~districts~~ district's average width dimensions are maintained from the point(s) at which the lot's minimum area requirement has been satisfied; no additional area of a particular lot in question need meet the minimum average width requirement.

~~G.~~ D. Riparian Access

Keyhole development as defined in this ordinance is prohibited except as authorized with respect to a planned unit development (PUD).

9.94 SHORELAND SETBACKS, EXEMPT STRUCTURES, REDUCED ~~PRINCIPAL STRUCTURE~~ SHORELAND SETBACKS, FLOODPLAIN STRUCTURES, IMPERVIOUS SURFACES AND HEIGHT (3-2019, 6-2020)

A zoning permit under Section 9.32, if applicable, shall be obtained prior to conducting work in the shoreland area.

Unless exempt under Section 9.94(A), or reduced under Section 9.94(C), a setback of 75 feet from the ordinary high water mark (OHWM) of any navigable waters to the nearest part of a building or structure shall be required for all buildings and structures.

A. Exempt Structures (NR 115.05(1)(b)1m) and ~~sec.~~ ss. 59.692(1k)(a)(6~~),~~) and 59.692(1n)(d), Wis. Stats.)
All of the following structures are exempt from the shoreland setback standards in Section 9.94. Any structure not specifically mentioned under ~~section 9.94(A)(1-7)~~ Sections 9.94(A)(1 through 8) below is not ~~permitted~~ subject to the setback exemption under this Section 9.94(A).

1. Boathouse. ~~A riparian owner may construct a boathouse subject to the following restrictions:~~
   a. ~~The construction or placement of~~ bBoathouses below the ~~ordinary high water mark~~ OHWM of any navigable waters shall be prohibited.
   b. If any part of the boathouse is located within 35 feet of the OHWM, ~~The construction of a~~ the boathouse ~~is confined to~~ must be within the ~~viewing area~~ access and viewing corridor. A boathouse ~~and~~ shall be at least ~~10~~ five (5) feet from the side yard lot line. ~~With the exception of Section 9.94(A)(1)(k) below,~~ bBoathouses shall be designed and constructed solely for the storage of boats and related equipment. ~~Patio doors, fireplaces~~ Fireplaces, plumbing, living facilities and other features inconsistent with the use of the structure exclusively as a boathouse are not permitted.
   c. Only ~~One~~ one boathouse is permitted on a lot ~~as an accessory structure~~.
   d. ~~Any~~ A boathouse ~~which may be permitted~~ within the setback area shall be of one story only and may not include a basement. ~~The basement definition does not apply to a boathouse and therefore constitutes a story.~~ The sidewalls of a boathouse shall not exceed 12 feet in height and shall not be less than seven (7) feet in height as measured from the top of wall to the floor.
   e. Boathouses ~~construction is~~ are subject to the requirements of Sections 9.95 and 9.97.
   f. Boathouses shall ~~be constructed in conformity~~ conform with ~~local~~ floodplain zoning standards.
   g. The maximum width of the side of a boathouse that faces the water and the footprint of a ~~new~~ boathouse ~~parallel to the OHWM~~ shall not exceed the following: (overhang and eaves are not included in the maximum width or footprint and shall not exceed two (2) feet).
      (1) For boathouse on lots adjacent to lakes less than 500 acres, and for boathouses on lots adjacent to rivers and streams, the maximum width of a new boathouse shall not exceed 14 feet ~~or~~ and ~~a~~ the maximum footprint ~~of~~ may not exceed 336 ~~sq. ft~~ square feet.
      (2) For boathouses on lots adjacent to lakes of 500 acres or more, and for boathouses on lots adjacent to flowages and chains, the maximum width of a ~~new~~ boathouse shall not exceed 24 feet ~~or~~ and ~~a~~ the maximum footprint ~~of~~ may not exceed 720 square feet. (Note: Lake size based on Land

Information data.)

h. Flat roofs that shed water away from the OHWM are permitted.

i. The roof of a boathouse may be used as a deck provided that:

i. The boathouse has a flat roof.

ii. The roof has no side walls or screens.

iii. The roof may have a railing that meets the State of Wisconsin Uniform Dwelling Code.

j. Stairs placed on the exterior side of a boathouse to gain access to a flat roof are part of the boathouse ~~not~~ permitted and may be a maximum width of five (5) feet. Concrete aprons~~/boat launch pads placed between the boathouse and OHWM are not permitted.~~ that extend no more than four (4) feet measured from the side of a boathouse that faces the water to the OHWM are part of the boathouse and are permitted. The area of exterior stairways and concrete aprons under this section shall not be included within the maximum footprint calculation of the boathouse as provided in Section 9.94(A)(1)(g) and these components shall not be considered separate accessory structures. Other than the allowable concrete aprons under this Section, boat launch pads placed between the boathouse and OHWM are not permitted.

~~k. Boathouse construction must comply with the provisions of section 9.97.~~

~~l.~~ k. Onsite inspections may be required prior to excavation, during construction and upon completion for the placement of all boathouses.

2. Open sided and screened structures such as gazebos, decks, patios and screen houses in the shoreland setback area that satisfy the requirements in NR 115.05(1)(b)(1m)b and s. 59.692(1v), Wis. Stats.

a. The part of the structure that is nearest to the water is located at least 35 feet landward from the ~~ordinary high water mark~~ OHWM.

b. The floor area of all the structures in the shoreland setback area will not exceed 200 square feet. In calculating this square footage, boathouses shall be excluded. The square footage of stairways, walkways, and lifts that are determined to be necessary by the department to provide pedestrian access to ~~a berth structure or~~ the shoreline because of steep slopes, or rocky, wet, or unstable soils~~,~~ are not included in calculating the total floor area.

c. The structure that is the subject of the request for special zoning permission has no sides or has open or screened sides.

d. The county must approve a plan that will be implemented by the owner of the property to preserve or establish a vegetative buffer zone that covers at least 70% of the half of the shoreland setback area that is nearest to the water.

e. An enforceable affidavit must be filed with the Register of Deeds prior to construction acknowledging the limitations on vegetation.

3. Broadcast signal receivers, including satellite dishes or antennas that are one meter or less in diameter and satellite earth station antennas that are two (2) meters or less in diameter.

4. Utility transmission and distribution lines, poles, towers, water towers, pumping stations, well pumphouse covers, private onsite wastewater treatment systems that comply with ch. SPS 383 and other utility structures that have no feasible alternative location outside of the minimum setback and that employ best management practices to infiltrate or otherwise control storm water runoff from the structure.

5. Walkways, stairways, or rail systems (lifts) ~~that are~~ determined by the department to be necessary to provide pedestrian access to the shoreline ~~and are a maximum of 60 inches in width.~~ subject to the following restrictions:

a. Any portion that is constructed within 35 feet of the OHWM is confined to the access and viewing corridor.
b. Walkway construction is subject to the requirements of Sections 9.95 and 9.97.
c. Maximum width of five (5) feet.
d. (Reserved).
e. Open railings on walkways and open grill work on lifts are permitted.
f. Benches, seats, tables, canopies, roofs, and sidewalls are prohibited.
g. A walkway and a rail system may be installed adjacent to each other.
h. A property may only have one rail system.

6. Devices or systems used to treat runoff from impervious surfaces.
7. A bridge for which the department has issued a permit under s. 30.123, Wis. Stats. (as per s. 59.692(1n)(d)8, Wis. Stats.)
8. A fence that meets all of the following requirements (as per s. 59.692(1n)(d)7, Wis. Stats.)
   a. A height not taller than 15 feet.
   b. Located not less than two (2) feet landward of the OHWM.
   c. Located entirely outside of a highway right-of-way
   d. Located not less than ten (10) feet from the edge of a roadway and not more than 40 feet from the edge of a roadway or highway right-of-way, whichever is greater.
   e. Generally perpendicular to the shoreline.

AA. Relaxation of Standards for Persons with Disabilities

The Zzoning Ddirector may issue a permit to relax dimensional standards of this ordinance in order to provide reasonable accommodation of persons with disabilities as required by provisions of federal and state law. Such relaxation shall be consistent with federal guidelines for accommodation of persons with disabilities and shall, where practicable, be terminated when the facility is no longer in use by a disabled person. A person applying for a permit for construction under this section shall establish and provide information regarding all of the following:

1. ~~That~~ tThe facility or premises are routinely used by a disabled person; and
2. The nature and extent of the disability; and
3. ~~That~~ tThe relaxation requested is the minimum necessary to provide reasonable use of the facility by the disabled person.

B. Existing Exempt Structures~~.~~ (s. 59.692(1k)(a)2m, Wis. Stats.)

Existing exempt structures may be maintained, repaired, replaced, restored, rebuilt, and remodeled provided the activity does not expand the structure beyond the dimensional and locational limits of this ordinance for that structure ~~footprint and does not go beyond the three-dimensional building envelope of the existing structure~~. ~~Oneida County~~ The department may allow expansion of a structure beyond the dimensional limits of this ordinance for that structure ~~the existing footprint~~ if the expansion is necessary to comply with applicable state or federal requirements.

Note: ~~Section~~ s. 59.692~~(1k)(a)2m~~, Wis. Stats., limits the authority of a county to require permits for certain activities in the shoreland zone. However, a general zoning permit is still required in most circumstances and ~~prohibits counties from requiring any approval or imposing any fee or mitigation requirement for the activities specified in Section 9.94(B). However, it is important to note that property owners may be required~~

~~to obtain~~ other permits or approvals ~~and counties may impose fees under ordinances adopted~~ may be required pursuant to other statutory requirements, such as floodplain zoning, ~~general zoning~~, sanitary codes, building codes, and ~~or even~~ storm water erosion control codes.

C. Reduced ~~Principal Structure~~ Setback~~.~~ (s. 59.692(1n), Wis. Stats.)

A setback less than the 75~~'~~ foot required setback from the ordinary high water mark (OHWM) ~~shall be permitted~~ may be applicable for structures on a ~~proposed principal structure~~ lot and shall be determined as follows:

1. If the closest principal structure in each direction along the shoreline to a proposed principal structure exists on an adjacent lot and within 250 feet of the proposed principal structure, and both of the existing principal structures are set back less than 75 feet from the OHWM, the setback under this Section 9.94 for the lot on which the principle structure proposed to be constructed will be located is equal to the average of the distances that the existing principal structures are set back from the OHWM, but no less than 35 feet. ~~Where there are existing principal structures in both directions, the seback shall equal the average of the distances the two existing principal structures are set back from the ordinary high water mark provided all of the following are met:~~
   ~~a. Both of the existing principal structures are located on adjacent lot to the proposed principal structure.~~
   ~~b. Both of the existing principal structures are located within 250' of the proposed principal structure and are the closest structure.~~
   ~~c. Both of the existing principal structures are located less than 75' from the ordinary high water mark.~~
   ~~d. The average setback shall not be reduced to less than 35' from the ordinary high water mark of any navigable water.~~
   ~~e. Principal structures permitted a reduced setback are not permitted future expansion pursuant to section 9.99(C).~~

   Note: s. 59.692(1d)(a), Wis. Stats., requires counties to adopt the standards consistent with Section 9.94(C)(1) for reducing the shoreland setback.

2. If a principal structure exists on an adjacent lot and within 250 feet of a proposed principal structure in only one direction along the shoreline, is the closest principal structure to the proposed principal structure, and is set back less than 75 feet from the OHWM, the setback under this Section 9.94 for the lot on which the principal structure proposed to be constructed will be located is equal to the average of 75 feet and the distance that the existing structure is set back from the OHWM, but no less than 35 feet. ~~Where there is an existing principal structure in only one direction, the setback shall equal the distance the existing principal structure is set back from the ordinary high water mark and the required setback of 75' from the ordinary high water mark provided all of the following are met:~~
   ~~a. The existing principal structure is located on adjacent lot to the proposed principal structure.~~
   ~~b. The existing principal structure is located within 250' of the proposed principal structure and is the closest structure.~~
   ~~c. The existing principal structure is located less than 75' from the ordinary high water mark.~~

~~d. The average setback shall not be reduced to less than 35' from the ordinary high water mark of any navigable water.~~

~~e. Principal structures permitted a reduced setback are not permitted future expansion pursuant to section 9.99(C).~~

~~D. Improvements~~

~~Any of the improvements referred to in section 9.94(A), and any stairway, walkway or and lift which are essential to provide riparian access to the shoreline and which are a necessary extension of a pier, shall require a shoreland alteration permit if located in, on or over steep slopes, or rocky, saturated or unstable soils. The shoreland alteration permit shall be subject to the following minimum requirements and to such other requirements as the county may determine are necessary in order to maintain or improve the natural beauty and environmental stability of the setback area and the adjacent navigable waters:~~

~~1. The cutting of trees and shrubbery shall be subject to, and in the aggregate shall not exceed, the restrictions of section 9.95 of this ordinance and Wis. Admin. Code NR 115.05(3)(c). Whenever and wherever practicable, if a viewing area has been created by the cutting of trees and shrubbery, all buildings and structures which may be permitted in the setback area, shall be located within such viewing area(s).~~

~~2. Environmentally sensitive areas are to be avoided.~~

~~3. Native ground cover which stabilizes slopes or screens the improvement from view shall be maintained or, where determined necessary, planted and maintained.~~

~~4. Any filling, grading or excavation shall comply with the shoreland alteration permit requirements of this ordinance.~~

~~5. Either one stairway or one lift, which otherwise meets the terms and conditions of this ordinance, may be allowed, but not both.~~

~~6. Landscaped stairways at grade (not to exceed one foot below the existing grade) are permitted.~~

~~7. Walkways and lifts shall be supported on pilings or footings.~~

~~8. If necessary for safety purposes, landings not exceeding five feet in width, including those required for purposes of access to stairways and lifts, are permitted. Open railings on walkways, and open grill work on lifts are permitted. Benches, seats and tables on walkways are prohibited.~~

~~9. A maximum width of five (5) feet is allowed for stairways and walkways.~~

~~10. Unless otherwise permitted in this ordinance, canopies, roofs and side walls are prohibited.~~

~~E.~~ D. Floodplain Structures (NR 115.05(1)(b)2)

Buildings and structures ~~to be constructed or placed in a floodplain~~ shall ~~be required to~~ comply with any applicable floodplain zoning ordinance.

~~F.~~ E. Impervious Surface Standards (NR 115.05(1)e)

1. Purpose. Establish impervious surface standards to protect water quality and fish and wildlife habitat, and to protect against pollution of navigable waters. County impervious surface standards shall apply to 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~~ OHWM of any navigable waterway.

2. Calculation of Percentage of Impervious Surface. (NR 115.05(1)(e)1) Percentage of impervious surface shall be calculated by dividing the surface area of the existing and proposed impervious surfaces on the portion of a lot or parcel that is within 300 feet of the ~~ordinary high water mark~~ OHWM by the total surface area of that lot or parcel, and multiplied by 100. Impervious surfaces described in Section 9.94(~~F~~E)(5) and roadways defined in s. 340.01(54), Wis. Stats., and sidewalks defined in s. 340.01(58), Wis. Stats., shall be excluded from the calculation of impervious surface on the lot or parcel. If an outlot lies between the ~~ordinary high water mark~~ OHWM and the developable lot or parcel and both are in common ownership, the lot or parcel and the outlot shall be considered one lot or parcel for the purposes of calculating the percentage of impervious surface.

   Note: NR 115.05(1)(e)1m, Clarifies that if an outlot lies between the OHWM and the developed lot or parcel and both are in common ownership, then the lot or parcel should be considered one property for the purposes of calculating the percentage of impervious surfaces. If there is an outlot, parcel or road that is owned by some other entity, for example a hydroelectric facility or a town or county, then the county should determine what level of control the property owner has over that portion of the lot. Can the property owner place structures, such as shoreline protection, piers, stairs, boathouses etc…on that portion of the lot or does some other entity have control over development? If a property owner has no or little say over construction on that portion of the lot then impervious surfaces on that portion of the lot should be calculated separately.

   For properties subject to the condominium form of ownership, the impervious surface calculations apply to the entire property. The property is still under one legal description and the proposed expansion to a unit is not the only impervious surface calculated since the regulation states lot or parcel and not a unit. It will be important to remember also that mitigation applies to the property as a whole and not just to the portion of the frontage that might be in front of the unit impacted.
3. General Impervious Surface Standard. (NR 115.05(1)(e)2) Except as allowed in Sections 9.94(~~F~~E)(4, 5 and 6) allow up to 15% impervious surface on the portion of a lot or parcel that is within 300 feet of the ~~ordinary high water mark~~ OHWM.
4. Maximum Impervious Surface. (NR 115.05(1)(e)3) A property may exceed the impervious surface standard under Sections 9.94(~~F~~E)(3 and 4) provided the following standards are met:
   a. For properties where the general impervious surface standard applies under Section 9.94(~~F~~E)(3), a property owner may have more than 15% impervious surface but not more than 30% impervious surface on the portion of a lot or parcel that is within 300 feet of the ~~ordinary high water mark~~ OHWM.
   b. For properties that exceed the standard under Section 9.94(~~F~~E)(3) but do not exceed the maximum standard under Sections 9.94(~~F~~E)(4)(a), a permit can be issued for development with a mitigation plan that meets the standards found in Section 9.96.
5. Treated Impervious Surfaces (NR 115.05(1)(e)3m and s. 59.692(1k)(am)1, Wis. Stats.) Impervious surfaces that can be documented to show they meet either of the following standards shall be excluded from the impervious surface calculations under Section 9.94(~~F~~E)(2).
   a. The impervious surface is treated by devices such as storm water ponds, constructed wetlands, infiltration basins, rain gardens, bio-swales or other engineered systems.

b. The runoff from the impervious surface discharges to an internally drained pervious area that retains the runoff on or off the parcel and allows infiltration into the soil.

Note: The provisions in Section 9.94(~~F~~E)(5) are an exemption from the impervious surface standards and ~~as such~~ should be ~~read~~ construed narrowly. As such, a property owner is entitled to this exemption only when the runoff from the impervious surface is being treated by a sufficient (appropriately sized) treatment system, treatment device or internally drained. Property owners that can demonstrate that the runoff from an impervious surface is being treated consistent with Section 9.94(~~F~~E)(5) will be considered pervious for the purposes of implementing the impervious surface standards in this ordinance. If a property owner or subsequent property owner fails to maintain the treatment system, treatment device or internally drained area, the impervious surface is no longer exempt under Section 9.94(~~F~~E)(5).

c. To qualify for the statutory exemption, property owners shall submit a complete permit application that is reviewed and approved by the county. The application shall include the following:
   (1) Calculations showing how much runoff is coming from the impervious surface area.
   (2) Documentation that the runoff from the impervious surface is being treated by a proposed treatment system, treatment device or internally drained area.
   (3) An implementation schedule and enforceable obligation on the property owner to establish and maintain the treatment system, treatment devices or internally drained area. The enforceable obligations shall be evidenced by an instrument recorded in the office of the Register of Deeds prior to the issuance of the permit.

6. Existing Impervious Surfaces (NR 115.05(1)(e)4) For existing impervious surfaces that were lawfully placed when constructed but that do not comply with the impervious surface standard in Section 9.94(~~F~~E)(3) or the maximum impervious surface standard in Section 9.94(~~F~~E)(4) the property owner may do any of the following:
   a. Maintain and repair the existing impervious surfaces;
   b. Replace existing impervious surfaces with similar surfaces within the existing building envelope;
   c. Relocate or modify an existing impervious surface with similar or different impervious surface, provided that the relocation or modification does not result in an increase in the percentage of impervious surface that existed on the effective date of the county shoreland ordinance, and the impervious surface meets the applicable setback requirements in Section 9.94.

Note: The impervious surface standards in this ordinance shall not be construed to supersede other provisions in the county shoreland ordinance. All of the provisions of the county shoreland ordinance still apply to new or existing development.

~~G.~~ F. Height (NR 115.05(1)(f))

~~To protect and preserve wildlife habitat and natural scenic beauty a county may not permit any~~ No ~~construction~~ ~~that result in a~~ part of a structure, which is located within the shoreland setback area, may exceed ~~taller than~~ 35 feet in height. ~~within 75 feet of the~~

~~ordinary high water mark of any navigable waters.~~ Structure height is the measurement of the vertical line segment starting at the lowest point of any exposed wall and its intersect with the ground to a line horizontal to the highest point of a structure, unless specified under other sections of this code (see Appendix T).

9.95 VEGETATION (NR 115.05(1)(c))

A. Purpose~~.~~ (NR 115.05(1)(c)1)

To protect natural scenic beauty, fish and wildlife habitat, and water quality, a county shall regulate removal of vegetation in shoreland areas, consistent with the following: the county shall establish ordinance standards that consider sound forestry and soil conservation practices and the effect of vegetation removal on water quality, including soil erosion, and the flow of effluents, sediments and nutrients. Filling, grading, landscaping, and excavating within the vegetative buffer zone is prohibited with the exception of construction of a boathouse, walkways, ~~or~~ planting vegetation, or landscaping in the access and viewing corridor.

B. Activities Allowed within the Vegetative Buffer Zone~~.~~ (NR 115.05(1)(c)2)

To protect water quality, fish and wildlife habitat and natural scenic beauty, and to promote preservation and restoration of native vegetation, ~~the county ordinance shall designate~~ a vegetative buffer zone is established on land that extends from the ~~ordinary high water mark~~ OHWM to ~~a minimum of~~ 35 feet inland, ~~as a vegetative buffer zone and prohibit~~ Existing vegetation in the vegetative buffer zone shall be maintained and the removal of vegetation in the vegetative buffer zone is prohibited except as follows:

1. The county may allow routine maintenance of vegetation.
2. ~~The county may allow removal of trees and shrubs in the vegetative buffer zone to create access and viewing corridors. Per s. 59.692(1f)(b), Wis. Stats. The viewing corridor may be at least 35 feet wide for every 100 feet of shoreline frontage. The viewing corridor may run contiguously for the entire maximum width or shoreline frontage owned.~~ Removal of trees and shrubs in the vegetative buffer zone to create an access and viewing corridor is allowed. Per s. 59.692(1f)(b)1, Wis. Stats., the maximum width of an access and viewing corridor may be ten (10) feet or up to 35% of the shoreline frontage, whichever is greater, except that the maximum width of an access and viewing corridor may not exceed 200 feet. The access and viewing corridor may run contiguously for the entire maximum width allowed. Or multiple access and viewing corridors are allowed as long as the combined width of all access and viewing corridors does not exceed the total maximum width allowed (as per ss. 59.692(1f)(b)1 and 2, Wis. Stats.).
3. The county may allow removal of trees and shrubs in the vegetative buffer zone on a parcel with 10 or more acres of forested land consistent with "generally accepted forestry management practices" as defined in ~~s.~~ NR 1.25 (2)(b), and described in ~~department~~ Wisconsin Department of Natural Resources publication "Wisconsin Forest Management Guidelines" (publication FR-226), provided that vegetation removal be consistent with these practices.
4. The county may allow removal of vegetation within the vegetative buffer zone to manage exotic or invasive species, damaged vegetation, vegetation that must be removed to control disease, or vegetation creating an imminent safety hazard, provided that any vegetation removed be replaced by replanting in the same area as soon as practicable. The County may authorize by permit additional vegetation management activities, such as prescribed burns or other vegetation management

or removal activities where there is a demonstrable need for the additional management activity. The County may also authorize by permit additional vegetation activities incidental to landscaping activities in the access and viewing corridor. Any permit issued by the County under this Section shall include enforceable restriction to preserve the newly restored area. Prior to issuing a permit under this Section, the County shall require the following information to be provided by the permittee:

a. Detailed plans documenting the need and purpose are submitted and approved by the County.

b. Sufficient information within the plans showing that it is designed to control erosion by limiting sedimentation into the waterbody, improve the plant community by replanting in the same area, and maintain and monitor the newly restored area.

5. ~~The county may authorize by permit additional vegetation management activities in the vegetative buffer zone.~~ If vegetation is removed from the vegetative buffer zone in violation of this ordinance, the county shall, in addition to other potential penalties under this ordinance, require restoration of the vegetative buffer zone pursuant to a permit issued by the county. The permit issued under ~~this subd. par.~~ Section 9.95(B)(5) shall require ~~that~~ all restoration and management activities comply with detailed plans approved by the county and designed to control erosion by limiting sedimentation into the waterbody, to improve the plant community by replanting in the same area, and to maintain and monitor the newly restored area. The permit also shall require an enforceable restriction to preserve the ~~newly~~ restored area.

6. Shoreline protection activities authorized by a state permit and erosion control measures approved by the County Land Conservation Department which are designed to remedy significant existing erosion problems.

9.97 SHOREYARD ALTERATION PERMITS AND FILLING, GRADING, LAGOONING, DREDGING, DITCHING AND EXCAVATING (NR 115.05(1)(d))

Filling, grading, lagooning, dredging, ditching, and excavating may be permitted only in accordance with the provisions of ~~s.~~ NR 115.04, the requirements of ch. 30, Wis. Stats., and other state and federal laws where applicable, and only if done in a manner designed to minimize erosion, sedimentation, and impairment of fish and wildlife habitat and natural scenic beauty.

~~A. Shoreyard Alteration Permit Required~~

~~As specified in this section, a shoreyard alteration permit is required for the filling, grading, lagooning, dredging, ditching or excavation of a shoreyard except in the Shoreland-Wetland District (District 11) when done in association with the activities specified in sections 9.91(D)(2). Filling, grading and excavating within the vegetative buffer zone is prohibited with the exception of construction of a boathouse, walkway, or planting vegetation. Onsite inspections may be required prior to excavation, during construction and upon completion. Shoreline protection activities authorized by a state permit and erosion control measures approved by the county Land Conservation Department which are designed to remedy significant existing erosion problems are permitted without a shoreland alteration permit.~~

A. Shoreyard Alteration Permit Required

A shoreyard alteration permit is required for the filling, grading, lagooning, dredging, ditching or excavation of the shoreyard. Filling, grading, landscaping and excavating within the vegetative buffer zone is prohibited with the following exceptions:

1. Construction of a boathouse
2. Construction of a walkway
3. Devices or systems used to treat runoff from impervious surfaces
4. Planting of vegetation
5. Activities authorized by a state permit and erosion control measures approved by the County Land Conservation Department, which are designed to remedy significant erosion problems
6. Landscaping in access and viewing corridor

B. Application

An application for a shoreyard alteration permit shall be filed with the department on a form approved by the committee and available from the department. Completed applications shall be accompanied by the application fee, as determined by the County Board from time to time. Any state or federal permits required for a project shall be filed with the application. No application will be considered complete until these permits are filed.

C. Shoreyard Alteration Permit Exemptions*

1. Any construction project that is regulated and issued a permit pursuant to Wis. Admin. Code SPS ch. 320-325 and has an erosion control plan.
2. Any land disturbance of one (1) acre or more that is regulated by the Wisconsin Department of Natural Resources.
3. Any land disturbances associated with an issued zoning permit per Article 3 of the Oneida County Zoning and Shoreland Protection Ordinance.
4. Any land disturbances associated with an issued sanitary permit.

*A Shoreyard Alteration Permit (SAP) is not required for projects, including any general erosion control, which will be directly addressed within the two (2) year time frame of an approved zoning permit. However, as with any project, placement of a structure, replacement of an existing structure, etc., contact the department to review whether a permit is required.

~~C.~~ D. Permit Review Procedure

1. Permit from Zoning Administrator

The zoning administrator has the authority to ~~act on~~ issue approvals for applications in the instances set forth below. The zoning administrator shall ~~act~~ take action on an application within 30 working days of the completed application being filed.

a. Alterations for the placement of structures, pursuant to Section 9.94(A)(~~1~~ 5), and walkways and stairways, if located in, on or over steep slopes or rocks, saturated or unstable soils.
b. Alterations greater than 200 square feet but less than 10,000 square feet of the shoreyard that slope towards the ~~ordinary high water mark~~ OHWM of a navigable water body, when the slope is between 12% ~~to~~ and 45%.

c. Alterations of more than 10,000 square feet of the shoreyard when the slope of the shoreyard is less than 45%.
d. Alterations of the shoreyard when the slope is greater than 45% is prohibited.

2. Engineering or Architectural Plans

In the following circumstances, when a shoreyard alteration permit is required, the applicant shall file plans created by a registered professional engineer or landscape architect describing erosion control measures to be utilized during construction excavation. The registered professional engineer or landscape architect shall certify that the erosion control measures specified in the permit and plans have been properly installed prior to the start of any construction excavation activities:

a. Alterations less than 35 ~~ft~~ feet from the OHWM of a navigable water body when the slope is between 12% ~~to~~ and 45%.
b. Alterations greater than 35 ~~ft~~ feet but less than 75 ~~ft~~ feet from the OHWM that slope towards the ~~ordinary high water mark~~ OHWM of a navigable water body, when the slope is between 25% ~~to~~ and 45%.
c. Alterations of more than 10,000 square feet of the shoreyard where the project is for the construction of anything other than a single family dwelling.
d. The zoning director upon review of a completed shoreyard alteration permit may waive the registered professional engineer or landscape architect plan requirement and, as a substitute, require special restrictions and conditions to ensure proper erosion control measures will be implemented before, during and after construction excavation.

Note: See Appendixes V, W, and X for percentage slope examples.

~~D.~~ E. Inspections

1. An inspection of the site by the department may be performed prior to the issuance of any shoreyard alteration permit.
2. A second onsite inspection may be performed by the department to ensure proper fencing and erosion control measures after the permit is issued but prior to any construction excavation.
3. An onsite inspection may be performed by department during construction and upon completion to ensure that the project complies with this ordinance.

~~E.~~ F. Permit Conditions

In granting a shoreyard alteration permit, ~~the committee or~~ the zoning administrator~~,~~ shall require that the applicant comply with the following conditions where appropriate:

1. The smallest amount of bare ground shall be exposed for as short a time as feasible.
2. Temporary ground cover (such as mulch) shall be used and permanent cover (such as sod) shall be planted.
3. Diversion, silting basin, terraces and other methods shall be used to trap sediment.
4. Lagooning shall be conducted in such a manner as to avoid creation of fish trap conditions.
5. Fill shall be stabilized according to accepted engineering standards.

6. Fill shall not restrict a floodway or ~~destroy~~ reduce the storage capacity of a floodplain.
7. Sides of a channel or artificial watercourses shall be stabilized to prevent slumping.
8. Sides of channels or artificial watercourses shall be constructed with slopes (side) of two units horizontal distance to one unit vertical or flatter, unless bulkheads or rip-rapping are provided.
9. Any specific landscaping, construction, planting, or erosion control conditions.
10. Fill materials shall not be deposited in any floodplain, wetland, or outside the designated and fenced construction without proper written authorization.
11. Post-construction runoff shall be infiltrated or temporarily stored to prevent erosion and sediment transport.
12. Upland slopes and artificial watercourses shall be stabilized according to accepted engineering standards.
13. Any other conditions intended to protect shorelines and minimize erosion, sedimentation, and the impairment of fish and wildlife habitat.
14. Onsite inspections may be required prior to excavation, during construction and upon completion for shoreland alterations. ~~greater than 200 square feet but less than 10,000 square feet located within 75 ft of the OHWM that slope towards the ordinary high water mark of a navigable water body, when the slope is between 12% to 45%.~~

~~F.~~ G. Storm Water Runoff/Soil Disturbance

The placement of structures, the development of property, filling grading, lagooning, dredging, ditching or excavation of the shoreyard cannot result in the diversion of water onto adjoining properties. All storm water must be contained within the boundaries of a lot or parcel, with the exception of runoff directed to private easement roads, public roads or highways. If storm water runoff cannot be contained on the property, it may be directed towards a town road or highway upon receipt of a written statement from the government entity that has jurisdiction over such road, stating that it has no objection. This provision applies to both on-water and off-water lots within all shoreland zoning districts.

9.99 NONCONFORMING USES AND STRUCTURES (NR 115.05(1)(g)) (#3-2019)

A. Discontinued Nonconforming Use (NR 115.05(1)(g)3)

1. s. 59.69(10)(am), Wis. Stats. (see note below)

Note: **59.69 Planning and zoning authority.**
(10) *Nonconforming uses.*
(am) An ordinance enacted under this section may not prohibit the continuance of the lawful use of any building, premises, structure, or fixture for any trade or industry for which such building, premises, structure, or fixture is used at the time that the ordinances take effect, but the alteration of, or addition to, or repair in excess of 50 percent of its assessed value of any existing building, premises, structure, or fixture for the purpose of carrying on any prohibited trade or new industry within the district where such buildings, premises, structures, or fixtures are located, may be prohibited. The continuance of the nonconforming use of a temporary structure may be prohibited. If the nonconforming use is discontinued for a period

of 12 months, any future use of the building, premises, structure, or fixture shall conform to the ordinance.

2. s. NR 115.05(1)(g)1, Wis. Admin. Code (see note below)

Note: **NR 115.05 Minimum zoning standards for shorelands.**

(1) ESTABLISHMENT OF SHORELAND ZONING STANDARDS. The shoreland zoning ordinance adopted by each county shall control use of shorelands to afford the protection of water quality as specified in chs. NR 102 and 103. At a minimum, the ordinance shall include all of the following provisions:

(g) *Nonconforming structures and uses.*

1. 'General rule for nonconforming uses.' Pursuant to ss. 59.69 (10) and 59.692 (2) (a), Stats., an ordinance enacted under those provisions may not prohibit the continuation of the lawful use of a building, structure or property, that exists when an ordinance or ordinance amendment takes effect, which is not in conformity with the provisions of the ordinance or amendment.

3. s. NR 115.05(1)(g)2, Wis. Admin. Code (see note below)

Note: NR 115.05 Minimum zoning standards for shorelands.

(1) ESTABLISHMENT OF SHORELAND ZONING STANDARDS. The shoreland zoning ordinance adopted by each county shall control use of shorelands to afford the protection of water quality as specified in chs. NR 102 and 103. At a minimum, the ordinance shall include all of the following provisions:

(g) *Nonconforming structures and uses.*

2. 'Nonconforming use of temporary structure.' The continuance of the nonconforming use of a temporary structure may be prohibited.

4. If a nonconforming use is discontinued for a period of 12 months, any future use of the ~~building, structure or property~~ building, premises, structure, or fixture shall conform to the ordinance.

B. Maintenance, Repair, Replacement or Vertical Expansion of Nonconforming Structures. (ss. 59.692(1k)(a)2m and 4, Wis. Stats.)

An existing structure that was lawfully placed when constructed but that does not comply with the required shoreland setback may be maintained, repaired, replaced, restored, rebuilt, or remodeled if the activity does not expand the footprint of the nonconforming structure, except as otherwise provided in this ordinance. Further, an existing structure that was lawfully placed when constructed but that does not comply with the required shoreland setback may be vertically expanded unless the vertical expansion would extend more than 35 feet above grade level. Structure height is the measurement of the vertical line segment starting at the lowest point of any exposed wall and its intersect with the ground to a line horizontal to the highest point of a structure, unless specified under other sections of this code (see Appendix T) ~~Counties~~ The department may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable state or federal requirements.

~~Note: Section 59.692(1k)(a)2m and 4, Wis. Stats., prohibits counties from requiring any approval or imposing any fee or mitigation requirement for the activities specified in Section 9.99(B). However, it is important to note that property owners may be required to obtain permits or approvals and counties may impose fees under ordinances adopted pursuant to other statutory requirements, such as floodplain zoning, general zoning, sanitary codes, building codes, or even storm water erosion control.~~

Note: s. 59.692, Wis. Stats., limits the authority of a county to require permits for certain activities in the shoreland zone. However, a general zoning permit is still required in most circumstances, and other permits or approvals may be required pursuant to other statutory requirements, such as floodplain zoning, sanitary codes, building codes, and storm water erosion control codes.

C. Lateral Expansion of Nonconforming Principal Structure Within the Setback (NR 115.05(1)(g)5)

An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setback per Section~~s~~ 9.94 may be expanded laterally, provided that all of the following requirements are met:

1. The use of the structure has not been discontinued for a period of 12 months or more if a nonconforming use.
2. The existing principal structure is at least 35 feet from the ordinary high water mark (OHWM).
3. Lateral expansions are limited to a maximum of 200 square feet over the life of the structure. No portion of the expansion may be any closer to the ~~ordinary high water mark~~ OHWM than the closest point of the existing principal structure.
4. The county shall issue a permit that requires a mitigation plan that shall be approved by the county and implemented by the property owner by the date specified in the permit. The mitigation plan shall meet the standards found in Section 9.96.
5. ~~Conforming principal structures permitted a reduced setback per section 9.94 are not permitted expansion under this section.~~
6. ~~6.~~ 5. All other provisions of the shoreland ordinance shall be met.

D. Expansion of a Nonconforming Principal Structure Beyond Setback (NR 115.05(1)(g)5m)

An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setback under Section 9.94, may be expanded horizontally, landward, or vertically provided that the expanded area meets the building setback requirements per Section 9.94 and that all other provisions of the shoreland ordinance are met. A mitigation plan is not required solely for expansion under this paragraph, but may be required per Section 9.94(~~F~~ E).

E. Relocation of Nonconforming Principal Structures (NR 115.05(1)(g)6)

An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setback per Section 9.94 may be relocated on the property provided all of the following requirements are met:

1. The use of the structure has not been discontinued for a period of 12 months or more if a nonconforming use.
2. The existing principal structure is at least 35 feet from the ~~ordinary high water mark~~ OHWM.
3. No portion of the relocated structure is located any closer to the ~~ordinary high water mark~~ OHWM than the closest point of the existing principal structure.
4. The county determines that no other location is available on the property to build a principal structure of a comparable size to the structure proposed for relocation that will result in compliance with the shoreland setback requirement per Section 9.94.
5. The county shall issue a permit that requires a mitigation plan that shall be approved by the county and implemented by the property owner by the date specified in the permit. The mitigation plan shall meet the standards found in Section 9.96.
6. All other provisions of the shoreland ordinance shall be met.

F. Maintenance, Repair, Replacement or Vertical Expansion of Structures that were Authorized by Variance (ss. 59.692(1k)(a)2 and ~~(a)~~4, Wis. Stats.)

A structure of which any part has been authorized to be located within the shoreland setback area by a variance granted before July 13, 2015 may be maintained, repaired, replaced, restored, rebuilt, or remodeled if the activity does not expand the footprint of the authorized structure. Additionally, the structure may be vertically expanded unless the vertical expansion would extend more than 35 feet above grade level. Structure height is the measurement of the vertical line segment starting at the lowest point of any exposed wall and its intersect with the ground to a line horizontal to the highest point of a structure, unless specified under other sections of this code (see Appendix T) ~~Counties~~ No lateral expansion is allowed for these structures except as otherwise provided in this ordinance. The department may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable state or federal requirements.

Note: ~~Sections~~. 59.692, Wis. Stats., limits the authority of a county to require permits for certain activities in the shoreland zone. However, a general zoning permit is still required in most circumstances, and other permits or approvals may be required pursuant to other statutory requirements, such as floodplain zoning, sanitary codes, building codes, and storm water erosion control codes.

G. ~~MAINTEANANCE, REPAIR, REPLACEMENT OF ILLEGAL STRUCTURES~~ Maintenance, Repair, Replacement of Illegal Structures (s. 59.692(1k)(a)2c, Wis. Stats.)

A structure that was illegally constructed, which is older than ten (10) years and may not be enforced under the shoreland ordinance (s. 59.692(1t), Wis. Stats.), may be maintained, repaired, replaced, restored, rebuilt, or remodeled if the activity does not expand the footprint of the structure. (No vertical or lateral expansion is allowed for these structures except as otherwise provided in this ordinance ~~in violation~~.)

~~Note: Section 59.692(1k)(a)2, Wis. Stats., prohibits counties from requiring any approval or imposing any fee or mitigation requirement for the activities specified in Section 9.99(F). However, it is important to note that property owners may be required to obtain permits or approvals and counties may impose fees under ordinances~~

~~adopted pursuant to other statutory requirements, such as floodplain zoning, general zoning, sanitary codes, building codes, or even storm water erosion control.~~

~~G. Structures that do not meet the Minimum Setbacks to Lot Lines (Side Yard or Rear Yard Setback) and Road Right-of-Way Lines~~

~~The following requirements do not apply to the OHWM setback.~~

~~1. Accessory structures that encroach over lot lines, road right-of-way lines, or are located within the road setback, side yard or rear yard setback are permitted ordinary maintenance and repair. Such accessory structures shall not be structurally altered, improved, replaced or expanded.~~

~~2. Dwelling units or principal buildings located in road setback, side yard setback or rear yard setback areas may be continued subject to the following:~~

~~a. All work must be in strict compliance with all other requirements of this ordinance. Ordinary maintenance, repairs and structural improvements shall be permitted.~~

~~b. A dwelling unit or principal building or portions thereof located in a road setback, side yard setback or rear yard setback areas is permitted to be expanded vertically and horizontally, which may result in total replacement, in a direction away from the adjoining lot line or road right-of-way line. Upon reaching the setback line, such expansion may also be lateral to the setback line.~~

~~c. In the event a proposed expansion is in a road setback area, the property owner shall obtain a written statement from the government entity that has jurisdiction over such road stating that it has no objection.~~

~~3. Dwelling units or principal buildings that encroach over lot lines or road right-of-way lines may be continued subject to the following:~~

~~a. All work shall be in strict compliance with all other requirements of this ordinance.~~

~~b. Ordinary maintenance, repairs and non-structural improvements shall be permitted provided they do not alter the envelope of such structure, which consists of any existing exterior wall, roof or foundation.~~

~~c. Structural improvements. The alteration of any structural members of the existing walls, roof or interior structural members of such structure shall not be permitted.~~

Article 10 remains the same except:

ALW <u>(Average Lot Width)</u> Non-riparian Lot: The average horizontal straight line measurement between side lot lines of a lot from any given point within the lot area to be computed. The minimum ~~average lot width~~ (ALW) shall apply to the area covered by the portion of the lot containing the buildable area for the district and land use that applies. If the districts average width dimensions are maintained from the point(s) at which the lot's minimum area requirement has been satisfied. No additional area of a particular lot in question need meet the minimum average width requirement.

ALW <u>(Average Lot Width)</u> Riparian Lot ~~(Average Lot Width)~~: The average horizontal straight line measurement between side lines of a lot. A lot shall be judged to meet the minimum average width requirement for the district in which it is located~~,~~ if the district's average width dimensions are maintained from the point(s) at which the lot's riparian frontage width ("RFW" as defined in Article 10 Definitions) and/or frontage width is determined to the

point(s) at which the lot's minimum area requirement has been satisfied. No additional area of a particular lot in question need meet the minimum average width requirement.

The minimum ~~average lot width~~ ALW shall apply to the area covered by the minimum lot area. The width shall be calculated by averaging the measurements at the following locations: a) the ordinary high water mark (OHWM); b) the building setback line (75 ~~ft~~ feet from the OHWM); c) the rear lot line or 200 ~~ft~~ feet from the OHWM, whichever is closest.

~~**Building Footprint:** The area enclosed by the lines formed by connecting all points where the building's walls, or the foundation supporting the walls, meet the ground. For the purpose of this definition, decks, patios or other appurtenances shall not be considered as part of the building footprint (see also definition of Footprint).~~

Erosion Control Measure, Structure or Device: Physical devices constructed and management practices utilized to control sedimentation and soil erosion.

Footprint: The entire area of ground covered by a structure, expressed in square feet, including attached appurtenances such as, but not limited to, balconies, eaves, porches, decks, fireplaces, and chimneys.

Generally accepted forestry management practices: Forestry management practices promote sound management of a forest. Generally accepted forestry management practices include those practices contained in the most recent version of the department publication known as Wisconsin Forest Management Guidelines, and identified as PUB FR-226.

Landscaping: To improve the appearance of an area of land, as by planting trees, shrubs, or grass, or altering the contours of the ground.

Lot Area: The area of a horizontal plane bounded by the front, side, and rear lot lines of a lot, but not including the area of any land below the ordinary high water mark (OHWM) of navigable waters.

Lot of Record: Any lot, the description of which is properly recorded with the Register of Deeds, which at the time of its recordation complied with all applicable laws, ordinances, and regulations.

~~**Lot of Record:** Any lot, the description of which is properly recorded with the Register of Deeds, which at the time of its recordation complied with all applicable laws, ordinances and regulations.~~

Navigable Waters: Lake Superior, Lake Michigan, all natural inland lakes within Wisconsin and all streams, ponds, sloughs, flowages and other waters within the territorial limits of this state, including the Wisconsin portion of boundary waters, which are navigable under the laws of this state. Under ~~sec. 281.35~~ s. 281.31(2m), Wis. Stats., notwithstanding any other provision of law or administrative rule promulgated thereunder, shoreland ordinances required under sec. 59.692, Wis. Stats., and Wis. Admin. Code NR115 do not apply to ~~lands adjacent to~~ any of the following:

a. ~~farm drainage ditches where such lands are not adjacent to a natural navigable stream or river and such lands were not navigable streams before ditching; and~~ Lands adjacent to farm drainage ditches, if any of the following apply:
   1. The lands are not adjacent to a natural navigable stream or river.

2. Those parts of the drainage ditches adjacent to these lands were non-navigable streams before ditching.

b. ~~Artificially constructed drainage ditches, ponds or storm water retention basins that are not hydrologically connected to a natural navigable water body.~~ Lands adjacent to artificially constructed drainage ditches, ponds, or storm retention basins that are not hydrologically connected to a natural navigable water body.

~~**OHWM:** Ordinary high water mark.~~

Ordinary High Water Mark ~~(OHWM)~~ **(OHWM):** The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristics.

Routine maintenance of vegetation: (NR 115.03(7m)) Normally accepted horticultural practices that do not result in the loss of any layer of existing vegetation and do not require earth disturbance.

Setback: The minimum allowable horizontal distance from a given point or line of reference, such as a thoroughfare right-of-way, ~~water line~~ ordinary high water mark (OHWM), or prospective construction line to the nearest vertical wall or other element of a building or structure.

Shorelands: Lands within the following distances from the ordinary high water mark (OHWM) of navigable waters: 1,000 feet~~,~~ measured horizontally~~,~~ from a lake, pond or flowage, and 300 feet~~,~~ measured horizontally~~,~~ from a river or stream to the landward side of the floodplain, or whichever distance is greater.

Structure (sec. 59.692(1)(e), Wis. Stats.): A principal structure or any accessory structure including a garage, shed, boathouse, sidewalk, walkway, patio, deck, retaining wall, porch or firepit.

Note: "Accessory structure" means a subordinate structure which is devoted to a use incidental to the principal use of a property. Accessory structures may include, but are not limited to, detached garages, detached decks, sheds, barns, gazebos, patios, swimming pools, walls, fences, playground apparatuses, driveways, parking lots and parking facilities, sidewalks, stairways, lifts, recreational courts, and private emergency shelters.

"Principal structure" means a building or other structure which houses a principal use of a lot, including any attached appurtenances, such as garages, porches, decks, stairways, and balconies. A lot on which more than one principal use is located may have more than one principal structure.

~~**Structure**: Anything constructed or erected, the use of which requires permanent or temporary location on the ground, or attached to something having a permanent or temporary location on the ground, including but not limited to any building, dwelling, manufactured building, manufactured home, mobile home, house trailer, recreational vehicle, boathouse, boat shelter, advertising sign, deck, patios, driveways, fences, retaining walls, or other improvements or any part of such structure. A structure includes any permanent or temporary appurtenance attached thereto, including but not limited to awnings and advertising signs.~~

~~**Structure, Accessory**: A subordinate structure on the same property as the principal structure which is devoted to a use incidental to the principal use of the property. Accessory structures include but are not limited to detached garages, decks (both detached and attached), sheds, barns, gazebos, patios, swimming pools, walls, fences, playground apparatus, driveways, parking lots and parking facilities, sidewalks, stairways, lifts, recreational courts and private emergency shelters.~~

~~**Structure, Principal**: The main structure on a lot, intended for primary use as permitted by the regulations of the district in which it is located. A lot on which more than one principal use is located may have more than one principal structure.~~

Variance: An authorization by the board of adjustment for ~~the construction or maintenance of a building or structure in a manner which is inconsistent~~ a project which does not comply with ~~dimensional~~ building standards (not uses) contained in the zoning ordinance.

~~**Viewing Area:** An area relatively free of vegetation that allows a reasonably unobstructed view of the shore from the principal structure located on the property.~~

Vegetative Buffer Zone (VBZ): An area of vegetation that extends from the ordinary high water mark (OHWM) to 35 feet landward of a lake, river, or stream.

Wetlands: Those areas where water is at, near or above the land surface long enough to be capable of supporting aquatic or hydrophytic vegetation and which have soils indicative of wet conditions. ~~and which are designated as wetlands on the most recent version of the Wisconsin Wetland Inventory as depicted on the Department of Natural Resources Surface Water Data Viewer.~~

Agenda

Conservation & UWEX Education Committee
Robb Jensen, Chair
Collette Sorgel, Vice Chair
Dan Hess
Linnaea Newman
Chris Schultz
Agriculture Representative:
Levi Rhody

Conservation & UWEX Education Committee
Land & Water Conservation Department
Planning and Zoning Department

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Jonna Stephens Jewell
Office Assistant

October 12, 2026

M E M O R A N D U M

TO: Oneida County Board of Supervisors

FROM: Conservation and UW-Extension Education Committee

RE: KATHAN LAKE DISTRICT FINDINGS/COMMITTEE RECOMMENDATION

Based on review of the Kathan Lake District Petition, the Conservation and UW-Extension Education (CUW) Committee hereby finds:

1. ***That the Petition is signed by at least 51% of the total landowners in the proposed district to constitute a majority in favor of the formation of a lake district.*** The total numbers of signatures needed to achieve at least 51% of landowners in the proposed district is 31. The total number of valid signatures obtained was 45 (72.6%). In addition, based on the eligible signatures and the area of lands listed on the tax roll (335 acres), owners of 58.8% of the lands in the proposed district are in favor of the formation of the Lake District, satisfying the 51% threshold.
2. ***That the proposed district is necessary.*** The Committee heard testimony describing the necessity to have the District assume responsibility over invasive species control in and around Kathan Lake. In addition, testimony was also given on how the District could increase capacity to address other priority objectives listed in their lake management plan such as habitat preservation and restoration, fisheries and wildlife populations, as well as those activities deemed appropriate by the property owners within the District.
3. ***That the public health, comfort, convenience, necessity, or public welfare will be promoted by the establishment of the district.*** The Committee heard testimony describing the benefits to public welfare by controlling Eurasian water-milfoil, improving fisheries, and protecting the overall health of Kathan Lake. The Committee believes the formation of the district provides the best opportunity to address water quality issues, aquatic invasive species, and other lake concerns.
4. ***That the property to be included in the district will be benefited by the establishment thereof, and that formation of the proposed district will not cause or contribute to long-range environmental pollution.*** On the whole, parcels included in the proposed district will benefit by its formation. Property owners within the proposed district are afforded representation to establish plans, priorities, and an annual budget to promote improved water quality, fish and wildlife habitats, control aquatic invasive species, and to promote collaboration among stakeholders.

Therefore, the CUW Committee hereby recommends to the Oneida County Board of Supervisors that an Order be issued to establish the boundaries as presented and to declare the district organized and be known as Kathan Lake Protection and Rehabilitation District.

Agenda

KATHAN LAKE DISTRICT REPORT

SUBMITTED BY THE:

CONSERVATION & UWEX EDUCATION COMMITTEE

PURSUANT TO WISCONSIN STATUTE §33.26(3)

The Petition

The Petition to Establish the Kathan Lake District was originally filed with the Oneida County Clerk on July 13, 2026. [Exhibit 1]. The Oneida County Board assigned the tasks associated with reviewing the Petition to the Conservation & UWEX Education Committee (CUW).

The Kathan Lake Association stated that the proposed district is necessary to assume responsibility over invasive species control in and around Kathan Lake as well as assist in executing the objectives outlined in the Kathan Lake Management Plan. In support of the responsibilities, the District's activities shall include, but are not limited to, invasive species prevention and control, habitat preservation and restoration, promote fisheries and wildlife populations, as well as those activities deemed appropriate by the property owners within the District in support of these responsibilities. Establishment of the District will promote the public health, comfort, convenience, necessity, and public welfare. *Wis. Stat. §33.25(2)(c)*.

Proposed District Boundaries

The boundaries of the proposed District are as follows:

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

Generally Described As:
The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

A map and full legal description submitted by the Petitioner is attached. [Exhibit 2].

Agenda

Public Hearing – *Wisconsin Statue §33.26(1)*

Pursuant to *Wis. Stat. §33.26(1)*, a public hearing was held within thirty days of receipt of the Petition. The hearing was held on Wednesday, August 5, 2026 at the Sugar Camp Town Hall, 4059 Camp Four Road, Rhinelander WI 54501 starting at 6:00 p.m. Additionally, participants could join the meeting virtually or over the phone through Zoom. The Notice of Hearing [Exhibit 3], Notice of Meetings [Exhibit 4], and Public Hearing Minutes [Exhibit 5] are attached to this report. The Notice of Hearing was published in the Northwoods River News on July 17, 2026 and the Notice of Meeting was posted at the Oneida County Courthouse and on www.oclw.org on July 22, 2026. A total of 43 first class letters were mailed on July 27, 2026 to all Kathan Lake property owners. [Exhibit 6]. One letter was returned to our office on August 8, 2026 with UTF (Unable to Forward). It was not re-sent with a corrected address due to receiving the UTF after the Public Hearing.

Approximately 30 people attended the public hearing (four County Board Supervisors and five Oneida County staff members). A total of 19 people registered to speak or go on record at the public hearing. Of those, 15 people were in favor of the Lake District, 3 were in opposition, and 1 registered for more information.

People who testified in favor of the Lake District felt funds were needed to help maintain the health and well-being of Kathan Lake, that a District was a fair and equitable way to obtain funding, and that a District could provide better management of Eurasian Water Milfoil (EWM) and other aquatic invasive species. People in opposition cited they did not want to have chemical treatment performed on the lake and that EWM will eventually reach a period of stasis within a lake.

Thirty-two e-mails were received; all in favor of the Lake District. No e-mails were received in opposition to the formation of the Lake District.

Staff Review of the Petition

Oneida County Land and Water Conservation Department and the Land Information Office were responsible for counting and verifying signatures. No landowner requested their name be withdrawn from the Petition within the 10-day time frame prior to the public hearing date. *Wis. Stat. §33.25(5).*

The County Board cannot establish a Lake District unless the petition filed with the County Clerk is signed by persons constituting 51% of the landowners *or* the owners of 51% of the lands within the proposed district. *Wis. Stat. §33.25(1).* Eligible landowners are calculated by using the tax roll from the third Monday of December of the year preceding the submission of the Petition, which would be December 15, 2025. *Wis. Stat. §§33.01(9) and 33.25(1).*

Under the first method to establish a Lake District, it is required that at least 51% of the total landowners in the proposed district sign the petition to constitute a majority in favor of the formation of a lake district. Oneida County staff calculated the total number of eligible landowners as 62. For the proposed Kathan Lake District, the 51% threshold would be met with 31 signatures. *Wis. Stat. §33.25(1)*. Staff verified and CUW Committee determined that 45 (72.6%) of the signatures were acceptable on the petition sheets provided by the Kathan Lake Association.

The second method to establish a Lake District requires owners of 51% of the land in the district sign the petition. Based on the eligible signatures (as related above), and the area of the lands listed on the tax roll in the proposed district (335 acres), calculations were performed by the Land Information Office staff to establish if owners of at least 51% of the land in the district had signed the Petition. Calculations indicate that owners of 58.8% of the lands in the proposed district are in favor of the formation of the Lake District, thereby satisfying the 51% threshold. [Exhibit 7 & Exhibit 8].

Conservation & UWEX Education Committee (CUW) Review of Staff Report

The Oneida County CUW Committee met on May 11, 2026 and June 8, 2026 to hear about the proposed Kathan Lake District and receive public comment. Committee also met on July 13, 2026 to accept the Kathan Lake District submission to form a Lake District and on August 10 for a Kathan Lake District public hearing update. [Exhibit 4] On September 14, 2026, the Committee met to receive a draft staff report [Exhibit 4] and was presented a draft staff report.

Following a review of final staff reports on October 12, 2026, the CUW Committee determined that the Petition met the requirement of signatures from 51% of proposed district landowners. *Wis. Stat. §33.25(1)*. The Committee forwarded a recommendation and the Kathan Lake District report to the Oneida County Board for review in October of 2026. The County Board has six months from the date of the Public Hearing (August 5, 2026) to issue an order granting or denying the Petition to form a lake district. *Wis. Stat. §33.26(3)*. The CUW Committee will recommend a vote take place in November, 2026.

Agenda

EXHIBITS

Agenda

Exhibit 1
Petition to Establish the
Kathan Lake Protection and Rehabilitation District

Agenda

PETITION TO ESTABLISH THE "KATHAN LAKE PROTECTION AND REHABILITATION DISTRICT"

We, the undersigned landowners (the "Petitioners") hereby petition the Board of Supervisors of Oneida County, WI, to establish a public inland lake protection and rehabilitation district pursuant to the authority granted to said County Board under the provisions of Chapter 33 of the Wisconsin Statutes.

In support of our Petition, we state the following:

1. The District, if established, shall be known as the Kathan Lake Protection and Rehabilitation District ("the District").

2. The District is necessary to assume responsibility over invasive species control in and around Kathan Lake, as well as assist in executing the objectives outlined in the Kathan Lake Management Plan. In support of these responsibilities, the District's activities shall include, but are not limited to, invasive species prevention and control, habitat preservation and restoration, promote fisheries and wildlife populations, as well as those activities deemed appropriate by the property owners within the District in support of these responsibilities.

3. Establishment of the District will promote the public health, comfort, convenience, necessity and public welfare.

4. The lands to be included within the District will be benefitted by the establishment of the District.

5. The Boundaries of the Territory to be included in the District are shown in Exhibit 1 (attached map) and Exhibit 2 (District General Description, also attached). The lands included within the Boundaries of the District are generally described as all those parcels of land which contain frontage on the waters of, as well as within reasonable proximity of, Kathan Lake.

(over for signature page)

Agenda

The undersigned person(s) signing this Petition, hereby request the Board of Supervisors of Oneida County, WI, to establish the Kathan Lake Protection and Rehabilitation District. The undersigned person(s) further state that they own land, or are authorized to sign on behalf of persons or entities owning land, within the boundaries of the proposed District.

INSTRUCTIONS: The person(s) listed below as owner(s) should sign in the space provided. Please include the date signed. Each person should sign only once, even if he/she has more than one parcel.
You MUST sign your name EXACTLY as it appears on the Oneida County Tax Roll (listed below). Failure to do so will result in your signature being disqualified. Disqualified signatures WILL NOT be counted.

IMPORTANT NOTE: Financial Powers of Attorney, Trusts, LLC's, or other legal entity: The person signing this petition MUST BE the trustee or the legally authorized person to sign on behalf of the owner/entity. INCLUDE: "Trustee", "POA", "Manager", or "Legal Representative" next to your signature.

MAIL THIS PETITION PAGE in the self-addressed, stamped envelope. Thank you!

SIGNATURE(S)

Parcel Number(s)

SU-xxx		

Property Address: 123 Sample St, Eagle River, WI 54521

Owner 1:
Owner 2:

Owner 1 Signature (Include: POA, Trustee, Manager, etc., if applicable) _____ Please Print Full Legal Name _____ Date _____

Owner 2 Signature (Include: POA, Trustee, Manager, etc., if applicable) _____ Please Print Full Legal Name _____ Date _____

PLEASE LEAVE THE FOLLOWING SECTION BLANK

VERIFICATION

I,_____, state that I circulated/mailed the Petitions to the above property owners within the District. I certify that the signatures affixed to this Petition are true and correct to the best of my knowledge:

(Signature)_____Date:_____

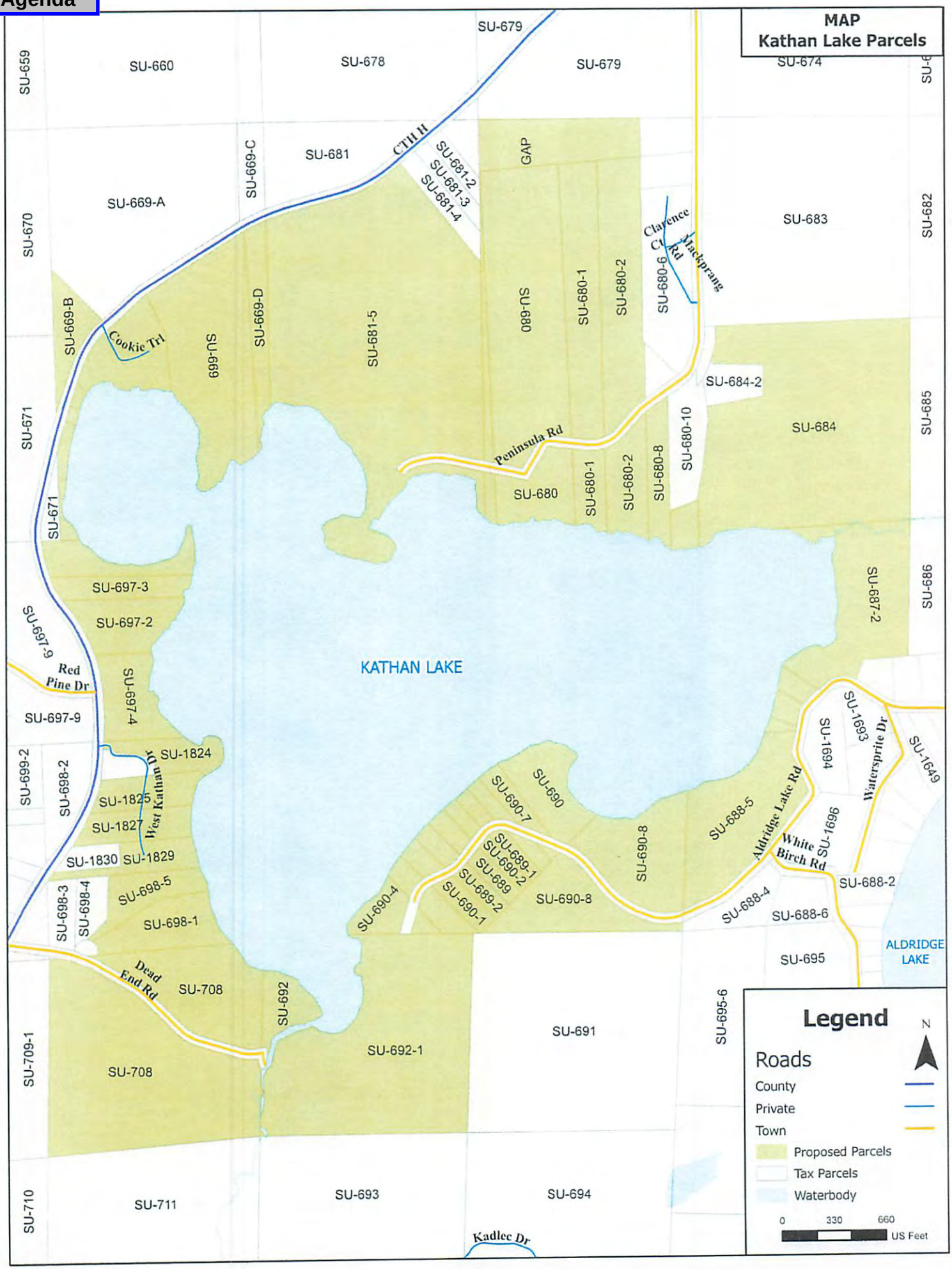
STATE OF WISCONSIN
COUNTY OF_____ss.
Subscribed and Sworn to before me this
_____day of_____, 2026

Notary Public, State of Wisconsin
My Commission Expires

Agenda

Exhibit 2
Map & Legal Description for the
Kathan Lake Protection & Rehabilitation District

Agenda


MAP
Kathan Lake Parcels
KATHAN LAKE
ALDRIDGE LAKE
CTH H
Cookie Trl
Peninsula Rd
Red Pine Dr
West Kathan Dr
Aldridge Lake Rd
White Birch Rd
Watersprite Dr
Clarence Ct Rd
Jackprang
Dead End Rd
Kadlec Dr
SU-659
SU-660
SU-678
SU-679
SU-674
SU-669-C
SU-681
SU-681-2
SU-681-3
SU-681-4
GAP
SU-669-A
SU-670
SU-683
SU-682
SU-669-B
SU-669
SU-669-D
SU-681-5
SU-680
SU-680-1
SU-680-2
SU-680-6
SU-671
SU-684-2
SU-680-10
SU-680-8
SU-684
SU-685
SU-697-3
SU-697-2
SU-697-6
SU-697-4
SU-697-9
SU-687-2
SU-686
SU-699-2
SU-698-2
SU-1824
SU-1825
SU-1827
SU-1830
SU-1829
SU-698-5
SU-698-3
SU-698-4
SU-698-1
SU-690-7
SU-690
SU-690-8
SU-688-5
SU-1693
SU-1694
SU-1649
SU-1696
SU-690-4
SU-689-1
SU-690-2
SU-689
SU-689-2
SU-690-1
SU-688-2
SU-688-4
SU-688-6
SU-695
SU-708
SU-692
SU-691
SU-695-6
SU-709-1
SU-692-1
SU-710
SU-711
SU-693
SU-694
Legend
Roads
County
Private
Town
Proposed Parcels
Tax Parcels
Waterbody
N
0
330
660
US Feet

Agenda

Boundary Description
Kathan Lake District

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

Generally Described As:

The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

Specifically Described As:

Commencing from the Meander Corner on the south shore of Kathan Lake near Kathan Creek having a corner ID of 3909141900 located on the common boundary between Section13 and Section 14 of T39N R09E,

> Note: Meander Corner 3909141900 is further identified as being an 11" diameter concrete monument with a 3" WCD brass cap, 26 ft. (+/-) South of the shore of Kathan Lake, with GPS coordinates of Latitude 45.866137 and Longitude -89.322264.

thence S 01° 39' 00" W (+/-) along the East N/S Line of the NE ¼ of the SE ¼ of Section 14, to the SE corner of the NE ¼ of the SE ¼, being the POINT OF THE BEGINNING, 1025 ft.(+/-). The following 59 courses and distances are transcribed from Oneida County, Wisconsin, GIS mapping, PLSS mapping, survey maps, as well as from individual parcel metes and bounds recorded with the County Register of Deeds.

1. From the POINT OF THE BEGINNING, thence, S 85° 07' 00" W along the South E/W Line of the NE ¼ of the SE ¼ of Section 14 to the SW corner of the NE ¼ of the SE ¼ of Section 14, 1356 ft. (+/-), distance and bearing interpreted from GPS points obtained on PLSS map;
2. Thence, N 1° 0' 0" E along the West N/S Line of the NE ¼ of the SE ¼ of Section 14 to the NW corner of NE ¼ of the SE ¼ of Section 14, 1262 ft.(+/-). This point is further identified on Certified Survey Map (CSM) 2406 as the intersection of the West N/S 1/16th Line of GL 02 Section 14 and the South E/W ¼ Line of GL 02 Section 14, and is marked by a 1&1/2" well point found in place;
3. Thence, N 85° 39' 40" E crossing Dead End Road, a Town Road, to an 1" iron pipe in the right-of-way of the said town road, 245.52 ft.(+/-);
4. And continuing N 85° 39' 40" E to a 1" iron pipe formerly set, marking the edge of a cul de sac, having a radius of 75 ft., on the North side of said Town Road, 64.27 ft.(+/-),

Prepared by Anvers Inc., 04/12/26
Reviewed by Oneida Co. Land Information Office

Agenda

Boundary Description
Kathan Lake District

5. Thence, northerly, along the right-of-way of the cul de sac to a 1" iron pipe formerly set, 58.16 ft (+/-);
6. Thence, northwesterly along ROW to a 1" iron pipe formerly set, 40.49 ft. (+/-);
7. Thence, westerly along said arc to a 1" iron pipe formerly set, 40.49 ft. (+/-);
8. Thence, N 45° 53' 28" E to a 1" iron pipe formerly set, 180.23 ft. (+/-);
9. Thence, N 2° 23' 26" E to a 1" iron pipe formerly set, 280.00 ft. (+/-);
10. Thence, S 85° 37' 50" W to a ¾" iron pipe formerly set and located in the easterly right-of-way of Oneida County Highway H, 396.40 ft. (+/-);
11. Thence northeasterly and easterly along the right-of-way of said County Highway H to a 1" iron pipe formerly set in said right-of-way, 67.87 ft. (+/-);
12. Thence, N 85° 37' 50" E to a 1" iron pipe formerly set, 432.39 ft. (+/-);
13. Thence, N 4° 21' 10" W to a 1" iron pipe formerly set, 149.88 ft. (+/-);
14. Thence, S 85° 38' 41" W to a 2" iron pipe formerly set found in the right-of-way of Oneida County Highway H, 300.00 ft.(+/-);

    Note: All measurements for the preceding seven (7) courses and distances are taken from CSM 2759.

15. Thence, northeasterly along the easterly right-of-way of said County Highway H to a 2" iron pipe formerly set 461.10 ft. (+/-);
16. Thence, N 85° 04' 03" E to a 1" iron pipe formerly set, 273.24 ft. (+/-);
17. And continuing N 85° 04' 03" E to a 1" iron pipe formerly set, 70.00 ft. (+/-);
18. Thence, N 00° 18' 37" W to a 1" iron pipe formerly set, 112.44 ft. (+/-);
19. Thence, N 84° 07' 05" W to a 1" iron pipe formerly set, 250.00 ft. (+/-);
20. Thence, N 42° 58' 39" W to a 1" iron pipe formerly set, 36.99 ft. (+/-);
21. Thence, S 87° 46' 47" W to a 1" iron pipe formerly set, returning to the easterly right-of-way of said County Highway H, 55.70 ft. (+/);
22. Thence, northerly along the eastern right-of-way of said County Highway H, to a 1"iron pipe formerly set 50.00 ft. (+/-), which is located on the North E/W Line of GL 02 in common with the South E/W Line of GL 01, passing into GL 01of Section 14;
23. Thence, meandering northerly and northeasterly along the eastern right-of-way of said County Highway H to a 1" iron pipe formerly set on the North E/W Line of GL 01 of Section 14 in common with the South E/W boundary of SW ¼ of the SE ¼ of Section 11, T39N R09E, 1349.6 ft. (+/-);
24. Thence, N 87° 23' 22" E to a 2" iron pipe formerly set at the SE corner of the SW ¼ of the SE ¼ in common with the SW corner of GL 02 of Section 11, 121.59 ft. (+/-);
25. Thence, N 02° 54' 46" W along the West N/S Line of GL 02 T39N R09E to a 1" iron pipe formerly set in the eastern right-of-way of Oneida County Highway II in GL 02 T39N R09E, 595.94 ft. (+/-);
26. And continuing N 02° 54' 46" W along the West N/S Line of GL 02 T39N R09E across Oneida County Highway H to a 1" iron pipe formerly set in the western right-of-way of said County Highway H, 203.90 ft. (+/-);
27. And continuing, N 02° 54' 46" W along the West N/S Line of GL 02 T39N R09E to a 1" iron pipe formerly set 923.54 ft. (+/-);

Boundary Description
Kathan Lake District

28. Thence, S 46° 36' 30" E to an iron pipe formerly set in the northerly right-of-way of Oneida County Highway H 459.34 ft. (+/-);
29. And continuing S 46° 36' 30" E across Oneida County Highway H to a computed reference survey position on Oneida County Survey Map B4157, 66.00 ft. (+/-);
30. Thence, meandering generally northeasterly along the southern right-of-way of Oneida County Highway H, a 1" iron pipe formerly set and located on the Section Line between Section 11 and Section 12 T39N R09E, 1209.26 ft. (+/-);
31. And continuing northeasterly in the southern right-of-way of said County Highway to a 1" iron pipe formerly set, 939.33 ft. (+-);
32. Thence, S 40° 26' 33" E to a 1" iron pipe formerly set and located on the East N/S 1/16th line of GL 01 T39N.R09E, 808.57 ft. (+/-);
33. Thence, N 02° 02' 53" W, also identified as the East N/S 1/16th Line of GL01 in common with the West N/S 1/16th Line of GL02 both in Section 12 T39N R09E, to a 1" iron pipe formerly set at the NW corner of GL 02 in Section 12 T39N R09E, being the intersection of said East N/S 1/16th Line and the true E/W ¼ Line, Survey Map B5388, 901.33 ft. (+/-);
34. Thence, N 89° 40' 01" E, being the North E/W ¼ Line of GL 02 Section 12 T39N 09E, to a computed reference survey position on said E/W ¼ Line, 1027.96 ft.(+/-);

    Note: The computed reference survey position is further identified on Survey Map B5388 as the intersection of the West Line of the East ½ of the East ½ of GL 02 (Mean Bearing Line) and the North E/W ¼ Line of GL 02. It is also identified in Survey Map B1993 as beginning at the ¼ Corner in the NE corner of GL 02 and commencing S 88° 28' 38" W along the North E/W ¼ Line of GL 02 to a 1" iron pipe formerly set on said ¼ Line, 342.76 ft. (+/-).

35. Thence, S 00° 37'25" E to a 1" iron pipe formerly set, 1400.17 ft.;
36. Thence, S 46° 24' 01" E at a 1" iron pipe formerly set, 15.44 ft. (+/-);
37. Thence, S 1° 43' 00" E to a 1" iron pipe formerly set in the northwestern right-of-way of Peninsula Road, a Town Road, 353.44 ft. (+/-);
38. And continuing S 1° 43' 00" E across said Peninsula Road to a 1" iron pipe formerly set in the southeastern right of way of said Town Road, 80 ft. (+/-);
39. Thence, meandering northeast in the southeastern right-of-way of Peninsula Road to a 1" iron pipe, 169.62 ft., (+/-);
40. Thence, S 01° 47' 00" E to a 1" iron pipe formerly set 728.35 ft. (+/-);
41. Thence, N 67° 46' 28" E to a 1" iron pipe formerly set 181.17 ft. (+/-);
42. Thence, N 10° 31' 00" E to a 1" iron pipe formerly set, 171 ft. (+/-);
43. Thence, N 06° 06' 00" E to a 1" iron pipe formerly set, 345.89 ft. (+/-);
44. Thence, N 06° 06' 26" W to a 1" iron pipe formerly set 83.28 ft. (+/-);
45. Thence, N 79° 55' 16" E to a 1" iron pipe formerly set, 360.43 ft. (+/-);
46. Thence, N 01° 12' 13" E to a 1" iron pipe formerly set, 200 ft. (+/-);
47. Thence, N 88° 47' 47" W to a 1" iron pipe formerly set, 320.00 ft. (+/-);
48. Thence, N 47° 30' 27" W to a point 100 ft. from the centerline of Peninsula Road, a Town Road;

Boundary Description
Kathan Lake District

49. Thence, northerly, and 100 ft. East and parallel to the centerline of said road, to the North Line of GL 03 Section 12 T39N R09E, 225 ft. (+/-);
50. Thence, East along the North E/W Line of GL 03 Section 12 T39N R09E at the point 100 ft. East of the centerline of Peninsula Road to the NE corner of said GL 03, being the intersection of the North E/W Line of said GL 03 and the East N/S 1/16 Line of said GL 03, 1240 ft. (+/-);
51. Thence, South along the East N/S Line of GL03 Section 12 T39N R09E to the SE corner of said GL 03, in common with the NE corner of GL 02 Section 13 T39N R09E , 1278 ft. (+/);
52. Thence, South along W N/S Line of GL02 Section 13 T39N R09E to iron pipe shown on CSM2676, 829.0 ft. (+/-);
53. Thence, S 86° 45' 00" W to a 1" iron pipe formerly set, 293.6 ft. (+/-);
54. Thence, S 21° 57' 00" W to a 1" iron pipe formerly set and located in the northern right-of-way of Aldridge Lake Road, a Town Road, 136.42 ft. (+/-);
55. Thence, meandering westerly and southwesterly along the northern right-of-way of said Aldrige Lake Road to a 1"iron pipe formerly set in said northern right-of-way to a monumented line between GL03 and GL05, 2094 ft. (+/-);
56. Thence, S 05° 14' 40" W to a 1" concrete monument formerly set in the ground and marking the Center ¼ Corners of Section 13 as identified on Oneida County Survey Map B2969, 136.14 ft. (+/-),
57. Thence, N 89° 57' 04" W along the South E/W ¼ Line of GL03 Section 13 T39N R09E , to the SW corner of said GL03 in common with the NE corner of the NW ¼ of the SW ¼ of Section 13 T39N R09E with a distance of 1334 ft. (+/-);
58. Thence, S 02° 15' 54" W along the East N/S 1/16 Line to the SE corner of the NW ¼ of the SW ¼ of Section 13 T39N R09E, 1279 ft. (+/-);
59. Thence, N 85° 02' 06" W along the S E/W 1/16 Line, being the boundary between the NW ¼ of the SW ¼ and GL07, both in Section 13 T39N R09E, to the SE corner of the NE ¼ of the SE ¼ of Section 14 T39N R09E, the POINT OF THE BEGINNING, 1324 ft. (+/-).

Agenda

Exhibit 3
Notice of Hearing

Agenda

Class I Notice - Public Hearing on proposed Kathan Lake District Petition

Notice is hereby given, in accordance with the provisions of Section 33.26, Wisconsin Statutes, that the Oneida County Conservation and UW-Extension (CUW) Committee will hold a public hearing on the matter of the proposed Kathan Lake District petition, which was submitted by the Kathan Lake Association, requesting the establishment of a Kathan Lake District pursuant to Chapter 33, Wisconsin Statutes.

The Public Hearing is to be convened on Wednesday, August 5, 2026 at the Sugar Camp Town Hall, 4059 Camp Four Road, Rhinelander WI 54501, starting at 6:00 p.m. It will also be presented virtually by ZOOM through the following link.

https://us06web.zoom.us/j/84461087869?pwd=avIHc7mIQzRTLbDnMg7MvXWgbbcHaY.1

Phone Number: 1-312-626-6799 - Meeting ID: 844 6108 7869 - Passcode: 526538

All public comments at the meeting will be limited to 3 minutes per person

At the Hearing, any person may offer support, objections, criticisms, or suggestions as to the necessity of the proposed district as outlined and to the question of whether the establishment of such district will benefit their property. Letters of support or objection must be filed with the Land and Water Conservation office, ATTN: Kathan Lake District Comments, PO Box 400, Rhinelander WI 54501-0400 or e-mail to lwcd@oneidacountywi.gov no later than **noon on August 3, 2026.**

Public Hearing participants may TESTIFY in FAVOR or OPPOSITION of the petition at the Public Hearing in the following ways:

- ON ZOOM – Zoom is being offered as a convenience to participate in the Public Hearing. If Zoom functionality drops, the meeting will continue in person at the location listed above.
- IN PERSON

For further information, pertaining to the Public Hearing, contact the Oneida County Land and Water Conservation Department at 715-369-7835.

A landowner who is considered to have signed the petition may withdraw from the petition by filing a written notice of withdrawal with the County Clerk at P O BOX 400, Rhinelander WI 54501 or by e-mail at occlerk@oneidacountywi.gov at least 10 days before the Hearing on the petition. **(Any withdrawal from the petition must be received before Friday, July 24, 2026).**

For general information about the Kathan Lake proposed Lake District, visit the Oneida County Land and Water Conservation Department website at: www.oclw.org on the "Proposed Kathan Lake District" page.

Agenda

The boundaries of the proposed District are as follows:

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

Generally Described As:

The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

Submitted by:

/s/ Robb Jensen, Chairman
Oneida County Conservation and UW Extension Education Committee

Agenda

Exhibit 4
Notice of Meetings
Committee Meetings & Public Hearing

Agenda

AMENDED

NOTICE OF MEETING

COMMITTEE: Conservation and UW-Extension Education Committee (CUW)
LOCATION: County Board Room, Courthouse and Virtually by ZOOM
DATE: MONDAY, May 11, 2026 **TIME:** 1:00 p.m.

ZOOM LINK: https://us06web.zoom.us/j/85441596079?pwd=adRY19akIqDbUpPq0MNfaGKQnvGF41.1

PHONE: 1-312-626-6799 **Meeting ID:** 854 4159 6079 **Passcode:** 625980

Zoom is offered as a public viewing platform only.
If zoom functionality drops, the meeting will continue in person at the location listed above subject to Committee quorum.

QUESTIONS? ***Oneida County Land and Water Conservation Department (LWCD) - 715-369-7835***

NOTE: All agenda items assumed to be discussion/decision items. When used, this symbol /s/ represents a valid, virtual, Committee signature.

1. Call to Order and Chairperson's Announcements.
2. Approve Agenda for Today's Meeting *(order of agenda items at discretion of Chair).*
3. Approve Minutes from the Last Meeting – *April, 2026.*
4. Date/Location of Next Meeting. *(June 8, 2026)*
5. Public Comment. *(Time limit: 3 minutes).*
6. Introduction of Committee Members.
7. Role of the Committee.
8. PFAs Update.
9. Appointments.
    a. Select Committee Vice-Chair.
    b. Select (NCLWCA) *North Central Land & Water Conservation Association* Representative and Alternate.
    c. Select Lumberjack RC&D Representative.
10. Lake District Appointments & Reports.
11. LWCD.
    a. Staff Introductions, LCC Training.
    b. LWRM 5-year Work Plan.
    c. Office Reports.
        i. Budget Actual, *April, 2026.*
        ii. Invoices Paid, *April, 2026.*
12. Resolution for Citizen Member on CUW Committee.
13. Wisconsin Lakes & Rivers Convention – *Steph Boismenue & Michele Sadauskas.*
14. LWCD Upcoming Events.

Agenda

15. LWCD items to include on next agenda.
16. UWEX Office Reports.
    a. Budget Actual – *April, 2026.*
    b. Invoices Paid - *April, 2026.*
17. UWEX Upcoming Events.
18. UW-Madison Division of Extension Updates - Area 4 Extension Director – *A. Rehberg.*
    a. Extension Overview.
        i. Memorandum of Understanding (MOU).
    b. Artificial Intelligence (AI).
    c. Nicolet Facilities and Partnership Update.
19. UWEX Items to include on next agenda.
20. Public Comment. *(Time limit: 3 minutes).*
21. Proposed Kathan Lake District – *Ken Drake, Kathan Lake Association.*
22. Adjournment.

Notice of Posting Time: 12:00 p.m. Date: 05/05/2026 Place: Courthouse Bulletin Board
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 05/05/2026

Northwoods River News	Lakeland Times	Star Journal	Tomahawk Leader
Vilas Co. News Review (TL)	WJFW-TV Channel 12	NRG Media	WCYE Radio - 93.5
WRJO Radio - 94.5	WPEG - 98	WXPR Radio - 91.7	

Notice is hereby further given that, pursuant to the Americans with Disabilities Act, reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call Tracy Hartman at (715) 369-6125 with specific information on your request, allowing adequate time to respond to your request.

Agenda

NOTICE OF MEETING

COMMITTEE: Conservation and UW-Extension Education Committee (CUW)
LOCATION: County Board Room, Courthouse and Virtually by ZOOM
DATE: MONDAY, June 8, 2026 **TIME:** 1:00 p.m.

ZOOM LINK: https://us06web.zoom.us/j/88545985841?pwd=9n97b8JNq58WVpVcpap5IgQsL0dSIo.1

PHONE: 1-312-626-6799 **Meeting ID:** 885 4598 5841 **Passcode:** 689495

Zoom is offered as a public viewing platform only.
If zoom functionality drops, the meeting will continue in person at the location listed above subject to Committee quorum.

QUESTIONS? ***Oneida County Land & Water Conservation Department (LWCD) - 715-369-7835***

NOTE: All agenda items assumed to be discussion/decision items. When used, this symbol /s/ represents a valid, virtual, Committee signature.

1. Call to Order and Chairperson's Announcements.
2. Approve Agenda for Today's Meeting *(order of agenda items at discretion of Chair).*
3. Approve Minutes from the Last Meeting – *May, 2026.*
4. Date/Location of Next Meeting. *(July 13, 2026).*
5. Public Comment. *(Time limit: 3 minutes).*
6. Conservation Congress Convention Report – *Ed Choinski.*
7. PFAs – County-Wide Strategies (Funding) and Update.
8. Lake District Reports.
9. Office Reports.
   a. Budget Actual - *May, 2026.*
   b. Invoices Paid - *May, 2026.*
10. Resolution for Citizen Member on CUW Committee.
11. Bee Lawn Project #1 (Mary Beth Petesch) – *Michele Sadauskas.*
12. Kathan Lake District Update.
13. LWCD Upcoming Events.
14. LWCD Items to include on next agenda.
15. UWEX Educator Report – *Health & Well Being, Laurel Parins.*
16. UWEX Office Reports.
    a. Budget Actual - *May, 2026.*
    b. Invoices Paid - *May, 2026.*
17. UWEX Upcoming Events.
18. UW-Madison Division of Extension Updates - *Area 4 Extension Director – A. Rehberg.*
    a. Area 3 and Area 4 Hiring Update.
    b. Nicolet College Collaboration Update.
    c. FY2027 Contract Fee for Educators.

Agenda

19. UWEX Items to include on next agenda.
20. Public Comment. *(Time limit: 3 minutes).*
21. Adjournment.

Notice of Posting Time: 12:00 p.m. Date: 06/02/2026 Place: Courthouse Bulletin Board
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 06/02/2026

Northwoods River News	Lakeland Times	Star Journal	Tomahawk Leader
Vilas Co. News Review (TL)	WJFW-TV Channel 12	NRG Media	WCYE Radio - 93.5
WRJO Radio - 94.5	WPEG - 98	WXPR Radio - 91.7	

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Agenda

NOTICE OF MEETING

COMMITTEE: Conservation and UW-Extension Education Committee (CUW)
LOCATION: County Board Room, Courthouse and Virtually by ZOOM
DATE: MONDAY, July 13, 2026 **TIME:** 1:00 p.m.

ZOOM LINK: https://us06web.zoom.us/j/86240983448?pwd=cX6pUL3yQKczS9adsIzofRIxxFE8mD.1

PHONE: 1-312-626-6799 **Meeting ID:** 862 4098 3448 **Passcode:** 926012

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If zoom functionality drops, the meeting will continue in person at the location listed above subject to Committee quorum.

QUESTIONS? ***Oneida County Land & Water Conservation Department (LWCD) - 715-369-7835***

NOTE: All agenda items assumed to be discussion/decision items. When used, this symbol /s/ represents a valid, virtual, Committee signature.

1. Call to Order and Chairperson's Announcements.
2. Approve Agenda for Today's Meeting *(order of agenda items at discretion of Chair).*
3. Approve Minutes from the Last Meeting – *June, 2026.*
4. Date/Location of Next Meeting. *(August 10, 2026).*
5. Public Comment. *(Time limit: 3 minutes).*
6. Kathan Lake District Petition Submission.
7. Ordinance Amendment - *Karl Jennrich.*
8. PFAs Update.
9. 2027 Budget - LTE Staffing Requests.
10. Lake District Reports.
11. Resolution to Initiate Process for Altering a Highway.
12. Office Reports.
    a. Budget Actual - *June, 2026.*
    b. Invoices Paid - *June, 2026.*
13. LWCD Upcoming Events.
14. LWCD Items to include on next agenda.
15. UWEX Office Reports.
    a. Budget Actual – *June, 2026.*
    b. Invoices Paid - *June, 2026.*
16. UWEX Upcoming Events - July/August.
17. UW-Madison Division of Extension Updates - *Area 4 Extension Director – A. Rehberg.*
    a. 4-H Educator Position.

Agenda

18. UWEX Items to include on next agenda.
19. Public Comment. *(Time limit: 3 minutes).*
20. Adjournment.

Notice of Posting Time: 12:00 p.m. Date: 07/07/2026 Place: Courthouse Bulletin Board
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 07/07/2026

Northwoods River News	Lakeland Times	Star Journal	Tomahawk Leader
Vilas Co. News Review (TL)	WJFW-TV Channel 12	NRG Media	WCYE Radio - 93.5
WRJO Radio - 94.5	WPEG - 98	WXPR Radio - 91.7	

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Agenda

Committee Officers:

Robb Jensen, Chair
Collette Sorgel, Vice Chair

Committee Members:

Dan Hess
Linnaea Newman
Chris Schultz
Agriculture Rep: Levi Rhody

Conservation & UWEX Education Committee
Oneida County Courthouse
1 South Oneida Avenue
P O Box 400
Rhinelander, Wisconsin 54501
www.oclw.org

PUBLIC HEARING

In person and Virtually by ZOOM

COMMITTEE: **Conservation and UW-Extension Education Committee (CUW)**
LOCATION: **SUGAR CAMP TOWN HALL – (4059 Camp Four Road, Rhinelander WI) & Virtually by ZOOM**
DATE: **WEDNESDAY, August 5, 2026** **TIME:** **6:00 p.m.**

LINK: https://us06web.zoom.us/j/84461087869?pwd=avIHc7mIQzRTLbDnMg7MvXWgbbcHaY.1

PHONE: **1-312-626-6799** **Meeting ID:** **844 6108 7869** **Passcode:** **526538**

Public Hearing participants may TESTIFY in FAVOR or OPPOSITION of the petition at the Public Hearing in the following ways:

- **BY ZOOM** - Zoom is being offered as a convenience to participate in the Public Hearing. If ZOOM functionality drops, the meeting will continue in person at the location listed.
- **IN PERSON**

All public comment at the meeting will be limited to 3 minutes per person.

PURPOSE:

1. Call to order
2. Approval of current agenda
3. Overview of the county role in the review of the petition
4. Review of the registration slips and ground rules for the hearing

Public Hearing on the Proposed Kathan Lake District

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

Generally Described As:

The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

Agenda

5. Committee Discussion regarding the proposed Lake District and the report for the County Board
6. Public Comment
7. Adjourn Public Hearing

*** Anyone having interest may attend and be heard. Interested parties who are unable to attend, may send written comments to:* ***Kathan Lake District Petition Comments, Oneida County Land and Water Conservation Department, Courthouse, P O Box 400, Rhinelander WI 54501 or e-mail to: lwcd@oneidacountywi.gov with Kathan Lake District in the subject line, until Noon on August 3, 2026.*** *Written comments received after that time will not be submitted to the Conservation and UW-Extension Education Committee for their consideration. ***

Notice of Posting **Time: 12:00 p.m. Date: 07/22/2026** **Place: Courthouse Bulletin Board**
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 07/22/2026

Northwoods River News	Lakeland Times	Star Journal
Tomahawk Leader	Vilas Co. News Review (TL)	
WJFW-TV Channel 12	NRG Media	WCYE Radio - 93.5
WRJO Radio - 94.5	WPEG - 98	WXPR Radio - 91.7

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Agenda

NOTICE OF MEETING
AMENDED

COMMITTEE: Conservation and UW-Extension Education Committee (CUW)
LOCATION: County Board Room, Courthouse and Virtually by ZOOM
DATE: MONDAY, August 10, 2026 **TIME:** 1:00 p.m.

ZOOM LINK: https://us06web.zoom.us/j/87654718768?pwd=OOx1Jm4jRCpx7Uxk4tPmjr5OeY42QW.1

PHONE: 1-312-626-6799 **Meeting ID:** 876 5471 8768 **Passcode:** 808313

Zoom is offered as a public viewing platform only.
If zoom functionality drops, the meeting will continue in person at the location listed above subject to Committee quorum.

QUESTIONS? ***Oneida County Land & Water Conservation Department (LWCD) - 715-369-7835***

NOTE: All agenda items assumed to be discussion/decision items. When used, this symbol /s/ represents a valid, virtual, Committee signature.

1. Call to Order and Chairperson's Announcements.
2. Approve Agenda for Today's Meeting *(order of agenda items at discretion of Chair).*
3. Approve Minutes from the Last Meeting – *July, 2026.*
4. Date/Location of Next Meeting. *(September 14, 2026).*
5. Public Comment. *(Time limit: 3 minutes).*
6. Lumberjack Grant Submission
   a. ILIDS Presentation - *CJ Kraft.*
   b. Town of Schoepke Shoreline Project - *Bob Mott.*
   c. LWCD Presentation - *M Sadauskas.*
7. Kathan Lake District Public Hearing Update.
8. Wildlife Damage Program (WDP) -*Jim Tharman.*
   a. 2027 WDP Budget.
   b. 2027 Deer Donation Program.
9. PFAs Update.
10. Lake District Reports.
11. Office Reports.
    a. Budget Actual - *July, 2026.*
    b. Invoices Paid - *July, 2026.*
12. LWCD Upcoming Events.
13. LWCD Items to include on next agenda.
14. UWEX Office Reports.
    a. Budget Actual – *July, 2026.*
    b. Invoices Paid - *July, 2026.*
15. UWEX Upcoming Events.

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16. UWEX 2027 Budget.
17. UWEX Updates - *Jessica Young.*
    a. 4H Educator Position
    b. Office Relocation
18. UWEX Items to include on next agenda.
19. Public Comment. *(Time limit: 3 minutes).*
20. Adjournment.

Notice of Posting Time: 12:00 p.m. Date: 08/04/2026 Place: Courthouse Bulletin Board
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 08/04/2026

Northwoods River News	Lakeland Times	Star Journal	Tomahawk Leader
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Agenda

Exhibit 5

Approved Public Hearing Minutes

Agenda

Conservation/UW-EX Education Committee
Kathan Lake District Public Hearing
Wednesday, August 5, 2026 Minutes
Sugar Camp Town Hall, 4059 Camp Four Rd., Rhinelander, WI 54501 and Virtually by ZOOM

Committee Members: Chair Robb Jensen, Linnaea Newman, Dan Hess, Collette Sorgel

County Staff Present: Michele Sadauskas, Karl Jennrich, Baerbel Ehrig, Sara Chiamulera, Kim Karaba.

Others Present: Katie Bauknecht, Sugar Camp Chair; Ken Drake, Kathan Lake Association President.

1. **Call to order, approve agenda, and committee/staff introductions:** Chair Jensen called the meeting to order at 6 p.m. A motion by Hess/Sorgel to approve the August 5, 2026 agenda as presented. All ayes; motion carried. A quorum was confirmed with four members present. Chair Jensen explained the purpose for the Public Hearing today. Committee and staff introduced themselves.

2. **Chair Jensen** explained the procedure of the hearing, time limits on speakers, and gave an overview of the lake district formation process and introduced Michele Sadauskas.

3. **Sadauskas** discussed the 'register to testify' process and gave instructions to the audience on how speakers would be called up.

4. **Chair Jensen** opened the public hearing portion of the meeting and introduced Karl Jennrich.

5. **Jennrich** read into record: public hearing notice, summary of mailing sheet info, public comments received sheet.

6. **Ken Drake** gave the petitioner's statement, reserving three minutes for the end of the public comment period.

7. **Katie Bauknecht** gave the Sugar Camp Town Board opinion.

8. **Sadauskas** called on individuals who wished to speak. Those who filled out "Public Hearing Forms" could: TESTIFY in favor, in opposition, or for information or REGISTER in favor or opposition of the petition. Those in attendance in-person were asked to speak first, then Zoom participants. The list of speakers follows: To Testify in Favor included Mary Drake, Laura Labno Kristie, and Russell Johnson. Testifying in Favor on Zoom were

Agenda

Larry Kreiter, Kevin Dunn and Debbie Hammond. Testifying In Opposition in person were Troy Avers and Tobin Avery. There were no Zoom attendees who wished to Testify in opposition.

9. **People who registered but did not speak:** In Favor were Joseph Kristie, Kathleen Treuden, David Golic, Paul Gross, Cheryl Chadwick, Arielle Chadwick, Eugene Wojciechowicz, Kathy Wojciechowicz, Mary Gross, Lee Treuden, Sarah Golick, and Scott Bornberg. Dan Butkus spoke on Zoom with general information only.

10. **Ken Drake** used his reserved 3 minutes to complete the petitioner's statement.

11. **Chair Jensen** called for any others who wished to speak who hadn't earlier. No additional speakers. Closed public comment portion of hearing.

12. **Chair Jensen** reviewed what County Board will base their decision on to approve a lake district, and read the preliminary timeline; Draft Report to CUW Committee-Sept. 14, 2026, Final Report to CUW Committee-Oct. 12, 2026, Report to Oneida County Board-Oct. 20, 2026, Vote by Oneida County Board-Nov. 12, 2026.

13. **Dan Hess & Linnaea Newman** provided comment.

14. **Sara Chiamulera** reviewed Land Information's process so far and what they will provide moving forward.

15. **Motion to adjourn.**

Agenda

Exhibit 6

Public Hearing Mailing

Includes: Public Hearing Agenda, Class 1 Notice, Parcel Map, Chapter 4-Preparing For the Public Hearing

Agenda

Committee Officers:

Robb Jensen, Chair
Collette Sorgel, Vice Chair

Committee Members:

Dan Hess
Linnaea Newman
Chris Schultz
Agriculture Rep: Levi Rhody

Conservation & UWEX Education Committee
Oneida County Courthouse
1 South Oneida Avenue
P O Box 400
Rhinelander, Wisconsin 54501
www.oclw.org

PUBLIC HEARING

In person and Virtually by ZOOM

COMMITTEE: Conservation and UW-Extension Education Committee (CUW)
LOCATION: SUGAR CAMP TOWN HALL – (4059 Camp Four Road, Rhinelander WI) & Virtually by ZOOM
DATE: WEDNESDAY, August 5, 2026 **TIME:** 6:00 p.m.

LINK: https://us06web.zoom.us/j/84461087869?pwd=avIHc7miQzRTLbDnMg7MvXWgbbcHaY.1

PHONE: 1-312-626-6799 **Meeting ID:** 844 6108 7869 **Passcode:** 526538

Public Hearing participants may TESTIFY in FAVOR or OPPOSITION of the petition at the Public Hearing in the following ways:

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- **IN PERSON**

All public comment at the meeting will be limited to 3 minutes per person.

PURPOSE:

1. Call to order
2. Approval of current agenda
3. Overview of the county role in the review of the petition
4. Review of the registration slips and ground rules for the hearing

Public Hearing on the Proposed Kathan Lake District

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

Generally Described As:

The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

Agenda

5. Committee Discussion regarding the proposed Lake District and the report for the County Board
6. Public Comment
7. Adjourn Public Hearing

*** Anyone having interest may attend and be heard. Interested parties who are unable to attend, may send written comments to:* ***Kathan Lake District Petition Comments, Oneida County Land and Water Conservation Department, Courthouse, P O Box 400, Rhinelander WI 54501 or e-mail to: lwcd@oneidacountywi.gov with Kathan Lake District in the subject line, until Noon on August 3, 2026.*** *Written comments received after that time will not be submitted to the Conservation and UW-Extension Education Committee for their consideration. ***

Notice of Posting **Time: 12:00 p.m. Date: 07/22/2026** **Place: Courthouse Bulletin Board**
Robb Jensen, Chair, CUW Committee

Notice posted by chief presiding officer or his/her designee. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-7835.

News Media Notified via Mail/Fax/E-mail: Time: 12:00 p.m. Date: 07/22/2026

Northwoods River News	Lakeland Times	Star Journal
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WJFW-TV Channel 12	NRG Media	WCYE Radio - 93.5
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Agenda

Class I Notice - Public Hearing on proposed Kathan Lake District Petition

Notice is hereby given, in accordance with the provisions of Section 33.26, Wisconsin Statutes, that the Oneida County Conservation and UW-Extension (CUW) Committee will hold a public hearing on the matter of the proposed Kathan Lake District petition, which was submitted by the Kathan Lake Association, requesting the establishment of a Kathan Lake District pursuant to Chapter 33, Wisconsin Statutes.

The Public Hearing is to be convened on Wednesday, August 5, 2026 at the Sugar Camp Town Hall, 4059 Camp Four Road, Rhinelander WI 54501, starting at 6:00 p.m. It will also be presented virtually by ZOOM through the following link.

https://us06web.zoom.us/j/84461087869?pwd=avIHc7mIQzRTLbDnMg7MvXWgbbcHaY.1

Phone Number: 1-312-626-6799 - Meeting ID: 844 6108 7869 - Passcode: 526538

All public comments at the meeting will be limited to 3 minutes per person

At the Hearing, any person may offer support, objections, criticisms, or suggestions as to the necessity of the proposed district as outlined and to the question of whether the establishment of such district will benefit their property. Letters of support or objection must be filed with the Land and Water Conservation office, ATTN: Kathan Lake District Comments, PO Box 400, Rhinelander WI 54501-0400 or e-mail to lwcd@oneidacountywi.gov no later than **noon on August 3, 2026.**

Public Hearing participants may TESTIFY in FAVOR or OPPOSITION of the petition at the Public Hearing in the following ways:

- ON ZOOM – Zoom is being offered as a convenience to participate in the Public Hearing. If Zoom functionality drops, the meeting will continue in person at the location listed above.
- IN PERSON

For further information, pertaining to the Public Hearing, contact the Oneida County Land and Water Conservation Department at 715-369-7835.

A landowner who is considered to have signed the petition may withdraw from the petition by filing a written notice of withdrawal with the County Clerk at P O BOX 400, Rhinelander WI 54501 or by e-mail at occlerk@oneidacountywi.gov at least 10 days before the Hearing on the petition. **(Any withdrawal from the petition must be received before Friday, July 24, 2026).**

For general information about the Kathan Lake proposed Lake District, visit the Oneida County Land and Water Conservation Department website at: www.oclw.org on the "Proposed Kathan Lake District" page.

Agenda

The boundaries of the proposed District are as follows:

The boundary described herein for the Kathan Lake District lies wholly within Section 11, Section 12, Section 13, and section 14 of Town 39 North, Range 09 East in the Town of Sugar Camp, being in Oneida County, Wisconsin.

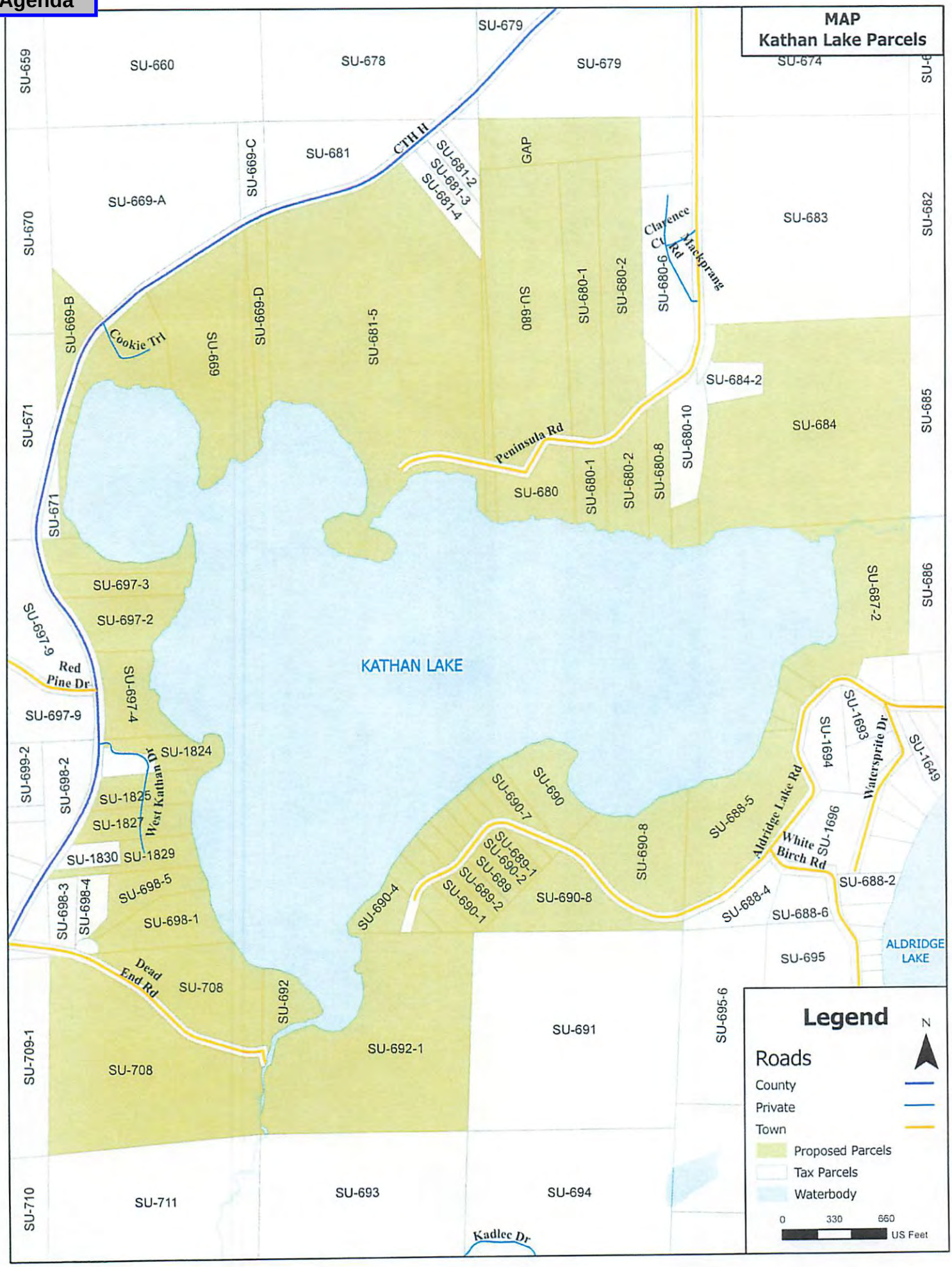
Generally Described As:

The boundary for the Kathan Lake District is generally described as the riparian parcels surrounding Kathan Lake in the Town of Sugar Camp, Oneida County, Wisconsin, being further described as part of Government Lot (GL) 02 of Section 11 of Town 39 North Range 09 East (T39N R09E); part of GL 01, part of GL 02, and part of GL 03 of Section 12 T39N R09E; all of GL 02, all of GL 03, all of GL 04, part of GL 05, and all of the NW¼ SW¼ of Section 13 T39N R09E; and part of GL 01, part of GL 02, and all of the NE¼ SE¼ of Section 14 of T39N R09E.

Submitted by:

/s/ Robb Jensen, Chairman
Oneida County Conservation and UW Extension Education Committee

Agenda


MAP
Kathan Lake Parcels
KATHAN LAKE
ALDRIDGE LAKE
SU-659
SU-660
SU-678
SU-679
SU-674
SU-670
SU-669-A
SU-669-C
SU-681
CTH H
SU-681-2
SU-681-3
SU-681-4
GAP
SU-683
SU-682
SU-669-B
Cookie Trl
SU-669
SU-669-D
SU-681-5
SU-680
SU-680-1
SU-680-2
SU-680-6
Clarence Ct
Rd
Blackprang
SU-671
SU-684-2
SU-684
SU-685
Peninsula Rd
SU-680-10
SU-680-8
SU-697-3
SU-697-2
SU-687-2
SU-686
SU-697-9
Red Pine Dr
SU-697-4
SU-1824
SU-699-2
SU-698-2
SU-1825
West Kathan Dr
SU-1827
SU-1830
SU-1829
SU-698-5
SU-698-3
SU-698-4
SU-698-1
SU-690-7
SU-690
SU-688-5
SU-1693
SU-1694
Watersprite Dr
SU-1649
Aldridge Lake Rd
White Birch Rd
SU-1696
SU-690-8
SU-690-4
SU-689-1
SU-690-2
SU-689
SU-689-2
SU-690-1
SU-688-2
SU-688-4
SU-688-6
SU-695
Dead End Rd
SU-708
SU-692
SU-691
SU-695-6
SU-709-1
SU-692-1
SU-708
SU-710
SU-711
SU-693
SU-694
Kadlec Dr
Legend
N
Roads
County
Private
Town
Proposed Parcels
Tax Parcels
Waterbody
0
330
660
US Feet

Agenda

Chapter 4 (page 50) of "People of the Lakes" A Guide for Wisconsin Lake Organizations

Preparing for the Public Hearing

PREPARING FOR THE PUBLIC HEARING

If you are planning to attend the Public Hearing at the Sugar Camp Town Hall, 4059 Camp Four Road, Rhinelander, WI or virtually by Zoom, on Wednesday, August 5, 2026 at 6:00 p.m. the following is a good idea:

Whether you are in FAVOR of the district or AGAINST it, it is a good idea to take some time to prepare for the public hearing on the proposed district formation:

- **Have prepared statements on why you feel the district will be advantageous or not for the lake and the community.**
- **Be aware of possible reasons for support of, or opposition to the district and be prepared to speak to them.**
- **Be ready to justify your reasons for including certain parcels or areas.**
- **Be appreciative and listen to other concerns and opinions that may not coincide with yours.**
- **Encourage people in the proposed district to attend the public hearing.**

Agenda

Exhibit 7
Signature & Land Area Summary

Agenda

Kathan Lake District Signature and Land Area Summary

Wis Stat 33.25 (1) states:

> (a) Before a county board may establish a district under s. 33.235 or 33.24, a petition requesting establishment shall be filed with the county clerk, addressed to the board and signed by persons constituting 51% of the landowners **or** the owners of 51% of the lands within the proposed district. Government subdivisions, other than the state or federal governments, owning lands within the proposed district are eligible to sign such petition. A city council or village or town board may by resolution represent persons owning lands within the proposed district who are within its jurisdiction, and sign for all such landowners.

Table A below shows total eligible signatures within the proposed lake district, and the number of accepted signatures in the Kathan Lake District petition. The total number of eligible signatures was determined using the 2025 tax roll. An extensive review of the signature pages submitted was done by Land Conservation and Land Information staff. Based on Oneida County's review, the Petitioners obtained 72.6% of the landowner's eligible signatures and exceeded the 51% minimum signatures as indicated in the Statute.

Table A

Total eligible signatures	62
Total accepted petition signatures	45
Percentage of accepted signatures	**72.6%**

The total area of the parcels within the proposed district is approximately 335.16 acres. The total area of the parcels whose signatures were accepted is approximately 197.02 acres. Therefore, it is determined that the landowners of 58.8% of the lands within the proposed district signed the petition and does meet the 51% minimum of land as indicated in the Statute.

Table B below was determined by using the Oneida County geographic information system parcel mapping and is the best available data to make area determination. There is a possibility that a lands survey of the district could result in slightly more or less overall acreages.

Table B

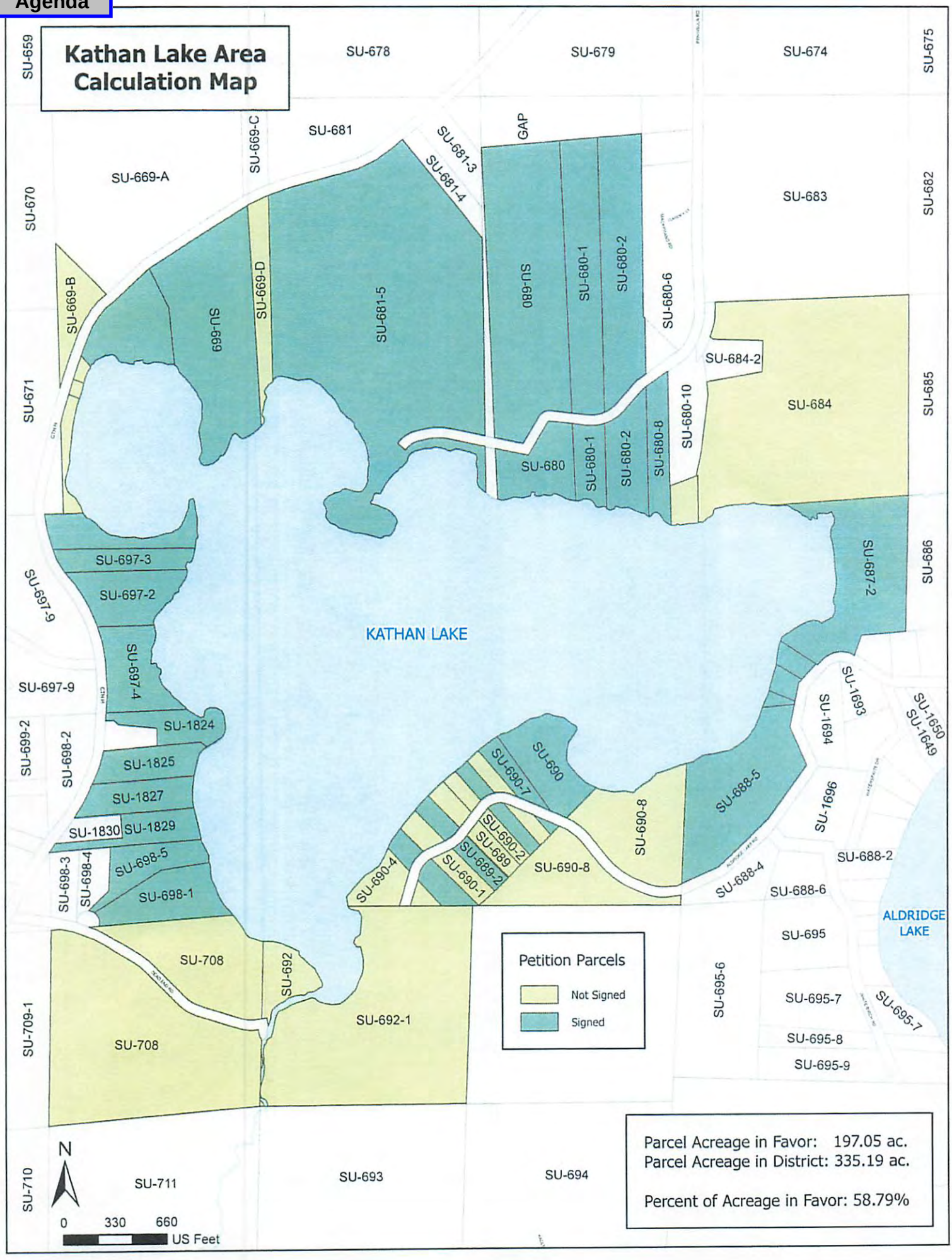
Total acreage of all parcels	335.16	100%
Total acreage with accepted signatures	**197.02**	**58.80%**
Remaining acreage	138.14	41.20%

Submitted: August 31, 2026 by Land Information and Land Conservation Staff

Agenda

Exhibit 8
Land Area – Parcels Signed Map

Agenda


Kathan Lake Area Calculation Map
SU-659
SU-678
SU-679
SU-674
SU-675
SU-669-C
SU-681
SU-681-3
GAP
SU-669-A
SU-681-4
SU-670
SU-683
SU-682
SU-669-B
SU-669
SU-669-D
SU-681-5
SU-680
SU-680-1
SU-680-2
SU-680-6
SU-671
SU-684-2
SU-684
SU-685
SU-680-10
SU-680-8
SU-680-1
SU-680-2
SU-680
SU-697-3
SU-697-2
SU-687-2
SU-686
SU-697-9
KATHAN LAKE
SU-697-4
SU-697-9
SU-1693
SU-1694
SU-1650
SU-1649
SU-699-2
SU-698-2
SU-1824
SU-1825
SU-1827
SU-1830
SU-1829
SU-690
SU-690-7
SU-690-2
SU-689
SU-689-2
SU-690-1
SU-690-4
SU-690-8
SU-688-5
SU-1696
SU-688-2
SU-688-4
SU-688-6
SU-698-3
SU-698-4
SU-698-5
SU-698-1
ALDRIDGE LAKE
SU-695
SU-708
SU-692
SU-709-1
SU-692-1
SU-695-6
SU-695-7
SU-695-7
SU-708
SU-695-8
SU-695-9
Petition Parcels
Not Signed
Signed
N
SU-710
SU-711
SU-693
SU-694
0
330
660
US Feet
Parcel Acreage in Favor: 197.05 ac.
Parcel Acreage in District: 335.19 ac.
Percent of Acreage in Favor: 58.79%

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RESOLUTION #

Resolution to formally declare the organization of the Kathan 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 Kathan Lake Association regarding the formation of the proposed Kathan 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 Wednesday, August 5, 2026 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 2025 tax roll data, determined the total number of eligible landowners located in the boundary of the proposed Lake District was 62 with 51% of the required signatures being 31; and

WHEREAS, 45 signatures or 72.6% of the landowners in the proposed Lake District were deemed acceptable on the petition sheets provided by the Kathan 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* that owners of 58.8% of the lands in the proposed district are in favor of the formation of the Lake District, 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 Kathan Lake Association is unable to meet their financial needs to address invasive species control, including Eurasian Water Milfoil; and

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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 Kathan Lake Protection and Rehabilitation District; and

BE IT FURTHER RESOLVED, that the boundaries of the Kathan 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 Kathan 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 Sugar Camp 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 Kenneth Drake who represented the Kathan Lake District.

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

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____

Approved for presentation to the County Board by the Oneida County Conservation and UW-Extension Education Committee this 12th day of October, 2026.

Consent Agenda Item: ____YES __X__ NO

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Offered and passage moved by: _____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Supervisor

_____ Agriculture Representative

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this 10th day November, 2026.

_____ Defeated

_____ _____

Tracy Hartman, County Clerk Scott Holewinski, County Board Chair

Draft

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CHECKLIST

Before a County Board may establish a District under s. 33.235 or 33.24, the following items need to occur:

The Petitioner has satisfied the following requirements:

- ☑ A petition requesting establishment shall be filed with the county clerk, addressed to the board, and signed by persons constituting 51% of the landowners or the owners of 51% of the lands within the proposed district;
- ☑ The proposed name of the district;
- ☑ The necessity for the proposed district;
- ☑ That the public health, comfort, convenience, necessity or public welfare will be promoted by the establishment of the district and that the lands to be included therein will be benefited by such establishment;
- ☑ The boundaries of the territory are included in the proposed district;
- ☑ VERIFICATION, PLAT. The petition shall be verified by one of the petitioners, and shall be accompanied by a plat or sketch indicating the approximate area and boundaries of the district;
- ☑ PRESUMPTION. Every petition is presumed to have been signed by the persons whose signatures appear thereon, until proved otherwise;

Oneida County has satisfied the following requirements:

33.25/33.26 Hearings, time, notice, boundaries, approval, limitations.

- ☑ A hearing shall be held not later than 30 days from the date of presentation of the petition;
- ☑ Notice announcing the hearing and stating the boundaries of the proposed district shall be published in a paper of general circulation in the county in which the proposed district is located as a class 1 notice, under Ch. 985, and shall be mailed by the county board to the last-known address of each landowner within the proposed district.
    - o WITHDRAWING FROM PETITION. Any landowner who is considered to have signed the petition under sub. (1), may withdraw from the petition if the landowner files a written notice of the withdrawal with the county clerk at least 10 days before the date of the hearing under s. 33.26.
- ☑ The Committee shall report to the County Board within 3 months after the date of the hearing.
- ☐ Within 6 months after the date of the hearing, the board shall issue its order.