

## CHAPTER 4

### LAND USE MANAGEMENT AND ZONING, ENVIRONMENTAL MANAGEMENT AND BOARD OF ADJUSTMENT

#### Subchapter 1 – Land Use Management

#### Part 1 – Land Division and Management

##### Subpart 1: Introduction

- 4.101 Authority
- 4.102 Title and Effective Date
- 4.103 Intent and Purpose
- 4.104 Compliance with Other Ordinances, Statutes, Regulations and Plans
- 4.105 Interpretation, Abrogation, Greater Restrictions, Severability and Repeal
- 4.106 Revision and Amendment
- 4.107 Definitions

##### Subpart 2: General Provisions

- 4.108 Applicability
- 4.109 Suitability

##### Subpart 3: Land Division Procedure

- 4.110 Overview
- 4.111 Consultation
- 4.112 Preliminary Land Division
- 4.113 Final Land Division
- 4.114 Recordation
- 4.115 Alteration or Modification

##### Subpart 4: Land Division Development Design and Public Dedication and Reservation Requirements.

- 4.116 Standard Development Design
- 4.117 Planned Development Design
- 4.118 Public Dedication and Reservation

##### Subpart 5: Other Development Activity Procedure and Requirements

- 4.119 Condominium Instrument
- 4.120 Rock County Building Site Permit

Subpart 6: Memorandums of Agreement with Towns – Land Division and Other Development Activity Procedure and Requirements

- 4.121 Overview
- 4.122 Adjacent Land Sale or Transfer
- 4.123 Lot Combination
- 4.124 Public Improvement Design, Construction, and Maintenance
- 4.125 Environmentally Sensitive Areas, Cultural Resources, Productive Agricultural Soils and Woodlands Protection and Preservation
- 4.126 Town Building Site Permit

Subpart 7: Administration and Enforcement

- 4.127 The Rock County Planning & Development Committee and Administrator
- 4.128 The Rock County Board of Adjustment and Variances and Appeals
- 4.129 Violations and Penalties
- 4.130 Fees

Part 2 – Zoning of Shorelands and County-Owned Lands

Subpart 1: Zoning of Shorelands

- 4.201 Statutory Authorization, Finding of Fact, Statement of Purpose and Title
- 4.202 General Provisions
- 4.203 Shoreland-Wetland District
- 4.204 Land Division Review and Sanitary Regulations
- 4.205 Minimum Lot Size and Setbacks
- 4.206 Building Setbacks
- 4.207 Vegetation
- 4.208 Filling, Grading, Lagooning, Dredging, Ditching and Excavating
- 4.209 Impervious Surface Standards
- 4.210 Heights
- 4.211 Nonconforming Uses and Structures
- 4.212 Mitigation
- 4.213 Administrative Provisions
- 4.214 Changes and Amendments
- 4.215 Enforcement and Penalties
- 4.216 Definitions

Subpart 2: Zoning of County-Owned Lands

- 4.217 Statutory Provisions and Statement of County Policy
- 4.218 Town Zoning in Shoreland Zoning

## Part 3 – Airport and Airport Overlay Zoning District

### Subpart 1: General

4.301	General Provisions
4.302	Authority
4.303	Purpose & Intent
4.304	Abrogation & Greater Restrictions
4.305	Interpretation
4.306	Severability
4.307	Repeal
4.308	Title
4.309	Effective Date
4.310	Jurisdiction
4.311	State and Local Agencies Regulated
4.312	Disclaimer of Liability
4.313	Use Restrictions
4.314	Penalties
4.315	Violations
4.316	Civil Enforcement
4.317	Administration
4.318	Committee Designee
4.319	Board of Adjustment
4.320	Transfer of Jurisdictional Control to Another Municipality
4.321	County Board of Supervisors – Amendments
4.322	Fees
4.323	Applicant’s Recorded Affidavit Accepting Mitigation Responsibilities
4.324	Airport Overlay Zoning Districts
4.325	Establishment of Airport Overlay Zoning Districts
4.326	Zoning Map and District Boundaries
4.327	Airport Overlay Zoning District
4.328	Definitions

### Subpart 2: Airport

4.330	Definitions
4.331	Zones
4.332	Height Zones
4.333	Use Restriction
4.334	Non-conforming Uses
4.335	Administration
4.336	Permits
4.337	Hazard Marking and Lighting
4.338	Board of Appeals
4.339	Appeals and Review

4.340	Prohibition
4.341	Definitions
4.351	General
4.352	Fees and Collection
4.353	Fuel Alternative
4.354	Commercial Loading Areas
4.355	Regulation of Vehicular and Pedestrian Traffic on Rock County Airport
4.356	Penalties

### Subpart 3: Airport Sign Regulations

4.357	Purpose
4.358	Authority
4.359	Interpretation
4.360	Effective Date
4.361	Violations
4.362	Penalties
4.363	Permit Required
4.364	Sign Permit Application
4.365	Bonds or Insurance
4.366	Appeals
4.367	Permit Fee
4.368	Signs Permitted
4.369	Prohibited Signs
4.370	Official Airport Signs
4.371	Memorial Signs, etc.
4.372	Temporary Signs
4.373	Traffic Signs
4.374	Fixed Base Operator Terminal Signs
4.375	Airport Business Location and Directional Sign System
4.376	Lighting of Signs
4.377	Definitions

### Part 4 – Floodplain Zoning

4.401	Statutory Authorization, Finding of Fact, Statement of Purpose, Title and General Provisions
4.402	General Standards Applicable to All Floodplain
4.403	Floodway District (FW)
4.404	Floodfringe District (FF)
4.405	Other Floodplain Districts
4.406	Nonconforming Uses
4.407	Administration
4.408	Amendments
4.409	Enforcement and Penalties

4.410 Definitions

## Part 5 – Access Control Regulation

### Subpart 1: Introduction

4.501 Authority  
4.502 Purpose and Intent  
4.503 Severability  
4.504 Title  
4.506 Effective Date

### Subpart 2: General Provisions

4.511 Jurisdiction  
4.512 Compliance with Ordinances, Regulations and Plan  
4.513 Right of Access  
4.514 Approval Necessary for Obtaining Access  
4.515 Vacation of Access Control  
4.516 Addition of Access Control  
4.517 Existing Access Points  
4.518 Change of Use

### Subpart 3: Standards and Specifications

4.521 Spacing and Frequency  
4.522 Design

### Subpart 4: Applications

4.531 Permits  
4.532 Date Requirement

### Subpart 5: Administration and Enforcement

4.541 Variances  
4.542 Fees  
4.543 Access Control Maps  
4.544 Violations and Penalties  
4.545 Definitions

### Subpart 6: Addenda

4.547 Rules Covering Installation of Driveways

## Part 6 – Rock County Address Ordinance

4.600	General Provisions
4.601	Official Map
4.602	Signs
4.603	Administration
4.604	Address Numbering
4.605	Address Signs
4.606	Sign Application and Installation
4.607	Enforcement
4.608	Effect on Other Ordinances
4.609	Definitions
4.610	Effective Date

## Subchapter 2 – Environmental Management

### Part 7 – Solid Waste Management

4.701	Establishment
4.702	Name
4.703	Purpose
4.704	Solid Waste Management Board
4.705	Finances
4.706	Reports
4.707	Effective Date

### Part 8 – Storm Water Management

4.801	Title and Effective Date
4.802	Authority
4.803	Findings of Fact
4.804	Purpose and Intent
4.805	Jurisdiction, Applicability and Waivers
4.806	Technical Standards
4.807	Performance Standards
4.808	Permits and Waivers
4.809	Fee Schedule
4.810	Enforcement and Penalties
4.811	Appeals
4.812	Severability
4.813	Definitions

## Part 9 – Animal Waste Management

### Subpart 1: Introduction

4.901	Authority
4.902	Title
4.903	Findings and Declaration of Policy
4.904	Purpose
4.905	Applicability
4.906	Interpretation
4.907	Severability Clause
4.908	Effective Date

### Subpart 2: Definitions

4.909	Animal Waste
4.910	Animal Waste Storage Facility
4.9101	Animal Waste Transfer Pipeline Systems
4.911	Applicant
4.912	Assignee
4.913	Extension
4.9131	Failing and Leaking Animal Waste Storage Facility
4.914	High Groundwater
4.915	Idle Animal Waste Storage Facility
4.916	Land Conservation Committee
4.917	Land Conservation Department
4.918	Livestock Operation
4.919	Natural Resource Conservation Service
4.920	Nutrient Management Plan
4.921	Permit
4.922	Permittee
4.923	Person
4.924	Prohibition Standards
4.925	Technical Guide
4.926	Technical Standard 313
4.9261	Technical Standard 360
4.9262	Technical Standard 430
4.9263	Technical Standard 533
4.927	Technical Standard 590
4.928	Technical Standard 634
4.929	Temporary Animal Waste Storage Facility Abandonment
4.930	Unconfined Animal Waste Stack
4.931	Water Pollution
4.932	Waters of the State
4.933	Water Quality Management Area

### Subpart 3: Activities Subject to Regulation

- 4.934 General Requirement
- 4.935 Compliance With Permit Requirements

### Subpart 4: Standards

- 4.936 Standards for Animal Waste Storage Facilities
- 4.937 Standards for Animal Waste Management and Utilization
- 4.938 Septage
- 4.939 Standards for Implementing Prohibition Standards

### Subpart 5: Application For and Issuance of Permits

- 4.940 Permit Required
- 4.941 Permit Application Forms
- 4.942 Exception to Permit Requirement
- 4.943 Fees
- 4.944 Fees for Violations of Ordinance
- 4.945 Animal Waste Storage Facility, Animal Waste Transfer Pipeline System, and  
Nutrient Management Plan Required
- 4.946 Review of Application
- 4.947 Permit Conditions
- 4.948 Permit Revocation

### Subpart 6: Administration

- 4.949 Delegation of Authority
- 4.950 Administrative Duties
- 4.951 Inspection Authority
- 4.952 Enforcement Authority

### Subpart 7: Violations

- 4.953 Penalties
- 4.954 Enforcement of Injunction

### Subpart 8: Appeals

- 4.955 Authority
- 4.956 Procedure
- 4.957 Who May Appeal



## Part 10 – Non-Metallic Mining Reclamation

### Subpart 1: General

- 4.1001 Title
- 4.1002 Purpose
- 4.1003 Authority
- 4.1004 Restrictions Adopted Under Other Authority
- 4.1005 Interpretation
- 4.1006 Severability
- 4.1007 Applicability
- 4.1008 Administration
- 4.1009 Definitions

### Subpart 2: Standards

- 4.1010 Standards

### Subpart 3: Permitting

- 4.1011 Nonmetallic Mining Reclamation Permit Application
- 4.1012 Reclamation Plan
- 4.1013 Financial Assurance
- 4.1014 Public Notice and Right of Hearing
- 4.1015 Issuance of a Nonmetallic Mining Reclamation Permit
- 4.1016 Permit Denial
- 4.1017 Alternative Requirements
- 4.1018 Permit Duration
- 4.1019 Permit Transfer
- 4.1020 Previously Permitted Sites
- 4.1021 Appeals

### Subpart 4: Administration

- 4.1022 Permit Modification
- 4.1023 Permit Suspension or Revocation
- 4.1024 Annual Operator Reporting
- 4.1025 Plan Review Fees
- 4.1026 Annual Fees
- 4.1027 Regulatory Reporting and Documentation
- 4.1028 Completed Reclamation – Reporting, Certification and Effect
- 4.1029 Permit Termination

## Subpart 5: Enforcement

- 4.1030 Right of Entry and Inspection
- 4.1031 Orders and Enforcement
- 4.1032 Penalties

## Part 11 – Construction Site Erosion Control

- 4.1101 Title
- 4.1102 Authority
- 4.1103 Findings of Fact
- 4.1104 Purpose and Intent
- 4.1105 Jurisdiction, Applicability and Waivers
- 4.1106 Technical Standards
- 4.1107 Performance Standards
- 4.1108 Permits and Waivers
- 4.1109 Fee Schedule
- 4.1110 Enforcement and Penalties
- 4.1111 Appeals
- 4.1112 Severability
- 4.1113 Definitions

## Subchapter 3 – Board of Adjustment: Rules and Procedures

## Part 12: The Board of Adjustment

- 4.1201 Authorization; Creation
- 4.1202 Appointment of Members
- 4.1203 Officers; Election
- 4.1204 Office Space, Staff, Expenses and Per Diem
- 4.1205 Duties and Powers
- 4.1206 Meetings
- 4.1207 Commencement of Hearing Process
- 4.1208 Procedure for Conduct of Hearings
- 4.1209 Decisions
- 4.1210 Expiration of Variances
- 4.1211 Rehearing
- 4.1212 Review by Circuit Court
- 4.1213 Definitions

## Subchapter 4 – Illicit Discharge

### Part 13: Illicit Discharge

4.1301	Title
4.1302	Authority
4.1303	Responsibility for Administration and Appeals
4.1304	Purpose and Intent
4.1305	Jurisdiction
4.1306	Severability
4.1307	Remedies Not Exclusive
4.1308	Ultimate Responsibility
4.1309	Discharge Prohibitions
4.1310	Notification of Spills
4.1311	Industrial or Construction Site Discharges
4.1312	Inspections
4.1313	Enforcement and Penalties
4.1314	Cost of LCD Abatement of the Violation
4.1315	Definitions