

## **Article D: Administrative Provisions**

### **Sec. 13-3-30 Rezoning of Lands in the Shoreland-Wetland District.**

- (a) For all proposed text and map amendments to the shoreland-wetland provisions of this Chapter, the appropriate district office of the Department shall be provided with the following:
- (1) A copy of every petition for a text or map amendment to the shoreland-wetland provisions of this Chapter, within five (5) days of the filing of such petition with the County Clerk. Such petition shall include a copy of the Wisconsin Wetland Inventory Map adopted as part of this Chapter describing any proposed rezoning of a shoreland-wetland.
  - (2) Written notice of the public hearing to be held on a proposed amendment at least ten (10) days prior to such hearing.
  - (3) A copy of the County Zoning Committee's findings and recommendations on each proposed amendment within ten (10) days after the submission of those findings and recommendations to the County Board.
  - (4) Written notice of the County Board's decision on the proposed amendment within ten (10) days after it is issued.
- (b) A wetland, or a portion thereof, in the Shoreland-Wetland District shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:
- (1) Storm and floodwater storage capacity.
  - (2) Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland.
  - (3) Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters.
  - (4) Shoreline protection against soil erosion.
  - (5) Fish spawning, breeding, nursery or feeding grounds.
  - (6) Wildlife habitat.
  - (7) Areas of special recreational, scenic or scientific interest, including scarce wetland types.
- (c) If the Department notifies the County Zoning Agency that a proposed text or map amendment to the shoreland-wetland provisions of this Chapter may have a significant adverse impact upon any of the criteria listed in Subsection (b), that amendment, if approved by the County Board, shall contain the following provision:

"This amendment shall not take effect until more than thirty (30) days have elapsed after written notice of the County Board's approval of this amendment is mailed to the Department of Natural Resources. During that thirty (30) day period, the Department of Natural Resources may notify the County Board that it will adopt a superseding shoreland ordinance for the County under Sec. 59.971(6), Wis. Stats. If the Department does so notify the County Board, the effect of this amendment shall be stayed until the Sec. 59.971(6) adoption procedure is completed or otherwise terminated."

### **Sec. 13-3-31 Administrative Provisions.**

- (a) **Zoning Administration.** The administration and enforcement of this Chapter shall reside with the Zoning Committee of the Bayfield County Board of Supervisors and its duly authorized staff.
- (b) **Zoning Permits When Required.** Except where another section of this Chapter specifically exempts certain types of development from this requirement [as in Section 13-3-22(a) and (b)], a zoning permit shall be obtained from the Zoning Committee or Zoning Department before any new development or any change in the use of an existing building or structure, is initiated.
- (c) **Purpose.** The ascribed purpose of this Chapter is to adopt those regulations enumerated in NR 115, Wis. Adm. Code, which afford protection to shoreland-wetlands. These regulations are intended to meet all absolute standards contained in the Administrative Code and to supplement the existing Bayfield County Zoning, Sanitary, Subdivision Control, and Floodplain Ordinances.
- (d) **Zoning Code Adopted by Reference.** The administrative enforcement and general shoreland zoning provisions of the Bayfield County Zoning Ordinance (Title 13, Chapter 1) are hereby adopted in this Chapter and shall have the same force and effect as if fully enumerated herein.

### **Sec. 13-3-32 through Sec. 13-3-39 Reserved for Future Use.**