



# GREEN LAKE COUNTY

571 County Road A, Green Lake, WI 54941

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The following documents are included in the packet for the Land Use Planning & Zoning Committee meeting on Thursday, February 6, 2020.

Packet Pages:

- 1-2 AMENDED Agenda
- 3-4 Draft meeting minutes from December 5, 2019
- 5-9 Financial reports for November, 2019
- 10-17 Financial reports for December, 2019
- 18-24 2019 Annual Report
- 25 Email from county resident re: allowing campers in A-1 Zoning District
- 26-43 Proposed POWTS Ordinance Amendments
- 44-47 Robin's Nest Resorts, LLC
- 48-49 Cash Deposit for Citations
- 50-53 Fees/Forfeitures Tables
- 54 Public Hearing Notice

55-65 **Item I: Owner:** Robert Glenn Herrmann Estate, **Agent:** Gerald L. Herrmann, Personal Representative **General legal description:** N6639 Valley View Dr, Parcel #004-00222-0700, Lot 1 Certified Survey Map 1190 excluding Lot 1 Certified Survey Map 2035; Part of the SW $\frac{1}{4}$  and SE $\frac{1}{4}$  of Section 11, T16N, R13E; Town of Brooklyn. **Request:** Rezone request from A-2 General Agriculture District to R-1 Single-Family Residence District, to be identified by certified survey map.

66-76 **Item II: Owner/Applicant:** Scott O Sommers **General legal description:** N2992 County Road B H, Parcel #014-00767-0000, Part of the SW $\frac{1}{4}$  of Section 30, T15N, R12E,  $\pm$ 40 acres, Town of Marquette. **Request:** Rezone  $\pm$ 3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District, to be identified by certified survey map.

77-93 **Item III: Owner/Applicant:** Beuthin Family Recreational Trust - Larry E Beuthin **Agent:** Cloud 1, LLC - Jay Wendt, Representative **General legal description:** N4145 Lakeview Rd, Parcel #006-00127-0000 ( $\pm$ 45.8 acre parcel), Part of the SE $\frac{1}{4}$  of Section 7, T15N, R13E, Town of Green Lake,  $\pm$ 2.5 affected acres. **Request:** Conditional use permit request for a communication facility/tower with a mobile service facility.



# GREEN LAKE COUNTY

## Land Use Planning & Zoning Committee

Robert Lyon, Chairman      Harley Reabe, Vice-Chair  
William Boutwell      Curt Talma      Peter Wallace

Date: **Thursday, February 6, 2020**      Time: **1:30 p.m.**

Green Lake County Government Center, Room #0902

571 County Road A, Green Lake, WI 54941

Office: (920) 294-4156      FAX: (920) 294-4198

Email address: [zoning@co.green-lake.wi.us](mailto:zoning@co.green-lake.wi.us)

**AMENDED Agenda 01/23/2020 cd**

**AMENDED 02/03/2020 mek**

1. Call to Order
2. Pledge of Allegiance
3. Certification of Open Meeting Law
4. Minutes: 12/5/19
5. Public comments: 3-minute limit
6. Public appearances
  - a. John Loberg – Hunting cabins  $\geq$ 500 sqft
  - b. **Scott Heilman – setbacks for residential properties**
7. Department activity reports
  - a. Financial reports for November and December
  - b. Land use & septic permits for November and December
  - c. Violation reports
  - d. **2019 Annual Report**
8. Department/Committee activity
  - a. Discuss camper and boat storage on agriculturally-zoned parcels
  - b. Discuss certain non-building structures as to whether the zoning ordinance requires a permit
  - c. Private Sewage Ordinance updates
  - d. **Request for Line Item Transfer**
  - e. **Staff Update – Administrative Assistant**
9. Robin's Nest Resort conditional use permit complaint and recommendation
10. Set cash deposit amounts for ordinance
11. Violation Notice – Forfeiture Accrual Policy

### **3:00 p.m. Public Hearing**

**Item I: Owner:** Robert Glenn Herrmann Estate, **Agent:** Gerald L. Herrmann, Personal Representative **General legal description:** N6639 Valley View Dr, Parcel #004-00222-0700, Lot 1 Certified Survey Map 1190 excluding Lot 1 Certified Survey Map 2035; Part of the SW $\frac{1}{4}$  and SE $\frac{1}{4}$  of Section 11, T16N, R13E; Town of Brooklyn. **Request:** Rezone request from A-2 General Agriculture District to R-1 Single-Family Residence District, to be identified by certified survey map.

- a. Public Testimony/Comment: 10-minute time limit
- b. Committee Discussion & Deliberation
- c. Committee Decision
- d. Execute Ordinance/Determination Form

**Item II: Owner/Applicant:** Scott O Sommers **General legal description:** N2992 County Road B H, Parcel #014-00767-0000, Part of the SW<sup>1</sup>/<sub>4</sub> of Section 30, T15N, R12E, ±40 acres, Town of Marquette. **Request:** Rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District, to be identified by certified survey map.

- a. Public Testimony/Comment: 10-minute time limit
- b. Committee Discussion & Deliberation
- c. Committee Decision
- d. Execute Ordinance/Determination Form

**Item III: Owner/Applicant:** Beuthin Family Recreational **Trust** - Larry E Beuthin **Agent:** Cloud 1, LLC - Jay Wendt, Representative **General legal description:** N4145 Lakeview Rd, Parcel #006-00127-0000 (±45.8 acre parcel), Part of the SE<sup>1</sup>/<sub>4</sub> of Section 7, T15N, R13E, Town of Green Lake, ±2.5 affected acres. **Request:** Conditional use permit request for a communication facility/tower with a mobile service facility.

- a. Public Testimony/Comment: 10-minute time limit
- b. Committee Discussion & Deliberation
- c. Committee Decision
- d. Execute Ordinance/Determination Form

12. Future committee activities

- a. Future agenda items
- b. Meeting date: March 5, 2020  
Business meeting 4:30 p.m. - Public hearing 5:30 p.m.

Adjourn

**Please note:**  
Meeting area is accessible to the physically disabled. Anyone planning to attend, who needs visual or audio assistance, should contact the Land Use Planning & Zoning Dept. at 294-4156, no later than 3 days before the meeting.

**GREEN LAKE COUNTY  
LAND USE PLANNING AND ZONING  
COMMITTEE MEETING MINUTES  
Thursday, December 5, 2019**

**CALL TO ORDER**

Vice Chairman Reabe called the meeting of the Land Use Planning and Zoning Committee to order at 4:30 p.m. in the Green Lake County Government Center, County Board Room #0902, Green Lake, WI. The requirements of the open meeting law were certified as being met.

**PLEDGE OF ALLEGIANCE**

Present: **Harley Reabe, Curt Talma, Peter Wallace**

Absent: **William Boutwell, Robert Lyon**

Also Present: **Matt Kirkman, Land Use Planning and Zoning Director  
Carole DeCramer, Committee Secretary  
Dawn N. Klockow, Corporation Counsel**

**APPROVAL OF MINUTES**

**Motion by Wallace/Talma, unanimously carried, to approve the corrected 11/07/19 minutes.**

**PUBLIC COMMENTS**

Dale & Lisa Walker, 359 S. Main Street, Markesan – Stated that they noticed campers were being discussed at this meeting and they want the committee to know that they are hopeful that the committee will consider allowing campers in agriculturally zoned areas. They discussed this with the Town of Mackford officials and the town officials don't have a problem with campers as long as they are not being used for living or sleeping quarters.

**DEPARTMENT ACTIVITY REPORTS**

**a. Financial reports**

Kirkman discussed the monthly financial reports, land use permits, and sanitary permits reports.

**b. Permits**

Kirkman explained the list of issued land use and sanitary permits for the month of September.

**c. Violations**

The committee discussed land use and septic violations.

**DEPARTMENT/COMMITTEE ACTIVITY**

**a. Discuss camper and boat storage on agriculturally-zoned parcels**

Kirkman – As a result of last month's committee meeting, it was decided to keep this on the agenda.

Reabe – An email was received from the Walkers and, since this was not listed on the agenda under *Correspondence*, this will be placed on the February agenda for further discussion. It's important that all five committee members be present for discussion.

**b. Discuss certain non-building structures as to whether the zoning ordinance requires a permit**

Kirkman – Explained that some properties have solar arrays and one of these arrays is located seven feet from the lot line. The property owner didn't realize that they needed a permit and now a permit can't be issued because they are within the side-yard setback. There are other things, such as a basketball hoops, LP tanks, outdoor wood burners, TV antennas, windmills, etc., that may also have the same issue. The committee can determine if these things require a land use permit.

Talma stated that he wouldn't consider that list of items structures. Reabe asked that staff do more research and bring it back to the committee. The committee directed staff to place on hold the property with the solar array within the setback until a decision is made as to whether or not a permit is required.

**c. Private Sewage Ordinance updates**

Kirkman – Will do a complete overhaul of the ordinance and then forward to the committee for review.

**ROBIN'S NEST RESORT CONDITIONAL USE PERMIT COMPLAINT AND RECOMMENDATION**

Kirkman – The department received a complaint regarding the Robin's Nest Resort. More specifically, the trees that were outlined in the conditional use permit and concept plan have not reached a height that blocks the view and noise from neighboring properties.

After reviewing the complaint, the committee asked that this be placed on the February agenda and that the list of conditions and the concept plan be included in the meeting packet so the committee has a chance to review it before the meeting.

**FUTURE COMMITTEE ACTIVITIES**

- a. Future agenda items:**
- b. Next meeting date**
  - February 6, 2020
  - Business meeting – 1:30 p.m.
  - Public hearing – 3:00 p.m.

**ADJOURN**

**5:41 p.m. Meeting adjourned.**

**RECORDED BY**

Carole DeCramer  
Committee Secretary

**APPROVED ON:**

FEES RECEIVED		NOVEMBER				YEAR-TO-DATE				BUDGET
		2018		2019		2018		2019		2019
		NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT	
<b>LAND USE PERMITS</b>										
Residential	New	1	500	-	-	21	9,550	17	11,200	-
	Alterations	10	1,650	6	1,200	93	16,300	114	19,900	-
Commercial	New	1	150	-	-	5	1,350	4	6,150	-
	Alterations	1	150	-	-	9	1,250	2	1,650	-
Agricultural	New	-	-	1	150	13	3,050	12	2,400	-
	Alterations	1	150	1	150	3	300	6	900	-
Other	New	-	-	-	-	-	-	2	-	-
	Alterations	-	-	-	-	-	-	-	-	-
Other	New	-	-	-	-	-	-	-	-	-
	Alterations	-	-	-	-	-	-	-	-	-
Misc.	Denied/Refunded	-	-	-	-	-	-	-	-	-
	Permit Renewals	-	-	-	-	-	-	-	-	-
<b>Total</b>		14	\$ 2,600	8	\$ 1,500	144	\$ 31,800	157	\$ 42,200	\$ 34,800 121%
<b>SANITARY PERMITS (POWTS)</b>										
Residential	New	3	715	1	355	18	4,990	23	6,125	-
	Replacement	7	1,570	9	2,540	46	11,750	58	16,005	-
	Reconnect	2	560	-	-	9	2,670	3	840	-
	Modify	-	-	-	-	3	580	1	150	-
	Repairs	-	-	-	-	-	-	-	-	-
	Additional Fees	-	-	2	150	-	-	2	150	-
Commercial	New	-	-	-	-	2	635	2	635	-
	Replacement	-	-	-	-	-	-	1	280	-
	Reconnect	-	-	-	-	1	280	-	-	-
	Modify	-	-	-	-	-	-	-	-	-
	Additional Fees	-	-	-	-	-	-	-	-	-
<b>Total</b>		12	\$ 2,845	12	\$ 3,045	79	\$ 20,905	90	\$ 24,185	\$ 24,600 98%
<b>NON-METALLIC MINING PERMITS</b>										
Annual Permit Fees		-	-	2	1,600	18	15,300	20	16,900	-
<b>Total</b>		-	\$ -	2	\$ 1,600	18	\$ 15,300	20	\$ 16,900	\$ 15,300 110%
<b>BOARD OF ADJUSTMENT</b>										
Special Exception		-	-	-	-	-	-	-	-	-
Variances		1	375	1	375	4	1,500	5	1,875	-
Appeals		-	-	-	-	-	-	-	-	-
<b>Total</b>		1	\$ 375	1	\$ 375	4	\$ 1,500	5	\$ 1,875	\$ 1,500 125%
<b>PLANNING &amp; ZONING COMMITTEE</b>										
Zoning Change		-	-	-	-	17	6,375	13	4,875	-
Conditional Use Permits		-	-	-	-	5	1,875	5	1,875	-
Variance		-	-	1	375	1	375	1	375	-
<b>Total</b>		-	\$ -	1	\$ 375	23	\$ 8,625	19	\$ 7,125	\$ 8,625 83%
<b>MISC.</b>										
Rental Weatherization		-	-	-	-	-	-	-	-	-
Wisconsin Fund		-	-	1	100	-	-	1	100	-
Applied Funds - Code Enforcement		-	-	-	-	-	-	-	-	-
Fees & Forfeitures		-	-	-	-	-	-	1	860	-
<b>Total</b>		-	\$ -	1	\$ 100	-	\$ -	1	\$ 960	\$ - 0%
<b>SURVEYOR</b>										
Certified Survey Maps		2	330	3	510	27	4,665	46	7,905	6,000
Preliminary Plats		-	-	-	-	-	-	-	-	-
Final Plats		-	-	-	-	-	-	-	-	-
Applied Funds: County Surveyor		-	-	-	-	-	-	-	-	9,500
Applied Funds: Special Survey Projects		-	-	-	-	-	2,719	-	-	15,000
<b>Total</b>		2	\$ 330	3	\$ 510	27	\$ 7,384	46	\$ 7,905	\$ 30,500 26%
<b>GIS (Geographic Information System)</b>										
Map Sales		-	75	-	-	-	160	-	85	200
Land Records Transfer		-	2,704	-	-	-	27,369	-	-	24,500
Land Information Grant		-	-	-	-	-	9,500	-	9,500	9,080
<b>Total</b>		-	\$ 2,779	-	\$ -	-	\$ 37,029	-	\$ 9,585	\$ 33,780 28%
<b>GRAND TOTAL</b>										
		29	8,929	28	7,505	295	122,543	338	110,735	\$ 149,105
										<b>Total</b> 74%

GREEN LAKE COUNTY

For 11/01/19 - 11/30/19

Revenue Summary Report

FJRES01A

Periods 11 - 11

Land Use & Zoning Month End Revenue

MER100-10-P&Z

<u>Account No/Description</u>	<u>Budget Amount</u>	<u>Period Amount</u>	<u>Y-T-D Amount</u>	<u>Balance</u>	<u>Percent Received</u>
10 Land Use Planning and Zoning					
19-100-10-44400-000-000 Land Use Permits	34,800.00	1,500.00	42,200.00	-7,400.00	121.26
19-100-10-44400-001-000 BOA Public Hearing	1,500.00	375.00	1,500.00	.00	100.00
19-100-10-44400-002-000 PZ Public Hearing	8,625.00	375.00	7,500.00	1,125.00	86.96
19-100-10-44409-000-000 Non-Metallic Mining	15,300.00	1,600.00	16,900.00	-1,600.00	110.46
19-100-10-44410-000-000 Sanitary Permits	24,600.00	3,045.00	24,185.00	415.00	98.31
19-100-10-44411-000-000 Wisconsin Fund Applications	.00	100.00	100.00	-100.00	.00
19-100-10-45110-000-000 Fines & Forfeitures	.00	.00	860.00	-860.00	.00
19-100-10-46131-001-000 GIS Map Sales	200.00	.00	85.00	115.00	42.50
19-100-10-46131-002-000 Strategic Fund	9,080.00	.00	.00	9,080.00	.00
19-100-10-46762-000-000 Certified Survey Maps	6,000.00	510.00	7,905.00	-1,905.00	131.75
19-100-10-47411-000-000 Interdepartment transfer/Land Records	24,500.00	.00	.00	24,500.00	.00
19-100-10-49320-000-000 Applied Funds	9,500.00	.00	9,500.00	.00	100.00
10 Land Use Planning and Zoning	134,105.00	7,505.00	110,735.00	23,370.00	82.57

For 11/01/19 - 11/30/19

Expenditure Summary Report

FJEXS01A

Periods 11 - 11

Land Use & Zoning Month End Expenses

MEE100-10-P&Z

<u>Account No/Description</u>	<u>Adjusted Budget</u>	<u>Y-T-D Encumb</u>	<u>Period Expended</u>	<u>Y-T-D Expended</u>	<u>Available Balance</u>	<u>Percent Used</u>
<b>10 Land Use Planning and Zoning</b>						
<b>53610 Code Enforcement</b>						
19-100-10-53610-110-000 Salaries	295,708.00	.00	11,577.43	226,384.42	69,323.58	76.56
19-100-10-53610-140-000 Meeting Payments	1,425.00	.00	.00	275.83	1,149.17	19.36
19-100-10-53610-151-000 Social Security	22,625.00	.00	841.04	17,952.93	4,672.07	79.35
19-100-10-53610-153-000 Ret. Employer Share	19,372.00	.00	758.33	16,072.07	3,299.93	82.97
19-100-10-53610-154-000 Health Insurance	61,985.00	.00	2,234.72	47,621.14	14,363.86	76.83
19-100-10-53610-155-000 Life Insurance	589.00	.00	.00	467.67	121.33	79.40
19-100-10-53610-210-002 Professional Services-SRV	9,500.00	.00	1,000.00	10,000.00	-500.00	105.26
19-100-10-53610-210-003 Miscellaneous Fees	300.00	.00	.00	375.00	-75.00	125.00
19-100-10-53610-225-000 Phone Service	308.00	.00	-7.01	123.27	184.73	40.02
19-100-10-53610-242-000 Print Management	500.00	.00	144.84	1,285.86	-785.86	**
19-100-10-53610-307-000 Training	95.00	.00	.00	281.67	-186.67	**
19-100-10-53610-310-000 Office Supplies	3,272.00	.00	60.97	1,409.68	1,862.32	43.08
19-100-10-53610-312-000 Field Supplies	176.00	.00	.00	.00	176.00	.00
19-100-10-53610-320-000 Publications-BOA Public Hearing	750.00	.00	.00	1,138.00	-388.00	151.73
19-100-10-53610-320-001 Publications-PZ Public Hearing	3,000.00	.00	406.00	3,168.00	-168.00	105.60
19-100-10-53610-321-000 Seminars	655.00	.00	246.00	810.00	-155.00	123.66
19-100-10-53610-324-000 Member Dues	100.00	.00	.00	70.00	30.00	70.00
19-100-10-53610-330-000 Travel	792.00	.00	.00	82.00	710.00	10.35
19-100-10-53610-352-000 Vehicle Maintenance	138.00	.00	.00	546.57	-408.57	**
53610 Code Enforcement	421,290.00	.00	17,262.32	328,064.11	93,225.89	77.87
10 Land Use Planning and Zoning	421,290.00	.00	17,262.32	328,064.11	93,225.89	77.87

# Land Use Permits: 11/01/19 - 11/30/19



Parcel #	Town	Site Address	Property Owner	Permit Fee	Project Cost	Project
004-00771-0000	Brooklyn	W235 Prairie Rd	Steven E & Jenny L Machkovich Rev Trust	\$ 150.00	\$ 90,000	Rebuild barn destroyed in fire
004-01304-0000	Brooklyn	W2958 Orchard Ave	Joseph & Sandra L Konecny	\$ 150.00	\$ 47,000	New detached garage
006-01575-0000	Green Lake	W1998 Tuleta Hill Rd	Thomas R Baryl	\$ 150.00	\$ 65,000	Replace existing boathouse in same footprint
006-01650-0000	Green Lake	N5163 Forest Glen Beach Rd	Kurt & Elizabeth Steinhagen	\$ 150.00	\$ 3,000	Garage
014-00769-0000	Marquette	W4564 County Road B	KE JO Family Enterprises LLC	\$ 150.00	\$ 50,000	Barn addition, manure reception tank
016-00397-0701	Princeton	N4530 N Lill Ave	Nigella Ryan Revocable Trust	\$ 150.00	\$ 64,200	New boathouse
016-01217-0000	Princeton	N4162 S Lakeshore Dr	Melanie Cole Petrasek	\$ 300.00	\$ 12,000	Replace variance-authorized deck in shoreland
016-01556-0000	Princeton	W3651 Susan Dr	Steven & Mary Purves	\$ 300.00	\$ 68,000	Pole building
Totals				\$ 1,500.00	\$ 399,200	

## Sanitary Permits: 11/01/19 - 11/30/19



Parcel #	Town	Site Address	Property Owners	Permit Fee	Permit Type
002-00664-0100	Berlin	W1046 Town Line Rd	Xavier & Denise Mayne	\$ 150.00	Replacement tank
004-00299-0000	Brooklyn	N6345 Forest Ridge Rd	Evelyn Mantik	\$ 280.00	Replacement system
004-00452-0400	Brooklyn	W1753 North St	Jeff A & Pamela D Novak	\$ 280.00	Replacement system
012-00291-0100	Manchester	N1325 County Road S	Christine & Steven Born	\$ 280.00	Replacement system
016-00383-0000	Princeton	N4843 State Road 73	Jamie Haas & Kelly Hackbath	\$ 280.00	Replacement system
016-00677-0000	Princeton	N5981 Canal St	Cynthia Daye & Deborah Drager	\$ 75.00	Plan review
016-01093-0000	Princeton	N4647 Oak Rd	Robert Hills Jr Trust	\$ 280.00	Replacement system
016-01097-0000	Princeton	N4667 Oak Rd	Kirk & Janet Anderson	\$ 355.00	New system
018-00630-0200	Seneca	N8007 County Road D	Mike Warriner	\$ 280.00	Replacement system
154-00235-0100	V Marquette	260 Lake St	Luigi & Maria G Ressa Trust	\$ 75.00	Plan review
154-00241-0000	V Marquette	233 Charlevoix St	Carrilee Koole & Joshua Moench	\$ 355.00	Replacement tank
154-00243-0000	V Marquette	124 Charlevoix St	Larry K & Gina L Loeffler Liv Trust	\$ 355.00	Replacement tank
Total				\$ 3,045.00	

FEES RECEIVED		DECEMBER				YEAR-TO-DATE				BUDGET
		2018		2019		2018		2019		2019
		NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT	
<b>LAND USE PERMITS</b>										
Residential	New	1	700	1	600	24	10,900	18	11,800	-
	Alterations	1	150	3	450	100	17,550	117	20,350	-
Commercial	New	1	150	2	3,150	6	1,500	6	9,300	-
	Alterations	-	-	-	-	9	1,250	2	1,650	-
Agricultural	New	-	-	-	-	13	3,050	12	2,400	-
	Alterations	-	-	-	-	3	300	6	900	-
Other	New	-	-	-	-	-	-	2	-	-
	Alterations	-	-	-	-	-	-	-	-	-
Other	New	-	-	-	-	-	-	-	-	-
	Alterations	-	-	-	-	-	-	-	-	-
Misc.	Denied/Refunded	-	-	-	-	-	-	-	-	-
	Permit Renewals	-	-	-	-	-	-	-	-	-
<b>Total</b>		<b>3</b>	<b>\$ 1,000</b>	<b>6</b>	<b>\$ 4,200</b>	<b>155</b>	<b>\$ 34,550</b>	<b>163</b>	<b>\$ 46,400</b>	<b>\$ 34,800</b> 133%
<b>SANITARY PERMITS (POWTS)</b>										
Residential	New	-	-	-	-	23	6,185	23	6,125	-
	Replacement	6	1,310	9	2,355	65	16,280	67	18,360	-
	Reconnect	1	280	-	-	10	2,950	3	840	-
	Modify	-	-	-	-	4	730	1	150	-
	Repairs	-	-	-	-	-	-	-	-	-
	Additional Fees	-	-	-	-	-	-	2	150	-
Commercial	New	-	-	-	-	2	635	2	635	-
	Replacement	-	-	-	-	-	-	1	280	-
	Reconnect	-	-	-	-	1	280	-	-	-
	Modify	-	-	-	-	-	-	-	-	-
	Additional Fees	-	-	-	-	-	-	-	-	-
<b>Total</b>		<b>7</b>	<b>\$ 1,590</b>	<b>9</b>	<b>\$ 2,355</b>	<b>105</b>	<b>\$ 27,060</b>	<b>99</b>	<b>\$ 26,540</b>	<b>\$ 24,600</b> 108%
<b>NON-METALLIC MINING PERMITS</b>										
Annual Permit Fees		-	-	-	-	18	15,300	18	15,300	-
<b>Total</b>		<b>-</b>	<b>\$ -</b>	<b>-</b>	<b>\$ -</b>	<b>18</b>	<b>\$ 15,300</b>	<b>18</b>	<b>\$ 15,300</b>	<b>\$ 15,300</b> 100%
<b>BOARD OF ADJUSTMENT</b>										
Special Exception		-	-	-	-	-	-	-	-	-
Variances		1	375	-	-	6	2,250	5	1,875	-
Appeals		-	-	-	-	-	-	-	-	-
<b>Total</b>		<b>1</b>	<b>\$ 375</b>	<b>-</b>	<b>\$ -</b>	<b>6</b>	<b>\$ 2,250</b>	<b>5</b>	<b>\$ 1,875</b>	<b>\$ 1,500</b> 125%
<b>PLANNING &amp; ZONING COMMITTEE</b>										
Zoning Change		1	375	-	-	18	6,750	13	4,875	-
Conditional Use Permits		-	-	2	750	5	1,875	7	2,625	-
Variance		-	-	-	-	1	375	1	375	-
<b>Total</b>		<b>1</b>	<b>\$ 375</b>	<b>2</b>	<b>\$ 750</b>	<b>24</b>	<b>\$ 9,000</b>	<b>21</b>	<b>\$ 7,875</b>	<b>\$ 8,625</b> 91%
<b>MISC.</b>										
Rental Weatherization		-	-	-	-	-	-	-	-	-
Wisconsin Fund		2	10,300	-	-	2	10,300	1	100	-
Applied Funds - Code Enforcement		-	-	-	-	-	-	-	-	-
Fees & Forfeitures		2	10,300	-	-	-	-	1	860	-
<b>Total</b>		<b>2</b>	<b>\$ 10,300</b>	<b>-</b>	<b>\$ -</b>	<b>2</b>	<b>\$ 10,300</b>	<b>1</b>	<b>\$ 960</b>	<b>\$ -</b> 0%
<b>SURVEYOR</b>										
Certified Survey Maps		4	660	3	495	37	6,375	49	8,400	6,000
Preliminary Plats		-	-	-	-	-	-	-	-	-
Final Plats		-	-	-	-	-	-	-	-	-
Applied Funds: County Surveyor		1	20	-	-	-	-	-	9,500	9,500
Applied Funds: Special Survey Projects		-	-	-	-	1	2,739	-	-	-
<b>Total</b>		<b>5</b>	<b>\$ 680</b>	<b>3</b>	<b>\$ 495</b>	<b>37</b>	<b>\$ 9,114</b>	<b>49</b>	<b>\$ 17,900</b>	<b>\$ 15,500</b> 115%
<b>GIS (Geographic Information System)</b>										
Map Sales		-	30	-	200	-	190	-	285	200
Land Records Transfer		-	2,088	-	24,500	-	34,162	-	24,500	24,500
Land Information Grant		-	-	-	9,080	-	9,500	-	9,080	9,080
<b>Total</b>		<b>-</b>	<b>\$ 2,118</b>	<b>-</b>	<b>\$ 33,780</b>	<b>-</b>	<b>\$ 43,852</b>	<b>-</b>	<b>\$ 33,865</b>	<b>\$ 33,780</b> 100%
<b>GRAND TOTAL</b>										
<b>GRAND TOTAL</b>		<b>19</b>	<b>16,438</b>	<b>20</b>	<b>41,580</b>	<b>347</b>	<b>151,426</b>	<b>356</b>	<b>150,715</b>	<b>\$ 134,105</b>
										<b>Total</b> 112%

<u>Account No/Description</u>	<u>Budget Amount</u>	<u>Period Amount</u>	<u>Y-T-D Amount</u>	<u>Balance</u>	<u>Percent Received</u>
10 Land Use Planning and Zoning					
19-100-10-44400-000-000 Land Use Permits	34,800.00	4,200.00	46,400.00	-11,600.00	133.33
19-100-10-44400-001-000 BOA Public Hearing	1,500.00	375.00	1,875.00	-375.00	125.00
19-100-10-44400-002-000 PZ Public Hearing	8,625.00	375.00	7,875.00	750.00	91.30
19-100-10-44409-000-000 Non-Metallic Mining	15,300.00	.00	15,300.00	.00	100.00
19-100-10-44410-000-000 Sanitary Permits	24,600.00	2,355.00	26,540.00	-1,940.00	107.89
19-100-10-44411-000-000 Wisconsin Fund Applications	.00	.00	100.00	-100.00	.00
19-100-10-45110-000-000 Fines & Forfeitures	.00	.00	860.00	-860.00	.00
19-100-10-46131-001-000 GIS Map Sales	200.00	200.00	285.00	-85.00	142.50
19-100-10-46131-002-000 Strategic Fund	9,080.00	9,080.00	9,080.00	.00	100.00
19-100-10-46762-000-000 Certified Survey Maps	6,000.00	495.00	8,400.00	-2,400.00	140.00
19-100-10-47411-000-000 Interdepartment transfer/Land Records	24,500.00	24,500.00	24,500.00	.00	100.00
19-100-10-49320-000-000 Applied Funds	9,500.00	.00	9,500.00	.00	100.00
10 Land Use Planning and Zoning	134,105.00	41,580.00	150,715.00	-16,610.00	112.39

GREEN LAKE COUNTY

For 12/01/19 12/31/19

Expenditure Summary Report

FJEXS01A

Periods 12 - 12

Land Use & Zoning Month End Expenses

MEE100-10-P&Z

Account No/Description	Adjusted Budget	Y-T-D Encumb	Period Expended	Y-T-D Expended	Available Balance	Percent Used
<b>10 Land Use Planning and Zoning</b>						
<b>53610 Code Enforcement</b>						
19-100-10-53610-110-000 Salaries	295,708.00	.00	23,141.94	261,091.16	34,616.84	88.29
19-100-10-53610-140-000 Meeting Payments	1,425.00	.00	348.00	623.83	801.17	43.78
19-100-10-53610-151-000 Social Security	22,625.00	.00	1,691.27	20,497.16	2,127.84	90.60
19-100-10-53610-153-000 Ret. Employer Share	19,372.00	.00	1,515.81	18,345.38	1,026.62	94.70
19-100-10-53610-154-000 Health Insurance	61,985.00	.00	4,728.66	54,584.52	7,400.48	88.06
19-100-10-53610 155-000 Life Insurance	589.00	.00	48.46	564.59	24.41	95.86
19-100-10-53610-210-002 Professional Services-SRV	9,500.00	.00	850.00	10,850.00	-1,350.00	114.21
19-100-10-53610-210-003 Miscellaneous Fees	300.00	.00	.00	375.00	-75.00	125.00
19-100-10-53610-225-000 Phone Service	308.00	.00	47.79	171.06	136.94	55.54
19-100-10-53610-242-000 Print Management	500.00	.00	.00	1,285.86	-785.86	**
19-100-10-53610-307-000 Training	95.00	.00	210.00	491.67	-396.67	**
19-100-10-53610-310-000 Office Supplies	3,272.00	.00	.00	1,413.34	1,858.66	43.19
19-100-10-53610-312-000 Field Supplies	176.00	.00	.00	.00	176.00	.00
19-100-10-53610-320-000 Publications-BOA Public Hearing	750.00	.00	.00	1,138.00	388.00	151.73
19-100-10-53610-320-001 Publications-PZ Public Hearing	3,000.00	.00	.00	3,168.00	-168.00	105.60
19-100-10-53610-321-000 Seminars	655.00	.00	.00	810.00	-155.00	123.66
19-100-10-53610-324-000 Member Dues	100.00	.00	.00	70.00	30.00	70.00
19-100-10-53610-330-000 Travel	792.00	.00	.00	82.00	710.00	10.35
19-100-10-53610-352-000 Vehicle Maintenance	138.00	.00	59.93	606.50	-468.50	**
53610 Code Enforcement	421,290.00	.00	32,641.86	376,168.07	45,121.93	89.29
10 Land Use Planning and Zoning	421,290.00	.00	32,641.86	376,168.07	45,121.93	89.29

# Land Use Permits: 12/01/19 - 12/31/19



Parcel Number	Town	Site Address	Owner Name	Permit Fee	Project Cost	Project
004-00410-0521	Brooklyn	W1726 North St #1	Chris G Barbin Rev Trust	\$ 150.00	\$ 2,000.00	Commercial sign on building
004-01075-0100	Brooklyn	W3177 Orchard Ave	George Jr & Winnie Vourvoulias	\$ 600.00	\$ 475,000.00	Single-family dwelling with attached porches
004-01100-0000	Brooklyn	N5537 County Road A	Lynn D Grout	\$ 150.00	\$ 62,000.00	Replace existing garage with new, larger garage including 4ft concrete apron
006-00127-0000	Green Lake	County Road K	Cloud 1/Beuthin	\$ 3,000.00	\$ 250,000.00	Communication facility/tower
014-00350-0000	Marquette	W6592 Puckaway Rd	Wesley E Smith	\$ 150.00	\$ 5,000.00	Move existing garage
014-00562-0000	Marquette	N3811 State Road 73	Kim A Neuenfeldt	\$ 150.00	\$ 90,000.00	House was mostly destroyed by fire. Extensive restoration project. Stayed within existing building envelope.
Total				\$ 4,200.00	\$ 884,000.00	

# Sanitary Permits: 12/01/19 - 12/31/19



Parcel #	Town	Site Address	Property Owners	Permit Fee	Permit Type
004-00471-0400	Brooklyn	N6035 Lost Creek Rd	Barbara A Dott	\$ 150.00	Replacement Tank Only
004-00593-0000	Brooklyn	N5691 Brooklyn G Rd	Richard A & Joyce M Harvey	\$ 150.00	Replacement Tank Only
004-00617-0200	Brooklyn	N5458 Brooklyn G Rd	Elmer/Barbara Smith Rev Trust	\$ 280.00	Replacement System
004-00728-0601	Brooklyn	W2347 Carpenter Ln	Thomas & Edith Johnston Trust	\$ 355.00	Replacement
006-00135-0000	Green Lake	N4474 Lakeview Rd	Gregory/Brenda Berlowski Zier	\$ 355.00	Replacement System
016-00263-0100	Princeton	N5071 County Road D	James R & Nancy J Goham	\$ 280.00	Replacement System
016-00579-0000	Princeton	W5482 Losinski Rd	James Wegner	\$ 150.00	Replacement Tank Only
016-00909-0200	Princeton	N5096 Kuharski Rd	Dowe & Lori J Schweder	\$ 280.00	Replacement System
154-00089-0000	V Marquette	150 W 2nd St	Kenneth A & Jean A Koerner	\$ 355.00	Holding Replacement Tank Only
Total				\$ 2,355.00	

## Land Use Violations - 02/06/2020



<b>Open Violations - Notice Sent:</b>						
Parcel #	Site Address	Owner Name	Vio Type	Violation Description	Vio Date	# Vios
002-00171-0100	W771 WHITE RIDGE RD	YAHR ANDREW & EVELYN	Conversion	Tire pile, multiple junk vehicles, scrap pile, car & snowmobile parts	12/13/2019	1
002-00431-0100	N8230 COUNTY ROAD F	THIEL TAMARA L	Junk	350-14 D and 350-21 C and D: Junk and 12 unregistered vehicles present. HHS working on clean	11/14/2018	1
002-00769-0000	N9666 WILDFLOWER LN	VAN BUREN KEITH A & VIKKI	Junk	Unregistered vehicles, lumber pile, skid steer	12/13/2019	1
004-00436-0100	W2399 PRINCETON RD	CORY LARSON SABRA E	Junk	Two junk cars, 1 chest freezer, collapsed chicken coop, multiple junk piles	10/2/2019	1
004-00998-0000	N5568 OLD OAK LN	NAVTA JODI M; SCHULZ RYAN W	Shoreland	Unpermitted deck is too close to septic tank; SPS 383.43(8)(i) requires minimum of 5ft setback f	9/4/2019	2
006-00542-0200	N3047 E LITTLE GREEN RD	SANDRA LYNN SARGENT REV LIVING TRUST	Zoning	350-65 no LUP for new structure; Update 11/2019: Will remove by May 1 2020.	10/24/2019	3
010-00143-0000	N1914 COUNTY ROAD AS	SLR PROPERTIES LLC	Junk	350-14D: junk stacked and piled on property; Progress noted 12/16/2019; Revisiting in February	10/23/2019	1
010-00150-0100	COUNTY ROAD S	WALKER DALE A; WALKER LISA A	Zoning	350-65: LUP for new structure	10/23/2019	3
014-00001-0000	N2797 COUNTY ROAD B	SWANKE GARY L & LINDA A	Junk	Tires, pallets, unregistered truck, junk/ inoperable machinery (non-farm) containers plastic tarps	10/10/2019	1
014-00194-0100	W5016 CHERRY RD	MIELKE KRISTEN L; MIELKE RAYMOND J	Zoning	Section 350-27A. states that camping is not an allowed use in the A-1 zoning district.	10/8/2019	1
016-00350-0300	W3690 BEYERS COVE RD	HERBOLSHEIMER BRAD & LARA	Shoreland	338-37: activity not allowed in vegetative buffer zone; Met with owner 11/22/19; working to va	10/23/2019	2
016-01217-0000	N4162 S LAKESHORE DR	COLE DIANE LISA; COLE PETRASEK MELANIE	Shoreland	338-69: expansion of a variance-authorized structure outside the footprint; Applied for LUP den	10/25/2019	1

<b>Open Violations - Final Notice Sent:</b>						
Parcel #	Site Address	Owner Name	Vio Type	Violation Description	Vio Date	# Vios
004-00356-0000	N LAWSON DR	EGBERT EXCAVATING INC	Zoning	Update 10/15/19: Not able to obtain flood model.	4/5/2018	3
014-00350-0000	W6592 PUCKAWAY RD	SMITH WESLEY E	Shoreland	Moved existing garage into side yard and over lot line; 338-32 C	8/22/2019	4

<b>Sent to Corporation Counsel:</b>						
Parcel #	Site Address	Owner Name	Vio Type	Violation Description	Vio Date	# Vios
004-00728-0601	W2347 CARPENTER LN	JOHNSTON TRUST THOMAS W & EDITH B	Zoning	Construction without LUP; need IMS plan and recorded agreement to issue LUP	11/19/2019	2
016-00769-0000	W5913 STATE ROAD 23	CRIVELLO DEREK A	Shoreland	338-63A and 300-38B: LUP for structure; Sent to CC 12/10/19	10/23/2019	3

# POWTS Violations - 02/06/20



<b>Open Violations - Notice Sent:</b>								
Parcel #	Town	Site Address	Owner Name	Violation Type	Violation Description	Vio Date	Vio #	Action Taken
002-00131-0200	Berlin	N9205 32ND DR	HOPPA JOSEPH A	POWTS Failure	Dug into mound with an excavator	7/19/2019	1	New permit
002-00211-0000	Berlin	N8725 WHITE RIDGE RD	BEDNAREK DAVID ; BLOCK KELIE J	POWTS Failure	Tank unsound	11/14/2019	1	
004-00193-0000	Brooklyn	N6640 STATE ROAD 49	ELLIS MELANIE ; MIRR NATHAN	POWTS Failure	Tank Failure	10/16/2019	1	Egbert will repair
004-00194-0000	Brooklyn	N6694 STATE ROAD 49	SODA MERLYN B; SODA VERA E	POWTS Failure	Tank lid chipped off top of tank. Tank not wat	10/9/2019	1	
004-00232-0000	Brooklyn	N6698 COUNTY ROAD PP	BENNETT GLEN J & CAROLYN M	POWTS Violation	Possible cesspool.	9/7/2018	2	New permit
004-00315-0200	Brooklyn	W1002 STATE ROAD 23 49	COACHLITE GREEN LAKE LLC	POWTS Violation	Tank overfull & discharging to ground surface	11/6/2017	4	Working with Egbert
004-00366-0000	Brooklyn	N6261 N LAWSON DR	BARANOWSKI LINDA J	POWTS Failure	Tank Failure	5/9/2019	3	New permit
004-00617-0200	Brooklyn	N5458 BROOKLYN G RD	SMITH REV TRUST ELMER & BARBARA	POWTS Violation	Tank failure not structurally sound.	10/3/2018	2	Applied for new permit
004-00690-0200	Brooklyn	W2005 IRVING PARK RD	BRIGHT BETH CHIER, ET AL	POWTS Failure	Probable surface discharge.	11/7/2019	1	Working with Kinas
014-00118-0000	Marquette	W5690 RIVERVIEW DR	METZGER ANTHONY	POWTS Failure	Tank Failure	11/5/2019	1	
014-00172-0000	Marquette	W5156 PINE N RD	HEINECKE RANDAL R ET AL	POWTS Failure	Tank Failure	11/8/2019	1	
014-00834-0000	Marquette	W4052 COUNTY ROAD H	NOWATZSKI KATHY A	POWTS Failure	Tank Failure	11/5/2019	1	
016-00115-0100	Princeton	W4564 STATE ROAD 23 73	WEBER RICHARD W	POWTS Failure	Tank Failure	9/18/2018	3	New permit
016-00801-0300	Princeton	N5591 LOCK RD	CALAMITA MICHAEL J	POWTS Violation	Tank overfull and discharging to ground surfa	9/29/2017	14	New permit
016-00923-0000	Princeton	N4898 RAY SHORTER RD	PROGRESSIVE ROD & GUN CLUB	POWTS Violation	Tank not structurally sound.	7/5/2019	6	6/1/20 permit deadline
016-01095-0000	Princeton	N4659 OAK RD	CARCHESI ANTHONY M & CAROL L	POWTS Violation	Tank unsound	10/22/2019	2	Working with Pollesch
016-01099-0000	Princeton	N4683 OAK RD	OETH JAMES F & ELIZABETH A	POWTS Violation	Tank failure not structurally sound.	8/23/2018	1	Applied for new permit
016-01405-0000	Princeton	W5552 OXBOW TRL	ULLENBERG EDEL M; ULLENBERG LOUIS R	POWTS Violation	Tank failure not structurally sound.	8/30/2018	1	Working with Egbert
018-00057-0000	Seneca	W3602 PINE RD	BREWER DOUGLAS & SALLY	POWTS Failure	Tank unsound	10/11/2019	1	
018-00085-0000	Seneca	W4224 HUCKLEBERRY RD	DEIBERT BRUCE ; DEIBERT DEBORAH L	POWTS Violation	Tank failure- Working with Egbert Excavating	11/19/2019	2	Working with Egbert
018-00179-0100	Seneca	W3988 COUNTY ROAD J	DUGENSKE STEVEN M & BARBARA	POWTS Failure	Tank not structurally sound.	6/13/2019	1	
018-00569-0300	Seneca	N6999 STATE ROAD 73	FERTIG WALTER	POWTS Failure	Tank Failure	10/2/2019	1	
154-00229-0000	V Marquette	210 W FRONT ST	ACN TRUST	POWTS Violation	Probable surface discharge.	4/4/2019	9	New permit

**Open Violations - Final Notice Sent:**

Parcel #	Town	Site Address	Owner Name	Violation Type	Violation Description	Vio Date	Vio #	Action Taken
004-00319-0200	Brooklyn	W1049 STATE ROAD 23 49	ABEL RADENE M; BENZ GARY W	POWTS Violation	Tank failure not structurally sound.	10/17/2018	3	Working with Egbert
004-00376-0200	Brooklyn	N6215 N LAWSON DR	SCHULTZ GINNY L	POWTS Violation	Tank failure not structurally sound.	10/29/2018	2	Working with Egbert
004-00505-0900	Brooklyn	N5927 LAKE STEEL ST	KABACINSKI ELIZABETH A	POWTS Violation	Tank overfull & discharging to ground surface	10/11/2018	2	
004-00593-0000	Brooklyn	N5691 BROOKLYN G RD	HARVEY RICHARD A & JOYCE M	POWTS Failure	Tank Failure. NEW PERMIT	8/5/2019	2	New permit
004-00764-0100	Brooklyn	W598 COUNTY ROAD K	ARNETVEIT AMY L; ARNETVEIT ERIK R	POWTS Violation	Tank failure not structurally sound.	10/17/2018	2	Working with Egbert
006-00135-0000	Green Lake	N4474 LAKEVIEW RD	BERLOWSKI ZIER BRENDA & GREGORY	POWTS Violation	Tank failure not structurally sound.	11/2/2018	2	Applied for new permit
008-00624-0000	Kingston	W6458 E PINE ST	GRIFFIN ANNETTE K	POWTS Violation	Water is seeping out the top of Holding tank i	9/10/2019	1	Complying w/letters
014-00235-0000	Marquette	W5621 PINE S RD	SCHULTZ NATHAN E	POWTS Failure	Tank Failure	3/18/2019	1	
014-00533-0000	Marquette	N3946 STATE ROAD 73	WHITE KELLY L & DIANE	POWTS Violation	Surface Discharge of Effluent	1/16/2019	2	Working with Kinas
014-00575-0000	Marquette	N4091 WICKS LNDG	ZODROW RICHARD G	POWTS Violation	Tank failure not structurally sound.	7/17/2018	1	
014-00582-0000	Marquette	N4075 WICKS LNDG	FROST REV TRUST WM & PATRICIA ET AL	POWTS Violation	Tank failure not structurally sound.	7/17/2018	1	Unable to send letter
016-00073-0000	Princeton	N5890 COUNTY ROAD D	LIEBE NORMAN W & LORRAINE M	POWTS Violation	Tank overfull & discharging to ground surface	7/28/2018	3	
016-00201-0100	Princeton	N5431 STATE ROAD 73	SWANSON ROGER V	POWTS Violation	Tank failure not structurally sound.	12/17/2018	1	
016-00212-0000	Princeton	W4289 STATE ROAD 23 73	WANASEK RUSSELL G & WENDY R	POWTS Violation	Tank failure not structurally sound.	6/26/2018	1	Working on WI Fund
016-00383-0000	Princeton	N4843 STATE ROAD 73	HAAS JAMIE, HACKBARTH KELLY, ET AL	POWTS Failure	Tank Failure. NEW PERMIT	4/30/2019	2	New permit
016-00579-0000	Princeton	W5482 LOSINSKI RD	WEGNER JAMES M	POWTS Violation	Tank failure not structurally sound.	9/5/2017	2	New permit
016-00600-0000	Princeton	N6415 OTTO RD	MANTHEY LUCILLE	POWTS Violation	Tank failure not structurally sound.	11/7/2018	1	Working with Kinas
016-00770-0000	Princeton	W5897 STATE ROAD 23	HAZELWOOD WANETTA ET AL	POWTS Failure	Tank Failure	8/13/2019	1	Working with Egbert
016-00798-0500	Princeton	N5588 LOCK RD	KUJAC THOMAS	POWTS Violation	Tank overfull & discharging to ground surface	10/2/2019	10	New permit
016-00907-0000	Princeton	W5507 BEND RD	ZELENSKI SANDRA L	POWTS Violation	Tank failure not structurally sound.	11/2/2018	2	Working with plumber
016-00909-0200	Princeton	N5096 KUHARSKI RD	SCHWEDER DOWE & LORI J	POWTS Violation	Probable surface discharge.	9/11/2018	3	Applied for new permit
016-01092-0000	Princeton	N4643 OAK RD	HILLS IRREVOCABLE TRUST	POWTS Violation	Tank failure not structurally sound.	10/5/2018	2	Applied for new permit
016-01682-0000	Princeton	N6153 PLEASANT DR	MORGAN ARLENE	POWTS Violation	Tank unsound	10/10/2019	9	Working with Kinas
018-00204-0000	Seneca	W3390 COUNTY ROAD J	SCHULTZ BERNARD J JR	POWTS Failure	Tank unsound	9/5/2019	1	
154-00089-0000	V Marquette	150 W 2ND ST	KOERNER KENNETH A & JEAN A	POWTS Failure	Probable surface discharge.	4/9/2019	1	Applied for new permit
271-00742-0000	C Princeton	742 E TWIN OAKS CT	SCHAEFER KEVIN T & PATRICIA A	POWTS Violation	Overflow Not Resolved	7/12/2019	4	New permit

**Violations Sent to Corporation Counsel:**

None

# GREEN LAKE COUNTY

## Land Use Planning & Zoning Department



# 2019 ANNUAL DEPARTMENT REPORT

### LAND USE PLANNING & ZONING DEPARTMENT

Staff Photo (From left to right): Krista Kamke – Land Use Specialist, Carole DeCramer – Administrative Assistant, Caleb Edwards – Land Use Specialist, Matt Kirkman - Land Use Planning & Zoning Director, and Gerald Stanuch - GIS Specialist. Not pictured: Don Lenz - County Surveyor

Respectfully Submitted  
February 6, 2020



## Land Use Planning & Zoning Department

County Government Center  
571 County Road A  
Green Lake, WI 54941

Phone 920-294-4156 Website: <http://www.co.green-lake.wi.us/>

Land Development Code Enforcement County Surveyor GIS Land Information

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### 2019 Annual Report

To the Honorable Board of Supervisors, Green Lake County:

#### **Financials:**

Please find attached the 2019 financial report for the Land Use Planning and Zoning Department. The activity of the Department's Land Development, Code Enforcement, County Surveyor, and Geographic Information Systems (GIS) offices are represented in chart format. Also see attached graphs for historical comparisons.

A few highlights from the attached report are, first and foremost, that the Department was able to exceed budget projections equaling 112%. This Department issued 8 more (163 vs 155) land use permits in 2019 than in 2018. There is an upward trend going forward. The Department issued 99 sanitary permits in 2019 which is 6 permits less than in 2018, but still on the high side historically. Again, an upward trend is forecasted. Revenue from certified survey maps increased in 2019 by \$2400 (up 29%). The only account that fell short of budget was the P&Z Committee Public Hearing revenue account. Here we came in \$750 short or two public hearing items. Overall, 2019 was a successful year from a revenue perspective.

Expenses for the Land Use Planning and Zoning Department again managed to be 89% of budget. The main driver was the termination of a staff member's employment in February and the filling of the position in July. 2020 will carry with it the retirement of our Administrative Assistant. There may be little to no reductions in expenses as her replacement may choose to take the County's health insurance. I do see expenses increasing as we should have a full staff for all of 2020, however with the upward trend in permitting, 2020 should be another good budget year.

#### **Department Activity:**

2019 started out with the aforementioned staff termination. Remaining Department staff had to shoulder an increased workload. I am very proud of my staff for stepping up to the challenge. It was extremely difficult to balance expected duties with the added duties, but staff persevered and our customers were well-served.

Despite a reduced staff presence for effectively half of 2019, there were some notable accomplishments:

- In March of 2019 the County Board passed a zoning ordinance amendment that was designed to account for several State laws that were passed that impacted a County's authority to regulate nonconforming structures, issue variances and approve conditional use permits. Additionally, the amendment included many edits that, going forward, will allow customers (and staff) to more simply understand ordinance standards.

- A second zoning ordinance amendment was passed by County Board in May of 2019. This amendment reduced the minimum acreage for A-1, Farmland Preservation Zoning District from 15 acres down to 8 acres. This change accomplished consistency with the Farmland Preservation Plan as well as has the effect of eliminating rezones from A-1 to A-2, General Agriculture and should reduce the number of rezones to R-4, Rural Residential District. Reducing rezones does impact department revenue, but it is more beneficial to the public to have the fewer hurdles to overcome when it comes to purchasing property.
- In November, the County Board adopted a revised Shoreland Zoning Ordinance. This amendment included many “fixes” to current shoreland zoning standards. Many of the recently (September 2016) adopted shoreland zoning standards, made possible by Wisconsin Act 55 (2015), were difficult and confusing to apply. So after working with the new ordinance for a couple seasons several problems were identified. This amendment addressed all identified problems and should be a lot easier to administer and enforce going forward.
- Other highlights would include a Board of Adjustments / Appeals training that Green Lake County hosted on December 3, 2019. This workshop was extremely well-attended and was very informative, as is normally the case when the UW-Steven’s Point Center for Land Use Studies is involved. Also, the Department experimented with non-metallic mining site inspections utilizing the County’s drone. The drone imagery was analyzed by the GIS Specialist and the details of the site were documented. We are hoping to employ these resources in 2020 to perform these inspections.
- Once again the Land Use Planning and Zoning Department operated a booth at the County Fair. The main attraction was the Augmented Reality Sandbox. If you haven’t had a chance to operate this device, you really should. The main takeaway from the AR sandbox is how changes in landscape affects how rainwater is conveyed to our lakes, rivers and streams. In addition to the Fair booth, the AR Sandbox has been placed at a variety of locations within the County as well as the Wisconsin Lakes Convention and the Wisconsin Land and Water Conference. The feedback is always positive.
- In September, this department participated in an Emergency Management full scale exercise simulating a tornado hitting the City of Berlin. Department staff were posted in the EOC as well as performed damage assessments in the City. The damage assessments are a necessity for State and Federal agencies when determining disaster aid.
- In 2019, the Department added a document upload and viewing functionality to our permit tracking software (APM). This allows department staff to upload documents to the any issued permit. Once the documents are uploaded anyone can access these documents from the comfort of their home or personal device. Many other counties have this functionality, but at a significant cost. Using the talents of department staff, our IT Department and some of Transcendent Technology’s developer time, we now have an equivalent system at a fraction of the cost.

**2020 Projects / Activity:**

- With the hiring of Caleb Edwards (Land Use Specialist) in July of 2019, the Department is fully staffed. Unfortunately Carole DeCramer will be retiring on January 31, 2020. This leaves a new vacancy within our Department to fill. Hopefully that process will go smoothly and the department will be stronger as a result.

- The Private Sewage Systems ordinance is an outdated and insufficient ordinance. A new ordinance has been written and is being reviewed by the State (DSPA) as well as the Land Use Planning & Zoning Committee. Hopefully this new ordinance will be adopted in April 2020. The new ordinance covers all aspects of Department activity as it relates to these systems. It also includes a section describing the POWTS maintenance program as well as a more detailed enforcement section.
- The department hopes to retain a survey contractor to help the County maintain the PLSS monument network. The RFP will hopefully go out this spring and will describe a work schedule that will maintain the PLSS monuments over a 20 year period. With this PLSS maintenance program in place, the investment in these monuments will not go to waste. As part of this RFP, I intend to include a provision for the contractor to replace PLSS monuments that are obliterated as part of highway repair project(s). The agreement will allow the contractor to bill the municipality for the replacement of every PLSS monument it destroys.
- Finally, the Land Information Office is located within the Land Use Planning & Zoning Department. The 2019 through 2021 plan has been adopted by the Land Information Committee. This plan includes:
  - The project plan for re-monumentation of the County's Public Land Survey System (PLSS) is 82% completed. The County currently has 1856 PLSS monument locations. Of these, 1,523 monuments have survey grade coordinates. There were 71 PLSS monuments set in 2019. The tie sheets are due in October of 2020. At the present rate the project should be completed by the end of 2024.
  - The 2020 Orthoimagery update. Should be completed by December 2020.
  - In 2019 the County added Nutrient Management Planning software. In 2020 the Best Management Practices module will be added. Both software modules allow the Treasurer's Land Records Program to sync with Land Conservation planning initiatives.

**Conclusion:**

The Land Use Planning and Zoning Department endeavors to provide an exceptional level of customer service through personal interaction, quality informational resources, and a GIS site that is second to none. This Department looks forward to working with the Public, the Land Use Planning and Zoning Committee, all other committees, the County Administrator, and the County Board to represent and serve this amazing county.

Respectfully submitted to and accepted by the Land Use Planning & Zoning Committee on February 6, 2020.

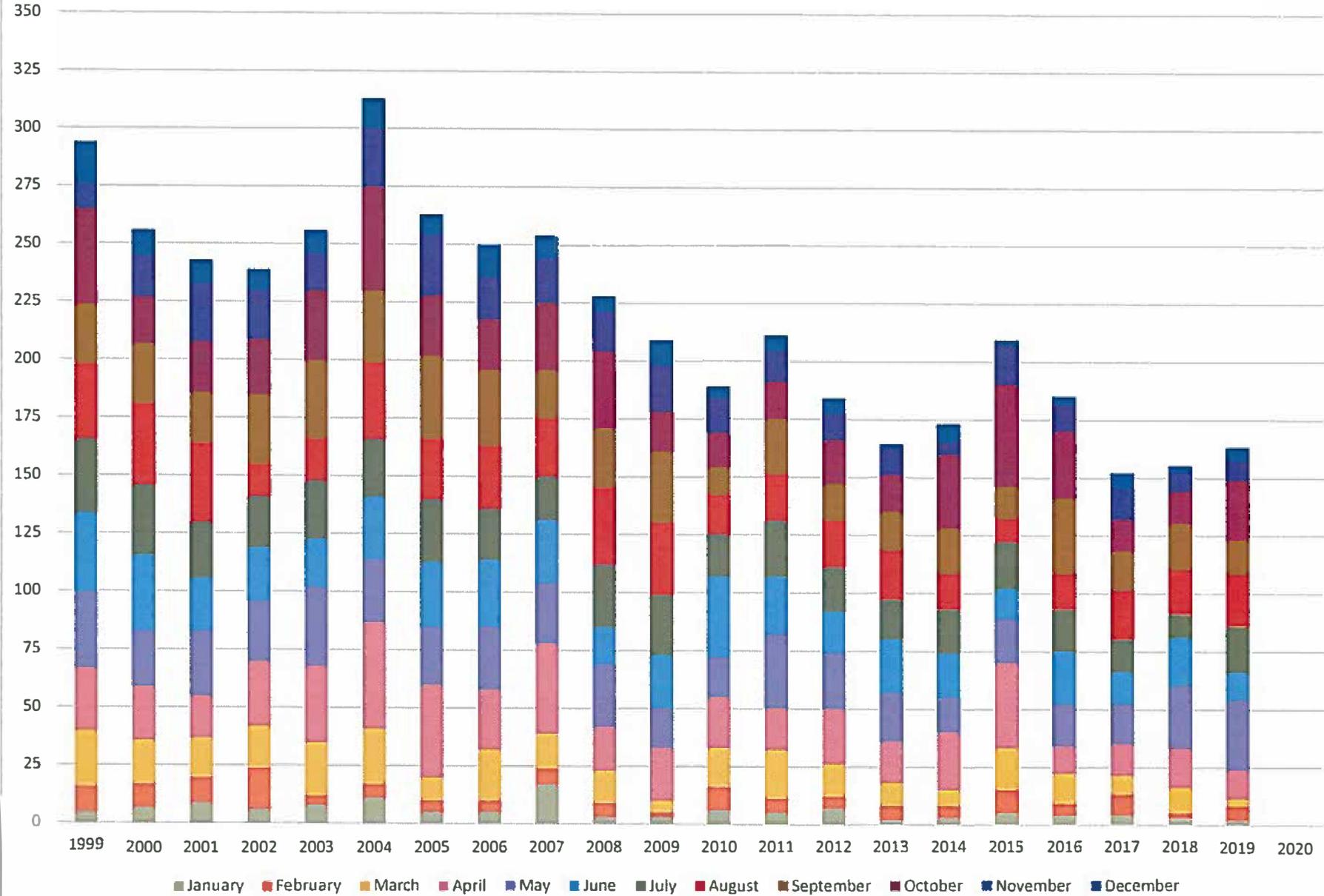


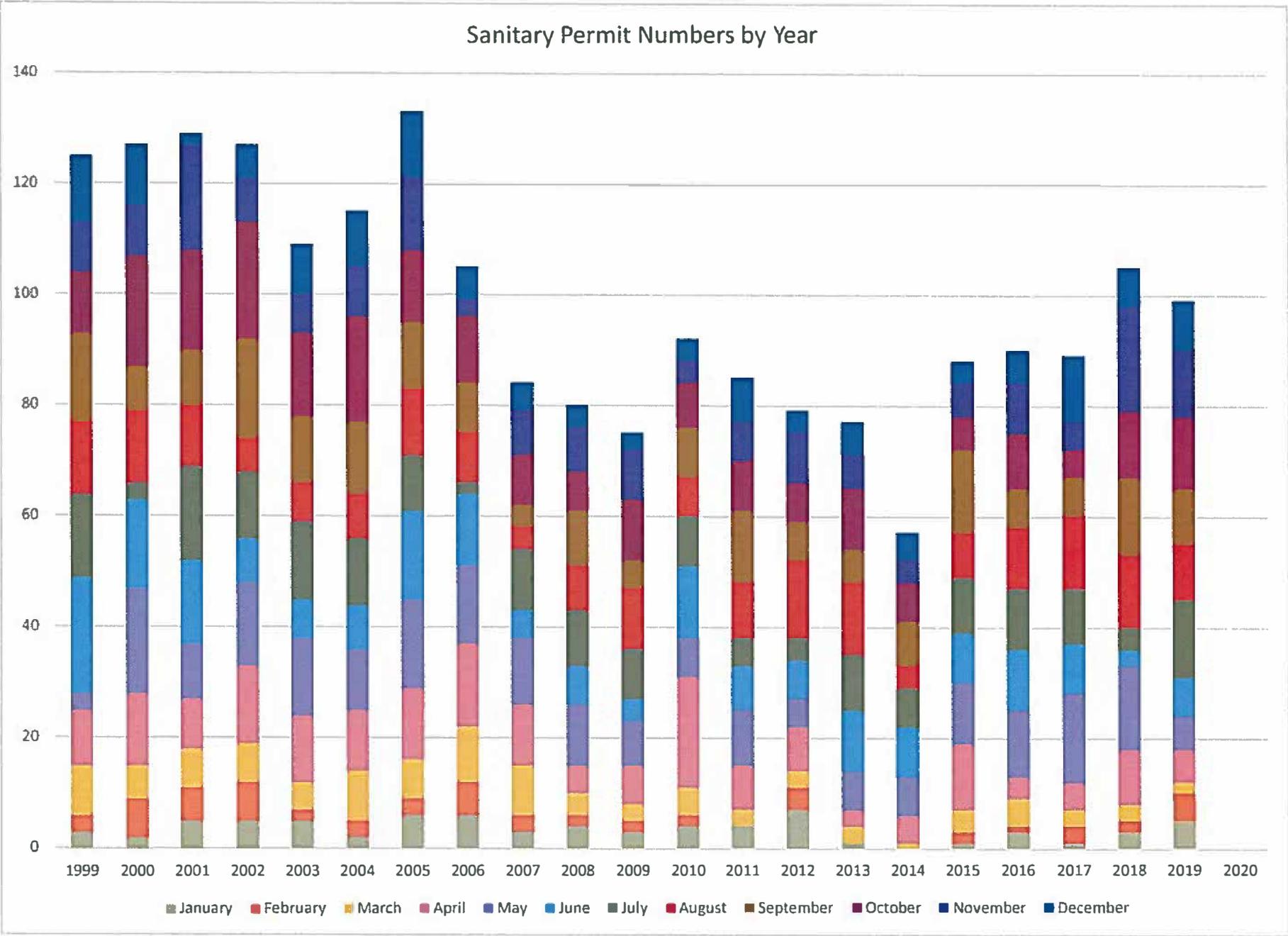
Matt E. Kirkman  
Land Use Planning & Zoning Director

**GREEN LAKE COUNTY  
LAND USE PLANNING ZONING DEPARTMENT**

FEES RECEIVED		DECEMBER				YEAR-TO-DATE				BUDGET	
		2018		2019		2018		2019		2019	
		NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT	NO.	AMOUNT		
<b>LAND USE PERMITS</b>											
Residential	New	1	700	1	600	24	10,900	18	11,800	-	
	Alterations	1	150	3	450	100	17,550	117	20,350	-	
Commercial	New	1	150	2	3,150	6	1,500	6	9,300	-	
	Alterations	-	-	-	-	9	1,250	2	1,650	-	
Agricultural	New	-	-	-	-	13	3,050	12	2,400	-	
	Alterations	-	-	-	-	3	300	6	900	-	
Other	New	-	-	-	-	-	-	2	-	-	
	Alterations	-	-	-	-	-	-	-	-	-	
Other	New	-	-	-	-	-	-	-	-	-	
	Alterations	-	-	-	-	-	-	-	-	-	
Misc.	Denial/Refunded	-	-	-	-	-	-	-	-	-	
	Permit Renewals	-	-	-	-	-	-	-	-	-	
<b>Total</b>		<b>3</b>	<b>\$ 1,000</b>	<b>6</b>	<b>\$ 4,200</b>	<b>155</b>	<b>\$ 34,550</b>	<b>163</b>	<b>\$ 46,400</b>	<b>\$ 34,800 133%</b>	
<b>SANITARY PERMITS (POWTS)</b>											
Residential	New	-	-	-	-	23	6,185	23	6,125	-	
	Replacement	6	1,310	9	2,355	65	16,280	67	18,360	-	
	Reconnect	1	280	-	-	10	2,950	3	840	-	
	Modify	-	-	-	-	4	730	1	150	-	
	Repairs	-	-	-	-	-	-	-	-	-	
	Additional Fees	-	-	-	-	-	-	2	150	-	
Commercial	New	-	-	-	-	2	635	2	635	-	
	Replacement	-	-	-	-	-	-	1	280	-	
	Reconnect	-	-	-	-	1	280	-	-	-	
	Modify	-	-	-	-	-	-	-	-	-	
	Additional Fees	-	-	-	-	-	-	-	-	-	
<b>Total</b>		<b>7</b>	<b>\$ 1,590</b>	<b>9</b>	<b>\$ 2,355</b>	<b>105</b>	<b>\$ 27,060</b>	<b>99</b>	<b>\$ 26,540</b>	<b>\$ 24,600 108%</b>	
<b>NON-METALLIC MINING PERMITS</b>											
Annual Permit Fees		-	-	-	-	18	15,300	18	15,300	-	
<b>Total</b>		<b>-</b>	<b>\$ -</b>	<b>-</b>	<b>\$ -</b>	<b>18</b>	<b>\$ 15,300</b>	<b>18</b>	<b>\$ 15,300</b>	<b>\$ 15,300 100%</b>	
<b>BOARD OF ADJUSTMENT</b>											
Special Exception		-	-	-	-	-	-	-	-	-	
Variances		1	375	-	-	6	2,250	5	1,875	-	
Appeals		-	-	-	-	-	-	-	-	-	
<b>Total</b>		<b>1</b>	<b>\$ 375</b>	<b>-</b>	<b>\$ -</b>	<b>6</b>	<b>\$ 2,250</b>	<b>5</b>	<b>\$ 1,875</b>	<b>\$ 1,500 125%</b>	
<b>PLANNING &amp; ZONING COMMITTEE</b>											
Zoning Change		1	375	-	-	18	6,750	13	4,875	-	
Conditional Use Permits		-	-	2	750	5	1,875	7	2,625	-	
Variance		-	-	-	-	1	375	1	375	-	
<b>Total</b>		<b>1</b>	<b>\$ 375</b>	<b>2</b>	<b>\$ 750</b>	<b>24</b>	<b>\$ 9,000</b>	<b>21</b>	<b>\$ 7,875</b>	<b>\$ 8,625 91%</b>	
<b>MISC.</b>											
Rental Weatherization		-	-	-	-	-	-	-	-	-	
Wisconsin Fund		2	10,300	-	-	2	10,300	1	100	-	
Applied Funds - Code Enforcement		-	-	-	-	-	-	-	-	-	
Fees & Forfeitures		2	10,300	-	-	-	-	1	860	-	
<b>Total</b>		<b>2</b>	<b>\$ 10,300</b>	<b>-</b>	<b>\$ -</b>	<b>2</b>	<b>\$ 10,300</b>	<b>1</b>	<b>\$ 960</b>	<b>\$ - 0%</b>	
<b>SURVEYOR</b>											
Certified Survey Maps		4	660	3	495	37	6,375	49	8,400	6,000	
Preliminary Plats		-	-	-	-	-	-	-	-	-	
Final Plats		-	-	-	-	-	-	-	-	-	
Applied Funds: County Surveyor		1	20	-	-	-	-	-	9,500	9,500	
Applied Funds: Special Survey Projects		-	-	-	-	1	2,739	-	-	-	
<b>Total</b>		<b>5</b>	<b>\$ 680</b>	<b>3</b>	<b>\$ 495</b>	<b>37</b>	<b>\$ 9,114</b>	<b>49</b>	<b>\$ 17,900</b>	<b>\$ 15,500 115%</b>	
<b>GIS (Geographic Information System)</b>											
Map Sales		-	30	-	200	-	190	-	285	200	
Land Records Transfer		-	2,088	-	24,500	-	34,162	-	24,500	24,500	
Land Information Grant		-	-	-	9,080	-	9,500	-	9,080	9,080	
<b>Total</b>		<b>-</b>	<b>\$ 2,118</b>	<b>-</b>	<b>\$ 33,780</b>	<b>-</b>	<b>\$ 43,852</b>	<b>-</b>	<b>\$ 33,865</b>	<b>\$ 33,780 100%</b>	
<b>GRAND TOTAL</b>		<b>19</b>	<b>16,438</b>	<b>20</b>	<b>41,580</b>	<b>347</b>	<b>151,426</b>	<b>356</b>	<b>150,715</b>	<b>\$ 134,105</b>	
										<b>Total</b>	<b>112%</b>

Land Use Permit Numbers by Year





## **DeCramer, Carole**

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**From:** Kirkman, Matt  
**Sent:** Tuesday, January 14, 2020 2:37 PM  
**To:** DeCramer, Carole  
**Subject:** FW: land use planning and zoning meeting.

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**Sent:** Wednesday, December 4, 2019 3:44 AM

**To:** Talma, Curtis <ctalma@co.green-lake.wi.us>; Wallace, Peter <pwallace@co.green-lake.wi.us>; Boutwell, Bill <bboutwell@co.green-lake.wi.us>; Reabe, Harley <hreabe@co.green-lake.wi.us>; Hess, Keith <khess@co.green-lake.wi.us>; Lyon, Bob <blyon@co.green-lake.wi.us>  
**Cc:** Kirkman, Matt <mkirkman@co.green-lake.wi.us>; Kamke, Krista <kkamke@co.green-lake.wi.us>  
**Subject:** land use planning and zoning meeting.

Good day to all,

I believe that most of you were introduced to my wife Lisa and I at the last meeting. We discussed the situation with our camper use on our property on Hwy S. Just east of Markesan. I understand that the topic of camper use is on the agenda for the Dec 5th. meeting. So I thought I would email you all. And hopefully plead my case a little more. Yesterday I had a visit with Larry Jenkins. He is a long time friend of my dad's . And my dad suggested I talk to him, knowing he is a board supervisor. Although Larry is not on the land use planning committee. He did shed some insite on the importance of having regulations. An example he used was someone building a Million dollar home. And the property owner next to it. Putting an old run down \$400 camper on the lot. I can very well understand the importance of having regulations to avoid situations like this. And I can also understand the concerns that were brought up at the last meeting. People living in their camper or garage to avoid paying residential taxes. And people allowing their property to become a junk yard and an eye sore. Very understandable concerns!

As for our camper. It sits over 200 yards off the road. It is surrounded by Ag fields on three sides, and an over grown pasture on the fourth side. As my wife and I stated at the last meeting. We love spending time on our land. We would like to be able to spend weekends on it. We hope that in the future, we will be able to build and live out there. But at this time, financially it is questionable.

It is our hopes, that you as a committee. Can come up with a solution. That will allow citizens like my wife and I. To have a camper and spend more time on our land that we love. And still find a way to regulate and control the fore mentioned issues.

If I may make a suggestion. I suggest that you allow one camper per parcel of land. The allowance of the camper shall come with stipulations made by the committee. Such as, It shall not be used as a full time residence. Also guidelines to follow, as for the up keep and appearance.

Lastly, I want to thank you all for the time and consideration that you put into our request. If you have questions, or would like to discuss this further. Feel free to call me. My Cell # is 920-295-9801

Sincerely

Dale A. Walker

## CHAPTER 334 - PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM

- 334-1 Statutory Authorization**
- 334-2 Purpose**
- 334-3 Jurisdiction**
- 334-4 Administration**
- 334-5 General Provisions**
- 334-6 Installations Prohibited**
- 334-7 Soil and Site Evaluations**
- 334-8 Sanitary Permits and Applications**
- 334-9 Reconnections**
- 334-10 Construction Affecting Wastewater Flow or Contaminant Load**
- 334-11 Construction Not Affecting Wastewater Flow or Contaminant Load**
- 334-12 Permit Fees**
- 334-13 POWTS Maintenance Program**
- 334-14 Non-Plumbing Sanitation Systems**
- 334-15 Holding Tanks**
- 334-16 Inspections**
- 334-17 Violations, Penalties, Remedial Action, Enforcement**
- 334-18 Subdivision Plats**
- 334-19 Definitions**

### **334-1 Statutory Authorization.**

This Chapter is adopted pursuant to the authority contained in §§ 59.70(5), 66.0703, 145.19, 145.20, 250.05, and 254.59(2) Wis. Stats. and SPS Chs. 381, 382, 383, 384, 385, and 391, Wis. Admin. Code.

### **334-2 Purpose.**

This Chapter is adopted for the purpose of promoting and protecting the public health, safety, prosperity and general welfare and to further the maintenance of safe and healthful conditions for the people and communities within the County. This Chapter is intended to insure the proper siting, design, construction, installation, inspection, and maintenance of all private on-site wastewater treatment systems so as to protect the health of the citizens of the County. As unforeseen circumstances arise which are not specifically covered, the basic principles enumerated in this Chapter shall serve to define the intent.

### **334-3 Jurisdiction.**

This Chapter shall apply throughout the unincorporated areas of the County, including all lands and waters, and shall apply to those incorporated areas of the County which have not adopted and do not adopt their own sanitary code or Code.

### **334-4 Administration.**

**A.** This Chapter incorporates by reference the following rules, regulations, and laws, as set forth in the Wisconsin State Statutes and the Wisconsin Administration Code: §§ 59.70(5), 281, 145, 146 and 968.10, Wis. Stats.; SPS 381, SPS 382, SPS 383, SPS 384, SPS 385, SPS 387, SPS 391, NR 113 and NR 116 Administrative Code. These rules, regulations, and laws shall apply until amended or renumbered and then shall apply as amended or renumbered.

**B.** The Land Use Planning and Zoning Department (hereinafter “*Department*”) under direction of the Land Use Planning and Zoning Director (hereinafter “*Director*”) shall be responsible for the administration and enforcement of this Chapter. The responsibilities of the Department may be delegated by the Director to personnel employed by the County.

**C.** The Director or their designee(s) shall have the following duties and power:

1. Administer provisions of Wisconsin Fund Grant Program as required by Wisconsin State Statutes and Wisconsin Administrative Code.
2. Advise applicants as to the provisions of this Chapter and assist them in preparing permit applications.
3. Review and approve plans for private on-site wastewater treatment and sanitation systems that treat domestic wastewater.
4. Issue or deny permits and inspect properties for compliance with this Chapter.
5. Keep records of all permits issued, inspections made, work approved and other official actions.
6. Have access to any structure or premises between 8:00 a.m. and 6:00 p.m. for the purpose of performing duties. Application for and issuance of a sanitary permit shall constitute permission by the owner for said access.
7. Report violations of this Chapter to the Planning and Zoning Committee and the Corporation Counsel.
8. Upon reasonable cause or question as to proper compliance, revoke any permit issued under this Chapter and require cessation of any construction, alteration or use of any building which is in violation of the provisions of this Chapter until compliance with this Chapter or all applicable State Statutes and Codes is obtained.
9. Order any person owning, using, operating or installing a POWTS to modify, repair, replace or return the POWTS to a safe and sanitary condition if they find the POWTS defective, unsanitary, malfunctioning or otherwise in violation of this Chapter or other applicable state regulations.

### **334-5 General Provisions.**

**A. Public Sewer.** All plumbing fixtures shall be connected to a public sewer where available. Determination of whether a sewer is available shall be made by the local sanitary district. Where such a public sewer system is not available, a private sewage system shall be used.

**B. Allowable Use.** Private sewage systems or other treatment tank and effluent disposal systems shall be constructed when no public sewer is available to the property to be served. Unless otherwise specifically approved by the Department, the wastewater disposal system of each building shall be entirely separate from and independent of that of any other structure or building.

A private sewage system may be owned by the property owner or by a special purpose district. The use of a common system will be subject to the same plan review procedures as for systems serving public buildings.

**C. Floodplain.** Any private sewage system, or portion(s) thereof, installed within a floodplain shall comply with all applicable requirements of Wisconsin Administrative Code NR 116 and Chapter 300.

**D. Abandonment of Private Sewage Systems.**

1. POWTS that have not been used for one year or longer shall be considered abandoned. In order to be used again, the abandoned system must comply with SPS Ch. 383.03 Wis. Admin. Code. In some cases, this will require replacement of the system with a more appropriate system.
2. All unused treatment tanks, settling chambers, dosing chambers and seepage pits shall have the contents removed and disposed of in accordance with the requirements of Wisconsin Administrative Code NR 113, or acts amendatory thereto. The top or entire tank shall be removed and the remaining portion of the tank or excavation shall be immediately filled with soil material of similar characteristics to that of which exists on the property.

**E. Failing System.**

1. When a failing or malfunctioning private sewage system is identified, the sewage disposal system shall be corrected or its use discontinued within that period of time required by Department order, but in no case shall this time period be extended beyond one (1) year of the notification of failure or malfunction. Health and safety hazards shall be abated immediately.
2. If any part of a system has failed, the entire system shall be evaluated for compliance with existing codes and this Chapter.

**F. Domestic Waste.** All water-carried wastes derived from ordinary human living uses shall enter the septic or treatment tank unless otherwise specifically exempted by the State or this Chapter.

**G. A Non-plumbing Sanitation System.** A non-plumbing sanitation system may be permitted only when the structure or premises served by the system is not provided with any type of indoor plumbing system. If plumbing is installed in the structure a private on-site wastewater treatment system shall be installed prior to the connection of water service.

**H. Cesspools.** The use of a cesspool is prohibited.

**I. Industrial Waste.** The Department of Natural Resources shall be contacted in regard to the treatment and disposal of all industrial wastes including those combined with domestic waste.

**J. Clear Water.** The discharge of surface rain or other clear water into a private sewage system is prohibited, except that water softener or iron filter discharge may enter a private

on-site wastewater treatment system.

**K. Uniform numbering.** Prior to any sanitary permit for new construction being issued, the Department shall require the applicant to obtain a fire number under Article II of Ch. 217 “Road Names and Building Numbers” of the Code of Green Lake County.

### **334-6 Installations Prohibited.**

**A.** Installation of a holding tank is prohibited if any other type of private on-site wastewater treatment system (POWTS) permitted by SPS 383, Wisconsin Administrative Code, is to be utilized except for those treatment components enumerated as 1, 2, 3 and 4 of Table 383.04-1 of the Wisconsin Administrative Code. A sanitary permit for the installation of any septic system, which designates a holding tank as a replacement system, shall not be used unless a Soil or Site Evaluation determines that the property is unsuitable for any other type of system permitted by SPS 383, Wisconsin Administrative Code.

**B.** Installation of a holding tank is prohibited for new construction as required by Section 383.32(2)(a)1 SPS 383, Wisconsin Administrative Code with the following exceptions:

1. Systems in an area where a sanitary district has been formed.
2. Holdings tanks to service dwellings or structures that replace dwellings, which existed on April 21, 1992.
3. Holdings tanks to serve municipal public facilities.

**C.** Installation of a constructed wetland is prohibited as a POWTS treatment component as required under Section 383.32(2)(a)2 SPS 383, Wisconsin Administrative Code.

**D.** Installation of an evapotranspiration bed as a POWTS treatment component is prohibited as required under Section 383.32(2)(a)3 SPS 383, Wisconsin Administrative Code.

### **334-7 Soil and Site Evaluations.**

**A.** Soil and site evaluations shall be done prior to the issuance of a sanitary permit as specified in and in compliance with SPS 383 and SPS 385, Wisconsin Administrative Code.

**B.** A soil evaluation shall be conducted by a State certified soil tester on all sites regardless of the type of POWTS planned to serve the parcel, unless it can be demonstrated, to the satisfaction of the Department, that sufficient area does not exist for a POWTS, which utilizes in-situ soil.

**C.** At least two (2) soil pits, large enough to enter and allow visual evaluation of the in-situ soil profile, shall be constructed for each proposed soil absorption area.

**D.** Department site evaluation or verification of the proposed absorption area may be required prior to issuance of a sanitary permit.

**E.** Preliminary soil and site evaluations may be required before the creation of new

lots by means of a certified survey map or subdivision plat, as defined in the Chapter 315 of the Code of Green Lake County, if review of data, including but not limited to, the County Soil Survey, site and soil evaluations on neighboring lands, and familiarity of the area, indicate that the lots intended may only be served by a holding tank.

**F.** New lots that can only be served by systems enumerated as 1., 2., 3., and 4., of Table 383.04-1 of the Wisconsin Administrative Code, may at the discretion of the Department, be required to have the suitable area delineated on the resultant certified survey map or plat.

### **334-8 Sanitary Permits and Applications.**

#### **A. Permits.**

1. Every POWTS and non-plumbing sanitation system shall require a separate application and permit.
2. A sanitary permit shall be obtained by the property owner, his agent or contractor, or in the name of the property owner, prior to the start of construction of any structure, which requires a POWTS or non-plumbing sanitation system.
3. A sanitary permit shall be obtained by the owner, his agent or contractor, before any POWTS may be installed, enlarged or altered.
4. No master plumber or master plumber-restricted shall install a POWTS holding or treatment component unless the property owner holds a valid sanitary permit.
5. A County sanitary permit shall be obtained prior to the reconnection of a POWTS, which has been disconnected from a structure.
6. A County sanitary permit shall be obtained prior to constructing or erecting a non-plumbing sanitation system.
7. The permit card issued by the Department shall serve as a notice to the observer that a sanitary permit has been issued for the respective property.
8. The permit card shall be displayed at the site in such a manner that it will be visible from a road abutting the parcel at all phases of construction.
9. The permit card shall not be removed until the POWTS or non-plumbing sanitation system has been installed, inspected, and approved by the Department.

#### **B. Application Requirements.**

1. The sanitary permit application shall include the following information which shall be furnished by the applicant on forms provided by the Department along with applicable fees:
  - a. Names and address of the applicant (owner of the property) and the plumber employed (where applicable).
  - b. Legal description of the property.
  - c. All lot dimensions.
  - d. Building use (single family, duplex, etc.) and/or any other information required by the Department pertaining to projected

- wastewater output.
  - e. Soil and Site Evaluation report.
  - f. System plans conforming to Section 334-8(C).
  - g. Appropriate system management and maintenance agreements and contracts.
  - h. Copies of any recorded documents required under this Chapter.
  - i. When any official State action is required, an original copy of the official action shall accompany this application.
  - j. Any other information requested by the Land Use Planning & Zoning Department.
2. Where required, the following documents must be recorded with the County Register of Deeds as an attachment to the property deed prior to the issuance of a sanitary permit:
    - a. Maintenance agreements or contracts, when recording of such is required by Wisconsin Administrative Code SPS 383 and/or this Chapter.
    - b. When a POWTS, or parts thereof, are located on a different parcel than the structure it serves, an appropriate easement must be recorded.
    - c. POWTS per capita sizing affidavit for existing systems that is permitted to remain in use under SPS 383, SPS 384, Wisconsin Administrative Code and this Chapter.
  3. The Department reserves the right to require floodplain and/or wetland delineation for a building site or POWTS area prior to sanitary permit issuance. The Department may require elevations on plans to be tied to floodplain elevation datum.
  4. The Department reserves the right to refuse incomplete or incorrect permit applications or to delay permit issuance until corrected or completed applications are received.

**C. Plans.**

1. System plans shall be submitted for approval to the Land Use Planning & Zoning Department or to the State in accordance with SPS 383, Wisconsin Administrative Code. Plans shall comply with SPS 383, Wisconsin Administrative Code, and this Chapter.
2. Plans submitted shall be clear, legible, and include the original system plan as well as two copies.
3. Plans shall include the following items:
  - a. The name of the property owner and a legal description of the site.
  - b. Estimated daily wastewater flow and design wastewater flow.
  - c. A detailed plot plan, dimensioned or drawn to scale, on paper no smaller than eight and one half (8 ½) inches by eleven (11) inches in size. The plot plan shall delineate the lot size and location of all existing and proposed: POWTS, building sewers, private interceptor main sewers, wells, water mains or water services, buildings, lot lines, swimming pools, navigable waters, replacement system areas, location of building to be served or proposed building location, the benchmark

established on the Soil and Site Evaluation Report, and accesses and associated public roadways. Adjoining properties shall be checked to insure that horizontal setback parameters in SPS 383, Wisconsin Administrative Code are met. All separating distances shall be clearly shown on plot plan. Plot plans shall include a north arrow.

- d. Details and configuration layouts depicting how the system is to be constructed.
- e. Systems utilizing an effluent pump shall include pump curve and model information.
- f. Effluent filter information; manufacturer, model, manufacturer recommended maintenance interval.
- g. A description of a contingency plan in the event the POWTS fails and cannot be repaired.
- h. Sufficient supporting information to determine whether the proposed design, installation and management of the proposed POWTS or modification to an existing POWTS complies with SPS 383, Wisconsin Administrative Code, and this Chapter.
- i. Plan shall be signed or sealed as specified in SPS 383, Wisconsin Administrative Code.
- j. A copy of the approved plans shall be maintained at the construction site until the POWTS installation is completed, inspected and accepted. The plans shall be made available to the Land Use Planning & Zoning Department or State upon request.
- k. A modification to the design of a POWTS, which has been previously approved shall be submitted to the Land Use Planning & Zoning Department or the State as specified in SPS 383, Wisconsin Administrative Code. Plan revisions must be approved prior to system installation.

#### **D. Permit Expiration.**

- 1. A sanitary permit for a system which has not been installed, modified or reconnected shall expire two (2) years after the date of issuance.
- 2. Permits may be renewed prior to the expiration date. Written application to the Land Use Planning & Zoning Department is required and the renewal shall require an additional fee.
- 3. The renewal shall be based on State code and the County Code requirements in effect at the time that the request for renewal is made.
- 4. Changes in Code or Chapter requirements may impede the renewal.
- 5. The owner or his agent prior to beginning construction shall obtain a new sanitary permit if a sanitary permit has expired.

#### **E. Permit Transfer.**

- 1. Transfer of ownership of a property for which a valid sanitary permit exists shall be subject to the following:
  - a. The applicable State transfer form shall be submitted to the Department.

- b. Transfer fee shall be included with the request.
- c. The Land Use Planning & Zoning Department shall issue a new sanitary permit card upon approval of transfer.
- d. Transfer of owner shall not affect the expiration date or the renewal requirements.

**F. Change of Plumbers.**

1. When an owner wishes to change plumbers on a valid sanitary permit the following items must be submitted to the Land Use Planning & Zoning Department prior to the installation of the POWTS:
  - a. A sanitary permit application signed by the new plumber.
  - b. Sanitary permit transfer fee.
  - c. A new system plan, which meets the requirements of Section 334-8 (C) unless the existing plan bears a stamp of a licensed plumbing designer.
  - d. Change of plumbers shall not affect the expiration date or renewal requirements.

**G. Permit Denial.**

1. When applicable provisions of Wisconsin Statutes, Wisconsin Administrative Code, or this Chapter have not been complied with when applying for a sanitary permit, the permit shall be denied. Reasons for the denial shall be forwarded to the plumber, landowner, and when appropriate DPCS and the County Corporation Counsel.
2. In the event that a sanitary permit is denied the property owner has the right to appeal the denial decision or request a variance

**334-9 Reconnections.**

**A.** A County reconnection permit shall be obtained prior to:

1. Construction of a structure to be connected to an existing POWTS.
2. Disconnection of a structure from an existing POWTS and connection of another structure to the system, except as permitted under Section 334-9(C).
3. Rebuilding a structure that is connected to a POWTS.

**B.** Prior to issuing a reconnection permit, the existing POWTS shall be evaluated to:

1. Determine if the existing system is functioning properly. A licensed plumber's signed statement regarding the condition of the system and all its components shall be provided.
2. Determine if it will be capable of handling the proposed wastewater flow and contaminant load from the building to be served.
3. Determine that all minimum setback requirements of SPS 383, Wisconsin Administrative Code, will be maintained.

C. Application for a County reconnection permit shall include the following:

1. All items in Section 334-8(B)(1 (a-d)).
2. In cases where the existing POWTS was installed based on soil percolation rate or an insufficient soil test, soil boring data shall be provided that documents suitable soil conditions exist to a depth of not less than two (2) feet above groundwater or bedrock for POWTS installed prior to December 1, 1969, and at least three (3) feet above the ground water or bedrock for POWTS installed on or after December 1, 1969.
3. Appropriate agreements and contracts for system management and maintenance.
4. A report by a licensed plumber, certified septage servicing operator or POWTS inspector relative to the condition, capacities, baffles, and manhole covers for any existing treatment or holding tanks.
5. A report provided by a licensed plumber or POWTS inspector relative to the condition and capacities of all other system components and verifying that the system is not failed.
6. Complete plans as specified under Section 334-8(C) for any system components, which will be modified or replaced.
7. A plot plan, as specified under Section 334-8(C)(3)(c) for any system components that are existing and intended for utilization.
8. When reconnection to an undersized system is permitted under Wisconsin Administrative Code, an affidavit for the use of the undersized system must be recorded in the County Register of Deeds Office.
9. All systems shall be inspected by the Department at the time of reconnection, prior to backfilling to insure that the proper materials and methods are being used.

**334-10 Construction Affecting Wastewater Flow or Contaminant Load.**

A. An increase in wastewater flow or contaminant load due to new construction shall be considered to take place when one of the following occurs:

1. There is an increase in the number of bedrooms.
2. In public buildings, facilities or places of employment, when there is a proposed change in occupancy of the structure; or the propose modification affects either the type or number of plumbing appliances, fixtures or devices discharging to the system.

B. Prior to commencing the construction of an addition to or modification of a structure, which will increase wastewater flow or contaminant load to an existing POWTS the owner(s) of the property shall:

1. Possess a sanitary permit to construct a new POWTS or modify the existing system to accommodate the increase; or
2. Provide the following to the Department:
  - a. Documentation that a POWTS of adequate capability and capacity

- to accommodate the increase already exists to serve the structure, as specified in SPS 383;
  - b. Documentation showing that the location of the proposed construction conforms to the applicable setback distances to all of the existing POWTS components; and
  - c. Documentation specified under Section 334-9(D)(2-5).
3. If the existing POWTS is found to be undersized, construction of the building addition or modification shall not be permitted until a new sanitary permit has been issued that will accommodate the increased wastewater flow derived from the building addition.

**334-11 Construction Not Affecting Wastewater Flow or Contaminant Load.**

Prior to commencing construction of any structure or addition to a structure on a site where there exists a POWTS the owner or agent shall determine that the proposed construction conforms with all applicable setbacks of SPS 383.

**334-12 Permit Fees.**

Fees shall be established to defray the costs of administering this Chapter. Permit fees shall be established by the Land Use Planning and Zoning Committee and shall be included in the County Fee Schedule. Permit fees shall take effect following approval of the County Board and may be periodically adjusted as deemed necessary by the Land Use Planning and Zoning Committee.

- A. The fee for a sanitary permit shall be as follows:
  - 1. At-grade system: \$380
  - 2. Conventional (In-ground Gravity) system: \$380
  - 3. Conventional (In-ground Gravity) system with Lift: \$380
  - 4. Holding Tank: \$455
  - 5. In-ground Pressure system: \$380
  - 6. Mound System: \$380
  - 7. Vault Privy: \$380
  - 8. Minor repair / modification: \$150
  - 9. Pretreatment Unit: \$75
  - 10. Agent Status (County) review: \$75
  - 11. Renewal fee: \$75
  - 12. Transfer of sanitary permit between plumbers: \$75
  - 13. Transfer of sanitary permit between owners: \$300
  - 14. After-the-fact fee: Double the initial filing fee

B. An additional fee of \$100 shall be collected by the Land Use Planning & Zoning Department for systems that have a design wastewater flow of over 5,000 gallons per day; further an additional \$100 shall be collected for each additional 5,000 gallons flow per day, above the first 5,000 gallons per day.

C. A fee of \$100 shall be collect by the Land Use Planning & Zoning Department to monitor groundwater levels (when required as per SPS 385.60(3), Wis. Adm. Code.

D. The above sanitary permit fees include the State fee and WNDR surcharge. The above fees will be automatically adjusted concurrently with each State adjustment, whenever the State of Wisconsin changes its permit fees (See section SPS 2.67)

E. A county may not charge more than one fee for a sanitary permit or the renewal of a sanitary permit in any twelve-month period.

F. The Land Use Planning & Zoning Department shall forward the required portion of the sanitary permit fee to the Department of Safety and Professional Services.

### **334-13 POWTS Maintenance Program.**

A. As required under Wisconsin Administrative Code SPS 383.255, the County hereby establishes a POWTS maintenance program for the purpose of inventorying and monitoring the location and maintenance events of POWTS located within the County.

1. Every three (3) years, after a sanitary permit has been issued and the POWTS has been installed or after an existing POWTS has been added to the POWTS maintenance program, the owner of a POWTS shall contract with a POWTS maintenance provider to inspect and maintain their POWTS.
2. The inspection and maintenance shall:
  - a. Be reported to the Department by way of the “POWTS Reporting – File Reports Here” link on the Department’s webpage.
  - b. Be reported within 30 days of the inspection and maintenance.
  - c. Address the prompted questions applicable to the POWTS system being inspected and maintained.
  - d. Include the volume (in gallons) that the licensed septic pumper removed from the tank or if the tank was less than one-third (1/3) full of sludge and scum.
  - e. Indicate, that after a visual inspection had been done of the in-situ soil treatment component, there is no wastewater ponding on the surface of the ground.
  - f. Indicate that all wastewater from the structure is discharging to the POWTS.
3. Every three years, the Department shall provide to the owner of the POWTS a First Notice POWTS Maintenance Reminder Card. The POWTS owner shall have 60 days from the postmark of the first notice to complete their POWTS maintenance obligation.
4. If the POWTS owner fails to complete POWTS maintenance as required in §334-13.A.(1) the Department shall provide the POWTS owner with a Final Notice POWTS Maintenance Reminder Card. The POWTS owner shall have 30 days from the postmark of the final notice to complete their POWTS maintenance obligation.
5. If the POWTS owner fails to complete POWTS maintenance as required in §334-13.A.(1) the Department shall provide the POWTS owner with a notice of violation letter. The POWTS owner shall have 15 days from the postmark of the notice of violation letter to complete their POWTS

maintenance obligation.

6. If the POWTS owner fails to complete POWTS maintenance as required in §334-13.A.(1) the Department will turn over the violation to Corporation Counsel who will use all appropriate legal remedies to resolve the violation.
7. Service providers that report more than 30 days after the POWTS inspection and maintenance will be tracked and after three late reports the service provider will be referred to DSPS.
8. Upon sale of the property, the owner shall provide written notification of the maintenance program to the buyer.
9. In addition to 334-13.A.(1), any master plumber, master plumber restricted, or POWTS service provider or POWTS inspector that performs work on or services a POWTS shall report the event by way of the “POWTS Reporting – File Reports Here” link on the Department’s webpage.

**B.** Pursuant to Wis. Stats. §145.20(4), there shall be assessed against the owner of each private onsite wastewater treatment system (POWTS) located within Green Lake County an annual fee as a special assessment pursuant to §66.0703. The level of assessment shall be established by resolution of the Green Lake County Board of Supervisors pursuant to Statute.

#### **334-14 Non-Plumbing Sanitation Systems.**

**A.** Except as provided herein, a County sanitary permit with the proper fee is required for the construction and/or installation of a non-plumbing sanitation system.

**B.** Portable restrooms may be utilized for temporary purposes only. For the purpose of this ordinance standard, “temporary” shall mean the following: For temporary gatherings, festivals and similar activities, a period of 30 consecutive days or less. For use at any construction site, the duration of the construct plus two weeks. A sanitary permit is not required for a portable restroom.

**C.** Non-plumbing sanitation systems shall be located according to the following minimum setbacks:

1. Ten (10) feet from dwellings.
2. Fifty (50) feet from wells.
3. Seventy-five (75) feet from the ordinary high-water mark of a lake, stream or river.
4. Privies and other structures associated with non-plumbing sanitation systems shall be located ten (10) feet from lot lines or the applicable setback for the Zoning District in which it is located, whichever is greater.

**D.** Non-plumbing sanitation systems shall be constructed in conformance with SPS 391, Wisconsin Administrative Code, and the following requirements:

1. Foundations shall be of concrete or masonry.
2. Vaults shall extend at least six (6) inches above the surrounding grade.
3. All privy structure openings shall be screened and all doors shall be self-closing. Ventilators shall be provided for the vault and extend not less than

one (1) foot above the roof and be provided with an effective ventilating hood.

4. Vaults shall be watertight and constructed of materials that are able to be buried and that meet the applicable provisions of Wisconsin Administrative Code SPS 384.
5. Pit privies require a Soil and Site Evaluation in accordance with Wisconsin Administrative Code SPS 385.

### **334-15 Holding Tanks**

**A.** Sewage holding tanks are prohibited, with the following exceptions:

1. No other private sewage system permitted by SPS 383, Wis. Admin. Code, may be installed on the subject property.
2. The subject property is located within an existing sanitary district or municipal sewer district and the district provides written verification that the subject property will be served by its public sewer system within five years of the date of sanitary permit issuance. The property owner shall record an affidavit with the Green Lake County Register of Deeds stating that if sewer service is not available within five years of the date of sanitary permit issuance, the holding tank will be replaced with another POWTS permitted by SPS 383, Wis. Admin. Code.
3. Holding tanks serving a design wastewater flow of less than 150 gallons per day. The property owner shall record an affidavit with the Green Lake County Register of Deeds stating that if the design wastewater flow increases to equal or exceed 150 gallons per day, the holding tank will be replaced with another POWTS system permitted by SPS 383, Wis. Admin. Code.
4. Holding tanks serving a commercial establishment with less than 150 gallons per day wastewater flow.

**B.** All holding tanks shall be equipped with functioning locking devices and high water alarms. In cases where the Department finds the locking devices and/or high water alarms missing or not functioning properly, the Department shall order them to be replaced.

**C.** Servicing or pumping of a holding tank shall occur when the wastewater in the tank reaches a level of one (1) foot below the inlet invert of the tank(s).

**D.** The service provider shall report any holding tank maintenance performed every time the holding tank is pumped / serviced /maintained by way of the POWTS Reporting – File Reports Here” link located on the Department’s webpage.

**E.** Any holding tank which discharges sewage to the ground surface, including intentional discharges and discharges caused by neglect, shall be considered a failing POWTS which will need to be remediated to remain in compliance with the requirements of the State Code and this Chapter. This may include, by Department order, the installation of a water meter with remote reading device to monitor pumping compliance.

**F.** The use of a camping unit transfer container as a POWTS holding tank component shall be restricted to a campground permitted by the Wisconsin Department of Health Services under DHS 178, Wis. Admin. Code.

**334-16 Inspections.**

**A.** Notice for final inspection shall be given to the Department for all POWTS installed, modified, or reconnected.

**B.** The plumber shall be responsible for scheduling inspections with the Department no later than 9:00 a.m. on the day that the inspection is requested.

**C.** The entire system shall be left completely open until inspected and accepted.

**D.** The plumber in charge shall provide the necessary apparatus, equipment and assistance for a proper inspection. Inadequate equipment may result in a delay of the completion of the inspection.

**E.** The Department reserves the right to require additional inspections if it is determined that they are necessary to ensure compliance with Wisconsin Administrative Code and this Chapter.

**F.** When a specific test is required by the product approval division of the State, or as a condition of approval by the State or Department, the installer shall provide notice to the Department at least twenty-four (24) hours prior to performing the test, and will provide documentation of the results if requested by the Department.

**G.** All non-plumbing sanitation systems shall be inspected for compliance with Wisconsin Administrative Code and this Chapter.

**H.** In cases where an installation deviates from the approved plan the plumber in charge shall be notified by the Department that a revised plan is required. The Department may withhold approval of future sanitary permits for any plumber who fails to submit a revision that is requested by the Department until the revision is filed and accepted.

**I.** The property owner shall notify the Department for inspection immediately after the non-plumbing sanitation system has been constructed or installed.

**J.** Mound and At-Grade systems shall be inspected by the Department at the time of plowing, at the completion of the distribution piping installation and after all work is completed.

**K.** Inspections of Sand Filters, Drip-line Effluent Dispersal and experimental systems shall be scheduled as follows:

1. The plumber installing the system shall coordinate any preconstruction meetings.

2. The plumber installing the system shall notify the Department forty-eight (48) hours prior to the beginning of the installation to schedule inspections and shall notify the State if required as a condition of plan approval.
3. The Department reserves the right to request as many inspections as deemed necessary to insure proper installation of the system.

### **334-17      Violations, Penalties, Remedial Action, Enforcement.**

**A. Investigation of alleged violations.** Any violation of the provisions of this chapter shall be deemed unlawful. When necessary, to determine compliance with this chapter, the Land Use Planning and Zoning Department shall investigate alleged violations. After confirmation that a violation exists, the Land Use Planning and Zoning Department shall pursue compliance of the violation and enforce the provisions of this chapter.

#### **B. Violations and Penalties; Citations.**

1. Any violation of the provisions of this chapter by or under the direction of the landowner shall be brought into compliance upon notification by the Land Use Planning and Zoning Department or the Land Use Planning and Zoning Committee or the County Corporation Counsel.
2. The County Corporation Counsel shall have the authority to use all legal remedies necessary to enforce the provisions of this chapter. After consultation with the Land Use Planning and Zoning Department and/or the Land Use Planning and Zoning Committee, the Corporation Counsel shall determine which legal remedy or legal remedies are in order to enforce the provisions of this chapter.
3. Each day that the violation exists, after receiving notice of the violation from the Land Use Planning & Zoning Department by certified or registered mail, or personal service per Ch. 801.11 Wis. Stats, shall constitute a separate offense.
  - a. Any landowner who violates or refuses to comply with any of the provisions of this chapter shall be subject to a forfeiture of not less than \$50 nor more than \$500 per offense, together with the taxable costs of action.
  - b. A landowner may request an extension to a deadline for compliance as set by the Department. The request for extension must be made in writing and include the following information: parcel number, address, current owner information, reference within the ordinance(s) of existing violations, number of days the extension is being requested for, enforceable compliance schedule / time frame, if any other existing violations on the property have been resolved, and other pertinent information.
4. In addition to the Corporation Counsel having the authority to enforce the provisions of this chapter per Subsection **B** above, the designated staff of the Land Use Planning and Zoning Department shall have the authority to and may prepare, sign, and issue citations in order to commence action to achieve compliance with the provisions of this chapter.

#### **C. Stop-work Orders.**

1. *No sanitary permit obtained.* When the Land Use Planning and Zoning Department is notified or becomes aware of any activity in violation of the provisions of this chapter by or under the direction of the landowner that requires issuance of a sanitary permit pursuant to this chapter, and such a permit has not been obtained, the Land Use Planning and Zoning Department may issue a stop-work order requiring any such activity to be immediately stopped and enjoined.
2. *Sanitary permit obtained.* When the Land Use Planning and Zoning Department is notified or becomes aware of any activity in violation of the provisions of this chapter by or under the direction of the landowner for which a sanitary permit was issued and the actual activity deviates from that sanitary permit, the Land Use Planning and Zoning Department may issue a stop-work order requiring the activity to be immediately stopped and enjoined.
3. The stop-work order shall be mailed to the subject landowner's property tax bill mailing address or the mailing address as stated on the sanitary permit application and/or to any person signing the sanitary permit application.
4. The stop-work order card issued and posted by the Land Use Planning and Zoning Department shall be posted at the subject site in plain view from a non-trespass location off the subject property. A stop-work order card shall remain posted until compliance of the violation occurs. In the event that a stop-work order has been removed from its posted location by persons other than Department staff, the property owner(s) and/or other agents, upon conviction, shall be subject to a \$300 fine plus court costs. The fine shall increase by \$300 after each offense and be cumulative. For example: \$300 first offense, \$600 for second offense, \$900 for third offense, and so on. If a property owner removes a stop work order sign three times they shall be subject to \$1800 (\$300 + \$600 + \$900) in fines plus court costs.
5. An action filed pursuant to the Board of Adjustment or to any court shall stop work during and until the final outcome of the action has been reached or until so ordered by a Court of appropriate jurisdiction.

**D. Injunctions.** Every violation of this chapter is a public nuisance, and the creation thereof may be enjoined and the maintenance thereof abated pursuant to § 59.69(11), Wis. Stats.

**E. Emergency conditions.** Whenever the Land Use Planning and Zoning Department finds that an emergency exists such as sudden, unexpected occurrences, or combinations thereof, unforeseen conditions or circumstances at the time beyond a landowner's control, adverse weather conditions, meeting a timetable which requires immediate action to protect the public health, safety, and welfare, the Land Use Planning and Zoning Department may, without notice or hearing, issue an order citing the existence of such emergency and may require that such action be taken as may be deemed necessary to meet the emergency. The Land Use Planning and Zoning Department shall notify the Chairperson of the Land Use Planning and Zoning Committee within 24 hours of such situations. Notwithstanding any other provisions of this chapter, such order shall become effective immediately. Any person to whom such order is directed shall comply therewith immediately. Appeals or challenges to emergency orders may be brought to the Board of Adjustment after emergency conditions have ceased.

**74.18 Subdivision Plats.** To protect the public health, all subdivision plats (preliminary and final) as regulated by Chapter 315, “Land Division & Subdivision” shall identify the primary and a replacement soil absorption areas for proper on-site wastewater treatment for all lots not served by a public sewer. In addition,

**A.** Data for all soil tests shall be submitted to the County on DSPS form SBD-8330 (R04/15) or any future revisions. The form shall be signed and dated by a state certified soil tester.

**B.** The County may conduct field investigations to verify, but limited to, depth to soil mottles, groundwater, and bedrock, soil texture and structure and land slope.

**C.** At least two (2) soil pits, large enough to enter and allow visual evaluation of the in-situ soil profile, shall be constructed for each proposed soil absorption area.

**D.** The County may require the monitoring of groundwater levels for proposed subdivisions where the in situ soil has been altered.

**E.** The soil absorption (and replacement area) for each subdivision lot not served by a public sewer, shall be of sufficient area to treat a design wastewater flow of 450 gallons per day.

**F.** Where individual subdivision lots are to be served by a community wastewater treatment system, the submitted preliminary and final plats shall clearly explain and identify the location of the system’s components and the lots being served. Furthermore:

1. Any community system shall be designed to accommodate a minimum design wastewater flow of 450 gallons per day and a restriction shall be included on
2. All components of a community wastewater treatment system shall be owned and maintained by a special purpose district,
3. All components of a community wastewater treatment system shall be accessible through easements, public rights-of-way or ownership.
4. Community systems shall be submitted to and approved by DSPS and/or the WNDR prior to final plat approval by the County.

#### **74.19 Definitions.**

**A. Buildings.** See structure.

**B. Department.** The County Land Use Planning and Zoning Department.

**C. Director.** The Land Use Planning & Zoning Director.

**D. Failing Private Sewage System** has the meaning specified under § 145.245(4), Wis. Stats. A holding tank which discharges sewage to the ground surface, including intentional discharges and discharges caused by neglect, shall be considered a failing private sewage system.

**E. Human Habitation.** The act of occupying a structure as a dwelling or sleeping place, whether intermittently or as a primary residence.

**F. Non-Plumbing Sanitation System.** Sanitation systems and devices within the scope of SPS 391, Wisconsin Administrative Code, which are approved alternatives to water carried waste plumbing fixtures and drain systems; including but not limited to, incinerating toilets, composting toilets and privies.

**G. Plumber.** A person licensed by the State as a Master Plumber or Master Plumber-

Restricted Services.

- H. POWTS.** Private on-site wastewater treatment system.
- I. Private On-Site Wastewater Treatment System.** Also referred to as a “*sewage system*”, has the meaning given under § 145.01(12), Wis. Stats.
- J. Privy-Pit.** A privy with earthen sidewalls and/or bottom constructed in accordance with applicable sections of Wisconsin Administrative Code and this Chapter.
- K. Privy-Vault.** A privy with a subsurface storage chamber that is water tight and has a minimum capacity of two hundred (200) gallons.
- L. Rebuilt.** The construction which takes place after a structure is demolished or damaged in excess of fifty percent (50%) or greater of its equalized value at the time it is demolished or damaged.
- M. Sanitary Permit.** A permit issued by the Department for the installation of or reconnection to a private on-site wastewater treatment system or non-plumbing sanitation pursuant to Chapter 145, Wis. Stats.
- N. Septage.** See sewage.
- O. Septic Tank.** An anaerobic treatment tank.
- P. Servicing Provider.** An individual or business licensed by the State of Wisconsin as a master plumber, master plumber-restricted service, septage pumper or POWTS maintainer.
- Q. Sewage.** The liquid and liquid carried wastes created in and to be conducted away from residences, businesses, industries, public buildings, and other buildings in which people live, stay or work.
- R. State.** The Wisconsin Department of Safety and Professional Services.
- S. Structure.** Anything constructed or erected the use of, which requires location in or on the premises, or any other attachment to something having a permanent location on the ground. Included are items that may have been designed as transportable or as a vehicle, but stand in seasonal or permanent locations for storage or human habitation, which may include but are not limited to; truck campers, travel trailers, park or model units, buses and motor homes.

11/20/1019

# REQUEST FOR LINE ITEM TRANSFER

Office Use Only

No. _____
Date: _____

Department: Land Use Planning & Zoning  
 Budget Year Amended: 2020

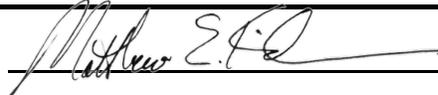
**From Account**

Account #	Account Name	Current Budget	Transfer Amount	YTD Expenditures	New Budget
20-100-10-53610-110	Salaries	\$ 306,269.00	\$ 268.00		\$ 306,001.00
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
<b>Total Transfer</b>			<b>\$ 268.00</b>		

**To Account**

Account #	Account Name	Current Budget	Transfer Amount	YTD Expenditures	New Budget
20-100-10-53610-225	Phone Service	\$ 308.00	\$ 268.00		\$ 576.00
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
<b>Total Transfer</b>			<b>\$ 268.00</b>		

**Explanation for Transfer:** It is necessary to create a phone tree answering system for the department to assist staff until the Administrative Assistant staff position is filled. The cost to develop the phone tree answering system will not exceed \$268. This will lessen the information interruption that is inevitable when an administrative staff person resigns. Since the Administrative Assistant position will be vacant until the position is filled, there will be salary expenditures that will be available to pay for this phone tree system.

Department Head Approval 

Governing Committee Approval \_\_\_\_\_

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**If < \$500:**

Send to County Administrator's Office

**COUNTY ADMINISTRATOR Approval:** \_\_\_\_\_

**If > \$500:**

Send to County Clerk's Office

**FINANCE COMMITTEE Approval given on :** \_\_\_\_\_

Date \_\_\_\_\_

# Transfer

## Purpose

To transfer budgeted expense/revenue amounts from one line item to another within the same budget so as not to exceed adopted budget.

## Policy

A transfer of funds should be made prior to an individual line item balance exceeding the line item budget as adopted. No transactions should be posted to any budget line item if there are not adequate budgeted funds available to cover those transactions during that fiscal year.

In the event a department has insufficient line item budgeted funds available to cover the balance of proposed transactions, a transfer of budget funds from another individual line item within that department's budget to cover those transactions may be initiated with prior approval.

All transactions shall be charged to the appropriate revenue/expenditure account, not arbitrarily charged to accounts where unused budget funds are available.

## Procedure

To initiate the line item transfer process, the department head shall notice the review, discussion & action of this completed and signed form on the next monthly meeting agenda of their committee of jurisdiction.

If the Line Item Transfer is approved by the committee of jurisdiction **AND IS FOR AN AMOUNT OF \$500 OR LESS** the signed copy of this form along with a copy of the meeting minutes shall be forwarded to the County Administrator for approval.

If the Line Item Transfer is approved by the committee of jurisdiction **AND IS FOR AN AMOUNT OF \$500 OR MORE** the signed copy of this form along with a copy of the meeting minutes shall be forwarded to the County Clerk to be noticed on the Finance Committee agenda for review, discussion and action.



## Land Use Planning & Zoning Department

County Government Center  
571 County Road A P.O. Box 3188  
Green Lake, WI 54941

Phone 920-294-4156 Website: <http://www.co.green-lake.wi.us/>

Land Development Code Enforcement County Surveyor GIS Land Information

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May 11, 2016

Robin's Nest Resorts, LLC  
Don Dysland  
W340 N4867 Road O  
Nashotah, WI 53058

Re: Conditional use permit request for Parcels #014-00289-0100, #014-00288-0104 & #014-00288-0105

Dear Mr. Dysland:

At its May 5, 2016 meeting, the Green Lake County Land Use Planning and Zoning Committee considered and approved your conditional use permit request for the expansion of the campground. The approval includes the following conditions:

1. Each camping unit shall not exceed 400 square feet or the maximum square footage as allowed by the State regulations for a camping unit, whichever is smaller.
2. Evidence of approval from the appropriate State and/or local regulatory agency for the campground expansion.
3. Effective dust control measures shall be provided for entrances and internal roads within the campground.
4. An independent structure such as a deck, landing/stairway, not to exceed 200 square feet in area shall be allowed. Also, one non-permanent storage structure per unit, not to exceed 50 square feet in area shall be allowed. All of the above require a one-time land use permit per unit.
5. That all existing camping units, except the westerly two camping units, along with any utility service hook-ups located in the floodway be removed from the floodway before December 1, 2015; the westerly two camping units, along with any utility service hook-ups, located in the floodway, be removed from the floodway by December 31, 2016.
6. The campground owner shall provide within 60 days of the conditional use permit approval, an updated comprehensive site plan for the entire campground area. Said plan shall be received, reviewed and approved by the Land Use Planning & Zoning Department and supersede any prior plan approvals for this campground operation. The plan shall be professionally prepared to scale and accurately show:

- The camping unit sites approved by the 2009 CUP. These sites shall be based on the 2009 density ratio of 2,800sqft (40'x 70') per camping unit site.
  - The camping unit sites approved by the 2012 CUP. These sites shall be 4,000qft (50'x 80') per camping unit site.
  - Identify camping unit sites by number and identify roads, river, and north arrow.
  - Floodway and flood-fringe boundaries along with adequate storage area for any personal property removed during a flood event.
  - POWTS detail such as tank, vents, etc.
7. Preparation and recording of a Certified Survey Map for the new property boundary to include all lands regulated by this CUP.
  8. Any expansion or structural alterations of existing building structures (non-camping units) shall require review and approval by the Land Use Planning and Zoning Committee.
  9. The campground must meet all 12 provisions of Section 300-21. of the County Floodplain Zoning Ordinance including annual update of Emergency Evacuation Plan which is due for 2015.
  10. The dwelling expansion must meet all applicable ordinance standards including Section 300-18, Article V and Article VII of the County Floodplain Zoning Ordinance.
  11. In the event that the Emergency Evacuation Plan is executed prior to December 31, 2016, no camping units may be allowed to return to the floodway.
  12. The vacated camping unit sites (floodway) may only be used for temporary camping, not to exceed 10 consecutive days, and shall not be connected to utilities (i.e. electricity, water, and wastewater.)
  13. The updated comprehensive site plan shall include all camping unit sites approved by this request. The dimensions of each site shall be described on the plan as well as each site shall be numbered. Also, the plan shall identify all new roads, accesses, parking areas, and vegetative screening.
  14. The conditional use permit request approval would be contingent upon the county board's final approval of the rezone request.
  15. An emergency driveway access shall be provided to carry through the westerly access road, as shown on the applicant's conditional use permit concept plan, to Puckaway Road, subject to Town approval. Gating shall be permitted.
  16. A vegetative screen, as proposed on the applicant's conditional use permit concept plan, shall be established to grow to a minimum of 5 feet in height and must retain its foliage year round.

Robin's Nest Resorts, LLC  
Don Dysland  
Page 3

17. This conditional use permit allows for a total of 74 camping unit sites on the subject property. The additional 24 camping unit sites are to be established over time with no sunset date.
18. A vegetative screen along the east property line, from the building setback to the existing fence line, shall be established at the completion of any of sites 71-76 as shown on the applicant's conditional use permit concept plan. The requirements are the same as those listed in Condition 16.

If you have questions, please feel free to contact the Land Use Planning and Zoning Department at (920) 294-4156.

Sincerely,

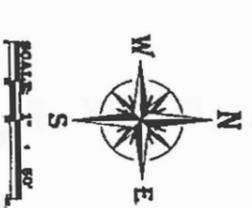
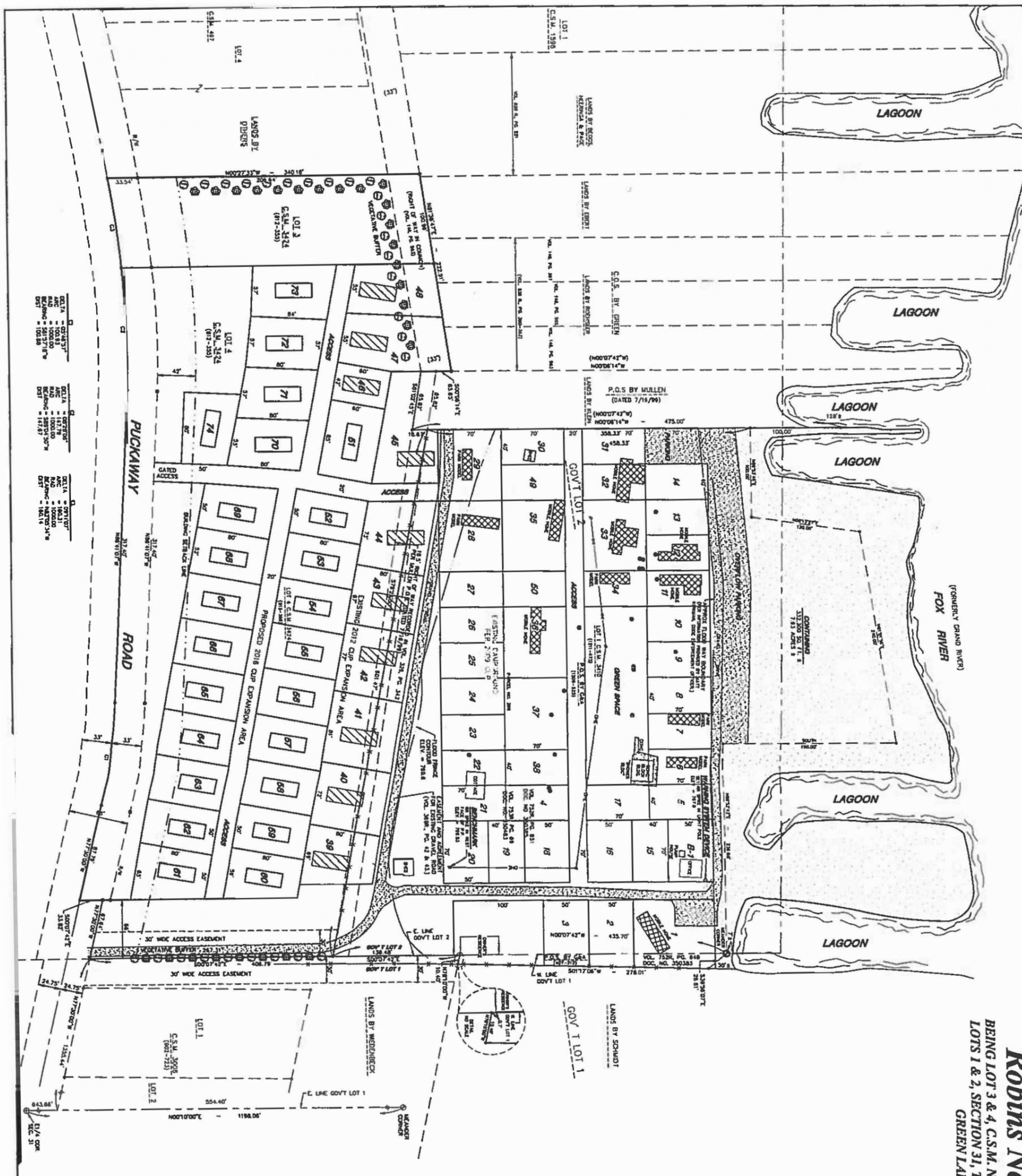
Matt E. Kirkman  
Interim Land Use Director

cc: James Stellmacher, Town of Marquette Chairman  
Sara Jahnke, Town of Marquette Clerk  
Joy Waterbury, County Board Supervisor  
Paul Gunderson, Green Lake County Land Conservationist

Enc.: Conditional Use Permit

# Robins Nest Concept Plan

BEING LOT 3 & 4, C.S.M. NO. 3424 AND A PART OF GOVERNMENT LOTS 1 & 2, SECTION 31, T. 15 N., R. 11 E., TOWN OF MARQUETTE, GREEN LAKE COUNTY, WISCONSIN.



ALL OF THE AREAS TO BE SHOWN ON THIS PLAN ARE TO BE CONSIDERED AS UNIMPROVED UNLESS OTHERWISE NOTED BY THE SURVEYOR.

- LEGEND**
- TYPE 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80
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**TYPICAL RV CAMPING UNIT**  
EXISTING PRIOR TO 2012 CUP  
Includes Camping Unit Sites 48-49 & 50

**TYPICAL PROPOSED RV CAMPING UNIT**  
FOR 2018 CUP  
Includes Camping Unit Sites 51-54 & 55-58

**TYPICAL RV CAMPING UNIT**  
FOR 2012 CUP  
Includes Camping Unit Sites 59-60

**NOTE FLOOD FLOOD ELEV. - 780.0**  
(AS DETERMINED BY THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES)

**NOTE 20 YR FLOOD ELEV. - 782.0**  
(AS DETERMINED BY THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES)

**NOTE: DIMENSIONS SHOWN ABOVE ARE APPROXIMATE TO THE HANDED DATA**

**CLIENT:**  
DONALD DYSLAND  
1116-872

**OWNER:**  
TOWN OF MARQUETTE  
1101-566

**DESIGNER:**  
GROTHMAN & ASSOCIATES S.C.  
1116-672

**GROTHMAN & ASSOCIATES S.C.**  
LAND SURVEYORS  
625 EAST SUPER STREET, P.O. BOX 373 PORTAGE, WI. 53901  
PHONE: PORTAGE: (608) 742-7788 SAUK: (608) 544-8877  
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NO.	DATE	REVISION	BY	CHKD

THIS INSTRUMENT DRAFTED BY A. L. HOEL SHEET 1 OF 1

**CONCEPT PLAN**  
FOR  
**DONALD DYSLAND**  
**TOWN OF MARQUETTE**  
**GREEN LAKE COUNTY, WISCONSIN**

THE NO. **1116-872**  
PROJECT NO. **1101-566**  
DRAWING NO. **1116-672**



**GREEN LAKE COUNTY  
OFFICE OF CORPORATION COUNSEL**

*Dawn N. Klockow  
Corporation Counsel*

*Office: 920-294-4067  
FAX: 920-294-4069*

**MEMORANDUM**

**TO:** The Honorable members of the Land Use Planning and Zoning Committee

**FROM:** Dawn N. Klockow

**DATE:** December 4, 2019

**RE:** Cash deposits for citations, CR19-0978

Greetings,

As a result of consultation with a department head on the procedure to issue a citation for an ordinance violation for an ordinance under that department's supervision, I discovered that the County's ordinance adopting Wis. Stat. §66.0113 for issuing citations for County Ordinance violations is missing a provision required under the statute. Wis. Stat. s. 66.0113 (1)(c) requires that an ordinance "contain a schedule of cash deposits that are to be required for the various ordinance violations, plus costs, fees, and surcharges imposed under ch. 814, for which a citation may be issued. The ordinance shall also specify the court, clerk or court, or other official to whom cash deposits are to be made and shall require that receipts be given for cash deposits."

After reviewing the Ordinances under your supervision, I have found that a cash deposit has not been listed for the following ordinances:

<b>Ordinance</b>	<b>Forfeiture</b>	<b>Cash Deposit</b>
Nonmetallic Mining Reclamation §323-35	§323-35.A not less than \$25 nor more than \$1,000	
	§323-35.B. not less than \$10 nor more than \$5,000	
Floodplain Zoning §300-46.1.C.	Not less than \$10 nor more than \$50	
Land Division and Subdivision §315-51.C.1	Not less than \$50 and not more than \$500 per offense	

<b>Ordinance</b>	<b>Forfeiture</b>	<b>Cash Deposit</b>
Shoreland Zoning §338-71.C.	Not less than \$50 nor more than \$500	
Zoning §350-69.	Not less than \$50 nor more than \$500	
Sewage Systems, Private §334-8	Not less than \$10 nor more than \$200	

I respectfully request that the Land Use Planning and Zoning Committee set the cash deposit amount for each of the forfeitures listed in paragraphs 1-5, which I will integrate into an ordinance amendment for the Administrative Committee’s consideration, since there are nine committees that will be involved in this process. A cash deposit is typically somewhere between the minimum and maximum forfeiture amount. It is an option for the person to pay the cash deposit in lieu of appearing in court to contest the citation.

I have attached the court forfeiture table to this memorandum for your reference. All forfeitures include costs, which are found on the circuit court forfeiture table.

**Table 1: Filing fees - cost to file civil actions and other fees of the clerk of circuit court**

**Table 2: Civil forfeiture table - fees and surcharges for non-criminal offenses in circuit court**

**Table 3: Criminal fine table - fees and surcharges for criminal offenses in circuit court**

**Table 4: Surcharge table - description of court fees and surcharges, when they apply, and where the funds go**

**How to read tables 2 and 3**

The left-hand column shows the amount of the base forfeiture or fine to be imposed. The total column shows the base amount plus the surcharges that apply in every case. The remaining columns show the effect of certain additional surcharges.

In table 2, a forfeiture of \$5 results in a total of \$143.80. If the offense is also subject to the natural resources surcharge, the final total of \$147.55 shows in the appropriate column. In Milwaukee, another \$3.50 is added for the Milwaukee special prosecution clerks surcharge.

In table 3, a fine of \$10 results in a total of \$465.60 for a misdemeanor and \$540.60 for a felony. If the offense is also subject to certain additional surcharges, the amount to be added is shown in the right-hand columns.

**Notes to the tables**

1. The summaries and tables are intended as guidance and do not replace the statutes as the source of authority. Court costs and fees are set out primarily in ch. 814 of the Wisconsin Statutes. The surcharges are listed in 814.75.
2. When a fine or forfeiture is suspended in whole or in part, the following surcharges are reduced proportionately: commercial fish protection, consumer protection, environmental, fishing net removal, fishing shelter removal, jail, natural resources, natural resources restitution, penalty, railroad crossing improvement, snowmobile registration restitution, supplemental food enforcement, truck driver education, uninsured employer, weapons, wild animal protection, wildlife violator compact.
3. The following surcharges are imposed for each count: clerk fees, crime lab and drug law enforcement, crime prevention funding board, domestic abuse program improvement, GPS tracking, jail, supplemental food enforcement, truck driver education, victim-witness, wild animal protection.
4. If restitution is ordered under 973.20, the court shall order payment of a 10% surcharge on the amount of restitution, 973.06(1)(g), and a 5% surcharge on the total amount of restitution, costs, attorney fees, fines and surcharges, including the 10% surcharge, 973.20(11)(a).
5. Certain offenses are subject to fewer costs:
  - For safety belt violations, smoking violations, and disability ID card violations, the clerk's fee is not imposed. The only surcharge is truck driver education surcharge if applicable.
  - For non-moving traffic violations, the clerk's fee is imposed. The only surcharges are court support services and justice information.
  - For failure to carry proof of insurance under 344.62(2), no clerk's fee or surcharges are imposed.
  - For smoking offenses, the only surcharges are justice information and court support services.
6. Electronically filed cases are subject to a fee of \$20 per case per party. See page 3.

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

Effective March 4, 2019

TOTAL WITH APPLICABLE SURCHARGE AMOUNTS															
FORF	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Court Support	Justice Info*	TOTAL	Driver Imp, Safe Ride	Domestic Abuse	Victim-Witness if amended**	Natural Resources, Unins. Empl, Weapons	Environmental Surcharge	TOTAL	TOTAL	
	\$25	26%	\$10/1%	\$13	\$68	\$21.50		+\$485	+\$100	MIS + 67 FEL + 92	75% Forf.	20% Forf.			
0	25	0.00	0	0	68	\$21.50	114.50		214.50	181.50	206.50	0	114.50	0	114.50
5	25	1.30	10	13	68	21.50	143.80		243.80	210.80	235.80	3.75	147.55	1.00	144.80
10	25	2.60	10	13	68	21.50	150.10		250.10	217.10	242.10	7.50	157.60	2.00	152.10
15	25	3.90	10	13	68	21.50	156.40		256.40	223.40	248.40	11.25	167.65	3.00	159.40
20	25	5.20	10	13	68	21.50	162.70		262.70	229.70	254.70	15.00	177.70	4.00	166.70
25	25	6.50	10	13	68	21.50	169.00		269.00	236.00	261.00	18.75	187.75	5.00	174.00
30	25	7.80	10	13	68	21.50	175.30		275.30	242.30	267.30	22.50	197.80	6.00	181.30
35	25	9.10	10	13	68	21.50	181.60		281.60	248.60	273.60	26.25	207.85	7.00	188.60
40	25	10.40	10	13	68	21.50	187.90		287.90	254.90	279.90	30.00	217.90	8.00	195.90
45	25	11.70	10	13	68	21.50	194.20		294.20	261.20	286.20	33.75	227.95	9.00	203.20
50	25	13.00	10	13	68	21.50	200.50		300.50	267.50	292.50	37.50	238.00	10.00	210.50
55	25	14.30	10	13	68	21.50	206.80		306.80	273.80	298.80	41.25	248.05	11.00	217.80
60	25	15.60	10	13	68	21.50	213.10		313.10	280.10	305.10	45.00	258.10	12.00	225.10
65	25	16.90	10	13	68	21.50	219.40		319.40	286.40	311.40	48.75	268.15	13.00	232.40
70	25	18.20	10	13	68	21.50	225.70		325.70	292.70	317.70	52.50	278.20	14.00	239.70
75	25	19.50	10	13	68	21.50	232.00		332.00	299.00	324.00	56.25	288.25	15.00	247.00
80	25	20.80	10	13	68	21.50	238.30		338.30	305.30	330.30	60.00	298.30	16.00	254.30
85	25	22.10	10	13	68	21.50	244.60		344.60	311.60	336.60	63.75	308.35	17.00	261.60
90	25	23.40	10	13	68	21.50	250.90		350.90	317.90	342.90	67.50	318.40	18.00	268.90
95	25	24.70	10	13	68	21.50	257.20		357.20	324.20	349.20	71.25	328.45	19.00	276.20
100	25	26.00	10	13	68	21.50	263.50		363.50	330.50	355.50	75.00	338.50	20.00	283.50
105	25	27.30	10	13	68	21.50	269.80		369.80	336.80	361.80	78.75	348.55	21.00	290.80
110	25	28.60	10	13	68	21.50	276.10		376.10	343.10	367.80	82.50	358.60	22.00	298.10
115	25	29.90	10	13	68	21.50	282.40		382.40	349.40	373.80	86.25	368.65	23.00	305.40
120	25	31.20	10	13	68	21.50	288.70		388.70	355.70	379.80	90.00	378.70	24.00	312.70
125	25	32.50	10	13	68	21.50	295.00		395.00	362.00	385.80	93.75	388.75	25.00	320.00
130	25	33.80	10	13	68	21.50	301.30		401.30	368.30	391.80	97.50	398.80	26.00	327.30
135	25	35.10	10	13	68	21.50	307.60		407.60	374.60	397.80	101.25	408.85	27.00	334.60
140	25	36.40	10	13	68	21.50	313.90		413.90	380.90	403.80	105.00	418.90	28.00	341.90
145	25	37.70	10	13	68	21.50	320.20		420.20	387.20	409.80	108.75	428.95	29.00	349.20
150	25	39.00	10	13	68	21.50	326.50	811.50	426.50	393.50	418.50	112.50	439.00	30.00	356.50
155	25	40.30	10	13	68	21.50	332.80	817.80	432.80	400.00	424.50	116.25	449.05	31.00	363.80
160	25	41.60	10	13	68	21.50	339.10	824.10	439.10	406.00	430.50	120.00	459.10	32.00	371.10
165	25	42.90	10	13	68	21.50	345.40	830.40	445.40	412.00	436.50	123.75	469.15	33.00	378.40
170	25	44.20	10	13	68	21.50	351.70	836.70	451.70	418.00	442.50	127.50	479.20	34.00	385.70
175	25	45.50	10	13	68	21.50	358.00	843.00	458.00	424.00	448.50	131.25	489.25	35.00	393.00
180	25	46.80	10	13	68	21.50	364.30	849.30	464.30	430.00	454.50	135.00	499.30	36.00	400.30
185	25	48.10	10	13	68	21.50	370.60	855.60	470.60	436.00	460.50	138.75	509.35	37.00	407.60
190	25	49.40	10	13	68	21.50	376.90	861.90	476.90	442.00	466.50	142.50	519.40	38.00	414.90
195	25	50.70	10	13	68	21.50	383.20	868.20	483.20	448.00	472.50	146.25	529.45	39.00	422.20
200	25	52.00	10	13	68	21.50	389.50	874.50	489.50	454.00	478.50	150.00	539.50	40.00	429.50
205	25	53.30	10	13	68	21.50	395.80	880.80	495.80	460.00	484.50	153.75	549.55	41.00	436.80
210	25	54.60	10	13	68	21.50	402.10	887.10	502.10	466.00	490.50	157.50	559.60	42.00	444.10
215	25	55.90	10	13	68	21.50	408.40	893.40	508.40	472.00	496.50	161.25	569.65	43.00	451.40
220	25	57.20	10	13	68	21.50	414.70	899.70	514.70	478.00	502.50	165.00	579.70	44.00	458.70
225	25	58.50	10	13	68	21.50	421.00	906.00	521.00	484.00	508.50	168.75	589.75	45.00	466.00

\*Milwaukee County only - collect \$25.00

\*\*Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture

WISCONSIN CIRCUIT COURT FEE, FORFEITURE, FINE AND SURCHARGE TABLES

Effective March 4, 2019

TOTAL WITH APPLICABLE SURCHARGE AMOUNTS															
	Clerk's Fee	Penalty Surcharge	Jail Surch	Crime Lab & Drug	Court Support	Justice Info*		Driver Imp, Safe Ride	Domestic Abuse	Victim-Witness if amended**	Natural Resources, Unins. Empl, Weapons	Environmental Surcharge			
FORF	\$25	26%	\$10/1%	\$13	\$68	\$21.50	TOTAL	+ \$485	+ \$100	MIS	FEL	75% Forf.	TOTAL	20% Forf.	TOTAL
250	25	65.00	10	13	68	21.50	452.50	937.50	552.50	519.50	544.50	187.50	640.00	50.00	502.50
275	25	71.50	10	13	68	21.50	484.00	969.00	584.00	551.00	576.00	206.25	690.25	55.00	539.00
300	25	78.00	10	13	68	21.50	515.50	1000.50	615.50	582.50	607.50	225.00	740.50	60.00	575.50
350	25	91.00	10	13	68	21.50	578.50	1063.50	678.50	645.50	670.50	262.50	841.00	70.00	648.50
400	25	104.00	10	13	68	21.50	641.50	1126.50	741.50	708.50	733.50	300.00	941.50	80.00	721.50
450	25	117.00	10	13	68	21.50	704.50	1189.50	804.50	771.50	796.50	337.50	1042.00	90.00	794.50
500	25	130.00	10	13	68	21.50	767.50	1252.50	867.50	834.50	859.50	375.00	1142.50	100.00	867.50
550	25	143.00	10	13	68	21.50	830.50	1315.50	930.50	897.50	922.50	412.50	1243.00	110.00	940.50
600	25	156.00	10	13	68	21.50	893.50	1378.50	993.50	960.50	985.50	450.00	1343.50	120.00	1013.50
650	25	169.00	10	13	68	21.50	956.50	1441.50	1056.50	1023.50	1048.50	487.50	1444.00	130.00	1086.50
700	25	182.00	10	13	68	21.50	1019.50	1504.50	1119.50	1086.50	1111.50	525.00	1544.50	140.00	1159.50
750	25	195.00	10	13	68	21.50	1082.50	1567.50	1182.50	1149.50	1174.50	562.50	1645.00	150.00	1232.50
800	25	208.00	10	13	68	21.50	1145.50	1630.50	1245.50	1212.50	1237.50	600.00	1745.50	160.00	1305.50
850	25	221.00	10	13	68	21.50	1208.50	1693.50	1308.50	1275.50	1300.50	637.50	1846.00	170.00	1378.50
900	25	234.00	10	13	68	21.50	1271.50	1756.50	1371.50	1338.50	1363.50	675.00	1946.50	180.00	1451.50
1000	25	260.00	10	13	68	21.50	1397.50	1882.50	1497.50	1464.50	1489.50	750.00	2147.50	200.00	1597.50
1100	25	286.00	11	13	68	21.50	1524.50	2009.50	1624.50	1591.50	1616.50	825.00	2349.50	220.00	1744.50
1200	25	312.00	12	13	68	21.50	1651.50	2136.50	1751.50	1718.50	1743.50	900.00	2551.50	240.00	1891.50
1300	25	338.00	13	13	68	21.50	1778.50	2263.50	1878.50	1845.50	1870.50	975.00	2753.50	260.00	2038.50
1400	25	364.00	14	13	68	21.50	1905.50	2390.50	2005.50	1972.50	1997.50	1050.00	2955.50	280.00	2185.50
1500	25	390.00	15	13	68	21.50	2032.50	2517.50	2132.50	2089.50	2124.50	1125.00	3157.50	300.00	2332.50
1600	25	416.00	16	13	68	21.50	2159.50	2644.50	2259.50	2226.50	2251.50	1200.00	3359.50	320.00	2479.50
1700	25	442.00	17	13	68	21.50	2286.50	2771.50	2386.50	2353.50	2378.50	1275.00	3561.50	340.00	2626.50
1800	25	468.00	18	13	68	21.50	2413.50	2898.50	2513.50	2480.50	2505.50	1350.00	3763.50	360.00	2773.50
1900	25	494.00	19	13	68	21.50	2540.50	3025.50	2640.50	2607.50	2632.50	1425.00	3965.50	380.00	2920.50
2000	25	520.00	20	13	68	21.50	2667.50	3152.50	2767.50	2734.50	2759.50	1500.00	4167.50	400.00	3067.50

\*Milwaukee County only - collect \$25.00

\*\*Victim-Witness Surcharge applicable if the original criminal complaint charged a crime that was later amended to a forfeiture

## **Administrative Policy – “Violation Notice Timing and Fines / Forfeiture Accrual”**

*As it relates to the Green Lake County Zoning, Shoreland Zoning, Floodplain Zoning, Private Sewage, Land Division and Nonmetallic Mining Reclamation Ordinances*

The purpose of this policy is to provide the Land Use Planning & Zoning Department a documented violation notice procedure.

The Land Use Planning and Zoning Department administers and enforces County ordinances that regulate land use. When a violation of an ordinance standard is identified, the Department is required by ordinance to:

1. Notice the property owner of the violation and
2. Indicate the number of days that the violation exists or existed on the property.

The notice begins the enforcement process by informing the property owner of the violation. The number of days is used by Corporation Counsel to assign a fine or forfeiture to the property owner for violating the County ordinance.

After a violation of a land use ordinance has been verified by visual inspection by department staff or other qualified professional:

1. The property owner shall be mailed a notice of violation letter by either registered or certified mail or by personal service.
2. The notice of violation shall provide 30 calendar days for the property owner to resolve the violation.
3. If after 30 days the violation is again verified to exist on the property, the property owner shall be provided a final 30 days to resolve the violation.
4. If the violation is verified to exist on the property 30 days after the final notice was mailed, the violation is to be turned over to Corporation Counsel. This is accomplished by a memorandum that includes the specifics of the case of violation, the timeline of Department actions, and the Department's expectations for resolution.

The above procedure shall be applied and enforced concurrently with a property owner's efforts to resolve the violation(s). However, the Land Use Planning & Zoning Department may reserve the right to discontinue enforcement and not request prosecution by Corporation Counsel if the violation is resolved within 60 days of the notice of violation. Any deviation from this policy shall be approved by the Land Use Planning & Zoning Director and documented in the parcel file.

This policy mirrors ordinance language that states that “each day that the violation exists, after receiving notice of the violation from the Land Use Planning & Zoning Department by certified or registered mail or personal service per Ch. 801.11 Wis. Stats., shall constitute a separate offense.” It shall be interpreted through this policy that the number of days that would be applied to the fine or forfeiture would be the number of days between when the violation was first noticed to the property owner and when the violation is resolved.

## NOTICE OF PUBLIC HEARING

The Land Use Planning and Zoning Committee of **Green Lake County** will hold a public hearing in County Board Room #0902 of the Government Center, 571 County Road A, Green Lake, WI, on **Thursday, February 6, 2020, at 3:00 p.m.** to consider the following items:

**Item I: Owner:** Robert Glenn Herrmann Estate **Agent:** Gerald L Herrmann, Personal Representative **Site Location:** N6639 Valley View Dr, Parcel #004-00222-0700, Lot 1 Certified Survey Map 1190 excluding Lot 1 Certified Survey Map 2035; Part of the SW¼ and SE¼ of Section 11, T16N, R13E; Town of Brooklyn **Request:** Rezone from A-2 General Agriculture District to R-1 Single-Family Residence District.

**Item II: Owner/Applicant:** Scott O Sommers **Site Location:** N2992 County Road B H, Parcel #014-00767-0000, Part of the SW¼ of Section 30, T15N, R12E, ±40 acres, Town of Marquette **Request:** Rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District. To be identified by certified survey map.

**Item III: Owner:** Beuthin Family Recreational Trust - Larry E Beuthin **Agent:** Cloud 1, LLC - Jay Wendt, Representative **Site Location:** N4145 Lakeview Rd, Parcel #006-00127-0000 (±45.8 acre parcel), Part of the SE¼ of Section 7, T15N, R13E, Town of Green Lake, ±2.5 affected acres **Request:** Conditional use permit request for a communication facility/tower with a mobile service facility.

All interested persons wishing to be heard at the public hearing are invited to attend. For further detailed information concerning this notice and for information related to the outcome of public hearing items, contact the Green Lake County **Land Use Planning and Zoning Department** at (920) 294-4156.

*Publish: January 23, 2020 & January 30, 2020*

# LAND USE PLANNING AND ZONING COMMITTEE STAFF REPORT

PUBLIC HEARING

February 6, 2020

## ITEM I: ZONING CHANGE

**OWNER:**

Robert Glenn Herrmann

**APPLICANT:**

Gerald L. Herrmann, Estate Personal Representative

**REQUEST:** The applicant is requesting a zoning change from A-2, General Agriculture District to R-1, Single-Family Residence District, ±5.8 acres.

**PARCEL NUMBER / LOCATION:** The affected parcel number is 004-00222-0700, located in the SW and SE quarters of Section 11, T16N, R13E, Town of Brooklyn. The site proposed for zoning change is located at N6639 Valley View Drive.

**EXISTING ZONING AND USES OF ADJACENT AREA:** The current zoning of the parcel subject to this request is A-2, General Agriculture District. It is located north of Brooklyn J Rd and east of Forest Ridge Rd. The lands surrounding this parcel are all zoned A-2, General Agriculture District, with all but one of these fourteen parcels being nonconforming to that zoning district. Along Brooklyn J Rd to the south are seven parcels zoned R-1, Single-Family Residence District. Other lands in this general neighborhood are all zoned A-1, Farmland Preservation.

The Green Lake County Farmland Preservation Plan identifies the land under consideration for this zoning change to be in an “Area of Non-Agricultural Development”. The property is outside the jurisdiction of the Shoreland Zoning Ordinance and Floodplain Zoning Ordinance, and has no inventoried wetlands mapped.

**ADDITIONAL INFORMATION / ANALYSIS:** The owner passed away and his estate wishes to sell the property. There is a single-family home on the north end of the property, with address associated to the private road Valley View Drive. In 1983, a 6.5 acre parcel was divided from Section 11 in T16N, R13E (CSM 1190). In 1993, a new survey was done to cut out a 0.75 acre lot (CSM 2035) to the east of the subject parcel home, leaving the current lot configuration. The current owner purchased the land in 1994. The 1992 aerial photo suggests the fields south of the home may have been used for agricultural purposes then, but aerial records indicate that, since the owner bought the property in 1994, these fields have not had an agricultural use.

**SUGGESTED ZONING CHANGE CRITERIA:** When considering a request for zoning change, recent court cases have cited the following decision-making criteria:

- a) consistency with long-range planning (comprehensive plan)
- b) nature and character of parcel
- c) use of surrounding land
- d) overall scheme of zoning map
- e) consideration of interest of public health, morals, and safety
- f) promote public welfare, convenience, and general prosperity

**STAFF COMMENTS:** The following county staff comments are based on the previously-stated criteria:

- ❑ The request is consistent with the County comprehensive plan goal to encourage development in areas already associated with residential use.
- ❑ The nature and character of the parcel is conducive to residential use based on zoning district area restrictions, historical use of the parcel, and desired use of this property by any prospective buyer.
- ❑ The use of the surrounding lands is residential on all immediate sides, with agricultural lands and uses beyond the residences.
- ❑ The overall zoning scheme appears to be mixed, with nonconforming A-2 lands surrounding the property and R-1 lands and uses to the south. The nonconforming parcels may be rezoned by map amendment in the future into conforming residential districts. It appears the proposed rezone is consistent with a residential scheme.
- ❑ It would appear the request is consistent with community goals relating to public health, morals, and safety as well as the public welfare, convenience, and general prosperity. Most specifically, the goal to promote non-farm residential development in areas of nonagricultural development.

**TOWN OF BROOKLYN:** An Action Form requesting the Town of Brooklyn's input related to this zoning change request was mailed to the Town Clerk on December 6, 2019. The Town Board did not object to and recommends approval of this request.

Please type or use black ink

Return to: Green Lake County  
Planning & Zoning Department  
571 County Road A  
Green Lake, WI 54941  
(920) 294-4156

GENERAL APPLICATION

Fee \$375 (not refundable)

Date Oct 1, 2019

Zone Change from A-2 to R-1

Conditional Use Permit for -

Other -

PROPERTY OWNER / APPLICANT (1)

Name Gerald L. Herrmann (Personal Rep for Robert Glenn Herrmann Estate)  
Mailing Address 20074 Ravenna Dr Lawrenceburg IN 47025  
Phone Number 513-512-4276  
Signature Gerald L. Herrmann Date Oct 1, 2019

PROPERTY OWNER / APPLICANT (2)

Name \_\_\_\_\_  
Mailing Address \_\_\_\_\_  
Phone Number \_\_\_\_\_  
Signature \_\_\_\_\_ Date \_\_\_\_\_

PROPERTY INFORMATION

Town of Brooklyn Parcel Number(s) 004-00222-0700  
Acres ± 5.8 Lot - Block - Subdivision -  
Section 11 Town 16 North Range 13 East  
Location of Property N6639 Valley View Dr.  
Legal Description Lot 1 of CSM 1990 excluding Lot 1 of CSM 2035

Current Zoning Classification A-2 Current Use of Property vacant single family home and yard space

Detailed Description of Proposed Use Separate existing house from vacant yard space and divide remaining land into 2 lots

PLEASE PROVIDE A DETAILED SITE PLAN WITH THE APPLICATION

- Fees: Zone Change \$375.00  
Conditional Use Permit \$375.00  
Special Exception \$375.00  
Variance/Appeal \$375.00

# CONCEPT PLAN

CONCEPT PLAN FOR ROBERT G. HERMANN, BEING LOT 1 OF CERTIFIED SURVEY MAP NO. 1190 LOCATED IN PART OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ AND IN PART OF THE NORTHWEST ¼ OF THE SOUTHEAST ¼ OF SECTION 11, TOWN 16 NORTH, RANGE 13 EAST, TOWN OF BROOKLYN, GREEN LAKE COUNTY, WISCONSIN.

**OWNER(S)**  
ROBERT G. HERMANN

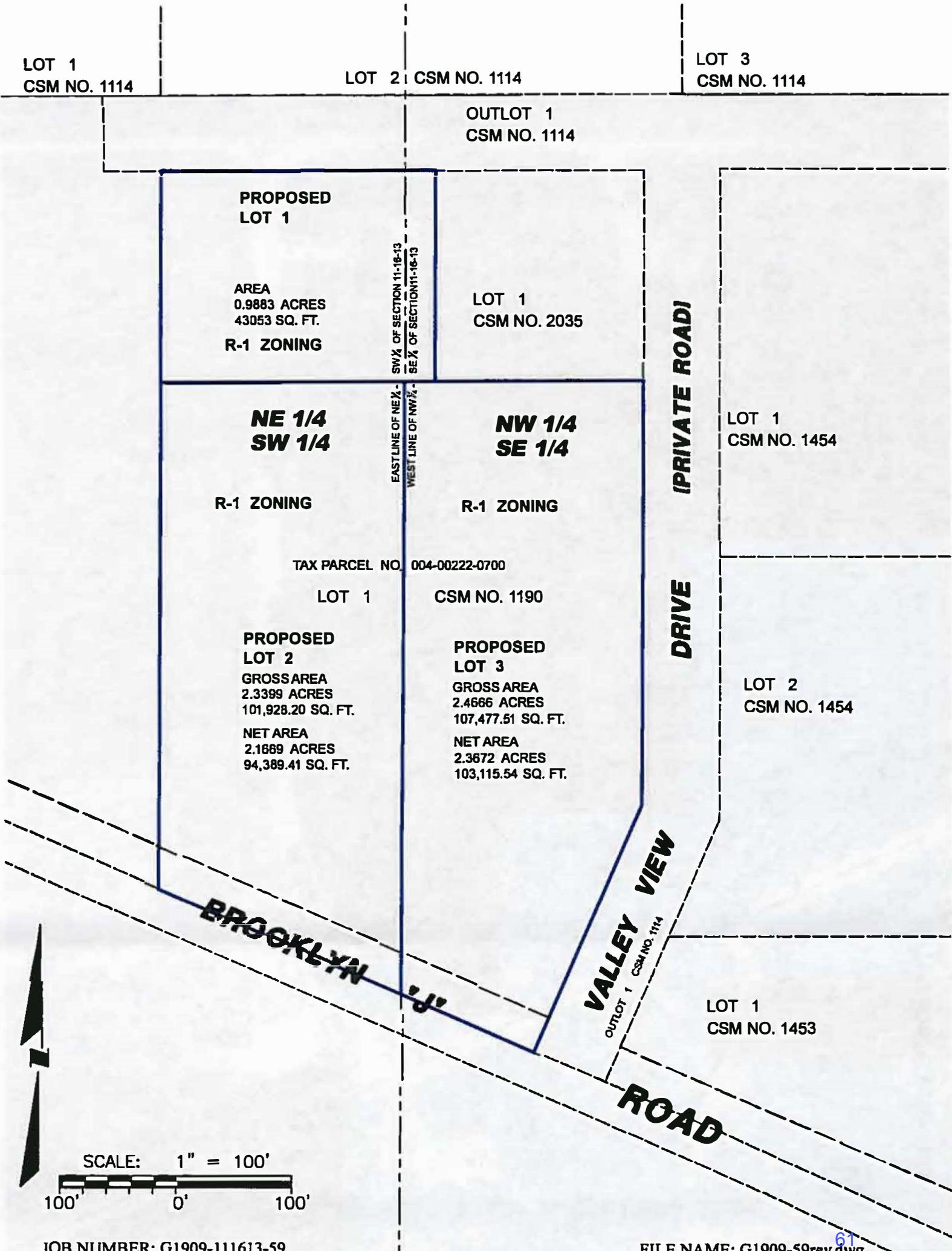
**PROPERTY ADDRESS:**  
N6639 VALLEY VIEW DRIVE  
P.O. BOX 423  
GREEN LAKE, WISCONSIN 54941



GREEN LAKE SURVEYING COMPANY  
P.O. BOX 131  
Green Lake, Wisconsin 54941  
Phone: (920) 294-6866  
survey@greenlakesurveyingcompany.com  
www.greenlakesurveyingcompany.com

*Donald W. Lenz*

DONALD W. LENZ - Wis. Reg. No. S-2003  
Dated this 30th Day of September 2019



SCALE: 1" = 100'  
100' 0' 100'

# CONCEPT PLAN

CONCEPT PLAN FOR ROBERT G. HERMANN, BEING LOT 1 OF CERTIFIED SURVEY MAP NO. 1190 LOCATED IN PART OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ AND IN PART OF THE NORTHWEST ¼ OF THE SOUTHEAST ¼ OF SECTION 11, TOWN 16 NORTH, RANGE 13 EAST, TOWN OF BROOKLYN, GREEN LAKE COUNTY, WISCONSIN.

**OWNER(S)**  
ROBERT G. HERMANN

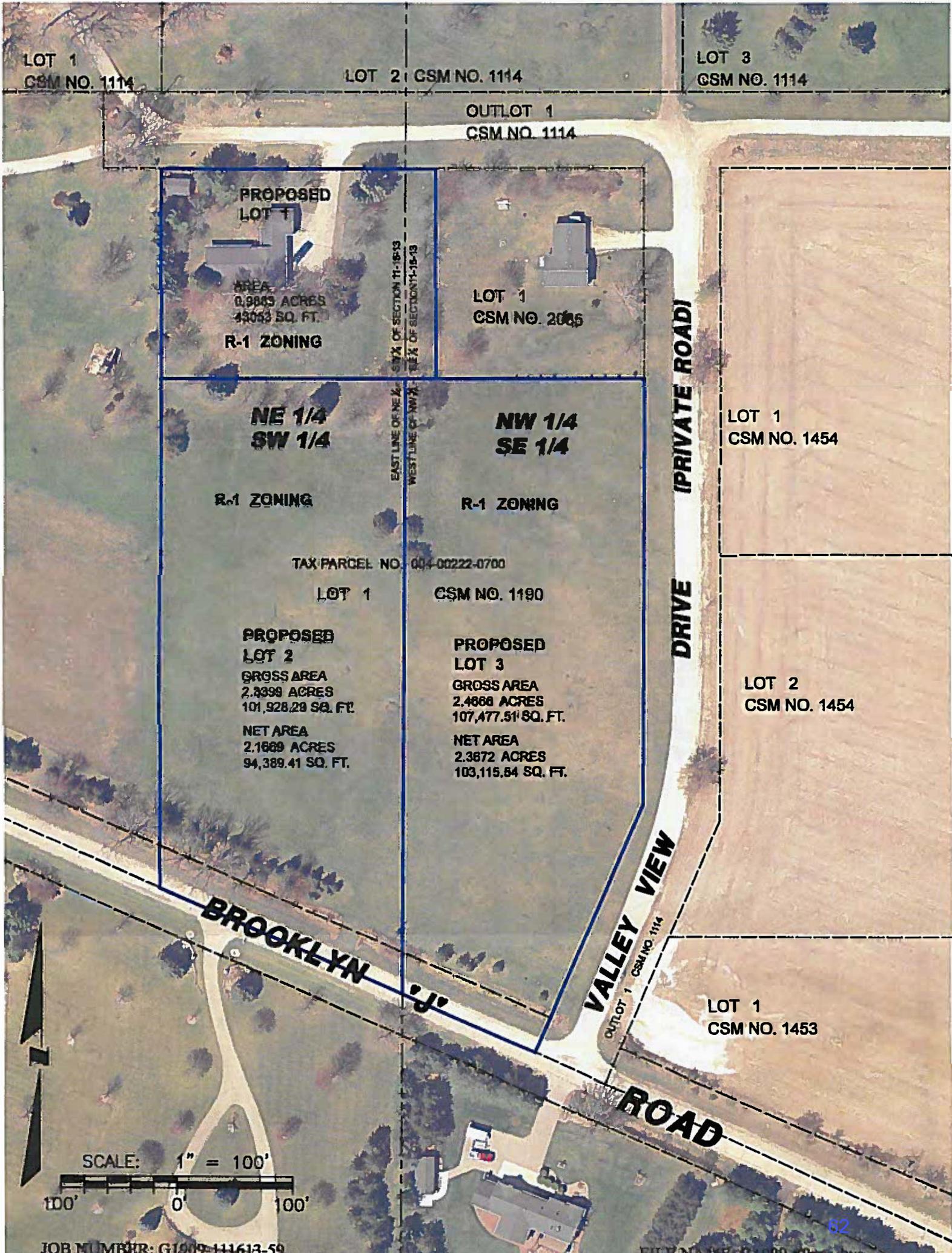
**PROPERTY ADDRESS:**  
N6639 VALLEY VIEW DRIVE  
P.O. BOX 423  
GREEN LAKE, WISCONSIN 54941



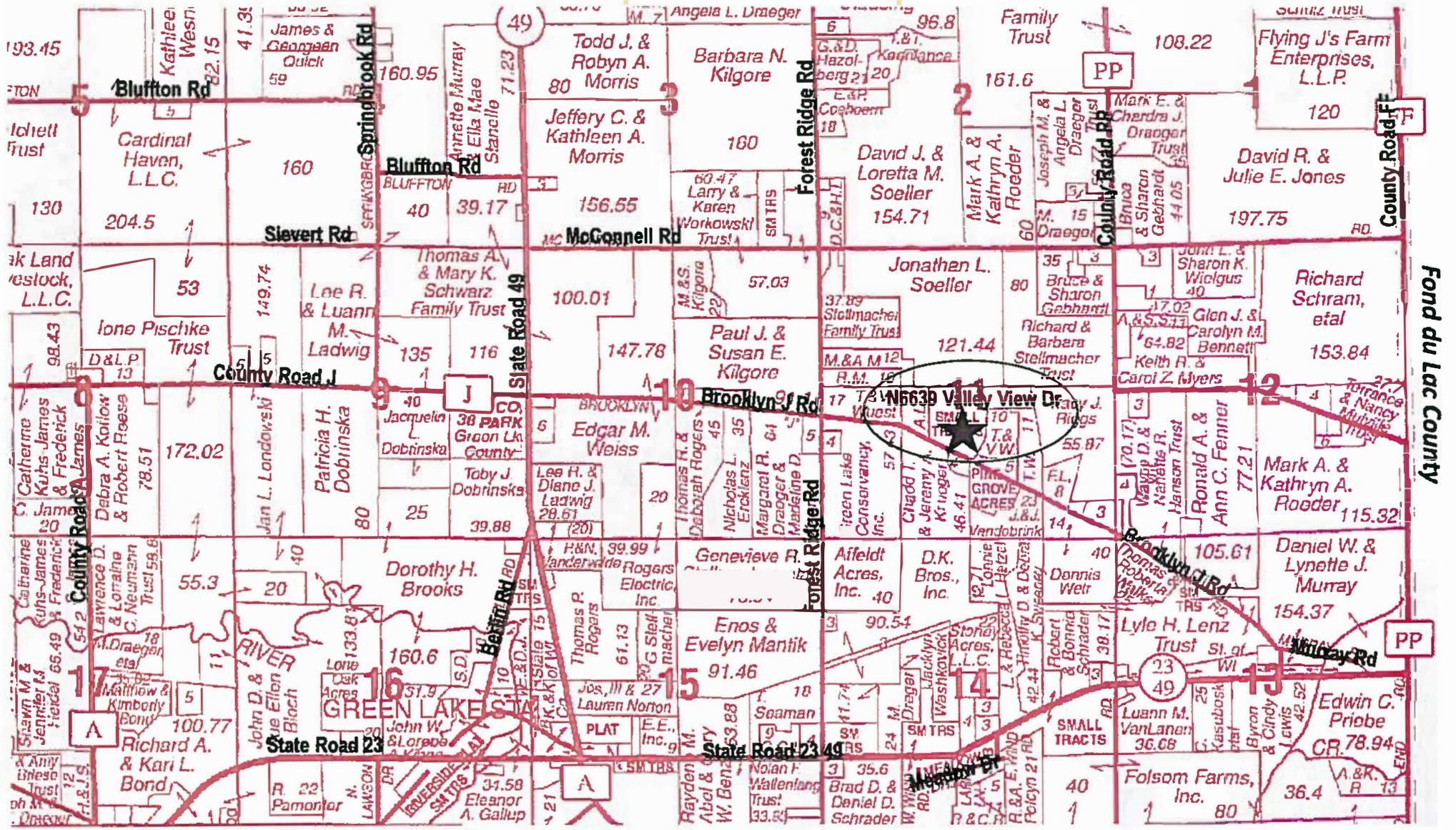
**GREEN LAKE SURVEYING COMPANY**  
P.O. BOX 131  
Green Lake, Wisconsin 54941  
Phone: (920) 294-6666  
survey@greenlakesurveyingcompany.com  
www.greenlakesurveyingcompany.com

*Donald W. Lenz*

**DONALD W. LENZ - Wis. Reg. No. S-2003**  
Dated this 30th Day of September 2019

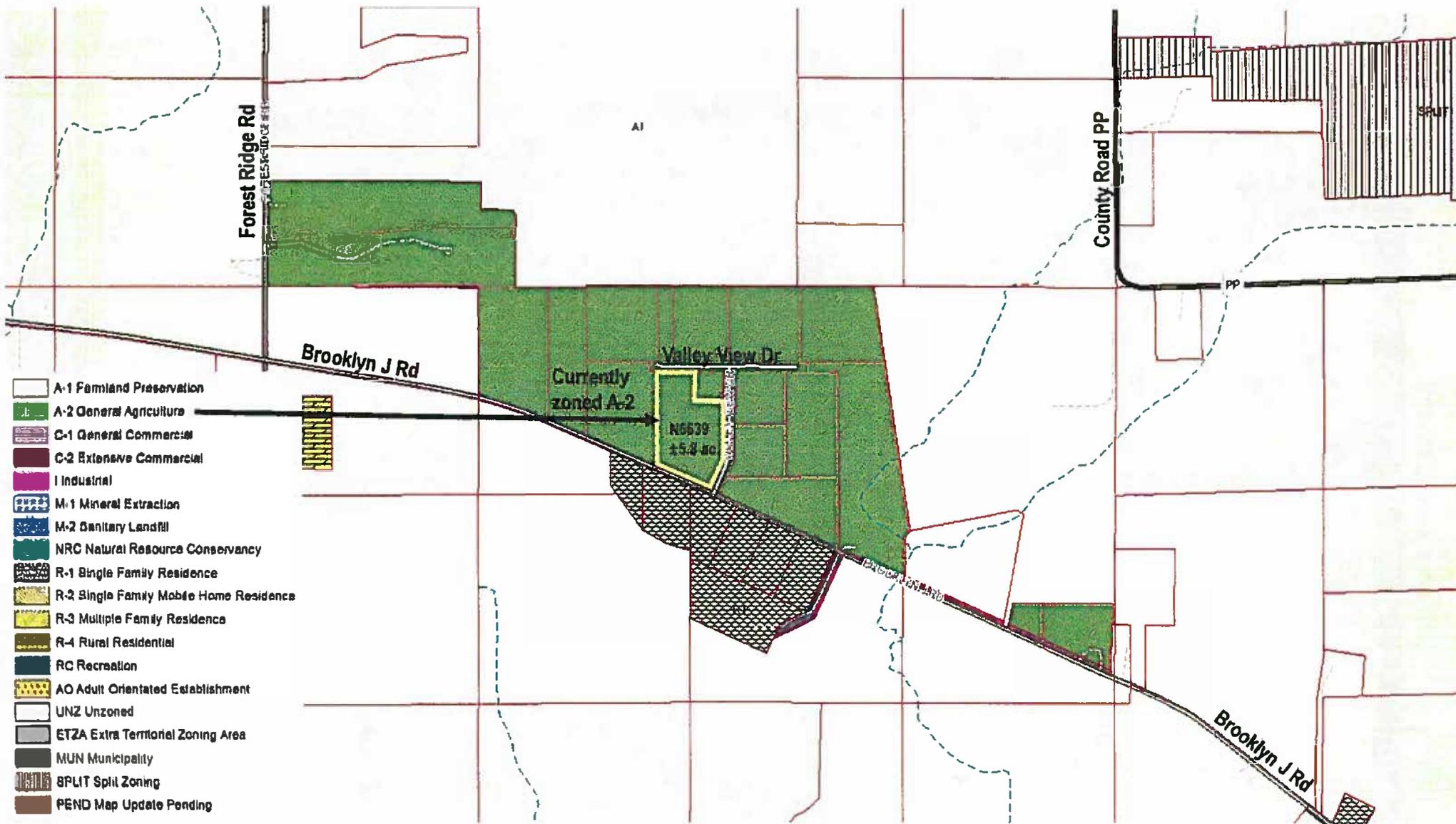


**Robert Glenn Herrmann Estate – Gerald L. Herrmann, Personal Representative**  
**N6639 Valley View Drive, Parcel #004-00222-0700, Town of Brooklyn**  
**Rezone request from A-2 General Agriculture District to R-1 Single-family Residence District**



**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

**Robert Glenn Herrmann Estate – Gerald L. Herrmann, Personal Representative  
 N6639 Valley View Drive, Parcel #004-00222-0700, Town of Brooklyn  
 Rezone request from A-2 General Agriculture District to R-1 Single-family Residence District**

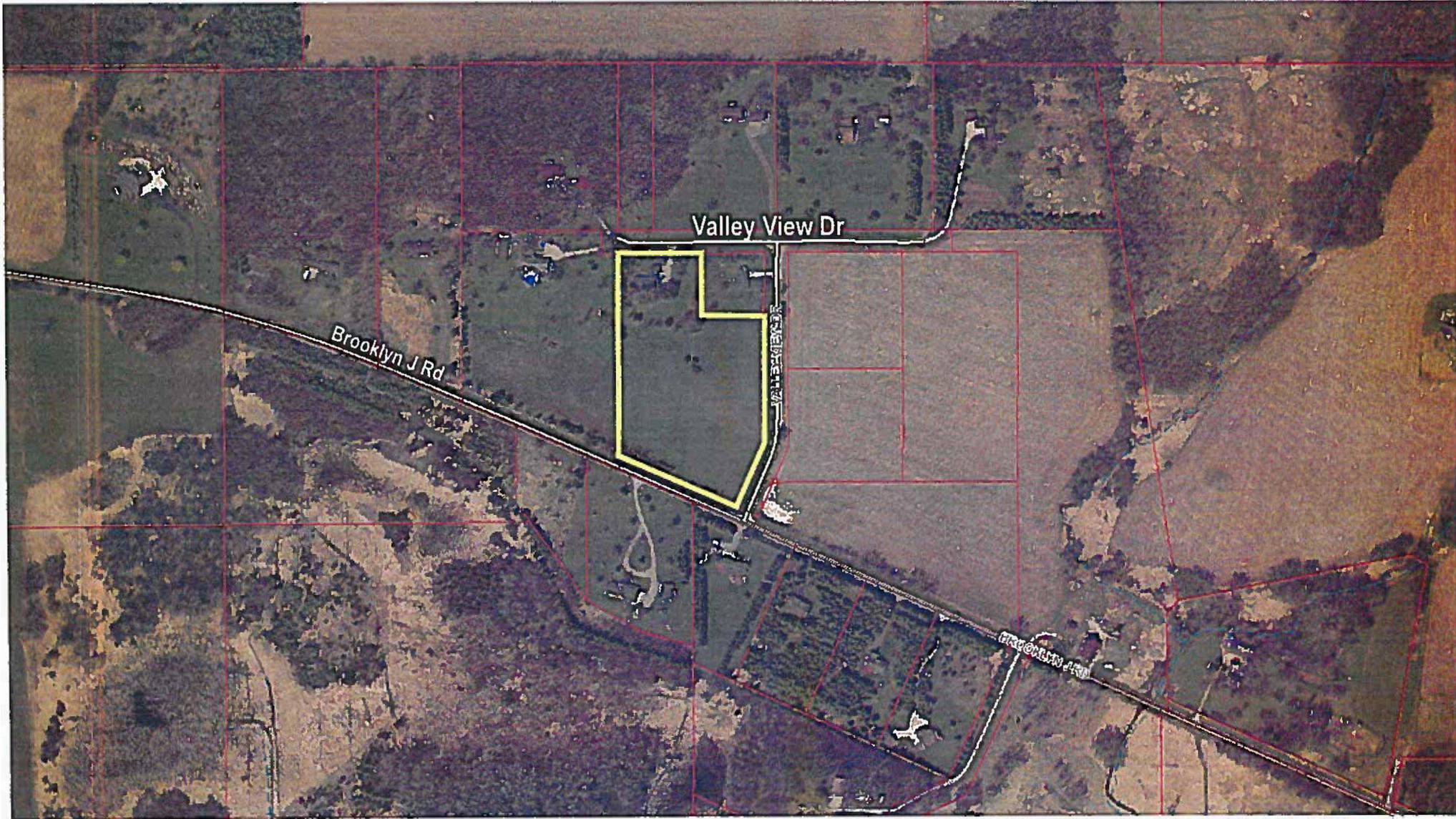


**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

**Robert Glenn Herrmann Estate – Gerald L. Herrmann, Personal Representative  
N6639 Valley View Drive, Parcel #004-00222-0700, Town of Brooklyn  
Rezone request from A-2 General Agriculture District to R-1 Single-family Residence District**



**Robert Glenn Herrmann Estate – Gerald L. Herrmann, Personal Representative  
N6639 Valley View Drive, Parcel #004-00222-0700, Town of Brooklyn  
Rezone request from A-2 General Agriculture District to R-1 Single-family Residence District**



**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

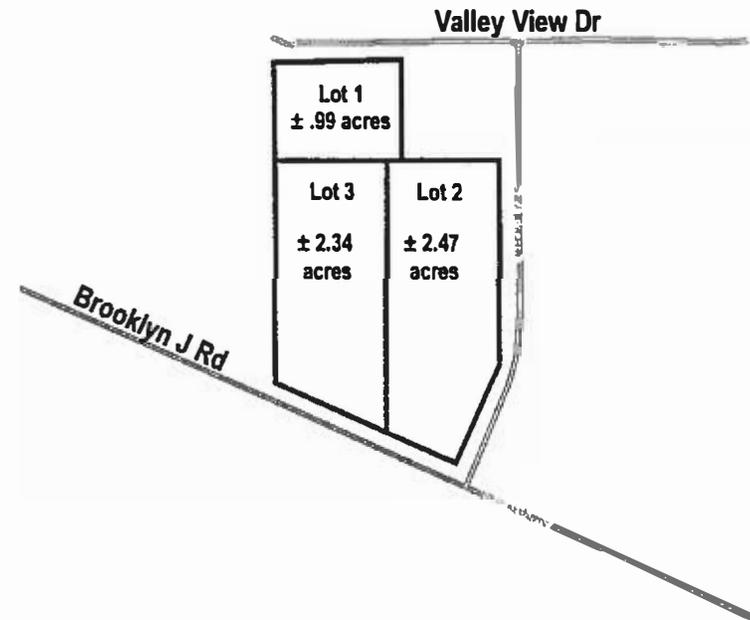
**Robert Glenn Herrmann Estate – Gerald L. Herrmann, Personal Representative  
N6639 Valley View Drive, Parcel #004-00222-0700, Town of Brooklyn  
Rezone request from A-2 General Agriculture District to R-1 Single-family Residence District**

**Existing Configuration:**

**N6639 Valley View Drive, #004-00222-0700,  
± 5.8 acres zoned A-2 General Agriculture District.**

**Proposed Configuration:**

**Create three lots, totaling ± 5.8 acres, rezoned from A-2  
General Agriculture District to R-1 Single-family Residence  
District.**



# TOWN BOARD ACTION

Rezone Request

Dear Land Use Planning and Zoning Committee:

Please be advised that the Town Board of Brooklyn, County of Green Lake, took the following action on Dec 10, 2019.

Does not object to and approves of X

No action taken \_\_\_\_\_

Objects to and requests denial of \_\_\_\_\_

Reason(s) for objection \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**\*\* NOTE: If denial – please enclose Town Resolution of Denial.**



**Owner/Applicant:** Robert Glenn Herrmann Estate

**Agent:** Gerald L. Herrmann, Personal Representative

**Site Location:** N6639 Valley View Drive

**General legal description:** Parcel #004-00222-0700, Lot 1 Certified Survey Map 1190 excluding Lot 1 Certified Survey Map 2035; Part of the SW¼ and SE¼ of Section 11, T16N, R13E; Town of Brooklyn.

**Request:** Rezone request from A-2 General Agriculture District to R-1 Single-Family Residence District.

**Planned public hearing date:** February 6, 2020

Mike West Town Chair  
Town Representative

Dec 10 2019  
Date Signed

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Please return this form to the Land Use Planning & Zoning Office by: January 24, 2020**

# LAND USE PLANNING AND ZONING COMMITTEE STAFF REPORT

PUBLIC HEARING

February 6, 2020

## ITEM II: ZONING CHANGE

**OWNER:**

Scott O. Sommers

**APPLICANT:**

Same

**REQUEST:** The applicant is requesting a zoning change from A-1, Farmland Preservation District to R-4, Rural Residential District, ±3.9 acres.

**PARCEL NUMBER / LOCATION:** The affected parcel number is 014-00767-0000, located in the SW quarter of Section 30, T15N, R12E, Town of Marquette. The site proposed for zoning change is located at N2992 County Road BH.

**EXISTING ZONING AND USES OF ADJACENT AREA:** The current zoning of the parcel subject to this request is A-1, Farmland Preservation District. It is located south of Lake Puckaway and southeast of the Village of Marquette. The lands surrounding this parcel are entirely zoned A-1, Farmland Preservation District.

The Green Lake County Farmland Preservation Plan identifies the land under consideration for this zoning change to be in an “Area of Agricultural Use and Agriculture Related Use.” The property is outside the jurisdiction of the Shoreland Zoning Ordinance and Floodplain Zoning Ordinance, and has no inventoried wetlands mapped.

**ADDITIONAL INFORMATION / ANALYSIS:** The owner wishes to align the property for sale in the future as a small farmette. There is a single-family home on the property, as well as four agricultural sheds, one barn, and one other small building. Aerial photos and parcel file records indicate all of these structures pre-date zoning in Green Lake County (being established prior to 1959), as the 1938 aerial photos show the structures existing in their present locations then.

**STATUTORY CRITERIA PER 91.48(1):** Land may be rezoned out of a farmland preservation zoning district if all of the following are found after public hearing: **(Staff comments in bold)**

- a) The land is better suited for a use not allowed in the farmland preservation zoning district. **The Green Lake County Zoning Ordinance does allow for the use of these historic structures for agricultural or event facilities in the current zoning district of A-1. The lands subject to this request are relatively flat when compared to the adjacent lands, being 0-6 percent slopes. The soil survey identifies these lands as Kidder loam, which is a productive soil for the County. Based on the information provided by the applicant and available guidance documents, there does not seem to be a better-suited use for this land than the current zoning district provides.**
- b) The rezoning is consistent with any applicable comprehensive plan. **The proposed rezone is consistent with the county’s comprehensive plan as it upholds the goals and objectives, most prominently the goal to preserve the rural characteristic of the county. Section 350-41 of the County Zoning Ordinance**

**states that the R-4 district is intended to provide for limited rural residential use development, require a large residential lands area to maintain the rural character, and to accommodate uses that are not urban in nature. Had the request been for R-1, Single-family Residence District, with its associated higher density and land use conflict, as well as access to services conflicts, that request would be inconsistent with the comprehensive plan.**

- c) **The rezoning is substantially consistent with the county certified farmland preservation plan. The overall goal of the county certified Farmland Preservation Plan is to maintain the integrity and viability of county agriculture...without damaging the economic and social environment or the natural resources...” Due to R-4’s uses being complimentary and not in conflict with agricultural lands and uses, it is staff’s belief that the request does not negatively impact the integrity or viability of county agriculture and is, therefore, substantially consistent with the county’s certified Farmland Preservation Plan.**
  
- d) **The rezoning will not substantially impair or limit current or future agricultural use of the surrounding parcels of land that are zoned for or are legally restricted to agricultural use. The R-4, Rural Residential District is intended to provide for limited rural residential use development, but also require a larger area to maintain the rural character and to accommodate uses like light agriculture. The R-4 district is intended not to impair or limit future agricultural use of surrounding parcels.**

**TOWN OF MARQUETTE:** An Action Form requesting the Town’s input related to this zoning change request was mailed to the Town Clerk. At the December 11, 2019, meeting of the Town Board, they did not object to and recommended approval of this request.

Please type or use black ink

Return to: Green Lake County  
Planning & Zoning Department  
571 County Road A  
Green Lake, WI 54941  
(920) 294-4156

**GENERAL APPLICATION**

Fee \$375.00 (not refundable)

Date October 9, 2019

Zone Change from A1 to R4

Conditional Use Permit for \_\_\_\_\_

Other \_\_\_\_\_

**PROPERTY OWNER / APPLICANT (1)**

Name Scott O. Sommers

Mailing Address N2898 County Rd. BH, Markesan, WI 53946

Phone Number 920-382-0075

Signature 

Date 10-9-19

**PROPERTY OWNER / APPLICANT (2)**

Name \_\_\_\_\_

Mailing Address \_\_\_\_\_

Phone Number \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

**PROPERTY INFORMATION**

Town of Marquette Parcel Number(s) 014-00767-0000

Acres 40 Lot \_\_\_ Block \_\_\_ Subdivision \_\_\_\_\_

Section 30 Town 15 North Range 12 East

Location of Property N2992 County Rd. BH, Markesan

Legal Description SW1/4 of the SW1/4, Section 30 - proposed parcel will be 4 acres in the Northwest corner of present parcel.

Current Zoning Classification A1 Current Use of Property Ag - farm buildings

Detailed Description of Proposed Use Parceling off approx. 4 acres and farm buildings for future sale as a "farmette".

Remaining acreage will continue to be farmed as present with participation in farmland preservation programs.

**PLEASE PROVIDE A DETAILED SITE PLAN WITH THE APPLICATION**

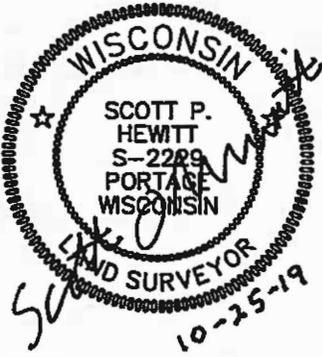
Fees: Zone Change \$375.00  
Conditional Use Permit \$375.00  
Special Exception \$375.00  
Variance/Appeal \$375.00

As prepared by:

# GA GROTHMAN & ASSOCIATES S.C.

LAND SURVEYORS  
825 EAST SUPER STREET, P.O. BOX 373 PORTAGE, WI 53901  
PHONE: PORTAGE: (800) 742-7786 SAUC: (800) 844-8577  
FAX: (800) 742-0434 E-MAIL: [scott@grothman.com](mailto:scott@grothman.com)  
(RED LOGO REPRESENTS THE ORIGINAL MAP)

SEAL:



G & A FILE NO. 919-541



DRAFTED BY: A. MAST

CHECKED BY: RC

PROJ. 919-541

DWG. 919-541 SHEET 1 OF 3

## GREEN LAKE COUNTY CERTIFIED SURVEY MAP NO. \_\_\_\_\_

### GENERAL LOCATION

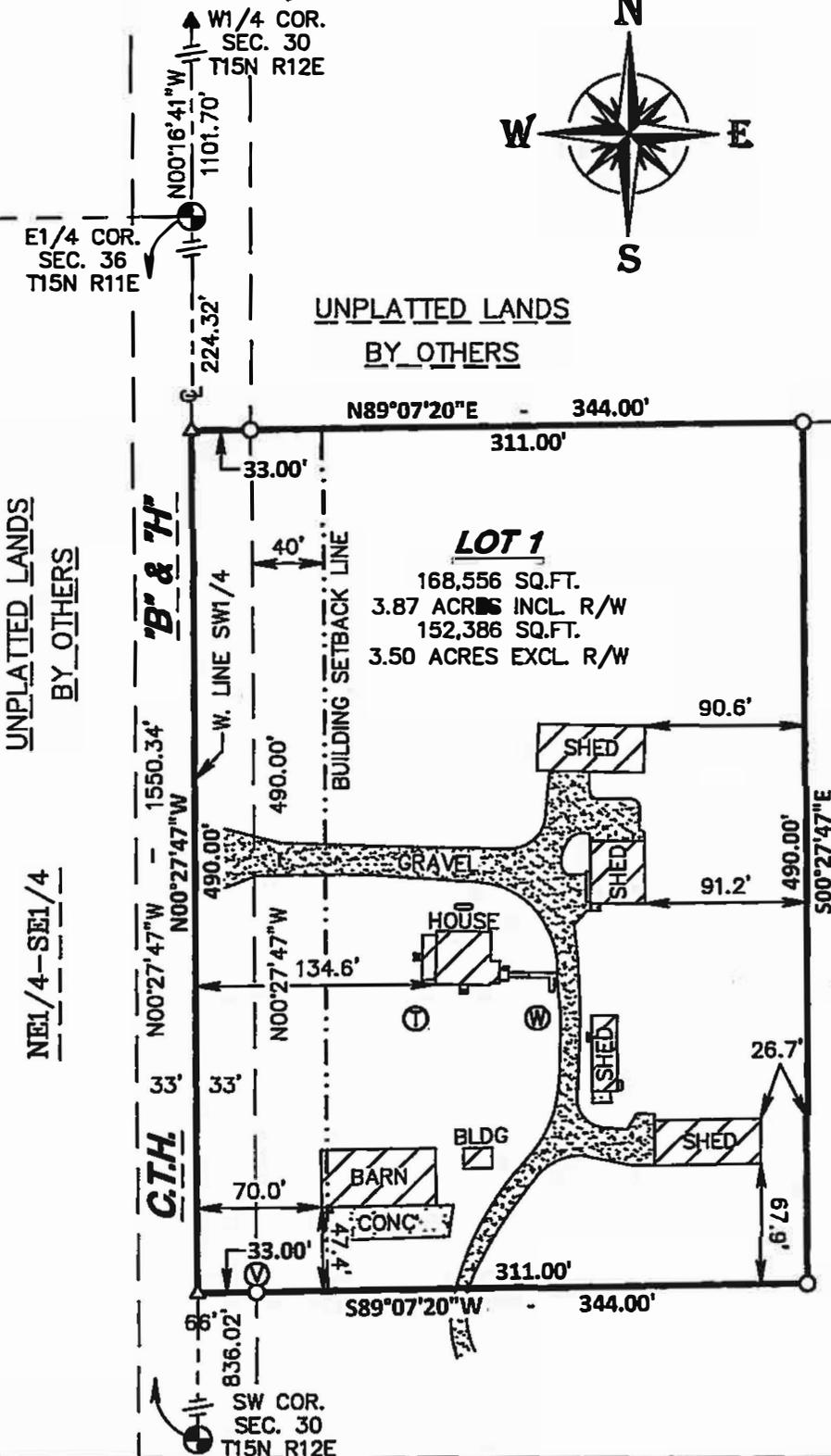
Volume \_\_\_\_\_ Page \_\_\_\_\_

BEING PART OF THE SW1/4 OF THE SW1/4, SECTION 30, T. 15 N, R. 12 E, TOWN OF MARQUETTE, GREEN LAKE COUNTY, WISCONSIN.



#### LEGEND

- 3/4" X 24" IRON ROD SET (WT. = 1.5 LBS. / L.F.)
- △ MAG NAIL SET
- ▲ MAG NAIL FND.
- ⊙ 2" IRON PIPE W/BRASS CAP FND.
- ⊕ WELL
- ⊖ SEPTIC TANK COVER
- ⊙ SEPTIC VENT



NW1/4-SW1/4

**BASIS OF BEARINGS:** IS THE WEST LINE OF THE SW1/4, SECTION 30 BETWEEN SW COR. SEC. 30 & THE E1/4 COR. SEC. 36 WHICH BEARS N00°27'47\"/>

**SCALE: 1" = 100'**

SW1/4-SW1/4

UNPLATTED LANDS  
BY OWNER

(DOC. NO. 381144)

NOTE: THE PURPOSE OF THIS SURVEY IS TO CREATE AN INDIVIDUAL LOT FROM A LARGER LAND AREA

OWNER/OWNER

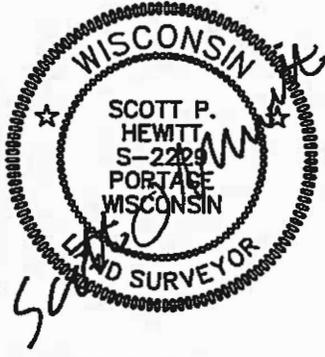
SCOTT O. SOMMERS  
N2898 C.T.H. B/H  
MARKESAN, WI 53946

As prepared by:

**GA GROTHMAN & ASSOCIATES S.C.**  
LAND SURVEYORS

625 EAST SLIFER STREET, P.O. BOX 373 PORTAGE, WI 53801  
PHONE: PORTAGE: (800) 742-7788 SALES: (800) 844-8377  
FAX: (800) 742-0434 E-MAIL: [info@grothman.com](mailto:info@grothman.com)  
(RED LOGO REPRESENTS THE ORIGINAL MAP)

SEAL:



G & A FILE NO. 919-541



DRAFTED BY: A. MAST

CHECKED BY: RC

PROJ. 919-541

DWG. 919-541 SHEET 2 OF 3

**GREEN LAKE COUNTY CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

**GENERAL LOCATION**

Volume \_\_\_\_\_, Page \_\_\_\_\_

**BEING PART OF THE SW1/4 OF THE SW1/4, SECTION 30, T. 15 N, R. 12 E, TOWN OF MARQUETTE  
GREEN LAKE COUNTY, WISCONSIN.**

**SURVEYOR'S CERTIFICATE**

I, SCOTT P. HEWITT Professional Land Surveyor, do hereby certify that by the order of Scott O. Sommers, I have surveyed, monumented, mapped and divided part of the Southwest Quarter of the Southwest Quarter, Section 30, Town 15 North, Range 12 East, Town of Marquette, Green Lake County, Wisconsin described as follows:

Commencing at the Southwest corner of said Section 30;  
thence North 00°27'47" West along the West line of the Southwest Quarter, 836.02 feet to the point of beginning;  
thence continuing North 00°27'47" West along the West line of the Southwest Quarter and being the centerline of County Trunk Highway B and H, 490.00 feet to the Northwest corner of the Southwest Quarter of the Southwest Quarter;  
thence North 89°07'20" East along the North line of the Southwest Quarter of the Southwest Quarter, 344.00 feet;  
thence South 00°27'47" East, 490.00 feet;  
thence South 89°07'20" West, 344.00 feet to the point of beginning.

Containing 168,556 square feet, (3.87 acres), more or less. Being subject to County Trunk Highway B and H right-of-way along the Westerly 33 feet thereof and servitudes and easement of use or record, if any.

I DO FURTHER CERTIFY that this survey is a correct representation of the boundaries of land surveyed and that I have fully complied with the Provisions of Chapter 236.34 of the Wisconsin State Statutes and the Green Lake County Subdivision Ordinance to the best of my knowledge and belief in surveying and mapping the same.

**SCOTT P. HEWITT**  
Professional Land Surveyor, No. 2229  
Dated: October 25, 2019  
File No: 919-541

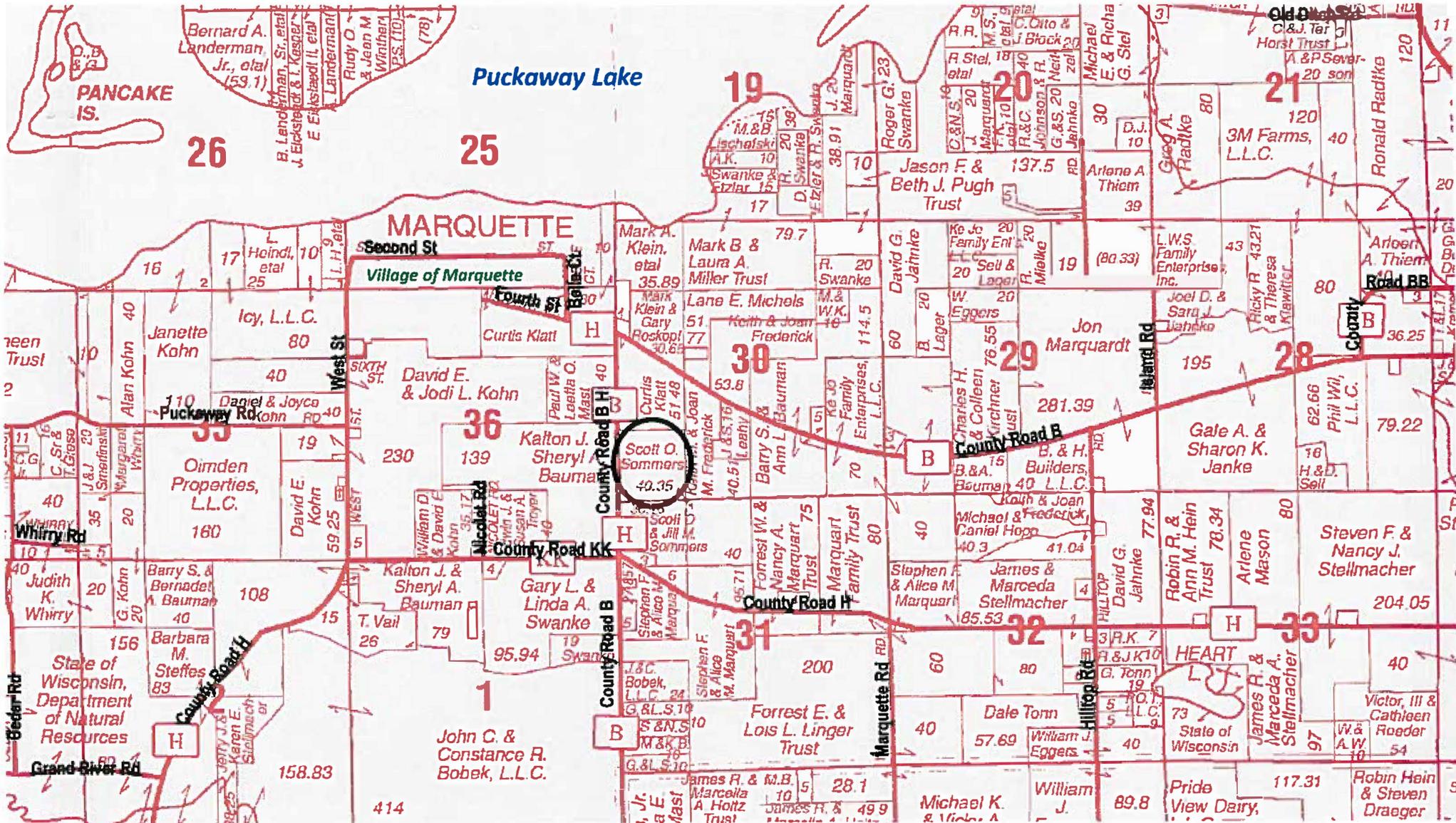
**OWNER/OWNER:**

SCOTT O. SOMMERS  
N2898 C.T.H. B/H  
MARKESAN, WI 53946

Scott O. Sommers – Town of Marquette

N2992 County Road B H, Parcel #014-00767-0000, ±40.0 acres, SW¼ of Section 30, T15N, R12E

Request to rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District

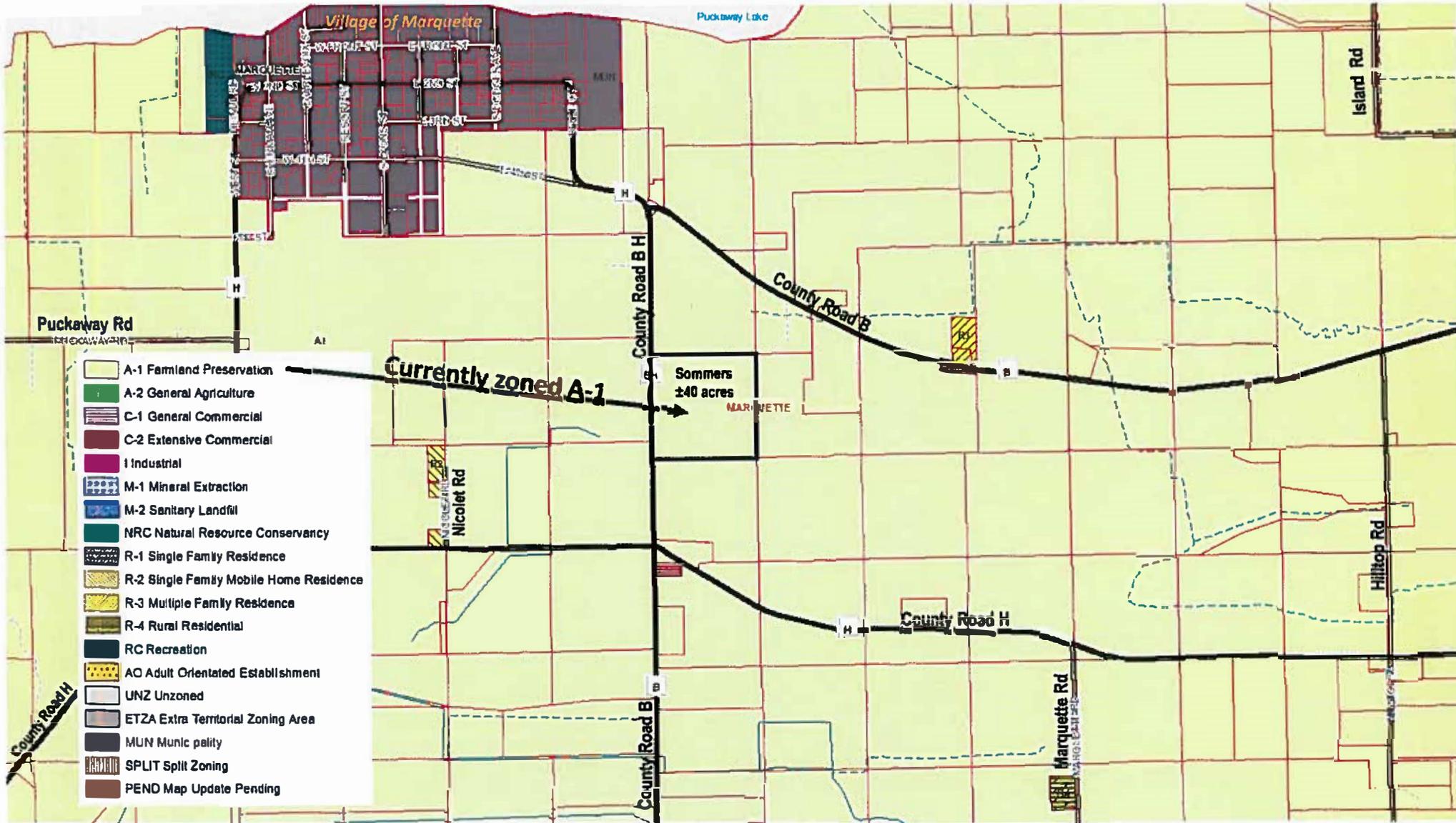


Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20

Scott O. Sommers – Town of Marquette

N2992 County Road B H, Parcel #014-00767-0000, ±40.0 acres, SW¼ of Section 30, T15N, R12E

Request to rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District

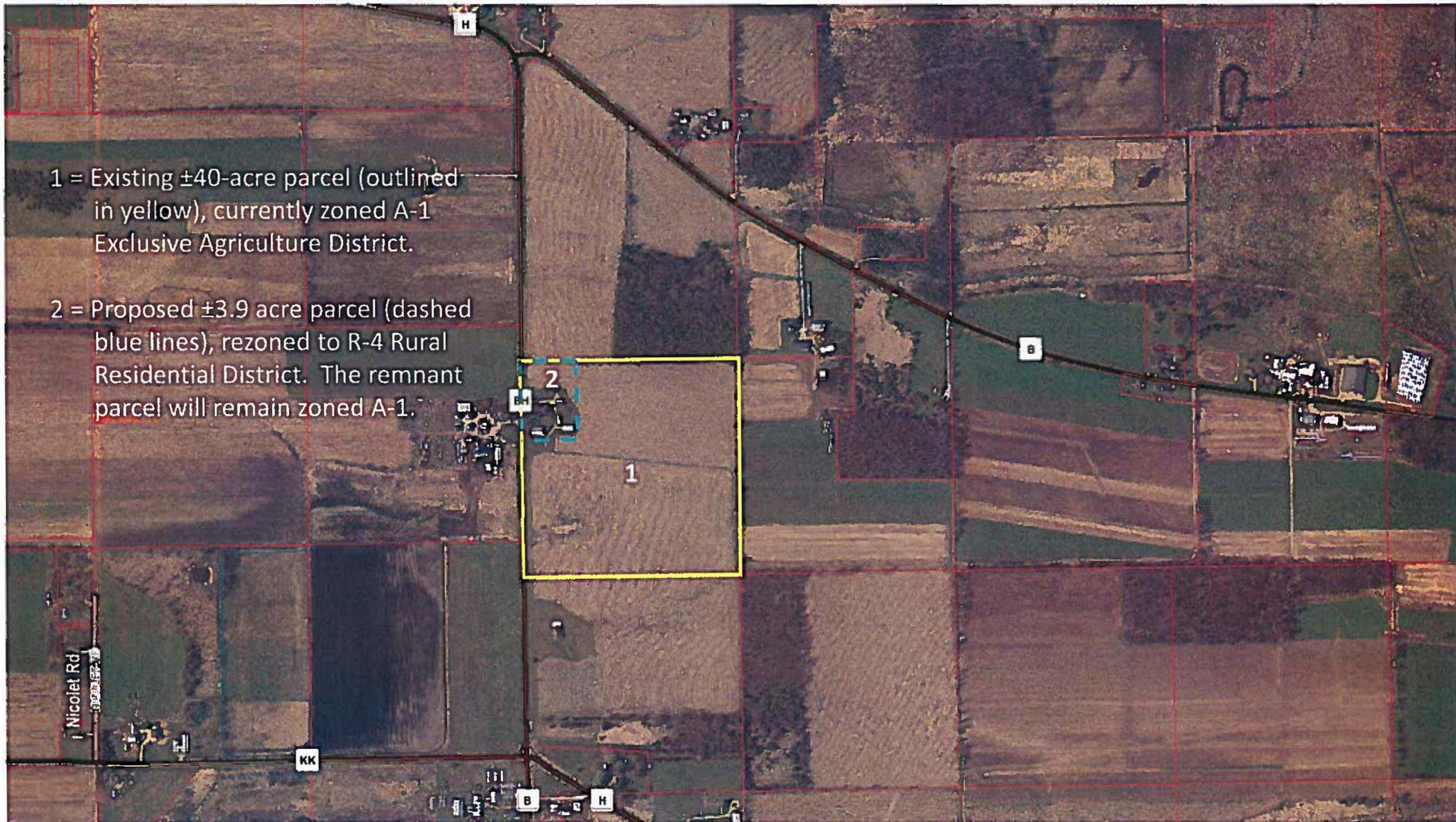


Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20

**Scott O. Sommers – Town of Marquette**

**N2992 County Road B H, Parcel #014-00767-0000, ±40.0 acres, SW¼ of Section 30, T15N, R12E**

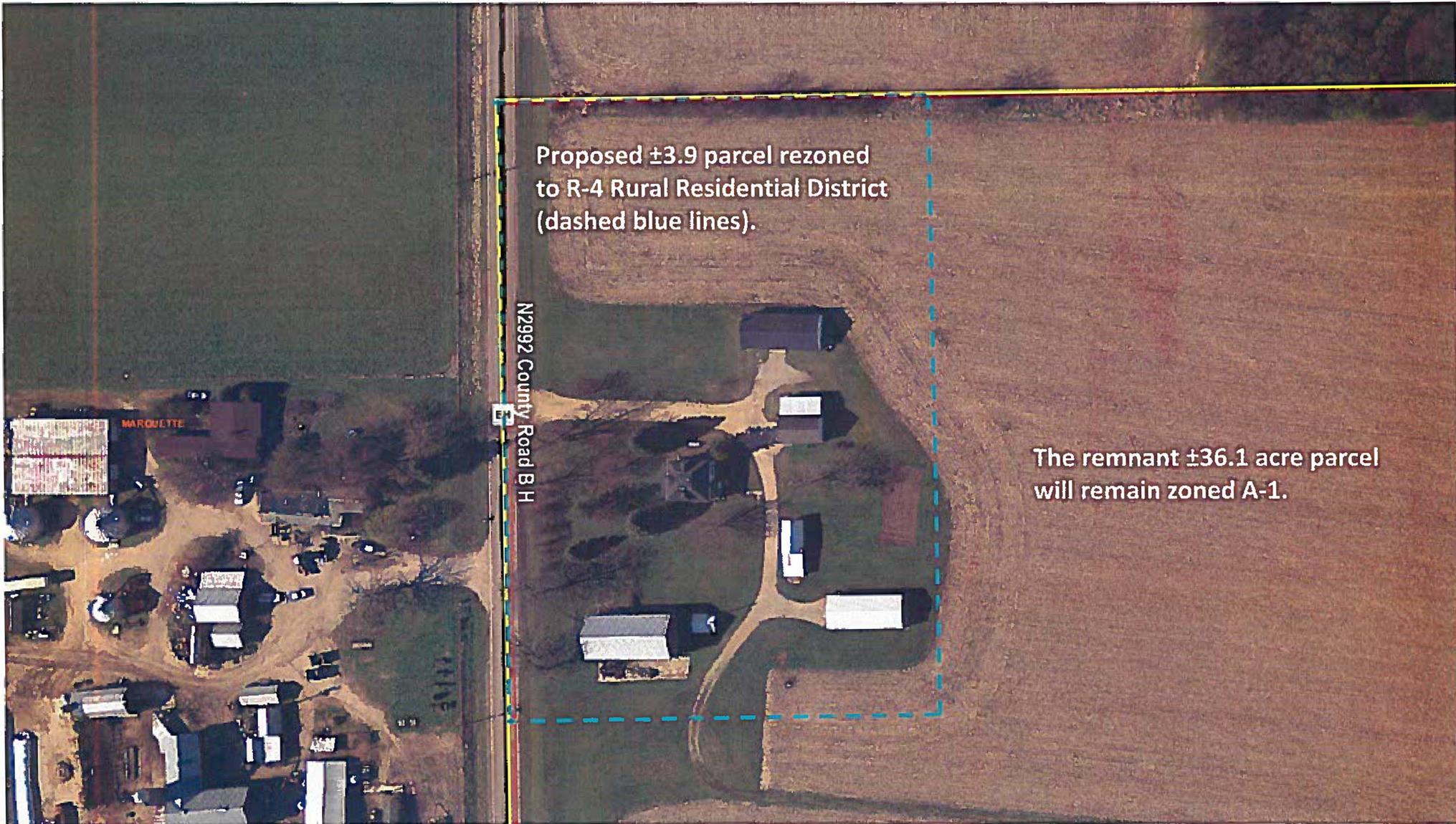
**Request to rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District**



**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

**Scott O. Sommers – Town of Marquette**

**N2992 County Road B H, Parcel #014-00767-0000, ±40.0 acres, SW¼ of Section 30, T15N, R12E  
Request to rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District**



**Scott O. Sommers – Town of Marquette**

**N2992 County Road B H, Parcel #014-00767-0000, ±40.0 acres, SW¼ of Section 30, T15N, R12E**

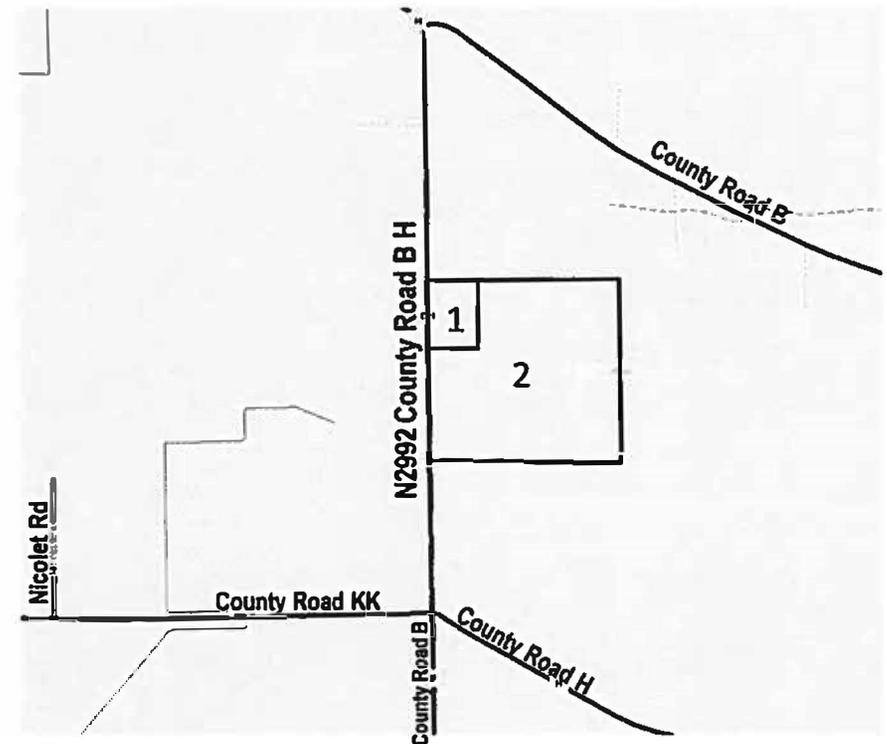
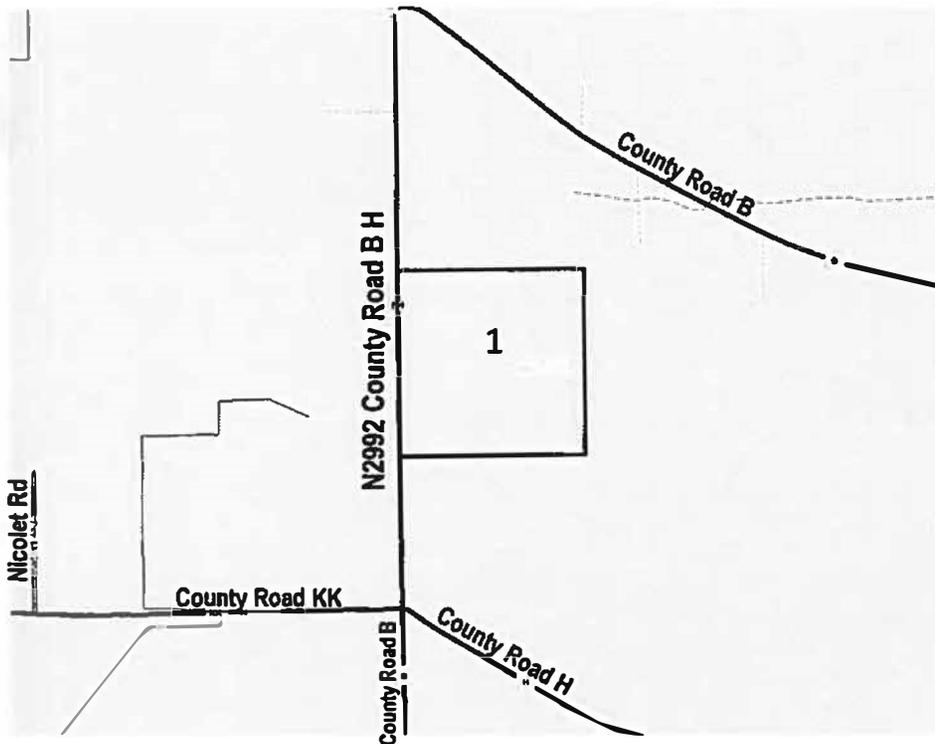
**Request to rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District**

**Existing Configuration:**

**1 = #014-00767-0000, Town of Marquette, ±40 acre parcel zoned A-1 Farmland Preservation District.**

**Proposed Configuration:**

**1 = Newly created ±3.9 acre parcel rezoned from A-1 Farmland Preservation District to R-4 Rural Residential District.**  
**2 = Remnant ±36.1 acre parcel will remain zoned A-1 Farmland Preservation District.**



# TOWN BOARD ACTION

Rezone Request

Dear Land Use Planning and Zoning Committee:

Please be advised that the Town Board of Marquette, County of Green Lake, took the following action on Wednesday, Dec 11, 2019

Does not object to and approves of X

No action taken \_\_\_\_\_

Objects to and requests denial of \_\_\_\_\_

Reason(s) for objection \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**\*\* NOTE: If denial – please enclose Town Resolution of Denial.**

**Owner/Applicant:** Scott O. Sommers

**Site Location:** N2992 County Road B H

**General legal description:** Parcel #014-00767-0000, Part of the SW<sup>1</sup>/<sub>4</sub> of Section 30, T15N, R12E, ±40 acres, Town of Marquette.

**Request:** Rezone ±3.9 acres from A-1 Farmland Preservation District to R-4 Rural Residential District. To be identified by certified survey map.

**Planned public hearing date for the above requests:** February 6, 2020

James A. Tallacher  
**Town Representative**

12-11-19  
**Date Signed**

**NOTES:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Please return this form to the Land Use Planning & Zoning Office by: January 24, 2020**

## LAND USE PLANNING AND ZONING COMMITTEE STAFF REPORT

PUBLIC HEARING

February 6, 2020

### ITEM III: CONDITIONAL USE PERMIT (CUP)

**OWNERS:**

Beuthin Family Recreational Trust

**APPLICANT:**

Cloud 1 – Jay Wendt

**REQUEST:** The owners and applicant are requesting a conditional use permit to construct a 300-foot tall cell tower as well as a mobile service facility.

**PARCEL NUMBER / LOCATION:** The request affects parcel 006-00127-0000, located in the SE¼ of Section 7, T15N, R13E, Town of Green Lake. The subject site is south of County Road K.

**EXISTING ZONING AND USES OF ADJACENT AREA:** The subject site is located a little more than a quarter mile south of the County Road K and Lakeview Road intersection. The parcel of land impacted by this request is zoned A-1, Farmland Preservation District. The lands within ½ mile of the subject site are all zoned A-1 and the predominant use of the subject site and the surrounding lands is agricultural.

**ADDITIONAL INFORMATION / ANALYSIS:** As eluded to above, the subject site is currently being used as cropland. The proposal would include the equipment compound, tower, chain-link fence, and three guy wire anchor locations. All of these are included in the leased area being provided by the property owners.

Per Chapter 66.0404(4)(a) through (w), (See page 3 of 3), the only way this project could be stopped would be if the owners/applicant refused to comply with the statutory requirements that are reflected in the Green Lake County zoning ordinance. The Land Use Planning & Zoning Department will make sure the owners/applicant adhere to these requirements.

The purpose of this conditional use permit hearing is to notify the public of the impending project. In doing so, the adjacent property owners have the opportunity to attend a public hearing to find out specifics and give testimony, and to voice any concerns regarding the project.

**GENERAL CRITERIA FOR REVIEW OF CONDITIONAL USE REQUESTS:**

- a) Will not have a negative effect upon the health, safety, and general welfare of occupants of surrounding lands; and
- b) Will be designed, constructed, operated, and maintained so as to be harmonious, be appropriate in appearance with the existing or intended character of the general vicinity, and that such use will not change the essential character of the same area; and
- c) Will not be hazardous or disturbing to existing or future neighboring uses; and
- d) Will not be detrimental to property in the immediate vicinity or to the community as a whole; and

- e) Will be served by essential public facilities and services such as highways, streets, police and fire protection, drainage structures, and schools; the persons or agencies responsible for the establishment of the proposed use shall be able to adequately provide any such service; and
- f) Will have vehicular approaches to the property that shall be so designed as not to create an interference with traffic on surrounding public or private streets or roads.

**COUNTY STAFF COMMENTS:** Normally, the Committee would be able to approve or deny this project based on the zoning ordinance's general criteria for review of conditional use permits. However, the State of Wisconsin Statutes have determined that these projects are effectively pre-approved so long as the project maintains compliance with Statutes. When the Committee approves this conditional use permit request, the following conditions should be required:

1. All of the provisions of the County Zoning Ordinance and State Statutes shall be adhered to by the owners/applicant.
2. A permit bond in the amount of \$20,000 shall be provided to the Land Use Planning & Zoning Department, prior to Land Use Permit issuance, which obligates the applicant to restore the subject site back to pre-development conditions in the event that the tower is taken out of service for a period of time exceeding 1 year.
3. The owners/applicant shall apply for and have been issued a fire number for the subject site prior to land use permit issuance.

**TOWN OF GREEN LAKE:** An Action Form requesting the Town's input related to this conditional use permit request was mailed to the Town Clerk on December 6, 2019.

- (4) LIMITATIONS. With regard to an activity described in sub. (2) (a) or a class 2 collocation, a political subdivision may not do any of the following:**
- (a)** Impose environmental testing, sampling, or monitoring requirements, or other compliance measures for radio frequency emissions, on mobile service facilities or mobile radio service providers.
  - (b)** Enact an ordinance imposing a moratorium on the permitting, construction, or approval of any such activities.
  - (c)** Enact an ordinance prohibiting the placement of a mobile service support structure in particular locations within the political subdivision.
  - (d)** Charge a mobile radio service provider a fee in excess of one of the following amounts:
    - 1.** For a permit for a class 2 collocation, the lesser of \$500 or the amount charged by a political subdivision for a building permit for any other type of commercial development or land use development.
    - 2.** For a permit for an activity described in sub. (2) (a), \$3,000.
  - (e)** Charge a mobile radio service provider any recurring fee for an activity described in sub. (2) (a) or a class 2 collocation.
  - (f)** Permit 3rd party consultants to charge the applicant for any travel expenses incurred in the consultant's review of mobile service permits or applications.
  - (g)** Disapprove an application to conduct an activity described under sub. (2) (a) based solely on aesthetic concerns.
  - (gm)** Disapprove an application to conduct a class 2 collocation on aesthetic concerns.
  - (h)** Enact or enforce an ordinance related to radio frequency signal strength or the adequacy of mobile service quality.
  - (i)** Impose a surety requirement, unless the requirement is competitively neutral, nondiscriminatory, and commensurate with the historical record for surety requirements for other facilities and structures in the political subdivision which fall into disuse. There is a rebuttable presumption that a surety requirement of \$20,000 or less complies with this paragraph.
  - (j)** Prohibit the placement of emergency power systems.
  - (k)** Require that a mobile service support structure be placed on property owned by the political subdivision.
  - (L)** Disapprove an application based solely on the height of the mobile service support structure or on whether the structure requires lighting.
  - (m)** Condition approval of such activities on the agreement of the structure or mobile service facility owner to provide space on or near the structure for the use of or by the political subdivision at less than the market rate, or to provide the political subdivision other services via the structure or facilities at less than the market rate.
  - (n)** Limit the duration of any permit that is granted.
  - (o)** Require an applicant to construct a distributed antenna system instead of either constructing a new mobile service support structure or engaging in collocation.
  - (p)** Disapprove an application based on an assessment by the political subdivision of the suitability of other locations for conducting the activity.
  - (q)** Require that a mobile service support structure, existing structure, or mobile service facilities have or be connected to backup battery power.
  - (r)** Impose a setback or fall zone requirement for a mobile service support structure that is different from a requirement that is imposed on other types of commercial structures.
  - (s)** Consider an activity a substantial modification under sub. (1) (s) 1. or 2. if a greater height is necessary to avoid interference with an existing antenna.
  - (t)** Consider an activity a substantial modification under sub. (1) (s) 3. if a greater protrusion is necessary to shelter the antenna from inclement weather or to connect the antenna to the existing structure by cable.
  - (u)** Limit the height of a mobile service support structure to under 200 feet.
  - (v)** Condition the approval of an application on, or otherwise require, the applicant's agreement to indemnify or insure the political subdivision in connection with the political subdivision's exercise of its authority to approve the application.
  - (w)** Condition the approval of an application on, or otherwise require, the applicant's agreement to permit the political subdivision to place at or collocate with the applicant's support structure any mobile service facilities provided or operated by, whether in whole or in part, a political subdivision or an entity in which a political subdivision has a governance, competitive, economic, financial or other interest.

Please type or use black ink

Return to: Green Lake County  
Planning & Zoning Department  
571 County Road A  
Green Lake, WI 54941

**GENERAL APPLICATION**

Fee \$375 (not refundable)

Date 11/21/2019

Zone Change from \_\_\_\_\_ to \_\_\_\_\_

Conditional Use Permit for Communication Facility/Tower

Other \_\_\_\_\_

**PROPERTY OWNER / APPLICANT**

Name BEUTHIN FAMILY RECREATIONAL TR, C/O: LARRY E BEUTHIN

Mailing Address 100 MARIA ST, BRANDON, WI 53919-9660

Phone Number 920-960-3582

Signature \_\_\_\_\_ Date \_\_\_\_\_

**AGENT IF OTHER THAN OWNER**

Name Cloud1, LLC. (Jay Wendt Representative)

Mailing Address 417 Pine Street, Green Bay, WI wi 54301

Phone Number 404.583.2531 jay.wendt@bugtusselwireless.com

Signature  Date 11/21/2019

**PROPERTY INFORMATION**

Town of Green Lake Affected Parcel Number(s) 006-006001270000 Affected Acres 2.5

Lot \_\_\_ Block \_\_\_ Subdivision (or CSM) \_\_\_\_\_

Section 7 Town 15 North Range 13 East

Location / Address of Property N 41 45 LAKEVIEW RD

Legal Description SE 1/4 OF THE SE 1/4 & THAT PART OF THE NE 1/4 OF THE SE 1/4 SEC 7 LYING SE OF CTH K EXC PCL 122 & EXC LAND AS RECD V268 P17

Current Zoning Classification A-1 Current Use of Property Agriculture

Detailed Description of Proposed Use Communication facility and tower for wireless services

**PLEASE PROVIDE A DETAILED SITE PLAN WITH THE APPLICATION**

Fees: Zone Change \$375  
Conditional Use Permit \$375.00  
Variance \$375.00  
Special Exception \$375.00

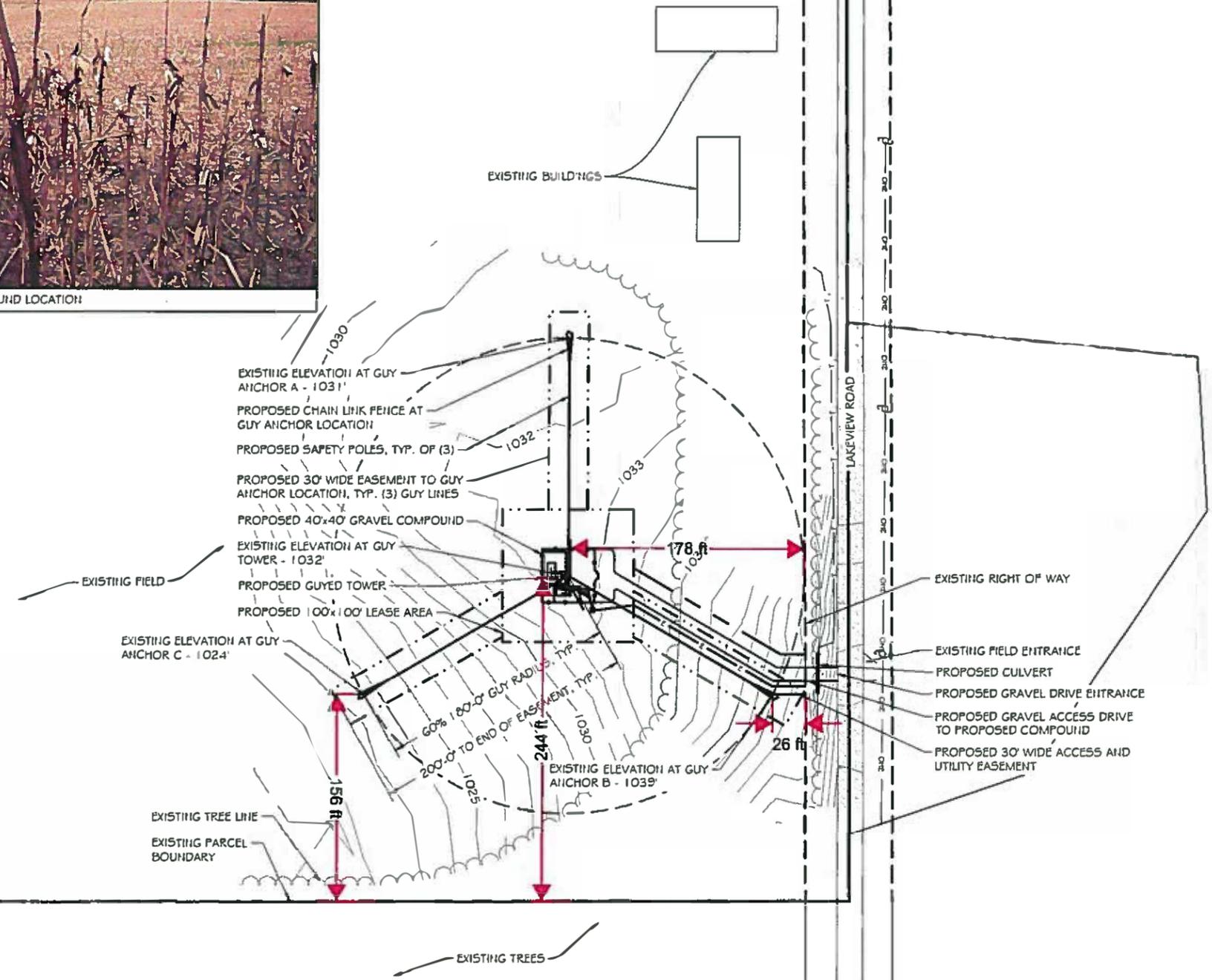


PZP-010 (04/09)



**RAMAKER & ASSOCIATES, INC.**  
 100% EMPLOYEE OWNED  
 855 Community Dr, Sauk City, WI 53583  
 608-643-4100 www.Ramaker.com  
 Sauk City, WI • Willmar, MN  
 Woodcliff Lake, NJ • Bayamon, PR

**cloud1**  
 417 PINE STREET FLOOR 2  
 GREEN BAY, WI 54301  
 PH.: (920) 940-0147



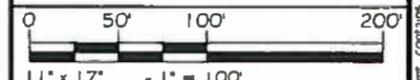
Continuation of Sheet

MARK	DATE	DESCRIPTION
ISSUE	FINAL	DATE ISSUED 11/13/2019

PROJECT TITLE:  
**SOUTH GREEN LAKE**

PROJECT INFORMATION  
 LAKEVIEW RD  
 MARKESSAH, WI 53946  
 GREEN LAKE COUNTY  
 TAX ID# 006-00127-0000

SHEET TITLE:  
**OVERALL SITE PLAN**



1" = 17'  
 22" x 34" - 1" = 100'  
 - 1" = 50'

PROJECT NUMBER: **44492**  
 SHEET NUMBER: **C-2**

OVERALL SITE PLAN  
 SCALE: 1" = 100'

1

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November 19, 2019

Ms. Alicia Broeren  
Bug Tussel Wireless, LLC / Cloud1, LLC  
130 Walnut St.  
Suite 306  
Green Bay, WI 54305 - 1060

B+T Group  
1717 S. Boulder, Suite 300  
Tulsa, OK 74119  
(918) 587-4630  
[btwo@btgrp.com](mailto:btwo@btgrp.com)

<b>Subject:</b>	<b>Fall Certification Letter</b>	
<b>Eastpointe Designation:</b>	<b>Eastpointe Project Number:</b>	<b>8159</b>
	<b>Eastpointe Site Name:</b>	<b>South Green Lake, WI</b>
<b>Engineering Firm Designation:</b>	<b>B+T Group Project Number:</b>	<b>140062.001.01</b>
<b>Site Data:</b>	<b>South Green Lake, WI 300' Foot – Guyed Tower</b>	

To Whom it May Concern:

As Requested by Eastpointe Industries, LLC on behalf of Bug Tussel Wireless, LLC / Cloud1, LLC, B+T Group is pleased to submit this "Fall Certification Letter" for the 300' guyed tower to be constructed at the South Green Lake, WI site.

This tower will be designed in accordance with the TIA 222-G standard for Green Lake County, WI. The tower will be designed to support antennas and transmission lines for four wireless carriers. The design criteria are more particularly described as follows:

Design Wind Speed: 90mph 3-sec gust (no ice), 40mph 3-sec gust (1/2" ice)  
Structure Class: II  
Exposure Category: C  
Topographic Category: 1

295'—Wireless Carrier 1 (CaAa= 150 Sq. Ft.) w/ (12) 1 5/8" transmission lines  
285'—Wireless Carrier 2 (CaAa= 200 Sq. Ft.) w/ (12) 1 5/8" transmission lines  
275'—Wireless Carrier 3 (CaAa= 150 Sq. Ft.) w/ (12) 1 5/8" transmission lines  
265' - Wireless Carrier 4 (CaAa= 150 Sq. Ft.) w/ (12) 1 5/8" transmission lines

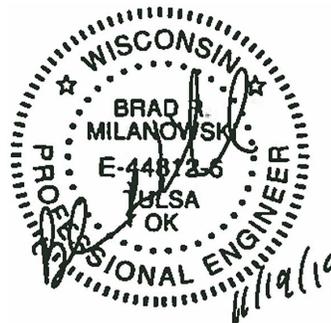
Currently it is our understanding that this structure be designed such that, if a failure were to occur, the tower would fall within a radius of 180' from the base of the structure. It should be understood that communication structures are designed in accordance with strict structural standards and it is extremely rare that well maintained towers fail under normal operational conditions. However, in the highly unlikely event that this tower were to experience operational failure, the failure mode would most likely be compression buckling. In a compression buckling failure, it is reasonable to assume a structure of this type would most likely collapse and fall on itself within a radius of 180' from the base of the tower. It should be understood that this opinion does not consider unpredictable extreme catastrophic events for which the structure is not designed. However, any damage to surrounding property caused by the tower failing during such an event would be relatively insignificant when compared to the damage caused to the surrounding property by the event itself.

I hope this letter satisfies your concerns. Please let me know if I may be of further assistance.

Report prepared by: Jerod Dotson, P.E.

Respectfully submitted by: B+T Engineering, Inc.

Brad R. Milanowski, P.E.



**AFFIDAVIT OF ADAM CRAIG**

STATE OF WISCONSIN    )  
  ) ss.  
COUNTY OF BROWN    )

I, the undersigned, being duly sworn, state as follows:

1. I am an adult resident of the State of Wisconsin and a radio-frequency engineer employed by Bug Tussel Wireless, LLC and Cloud 1, LLC.
2. I make this affidavit in support of Cloud 1, LLC's application to the Town of Green Lake and Green Lake County to construct a new communications tower located at: Tax Key Number: 920-960-3582 (Owned by: Beuthin Family Recreational Trust, 100 Maria St., Brandon, WI 53919)
3. Bug Tussel Wireless, LLC is a duly licensed mobile service provider and shall be the anchor tenant on the Cloud 1, LLC tower proposed property.
4. One of my job responsibilities is to design and direct the placement of the Bug Tussel Wireless antenna facilities throughout its entire mobile service network.
5. I have performed a review of the existing tower structures within one (1) miles of the proposed tower location and I have found that there are no collocation prospects for Bug Tussel Wireless, LLC. The attached RF analysis supports my findings.
6. The proposed site will have AT&T mobile voice and internet services. It will also include Bug Tussel Wireless fixed internet services.

Adam C  
(Signature)

11-4-19  
(Date)

Adam Craig

Subscribed and sworn to before me  
this 4<sup>th</sup> day of November 2019.

Alicia R. Broeren, Notary Public  
Brown County, Wisconsin  
My Commission Expires 10.24.22



November 4, 2019

**RF Analysis – South Green Lake**

Search Ring Center: 43.77518 -88.98407

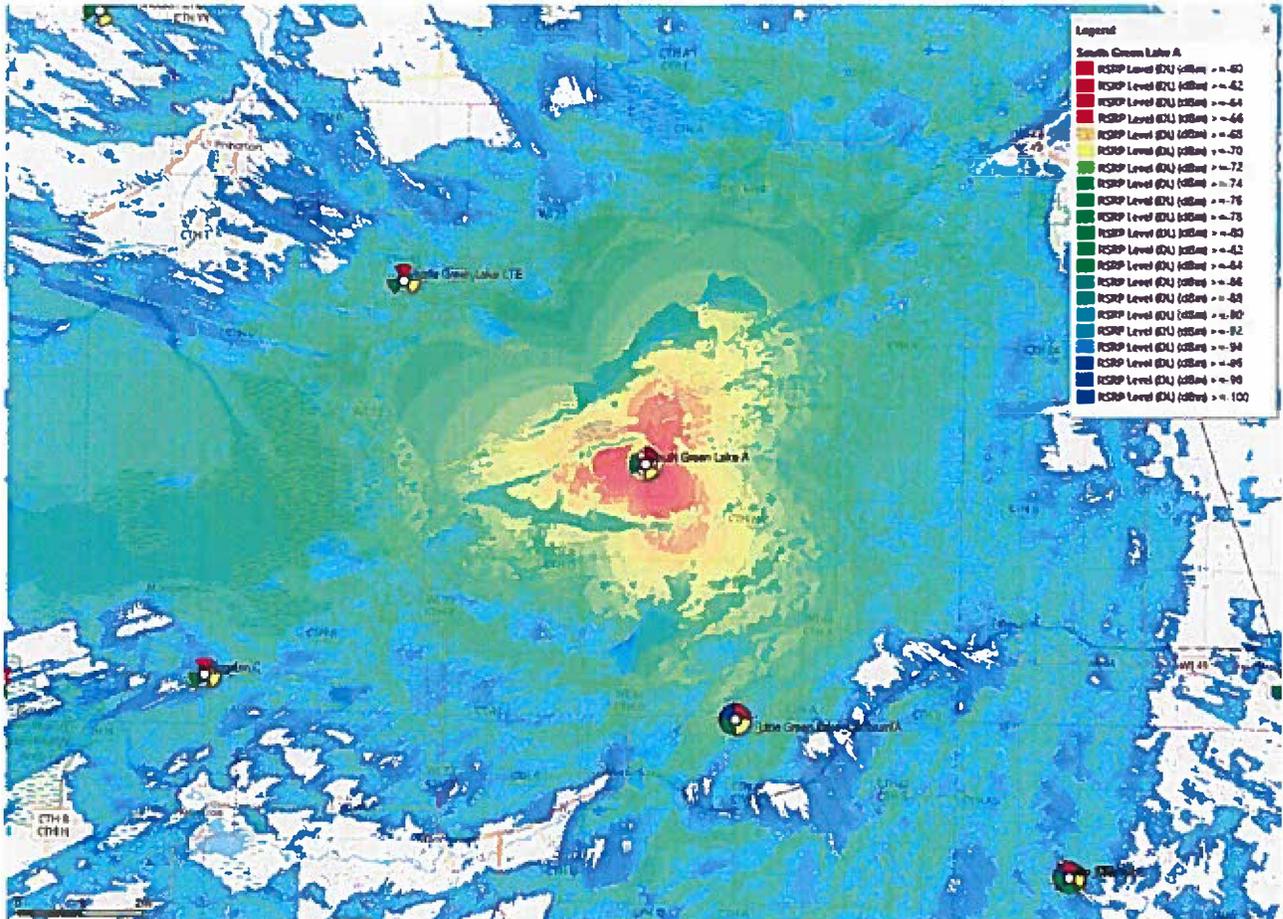
Proposed Tower Location: 43.779156 -88.987112

Towers within a 1.0 mile radius: Zero

The first map shows multiple locations. The first is the search center (South Green Lake SR), the second is the proposed location (South Green Lake A), and the other candidates (South Green Lake B, South Green Lake C) that were submitted but not selected for build.



This next map shows the coverage from the proposed location. We are proposing to build a 300' tower for AT&T mobile voice and internet as well as Bug Tussel Wireless fixed internet. This is a very good location for our tower. There are no existing structures in the search area that we could collocate so building a new tower makes good sense.



**Conclusion:**

The proposed South Green Lake A site is the optimal location for Bug Tussel Wireless to build a new tower. There are no collocation options within (1.0) mile of this locality. This location is also a good fit with our plan to provide broadband service to rural Wisconsin.

*Submitted by:*

*Adam Craig*

*RF Engineer*

*Bug Tussel Wireless, LLC*

[adam.craig@buatusselwireless.com](mailto:adam.craig@buatusselwireless.com)

*920-940-0121*



LICENSE OR PERMIT BOND

Bond 354224248

LICENSE OR PERMIT BOND

KNOW ALL BY THESE PRESENTS, That we, CLOUD 1, LLC

417 Pine Street, Green Bay, WI 54301

as Principal, and the Liberty Mutual Insurance Company, a MA corporation,

as Surety, are held and firmly bound unto GREEN LAKE COUNTY, WI, as Obligee,

in the sum of \_\_\_\_\_

Twenty Thousand and 00/100 Dollars ( \$20,000.00 )

for which sum, well and truly to be paid, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed and sealed this 4th day of October, 2019

THE CONDITION OF THIS OBLIGATION IS SUCH, That WHEREAS, the Principal has been or is about to be granted a license or permit to ~~excavate~~ remove the tower at the South Green Lake Site - Tax Parcel No. 006-00127-0000 by the Obligee.

NOW, Therefore, if the Principal well and truly comply with applicable local ordinances, and conduct business in conformity therewith, then this obligation to be void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER; 1. This bond shall continue in force:

Until \_\_\_\_\_, or until the date of expiration of any Continuation Certificate executed by the Surety

OR

Until canceled as herein provided.

2 This bond may be canceled by the Surety by the sending of notice in writing to the Obligee, stating when, not less than thirty days thereafter, liability hereunder shall terminate as to subsequent acts or omissions of the Principal.

CLOUD 1, LLC

Principal

By [Signature]

Liberty Mutual Insurance Company

By Roxanne Jensen

Roxanne Jensen Attorney-in-Fact





This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8201176-354019

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Kelly Cody, Christopher Ilvonen, Rovanne Jensen, Brian L. Krause, Trudy A. Szalcwski

all of the city of Green Bay state of Wisconsin each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 1st day of May, 2019.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 1st day of May, 2019 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp. Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Ulewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 4th day of Oct., 2019.



By: Renee C. Ulewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.



**Federal Communications Commission  
Washington, DC 20554**

**Informational Notice of Section 106 Filings**

Date: 11/20/2019  
Reference Number: 1069094

Matt Kirkman, Director  
Green Lake County - Land Use Planning & Zoning  
571 County Road A  
Green Lake, WI 54941

The following new Section 106 filing has been submitted:

FILE NUMBER: 0008881505  
TCNS Number: 190855  
Purpose: New Tower Submission Packet

Notification Date: 7AM EST 11/15/2019

Applicant: Cloud 1, LLC  
Consultant: Ramaker & Associates, Inc.  
Positive Train Control Filing Subject to Expedited Treatment Under Program Comment: No  
Site Name: South Green Lake (Site Number: WI19024-6306)  
Site Address: Lakeview Road  
Detailed Description of Project: Cloud 1 proposes to construct a 300 foot guyed tower at Lakeview Road in Markesan, Green Lake County, Wisconsin. Site location maps and the archaeological survey to follow.  
Site Coordinates: 43-46-45.5 N, 088-59-13.8 W  
City: Markesan  
County: GREEN LAKE  
State: WI  
Lead SHPO/THPO: Wisconsin Historical Society



**Consultant Contact Information:**

**Name:** John Hafner

**Title:** Vice President (Principal Investigator)

**PO Box:**

**Address:** c/o Jessica McDonald  
855 Community Drive

**City:** Sauk City

**State:** WI

**Zip:** 53583

**Phone:** (608) 643-4100

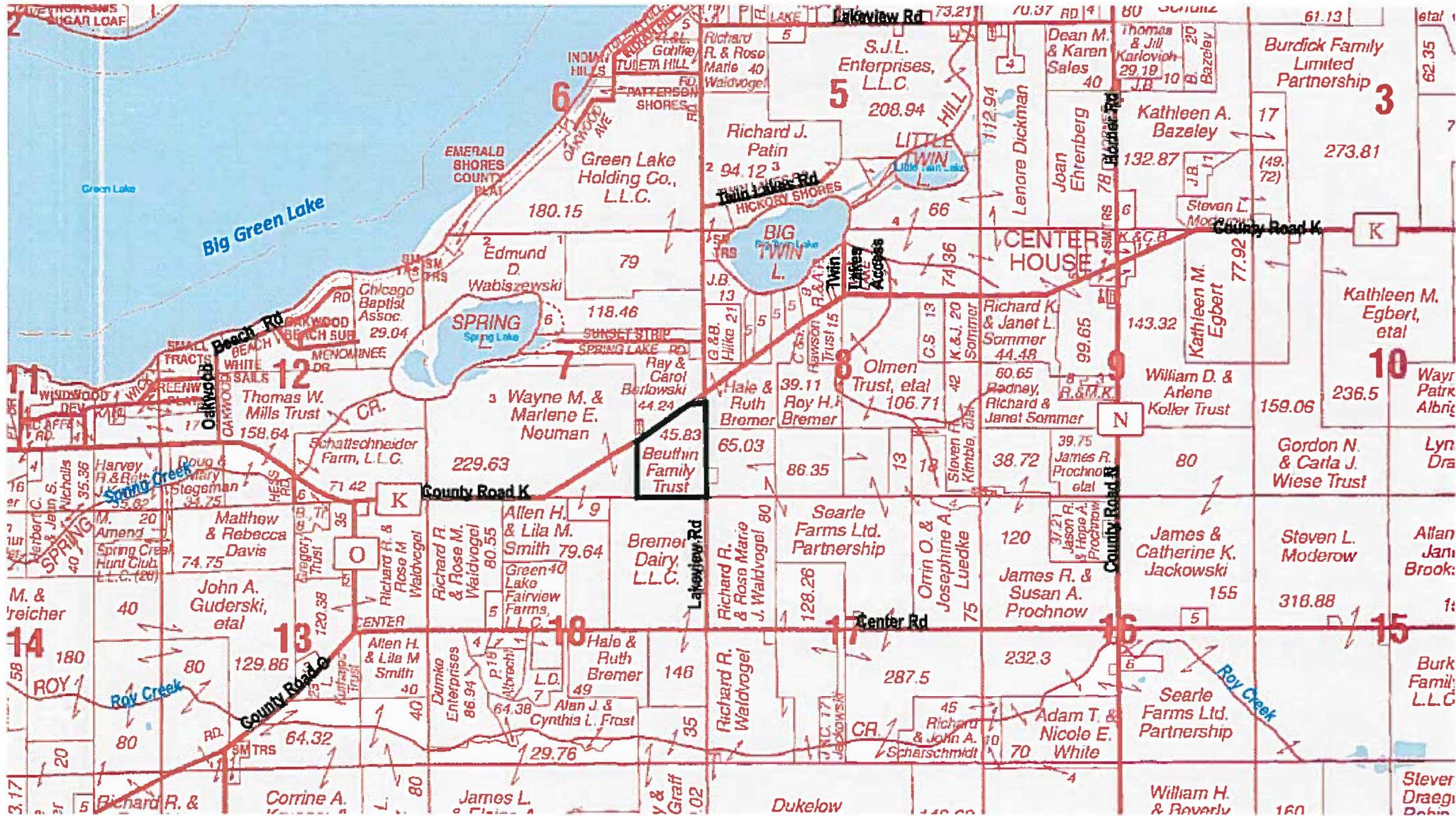
**Fax:** (608) 643-7999

**Email:** jmcDonald@ramaker.com

**NOTICE OF FRAUDULENT USE OF SYSTEM, ABUSE OF PASSWORD AND RELATED MISUSE**

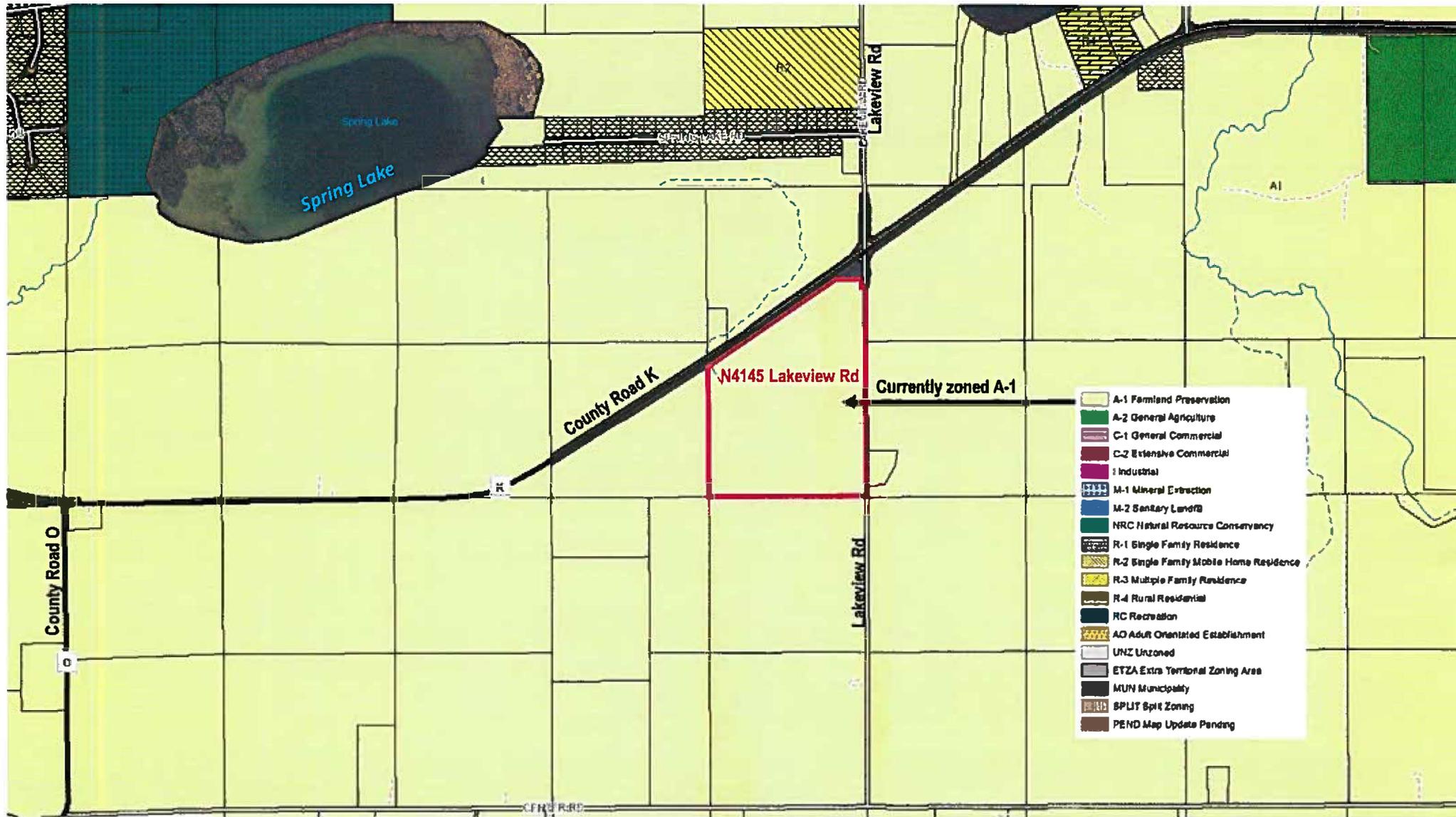
Use of the Section 106 System is intended to facilitate consultation under Section 106 of the National Historic Preservation Act and may contain information that is confidential, privileged or otherwise protected from disclosure under applicable laws. Any person having access to Section 106 information shall use it only for its intended purpose. Appropriate action will be taken with respect to any misuse of the system.

**Owner/Applicant: Beuthin Family Recreational Trust, Larry E. Beuthin    Agent: Cloud 1, LLC – Jay Wendt, Representative**  
**N4145 Lakeview Rd, Parcel #006-00127-0000, Part of the SE¼ of Section 7, T15N, R13E, (± 45.8-acre parcel; ± 2.5 affected acres), Town of Green Lake**  
**Conditional use permit request for a communication facility/tower with a mobile service facility.**

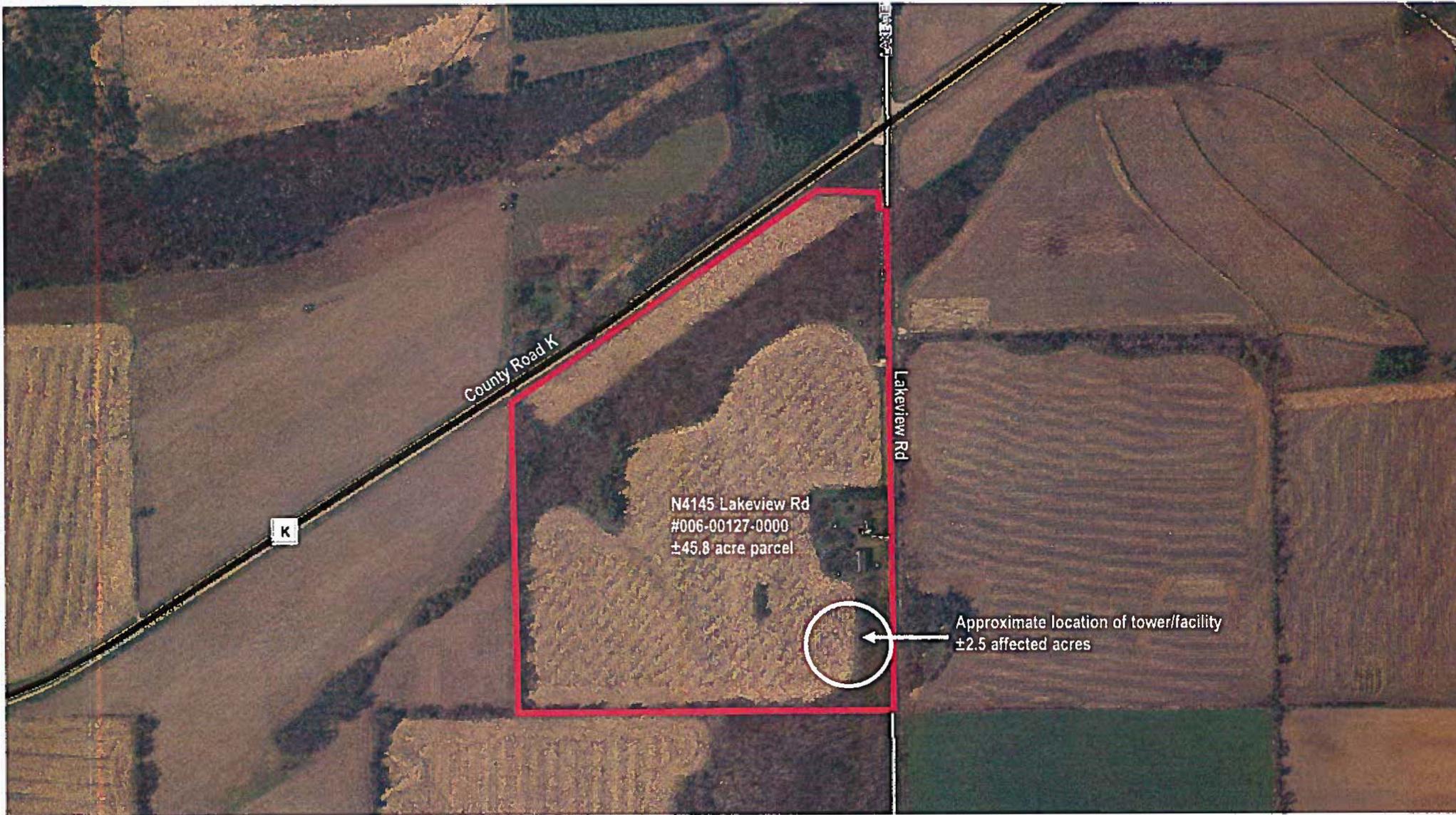


**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

**Owner/Applicant: Beuthin Family Recreational Trust, Larry E. Beuthin    Agent: Cloud 1, LLC – Jay Wendt, Representative**  
**N4145 Lakeview Rd, Parcel #006-00127-0000, Part of the SE¼ of Section 7, T15N, R13E, (± 45.8-acre parcel; ± 2.5 affected acres), Town of Green Lake**  
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**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**

**Owner/Applicant: Beuthin Family Recreational Trust, Larry E. Beuthin    Agent: Cloud 1, LLC – Jay Wendt, Representative**  
**N4145 Lakeview Rd, Parcel #006-00127-0000, Part of the SE¼ of Section 7, T15N, R13E, (± 45.8-acre parcel; ± 2.5 affected acres), Town of Green Lake**  
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**Green Lake County Land Use Planning & Zoning Committee Public Hearing 02/06/20**