

**WAUPACA COUNTY BOARD OF SUPERVISORS
ANNUAL SESSION
NOVEMBER 15, 2005**

Chair Koeppen called the meeting to order at 6:00 p.m. with 25 members present.

Present: Suprs. Aasen, Allen, Barrington, Brown, Craig, Fleese, Flink, Hillskotter, Hurlbut, Johnson, Jonely, Koeppen, Kussmann, Lawrence, Loughrin, Mares, Murphy, Penney, Peterson, Sasse, Sorensen, Steenbock, Trambauer, Trudell, Whitman. Suprs. Rasmussen and Gabert were excused.

Chair Koeppen made the open meeting statement that this meeting and all other meetings of this board are open to the public. Proper notice has been posted and given to the press, in accordance with Wisconsin Statutes so the citizenry may be aware of the time, place and agenda of this meeting.

A moment of silent meditation was observed followed by the Pledge of Allegiance.

Supr. Murphy moved and Supr. Steenbock seconded the motion to approve the amended agenda. Motion carried 25-0.

Supr. Flink moved and Supr. Mares seconded the motion to approve the minutes from the October 25, 2005 meeting. Motion carried 25-0.

**PUBLIC HEARING FOR THE 2006 BUDGET
AND
TRANSPORTATION SERVICES PROGRAM 85.21**

Supr. Brown moved and Supr. Kussmann seconded the motion to open the public hearing for the 2006 Budget and Transportation Services Program 85.21. Motion carried 25-0. Chair Koeppen opened the public hearing and asked if anyone would like to speak on the budget.

Public input for the budget from: Ronald Reynolds, N2539 Cleghorn Road, Waupaca, Rosemary Reynolds, N2539 Cleghorn Road, Waupaca, and Dennis Smith, E6759 Highway 54, New London

Dennis Smith, E6759 Highway 54, Township of Royalton.

Chair Koeppen called 3 times for any further public input. Being no ~~further~~ other input, Supr. Kussmann moved and Supr. Trudell seconded the motion to close the public hearing and reconvene into regular session. Motion carried 25-0.

RESOLUTION NO. 21 (2005 - 2006)

Subject: 2006 Non-Represented Employees and Elected Officials Salary Adjustment.
(Elected Officials: County Clerk, Treasurer, Clerk of Courts, Register of Deeds, Coroner, and Sheriff)

WHEREAS, the Waupaca County Executive Committee & County Board set the Elected Officials salaries on March 16, 2004 per Res. 51 (04-05) at 3% for 2005-2006;

WHEREAS, the Finance and Personnel Committee have concluded the Non-Represented salaries/wages should be increased by 3% effective January 1, 2006.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors does hereby authorize a 3% adjustment to the current salary/wage structure for all Non-Represented and Elected Officials effective January 1, 2006.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, Gary Barrington, Dick Koeppen, John F. Penney, Kay Hillskotter, Duane R. Brown, Don Aasen, Patricia Craig

ATTEST:
/s/ Mary A. Robbins, County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey J. Siewert, Corporation Counsel

Supr. Brown moved and Supr. Craig seconded the motion to adopt Resolution No. 21 (2005-2006). Motion carried 24-1 with Supr. Murphy voting no. Passed the 15th day of November, 2005.

RESOLUTION NO. 20 (2005-2006)

Subject: *Year 2006 Budget*

BE IT RESOLVED that there is hereby levied against the taxable property of Waupaca County as equalized for the year of 2005 the sum of \$633,666.77 as a state tax for forestry purposes, and

BE IT FURTHER RESOLVED that there is hereby levied against the taxable property of Waupaca County as equalized for the year 2005 the following sums:

\$ 4,060.00	as veteran's relief
\$14,097,211.00	as general tax
\$ 4,124,602.00	as debt service tax

BE IT FURTHER RESOLVED that there is hereby levied against the taxable property of Waupaca County as equalized for the year 2005 excepting Cities of Clintonville, New London and Waupaca, the sum of \$53,000 for bridges under Sec. 81.38, Wisconsin Statutes, and

BE IT FURTHER RESOLVED that there is hereby levied against the taxable property of Waupaca County as equalized for the year 2005 excepting the Cities of Clintonville, Manawa,

Marion, New London, Waupaca, Weyauwega, Village of Fremont, Village of Scandinavia and the Village of Iola, the sum of \$677,311.00 for Public Libraries under Section 43.64 Wisconsin Statutes, and

NOW, THEREFORE, BE IT RESOLVED THAT the Year 2006 Budget be adopted at the summary level as printed in the Proceedings of the Waupaca County Board of Supervisors. Department heads shall operate their programs as presented in their proposed line item budgets.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, Gary Barrington, Dick Koeppen, John F. Penney, Kay Hillskotter, Duane R. Brown, Don Aasen, Patricia Craig

ATTEST:
/s/ Mary A. Robbins, County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey J. Siewert, Corporation Counsel

Supr. Craig moved and Supr. Brown seconded the motion to adopt Resolution No. 20 (2005-2006). Motion carried 23-2 with Suprs. Murphy and Johnson voting no. Passed the 15th day of November, 2005.

**WAUPACA COUNTY ECONOMIC DEVELOPMENT
Revolving Loan Fund
Schutt Industries**

Dave Thiel has received a request for a revolving loan fund in the amount of \$50,000 from Schutt Industries. Schutt Industries will be adding 65 employees over the next 3 years. Supr. Flink moved and Supr. Kussmann seconded the motion to approve the Revolving Loan Fund to the Schutt Industries. Motion carried 25-0. Passed the 15th day of November, 2005.

COMMITTEE REPORT

Finance & Personnel Committee Chair Jim Loughrin thanked the Committee, Mary Robbins, Jim Bernhagen for organizing the budget sessions and all his helpful advice, and the department heads and committees for preparing their department budgets during this difficult time. Chair Koeppen thanked the department heads and employees for their work getting this budget completed.

**AMENDMENT TO CHAPTER NO. 34
Town of Matteson, A-G to RS-20
2005-494, Z-12-05**

Part of Parcel #14-04-22-6, Z-12-05, Linda Olmsted (Applicant – Hugh Bruecker), in Sec. 4, Town of Matteson for a Zoning Map Amendment from an A-G (General Agriculture) zone to an RS-20 (Residential Single-Family, 20,000 Sq. Ft. Lot Minimum) zone to create a code-complying lot if the parcel is split.

An amendment to amend the Waupaca County Zoning Ordinance by changing the zoning classification of certain specified lands located in part of the NW ¼ of the NW ¼ of Sec. 4, Town of Matteson, lying along Pioneer Road, Fire Number E-10499, Waupaca County, Wisconsin, on approximately 24,800 square feet (0.57 acres).

Subject matter of this ordinance having been duly referred to and considered by the Waupaca County Planning and Zoning Committee and public hearing having been held after the giving of requisite notice of said hearing and a recommendation thereon reported to the Board of Supervisors, Waupaca County, Wisconsin as required by Section 59.97 of the Wisconsin Statutes, said Board does ordain as follows:

- Section 1. The Zoning Map entitled Matteson Township, Waupaca County is hereby amended by changing the zoning classification of the area shown on the attached map, which is made a part of the ordinance from an A-G (General Agriculture) zone to an RS-20 (Residential Single-Family, 20,000 Sq. Ft. Lot Minimum) zone.
- Section 2. This ordinance shall be in full force and effect in the Town of Matteson upon filing with the County Clerk of Waupaca County a certified copy of a resolution of the Town Board of Supervisors of said town approving said ordinance or 40 days after the adoption of the ordinance by County Board, unless a certified copy of a resolution disapproving the amendment is filed within ten (10) days with the County Clerk within that time.
- Section 3. All ordinances or parts of ordinances inconsistent with or in contravention of provisions of this ordinance are hereby repealed.

I, Mary A. Robbins, Waupaca County Clerk, do hereby certify that the above Zoning Amendment was adopted on November 15, 2005.
/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Hurlbut moved and Supr. Sasse seconded the motion to adopt the amendment to Chapter 34 of the Waupaca County Code of Ordinances. Motion carried ~~25~~4-0 [with Supr. Flink out of the room](#). Passed the 15th day of November, 2005.

**AMEND WAUPACA COUNTY CODE OF ORDINANCES
CHAPTER 34 – WAUPACA COUNTY ZONING ORDINANCE**

The Waupaca County Board of Supervisors does hereby ordain and enact the following addition to the Waupaca County Zoning Ordinance, Chapter 34:

Adding Section 29 to the Waupaca County Zoning Ordinance to establish standards and regulations for wind energy systems.

**WAUPACA COUNTY WIND ENERGY SYSTEMS
SECTION 29**

29.01 TITLE

This section of the ordinance shall be referred to as Wind Energy Systems.

29.02 AUTHORITY

This section of the ordinance is adopted pursuant to authority granted by Wis. Stats. Sec. 59.69 and 66.041.

29.03 PURPOSE

The purpose of this section of the ordinance is to:

- A. Oversee the permitting of wind energy systems.
- B. Preserve and protect public health and safety without significantly increasing the cost or decreasing the efficiency of wind energy systems. (Wis. Stats. 66.0401)

29.04 DEFINITIONS

In this section of the ordinance:

- A. “Administrator” means the County of Waupaca Zoning Administrator.
- B. “Board” means the County of Waupaca Zoning Board.
- C. “Meteorological tower” (met tower) is defined to include the tower, base plate, anchors, guy cables and hardware, anemometers (wind speed indicators), wind direction vanes, booms to hold equipment anemometers and vanes, data logger, instrument wiring, and any telemetry devices that are used to monitor or transmit wind speed and wind flow characteristics over a period of time for either instantaneous wind information or to characterize wind resource at a given location.

- D. “Owner” shall mean the individual or entity that intends to own and operate the residential wind energy system in accordance with this section of the ordinance.
- E. “Rotor diameter” means the cross sectional dimension of the circle swept by the rotating blades.
- F. “Residential wind energy system” means a wind energy system that is used to generate electricity;
 - 1. has a nameplate capacity of 100 kilowatts or less; and
 - 2. has a total height of 200 feet or less.
- G. “Commercial wind energy system” means a wind energy system that is used to generate electricity;
 - 1. has a nameplate capacity of greater than 100 kilowatts; and
 - 2. has a total height of greater than 200 feet or,
 - 3. is a wind energy system comprised of 2 or more residential wind energy systems
- H. “Total height” means the vertical distance from ground level to the tip of wind generator blade when the tip is at its highest point.
- I. “Tower” means the monopole, freestanding, or guyed structure that supports a wind generator.
- J. “Wind energy system” means equipment that converts and then stores or transfers energy (as defined by Wis. Stats. 66.0403(1)(m)). This equipment includes any base, blade, foundation, generator, nacelle, rotor, tower, transformer, vane, wire, inverter, batteries or other component used in the system.
- K. “Wind generator” means blades and associated mechanical and electrical conversion components mounted on top of the tower.

29.05 STANDARDS

- A. Both residential and commercial wind energy system shall be a permitted use in all zoning districts subject to the following requirements:
 - 1. Setbacks: A wind tower for a residential or commercial wind system shall be set back a distance equal to its total height from:
 - a. any public road right-of-way, unless written permission is granted by the affected utility;

- b. any overhead utility lines, unless written permission is granted by the affected utility;
 - c. all property lines,
- B.** Blade Clearance: The vertical distance from the ground level to the tip of a wind generator blade with the blade is at its lowest point shall be at least 30 feet.
- C.** Access:
 - 1. All ground mounted electrical and control equipment shall be labeled or secured to prevent unauthorized access.
 - 2. The wind tower shall be designed and installed so as to not provide step bolts or a ladder readily accessible to the public for a minimum height of 8 feet above the ground.
- D.** Electrical Wires: All electrical wires associated with a residential or commercial wind energy system, other than wires necessary to connect the wind generator to the tower wiring, the tower wiring to the disconnect junction box, and the grounding wires shall be located underground.
- E.** Lighting: A wind tower and generator shall not be artificially lighted unless such lighting is required by the Federal Aviation Administration.
- F.** Appearance, Color, and Finish: The wind generator and tower shall remain painted or finished the color or finish that was originally applied by the manufacturer, unless approved in the building permit.
- G.** Signs: All signs, other than the manufacturer's or installer's identification, appropriate warning signs, or owner identification of a wind generator, tower, building, or other structure associated with a residential wind energy system visible from any public road shall be prohibited.
- H.** Code Compliance: A residential or commercial wind energy system including tower shall comply with all applicable state construction and electrical codes, and the National Electrical Code.
- I.** Utility notification and interconnection: Residential and commercial wind energy systems that connect to the electric utility shall comply with the Public Service Commission of the Wisconsin's Rule 119, "Rules for Interconnecting Distributed Generation Facilities."
- J.** Met towers: Shall be permitted under the same standards, permit requirements, restoration requirements, and permit procedures as a residential or commercial wind energy system.

- K. Maintenance: Residential and commercial wind energy systems shall be maintained in good, operable condition free from excessive noise.

29.06 PERMIT REQUIREMENTS

- A. Land Use Permit: A land use permit shall be required for the installation of a residential wind energy system.
- B. Conditional Use Permit: A conditional use permit shall be required for the installation of a commercial wind energy system.
- C. Documents: Both land use, and conditional use permits shall be accompanied by a plan which includes the following:

1. Property lines and physical dimensions of the property.
2. Location, dimensions, and the types of existing major structures on the property.
3. Location of the proposed wind system tower.
4. The right-of-way of any public road that is contiguous with the property.
5. Any overhead utility lines;
6. Wind system specifications, including manufacturer and model, rotor diameter, tower height, and tower type (freestanding or guyed).
7. Tower foundation blueprints or drawings.
8. Tower blueprint or drawing.

- D. Fees: The application for a land use, or conditional use permit for a residential or commercial wind energy system must be accompanied by the fee required for a permitted principal use.

E.

Expiration: A permit issued pursuant to this section of the ordinance shall expire _____ if:

1. _____ The residential or commercial wind energy system is not installed and _____ functioning within twelve months from the date the permit is issued; or,
2. _____ The residential or commercial wind energy system is out of service or _____ otherwise unused for a continuous twelve month period.

29.07 ABANDONMENT~~Abandonment~~

- A. _____ A residential or commercial wind energy system that is out-of-service for a _____ continuous twelve-month period will be deemed to have been abandoned. The _____

_____ Administrator may issue a Notice of Abandonment to the owner of a residential or
_____ commercial wind energy system that has been deemed to have been abandoned. _____
_____ The Owner shall have the right to respond to the Notice of Abandonment within _____
_____ thirty days from the Notice receipt date. The Administrator shall withdraw the _____
_____ Notice of Abandonment and notify the Owner that the Notice has been withdrawn
_____ if the owner provides information that demonstrates the residential or commercial
_____ wind energy system has not been abandoned.

B.

If the residential or commercial wind energy system is determined to be _____
_____ abandoned, the Owner of a residential wind energy system shall remove the wind _____
_____ generator from the tower at the Owner's sole expense within three months of the _____
_____ receipt of Notice of Abandonment. If the Owner fails to remove the wind _____
_____ generator from the tower, the Administrator may pursue a legal action to have the _____
_____ wind generator removed at the Owner's expense.

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29.08 LAND USE OR CONDITIONAL USE PERMIT PROCEDURE ~~Land Use or
Conditional Use Permit Procedure.~~

A. An Owner shall submit an application to the Administrator for a land use
_____ permit _____ for a residential wind energy system, or conditional use permit for
_____ a commercial _____ wind energy system. The application must be on a form approved
_____ by the _____ Administrator and must be accompanied by two copies of the plot
_____ plan identified _____ in ~~29.0600.06(Bb2)~~ above.

B.

The Administrator shall issue a permit or deny the application for a land use
_____ permit within one month of the date on which the application is received.
_____ The
_____ Administrator shall schedule any application for conditional use permit for
_____ hearing within one month of the date on which the application is received.

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C.

The administrator shall issue a building permit for a residential or commercial _____
_____ wind energy system if the application materials show that the proposed wind _____
_____ energy system meets the requirements of this section of the ordinance.

D.

If the application is approved, the Administrator will return one signed copy of
_____ the application with the permit and retain the other copy with the
_____ application.

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E.

If the application is rejected, the Administrator will notify the applicant in

writing _____ and provide a written statement of the reasons why the application was rejected.

F. The applicant may appeal the Administrator’s decision pursuant to Chapter 68 _____ Wis. Statutes. The applicant may reapply if the deficiencies specified by the _____ Administrator are resolved.

G. The Owner shall conspicuously post the building permit on the premises so as to _____ be visible to the public at all times until construction or installation of the _____ residential wind energy system is complete.

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29.09 VIOLATIONS~~Violations~~

A. It is unlawful for any person to construct, install, or operate a residential or _____ commercial wind energy system that is not in compliance with this section of the _____ ordinance or with any condition contained in a building permit issued pursuant to _____ this section of the ordinance. Residential or commercial wind energy systems _____ installed prior to the adoption of this section of the ordinance are exempt.

29.10 ADMINISTRATION AND ENFORCEMENT~~Administration and Enforcement~~

A. This section of the ordinance shall be administered by the Administrator or _____ designee.

B. The Administrator may enter any property for which a building permit has been _____ issued under this section of the ordinance to conduct and inspection to determine _____ whether the conditions stated in the permit have been met.

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C. The Administrator may issue orders to abate any violation of this section of the _____ ordinance.

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D. The Administrator may refer any violation of this section of the ordinance to legal _____ counsel for enforcement.

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E. Disagreements regarding the interpretation of this section of the ordinance _____ occurring between the administrator or designee and the owner are appealable to _____ the Board of Adjustment as an administrative appeal.

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29.11 PENALTIES~~Penalties~~

A. Any person who fails to comply with any provision of this section of the
 ordinance or any
 permit issued pursuant to this section of the ordinance shall be subject to
enforcement and penalties pursuant to chapter 27 section .06 of the
 Waupaca County zoning code.

 B.
Nothing in this section shall be construed to prevent the County of Waupaca
—from using any other lawful means to enforce this section of the
ordinance.

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29.12 SEVERABILITY~~Severability~~

 A. The provisions of this section of the ordinance are severable, and the invalidity of
 any section,
 subdivision, paragraph, or other part of this section of the ordinance shall
not affect the validity or effectiveness of the remainder of the ordinance.

EFFECTIVE DATE~~EFFECTIVE DATE~~

Approval of the Zoning Committee and Upon enactment of the County Board of Supervisors, the
amendment will be in full force and effect within Waupaca County and each Town as provided
in Section 59.69(5)e, Wis. Stats.

Supr. Hurlbut moved and Supr. Sorensen seconded the motion to waive the reading of the
ordinance and adopt Chapter 34, Section 29 of the Waupaca County Code of Ordinances.
Motion carried 25-0. Passed the 15th day of November, 2005.~~departments~~

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AMEND CHAPTER 7.07
OF THE WAUPACA COUNTY CODE OF ORDINANCES

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SUBJECT: WEIGHT RESTRICTION - County Trunk Highway “G”
From CTH “B” to State Trunk Highway 49

 **WHEREAS, Wisconsin Statutes 349.15(2), relative to the authority to modify weight
limitations and classify highways, gives the County Highway Committee authority to designate
all or parts of such highways maintained by them to be Class “B” highways for the purpose of
putting into effect the weight limitations set forth in Section 348.16(2) (3); and**

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 **WHEREAS, the imposition of weight limits can be based on weakness of the roadbed
due to deterioration or climatic conditions or other special conditions, and the potential for
serious damage or destruction in the absence of such weight restrictions; and**

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WHEREAS, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

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WHEREAS, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

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WHEREAS, weight limitations on Class "B" highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (3) "No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes 348.15 (3)," and certain highways should be class "B" to insure them as safe traffic carriers, as so designated by the Highway Committee.

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NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors do hereby ordain as follows:

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1. This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH "G" from CTH "B" to STH 49 as a Class "B" highway for the purpose of establishing weight limitations to preserve the roadbed and insure this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

CONDITIONS: No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (3). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

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This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY COMMITTEE: /s/ G. Robert Flease, William Jonely, Donald Aasen, James Flink

ATTEST: _____ APPROVED AS TO FORM:
/s/ Mary A. Robbins, County Clerk /s/ Jeffrey J. Siewert, Corporation Counsel

Supr. Mares moved and Supr. Flease seconded the motion to adopt the amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 25-0. Passed the 15th day of November, 2005.

**AMEND CHAPTER 7.07
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

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SUBJECT: WEIGHT RESTRICTION - County Trunk Highway "D"

From U.S. Highway 45 to Beckert Road

WHEREAS, Wisconsin Statutes 349.15(2), relative to the authority to modify weight limitations and classify highways, gives the County Highway Committee authority to designate all or parts of such highways maintained by them to be Class “B” highways for the purpose of putting into effect the weight limitations set forth in Section 348.16(2) (3); and

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WHEREAS, the imposition of weight limits can be based on weakness of the roadbed due to deterioration or climatic conditions or other special conditions, and the potential for serious damage or destruction in the absence of such weight restrictions; and

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WHEREAS, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

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WHEREAS, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

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WHEREAS, weight limitations on Class “B” highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (3) “No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes 348.15 (3),” and certain highways should be class “B” to insure them as safe traffic carriers, as so designated by the Highway Committee.

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NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors do hereby ordain as follows:

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1. This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH “D” from USH 45 to Beckert Road as a Class “B” highway for the purpose of establishing weight limitations to preserve the roadbed and insure this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

CONDITIONS: No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (3). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

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This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY COMMITTEE: /s/ G. Robert Flease, William Jonely, Donald Aasen, James Flink

ATTEST: APPROVED AS TO FORM:
/s/ Mary A. Robbins, County Clerk /s/ Jeffrey J. Siewert, Corporation Counsel

Supr. Flink moved and Supr. Trudell seconded the motion to adopt the amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 25-0. Passed the 15th day of November, 2005.

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AMEND CHAPTER 7.07
OF THE WAUPACA COUNTY CODE OF ORDINANCES

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SUBJECT: WEIGHT RESTRICTION - County Trunk Highway "J"
From CTH "B" to State Trunk Highway 161

WHEREAS, Wisconsin Statutes 349.15(2), relative to the authority to modify weight limitations and classify highways, gives the County Highway Committee authority to designate all or parts of such highways maintained by them to be Class "B" highways for the purpose of putting into effect the weight limitations set forth in Section 348.16(2) (3); and

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WHEREAS, the imposition of weight limits can be based on weakness of the roadbed due to deterioration or climatic conditions or other special conditions, and the potential for serious damage or destruction in the absence of such weight restrictions; and

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WHEREAS, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

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WHEREAS, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

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WHEREAS, weight limitations on Class "B" highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (3) "No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes 348.15 (3)," and certain highways should be class "B" to insure them as safe traffic carriers, as so designated by the Highway Committee.

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NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors do hereby ordain as follows:

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1. This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH "J" from CTH "B" to STH 161 as a Class "B" highway for the purpose of establishing weight limitations to preserve the roadbed and insure

this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

CONDITIONS: No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (3). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

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This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY COMMITTEE: /s/ G. Robert Flease, William Jonely, Donald Aasen, James Flink

ATTEST: /s/ Mary A. Robbins, County Clerk APPROVED AS TO FORM: /s/ Jeffrey J. Siewert, Corporation Counsel

Supr. Aasen moved and Supr. Trudell seconded the motion to adopt the amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 25-0. Passed the 15th day of November, 2005.

RATIFY TENTATIVE AGREEMENT
Sheriff's Department Records Clerk Contract 2005-2007

Personnel Director Mandy Welch explained the changes and negotiations. Supr. Flink moved and Supr. Hillskotter seconded the motion to ratify the tentative agreement with the Sheriff's Department Records Clerks. Motion carried 25-0. Passed the 15th day of November, 2005.

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APPOINTMENTS

Supr. Brown moved and Supr. Johnson seconded the motion to appoint Olin Mead to a 3-year term to the Veterans Service Commission. Motion carried 25-0. Passed the 15th day of November, 2005.

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ANNOUNCEMENTS AND CORRESPONDENCE

Chair Koeppen placed the following correspondence for November on file in the County Clerk's Office: Waupaca County Economic Development Corp. Report, Waupaca County Fair 2005 Annual Report, and 2005/2006 Capital Improvement Plan Info.

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Chair Koeppen congratulated Supr. Craig for her appointment to the WCA Taxation and Finance Steering Committee.

Supr. Jonely announced that the Town of Weyauwega received a transportation enhancement assistance grant from the State of Wisconsin and thanked Dean Steingraber and Dave Thiel for their help in getting this grant.

Supr. Aasen moved and Supr. Steenbock seconded the motion to adjourn. Motion carried 25-0. Chair Koeppen declared the meeting adjourned at 7:08 p.m.

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