

**MINUTES**  
**Bayfield County Planning / Zoning Committee Public Hearing / Meeting**  
**September 20, 2007 – 4:00 PM**  
**Board Room, County Courthouse, Washburn, WI 54891**

1. **CALL TO ORDER OF PUBLIC HEARING:** *By Chairman Beeksma at 4:02 PM.*

2. **ROLL CALL:** *Beeksma, Jardine, Miller, Rondeau, all present; Maki – absent.*

3. **AFFIDAVIT OF PUBLICATION:** *Read by ZA Kastrosky*

4. **REVIEW OF MEETING FORMAT:** *By Chairman Beeksma.*

**5. PUBLIC HEARING:**

**A. DEBORAH / DAVE SCHEDLER (revised) Environmental Impact Analysis (EIA): For Campground.**

*Director Kastrosky read an email from the Applicants requesting withdrawal of this item until further notice and said this request will only come back with a new application and fee; it will not be heard in October – new application not received by deadline..*

**B. DEBORAH & DAVE SCHEDLER (revised) Conditional Use Request: Construct / Operate a Campground** on their 18.31-acre parcel (ID# 024-1079-05), located in part of Gov't Lot 5, Section 28, Township 47 North, Range 8 West, Town of Iron River; request consists of 125 sites & other structures (i.e. ~~100~~ 50 seasonal sites; 3 drive-through sites; ~~40~~ 42 primitive sites; ~~12~~ 30 overnight sites; an office/mini-store/laundry, a dump station; shower / restrooms facility playground, gazebo and possible swimming pool).

**[Note: Items C., D., and E. below are separate Agenda Items, however, discussion of all three was combined and discussed as follows.]**

**C. TERRANCE PETERS REZONE REQUEST: Forestry-1 to Residential-2** on 78.21-acre parcel located in part of SW ¼ of the NE ¼ (#008-1038-04); part of NE ¼ of the NW ¼ (part of 008-1038-07), part of SE ¼ of the NW ¼ (part of 008-1038-10); part of NE ¼ of the SW ¼ (part of 008-1039-01); and part of Gov't Lot 2 (008-1039-05); all in Section 33, Township 50 North, Range 4 West, Town of Bayview.

*Don Frey announced Terry Peters was unable to be present (he and others represented Peters). Frey said Peters purchased property about six years ago and approached all aspects of this cautiously wanting to follow all zoning regulations; he presented history and said the Town approved the current plan. **Surveyor Robert Mick** presented exhibits, maps, and aerial photos.*

*Atty. Jack Carlson presented the plans, acreages to be used for residential use (25.58) as well as open space plans, reviewed the Conservation Subdivision use per Bayfield County ordinance. Carlson reviewed his memorandum, dated 09/20/2007, which was before the Committee.*

*Surveyor Larry Nelson answered questions from Supervisor Miller re lot sizes. Plans are for seventeen (17) lots on 25.58 acres which will be privately held. **Kastrosky** explained the clustering/condensing aspects of this new part of the Ordinance.*

*Carlson reviewed the 'Association' to be formed, restrictions, and covenants for residential lots noting that covenants don't need Zoning Committee approval but he wanted to advise of compliance with requirements. RE the rezone request (F-1 to R-2) Carlson said R-2 allows for more orderly development and natural resource preservation; regarding 'open area', the Zoning Dept has enforcement power over that.*

*At this point, Director Kastrosky recommended the Committee deal w/ Item C (rezone) to see if there was support / opposition. **No one spoke in support of the rezone.***

**Opposition to Rezone:**

- **Sue Jenicek** (Town of Bayview resident) said she doesn't believe the rezone is necessary; property was

purchased as F-1. Concerns: water runoff, what additional residences will do to area wells including hers; precedence-setting for other developers.

- **Ed Endres** (Carrier Rd. resident) – Concerns: wells, and affect on his home below this development as changes take place when roads are put in (washouts and natural flow of water down the hill).
- **Joe Johanik** Concerns: development now, future increase, setbacks for homes/garages; clustering/condensing; that this is against Bayview residents' vote in the past for five acres per residence; severe rainstorms on hillside; setting a rezoning precedence and who will stop it; doesn't believe topography would allow 17 lots even in F-1.
- **Bill Bailey** (property owner to the west) Concerns: overdevelopment (possibility of property to the north being sold/developed); wells – has 600' deep well, and livelihood of greenhouse, 17 more wells concerns him as well as increased concern if there is future development.

**Jack Carlson** noted that even if not rezoned, seventeen lots could be on this property in F-1, however, this plan brings more control into the issue and on 4.5-acre lots in F-1, there could be seventeen residential wells. He reported the EIA is filed, erosion control and stormwater management plans are developed (stormwater management plan goes to DNR for approval).

**Engineer Bill Kurtz** addressed runoff / stormwater requirements; the compiled report is at DNR now, is approved and permit to be prepared next week; reported runoff figures of existing conditions and proposed during/after construction; noted building sites also fall under UDC codes.

**Bob Mick**: referred again to exhibits, noting a house could be put on every lot; said this (plan) provides more protection than any other way.

**Rezone File Report - Karl Kastrosky**: **Town Board Approval** is on file with no other correspondence (in support nor opposition).

#### **D. TERRANCE PETERS ENVIRONMENTAL IMPACT ANALYSIS (EIA): For Conservation Subdivision**

**[Note: Items C., D., and E. are separate Agenda Items, however, discussion of all three was combined and discussed basically as one.]**

**Speaking in Support:** None

**Opposition:**

- **Sue Jenicek**: Expressed distress that no one can answer what this project will do to her well.

**Kastrosky** said Ms. Jenicek raised a valid point which is a separate issue, is not addressed in the EIA; is not required to be for approval of this document. Ms. Jenicek asked who would address the issue. L.U.S. Travis Tulowitzky said the only time he was aware of requirement for review is when a "high capacity" well is applied for.

**E. TERRANCE PETERS CONDITIONAL USE REQUEST: Develop 17-Lot Conservation Subdivision** on his 78.21-acre parcel described as part of the SW ¼ of the NE ¼ (#008-1038-04); part of the NE ¼ of the NW ¼ (part of 008-1038-07), part of the SE ¼ of the NW ¼ (part of 008-1038-10); part of the NE ¼ of the SW ¼ (part of 008-1039-01); and part of Gov't Lot 2 (008-1039-05); all in Section 33, Township 50 North, Range 4 West, Town of Bayview.

**[Note: Items C., D., and E. are separate Agenda Items, however, discussion of all three was combined and discussed as one.]**

**Speaking in Support / Opposition / Questions:** None

**File Report - Item E. - Kastrosky** said Town approval is on file but no correspondence (opposition / support.)

**F. EARL & LINDA GREGOIRE REZONE REQUEST: Residential-2 to Forestry-2** on their 2.14-acre parcel (ID #004-1233-07) located in part of the SW ¼ of the SW¼, that portion lying South of Eight Mile Lake Road Section 35, Township 46 North, Range 9 West, Town of Barnes.

**[Note: Items F & G are connected and addressed at one time.]**

**Bayfield County Forester Kirby Dernovsek** reviewed this request as well as Item G., noting Bayfield County Forestry Committee's approval of a property swap, as well as State approval in taking 1.08-acres out of County

Forestry holdings, which makes better sense and better access to County Forest. AZA Mike Furtak said this change will create uniform zoning.

**File Report:** Kastrosky noted Town approval is on file for both "F. & G." agenda items; this rezone meets Barnes comprehensive land use plan; no letters of support / opposition were received on either request.

**Speaking in Support / Opposition:** None

**G. BAYFIELD COUNTY REZONE REQUEST: Forestry-2 to Residential-2** on their 1.08-acre parcel (ID #004-1157-03) located in that part of the NW<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub>, that portion lying North of Eight Mile Lake Road, Section 2, Township 45 North, Range 9 West, Town of Barnes.

**[Note: Items F & G are connected and addressed on one time.]**

[See Item F. above for input.]

**Speaking in Support / Opposition:** None

**H. DANIEL FLYNN ENVIRONMENTAL IMPACT ANALYSIS (EIA): For Private Campground**

*Note: This Item was removed from the Agenda by the Applicant - to be heard in October, 2007.*

**I. DANIEL FLYNN CONDITIONAL USE REQUEST: Establish / Operate Private Campground** (not open to public - for members of the Wilderness Inquiry only) to include: 6 parking sites (1,728 sq ft); 4 tent sites (480 sq. ft.); and a facility (960 sq. ft.) for toilets /showers/& meeting room on his 20-acre parcel (ID# 04-046-2-52-04-33-2 0300015000) described as the SW<sup>1</sup>/<sub>4</sub> of the NW <sup>1</sup>/<sub>4</sub>, less the E <sup>1</sup>/<sub>2</sub> in V. 956, Page 588 , Section 33, Township 52 North, Range 4 West, Town of Russell.

*Note: This Item was removed from the Agenda by the Applicant - to be heard in October, 2007.*

**J. NORTHERN WISCONSIN LAND OF LAKES, LLC, OWNER AND MATTHEW BLAYLOCK, AGENT REZONE REQUEST: Forestry-1 to Residential-1** on their 12.5-acre parcel (ID# 04-024-2-47-08-10-1 03-10000), located in the S <sup>1</sup>/<sub>2</sub> of the NE <sup>1</sup>/<sub>4</sub>, Section 10, Township 47, Range 8 W, Town of Iron River.

**Matthew** noted a **correction**: Correct Name is Northern Wisconsin Land **and** Lakes, LLC.

**File Report - Kastrosky:** Town approval was received; opposition letters from **Michael Colby** (Sheboygan, WI) and from **Jean Balke** (Algonquin, IL) were noted.

*Mr. Blalock said the property was purchased by the three-partner LLC in July, with the purpose of constructing two three-year 'round or recreational homes on this Class 2 lake. He stated this could be split into three parcels but there are no definite plans to at this time; they want the rezone in case they decide to in the future; he noted R-1 around the lake, with 40 acres behind them which is F-1.*

**Speaking in Support:** None

**Opposition:** Mike Beneke (East Long Lake - Iron River) said he owns the 40 acres behind, noted an error in the description on the application; he purchased said property in June and that was not noted. Kastrosky said it takes time to bring all maps up to date and Beneke stated he checked and they are updated now. Beneke also questioned a mounded area in the center of the property and the Committee looked at the area of concern on the topo map.

**6. ADJOURNMENT OF PUBLIC HEARING:** Motion by Rondeau, second by Jardine, to adjourn at 5:51 PM, carried 4 yes / 0 no. Beeksma called for a five minute break.

**7. CALL TO ORDER OF ZONING COMMITTEE MEETING:** By Beeksma at 6:01 PM.

**8. ROLL CALL:** Beeksma, Jardine, Miller, Rondeau, present; Maki - absent.

**9. MINUTES OF PREVIOUS MEETING(S):** Motion by Jardine, seconded by Miller to **approve** the August 16, 2007 Zoning Committee minutes with no additions / corrections. Carried 4 yes / 0 no.

**10. BUSINESS:**

**A. DEBORAH / DAVE SCHEDLER (revised) Environmental Impact Analysis (EIA): For Campground**

*Director Kastrosky read an email from the Applicants requesting withdrawal of this item until further notice and said this request will only come back with a new application and fee; it will not be heard in October – new application not received by deadline..*

**B. DEBORAH & DAVE SCHEDLER (revised) Conditional Use Request: Construct / Operate a Campground** consisting of 125 sites & other structures (i.e. ~~400~~ 50 seasonal sites; 3 drive-through sites; ~~40~~ 42 primitive sites; ~~42~~ 30 overnight sites; an office/mini-store/~~Laundry~~, a dump station; shower / restrooms facility playground, gazebo and possible swimming pool) on their 18.31-acre parcel (ID# 024-1079-05), located in part of Gov't Lot 5, Section 28, Township 47 North, Range 8 West, Town of Iron River.

*Director Kastrosky read an email from the Applicants requesting withdrawal of this item until further notice and said this request will only come back with a new application and fee; it will not be heard in October – new application not received by deadline..*

**C. TERRANCE PETERS REZONE REQUEST: Forestry-1 to Residential-2** on his 78.21-acre parcel located in part of the SW ¼ of the NE ¼ (#008-1038-04); part of the NE ¼ of the NW ¼ (part of 008-1038-07), part of the SE ¼ of the NW ¼ (part of 008-1038-10); part of the NE ¼ of the SW ¼ (part of 008-1039-01); and part of Gov't Lot 2 (008-1039-05); all in Section 33, Township 50 North, Range 4 West, Town of Bayview.

*To explain more of what brought the County to this point, and to address comments from the Public Hearing portion of the meeting, **Director Kastrosky** commented on how the process of this subject (Items C., D., E.) came to pass, explained conservation subdivisions subsequent ordinance amendments, future land county land use plans, etc.*

***Supervisor Miller** asked if the County has a 'say' regarding sanitary systems in their covenant. **Kastrosky** said if there are concerns they should be addressed now. **Tulowitzky** explained the sanitary process, reporting of tank-pumping and tracking by the Zoning Dept., noting it is up to the Committee if they also want the Association to track it. **Kastrosky** said he believes there will be individual systems at this site not a common sanitary system.*

*Motion by Jardine, seconded by Rondeau to approve this rezone from F-1 to R-2. Following discussion, motion carried 4 yes / 0 no.*

**D. TERRANCE PETERS ENVIRONMENTAL IMPACT ANALYSIS (EIA): For Conservation Subdivision**

*Motion by Jardine, second by Rondeau to approve the EIA; carried 4 yes / 0 no.*

**E. TERRANCE PETERS CONDITIONAL USE REQUEST: Develop 17-Lot Conservation Subdivision** on his 78.21-acre parcel described as part of the SW ¼ of the NE ¼ (#008-1038-04); part of the NE ¼ of the NW ¼ (part of 008-1038-07), part of the SE ¼ of the NW ¼ (part of 008-1038-10); part of the NE ¼ of the SW ¼ (part of 008-1039-01); and part of Gov't Lot 2 (008-1039-05); all in Section 33, Township 50 North, Range 4 West, Town of Bayview.

*L.U.S. Tulowitzky noted two documents re open space and lots and asked if a motion to approve is made, is it to adopt both or just the open space document. Atty. Carlson said the conditions pertaining to the open space lot needs to be incorporated into the conditional use permit, noting it would be unusual to require lot restrictions except what is part of the conservation subdivision. Kastrosky noted the Department has legal authority over the open space but not enforcement of the Association's other restrictions.*

*Motion by Rondeau, seconded by Jardine, to approve the conditional use permit to develop a 17-lot Conservation Subdivision including the open space provisions 'a)' through 'o)' set forth in the [three-page] memorandum dated September 20, 2007; carried 4 yes / 0 no. [Note: Memorandum attached to these minutes.]*

**F. EARL & LINDA GREGOIRE REZONE REQUEST: Residential-2 to Forestry-2** on their 2.14-acre parcel (ID #004-1233-07) located in part of the SW¼ of the SW¼, that portion lying South of Eight Mile Lake Road, Section 35, Township 46 North, Range 9 West, Town of Barnes.

*Motion by Miller, second by Rondeau, to approve; carried 4 yes / 0 no.*

**G. BAYFIELD COUNTY REZONE REQUEST: Forestry-2 to Residential-2** on their 1.08-acre parcel (ID #004-1157-03) located in that part of the NW¼ of the NW¼, that portion lying North of Eight Mile Lake Road, Section 2, Township

45 North, Range 9 West, Town of Barnes.

Motion by Miller, second by Rondeau, to **approve**; carried 4 yes / 0 no.

#### **H. DANIEL FLYNN ENVIRONMENTAL IMPACT ANALYSIS (EIA): For Private Campground**

**Note:** This Item was removed from the Agenda by the Applicant - to be heard in October, 2007.

**I. DANIEL FLYNN CONDITIONAL USE REQUEST: Establish / Operate Private Campground** (not open to public - for members of the Wilderness Inquiry only) to include: 6 parking sites (1,728 sq ft); 4 tent sites (480 sq. ft.); and a facility (960 sq. ft.) for toilets /showers/& meeting room on his 20-acre parcel (ID# 04-046-2-52-04-33-2 0300015000) described as the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) less the E  $\frac{1}{2}$  in V. 956, Page 588, Section 33, Township 52 North, Range 4 West, Town of Russell.

**Note:** This Item was removed from the Agenda by the Applicant - to be heard in October, 2007.

**J. NORTHERN WISCONSIN LAND OF LAKES, LLC, OWNER AND MATTHEW BLAYLOCK, AGENT REZONE REQUEST: Forestry-1 to Residential-1** on their 12.5-acre parcel (ID# 04-024-2-47-08-10-1 03-10000), located in the South Half of the Northeast Quarter (S  $\frac{1}{2}$  NE  $\frac{1}{4}$ ), Section Ten (10), Township Forty-Seven (47), Range Eight (8) W, Town of Iron River.

Rondeau noted the name correction (Northern Wisconsin Land and Lakes, LLC) and made a motion to **approve rezoning property from F-1 to R-1**; Jardine seconded the motion; carried 4 yes / 0 no.

### **Agenda Review and Alteration**

**K. RICHARD / ANNARAE ANDERSON SPECIAL USE REQUEST – Home-Based Business (Bow / Gun Sales & Repair)** on .52-acre parcel (#034-1123-07) in Govt. Lot 6, Lots 1,2, 3, Block 7, Namakagon Village Subdivision, Section 7, Township 43 North, Range 5 West, Town of Namakagon.

Richard Anderson said this business is to be in a small garage next to his house and that the Town of Namakagon approved it with restrictions of lighting being only “down lights” and signage not to exceed 15 sq. ft. AZA Furtak asked if firearms will be discharged on the property as he heard from concerned citizens with issues on that. Anderson answered that there is no space there to discharge firearms and he has no intent to do so.

Motion by Rondeau to **approve this special use permit subject to conditions the Town of Namakagon placed and no discharging of firearms allowed on the premises**. Motion seconded by Jardine. Discussion followed re ability to sight bows on the property; Committee agreed that sighting of bows will be allowed. Motion carried - 4 yes / 0 no.

**L. ROSEMARIE VARISCO ET AL, SPECIAL USE REQUEST – Second Residence on a parcel that cannot be divided** (#016-1088-05-001) in the NE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  in Section 4, Township 46 N, Range 8 W, Town of Delta.

Agent Bill Erickson represented Ms. Varisco stating she recently purchased said property which abuts her seasonal home property. A mobile home has been removed from the location and she wants to replace it with a new structure. Site was noncompliant as the two properties were not joined; the deed is now straightened out, this has become one piece of property. He noted Town approval was granted.

AZA Doug Casina said site meets all habitable setbacks.

**File Report:** Kastrosky further explained the history of this issue, stated this is now contiguous, never to be divided again and must be sold in entirety in the future; Town approval was received and no other correspondence.

Motion by Jardine, second by Rondeau to **approve**. Carried 4 yes / 0 no.

**M. SUE STROM-BEARD ET AL – SPECIAL USE REQUEST – Second Residence on a parcel that cannot be divided** on a .91-acre parcel (024-1067-08-000) in part of Govt. Lot 2, Section 27, Township 47 N, Range 8 W, Town of Iron River.

**Sue Strom-Beard** stated this is part of a trust; they want to build a guest cottage on the property, a seasonal cottage is presently on site. **Kastrosky** asked if plans were to have plumbing, a kitchen, and sleeping quarters in the proposed cottage as having all three meets the definition of a residence and lacking one of the three constitutes a bunkhouse. **AZA Casina** said the proposed residence will have a separate septic; it meets all setbacks.

**File Report:** **Kastrosky** noted Town approval on file and several letters of opposition from Gale and Julie Mellum; opposition letters from Wendy J.M. Welsh (Mellum), and one from David / Trish Onan. **AZA Casina** said there could be some improvement in the buffer and shoreline is not well vegetated.

After further discussion, Jardine made a motion, seconded by Rondeau, to **approve**. Discussion: Mrs. Strom-Beard explained history of the property noting long-term ownership by her parents; they lack space when extended family is there; they are unable to build due to non-conformity.

**Kastrosky** noted a bunkhouse is possible if this is denied. **Supervisor Miller** said allowing a second residence is setting a bad precedence on a nonconforming lot. **Casina** noted the Committee recently approved a second-residence-request on a nonconforming lot, with the same issues. **L.U.S. Tulowitzky** asked if there is a possibility of a size condition on the second residence, or mitigation requirements. **Kastrosky** replied it would be feasible if the applicant is agreeable. **Mrs. Strom-Beard** replied that they have put 'a fair amount of money' into the proposed plans; wants to proceed with request.

- **John Joseph** (President - Iron River Area Lakes Assoc.) represented Gale / Julie Mellum. He said Town approval was done with no public forum. (**Chairman Beeksma**, agreed that there was no public hearing on this.) **Joseph** expressed these concerns: density, substandard lot, putting one residence there would require variance, no buffer in front of existing cottage, concern re three stories (main/walkout basement, loft, second floor).
- **John Harkness** (Barnes) concerns: setting precedence; disregard for the work done by County / Towns land use plans.

**Jardine amended his motion to not allow expansion in the future on either building.**

**Vote: Motion died due to a tie:** Beeksma and Miller voted 'no'; Rondeau / Jardine voted 'yes'.

#### **N. DISCUSSION / POSSIBLE ACTION: SEA PLANE BASE (Re: ordinance classification list)**

**Kastrosky** said he needs guidance and language to deal with this as there is no ordinance definition. He reported this came up from one issue of complaints in Barnes on Pigeon Lake; it is on water so within DNR jurisdiction; due to low lake levels the plane is on now on land; information has been received that more planes are coming into County lakes. **Kastrosky** said **AZA Furtak** wrote letter to the sea plane owner on Pigeon Lake, questions came up whether this is would require a conditional use permit as a private airports on land would, how does it differ on the lake and what is the impact, etc. The Owner\* was advised had to get a variance; it is complicated by the fact it cannot be removed from the mud until it freezes.

Discussion followed re what a sea plane base constitutes.

- **Joe Wakely** (Owner / Pilot from Drummond): Referred to Federal/State definitions and noted his August 25, 2007 letter on file; stated he does not have sea plane base [per regulatory definitions] but does have a sea plane which is like watercraft when on water must comply with same regulations. **Wakely** stated he is not in agreement with the letter from **Jim Brakken** (Bayfield County Lakes Forum) as there are some misunderstandings in it
- **John Coffee** (Pike chain Lakes resident) said he has operated a sea plane for many years; bodies of water are already approved/authorized by the State, for sea plane operation; a sea plane base has dock hands, etc.

After further discussion, the Committee came to the agreement an ordinance amendment is necessary and **Kastrosky** is to draft the language to present in public hearing format.

- **John Harkness** (Barnes, Eau Claire Lakes Property Assoc.) said this was discussed at the Association re a definition and resolution; he would not typify the Assoc. as being against sea planes Concerns for spread of Eurasian Milfoil, noise; wants input from pilots and lake owners.
- **Dave Simonson** (from Flying Eagle Resort & a pilot) reported his lake has no commercial use there but he, friends and family do operate seaplanes; this year to date there have been seven landings and ten last

year; addressed invasive species, pumping of floats, etc. and gave reasons sea planes would not contribute much, if any, to invasive species problems.

**O. CITIZENS' CONCERNS / INPUT:**

- **Steve Sandstrom:** Town of Bayfield, represented his daughter and son in law re the purchase of property, on Ski Hill Road / Barningham-Ashwabay property, whose plans include a 'Day Spa' with hot tubs, whirlpools, sauna, massage therapy, small retail store, generally catering to tourist trade, will live on property but have no other lodging; property is zoned R-RB, there will possibly a couple part-time employees.

**Kastrosky** explained zoning is adequate for this type of business but there is a need for advice is needed regarding classification. It was noted there is a listing for a commercial sauna/steam bath, however, that is not an accurate description of what this request is.

After further discussion, **Director Kastrosky** recommended a conditional use permit in R-RB zoning for this facility using the description of "Wellness / Health Center", which is in the ordinance classification list. **Sandstrom** agreed to apply for a conditional use permit.

**P. DISCUSSION / POSSIBLE ACTION – NR115 RE-WRITE UPDATE:**

- **Kastrosky** said there is nothing new to report.

**Q. OTHER ITEMS THAT MAY COME BEFORE THE COMMITTEE (Discussion Only):**

- **Kastrosky** reported a situation on Lake Namakagon where the party wished to expand a nonconforming building and was denied. The contractor removed the roof, all the walls fell in, and they built a new structure on the site, 25' from the lake. They filed a lawsuit to remove the structure. Corp. Counsel Bill Bussey wrote a letter notifying them of the violation, however, they are looking into the possibility of moving the building. Based Kastrosky's thoughts now considering all of the ramifications, including impossibility of moving it, he is advising they leave the building, fine them about \$15,000, require removal of the nonconforming garage, no further expansion, require a stormwater plan / mitigation. Kastrosky said he presented this because there is no use to devastate the lot and harm the environment; it would cost more to move the building. He added "now we can bargain but the downside is, if the Owner agrees, in the Public [eye] it will look like we took his money and he got what he wanted".
- **Supervisor Miller** expressed his opinion to go along with this plan.

**11. MONTHLY REPORT:** Motion by Jardine, seconded by Rondeau to approve the August report; carried 4 yes / 0 no.

**12. ADJOURNMENT:** Motion by Rondeau, seconded by Jardine to adjourn at 7:45 PM. Carried.

**Karl L. Kastrosky, Planning / Zoning Director  
Bayfield County Planning / Zoning Dept.**

Prepared by MJJ on 10/01/07  
Approved KLK on 10/01/07

cc: Administrator; Clerk; Corp.Counsel; DNR; Committee; Supervisors  
K/ZC/Minutes/2007/Sept