

ZONING COMMITTEE MEETING
Wednesday, April 12, 2023 – 1:30 p.m.
Zoning Office Conference Room
Barron County Government Center
335 E. Monroe Avenue - Rm. 2106, Barron, Wisconsin

AGENDA

1. Call to order.
2. Acknowledgement of Public Posting Requirements
3. **Public Hearing: 1:30 p.m. Land Use Ordinance Amendments**
Public comment will be received on the proposed amendments to Sections 17.32, 17.36, 17.64, 17.73 and 17.74 of the Barron County Land Use Ordinance.
4. Public Comment
5. Approve March 8, 2023 meeting minutes.
6. Edit List Review – March expenses – discussion only (no motion required)
7. Resolution: Land Use Ordinance Amendments – action item
8. Loch Lomond Beach Club/Town of Cedar Lake Update
9. Discussion: Zoning office activities and actions
10. Future Agenda Items:
11. Set next meeting date. May 3, 2023
12. Adjournment.

PLEASE CALL 537-6375 IF YOU ARE NOT ABLE TO ATTEND THE MEETING

NOTE: Any person who has a qualifying disability under the Americans with Disabilities Act and requires the meeting or materials at the meeting to be in an accessible format must contact the County Clerk's office at 715-537-6200 at least 24 hours prior to the meeting so that arrangements may be made to accommodate your request.

cc: Heinecke, Rogers, Thompson, Cook, Kusilek, Corporation Counsel, Deputy Corporation Counsel, County Administrator, County Clerk, Webmaster, Public posting

ZONING COMMITTEE MEETING MINUTES

March 8, 2023 – 1:30 P.M.

Present: Heinecke, Cook, Kusilek, Rogers, Bartlett.

Zoning Office Staff: Gifford, Collins.

Absent: Thompson.

Rogers called the meeting to order at 1:30 p.m. and Collins confirmed that proper posting of the notice was done in accordance with the Wisconsin Open Meeting Law. No public comment received.

#4. Minutes – The minutes of February 1, 2023 were presented; **motion:** (Heinecke/Cook) to approve the minutes. Motion carried.

#5. Edit List – No questions or comments.

#6. 2-Lot CSM Struzan Property – Consent to release restrictive covenant: Gifford presented the overview of the covenant, requesting committee direction. After discussion, **motion:** (Rogers/Kusilek) to allow the release of the covenant and provided the Zoning Administrator the authority to sign the release of covenant contingent upon the approval of the Town Board of Rice Lake. Motion carried.

#7. Amend FPP Plan Map Area, Town of Oak Grove: Gifford presented a map correction. After committee questions, **motion:** (Cook/Kusilek) to amend the FPP Map Area as presented; carried.

#8. **Public Hearings–**

(1:30 p.m.) **Red Cedar Valley Properties, LLC, owner – Town of Stanley, R-1 to Ag-2, 4.876 acres**
Rogers called the hearing to order. Rogers and Kusilek both stated that the owner's spouse was their eye doctor but felt they could remain impartial. The owner testified and Gifford presented a file review and provided a staff report. No public testimony or correspondence was received. After committee questions, **Motion:** (Cook/Kusilek) to close testimony; carried. Committee discussion. **Motion:** (Cook/Kusilek) to recommend approval of the request; carried. As there was uncertainty if the public notice was read, it was read into the record at this time. **Motion:** (Heinecke/Kusilek) to close hearing; carried.

(1:40 p.m.) **Larry J. & Carol J. Hansen – Town of Alma, R-1 to MR, approx. 3.15 acres**
Rogers read the public notice and Gifford presented a file overview. The owner and mining operator Jordan Erickson explained the request. Gifford provided a staff report and public testimony was received in opposition. After committee questions, **motion:** (Kusilek/Heinecke) to close testimony, carried. After committee discussion, **Motion:** (Heinecke/Cook) to recommend approval of the request; carried 4:1 with Rogers opposed. **Motion:** (Heinecke/Cook) to close hearing; carried.

#9. Draft Ordinance Updates – Gifford presented final proposed Ordinance updates for committee consideration and incorporated committee suggestions.

#10. Discussion: Office Activities – Gifford discussed staff work on violations.

#11. Future Agenda Items: *Ordinance Amendments*

#12. Next meeting date: April 5, 2023 at 1:30 p.m.

#13. Chair declared the meeting adjourned at 3:53 p.m. by unanimous consent.

Kim Russell-Collins, Secretary

Marv Thompson, Committee Secretary

Minutes are not official until approved by the Zoning Committee

COUNTY OF BARRON
 Payment Request Edit
 On-Line Vouchers

Vendor No/Name	Line#	voucher#	Account Desc	Date	Description	Amount
44423 AUTO VALUE BARRON	1	C0083852	VEHICLE EXPENSE-LAND SERVICES	03/09/23	LS-WASHER FLUID	11.56
65358 COUNTRY TODAY	1	C0083853	SUBSCRIPTIONS	03/09/23	LS-2023 SUBSCRIPTION	52.00
6025 WI LAND & WATER CONSERVATION ASSN	1	C0083854	CONFERENCE REGISTRATION	03/09/23	SWCD-CONF REG/GRUETZMACHER	295.00
263869 SEILER INSTRUMENT & MFG CO INC	1	C0083855	OFFICE SUPPLIES	03/09/23	SWCD-PENMAP SUBSC & 10 HOUR PAC	945.00
274259 APG MEDIA OF WISCONSIN LLC	1	C0083856	PUBLICATIONS	03/09/23	ZA-PUB NOTICES; SWCD-RL DAM NOT	85.87
274259 APG MEDIA OF WISCONSIN LLC	2	C0083856	REPAIR & MAINTENANCE - RL DAM	03/09/23	ZA-PUB NOTICES; SWCD-RL DAM NOT	152.00
744 CHETEK ALERT INC	1	C0083857	PUBLICATIONS	03/09/23	ZA-SHARPLEY, HURLEY PUB NOTICES	113.21
289493 BUREAU OF CORRECTIONAL ENTERPRISE	1	C0083858	ADDRESS SIGNING	03/09/23	ZA-RURAL ADDRESS SIGNS	106.00
3565 SAFETY AND BUILDINGS DIVISION	1	C0083859	DUE TO STATE - SANITATION FEES	03/09/23	ZA-STATE SAN FEES/FEB 2023	400.00
Totals:						2,160.64

MANUAL VOUCHERS/JOURNAL ENTRIES

DEPT	NAME	ACCOUNT	DESCRIPTION	AMOUNT
SWCD	CHIPPEWA CO TREASURER	100-12-56010-325-000	REG/EVERSON CAFO MTG	\$55.00

MANUAL VOUCHERS TOTAL: \$55.00

GRAND TOTAL: \$2,215.64

Dept Approval _____

Admin Approval _____

Land Services Total:	\$413.56
Land Information Total:	\$0.00
Soil & Water Conservation Total:	\$1,097.00
Zoning Administration Total:	\$705.08

BARRON COUNTY
DEPARTMENT OF LAND SERVICES

David Gifford, Director

LAND INFORMATION * SOIL & WATER CONSERVATION * ZONING

Barron County Government Center
335 East Monroe Avenue
Room 2104
Barron, WI 54812

715-537-6375
715-537-6315
Fax: 715-537-6847
www.barroncountywi.gov

March 29, 2023

PUBLIC NOTICE is hereby given to all persons in the County of Barron, Wisconsin that a public hearing will be held on Wednesday, April 12, 2023 at 1:30 p.m. in Room 2106 of the Government Center, 335 East Monroe Avenue, Barron, Wisconsin, on the amendments to Sections 17.32, 17.36, 17.64, 17.73 and 17.74 of the Barron County Land Use Ordinance.

A copy of the amendment will be available from the Barron County Department of Land Services. Please contact the office at 715-537-6375 for revision details or more information regarding the hearing, and contact David Gifford, Director of Land Services, for specific questions on the ordinance changes.

2023 Ordinance Amendment

17.32(f) LIVESTOCK, subject to the following standards:

1. **LOTS LESS THAN 2 ACRES:** Livestock, excluding fowl, is prohibited. Fowl are allowed to be owned, harbored, or kept subject to the following standards:

- (a) Restricted to parcels developed with a single family home
- (b) Suitable enclosures shall be provided for shelter and containment (no free range fowl).
- (c) Accessory structures to house fowl shall meet the standards of Section 17.32(1)(b).
- (d) Fowl includes the following:
 - 1. Chickens (not roosters)
 - 2. Ducks
 - 3. Swans
 - 4. Geese
 - 5. Turkeys (domesticated)
 - 6. Pigeons
 - 7. Quail
 - 8. Pheasant
- (e) Maximum number of fowl allowed under this section is twelve (12).

2. **LOTS OF 2 ACRES, BUT LESS THAN 5 ACRES**

- (a) Standards as sub. (f)1 except the maximum number of fowl allowed under this section is twenty five (25).

3. **LOTS OF 5 ACRES, BUT LESS THAN 10 ACRES:** Livestock, except hogs, are allowed to be owned, harbored, or kept, provided that suitable enclosures are provided for shelter and containment, subject to the following standards:

- (a) Fowl, in accordance with 17.32(1)(f)1 (a) through (d)
- (b) Maximum of two (2) animals, and their offspring up to 10 months of age.

4. **LOTS OF 10 ACRES OR MORE:** Livestock, except hogs, are allowed to be owned, harbored, or kept, provided that suitable enclosures are provided for shelter and containment, subject to the following standards:

- (a) Fowl, in accordance with 17.32(1)(f)1 (b) through (d)
- (b) Maximum of two (2) animals, and their offspring up to 10 months of age, except:
 - (1) Animals in excess of two (2) may be kept, subject to the following standards:
 - (a) A plan shall be submitted to and approved by the Zoning Administrator for satisfactory disposal of wastes generated by such animals.
 - (b) Buildings in which any such animals or fowl are kept, shall be distant no less than 100 ft. from the nearest lot line of an adjoining residential lot.

17.32(2)(g) : Remove Tourist Rooming House from list of Special Exceptions.

17.36(1)(c)5.a. Change wording from “an annual” to “a current”.

17.64(22)(a) Sanitary Ordinance: Amending Transfer Tank permitting from an annual permit to a one-time permit. Strike "annual"

17.74(6)(a)9 Tourist Rooming House

9. NOTIFYING NEARBY PROPERTY OWNERS: The property owner requesting a zoning land use permit to use the property as a tourist rooming house shall, by certified ~~return receipt~~ mail, notify all property owners within 200 feet of the property where the tourist rooming house will be located of their intent to use the property for a tourist rooming house. The notification shall include a copy of this section of the zoning ordinance, the property owner's mailing address and the property owner's 24 hour contact number.

A. The certified mail receipts ~~and signed return receipt card~~ shall be presented to the Department and placed with the property file prior to the issuance of the zoning land use permit under this section.

17.73(6) Special Exceptions & 17.73(7) Variances:

EXPIRATION OF B.O.A. APPROVAL: Any privilege granted by this decision must be performed within 24 months of the date of the decision unless an extended timeline is specifically approved by the Board. Performance measures include, but are not limited to, obtaining necessary land use permits, completion of structures, and establishment of permitted activities. This period may be extended if the decision is stayed by court order or operation of law.

BARRON COUNTY ORDINANCE NO. 2023 -

Ordinance Repealing and Recreating Section 17.32(f), Amending Sections 17.32(2)(g), 17.36(1)(c)5a, 17.64(22)(a), and 17.74(6)(a)9 , and Creating Sections 17.74(6)(f) & (7)(e) of the Barron County Land Use Ordinance

The Barron County Board of Supervisors ordains as follows

1 **WHEREAS**, The Zoning Office shall periodically review the Land Use Ordinance
2 and make recommendations that reflect changes in land use trends in Barron County; and
3

4 **WHEREAS**, the Zoning Committee has engaged in amending of Sections
5 17.32(2)(g), 17.36(1)(c)5a, 17.64(22)(a) and 17.74(6)(a)9 of the Land Use Ordinance
6 pertaining to tourist rooming house use, transfer tanks, ; and
7

8 **WHEREAS**, the Zoning Committee has engaged in repealing and recreating
9 Section 17.32(f) of the Land Use Ordinance pertaining to the keeping of livestock; and
10

11 **WHEREAS**, the Zoning Committee has engaged in creating Sections 17.73(6)(f)
12 and (7)(e) of the Land Use Ordinance pertaining to special exception and variance approval
13 expiration, and
14

15 **WHEREAS**, it is the recommendation of the Zoning Committee that the Barron
16 County Board of Supervisors adopt the ordinance creating Sections 17.73(6)(f) & (7)(e),
17 repealing and recreating 17.32(f), and amending Sections 17.32(2)(g), 17.36(1)(c)5a,
18 17.64(22)(a) and 17.74(6)(a)9 of the Barron County Land Use Ordinance; and

19 **WHEREAS**, this ordinance was approved by the Zoning Committee on April 12,
20 2023, on a vote of 5 - 0, with Heinecke, Cook, Kusilek, Rogers and Thompson voting in
21 favor and no members voting against.
22

23 **NOW, THEREFORE, BE IT ORDAINED**, that the Barron County Board of
24 Supervisors does hereby create Sections 17.73(6)(f) & (7)(e), repeal and recreate Sections
25 17.32(f), and amend Sections 17.32(2)(g), 17.36(1)(c)5a, 17.64(22)(a) and 17.74(6)(a)9 of
26 the Barron County Land Use Ordinance.
27

28 **BE IT FURTHER ORDAINED**, that this Ordinance shall be effective upon its
29 adoption and publication and that publication of this ordinance may occur through posting
30 in accordance with Section 985.02 of the Wisconsin Statutes.

BARRON COUNTY ORDINANCE NO. 2023 -

Ordinance Repealing and Recreating Section 17.32(f), Amending Sections 17.32(2)(g), 17.36(1)(c)5a, 17.64(22)(a), and 17.74(6)(a)9 , and Creating Sections 17.74(6)(f) & (7)(e) of the Barron County Land Use Ordinance

OFFERED THIS 18th day of April, 2023.

<p>Number of readings required: One (<input checked="" type="checkbox"/>) Two ()</p> <p>Vote required for passage: Majority (<input checked="" type="checkbox"/>) 2/3 Entire Board (20) ()</p> <p>Source of funding: Budgeted () General Fund () Grant () Contingency () Other (<input checked="" type="checkbox"/>) Details: N/A</p> <p>Fiscal impact: - Current year total amount: \$ - 0 - - Future years total amount: \$ - 0 - - Effect on tax levy – current year - \$ - 0 - - Effect on tax levy – future years - \$ - 0 -</p> <p>Fiscal impact reviewed by: _____ Jodi Busch, Finance Director</p> <p>Approved as to form by: _____ Jeffrey French, Administrator</p> <p>_____ John Muench, Corporation Counsel</p>	<p>_____ Bob Rogers, Zoning Committee Chair</p> <p>(The Committee Chair signature verifies the action taken by the Committee.)</p> <p>Board Action: Adopted (<input checked="" type="checkbox"/>) Failed () Tabled ()</p> <p>Motion: () to approve. .</p>
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