

Minutes of the
Bayfield County Board of Supervisors' Meeting
Of October 4, 2011 - 6:00 p.m.
Bayfield County Board Room, Courthouse, Washburn, Wisconsin

The monthly meeting of the Bayfield County Board of Supervisors was called to order by Chairman Kacvinsky at 6:00 p.m. Roll call was taken by Bayfield County Clerk, Scott Fibert as follows: Meyers-absent; Bussey-present; Jardine-present; Maki-absent; Kittleson-present; Bennett-present; Kacvinsky-present; Rantala-present; Williams-present; Bichanich-present; Miller-absent; Crandall-present; Rondeau-present: Total 13, 10 present, 3 absent. The motion carried and a quorum was present to conduct business. The following were also present for the meeting: *County Administrator, Mark Abeles-Allison; Deputy County Clerk, Dawn M. Bellile; Sheriff, Paul Susienka; George Setzke, Representing Town of Eileen;* and other concerned Bayfield County citizens.

1. The Pledge of Allegiance was recited by all in attendance.

2. **Public Comment.**

a) Kathy Wendling, Town of Russell, was present to inform the Board that she is in favor of designation ordinance language, however, there does need to be some modifications and outlined the changes that she saw fit. *(A copy of her proposed changes are on file in the County Clerk's office).*

b) Mark Wendling, Town of Russell, was present to also inform the Board that he was generally in favor of the ordinance language, however, he has concerns about current mission. It needs to be worked on a bit more and cleaned up.

3. **Minutes of the Bayfield County Board of Supervisors' August 30, 2011 Meeting.** The Board dispensed with the reading of the minutes. *A motion was made by Rondeau/Jardine to adopt the Minutes of the Bayfield County Board of Supervisors' August 30, 2011 Meeting. The motion carried.*

4. **Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Gary E. Johnson & 5 Johnson, LLC, A Wisconsin Limited Liability Company, to each an undivided one-half interest, Property Located in the Town of Iron River, Bayfield County, Wisconsin.** The Board dispensed with the reading of the Report, which reads as follows:

TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

The Zoning of Gary E. Johnson & 5 Johnson LLC, A Wisconsin Limited Liability Company, to each an undivided on-half interest (?)-acre parcel (ID# 04-024-2-47-08-11-3-02-000-31000), described as the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), LESS RR ROW & LESS Hwy & LESS parcel in V. 900 P. 498 & LESS parcel in V. 1045 P. 530 in V. 1056 P.318

And

32.86-acre parcel (ID# 04-024-2-47-08-11-3-03-000-11000), described as the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), LESS Hwy in V. 1005 P. 841 + & LESS that part lying N of Hwy in V. 1056 P. 318

And

(?)-acre parcel (ID# 04-024-2-47-08-11-3-04-000-11000), described as the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), LESS Hwy in V. 656 P. 293 & LESS that portion N of Hwy in V. 1056 P. 318

All in Section Eleven (11), Township Forty-Seven (47) North, Range Eight (08) West, Town of Iron River, Bayfield County, Wisconsin NOT BE changed from Forestry-One (F-1) to Commercial (C).

Date: April 24, 2011

BAYFIELD COUNTY PLANNING & ZONING COMMITTEE
Kenneth Jardine, Harold A. Maki, Shawn Miller, Brett R. Rondeau

A motion was made by Kittleson/Crandall to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Gary E. Johnson & 5 Johnson, LLC, A Wisconsin Limited Liability Company, to each an undivided one-half interest, Property Located in the Town of Iron River, Bayfield County, Wisconsin. The motion carried.

5. Bayfield County Ordinance No. 2011-14, Regarding the Rezone of the Gary E. Johnson & 5 Johnson, LLC, A Wisconsin Limited Liability Company, to each an undivided one-half interest, Property Located in the Town of Iron River, Bayfield County, Wisconsin. The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same, is hereby amended as follows:

The Zoning of Gary E. Johnson & 5 Johnson LLC, A Wisconsin Limited Liability Company, to each an undivided on-half interest (?)-acre parcel (ID# 04-024-2-47-08-11-3-02-000-31000), described as the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), LESS RR ROW & LESS Hwy & LESS parcel in V. 900 P. 498 & LESS parcel in V. 1045 P. 530 in V. 1056 P.318

And

32.86-acre parcel (ID# 04-024-2-47-08-11-3-03-000-11000), described as the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), LESS Hwy in V. 1005 P. 841 + & LESS that part lying N of Hwy in V. 1056 P. 318

And

(2)-acre parcel (ID# 04-024-2-47-08-11-3-04-000-11000), described as the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), LESS Hwy in V. 656 P. 293 & LESS that portion N of Hwy in V. 1056 P. 318

All in Section Eleven (11), Township Forty-Seven (47) North, Range Eight (08) West, Town of Iron River, Bayfield County, Wisconsin NOT BE changed from Forestry-One (F-1) to Commercial (C).

Date: October 4, 2011

A motion was made by Rondeau/Jardine to deny the rezone of Gary E. Johnson & 5 Johnson, LLC, A Wisconsin Limited Liability Company. Discussion took place with Supervisor Rondeau explaining the background on the rezone stating that the owners want to use it for a gravel pit and that description does not fit in the Comprehensive Plan. It was also noted that the Town of Iron River denied the rezone as well. *The motion carried.*

6. Report of the Bayfield County Planning & Zoning Committee Regarding Amendments to Sections 13-1-60 and 13-1-62, Code of Ordinances, Bayfield County, Wisconsin, and Regarding Zoning Districts in the Zoning Code. The Board dispensed with the reading of the Report, which reads as follows:

TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

**AN ORDINANCE AMENDING SECTION 13-1-60 and 3-1-62,
CODE OF ORDINANCES, BAYFIELD COUNTY, WISCONSIN
AND REGARDING ZONING DISTRICTS IN THE ZONING CODE**

WHEREAS, Wisconsin Statutes §59.69(4) authorizes the Bayfield County Board of Supervisors to establish districts and adopt regulations for said districts, including determining, establishing, regulating and restricting the location of buildings and structures that are designed for specific uses and the location of schools; and

WHEREAS, Wisconsin Statutes §59.69(5)(e) authorizes the County Board to amend an ordinance; and

WHEREAS, it is deemed in the best interest of the County of Bayfield to amend Section 13-1-62 Code of Ordinances, Bayfield County, Wisconsin to create a municipal zoning district to accommodate uses that are principally of an institutional, educational, or governmental nature and that serve a public need.

WHEREAS, it is deemed in the best interest of the County of Bayfield that the Code of Ordinances, Bayfield County, Wisconsin be further modified and amended in the manner hereinafter set forth;

NOW, THEREFORE, the Bayfield County Board of Supervisors does hereby ordain as follows:

Section 1. Subsections (b), (c) & (d) of Section 13-1-60 [Zoning District Dimensional Requirements.] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning] of the Code of Ordinances, Bayfield County, Wisconsin is hereby amended to read as follows, with additions highlighted by the double underline feature (additions) and deletions highlighted by the strike out feature (~~deletions~~):

- (b) Commercial and Municipal and Institutional zoning districts within and utilizing the services of a sanitary district shall be permitted to apply R-4 Zoning District lot size standards. Commercial zoning districts not located within a sanitary district that involves a residence shall apply R-1 Zoning District lot size standards.
- (c) The minimum road frontage on a cul-de-sac shall be fifty (50) feet in an R-1, R-3, R-4, R-RB, Commercial, ~~or~~ Industrial, or Municipal and Institutional Zoning District.
- (d) The radius of a cul-de-sac shall not be less than forty-five (45) feet in an F-1, R-2, A-1, R-3, F-2, A-2, Industrial, Commercial, Municipal and Institutional or R-4 Zoning District.

Section 2. Subsection (a) of Section 13-1-62(a) [Classification Uses.] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning] of the Code of Ordinances, Bayfield County, Wisconsin is hereby creating to read as follows, with creation(s) highlighted by the double underline feature (addition(s)):

PERMISSIBLE USES	R-4 R-3 R-1	R-2	R-RB	C	I	<u>M</u>	A-1	A-2	F-1	F-2	W
Abattoir (Slaughter House)					C						
Acoustical Material, Storage Mfg.				SB	P						
Advertising, Display Mfg.				C	P						
Agricultural Implements, Distributor, Display, Repair Sales				P	P		SB				
Airport, Public or Private including Seaplane Base		C	C		C	<u>C</u>	C		C		
Amusement Park			C	C							
Animal Boarding Facility		SB			P		C	SB	C		
Animal Hospital		C		C			C		C		
Archery Range			SB						SB		
Armory				C	SB						

Arms, Ammunition, Mfg., Wholesale and Storage					C			C		
Asphalt and Asphalt Products, Processing					C		C	C		
Association (Clubs and Lodges) Private	C	SB	SB	P				SB		
Asylum, Public and Private	C	C	C			C*	C	C		
<u>*Private not allowed in Municipal zone</u>										
Athletic Club			P	P				SB		
Athletic Field, <u>Public</u>	SB	SB	P	P		SB	SB	SB		
Auditorium, Arena			C	SB		C				
Automobile and Truck Sales, Repair, Parts, Supplies, Storage			C	P	P		SB			
Automobile and Truck Salvage and Scrap Yards, Junk and Salvage Yards					C		C	C		
Bait, Sales (Live and Artificial)			SB	P						
Baked Foods, Manufacturing, Sales				P	P					
Bank and Trust Company, Loan Company			C	P						
Bar, Cocktail Lounge, Tavern			C	P						
Barber				P						
Beauty Shop				P						
Bed & Breakfast Facility	SB	SB	SB	P			SB	SB		
Beverages, Wholesale & Storage				P	P					
Bicycle, Motorcycle, Small Engine, Sale & Repair, Snowmobile			C	P	C		SB	SB		
Billiard Parlor			C	P						
Boathouses	P	P	P	SB						
Boat or Yacht Club, Marina										
<u>*only Marina, not Boat or Yacht Clubs, allowed in Municipal zone</u>			C			C*		C		
Boat Sales, Repair & Service			SB	P						
Bottled Gas, Storage & Distribution				C	C					
Bottling Plant					P					
Bowling Alley, Commercial			C	P						
Broadcasting Studio [Radio, TV]				P						
Brewery					P					
Broker, Real Estate			SB	P						
Building Contractor, Equipment & Material Storage				SB	P		SB	SB		
Bus Line Depot, Garage, Repair			C	P	P					
Cafe, Restaurant, Supper Club			C	P	SB					
Camp, Private			C					C		
Camper Sales & Service [Trailers, etc.]			C	P						
Campground, Equestrian [Private or Commercial]							C			
Campground, Private [Commercial], Camping Resort			C					C		
Campground, Public & Camping Resort			C			C		C		
Carpenter Shop, Cabinet Making, Woodworking Shop, etc.			C	P	P		C	C		
Cement & Concrete Products Mfg., Sales, Storage					P	C	C	C		
Cemetery		C	C				C	C		
Child Care Center & Play School	SB	SB	SB	SB			SB	SB		
Church Synagogue, Shrine	SB	SB	SB	SB			SB	SB		
Clinic, Public & Private				P						
Clothing Manufacturing				SB	P					
Clothing Store			SB	P						
Collection Station	SB	SB	SB	SB	SB		SB	SB		
College, Public or Private		C	C				C			
Community Center, Town Hall	SB	SB	SB	P		P	SB	SB		
Conservation Subdivision										
<u>*Subject to 13-1-29A and requirements for specific uses</u>	C*	C*	C*	C*			C*	C*		
Convent, Retreat House	SB	SB	SB				SB	SB		

Country Club			C				C		C			
Curio & Souvenir Shop			SB	P								
Dairy Products, Mfg., Sales				C	P		SB	SB				
Disposal Plant, Incinerator					C	<u>C</u>						
Disposal Plant, Sewage			C	C	C	<u>C</u>	C	C	C			
Dog Kennel, 12-39 Dogs		SB	SB				SB	SB	SB			
Dog Kennel, 40 Dogs and Over		C	C				C	C	C			
Dog Pound				C	P	<u>C</u>						
Drag Strip, Auto, Motorcycle							C		C			
Drive-In Restaurant			SB	P								
Drive-In Theater			C				SB		SB			
Driving Range, Golf			C			<u>C</u>	SB		SB			
Dwelling, Single Family, Duplex* Subject to 13-1-62(b) --see also 13-1-63	P	P	P	SB			S-A		S-A*			
Eggs, Poultry Processing					SB		SB	SB				
Electric Generating Windmill [Non-Commercial]	SB	P	SB	SB	P		P	P	SB			
Electric Generating Windmill [Commercial]					C		C	C	C	C		
Electric Light & Power Company Substations	SB	SB	SB	SB	SB		SB	SB	SB	SB		
Electric Light & Power Company Yards				C	P							
Elevators, Grain Storage, etc.				C	C		SB	C				
Explosives; Mfg., Storage & Distribution					C					C		
Express Company, Warehouse, Garage				SB	P							
Fairgrounds						<u>P</u>	C					
Farm Related, Single Family Dwelling							P	P				
Farming [Including Livestock] All Types & Farm Related Structures							P	P	SB			
Feed, Wholesale, Sales & Storage & Fertilizer				SB	SB		SB	C				
Fire Tower							SB	SB	SB	SB		
Fish or Meat, Wholesale, Storage or Curing				C	SB							
Fish Farm, Processing, Storage or Curing				C			C					
Fish Hatchery, Public or Private			SB				SB		SB		C	
Florist Greenhouse & Nursery [Commercial]			SB	P			P	SB				
Florist Sales			SB	P			SB	C				
Frozen Food, Cold Storage Locker				P	SB							
Fur Farm Preparation & Storage							SB		SB			
Game Farm			C				C	SB	SB	SB		
Garages [Commercial]			C	P	SB		C					
<u>Garages [Municipal]</u>						<u>P</u>						
Garages [Private]	P	P	P	SB			P		P			
Gasoline, Fuel Oil, Bulk Storage Tanks & Related Facilities				C	C							
Golf, Miniature			C	P			SB					
Golf Course, Public or Private <u>*Private not allowed in Municipal zone</u>			C			<u>C*</u>	C		C			
Grocery Store			SB	P								
Hardware, Sporting Goods			SB	P								
Health Center (Commercial)			C	P								
Hobby Farm, Farm Animals	SB	SB	SB				P	P	SB			
Home-based Businesses (25%)	SB	SB	SB	SB			SB		SB			
Home, Old Age, Children, Maternity, Nursing, etc. <i>*Community living arrangements, foster homes, treat- ment foster homes, and adult family homes, covered by §59.69(15), Stats., shall be governed by that subsection rather than by this entry in the classification table. The procedures to be provided under paragraphs (d) and (e) therein shall be the procedure for seeking a conditional use permit.</i>	C	C	C	C		<u>C</u>						

Hospital, Public or Private <u>*Private not allowed in Municipal zone</u>	C	C	C			<u>C</u>					
Hotel, Motel			C	C							
Ice, Mfg., Sales & Storage			SB	P	P						
Irrigation Facilities, Canals, Dams, Reservoirs, etc.	C	C	C		C		C	C	C	C	C
Landfill, Solid Waste Disposal				C	C	<u>C</u>		C	C		
Laundry, Dry Cleaning, Pickup Station			C	SB	P						
Liquor, Off-Sale			C	P							
Machine Shop, Welding, Metal Fabrication & Processing, Welding Shop					P		C		C		
Metallic Mining, Quarry, Equipment, Storage, etc.					C		C		C	C	
Mobile Home Park	C	C	C								
Mobile Home Sales & Services				P							
Multiple Unit Development *Subject to 13-1-29 and requirements for specific uses	C*	C*	C*	C*		<u>C*</u>	C*		C*		
Museum, Art, Cultural, Historical, <u>Library</u>	SB	SB	SB	P		<u>SB</u>	SB		SB		
Nonmetallic Mining					C	<u>C</u>	C		C	C	
Paper & Wood Products Mfg. & Storage					P						
Paving-batch Plant for Cement, Asphalt & Related Materials					C	<u>C</u>	C		C		
Pipe, Culvert, Mfg. & Storage					P						
Pipe, Culvert, Sales & Storage				P	SB						
Pipeline, Gas, Oil	C	C	C	C	C		C	C	C	C	C
Printing, Lithograph, Photo Engraving, etc.				C	P						
Professional Office, Engineer, Doctor, Attorney, Dentist, etc.			SB	P							
Public & Municipal Building	SB	SB	SB	SB	P	<u>P</u>	SB		SB		
Public Service, Utility Facilities & Plants	C	C	C	C	P	<u>C</u>	C		C		
Racetrack [Automotive, Horses, Snowmobile]							C		C		
Radio, TV Transmitting Station & Tower, Telecommunications Tower [Commercial]				C	C		C	C	C	C	
Riding Stable			SB				P	SB	SB		
Rifle Range						<u>C</u>	C	C	C	C	
Roadside Park or Wayside Rest	SB	SB	SB	SB			SB		SB	SB	
Roadside Produce Stand [Permanent Structure]							P	P			
Rollerskating Rink			C	SB							
Salvage & Scrap Yards, [Automobile, Truck, Junk]					C		C		C		
Sauna, Steambath (Commercial)				SB	P						
Sawmill & Lumber Yard					P		C		C		
School, Commercial, Beauty, Business				P							
School, Public or Private <u>*Private not allowed in Municipal zone</u>	SB	SB	SB			<u>SB*</u>	SB	SB	SB		
Septic Tank Sales, Service, Mfg.				SB	P		C				
Shopping Center				P							
Shoreland Grading	S-A	S-A	S-A	S-A	S-A		S-A	S-A	S-A	S-A	S-A
Short-term Rental Accommodation (1 Unit)	S-A	S-A	S-A	S-A			S-A		S-A		
Short-term Rental Accommodation (2-4 Units)	C	C	C	C			C		C		
Signs On-Premises *subject to 13-1-80 et seq.	S-A*	S-A*	P*	P*	P*	<u>SB</u>	P*	P*	P*	P*	P*
Signs Off-Premises *subject to 13-1-80 et seq.	S-A*	S-A*	P*	P*	P*	<u>SB</u>	P*	P*	P*	P*	P*
Signs Town of Bayfield *subject to 13-1-80 et seq. (See Town Overlay District 13-1-64)	S-A or SB	S-A or SB	S-A or SB	S-A or SB	S-A or SB		S-A or SB	S-A or SB	S-A or SB	S-A or SB	S-A or SB
Storage [Campers, Boats, Mini-Storage, etc.]			SB	P			SB		SB		
Storage Warehouse [Commercial, Industrial]				SB	P						
Store, General Retail Goods				P							
Swimming Pool, Private	P	P	P				P		P		
Swimming Pool, Public	SB	SB	SB	P		<u>SB</u>	SB		SB		

Taxidermist			SB	P	SB				C		
Tire Recapping, Equipment & Supplies Including Sales				C	P						
Transfer Stations [Solid Waste]	C	C	C	C	C	C	C		C		
Travel Bureau				P		SB					
Water Reservoir Systems & Regulating Facilities Potable	SB	SB	SB		SB	SB	SB	SB	SB		
Winery, Vineyard, Bottling, Sales			SB				SB				

Date: August 24, 2011

BAYFIELD COUNTY PLANNING & ZONING COMMITTEE
Kenneth Jardine, Harold A. Maki, Shawn Miller, Brett R. Rondeau

A motion was made by Jardine/Bennett to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding Amendments to Sections 13-1-60 and 13-1-62, Code of Ordinances, Bayfield County, Wisconsin and Regarding Zoning Districts in the Zoning Code. The motion carried.

7. Bayfield County Zoning Amendatory Ordinance No. 2011-15, Regarding Amendments to Sections 13-1-60 and 13-1-62, Code of Ordinances, Bayfield County, Wisconsin and Regarding Zoning Districts in the Zoning Code. The Board dispensed with the reading of the Report, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same, is hereby amended as follows:

**AN ORDINANCE AMENDING SECTION 13-1-60 and 3-1-62,
CODE OF ORDINANCES, BAYFIELD COUNTY, WISCONSIN
AND REGARDING ZONING DISTRICTS IN THE ZONING CODE**

WHEREAS, Wisconsin Statutes §59.69(4) authorizes the Bayfield County Board of Supervisors to establish districts and adopt regulations for said districts, including determining, establishing, regulating and restricting the location of buildings and structures that are designed for specific uses and the location of schools; and

WHEREAS, Wisconsin Statutes §59.69(5)(e) authorizes the County Board to amend an ordinance; and

WHEREAS, it is deemed in the best interest of the County of Bayfield to amend Section 13-1-62 Code of Ordinances, Bayfield County, Wisconsin to create a municipal zoning district to accommodate uses that are principally of an institutional, educational, or governmental nature and that serve a public need.

WHEREAS, it is deemed in the best interest of the County of Bayfield that the Code of Ordinances, Bayfield County, Wisconsin be further modified and amended in the manner hereinafter set forth;

NOW, THEREFORE, the Bayfield County Board of Supervisors does hereby ordain as follows:

Section 1. Subsections (b), (c) & (d) of Section 13-1-60 [Zoning District Dimensional Requirements.] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning] of the Code of Ordinances, Bayfield County, Wisconsin is hereby amended to read as follows, with additions highlighted by the double underline feature (additions) and deletions highlighted by the strike out feature (~~deletions~~):

- (b) Commercial and Municipal and Institutional zoning districts within and utilizing the services of a sanitary district shall be permitted to apply R-4 Zoning District lot size standards. Commercial zoning districts not located within a sanitary district that involves a residence shall apply R-1 Zoning District lot size standards.
- (c) The minimum road frontage on a cul-de-sac shall be fifty (50) feet in an R-1, R-3, R-4, R-RB, Commercial, ~~or~~ Industrial, or Municipal and Institutional Zoning District.
- (d) The radius of a cul-de-sac shall not be less than forty-five (45) feet in an F-1, R-2, A-1, R-3, F-2, A-2, Industrial, Commercial, Municipal and Institutional or R-4 Zoning District.

Section 2. Subsection (a) of Section 13-1-62(a) [Classification Uses.] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning] of the Code of Ordinances, Bayfield County, Wisconsin is hereby creating to read as follows, with creation(s) highlighted by the double underline feature (addition(s)):

PERMISSIBLE USES	R-4 R-3 R-1	R-2	R-RB	C	I	<u>M</u>	A-1	A-2	F-1	F-2	W
Abattoir (Slaughter House)					C						
Acoustical Material, Storage Mfg.				SB	P						
Advertising, Display Mfg.				C	P						
Agricultural Implements, Distributor, Display, Repair Sales				P	P		SB				
Airport, Public or Private including Seaplane Base		C	C		C	<u>C</u>	C		C		
Amusement Park			C	C							
Animal Boarding Facility		SB			P		C	SB	C		
Animal Hospital		C		C			C		C		
Archery Range			SB						SB		
Armory				C	SB						
Arms, Ammunition, Mfg., Wholesale and Storage					C				C		
Asphalt and Asphalt Products, Processing					C		C		C		
Association (Clubs and Lodges) Private	C	SB	SB	P					SB		
Asylum, Public and Private <u>*Private not allowed in Municipal zone</u>	C	C	C			<u>C*</u>	C		C		
Athletic Club			P	P					SB		
Athletic Field, <u>Public</u>	SB	SB	P	P		<u>SB</u>	SB		SB		
Auditorium, Arena			C	SB		<u>C</u>					
Automobile and Truck Sales, Repair, Parts, Supplies, Storage			C	P	P		SB				

Automobile and Truck Salvage and Scrap Yards, Junk and Salvage Yards					C		C		C			
Bait, Sales (Live and Artificial)			SB	P								
Baked Foods, Manufacturing, Sales				P	P							
Bank and Trust Company, Loan Company			C	P								
Bar, Cocktail Lounge, Tavern			C	P								
Barber				P								
Beauty Shop				P								
Bed & Breakfast Facility	SB	SB	SB	P			SB		SB			
Beverages, Wholesale & Storage				P	P							
Bicycle, Motorcycle, Small Engine, Sale & Repair, Snowmobile			C	P	C		SB		SB			
Billiard Parlor			C	P								
Boathouses	P	P	P	SB								
Boat or Yacht Club, Marina <u>*only Marina, not Boat or Yacht Clubs, allowed in Municipal zone</u>			C				<u>C*</u>		C			
Boat Sales, Repair & Service			SB	P								
Bottled Gas, Storage & Distribution				C	C							
Bottling Plant					P							
Bowling Alley, Commercial			C	P								
Broadcasting Studio [Radio, TV]				P								
Brewery					P							
Broker, Real Estate			SB	P								
Building Contractor, Equipment & Material Storage				SB	P		SB		SB			
Bus Line Depot, Garage, Repair			C	P	P							
Cafe, Restaurant, Supper Club			C	P	SB							
Camp, Private			C							C		
Camper Sales & Service [Trailers, etc.]			C	P								
Campground, Equestrian [Private or Commercial]							C					
Campground, Private [Commercial], Camping Resort			C							C		
Campground, Public & Camping Resort			C				<u>C</u>			C		
Carpenter Shop, Cabinet Making, Woodworking Shop, etc.			C	P	P		C		C			
Cement & Concrete Products Mfg., Sales, Storage					P		<u>C</u>	C	C	C		
Cemetery		C	C					C		C		
Child Care Center & Play School	SB	SB	SB	SB				SB		SB		
Church Synagogue, Shrine	SB	SB	SB	SB				SB		SB		
Clinic, Public & Private				P								
Clothing Manufacturing				SB	P							
Clothing Store			SB	P								
Collection Station	SB	SB	SB	SB	SB			SB		SB		
College, Public or Private		C	C					C				
Community Center, Town Hall	SB	SB	SB	P			<u>P</u>	SB		SB		
Conservation Subdivision *Subject to 13-1-29A and requirements for specific uses	C*	C*	C*	C*				C*		C*		
Convent, Retreat House	SB	SB	SB					SB		SB		
Country Club			C					C		C		
Curio & Souvenir Shop			SB	P								
Dairy Products, Mfg., Sales				C	P			SB	SB			
Disposal Plant, Incinerator					C		<u>C</u>					
Disposal Plant, Sewage			C	C	C		<u>C</u>	C	C	C		
Dog Kennel, 12-39 Dogs		SB	SB					SB	SB	SB		
Dog Kennel, 40 Dogs and Over		C	C					C	C	C		
Dog Pound				C	P		<u>C</u>					
Drag Strip, Auto, Motorcycle								C		C		
Drive-In Restaurant			SB	P								

Drive-In Theater			C				SB		SB		
Driving Range, Golf			C			<u>C</u>	SB		SB		
Dwelling, Single Family, Duplex* Subject to 13-1-62(b) --see also 13-1-63	P	P	P	SB			S-A		S-A*		
Eggs, Poultry Processing					SB		SB	SB			
Electric Generating Windmill [Non-Commercial]	SB	P	SB	SB	P		P	P	SB		
Electric Generating Windmill [Commercial]					C		C	C	C	C	
Electric Light & Power Company Substations	SB	SB	SB	SB	SB		SB	SB	SB	SB	
Electric Light & Power Company Yards				C	P						
Elevators, Grain Storage, etc.				C	C		SB	C			
Explosives; Mfg., Storage & Distribution					C				C		
Express Company, Warehouse, Garage				SB	P						
Fairgrounds						<u>P</u>	C				
Farm Related, Single Family Dwelling							P	P			
Farming [Including Livestock] All Types & Farm Related Structures							P	P	SB		
Feed, Wholesale, Sales & Storage & Fertilizer				SB	SB		SB	C			
Fire Tower							SB	SB	SB	SB	
Fish or Meat, Wholesale, Storage or Curing				C	SB						
Fish Farm, Processing, Storage or Curing				C			C				
Fish Hatchery, Public or Private			SB				SB		SB	C	
Florist Greenhouse & Nursery [Commercial]			SB	P			P	SB			
Florist Sales			SB	P			SB	C			
Frozen Food, Cold Storage Locker				P	SB						
Fur Farm Preparation & Storage							SB		SB		
Game Farm			C				C	SB	SB	SB	
Garages [Commercial]			C	P	SB		C				
<u>Garages [Municipal]</u>						<u>P</u>					
Garages [Private]	P	P	P	SB			P		P		
Gasoline, Fuel Oil, Bulk Storage Tanks & Related Facilities				C	C						
Golf, Miniature			C	P			SB				
Golf Course, Public or Private			C			<u>C*</u>	C		C		
<u>*Private not allowed in Municipal zone</u>											
Grocery Store			SB	P							
Hardware, Sporting Goods			SB	P							
Health Center (Commercial)			C	P							
Hobby Farm, Farm Animals	SB	SB	SB				P	P	SB		
Home-based Businesses (25%)	SB	SB	SB	SB			SB		SB		
Home, Old Age, Children, Maternity, Nursing, etc. <i>*Community living arrangements, foster homes, treat- ment foster homes, and adult family homes, covered by §59.69(15), Stats., shall be governed by that subsection rather than by this entry in the classification table. The procedures to be provided under paragraphs (d) and (e) therein shall be the procedure for seeking a conditional use permit.</i>	C	C	C	C		<u>C</u>					
Hospital, Public or Private <u>*Private not allowed in Municipal zone</u>	C	C	C			<u>C</u>					
Hotel, Motel			C	C							
Ice, Mfg., Sales & Storage			SB	P	P						
Irrigation Facilities, Canals, Dams, Reservoirs, etc.	C	C	C		C		C	C	C	C	C
Landfill, Solid Waste Disposal				C	C	<u>C</u>		C	C		
Laundry, Dry Cleaning, Pickup Station			C	SB	P						
Liquor, Off-Sale			C	P							
Machine Shop, Welding, Metal Fabrication & Processing, Welding Shop					P		C		C		

Metallic Mining, Quarry, Equipment, Storage, etc.					C		C		C	C	
Mobile Home Park	C	C	C								
Mobile Home Sales & Services				P							
Multiple Unit Development *Subject to 13-1-29 and requirements for specific uses	C*	C*	C*	C*		<u>C*</u>	C*		C*		
Museum, Art, Cultural, Historical, <u>Library</u>	SB	SB	SB	P		<u>SB</u>	SB		SB		
Nonmetallic Mining					C	<u>C</u>	C		C	C	
Paper & Wood Products Mfg. & Storage					P						
Paving-batch Plant for Cement, Asphalt & Related Materials					C	<u>C</u>	C		C		
Pipe, Culvert, Mfg. & Storage					P						
Pipe, Culvert, Sales & Storage				P	SB						
Pipeline, Gas, Oil	C	C	C	C	C		C	C	C	C	C
Printing, Lithograph, Photo Engraving, etc.				C	P						
Professional Office, Engineer, Doctor, Attorney, Dentist, etc.			SB	P							
Public & Municipal Building	SB	SB	SB	SB	P	<u>P</u>	SB		SB		
Public Service, Utility Facilities & Plants	C	C	C	C	P	<u>C</u>	C		C		
Racetrack [Automotive, Horses, Snowmobile]							C		C		
Radio, TV Transmitting Station & Tower, Telecommunications Tower [Commercial]				C	C		C	C	C	C	
Riding Stable			SB				P	SB	SB		
Rifle Range						<u>C</u>	C	C	C	C	
Roadside Park or Wayside Rest	SB	SB	SB	SB			SB		SB	SB	
Roadside Produce Stand [Permanent Structure]							P	P			
Rollerskating Rink			C	SB							
Salvage & Scrap Yards, [Automobile, Truck, Junk]					C		C		C		
Sauna, Steam Bath (Commercial)				SB	P						
Sawmill & Lumber Yard					P		C		C		
School, Commercial, Beauty, Business				P							
School, Public or Private <u>*Private not allowed in Municipal zone</u>	SB	SB	SB			<u>SB*</u>	SB	SB	SB		
Septic Tank Sales, Service, Mfg.				SB	P		C				
Shopping Center				P							
Shoreland Grading	S-A	S-A	S-A	S-A	S-A		S-A	S-A	S-A	S-A	S-A
Short-term Rental Accommodation (1 Unit)	S-A	S-A	S-A	S-A			S-A		S-A		
Short-term Rental Accommodation (2-4 Units)	C	C	C	C			C		C		
Signs On-Premises *subject to 13-1-80 et seq.	S-A*	S-A*	P*	P*	P*	<u>SB</u>	P*	P*	P*	P*	P*
Signs Off-Premises *subject to 13-1-80 et seq.	S-A*	S-A*	P*	P*	P*	<u>SB</u>	P*	P*	P*	P*	P*
Signs Town of Bayfield *subject to 13-1-80 et seq. (See Town Overlay District 13-1-64)	S-A or SB	S-A or SB	S-A or SB	S-A or SB	S-A or SB		S-A or SB	S-A or SB	S-A or SB	S-A or SB	S-A or SB
Storage [Campers, Boats, Mini-Storage, etc.]			SB	P			SB		SB		
Storage Warehouse [Commercial, Industrial]				SB	P						
Store, General Retail Goods				P							
Swimming Pool, Private	P	P	P				P		P		
Swimming Pool, Public	SB	SB	SB	P		<u>SB</u>	SB		SB		
Taxidermist			SB	P	SB				C		
Tire Recapping, Equipment & Supplies Including Sales				C	P						
Transfer Stations [Solid Waste]	C	C	C	C	C	<u>C</u>	C		C		
Travel Bureau				P		<u>SB</u>					
Water Reservoir Systems & Regulating Facilities Potable	SB	SB	SB		SB	<u>SB</u>	SB	SB	SB		
Winery, Vineyard, Bottling, Sales			SB				SB				

Date: October 4, 2011

By Action of the
Bayfield County Board of Supervisors
William D. Kacvinsky, *Chair*

A motion was made by Rondeau/Jardine to adopt Bayfield County Ordinance No. 2011-14, Regarding Amendments to Sections 13-1-60 and 13-1-62, Code of Ordinances, Bayfield County, Wisconsin and Regarding Zoning Districts in the Zoning Code. Discussion took place. There are concerns regarding proposed amendments. Supervisor Bussey pointed out that the Wendlings have made valid points regarding institutional, educational or governmental agencies. We are looking at a classification chart that adds a column for municipal uses and expects them to all fit within the new amendments and they don't. Bussey went through some of the changes, pointing out what he felt did and did not fit with the new amendments. There are too many inconsistencies from private to public uses. Supervisor Rondeau stated that this Ordinance is a living document and will be amended from time to time, making any necessary corrections. Right now this is a starting point.

A motion was made by Bussey/Crandall to amend the motion by approving the Ordinance subject to the following revisions: that we ADD phrase, "private not allowed in municipal zone" to the following items: Airport, Public or Private including Seaplane Base; Driving Range Golf; Rifle Range; Boat or Yacht Club Marina stay only Public Marina; DELETE from municipal zone: Cement and Concrete Products; Manufacturing Storage; Campground Public Resort; Camping Resort, change to read Public Campground; Multiple Unit Development DELETE from the Municipal Zone altogether. Discussion then took place on golf courses. Discussed denying the motion and sending it back to the Planning & Zoning Committee with the proposed changes, cleaning it up, and bringing it back to the Board at a later date. *A roll call vote was taken as follows: Bussey-yes; Jardine-no; Maki-absent; Kittleson-yes; Bennett-yes; Kacvinsky-no; Rantala-no; Williams-no; Bichanich-yes; Miller-absent; Crandall-yes; Rondeau-no; Meyers-absent. Total 13: 5 yes, 5 no, 3 absent. The motion is defeated.*

Rondeau/Jardine withdrew their motion and second; the motion carried.

A motion was made by Rondeau/Bichanich to send back Bayfield County Zoning Ordinance Amendment No. 2011-15 to the Planning & Zoning Committee with the recommendations made by Supervisor Bussey as follows: ADD phrase, "private not allowed in municipal zone" to the following items: Airport, Public or Private including Seaplane Base; Driving Range Golf; Rifle Range; Boat or Yacht Club Marina stay only Public Marina; DELETE from municipal zone: Cement and Concrete Products; Manufacturing Storage; Campground Public Resort; Camping Resort, change to read Public Campground; Multiple Unit Development DELETE from the Municipal Zone altogether. Discussion took place. *The motion carried.*

7. Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Daren O. and Lonnie R. Zifko Property Located in the Town of Eileen, Bayfield County, Wisconsin. The Board dispensed with the reading of the Report, which reads as follows:

TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

The Zoning of Daren O. & Lonnie R. Zifko 2.1+- acre parcel (being a part of ID# 04-020-2-47-05-33-4-03-000-10000), described as the 660' West of the Southeast corner of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) to point of beginning thence North 360' from centerline of State Hwy 118, thence West 250', thence South 360' to centerline of State Hwy 118, thence East to the point of beginning approximately 90,000 square feet, Section Thirty-Three (33), Township Forty-Seven (47) North, Range Five (5) West, Town of Eileen, Bayfield County, Wisconsin **be changed from Agricultural-One (Ag-1) to Commercial (C).**

Date: August 24, 2011

BAYFIELD COUNTY PLANNING & ZONING COMMITTEE

Kenneth Jardine, Harold A. Maki, Patricia Rantala, Shawn Miller, Brett R. Rondeau

A motion was made by Bennett/Rondeau to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Daren O. and Lonnie R. Zifko Property Located in the Town of Eileen, Bayfield County, Wisconsin. The motion carried.

8. Bayfield County Zoning Amendatory Ordinance No. 2011-16 Regarding the Rezone of the Daren O. and Lonnie R. Zifko Property Located in the Town of Eileen, Bayfield County, Wisconsin. The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same, is hereby amended as follows:

The Zoning of Daren O. & Lonnie R. Zifko 2.1+- acre parcel (being a part of ID# 04-020-2-47-05-33-4-03-000-10000), described as the 660' West of the Southeast corner of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) to point of beginning thence North 360' from centerline of State Hwy 118, thence West 250', thence South 360' to centerline of State Hwy 118, thence East to the point of beginning approximately 90,000 square feet, Section Thirty-Three (33), Township Forty-Seven (47) North, Range Five (5) West, Town of Eileen, Bayfield County, Wisconsin **be changed from Agricultural-One (Ag-1) to Commercial (C).**

Dated: October 4, 2011

By Action of the Bayfield County Board of Supervisors

Attested to by:
Scott S. Fibert, Bayfield County Clerk

A motion was made by Rondeau/Jardine to adopt Bayfield County Zoning Amendatory Ordinance No. 2011-16, Regarding the Rezone of the Daren O. and Lonnie R. Zifko Property Located in the Town of Eileen, Bayfield County, Wisconsin. Bichanich announced that he would be abstaining from voting. Discussion took place as to what the recommendation was from the Town of Eileen.

A motion was made by Crandall/Rondeau to suspend the rules to allow George Setzke, Supervisor for the Town of Eileen to speak. The motion carried. Setzke stated that he is a member of the Planning Commission for the Town of Eileen. A comp plan meeting to have this parcel rezoned was approved by the Committee and the Town of Eileen has also approved the request of the Zifko's. *The motion carried with one (1) abstention.*

9. Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Michael L. Stanitis Property Located in the Town of Clover, Bayfield County, Wisconsin. The Board dispensed with the reading of the Report, which reads as follows:

TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

The Zoning of Michael L. Stanitis 10-acre parcel (ID# 04-014-2-50-07-11-4-01-000-20000), described as the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), North (N) of Bark River Road less East (E) 610' in V. 883 P. 351, Section Eleven (11), Township Fifty (50) North, Range Seven (7) West, Town of Clover, Bayfield County, Wisconsin be changed from Forestry-One (F-1) to Agricultural-One (Ag-1).

Dated: August 24, 2011

BAYFIELD COUNTY PLANNING & ZONING COMMITTEE

Kenneth Jardine, Harold A. Maki, Patricia Rantala, Shawn Miller, Brett R. Rondeau

A motion was made by Crandall/Kittleson to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Michael L. Stanitis Property Located in the Town of Clover, Bayfield County, Wisconsin. The motion carried.

10. Bayfield County Zoning Amendatory Ordinance No. 2011-17, Regarding the Rezone of the Michael L. Stanitis Property Located in the Town of Clover, Bayfield County, Wisconsin. The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same, is hereby amended as follows:

The Zoning of Michael L. Stanitis 10-acre parcel (ID# 04-014-2-50-07-11-4-01-000-20000), described as the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), North (N) of Bark River Road less East (E) 610' in V. 883 P. 351, Section Eleven (11), Township Fifty (50) North, Range Seven (7) West, Town of Clover, Bayfield County, Wisconsin **be changed from Forestry-One (F-1) to Agricultural-One (Ag-1).**

Dated: October 4, 2011

By Action of the Bayfield County Board of Supervisors

Attested to by:

Scott S. Fibert, Bayfield County Clerk

A motion was made by Kittleson/Jardine to adopt Bayfield County Zoning Amendatory Ordinance No. 2011-17 Regarding the Rezone of the Michael L. Stanitis Property Located in the Town of Clover, Bayfield County, Wisconsin. The motion carried.

11. Report of the Bayfield County Planning & Zoning Committee Regarding the Rezones for the Town of Bayfield Located in Section 15, Township 50N, Range 4 West. The Board dispensed with the reading of the Report, which reads as follows:

TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

The Zoning of Town of Bayfield 2.74-acre parcels (ID# 04-6-2-50-04-15-3-02-000-20000) described as 3 parcels in NW corner of the Northwest Quarter of the Southwest Quarter, further described as:

1. one square acre in the Northwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) (**Volume 157, Page 444**);
2. a parcel of land in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) from the West quarter corner of Section Fifteen (15), Township Fifty (50) North, Range Four (4) West, due South a distance of 208'8" to the point of beginning; thence due East a distance of 208'8", thence due North a distance of 208'8"; thence due East a distance of 156'3"; thence due South a distance of 238'8"; thence due West a distance of 365'; thence

due North a distance of 30' to point of beginning. Parcel contains 43,554.69 square feet, or just 1.31 square feet short of an acre (**Volume 354, Page 239**);

3. a parcel in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), beginning at the Northwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 15-50-4, thence running South along the West line, a distance of 238.8' to the point of beginning; thence run East 208.8' along the South boundary of the present Town hall property to a point, thence run South a distance of 156.3' to a point, thence run West a distance of 208.8' to the West line of the Northwest Quarter of the Southwest Quarter, thence run North a distance of 156.3' to the point of beginning, intending to convey a parcel 156.3' by 208.8', adjacent to the Town of Bayfield Town Hall (**Volume 646, Page 231**);

And

a 1.31-acre parcels (ID# 04-006-2-50-04-15-3-02-000-12000), described as a parcel of real property in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), commencing at the Northwest corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ (NW $\frac{1}{4}$ SW $\frac{1}{4}$) and proceed due East along the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 441 feet to the point of beginning; thence proceed due South on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point which is 395 feet South of the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and which is 441 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due West on a line parallel with the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point which is 208.8 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due North on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 156.3 feet to a point which is 208.8 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due East on a line parallel with the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 156.2 feet; thence proceed due North on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point on the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 364 feet 11 inches East of the Northwest corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due East on the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to the point of beginning. (**Volume 1058, Page 692-693**)

Grantors hereby place restrictions on the South 50 feet of the parcel of real estate conveyed by deed:

All located in Section Fifteen (15), Township Fifty (50) North, Range Four (4) West, Town of Bayfield, Bayfield County, Wisconsin **be** changed from **Commercial (C) & Agricultural-One (Ag-1) to Municipal (M)**.

Date: August 24, 2011

BAYFIELD COUNTY PLANNING & ZONING COMMITTEE

Kenneth Jardine, Harold A. Maki, Patricia Rantala, Shawn Miller, Brett R. Rondeau

A motion was made by Bussey/Crandall to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding Rezones for the Town of Bayfield Located in Section 15, Township 50N, Range 4 West. The motion carried.

10. Bayfield County Zoning Amendatory Ordinance No. 2011-18, Regarding the Rezones for the Town of Bayfield Located in Section 15, Township 50N, Range 4 West. The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same, is hereby amended as follows:

The Zoning of Town of Bayfield 2.74-acre parcels (ID# 04-6-2-50-04-15-3-02-000-20000) described as 3 parcels in NW corner of the Northwest Quarter of the Southwest Quarter, further described as:

1. one square acre in the Northwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) (**Volume 157, Page 444**);
2. a parcel of land in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) from the West quarter corner of Section Fifteen (15), Township Fifty (50) North, Range Four (4) West, due South a distance of 208'8" to the point of beginning; thence due East a distance of 208'8", thence due North a distance of 208'8"; thence due East a distance of 156'3"; thence due South a distance of 238'8"; thence due West a distance of 365'; thence due North a distance of 30' to point of beginning. Parcel contains 43,554.69 square feet, or just 1.31 square feet short of an acre (**Volume 354, Page 239**);
3. a parcel in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), beginning at the Northwest corner of the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 15-50-4, thence running South along the West line, a distance of 238.8' to the point of beginning; thence run East 208.8' along the South boundary of the present Town hall property to a point, thence run South a distance of 156.3' to a point, thence run West a distance of 208.8' to the West line of the Northwest Quarter of the Southwest Quarter, thence run North a distance of 156.3' to the point of beginning, intending to convey a parcel 156.3' by 208.8', adjacent to the Town of Bayfield Town Hall (**Volume 646, Page 231**);

And

a 1.31-acre parcels (ID# 04-006-2-50-04-15-3-02-000-12000), described as a parcel of real property in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), commencing at the Northwest corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ (NW $\frac{1}{4}$ SW $\frac{1}{4}$) and proceed due East along the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 441 feet to the point of beginning; thence proceed due South on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point which is 395 feet South of the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and which is 441 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due West on a line parallel with the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point which is 208.8 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed

due North on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 156.3 feet to a point which is 208.8 feet East of the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due East on a line parallel with the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 156.2 feet; thence proceed due North on a line parallel with the West boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to a point on the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 364 feet 11 inches East of the Northwest corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$; thence proceed due East on the North boundary line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ to the point of beginning. (Volume 1058, Page 692-693)

Grantors hereby place restrictions on the South 50 feet of the parcel of real estate conveyed by deed:

All located in Section Fifteen (15), Township Fifty (50) North, Range Four (4) West, Town of Bayfield, Bayfield County, Wisconsin **be changed from Commercial (C) & Agricultural-One (Ag-1) to Municipal (M).**

Dated: October 4, 2011

By Action of the Bayfield County Board of Supervisors

Attested to by:

Scott S. Fibert, Bayfield County Clerk

A motion was made by Bussey/Rondeau to adopt Bayfield County Zoning Amendatory Ordinance No. 2011-18 Regarding Rezones for the Town of Bayfield Located in Section 15, Township 50N, Range 4 West. The motion carried.

11. Bayfield County Amendatory Ordinance No. 2011-19 Creating Chapter 1, Public Safety, of Title 5, Section 5-1-1, Concealed Weapons of the Bayfield County Code of Ordinances.

The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That Title 5 of the Bayfield County Ordinance, Public Safety, hereby be created as follows:

Chapter 1 Public Safety

Sec. 5-1-1 Concealed Weapons

- (a) **Definitions.** All definitions in this section shall be the same as those set forth in section 175.60, Wisconsin Statutes.
- (b) **Prohibitions and Exceptions.** It shall be unlawful for any person to carry a concealed weapon including, but not limited to a handgun, into any buildings owned or leased by the County or any of its agencies.

The exceptions set forth in sections 175.60 and 941.235, Wisconsin Statutes, shall apply to this section.

- (c) **Posting of Notice.** The County is hereby ordered to post appropriate signage on each building or portion of a building now or hereafter owned, leased as lessee, operated, occupied, managed, or controlled by the County indicating that the carrying of deadly weapons or concealed weapons are prohibited in County buildings. Signs prohibiting the carrying of concealed weapons shall be posted so as to be visible prior to entering the building. The County shall exercise discretion in determining the necessity and appropriate location for other signs posted on the interior of the building. The notice on the signs shall read in substance: "Concealed Weapons Prohibited. Wis. Stats 175.60."
- (d) **Penalty.** A violation of this section shall be punishable by forfeiture as prescribed by Section 1-1-6.

Adopted this 4th day of October, 2011.

By Action of the Bayfield County Board of Supervisors
William D. Kacvinsky, *Chair*

A motion was made by Williams/Crandall to adopt Bayfield County Amendatory Ordinance No. 2011-19 Creating Chapter 1, Public Safety, of Title 5, Section 5-1-1, Concealed Weapons of the Bayfield County Code of Ordinances. The motion carried.

12. **Bayfield County Resolution No. 2011-34, Adopting a Grievance Procedure to address Employee Terminations, Employee Discipline and Workplace Safety as Required by Wis. Stats. §66.0509(1m).** Abeles-Allison explained that this is the procedure that the Bayfield County Transition Committee, along with the help of the WCA's attorney drafted for non-union employees. Abeles-Allison also stated that the County needs to have a Grievance Procedure in place by October. This can also be changed in the future, but for now, this is what is being presented for consideration by the full board. The Board dispensed with the reading of the Resolution, which reads as follows:

WHEREAS, 2011 Wisconsin Act 10 created Wis. Stat. § 66.0509(1m), which requires local units of government to establish a civil service system or grievance procedure that addresses employee terminations, employee discipline and workplace safety no later than October 1, 2011; and

WHEREAS, the Bayfield County Board believes that it is in the best interests of all stakeholders in Bayfield County government to create a fair and equitable system for resolving employee grievances surrounding terminations, discipline and workplace safety issues; and

WHEREAS, following lengthy study and deliberations by the Bayfield County Transition Committee, the Bayfield County Board has been presented with a final draft of a grievance procedure that addresses employee terminations, employee discipline and workplace safety as required by Wis. Stat. § 66.0509(1m); and

WHEREAS, it is the intent of this Resolution to establish the attached Grievance Procedure as the official Grievance Procedure of Bayfield County pursuant to Wis. Stat. § 66.0509(1m) effective October 1, 2011;

NOW, THEREFORE, BE IT RESOLVED that the Bayfield County Board of Supervises, assembled this 4th day of October, 2011, adopts and establishes the Grievance Procedure attached hereto as "Exhibit A" as its grievance procedure required by Wis. Stat. § 66.0509(1m).

ADOPTED by the Bayfield County Board, on the 4th day of October 2011, by affirmative vote.

By Action of the
Bayfield County Board of Supervisors

William D. Kacvinsky, *Chair*

A motion was made by Rondeau/Bennett to adopt Bayfield County Resolution No. 2011-34, Adopting a Grievance Procedure to Address Employee Terminations, Employee Discipline, and Workplace Safety as Required by Wis. Stats §66.0509(1m). The motion carried.

13. **Executive Session:** *A motion was made by Crandall/Bussey to move in and out of Executive Session pursuant to §19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. A roll call vote was taken as follows: Jardine-yes; Maki-absent; Kittleson-yes; Bennett-yes; Kacvinsky-yes; Rantala-yes; Williams-yes; Bichanich-yes; Miller-absent; Crandall-yes; Rondeau-yes; Meyers-absent; Bussey-yes. Total 13: 10 yes, 0 no, 3 absent. The motion carried.*

A motion was made by Crandall/Bennett to move out of executive session. The motion carried.

14. **Litigation Claim.** *A motion was made by Crandall/Rantala that we disallow the Claim of Melissa Nicoletti in the amount of \$50,000. The motion carried.*

15. **Administrator's Report:**

- a) **WCA Conference Update:** Abeles-Allison reported that conference went very well and was well attended. He also reported that Spurlock represented Bayfield County very well through the Criminal Justice Program.
- b) **Delinquent Property Sales:** We have 5 parcels being advertised on Wisconsin Surplus. We have received 42 bids thus far.
- c) **October 25, 2011 County Board Meeting.** We will be having our regular October meeting which will be for the 2010 Budget Public Hearing.
- d) **Brownstone Project Update.** Things will be wrapping up soon, they are finishing the etching on the building, and powerwashing right now. They will be pouring the stairs and landing tomorrow and have finished the flashing. We had \$650,000 in the budget to spend

and we will be very close. The building will now be in good shape for future generations. We do not have anything in next year's budget for courthouse repairs of this type.

- e) **Bayfield County Dam Update.** Fibert and Abeles-Allison went to inspect the dams.
- f) **Superior Days Meeting.** Superior Days is scheduled for February 21st and 22nd. The next meeting date is October 27th

There being nothing further on the agenda for discussion, *Chairman Kacvinsky adjourned the meeting at 6:55 p.m.*

Respectfully submitted,

Scott S. Fibert,
Bayfield County Clerk