

**SAUK COUNTY BOARD OF SUPERVISORS
CONSERVATION, PLANNING, AND ZONING COMMITTEE
Thursday, December 13, 2012 – County Board Room/Gallery, West Square Building**

Conservation, Planning, and Zoning (CPZ) Committee members present: J. Ashford, J. Dietz, F. Halfen, J. Lehman, D. Nobs, D. Polivka, R. Puttkamer

Others present: B. Bailey, S. Cohoon, K. Felton, M. Krueger, B. Michalek, C. Miller, P. Pohle, K. Schauf, B. Simmert, S. Sorenson, T. Stieve, B. Vaillancourt

At 9:00 a.m. Chair Lehman called the Conservation, Planning, and Zoning Committee to order and certified to be in compliance with the Open Meetings Law.

Adopt agenda: Motion by Ashford/Polivka to adopt the agenda. Motion carried, all members in favor.

Adopt minutes of previous meeting-November 8: Motion by Polivka/Halfen to adopt the minutes as presented at the meeting from the November 8 Conservation, Planning, and Zoning Committee meeting. Motion carried, all members in favor.

Public comment: Polivka stated that at a recent CPZ Committee meeting he commented that he had been told that the CPZ Department was supposed to be testing water and reporting to this committee each month as per the Land and Water Resource Management (LWRM) Plan. He read the LWRM Plan, and CPZ staff are doing what they are supposed to be doing.

Communications:

a. Federal Emergency Management Agency (FEMA), Mirror Lake dam breach adoption, Lake Redstone dam breach adoption extension - We expect to receive the Letter of Final Determination Date to be May 20, 2013, and the final effective date to be November 20, 2013. In January the Committee will be asked to extend the moratorium which expires on January 31, 2012, to November 30, 2013.

b. The Ritzer driveway is still under investigation. The Corps of Engineers gave a letter to Ritzer with three options. We granted a permit; he needs to explain why he would want to go wider.

c. MSA is working on the tree revetment work for the Clark Creek project and beginning the engineering work. After engineering is complete, we will have a public meeting to see what they recommend. DNR is a partner in the project. A number of trees may come off the DNR property. Tours may be offered due to this being a fairly unique procedure.

d. Lehman questioned the possibility of contaminated wells in Lime Ridge as he had heard from his constituents. Krueger stated he is working with the DNR.

Discussion and possible action on future alternatives to hazardous waste disposals at Clean Sweep: A report on the total expenses and amounts of wastes collected at the 2012 Clean Sweeps were presented to the Committee. Committee requested to find out the amounts collected by Helping Hands at the events. Tim Stieve stated he is a proponent of regular hazardous waste collection instead of one shot deals. He spoke with Dane County about

contracting with Sauk County to allow our residents to take their hazardous waste to them throughout the year. They would charge us an annual \$3,000 to administer the program, and we would be charged \$50 for every person that utilizes their system. A voucher system would be needed. This would not be a total replacement of the current Clean Sweep program just a supplement to it. The Committee was concerned about deferring money away from our program and that it would be more expensive. Committee asked Stieve to find out if they would waive the up-front \$3,000 fee and charge each participant \$75-\$100 instead.

Land Records Modernization:

- a. Department reports and updates: Felton presented the department report.
- b. Review and approval of vouchers: Motion by Ashford/Polivka to approve vouchers in the amount of \$21,792.89. Motion carried, all in favor.

Register of Deeds:

- a. Department reports and updates: Bailey stated that the redaction process started about two weeks ago; it is working quite well but is labor intensive. He notified the Finance Committee about collecting the additional \$5 recording fee in 2013.
- b. Review and approval of vouchers: Motion by Halfen/Polivka to approve the vouchers in the amount of \$4,616.88. Motion carried, all in favor.

Discussion on Chapter 7 zoning ordinance concepts, process, and timeframe: Simmert stated that the final draft of Chapter 7 will be done by the end of next week, and it will be brought to the first January meeting for review. In late January/early February they will take it out to the towns for input. Also offering the towns the option to provide written comments. In January we will present a draft resolution to the towns to adopt which will send a message that they desire this ordinance. Intend to give a presentation to County Board in February. Hope to have a public hearing with this Committee on March 26 with the final version and will invite also invite townships that do not have county zoning. Then we will take it to the April County Board.

Simmert informed that regarding ATCP49, DATCP approved the uses that we have are in fact acceptable and meet Chapter 91. Regarding the Conditional Use Permit/Planned Unit Development (PUD) cluster lot program we are in receipt of draft rule for ATCP 49, conferred with Corporation Counsel, and DATCP has come pretty close, and we will be able to maintain our current program. There is one small problem that at the time the first lot is created, it would be created as a base farm tract. We can work with that. Can maintain 95% of our program. Want to confer with DATCP that we are interpreting it correctly about maintaining our program.

Simmert noted that the letters are going out this week to the Farmland Preservation Plan stakeholders. Meetings will begin in January.

Discussion and possible action on a conditional use permit for a Planned Unit Development (PUD) cluster lot located in S20,T.9N.R.4E, Town of Franklin, Sauk County by Scott Bongard pursuant to Section 7.12 of the Sauk County Code of Ordinances: Simmert presented the staff report and background information. The property is for sale with two options. Motion by Ashford/Polivka to approve permit and Section 3 of the Conditional Use Permit. Motion carried, all in favor.

Review and possible approval of Land and Water Resource Management Plan extension: Michalek noted we have been granted a five-year extension of the Plan to expire on December 31, 2017. Motion by Polivka/Puttkamer to authorize the five-year extension and Chair Lehman to sign the letter to DATCP approving the extension. Motion carried, all in favor.

Review and acceptance of 2012 donations: Pohle presented the 2012 donations received by the department totaling \$2,445 and also certificates from Culver's. Motion by Ashford/Polivka to accept the donation list presented. Motion carried, all in favor.

Review and possible approval of attendance at Discovery Farms Crop Management in the 21st Century conference-December 12: No action required as no CPZ Committee member attended.

Conservation, Planning, and Zoning Department

- a. Department reports and updates: Michalek briefly reviewed the department report.
 - i. Letter on financial assurance for nonmetallic mining - Sorenson noted they want to get the financial assurance procedure in place before any mine operators go bankrupt. He has been working with Corporation Counsel, and operators have been notified of the procedure changes for the Irrevocable Letter of Credit for Reclamation Permit for Non-Metallic Mines. One operator requested to submit a cashier's check. Will review this new financial assurance with Corporation Counsel. There is room in ordinance to accept or not accept the cashier check. Committee recommended to not accept the cashier's check.
 - ii. Sorenson stated that the City of Reedsburg contacted the CPZ Department regarding two mines in the Extra-Territorial (ET) area of the City of Reedsburg. They have control over the two mines, and they have been collecting fees for the mines but they do not have a process for blasting or a mining ordinance. They want Sauk County to oversee the mines in the ET. The City of Reedsburg must move their mine sites from the ET zone before the County would administer.
- b. Review and approval of vouchers: Motion by Polivka/Nobs to approve 2012 vouchers in the total amount of \$56,502.89. Motion carried, all in favor.

Reports

- a. Natural Resources Conservation Service (NRCS) report: Miller informed the Committee the Environmental Quality Incentive Program (EQIP) signup is going until mid-January. All payments but one have been made for Conservation Security Program (CSP) who requested to receive in 2013. Have been working on the wetlands requests that have come in with Sorenson. We had a meeting with Corps of Engineers and DNR on how to handle wetlands/farm drainage issues. There is no Farm Bill yet but they have been told they will get the money. They are looking at watershed approaches for some funding options.
- b. Farm Service Agency (FSA) report: Puttkamer noted no approvals have been done because there is no Farm Bill. A lot of participants are getting out of the Conservation Reserve Program (CRP) when their contracts expire and putting land back into production. Janice Hill got on the County Committee in the recent election.
- c. Foresters' report: None.
- d. Economic Development Committee report: Polivka noted there have not been any meetings.

e. Mirror Lake District report: Nobs stated they approved up to \$35,000 to buy the weed cutter from the Village of Lake Delton. At the meeting next week they will sign the formal contract.

f. Lake Virginia Management District report: Nobs noted they had their quarterly meeting last Saturday. After all repairs are done at the dam, will ask the County to take over the dam. Harvestable trees were removed from Toeder Park and doing some plantings. There will be a fishing clinic and lunch on the lake next summer.

g. Lake Redstone Management District report: Dietz stated they had a meeting with the CPZ Department and are pleased with the working relationship. Working over the winter on the projects. The Lake Fair will include station programs to educate on the health of the lake on June 22.

Next meeting of the Conservation, Planning, and Zoning Committee will be held at 9:00 a.m. on Thursday, January 10 and Tuesday, January 22.

Motion by Ashford/Nobs to adjourn at 11:30 a.m. Motion carried, all members in favor.

Respectfully submitted,

Don Nobs, Secretary