

**WAUPACA COUNTY BOARD OF SUPERVISORS
REGULAR SESSION
JULY 15, 2014**

Chair Koeppen called the meeting to order at 9:00 a.m. with 25 members present.

Present: Suprs. Aasen, Boyer, Craig, Ellis, Federwitz, Flease, Gabert, Handrich, Johnson, Jonely, Kietzmann, Koeppen, Kussmann, McClone, Much, G. Murphy, T. Murphy, Neumann, Penney, Rohan, Sorensen, Spierings, Trinrud, Wilfuer, Zaug. Suprs. Poehlman and Barrington 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. Federwitz moved and Supr. Much seconded the motion to approve the amended agenda. Waupaca County Tourism Project, Zoning Amendment 2014-553 and Waupaca County Fair Report were added. Motion carried 25-0. Passed the 15th day of July, 2014.

Supr. Kussmann moved and Supr. Zaug seconded the motion to approve the minutes of the June 17, 2014 meeting. Motion carried 25-0. Passed the 15th day of July, 2014.

**WAUPACA COUNTY ECONOMIC DEVELOPMENT CORP.
Revolving Loan Fund – Bill Zeinert LLC, My Marketing Director**

Dave Thiel, WCEDC Executive Director presented a request for a revolving loan fund for \$60,000 from Bill Zeinert LLC, My Marketing Director. Bill Zeinert gave a short overview of his company. Supr. Kussmann moved and Supr. Federwitz seconded the motion to approve the revolving loan fund to Bill Zeinert LLC, My Marketing Director. Motion carried 25-0. Passed the 15th day of July, 2014.

WAUPACA COUNTY TOURISM PROJECT UPDATES

WCEDC Executive Director Dave Thiel, UWEX CRED Educator Mike Koles, and Bill Zeinert reported on year 3 of the Waupaca County Tourism Project. Dave Thiel will be contacting the 8 municipalities that are partners in this project and asking them to continue the funding and asking Waupaca County also fund the state's portion for a total of \$24,000.

REPORT NO. 6 (2014-2015)
WAUPACA COUNTY STRATEGIC PLAN

UWEX CRED Educator Mike Koles reviewed the history of the Waupaca County Strategic Plan and described the strategic planning process.

Chair Koeppen has invited the following for appointment to serve on the following committees:

Revenue Generation Team: Supr. Dave Johnson and Hwy. Commissioner Dean Steingraber as co-chairs. Marion Mayor Pat Mielke, WCA staff member Kyle Christianson, DERM Director Roger Holman, Finance Director Heidi Dombrowski and Supr. DuWayne Federwitz.

Communication/Education Team: Supr. Patricia Craig and Clerk Mary Robbins as co-chairs, Register of Deeds Mike Mazemke, DHHS Director Chuck Price, Supr. Dave Neumann and Supr. Joe McClone.

Privatization Team: Supr. Bob Flease and DERM Director Roger Holman as co-chairs; Finance Director Heidi Dombrowski, Lakeview Manor Administrator Megan Feirtag, Supr. Kussmann, and Supr. Mary Kay Poehlman.

Human Resources Team: Supr. Gary Barrington and Human Resources Director Mandy Welch as co-chairs; Planning & Zoning Director Ryan Brown, Highway Commissioner Dean Steingraber, Sheriff Brad Hardel, DHHS Director Chuck Price and Supr. Gerald Murphy.

Private Sector Investment Team: Waupaca Co. Economic Development Director Dave Thiel and Waupaca Area Chamber of Commerce President Terri Schulz as co-chairs; Clintonville Lisa Kotter, Rick Recktenwald of Walker Forge, Tom Fucik of The Millstone, Manawa Mayor John Smith, John Weisbrock of Waupaca Foundry and Chair Koeppen.

Technology Team: Supr. Jack Penney and IS Director Bob Reath as co-chairs; Clerk Mary Robbins, GIS Coordinator Ian Grasshoff, Emergency Management Director Andy Carlin and Human Resources Director Mandy Welch.
Committees will be approved at next month's meeting.

REPORT NO. 7 (2014-2015)
TRANSPORTATION MOVES WISCONSIN
Highway Commissioner Dean Steingraber

Highway Commissioner Dean Steingraber discussed transportation system issues in Wisconsin and Waupaca County. Chair Koeppen placed the report on file in the County Clerk's Office.

REPORT NO. 8 (2014-2015)
2013 WAUPACA COUNTY FAIR REPORT

Fair Manager Kay Hillskotter and Fair Board President Randy Loehrke presented the 2013 Waupaca County Fair Report. Chair Koeppen placed the report on file in the County Clerk's Office.

Chair Koeppen called for a short recess. Chair Koeppen called the meeting to order.

AMEND CHAPTER 32 OF THE WAUPACA COUNTY CODE OF ORDINANCES
WAUPACA COUNTY SHORELAND ZONING ORDINANCE

The Waupaca County Board of Supervisors does hereby ordain and enact the following amendments to the Waupaca County Shoreland Zoning Ordinance, Chapter 32:

Amend Sec. 4.6 to be the same as the revised Zoning Ordinance:

4.6 Special Sign Provisions and Standards for Shorelands:

All signs within three hundred (300) feet of navigable waters shall not be erected to a height greater than twenty-five (25) feet, and shall be subject to the following conditions for location, size and use:

1. Signs established for any use must be located at the building setback line from the ordinary high water mark, excepting: Residential identification, no trespass or hunting, river directional, and temporary for sale or for rent signs that do not exceed six (6) square feet in gross area nor are erected to a height greater than eight (8) feet.
2. For commercial services, public facilities, resorts, marinas, boat liveryes, bait shops or other uses that provide public docking facilities:
 - a. No more than two (2) signs may be attached to a dock or docks, and each sign shall not exceed six (6) square feet in gross area and shall not be erected to a height greater than eight (8) feet.
 - b. No illuminated signs are permitted.
 - c. One sign may be attached to the principal or accessory building and have a gross area not to exceed sixteen (16) square feet and not erected to a height greater than eight (8) feet.
 - d. All signs attached to a principal or an accessory building that are intended to be read from the landward side shall be erected as to not be visible from the water.
 - e. No commercial advertisement signs shall be allowed on residential property.

Amend Sec. 12.1(36) to be the same as the Zoning Ordinance:

“Structural Alteration” Any changes to an existing layout of space that will result in a change to the dimensions of a structure; involve the reconstruction, replacement or addition of exterior walls and/or foundation; or change the pitch of the existing roof.

EFFECTIVE DATE

Approval of the Planning & 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. Kussmann moved and Supr. Handrich seconded the motion to adopt the revisions to Waupaca County Code of Ordinances Chapter 32, Shoreland Zoning Ordinance. Motion carried 24-0. Supr. Aasen was excused. Passed the 15th day of July, 2014.

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

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

Amend Table 4 –

“PVRF (Private Recreation and Forestry) District” – change the side yard setback to 20 feet

“Agriculture Enterprise-Farmland Preservation” – deleted in its entirety

Create “SR (Sewered Residential) District” with the minimum area being 20,000 sq. feet, 100 feet minimum width, 10 feet minimum side yard, 20 feet minimum rear yard and 35 feet maximum building height

Delete “SR-20 (Sewered Residential Single-Family) District”, “SR-10 (Sewered Residential Single-Family) District” and “SR-M (Sewered Residential Multi-Family) District”

Amend Footnote #10 – Accessory Uses and Structures less than 200 square feet in area in the rear yard can be located within 7.5 feet from any property line.

Amend Table 5 –

Create “SR (Sewered Residential) District” and delete “SR-20 (Sewered Residential Single-Family) District” and “SR-10 (Sewered Residential Single-Family) District”

Delete “SR-M (Sewered Residential Multi-Family) District”

Add “Tourist Rooming House” – should be “P” (Permitted) in AE & AR; should be “C” (Conditional Use Permit) in AWT, SR, RR and Hamlet

“Multiple Family Residence” – should add “C” (Conditional Use Permit) to RR, SR and AWT

“Agriculture – Animal Husbandry – 500 or More Animals” – should be deleted in its entirety

“Heavy Industrial” – should add “C” (Conditional Use Permit) to RI-G

“Major Home Occupation” – should be “C” (Conditional Use Permit) in Hamlet District and not “P” (Permitted)

“Major Home Occupation” – delete the “C” in RR, SR and PD; should not be allowed in residential districts

“Mobile Service Facilities & Support Structures” – should be “C” (Conditional Use Permit) in SR, PD and Hamlet

“Agriculture Enterprise-Farmland Preservation” – delete the entire column in the table
“Agriculture” – should be “C” (Conditional Use Permit) in RR (Rural Residential) District and not “P” (Permitted)

“Agriculture-Animal Husbandry” – should be “C” (Conditional Use Permit) in RR (Rural Residential) District and not “P” (Permitted)

“Agricultural Accessory Use” – should be “C” (Conditional Use Permit) in RR (Rural Residential) District and not “P” (Permitted)

“Shooting Ranges for Firearms” – Should be “C” (Conditional Use Permit) in PURF, PVRF, AE, AR, AWT and RC-G

“Agriculture Home Occupation” – should be “P” (Permitted) in PVRF, AE & AR and should be “C” (Conditional Use Permit) in AWT (Agriculture and Woodland Transition) District

Amend Footnote #2 –Mobile Service Facilities & Support Structures – New Structures and Class 1 Collocations require a Conditional Use Permit and Class 2 Collocations require a Land Use Permit as outlined in Chapter 48 Mobile Service Facilities & Support Structures Ordinance.

Amend Footnote #4 – Not allowed prior to dwelling without obtaining a Conditional Use Permit.

Add to Definitions, Sec. 1.07(18):

18. Daylight Hours: As defined in the current Wisconsin Department of Natural Resources Hunting Regulations, in reference to Shooting Ranges for Firearms.

Amend Sec. 2.10:

2.10 Principal Residential Structures

Not more than one (1) principal residential structure shall be allowed on a parcel except for:

1. Planned Residential Development (PD) Districts and the Hamlet (H) Districts; and
2. A secondary farm residence.
3. In the case where an existing residence is to be replaced with a new residence, the existing residence may be occupied during the construction of the new residence provided that it is razed or otherwise removed from the property within six months of the issuance of the Certificate of Compliance for the new residence.

Amend Sec. 2.12(1):

2.12 Premises Conforming as to Use, but Nonconforming as to Structural or Dimensional Standards

1. Expansion and Restoration: A structure that is nonconforming as to structural or dimensional standards may not be expanded or enlarged if doing so would increase dimensional nonconformity and the expansion must meet the required setback. If any structural alteration is necessary inside the required setback for a structure outside of ordinary maintenance, the structure will be required to be

brought into compliance with current zoning regulations based on the parameters for new construction. Replacement of a foundation, in part or in whole, shall be considered to be a structural alteration.

1. Expansions to nonconforming accessory structures shall only be allowed if the structure is located one-half (1/2) or more of any required setback and complies with all additional provisions of this section and ordinance.

Amend Sec. 2.15

2.15 Accessory Uses and Structures

1. Accessory buildings, structures and uses shall be compatible with the principal uses on a parcel. An accessory structure may be placed on a parcel, except in Sewered Residential zones unless a Conditional Use Permit has been granted with design standards, prior to a principal structure if approved by the Planning & Zoning Director or designee, and if the following conditions are met:
 - (a) No accessory building or part thereof shall be used for living, sleeping, or eating quarters.
 - (b) No commercial use shall be allowed in this structure.
 - (c) No sanitary system or plumbing shall be allowed in this structure if it is built prior to the principal structure.
 - (d) The structure must be according to the site plan and meet all the required setbacks.
 - (e) All other Sections of this Ordinance must be met.

Add to Sec. 2.15(4):

4. Buses, heavy-duty trucks and their bodies, semi-trailers, freight containers, mobile homes, and similar items which are no longer in use for their designated purpose shall not be considered an accessory structure.

Amend Sec. 2.16:

2.16 Yard Regulations

1. Yard setbacks are measured to the first vertical wall or post of any structure.
2. The following shall not be considered to be obstructions when located in yards as specified:
 1. In Any Yards: Marquees and awnings adjoining the principal building's overhanging roof eaves; ornamental light standards, flag poles, arbors, trellises, shrubs, retaining walls for landscaping purposes, coin operated telephones, permitted signs, outdoor fuel dispensing equipment, air conditioning units and fences. However, fences must be less than four (4) feet in height if located in a front yard setback. Roofs, overhangs, or other architectural features in excess of three (3) feet within side yards setbacks are not permitted.
 2. In Side Yards: Open accessory off-street parking spaces, except in a side yard abutting a street.

3. In Rear Yards: Enclosed, attached, or detached off-street parking spaces; open off-street parking spaces; and balconies, breezeways and open porches.
4. Accessory Buildings or Structures: See Section 2.15.
5. Waterfront Lots: See Waupaca County Shoreland Zoning Ordinance.
6. Pools: Swimming pools, aboveground or in-ground, may not encroach on required side space.
 - (g) Cemetery Monuments: Above grade monuments must meet the structural setbacks.

Delete Sec. 3.09:

Amend Sec. 3.10:

3.09 SR: Sewered Residential District

Purpose: To accommodate existing and planned single and two-family residential development including compatible neighborhood uses that are currently served by public sewer or have the potential to be served by public sewer in the future. Lots may be as small as 20,000 (twenty thousand) square feet and shall be established in a fashion that maximizes the use of existing infrastructure and allows for the efficient expansion of infrastructure in the future. The SR zoning district corresponds with the Sewered Residential and the Residential Preferred Land Use Categories within the Waupaca County Comprehensive Plan.

Delete Sec. 3.11:

Amend Sec. 6.05(2):

2. Two-Family Residence, Nonfarm: Land uses consisting of a building containing two (2) dwelling units. This includes dwelling units that are enclosed within a building or attached by a common floor or wall. Provisions of Section 6.05.1.a through d. apply. In the event of a proposed multi-family condominium form of ownership, the Condominium Declaration and the associated Plat needs to be reviewed for compliance with all regulations by the Planning and Zoning Office prior to being recorded in the Register of Deeds Office.

Amend Sec. 6.05(3):

3. Multi-Family Residence: Land uses consisting of a building holding three (3) or more dwelling units. This includes apartment buildings and other dwelling units that are enclosed within a building or attached by a common floor or wall. Each dwelling unit may be owner-occupied or renter-occupied, with the building, lot, and/or unit in fee simple or condominium ownership. There shall be no more than one (1) structure for human habitation unless there is a Condominium Plat consistent with Wis. Stats. ch. 703. In the event of a proposed multi-family condominium form of ownership, the Condominium Declaration and the associated Plat needs to be reviewed for compliance with all regulations by the Planning and Zoning Office prior to being recorded in the Register of Deeds Office.

Amend Sec. 6.05(4):

4. Tourist Rooming House: All lodging places and tourist cabins and cottages, other than hotels and motels, in which sleeping accommodations are offered for pay to tourists or transients. It does not include private boarding or rooming houses not

accommodating tourists or transients, or bed and breakfast establishments regulated under ch. DHS 197. Long term rentals with leases not less than six (6) months. All units must meet the following standards: Independent access and meet the minimum shoreland frontages. Required parking is two (2) spaces per unit.

Amend Sec. 6.05(7):

7. Accessory Structure: Any detached private garage, carport, or utility shed on a residential lot that primarily accommodates the sheltered parking of a vehicle, the storage of residential maintenance equipment to serve the same lot or a contiguous lot, or a detached shelter such as a gazebo. It also includes swimming pools, greenhouses, wind and solar energy systems for on-site residential use, and private kennels. No accessory building or part thereof shall be used for living, sleeping, or eating quarters. Attached garages, attached carports, and decks shall be considered part of the principal residential building, not an accessory structure.

(a) If proposed to be constructed in advance of the principal building (dwelling) on the same lot, the structure shall be sited with relation to appropriate locations for a future dwelling, private well, and on-site waste treatment system, and driveway. These accessory structures shall not include sanitary facilities or plumbing. A Conditional Use Permit is required in Sewered Residential zones (SR) with design standards being 5 % of the lot or 750 square feet, whichever is less, and having a maximum height of 25 feet.

Amend Sec. 6.05(8):

8. Home Occupation, Major: A home-based family or professional business that is accessory to a principal residential use. The regulations for major home occupations are more flexible than for minor home occupations; as such, major home occupations require the issuance of a Conditional Use Permit. The business includes economic activities performed within any dwelling or residential accessory structure that comply with specified requirements listed below. The use is not potentially associated with nuisances such as odor, noise, heat, vibration, and radiation which are detectable at the property line; do not pose a significant safety hazard; and shall meet the following performance standards:

Amend Sec. 6.05(8)(h):

h. Firearm Sales

i. Conditional Use Permits granted for major home occupations shall be assigned only to a designated person who resides at the residential address. Such permits do not run with the land, and are not transferrable from person to person or from address to address.

j. As part of the process to grant the Conditional Use Permit for a major home occupation, the Planning and Zoning Committee may restrict the number and types of machinery and equipment used on the property, limit hours of operations, or attach other conditions to the approval to meet the standards for granting a Conditional Use Permit in Section 14.05(2).

Amend Sec. 6.05(14)(c) and (f):

c. Recreational vehicles may be used for temporary parking and living purposes on vacant parcels within districts that permit such use for a period not to exceed thirty (30) days during the calendar year. A Conditional Use Permit shall be obtained if such use is proposed to continue for a period in excess of thirty (30) days during the calendar year.

f. The parking of one (1) recreational vehicle in an accessory private garage or building, or in a driveway of an existing residential unit is permitted, provided no living quarter shall be maintained in excess of thirty (30) days during the calendar year, and no business is conducted within the recreational vehicle.

Amend 6.06(7):

7. Outdoor Maintenance Service: Land uses which perform maintenance services, including repair, and have all, or any portion of, their operations located outside of an enclosed building. Examples of such land uses include, but are not limited to, auto body repair, auto repair and equipment repair. Required parking includes one (1) parking space per three hundred (300) square feet of gross floor area in the principal building(s), plus adequate parking for the storage of vehicles awaiting service or pick-up.

Amend Sec. 6.06(21):

6.06(21) Mobile Service Facilities and Support Structures: For requirements see the Mobile Service Facilities and Support Structures Ordinance, Chapter 48.

Amend Sec. 6.06(22):

6.06(22) Commercial Wind Energy Systems: See Section 12.0 for requirements.

Amend Sec. 6.07(3):

Heavy Industrial: Land uses which meet one (1) or more of the following criteria: are not conducted entirely within an enclosed building; are potentially associated with nuisances such as odor, noise, heat, vibration, and radiation which are detectable at the property line; and pose a significant safety hazard, such as danger of explosion. Examples of heavy industrial land uses include meat product producers; alcoholic beverage producers; paper, pulp or paperboard producers; agricultural chemical dealers and/or storage facilities; chemical and allied product producers, except drug producers, but including poison or fertilizer producers; petroleum and coal product producers; asphalt, concrete or cement producers; tanneries; stone, clay or glass product producers; primary metal producers; heavy machinery producers; electrical distribution equipment producers; electrical industrial apparatus producers; transportation vehicle producers; commercial sanitary sewage treatment plants; railroad switching yards; and recycling facilities not involving the on-site storage of salvage materials.

Amend Sec. 6.09(2)(a):

2. Outdoor Public Recreation - Active: Land uses that include recreational uses located on public or private property, which involve active recreational activities that are open to the public or to customers, patrons, or members.

- (a) Active uses include playcourts such as tennis courts and basketball courts, playfields such as ball diamonds, football fields, and soccer fields, tot lots, outdoor swimming pools, swimming beach areas, fitness courses, golf courses, archery ranges and similar land uses.

Delete 6.09(2)(d):

Amend Sec. 6.09(3):

(3) Shooting Ranges for Firearms: Shooting ranges require a Conditional Use Permit and shall adhere to the following provisions:

- a. Evaluation. In granting a Conditional Use Permit for gun clubs and shooting ranges, the Planning and Zoning Committee shall evaluate:
 - (1) Potential hazards to adjacent uses
 - (2) Topography and ground cover
 - (3) The Committee cannot regulate noise as per Wis. Stats. s. 895.527.
- b. Firing Limitations. The firing of rifled arms and shotgun slugs shall not be permitted directly toward or over navigable water; a State DNR designated wetland in excess of two (2) acres in size; or public, private roads or drives. No part of any shooting range may be located within one-half ($\frac{1}{2}$) mile of any residentially zoned, planned or developed parcel unless owners and occupants of such residences waive this condition in writing.
- c. In General. The site shall be equipped with the following:
 - (1) An adequate shotfall or bullet impact area.
 - (2) A defined firing line or firing direction.
 - (3) Adequate target backstops for the firing of rifled arms.
 - (4) No shooting activity between 11:00 p.m. and 6:00 a.m.
 - (5) Shooting ranges shall be clearly identified by signs not less than four (4) square feet in gross area located at intervals not more than twenty-five (25) yards around the perimeter.
 - (6) Range types are subject to the National Rifle Association Range Source Book, 1999; or successor sourcebook.
 - (7) All safety precautions shall meet or exceed the standards listed in the National Rifle Association Range Source Book, 1999; or successor sourcebook.
 - (8) Prior to operation, the shooting range shall be deemed consistent with Best Management Practices found in the National Rifle Association Source Book, 1999; or successor sourcebook, by the Department of Natural Resources and/or by the National Rifle Association Technical Advisory Team.
- d. Setbacks.
 - (1) No part of any shooting range may be located within one-half ($\frac{1}{2}$) mile of any residentially zoned, planned or developed parcel unless owners and occupants of such residences waive this condition in writing.
 - (2) Accessory buildings, such as club houses, shall meet the same setbacks as a principal structure in the applicable zoning district.
- e. Exemptions.
 - (1) Siting in firearms during the two (2) weeks prior to the nine (9) day gun season during the week of Thanksgiving during daylight hours, as defined in the current Wisconsin Department of Natural Resources Hunting Regulations.

- (2) Siting in firearms all weekends two (2) months prior to the nine (9) day gun season during the week of Thanksgiving during daylight hours, as defined in the current Wisconsin Department of Natural Resources Hunting Regulations.

Amend Sec. 6.09(4)(a):

4. Campgrounds and Camping Resorts:

- (a) Land uses designed, maintained, intended or used for the purpose of providing camping sites for nonpermanent overnight use to accommodate not more than one (1) recreational vehicle (RV), motor home, pick-up coach, travel trailer, camping trailer, park model or tent per site. This use also includes facilities for use by campers including restrooms/showers, active and passive recreation areas, office/convenience store buildings, and necessary accessory uses. Any public or private parcel of land containing four (4) or more recreational vehicles used for habitation and occupied thirty (30) days or longer shall be deemed a campground or camping resort.

Amend Sec. 6.10:

6.10 Open Land/Agriculture Uses

1. Agricultural Use:

- a. Agriculture use is any of the following activities conducted for the purpose of producing an income or livelihood:
 - 1) Crop or forage production.
 - 2) Keeping livestock, subject to the standards set forth in Sections 6.10.2.
 - 3) Beekeeping.
 - 4) Nursery, sod, or Christmas tree production.
 - 5) Floriculture.
 - 6) Aquaculture.
 - 7) Fur farming.
 - 8) Forest management.
 - 9) Enrolling land in a Federal agricultural commodity program payment program or a Federal or State agricultural land conservation payment program.
- b. Agriculture in the RR (Rural Residential) District requires a Conditional Use Permit.
 - 1) No infrastructures would be allowed to be constructed on this property. (i.e. drain tile, agricultural accessory structures, manure storage and the like)
 - 2) Additional requirements may exist if the property is located within a platted subdivision.

Amend Sec. 6.10(2):

2. Agriculture – Animal Husbandry: Land uses that include keeping livestock, beekeeping, aquaculture, fur farming, and any other use that the Department of Agriculture, Trade, and Consumer Protection, by rule, identifies as an agricultural use.

Note: In nonfarm residential lots within AE, AE-FP, AR, and AWT, PVRF and RR zoning districts, one (1) animal unit per acre of lot area shall be permitted. Animal units are defined in the Wisconsin Administrative Code Section 243.05(2). A listing of animal units is provided in Appendix B. Any animal units above this limit shall be considered through the Conditional Use Permit process in these instances.

Delete Sec. 6.10(3) in its entirety:

Amend Sec. 6.10(7)(e):

e. Buses, heavy-duty trucks and their bodies, semi-trailers, freight containers, mobile homes, and similar items which are no longer in use for their designated purpose shall be prohibited under this section.

Amend Sec. 7.02(4):

All dwellings count towards this density limit, including the original farm dwelling and secondary farm residences.

Amend Sec. 7.02(7):

7. Accessory structures do not require a development right; however an accessory structure prior to the principle structure would require a development right. Agricultural Accessory Use does not require a development right.

Amend Sec. 7.02(8):

8. Recreational vehicles that have obtained a Conditional Use Permit to park on property exceeding the thirty (30) days during the calendar year and that have permanent facilities established, such as sheds, septic system, privies, etc., require a development right. If no permanent facilities are established on the property for the recreational vehicle and a porta-potty is utilized, no development right will be required.

Add Sec. 7.03(A)(6):

6) Where divisions of land are created by the construction of a public right of way that was done solely on the authority of the local government or by divisions of land created by a naturally occurring geographic feature such as a river or stream, a development right is assigned to each parcel created provided it meets the minimum acreage in that zoning district.

Amend Sec. 7.03(B)(5):

Assignment of development rights will be done at the time of split by all the owners of record of the parent parcel. A document attesting to the assignment of the development rights shall be filed in the Waupaca County Planning & Zoning Office. Signatures of all owners of record on the sending parcel must be notarized.

Amend Sec. 11.04:

11.04 Special Sign Provisions and Standards for Shorelands

All signs within three hundred (300) feet of navigable waters shall not be erected to a height greater than twenty-five (25) feet, and shall be subject to the following conditions for location, size and use:

1. Signs established for any use must be located at the building setback line from the ordinary high water mark, excepting:
Residential identification, no trespass or hunting, river directional, and temporary for sale or for rent signs that do not exceed six (6) square feet in gross area nor are erected to a height greater than eight (8) feet.
2. For commercial services, public facilities, resorts, marinas, boat liveries, bait shops or other uses that provide public docking facilities:

- a. No more than two (2) signs may be attached to a dock or docks, and each sign shall not exceed six (6) square feet in gross area and shall not be erected to a height greater than eight (8) feet.
- b. No illuminated signs are permitted.
- c. One sign may be attached to the principal or accessory building and have a gross area not to exceed sixteen (16) square feet and not erected to a height greater than eight (8) feet.
- d. All signs attached to a principal or an accessory building that are intended to be read from the landward side shall be erected as to not be visible from the water.
- e. No commercial advertisement signs shall be allowed on residential property.

Amend Sec. 14.03(5)(a)(4):

(4) Application and issuance: Applications for Land Use Permits shall be made on forms furnished by the Planning & Zoning Director. Issuance of a Sanitary Permit is a pre-condition of issuance of a Land Use Permit whenever applicable. Permits shall be issued if the application and information obtained through field inspections, if any, causes the Planning & Zoning Director to conclude that the proposed use will comply with all applicable regulations. A revision is allowed to be made to the site plan after the Land Use Permit has been issued only if it contains the same structures as originally applied for and these structures meet all the required setbacks. If this revision contains a different type of structure or any additional structures have been added to the original site plan since the Land Use Permit was issued, another Land Use Permit will be required.

Amend Sec. 14. 03(5)(a)(5):

(5) Fees: Fees shall be submitted to the Planning & Zoning Director when application is made for a Land Use Permit. Additional fees shall be assessed in accordance with the adopted fee schedule if work is started before the permit is requested or issued, or once the permit has been issued and additional structures are constructed on the parcel without obtaining another permit. Fees may be changed by action of the Planning and Zoning Committee and notification to the County Board. Any such change of fees is effective upon posting of the new County Fee Schedule in the Planning & Zoning Office after action by the Planning and Zoning Committee and notification to County Board.

Remove Sec. 14.03(5)(b)(7), (8) and (9) Rezone Review Process from “Duties of the Planning & Zoning Director: Records, Inspections, Determinations, Permit Fees” and **add to Sec. 14.05 “Duties of the Planning and Zoning Committee”.**

Add to Sec. 14.04(3)(e):

e. Effect of Denial of Variance: No application that has not been enacted under this Section shall be resubmitted for a period of twelve (12) months from the date of final Board of Adjustment action, except on grounds of new evidence or proof of change of factors found valid by the Board of Adjustment.

Add Sec. 14.04(3)(f):

f. Notice of Right to Appeal: A decision made by the Board of Adjustment may be appealed by filing an action in certiorari in the circuit court for this county within 30 days after the date of filing of the decision under Wis. Stats. s. 59.694(10). Waupaca County

assumes no liability for and makes no warranty as to reliance on this decision if construction is commenced prior to expiration of this 30 day period.

Amend Sec. 14.05(3):

(3) Time Limits Associated With Conditional Uses: If the Conditional Use Permit is not initiated by securing a Land Use Permit, or, if more than one (1) permit is necessary, and securing at least one (1) necessary permit within six (6) months of the date of the approval is not done, the Conditional Use Permit approval shall be reviewed by the Committee. The applicant may apply for and the Planning and Zoning Committee may grant a one time, six (6) month extension, provided that a written request for extension is submitted before the original expiration date. If a use or activity associated with a previously approved Conditional Use Permit ceases for twelve (12) months or more after first being established on the property, the property owner or authorized agent must reapply and obtain approval of another Conditional Use Permit before recommencing the use or activity. Unless a specific condition of approval indicates otherwise, or the operation is ceased for the period of time indicated above, each Conditional Use Permit shall run in perpetuity with the underlying land and not with the particular property or business owner who originally obtains the Conditional Use Permit.

EFFECTIVE DATE

Approval of the Planning & 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. Penney moved and Supr. Zaug seconded the motion to adopt the amendments to Waupaca County Code of Ordinances Chapter 34, Waupaca County Zoning Ordinance. Supr. Craig moved and Supr. McClone seconded the motion to delete "No part of any shooting range may be located within one-half (½) mile of any residentially zoned, planned or developed parcel unless owners and occupants of such residences waive this condition in writing." from Section 6.09(3)(b) and (d)(1). Motion defeated 10-14 with Suprs. Federwitz, Kussmann, Koeppen, Much, T. Murphy, Sorensen, Boyer, G. Murphy, Ellis, Penney, Jonely, Kietzmann, Neumann, and Wilfuer voting no. Supr. Ellis moved to remove the SR zone from Multiple Family Residence on Table 5. Motion failed for lack of second. Original motion by Supr. Penney and second by Supr. Zaug to adopt the amendments to the Waupaca County Code of Ordinances Chapter 34, Waupaca County Zoning Ordinance carried 21-3 with Suprs. McClone, Ellis, and Craig voting no. Passed the 15th day of July, 2014.

**AMEND CHAPTER 36 OF THE WAUPACA COUNTY CODE OF ORDINANCES
WAUPACA COUNTY FLOODPLAIN ORDINANCE**

The Waupaca County Board of Supervisors does hereby ordain and enact the following amendments to the Waupaca County Floodplain Ordinance, Chapter 36:

Add to Sec. 1.5(2)(c)(5):

Dam failure maps for the following:

- 1) 100-Year Marion Dam Failure Floodplain Map, dated (March 4, 1993), prepared by SEH Approved by: The DNR
- 2) 100-Year Iola Dam Failure Floodplain Map, dated (August 1, 2005), prepared by Davy Engineering Approved by: The DNR
- 3) 100-Year Clintonville Dam Failure Floodplain Map, dated (1997), prepared by Rust Environmental Approved by: The DNR
- 4) 100-Year Manawa Dam Failure Floodplain Map, dated (2006) prepared by Memo from Bill Sturtevant Approved by: The DNR
- 5) 100-Year Hartman Creek Dam Failure Floodplain Map for Hartman Creek Dams #1 and #5, dated (2013) prepared by General Engineering Company Approved by WDNR October 2013

EFFECTIVE DATE

Approval of the Planning & 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. Kussmann and Supr. Federwitz seconded the motion to approve the amendments to Waupaca County Code of Ordinances, Chapter 36, Waupaca County Floodplain Ordinance. Motion carried 24-0. Passed the 15th day of July, 2015.

**AMEND CHAPTER 37 OF THE WAUPACA COUNTY CODE OF ORDINANCES
WAUPACA COUNTY SUBDIVISION ORDINANCE**

The Waupaca County Board of Supervisors does hereby ordain and enact the following amendments to the Waupaca County Zoning Ordinance, Chapter 37:

Add to Sec. 3.02(h) & (i):

(h) Divisions of land created by the construction of a public right of way that was done solely on the authority of the local government. The eventual sale of either division will, however, require new deeds so each parcel has their own tax identification number.

(i) Divisions of land that were created by a naturally occurring geographic feature such as a river or stream. The eventual sale of either division will, however, require new deeds so each parcel has their own tax identification number.

EFFECTIVE DATE

Approval of the Planning & 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. Craig moved and Supr. Sorensen seconded the motion to adopt the amendments to Waupaca County Code of Ordinances, Chapter 37, Waupaca County Subdivision Ordinance. Motion carried 24-0. Passed the 15th day of July, 2014.

AMENDMENT TO CHAPTER NO. 34 Town of Larrabee, RI-I District to AWT District 2014-553, Z-005-14

Parcel #10-18-22-7, Z-005-14, **Jamie L. & Jenifer A. Sell** in Sec. 18, Town of Larrabee for a Zoning Map Amendment from an RI-I (Rural Industrial-Intensive) District to an AWT (Agriculture and Woodland Transition) District with a Conditional Use Permit application for a structure to be used for human habitation that doesn't meet the 22 foot minimum width requirement.

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. 18, Town of Larrabee, lying along Horn Road, Fire Number E7370, Waupaca County, Wisconsin, on approximately 12.17 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 Larrabee 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 RI-I (Rural Industrial-Intensive) District to an AWT (Agriculture and Woodland Transition) District.
- Section 2. This ordinance shall be in full force and effect in the Town of Larrabee 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 July 15, 2014.
/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Kussmann moved and Supr. Handrich seconded the motion to adopt the amendment to Chapter 34 of the Waupaca County Code of Ordinances. Motion carried 24-0. Passed the 15th day of July, 2014.

**REPEAL RESOLUTION NO. 8 (2012-2013)
LAKEVIEW MANOR ON-CALL**

Supr. Johnson moved and Supr. Sorensen seconded the motion to repeal Resolution No. 8 (2012-2013). Motion carried 24-0. Passed the 15th day of July, 2014.

RESOLUTION NO. 9 (2014-2015)

SUBJECT: The Health and Human Services Board is recommending the reorganization of the Health Services Unit of the Department by creating a WIC Program Manager. The grading of the position will be dependent upon placement after JDQ review.

WHEREAS, the Public Health Nurse Manager retired January 3, 2014, and current Health Services Manager will be retiring August 1, 2014; and,

WHEREAS, the current Health Services Manager is also the County Health Officer and WIC Program Manager; and,

WHEREAS, the current Public Health Nurse Manager will be recommended for appointment as the Unit Manager and County Health Officer upon the retirement of the Unit Manager; and,

WHEREAS, the Department will need to hire a WIC Program Manager to fulfill the duties of that program; and,

WHEREAS, funds are budgeted that will cover the cost of reorganization of the Manager positions.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors authorizes the Health and Human Services Department to hire a WIC

Program Manager, effective as of the retirement of the current Health Services Unit Manager and hired at the rate as set by the JDQ.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND HUMAN RESOURCES COMMITTEE AND WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD: /s/ DuWayne Federwitz, Gary Barrington, John F. Penney, G. Robert Flease, Gerald M. Murphy, David S. Neumann, Patricia Craig, Dick Koeppen, Jan L. Lehrer, Dona Gabert, Carl Kietzmann,

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

Supr. G. Murphy moved and Supr. Spierings seconded the motion to adopt Resolution No. 9 (2014-2015). Motion carried 24-0. Passed the 15th day July, 2014.

APPOINTMENTS

Supr. Jonely moved and Supr. Spierings seconded the motion to appoint Terri Brooks as County Health Officer effective August 1, 2014. Motion carried 24-0. Passed the 15th day of July, 2014.

ANNOUNCEMENTS AND CORRESPONDENCE

Chair Koeppen placed the following correspondence for July on file in the County Clerk's Office: WCEDC Monthly Report, Governor Scott Walker acknowledging resolution received, Town of Dupont invitation to Sesquicentennial Celebration, and Lakeview Manor invitation.

Supr. Handrich moved and Supr. Boyer seconded the motion to adjourn. Motion carried 24-0. Chair Koeppen declared the meeting adjourned at 11:00 a.m.

Mary A. Robbins
Waupaca County Clerk