

**Oneida County Board of Supervisors  
Tuesday, June 21, 2016 – Regular Meeting - 9:30 a.m.  
Oneida County Courthouse  
County Board Meeting Room - 2<sup>nd</sup> Floor**

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**CALL TO ORDER:**

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas and the victims of the Orlando Tragedy. Pledge of Allegiance followed.

**MEMBERS PRESENT:** Supervisors: Ted Cushing, Bill Freudenberg, Billy Fried, David Hintz, Scott Holewinski, Mitch Ives, Robb Jensen, Tom Kelly, Lance Krolczyk, Bob Metropulos, Bob Mott, Greg Oettinger, Sonny Paszak, Greg Pence, Carol Pederson, Jack Sorensen, Michael Timmons, Alan VanRaalte, Jim Winkler, Alex Young, and Lisa Zunker.

**# OF MEMBERS PRESENT:** 21.

**SUPERVISORS EXCUSED:** 0.

**STUDENT REPRESENTATIVES PRESENT:** 1 – Alex Bess.

**OTHERS PRESENT:** Mary Bartelt, County Clerk; Melodie Gauthier, Chief Deputy Clerk; Brian Desmond, Corporation Counsel; Lisa Charbarneau, Human Resource Director; Marta Koelling, Public Health; Janet Clark, Senator Ron Johnson's Office; Grady Hartman, Sheriff's Office; Tara Ostermann, Chief Deputy Clerk, Treasurer's Office; Karl Jennrich and Pete Wegner, Planning and Zoning.

**ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS**

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking

**ACCEPT THE MINUTES OF THE MAY 17, 2016 REGULAR COUNTY BOARD MEETING**

**Motion/Second:** Cushing/Sorensen to accept the minutes of May 17, 2016.

**Corrections, Additions, and Deletions:** Page 1 under Reports/Presentations: Karl "Zennrich" should read "Jennrich. All "aye" on voice vote, motion passes.

**REPORTS/PRESENTATIONS**

- Public Health 2015 Annual Report was presented by Marta Koelling M.S., Assistant Director of Oneida County Public Health, who replaced Carl Meyer on December 7, 2015. Marta gave a brief presentation noting some of the 2015 outcome highlights for the Health Department.
- Janet Clark, Regional Director for Senator Ron Johnson's Office, is the new Regional Director for 9 counties in Wisconsin. Janet is traveling to these counties to introduce herself and to extended greeting from the Senator Johnson.

**\* PUBLIC COMMENT**

Supervisor Winkler stated he would like the County Board members to volunteer to work at the County Fair at Pioneer Park with a shift of 2 hours or more. Winkler stated he will also bring 2016 fair raffle tickets and distribute them in the County Board mail boxes for County Board members to sell or purchase. Chairman Hintz stated this is voluntary on the part of the Supervisors. Supervisor Winkler stated he appreciates any help that Supervisors can provide. A new item at the fair will be a Native American tribal dance and ceremony. Representation from all of the tribes within the area will attend the fair. Supervisor Jensen set a challenge of \$10.00 for all Supervisors who volunteer at the fair.

**CONSENT AGENDA**

**Resolution #35-2016** – Offered by the Administration Committee authorizing the 2016 budget transfers.

**Resolution #36-2016** – Offered by the Administration Committee designating Oneida County depository under Secs. 59.61 and 34.05 Wis. Stats. for the purposes of enumeration.

**Resolution #37-2016** – Offered by the Land Records Committee approving a 100 foot strip of land each side of the center line to be conveyed to adjoining landowners, Mark A. Scholz and Carolyn A. Scholz. Town of Lake Tomahawk.

- Appointments to committees, commissions and other organizations  
**Health & Aging Committee:**  
To reappoint Jackie Cody with a term to expire June 2019.



Medicare rate of 12 cents on the dollar if there are any medical needs to any inmates; the State assured us that they won't send their medical problems to us. It is completely up to the State on who will receive State inmates. Sheriff Grady cautions the County Board to consider the money received from housing these State inmates be considered capital expense money and not counted on for upcoming budgets because the housing of State inmates can be discontinued. The County will receive \$51.46 per prisoner per day and the added cost per day is estimated at approximately \$10.00 per inmate per day. The Oneida County Jail was built on the idea that the County would house State inmates but in 2012 the County lost the contract to house the State inmates and this impacted the County Budget immensely.

**ROLL CALL VOTES:** 21 Ayes, 0 Nays.

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION #38-2016:** Adopted.

**RESOLUTION #39-2016**

Resolution offered by the Supervisors of the Labor Relations Employee Services (LRES) Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS,** Resolution #53-2015 created a twelve month trial merger of the Land and Water Conservation and Planning and Zoning Departments effective August 1, 2015; and

**WHEREAS,** due to unforeseeable staffing matters, the County was unable to determine the pros and cons of such a merger; and

**WHEREAS,** the LRES Committee does recommend the continued merger/reorganization of Land & Water Conservation Office and Planning & Zoning Office to create efficiencies with administrative work, allow more time for field work, complete work outlined in the Five Year Plan, and better serve Oneida County residents for an additional twelve month trial period.

**NOW, THEREFORE, BE IT RESOLVED,** by the Oneida County Board of Supervisors effective August 1, 2016:

1. The Land & Water Conservation Department will continue to be merged with the Planning & Zoning Department.
2. During the extended twelve-month trial period, the Planning & Zoning Director will report to the Planning and Development and Conservation, UW-EX Education Committees.
3. During the extended twelve-month trial period, the Planning & Zoning Director, County Conservationist, and the Human Resource Director shall routinely review and make individual recommendations to the Conservation & UW-EX Education, Planning and Development and LRES Committees as to the advantages and disadvantages of the merger. The Conservation & UW-EX Education, Planning and Development and LRES Committees shall consider these recommendations and forward to the County Board of Supervisors a resolution considering a permanent merger; and

**BE IT FURTHER RESOLVED,** by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that no additional County and/or taxpayer dollars shall be required to meet the projected costs for the reorganization.

Approved by the Labor Relations Employee Services Committee this 9<sup>th</sup> day of June, 2016.

Offered and passage moved by Supervisors: Cushing, Fried and Paszak.

Lisa Charbarneau, Human Resource Director, stated that the vacancies during the trial period of the merger have been dealt with and now more time is needed to assess the two department mergers. The County Board agreed that the Land and Water Conservation and Planning and Zoning departments merger trial period should be extended for another year when again they will be looked at.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent – Timmons.

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION #39-2016:** Adopted.

**RESOLUTION #40- 2016:**

Resolution offered by the Supervisors of the Administration Committee

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

**WHEREAS,** December 30, 2002 Oneida County issued 20 year general obligation bonds to

facilitate the remodeling of the Human Service Center building, a county owned building, and  
**WHEREAS**, an agreement with the Board stated the Board was to refund the County the annual principle and interest payments on a monthly basis, and  
**WHEREAS**, the remaining principle balance for 2016-2021 is \$360,000 and the interest rate on the bonds for the years 2016-2021 is 4.40%-4.65%, with the ability to be called (paid off early); and  
**WHEREAS**, the County has the ability to finance the \$360,000 and charge a lesser interest rate; and

**WHEREAS**, the current State Trust Fund Loan interest rate is 2.5% for a five year loan; and

**WHEREAS**, this proposal will reduce the interest costs of the Board by \$31,297; and

**WHEREAS**, the required funds will come from the General Fund.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that the above referenced loan to the Human Service Center is approved; and

**BE IT FURTHER RESOLVED**, that the County Board Chairman, County Clerk, Finance Director and Treasurer are authorized to complete whatever transactions are necessary to effectuate the purpose of this resolution.

**BE IT FURTHER RESOLVED** by the Oneida County Board of Supervisors that the County budget for fiscal year 2016 shall be amended to facilitate this transaction with the money to be applied from the general fund.

Approved by the Administration Committee this 13<sup>th</sup> day of June, 2016.  
Offered and passage moved by Supervisors: Hintz, Cushing, Fried and Jensen.

Supervisor Cushing stated with this Resolution the County can earn money and reduce costs for the Human Service Center.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent - Timmons

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION 40-2016:** Adopted.

Supervisor Freudenberg – excused @ 9:50 am.

**RESOLUTION #41 – 2016 - GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #**

Ordinance Amendment offered by the Administration Committee.

**WHEREAS**, County Ordinance Section 3.20(1) Retention of Overpayments was previously changed to allow for the County to keep overpayments of five dollars or less; and

**WHEREAS**, County Ordinance Section 3.12(2) allows for the County to pay underpayments of not more than two dollars; and

**WHEREAS**, consistency among the County Code provisions will help with the administration of under and overpayments.

**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. Section 3.12(2) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**3.12 FINANCIAL POLICIES AND PROCEDURES. (Am. Res. #117-2008)**

- (1) All deposits of public funds shall be made daily on each business day only at one of the public depositories listed on the annual resolution adopted by the County Board at its annual meeting.
- (2) The County Treasurer shall have the authority to make all payments to the County which are short \$25 or less. The Treasurer shall have the authority to voucher from the General Fund funds needed to accomplish the payment of these incidental shortages. The Treasurer shall maintain an accurate written record concerning all such transactions and shall submit the voucher to the Finance and

Insurance Committee for review and approval. [The remainder of section 3.12 is to remain unchanged]

Offered and passage moved by: Hintz, Jensen, Cushing and Fried.

Tara Ostermann, Chief Deputy Treasurer, explained if a person short pays their taxes by \$5.00 the County will cover the amount due to the fact the cost to collect the difference exceeds more than the \$5.00 owed. The cost of this happening is minimal for the County. It is generally about 4 times a year and the approximate amount is \$120 a year.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent- Freudenberg.

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION #41-2016:** Adopted.

**RESOLUTION #42-2016 - GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #**

Ordinance Amendment offered by Conservation & UW-EX Education Committee

**WHEREAS**, Wisconsin State statute s. 92.06 allows for up to two (2) citizen members on the land conservation committee; and

**WHEREAS**, citizen members can be an invaluable source of information on land and water conservation issues; and

**WHEREAS**, if allowed to be appointed to the Conservation and UW-EX Education Committee citizen members would be limited to voting on agenda items from the Land & Water Conservation department.

**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. Section 2.37 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**2.37 CONSERVATION AND UW-EX EDUCATION. (Rep. & recr. #55-2011)**

This Committee shall:

- (1) Act as the ~~Conservation~~ & UW-EX Education Committee with such powers and duties as prescribed in Ch. 59.56(3), Wis. Stats., as amended from time to time.
- (2) Act as the County-appointed committee to process Lake District petitions and conduct the public hearing required by Wis. Stats. §33.26(1).
- (3) Act as the Land Conservation Committee pursuant to Chapter 92 of the Wisconsin Statutes as amended from time to time.
  - (a) The county board may appoint to the land conservation Committee up to 2 members who are not members of the county board.
  - (b) Terms. Each member of the land conservation committee shall serve for a term of 2 years or until a successor is appointed, whichever is longer.
  - (c) Reimbursement. Each member of the land conservation committee shall be reimbursed for necessary expenses and shall be paid the same per diem as citizen members of other county board committees.
  - (d) Voting. Citizen members are only allowed to vote on agenda matters concerning land and water conservation issues.

Offered and passage moved by Supervisors: Winkler, Jensen, VanRaalte and Ives.

**MOTION/SECOND:** Mott/Sorensen to delete the words "up to 2" and add "1" on line 35. Line 36 delete the "s" on members and change "are" to "is" and add the word "a" before the second word "number".

**ROLL CALL VOTE:** 14 Ayes, 6 Nays – Fried, Jensen, Winkler, Cushing, Paszak and Krolczyk, 1 Absent – Freudenberg.

**STUDENT REPRESENTATIVE:** 1 Nay.

**MOTION:** passes.

**MOTION/SECOND:** VanRaalte/Mott to remove the word “citizen” on Line 41.

**ROLL CALL VOTE:** 13 Ayes, 7 – Nays – Winkler, Pederson, Paszak, Oettinger, Krolczyk, Holewinski and Fried, 1 Absent - Freudenberg.

**MOTION:** passes.

Supervisor Mott stated former County Board member Tom Rudolph requested to be appointed to the Conservation and UW-EX Education as a citizen member to serve on the County Land & Water Conservation Committee. State statute 92.06 allows up to 2 citizen members who are limited to voting on the agenda items only for the Land and Water Conservation Department. This would require an amendment to the Oneida County Code. The issue of Tom Rudolph being allowed to be a citizen member on the committee is about recognizing how much knowledge and experience can be lost with board turnovers. The County Board feels there is no doubt Mr. Rudolph is qualified and knowledgeable about Land and Water, but it may not be in the best interest to set a precedent where we change the membership of a committee because of a person as this may show favoritism. Discussion continued.

**ROLL CALL VOTE ON AMENDED RESOLUTION #42-2016:** 10 Ayes, 10 Nays – Fried, Pederson, Jensen, Holewinski, Oettinger, Krolczyk, Zunker, Paszak, Cushing and Hintz. 1 Absent – Freudenberg.

**STUDENT REPRESENTATIVE:** 1 Nay.

**AMENDED RESOLUTION #42-2016:** Fails (tie)

**RESOLUTION – #43-2016 /REZONE PETITION # 1-2016**

Ordinance Amendment offered by Supervisors of the Planning and Development Committee.

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

**WHEREAS**, the Planning & Development Committee, having considered Petition #1-2016, (copy attached) which was filed April 22, 2016, 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 June 1, 2016 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #District #04, Residential and Farming to District #07, Business, B2- on property described as, W ½ of the NW SW, Section 23, T37N, R6E, Town of Cassian, Oneida County, Wisconsin.

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

**WHEREAS**, the current owner requested the rezone petition to “rent space for off-premise signage along Hwy 51 and will allow for business location in the future,” and;

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

**WHEREAS**, On June 1, 2016 the Planning and Development Committee held a Public Hearing and the adjoining landowners were provided with a written notice of the change and nobody had concerns against the change 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 #1-2016:

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.

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 #1-2016 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 #04 Residential and Farming to District #-07, Business, B2 on property described as follows:

The W ½ of the NW SW, Section 23, T37N, R6E, Town of Cassian, Oneida County, Wisconsin.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 1-2016, by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Cassian Town Clerk.

Approved by the Planning and Development Committee this 15th day of June, 2016.  
Offered and passage moved by Supervisors: Holewinski, Sorensen, Timmons, Fried and Hintz.

**ROLL CALL VOTE:** 18 Ayes, 1 Nay – Metropulos, 1 Absent – Freudenberg, 1 Abstain – Holewinski.

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION #43-2016 /REZONE PETITION # 1-2016:** Adopted.

**RESOLUTION #44-2016 -GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #2-2016**

Ordinance Amendment offered by the Planning and Development Committee

**WHEREAS**, the Planning & Development Committee, having considered Ordinance Amendment 2-2016, (copy attached) which was filed May 26, 2016.

(copy attached) to amend Section 9.94, OHWM Setbacks, of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon June 15, 2016 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

**WHEREAS**, 2015 Wisconsin Act 55 prohibits the county from regulating the placement of Boathouses more restrictively than Administrative Rules promulgated by the DNR; and

**WHEREAS**, A county shall not create a requirement for a boat house that would effectively prohibit the placement of such structure; and

**WHEREAS**, 2015 Wisconsin Act 391 requires that counties allow the roof of flat roof boathouse be used as a deck; and

**WHEREAS**, the Planning and Development Committee has carefully studied proposed changes in order to comply with 2015 Wisconsin Act 55 and Act 391; and

**WHEREAS**, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing, and recommends approval.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:**

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

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

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

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

1. A. OHWM Setbacks

2. There shall be setbacks from the ordinary high water mark (OHWM) on lots that abut or are within 75 feet of a navigable waterbody.

3.

1. To remain unchanged.

2. Exceptions to the 75-foot setback from the OHWM of a navigable water body. See Appendices C through G for illustrative purposes only. The text in this section shall be controlling and will supersede the appendices if there are any conflicting interpretations.

A through C to remain unchanged.

~~(1) No part of any boathouse shall extend into the lake or stream beyond the OHWM.~~

~~(2) The construction of a boathouse is confined to the viewing area and shall be at least 10 feet from the side yard lot line.~~

- ~~(3) With the exception of 9.94(A) (2) (d) (10) below, boathouses shall be designed and constructed solely for the storage of boats and related equipment. Patio doors, fireplaces, plumbing, living facilities and other features inconsistent with the use of the structure exclusively as a boathouse are not permitted.~~
- ~~(4) The main door shall face the water.~~
- ~~(5) One boathouse is permitted in the first 100 feet of shoreline. In any additional increment of 100 feet of shoreline, a boathouse may be permitted only upon the issuance of a conditional use permit.~~
- ~~(6) A boathouse shall not exceed a total height of twelve (12) feet.~~
- ~~(7) A boathouse shall not be constructed on slopes 20% or greater.~~
- ~~(8) Boathouses shall be constructed in conformity with local floodplain zoning standards.~~
- ~~(9) The maximum width of a boathouse parallel to the OHWM shall not exceed the lesser of 75 percent of the viewing area(s) or 36ft. The overhang and eaves are not included in the maximum width and shall not exceed two feet. The maximum length of a boathouse landward and away from the OHWM shall not exceed 36 feet.~~
- ~~(10) A boathouse shall have a pitched roof with a minimum pitch of 2.3 to 12.~~
- ~~(11) Decks, platforms, & other construction not essential for berthing of boats is prohibited.~~
- ~~(12) A boathouse shall contain no plumbing.~~
- ~~(13) A boathouse shall contain no living facilities.~~
- ~~(14) A boathouse cannot be constructed if the riparian landowner has a permanent boat shelter.~~
- ~~(15) A boathouse cannot be constructed if the riparian landowner has an existing "wet" boathouse extending over a navigable waterway.~~
- d. Boathouse. A riparian owner may construct a boathouse subject to the following restrictions:
- (1) The construction or placement of boathouses below the ordinary high water mark of any navigable waters shall be prohibited.
  - (2) The construction of a boathouse is confined to the viewing area and shall be at least 10 feet from the side yard lot line.
  - (3) With the exception of 9.94(A) (2) (d) (12) below, boathouses shall be designed and constructed solely for the storage of boats and related equipment. Patio doors, fireplaces, plumbing, living facilities and other features inconsistent with the use of the structure exclusively as a boathouse are not permitted.
  - (4) One boathouse is permitted on a lot as an accessory structure.
  - (5) Any boathouse which may be permitted within the setback area shall be of one story only. 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 as measured from the top of wall to the floor.
  - (6) Boathouse construction is subject to the requirements of Section 9.97.
  - (7) Boathouses shall be constructed in conformity with local floodplain zoning standards.
  - (8) The maximum width of a boathouse parallel to the OHWM shall not exceed the lesser of 75 percent of the viewing area(s) or 36ft. The overhang and eaves are not included in the maximum width and shall not exceed two feet. The maximum length of a boathouse landward and away from the OHWM shall not exceed 35 feet.
  - (9) The maximum total footprint shall not exceed 1008 square feet.
  - (10) Flat roofs that shed water away from the OHWM are permitted.
  - (11) The roof of a boathouse may be used as a deck provided that:
    - (a) The boathouse has a flat roof.
    - (b) The roof has no side walls or screens.
    - (c) The roof may have a railing that meets the State of Wisconsin Uniform Dwelling Code.
  - (12) The number of berths within a boathouse shall be subject to the provisions of section 9.98(D).

9.96 SHORELAND MITIGATION PLAN (#08-2000, 30-2001, 02-2006, 14-2008, 21-2008)

The opening paragraph and A through E remain unchanged.  
Mitigation requirements A-E above shall be implemented for the following:

1. Properties requiring a permit under sections 9.32(E) and 9.33(B) and meet the requirements of section 9.99.
- ~~2. New boathouse construction on properties with existing dwellings or principal buildings.~~

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #7-2015 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved by the Planning and Development Committee this 15<sup>th</sup> day of June, 2016.  
Offered and passage moved by Supervisors: Holewinski, Timmons, Fried and Hintz.

Changes in State law affecting the authority that Counties have in the development of Shoreland ordinance and boat houses that are more restrictive than the state law and regulations can no longer be enforced. Brian Desmond, Corporation Counsel, stated that Counties have until October 1 2016 to comply with the state standards or the DNR could force the Counties to comply with the state shoreland zoning law NR115. A county can regulate the square footage of a boathouse but not its placement. Flat roof boathouses, per Wisconsin Act 391, require counties to allow these flat roof boathouses to be used for a deck. Approximately 3 public meetings were held on this issue and the public who attended stated their overwhelming support. Boathouses may not exceed 1,008 square feet and are limited to one story and the sidewalls cannot exceed 12 feet in height.

**MOTION/SECOND:** Mott/Sorensen to change Line 117 from “36 feet” to “20 feet”.

**ROLL CALL VOTE:** 5 Ayes, 15 Nays – Pence, Zunker, Timmons, Cushing, Paszak, Holewinski, Pederson, Winkler, Jensen, Krolczyk, Kelly, Fried, Ives, Oettinger and Hintz. 1 Absent- Freudenberg.

**STUDENT REPRESENTATIVE:** 1 Nay.

**MOTION:** Fails.

**ROLL CALL VOTE:** 14 Ayes, 6 Nays – Metropulos, Mott, Young, Zunker, VanRaalte and Sorensen. 1 Absent - Freudenberg.

**STUDENT REPRESENTATIVE:** 1 Aye.

**RESOLUTION #44-GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #2-2016:** Enacted.

**OTHER BUSINESS:** None.

**NEXT MEETING DATE AND TIME:** August 16, 2016 @ 9:30 am.  
(Unless a motion is made to change the starting time).

**ADJOURNMENT:** Cushing/Sorensen to adjourn at 11:45 am. All “ayes” on voice vote, motion carries.