

Please remember to bring the Farmland Preservation Plan and the Land & Water Resource Management Plan that were given to you at the October meeting with you to the November meeting. We do not have extra copies.

Thank You!

**LINCOLN COUNTY  
LAND SERVICES COMMITTEE  
Thursday, November 10, 2016, at 2:00 p.m.  
Lincoln County Service Center, Room #156  
801 Sales Street, Merrill, WI 54452**

*MEETING AGENDA  
Action where applicable and necessary*

1. Call meeting to order

**REGISTER OF DEEDS**

2. Q&A on ROD Monthly Munis Reports
3. Q&A on ROD Monthly Written Reports

**LAND SERVICES DEPARTMENT**

4. Agency Updates
5. Approval of the October 13, 2016 LSC meeting minutes
6. Further Discussion by the Committee of the draft Farmland Preservation Plan
7. Department written reports & Correspondence
8. Resolution of support for grant to fund an Aquatic Invasive Coordinator in cooperation with Lincoln, Langlade & Forest counties and Lumberjack Resource Conservation and Development Council, Inc.
9. Discussion & possible action on 2017 Grazing Program contract with Marathon County
10. Authorization to hire LTE to assist Real Property Lister
11. **4:00 p.m. Public Hearing** (see Public Hearing Notices published (10/4/16, 10/18/16 & 10/25/16 and 10/7/16, 10/21/16 & 10/28/16)
  - 1) Revision of Lincoln County Land & Water Resource Management (LWRM) Plan – Presented by NCWRPC – Fred Heider
  - 2) Revision of Lincoln County Farmland Preservation Plan (FPP) – Presented by NCWRPC – Fred Heider
  - 3) Jason & Kristi Davis – Conditional Use Request – to use property as a Lodging Resort & Owner's residence (W4095 County Rd A, Tomahawk, WI) - Town of King
12. Public comment
13. "Old Business" – American Asphalt & Mathy Construction withdrawal of CUP-15-004 application for a non-metallic mine in the Town of Skanawan (laid over at 4/9/15 LSC Hearing)
14. "Old Business" – Daigle's Oak Hills LLC & County Materials Corp. requesting to bring CUP-15-003 (for a non-metallic mine and associated wash plant) back to the Committee at a future meeting for consideration of the permit as originally submitted (laid over at 4/9/15 LSC Hearing to return at "the call of the chair") – Town of Skanawan
15. Confirm next meeting/public hearing date – December 8, 2016
16. Adjourn

**DISTRIBUTION:**

Land Services Committee Members – Julie Allen, Loretta Baughan, Bill Bialecki, Hans Breitenmoser Jr., Kirby Crosby, Christopher Heller & Greta Rusch  
Jeremy Irish – APHIS-WS, Peggy Winter – NRCS, Matt Peplinski – FSA, John Preuss – Lumberjack RC&D  
County Board Chairman - Robert Lee  
Administrative Coordinator

Others

News Media - Notified on \_\_\_\_\_ at \_\_\_\_\_ .m by \_\_\_\_\_

Bulletin Boards

Courthouse – Posted on \_\_\_\_\_ at \_\_\_\_\_ .m by \_\_\_\_\_

Service Center – Posted on \_\_\_\_\_ at \_\_\_\_\_ .m by \_\_\_\_\_

Tomahawk Annex – Posted on \_\_\_\_\_ at \_\_\_\_\_ .m by \_\_\_\_\_

*There may be a quorum of other Lincoln County committees present at this meeting.*

*Requests for reasonable accommodations for disabilities or limitations should be made prior to the date of this meeting. Please contact the Lincoln County Clerk at 715-539-1019 as early as possible so that proper arrangements may be made. Requests are kept confidential.*

**GENERAL REQUIREMENTS:**

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

**NOTICE REQUIREMENTS:**

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

**MANNER OF NOTICE:**

Date, time, place, and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to give notice to the public.

**TIME FOR NOTICE:**

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is a good cause that such notice is impossible or impractical.

**EXEMPTIONS FOR COMMITTEES AND SUB-UNITS:**

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful meeting to act or deliberate upon a subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place, and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

**PROCEDURE FOR GOING INTO CLOSED SESSION:**

1. Motion must be made, seconded, and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

**STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:**

1. Deliberation of judicial or quasi-judicial matters. Sec. 19.85(1)(a)
2. Considering dismissal, demotion, or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b).
3. Considering employment, promotion, compensation, or performance evaluation data of any public employee. Sec. 19.85(1)(c).
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d).
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e).
6. Considering financial, medical, social, or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public would likely have an adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f).
7. Confering with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g).
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h).

**CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve (12) hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting. Sec. 19.85(2).
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.

**BALLOTS, VOTES, AND RECORDS:**

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

**USE OF RECORDING EQUIPMENT:**

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

**LEGAL INTERPRETATION:**

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

**PENALTY:**

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

**NOTICE OF PUBLIC HEARING**  
**AMENDED**

The Lincoln County Land Services Committee will hold a Public Hearing on Thursday, November 10, 2016 at 4:00 p.m. to take testimony on the items listed below.

**REVISION OF LINCOLN COUNTY LAND AND WATER RESOURCE MANAGEMENT PLAN**

**1. Lincoln County Land and Water Resource Management Plan 2017-2027**

The Land and Water Resource Management Plan is being developed as required by Wisconsin statute §92.10, and ATCP 50.12 Wis. Adm. Code. Lincoln County is seeking public input on the plan, for the purposes of conserving long-term soil productivity, protecting the quality of related natural resources, enhancing water quality, and focusing on severe soil erosion problems, all within Lincoln County. Resolutions and Ordinances codifying the Plan may be addressed by the Committee at the hearing.

Copies of the Lincoln County Land and Water Resource Management Plan are available for public inspection:

- during normal business hours at the Lincoln County Land Services Department, and,
- Online at <http://www.newrpc.org/lincoln/lwrm/>

**REVISION OF LINCOLN COUNTY FARMLAND PRESERVATION PLAN AND AMENDMENT TO COMPREHENSIVE PLAN**

**2. Lincoln County Farmland Preservation Plan 2017 as an amendment to the Lincoln County Comprehensive Plan 2012-2021**

The Farmland Preservation Plan is being developed as required by Wisconsin statute §91.10(3). Lincoln County is seeking public input on the plan, which identifies parcels within the current, state required Comprehensive Plan to be formally designated for Agriculture Use. Once identified, only these parcels may be eligible for Farmland Preservation tax credits. Resolutions and Ordinances codifying the Plan may be addressed by the Committees at the hearing.

Copies of the Lincoln County Comprehensive Plan and the Farmland Preservation Plan are available for public inspection:

- during normal business hours at the Lincoln County Land Services Department, and
- Online at <http://www.newrpc.org/lincoln/lincoln-comp.html>

**CONDITIONAL USE REQUEST**

3. A request by Jason and Kristi Davis to use the property as a lodging resort and owner's residence in a Recreation (RE) zoning district. The properties are located in Section 28, T35N-R7E part of Government Lot 1, in the Town of King, with an address of W4095 County Highway A. The 6.15 acres are comprised of tax parcels 12.283507.006.002.00.00 (1.6ac), 12.283507.006.004.00.00 (2.5ac), 12.283507.006.003.00.00 (1.75ac), and 12.283507.006.001.00.00 (.3ac). The request is being heard under section 17.3.04(11) of Lincoln County Ordinance.

NOTE: A final decision on any of the above requests may be made at a later date. Items not acted upon or laid over may come before the Committee again as "Old Business". The Committee may but is not obligated to take any additional testimony.

Original applications and materials may be viewed at the Lincoln County Zoning office located at 801 N. Sales Street, Merrill, Wisconsin.

The above hearing will be held in Meeting room #156 of the Lincoln County Service Center, at 801 N. Sales Street, Merrill, WI. All parties wishing to be heard are requested to be present. Both written and oral testimony will be entered into the record.

Greta Rusch, Secretary

REGISTER OF DEEDS

FOR 2016 10

JOURNAL DETAIL 2016 10 TO 2016 10

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
0010 GENERAL FUND							
43 REGISTER OF DEEDS							
10430051 REGISTER OF DEEDS							
10430051 511000 REG OF DEEDS SALAR	114,482	114,482	94,666.36	9,334.93	.00	19,815.64	82.7%
2016/10/000021 10/14/2016 PRJ	4,667.46	REF PAYROL			WARRANT=161014	GENERAL	
2016/10/000094 10/28/2016 PRJ	4,667.47	REF PAYROL			WARRANT=161028	GENERAL	
10430051 520000 REG OF DEEDS EMPLO	75,286	75,286	62,541.13	6,347.17	.00	12,744.87	83.1%
2016/10/000021 10/14/2016 PRJ	3,177.25	REF PAYROL			WARRANT=161014	GENERAL	
2016/10/000094 10/28/2016 PRJ	3,169.92	REF PAYROL			WARRANT=161028	GENERAL	
10430051 531060 REG OF DEEDS FIDLA	15,000	15,000	9,620.40	.00	.00	5,379.60	64.1%
10430051 552001 REG OF DEEDS TELEP	480	480	269.00	27.22	.00	211.00	56.0%
2016/10/000087 10/25/2016 GEN	27.22	REF DBB			OCT PHONE CHARGES		
10430051 554001 PRINTING ALLOCATIO	2,500	2,500	1,390.56	.00	.00	1,109.44	55.6%
10430051 555000 REG OF DEEDS TRAVE	1,100	1,100	571.20	.00	.00	528.80	51.9%
10430051 561100 REG OF DEEDS OFFIC	6,000	6,000	2,441.73	.00	.00	3,558.27	40.7%
TOTAL REGISTER OF DEEDS	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL REGISTER OF DEEDS	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL GENERAL FUND	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL EXPENSES	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
GRAND TOTAL	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%

\*\* END OF REPORT - Generated by Jamie Willis \*\*

FOR 2016 10

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
0010 GENERAL FUND							
43 REGISTER OF DEEDS							
10430051 REGISTER OF DEEDS							
10430051 511000 REG OF DEEDS SALAR	114,482	114,482	94,666.36	9,334.93	.00	19,815.64	82.7%
10430051 520000 REG OF DEEDS EMPLO	75,286	75,286	62,541.13	6,347.17	.00	12,744.87	83.1%
10430051 531060 REG OF DEEDS FIDLA	15,000	15,000	9,620.40	.00	.00	5,379.60	64.1%
10430051 552001 REG OF DEEDS TELEP	2,480	480	269.00	27.22	.00	211.00	56.0%
10430051 554001 PRINTING ALLOCATIO	2,500	2,500	1,390.56	.00	.00	1,109.44	55.6%
10430051 555000 REG OF DEEDS TRAVE	1,100	1,100	571.20	.00	.00	528.80	51.9%
10430051 561100 REG OF DEEDS OFFIC	6,000	6,000	2,441.73	.00	.00	3,558.27	40.7%
TOTAL REGISTER OF DEEDS	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL REGISTER OF DEEDS	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL GENERAL FUND	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
TOTAL EXPENSES	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%
GRAND TOTAL	214,848	214,848	171,500.38	15,709.32	.00	43,347.62	79.8%

\*\* END OF REPORT - Generated by Jamie Willis \*\*

REGISTER OF DEEDS

FOR 2016 10

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT COLL
0010 GENERAL FUND						
43 REGISTER OF DEEDS						
10430051 REGISTER OF DEEDS						
10430051 412300 REG OF DEEDS REAL	-43,000	-43,000	-49,957.10	-5,673.06	6,957.10	116.2%
10430051 461300 REGISTER OF DEED F.	-154,000	-154,000	-127,566.04	-23,237.53	-26,433.96	82.8%*
10430051 461900 REG OF DEEDS MISC	-25	-25	-10.00	.00	-15.00	40.0%*
TOTAL NO PROJECT	-197,025	-197,025	-177,533.14	-28,910.59	-19,491.86	90.1%
TOTAL REGISTER OF DEEDS	-197,025	-197,025	-177,533.14	-28,910.59	-19,491.86	90.1%
10430060 REG OF DEEDS PROPERTY TAXES						
10430060 411100 REGISTER OF DEEDS	-17,823	-17,823	-17,823.00	.00	.00	100.0%
TOTAL REG OF DEEDS PROPERTY TAXES	-17,823	-17,823	-17,823.00	.00	.00	100.0%
TOTAL REGISTER OF DEEDS	-214,848	-214,848	-195,356.14	-28,910.59	-19,491.86	90.9%
TOTAL GENERAL FUND	-214,848	-214,848	-195,356.14	-28,910.59	-19,491.86	90.9%
TOTAL REVENUES	-214,848	-214,848	-195,356.14	-28,910.59	-19,491.86	90.9%
GRAND TOTAL	-214,848	-214,848	-195,356.14	-28,910.59	-19,491.86	90.9%

\*\* END OF REPORT - Generated by Jamie Willis \*\*

## REGISTER OF DEEDS 2016 MONTHLY WRITTEN REPORT

### DAILY RECEIPTS

January.....	\$17,582.02
February.....	\$18,309.30
March.....	\$19,512.14
April.....	\$18,663.41
May.....	\$22,718.80
June.....	\$20,352.70
July.....	\$22,094.35
August.....	\$24,995.28
September.....	\$21,347.46
October.....	\$22,808.03

### TRANSFER FEE RECEIPTS

January.....	\$25,803.90
February.....	\$16,302.00
March.....	\$14,061.90
April.....	\$30,279.00
May.....	\$24,162.90
June.....	\$27,106.50
July.....	\$25,120.80
August.....	\$30,986.40
September.....	\$27,515.70
October.....	\$27,047.10

Real Estate Documents Recorded: 536  
Military Discharges Recorded: 4  
Recorded Plats: 1

Commercial Code Filings (UCC): 1  
Recorded Certified Survey Maps: 3  
Recorded DOT Plats: 0

**Sale of Daily Recordings to Abstract Companies generates \$900.00 per Month.**

### TOTAL CERTIFIED COPIES ISSUED FOR OCT

Births: 47  
Deaths: 272  
Marriages: 85  
Domestic Partnership: 0  
Termination of Domestic Partnership: 0

### VITAL RECORDS RECORDED FOR THE MONTH OF SEPT

Birth: 27  
Death: 30  
Marriages: 21

**FEES DISBURSED FROM THE REGISTER OF DEED OFFICE FOR THE FOLLOWING STATE MANDATED PROGRAMS**

**“CHILD ABUSE AND PREVENTION PROGRAM” @ \$5.00 per Birth Certificate**

January.....	\$280.00
February.....	\$265.00
March.....	\$225.00
April.....	\$255.00
May.....	\$315.00
June.....	\$235.00
July.....	\$235.00
August.....	\$320.00
September.....	\$235.00
October.....	\$165.00

**“RIGHT FROM THE START PROGRAM”@ \$2.00 per Birth Certificate**

January.....	\$112.00
February.....	\$106.00
March.....	\$90.00
April.....	\$102.00
May.....	\$126.00
June.....	\$94.00
July.....	\$94.00
August.....	\$128.00
September.....	\$94.00
October.....	\$66.00

**VITAL RECORDS ONLINE PROGRAM: @ \$8.00 per Birth Certificate**

January.....	\$448.00
February.....	\$424.00
March.....	\$360.00
April.....	\$408.00
May.....	\$504.00
June.....	\$376.00
July.....	\$376.00
August.....	\$512.00
September.....	\$376.00
October.....	\$264.00

**VITAL RECORDS ONLINE PROGRAM: @ \$13.00 per Death Certificate**

January.....	\$312.00
February.....	\$481.00
March.....	\$468.00
April.....	\$299.00
May.....	\$351.00
June.....	\$403.00
July.....	\$312.00
August.....	\$351.00
September.....	\$273.00
October.....	\$455.00

**VITAL RECORDS ONLINE PROGRAM: @ \$13.00 per Marriage Certificate**

January..... \$182.00  
 February.....\$273.00  
 March.....\$169.00  
 April.....\$286.00  
 May.....\$221.00  
 June.....\$260.00  
 July.....\$403.00  
 August.....\$390.00  
 September.....\$273.00  
 October.....\$325.00

**VITAL RECORDS ONLINE PROGRAM: @ \$13.00 per Domestic Partnership cert.**

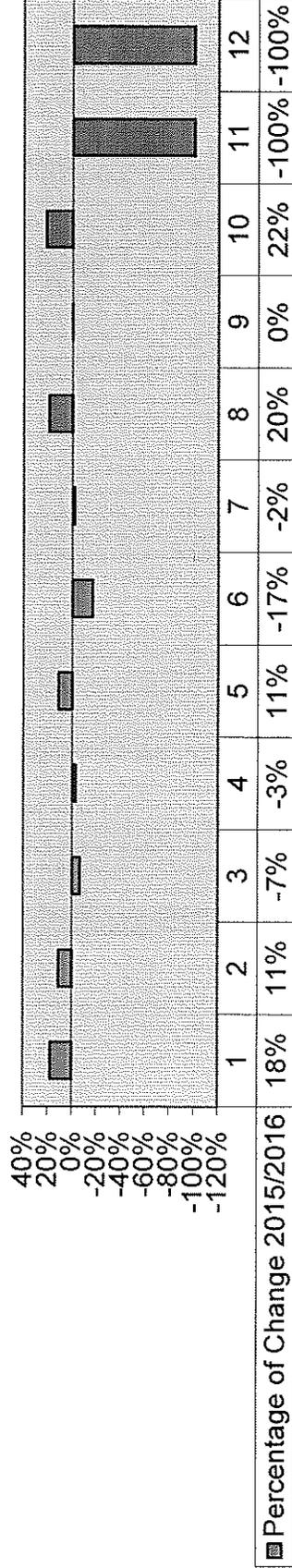
January-Oct.....\$0

**REVENUE GENERATED FROM THE REGISTER OF DEEDS OFFICE FOR THE STATE MANDATED "LAND RECORDS PROGRAM"**

MONTH/ COUNTED DOCS	STATE DOA FEES COLLECTED (\$7.00)	COUNTY LIO RETENTION (\$8.00)	TOTAL FEES (\$15.00)
JANUARY 403	\$2821.00	\$3224.00	\$6045.00
FEBRUARY 406	\$2842.00	\$3248.00	\$6090.00
MARCH 431	\$3017.00	\$3448.00	\$6465.00
APRIL 426	\$2982.00	\$3408.00	\$6390.00
MAY 535	\$3745.00	\$4280.00	\$8025.00
JUNE 458	\$3206.00	\$3664.00	\$6870.00
JULY 498	\$3486.00	\$3984.00	\$7470.00
AUGUST 575	\$4025.00	\$4600.00	\$8625.00
SEPTEMBER 492	\$3444.00	\$3936.00	\$7380.00
OCTOBER 535	\$3745.00	\$4280.00	\$8025.00
NOVEMBER			
DECEMBER			
<b>TOTAL 2016 4759</b>	<b>\$33,313.00</b>	<b>\$38,072.00</b>	<b>\$71,385.00</b>

# **MONTHLY DOCUMENT COMPARISON**

	Monthly Recorded Documents 2015	Monthly Recorded Documents 2016	% of Change
January	342	403	18%
February	365	406	11%
March	462	431	-7%
April	439	426	-3%
May	480	535	11%
June	551	458	-17%
July	508	498	-2%
August	481	575	20%
September	491	492	0%
October	440	536	22%
November	503	0	-100%
December	398	0	-100%
<b>Total</b>	<b>5,460.00</b>	<b>4,760.00</b>	<b>-13%</b>



**Lincoln County Land Services Committee  
Minutes of Thursday, October 13, 2016, 2:30 pm  
Lincoln County Service Center, Room #156**

Members Present: Julie Allen, Loretta Baughan, Bill Bialecki, Hans Breitenmoser, Kirby Crosby & Christopher Heller. Visitors: Matthew Bremer; Land Services Administrator, Sarah Koss; Register of Deeds, June Winters; Zoning Program Assistant, Fred Heider; NCWRPC, Matt Peplinski & Matt Dan Marzu. Supervisor Rusch was excused.

1. Call Meeting order - Meeting was called to order by Chair Baughan at 2:30 p.m.

**REGISTER OF DEEDS**

2. Q&A on Munis Report – Koss asked the Committee if they had any questions on the reports. There were none.
3. Q&A on Written Report – No questions. Koss commented that September was another good month.

**LAND SERVICES DEPARTMENT**

4. Agency Updates – Matt Peplinski was present from FSA. He gave a brief update. Their fiscal starts Oct. 1<sup>st</sup>. They are in the process of making commodities payments for fiscal year 2015. He briefly explained those payments. Peplinski said they just finished sign up for “milk program” for 2017. Annual crop reports are going well. Deadline is November 1<sup>st</sup>. FSA has elections coming up for but nothing that will affect this Committee. Peplinski shared that this is his last month here as he has taken the same position in a different county.
5. Approval of the September 8, 2016 Land Services Committee Minutes – Winters noted for the Committee that she had an incorrect date in agenda item #12 in the minutes. She had put this month’s meeting date as October 8<sup>h</sup> when it should have been October 13<sup>th</sup>. M/S Bialecki/Allen to approve the minutes with the noted correction. Motion carried all ayes.
6. Presentation of “Draft” Plans by NCWRPC – Fred Heider – North Central Wisconsin Regional Planning Commission representative Fred Heider was present and briefly discussed the meetings that the Advisory Committee had held and the process/steps for the plan approval. Baughan commented that with the short time for the Committee to review the full plans she was not sure that a decision should be made on the plans to move forward today.

- 1) Farmland Preservation Plan (FPP) – Heider asked the committee to go to the last page of the plan for the best explanation as to how the plan works. He feels that the spreadsheet explains how the plan works that DATCP approves. He reviewed the map for the Committee. He commented that the Town of Pine River has submitted a request to be excluded from the plan.

The Committee reviewed the individual maps. Allen had questions regarding the maps. Baughan asked about Pine River in the draft. Heider said that the letter from Pine River opting out will become an attachment in the plan. Allen asked about some of the “pink” areas and Heider explained that the “pink” is un-zoned towns & areas under zoning that do not qualify for the FPP. Heider said that this is not set in stone, this Committee may make changes. Baughan complimented Heider on the visual aids at this meeting. The Committee took a closer look at the maps. Baughan had questions about Farmland Preservation Zoning (Ag Enterprise zoning). She reviewed for the Committee what is allowed in “Rural Lands” districts and said that those districts may not be compatible with Farmland Preservation Zoning. This concerns her if the county should ever adopt the Farmland Preservation Zoning. She feels that it may restrict landowners at that time and thinks that maybe we should not include them in the FPP at this time. Allen had questions about the difference between the Planned Land Use and the Zoning District maps. Bremer tried to clarify. Baughan said perhaps that we should have a minimum acreage size for a parcel that may qualify for the Farmland Preservation credit. There was discussion again about the reason for needing that or not using that as a criteria. Baughan still had concerns that if/when farmland

preservation zoning is implemented, people may have more trouble getting their property out of the planned area than getting it in. Breitenmoser commented that currently a lot of the land in "Rural Lands" designation is being used as agricultural land now and that is what we are trying to preserve. He said that in the future if the zoning will be changing that will be a different issue. Bremer agreed and explained that until "zoning" is changed this is probably not an issue. Baughan said that she doesn't believe that this plan may be in the best interest of the entire county. She doesn't believe that it should be pushed forward at this time. There was lengthy discussion. Consensus was that the Committee would review any other concerns when the Committee meets on November 10, 2016 at 2:00 p.m. prior to the public hearing.

2) Land & Water Resource Management Plan (LWRMP) – Heider shared with the Committee that this plan has not completely been reviewed internally by NCWRPC and there are some typos that need to be corrected. Baughan asked for clarification that the plan mentioned additional staff and Heider said that that is standard on the plans and if EVERYTHING in the plan is to be implemented it would require additional staff but that is unlikely that all goals may be met. Baughan questioned the budget implications and Bremer said that budgets were just estimates and they may be high. There was discussion on what provisions are mandated or voluntary. Bremer reminded the Committee that this is just a plan to have direction & goals. Allen asked questions about a designation on the maps. Heider explained that "Impaired waters" waters has to do with issues like mercury content in the water. Consensus was that this was ready to go to the public hearing on November 10, 2016.

7. Discussion & action on 2017 Grazing Program – Bremer explained that Baughan had requested that this issue be on the agenda to make a decision. He reviewed the history of the issue and the 3 options. He shared the discussion regarding how this is affected by budget revisions. Bremer is proposing the "pay as you go" option with a \$10,000 ceiling at least for 2017 to determine the need for the program. He said the benefit of this program is to encourage landowners not to rotate crops in soils that they shouldn't be doing that on in the first place but still allows the land to be productive in an efficient way. Baughan asked how time would be monitored and Bremer said that those issues would be addressed in a contract. There was more discussion. Allen said that it made sense to do it this way for a year to determine the need for a program. Baughan questioned why we did not go with the "free" option and have NRCS do the work. There was more discussion. Breitenmoser said that Marathon County is already set up to provide the technical assistance/advice as we need it. Bremer said that "free" may not always be actually free and/or better.

M/S Breitenmoser/Heller to opt for the "pay as you go" option with a ceiling of \$10,000 for 2017 and to proceed with pursuing a contract. Motion carried all ayes.

8. Department written reports & Correspondence – Bremer asked if they had any questions on the Financial Report. There were none. Bremer shared that a new Real Property Lister has been hired that will be starting November 1<sup>st</sup>. The vacant Conservation Program Manager position has been advertised.

Members Present: Julie Allen, Loretta Baughan, Bill Bialecki, Hans Breitenmoser, Kirby Crosby & Christopher Heller. Visitors: Matthew Bremer; Land Services Administrator, June Winters; Zoning Program Assistant, Randy Scholz, Administrative Coordinator and 4 others. Supervisor Rusch was excused.

9. 4:00 p.m. Public Hearing – Public Hearing was called to order at 4:00 p.m. Hearings were held on the items listed in the notice. Chair Baughan explained the rules of conduct for public hearings and introduced the Committee members. She called the first hearing.

#### PETITION FOR MODIFICATION OF THE SUBDIVISION ORDINANCE

1. A request by T's Roadhouse LLC (Thom Leck) to create a lot which does not have 30 feet of frontage on a public road. The property is located in the NE ¼ of the SE ¼, Section 15, T35N-R6E, in the Town of Bradley, and having an address of N11052 County Rd A. The request is to modify section 18.7.08 (8) and is being heard under provisions of section 18.9.03 (3) of Lincoln County Ordinance.

Thom Leck was present to explain his request. He said that he is trying to split a business off from a duplex on the same property. Both parcels would not have public road frontage. He is working on getting an easement/agreement with the

adjoining landowner's private road for access. Chair Baughan called for other proponents. There were none. Chair Baughan called for opponents.

Harry Gladwin, Town of Bradley Plan Commission, was present and explained that the town is not opposed to the request but have not received the documents that they have requested in order to make their recommendation. The town has tabled the request until those documents are received.

Matt Bremer came to the podium and shared that the staff recommendation at this time is to lay the request over until such time details have been worked out and submitted. Chair Baughan closed the public hearing.

M/S Bialecki/Breitenmoser to lay over the request until the appropriate paperwork has been received and the Town of Bradley has given their recommendation. Motion carried all ayes.

10. "Old Business" Daniel Seehafer (Conditional Use Permit – Tourist Lodging) Town of Bradley (Laid over from August 11, 2016 LSC Hearing – Daniel Seehafer was present and explained their original request. They have 2 cottages and wish to rent one of them out. The rentals would probably be 4<sup>th</sup> of July through the middle of August & Fall Ride weekend.

Harry Gladwin, Town of Bradley Plan Commission, came to the podium. He said that both the Plan Commission & Town Board have submitted their recommendation for the request.

Baughan asked for other proponents & opponents of the request. There were none.

Bremer reviewed the staff report & recommended conditions. Baughan wanted to be sure that the Town of Bradley recommendation be part of the record as Gladwin had discussed. The form indicated the town approved with the conditions that the Seehafers submit a copy of the Renter's Rules and Regulations & that the name and telephone number of a local contact to oversee the rental property be given. Baughan closed the hearing.

M/S Allen/Breitenmoser to APPROVE ON CONDITION with conditions as listed on the staff report dated October 3, 2016.  
Conditions:

1. The overnight occupancy of the dwelling is limited by the sizing of the existing 2-bedroom septic system (installed in 1970), which allows for a maximum of four (4) persons until installation and inspection of a permitted septic system allowing for the total overnight occupancy to be increased based upon the number of bedrooms with two (2) persons per bedroom.
2. Camping units are not allowed for rental purposes.
3. All other applicable regulations shall be met, including appropriate license from Lincoln County Health Department.

Motion carried 5-1 with Heller voting nay.

11. "Old Business" Ross & Mary Nelson (Conditional Use Permit – Tourist Lodging) Town of Bradley (Laid over from August 11, 2016 LSC Hearing – Mary Nelson was present and explained their request. She said that the septic system was not installed originally as they believed it was supposed to be. She shared some of their family circumstances. She said that because of the expense of upgrading the system they would still like to rent out their extra rooms but would limit it to no more than 3 persons plus herself, husband & son in the dwelling at one time.

Harry Gladwin, Town of Bradley Plan Commission, was present and explained that both the Plan Commission & Town Board with the conditions as reflected in their recommendation. That condition being a maximum of 6 persons in the dwelling until such time the septic system is enlarged. Chair Baughan asked for other proponents and/or opponents. There were none.

Bremer reviewed the staff report and noted that Nelson has obtained a sanitary permit to upgrade the system and that if she upgrades the system to a 5 bedroom system, the maximum occupancy of the dwelling would then be 10 persons. Until the system is upgraded occupancy would be limited to 6 persons.

Baughan asked Bremer for clarification that if/when Nelson upgraded the system they would not have to come back to allow for 10 persons and Bremer said that is why they worded their recommendation the way that they did. Baughan noted that the Town recommendation be entered into the record limiting occupancy of the dwelling to 6. Baughan closed the hearing.

M/S Bialecki/Heller to APPROVE ON CONDITION with conditions as listed on the staff report dated October 3, 2016.

Conditions:

- 1) The overnight occupancy of the dwelling is limited by the sizing of the existing 3-bedroom septic system, which allows for a maximum of six (6) persons until installation and inspection of the permitted (S-16-090 #3516073) septic system allowing for the total overnight occupancy to be increased to a maximum of ten (10) persons based upon the 5-bedroom septic system.
- 2) Camping units are not allowed for rental purposes.
- 3) All other applicable regulations shall be met, including appropriate license from Lincoln County Health Department.

Motion carried all ayes.

12. Public comment – there was none.
13. Confirm next meeting/public hearing date – November 10, 2016 – confirmed date. Public Hearing at 4:00 p.m. Meeting to begin at 2:00 p.m. Committee will not be touring the site as they toured it for the rezone. Bialecki will not be at that LSC meeting because he is attending a conference.
14. Convene into CLOSED SESSION pursuant to sec. 19.85(1)(c), Stats., for considering employment, promotion, compensation or performance evaluation data of any public employee - M/S Bialecki/Heller to convene into closed session. Motion carried on a roll call vote with all ayes. At 4:25 p.m. Committee, Randy Scholz & Matthew Bremer remained to go into the closed session.
  - 1) Land Services Administrator EvaluationM/S Bialecki/Heller to reconvene into open session. Motion carried all ayes. At 4:34 p.m. Committee reconvened into open session.
15. Reconvene into OPEN SESSION and take any action necessary on item(s) discussed in closed session – There was brief discussion. M/S Heller/Bialecki to approve the step increase for the Land Services Administrator. Motion carried all ayes.
16. Adjourn – M/S Heller/Allen to adjourn at 4:36 p.m. Motion carried all ayes.

Minutes prepared by June Winters

## Land Services Department Report

13 Oct 2016

To: Land Services Committee

From: Administrator, Land Services Department

1. I have advertised the Conservation Program Manager position. I hope to be able to interview candidates very soon. The goal is to have the right person in place before year's end.
2. The advisory committee formed to move forward on the FPP (Farmland Preservation Plan) and LWRM (Land and Water Resource Management Plan) has met three times. A draft of those plans has been written. cursory review was done at the October meeting to move forward to public hearing at the November meeting. Changes desired should be made in accordance with testimony heard at the November public hearing for submission to the County Board. The FPP has been forwarded to DATCP (Department of Ag, Trade, and Consumer Protection) for review. That review should be complete prior to the Nov meeting. Our deadline is to have the plans complete and presented to the County Board in December. I thank you all for your hard work and thoughtful consideration of these two plans.
3. Ordinances – As a “head's up”, we will be bringing several Ordinance revisions to you in the next couple months. Two that have languished for a while are the POWTS (Private Onsite Wastewater Treatment System) Ordinance and the Tower Siting Ordinance. The Lincoln County Private Onsite Waste Treatment System (POWTS) program includes Chapter 22 of the Lincoln County Code of Ordinances and the required maintenance program. The update will further define the required maintenance program in section **22.5.02 SYSTEM MANAGEMENT AND MAINTENANCE** and include correcting county ordinance to reflect updated state statute reference of POWTS (example: Comm to SPS). The Tower Siting ordinance is being proposed to be adopted by reference (State Stats 66.0404) as there is virtually no local control on the issue of tower siting in WI. The third Ordinance to be introduced will be brought from both this Committee as well as Highway. It is the Broadband Forward! Community Ordinance and has to do with the siting of all elements of Broadband Network projects.
4. Under the topic of Ordinance revision, the Board of Adjustments met in October to decide a variance relative to Zoning Code regulations on permitted signage. Staff reviewed the request and found no legitimate basis in our Ordinance to support the request and the Board concurred and denied the variance. They did so recognizing and

with comment that the current sign ordinance was in need of updating and presented staff and applicants with significant permitting and enforcement challenges. As this is the second such request in the past 6 months or so, the Board of Adjustments members have recommended that the sign portion of the zoning code be looked at and revised to more accurately reflect the needs of certain zoning districts.

5. Remember as we move towards the end of the month to be safe in the woods (deer hunter or not), and always to be thankful for all the blessings we have. I feel very blessed to be able to work with a group as diverse and yet as congenial as are both my staff and this Committee. Thank you!

for 11/10/16 LSC Mtg



1  
glytcbud

LINCOLN COUNTY  
YTD BUDGET  
LAND - EXPENDITURES AS OF 11-2-16

11/02/2016 06:48  
dawn-b

FOR 2016 13

	ORIGINAL APPROP	TRANSFRS/ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
41 LAND SERVICES DEPARTMENT							
51 GENERAL GOVERNMENT							
10410051 511000 GG-SALARIES AND WA	268,777	0	268,777	145,620.42	.00	123,156.58	54.2%
10410051 520000 GG-EMPLOYEE BENEFI	105,858	0	105,858	60,175.31	.00	45,682.69	56.8%
10410051 530000 GG-REMONUMENTATION	5,000	0	5,000	175.00	.00	4,825.00	3.5%
10410051 531060 GG-CC CONTRACT	73,000	0	73,000	36,628.33	.00	36,371.67	50.2%
10410051 531190 GG-SOFTWARE MAINT	18,000	0	18,000	15,550.00	.00	2,450.00	86.4%
10410051 531270 GG-RETAINED FEE EX	45,000	61,796	106,796	46,806.18	.00	59,989.82	43.8%
10410051 531271 GG-LIDAR EXP	0	44,756	44,756	44,756.35	.00	- .35	100.0%*
10410051 543001 GG-VEH MAINT	1,000	0	1,000	694.58	.00	305.42	69.5%
10410051 545000 GG-ROAD REPAIR	2,500	0	2,500	.00	.00	2,500.00	.0%
10410051 551000 GG-INSURANCE	260	0	260	.00	.00	260.00	.0%
10410051 552000 GG-LSD PHONE	2,600	0	2,600	2,170.00	.00	430.00	83.5%
10410051 552001 GG-TELEPHONE	1,500	0	1,500	842.60	.00	657.40	56.2%
10410051 554001 GG-PRINTING ALLOC	2,700	0	2,700	1,289.05	.00	1,410.95	47.7%
10410051 555000 GG-TRAVEL TRAINING	5,500	0	5,500	1,628.44	.00	3,871.56	29.6%
10410051 560000 GG-RURAL ADDRESS	2,500	0	2,500	2,030.72	.00	469.28	81.2%
10410051 561100 GG-OFFICE SUPPLIES	9,000	0	9,000	5,121.79	.00	3,878.21	56.9%
10410051 561101 GG-POSTAGE	749	0	749	495.09	.00	253.91	66.1%
10410051 561450 GG-MONUMENT	6,000	0	6,000	.00	.00	6,000.00	.0%
10410051 562001 GG-FUEL	2,350	0	2,350	794.83	.00	1,555.17	33.8%
10410051 562002 GG-ELECTRONIC ACCE	0	114,911	114,911	.00	.00	114,911.00	.0%
TOTAL NO PROJECT	552,294	221,463	773,757	364,778.69	.00	408,978.31	47.1%
10005 BASE BUDGET WLIP GRANT							
10410051 511000 10005 GG-BASE WLIP	0	0	0	33,347.49	.00	-33,347.49	100.0%*
10410051 520000 10005 GG - BASE WLI	0	0	0	9,215.81	.00	-9,215.81	100.0%*
10410051 571000 10005 GG-BASE WLIP	0	19,178	19,178	.00	.00	19,178.00	.0%
TOTAL BASE BUDGET WLIP GRANT	0	19,178	19,178	42,563.30	.00	-23,385.30	221.9%
10127 STRATEGIC INITIATIVE GRANT							
10410051 571000 10127 GG-STRATEGIC	0	50,000	50,000	34,359.50	.00	15,640.50	68.7%



FOR 2016 13

	ORIGINAL APPROP	TRANSFRS/ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
TOTAL STRATEGIC INITIATIVE GRANT	0	50,000	50,000	34,359.50	.00	15,640.50	68.7%
TOTAL GENERAL GOVERNMENT	552,294	290,641	842,935	441,701.49	.00	401,233.51	52.4%
53 PUBLIC WORKS							
10002 WISCONSIN FUND GRANT							
10410053 595000 10002 PW-WI FUND	33,000	0	33,000	.00	.00	33,000.00	.0%
TOTAL WISCONSIN FUND GRANT	33,000	0	33,000	.00	.00	33,000.00	.0%
TOTAL PUBLIC WORKS	33,000	0	33,000	.00	.00	33,000.00	.0%
56 CONSERVATION AND DEVELOPMENT							
10410056 511000 C&D-SALARY AND WAG	161,292	0	161,292	154,252.73	.00	7,039.27	95.6%
10410056 520000 C&D-EMPLOYEE BENEF	61,652	0	61,652	72,762.06	.00	-11,110.06	118.0%*
10410056 543001 C&D-VEHICLE MAINT	2,200	0	2,200	1,123.54	.00	1,076.46	51.1%
10410056 551000 C&D-INSURANCE	865	0	865	.00	.00	865.00	.0%
10410056 552001 C&D-TELEPHONE	1,650	0	1,650	998.26	.00	651.74	60.5%
10410056 553000 C&D-ADVERTISING	1,800	0	1,800	1,699.81	.00	100.19	94.4%
10410056 554001 C&D-PRINTING ALLOC	7,000	0	7,000	4,565.56	.00	2,434.44	65.2%
10410056 555000 C&D-TRAVEL TRAININ	4,500	0	4,500	1,947.31	.00	2,552.69	43.3%
10410056 561100 C&D-OFFICE SUPPLIE	5,000	0	5,000	3,270.25	.00	1,729.75	65.4%
10410056 561101 C&D-POSTAGE	3,500	0	3,500	1,943.69	.00	1,556.31	55.5%
10410056 562001 C&D-FUEL	5,025	0	5,025	2,313.07	.00	2,711.93	46.0%
10413556 511001 C&D- BOA PER DIEM	0	0	0	685.24	.00	-685.24	100.0%*
10413556 520000 C&D- BOA FRINGE	0	0	0	2.68	.00	-2.68	100.0%*
10413556 532000 C&D-BOA REPORTER	100	0	100	.00	.00	100.00	.0%
TOTAL NO PROJECT	254,584	0	254,584	245,564.20	.00	9,019.80	96.5%
10010 LWRMP IM BONDING STATE AID							
10410056 595000 10010 C&D-LWRMP BON	60,000	0	60,000	2,100.00	.00	57,900.00	3.5%



11/02/2016 06:48  
dawn-b

LINCOLN COUNTY  
YTD BUDGET

LAND - EXPENDITURES AS OF 11-2-16

P 3  
glytdbud

FOR 2016 13

	ORIGINAL APPROP	TRANSFRS/ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
TOTAL LWRMP IM BONDING STATE AID	60,000	0	60,000	2,100.00	.00	57,900.00	3.5%
10011 LWRMP IMP SEG STATE AID							
10410056 595000 10011 C&D-LWRMP SEG	7,000	0	7,000	.00	.00	7,000.00	.0%
TOTAL LWRMP IMP SEG STATE AID	7,000	0	7,000	.00	.00	7,000.00	.0%
10016 SWRM STAFFING STATE AID							
10410056 511000 10016 C&D-SALARIES	149,529	0	149,529	115,788.71	.00	33,740.29	77.4%
10410056 520000 10016 C&D-EMPLOYEE	69,685	0	69,685	34,528.04	.00	35,156.96	49.5%
TOTAL SWRM STAFFING STATE AID	219,214	0	219,214	150,316.75	.00	68,897.25	68.6%
10018 WILDLIFE ABATEMENT STATE AID							
10410056 595000 10018 C&D-WILDLIFE	20,000	0	20,000	13,753.49	.00	6,246.51	68.8%
TOTAL WILDLIFE ABATEMENT STATE AID	20,000	0	20,000	13,753.49	.00	6,246.51	68.8%
10036 AEPP-419-14 (PHASE3) LK MGMNT							
10410056 595000 10036 C&D-AEPP-419-	40,000	0	40,000	47,458.49	.00	-7,458.49	118.6%**
TOTAL AEPP-419-14 (PHASE3) LK MGMNT	40,000	0	40,000	47,458.49	.00	-7,458.49	118.6%
10152 FARMLAND PRESERVATION							
10410056 571000 10152 C&D - MISC EX	30,000	0	30,000	7,500.00	.00	22,500.00	25.0%
TOTAL FARMLAND PRESERVATION	30,000	0	30,000	7,500.00	.00	22,500.00	25.0%
10203 DNR-TRM GRANT							
10410056 571000 10203 C&D-DNR-TRM G	0	0	0	77,394.65	.00	-77,394.65	100.0%**



LAND - EXPENDITURES AS OF 11-2-16

FOR 2016 13

	ORIGINAL APPROP	TRANSFRS/ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
TOTAL DNR-TRM GRANT	0	0	0	77,394.65	.00	-77,394.65	100.0%
TOTAL CONSERVATION AND DEVELOPMENT	630,798	0	630,798	544,087.58	.00	86,710.42	86.3%
57 OUTLAY							
10410057 581001 OUTLAY CIP	0	0	0	22,950.00	.00	-22,950.00	100.0%**
TOTAL OUTLAY	0	0	0	22,950.00	.00	-22,950.00	100.0%
TOTAL LAND SERVICES DEPARTMENT	1,216,092	290,641	1,506,733	1,008,739.07	.00	497,993.93	66.9%
TOTAL EXPENSES	1,216,092	290,641	1,506,733	1,008,739.07	.00	497,993.93	
GRAND TOTAL	1,216,092	290,641	1,506,733	1,008,739.07	.00	497,993.93	66.9%

\*\* END OF REPORT - Generated by Dawn Bergs \*\*



**LINCOLN COUNTY**  
**LAND SERVICES DEPARTMENT**  
Office of Zoning & Conservation  
Lincoln County Service Center  
801 N Sales Street  
Merrill, WI 54452  
Phone (715) 539-1087  
Fax (715) 539-8093

To be sent  
with attached  
resolution after  
December County  
Board

**COPY**

November 10, 2016

To whom it may concern:

As it regards the Tri-County AIS grant application.

The Lincoln County Land Services Department supports the Lumberjack RC&D Inc. continued efforts to educate the public as well as control the spread and eradicate, where possible, Aquatic Invasive Species (AIS) found in northern Wisconsin.

It is through the efforts of the Tri-County AIS coordinator that information is provided to the citizens of the three counties of Lincoln, Langlade, and Forest relative to the control of Aquatic Invasive Species.

The Lincoln County Land Services Department supports any efforts to educate the public regarding the impact that AIS may have on the environment. We further support the work of the Tri-County AIS coordinator in providing education, awareness, and eradication efforts to and with the general public.

Lincoln County has a limited budget and cannot provide direct fiscal support, but will support the grant application with in-kind support in some or all of the following activities.

- Planning assistance
- Reporting assistance
- Provide AIS literature to the public
- Network with Lake Associations and other waterway groups to update them on relative county programs
- Assist in public training as available
- Control invasives found in Lincoln County
- Promote AIS monitoring and control
- Promote the Tri-County AIS project

Sincerely

Matthew Bremer  
Administrator, Land Services Department

Motion by:  
 Second by:

**Approving request for 2016 Aquatic Invasive Species Control Grant in cooperation with Lincoln, Langlade, and Forest Counties and Lumberjack Resource Conservation and Development Council, Inc. to fund an Aquatic Invasive Coordinator**

Dist.	Supervisor	Y	N	Abs
19	Allen			
10	Baughan			
1	Bialecki			
11	Breitenmoser			
13	Crosby			
12	Gilk			
14	Hafeman			
8	Heller			
17	Koth			
15	Lee			
16	Loka			
3	Mueller			
4	Nowak			
21	Pike			
22	Reichelt			
7	Rusch			
5	Swanson			
20	Vander Sanden			
18	Voermans			
2	Weaver			
6	Woller			
9	Zeitz			
<b>Totals</b>				
Carried				
Defeated				
Amended				
Voice vote				
Roll call				

WHEREAS, Lincoln, Langlade, and Forest Counties have a wealth of water resources, used by the public for recreation and enjoyment of natural beauty; and

WHEREAS, public use and enjoyment of the lakes, rivers, and streams is best served by protecting these water bodies from infestation of aquatic invasive species, and;

WHEREAS, Lincoln, Langlade, and Forest Counties recognize the need to provide information and/or education about water quality and aquatic invasive species, and;

WHEREAS, Lincoln County, in cooperation with Langlade and forest Counties and Lumberjack Resource, Conservation, and Development Council, Inc. (RC&D) is qualified to carry out the responsibilities of an aquatic invasive species control project.

WHEREAS, the existing Aquatic Invasive Species Control Grant is scheduled to expire in December 2016, and

WHEREAS, grant funding and assistance is available from the Wisconsin Department of Natural Resources (WDNR) under the Aquatic Invasive Species Control Grant Program to continue the program, and

WHEREAS, Lumberjack RC&D will be the administrator of the grant by submitting the application for financial aid for aquatic invasive species control purposes; sign documents; take necessary actions to undertake, direct, and complete an approved aquatic invasive species control grant; and submit reimbursement claims with necessary supporting documentation, and

WHEREAS, the Lincoln County Land Services Committee supports the application for the Aquatic Invasive Species Control Grant at their November 10, 2016 meeting and requested that the entire County Board support the application of an Aquatic Invasive Species Control Grant.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors support the application of Aquatic Invasive Species Control Grant in cooperation with Lincoln, Langlade, and Forest Counties and the Lumberjack RC&D, Inc.

BE IT FURTHER RESOLVED THAT, Lincoln, Langlade, and Forest Counties and the Lumberjack RC&D, Inc. will meet the obligations of the grant including 25% financial or in-kind commitment to aquatic invasive species control project cost.

Dated: December 20, 2016

Introduced by: Land Services Committee  
 Date Passed: November 10, 2016 Committee Vote:

Fiscal Impact: The 25% financial obligation for the three counties would come from in-kind expenses from the Land Services, Forestry, and Land Conservation Departments

Drafted by: Matthew Bremer

STATE OF WISCONSIN )  
 ) SS:  
 COUNTY OF LINCOLN )

I hereby certify that this resolution/ordinance is a true and correct copy of a resolution/ordinance adopted by Lincoln County Board of Supervisors on:

\_\_\_\_\_  
 Christopher J. Marlowe  
 County Clerk

**AGREEMENT BETWEEN**  
**MARATHON COUNTY CONSERVATION, PLANNING, AND ZONING DEPARTMENT**  
**AND**  
**LINCOLN COUNTY LAND SERVICES DEPARTMENT**  
**FOR**  
**MANAGED GRAZING SERVICES**

This Agreement is entered into by and between the Marathon County Conservation, Planning and Zoning Department, herein after known as Marathon County, and the Lincoln County Land Services Department, hereinafter known as Lincoln County to provide for contracted services to promote and implement managed grazing initiatives. Marathon County and Lincoln County hereby agree:

1. Marathon County will employ a full-time qualified person to serve as a Conservation Analyst position throughout the term of this Agreement.
2. The Conservation Analyst shall perform technical and educational assistance related to the implementation of the Marathon County Land and Water Resource Management Plan and Lincoln County Land and Water Resource Management Plan that support managed grazing initiatives as listed in Appendix A.
3. Marathon County will provide and be responsible for the salary, any employee related benefits that may be provided, any required tax or other withholdings and will also provide worker's compensation coverage and unemployment compensation coverage as needed for the Conservation Analyst position. Marathon County will provide office/ field equipment (computer, office space, vehicle, etc.) and supplies needed to perform the work as outlined in Appendix A.
4. Lincoln County shall pay Marathon County for grazing technical and educational assistance not to exceed \$10,000 in calendar year 2017 as compensation for services provided under this Agreement. Marathon County will bill Lincoln County for services rendered based on actual costs as outlined in Appendix B. Marathon County will provide Lincoln County with documentation outlining dates, times, customer, hours worked, mileage, and product deliverables etc.
5. The Lincoln County Land Services Administrator or designee will be responsible for requesting services from Marathon County. All requests shall be in writing (email acceptable). Services provided would be agreed upon in writing (email acceptable) prior to the start of the project/activity.
6. The Marathon County Conservation Analyst shall inform the Lincoln County Land Services Administrator or designee in writing of any direct contacts to/from Lincoln County landowners and will request authorization in writing to proceed prior to start of project/activity. Lincoln County conservation planning files shall be made accessible to the Conservation Analyst as needed.
7. All files and documents, including but not limited to computer records, activity logs, site assessment records, maps, correspondence, reports, etc., generated by the Conservation Analyst pursuant to activities authorized by this contract shall remain the property of the respective county that the file/document is related to.
8. The Conservation Analyst position shall perform all necessary duties required to ensure compliance with all technical standards, practice specifications, state agricultural performance standards and prohibitions, administrative codes and statutes.



## **APPENDIX A: MANAGED GRAZING SERVICES**

Marathon County will provide managed grazing technical assistance and invoice Lincoln County based on services rendered as authorized by Lincoln County. The following are examples of types of assistance to be provided for technical, educational and program administration of managed grazing.

- **Technical Assistance**
  - Provide one-on-one planning assistance to farmers.
  - Cost share agreement development and implementation.
  - Coordinate use of no-till drills to grazers for pasture renovation.
  - Provide follow-up technical assistance to grazers.
  - Provide design and implementation assistance for Best Management Practices.
  
- **Education**
  - Educate farmers, lenders, educators and other agricultural professionals about managed grazing through pasture walks, winter meetings, conferences, and local press releases.
  - Organize pasture walks in both Marathon and Lincoln Counties.
  - Develop and distribute newsletters.
  - Develop an annual accomplishment report for each county.
  - Provide support and guidance to beginning farmers about managed grazing.
  
- **Program Management**
  - Cooperates, communicates and provides required documentation to the Department of Agriculture, Trade, and Consumer Protection (DATCP), Grassworks, respective county departments and other entities as required.
  - Apply for and secure additional funding for program/project implementation.

## APPENDIX B – MANAGED GRAZING SERVICES COSTS

Mileage - Mileage Reimbursement at \$.54/mile

Conservation Analyst and Administration Hourly Rate = \$67.39 per hour includes salary, fringe, computer, etc.

Grazing Newsletter:

\$.16 per color copy

\$.32 postage per address

Any other costs not listed will be discussed and negotiated with the Lincoln County Land Services Administrator prior to expending.

DRAFT

RECEIVED 350.00

SEP 29 2016 Receipt Number 11925

# CUP - 16 - 016

CONDITIONAL USE PERMIT

To the Lincoln County Planning and Zoning Administration: The undersigned hereby makes application for a CONDITIONAL USE PERMIT for a determination that the following described site is suitable for the purpose indicated, and that suitable safeguards are met in accordance with the requirements of the Lincoln County Zoning Ordinance and with all other applicable County Ordinances and the laws and regulations of the State of Wisconsin. I declare that the information that I am supplying is true and accurate to the best of my knowledge and I acknowledge that this information will be relied upon for the issuance of this permit. By signing this application I am also granting permission to the zoning department staff to enter my property at any reasonable time for the purpose of inspection to assure compliance with the zoning laws relative to the issuance of this permit.

Legal description of the property: GL 1/4, 1/4, Sec 28, T. 35 N - R. 07 E and/or Lot Number, Subdivision Name

Property Address W4095 County Rd A

Tax Parcel Number 12.283507.000, 001, 002, 003 & 004 PIN 012-3507-282-9981, 9982, 9983, 9984

Zoning district Recreation Lot size Approx 16.15 acres

Ordinance section relating to the request 17.3.04(11)

Proposed use: Lodging resort & owner's residence

Use of adjoining property: Resorts, Residential, Taverns

COMPLETE A PLOT PLAN DRAWING ON REVERSE SIDE OR ATTACH A SEPARATE SHEET

Owner(s) Name: Jason and Kristi Davis

Mailing Address: W4095 Cty Rd A Tomahawk, WI 54487

Daytime Phone: (715) 5498-2829

Signature: Jason Davis, Kristi L Davis

CO-APPLICANT (other than owner) Name: Address:

Date: 9/29/16

Note: All owners must sign

FOR OFFICE USE ONLY Date Application Received: 9/29, 2016 By (Staff) J. Winters Date of Hearing: 11/10, 2016

Owner: DAVIS, JASON & KRISTI Property Desc: Approx 16.15 acres GL 1/4, 1/4, Sec. 28, T. 35 N, R. 07 E Lot Block Subdiv. King Town Tax Parcel # 12.283507.000.001, 002, 003 & 004

# Lincoln County Public Access Land Records Viewer



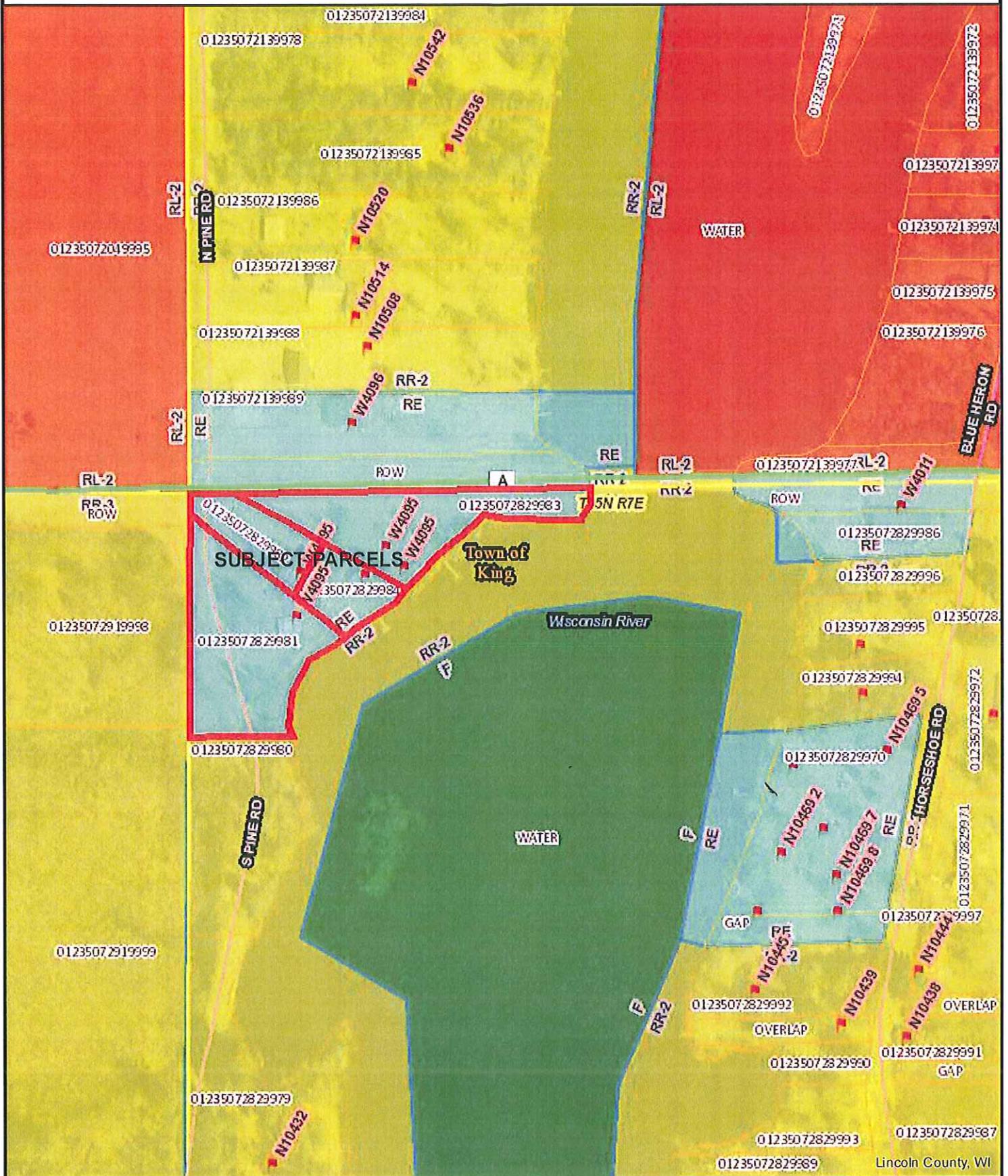
WDNR, Lincoln County, WI

Author: Public  
Date Printed: 7/13/2016



The information depicted on this map is a compilation of public record information including aerial photography and other base maps. No warranty is made, express or implied, as to the accuracy of the information used. The data layers are a representation of current data to the best of our knowledge and may contain errors. It is not a legally recorded map and cannot be substituted for field-verified information. Map may be reproduced with permission of the Lincoln County Land Services Department. Errors should be reported to Land Services Department, 801 North Sales St, Merrill, WI, 54452. Copyright © 2015 Phone (715) 539-1049.

# Lincoln County Public Access Land Records Viewer



Author: Public  
Date Printed: 10/17/2016



The information depicted on this map is a compilation of public record information including aerial photography and other base maps. No warranty is made, express or implied, as to the accuracy of the information used. The data layers are a representation of current data to the best of our knowledge and may contain errors. It is not a legally recorded map and cannot be substituted for field-verified information. Map may be reproduced with permission of the Lincoln County Land Services Department. Errors should be reported to Land Services Department, 801 North Sales St, Merrill, WI, 54452. Copyright © 2015 Phone (715) 539-1049.

Town Recommendation Form  
Conditional Use Request, Petition for Modification of Subdivision Ord., Plat Approval

RECEIVED  
OCT 11 2016  
Lincoln Co. Zoning

Town of King  
Lincoln County

Name of Applicant Jason & Kristi Davis  
Request: go from Recreation to Lodging Resort & OWNER'S Residence

The <sup>Board</sup> ~~Town Planning Commission~~ has made a recommendation on this date Oct 10, 2016 to:  
 Approve the Request: by a vote of 3 For and 0 Against

Conditions: any recommendations that the County has or makes.

Deny the Request: by a vote of      For and      Against

Delay the Request for 30 days: by a vote of      For and      Against

Comments/Reasons for any of the above recommendations: \_\_\_\_\_

The Town Board has made a recommendation on this date \_\_\_\_\_ to:

Approve the Request: by a vote of      For and      Against

Conditions: \_\_\_\_\_

Deny the Request: by a vote of      For and      Against

Delay the Request for 30 days: by a vote of      For and      Against

Comments/Reasons for any of the above recommendations: \_\_\_\_\_

(Check here if:) The Town hereby waives its right to make a formal recommendation on this Request to the Lincoln County Land Services Committee.

Dated this 10<sup>th</sup> day of October, 2016.

Teresa Wilson  
Town Chairman Signature  
Andrew Longmuir  
Town Board Supervisor Signature

Deb Steyer  
Town Board Supervisor Signature

\_\_\_\_\_  
Town Board Supervisor Signature



**LINCOLN COUNTY**  
**LAND SERVICES DEPARTMENT**  
**Office of Zoning and Conservation**  
**Lincoln County Service Center**  
**801 N Sales Street-Suite 103**  
**Merrill, WI 54452**  
**Phone (715) 539-1087 Fax (715) 539-8325**

## **CONDITIONAL USE PERMIT**

### **STAFF REPORT**

Report Date: October 27, 2016  
Hearing Date: November 10, 2016  
Property Owner: Jason and Kristi Davis  
Property Address: W4095 County Road A  
Town of: King  
Tax Parcel Number: 12.283507.006.002.00.00(1.6ac), 12.283507.006.004.00.00 (2.5ac),  
12.283507.006.003.00.00 (1.75ac), and 12.283507.006.001.00.00 (.3ac)  
Staff Reviewer: Mike Huth – Zoning Program Manager  
Zoning District: RE-Recreation  
Overlay Zoning District: S-Shoreland, W-Wetlands, and GFP-General Floodplain  
Submitted Materials: CUP Application

### **OVERVIEW**

#### **REQUEST**

The applicant seeks a Conditional Use Permit (CUP) to use the property as a lodging resort with an owner's residence pursuant to Chapter 17.3.04(11) of the Lincoln County Zoning Ordinance.

#### **SUMMARY OF NOTEWORTHY TOPICS**

The applicant is proposing to convert the existing 4 month to month rentals and use the existing residential dwelling as a lodging resort in the RE-Recreation zoning district. Lodging resorts of this nature require a CUP in the recreational zoning district. The applicant has been in contact with the Lincoln County Health Department regarding the requirements regarding the operation of a lodging facility. Lincoln County Health Department is an agent for the State of WI Department of Health Services and under WI State Statute gives the department (in this case Lincoln County Health Department) the authority to prescribe rules for hotels, motels and tourist rooming houses and to enforce these rules for the purpose of protecting public health and safety. The applicant will need to obtain the necessary State of Wisconsin and Lincoln County Health Department approvals upon completion of the CUP process.

#### **SITE CHARACTERISTICS**

The four contiguous parcels of land are approximately 6.15 acres in area and are located at the intersection of South Pine Road and Highway A. The property is located in the Town of King and with the close proximity to the Wisconsin River/Lake Alice it is within the Shoreland overlay zoning district. Historically, the property contained a resort that had a caretaker residential dwelling with 4 rentable cabins/dwellings. Most recently, month to month renting was occurring in the 4 dwellings and the previous property owner resided in the remaining dwelling. The applicant would like to reestablish a lodging resort with one caretaker residential dwelling and 4 rentable cabins/dwellings. The property owner has also discussed possible improvements to the shoreline area regarding dock/boat access and outdoor seating areas. The

applicant and the county Shoreland Specialist are aware of the intent and based upon the applicant's proposal, further discussions prior to construction will need to occur. Proposed improvements within/over the Wisconsin River would need to be reviewed and possibly permitted through the WIDNR. With the eastern edge of the property bordering the Wisconsin River/Lake Alice, a portion of the shoreline is located within the floodplain.

The following is an overview of the Sanitary Permits that have been issued, installed, and inspected:

- 1980 – Sanitary Permit #0191 issued and 2000 gallon holding tank installed to serve cottage #4.
- 1991 – Sanitary Permit #0095 issued and 4500 gallon holding tank installed to serve cottage #1, 2, and 3.
- 1999 – Sanitary Permit #0222 issued and a 1250 gallon tank with conventional drainfield installed to serve the main residential dwelling.

The septic systems were designed pursuant to Wisconsin Administrative Code for the appropriate number of bedrooms. Section SPS383.43(3) of Wisconsin Code outlines how the estimated daily combined flow for a POWTS is determined based upon the number of bedrooms with two (2) persons per bedroom. The applicants have indicated that all four cabins currently have two (2) bedrooms each. The following is an overview of county sanitary permit inspection records regarding the number of bedrooms per dwelling and how many nightly occupants are permitted:

- Cabin #1: 3 bedrooms (6 persons)
- Cabin #2: 2 bedrooms (4 persons)
- Cabin #3: 2 bedrooms (4 persons)
- Cabin #4: 2 bedrooms (4 persons)
- Owners Residence: 4 bedrooms (8 persons)

#### **SURROUNDING LAND USE AND ZONING**

As indicated by the zoning district map, **WEST** of the property is South Pine Road, a township road, a single family dwelling on wooded property is zoned RR3-Rural Residential. **NORTHWEST** of the property and the roadway intersection, lands used for agricultural purposes are zoned RL2-Rural Lands. **NORTH** of the property, and Highway A, a county roadway, a commercial business exists with a zoning of RE-Recreation. **EAST** of the property, the Wisconsin River/Lake Alice creates the shoreline and establishes the Ordinary High Water Mark (OHWM) with a zoning of F-Forestry and RR2-Rural Residential. **SOUTH** of the property, South Pine Road and a wetland/wooded area exists with the parcel being owned by the Town of King and is zoned RR-2 Rural Residential.

#### **PUBLIC NOTIFICATION**

The applicant has made contact with the Town of King and the Town Recommendation Form has been included with the CUP application submittal for staff and the committee to review. The Town of King has made a recommendation to approve the request. Staff advises the Land Services Committee review any comments the Town has submitted regarding this petition prior to taking action on this matter.

The legal notice of the request was published in the *Merrill Courier* (10/21 and 10/28 editions) and the *Tomahawk Leader* (10/18 and 10/25 editions). Staff mailed eight (8) notices of the petitioner's request to neighboring property owners within 300' from the property boundary and also the Town of King. At the date of this report, staff has not received any comments from neighboring property owners.

#### **ACTION**

Consider the Conditional Use Permit, with conditions. This action would be consistent with the findings of the staff report. New or revised conditions must be included with a motion by the Land Services Committee.

**APPROVAL CRITERIA**

Section 17.8.30 (7) of the Lincoln County Zoning Ordinance contains the following approval to consider when reviewing the petition. The Land Service Committee before making a decision regarding a CUP request of this nature shall ensure the request fulfils all specific standards of the Lincoln County Zoning Ordinance, and shall find adequate evidence to the following standards:

*(a.) The proposed conditional use will not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, the natural environment, traffic, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare.*

**Staff analysis**

*Will any of the following be substantially or adversely impacted? Explain "Yes" responses.*

	<u>Yes</u>	<u>No</u>
1. <i>Nearby Property?</i>		X
2. <i>Character of the neighborhood?</i>		X
3. <i>Natural Environment?</i>		X
4. <i>Traffic or Parking?</i>		X
5. <i>Public Improvements, Property or Rights-of-Way?</i>		X
6. <i>Other Health or Safety Issues?</i>		X

The property is located in a rural residential and recreational area that has a variety of sized lots and a scattering of dwellings with accessory detached and attached accessory structures. A range of dwelling occupancy is in the area, from seasonal to permanent.

Staff has visited the proposed lodging resort location and has not identified areas of concern regarding the potential impact on the character of the neighborhood that would be different than if the property was used as a single family residential dwelling and month to month rentals. Stating as much, with the variety of users renting the property it is inevitable that varying levels of use will exist, ranging from renters seeking a quiet getaway to others that are utilizing the waterfront access the property has to the Wisconsin River/Lake Alice.

As indicated in other sections of this staff report, the applicant will be proceeding with obtaining compliance with the State of Wisconsin through the Lincoln County Health Department regarding health and safety issues that are applicable since this the property is being proposed as a lodging resort.

*(b.) The proposed conditional use will maintain the desired compatibility of existing and planned land uses types, intensities, and densities in the area as represented by zoning standards and the comprehensive plan, including town land use plans developed by individual towns and incorporated into the comprehensive plan.*

**Staff analysis**

*Is the proposed use consistent with the land use types and densities of the Zoning District and the Comprehensive Plan?*

Yes, the proposed use is allowed in the RE-Recreation zoning district as a Conditional Use.

*(c.) The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public agencies.*

**Staff analysis**

Yes      No

1. *Is the proposed use adequately serviced?* X
2. *Will it place an undue burden on infrastructure or services?* X

The applicant is proposing to utilize the property as a lodging resort that is very comparable to other seasonal residential dwellings in the area in regards to amount of occupants and vehicles accessing the property via South Pine Road or County Road A, both municipal roadways. As such, staff does not anticipate any impacts on existing or planned roads for the proposed use as a lodging resort establishment.

*(d.) The potential public benefits of the proposed conditional use outweigh potential adverse impacts, after taking into consideration the specific proposal and any requirements included in approved plans or conditions to ameliorate such impacts.*

**Staff analysis**

- |   | <u>Yes</u> | <u>No</u> |
|---|------------|-----------|
| 1. <i>Do the benefits outweigh the impacts?</i> | X          |           |

It appears that the potential public benefits (economic, social, and environmental) of a lodging resort land use in the proposed location would outweigh potential adverse impacts.

*(e.) The conditional use will meet all applicable standards of other divisions of this chapter, particularly any standard in Division 17.3, which is applicable to the particular conditional use being sought.*

**Staff analysis**

Section 17.3.04(11) of the Zoning Ordinance defines and regulates lodging resort land uses. The property owner is proposing a lodging resort land use that meets the definition as stated below. The applicants have indicated that they would be occupying the dwelling to the north west of the proposed four (4) cabins to be used for guest lodging. The applicant has indicated they have initiated the process of obtaining the necessary license to operate a lodging resort operation through the Lincoln County Health Department and as stated in the 'Summary of Noteworthy Topics' will regulate a wide variety of items pursuant to WI State Statute.

*HOTEL, MOTEL, OR LODGING RESORT. Includes land uses that provide 4 or more overnight housing units on one lot or on contiguous lots, including groups of individual cabins, rooms, or suites of rooms, with each cabin, room, or suite having a private bathroom. Such land uses may provide in-room kitchens, and may also provide indoor and outdoor recreational facilities for the exclusive use of their customers. Restaurants, arcades, fitness centers, and other on-site facilities available to nonlodgers are not considered accessory uses, but instead are considered additional principal uses that may require separate land use reviews. Does not include "bed and breakfast establishments," "tourist lodging" or "boarding houses."*

*Regulations:*

- a) If located on the same side of the building as adjacent to residentially zoned property, aside from cabins, no customer entrance shall be permitted within 100 feet of that residentially zoned property.*
- b) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).*

*Parking Requirements: One space per room, suite, or cabin, plus one space for every employee on the largest working shift.*

## **ASSESSMENT**

### **CONCLUSION**

Staff finds that the petition satisfies the approval criteria found in section 17.8.30 (7) of the Lincoln County Zoning Ordinance. In the RE-Recreation zoning district, the proposed lodging resort land use is conditionally permitted; however, the committee still needs to form a basis for support by reviewing the request against the criteria.

### **RECOMMENDATION**

Staff recommends the Land Services Committee grants a Conditional Use Permit to Jason and Kristi Davis to use the property (W4095 County Road A) as a lodging resort and owner's residence if the committee is confident the request satisfies the approval criteria listed in this report. If the committee approves the request, staff suggests the committee attach the following conditions to the approval:

1. The overnight occupancy of each dwelling is limited by the sizing of the existing septic systems which allow for a maximum of two (2) persons per bedroom until installation and inspection of permitted septic systems allowing for the total overnight occupancy to be increased based upon the number of bedrooms with two (2) persons per bedroom.
2. Camping units are not allowed for rental purposes.
3. All dwellings on the property shall be lettered or numbered in a manner that allows for emergency personnel and guests to find specific onsite locations.
4. All other applicable regulations shall be met, including appropriate license from Lincoln County Health Department.



Lincoln County - Zoning Program Manager

10/27/2016

Date



**AMERICAN  
ASPHALT  
OF WISCONSIN**

DIVISION OF MATHY CONSTRUCTION CO.

August 12, 2016

P.O. Box 98

Mosinee, WI 54455-0098

Phone: 715-693-5200

Fax: 715-693-5220

**RECEIVED**

AUG 15 2016

Lincoln Co. Zoning

Matt Bremer  
Land Services Administrator  
Lincoln County service Center  
801 N Sales Street, Suite 103  
Merrill, WI 54452

Matt:

We are withdrawing our request # 15-004 for a Conditional Use Permit in the Town of Skanawan.

Sincerely

Thomas S Burch  
Vice President

RECEIVED

OCT 07 2016

Lincoln Co. Zoning

October 7<sup>th</sup>, 2016

Attention

Matt Bremer-Administrator

Loretta Baugh –Chair Land Services Committee

Lincoln County Service Center

801 N. Sales Street, Suite 103

Merrill WI 54452

Mr. Bremer and Chair Baugh,

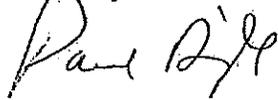
As co-applicants for a condition use permit for a non-metallic mining we would like to ask Chair Baugh to place this permit application back on the agenda for the committee to consider the permit as submitted. This application was laid over until “the request of the chair” at the April 2015 Land Services committee meeting.

The permit is as follows:

A request by property owner, Daigles Oak Hills LLC, and co-applicant, County Materials Corporation, for a 45 acre nonmetallic mine. The property is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  and the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, T34N-R7E, in the Town of Skanawan, off of County Road S.

Please consider our request and inform us of the proposed timeline for when our permit will be considered and any additional information the Department may need to make an accurate and updated report in regards to the permit.

Sincerely



Paul Daigle

Daigles Oak Hills LLC



Jim Small

County Materials Corporation