

PLANNING & DEVELOPMENT COMMITTEE THURSDAY, APRIL 25, 2013 – 8:00 A.M. COURTHOUSE CONFERENCE CENTER - (2nd FL – EAST WING) ROCK COUNTY COURT HOUSE JANESVILLE, WI AGENDA

- 1. Call to Order
- 2. Adoption of Agenda
- 3. Minutes of Meeting held Thursday, April 11, 2013
- 4. Citizen Participation, Communications and Announcements
- 5. Code Administration & Enforcement
 - A. **Action Item:** Approval of Ordinance repealing and recreating the Rock County Shoreland Zoning Ordinance, Chapter 4, Part 2 of the Rock County Code of Ordinances, and repealing and recreating existing Section 4.225(3), pertaining to zoning of County owned land.
 - B. Action Item: Preliminary Land Division Approval
 - LD2012 039R (Johnstown Township) Gail Ritsema
 - LD2013 004 (Harmony Township) Kemp Trust (Tabled 4/11/13)
- 6. Finance
 - A. Action Item: Department Bills/Encumbrances/Amendments/Transfers
- 7. Community Development
 - A. Action Item: CDBG Program Income: 07028D-1
- 8. Planning Director's Report
 - > Farmland Preservation Plan Update
 - Water Quality Planning Update
 - Agency work program with Long Term Support and Children's Long Term Support
 - > Town Zoning Ordinance update

- 9. Committee Reports
- 10. Adjournment

Future Meetings/Work Sessions

May 9, 2013 (8:00 AM) May 23, 2013 (8:00 AM) June 13, 2013 (8:00 AM) June 27, 2013 (8:00 AM) July 11, 2013 (8:00 AM) July 25, 2013 (8:00 AM)

	RESOLUTION NO A	GENDA NO					
	ORDINANCE ROCK COUNTY BOARD OF S						
	PLANNING & DEVELOPMENT AGENCY INITIATED BY PLANNING & DEVELOPMENT AGENCY SUBMITTED BY	PAUL BENJAMIN DRAFTED BY April 18, 2013 DATE DRAFTED					
	REPEALING AND RECREATING THE ROCK COUNTY SHORELAND ZONING ORDINANCE, CHAPTER 4, PART 2 OF THE ROCK COUNTY CODE OF ORDINANCES, AND REPEALING AND RECREATING EXISTING SECTION 4.225(3), PERTAINING TO ZONING OF COUNTY OWNED LAND						
2 3 4 5 6	WHEREAS, Rock County is required to adopt shoreland zoning regulations in accordance with Wisconsin State Statute 59.692 and the State of Wisconsin Department of Natural Resource regulations as shown in the attached text; and, WHEREAS, Rock County adopted shoreland zoning regulations in 1983 and subsequent amendments; and,						
 WHEREAS, on February 1, 2010, the State of Wisconsin Department of Natural Resources ame 115 Shoreland Zoning to protect our lakes and rivers; and, 							
12 13 14 15	WHEREAS, Rock County has until February 1, 2014 to amend its shoreland zoning ordinance to comply with Wisconsin State Statute 59.692 and NR 115; and, WHEREAS, the Rock County Board of Supervisors authorized the Rock County Planning and Development Agency to apply for and accept a Lake Management Protection Grant for Ordinance Development in 2011, which requires that ordinance revisions are completed by June 30, 2013; and,						
17 18 19 20 21 22	Planning and Development Agency to with NR 115 in order to protect water I natural beauty; and,						
 with NR 115; and, WHEREAS, Public Hearings were held on July 12, 2012 and April 11, 2013 at regular meetings Rock County Planning and Development Committee; and, 							

28 WHEREAS, the Committee believes that the existing ordinance language reflecting statutory 29 provisions regarding the zoning of county owned lands should be retained, but clarified to reflect actual 30 County policy; and,

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NOW, THEREFORE, BE IT RESOLVED by the Rock County Board of Supervisors on this 33 of ______, 2013 that it hereby repeals and recreates Chapter 4, Part 2, of Rock County Code of 34 Ordinances to amend the Rock County Shoreland Zoning Ordinance, Chapter 4, Part 2, Rock County 35 Code of Ordinances, in compliance with Chap 59.692, Wis. Stats., and NR 115, Wis. Admin. Code, as

37

36 set forth in the attached text.

38 BE IT FURTHER RESOLVED by the Rock County Board of Supervisors that it hereby repeals, 39 recreates and renumbers existing Sec. 4.225(3) as Sec. 4.217 of Chapter 4, Part 2, Subpart 2 of the Rock 40 County Code of Ordinances, to read as follows:

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REPEALING AND RECREATING THE ROCK COUNTY SHORELAND ZONING ORDINANCE, CHAPTER 4, PART 2 OF THE ROCK COUNTY CODE OF ORDINANCES, AND REPEALING AND RECREATING EXISTING SECTION 4.225(3), PERTAINING TO ZONING OF COUNTY OWNED LAND Page 2

42 Subpart 2: Zoning of County-Owned Lands

43 44 45

44 4.217 Statutory Provisions and Statement of County Policy

46 47 (1) Subsection 59.69(9) of the Wisconsin Statutes provides as follows: with regard to the Zoning of County-Owned Lands.:

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(A) The County Board may by ordinance zone and rezone lands owned by the County without necessity of securing the approval of the town boards of the towns wherein such lands are situated and without following the procedure outlined in sec. 59.69(5), Wis. Stats., provided that the County Board shall give written notice to the town board of the town wherein such lands are situated of its intent to so rezone and shall hold a public hearing on the proposed rezoning ordinance and give notice of such hearing by posting in 5 public places in the town.

54 55 56

(B) This subsection shall not apply to land that is subject to a town zoning ordinance which is purchased by the county for use as a solid or hazardous waste disposal facility or hazardous waste storage or treatment facility, as these terms are defined under sec. 289..01, Wis. Stats.

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(2) If current land uses and Town designated zoning do not correspond on County-owned lands the Planning and Development Committee will seek to zone the property within the context of Town Zoning Authority.

Respectfully submitted:

PLANNING & DEVELOPMENT COMMITTEE
Alan Sweeney, Chair
Mary Mary Lineary Vice Chair
Mary Mawhinney, Vice Chair
Wayne Gustina
Marilynn Jensen
Dhillin Owens
Phillip Owens

DI ANNIBIC & DEVELODATINE COMMETTEE

LEGAL NOTE:

The County Board is authorized to take this action by Wisconsin Statutes 59.01, 59.51, 59.69, 59.692, 59.694, 87.30, 236.45 and 281.31 and by Wisconsin Administrative Rule NR 115.

where

Eugene R. Dumas

Deputy Corporation Counsel

FISCAL NOTE:

No fiscal impact.

Sherry Oja Finance Director

ADMINISTRATIVE NOTE:

Recommended

Craig Knutson

County Administrator

Executive Summary

THE REPEAL OF THE EXISTING SHORELAND ZONING ORDINANCE (CHAPTER 16) AND THE ADOPTION OF THE REVISED SHORELAND ZONING ORDINANCE (CHAPTER 4 Part 2)

On February 1, 2010, revised Shoreland Zoning rules went into effect in Wisconsin through the amendment of Chapter NR 115 Wisconsin Administrative Code. These revisions are a result of a multi-year process of public comments, hearings and modifications conducted in an effort to balance the public purpose of shoreland zoning with property rights of landowners. Notable revisions pertain to regulation of nonconforming structures, limits on amounts of impervious surface permitted in the Shoreland Zone and mitigation of the adverse impact of construction activity in the Shoreland Zone.

Wisconsin counties are required to adopt and enforce Shoreland Zoning regulations to "further the maintenance of safe and healthful conditions; prevent and control water pollution; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses and reserve shore cover and natural beauty." Rock County has enforced a shoreland zoning ordinance in the unincorporated areas of the county, with amendments, since 1983. The revision to the state code requires counties to adopt the amendments to local ordinances by February 1, 2014.

Rock County received a grant from the State of Wisconsin Department of Natural Resources (DNR) in 2011 to complete the necessary ordinance revisions. The grant requires that the adoption process be completed by June 30, 2013.

Planning and Development Agency staff have completed the necessary revisions based on the model ordinance created by the DNR. The use of the model ordinance, along with the county-wide recodification process, makes repeal of the existing ordinance and adoption of a new ordinance the most efficient way to complete these revisions. The draft ordinance has been reviewed and approved by the DNR, assuring the ordinance meets the current standards.

Public Hearings were held Thursday, July 12, 2012 and Thursday, April 11, 2013 at regular meetings of the Rock County Planning and Development Committee. Planning and Development Committee considered the retention of Section 4.225(3), Zoning of County Owned Lands in meetings on January 24, 2013, March 14, 2013, March 28, 2013, and April 11, 2013 and voted unanimously to retain it.

Legal Notices and Press Releases were posted and interested parties were invited to attend and/or submit comments prior to the meetings.



ROCK COUNTY GOVERNMENT

Planning & Development Agency

INTEROFFICE MEMORANDUM

TO: Rock County Planning and Development Committee

THROUGH: Paul Benjamin, Director, Planning & Development Agency

FROM: Planning & Development Agency Staff

SUBJECT: Preliminary Approval of Land Division

DATE: April 18, 2013

Summary:

The following applicants are seeking Preliminary Land Division approval from the P&D Committee:

- LD2012 039R (Johnstown Township) Gail Ritsema
- LD2013 004 (Harmony Township) Kemp Trust

Recommendation:

P&D Agency Staff recommends Preliminary Approval of Land Divisions 2012 039R. This is a revision to a previously approved Land Division (LD2012 039). In the intervening weeks an adjacent land owner decided to purchase a portion of the approved lot. This sale to an adjoining landowner is under the review/approval of the Town of Johnstown and does not come before the P&D Committee but, the original approved lot has been reconfigured. Therefore, the P&D Committee should review and approve.

Staff has included LD2013 004 – Kemp Trust on the Agenda in case the applicant has submitted language concerning deed restrictions prior to the meeting. The item could then be removed from the table and discussed.

ROCK COUNTY PLANNING, ECONOMIC & COMMUNITY DEVELOPMENT AGENCY 51 SOUTH MAIN STREET JANESVILLE, WI 53545

TELEPHONE: (608) 757-5587 FAX: (608) 757-5586 EMAIL: PLANNING@CO.ROCK.WI.US WEB: WWW.CO.ROCK.WI.US



ii,		ii
н	LD 2012 039R	11
н		11
н	Application Number:	11
11		11
н		11
п		н

PRELIMINARY MINOR LAND DIVISION – APPLICATION: REVIEW, RECOMMENDATION, AND ACTION FORM

AGENCY REVIEW	
1. Applicant has contacted Town, Rock County Planning and Development Agency, and City(s)/Village (if appli	cable) officials
and these parties have determined land division is feasible:	✓ Yes 🔲 No
2. Land division is consistent with Town's Comprehensive Plan – Future Land Use Map:	✓ Yes □ No
3. Land division is located in a Farmland Preservation zoning district certified by the State of Wisconsin:	✓ Yes 🗌 No
If you answered Yes, proceed to 4. If you answered No, proceed to 5.	
4. Land division meets Town Base Farm Tract and any other applicable Farmland Preservation zoning district r	equirement:
	Yes No
5. Land division is in an Agricultural Resources Priority Area, per the <i>Rock County Farmland Preservation Plan</i> :	□Yes □No
6. Land division will require a zoning change:	Yes V No
	✓ Yes No
If you answered Yes to 7. , proceed to 9. If you answered No to 7. , indicate the missing information below, 7	
all missing information is supplied, proceed to 8. An Agency recommendation (10.) will not be provided unti-	ii aii missing
information has been supplied by the applicant.	» Missing
	Information
7a. A map clearly marked "PRELIMINARY PLAT OF SURVEY OR CERTIFIED SURVEY MAP", identifying the	
land division area and containing all of the following information:	
a. Location of the land division area by section, township, and range:	П
b. Approximate location and dimension of all EXISTING streets and property lines, including name and	
ownership (if applicable), in and adjacent to the land division area:	
c. EXISTING/PROPOSED County, Town, and City/Village (if applicable) zoning designations of all	
EXISTING/PROPOSED lot(s) and outlot(s), in and adjacent to the land division area:	
d. Approximate location and dimension of all EXISTING/PROPOSED lot(s), outlot(s), and block(s),	_
numbered for reference, in the land division area:	l L
e. Indication of all PROPOSED lot(s) and outlot(s) use if other than single-family residential, in the land	
division area:	
f. Distance from all PROPOSED lot(s) and outlot(s) point of beginning to section corner or quarter	П
corner, in the land division area:	
g. Approximate location, dimension and name (if applicable) of all of the following, whether EXISTING	
or PROPOSED , in the land division area:	
(1) Buildings:	
(2) Streets, alleys, and public ways:	
(3) Driveways:	
(4) Rail lines:	
(5) Private water wells or water supply systems:	
(6) Private onsite wastewater treatment systems or public sanitary sewer systems:	
(7) Any other public utilities:	
(8) Easements (Utility, drainageway, pedestrian way, etc.):	
(9) Vegetative land cover type:	
(10) Environmentally sensitive areas (Floodplain, steep slope, etc.):	
(11) Productive agricultural soils, cultural resources, and woodlands:	
(12) Surface water features:	
(13) Drainageways:	<u> </u>
(14) Detention or retention areas:	
(15) Cemeteries:	
(16) Bridges/culverts: (17) Rock outcroppings:	
	<u> </u>
h. Approximate location, dimension, name (if applicable), and purpose of all dedicated public parks or	
outdoor recreation lands, or any other public or private reservation, including any conditions, in the land division area:	"
i. Preliminary concept for connection with existing public sanitary sewer and water supply system or an	
alternative means of providing water supply and treatment and disposal of sewage, in the land	
division area:	
j. Preliminary concept for collecting and discharging stormwater in the land division area:	
p. Tremminary concept for concerning and discharging stormwater in the land division area.	<u> </u>

AGENCY REVIEW						
		Missing Information				
k. Scale, north arrow, and date of creation:						
Any other information required by the Agency:		H				
7b. Map prepared at a scale not to exceed two hundred (200) feet to the inch, with	the map pages					
numbered in sequence if more than one (1) page is required, and total map page						
page:						
7c. Map prepared by a land surveyor licensed in Wisconsin:						
7d. All required application form information and required party's signature on the a						
7e. A hard copy of the application form and the map, an electronic copy of the map with the Agency's Geographic Information System (GIS), and application fee:	in a format compatible					
8. Preliminary minor land division application is complete:		✓ Yes				
9. Preliminary minor land division application has been provided to other reviewing						
these parties have comments, said comments have been provided to the Agency						
If you answered No , the application must be provided to other reviewing parties	before completing any f	urther sections				
of this form.						
AGENCY RECOMMENDATION						
10. Agency recommendation: Approve Approve With Conditions 11. If you answered Approve With Conditions to 10., list conditions (Use additional						
1.33' 1/2 ROW along N. Emerald Grove Rd. at the discretion of the Town of Johnstown.						
2. Show septic and well location for existing structures on Lot 1.						
3. Existing structures shall meet setback regulations.						
12. Agency recommendation rationale and findings of fact (Use additional sheet (2a)	if necessary):					
AGENCY SIGNATURE: Colin M. Byus	DATE:					
TITLE: Administrator - Rock County Planning,						
Economic & Community Development Agency						
TOWN ACTION						
13. Town action:	y					
14. If you answered Approve With Conditions to 13., list conditions (Use additional	sheet (2a) if necessary):					
1.						
2.						
3.						
15. Town action rationale and findings of fact (Use additional sheet (2a) if necessary)						
TOWN SIGNATURE:	DATE:					
TITLE:						

PLEASE RETURN THIS FORM, VIA POSTAL MAIL OR EMAIL, TO:

ROCK COUNTY PLANNING, ECONOMIC & COMMUNITY DEVELOPMENT AGENCY 51 N. MAIN ST.

JANESVILLE, WI 53545 EMAIL: BRYNES@CO.ROCK.WI.US

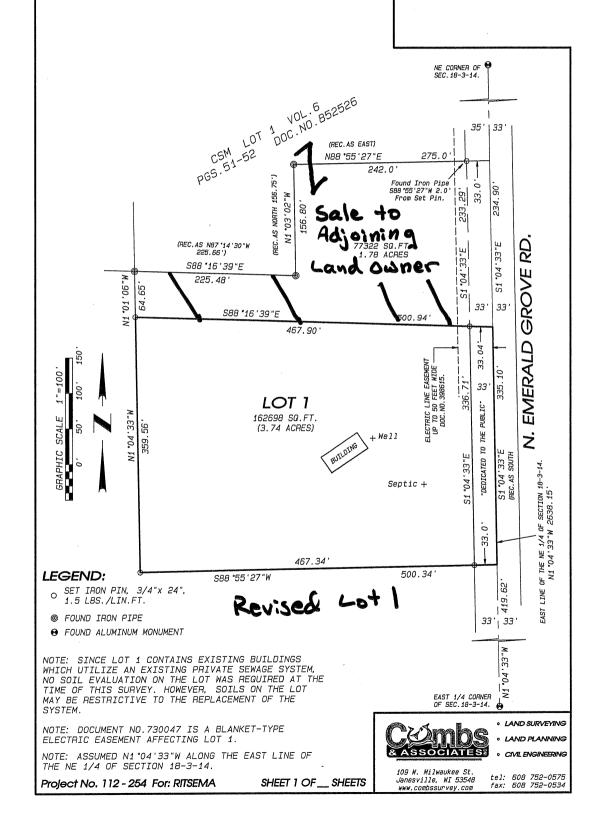
	R	OCK COUNTY PLAN	NNING AND E	DEVELOPM	ENT CON	MMITTEE ACTION	
16.	Committee action	n: Approve	✓ Approve	With Conditi	ons	Deny	
17.	If you answered A	Approve With Condition	ns to 16. , list co	nditions (Use	additional	sheet (2a) if necessary):	
	1.	4					
	2.						
	3.						
18.	Committee action	n rationale and findings	of fact (Use add	ditional sheet	(2a) if nece	essary):	
со	MMITTEE SIGNATU	RE:				DATE:	· -
TIT	ΓLE:	<u> Chair – Rock Count</u>	y Planning & De	velopment Co	mmittee		

REVISED 12/2011

AGENCY RECOMMENDATION
11. If you answered Approve With Conditions to 10., list conditions:
3. Note on Final Map: "Since Lot 1 contains exiting buildings which use an existing private sewage system no soil evaluation on the lo
4. was required at the time of this survey. However, soils on the lot maybe restrictive to the replacement of the existing system.
5. Final CSM to be submitted to and approved by the Planning and Development Agency on or before, 2014
6. Certified Survey Maps that are subject to local approval must be recorded within 6 months of their last approval and 24 months of the first approval
7.
8.
9.
10.
12. Agency recommendation rationale and findings of fact:
TOWN ACTION
14. If you answered Approve With Conditions to 13., list conditions:
3.
4.
5.
6.
7.
8.
9.
10.
15. Town action rationale and findings of fact:
ROCK COUNTY PLANNING AND DEVELOPMENT COMMITTEE ACTION
17. If you answered Approve With Conditions to 16., list conditions:
3.
4.
5.
6.
7.
8.
9.
10.
18. Committee action rationale and findings of fact:
10. Committee action rationale and infulligs of fact:

CERTIFIED SURVEY MAP

LOCATED IN THE SE 1/4 OF THE NE 1/4 OF SECTION 18, T.3N., R. 14E. OF THE 4TH P.M., TOWN OF JOHNSTOWN, ROCK COUNTY, WISCONSIN.



Rock County - Production	04/18/13 COM	MITTEE APPROVAL REPORT				Page 1
Account Number Name	Yearly Prcnt Appropriation Spent		Encumb Amount	Unencumb Balance	Inv/Enc Amount	Total
6464000000-63107 PUBL & LEGAL	570.00 0.09 P1300375-PO# 04/12/13 -VN		0.00 AILY NEWS	570.00	71,30	
		CLOSING BALANCE		498,70		71.30
	PLANNING	PROG-TOTAL-PO			71.30	
I HAVE EXAMINED THE PRECEDING B. INCURRED BY PLANNING, CLAIMS CO' AND HAVE BEEN PREVIOUSLY FUNDED A. BILLS AND ENCUMBRANCES OVEI B. BILLS UNDER \$10,000 TO BE I C. ENCUMBRANCES UNDER \$10.000 PLANNING & DEVELOPMENT	VERING THE ITEMS ARE PROPE . THESE ITEMS ARE TO BE " R \$10,000 REFERRED TO THE PAID.	ER TREATED AS FOLLOWS COUNTY BOARD. CE BY THE DEPARTMENT HI				DEPT-HEAD
APR 2 5	2013	DATE			(CHAIR

Rock County Transfer Request - Over \$500

TO: FINANCE DIRECTOR Date	e <u>APRIL 16, 20</u>				
Requested By SURVEY Depar	tment	JASON HOULE Department Head			
			T		
FROM:	AMOUNT	TO:	AMOUNT		
Account #: 13-1730-0000-61100		Account #: 13-1730-0000-67171			
Description: REGULAR WAGES	\$1190	Description: Capital Assest - \$1000 or more	\$1190		
Current Balance: \$44,951					
Account #:		Account #:			
Description:		Description:			
Current Balance:					
Account #:		Account #:			
Description:		Description:			
Current Balance:					
Account #:		Account #:			
Description:		Description:			
Current Balance:					
REASON FUNDS ARE AVAILABLE F	OR TRANSFER	R - BE SPECIFIC			
Funds are available for transfer due to the Deputy					
REASON TRANSFER IS NECESSAF	OV RESPECIE				
		he current work station does not provide a functiona	al work environment		
with room for items used and accessed on a day					
FISCAL NOTE:		ADMINISTRATIVE NOTE:			
Sufficient funding is available for transfer.	18-13	Recommended. 3/4-18	-13		
REQUIRED APPROVAL DATE COMMITTEE CHAIR					
✓ Governing Committee					
✓ Finance Committee					

Distribution: **EMAIL** Sherry Oja and Susan Balog

ROCK COUNTY PLANNING & DEVELOPMENT COMMITTEE

REQUEST FOR COMMITTEE ACTION

Date: April 18, 2013

Project ID(s)

020728D-1

nannun

David Somppi

CDRG - Program Income

Funding Source(s) CDBG - Program Income						
HOUSEHOLD INFORM	ATION					
Household Size:	4 Annual Income:	46,392	Location: Vi	llage of Clinton		
				Advanced to the second		
ASSESSED VALUE INF	FORMATION	·				
Land	\$ 19,600	Fair Market Value	\$ 121,400			
Buildings	\$ 108,300	When Determined	2013			
Total	\$ 127,900					
MORTGAGES OR LIE	ENS					
1. \$ 97,662		3. \$	TO	TAL MORTGAGE(S)		
2. \$		4. \$	\$ 9	7,662		
Available Equity	\$ 23,778 Is t	there 5% owner equity	y in the propert	ty? Yes ⊠ No □		
				4000000		
VERIFICATIONS						
		Taxes 🗵 Tit	tle and Mortga	ge 🛛 Ownership		
Disclosure of Pote	ential Conflict of Interest	Yes None				
SUMMARY OF PROP	OSED WORK					
The house is a 2-story brick and wood structure, about 110 years old. The HQS standards inspection found the following items as health and safety hazards: Electrical – 60-amp fusebox, mislabeled, Outlets – Not grounded GFCI's: None in bathrooms and kitchen Heating: no heat run in 2 nd floor bedroom:						
Windows – 1 is cracke Kitchen ceiling – wate	ed Kitchen r damage from previous plumb	n faucet – leaks bing leak				
The electrical service will be upgraded to a 200 Amp main service. GFCI's will be installed in the kitchen and 2 bathrooms. Grounding wires will be installed for the living room outlets. A Hydronic baseboard heater will be installed. The window will be replaced with a good quality vinyl replacement window. The kitchen faucet will be replaced. The kitchen ceiling will have new ceiling tiles installed.						
Conducting this project will address a major health and safety hazard and several structural defects. The CDBG Loan will be for 0% interest to be repaid upon sale of the house.						
Funding Source: CDBG Program Income \$ 7,100.00						
	Recommended Total Project Amount \$ 7,100.00					
COMMITTEE ACTION						
APPROVE	□ DENY	Committee Approv	ed Bid Total	\$		
			·			
Signature of Planning & Development Committee Chair Date						