

**ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE  
SEPTEMBER 17, 2014  
COUNTY BOARD ROOM  
2<sup>ND</sup> FLOOR, ONEIDA COUNTY COURTHOUSE  
RHINELANDER WI 54501**

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Members present: Scott Holewinski, Jack Sorensen, Mike Timmons, Billy Fried and Dave Hintz

Department staff present: Pete Wegner, Assistant Director and Julie Petraitis, Secretary

Other county staff present: Mike Fugle, Corporation Counsel

Guests present: See sign in sheet

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Call to order.

Chairman Scott Holewinski called the meeting to order at 12:30P.M., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

**Motion by Jack Sorensen, 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. weekly rental in District #2, Single Family in the Town of Newbold
- b. Failure to comply with the permit conditions of a CUP in the Town of Minocqua
- c. Approve closed session minutes

**Motion by Mike Timmons, second by Billy Fried to go into closed session. Roll call vote: Jack Sorensen, “aye”; Scott Holewinski, “aye”; Mike Timmons, “aye”; Billy Fried, “aye” and Dave Hintz, “aye”.**

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

**Motion by Mike Timmons, second by Jack Sorensen to return to open session. Roll call vote: Jack Sorensen, “aye”; Scott Holewinski, “aye”; Mike Timmons, “aye”; Billy Fried, “aye” and Dave Hintz, “aye”.**

Announcement of any action taken in closed session.

**Item a. Motion by Mike Timmons, second by Billy Fried to move forward with a long form complaint as long as everything is documented. With all members present voting “aye” the motion carried.**

**Item c. Motion by Billy Fried, second by Jack Sorensen to approve the closed session minutes of August 6 and September 3, 2014 as submitted. With all members present voting “aye” the motion carried.**

Public Comments: None

Discussion/decision of the meeting minutes.

**Motion by Jack Sorensen, second by Mike Timmons to approve meeting minutes of August 20 and September 3, 2014. With all members present voting “aye” the motion carried.**

Boathouse and Pier Survey.

Pete Wegner informed the committee that the information they requested was not available at this time due to the County’s subscription to Survey Monkey had lapsed. It will be renewed in a few days and they can retrieve the data at that time. He will bring the information back to the committee at that time.

Discuss sign concerns of Michael S. Bauer related to his business at 8714-24 Hwy 47 further described as part of the NE NE and SE NE, Section 12, T39N, R6E, PIN 2182-2, Town of Minocqua. The committee will be reviewing 9.78 Sign Regulations.

Pete Wegner stated that Mr. Jennrich advised Mr. Bauer that his concerns could be addressed by possibly going to the Board of Adjustment. Mr. Bauer requested that the fee be waived if he went to the Board of Adjustment. A letter was sent to the Board of Adjustment requesting the fee be waived and the Board of Adjustment denied the request. Mr. Fried stated that Mr. Bauer wasn’t able to attend and the issue was tabled to a future meeting. No action was taken.

Line item transfers, purchase orders, and bills.

**Motion by Jack Sorensen, second by Billy Fried to approve the bills as presented. With all members present voting “aye” the motion carried.**

Refunds. **None**

Approve future meeting dates: **October 1 and October 15, 2014.**

Public comments: **None**

Future agenda items. **None**

**1:40 pm - Recess until 2:00 pm for Public Hearing**

**2:00 p.m. – Conduct Public Hearing on the following:**

**Ordinance Amendment #11-2014** authored by the Planning and Development Committee to amend Section 9.57, Domesticated Horses of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

Additions noted by underline and deletions by strikethrough:

### 9.57DOMESTICATED HORSES

#### A. Purpose and Intent

It is the purpose of this ordinance to provide standards for the keeping of domesticated horses. It is intended to enable residents to keep a small number of horses on a non-commercial basis.

#### B. Definitions

1. Horse – A solid-hoofed plant-eating domesticated mammal with a flowing mane and tail, used for riding, racing, and to carry and pull loads.
2. Horse Barn – A barn building for housing horses or other livestock.
3. Horse Shed – A rough structure having one or more open sides, once used to provide temporary shelter for horses.
4. Paddock – A small fenced outdoor pasture area where a horse is kept.

#### C. Number of Horses Allowed

1. Five (5) acres minimum will be required for a maximum of two horses and one additional acre for each additional horse.

#### D. Location

1. Horse barns and horse sheds shall not be located closer than fifty (50) feet to any lot line.
2. Horse barns and horse sheds shall not be located closer than seventy five (75) feet from the ordinary high water mark (OHWM) of any lake, river or stream.
3. Horse barns and horse sheds, pursuant to this section are allowed in District #2 - Single Family Residential.

#### E. Other Provisions

1. Fencing for paddocks pursuant to 9.74.
2. Storage of manure must be more than fifty (50) feet from a property line. Manure storage cannot create a public health nuisance.
3. Horses are still allowed in District #4 – Residential and Farming, District #5 – Recreational, District #10 – General

Use, District #14 – Residential and Retail, and District #15 – Rural Residential.

Pete Wegner, Assistant Zoning Director, read the notice of public hearing for Ordinance Amendment #11-2014.

The notice was published in the Northwoods River News on September 2 and September 9, 2014.

The notice was posted on the Oneida County Courthouse bulletin board on August 28, 2014.

The mailing list is contained in the file.

Correspondence in file:

E-mail from John Olkowski

E-mail from Diane Hapka

E-mail from Sue Harris

Letter from Mike Ryden

E-mail from Jeff Bruss

E-mail from Keith Antosh

Pete Wegner read the correspondence into the file.

Mr. Holewinski opened the public portion of the public hearing.

Mark Hartzheim, Minocqua Town Chair, spoke.

Ed Cottingham, Town of Three Lakes resident, spoke.

Gail Winnie, Town of Harshaw resident, spoke.

Norris Ross, Town of Three Lakes resident, spoke.

Diann Koshuta, Town of Three Lakes resident, spoke.

Diane Hapka, Town of Three Lakes and Lake Tomahawk resident, spoke.

Ron Friedle, Town of Three Lakes resident, spoke.

The public portion of the public hearing was closed.

Committee discussion:

Mr. Hintz stated that he feels there is not enough input from the Towns to initiate a change in the ordinance at this time. He also feels more input from the public is needed.

Mr. Timmons asked about Section 9.74 regarding setbacks to the lake etc. for livestock.

Mr. Wegner stated that Section 9.74 states that open fences used to fence livestock can be in the highway and the ordinary high water mark setbacks. Mr. Wegner also stated that Forestry 1C should be added to the list as a district that allows horses.

**Motion by Dave Hintz, second by Mike Timmons to seek further input from the Towns with suggestions on how to proceed. Mr. Holewinski added that the Towns can hold their own meetings and get public comments to forward to the Planning and Development Committee.**

Discussion on motion: Mr. Fried asked if this motion would bring this subject back for another public hearing.

Mr. Holewinski said it would not.

Mr. Fried stated that he doesn't want to postpone this item if it is going to come back in the future. He would like to protect the Single Family Zoning District. Clarification on the motion was given to the Committee.

**On roll call vote: Dave Hintz, "aye"; Billy Fried, "nay"; Mike Timmons, "aye"; Scott Holewinski, "nay" and Jack Sorensen, "nay". The motion failed.**

**Motion by Billy Fried, second by Jack Sorensen to deny the ordinance amendment as presented at the public hearing today. On roll call vote: Dave Hintz, "nay"; Billy Fried, "aye", Mike Timmons, "nay"; Scott Holewinski, "aye" and Jack Sorensen, "aye". The motion passed.**

Adjourn.

3:00 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Jack Sorensen to adjourn the meeting. With all members present voting "aye", the motion carried.

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Chairman Scott Holewinski

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Karl Jennrich  
Planning & Zoning Director