

**PLANNING & ZONING COMMITTEE
PUBLIC HEARING AND REGULAR MEETING
Douglas County Board of Supervisors
Wednesday, March 9, 2016, 9:00 a.m., Government Center Board Room
1316 North 14th Street, Superior, Wisconsin**

Meeting called to order by Chair Mary Lou Bergman.

ROLL CALL: Present – Mary Lou Bergman, Patricia Ryan, Nick Baker, John Robinson, Robert Mock. Others present – Steve Rannenberg, Sue Radzak, Randy Jones, Ben Klitzke, Zach DeVoe, Shelly Wisniewski, Christine Ostern, Jon Fiskness, Jane Anklam, Mike Bodeen, Candy Anderson, Tom Stoneburner, Ed Grube, Scott Udeen, Shelley Nelson, Sheldon Johnson, Kaci Lundgren (Committee Clerk).

APPROVAL OF MINUTES: Motion by Ryan, second Mock, to approve the minutes from the January 13, 2016, meeting. Motion carried.

DEPARTMENT REPORTS:

Planning and Zoning/Board of Adjustment: Reports distributed.

Rural Housing Authority: News release distributed.

Land Conservation: Updating Farmland Preservation Plan and Watershed Plan for wetland mitigation. Emergency Watershed Program involvement for one more year; to follow through with maintenance and one-year guarantee on construction. Aquatic Invasive Species Grant denied.

Surveyor: Focus is on completion of scanning/indexing of PLSS corner sheets.

Land Records: Marissa Hansen, intern, received scholarship at WLIA Conference. Conference addressed creation of an app for building permits and the use of drones in the county.

Real Property Lister: 1,527 deeds processed in 2015, with a five-year average of 1,376 completed.

ACTION ITEMS/REFERRALS:

From January 21, 2016, County Board Meeting: FY2008 Economic Development Initiative-Special Project Grant – Grant Closeout: Included with agenda.

ACTION: Motion by Ryan, second Robinson, to receive and place on file. Motion carried.

Capital Projects Requests:

Pictometry and LiDAR Contract: Last flight completed in 2012, with the other to take place in Fall 2016. LiDAR component is critical to many projects, which cannot be accomplished without it.

ACTION (REFERRAL): Motion by Baker, second Ryan, to approve request to fund Pictometry and LiDAR contract out of 2016 capital improvement fund, in the amount of \$149,334.66, and refer to Administrator and Administration Committee. Motion carried.

Remonumentation: Program will assist in completion of State of Wisconsin's required benchmarks toward PLSS remonumentation.

ACTION (REFERRAL): Motion by Ryan, second Robinson, to approve request to fund remonumentation program out of 2016 capital improvement fund, in the amount of \$30,000, and refer to Administrator and Administration Committee. Motion carried.

INFORMATIONAL:

Concentrated Animal Feeding Operations (CAFOs) – Jane Anklam, Agriculture/Horticulture Educator: 1,000 animal units or more is considered a CAFO; DNR may designate smaller scale CAFOs if it has pollutant discharges to navigable waters. CAFO operations aren't prominent in the northern part of the state because sand and clay conditions don't allow much flexibility for manure application; weather is difficult to predict and crops that use the nutrients quickly are unsustainable.

Farmland Preservation – Christine Ostern, Douglas County Conservationist and Jane Anklam, Agriculture/Horticulture Educator: Handouts distributed. Current plan is 35 years old; plan to be updated by end of 2016. Anticipate ordinance, zoning, or policy change recommendations due to plan's revision.

2016-2018 Land Records Modernization Plan: Three-year plan to be submitted by March 31, 2016.

Proposed Amendment to the Douglas County Zoning Ordinance Regarding the Housing of Chickens: Town's Association requested comment on change to allow chickens within residential districts (R2 would no longer require a permit, and R1 would begin to allow without a permit). If an amendment is made, it was suggested to include other fowl (not just chickens), including geese and ducks.

Draft Revision – 8.4 Shoreland Zoning Ordinance: Minor changes recommended by DNR; to bring back to committee for approval in April, if legislature makes no further changes.

Break from 10:00 a.m. to 10:05 a.m.

PUBLIC HEARING:

Amendment to the Douglas County Zoning Ordinance:

1) **Petition No. 16-01 – Thomas & Kelley Stoneburner, Mendota Heights, MN - Pt. SW1/4-SW1/4, Lot 1, CSM #279, Vol 2, Pgs 73-74, Section 14, T48N-R10W; (BR-006-00609-01; 13661E County Road FF), Town of Brule – from the R-1: Residential zoning district to the RR-1: Residential-Recreation zoning district, (proposed use: dwelling), filed February 5, 2016 in the County Clerk's Office.**

One applicant present; correspondence received from Town of Brule with no objections.

ACTION: Motion by Ryan, second Baker, to approve rezone, as presented. Motion carried.

Conditional-Use Permits:

1) Adam Olson, etal, Kingsford, MI – accessory building – E1/2-SE1/4-NE1/4, Section 35, T44N-R13W; (GO-012-01881-01; 14214S West Mail Road), Town of Gordon.

Applicant not present; correspondence received from Town of Gordon with no objections. National Park Service notes that any further enhancements to property require new application and approval.

ACTION: Motion by Ryan, second Mock, to approve application, as presented. Motion carried.

2) Kelly Herrick, New Auburn, WI, (c/o Gary Peterson, Rice Lake, WI) – seasonal dwelling – Pt. NE1/4-NE1/4, Section 34, T44N-R13W; (GO-012-01864-00), Town of Gordon.

Applicant not present; correspondence received from Town of Gordon with no objections. Letter received from adjoining property owner in opposition due to an easement from the National Park Service. Property in process of changing owners; new owner may be unaware of issues and requirements surrounding permit.

ACTION: Motion by Baker, second Robinson, to hold application, until further information provided. Motion carried.

3) Daniel Swanson, Superior, WI – garage – E1/2-E1/2-SW1/4-SE1/4, Section 33, T47N-R13W; (OA-022-00912-03), Town of Oakland.

Applicant not present; correspondence received from Town of Oakland recommending acquisition of proper permits and no habitation in structure.

ACTION: Motion by Robinson, second Ryan, to approve application, with conditions as noted by town. Motion carried.

Conditional-Use Permit Renewal(s):

1) Udeen Trucking, Inc./Northern Horizon, Superior, WI – Permit #8150 for a non-metallic mine renewal – Pt. SW1/4-SW1/4, Section 21, T47N-R14W; (TS-030-00495-00; 497-00; 498-00; 3204E & 3228E County Road B), Town of Superior.

Applicant present; correspondence received from Town of Superior recommending implementation of town conditions dated 3/31/2010. Zoning recommends reduction of slopes to a 3:1 ratio; no mining to be done in R-2 district; top soil to be placed in reclaimed area; and Land Conservation Department to certify area.

ACTION: Motion by Ryan, second Baker, to approve application, with conditions as noted by town and Zoning Department. Motion carried.

2) Olson Brothers, Inc., Brule, WI – Permit #8196 for a non-metallic mine renewal – Pt. NW1/4-NW1/4, Section 24, T48N-R10W; (BR-006-00761-00; 3640S County Road H), Town of Brule.

Applicant not present; correspondence received from Town of Brule with no objections. Zoning recommends review by Land Conservation Department and financial assurance for property.

ACTION: Motion by Ryan, second Baker, to approve application, with conditions as noted by Zoning Department. Motion carried.

3) 18th Hole LLC, Superior, WI – Permit #8520 for a non-metallic mine renewal – Pt. N1/2- SE1/4-NE1/4 in Section 35; NW1/4-NE1/4; SW1/4-NE1/4; NE1/4-NW1/4; SW1/4-NW1/4; & SE1/4-NW1/4 in Section 36, T47N-R12W; HA-014-00925-00; 00942-00; 00943-00; 00945-00; 00947-00; 00949-00; 7070S 18th Street Rd), Town of Hawthorne.

Applicant present; correspondence received from Town of Hawthorne with recommendation of conditions as provided.

ACTION: Motion by Baker, second Mock, to approve application, with conditions as noted by Town of Hawthorne. Motion carried.

4) Town of Gordon, Gordon, WI – Permit #8600 for a non-metallic mine renewal – NW1/4-NW1/4 & NE1/4-NW1/4, Section 4, T44N-R10W; (GO-012-00095-00; 00096-00; 12070S Connors Meadow Rd), Town of Gordon.

Applicant not present; correspondence received from Town of Gordon with no objections.

ACTION: Motion by Robinson, second Ryan, to approve application as presented. Motion carried.

5) Town of Gordon, Gordon, WI – Permit #17002 for a non-metallic mine renewal – Entire Section 28, T44N-R13W; (GO-012-01853-00; 5995E Crotte Brook Road), Town of Gordon.

Applicant not present; correspondence received from Town of Gordon with no objections. Property owned by Douglas County Forestry Department; request made by Jon Harris, Department Manager, that if site is exhausted and town has no continued interest in mining, the property be reclaimed. If town will continue to mine, permit to remain in effect.

ACTION: Motion by Robinson, second Ryan, to approve application, with conditions as recommended by Forestry Department. Motion carried.

6) Mathy Construction - (Operator-Milestone Materials, Amery, WI) – Permit #21107

for a non-metallic mine renewal – Pt. SE1/4-SE1/4-SE1/4, Lots 1 & 2, CSM #958, Vol 7, Pgs 46-47, Section 36, T48N-R13W; (PA-024-00749-00; 00749-01; 7197E Bayfield Road), Town of Parkland.

Applicant representative present; correspondence received from Town of Parkland with recommendation of reclamation plan.

ACTION: Motion by Baker, second Mock, to approve application, with conditions as noted by town. Motion carried.

7) Roger Colby, Maple, WI – (Operator-Milestone Materials, Amery, WI) – Permit #22397 for a non-metallic mine renewal – NW1/4, SE1/4, Section 25, T48N-R11W; (MA-020-00589-00; 4220S Wuori Road), Town of Maple.

Applicant representative present; correspondence received from Town of Maple with recommendation of conditions as provided.

ACTION: Motion by Ryan, second Mock, to approve application, with conditions as noted by town. Motion carried.

ACTION: Motion by Ryan, second Mock, to extend meeting beyond two-hour limit. Motion carried.

8) Grube Aggregate LLC, Poplar, WI – Permit #14985 for a non-metallic mine renewal – NW1/4-SE1/4, Section 15, T47N-R12W; (AM-002-00398-00; 8676E Berg Park Road); Town of Amnicon.

Applicant present; correspondence received from Town of Amnicon with no objections. Zoning recommends reclamation plan, and financial assurance of property.

ACTION: Motion by Ryan, second Robinson, to approve application, with conditions as noted by Zoning Department. Motion carried.

Recap of Zone Change Recommendations to the County Board: One rezone (Stoneburner).

Reconvene regular meeting at 10:57 a.m.

ADJOURNMENT: Motion by Ryan, second Robinson, to adjourn. Motion carried. Meeting adjourned at 11:01 a.m.

Submitted by,

Kaci Lundgren, Committee Clerk