

ONEIDA COUNTY PLANNING & ZONING

May 4, 2011

12:30 pm – Closed Session

1:00 PM – Regular Meeting

2:00 PM – Public Hearing

COMMITTEE ROOM #2

ONEIDA COUNTY COURTHOUSE, RHINELANDER WI 54501

Members present: Scott Holewinski
Gary Baier
Billy Fried
Mike Timmons
Dave Hintz

Department staff present: Karl Jennrich, Zoning Director
Peter S. Wegner, Assistant Zoning Director
Lila Dumar, Secretary III
Kathy Ray, Land Use Specialist

Other County Staff: Brian Desmond, Corporation Counsel

Guests: Dennis Herman

Call to order.

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

Approve the agenda.

Motion by Billy Fried, second by Mike Timmons to approve the agenda. With all members present voting "aye", the motion carried.

It is anticipated that the Committee may meet in Closed Session pursuant to Wisconsin Statutes, Section 19.85 (1) (g), conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into closed session.

- a. Excavation and land disturbance violations within the shoreland vegetation protection area in the Town of Three Lakes.
- b. Pier placement, construction and number of berths contrary to Conditional Use Permit approval in the Town of Minocqua.
- c. Sign violation in the Town of Sugar Camp.

12:32 pm - Motion by Billy Fried, second by Mike Timmons, to go into closed session. Roll call vote: Scott Holewinski: "aye", Gary Baier "aye", Mike Timmons "aye", Billy Fried "aye", Dave Hintz "aye." The motion carried.

A roll call vote will be taken to return to open session.

1:00 pm – Motion by Mike Timmons, second by Billy Fried to go into open session. Roll call vote: Scott Holewinski: "aye", Gary Baier "aye", Mike Timmons "aye", Billy Fried "aye," Dave Hintz "aye." The motion carried.

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

(a.) Excavation and land disturbance violations within the shoreland vegetation protection area in the Town of Three Lakes.

Chairman Holewinski stated that this item was not discussed today due to time constraints. This will be placed on a future agenda.

(b.) Pier placement, construction and number of berths contrary to Conditional Use Permit approval in the Town of Minocqua.

Chairman Holewinski stated that a motion made while in closed session. The secretary read the motion into the record.

Motion by Billy Fried, second by Gary Baier, that the additional pier section that was created and the two additional berths must be removed by October 1, 2011. Until that time, no lift shall be placed in berthing space #12; nor shall this berthing space be used at any time. The Department will allow use of berthing space #11 until October 1, 2011. The motion carried unanimously with a roll call vote.

(c.) Sign violation in the Town of Sugar Camp.

Chairman Holewinski stated that a motion made while in closed session. The secretary read the motion into the record.

Motion by Gary Baier, second by Mike Timmons not to appeal the Wisconsin Court of Appeals Decision dated April 26, 2011. The motion carried unanimously with a roll call vote.

Public comments.

There were no public comments.

Typist III position. Staff will be recommending elimination of the Typist III position.

Karl Jennrich, Zoning Director, stated that this is a vacant part-time position. Mr. Jennrich recommended that the position be eliminated; the duties of the position have been taken over by other staff members. The cost savings to the Department will be \$11,500.00.

Motion by Mike Timmons, second by Gary Baier, to eliminate the Typist III position. With all members voting “aye” the motion carried.

Zoning Director’s goals for 2010-2011. Part of performance evaluation.

Karl Jennrich, Zoning Director, reviewed his goals for 2010-2011 with the Committee. This is part of the performance evaluation process. The Zoning Director’s goals (10) are part of the record of today’s meeting and attached to the meeting minutes.

Motion by Scott Holewinski, second by Gary Baier to approve the Zoning Director’s Goals for 2010-2011 as presented. The motion carried unanimously.

Program and service description report. The Committee will be discussing and prioritizing Planning and Zoning Department programs.

Karl Jennrich, Zoning Director, reviewed the Program and Services Description and Budgeting Worksheet with the Committee, which is part of the record of today’s meeting and attached to the meeting minutes.

Motion by Scott Holewinski, second by Mike Timmons to approve the Program and Services Description and Budgeting Worksheet as presented. With all members voting “aye” the motion carried.

2:00 pm – Conduct Public Hearing on the following:

Conditional Use Permit of Dennis Herman, agent for Rynders Realty Inc., owner for the outdoor displays and sales of landscaping materials, the display of a model pole building storage unit for the condo plat on Red Tail Loop, and the display of park models for sale on property described as NW NE and SW NE, n/k/a Lot 8 CSM V16 P3658, Section 10, T39N, R6E, Blumenstein Road and Plaza Drive, PIN MI 2155-1, Town of Minocqua.

Karl Jennrich, Zoning Director, read the notice of public hearing for the Conditional Use Permit Application of Dennis Herman, agent for Rynders Realty Inc., for outdoor displays and sales of landscaping materials, the display of a model pole building storage unit for the condo plat on Red Tail Loop, and the display of park models for sale on property described as PIN MI 2155-1, Town of Minocqua.

The notice was published in the Northwoods River News on April 19 & 26, 2011; and the Lakeland Times the week of April 18, 2011. The proof of publication is contained in the file. The notice was posted on the Oneida County Courthouse bulletin board on April 14, 2011. The mailing list was also read into the record.

Correspondence in file: Letter from the Town of Minocqua dated April 14, 2011 approving the conditional use permit with the following conditions.

1. Establish a green area as shown on plan on NE side of Lot 8;
2. Create vegetative delineation on west side to delineate area from easement road;
3. Approve several small contained mulch piles and small display areas of mulch, topsoil, landscaping blocks, field stone, trees, shrubs, gravel, and crushed stone. Also approved one pole storage building model with restroom inside, and two park models for display;
4. Equipment to be stored inside;
5. No exterior dumpsters. All garbage to be contained in building.

Dennis Herman, agent for Rynders Realty is present. Kathy Ray, Land Use Specialist, reviewed the conditional use permit application with the Committee. Ms. Ray read the CUP Report noting the general standards were supplied by the applicant and if the Committee agrees that the general standards have been met, staff recommends approval with the following conditions:

1. The project is commenced within 3 years from date of issuance.
2. The nature and extent of the use shall not change from that described and approved in this Conditional Use Permit.
3. Subject to Town conditions as follows: 1. Establish a green area as shown on plan on NE side of Lot 8; 2. Create vegetative delineation on west side to delineate area from easement road; 3. Approve several small contained mulch piles and small display areas of mulch, topsoil, landscaping blocks, field stone, trees, shrubs, gravel, and crushed stone. Also approved one pole storage building model with restroom inside, and two park models for display; 4. Equipment to be stored inside; 5. No exterior dumpsters. All garbage to be contained in building.
4. Placement of signage to comply with 9.78 Oneida County Zoning & Shoreland Protection Ordinance.
5. Proper permits to be obtained prior to placement/construction of buildings.
6. Subject to Stormwater Management Maintenance and Easement Agreement Document No. 647450.

Chairman Scott Holewinski noted for the record, that there were no members of the public present. Therefore, there was no public comment. The public hearing was closed for deliberation.

Motion by Gary Baier, second by Billy Fried to approve the conditional use permit of Dennis Herman, agent for Rynders Realty Inc., Town of Minocqua, subject to staff concerns and conditions, Town of Minocqua concerns and conditions and the general standards having been met. With all members present voting “aye”, the motion carried.

Line item transfers, purchase orders and bills.

Purchase orders submitted for payment – \$60.34.

Bills submitted for payment - \$1,507.00

Motion by Scott Holewinski, second by Gary Baier to pay the bills and purchase orders. With all members voting “aye” the motion carried.

Refunds.

There were no refunds.

Approve future meeting dates: May 18 and June 1, 2011.

The Committee confirmed meeting dates of May 18 & June 1, 2011.

Public comments.

There were no public comments.

Future agenda items.

There was nothing discussed.

2:27 pm – Motion by Billy Fried, second by Gary Baier, to adjourn. The motion carried unanimously.

Scott Holewinski, Chairman

Karl Jennrich, Zoning Director

Comment [OC1]: