



Agenda

**Sauk County Board of Supervisors - Regular Meeting
Tuesday, December 15, 2009 @ 6:00 p.m.
West Square Building, 505 Broadway, Room #326
Baraboo, Wisconsin**

- ***Special Meetings:***

Highway and Parks Committee at 5:45 p.m.

- | |
|--|
| <ul style="list-style-type: none">❖ In the Gallery of County Board Room #326A;❖ To consider: 1.) Resolution -09 Adopting Fees And Charges For The Sauk County Parks Department. |
|--|

Finance Committee at 5:50 p.m.

- | |
|--|
| <ul style="list-style-type: none">❖ In the Gallery of County Board Room #326A;❖ To consider: 1.) Approval of County vouchers. |
|--|

- **Call to order regular meeting.**
- **Certify compliance with Open Meeting Law.**
- **Roll call.**
- **Invocation and pledge of allegiance.**
- **Adoption of agenda.**
- **Approval of minutes of previous meeting.**
- **Scheduled appearances: None.**
- **Public comment.**

- **Communications:**

Page #:

- 6 - 8 State of Wisconsin Department of Corrections 2009 Annual Jail Inspection.
- 9 Letter from Andrea Lombard, Baraboo, in opposition to planning mandated by state and federal governments.
- 10 Thank you for sympathy from the family of Robert Cassity.
- 11 Thank you for sympathy from the family of Arlene Volz.
- 12 Letter from Scott Walker, Milwaukee County Executive, regarding idea of eliminating Milwaukee County government.
- 13 Letter from Governor Jim Doyle regarding award to Sauk County of a Homeland Security grand for \$156,000.00.

- **Bills & referrals.**
- **Claims.**
- **Appointments:**
Comprehensive Community Services (CCS) Program Coordinating Committee appointment: Kim Alvin, Baraboo (consumer), 2 year term expires 12/20/2011

Health Care Center Board of Trustees appointments:

Supervisor: Steven Bach, 3 year term expires 01/01/2013,
to replace Supervisor Endres.

Citizen: Mary Ellen Murray, Ph.D., R.N., 3 year term expires 01/01/2010,
to replace citizen Larry Schroeder. **(pages 14-16)**

Sauk County Library Board citizen member reappointments:

Ken Grant, Baraboo, 3 year term expires 12/31/2012

Tom Benson, Reedsburg, 3 year term expires 12/31/2012

Veterans Service Commission citizen member reappointment:

James Hambrecht, Sauk City, 3 year term expires 12/31/2012

Sauk County Board Supervisors District #11 appointment to fill the unexpired 2 year term of Robert C. Cassity. 2 year term to expire April 19, 2010:

Douglas Blakeslee, E7286 State Rd 33, Reedsburg WI 53959

Per Rules of the Sauk County Board of Supervisors RULE IV. ORGANIZATION. D: If a vacancy occurs on the Board, the Chair is authorized to appoint a qualified elector of the supervisory district wherein the vacancy occurs to fill the unexpired term. Such appointment shall be subject to approval of the Board at the next regular Board meeting following appointment by the Chair. A supervisor filling a vacancy shall automatically be assigned to the same committees as his or her predecessor in office with the exception of a member of the Executive & Legislative Committee which shall be elected by the Board:

Standing Committees: **Aging & Disability Resource Center**
Planning, Zoning & Land Records

Special Committees, Boards, & Commissions: None.

- **Unfinished Business:** None.

- **Reports (informational, no action required):**

Page #:

- Beverly J. Mielke, Sauk County Clerk, rezoning petitions received per Wisconsin State Statutes 59.69(5)(e):
- 17 - 21 **Petition #15-2009** Rezoning request, Township of Sumpter, from Agricultural District to Exclusive Agricultural District . Filed by Relyco, Inc., applicant; Terry J. and Laura J. Hanson, property owners.
 - 22 – 25 **Petition #1-2010** Zoning text change: To establish conversion fees for rezones out of the Exclusive Agricultural Zoning District pursuant to Wis. Stat. §91.48(1)(b). Add §7.19(5) to add conversion fees that reflect class 1 use value of land and develop ordinance language that accounts for change in valuation overtime. Filed by Sauk County Planning & Zoning Department.
 - n/a Supervisor Endres, Chair, Sauk County Health Care Center Building Committee.
 - n/a Supervisor Endres, Vice-Chair, Executive & Legislative Committee.
 - n/a Marty Krueger, County Board Chair
 - n/a Kathryn Schauf, Administrative Coordinator

- **Consent Agenda:**

Page #

COMMITTEE:

- AGING AND DISABILITY RESOURCE CENTER; EXECUTIVE & LEGISLATIVE; and PLANNING, ZONING AND LAND RECORDS:**
- 26 & 27 Resolution 156-09 Posthumously Honoring Robert C. Cassity.

 - 28 **HEALTH CARE CENTER BOARD OF TRUSTEES:**
Resolution 157-09 Commending Geraldine Bindl For 18 Years Of Faithful Service To The People Of Sauk County.

 - 29 - 37 **PLANNING, ZONING AND LAND RECORDS:**
Resolutions 158-09 to 165-09 Honoring Terry Turnquist, Roman Statz, Dean Steinhorst, Marcus Wenzel, Ron Persche, Forrest Hartmann, Gary Kowalke and William Beard for their service to Sauk County as members of the Baraboo Range Commission.

• **Resolutions & Ordinances:**

Page #

COMMITTEE:

EXECUTIVE & LEGISLATIVE:

38 & 39 Ordinance 166-09 Adopting the Sauk County Comprehensive Plan.
(Plan available for review in the Office of the Sauk County Clerk.)

**EXECUTIVE & LEGISLATIVE and
LAW ENFORCEMENT & JUDICIARY:**

40 & 41 Resolution 167-09 Denying Claim Of Timothy J. Matthews.

42 & 43 Resolution 168-09 Denying Claim Of Estate Of Christopher Ramsey And
Janet & Melvin Ramsey

HIGHWAY & PARKS:

44 & 45 Resolution 169-09 Adopting Fees And Charges For The Sauk County
Parks Department.

LAW ENFORCEMENT & JUDICIARY:

46 Resolution 170-09 Authorizing Reimbursement For Members Of The Law
Enforcement & Judiciary Committee For Attendance At The Wisconsin
Sheriffs And Deputy Sheriffs Association Conference.

47 - 51 Resolution 171-09 Approving Purchase Of Services Contract With Grant
County.

LAW ENFORCEMENT & JUDICIARY and FINANCE:

52 - 55 Resolution 172-09 Authorizing the Acceptance of a Grant from the
Wisconsin Office of Justice Assistance for the Sauk County Domestic
Violence Liaison Project and Amending the 2010 Budget for this Project.

56 & 57 Resolution 173-09 Approving the Acceptance and Disbursement of
Homeland Security Interoperability Grant Funds and Amending the
Sheriff's Department Budget.

PLANNING, ZONING AND LAND RECORDS:

58 - 81 Ordinance 174-09 Petition 14-2009 - Amending Chapter 8 Shoreland
Protection Ordinance And Chapter 9 Floodplain Zoning Ordinance Of The
Sauk County Code Of Ordinances To Reflect Updated Flood Insurance
Rate Maps.

82 & 83 **PROPERTY & RESOURCE:**
Resolution 175-09 Accepting Bids On Tax Delinquent Real Estate
Acquired By Sauk County.

84 **REVOLVING LOAN FUND:**
Resolution 176-09 Accepting The CDBG-EAP Supplemental Award And
Granting Authority To The Revolving Loan Fund Committee To Process
Loan Requests.

- Adjournment to a date certain.

Respectfully submitted,


Martin F. Krueger
County Board Chair

Note:

➤ **County Board members, County staff, and members of the public:**

For filing with the official records of the *Proceedings of the Sauk County Board of Supervisors*, **provide the County Clerk a copy of:**

- informational handouts distributed to Board members
- original letters and communications presented to the Board

➤ **County Board members:**

Stop in the Office of the County Clerk prior to each Board meeting to sign original resolutions and ordinances.

➤ **County Board members:**

Turn in committee vouchers for meetings attended through 12/15/09.

Any person who has a qualifying disability that requires the meeting or materials at the meeting to be in an accessible location or format should contact Sauk County at 608.355.3269, or TTY at 608.355.3490, between the hours of 8:00 A.M. and 4:30 P.M., Monday through Friday, exclusive of legal holidays, at least 48 hours in advance of the meeting so that reasonable arrangements can be made to accommodate each request.

www.co.sauk.wi.us

Agenda mail date via United States Postal Service: Thursday, December 10, 2009
(Note: County offices and buildings closed 12/09/09 due to snow storm.)

Agenda preparation: Marty Krueger, County Board Chair,
with the assistance of Kathryn Schauf, Administrative Coordinator, and Beverly J. Mielke, County Clerk
s:/admin/CoBdAgendas/2009/ctybdagendaDECEMBER152009.doc

Jim Doyle
Governor

Rick Raemisch
Secretary



Office of Detention Facilities
3099 E. Washington Ave.
PO Box 7925
Madison, WI 53707-7925
Telephone (608) 240-5050
Fax (608) 240-3305

State of Wisconsin
Department of Corrections

November 16, 2009

Sheriff Randy Stammen
Sauk County Sheriff's Department
1300 Lange Court
Baraboo, WI 53913

Re: 2009 Annual Jail Inspection

Dear Sheriff Stammen:

Pursuant to Wisconsin Statute §301.37(3), an inspection of the Sauk County Jail was conducted on October 7th 2009. The inspection compared the facility to the Department of Corrections Administrative Codes, Chapter DOC 348 & 350, as well as applicable State Statutes. The process included a review of records and practices as well as a walkthrough of the detention area to assess the safety, sanitation, adequacy, and fitness of the facility. This correspondence will summarize the findings of the inspection.

SUMMARY OF FACILITY

The Sauk County Jail was originally constructed in 2003 and consists of one podular-remote housing unit (B), one direct-supervision housing unit (A), and two Huber pods (E&F). The facility has a maximum rate capacity of 463 detainees and is not approved to hold juvenile offenders. On the date of the inspection, there were 265 inmates at the jail and 7 offenders on electronic monitoring (for a total of 272).

INMATE RESOURCES

The Sauk County Jail provides extensive programming services/opportunities to inmates. The following summarizes what is typically available (as this can change throughout the calendar year):

- **EDUCATION** – GED/HSED instruction is provided by the Madison Area Tech College on a weekly basis
- **SUPPORT GROUPS** – AA meetings are conducted twice a week.

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NOV 20 2009

SAUK COUNTY CLERK
BARABOO, WISCONSIN

COPY

- **LIFE SKILLS PROGRAMMING** – Employee Readiness, Child First Program, AODA, Cognitive Thinking, Fatherhood, Anger Management, Inmate Art Program, Art Therapy, Money Smarts, Community Service Projects, and the Inmate Sentence Reduction Program.
- **RELIGIOUS SERVICES** – Non-denominational services are held every Sunday (as well as individual consultations). Specific denominational services can also be facilitated upon request. Bible studies are conducted throughout the week.
- **VISITATION** – Depending on classification, inmates are generally allowed to visit six days/week, twice a day, up to 20 minutes per visit. Visits are typically conducted electronically.
- **COMMISSARY** – Canteen is provided by Swanson Services and inmates are allowed to order weekly.
- **RECREATION** – Inmates housed in Unit A may have the option to periodically access the indoor/outdoor recreation area.
- **READING MATERIALS** – The jail has library carts which inmates can access daily.

SUMMARY OF OPERATIONAL CHANGES

The following is a list of operational changes/improvements made since the CY08 inspection:

- Creation/revision of various jail policies.
- Implementation of monthly POSC instruction/training.

STAFF TRAINING

In addition to out-of-facility training initiatives, Sauk County conducts extensive daily roll call training on jail policies. Multiple standard operating procedures are reviewed each month and staff are required to complete a post test. Fire evacuation and key usage practicals were conducted during this inspection period as well.

SUMMARY OF INSPECTION

I met with Sauk County administrative, security, healthcare, and food service personnel to conduct the annual inspection. The site visit included a review of facility records and documentation as well as a walkthrough of the detention areas. The attached checklist details my findings as they relate to the Department of Corrections Administrative Code Chapter DOC 350 and applicable State Statutes.

In summary, the overall appearance of the facility was in good condition. There were no apparent signs of graffiti or property defacing. A spot check of cell and housing unit mechanical devices revealed no deficiencies (this included testing door alarms in the Huber sections). After a walkthrough of the detention areas, there were no substantial complaints from inmates regarding conditions of confinement or staff supervision (the only noted issues were specific to State inmates). My observations during the inspection revealed cordial and professional interactions between staff and inmates. Jail administration and staff are to be commended for the positive climate.

VIOLATIONS

There were no violations documented in the CY08 inspection. I am pleased to report no violations were noted during this inspection period as well. The following list summarizes observed areas of concern:

- Mattresses** – DOC 350.08(5) requires that mattresses shall be provided where there is a need for overnight detention. Each mattress and each pillow, if used, shall be covered with a fire retardant, waterproof, easy-to-sanitize material. Mattresses and pillows shall be kept in good repair and in a clean and sanitary condition.

Several of the mattresses observed in the Huber section were noted as needing replacement. It was reported during the inspection closeout however, that an inventory has since been completed and any worn-out mattresses were discarded.

APPROVAL

The Sauk County Jail is approved to hold adult offenders with a rated capacity of 463. This approval is contingent upon the continued compliance with Chapters DOC 348 & 350, as well as applicable State Statutes. I would like to thank your staff, in particular Capt. Hafemann, Lt. Olsen, Programs Administrator Tiffani Gruber, and Nurse Margo Busser, for their assistance and cooperation during the inspection. All the documents I requested were well prepared and organized.

Please do not hesitate to contact my office should you have any questions or concerns regarding the CY09 jail inspection.

Sincerely,



Nathan White, Inspector

DEPARTMENT OF CORRECTIONS

Cc: Marty Krueger, County Board Chair
Beverly Mielke, County Clerk
Don Stevens, Law Enforcement Committee
Kathy Schauf, County Coordinator
Richard Meister, Chief Deputy
Capt. Mike Hafemann, Jail Administrator
Margo Busser, Health Services
Marty Ordinans, DOC/ODF
File

November 12, 2009

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SAUK COUNTY BOARD CHAIR
BARABOO, WISCONSIN

Marty Krueger
Chairman, Sauk County Board of Supervisors
West Square Building 505 Broadway
Baraboo WI 53913-2183

Dear Mr. Chairman:

I have considered long and hard before pursuing this avenue one more time. Few of us are against planning. I, personally, politically, and economically, find it freeing in many ways. My objection is not to planning, but to planning that is mandated by the state and federal governments. Government of the people, by the people, and for the people is not served by this usurping of power. Yes, Sauk County should plan, but it should also fight this egregious power grab. And I do say power grab because there is a reason behind this...whether it be to tax or to take, we've afforded them the maps and the information. Let them do their own work!

Respectfully,



Andrea Lombard
509 2nd Avenue
Baraboo WI 53913

COPY

Thank you sincerely for
sharing our sorrow.
Your kindness is very much
appreciated and will
always be remembered.

The family of
Robert Cassity

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SAUK COUNTY BOARD CHAIR
BARABOO, WISCONSIN

To all of the Supervisors
Bob really enjoyed all
the interaction. It
was one thing that
really kept Bob going.

With Gratitude
FOR YOUR SYMPATHY

COPY

YOUR KINDNESS
IN OUR TIME OF SORROW
WAS DEEPLY APPRECIATED.

*The Family of
Arlene Noy*



OFFICE OF THE COUNTY EXECUTIVE

Milwaukee County

SCOTT WALKER • COUNTY EXECUTIVE

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DEC 09 2009

SAUK COUNTY BOARD CHAIR
BARABOO, WISCONSIN

December 9, 2009

Dear County Executives, Administrators and County Board Chairs:

There has been a great deal of coverage over the idea of eliminating Milwaukee County government. Various civic leaders in our area have looked at the idea and I expressed an interest in pursuing the concept in the future.

As you may know, Milwaukee County is the only county in the state that is entirely incorporated. Every piece of land in the county is in one of the 19 municipalities. With that in mind, there is much overlap of services and duties between county and municipal governments.

I want to make it perfectly clear, however, that I am **not** advocating the elimination of county government in general or in any of the 71 other counties across the State of Wisconsin.

Please pass this information on to others in your county as I receive numerous questions, comments and concerns from people who think that I am supporting the elimination of county government in other parts of the state. I am not supporting the end to county government in other parts of the state. This is what I have said in the past and it continues to be my position today.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Walker".

Scott Walker
Milwaukee County Executive

COPY



JIM DOYLE
GOVERNOR
STATE OF WISCONSIN

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DEC 04 2009

SAUK COUNTY BOARD CHAIR
BARABOO, WISCONSIN

December 1, 2009

Marty Krueger, County Board Chair
Sauk County
510 Broadway Street
Baraboo, WI 53913

COPY

Dear Mr. Krueger:

I am pleased to award Sauk County a Homeland Security grant for \$156,000.

This grant is part of my initiative to improve public safety agency access to shared mutual aid radio frequencies during emergencies when agencies from multiple jurisdictions are involved.

This grant is administered by the Office of Justice Assistance. If you have questions or need further assistance with grant #7494 contact OJA staff at (608) 266-3323.

I appreciate your commitment to making Wisconsin a safe place for all citizens.

Sincerely,

Jim Doyle
Governor

Mary Ellen Murray, Ph.D., R.N.
Associate Dean Academic Affairs
Associate Professor
University of Wisconsin Madison School of Nursing

K6/234 Clinical Science Center
600 Highland Avenue
School of Nursing
Madison, WI 53792-2455

Email: memurra1@wisc.edu
Phone: (608) 263-6945

EDUCATION

<u>Degree</u>	<u>Institution</u>	<u>Degree Date</u>
Ph.D., Nursing	University of Michigan Ann Arbor, MI	12/92
Dissertation: "An Economic Analysis of Certified Nurse-Midwives and Obstetricians" Secondary concentration: Healthcare Economics and Finance		
M.S., Psychiatric Nursing	University of Minnesota Minneapolis, MN	07/73
Thesis: "Obesity and Self-Esteem"		
B.S.N., High Distinction	University of Minnesota Minneapolis, MN	06/70
B.A., Summa Cum Laude Major: Psychology Minor: Sociology	University of Minnesota Minneapolis, MN	11/69

Honor's Thesis: "An Experimental Study of the Development of the Concept of Number
in an Autistic Child through the Method of Operant Conditioning"

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POSITIONS HELD

<u>TITLE</u>	<u>INSTITUTION</u>	<u>DATE</u>
Associate Dean Academic Affairs Associate Professor	University of Wisconsin- Madison School of Nursing, Madison, WI	August 2007 May 2004 both to present
Director Western Campus LaCrosse, Wisconsin	University of Wisconsin- Madison School of Nursing, Madison, WI	2002 – 2006
Assistant Professor		1998-2004
Director, Department of Coordinated Care: Case Management	University of Wisconsin Hospital & Clinics, Madison, WI	1995-1998
Director of Clinical Resources	Battle Creek Health System, Battle Creek, MI	1993-1994
Assistant Research Scientist, Center for Nursing Research	School of Nursing, University of Michigan, Ann Arbor, MI	1992-1995 (part-time)
Adjunct Graduate Faculty Nursing Administration	Grand Valley State University, Grand Rapids, MI	1992 (part-time)
Consultant, Financial Management, Human Resource Management, Program Development, Licensure Requirements	Foote Memorial Hospital, Jackson, MI	1988-1990 (part-time)
Department Head, Inpatient Psychiatry	Foote Memorial Hospital, Jackson, MI	1987-1988
Assistant Professor	Raymond Walters College, University of Cincinnati, Cincinnati, OH	1984-1986
Director, Nursing Program	Normandale Community College, Minneapolis, MN	1979-1982
Faculty	Normandale Community College, Minneapolis, MN	1977-1979
Faculty/Research Appointment, Curriculum Evaluation Project	School of Nursing, University of Minnesota, Minneapolis, MN	1975-1976 (part-time)

HONORS AND AWARDS

Co-chair person Executive Committee Teaching Academy University of Wisconsin-Madison	2008-2009 2006-2009
Chair – Interdisciplinary Research Group on Nursing Issues (400+ members), Academy Health (major national/international group of health services researchers.)	2007-2008
Chair Elect – Interdisciplinary Research Group on Nursing Issues Academy Health	2006-2007
Faculty Member of the Year – Student Award Western Campus University of Wisconsin – Madison School of Nursing, Western Campus	2005
Nominated to American Academy of Nursing	2004
Distinguished Lecturer, Sigma Theta Tau, International	2001-2003
Fellow of the University of Wisconsin-Madison Teaching Academy	May 2002
Midwest Nursing Research Society New Investigator Award	April 2000
Honorary Member, Golden Key National Honor Society Elected in recognition of mentorship service to undergraduate students.	1998
Rackham Predoctoral Fellowship, University of Michigan, Ann Arbor, MI	1991-1992
Agency for Health Care Policy Research, <i>Dissertation Grant: “An Economic Analysis of Certified Nurse Midwives & Obstetricians” (Ranked #5 in nation) (Not funded due to duplicate funding with above.)</i>	1991
Ph.D. Traineeship, United States Public Health Service, University of Michigan, Ann Arbor, MI	1988-1989
M.S.N. Traineeship, United States Public Health Service, University of Minnesota, Minneapolis, MN	1973-1975
Sigma Theta Tau, International Nursing Honor Society	1973

Petition # 15-2009

2009 DEVELOPMENT APPLICATION
Sauk County Office of Planning and Zoning
505 Broadway Street - Sauk County West Square Building
Baraboo, Wisconsin 53913
(608) 355-3285

RECEIVED
NOV 12 2009

**SAUK COUNTY CLERK
BARABOO, WISCONSIN**

Instructions:

1. It is strongly recommended that the applicant meet with a staff person prior to completing this application, with adequate time prior to an application deadline.
2. The applicant should complete and sign the form and provide all material listed within this application.
3. Please note: The application and attachments become part of the official public records of Sauk County and are therefore not returnable.

TYPE OF APPLICATION: (Please circle one or more)

Subdivision Plat Rezoning Development Plan Zoning Text Change

ZONING:
CURRENT Ag. PROPOSED Exc Ag.

NAME OF SUBDIVISION (if applicable) N/A

PROJECT LOCATION TION-R6E, SECTION 24, SOUTH 1/2 OF THE SW 1/4

TOWNSHIP SUMPTER

PROPERTY OWNER TERRY J. AND LAURA J. HANSON

APPLICANT RELYCO, INC.

PHONE NUMBER 920-983-9040

COPY

MAILING ADDRESS PO. BOX 5246
DE PERE, WI 54115

SIGNATURE OF APPLICANT [Signature] DATE 11/9/09

Fee Paid \$500 BRADLEY A OTTUM

Receipt # 37381 (Credit Account # 10063-444240)

- c: Corporation Counsel's Office
- Planning and Zoning Office
- County Clerk - For reporting at the next County Board of Supervisors meeting YN
- County Supervisor 28 SINCLAIR

RECEIVED

NOV 12 2009

**SAUK COUNTY DEPARTMENT
OF PLANNING & ZONING**

TYPE OF APPLICATION AND INFORMATION REQUIREMENTS (continue for explanation)

Type of Application Fee Required	Project Facts (Please see Page 3)	Site/Plot Plan or Survey/Plat	Other Information (As required)
Subdivision / Plat Review / Development Plan / PUD \$300 plus \$20/lot	Yes	Preliminary Plat-6 copies Final Plat-11 copies Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement* Architectural Drawings** Other information in Chapter 22 County Code
Rezoning \$500	Yes	Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement*
Zoning Text Change \$500	No	No	**

Aerial photos are available from the Office of Planning and Zoning.

* Prior to the approval of any final plat or rezoning, the applicant must provide written statements from the utility providers which will serve the proposed development. The statements shall address the adequacy and location of all utility easements. The applicant shall also provide driveway access improvement approvals where applicable.

** Other items which the staff may require.

APPLICATION DEADLINE

All applications must be in the Office of Planning and Zoning no later than 12:00 noon on the day of the deadline. In order to be accepted, the application must contain all required items and information described in the application. Partial applications will not be accepted for placement on the Planning, Zoning and Land Records Committee agenda until all such materials are submitted.

APPLICATION DEADLINE DATE	PLANNING, ZONING & LAND RECORDS COMMITTEE MEETING DATE
December 7, 2007	January 22, 2008
January 11, 2008	February 26, 2008
February 8, 2008	March 25, 2008
February 29, 2008	April 22, 2008
April 11, 2008	May 27, 2008
May 2, 2008	June 24, 2008
June 6, 2008	July 22, 2008
July 11, 2008	August 26, 2008
August 8, 2008	September 23, 2008
September 12, 2008	October 28, 2008
October 10, 2008	November 25, 2008
November 14, 2008	December 23, 2008

APPLICATION FEE

Submit the appropriate application fee indicated above. Make checks payable to Sauk County Planning & Zoning.

PROJECT FACTS

Please complete the following information for all proposed subdivisions and rezonings. Contact a staff person if you need assistance.

Name of Subdivision (if applicable) N/A

Total Site Area (Acres) (Square Feet)

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>Ag.</u>	<u>Ag. field</u>
North	<u> </u>	<u> </u>
South	<u> </u>	<u> </u>
East	<u> </u>	<u> </u>
West	<u> </u>	<u> </u>

JUSTIFICATION STATEMENT

Please answer the following questions. Contact a staff person if you need assistance.

1. General description of the request.

MINERAL EXTRACTION COMPLETE. REQUEST IS TO RE-ZONE
PROPERTY BACK TO EXCLUSIVE AGRICULTURE

2. Related background information on the project and site.

PER CONVERSATION WITH BRIAN AT SAUK COUNTY (11/3/09)
PLANNING + ZONING, NO DIAGRAMS OR SKETCHES ARE
REQUIRED FOR THIS RE-ZONE APPLICATION

3. Justification, special reasons or basis for the request.

4

ZONE PARCELS BACK TO PRE-EXTRACTION CONDITION
WHICH IS EXCLUSIVE AGRICULTURE

SITE/PLOT PLAN

Submit the following plan(s):

Scaled site/plot plan showing: date, north arrow, graphic scale; location of property lines, rights-of way, easements, water courses; streets, driveways, intersections; outlines of all buildings, setbacks, dimensions; means of vehicular and pedestrian access; layout and location of all off-street parking; schematic of drainage system; percentage and size in acres to be reserved as open space, parks and recreation; and the location of proposed trees, shrubs and ground cover, complete site erosion control plan and finished grade plan.

SURVEY/PLAT

Surveys and plats shall be signed and sealed by a registered surveyor and should include a legal description, computation of the total acreage of the site and any other requirements as defined by Wisconsin State Statutes Chapter 236 and Sauk County Code of Ordinances, Chapter 22.

OTHER INFORMATION

Submit these additional items which apply to the types of applications listed below:

1. Subdivisions - Submit a uniform street name plan with the application for a preliminary plat.
2. Development Plan - Submit information as required by Chapter 22, Sauk County Code of Ordinances.
3. Subdivisions/Rezoning - Submit a complete metes and bounds legal description.

SAUK COUNTY PLANNING AND ZONING
OWNER'S CONSENT FORM

5

TERRY HANSON the sole owner of record of the
Owner's Name

property legally described as:

PARCELS 034-0348-00000
034-0349-00000

THAT PART NORTH OF STH 78

states that he/she has thoroughly examined and is familiar with the application submitted to Sauk County Office of
Planning and Zoning submitted by RELYCO, INC. on behalf
Agent/Representative

of TERRY HANSON and expressly consents to the use of the
Applicant/Owner's Name

subject property for the purpose RE-ZONE described in the
Type of Request

application and expressly consents to all conditions which may be agreed to for the application which may be
imposed by the Planning, Zoning and Land Records Committee and Sauk County Board of Supervisors. I will
permit representatives from the Sauk County Department of Planning and Zoning to access my property at any time
for a "site visit" before the public hearing is conducted.

By [Signature] Agent
Owner's Name

Petition # 1-2010

2010 DEVELOPMENT APPLICATION
Sauk County Office of Planning and Zoning
505 Broadway Street - Sauk County West Square Building
Baraboo, Wisconsin 53913
(608) 355-3285

RECEIVED
DEC 08 2009
SAUK COUNTY CLERK
BARABOO, WISCONSIN

Instructions:

1. It is strongly recommended that the applicant meet with a staff person prior to completing this application, with adequate time prior to an application deadline.
2. The applicant should complete and sign the form and provide all material listed within this application.
3. Please note: The application and attachments become part of the official public records of Sauk County and are therefore not returnable.

TYPE OF APPLICATION: (Please circle one or more)

Subdivision Plat
 Rezoning
 Development Plan
 Zoning Text Change

ZONING: N/A

NAME OF SUBDIVISION (if applicable) _____

PROJECT LOCATION Sauk County

TOWNSHIP _____

PROPERTY OWNER _____

APPLICANT Sauk County Planning & Zoning

PHONE NUMBER 608-355-3285

MAILING ADDRESS West Square Building, 505 Broadway, Baraboo, WI 53913

SIGNATURE OF APPLICANT _____ DATE 12-7-09

Fee Paid NA

Receipt # N/A (Credit Account # 10063-444240)

Corporation Counsel's Office
 Planning and Zoning Office
 County Clerk - For reporting at the next County Board of Supervisors meeting Y/N
 County Supervisor ACU

COPY

PROJECT FACTS

Please complete the following information for all proposed subdivisions and rezonings. Contact a staff person if you need assistance.

Name of Subdivision (if applicable) _____

Total Site Area (Acres) _____ (Square Feet) _____

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	_____	_____
North	_____	_____
South	_____	_____
East	_____	_____
West	_____	_____

JUSTIFICATION STATEMENT

Please answer the following questions. Contact a staff person if you need assistance.

1. General description of the request.

Establish conversion fees for rezones out the Exclusive Agricultural Zoning District pursuant to Wis Stat. § 91.48(1)(b). Add Section 7.19(5) to add conversion fees that reflect class 1 use value of land and develop ordinance language that accounts for changes in valuation overtime.

2. Related background information on the project and site.

2009 Wis. Act 28 repealed and recreated Wisconsin's Farmland Preservation program under ch. 91 Wisconsin Stats. Among other things, the new law establishes a conversion fee for lands rezoned out of a Certified Agricultural Zoning District, such as Exclusive Agriculture in Sauk County. The conversion fee is equal to three times the class 1 use value of the land in the town where the rezone occurs. The conversion fee applies to all landowners within the certified zoning district regardless of whether the landowner receives a tax credit under the State Farmland Preservation Program. The fees collected will be utilized to fund a Purchase of Agricultural Conservation Easement Program that will enable local municipalities, typically towns and counties, to fund local Purchase of Development rights programs geared toward the preservation of agricultural lands.

3. Justification, special reasons or basis for the request.

4

The conversion will commence on January 1, 2010. Therefore, Sauk County must establish a fee schedule in the County's Zoning Ordinance based on State specific criteria (3 times the value of class 1 land). Sauk County will be minimally affected by the conversion fee due to the implementation of the PUD - cluster development program which utilizes a conditional use process to create rural residential lots in lieu of rezoning. Currently, Sauk County is the only County in State that utilizes the conditional use program. Incidental rezones out of Exclusive Agriculture occur occasionally to accommodate commercial activity or subdivision development. These types of rezones will be subject to the conversion fee. On average, it is estimated that not more than 10 acres are rezoned out of Exclusive Agriculture each year, thereby indicating that the conversion fee will have a minimal impact on landowners.

SITE/PLOT PLAN

Submit the following plan(s):

Scaled site/plot plan showing: date, north arrow, graphic scale; location of property lines, rights-of-way, easements, water courses; streets, driveways, intersections; outlines of all buildings, setbacks, dimensions; means of vehicular and pedestrian access; layout and location of all off-street parking; schematic of drainage system; percentage and size in acres to be reserved as open space, parks and recreation; and the location of proposed trees, shrubs and ground cover, complete site erosion control plan and finished grade plan.

SURVEY/PLAT

Surveys and plats shall be signed and sealed by a registered surveyor and should include a legal description, computation of the total acreage of the site and any other requirements as defined by Wisconsin State Statutes Chapter 236 and Sauk County Code of Ordinances, Chapter 22.

OTHER INFORMATION

Submit these additional items which apply to the types of applications listed below:

1. Subdivisions - Submit a uniform street name plan with the application for a preliminary plat.
2. Development Plan - Submit information as required by Chapter 22, Sauk County Code of Ordinances.
3. Subdivisions/Rezons - Submit a complete metes and bounds legal description.

SAUK COUNTY PLANNING AND ZONING
OWNER'S CONSENT FORM

5

_____ N/A _____, the sole owner of record of the
Owner's Name

property legally described as:

states that he/she has thoroughly examined and is familiar with the application submitted to Sauk County Office of Planning and Zoning submitted by _____ Brian Simmert _____, on behalf
Agent/Representative

of _____ Planning & Zoning _____ and expressly consents to the use of the
Applicant/Owner's Name

subject property for the purpose _____ Zoning Text Change _____ described in the
Type of Request

application and expressly consents to all conditions which may be agreed to for the application which may be imposed by the Planning, Zoning and Land Records Committee and Sauk County Board of Supervisors. I will permit representatives from the Sauk County Department of Planning and Zoning to access my property at any time for a "site visit" before the public hearing is conducted.

By _____
Owner's Name

RESOLUTION #156-09

Resolution Posthumously Honoring Robert C. Cassity

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Robert C. Cassity had served as a member of the Sauk County Board of Supervisors since April of 1998; and

WHEREAS, Robert C. Cassity's untimely death occurred on November 11, 2009, while serving as an active member of the County Board of Supervisors, representing the citizens of District #11.

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and acknowledges the many years of faithful service Robert C. Cassity gave to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to the family of Robert C. Cassity an appropriate certificate and commendation as a token of our esteem.


For consideration by the Sauk County Board of Supervisors on December 15, 2009.

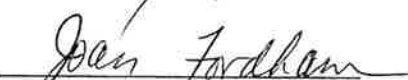
Respectfully submitted:

*Executive and Legislative
Committee:*


Martin F. Krueger, Chair


Paul Endres, Vice-Chair


William F. Wenzel


Joan Fordham


Donald Stevens

COPY

Resolution # 156-09
Posthumously Honoring Robert C. Cassity
Page 2

*Planning, Zoning & Land Records
Committee:*

Gerald Lehman

Judy Ashford

Joel Gaalswyk

Henry Netzinger

Fiscal & MIS Note: None. *Am*

*Aging & Disability Resources
Center Committee:*

Marcy Huffaker

Steven Bach

Arthur Carlson

Tommy Lee Bychinski

RESOLUTION No. 157-09

**Commending Geraldine Bindl for
18 Years of Faithful Service
To the People of Sauk County**

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize employees who have served the people of Sauk County with distinction; and

WHEREAS, Geraldine Bindl faithfully served the people of Sauk County as a Kitchen Aide, Cook and Laundry Aide at the Sauk County Health Care Center, for a total of 18 years of devotion to her chosen profession; and

WHEREAS, Geraldine Bindl's earthly career was ended on November 4th, 2009;

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and admiration for her faithful years of service to the people of Sauk County;


AND, BE IT FURTHER RESOLVED, that the Chairman of the Sauk County Board of Supervisors is hereby directed on behalf of the Sauk County Board of Supervisors to present Geraldine's family with an appropriate certificate and commendation to express our highest esteem for her extraordinary contributions to our community.

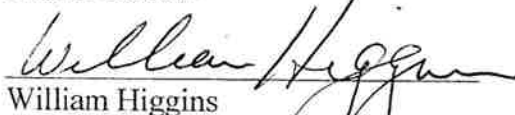
For consideration by the Sauk County Board of Supervisors on December 21, 2009.

Respectfully submitted,


SAUK COUNTY HEALTH CARE CENTER BOARD OF TRUSTEES


Paul Endres - Chair


Arthur Carlson


William Higgins


Linda Borleske - Vice-Chair


Henry Netzinger


Terri Langer

COPY

SUMMARY: BARABOO RANGE PROTECTION PROGRAM

The Baraboo Range Protection Program (BRPP) was a part of, and implemented, the U.S. Highway 12 Memorandum of Agreement. The purpose was to develop a comprehensive program which was necessary in order to satisfy the parties (signing the MOA) mutual concerns about the need for transportation improvements in the USH 12 corridor, as well as the need to protect and preserve important natural resources in the area. Those resources include the Baraboo Range National Natural Landmark (BRNNL), the Ice Age National Scientific Trail, forest land and farmland. The idea was to better address local growth and development issues in the region which would be impacted by the USH 12 project (the completed four lane expressway between Sauk City and Middleton and the current proposed improvements between Lake Delton and Ski Hi Road).

The Baraboo Range Commission and staff were responsible for the management and administration of the functions of the Baraboo Range Protection Program, under County Board oversight by the Planning, Zoning and Land Records Committee. All monthly Baraboo Range Commission meetings, 100 in total, were open to the public and fully noticed per the requirements of the Wisconsin Open Records Law. In general, staff and Commission members worked together and with willing landowners (more than 100 made application) to identify and evaluate priority Baraboo Range conservation projects and then to negotiate, acquire and maintain permanent conservation easements to protect forest canopy, wildlife habitat and other critical conservation and cultural values of the Baraboo Range.

Since its inception in 2000, the Baraboo Range Commission and staff of the Baraboo Range Protection Program, through County Board resolution, completed 50 conservation easement projects, protecting over 3,300 acres of Baraboo Range forest and farm land at a total easement cost of over \$4,000,000.

Ongoing maintenance and monitoring of the Baraboo Range Protection Program conservation easements will be coordinated by the Planning and Zoning Department with the collaboration of the landowners.

The program was a great success.

COPY

RESOLUTION #158⁸-09
Resolution Honoring Terry Turnquist

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Terry Turnquist has served as a dedicated member of the Baraboo Range Commission since its inception in 2000; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Terry Turnquist for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Terry Turnquist an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

Fiscal & MIS Note: None.

COPY

RESOLUTION #159-09
Resolution Honoring Roman Statz

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Roman Statz has served as a dedicated member of the Baraboo Range Commission since 2003; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Roman Statz for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Roman Statz an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

Fiscal & MIS Note: None.

RESOLUTION #160-09
Resolution Honoring Dean Steinhorst

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Dean Steinhorst has served as a dedicated member of the Baraboo Range Commission since its inception in 2000; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Dean Steinhorst for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Dean Steinhorst an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

Fiscal & MIS Note: None.

RESOLUTION #161-09
Resolution Honoring Marcus Wenzel

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Marcus Wenzel has served as a dedicated member of the Baraboo Range Commission since its inception in 2000; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Marcus Wenzel for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Marcus Wenzel an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

Fiscal & MIS Note: None.

RESOLUTION #162-09
Resolution Honoring Ron Persche

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Ron Persche has served as a dedicated member of the Baraboo Range Commission since its inception in 2000; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Ron Persche for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Ron Persche an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

Fiscal & MIS Note: None.

RESOLUTION #163-09
Resolution Honoring Forrest Hartmann

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Forrest Hartmann has served as a dedicated member of the Baraboo Range Commission since its inception in 2000; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Forrest Hartmann for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Forrest Hartmann an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

Fiscal & MIS Note: None. _____

RESOLUTION # ¹⁶⁴ -09
Resolution Honoring Gary Kowalke

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, Gary Kowalke has served as a dedicated member of the Baraboo Range Commission since 2001; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Gary Kowalke for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Gary Kowalke an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

~~Fiscal & MIS Note: None.~~

RESOLUTION # 165-09
Resolution Honoring William Beard

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize citizens who have served the people of Sauk County with distinction; and

WHEREAS, William Beard has served as a dedicated member of the Baraboo Range Commission since 2003; and

WHEREAS, the members of the Baraboo Range Commission handled many new, creative and diverse questions well and professionally; and

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends William Beard for his years of faithful service to the people of Sauk County; and

BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to William Beard an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted:

Planning, Zoning and Land Records Committee:

Gerald Lehman, Chair

Henry Netzinger

Judy Ashford, Vice-Chair

Doug Blakeslee

Joel Gaalswyk

COPY

~~Fiscal & MIS Note: None.~~

ORDINANCE NO. 166-2009

ADOPTING THE SAUK COUNTY COMPREHENSIVE PLAN

WHEREAS, the County Board of Supervisors of the County of Sauk does ordain as follows:

WHEREAS, Pursuant to Wis Stat. §66.1001, the County of Sauk is authorized to prepare and adopt a comprehensive plan; and

WHEREAS, the Executive & Legislative Committee of the Sauk County Board of Supervisors has adopted written procedures designed to foster public participation in every stage of the preparation of the comprehensive plan as required by Wis Stat. §66.1001(4)(a); and

WHEREAS, your Committee appointed a Comprehensive Planning Steering Committee consisting of county citizens with diverse backgrounds and interests; and

WHEREAS, the Comprehensive Planning Steering Committee met for a period of twenty months to assist Sauk County with the development of a comprehensive plan; and

WHEREAS, the Comprehensive Planning Steering Committee supports the adoption of the Sauk County Comprehensive Plan, prepared at the direction of the Executive & Legislative Committee; and

WHEREAS, the Executive & Legislative Committee has reviewed the document entitled, "Positioning Sauk County for the Future, A Comprehensive Plan for Organizations, Businesses and Government in Sauk County," containing all of the elements specified under Wis Stat. §66.1001 (2); and

WHEREAS, "Positioning Sauk County for the Future, A Comprehensive Plan for Organizations, Businesses and Government in Sauk County," is on file with the offices of the County Clerk and Planning & Zoning for public viewing; and

WHEREAS, a public hearing to consider the comprehensive plan was held by the Executive & Legislative Committee on October 22, 2009 as required by Wis Stat. §66.1001(4)(d); and

WHEREAS, at their November 2, 2009 meeting, the Executive & Legislative Committee carefully reviewed this matter and does recommend that the comprehensive plan be APPROVED.

NOW, THEREFORE, BE IT ORDAINED, by the Sauk County Board of Supervisors met in regular session, that the Sauk County Comprehensive Plan entitled, "Positioning Sauk County for the Future, A Comprehensive Plan for Organizations, Businesses and Government in Sauk County" be approved.

COPY

Page 2

ORDINANCE NO. 166 - 2009

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

EXECUTIVE & LEGISLATIVE COMMITTEE

MARTIN F. KRUEGER, CHAIR

DONALD STEVENS

PAUL ENDRES, VICE CHAIR

WILLIAM WENZEL

JOAN FORDHAM

FISCAL NOTE: No Impact *PRB*

MIS IMPACT: No Impact

RESOLUTION NO. 167 - 09

DENYING CLAIM OF TIMOTHY J. MATTHEWS

WHEREAS, Timothy Matthews has filed a Notice of Claim, pursuant to Wis. Stats. § 893.80, dated October 21, 2009, against Sauk County for a minimum of \$7,833.02 plus attorney's fees, such damages allegedly arising from injuries and medical expenses sustained due to falling on stairs while an inmate at the Law Enforcement Center on June 24, 2009, and

WHEREAS, your Executive & Legislative and Law Enforcement & Judiciary Committees have had this claim under advisement and would recommend that it be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the above described claim be and hereby is denied.


For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,


EXECUTIVE & LEGISLATIVE COMMITTEE


MARTIN F. KRUEGER, CHAIRPERSON


PAUL ENDRES


DONALD STEVENS


JOAN FORDHAM


WILLIAM F. WENZEL

COPY

Resolution No. 167-09
Denying Claim of Matthews
Page 2

LAW ENFORCEMENT & JUDICIARY COMMITTEE


DONALD STEVENS, CHAIRPERSON


CHARLES MONTGOMERY


ROBERT SINKLAIR


PETER TOLLAKSEN


FREDERICK J. HALZEN

FISCAL NOTE: Adoption of this resolution is anticipated to have no direct fiscal impact.
MIS NOTE: No MIS impact.

KLB

s:\counsel\86\matthews\Resolution

RESOLUTION NO. 1168 - 09

DENYING CLAIM OF ESTATE OF CHRISTOPHER RAMSEY
and JANET & MELVIN RAMSEY

WHEREAS, The Estate of Christopher Ramsey and Janet & Melvin Ramsey have filed a Notice of Claim, pursuant to Wis. Stats. § 893.80, dated October 26, 2009, against Sauk County for \$500,000.00 damages allegedly arising from medical expenses, loss of services, funeral expenses and pain and suffering sustained due to the death of Christopher Ramsey on August 3, 2009, while an inmate at the Law Enforcement Center, and

WHEREAS, your Executive & Legislative and Law Enforcement & Judiciary Committees have had this claim under advisement and would recommend that it be denied.

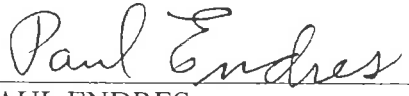
NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the above described claim be and hereby is denied.

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

EXECUTIVE & LEGISLATIVE COMMITTEE


MARTIN F. KRUEGER, CHAIRPERSON


PAUL ENDRES


DONALD STEVENS


JOAN FORDHAM


WILLIAM F. WENZEL

COPY

Resolution No. 1008-09
Denying Claim of Ramsey
Page 2

LAW ENFORCEMENT & JUDICIARY COMMITTEE


DONALD STEVENS, CHAIRPERSON


CHARLES MONTGOMERY


ROBERT SINKLAIR


PETER TOLLAKSEN


FREDERICK J. HALFEN

FISCAL NOTE: Adoption of this resolution is anticipated to have no direct fiscal impact.
MIS NOTE: No MIS impact.

KPB

s:\ccounsel\86\ramsey\Resolution

DRAFT

RESOLUTION NO. 1169-09

**ADOPTING FEES AND CHARGES FOR THE
SAUK COUNTY PARKS DEPARTMENT**

WHEREAS, the Highway and Parks Committee has established reasonable fees and charges for the use of the Sauk County Parks, camping and pavilion facilities; and,

WHEREAS, a listing of these fees and charges is included; and,

WHEREAS, the Highway and Parks Committee has proposed an increase to the entrance fee, reservation fee, electric fee, and group camping fees to help offset increased operational costs.

NOW, THEREFORE BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the fees and charges schedule for the Sauk County Parks Department be adopted, to be reviewed annually by the Highway and Parks Committee, until such time as the fees are in need of change.

For Consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

SAUK COUNTY HIGHWAY AND PARKS COMMITTEE

Virgil Hartje, Chairperson

Tim Meister

Joel Gaalswyk

Frederick Halfen

Larry Volz

COPY

Fiscal Note: The 2009 year to date total for County Park Revenue is \$37,581.83 and Parks Entrance Fee Revenue is \$49,678.27. With the proposed increases in place County Park Revenue would increase by about \$4,000.00 and Entrance Fee Revenue by about \$10,000.00.

KPB

MIS Note: No information systems impact.

FEEES AND CHARGES
SAUK COUNTY PARKS DEPARTMENT
EFFECTIVE FEBRUARY 22, 2007-JANUARY 1, 2010

ENTRANCE FEE: \$ 3.00 Daily \$4.00
~~\$15.00 Annual*~~ \$20.00 or 2 for \$30.00 at
the time of purchase

ENTRANCE PERMIT VIOLATION: \$10.00

**ENTRANCE FEE FOR CAMPER
AND RESERVED SHELTER USERS:** \$ 1.00 Daily/Vehicle

ENTRANCE FEE WAIVED FOR:

- | | |
|--|-----------------------|
| -School sponsored educational events | -Park volunteer staff |
| -Nonprofit organizations (IRS 26 USC) | -Park staff |
| -White Mound residents/guests | -Hired contractors |
| -Municipal licensed vehicles | -Service vehicles |
| -Events approved by Transportation/Parks Committee | |

DRAFT

FAMILY CAMPING: \$ 5.00 /Night/Person, 16+ years

FAMILY CAMPING RESERVATION: \$ 2.00 /Reservation/Site \$5.00

CAMPING ELECTRIC: ~~\$4.00~~ /Night \$5.00

GROUP CAMPING: \$ 1.00 /Night/Person (Sun.-Thurs.) \$2.00
\$ 1.25 /Night/Person (Fri.-Sat.) \$2.50

GROUP CAMPING RESERVATION:

Number in group:	1-10	\$ 4.00		51-60	\$24.00	\$30.00
	11-20	\$ 8.00	\$10.00	61-70	\$28.00	
	21-30	\$12.00		71-80	\$32.00	\$40.00
	31-40	\$16.00	\$20.00	81-90	\$36.00	
	41-50	\$20.00		91 +	\$40.00	\$50.00

SHELTER FEES:

#1 Shelter	#2 Shelter
\$20.00 ½ Shelter - ½ Day	\$30.00 Shelter - ½ Day
\$35.00 ½ Shelter - Day	\$50.00 Shelter - Day
\$40.00 Shelter - ½ Day	
\$60.00 Shelter - Day	

Times are 11:00a.m. - 4:00p.m. and 4:30p.m. - 9:00p.m.

FIREWOOD, SHOWERS, ICE and KAYAK RENTAL: To be set by Highway and Parks
Committee as market prices change

~~*Additional annual stickers may be purchased for five dollars (\$5.00) for second or third vehicles,
registered to the same address, after purchase of initial annual sticker.~~

Fees and Charges include applicable sales tax

RESOLUTION NO. 170-09

AUTHORIZING REIMBURSEMENT FOR MEMBERS OF THE LAW ENFORCEMENT & JUDICIARY COMMITTEE FOR ATTENDANCE AT THE WISCONSIN SHERIFFS AND DEPUTY SHERIFFS ASSOCIATION CONFERENCE

WHEREAS, on February 7-10, 2010 the Wisconsin Sheriffs and Deputy Sheriffs Association will be hosting an educational and informational session on law enforcement and law enforcement technology; and,

WHEREAS, this session will allow policy makers an opportunity to learn about a variety of issues that occur in law enforcement as well as the technological advances used in law enforcement today; and,


WHEREAS, the Rules of the Board stipulate that attendance at a school, institute or meeting which is not a part of regular committee meetings requires approval by the County Board of Supervisors (Rule V. A. of the Rules of the Sauk County Board of Supervisors.).

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors, met in regular session, hereby approves compensating and reimbursing expenses of Law Enforcement & Judiciary Committee members for attendance at the Wisconsin Sheriffs and Deputy Sheriffs Association Conference at Chula Vista Resort in Wisconsin Dells, WI on February 7-10, 2010.

For consideration by the Sauk County Board of Supervisors on December 15, 2009

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE


DONALD STEVENS, Chair


CHARLIE MONTGOMERY


ROBERT SINKLAIR


FREDERICK HALEEN


PETER TOLLAKSEN

COPY

Fiscal Note:

Estimated Costs	Cost Per Person	Number of Persons	Total Estimated Cost
Registration	\$75.00	5	\$375.00
Meals and Expenses (i.e. hotel, parking, etc.)	\$22.50	5	\$112.50
Per Diem and Benefits	\$161.84	5	\$809.20
Mileage	\$22.00	5	\$110.00
Total Estimated Costs	\$281.34		\$1,406.70

MIS Note: No MIS impact.

KPB

RESOLUTION NO. 171-09

APPROVING PURCHASE OF SERVICES CONTRACT WITH GRANT COUNTY

WHEREAS, since 2007, the Sauk County Child Support Agency has contracted with the Grant County Child Support Agency to provide financial services, specifically court order entry; and,

WHEREAS, the Sauk County Child Support Agency eliminated a fiscal technician position and entered into this contract at a substantial savings to the taxpayers, after federal funding was cut due to the Deficit Reduction Act. This contract is beneficial to both counties, as Sauk County was able to reduce staff and Grant County did not have to cut staff and both counties have been able to maintain the same level and quality of services to the public in light of funding cuts; and,

WHEREAS, the amount of the contract has been approved as part of the 2010 Budget and a resolution only being necessary now due to the amount increasing; and,

WHEREAS, this agreement has been reviewed by Corporation Counsel and found to be legally sufficient to protect the interests of the County of Sauk.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Purchase of Services Contract between the County of Sauk and the County of Grant is hereby approved; and,

BE IT FURTHER RESOLVED, that the Child Support Administrator is authorized to sign the attached contract.

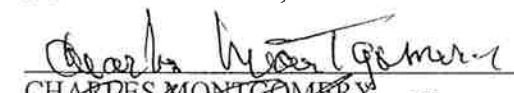
For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

LAW ENFORCEMENT AND JUDICIARY COMMITTEE


DONALD STEVENS, Chair


PETER TOLLAKSEN


CHARLES MONTGOMERY


FREDERICK HALPEN


ROBERT SINKLAIR

FISCAL NOTE: The Grant County contract amount for 2010 is \$10,800.00 per year. The cost to Sauk County for a fiscal technician is \$54,577.00 for 2010 (wages & benefits), which is a savings of \$43,777.00 per year. *mat*

MIS NOTE: No MIS impact.

COPY

PURCHASE OF SERVICES CONTRACT

This Contract between Grant County Child Support Agency (herein after referred to as Provider and Grant CSA) and Sauk County Child Support Agency (hereinafter referred to as Sauk CSA) do hereby enter into this contract with the following terms and conditions to wit:

1. SCOPE OF SERVICES

Grant CSA shall provide financial services via the KIDS data system (provider would be physically located in Grant County Courthouse) on Sauk County's child support related cases located and being handled in Sauk County. Grant CSA agrees to cover the cost of any continuing training for the financial worker. Grant CSA will correctly interpret and enter into the KIDS data system the debt information and obligations relating to child support court orders and any necessary adjustments as a result of the court orders within two (2) business days of receipt by Grant CSA of said orders.

Grant CSA will correspond with Sauk CSA via e-mail, worklists, and/or phone calls to accurately perform court order entry. Court order entry will include IVD and NIVD cases.

If there is need for clarification of a Court order, the Sauk CSA will obtain clarification as needed from the Sauk County Court and provide to Grant CSA. Sauk CSA will be responsible for Orders Redirecting, pin holds, suspense, adjustments not relating to court order entry, the paid report and orders for income withholding.

Grant CSA will enter notes on KIDS behind the court order screen including date of entry, a subaccount summary and anything out of the ordinary.

Grant CSA will open a custal subaccount and enter the court ordered repayment amount even though there is not yet a custal balance.

Grant County will not be providing any nonqualifying NIVD services (i.e. 1) Sauk County will continue to process orders for income withholding on NIVD cases and 2) if there would be a modified court order to enter on an order originally entered prior to January 1, 1994, Sauk County will enter that NIVD order).

2. STAFFING

Grant CSA shall provide all personnel required to perform the services under this Contract. Such personnel shall be employees of Grant County and shall have no contractual relationship with Sauk CSA.

3. DATES OF PERFORMANCE

This Contract is for the period of January 1, 2010 through December 31, 2010.

4. **COMPENSATION**

Grant CSA shall be compensated for its services to Sauk CSA in the amount of \$900.00 per month, for a total of \$10,800.00 for the contract year, due and payable by the 21st of each month. Said monthly amount shall be paid by Sauk County to the Grant County Child Support Agency.

5. **CONFIDENTIALITY**

Any case and/or participant information shared between the Sauk CSA and Grant CSA is confidential and shall be used exclusively for the performance of the functions described in this Contract. The agencies will be responsible for safeguarding this information and may disclose it only as necessary in the administration of the IV-D program under Wis. Stat. §49.22. The agencies may not disclose information concerning applicants and recipients of IV-D services for any purpose not connected with the administration of the program. Any person violating this section may be fined pursuant to Wis. Stat. §49.83. Grant CSA will shred the Sauk County orders upon completion of court order entry.

6. **PROTECTION OF KIDS DATA: PROTECTION AGAINST UNAUTHORIZED ACCESS OR DISCLOSURE**

The agencies agree to comply with the following measures to protect the confidentiality of KIDS information and to protect child support case information against unauthorized access or disclosure:

- A. Only authorized agency employees will be given access to KIDS. Said access shall be limited to the access levels necessary to protect child support case information against unauthorized access or disclosure.
- B. The agencies shall instruct all employees with access to KIDS information or other child support case information about the confidentiality required by state and federal law.
- C. Child support case information and KIDS data shall be used only to the extent necessary to administer child support cases and the child support enforcement program, and shall not be used for any other purposes, and may not be re-released to any other organization or agency.
- D. KIDS information shall be stored in a place physically secure from access by unauthorized person in conformance with the DWD/DWS policy regarding computer security. Said policy is found in DWD Security Manual,

Appendices 4, 5 and 6, at

<http://workweb.dwd.state.wi.us/dws/manuals/securitymanual.htm>.

- E. The agencies shall attest that all personnel with access to KIDS information will adhere to the policies and procedures of DWD and state statutes regarding confidentiality and computer access that are referenced in Appendices 4, 5 and 6 of the DWS Security Manual. This includes, but is not limited to, completing a DWSW-10 and DWSW-11 form for each person who ends employment with the agency who had access to KIDS, and for each person no longer requiring access to KIDS. The child support agency director or designee may periodically review each staff person's access in KIDS to ensure that the level of access is consistent with their job duties.
- F. KIDS information includes information about all case participants, including persons with privacy protection. The agencies will explain the sensitive nature of the privacy protection indicator to all agency personnel with access to case information and will comply with safeguards to protect the privacy of all parties, including individuals protected with a privacy protection indicator. Information about protected individuals may not be published, used, transmitted or otherwise shared, without first removing all information about location, employment or other information identifying the whereabouts of the protected individual.

7. **NON-DISCRIMINATION, EQUAL EMPLOYMENT OPPORTUNITY**

No eligible customer shall be unlawfully denied services or be subjected to discrimination because of age, race, religion, color, national origin, sex, sexual orientation, location, handicap, physical condition, or developmental disability as defined in s.51.01(5) Wis. Stats.

8. **CONTRACT TERMINATION**

Either Child Support Agency may terminate this Contract with thirty (30) days written notice for any reason, with or without cause. Should funding not be obtained or continued at a level sufficient to allow for payment for services in this Contract the obligations of each party shall be terminated. In the event of termination, Sauk CSA shall be liable for payment of a pro-rated share of the fee for the month in which the Contract is terminated.

9. **CONTRACT RENEGOTIATION**

This Contract may be renegotiated in the event of changes required by law,

regulations, court action, or inability of either party to perform as committed in this Contract.

10. INDEPENDENT CONTRACTOR

Nothing contained within this Contract shall constitute or be construed to create a partnership, joint venture, or employee-employer relationship between the two agencies or their successors or assigns. In entering into this Contract and in acting in compliance herewith, Grant CSA is at all times acting and performing as an independent contractor, duly authorized to perform the acts required of it hereunder.

11. ASSIGNMENT LIMITATIONS

This contract shall be binding upon and inure to the benefit of the parties and their successors and assigns provided, however, that neither party shall assign its obligations hereunder without the prior written consent of the other.

12. NOTICES

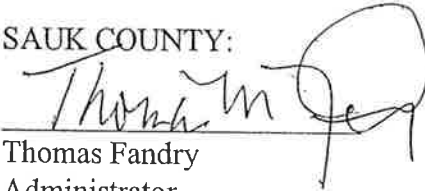
Notices to either agency provided for in this Contract shall be sufficient if sent by certified or registered mail, postage prepaid, to the respective addresses stated in this Contract or to such other respective addresses as the parties may designate to each other in writing.

13. CONTRACT CONTENT

This document constitutes the entire Contract of the parties. This Contract supersedes all oral agreements and negotiations and all writings not herein referred to and incorporated. This Contract may be executed in two or more counterparts, each of which shall be deemed as original.

In witness whereof, the parties hereto have executed this Contract.

SAUK COUNTY:



Thomas Fandry

Administrator
Child Support Agency
Courthouse
Baraboo, Wisconsin 53913

DATE: 12/8/09

GRANT COUNTY:



Verda Nemo

Administrator
Child Support Agency
Courthouse
130 West Maple Street
Lancaster, Wisconsin 53813

DATE: 12/3/09

**AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE WISCONSIN
OFFICE OF JUSTICE ASSISTANCE FOR THE SAUK COUNTY DOMESTIC
VIOLENCE LIAISON PROJECT AND AMENDING THE 2010 BUDGET FOR THIS
PROJECT**

COPY

WHEREAS, with authorization from the Law Enforcement Committee the Sheriff's Office applied for the Domestic Violence Liaison Project grant; and,

WHEREAS, the Domestic Violence Liaison Project grant will provide funding for the Sheriff to contract with an outside individual; and,

WHEREAS, while working under the direction of the Sheriff, the Domestic Violence Liaison will interface with command staff, investigators, and the District Attorney's Office to increase case coordination, while monitoring and providing feedback on Officer reports in order to maintain consistency in the prosecution of Domestic Violence cases

WHEREAS, the Courthouse Security and Facilities and the Coordinated Community Response Committee which includes: Hope House, Municipality Law Enforcement Agencies, Sauk County Sheriff's Office, Sauk County Administration, and the Sauk County Court System went on record supporting the local application for the Wisconsin Office of Justice Assistance Domestic Violence Liaison Grant; and,

WHEREAS, the Wisconsin Office of Justice Assistance has approved a grant to be administered by Sauk County Sheriff's Office for \$55,708 for a 15 month Domestic Violence Liaison Project in Sauk County beginning January 1, 2010 and concluding on March 31, 2011; and,

WHEREAS, the Domestic Violence Liaison Project is fully funded by the grant and will not require any additional tax levy dollars; and,

WHEREAS, Sauk County was the only applicant selected to receive the Domestic Violence Liaison Project grant funds in the State of Wisconsin; and,

WHEREAS, the Sauk County District Attorney's Office handled 416 domestic violence cases in 2008; and,

WHEREAS, the grant will allow the Sauk County Coordinated Community Response partners to effectively implement newly adopted domestic violence protocols; and,

WHEREAS, the above parties wish to join together in a coordinated, multidisciplinary project to develop an effective Domestic Violence Liaison Project to serve as a state-wide model.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the 2010 Sheriff's Office budget be amended to approve the receipt and disbursement of up to \$55,708 of Domestic Violence Liaison grant funds;

AND BE IT FURTHER RESOLVED, that the Sheriff's 2010 budget be amended to add a revenue line item and an expense line item for the Domestic Violence Liaison Project

Grant in the amount of \$55,708 or the amount allocated by the Office of Justice Assistance for the continuance or extension of the Domestic Violence Liaison Project.

For consideration by the Sauk County Board of Supervisors this 15th day of December, 2009

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE


DONALD C. STEVENS, CHAIR


PETER TOLLAKSEN


CHARLES MONTGOMERY


ROBERT SINCLAIR


FREDERICK HALFEN

SAUK COUNTY FINANCE COMMITTEE


TOMMY LEE BYCHINSKI, CHAIR


STEVE BACH


MARTY KRUEGER


WILLIAM WENZEL


JOAN FORDHAM

Fiscal Note: The Domestic Violence Liaison Project will be fully funded with grant funds in the amount up to \$55,708. *VPB*

MIS Note: No MIS impact.

Office of Justice Assistance Domestic Violence Liaison Project

Background

Many counties in Wisconsin have what is known as a CCR – a Community Coordinated Response to domestic violence, sexual assault and stalking - comprised of representatives of the District Attorney's office, victim service providers, community members, and local law enforcement agencies.

Sauk County is fortunate to have had a CCR for more than 10 years. There are currently 32 individuals representing 16 different agencies connected with the Sauk Co. CCR. Over the years we've worked together to look at what we can do to improve services to victims and ensure perpetrator accountability. In 2007 the Sauk County District Attorney's Office handled 425 cases of domestic violence; in 2008 the number was 416.

In early 2009 the Sauk County CCR identified a need to significantly improve officer documentation of domestic violence and attempted strangulation. Chad Hendee, Assistant DA, worked with members of the CCR and local law enforcement agencies to update the domestic violence protocols. Brief training on the protocols was provided to area law enforcement officers in March 2009. However, each area law enforcement agency operates independently, implementing the revisions at their own pace, with considerable variation from one officer to another. Effective service to victims and successful prosecution is likely to drift and be inconsistent without someone providing corrective feedback across the system until standardization is achieved.

The Project

In early September the Sauk Co. CCR asked the Sheriff's Office to serve as the sponsor of a fully-funded, 15 month project through the Wisconsin Office of Justice Assistance. The grant, which had to be submitted by the end of September, will provide 100% of costs for a part-time Domestic Violence Liaison to ensure speedy implementation of the new protocols throughout all area law enforcement agencies.

The Liaison will:

- 1 Review all DV case documentation and provide feedback and training. The aim is to have all domestic violence reports received by the DA's office be 100% complete, and to have all 6 local jurisdictions routinely making contact with Hope House advocates.
- 2 Prepare a final project report that will be disseminated to Columbia, Marquette, Adams and Juneau counties, all part of Hope House's service area. The intent is to help other CCR's and agencies bring increased standardization to their updated DV protocols as well.

In late October we received word that the Office of Justice Assistance chose to fund only one Wisconsin Domestic Violence Liaison project: Sauk County's, in the amount of \$40,708. The Sheriff's Office agrees to provide a desk and computer; all other costs are provided by the grant. Further, we've been notified that additional funds will likely be offered under this project to cover the cost of additional officer training hours in the areas of domestic abuse, sexual assault and stalking.

The part-time Liaison position should be posted in November, with project start up in January and an end date of March 31, 2011. The Liaison will be supervised by Capt. Kevin Fults, Sheriff's Office Field Supervisor, and will work closely with all other members of the CCR.

There is also a possibility that the project will be funded for an additional 3 months, into August 2011, depending on approval of the federal Stimulus Funds.

At the end of the project, when standardized reporting has been achieved, the tasks carried out by the Domestic Violence Liaison will likely be integrated into the everyday operations of the CCR's partner agencies.

We see no downside to the acceptance of the OJA –Domestic Violence Liaison project funds and are honored that Sauk County's CCR was selected to demonstrate how interagency systems cooperation can bring increased effectiveness in prosecution of these crimes. We recommend adoption of the OJA – Domestic Violence Liaison resolution.

APPROVING THE ACCEPTANCE AND DISBURSEMENT OF HOMELAND SECURITY INTEROPERABILITY GRANT FUNDS AND AMENDING THE SHERIFF'S DEPARTMENT BUDGET

WHEREAS, the Wisconsin Office of Justice Assistance has allocated Federal Homeland Security funding to enhance radio (voice) communications interoperability by providing grant funds to cover up to 75 percent of the total cost of equipment, up to a specific ceiling amount that depends on the particular type of equipment; and,

WHEREAS, the Office of Justice Assistance has approved a grant administered by Sauk County Emergency Management for \$117,000 for Sauk County responders to upgrade and/or reprogram radios to further enhance the ability to communicate during an incident; and,

WHEREAS, in addition to the Sauk County Sheriff's Department and Sauk County Emergency Management other Sauk County responders will benefit from this grant; including,

COPY

Sauk County Emergency Management	\$20,000
Sauk County Sheriff's Department	\$46,000
Prairie du Sac Fire Department	\$8,000
Sauk Prairie Ambulance Association	\$18,000
Hillpoint Fire Department	\$12,000
Hillpoint First Responders	\$4,000
Spring Green Police Department	\$6,000
Plain Police Department	\$3,000

and,

WHEREAS, these radios will need to be replaced by 2011 due to changes that will be implemented by the Federal Communications Commission (FCC) and it allows for Sauk County to offset future cost for such replacement; and,

WHEREAS, for the Sauk County Sheriff's Department portion of the grant, \$46,000 will be allocated toward purchase of 23 replacement radios in the Sheriff's Department with a total cost of \$98,161, necessitating the need for an additional \$52,161 in County funds, which is available in the 2010 adopted budget; and,

WHEREAS, for the Sauk County Emergency Management portion of the grant, \$20,000 is allocated toward the purchase of 12 radios in the Emergency Management Department with a total cost of \$28,306, necessitating the need for an additional \$8,306 in County funds, which is available in the 2010 adopted communications budget.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the 2010 Sheriff's Department budget be amended to allocate grant receipts and capital outlay expense; and,

BE IT FURTHER RESOLVED, that the interoperability grant funds be and hereby are accepted and shall be administered by the Sauk County Emergency Management Department.

For consideration by the Sauk County Board of Supervisors this 15th day of December, 2009

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE


 DONALD C. STEVENS, CHAIR


 PETER TOLLAKSEN


 CHARLES MONTGOMERY


 ROBERT SINCLAIR


 FREDERICK HALPEN

SAUK COUNTY FINANCE COMMITTEE


 TOMMY LEE BYCHINSKI, CHAIR


 MARTIN F. KRUEGER


 STEVEN BACH


 WILLIAM E. WENZEL


 JOAN FORDHAM

Fiscal Note:

	Sheriff's Office	Emergency Management
Total Expense	\$98,161	\$28,306
Funded by		
2009 Adopted Levy	\$2,161	
2010 Levy	\$50,000	\$8,306
Grant Funds	\$46,000	\$20,000
Totals	\$98,161	\$28,306

MIS Note: No MIS impact.

ORDINANCE NO. 174-09

PETITION 14-2009 - AMENDING CHAPTER 8, SHORELAND PROTECTION ORDINANCE, AND CHAPTER 9, FLOODPLAIN ZONING ORDINANCE, OF THE SAUK COUNTY CODE OF ORDINANCES TO REFLECT UPDATED FLOOD INSURANCE RATE MAPS

WHEREAS, the County Board of Supervisors of the County of Sauk does ordain as follows:

WHEREAS, the Federal Emergency Management Agency (FEMA) has updated the federal maps relating to Flood Insurance Rate Maps (FIRM) and Flood Boundary and Floodway Maps of the Sauk County Flood Insurance Study prepared by FEMA; and,

WHEREAS, the Shoreland Protection Ordinance applies to all unincorporated lands and certain incorporated lands within Sauk County and the Floodplain Zoning Ordinance applies to all unincorporated lands in Sauk County; and

WHEREAS, Section 8.03(1)(d)3 of the Sauk County Shoreland Protection Ordinance and Section 9.03(2) of the Sauk County Floodplain Zoning Ordinance reference the aforementioned maps, dated March 7, 2001; and

WHEREAS, in order to qualify for federal funding following a flooding event, the Sauk County Shoreland Protection and Floodplain Zoning Ordinance must reflect the updated FIRM maps dated December 18, 2009; and

WHEREAS, a public hearing was held by the Planning, Zoning and Land Records Committee on November 24, 2009, upon Petition 14-2009 from the Planning & Zoning Department to amend Chapter 8, Sauk County Shoreland Protection Ordinance, and Chapter 9, Sauk County Floodplain Zoning Ordinance; and

WHEREAS, your Committee has carefully reviewed this matter and does recommend that the petition be APPROVED.

NOW, THEREFORE, BE IT ORDAINED, by the Sauk County Board of Supervisors met in regular session, that the following amendment to Chapter 8, Shoreland Protection Ordinance, and Chapter 9, Floodplain Zoning Ordinance, of the Sauk County Code of Ordinances, to read as follows, is hereby adopted to become effective upon passage:

Shoreland Protection Ordinance:

8.03 (1)(d)3. Floodplain zoning maps identified as Flood Insurance Rate Maps (FIRM) and dated ~~March 7, 2001~~ December 18, 2009, and subsequent map amendments.

COPY

ORDINANCE NO. 174-09
AMENDING CHAPTER 8, SHORELAND PROTECTION ORDINANCE, AND
CHAPTER 9, FLOODPLAIN ZONING ORDINANCE, OF THE SAUK COUNTY CODE
OF ORDINANCES TO REFLECT UPDATED FLOOD INSURANCE RATE MAPS
Page 2 of 2

Floodplain Zoning Ordinance:

See Appendix A

For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

PLANNING, ZONING & LAND RECORDS COMMITTEE

GERALD LEHMAN, CHAIR

JOEL GAALSWYK

JUDY ASHFORD

HENRY NETZINGER

DOUGLAS BLAKESLEE

FISCAL NOTE: This will insure that the citizenry in the unincorporated areas of Sauk County can participate in Flood Insurance programs and Sauk County is eligible to apply for Federal and State grants in the event there is a natural disaster.

YPB

MIS IMPACT: No Impact

CHAPTER 9

SAUK COUNTY FLOODPLAIN ZONING ORDINANCE

9.01	Statutory Authorization, Finding of Fact Statement of Purpose and Title	9.06	General Other Floodplain District (GFP)
9.02	Definitions	9.07	Nonconforming Uses
9.03	General Provisions	9.08	Administration
9.04	Floodway District (FW)	9.09	Amendments
9.05	Floodfringe District (FF)	9.10	Enforcement and Penalties

9.01 Statutory Authorization, Finding of Fact, Statement of Purpose, and Title.

(1) Statutory Authorization. This ordinance is adopted pursuant to the authorization in Wis. Stat. § 59.69, 59.692, and 59.694 and the requirements in Wis. Stat. § 87.30.

(2) Finding of fact. Uncontrolled development and use of the floodplains and rivers in Sauk County would impair the public health, safety, convenience, general welfare and tax base.

(3) Statement of purpose. This ordinance is intended to regulate floodplain development to:

- (a) Protect life, health and property;
- (b) Minimize expenditures of public funds for flood control projects;
- (c) Minimize rescue and relief efforts undertaken at the expense of the taxpayers;
- (d) Minimize business interruptions and other economic disruptions;
- (e) Minimize damage to public facilities in the floodplain;
- (f) Minimize the occurrence of future flood blight areas in the floodplain;
- (g) Discourage the victimization of unwary land and home buyers;
- (h) Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners; and
- (i) Discourage development in a floodplain if there is any practicable alternative to locate the activity, use or structure outside of the floodplain.

(4) Title. This ordinance shall be known as the Sauk County Floodplain Zoning Ordinance, Sauk County, Wisconsin.

9.02 Definitions. Unless specifically defined, words and phrases in this ordinance shall

have their common law meaning and shall be applied in accordance with their common usage. Words used in the present tense include the future, the singular number includes the plural and the plural number includes the singular. The word "may" is permissive, "shall" is mandatory and is not discretionary.

(1) A ZONES. Those areas shown on the Official Floodplain Zoning Map which would be inundated by the regional flood. These areas may be numbered or unnumbered A Zones. The A Zones may or may not be reflective of flood profiles, depending on the availability of data for a given area.

(2) ACCESSORY STRUCTURE OR USE. A facility, structure, building or use which is accessory or incidental to the principal use of a property, structure or building.

(3) AGENCY. The Sauk County Planning, Zoning and Land Records Committee.

(4) BASE FLOOD. Means the flood having a one percent chance of being equaled or exceeded in any given year, as published by FEMA as part of a FIS and depicted on a FIRM.

(5) BASEMENT. Any enclosed area of a building having its floor sub-grade, i.e., below ground level, on all sides.

(6) BUILDING. See STRUCTURE.

(7) BULKHEAD LINE. A geographic line along a reach of navigable water that has been adopted by a municipal ordinance and approved by the Department pursuant to Wis. Stat. § 30.11, and which allows limited filling between this bulkhead line and the original ordinary highwater mark, except where such filling is prohibited by the floodway provisions of this ordinance.

(8) CAMPGROUND. A parcel or tract of land, maintained, intended or used for the purpose of ~~supplying temporary or overnight living accommodations by providing designated areas for the placement of trailers, tents, buses, automobiles or sleeping bags, and may include buildings to provide services to the patrons such as restrooms, bathing, laundry and commissary facilities~~ providing sites for nonpermanent overnight use by four or more camping units, or by one to three camping units if the parcel or tract of land is represented as a campground.

(9) CAMPING UNIT. For the purposes of this chapter a camping unit is a sleeping unit, such as a tent or recreational vehicle or part thereof, which is used to house persons on a temporary basis and shall not be considered a structure.

(10) CERTIFICATE OF COMPLIANCE. A certification that the construction and the use of land or a building, the elevation of fill or the lowest floor of a structure is in compliance with all of the provisions of this ordinance.

(11) CHANNEL. A natural or artificial watercourse with definite bed and banks to confine and conduct normal flow of water.

(12) CRAWLWAYS OR CRAWL SPACE. An enclosed area below the first usable floor of a building, generally less than five feet in height, used for access to plumbing and electrical utilities.

(13) DECK. An unenclosed exterior accessory structure that has no roof or sides, but has a permeable floor which allows the infiltration of precipitation.

(14) DEPARTMENT. The Wisconsin Department of Natural Resources.

(15) DEVELOPMENT. Any artificial change to improved or unimproved real estate, including, but not limited to, the construction of buildings, structures or accessory structures; the construction of additions or alterations to buildings, structures or accessory structures; the repair of any damaged structure or the improvement or renovation of any structure, regardless of percentage of damage or improvement; the placement of buildings or structures; subdivision layout and site preparation; mining, dredging, filling, grading, paving, excavation or drilling operations; the storage, deposition or extraction of

materials or equipment; and the installation, repair or removal of public or private sewage disposal systems or water supply facilities.

(16) DRYLAND ACCESS. A vehicular access route which is above the regional flood elevation and which connects land located in the floodplain to land outside the floodplain, such as a road with its surface above regional flood elevation and wide enough for wheeled rescue and relief vehicles.

(17) ENCROACHMENT. Any fill, structure, equipment, building, use or development in the floodway.

(18) EXISTING MANUFACTURED HOME PARK OR SUBDIVISION. A parcel of land, divided into two or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this ordinance. At a minimum, this would include the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pads

(19) EXPANSION TO EXISTING MOBILE/MANUFACTURED HOME PARK. The preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed. This includes installation of utilities, construction of streets and either final site grading, or the pouring of concrete pads.

(20) FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA). The federal agency that administers the National Flood Insurance Program.

(21) FLOOD INSURANCE RATE MAP (FIRM). A map of a community on which the Federal Insurance Administration has delineated both special flood hazard areas (the floodplain) and the risk premium zones applicable to the community. This map can only be amended by the Federal Emergency Management Agency.

(22) FLOOD or FLOODING. A general and temporary condition of partial or complete inundation of normally dry land areas caused by one of the following conditions:

(a) The overflow or rise of inland waters,

(b) The rapid accumulation or runoff of surface waters from any source,

(c) The inundation caused by waves or currents of water exceeding anticipated cyclical

levels along the shore of Lake Michigan or Lake Superior, or

(d) The sudden increase caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a seiche, or by some similarly unusual event.

(23) FLOOD FREQUENCY. The probability of a flood occurrence which is determined from statistical analyses. The frequency of a particular flood event is usually expressed as occurring, on the average, once in a specified number of years or as a percent (%) chance of occurring in any given year.

(24) FLOODFRINGE. That portion of the floodplain outside of the floodway which is covered by flood waters during the regional flood and associated with standing water rather than flowing water.

(25) FLOOD HAZARD BOUNDARY MAP. A map designating approximate flood hazard areas. Flood hazard areas are designated as unnumbered A Zones and do not contain floodway lines or regional flood elevations. This map forms the basis for both the regulatory and insurance aspects of the National Flood Insurance Program (NFIP) until superseded by a Flood Insurance Study and a Flood Insurance Rate Map.

(26) FLOOD INSURANCE STUDY. A technical engineering examination, evaluation, and determination of the local flood hazard areas. It provides maps designating those areas affected by the regional flood and provides both flood insurance rate zones and base flood elevations and may provide floodway lines. The flood hazard areas are designated as numbered and unnumbered A Zones. Flood Insurance Rate Maps, that accompany the Flood Insurance Study, form the basis for both the regulatory and the insurance aspects of the National Flood Insurance Program.

(27) FLOODPLAIN. Land which has been or may be covered by flood water during the regional flood. It includes the floodway and the floodfringe, and may include other designated floodplain areas for regulatory purposes.

(28) FLOODPLAIN ISLAND. A natural geologic land formation within the floodplain that is surrounded, but not covered, by floodwater during the regional flood.

(29) FLOODPLAIN MANAGEMENT. Policy and procedures to insure wise use of

floodplains, including mapping and engineering, mitigation, education, and administration and enforcement of floodplain regulations.

(30) FLOOD PROFILE. A graph or a longitudinal profile line showing the relationship of the water surface elevation of a flood event to locations of land surface elevations along a stream or river.

(31) FLOODPROOFING. Any combination of structural provisions, changes or adjustments to properties and structures, water and sanitary facilities and contents of buildings subject to flooding, for the purpose of reducing or eliminating flood damage.

(32) FLOOD PROTECTION ELEVATION. An elevation of two feet of freeboard above the water surface profile elevation designated for the regional flood. (Also see: FREEBOARD.)

(33) FLOOD STORAGE. Those floodplain areas where storage of floodwaters has been taken into account during analysis in reducing the regional flood discharge.

(34) FLOODWAY. The channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional flood discharge.

(35) FREEBOARD. A safety factor expressed in terms of a specified number of feet above a calculated flood level. Freeboard compensates for any factors that cause flood heights greater than those calculated, including ice jams, debris accumulation, wave action, obstruction of bridge openings and floodways, the effects of watershed urbanization, loss of flood storage areas due to development and aggregation of the river or stream bed.

(36) HABITABLE STRUCTURE. Any structure or portion thereof used or designed for human habitation.

(37) HEARING NOTICE. Publication or posting meeting the requirements of Wis. Stats. § 985. For appeals, a Class 1 notice, published once at least one week (7 days) before the hearing, is required. For all zoning ordinances and amendments, a Class 2 notice, published twice, once each week consecutively, the last at least a week (7 days) before the hearing. Local ordinances or bylaws may require additional notice, exceeding these minimums.

(38) HIGH FLOOD DAMAGE POTENTIAL. Damage that could result from flooding that includes any danger to life or health or any significant economic loss to a structure or building and its contents.

(39) HISTORIC STRUCTURE. Any structure that is either:

(a) Listed individually in the National Register of Historic Places or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register,

(b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district,

(c) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior, or

(d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either by an approved state program, as determined by the Secretary of the Interior; or by the Secretary of the Interior in states without approved programs.

(40) INCREASE IN REGIONAL FLOOD HEIGHT. A calculated upward rise in the regional flood elevation, equal to or greater than 0.01 foot, based on a comparison of existing conditions and proposed conditions which is directly attributable to development in the floodplain but not attributable to manipulation of mathematical variables such as roughness factors, expansion and contraction coefficients and discharge.

(41) LAND USE. Any nonstructural use made of unimproved or improved real estate. (Also see DEVELOPMENT.)

(42) MANUFACTURED HOME. A structure transportable in one or more sections, which is built on a permanent chassis and is designed to be used with or without a permanent foundation when connected to required utilities. The term "manufactured home" includes a mobile home but does not include a "mobile recreational vehicle."

(43) MOBILE RECREATIONAL VEHICLE. A vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried or permanently towable by a licensed, light-duty vehicle, is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel or seasonal use. Manufactured homes that are towed or carried onto a parcel of land, but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."

(44) MUNICIPALITY or MUNICIPAL. The city or village governmental units enacting, administering and enforcing this zoning ordinance.

(45) "NAVD" or "NORTH AMERICAN VERTICAL DATUM". Elevations referenced to mean sea level datum, 1988 adjustment.

(45 46) NGVD or NATIONAL GEODETIC VERTICAL DATUM. Elevations referenced to mean sea level datum, 1929 adjustment.

(46 47) NEW CONSTRUCTION. For floodplain management purposes, "new construction" means structures for which the start of construction commenced on or after the effective date of floodplain zoning regulations adopted by this community and includes any subsequent improvements to such structures. For the purpose of determining flood insurance rates, it includes any structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures.

(47 48) NONCONFORMING STRUCTURE. An existing lawful structure or building which is not in conformity with the dimensional or structural requirements of this ordinance for the area of the floodplain which it occupies. (For example, an existing residential structure in the floodfringe district is a conforming use. However, if the lowest floor is lower than the flood protection elevation, the structure is nonconforming.)

(48 49) NONCONFORMING USE. An existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of this ordinance for the area of the floodplain which it occupies.

(49 50) OBSTRUCTION TO FLOW. Any development which blocks the conveyance of floodwaters such that this development alone or together with any future development will cause an increase in regional flood height.

(50 51) OFFICIAL FLOODPLAIN ZONING MAP. The map, adopted and made part of this ordinance, as described in Section 9.03(2), which has been approved by the Department and FEMA.

(51 52) OPEN SPACE USE. Those uses having a relatively low flood damage potential and not involving structures.

(52 53) ORDINARY HIGHWATER MARK. The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristic.

(53 54) PERSON. Except where otherwise indicated by the context, the word "person" shall include the plural, a company, firm, corporation or partnership.

(54 55) PRIVATE SEWAGE SYSTEM. A sewage treatment and disposal system serving one structure with a septic tank and soil absorption field located on the same parcel as the structure. It also means an alternative sewage system approved by the Department of Commerce, including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure.

(55 56) PUBLIC UTILITIES. Those utilities using underground or overhead transmission lines such as electric, telephone and telegraph, and distribution and collection systems such as water, sanitary sewer and storm sewer.

(56 57) REASONABLY SAFE FROM FLOODING. Means base flood waters will not inundate the land or damage structures to be removed from the special flood hazard area and that any subsurface waters related to the base flood will not damage existing or proposed buildings.

(57 58) REGIONAL FLOOD. A flood determined to be representative of large floods known to have occurred in Wisconsin. A regional flood is a flood with a one percent chance of being equaled or exceeded in any given year, and if depicted on the FIRM, the RFE is equivalent to the BFE.

(58 59) START OF CONSTRUCTION. The date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start of construction means either the first placement of permanent construction on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond initial excavation, or the placement of a manufactured home on a foundation. ~~Permanent~~ **The actual start of construction does not include:** a) land preparation, such as clearing, grading and filling, ~~nor does it include~~ b) the installation of streets and/or walkways, ~~nor does it include~~ c) excavation for a basement, footings, piers or foundations or the erection of temporary forms, ~~nor does it include~~ d) installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For an alteration, the actual start of construction means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

(58 60) STREET. A public or private thoroughfare which affords a primary means of access to abutting property.

(59 61) STRUCTURE. Any manmade object with form, shape and utility, either permanently or temporarily attached to, placed upon or set into the ground, stream bed or lake bed, including, but not limited to, roofed and walled buildings, gas or liquid storage tanks, bridges, dams and culverts.

(60 62) SUBDIVISION. The division of a lot, parcel, tract or one-quarter (1/4) of one-quarter (1/4) section by the owner thereof or their agent, for the purpose of transfer of ownership or building development, where the act of division creates four (4) or more lots, or where the act of division creates four (4) or more lots by successive division within a five (5) year period.

(61 63) SUBSTANTIAL DAMAGE.

Damage of any origin sustained by a structure, whereby the cost of restoring the structure to its pre-damaged condition would equal or exceed 50 percent of the equalized assessed value of the structure before the damage occurred.

(62 64) UNNECESSARY HARDSHIP.

Where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing areas, setbacks, frontage, height or density unnecessarily burdensome or unreasonable in light of the purposes of the ordinance.

(63 65) VARIANCE.

An authorization by the Sauk County Board of Adjustment for the construction or maintenance of a building or structure in a manner which is inconsistent with dimensional standards (not uses) contained in the floodplain zoning ordinance.

(64 66) VIOLATION.

The failure of a structure or other development to be fully compliant with the floodplain zoning ordinance. A structure or other development without required permits, lowest floor elevation documentation, floodproofing certificates or required floodway encroachment calculations is presumed to be in violation until such time as that documentation is provided.

(65 67) WATERSHED.

The entire region contributing runoff or surface water to a watercourse or body of water.

(66 68) WATER SURFACE PROFILE.

A graphical representation showing the elevation of the water surface of a watercourse for each position along a reach of river or stream at a certain flood flow. A water surface profile of the regional flood is used in regulating floodplain areas.

(67 69) WELL.

Means an excavation opening in the ground made by digging, boring, drilling, driving or other methods, to obtain groundwater regardless of its intended use.

(68 70) ZONING ADMINISTRATOR.

A public official charged with the administration, enforcement and interpretation of the County Ordinances pertaining to land use and land divisions. The terms Zoning Administrator and Building Inspector shall be interchangeable and have the same meaning.

9.03 General Provisions.

(1) Areas to be regulated. This ordinance regulates all areas that would be covered by the regional flood or base flood.

Note: Base flood elevations are derived from the flood profiles in the Flood Insurance Study. Regional flood elevations may be derived from other studies. Areas covered by the base flood are identified as A-Zones on the Flood Insurance Rate Map.

(2) Official maps & revisions. The boundaries of all floodplain districts are designated as floodplains or A Zones on the maps listed below and the revisions in the Sauk County Floodplain Appendix. Any change to the base flood elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the Office of Planning and Zoning in the Sauk County West Square Building. If more than one map or revision is referenced, the most restrictive information shall apply.

- (a) Official Maps: Based on the FIS. Flood Insurance Rate Map (FIRM); panel numbers: 550391-0025-0675 Flood Insurance Rate Map Panels Affected:

55111C0025E,	55111C0039E,	55111C0043E,
55111C0038E,	55111C0118E,	55111C0119E,
55111C0075E,	55111C0132E,	55111C0135E,
55111C0131E,	55111C0155E,	55111C0156E,
55111C0151E,	55111C0158E,	55111C0159E,
55111C0157E,	55111C0164E,	155111C065E,
55111C0162E,	55111C0167E,	55111C0168E,
55111C0166E,	55111C0179E,	55111C0180E,
55111C0178E,	55111C0184E,	55111C0187E,
55111C0183E,	155111C092E,	55111C0193E,
55111C0191E,	55111C0203E,	55111C0210E,
55111C0194E,	255111C014E,	55111C0215E,
55111C0213E,	55111C0220E,	55111C0231E,
55111C0218E,	55111C0235E,	55111C0250E,
55111C0232E,	55111C0252E,	55111C0253E,
55111C0251E,	55111C0258E,	55111C0259E,
55111C0254E,	55111C0265E,	55111C0266E,
55111C0262E,	55111C0268E,	55111C0269E,
55111C0267E,	55111C0286E,	55111C0288E,
55111C0278E,	55111C0325E,	55111C0329E,
55111C0310E,	55111C0332E,	55111C0333E,

55111C0334E, 55111C0337E, 55111C0340E,
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 55111C0376E, 55111C0377E, 55111C0378E,
 55111C0379E, 55111C0381E, 55111C0382E,
 55111C0383E, 55111C0384E, 55111C0386E,
 55111C0402E, 55111C0403E, 55111C0404E,
 55111C0406E, 55111C0407E, 55111C0408E,
 55111C0409E, 55111C0411E, 55111C0412E,
 55111C0420E, 55111C0438E, 55111C0475E,
 55111C0491E, 55111C0492E, 55111C0493E,
 55111C0494E, 55111C0500E, 55111C0501E,
 55111C0502E, 55111C0504E, 55111C0508E,
 55111C0509E, 55111C0512E, 55111C0513E,
 55111C0514E, 55111C0516E, 55111C0517E,
 55111C0518E, 55111C0519E, 55111C0528E,
 55111C0532E, 55111C0533E, 55111C0534E,
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 55111C0539E, 55111C0541E, 55111C0543E,
 55111C0544E, 55111C0552E, 55111C0553E,
 55111C0554E, 55111C0556E, 55111C0557E,
 55111C0561E, 55111C0562E, 55111C0563E,
 55111C0564E, 55111C0576E, 55111C0612E,
 55111C0616E, 55111C0617E, 55111C0633E,
 55111C0634E, 55111C0636E, 55111C0637E,
 55111C0639E, 55111C0641E, 55111C0642E,
 55111C0643E, 55111C0653E, 55111C0654E,
 55111C0658E, 55111C0659E, 55111C0677E,
 55111C0678E, 55111C0679E, 55111C0681E,
 55111C0682E, 55111C0701E.

March 7, 2001
 Dated December 18, 2009; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated December 18, 2009; volume numbers: 55111CV001A and 55111CV002A.

(b) Official Maps: Based on other studies. Approved by: The DNR and FEMA.

1. 100-Year dam failure floodplain map, dated November 25, 2003 and titled "Sauk County Floodplain Ordinance Amendment -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County Land Conservation Department.

2. Flood profiles dated November 25, 2003 and titled, "Dam Breach Analysis -- Honey Creek Structures No.2, No.3, No.4", prepared by the Sauk County Land Conservation Department.

3. Floodway data table dated November 25, 2003 and titled, "Dam Breach Study Areas -- Honey Creek Structures No.2, No.3,

No.4", prepared by the Sauk County Land Conservation Department.

4. Floodplain Map dated August 24, 2005 and titled, "Hydraulic Shadow Dutch Hollow Lake Dam". Earthen Dam Failure boundary (shown in blue) between cross-sections XS #1 and XS #7, prepared by Vierbicher Associates.

5. Flood profiles dated August 24, 2005 and titled "Water Surface Profile - Dutch Hollow Creek". Between cross-section XS #1 and point of intersection with the backwater of Baraboo River at elevation 899, just upstream of cross-section XS #5, prepared by Vierbicher Associates.

6. Floodway data table dated August 24, 2005 and titled "Earthen Dam Break Results with Water Elevation at 960". Between cross-section XS #1 and point of intersection with the backwater of Baraboo River at elevation 899, just upstream of cross-section XS #5, prepared by Vierbicher Associates.

7. Floodplain Study Appendix: All DNR- and FEMA-approved floodplain maps, flood profiles, floodway data tables, regional or base flood elevations and other information is located in the appendix to this ordinance. The appendix is kept on file in the Department of Planning & Zoning. The community shall provide the most up to date appendix to the DNR and FEMA regional offices.

(3) Establishment of Districts. The regional floodplain areas are divided into three districts as follows:

(a) The Floodway District (FW) is the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional floodwaters.

(b) The Floodfringe District (FF) is that portion of the floodplain between the regional flood limits and the floodway.

(c) The General Floodplain District (GFP) (Zone A on FIRM map) is that area of the floodplain in which detailed engineering studies have not been completed. The boundaries of the floodplain are approximated and based on the best available data. No floodway has been determined.

(d) The Flood Storage District (FSD) is that area of the floodplain where storage of floodwaters is calculated to reduce the regional flood discharge.

(4) Locating floodplain boundaries. Discrepancies between boundaries on the official floodplain zoning map and actual field conditions shall be resolved using the criteria in paragraphs (a) or (b) below. If a significant difference exists, the map shall be amended according to Section 9.09. The Zoning Administrator can rely on a boundary derived from a profile elevation to grant or deny a land use permit, whether or not a map amendment is required. The Zoning Administrator shall be responsible for documenting actual pre-development field conditions and the basis upon which the district boundary was determined and for initiating any map amendments required under this section. Disputes between the Zoning Administrator and an applicant over the district boundary line shall be settled according to Section 9.08(3)(c) and the criteria in (a) and (b) below.

(a) If flood profiles exist, the map scale and the profile elevations shall determine the district boundary. The regional or base flood elevations shall govern if there are any discrepancies.

(b) Where flood profiles do not exist, the location of the boundary shall be determined by the map scale, visual on-site inspection and any information provided by the Department.

Note: Where the flood profiles are based on established base flood elevations from a FIRM, FEMA must also approve any map amendment pursuant to Section 9.09(1)(f).

(5) Removal of lands from floodplain. Compliance with the provisions of this ordinance shall not be grounds for removing land from the floodplain unless it is filled at least two feet above the regional or base flood elevation, the fill is contiguous to land outside the floodplain, and the map is amended pursuant to Section 9.09.

Note: This procedure does not remove the requirements for the mandatory purchase of flood insurance. The property owner must contact FEMA to request a Letter of Map Change (LOMC).

(6) Compliance. Any development or use within the areas regulated by this ordinance shall be in compliance with the terms of this ordinance, and other applicable local, state, and federal regulations.

(7) Municipalities and State agencies regulated. Unless specifically exempted by law, all cities, villages, towns, and counties are required

to comply with this ordinance and obtain all necessary permits. State agencies are required to comply if Wis. Stat. § 13.48(13) applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation is exempt when Wis. Stat. § 30.2022 applies.

(8) Abrogation and greater restrictions.

(a) This ordinance supersedes all the provisions of any municipal zoning ordinance enacted under Wis. Stat. § 59.69, 59.692 or 59.694 for counties; Wis. Stat. § 62.23 for cities; Wis. Stat. § 61.35 for villages; or Wis. Stat. § 87.30, which relate to floodplains. If another ordinance is more restrictive than this ordinance, that ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.

(b) This ordinance is not intended to repeal, abrogate or impair any existing deed restrictions, covenants or easements. If this ordinance imposes greater restrictions, the provisions of this ordinance shall prevail.

(9) Interpretation. In their interpretation and application, the provisions of this ordinance are the minimum requirements liberally construed in favor of the governing body and are not a limitation on or repeal of any other powers granted by the Wisconsin Statutes. If a provision of this ordinance, required by Wis. Adm. Code § NR 116 is unclear, the provision shall be interpreted in light of the standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.

(10) Warning and disclaimer of liability. The flood protection standards in this ordinance are based on engineering experience and scientific research. Larger floods may occur or the flood height may be increased by manmade or natural causes. This ordinance does not imply or guarantee that non-floodplain areas or permitted floodplain uses will be free from flooding and flood damages. Nor does this ordinance create liability on the part of, or a cause of action against, the County or any officer or employee thereof for any flood damage that may result from reliance on this ordinance.

(11) Severability. Should any portion of this ordinance be declared unconstitutional or

invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

(12) Annexed areas for cities and villages. The Sauk County floodplain zoning provisions in effect on the date of annexation shall remain in effect and shall be enforced by the Zoning Administrator for all annexed areas until the municipality adopts and enforces an ordinance which meets the requirements of Wis. Adm. Code § NR 116 and the National Flood Insurance Program (NFIP). These annexed lands must also be described on the municipality's official zoning map. County floodplain zoning provisions are incorporated by reference for the purpose of administering this section and are on file in the office of the Zoning Administrator. All plats or maps of annexation shall show the regional flood elevation and the location of the floodway.

(13) General Development Standards. The community shall review all permit applications to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a flood-prone area, all new construction and substantial improvements shall be designed or modified and adequately anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads; be constructed with materials resistant to flood damage; be constructed by methods and practices that minimize flood damages; and be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding. Subdivisions shall be reviewed for compliance with the above standards. All subdivision proposals (including manufactured home parks) shall include regional flood elevation and floodway data for any development that meets the subdivision definition of this ordinance.

(14) General standards applicable to all 3 districts (FW, FF, & GFP).

(a) Hydraulic and hydrologic analyses.

1. Except as allowed in par. 3 below, no floodplain development shall:

a. Obstruct flow, defined as development which blocks the conveyance of floodwaters by itself or with other development, increasing regional flood height; or

b. Increase regional flood height due to floodplain storage area lost, which equals or exceeds 0.01 foot.

2. The Zoning Administrator shall deny permits if it is determined the proposed development will obstruct flow or increase regional flood heights 0.01 foot or more, based on the officially adopted FIRM or other adopted map, unless the provisions of sub. (3) are met.

3. Obstructions or increases equal to or greater than 0.01 foot may only be permitted if amendments are made to this ordinance, the official floodplain zoning maps, floodway lines and water surface profiles, in accordance with Section 9.09.

Note: This section refers to obstructions or increases in base flood elevations as shown on the officially adopted FIRM or other adopted map. Any such alterations must be reviewed and approved by FEMA and the DNR.

(b) Watercourse alterations. No land use permit to alter or relocate a watercourse in a mapped floodplain shall be issued until the Zoning Administrator has notified in writing all adjacent municipalities, the Department and FEMA regional offices and required the applicant to secure all necessary state and federal permits. The flood carrying capacity of any altered or relocated watercourse shall be maintained.

As soon as is practicable, but not later than six months after the date of the watercourse alteration or relocation, the Zoning Administrator shall notify FEMA of the changes by submitting appropriate technical or scientific data in accordance with NFIP guidelines that shall be used to revise the FIRM, risk premium rates and floodplain management regulations as required.

(c) Wis. Stat. § 30 and 31, Development. Development which requires a permit from the Department, under § 30 and 31, Wis. Stats., such as docks, piers, wharves, bridges, culverts, dams and navigational aids, may be allowed if the necessary permits are obtained and amendments to the floodway lines, water surface profiles, BFE's established in the FIS, or other data from the officially adopted FIRM, or other floodplain zoning maps or the floodplain zoning ordinance are made according to Section 9.09.

(d) Public or private campgrounds. Public or private campgrounds shall not have a

high flood damage potential and shall meet the following provisions:

1. The campground is approved by the Department of Health and Family Services.
2. The campground must be an approved use in the underlying general zoning district where proposed.
3. A land use permit for the campground is issued by the Zoning Administrator.
4. The character of the river system and the elevation of the campground is such that a 72-hour warning of an impending flood can be given to all campground occupants.
5. There is an adequate flood warning procedure for the campground that offers the minimum notice required under this section to all persons in the campground. This procedure shall include a written agreement between the campground owner, the municipal emergency government coordinator and the chief law enforcement official which specifies the flood elevation at which evacuation shall occur, personnel responsible for monitoring flood elevations, types of warning systems to be used and the procedures for notifying at-risk parties, and the methods and personnel responsible for conducting the evacuation.
6. This agreement shall be for no more than one calendar year, at which time the agreement shall be reviewed and updated - by the officials identified in sub. 5. to remain in compliance with all applicable regulations, including those of the Department of Health and Family Services and all other applicable regulations.
7. Only camping units are allowed.
8. The camping units may not occupy any site in the campground for more than 180 consecutive days, at which time the camping unit must be removed from the floodplain for a minimum of 24 hours.
9. All camping units that remain on site for more than 30 days shall be issued a limited authorization by the campground operator, a written copy of which is kept on file at the campground. Such authorization shall allow placement of a camping unit for a period not to exceed 180 days and shall ensure compliance with all the provisions of this section.
10. The Zoning Administrator shall monitor the limited authorizations issued by the

campground operator to assure compliance with the terms of this section.

11. All camping units that remain in place for more than 180 consecutive days must meet the applicable requirements in either section 9.04 or section 9.05 for the floodplain district in which the structure is located.

12. The campground shall have signs clearly posted at all entrances warning of the flood hazard and the procedures for evacuation when a flood warning is issued.

13. All service facilities, including but not limited to refuse collection, electrical service, natural gas lines, propane tanks, sewage systems and wells shall be properly anchored and placed at or floodproofed to the flood protection elevation.

9.04 Floodway District (FW).

(1) Applicability. This section applies to all floodway areas on the floodplain zoning maps and those identified pursuant to Section 9.06(4).

(2) Permitted Uses. The following open space uses are allowed in the floodway district and the floodway areas of the general floodplain district, if:

(i) They are not prohibited by any other ordinance;

(ii) They meet the standards in Section 9.04(3) and 9.04(4);

(iii) All permits or certificates have been issued according to Section 9.08(1):

a. Agricultural uses, such as: farming, outdoor plant nurseries, horticulture, viticulture and wild crop harvesting.

b. Nonstructural industrial and commercial uses, such as loading areas, parking areas and airport landing strips.

c. Nonstructural recreational uses, such as golf courses, tennis courts, archery ranges, picnic grounds, boat ramps, swimming areas, parks, wildlife and nature preserves, game farms, fish hatcheries, shooting, trap and skeet activities, hunting and fishing areas and hiking and horseback riding trails, subject to the fill limitations of Section 9.04(3)(d).

d. Uses or structures accessory to open space uses, or classified as historic structures that comply with Sections 9.04(3) and 9.04(4).

e. Extraction of sand, gravel or other materials that comply with Section 9.04(3)(d).

f. Functionally water-dependent uses, such as docks, piers or wharves, dams, flowage areas, culverts, navigational aids and river crossings of transmission lines, and pipelines that comply with § 30 and 31, Stats.

g. Public utilities, streets and bridges that comply with Section 9.04(3)(c).

(3) Standards for developments in floodway areas.

(a) General.

1. Any development in floodway areas shall comply with Section 9.03(14) and not have a high flood damage potential.

2. Applicants shall provide the following data to determine the effects of the proposal according to Section 9.03(14)(a):

a. A cross-section elevation view of the proposal, perpendicular to the watercourse, showing if the proposed development will obstruct flow; or

b. An analysis calculating the effects of this proposal on regional flood height.

3. The Zoning Administrator shall deny the permit application if the project will increase flood elevations upstream or downstream 0.01 foot or more, based on the data submitted for par. 2. above.

(b) Structures. Structures accessory to permanent open space uses or functionally dependent on a waterfront location may be allowed by permit if the structures comply with the following criteria:

1. The structure is not designed for human habitation and does not have a high flood damage potential.

2. It must be anchored to resist flotation, collapse, and lateral movement;

3. Mechanical and utility equipment must be elevated or floodproofed to or above the regional flood elevation;

4. It must not obstruct flow of flood waters or cause any increase in flood levels during the occurrence of the regional flood; and

(c) Public utilities, streets and bridges. Public utilities, streets and bridges may be allowed by permit, if:

1. Adequate floodproofing measures are provided to the flood protection elevation; and

2. Construction meets the development standards of Section 9.03(14)(a).

(d) Fills or deposition of materials. Fills or deposition of materials may be allowed by permit, if:

1. The requirements of Section 9.03(14)(a) are met;

2. No material is deposited in the navigable channel unless a permit is issued by the Department pursuant to Wis. Stat. § 30, and a permit pursuant to Section 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344 has been issued, if applicable, and the other requirements of this section are met;

3. The fill or other materials will be protected against erosion by riprap, vegetative cover, sheet piling or bulkheading; and

4. The fill is not classified as a solid or hazardous material.

(4) **Prohibited uses.** All uses not listed as permitted uses in Section 9.04(2) are prohibited, including the following uses:

(a) Habitable structures, structures with high flood damage potential, or those not associated with permanent open space uses;

(b) Storing materials that are buoyant, flammable, explosive, injurious to property, water quality, or human, animal, plant, fish or other aquatic life;

(c) Uses not in harmony with or detrimental to uses permitted in the adjoining districts;

(d) Any private or public sewage systems, except for a replacement holding tank. Any replacement, repair or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances and Wis. Adm. Code § COMM 83. Portable latrines are also exempt, that are removed prior to flooding and systems associated with recreational areas and Department-approved campgrounds that meet the applicable provisions of local ordinances and Wis. Adm. Code § COMM 83.

(e) Any public or private wells which are used to obtain potable water, except any replacement, repair or maintenance of an existing well along with those wells used for recreational areas that meet the requirements of local ordinances and Wis. Adm. Code § NR 811 and NR 812.

(f) Any solid or hazardous waste disposal sites;

(g) Any wastewater treatment ponds or facilities, except those permitted under Wis. Adm. Code § NR 110.15(3)(b);

(h) Any sanitary sewer or water supply lines, except those to service existing or proposed development located outside the floodway which complies with the regulations for the floodplain area occupied.

(i) Campgrounds.

9.05 Floodfringe district (FF).

(1) Applicability. This section applies to all floodfringe areas shown on the floodplain zoning maps and those identified pursuant to Section 9.06(4).

(2) Permitted uses. Any structure, land use, or development is allowed in the floodfringe district if the standards in Section 9.05(3) are met, the use is not prohibited by this or any other ordinance or regulation and all permits or certificates specified in Section 9.08(1) have been issued.

(3) Standards for development in floodfringe areas.

(a) Residential uses. Any habitable structure, including a manufactured home, which is to be erected, constructed, reconstructed, altered, or moved into the floodfringe area, shall meet or exceed the following standards;

1. The elevation of the lowest floor, excluding the basement or crawlway, shall be at or above the flood protection elevation on fill. The fill shall be one foot or more above the regional flood elevation extending at least 15 feet beyond the limits of the structure. The Department may authorize other floodproofing measures if the elevations of existing streets or sewer lines makes compliance with the fill standards impractical;

2. The basement or crawlway floor may be placed at the regional flood elevation if it is floodproofed to the flood protection elevation. No basement or crawlway floor is allowed below the regional flood elevation;

3. Contiguous dryland access shall be provided from a structure to land outside of the floodplain, except as provided in par. 4. below.

4. In developments where existing street or sewer line elevations make compliance with par. 3. impractical, the County may permit

new development and substantial improvements where access roads are at or below the regional flood elevation, if:

a. The County has written assurance from police, fire and emergency services that rescue and relief will be provided to the structure(s) by wheeled vehicles during a regional flood event; or

b. The County has a Natural Disaster Plan approved by Wisconsin Emergency Management and the Department.

(b) Accessory structures or uses.

1. Except as provided in par. 2., an accessory structure which is not connected to a principal structure may be constructed with its lowest floor at or above the regional flood elevation.

2. An accessory structure which is not connected to the principal structure and which is less than 600 square feet in size and valued at less than \$10,000 may be constructed with its lowest floor no more than two feet below the regional flood elevation if it meets all of the provisions of Sections 9.04(3)(b)1.,2.,3. and 4. and 9.05(3)(f) below.

(c) Commercial uses. Any commercial structure which is erected, altered or moved into the floodfringe area shall meet the requirements of Section 9.05(3)(a). Subject to the requirements of sub. (f), storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(d) Manufacturing and industrial uses. Any manufacturing or industrial structure which is erected, altered or moved into the floodfringe area shall be protected to the flood protection elevation using fill, levees, floodwalls, or other flood proofing measures in Section 9.08(4). Subject to the requirements of sub. (f), storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(e) Storage of materials. Materials that are buoyant, flammable, explosive, or injurious to property, water quality or human, animal, plant, fish or aquatic life shall be stored at or above the flood protection elevation or floodproofed in compliance with Section 9.08(4). Adequate measures shall be taken to ensure that such

materials will not enter the water body during flooding.

(f) Public utilities, streets and bridges. All utilities, streets and bridges shall be designed to be compatible with comprehensive floodplain development plans; and

1. When failure of public utilities, streets and bridges would endanger public health or safety, or where such facilities are deemed essential, construction of and substantial improvements to such facilities may only be permitted if they are floodproofed in compliance with Section 9.08(4) to the flood protection elevation;

2. Minor roads or non-essential utilities may be constructed at lower elevations if they are designed to withstand flood forces to the regional flood elevation.

(g) Sewage systems. All on-site sewage disposal systems shall be floodproofed, pursuant to Section 9.08(4), to the flood protection elevation and shall meet the provisions of all local ordinances and Wis. Adm. Code § COMM 83.

(h) Wells. All wells shall be floodproofed, pursuant to Section 9.08(4), to the flood protection elevation and shall meet the provisions of Wis. Adm. Code § NR 811 and NR 812.

(i) Solid waste disposal sites. Disposal of solid or hazardous waste is prohibited in floodfringe areas.

(j) Deposition of materials. Any deposited material must meet all the provisions of this ordinance.

(k) Manufactured homes.

1. Owners or operators of all manufactured home parks and subdivisions shall provide adequate surface drainage to minimize flood damage, and prepare, secure approval and file an evacuation plan, indicating vehicular access and escape routes, with local emergency management authorities.

2. In existing manufactured home parks, all new homes, replacement homes on existing pads, and substantially improved homes shall:

a. Have the lowest floor elevated to the flood protection elevation; and

b. Be anchored so they do not float, collapse or move laterally during a flood

3. Outside of existing manufactured home parks, including new manufactured home parks and all single units outside of existing parks, all new, replacement and substantially improved manufactured homes shall meet the residential development standards for the floodfringe in Section 9.05(3)(a).

(l) Mobile recreational vehicles. All mobile recreational vehicles that are on site for 180 consecutive days or more or are not fully licensed and ready for highway use shall meet the elevation and anchoring requirements in Section 9.05(3)(k)2. and 3. A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices and has no permanently attached additions.

(m) Campgrounds. See Section 9.03(14)(d) of this Ordinance.

9.06 General Other Floodplain District (GFP). ~~(Zone A on FIRM Map)~~ Other floodplain districts may be established under the ordinance and reflected on the floodplain zoning map. These districts may include general floodplain districts and flood storage districts.

(1) General Floodplain District (GFP).

~~(1 a)~~ Applicability. The provisions for this district shall apply to all floodplains for which flood profiles are not available or where flood profiles are available but floodways have not been delineated. Floodway and floodfringe districts shall be delineated when adequate data is available.

~~(2 b)~~ Permitted uses. Pursuant to Section 9.06(4), it shall be determined whether the proposed use is located within a floodway or floodfringe area.

~~(a)~~—Those uses permitted in floodway (Section 9.04(2)) and floodfringe areas (Section 9.05(2)) are allowed within the general floodplain district, according to the standards of Section 9.06(3), provided that all permits or certificates required under Section 9.08(1) have been issued.

~~(3 c)~~ Standards for development in the general floodplain district. Section 9.04 applies to floodway areas, Section 9.05 applies to floodfringe areas. The rest of this ordinance applies to either district.

(4 d) Determining floodway and floodfringe limits. Upon receiving an application for development within the general floodplain district, the Zoning Administrator shall:

(a)1. Require the applicant to submit two copies of an aerial photograph or a plan which shows the proposed development with respect to the general floodplain district limits, stream channel, and existing floodplain developments, along with a legal description of the property, fill limits and elevations, building floor elevations and flood proofing measures;

(b)2. Require the applicant to furnish any of the following information deemed necessary by the Department to evaluate the effects of the proposal upon flood height and flood flows, regional flood elevation and to determine floodway boundaries:

1.a. A typical valley cross section showing the stream channel, the floodplain adjoining each side of the channel, the cross sectional area to be occupied by the proposed development, and all historic highwater information;

2.b. A plan (surface view) showing elevations or contours of the ground; pertinent structure, fill or storage elevations; size, location and layout of all proposed and existing structures on the site; location and elevations of streets, water supply, and sanitary facilities; soil types and other pertinent information;

3.c. Profile showing the slope of the bottom of the channel or flow line of the stream;

4.d. Specifications for building construction and materials, floodproofing, filling, dredging, channel improvement, storage, water supply and sanitary facilities.

(e)3. Transmit one copy of the information described in pars. (1) and (2) to the Department Regional office along with a written request for technical assistance to establish regional flood elevations and, where applicable, floodway data. Where the provisions of Section 9.08(1)(b)3. apply, the applicant shall provide all required information and computations to delineate floodway boundaries and the effects of the project on flood elevations.

(2) **Flood Storage District.** The flood storage district delineates that portion of the floodplain where storage of floodwaters has been taken into account and is relied upon to reduce the

regional flood discharge. The district protects the flood storage areas and assures that any development in the storage areas will not decrease the effective flood storage capacity which would cause higher flood elevations.

(a) **Applicability.** The provisions of this section apply to all areas within the Flood Storage District (FSD), as shown on the official floodplain zoning maps.

(b) **Permitted Uses.** Any use or development which occurs in a flood storage district must meet the applicable requirements in s. 9.05(3).

(c) **Standards for Development in Flood Storage Districts.**

1. Development in a flood storage district shall not cause an increase equal or greater than 0.01 of a foot in the height of the regional flood.

2. No development shall be allowed which removes flood storage volume unless an equal volume of storage as defined by the pre-development ground surface and the regional flood elevation shall be provided in the immediate area of the proposed development to compensate for the volume of storage which is lost, (compensatory storage). Excavation below the groundwater table is not considered to provide an equal volume of storage.

3. If compensatory storage cannot be provided, the area may not be developed unless the entire area zoned as flood storage district – on this waterway – is rezoned to the floodfringe district. This must include a revision to the floodplain study and map done for the waterway to revert to the higher regional flood discharge calculated without flood plain storage, as per Section 9.09(1) of this ordinance.

4. No area may be removed from the flood storage district unless it can be shown that the area has been filled to the flood protection elevation and is contiguous to other lands lying outside of the floodplain.

9.07 Nonconforming Uses.

(1) **General.**

(a) **Applicability.** If these standards conform with Wis. Stat. § 59.69(10), they shall apply to all modifications or additions to any nonconforming use or structure and to the use of any structure or premises which was lawful before

the passage of this ordinance or any amendment thereto.

(b) The existing lawful use of a structure or its accessory use which is not in conformity with the provisions of this ordinance may continue subject to the following conditions:

1. No structural modifications or additions to a nonconforming use or structure shall be permitted unless they comply with this ordinance. The words "modification" and "addition" include, but are not limited to, any structural alteration, addition, structural modification, structural repair, rebuilding or replacement of any such existing use, structure or accessory structure or use. Ordinary maintenance repairs are not considered an extension, modification or addition; these include painting, decorating, paneling and the replacement of doors, windows and other nonstructural components and the maintenance, repair or replacement of existing private sewage or water supply systems or connections to public utilities. Ordinary maintenance repairs do not include any costs associated with the repair of a damaged structure.

For the purposes of this section, the construction of a deck that does not exceed 200 square feet and that is adjacent to the exterior wall of a principal structure is not an extension, modification or addition. However, a deck is considered a structure and will require a landuse permit from the Zoning Agency). The roof of the structure may extend over a portion of the deck in order to provide safe ingress and egress to the principal structure.

2. If a nonconforming use or the use of a nonconforming structure is discontinued for 12 consecutive months, it is no longer permitted and any future use of the property, and any structure or building thereon, shall conform to the applicable requirements of this ordinance;

3. No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would ~~equal or~~ exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with Section 9.05(3)(a). The costs of

elevating a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph;

4.a. Except as provided in subd. 2 above., if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition ~~equals or~~ exceeds 50% of the structure's present equalized assessed value.

b. For nonconforming buildings that are damaged or destroyed by a nonflood disaster, the repair or reconstruction of any such nonconforming building may be permitted in order to restore it after the nonflood disaster, provided that the nonconforming building will meet all of the minimum requirements under 44 CFR Part 60 (FEMA Floodplain Regulations), or under the regulations promulgated thereunder.

6. A nonconforming historic structure may be altered if the alteration will not preclude the structures continued designation as a historic structure, the alteration will comply with Section 9.04(3)(a), flood resistant materials are used, and construction practices and floodproofing methods that comply with Section 9.08(5).

(2) Floodway areas.

(a) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in a floodway area, unless such modification or addition:

1. Has been granted a permit or variance which meets all ordinance requirements;

2. Meets the requirements of Section 9.07(1);

3. Will not increase the obstruction to flood flows or regional flood height;

4. Any addition to the existing structure shall be floodproofed, pursuant to Section 9.08(5), by means other than the use of fill, to the flood protection elevation;

5. Mechanical and utility equipment must be elevated or floodproofed to or above the regional flood elevation;

6. It must not obstruct the flow of flood waters or cause any increase in flood levels during the occurrence of the regional flood; and

7. Its use must be limited to parking and/or limited storage.

(b) No new on-site sewage disposal system, or addition to an existing on-site sewage disposal system, except where a replacement holding tank system has been ordered by a government agency to correct a hazard to public health, shall be allowed in a floodway area. Any replacement, repair or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of § 25 Sauk County Code of Ordinances and Wis. Adm. Code § COMM 83.

(c) No new well or modification to an existing well used to obtain potable water shall be allowed in a floodway area. Any replacement, repair or maintenance of an existing well in a floodway area shall meet the applicable requirements of all municipal ordinances and Wis. Adm. Code § NR 811 and NR 812.

(3) Floodfringe areas.

(a) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use unless such modification or addition has been granted a permit or variance by the Zoning Administrator and the modification or addition shall be placed on fill or floodproofed to the flood protection elevation in compliance with the standards for that particular use in Section 9.05(3), except where Section 9.07(3)(b) is applicable.

(b) Where compliance with the provisions of par. (a) would result in unnecessary hardship and only where the structure will not be used for human habitation or be associated with a high flood damage potential, the Board of Adjustment, using the procedures established in Section 9.08(3), may grant a variance from those provisions of par. (a) for modifications or additions, using the criteria listed below. Modifications or additions which are protected to elevations lower than the flood protection elevation may be permitted if:

1. No floor is allowed below the regional flood elevation for residential or commercial structures;
2. Human lives are not endangered;
3. Public facilities, such as water or sewer, will not be installed;
4. Flood depths will not exceed two feet;

5. The structure will not be used for storage of materials as described in Section 9.05(3)(f).

(c) If neither the provisions of par. (a) or (b) above can be met, one addition to an existing room in a nonconforming building or a building with a nonconforming use may be allowed in the floodfringe, if the addition:

1. Meets all other regulations and will be granted by permit or variance;
2. Does not exceed 60 square feet in area; and
3. In combination with other previous modifications or additions to the building, does not ~~equal or~~ exceed 50% of the present equalized assessed value of the building.

(d) All new private sewage disposal systems, or addition to, replacement, repair or maintenance of a private sewage disposal system shall meet all the applicable provisions of § 25 Sauk County Code of Ordinances and Wis. Adm. Code § COMM 83.

(e) All new wells, or addition to, replacement, repair or maintenance of a well shall meet the applicable provisions of this ordinance and Wis. Adm. Code § NR 811 and NR 812.

(4) Flood Storage Areas.

(a) ~~No modifications or additions shall be allowed to any nonconforming structure in a flood storage area unless the standards outlined in 9.06(2)(c) are met.~~

9.08 Administration. The Zoning Administrator, Planning, Zoning & Land Records Committee or Board of Adjustment shall administer this ordinance.

(1) Zoning Administrator.

(a) The Zoning Administrator is authorized to administer this ordinance and shall have the following duties and powers:

1. Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the regional flood elevation for the proposed development is shown on all permit applications.

2. Issue permits and inspect properties for compliance with provisions of this ordinance.

3. Inspect all damaged floodplain structures and perform a substantial damage assessment to determine if substantial damage to the structures has occurred.

4. Keep records of all official actions such as:
 - a. All permits issued, inspections made, and work approved;
 - b. Documentation of certified lowest floor and regional flood elevations for floodplain development;
 - c. Records of water surface profiles, floodplain zoning maps and ordinances, nonconforming uses and structures including changes, appeals, variances and amendments.
 - d. All substantial damage assessment reports for floodplain structures.
5. Submit copies of the following items to the Department Regional office:
 - a. Within 10 days of the decision being signed and filed in the Department of Planning & Zoning, a copy of any decisions on variances, appeals for map or text interpretations, and map or text amendments;
 - b. Copies of any case by case analyses, and any other information required by the Department including an annual summary of the number and types of floodplain zoning actions taken.
 - c. Copies of substantial damage assessments performed and all related correspondence concerning the assessments.
6. Investigate, prepare reports, and report violations of this ordinance to the Agency and Corporation Counsel for prosecution. Copies of the reports shall also be sent to the Department Regional Office.
7. Submit copies of text and map amendments and biennial reports to the FEMA Regional office.
 - (b) Land use permit. A land use permit shall be obtained before any new development, structural alteration, or any structural repair, or change in the use of a building or structure, including sewer and water facilities, may be initiated. Application to the Zoning Administrator shall be made on a form furnished by the Department of Planning & Zoning and shall include the following:
 1. General information.
 - a. Name and address of the applicant, property owner and contractor;
 - b. Legal description, proposed use, and whether it is new construction, new development, or a modification of an existing structure;
 2. Site development plan. A site plan drawn to scale shall be submitted with the permit application form and shall contain:
 - a. Location, dimensions, area and elevation of the lot;
 - b. Location of the ordinary highwater mark of any abutting navigable waterways;
 - c. Location of any structures with distances measured from the lot lines and street center lines;
 - d. Location of any existing or proposed on-site sewage systems or private water supply systems;
 - e. Location and elevation of existing or future access roads;
 - f. Location of floodplain and floodway limits as determined from the official floodplain zoning maps;
 - g. The elevation of the lowest floor of proposed buildings and any fill using National Geodetic and Vertical Datum (NGVD);
 - h. Data sufficient to determine the regional flood elevation in NGVD at the location of the development and to determine whether or not the requirements of Section 9.04 or 9.05 are met; and
 - i. Data to determine if the proposed development will cause an obstruction to flow or an increase in regional flood height or discharge according to Section 9.03(14)(a). This may include any of the information noted in Section 9.04(3)(a).
3. Data requirements to analyze developments.
 - a. The applicant shall provide all survey data and computations required to show the effects of the project on flood heights, velocities and floodplain storage, for all subdivision proposals, as "subdivision" is defined in Wis. Stat. § 236, and other proposed developments exceeding 5 acres in area or where the estimated cost exceeds \$125,000. The applicant shall provide:
 - i. An analysis of the effect of the development on the regional flood profile, velocity of flow and floodplain storage capacity;
 - ii. A map showing location and details of vehicular access to lands outside the floodplain; and
 - iii. A surface drainage plan showing how flood damage will be minimized.

iv. The estimated cost of the proposal shall include all structural development, landscaping, access and road development, utilities, and other pertinent items, but need not include land costs.

4. Expiration. All permits issued under the authority of this ordinance shall expire two years after issuance.

(c) Other permits. The applicant must secure all necessary permits from federal, state, and local agencies, including those required by the U.S. Army Corps of Engineers under s. 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344.

(2) Agency.

(a) The Sauk County Planning, Zoning, and Land Records Committee shall:

1. Oversee the functions of the office of the Zoning Administrator; and
2. Review and advise the Sauk County Board of Supervisors on all proposed amendments to this ordinance, maps and text.

(b) This Agency shall not:

1. Grant variances to the terms of the ordinance in place of action by the Board of Adjustment; or
2. Amend the text or zoning maps in place of official action by the Governing body.

(3) Board of Adjustment. The Board of Adjustment, created under Wis. Stat. § 59.694, is hereby authorized to act.

(a) Powers and duties of the Board of Adjustment shall include the following:

1. Appeals. Hear and decide appeals where it is alleged there is an error in any order, requirement, decision or determination made by an administrative official in the enforcement or administration of this ordinance.
2. Boundary Disputes. Hear and decide disputes concerning the district boundaries shown on the official floodplain zoning map.
3. Variances. Hear and decide, upon appeal, variances from the ordinance standards.

(b) Appeals to the board.

1. Appeals to the board may be taken by any person aggrieved, or by any officer or department of the municipality affected by any decision of the Zoning Administrator or other administrative officer. Such appeal shall be taken within 30 days unless otherwise provided by the rules of the board, by filing with the official whose

decision is in question, and with the board, a notice of appeal specifying the reasons for the appeal. The official whose decision is in question shall transmit to the Board all records regarding the matter appealed.

2. Notice and hearing for appeals including variances.

a. Notice. The board shall:

- i. Fix a reasonable time for the hearing;
- ii. Publish adequate notice pursuant to Wisconsin Statutes, specifying the date, time, place and subject of the hearing;
- iii. Assure that notice shall be mailed to the parties in interest and the Department Regional office at least 10 days in advance of the hearing.

b. Hearing. Any party may appear in person or by agent. The board shall:

- i. Resolve boundary disputes according to Section 9.08(3)(c).
- ii. Decide variance applications according to Section 9.08(3)(d).
- iii. Decide appeals of permit denials according to Section 9.08(4).

3. Decision. The final decision regarding the appeal or variance application shall:

- a. Be made within a reasonable time;
- b. Be sent to the Department Regional Office within 10 days of the decision being signed and filed in the Department of Planning & Zoning;
- c. Be a written determination signed by the chairman or secretary of the Board;
- d. State the specific facts which are the basis for the Board's decision;
- e. Either affirm, reverse, vary or modify the order, requirement, decision or determination appealed, in whole or in part, dismiss the appeal for lack of jurisdiction or grant or deny the variance application;
- f. Include the reasons for granting an appeal, describing the hardship demonstrated by the applicant in the case of a variance, clearly stated in the recorded minutes of the Board proceedings.

(c) Boundary disputes. The following procedure shall be used by the Board in hearing disputes concerning floodplain district boundaries:

1. If a floodplain district boundary is established by approximate or detailed floodplain

studies, the flood elevations or profiles shall prevail in locating the boundary. If none exist, other evidence may be examined.

2. In all cases, the person contesting the boundary location shall be given a reasonable opportunity to present arguments and technical evidence to the Board.

3. If the boundary is incorrectly mapped, the Board should inform the Agency or the person contesting the boundary location to petition the governing body for a map amendment according to Section 9.09.

(d) Variance.

1. The Board may, upon appeal, grant a variance from the standards of this ordinance if an applicant convincingly demonstrates that:

a. Literal enforcement of the ordinance provisions will cause unnecessary hardship;

b. The hardship is due to adoption of the floodplain ordinance and unique property conditions, not common to adjacent lots or premises. In such case the ordinance or map must be amended;

c. The variance is not contrary to the public interest; and

d. The variance is consistent with the purpose of this ordinance in Section 9.01(3).

2. In addition to the criteria in par. 1., to qualify for a variance under FEMA regulations, the following criteria must be met:

a. The variance may not cause any increase in the regional flood elevation;

b. Variances can only be granted for lots that are less than one-half acre and are contiguous to existing structures constructed below the RFE;

c. Variances shall only be granted upon a showing of good and sufficient cause, shall be the minimum relief necessary, shall not cause increased risks to public safety or nuisances, shall not increase costs for rescue and relief efforts and shall not be contrary to the purpose of the ordinance.

3. A variance shall not:

a. Grant, extend or increase any use prohibited in the zoning district.

b. Be granted for a hardship based solely on an economic gain or loss.

c. Be granted for a hardship which is self-created.

d. Damage the rights or property values of other persons in the area.

e. Allow actions without the amendments to this ordinance or map(s) required in Section 9.09(1).

f. Allow any alteration of an historic structure, including its use, which would preclude its continued designation as an historic structure.

4. When a floodplain variance is granted the Board shall notify the applicant in writing that it may increase flood insurance premiums and risks to life and property. A copy shall be maintained with the variance record.

(e) Review appeals of permit denials.

1. The Board of Adjustment shall review all data related to the appeal. This may include:

a. Permit application data listed in Section 9.08(1)(b).

b. Floodway/floodfringe determination data in Section 9.06(4).

c. Data listed in Section 9.04(3)(a)2. where the applicant has not submitted this information to the Zoning Administrator.

d. Other data submitted with the application, or submitted to the Board with the appeal.

2. For appeals of all denied permits the Board shall:

a. Follow the procedures of Section 9.08(3);

b. Consider zoning agency recommendations; and

c. Either uphold the denial or grant the appeal.

3. For appeals concerning increases in regional flood elevation the Board shall:

a. Uphold the denial where the Board agrees with the data showing an increase in flood elevation. Increases equal to or greater than 0.01 foot may only be allowed after amending the flood profile and map and all appropriate legal arrangements are made with all adversely affected property owners.

b. Grant the appeal where the Board agrees that the data properly demonstrates that the project does not cause an increase equal to or greater than 0.01 foot provided no other reasons for denial exist.

(4) Floodproofing.

(a) No permit or variance shall be issued until the applicant submits a plan certified by a registered professional engineer or architect that the floodproofing measures will protect the structure or development to the flood protection elevation.

(b) Floodproofing measures shall be designed to:

1. Withstand flood pressures, depths, velocities, uplift and impact forces and other regional flood factors;

2. Protect structures to the flood protection elevation;

3. Anchor structures to foundations to resist flotation and lateral movement; and

4. Insure that structural walls and floors are watertight to the flood protection elevation, and the interior remains completely dry during flooding without human intervention.

(c) Floodproofing measures could include:

1. Reinforcing walls and floors to resist rupture or collapse caused by water pressure or floating debris.

2. Adding mass or weight to prevent flotation.

3. Placing essential utilities above the flood protection elevation.

4. Installing surface or subsurface drainage systems to relieve foundation wall and basement floor pressures.

5. Constructing water supply wells and waster treatment systems to prevent the entry of flood waters.

6. Putting cutoff valves on sewer lines or eliminating gravity flow basement drains.

(5) Public information.

(a) Where useful, marks on bridges or buildings or other markers may be set to show the depth of inundation during the regional flood at appropriate locations within the floodplain.

(b) All available information in the form of maps, engineering data and regulations shall be readily available and should be widely distributed.

(c) All legal descriptions of property in the floodplain should include information relative to the floodplain zoning classification when such property is transferred.

9.09 Amendments.

(1) General. The Sauk County Board of Supervisors may change or supplement the floodplain zoning district boundaries and this ordinance in the manner provided by law. Actions which require an amendment include, but are not limited to, the following:

(a) Any change to the official floodplain zoning map, including the floodway line or boundary of any floodplain area.

(b) Correction of discrepancies between the water surface profiles and floodplain zoning maps.

(c) Any fill in the floodplain which raises the elevation of the filled area to a height at or above the flood protection elevation and is contiguous to land lying outside the floodplain.

(d) Any fill or floodplain encroachment that obstructs flow, increasing regional flood height 0.01 foot or more.

(e) Any upgrade to a floodplain zoning ordinance text required by Wis. Adm. Code § NR 116.05, or otherwise required by law, or for changes by the County.

(f) All channel relocations and changes to the maps to alter floodway lines or to remove an area from the floodway or the floodfringe that is based on a base flood elevation from a FIRM requires prior approval by FEMA.

Note: Consult the FEMA web site - www.fema.gov - for the map change fee schedule.

(2) Procedures. Ordinance amendments may be made upon petition of any interested party according to the provisions of Wis. Stat. § 62.23, for cities and villages, or Wis. Stat. § 59.69, for counties. Such petitions shall include all necessary data required by Wis. Stat. § 9.06(4)(1)(d) and 9.08(1)(b).

(a) The proposed amendment shall be referred to the zoning agency for a public hearing and recommendation to the Sauk County Board of Supervisors. The amendment and notice of public hearing shall be submitted to the Department Regional office for review prior to the hearing. The amendment procedure shall comply with the provisions of Wis. Stat. § 59.69.

(b) No amendments shall become effective until reviewed and approved by the Department.

(c) All persons petitioning for a map amendment that obstructs flow, increasing regional flood height 0.01 foot or more, shall obtain flooding easements or other appropriate legal arrangements from all adversely affected property owners and notify local units of government before the amendment can be approved by the governing body.

(d) For amendments in areas with no water surface profiles, the zoning agency or board shall consider data submitted by the Department, the Zoning Administrator's visual on-site inspections and other available information (See § 9.03(4) of this chapter).

9.10 Enforcement and penalties.

Any violation of the provisions of this ordinance by any person shall be unlawful and shall be referred to the Sauk County Corporation Counsel for prosecution. A violator shall, upon conviction, forfeit to Sauk County a penalty of not less than \$100.00 and not more than \$1,000.00 together with a taxable cost of such action. Each day of continued violation shall constitute a separate offense. Every violation of this ordinance is a public nuisance and the creation and existence of said nuisance may be enjoined and the maintenance may be abated by action at suit of the County, the state, or any citizen thereof pursuant to Wis. Stat. § 87.30.

As adopted by the Sauk County Board of Supervisors on January 21, 1992, by Ordinance 7-92, and effective upon approval by the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency pursuant to 59.971(6) & 87.30(1)(b), Stats., January 30, 1992. Amended by the Sauk County Board of Supervisors on April 17, 2001 - Ordinance No. 12-01. Amended by the Sauk County Board of Supervisors on December 16, 2003 - Ordinance Nos. 162-2003 and 163-2003. Repealed and recreated by the Sauk County Board of Supervisors on December 18, 2007 - Ordinance No. 126-07. **Amended by the Sauk County Board of Supervisors on December 15, 2009 – Ordinance No. ###-09.**

OFFICE OF
SAUK COUNTY PLANNING AND ZONING

SAUK COUNTY WEST SQUARE BUILDING

505 BROADWAY

BARABOO, WI 53913

Telephone: (608) 355-3285

NOTICE

PLEASE TAKE NOTICE, that the Planning, Zoning and Land Records Committee of the Sauk County Board of Supervisors will hold a public hearing on November 24, 2009, at 10:00 a.m., or as soon thereafter as the matter may be heard, in the County Board Room at the Sauk County West Square Building in the City of Baraboo to consider:

- I. A. Petition 14-2009 Ordinance Amendment. A petition to amend the Sauk County Shoreland Protection Ordinance and Floodplain Zoning Ordinance to reflect updated Flood Insurance Rate Maps and Flood Boundary and Floodway Maps of the Sauk County Flood Insurance Study prepared by the Federal Emergency Management Agency.
- B. Testimony of persons to appear at the public hearing; any person so desiring will be given a reasonable opportunity to express their opinions on the matter before the Committee.
- II. A. The primary purpose of the petition is amend Sauk Co. Code § 8.03(1)(d)3 and Sauk Co. Code § 9.03(2)a to reference updated Flood Insurance Rate Maps to read as follows:

8.03(1)(d)3. Floodplain zoning maps identified as Flood Insurance Rate Maps (FIRM) and dated December 18, 2009, and subsequent map amendments.

9.02(2)(a) Official Maps. Based on the FIS. Flood Insurance Rate Maps (FIRM), panel number 55111 0025-0701, December 18, 2009; Approved by DNR and FEMA.

The amendment will qualify property owners in the unincorporated areas of Sauk County for federal funding following a flooding event.
- B. Any person desiring more information may contact the Sauk County Planning and Zoning Office, Brian Simmert at the Sauk County West Square Building (Telephone 608/355-3285).

Date: November 3, 2009

SAUK COUNTY PLANNING, ZONING AND LAND RECORDS COMMITTEE

BY: BRIAN SIMMERT
Sauk County Department of Planning and Zoning
505 Broadway Street
Sauk County West Square Building
Baraboo, WI 53913

To be published November 9, 2009 and November 16, 2009

For office use only: Pet. No. 14-2009

If you have a disability and need help, reasonable accommodations can be made for those so requesting provided that a 48 hour notice is given. Please call 608-355-3285 or TDD 608-355-3490.

RESOLUTION NO. 175-09

ACCEPTING BIDS ON TAX-DELINQUENT REAL ESTATE
ACQUIRED BY SAUK COUNTY

WHEREAS, your Property and Resource Committee has appraised certain property, acquired by Sauk County as tax-delinquent real estate, pursuant to the Wisconsin Statutes; and,

WHEREAS, the Sauk County Clerk has advertised the sale and appraised value of such real estate in a Class III Notice under Chapter 985 of the Wisconsin Statutes; and,

WHEREAS, at 9:00 a.m. on November 23, 2009, the Sauk County Deputy Clerk and Sauk County Treasurer opened bids for said property, the successful bidder indicated, with all parcels not receiving sufficient bids being omitted; said properties receiving sufficient bids described below:

THE FOLLOWING PROPERTIES IN THE TOWN OF DELTON:

008-0041 S4-12-6 SW1/4 SW1/4 40.0A
Appraised value: \$7,500.00
Bid: \$27,000.00
Submitted by: Richard Hainz, 930 Rosemary Ln, Baraboo, WI 53913

THE FOLLOWING PROPERTIES IN THE TOWN OF LAVALLE:

024-2870 REMINGTON ADD TO BRANIGAR'S DUTCH HOLLOW
LAKE LOT 843
Appraised value: \$1,700.00
Bid: \$2,009.00
Submitted by: Helene Full, S2910 Fairway Dr, Reedsburg, WI 53959

THE FOLLOWING PROPERTIES IN THE TOWN OF WOODLAND:

044-1231 NETHERLANDS ADD TO BRANIGAR'S DUTCH HOLLOW
LAKE LOT 598
Appraised value: \$1,100.00
Bid: \$2,815.00
Submitted by: Wm & Kimberly Emerson, 3830 Co. Rd C, Spring Green, WI 53588

COPY

WHEREAS, Sauk County is now authorized by § 75.69 of the Wisconsin Statutes to accept the bids exceeding the appraised value of said property deemed most advantageous to it.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors met in regular session, that the Sauk County Clerk is hereby instructed to issue Quit Claim Deeds for the above described real property to the above-named successful bidders upon receipt in full of the amounts of said bids by the Sauk County Treasurer;

AND BE IT FURTHER RESOLVED that the Sauk County Clerk is also authorized to accept the next successful bid exceeding the appraised value of any parcel if the successful bidder on said property does not make payment within a reasonable time as instructed by the Clerk.


For consideration by the Sauk County Board of Supervisors on December 15, 2009.

Respectfully submitted,

SAUK COUNTY PROPERTY AND RESOURCE COMMITTEE:


VIRGIL HARTJE, Chairperson


LARRY YOLZ


AL DIPPEL


CHARLES MONTGOMERY


SHAWN M. POSEWITZ

FISCAL NOTE:

Funds received provide sufficient revenue to reimburse Sauk County for its costs invested in the property. *KPB*

s:/ccounsel/12/12bids9res

ACCEPTING THE CDBG-EAP SUPPLEMENTAL AWARD AND GRANTING AUTHORITY TO THE REVOLVING LOAN FUND COMMITTEE TO PROCESS LOAN REQUESTS

WHEREAS, Sauk County has been awarded an additional \$2,000,000 in Community Development Block Grant-Emergency Assistance Program (CDBG-EAP) Supplemental Business Assistance monies, \$54,625 for road repairs, \$6,563 for airport repairs, and \$50,000 for Baraboo River clean-up; and,

WHEREAS, this award is designed to address unmet business needs specific to flood recovery, including flood damages to structures, as well as lost business, since a robust and growing local economy is essential to the health and well being of all Sauk County communities; and,

WHEREAS, the award also funds unfunded infrastructure repairs and remediation for roads, airport facilities, and the waterways; and,

WHEREAS, a streamlined process is desired to expedite the processing of requests for funds; and,

WHEREAS, the Wisconsin Department of Commerce requires that the County distribute the awarded monies to businesses affected by the 2008 flood event through grants and loans.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that Sauk County accept the additional CDBG-EAP supplemental award in the amount of \$2,000,000 in business assistance monies, \$54,625 for road repairs, \$6,563 for airport repairs, and \$50,000 for Baraboo River clean-up; and,

BE IT FURTHER RESOLVED, that the Revolving Loan Fund Committee is authorized to oversee the distribution of individual awards.


For consideration of the Sauk County Board of Supervisors on December 15, 2009.

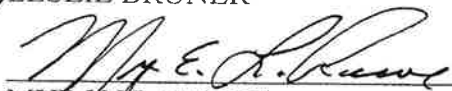
Respectfully submitted,

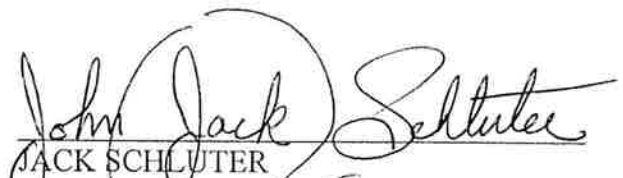
REVOLVING LOAN FUND COMMITTEE

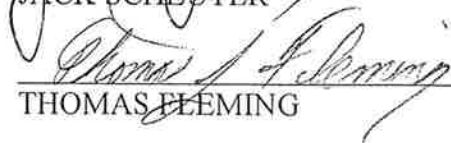

TOMMY LEE BYCHINSKI, Chairperson


JULIE ALIBRANDO


LESLIE BRUNER


MYRON LAROWE


JACK SCHLUTER


THOMAS FLEMING

DON STEVENS

COPY

Fiscal note: No levy impact. Administration funds of \$30,000 will be utilized to cover costs associated with grant or loan processing and award. *AS*

MIS Note: No MIS Impact.