

# LINCOLN COUNTY LAND SERVICES COMMITTEE

Thursday, October 12, 2023 at 3:30pm

Meeting Location: Lincoln County Service Center, 801 N. Sales St, Room #257, Merrill, WI 54452

Via Teleconference and In-Person Attendance

**Electronic Attendance Available:** Persons wishing to attend the meeting electronically may enter the meeting beginning ten minutes prior to the start time indicated above using the following number or web address:

Conference Call: 1 530-564-6203

Access Code: 501 568 426#

Meeting ID: [meet.google.com/pqh-xuim-euk](https://meet.google.com/pqh-xuim-euk)

The teleconference cannot start until the host dials in and enters the host password. In the event there is an unforeseen technical difficulty that prevents all or a part of the meeting from being available electronically, the meeting will continue in person and those wishing to attend can appear in person at the location indicated in this agenda.

## MEETING AGENDA

1. Call meeting to order
2. Roll Call
3. Adopt Agenda
4. September 14, 2023 LSC meeting minutes
5. Public Comment

## DEPARTMENT REPORTS

6. Register of Deeds
  - a) Monthly Financial Reports
  - b) Monthly Written Reports
  - c) Travel Expense Report
7. Land Services
  - a) Administrator Department/Programs Report
  - b) Monthly Financial Report
  - c) Zoning Program Manager/Land Services Administrator Timesheets (9/4/2023 – 10/2/23)

## OLD BUSINESS

none

## NEW BUSINESS

8. Agency Updates – APHIS – Luke Irish
  - a) 5-year Cooperative Service Agreement/POA
  - b) 2024 Budget
  - c) 2023 Wisconsin Deer Donation Program
  - d) 2024 Wisconsin Deer Donation Program
9. Lake Nokomis Concerned Citizens (LNCC) AIS Program Donation Resolution
10. **4:00pm Public Hearings** (See Public Hearing Notice.)

## PETITIONS FOR MODIFICATION OF THE SUBDIVISION ORDINANCE

- a) A request by Steve Toede to create a lot that does not have 30 feet of frontage on a public road. The property is located in Section 13, T34N-R6E, in the Town of Bradley.
11. 10 year review of CUP-13-003 for Non-Metallic Mine NM-13-62
12. Text Amendment - Zoning
  - a) 17.3.06 Utility and Transportation Land Uses
  - b) 17.3.07 Mobile Tower Siting Regulations
  - c) 17.3.08 Industrial Land Uses
13. Text Amendments – Board of Adjustment
  - a) 17.8.12 Duties and Responsibilities
  - b) 17.8.60 Variance Review and Approval Procedure
  - c) 17.8.65 Appeals of Zoning Interpretations
14. Closed Session. Convene into closed session pursuant to §19.85 (1) (c). Review job performance evaluation of the Zoning Program Manager - Land Services Administrator.
15. Open Session. Take any necessary action on items discussed during closed session.

## **ANNOUNCEMENTS**

16. Future Agenda Items
17. Confirm next meeting/public hearing date
18. Adjourn

NOTE: Public Hearings published numerically are itemized in agenda alphabetically in the same order.

### **DISTRIBUTION:**

Land Services Committee Members: Bill Bialecki, Julie DePasse, Randy Detert, Greg Hartwig, Marty Lemke, Elizabeth McCrank, Greta Rusch, & Steven F Roets  
Agencies: Luke Irish – APHIS-WS, Peggy Winter – NRCS, Carrie Brezesinski – FSA, Tracy Beckman – Lumberjack RC&D  
County Board Chairman: Don Friske  
Administrative Coordinator: Renee Krueger

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

***While there may be a quorum of the County Administrative and Legislative Committee, County Highway Committee or the Public Property Committee present, no County Highway Committee, County Administrative and Legislative Committee or Public Property Committee business will be conducted 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)(c).
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. Conferring 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.

**Lincoln County Land Services Committee**  
**Minutes of Thursday, September 14, 2023 3:30pm**  
**Lincoln County Service Center, Room #257**  
**(Meeting recording is available on the Lincoln County website: [co.lincoln.wi.us](http://co.lincoln.wi.us))**

MEMBERS PRESENT In-Person: Bill Bialecki, Julie DePasse, Elizabeth McCrank, Randy Detert, Greg Hartwig, Steven F. Roets, and Greta Rusch

MEMBERS PRESENT Teleconference: Marty Lemke

MEMBERS ABSENT: Randy Detert (unexcused)

DEPARTMENT HEADS/STAFF In-Person: Mike Huth (Land Services Administrator), Karry Johnson (Corporation Counsel), Sarah Koss (Register of Deeds), and Elizabeth Peronto (Program Assistant).

DEPARTMENT HEADS/STAFF Teleconference: Thomas Boisvert (Conservation Program Manager)

VISITORS In-Person: Earl Welker

VISITORS Teleconference: none

1. Call Meeting to Order – Meeting was called to order by Vice-Chair Bialecki at 3:30pm.
2. Roll Call – Detert absent. All other members present.
3. Adopt Agenda – M/S McCrank/Rusch to adopt the agenda as amended. Motion carried on a voice vote.
4. August 10, 2023 LSC Meeting Minutes – M/S DePasse/Rusch to approve the 8/10/2023 minutes. Motion carried on a voice vote.
5. Public Comment – There was none.

**DEPARTMENT REPORTS**

6. Register of Deeds
  - a. Monthly Financial Reports – Koss presented the reports. There was no discussion.
  - b. Monthly Written Reports – Koss presented the reports. Discussion occurred.
7. Land Services
  - a. Administrator Department/Programs Report – Huth gave an overview of the department report. Discussion occurred. Board members directed staff to bring back a more thorough overview of the 2024 projected reduction of WLIP Grant (Strategic Initiative amounts) on at a future meeting.

Vice-Chair Bialecki moved to agenda items #9-12.

9. WI Land+Water Survey – Boisvert gave an overview of the intended survey and encouraged all LSC members to complete the survey.
10. Conservation Program Cost-Share Rates and Bid Policy – Boisvert and Huth gave an overview of the proposed rate changes. Discussion occurred.

M/S DePasse/Rusch to approve the Bid Policy and Cost-Share rates as presented. Motion carried on a voice vote.

11. Resolution - Clean Boats Clean Waters – Huth/Boisvert gave an overview of the grant and donation resolutions. Discussion occurred.
  - a. Grant -

b. Donations –

M/S MCrank/Hartwig to approve both resolutions and forward to the County Board, but with the amendment that the donation resolution title be amended to state “Donations” instead of “Grant”. Motion carried on a voice vote.

12. Resolution – Lake Monitoring and Protection Network Grant – Boisvert gave an overview of the resolution.

M/S DePasse/Rusch to approve the LMPN Resolution as presented and forward to the County Board. Motion carried on a voice vote.

Vice-Chair Bialecki moved to agenda item #7b.

7. Land Services (continued)

b. Monthly Financial Report – Huth gave an overview of the financial report. Discussion occurred.

c. Zoning Program Manager/Land Services Administrator Timesheets (7/24/2023-9/3/2023) –

M/S McCrank/DePasse to approve the timesheets. Motion carried on a voice vote.

**OLD BUSINESS**

none

**NEW BUSINESS**

8. Agency Updates - none

Vice-Chair Bialecki moved to agenda item #14.

14. **4:00pm Public Hearings** – Public Hearing was called to order at 4:00pm by Vice-Chair Bialecki. Bialecki explained the rules of conduct for public hearings and introduced the Committee members and staff.

**PETITIONS FOR MODIFICATION OF THE SUBDIVISION ORDINANCE**

a) OLD BUSINESS - A request by Mark Saddison to create a lot that does not have 30 feet of frontage on a public road. The property is located in Section 23, T34N-R6E, in the Town of Bradley. The tax pin# is 00434062319983.

Bialecki asked for additional testimony in support of the application. Huth informed the committee that the Town of Bradley submitted a favorable recommendation and there is no change to the staff report.

Bialecki asked for additional testimony from opponents of the request. There was none.

Bialecki closed the public hearing for this request.

M/S DePasse/Hartwig to approve the petition for modification as requested by Mark Saddison. Motion carried on a voice vote.

Vice-Chair Bialecki moved to agenda item #13.

13. Update – Text Amendments Board of Adjustment 17.8.12, 17.8.60, and 17.8.65 – Huth gave an overview of the proposed changes. LSC Members directed staff to bring back formal drafts of the proposed changes.



15. Text Amendments – Zoning Ordinance

- a. 17.3.05 Institutional and Recreational Land Uses - Huth gave an overview of the proposed amendments. Discussion occurred.

M/S DePasse/McCrank to approve the proposed changes. Motion carried on a voice vote.

- b. 17.3.04(11) Hotel, Motel, or Lodging Resort – Huth gave an overview of the proposed amendments. Discussion occurred.

M/S McCrank/Rusch to approve the proposed changes. Motion carried on a voice vote.

**ANNOUNCEMENTS**

16. Future Agenda Items – Proposed BOA and Zoning Ordinance Text Amendments, existing CUP 10-year review, and Land Information – WLIP grant projections.

17. Confirm next meeting/public hearing date – The next meeting will be October 12, 2023. The meeting will begin at 3:30p.m. with the Public Hearing to begin at 4:00p.m.

18. Adjourn – M/S Rusch/DePasse to adjourn at 4:21p.m. Motion carried on a voice vote.

Minutes prepared by Elizabeth Peronto

SEPT 2023 BUDGET REPORT

FOR 2023 09

JOURNAL DETAIL 2023 9 TO 2023 9

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
<b>43 REGISTER OF DEEDS</b>							
10430051 511000 REG OF DEEDS SALAR	144,661	144,661	92,417.32	10,278.28	.00	52,243.68	63.9%
2023/09/000006 09/08/2023 PRJ	5,271.19	REF PAYROL					
2023/09/000044 09/22/2023 PRJ	5,007.09	REF PAYROL			WARRANT=230908 RUN=2 GENERAL		
					WARRANT=230922 RUN=2 GENERAL		
10430051 520000 REG OF DEEDS EMPLO	86,790	86,790	59,034.29	6,217.88	.00	27,755.71	68.0%
2023/09/000006 09/08/2023 PRJ	2,899.15	REF PAYROL					
2023/09/000010 09/07/2023 API	450.00	VND 200033 VCH354518			WARRANT=230908 RUN=2 GENERAL		
2023/09/000044 09/22/2023 PRJ	2,868.73	REF PAYROL			WARRANT=230922 RUN=2 GENERAL		
					PEHP-ELECTED OFFICIALS	12939	
10430051 531060 REG OF DEEDS FIDLA	16,800	16,800	6,556.20	.00	.00	10,243.80	39.0%
10430051 552001 REG OF DEEDS TELEP	450	450	331.40	.00	.00	118.60	73.6%
10430051 554001 PRINTING ALLOCATIO	2,000	2,000	391.92	.00	.00	1,608.08	19.6%
10430051 555000 REG OF DEEDS TRAVE	1,100	1,100	284.55	125.00	.00	815.45	25.9%
2023/09/000026 09/14/2023 API	125.00	VND 400285 VCH354813			WI REGISTER OF DEEDS REGISTRATION		343543
10430051 561100 REG OF DEEDS OFFIC	5,500	5,500	761.77	.00	.00	4,738.23	13.9%
TOTAL REGISTER OF DEEDS	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	62.1%
TOTAL EXPENSES	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	
GRAND TOTAL	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	62.1%

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

SEPT 2023 BUDGET REPORT

FOR 2023 09

	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
<b>43 REGISTER OF DEEDS</b>							
10430051 511000 REG OF DEEDS SALAR	144,661	144,661	92,417.32	10,278.28	.00	52,243.68	63.9%
10430051 520000 REG OF DEEDS EMPLO	86,790	86,790	59,034.29	6,217.88	.00	27,755.71	68.0%
10430051 531060 REG OF DEEDS FIDLA	16,800	16,800	6,556.20	.00	.00	10,243.80	39.0%
10430051 552001 REG OF DEEDS TELEP	450	450	331.40	.00	.00	118.60	73.6%
10430051 554001 PRINTING ALLOCATIO	2,000	2,000	391.92	.00	.00	1,608.08	19.6%
10430051 555000 REG OF DEEDS TRAVE	1,100	1,100	284.55	125.00	.00	815.45	25.9%
10430051 561100 REG OF DEEDS OFFIC	5,500	5,500	761.77	.00	.00	4,738.23	13.9%
TOTAL REGISTER OF DEEDS	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	62.1%
TOTAL EXPENSES	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	
GRAND TOTAL	257,301	257,301	159,777.45	16,621.16	.00	97,523.55	62.1%

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



SEPT 2023 BUDGET REPORT

FOR 2023 09

	ORIGINAL ESTIM REV	REVISED EST REV	ACTUAL YTD REVENUE	ACTUAL MTD REVENUE	REMAINING REVENUE	PCT USE/COL
<b>43 REGISTER OF DEEDS</b>						
10430051 412300 REG OF DEEDS REAL	-73,000	-73,000	-68,490.66	-10,516.50	-4,509.34	93.8%*
10430051 461300 REGISTER OF DEED F	-170,000	-170,000	-125,085.65	-22,357.22	-44,914.35	73.6%*
10430051 461900 REG OF DEEDS MISC	-5	-5	.00	.00	-5.00	.0%*
10430060 411100 REGISTER OF DEEDS	-14,296	-14,296	-14,296.00	.00	.00	100.0%
TOTAL REGISTER OF DEEDS	-257,301	-257,301	-207,872.31	-32,873.72	-49,428.69	80.8%
TOTAL REVENUES	-257,301	-257,301	-207,872.31	-32,873.72	-49,428.69	
GRAND TOTAL	-257,301	-257,301	-207,872.31	-32,873.72	-49,428.69	80.8%

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

# REGISTER OF DEEDS 2023 MONTHLY WRITTEN REPORT

## DAILY RECEIPTS

January.....	\$19,761.58
February.....	\$16,060.61
March.....	\$20,838.84
April.....	\$18,250.18
May.....	\$22,965.32
June.....	\$23,086.58
July.....	\$22,761.22
August.....	\$26,289.32
September.....	\$21,657.50

## TRANSFER FEE RECEIPTS

January.....	\$29,943.30
February.....	\$30,872.70
March.....	\$16,038.30
April.....	\$40,243.50
May.....	\$28,034.70
June.....	\$46,907.40
July.....	\$44,736.60
August DOR Refund.....	\$285.46
August.....	\$53,425.00
September.....	\$56,459.70

**Real Estate Documents Recorded: 461**  
**Military Discharges Recorded: 1**  
**Recorded Plats: 0**

**Recorded Certified Survey Maps: 5**  
**Recorded DOT Plats: 0**

## TOTAL CERTIFIED COPIES ISSUED FOR THE MONTH OF SEPTEMBER

Birth: 48  
Death: 247  
Marriage: 62  
Divorce: 1

## VITAL RECORDS RECORDED FOR THE MONTH OF AUGUST

Birth: 14  
Death: 35  
Marriage: 26

## FEEES DISBURSED FROM THE REGISTER OF DEED OFFICE FOR THE FOLLOWING STATE MANDATED PROGRAMS

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

January.....	\$140.00
February.....	\$185.00
March.....	\$180.00
April.....	\$260.00
May.....	\$140.00
June.....	\$120.00
July.....	\$225.00
August.....	\$265.00
September.....	\$170.00

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

January.....	\$56.00
February.....	\$74.00
March.....	\$72.00
April.....	\$104.00
May.....	\$56.00
June.....	\$48.00
July.....	\$90.00
August.....	\$106.00
September.....	\$68.00

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

January.....	\$224.00
February.....	\$296.00
March.....	\$288.00
April.....	\$416.00
May.....	\$224.00
June.....	\$192.00
July.....	\$360.00
August.....	\$424.00
September.....	\$272.00

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

January.....	\$533.00
February.....	\$598.00
March.....	\$455.00
April.....	\$468.00
May.....	\$455.00
June.....	\$507.00
July.....	\$390.00
August.....	\$325.00
September.....	\$377.00

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

January.....	\$143.00
February.....	\$208.00
March.....	\$234.00
April.....	\$234.00
May.....	\$130.00
June.....	\$299.00
July.....	\$286.00
August.....	\$377.00
September.....	\$377.00

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

January.....	\$0
February.....	\$13.00
March.....	\$13.00
April.....	\$13.00
May-August.....	\$0
September.....	\$13.00



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

<b>MONTH/ COUNTED DOCS</b>	<b>STATE DOA FEES COLLECTED (\$7.00)</b>	<b>COUNTY LIO RETENTION (\$8.00)</b>	<b>TOTAL FEES (\$15.00)</b>
<b>JANUARY 383</b>	<b>\$2681.00</b>	<b>\$3064.00</b>	<b>\$5745.00</b>
<b>FEBRUARY 282</b>	<b>\$1974.00</b>	<b>\$2256.00</b>	<b>\$4230.00</b>
<b>MARCH 391</b>	<b>\$2737.00</b>	<b>\$3128.00</b>	<b>\$5865.00</b>
<b>APRIL 352</b>	<b>\$2464.00</b>	<b>\$2816.00</b>	<b>\$5280.00</b>
<b>MAY 445</b>	<b>\$3115.00</b>	<b>\$3560.00</b>	<b>\$6675.00</b>
<b>JUNE 474</b>	<b>\$3318.00</b>	<b>\$3792.00</b>	<b>\$7110.00</b>
<b>JULY 474</b>	<b>\$3318.00</b>	<b>\$3792.00</b>	<b>\$7110.00</b>
<b>AUGUST 470</b>	<b>\$3290.00</b>	<b>\$3760.00</b>	<b>\$7050.00</b>
<b>SEPTEMBER 461</b>	<b>\$3227.00</b>	<b>\$3688.00</b>	<b>\$6915.00</b>
<b>OCTOBER</b>			
<b>NOVEMBER</b>			
<b>DECEMBER</b>			
<b>TOTAL 2023 3732</b>	<b>\$26,124.00</b>	<b>\$29,856.00</b>	<b>\$55,980.00</b>

## **MONTHLY DOCUMENT COMPARISON**

### MONTHLY RECORDED DOCUMENTS 2022

January	571
February	472
March	589
April	572
May	651
June	558
July	439
August	581
September	448
October	497
November	507
December	396

Total 6,281.00

### MONTHLY RECORDED DOCUMENTS 2023

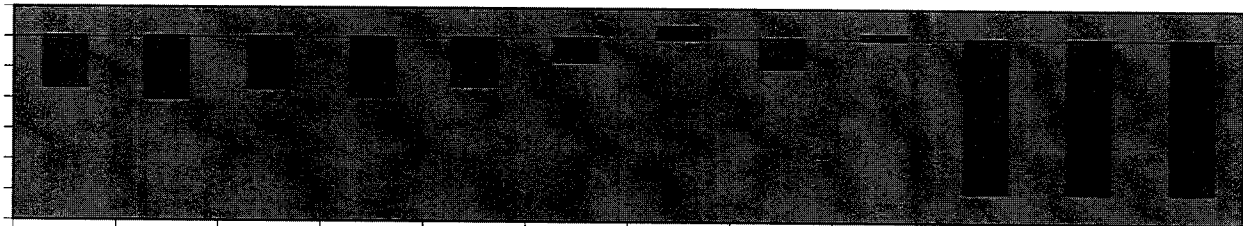
January	383
February	282
March	391
April	352
May	445
June	474
July	474
August	470
September	461
October	
November	
December	

Total 3,732.00

### % of Change

-33%
-40%
-34%
-38%
-32%
-15%
8%
-19%
3%
-100%
-100%
-100%

20%  
0%  
-20%  
-40%  
-60%  
-80%  
-100%  
-120%



■ Percentage of Change 2022/2023

	1	2	3	4	5	6	7	8	9	10	11	12
	-33%	-40%	-34%	-38%	-32%	-15%	8%	-19%	3%	-100%	-100%	-100%

Infant's Last Name	Infant's First Name	Infant's Middle Name	Infant's Suffix	Infant's Date of Birth	Occurrence County	Residence County
ATKINSON	KOHEN	KASH		08/22/2023	MARATHON	LINCOLN
BINGHAM	IYLA	AILEEN		08/14/2023	MARATHON	LINCOLN
BUDREAU	HAZEL	NOELLE		08/08/2023	MARATHON	LINCOLN
BUITRON	LIAM	JAMES		08/10/2023	ONEIDA	LINCOLN
CVIKOTA	EVERETT	BROOKS		07/30/2023	MARATHON	LINCOLN
KOHNHORST	HAYES	WILLIAM		08/23/2023	MARATHON	LINCOLN
KRAMER	MASON	ARNOLD		07/29/2023	LINCOLN	LINCOLN
MICHLIG	NATALIE	MARGARET		08/07/2023	ONEIDA	LINCOLN
PRITZL	THEODORE	ADAM		08/11/2023	MARATHON	LINCOLN
RUBENZER	LUCIA	THERESE		08/17/2023	LINCOLN	LINCOLN
SCHREIBER	ILA	CHARLEZE ANN		08/08/2023	MARATHON	LINCOLN
SCHROEPFER	ALYSSA	LYNAE		08/03/2023	MARATHON	LINCOLN
SUTTON	JUDAH	ANDREW		08/22/2023	MARATHON	LINCOLN
THOMPSON	JOSHUA	SETH		08/04/2023	MARATHON	LINCOLN



**LINCOLN COUNTY - 2023 DEATH INDEX**

Date of Death between 08/01/2023 , 08/31/2023  
 Occurrence County equal LINCOLN  
 Residence County equal LINCOLN

Date: 09/26/2023

State Certificate Number	Date of Death	Last Name	First Name	Middle Name	Residence County	Occurrence County
2023036256	08/15/2023	ANDERSON	SONJA	ANN	LINCOLN	LINCOLN
2023035859	08/21/2023	ANTHONY	ELINOR	ROSE	LINCOLN	LINCOLN
2023037873	08/16/2023	BARTELT	WARREN	ELDON	LINCOLN	LINCOLN
2023039117	08/29/2023	BEHNKE	RICHARD	ALLAN	LINCOLN	ONEIDA
2023036559	08/26/2023	BURROW	BARRY	MILES	LINCOLN	MARATHON
2023035809	08/20/2023	DIERMEIER	JEREMY	DAVID	LINCOLN	ONEIDA
2023037800	08/16/2023	ELLNER	JOHN	G	ONEIDA	LINCOLN
2023034473	08/12/2023	ERICKSON	GORDON	JOHN	LINCOLN	MARATHON
2023037989	08/30/2023	GERKE	TODD	ALAN	DODGE	LINCOLN
2023035719	08/19/2023	HARTWIG	TYLOR	DALE	LINCOLN	LINCOLN
2023035891	08/16/2023	HERBST	DANIEL	JOSEPH	LINCOLN	MARATHON
2023033087	08/01/2023	JANSCHA	HOLLY	SUSAN	ONEIDA	LINCOLN
2023033339	08/05/2023	JESPERSON	JAMES	H	LINCOLN	MARATHON
2023032993	08/01/2023	JEWELL	DAWN	MARIE	LINCOLN	MARATHON
2023033474	08/05/2023	JOHNSON	JOHN	WILLIAM	FOREST	LINCOLN
2023035133	08/08/2023	JUEDES	GERALDINE	MARGARET	LINCOLN	MARATHON
2023035423	08/18/2023	KLEINSCHMIDT	FRIEDA	LORRAINE	LINCOLN	LINCOLN
2023036381	08/20/2023	KRUEGER	KARI	LISA	LINCOLN	WOOD
2023035873	08/18/2023	LAATSCH	MICHELLE	PATRICE	LINCOLN	LINCOLN
2023034770	08/06/2023	LEE	KATHRYN	ANN	LINCOLN	LINCOLN
2023037805	08/28/2023	LEHMKUHL	PAUL	JEAN	ONEIDA	LINCOLN
2023035884	08/22/2023	MOELLENDORF	MICHAEL	LEE	LINCOLN	LINCOLN
2023033833	08/01/2023	NEUMANN	NANCY	L	LINCOLN	LINCOLN
2023034859	08/07/2023	NICKLAUS	RONALD	HAROLD	LINCOLN	MARATHON
2023033744	08/02/2023	PARKER	ROBERT	SCOTT	LINCOLN	MARATHON
2023036000	08/22/2023	RETHABER	MARYANN	UNKNOWN	LINCOLN	MARATHON
2023033620	08/05/2023	ROLOFF	DANITA	JO	LINCOLN	BROWN
2023035052	08/18/2023	SCHMIDT	DONALD	WILBERT	LINCOLN	MARATHON
2023035848	08/13/2023	SCHOLZ	TERRY	L	LINCOLN	LINCOLN
2023034365	08/14/2023	SCHULT	RUTH	ANN	LINCOLN	LINCOLN
2023036552	08/12/2023	SUS	DILLON	JOSEPH	LINCOLN	LINCOLN
2023036583	08/25/2023	SZCZEPKOWSKI	LEON	FRANCIS	LINCOLN	MARATHON
2023034921	08/14/2023	TIPLER	THOMAS	CLARENCE	FLORENCE	LINCOLN
2023037901	08/25/2023	WEITH	SCOTT	RANDELL	MARATHON	LINCOLN
2023036034	08/08/2023	YANG	LEE	M	ANOKA	LINCOLN

# STATE OF WISCONSIN - 2023 MARRIAGE INDEX BY BRIDE/SPOUSE 2

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Marriage Date Range between 08/01/2023 , 08/31/2023

County of Marriage equal LINCOLN

State File Number	Bride/Spouse 2 Current Name	Groom/Spouse 1 Current Name	Marriage Date	Marriage County
2023014133	BAUTCH , DANIELLE ELIZABETH	MAKI , TREVOR JON	08/05/2023	LINCOLN
2023014702	BENNETT , JUDITH MARIE	GONZALEZ JR, JUAN JOSE	08/12/2023	LINCOLN
2023017102	BLIFFERT , MICHELLE LEE	MOESER , JOHN LEE	08/28/2023	LINCOLN
2023015325	BOHN , AMANDA JO	THEILER , NATHAN LEE	08/19/2023	LINCOLN
2023015475	BUSTERUD , ANA JO	ROJAS RODRIGUEZ , ALEJANDRO	08/18/2023	LINCOLN
2023015702	CLARK , MARISSA ALEXANDRA	HOUPE , MITCHELL JAMES	08/19/2023	LINCOLN
2023014128	DOERING , TURI LEIGH	WIEDOW , PETER GUY	08/05/2023	LINCOLN
2023013696	GRAEBER , HAILEY LOUISE	MCCAULEY , RYAN PHILIP	08/05/2023	LINCOLN
2023015680	HANSON , LISA MARIE	KOBARG , SHAWN WAYNE	08/18/2023	LINCOLN
2023016403	HASS , TERESA M	WESTFALL , CLARK LOUIS	08/26/2023	LINCOLN
2023016605	HIPPS , ELIZABETH JANE	SCHROEPFER , CODY ALAN	08/28/2023	LINCOLN
2023013790	HOGLUND , SARAH ANN	VAN RYEN , TERRY JOHN	08/04/2023	LINCOLN
2023016371	IVES , LEONNA MARIE	SPOEHR , JAKE AARON	08/26/2023	LINCOLN
2023014998	JONES , JESSICA FAYE	MEIER , RYAN ANTHONY	08/12/2023	LINCOLN
2023014004	KOPPLIN , SAMANTHA JOLENE	NERI , PEYTON CROSSE	08/05/2023	LINCOLN
2023016666	MCDONALD , KATLYN IRENE	WESTFALL , DEREK TYLER	08/26/2023	LINCOLN
2023016306	MCGESHICK , BREANNA SKY	SMITH , LANE JOSEPH	08/27/2023	LINCOLN
2023015132	MILLER , STEPHANIE MARIE	SMITH , MARK ANTHONY	08/12/2023	LINCOLN
2023016450	PELNIS , LAUREN ALEXA	SANTIESTEBAN , EMILIO	08/26/2023	LINCOLN
2023016500	SANDERSON , RAYANNE DANAE	BECKER , AARON ALPHONSE	08/26/2023	LINCOLN
2023015852	SCHNEIDER , BRIANNA AMBER	PIERCE , KAVON TYLAR	08/22/2023	LINCOLN
2023016959	SMITH , AMBER LORRAINE	KNIPFER , BRYCE EDWARD	08/12/2023	LINCOLN
2023015978	THEILER , KRISTINE ANN	DOBSON , KENT NELSON	08/19/2023	LINCOLN
2023014583	WILLIAMS , STEPHANIE ROSE	THOMPSON , BRANDON MICHAEL	08/12/2023	LINCOLN
2023016525	WOODFORD , PATRICIA KAY	RIGGIO , ANTHONY JAMES	08/26/2023	LINCOLN
2023015645	ZIMMERMAN , JENNIFER LEE	MALINOWSKI , MICHAEL HENRY	08/18/2023	LINCOLN

# STATE OF WISCONSIN - 2023 MARRIAGE INDEX BY GROOM/SPOUSE 1

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Marriage Date Range between 08/01/2023 , 08/31/2023

Marriage County equal LINCOLN

State File Number	Groom/Spouse 1 Current Name	Bride/Spouse 2 Current Name	Marriage Date	Marriage County
2023016500	BECKER , AARON ALPHONSE	SANDERSON , RAYANNE DANAE	08/26/2023	LINCOLN
2023015978	DOBSON , KENT NELSON	THEILER , KRISTINE ANN	08/19/2023	LINCOLN
2023014702	GONZALEZ JR, JUAN JOSE	BENNETT , JUDITH MARIE	08/12/2023	LINCOLN
2023015702	HOUUP , MITCHELL JAMES	CLARK , MARISSA ALEXANDRA	08/19/2023	LINCOLN
2023016959	KNIPFER , BRYCE EDWARD	SMITH , AMBER LORRAINE	08/12/2023	LINCOLN
2023015680	KOBARG , SHAWN WAYNE	HANSON , LISA MARIE	08/18/2023	LINCOLN
2023014133	MAKI , TREVOR JON	BAUTCH , DANIELLE ELIZABETH	08/05/2023	LINCOLN
2023015645	MALINOWSKI , MICHAEL HENRY	ZIMMERMAN , JENNIFER LEE	08/18/2023	LINCOLN
2023013696	MCCAULEY , RYAN PHILIP	GRAEBER , HAILEY LOUISE	08/05/2023	LINCOLN
2023014998	MEIER , RYAN ANTHONY	JONES , JESSICA FAYE	08/12/2023	LINCOLN
2023017102	MOESER , JOHN LEE	BLIFFERT , MICHELLE LEE	08/28/2023	LINCOLN
2023014004	NERI , PEYTON CROSSE	KOPPLIN , SAMANTHA JOLENE	08/05/2023	LINCOLN
2023015852	PIERCE , KAVON TYLAR	SCHNEIDER , BRIANNA AMBER	08/22/2023	LINCOLN
2023016525	RIGGIO , ANTHONY JAMES	WOODFORD , PATRICIA KAY	08/26/2023	LINCOLN
2023015475	ROJAS RODRIGUEZ , ALEJANDRO	BUSTERUD , ANA JO	08/18/2023	LINCOLN
2023016450	SANTIESTEBAN , EMILIO	PELNIS , LAUREN ALEXA	08/26/2023	LINCOLN
2023016605	SCHROEPFER , CODY ALAN	HIPPS , ELIZABETH JANE	08/28/2023	LINCOLN
2023016306	SMITH , LANE JOSEPH	MCGESHICK , BREANNA SKY	08/27/2023	LINCOLN
2023015132	SMITH , MARK ANTHONY	MILLER , STEPHANIE MARIE	08/12/2023	LINCOLN
2023016371	SPOEHR , JAKE AARON	IVES , LEONNA MARIE	08/26/2023	LINCOLN
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2023014583	THOMPSON , BRANDON MICHAEL	WILLIAMS , STEPHANIE ROSE	08/12/2023	LINCOLN
2023013790	VAN RYEN , TERRY JOHN	HOGLUND , SARAH ANN	08/04/2023	LINCOLN
2023016403	WESTFALL , CLARK LOUIS	HASS , TERESA M	08/26/2023	LINCOLN
2023016666	WESTFALL , DEREK TYLER	MCDONALD , KATLYN IRENE	08/26/2023	LINCOLN
2023014128	WIEDOW , PETER GUY	DOERING , TURI LEIGH	08/05/2023	LINCOLN





**DEPARTMENT UPDATES**

**ZONING PROGRAMS**

Permit Type	2023	2022	2021	2020	2019	2018
Sanitary	173	223	245	216	171	153
Land Use	286	327	316	334	265	252

- **PERMIT UPDATE:** Permit applications for Land Use and Sanitary still continue to flow though the review process at a steady pace with fall weather in the air. Day-to-day land use/zoning/septic research continues as property owners prepare for fall and future building projects. Potential property sales/transfers continue to flow in for review.
- **POWTS MAINTENANCE:** Staff continues to work with property owners and septic maintainers on the variety of issues that arise during the annual maintenance notice process. Staff is working with Corporation Counsel on POWTS maintenance citations that were heard by the court this past season.

**CONSERVATION PROGRAMS**

- **GRASSLAND 2.0 TRAINING:** Staff has completed the Grassland 2.0 *Foundations* course for managed grazing. Staff will be continuing to advance their managed grazing knowledge through a new Grassland 2.0 *Four Seasons* course. This course is throughout an entire year, and will focus on seasonal challenges that managed grazing operations may encounter. All Grassland 2.0 courses have a mixture of online and in-person trainings. Various agency staff, producers, and technical service providers are all a part of these courses and allow for a diverse background to learn from. To learn more about Grassland 2.0, please visit this website: <https://grasslandag.org/>
- **SIGNIFICANT DISCHARGE TRAINING:** Staff recently attended a training focused on identifying and/or quantifying significant agricultural discharges in relation to State Code NR 151. The training was held at a farm in southern Wisconsin, and was organized by the Department of Agriculture, Trade, and Consumer Protection (DATCP). Significant discharges could be in the form of manure, milk house waste, feed leachate, or any other discharge carrying large amounts of nutrients to waters of the State. Example scenarios were discussed at the farm site.
- **NONMETALLIC MINING INSPECTIONS:** Staff has begun completing the annual inspections of all non-metallic mining operations within Lincoln County. Inspections include gathering updated information regarding current open acreage and reclamation progress.
- **PLANNED COST-SHARE PROJECTS:**
  - **Shoreline Stabilization (3)**
    - Project site on Lake Alice has been designed, and is planned to be installed during the winter and spring of 2024. A cost-share contract has been signed.
    - Project on Lake Nokomis has been designed, and is planned to be installed during the winter and spring of 2024. A cost-share contract has been signed.
    - Project on Lake Mohawksin is currently being designed. The project is planned to be implemented during the 2024 project season.
  - **Roof Runoff Structure (1)**
    - Project has been designed, and is planned to be implemented during the 2023 season. Project is located in the Town of Merrill.

- 2022 bond funds extended for this project.
- Underground Outlet (1)
  - Project has been designed, and is planned to be implemented during the 2023 season. Project is located in the Town of Merrill.
  - 2022 bond funds extended for this project.
- Vegetated Treatment Area (1)
  - Project site has been surveyed and the construction plan will be designed during the winter months. Project is located in the Town of Merrill.
- Nutrient Management Plan (1)
  - Cost-share contracts have been signed with the intent that the NMP will be finished in 2023. All NMP acres are in the Town of Merrill.
  - 2022 SEG funds extended for this project.
- Livestock Fencing (1)
  - Project has been designed. Installation is expected to occur during the 2023 and 2024 seasons. Project site is located in the Town of Harding.
- Livestock Watering System (1)
  - Project has been designed. Installation is expected to occur during the 2023 and 2024 seasons. Project site is located in the Town of Harding.
- Managed Grazing Plan (1)
  - The grazing plan is currently being created. Utilization of the grazing plan will coincide with the fencing and watering systems above. Expected to implement during the 2023 season. Project site is located in the Town of Harding.
- Well Decommissioning (9)
  - 8 well decommissioning's are on County Forest property and 1 well decommissioning is through a private landowner in the Town of Scott.
  - 2022 Bond Funds extended for these projects.
- Grassed Waterways (3)
  - Several grassed waterways are being designed for a property in Pine River. The landowner is experiencing significant erosion in his farm fields.
  - Both the Natural Resource Conservation Service (NRCS) and the Lincoln County Conservation Program are intending to provide cost-sharing to the landowner.
  - Projects are intended to be implemented during the 2024 construction season.

## **LAND INFORMATION PROGRAMS**

- **WISCONSIN LAND INFORMATION PROGRAM (WLIP)**
  - Register of Deeds Book Scanning project – Underway – Mobile scanning crew will be onsite November 13<sup>th</sup> – November 20<sup>th</sup>
  - Land Services RPL LTE
    - working on GIS Parcel Data updates
    - working on 2023 ownership transfers
    - preparing for NG911 work
  - Signed letter of intent to pursue Orthophoto flight in 2024 with Wisconsin Regional Orthoimagery Consortium (WROC)
  - 1991 historic Orthophoto conversion underway
  - WLIP Grant amounts for next year are being reduced.
    - \$110,000 total being received, normally \$150,000 is the average
      - Result of less retained fees in the ROD across the state
    - \$75,000 slated for salaries
    - Orthophoto project still underway and completely funded with remaining grant funds and carry over funds ~ \$69,000
    - Survey projects have been removed from the 2024 work project
    - Survey equipment upgrades have been removed from possible funding
    - NG911 funding support from WLIP will be little to non

- **Geographic Information Systems (GIS) Program**
  - Primary work has been developing and migrating to an Address Point and Centerline Range Addressing Schemas that meet or exceed the schema needs for the State-National-ESInet NextGen911, current and future Dispatch (Zuercher) needs, and County Addressing, Permitting, Land Records, Voting needs.
    - Backend processing scripts (Python 3) for production Geodatabase support to publication Geodatabase schema and shape file creation
  - Attending Broadband Committee meetings
    - Creating help documentation and prepping the site for publication. Preliminary site link: <https://maps.co.lincoln.wi.us/webapps/BB/>
  - SQL Server System and Geodatabase updates and tuning
  - ArcGIS Server Website coding updates to accommodate new Centerline and Point Address Schemas
  - Parcel/CSM/Splits and combines - construction layers being published for internal staff, updates are now occurring on a regular bases
  - Plat of Survey GIS data entry getting caught up. Workflows are being adjusted with County Surveyor and Real Property Lister to capture these updates
  - Python programming/script creation for publication of new Address Points and Centerlines to meet Dispatch (Zuercher) data/schema requirements
  
- **County Addressing Program - NextGen911 Database updates**
  - State Department of Military Affairs (DMA) is continuing with monthly status meetings on NG911 updates across all the County's in the state
  - NexGen911 data layers creation and conversion
    - Schema creation for Road Centerlines – **Completed**
      - Retired road centerlines schema - **Completed**
      - Road Centerlines on Municipal boundaries that carry different addressing systems - **Completed**
    - Schema creation for Address Points
      - Retired Address Points schema - **Completed**
    - Migration of Street Centerlines – **COMPLETED in part for current needs**
      - Street CenterlinesOppositeDirection - Completed
    - Migration of Structure/Driveway Entrance Address Points – **COMPLETED in part for current needs**
      - Retired Address Points conversion – completed
    - Feature Layer attribute scrubbing for 38,000 address points, finding errors dating back before 2007
    - Feature Layer attribute scrubbing for 4,500 road centerlines
    - Migration/Development of Public Service Answering Boundary (PSAP) – initially created, need to work with surrounding Counties on edge matching boundaries.
    - Migration of Fire, Law, EMS, First Responders Boundaries – initially created, need to work with surrounding Counties on edge matching boundaries
    - Development of Provisioning Boundaries – initially created, need to work with surrounding Counties on edge matching boundaries
  - Address updates/readdressing of roads that do not meet NG911 or current E911 standards continues
  - Addressing questions and multiple system reconciliation (GIS/Land Records/Permitting/Postal)
  - Addressing problems in the cities are being highlighted for future work
  - Updates to Sheriff Department's Master Street Address Guide (MSAG) for new private roads and extended road ranges to accommodate new addresses continues
  - Have inquired to IT for copies of the ALI information from Frontier for verification and updates
  - Continuing to send Google Maps corrections for addresses and roads in Lincoln County
  - NG911 GIS Data Standards and Best Practices: [https://oec.wi.gov/wp-content/library/2020/WI\\_NG911\\_GIS\\_Data\\_Standard\\_and\\_Best\\_Practices\\_FINAL.pdf](https://oec.wi.gov/wp-content/library/2020/WI_NG911_GIS_Data_Standard_and_Best_Practices_FINAL.pdf)



- **Real Property Listing**

- Lincoln County Sale transfers are complete.
- Review and List 2023 transfers
- All 18 of Lincoln County's municipality assessments are complete.
- October is manufacturing month. The County will receive the State Assessed values for our manufacturing parcels from the Department of Revenue. These values are added to the municipalities manufacturing parcels. The DOR provides us with an equated Statement of Assessment with the Manufacturing values included, we verify that the municipalities balance with these values. The DOR provides us with the Assessment Ratio that is to be used in the calculation of estimated Fair Market Values on the tax bills.
- (Ongoing) 2023 New Parcel creation for splits, combines and CSMs
- (Ongoing) Contacting drafters of documents when errors are found
- (Ongoing) Working on cleaning up on going land issues and files

- **Surveying**

- Testified in court for property dispute on Pine Lake
- Working with Forestry and surveying County owned land boundaries
- Working with staff/other departments on legal description issues
- Private surveyor and public questions follow up
- Fieldwork to verify/establish coordinates on Center of Section PLSS Corners to support parcel mapping
- Fieldwork to verify coordinates and update monument records on oldest PLSS Corner records in the County

Land Records Moderization 2014		10402051.461300		10000000.242000		10402051.461301		
		\$10.00	\$6.00	\$2.00	\$2.00			
2014	Number of Docs Recorded	Fees Collected by			Due State	YTD Collected		
		ROD	Retained					
January	427	\$4,270.00	\$ 2,562.00	\$ 854.00	\$ 854.00	\$4,270.00		
February	334	\$3,340.00	\$ 2,004.00	\$ 668.00	\$ 668.00	\$7,610.00		
March	368	\$3,680.00	\$ 2,208.00	\$ 736.00	\$ 736.00	\$11,290.00		
April	405	\$4,050.00	\$ 2,430.00	\$ 810.00	\$ 810.00	\$15,340.00		
May	411	\$4,110.00	\$ 2,466.00	\$ 822.00	\$ 822.00	\$19,450.00		
June	495	\$4,950.00	\$ 2,970.00	\$ 990.00	\$ 990.00	\$24,400.00		
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>								
		\$10.00	\$8.00	\$2.00	\$0.00			
July	489	\$4,890.00	\$ 3,912.00	\$ 978.00	\$ -	\$29,290.00		
August	460	\$4,600.00	\$ 3,680.00	\$ 920.00	\$ -	\$33,890.00		
September	539	\$5,390.00	\$ 4,312.00	\$ 1,078.00	\$ -	\$39,280.00		
October	539	\$5,390.00	\$ 4,312.00	\$ 1,078.00	\$ -	\$44,670.00		
November	438	\$4,380.00	\$ 3,504.00	\$ 876.00	\$ -	\$49,050.00		
December	451	\$4,510.00	\$ 3,608.00	\$ 902.00	\$ -	\$53,560.00		

**SEND A COPY OF THIS TO ROD MONTHLY WHEN SUBMITTING VOUCHERS**

Land Records Moderization 2015		10410051.461300		10000000.242000				
		\$15.00	\$8.00	\$7.00				
2015	Number of Docs Recorded	Fees Collected by			Due State	YTD Collected		
		ROD	Retained					
January	331	\$4,965.00	\$ 2,648.00	\$ 2,317.00	\$4,965.00			
February	353	\$5,295.00	\$ 2,824.00	\$ 2,471.00	\$10,260.00			
March	446	\$6,690.00	\$ 3,568.00	\$ 3,122.00	\$16,950.00			
April	425	\$6,375.00	\$ 3,400.00	\$ 2,975.00	\$23,325.00			
May	464	\$6,960.00	\$ 3,712.00	\$ 3,248.00	\$30,285.00			
June	538	\$8,070.00	\$ 4,304.00	\$ 3,766.00	\$38,355.00			
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>								
		\$15.00	\$8.00	\$7.00				
July	507	\$7,605.00	\$ 4,056.00	\$ 3,549.00	\$45,960.00			
August	481	\$7,215.00	\$ 3,848.00	\$ 3,367.00	\$53,175.00			
September	491	\$7,365.00	\$ 3,928.00	\$ 3,437.00	\$60,540.00			
October	440	\$6,600.00	\$ 3,520.00	\$ 3,080.00	\$67,140.00			
October	0	\$0.00	\$ -	\$ (287.00)	\$67,140.00			
November	503	\$7,545.00	\$ 4,024.00	\$ 3,521.00	\$74,685.00			
December	398	\$5,970.00	\$ 3,184.00	\$ 2,786.00	\$80,655.00			

Land Records Moderization 2016		10410051.461300		10000000.242000				
		\$15.00	\$8.00	\$7.00				
2016	Number of Docs Recorded	Fees Collected by			Due State	YTD Collected		
		ROD	Retained					
January	403	\$6,045.00	\$ 3,224.00	\$ 2,821.00	\$6,045.00			
February	406	\$6,090.00	\$ 3,248.00	\$ 2,842.00	\$12,135.00			
March	431	\$6,465.00	\$ 3,448.00	\$ 3,017.00	\$18,600.00			
April	426	\$6,390.00	\$ 3,408.00	\$ 2,982.00	\$24,990.00			
May	535	\$8,025.00	\$ 4,280.00	\$ 3,745.00	\$33,015.00			
June	458	\$6,870.00	\$ 3,664.00	\$ 3,206.00	\$39,885.00			
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>								
		\$15.00	\$8.00	\$7.00				
July	498	\$7,470.00	\$ 3,984.00	\$ 3,486.00	\$47,355.00			
August	575	\$8,625.00	\$ 4,600.00	\$ 4,025.00	\$55,980.00			
September	492	\$7,380.00	\$ 3,936.00	\$ 3,444.00	\$63,360.00			
October	535	\$8,025.00	\$ 4,280.00	\$ 3,745.00	\$71,385.00			
November	489	\$7,335.00	\$ 3,912.00	\$ 3,423.00	\$78,720.00			
December	475	\$7,125.00	\$ 3,800.00	\$ 3,325.00	\$78,510.00			

Land Records Moderization 2017		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
2017	Number of Docs Recorded	Fees Collected by			YTD Collected
		ROD	Retained	Due State	
January	512	\$7,680.00	\$ 4,096.00	\$ 3,584.00	\$7,680.00
February	399	\$5,985.00	\$ 3,192.00	\$ 2,793.00	\$13,665.00
March	446	\$6,690.00	\$ 3,568.00	\$ 3,122.00	\$20,355.00
April	434	\$6,510.00	\$ 3,472.00	\$ 3,038.00	\$26,865.00
May	526	\$7,890.00	\$ 4,208.00	\$ 3,682.00	\$34,755.00
June	501	\$7,515.00	\$ 4,008.00	\$ 3,507.00	\$42,270.00
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
July	520	\$7,800.00	\$ 4,160.00	\$ 3,640.00	\$50,070.00
August	509	\$7,635.00	\$ 4,072.00	\$ 3,563.00	\$57,705.00
September	429	\$6,435.00	\$ 3,432.00	\$ 3,003.00	\$64,140.00
October	522	\$7,830.00	\$ 4,176.00	\$ 3,654.00	\$71,970.00
November	520	\$7,800.00	\$ 4,160.00	\$ 3,640.00	\$79,770.00
December	456	\$6,840.00	\$ 3,648.00	\$ 3,192.00	\$78,810.00
<b>Land Records Moderization 2018</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
2018	Number of Docs Recorded	Fees Collected by			YTD Collected
		ROD	Retained	Due State	
January	593	\$8,895.00	\$ 4,744.00	\$ 4,151.00	\$8,895.00
February	509	\$7,635.00	\$ 4,072.00	\$ 3,563.00	\$16,530.00
March	494	\$7,410.00	\$ 3,952.00	\$ 3,458.00	\$23,940.00
April	576	\$8,640.00	\$ 4,608.00	\$ 4,032.00	\$32,580.00
May	534	\$8,010.00	\$ 4,272.00	\$ 3,738.00	\$40,590.00
June	587	\$8,805.00	\$ 4,696.00	\$ 4,109.00	\$49,395.00
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
July	515	\$7,725.00	\$ 4,120.00	\$ 3,605.00	\$57,120.00
August	599	\$8,985.00	\$ 4,792.00	\$ 4,193.00	\$66,105.00
September	507	\$7,605.00	\$ 4,056.00	\$ 3,549.00	\$73,710.00
October	588	\$8,820.00	\$ 4,704.00	\$ 4,116.00	\$82,530.00
November	518	\$7,770.00	\$ 4,144.00	\$ 3,626.00	\$90,300.00
December	408	\$6,120.00	\$ 3,264.00	\$ 2,856.00	\$96,420.00
<b>Land Records Moderization 2019</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
2019	Number of Docs Recorded	Fees Collected by			YTD Collected
		ROD	Retained	Due State	
January	432	\$6,480.00	\$ 3,456.00	\$ 3,024.00	\$6,480.00
February	320	\$4,800.00	\$ 2,560.00	\$ 2,240.00	\$11,280.00
March	432	\$6,480.00	\$ 3,456.00	\$ 3,024.00	\$17,760.00
April	447	\$6,705.00	\$ 3,576.00	\$ 3,129.00	\$24,465.00
May	498	\$7,470.00	\$ 3,984.00	\$ 3,486.00	\$31,935.00
June	536	\$8,040.00	\$ 4,288.00	\$ 3,752.00	\$39,975.00
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
July	571	\$8,565.00	\$ 4,568.00	\$ 3,997.00	\$48,540.00
August	636	\$9,540.00	\$ 5,088.00	\$ 4,452.00	\$58,080.00
September	527	\$7,905.00	\$ 4,216.00	\$ 3,689.00	\$65,985.00
October	594	\$8,910.00	\$ 4,752.00	\$ 4,158.00	\$74,895.00
November	504	\$7,560.00	\$ 4,032.00	\$ 3,528.00	\$82,455.00
December	506	\$7,590.00	\$ 4,048.00	\$ 3,542.00	\$90,045.00



Land Records Moderization 2020		10410051.461300		10000000.242000		
		\$15.00	\$8.00	\$7.00		
2020	Number of Docs	Fees Collected by				YTD Collected
	Recorded	ROD	Retained	Due State		
January	485	\$7,275.00	\$ 3,880.00	\$ 3,395.00	\$7,275.00	
February	454	\$6,810.00	\$ 3,632.00	\$ 3,178.00	\$14,085.00	
March	470	\$7,050.00	\$ 3,760.00	\$ 3,290.00	\$21,135.00	
April	565	\$8,475.00	\$ 4,520.00	\$ 3,955.00	\$29,610.00	
May	518	\$7,770.00	\$ 4,144.00	\$ 3,626.00	\$37,380.00	
June	747	\$11,205.00	\$ 5,976.00	\$ 5,229.00	\$48,585.00	
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>			10410051.461300	10000000.242000		
		\$15.00	\$8.00	\$7.00		
July	751	\$11,265.00	\$ 6,008.00	\$ 5,257.00	\$59,850.00	
August	781	\$11,715.00	\$ 6,248.00	\$ 5,467.00	\$71,565.00	
September	655	\$9,825.00	\$ 5,240.00	\$ 4,585.00	\$81,390.00	
October	660	\$9,900.00	\$ 5,280.00	\$ 4,620.00	\$91,290.00	
November	713	\$10,695.00	\$ 5,704.00	\$ 4,991.00	\$101,985.00	
December	694	\$10,410.00	\$ 5,552.00	\$ 4,858.00	\$112,395.00	

Land Records Moderization 2021		10410051.461300		10000000.242000		
		\$15.00	\$8.00	\$7.00		
2021	Number of Docs	Fees Collected by				YTD Collected
	Recorded	ROD	Retained	Due State		
January	656	\$9,840.00	\$ 5,248.00	\$ 4,592.00	\$9,840.00	
February	739	\$11,085.00	\$ 5,912.00	\$ 5,173.00	\$20,925.00	
March	828	\$12,420.00	\$ 6,624.00	\$ 5,796.00	\$33,345.00	
April	748	\$11,220.00	\$ 5,984.00	\$ 5,236.00	\$44,565.00	
May	598	\$8,970.00	\$ 4,784.00	\$ 4,186.00	\$53,535.00	
June	720	\$10,800.00	\$ 5,760.00	\$ 5,040.00	\$64,335.00	
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>			10410051.461300	10000000.242000		
		\$15.00	\$8.00	\$7.00		
July	641	\$9,615.00	\$ 5,128.00	\$ 4,487.00	\$73,950.00	
August	761	\$11,415.00	\$ 6,088.00	\$ 5,327.00	\$85,365.00	
September	638	\$9,570.00	\$ 5,104.00	\$ 4,466.00	\$94,935.00	
October	616	\$9,240.00	\$ 4,928.00	\$ 4,312.00	\$104,175.00	
November	743	\$11,145.00	\$ 5,944.00	\$ 5,201.00	\$115,320.00	
December	626	\$9,390.00	\$ 5,008.00	\$ 4,382.00	\$124,710.00	

Land Records Moderization 2022		10410051.461300		10000000.242000		
		\$15.00	\$8.00	\$7.00		
2022	Number of Docs	Fees Collected by				YTD Collected
	Recorded	ROD	Retained	Due State		
January	571	\$8,565.00	\$ 4,568.00	\$ 3,997.00	\$8,565.00	
February	471	\$7,065.00	\$ 3,768.00	\$ 3,297.00	\$15,630.00	
March	589	\$8,835.00	\$ 4,712.00	\$ 4,123.00	\$24,465.00	
April	572	\$8,580.00	\$ 4,576.00	\$ 4,004.00	\$33,045.00	
May	651	\$9,765.00	\$ 5,208.00	\$ 4,557.00	\$42,810.00	
June	556	\$8,340.00	\$ 4,448.00	\$ 3,892.00	\$51,150.00	
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>			10410051.461300	10000000.242000		
		\$15.00	\$8.00	\$7.00		
July	438	\$6,570.00	\$ 3,504.00	\$ 3,066.00	\$57,720.00	
August	581	\$8,715.00	\$ 4,648.00	\$ 4,067.00	\$66,435.00	
September	448	\$6,720.00	\$ 3,584.00	\$ 3,136.00	\$73,155.00	
October	497	\$7,455.00	\$ 3,976.00	\$ 3,479.00	\$80,610.00	
November	507	\$7,605.00	\$ 4,056.00	\$ 3,549.00	\$88,215.00	
December	396	\$5,940.00	\$ 3,168.00	\$ 2,772.00	\$94,155.00	

Land Records Moderization 2023		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
2023	Number of Docs Recorded	Fees Collected by			YTD Collected
		ROD	Retained	Due State	
January	383	\$5,745.00	\$ 3,064.00	\$ 2,681.00	\$5,745.00
February	282	\$4,230.00	\$ 2,256.00	\$ 1,974.00	\$9,975.00
March	391	\$5,865.00	\$ 3,128.00	\$ 2,737.00	\$15,840.00
April	352	\$5,280.00	\$ 2,816.00	\$ 2,464.00	\$21,120.00
May	445	\$6,675.00	\$ 3,560.00	\$ 3,115.00	\$27,795.00
June	474	\$7,110.00	\$ 3,792.00	\$ 3,318.00	\$34,905.00
<b>CHANGE ST OF WI FISCAL JULY 1-JUNE 30</b>		10410051.461300		10000000.242000	
		\$15.00	\$8.00	\$7.00	
July	474	\$7,110.00	\$ 3,792.00	\$ 3,318.00	\$42,015.00
August	470	\$7,050.00	\$ 3,760.00	\$ 3,290.00	\$49,065.00
September	461	\$6,915.00	\$ 3,688.00	\$ 3,227.00	\$55,980.00
October		\$0.00	\$ -	\$ -	\$55,980.00
November		\$0.00	\$ -	\$ -	\$55,980.00
December		\$0.00	\$ -	\$ -	\$55,980.00



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			ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
<b>41 LAND SERVICES DEPARTMENT</b>									
<b>49 OTHER FINANCING SOURCES</b>									
10410049	499990	FUNDS APPLIED (BUD	0	-68,679	.00	.00	.00	-68,679.00	.00%*
		TOTAL NO PROJECT	0	-68,679	.00	.00	.00	-68,679.00	.00%
		TOTAL OTHER FINANCING SOURCES	0	-68,679	.00	.00	.00	-68,679.00	.00%
<b>51 GENERAL GOVERNMENT</b>									
10410051	444000	GG-RURAL ADDRESSIN	-3,000	-3,000	-4,562.50	-605.00	.00	1,562.50	152.1%
	2023/09/000025	09/13/2023 CRP	-35.00	REF TR					
	2023/09/000025	09/13/2023 CRP	-185.00	REF TR					NON-DEPARTMENTAL
	2023/09/000058	09/26/2023 CRP	-285.00	REF TR					NON-DEPARTMENTAL
	2023/09/000070	09/29/2023 CRP	-100.00	REF TR					NON-DEPARTMENTAL
10410051	461300	GG-RETAINED FEES	-50,000	-50,000	-29,856.00	-3,688.00	.00	-20,144.00	59.7%*
	2023/09/000072	09/30/2023 GEN	-3,688.00	REF DJ					SEPTEMBER RETAINED FEES
10410051	461900	GG-PUBLIC CHARGES	-1,700	-1,700	-929.20	-16.60	.00	-770.80	54.7%*
	2023/09/000052	09/21/2023 CRP	-16.60	REF TR					NON-DEPARTMENTAL
10410051	473100	REAL LISTER TOWN R	-1,200	-1,200	-236.25	-236.25	.00	-963.75	19.7%*
	2023/09/000013	09/07/2023 CRP	-63.00	REF TR					NON-DEPARTMENTAL
	2023/09/000025	09/13/2023 CRP	-63.00	REF TR					NON-DEPARTMENTAL
	2023/09/000058	09/26/2023 CRP	-110.25	REF TR					NON-DEPARTMENTAL
10410051	511000	GG-SALARIES AND WA	218,156	218,156	142,119.89	15,754.48	.00	76,036.11	65.1%
	2023/09/000006	09/08/2023 PRJ	7,779.75	REF PAYROL					WARRANT=230908 RUN=2 GENERAL
	2023/09/000044	09/22/2023 PRJ	7,974.73	REF PAYROL					WARRANT=230922 RUN=2 GENERAL



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			ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
10410051 520000	GG-EMPLOYEE BENEFI		110,357	110,357	68,645.79	7,680.42	.00	41,711.21	62.2%
2023/09/000006	09/08/2023 PRJ		3,810.45	REF PAYROL			WARRANT=230908	RUN=2 GENERAL	
2023/09/000044	09/22/2023 PRJ		3,869.97	REF PAYROL			WARRANT=230922	RUN=2 GENERAL	
10410051 530000	SURVEY CONTRACTED		1,500	1,500	.00	.00	.00	1,500.00	.0%
10410051 531060	GG-TT CONTRACT		35,000	35,000	33,730.00	.00	.00	1,270.00	96.4%
10410051 531190	GG-SOFTWARE MAINT		25,000	25,000	16,698.72	.00	.00	8,301.28	66.8%
10410051 531270	GG-RETAINED FEE EX		50,000	118,620	.00	.00	.00	118,620.00	.0%
10410051 543001	GG-VEH MAINT		1,000	1,000	118.20	.00	.00	881.80	11.8%
10410051 545000	GG-ROAD REPAIR		3,000	3,000	.00	.00	.00	3,000.00	.0%
10410051 551000	GG-INSURANCE		270	270	.00	.00	.00	270.00	.0%
10410051 552001	GG-TELEPHONE		1,200	1,200	822.29	90.25	.00	377.71	68.5%
2023/09/000064	09/28/2023 API		36.06	VND 005069 VCH355184	VERIZON WIRELESS		CELL PHONES		343683
2023/09/000073	09/30/2023 GEN		54.19	REF DJ			SEPTEMBER PHONE CHARGES		
10410051 554000	REAL TAX LISTER PR		5,100	5,100	46.98	1.24	.00	5,053.02	.9%
2023/09/000074	09/30/2023 GEN		1.24	REF DJ			SEPTEMBER COPY CHARGES		
10410051 554001	GG-PRINTING ALLOC		4,000	4,000	926.49	248.97	.00	3,073.51	23.2%
2023/09/000074	09/30/2023 GEN		248.97	REF DJ			SEPTEMBER COPY CHARGES		
10410051 555000	GG-TRAVEL TRAINING		4,500	4,500	2,329.16	35.00	.00	2,170.84	51.8%
2023/09/000081	09/30/2023 API		35.00	VND 999705 VCH355310	TOBUREN, SANDY		MEALS		13074
10410051 560000	GG-RURAL ADDRESS		3,000	3,000	2,173.65	.00	.00	826.35	72.5%



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			ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
10410051 561100	GG-OFFICE SUPPLIES		1,500	1,500	245.56	2.93	.00	1,254.44	16.4%
2023/09/000059	09/27/2023 API	2.93 VND		002825 VCH355112	AMAZON.COM		LITHIUM BATTERIES		13007
10410051 561101	GG-POSTAGE		700	700	79.15	.00	.00	620.85	11.3%
10410051 561450	SURVEY SUPPLIES		1,500	1,500	.00	.00	.00	1,500.00	.0%
10410051 562001	GG-FUEL		1,200	1,200	480.50	.00	.00	719.50	40.0%
TOTAL NO PROJECT			411,083	479,703	232,832.43	19,267.44	.00	246,870.57	48.5%
<b>10005 BASE BUDGET WLIP GRANT</b>									
10410051 435100	10005 GG- BASE BUDG		-50,000	-50,000	-190,719.91	.00	.00	140,719.91	381.4%
10410051 511000	10005 GG-BASE WLIP		31,881	31,881	45,718.30	4,634.32	.00	-13,837.30	143.4%*
2023/09/000006	09/08/2023 PRJ	2,522.64	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL	
2023/09/000044	09/22/2023 PRJ	2,111.68	REF	PAYROL		WARRANT=230922	RUN=2	GENERAL	
10410051 520000	10005 GG - BASE WLI		23,902	23,902	13,008.69	1,323.57	.00	10,893.31	54.4%
2023/09/000006	09/08/2023 PRJ	704.72	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL	
2023/09/000044	09/22/2023 PRJ	618.85	REF	PAYROL		WARRANT=230922	RUN=2	GENERAL	
10410051 571000	10005 GG-BASE WLIP		0	0	9,946.36	.00	.00	-9,946.36	100.0%*
TOTAL BASE BUDGET WLIP GRANT			5,783	5,783	-122,046.56	5,957.89	.00	127,829.56-2110.4%	
<b>10015 STATE EDUCATION GRANT</b>									
10410051 435100	10015 GG-EDUCATION		-1,000	-1,000	-7,443.91	.00	.00	6,443.91	744.4%



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	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
10410051 555000 10015 GG-STATE EDU	1,000	1,000	.00	.00	.00	1,000.00	.0%
TOTAL STATE EDUCATION GRANT	0	0	-7,443.91	.00	.00	7,443.91	100.0%
<b>10127 STRATEGIC INITIATIVE GRANT</b>							
10410051 435100 10127 GG-WLIP-STRAT	-50,000	-50,000	-70,000.00	.00	.00	20,000.00	140.0%
10410051 571000 10127 GG-STRATEGIC	50,000	50,000	22,866.88	.00	.00	27,133.12	45.7%
TOTAL STRATEGIC INITIATIVE GRANT	0	0	-47,133.12	.00	.00	47,133.12	100.0%
TOTAL GENERAL GOVERNMENT	416,866	485,486	56,208.84	25,225.33	.00	429,277.16	11.6%
<b>53 PUBLIC WORKS</b>							
<b>10002 WISCONSIN FUND GRANT</b>							
10410053 435490 10002 PW-WI FUND	-10,000	-10,000	.00	.00	.00	-10,000.00	.0%*
10410053 595000 10002 PW-WI FUND	10,000	10,000	.00	.00	.00	10,000.00	.0%
TOTAL WISCONSIN FUND GRANT	0	0	.00	.00	.00	.00	.0%
TOTAL PUBLIC WORKS	0	0	.00	.00	.00	.00	.0%
<b>56 CONSERVATION AND DEVELOPMENT</b>							
10410056 444000 C&D-PERMITS AND FE	-100,000	-100,000	-126,059.18	-16,454.18	.00	26,059.18	126.1%
2023/09/000013 09/07/2023 CRP	-2,825.00	REF TR					NON-DEPARTMENTAL
2023/09/000025 09/13/2023 CRP	-5,750.00	REF TR					NON-DEPARTMENTAL
2023/09/000041 09/19/2023 CRP	-150.00	REF TR					NON-DEPARTMENTAL
2023/09/000041 09/19/2023 CRP	-50.00	REF TR					NON-DEPARTMENTAL



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			ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
10410056 444000	C&D-PERMITS AND FE								
2023/09/000058	09/26/2023 CRP		-6,729.18				NON-DEPARTMENTAL		
2023/09/000070	09/29/2023 CRP		-50.00				NON-DEPARTMENTAL		
2023/09/000070	09/29/2023 CRP		-900.00				NON-DEPARTMENTAL		
10410056 461900	C&D-MISC REVENUE		0	0	-243.45	-153.00	.00	243.45	100.0%
2023/09/000013	09/07/2023 CRP		-150.00				NON-DEPARTMENTAL		
2023/09/000070	09/29/2023 CRP		-3.00				NON-DEPARTMENTAL		
10410056 511000	C&D-SALARY AND WAG		246,414	246,414	165,608.76	17,963.96	.00	80,805.24	67.2%
2023/09/000006	09/08/2023 PRJ		8,981.99				WARRANT=230908	RUN=2	GENERAL
2023/09/000044	09/22/2023 PRJ		8,981.97				WARRANT=230922	RUN=2	GENERAL
10410056 520000	C&D-EMPLOYEE BENEF		149,731	149,731	98,956.93	10,933.26	.00	50,774.07	66.1%
2023/09/000006	09/08/2023 PRJ		5,458.76				WARRANT=230908	RUN=2	GENERAL
2023/09/000044	09/22/2023 PRJ		5,474.50				WARRANT=230922	RUN=2	GENERAL
10410056 543001	C&D-VEHICLE MAINT		3,000	3,000	2,079.93	.00	.00	920.07	69.3%
10410056 551000	C&D-INSURANCE		1,300	1,300	.00	.00	.00	1,300.00	.0%
10410056 552001	C&D-TELEPHONE		1,500	1,500	1,150.42	132.19	.00	349.58	76.7%
2023/09/000064	09/28/2023 API		40.25	005069 VCH355184	VERIZON WIRELESS		CELL PHONES		343683
2023/09/000073	09/30/2023 GEN		91.94	REF DJ			SEPTEMBER PHONE CHARGES		
10410056 553000	C&D-ADVERTISING		500	500	.00	.00	.00	500.00	.0%
10410056 554001	C&D-PRINTING ALLOC		3,500	3,500	1,358.28	185.69	.00	2,141.72	38.8%
2023/09/000074	09/30/2023 GEN		185.69	REF DJ			SEPTEMBER COPY CHARGES		
10410056 555000	C&D-TRAVEL TRAININ		6,500	6,500	4,058.42	59.09	.00	2,441.58	62.4%
2023/09/000026	09/14/2023 API		30.00	VND 001229 VCH354811	NO CENTRAL LAND & WA REGISTRATION				343504
2023/09/000049	09/21/2023 API		29.09	VND 999708 VCH355007	BOISVERT, THOMAS		MEALS		12982



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10410056	561100	C&D-OFFICE SUPPLIE	1,500	1,500	650.44	2.93	.00	849.56	43.4%
	2023/09/000059	09/27/2023 API	2.93 VND	002825 VCH355112	AMAZON.COM		LITHIUM BATTERIES		13007
10410056	561101	C&D-POSTAGE	4,000	4,000	5,221.19	.00	.00	-1,221.19	130.5%*
10410056	562001	C&D-FUEL	2,800	2,800	3,248.26	.00	.00	-448.26	116.0%*
10410056	571000	C&D-MISCELLANEOUS	2,000	2,000	.00	.00	.00	2,000.00	.0%
10410056	571001	NUTRIENT - NTC EXP	0	0	120.00	.00	.00	-120.00	100.0%*
10410056	571002	POLLINATOR GARDEN	0	59	.00	.00	.00	59.00	.0%
10413456	444000	C&D-NMM	-15,000	-15,000	-12,850.00	.00	.00	-2,150.00	85.7%*
10413456	444002	C&D RECLAMATION PL	0	0	-200.00	.00	.00	200.00	100.0%
10413556	511001	C&D- BOA PER DIEM	1,000	1,000	791.47	.00	.00	208.53	79.1%
10413556	520000	C&D- BOA FRINGE	0	0	26.80	.00	.00	-26.80	100.0%*
		TOTAL NO PROJECT	308,745	308,804	143,918.27	12,669.94	.00	164,885.73	46.6%
<b>10010 LWRMP IM BONDING STATE AID</b>									
10410056	435860	10010 C&D- LWRMP IM	-100,000	-100,000	.00	.00	.00	-100,000.00	.0%*
10410056	595000	10010 C&D-LWRMP BON	100,000	100,000	.00	.00	.00	100,000.00	.0%

YEAR-TO-DATE BUDGET REPORT

FOR 2023 09

JOURNAL DETAIL 2023 9 TO 2023 9

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
TOTAL LWRMP IM BONDING STATE AID	0	0	.00	.00	.00	.00	.0%
<b>10011 LWRMP IMP SEG STATE AID</b>							
10410056 435860 10011 C&D- WRMP IMP	-1,000	-1,000	.00	.00	.00	-1,000.00	.0%*
10410056 595000 10011 C&D-LWRMP SEG	1,000	1,000	.00	.00	.00	1,000.00	.0%
TOTAL LWRMP IMP SEG STATE AID	0	0	.00	.00	.00	.00	.0%
<b>10016 SWRM STAFFING STATE AID</b>							
10410056 435860 10016 C&D-STAFFING	-85,000	-85,000	.00	.00	.00	-85,000.00	.0%*
10410056 511000 10016 C&D-SALARIES	65,435	65,435	55,086.11	6,072.19	.00	10,348.89	84.2%
2023/09/000006 09/08/2023 PRJ	3,036.10	REF PAYROL			WARRANT=230908	RUN=2 GENERAL	
2023/09/000044 09/22/2023 PRJ	3,036.09	REF PAYROL			WARRANT=230922	RUN=2 GENERAL	
10410056 520000 10016 C&D-EMPLOYEE	22,629	22,629	11,912.84	1,316.68	.00	10,716.16	52.6%
2023/09/000006 09/08/2023 PRJ	658.17	REF PAYROL			WARRANT=230908	RUN=2 GENERAL	
2023/09/000044 09/22/2023 PRJ	658.51	REF PAYROL			WARRANT=230922	RUN=2 GENERAL	
TOTAL SWRM STAFFING STATE AID	3,064	3,064	66,998.95	7,388.87	.00	-63,934.95	2186.6%
<b>10018 WILDLIFE ABATEMENT STATE AID</b>							
10410056 435860 10018 C&D-WILDLIFE	-25,000	-25,000	-10,610.54	.00	.00	-14,389.46	42.4%*
10410056 595000 10018 C&D-WILDLIFE	25,000	25,000	10,610.54	.00	.00	14,389.46	42.4%



YEAR-TO-DATE BUDGET REPORT

FOR 2023 09

JOURNAL DETAIL 2023 9 TO 2023 9

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
TOTAL WILDLIFE ABATEMENT STATE AI	0	0	.00	.00	.00	.00	.0%
<b>10051 CLEAN BOATS CLEAN WATERS</b>							
10410056 435860 10051 CBCW GRANT RE	0	0	-1,500.00	.00	.00	1,500.00	100.0%
10410056 485000 10051 CBCW DONATION	0	0	-2,000.00	.00	.00	2,000.00	100.0%
10410056 511000 10051 CBCW SALARIES	0	0	7,458.75	555.00	.00	-7,458.75	100.0%*
2023/09/000006 09/08/2023 PRJ	555.00	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL
10410056 520000 10051 CBCW EMPLOYEE	0	0	570.60	42.46	.00	-570.60	100.0%*
2023/09/000006 09/08/2023 PRJ	42.46	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL
TOTAL CLEAN BOATS CLEAN WATERS	0	0	4,529.35	597.46	.00	-4,529.35	100.0%
<b>10095 LMPN Grant</b>							
10410056 435860 10095 LMPN GRANT RE	0	0	-15,649.17	.00	.00	15,649.17	100.0%
10410056 511000 10095 LMPN SALARIES	0	0	10,087.50	1,365.00	.00	-10,087.50	100.0%*
2023/09/000006 09/08/2023 PRJ	1,365.00	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL
10410056 520000 10095 LMPN FRINGE	0	0	771.69	104.42	.00	-771.69	100.0%*
2023/09/000006 09/08/2023 PRJ	104.42	REF	PAYROL		WARRANT=230908	RUN=2	GENERAL
10410056 571000 10095 LMPN MISCELLA	0	0	1,086.06	.00	.00	-1,086.06	100.0%*
TOTAL LMPN Grant	0	0	-3,703.92	1,469.42	.00	3,703.92	100.0%
<b>10162 NUTRIENT MANGMNT FARMER EDU</b>							

YEAR-TO-DATE BUDGET REPORT

FOR 2023 09

JOURNAL DETAIL 2023 9 To 2023 9

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
10410056 435860 10162 C&D NMFE TIER	0	0	-3,200.00	.00	.00	3,200.00	100.0%
10410056 435861 10162 C&D NMFE TIER	0	0	-275.99	.00	.00	275.99	100.0%
10410056 595001 10162 NMFE TIER 2 E	0	0	19.81	.00	.00	-19.81	100.0%*
TOTAL NUTRIENT MANGMNT FARMER EDU	0	0	-3,456.18	.00	.00	3,456.18	100.0%
TOTAL CONSERVATION AND DEVELOPMEN	311,809	311,868	208,286.47	22,125.69	.00	103,581.53	66.8%
<b>60 PROPERTY TAXES</b>							
10410060 411100 TAX LEVY	-728,675	-728,675	-728,675.00	.00	.00	.00	100.0%
TOTAL PROPERTY TAXES	-728,675	-728,675	-728,675.00	.00	.00	.00	100.0%
TOTAL LAND SERVICES DEPARTMENT	0	0	-464,179.69	47,351.02	.00	464,179.69	100.0%
TOTAL REVENUES	-1,221,575	-1,290,254	-1,205,011.10	-21,153.03	.00	-85,242.90	
TOTAL EXPENSES	1,221,575	1,290,254	740,831.41	68,504.05	.00	549,422.59	
GRAND TOTAL	0	0	-464,179.69	47,351.02	.00	464,179.69	100.0%

\*\* END OF REPORT - Generated by Deana Jankowsky \*\*



Lincoln County Employee Timesheet

Name: Michael Huth		Department: LAND SERVICES				Pay Period:												
Employee Number: 583																		
Representative Status: Nonrepresented																		
FLSA Status: Exempt						From: 9/4/2023		To: 9/17/2023										
9/4	9/5	9/6	9/7	9/8	9/9	9/10	9/11	9/12	9/13	9/14	9/15	9/16	9/17					
Mon	Tue	Wed	Thur	Fri	Sat	Sun	Mon	Tue	Wed	Thur	Fri	Sat	Sun	Hours	Pay Category	FMLA hours		
	6.5	8.25	6	8.75			6.75	6.75	9	10	8.75			70.75	Regular:		10410056.511000	
	1.25													1.25	Vacation:			
8														8	Holiday:			
														0	Paid Sick Allowance:			
														0	Paid Funeral Leave:			
														0	Worker's Compensation:			
8	8	8	8	8	0	0	8	8	8	8	8	0	0	80	<b>TOTAL HOURS PAID</b>			
														0				
														0				
8	7.75	8.25	6	8.75	0	0	6.75	6.75	9	10	8.75	0	0	80	<b>TOTAL HOURS REPORTED</b>			

I certify that the foregoing is true and correct.

*Michael B. Huth*

Employee signature

Supervisor signature

Mandatory for all employees

**GRANT ALLOWABLE EXPENDITURES**

GRANT NAME/PROJECT: \_\_\_\_\_

GRANT NAME/PROJECT: \_\_\_\_\_

GRANT NAME/PROJECT: \_\_\_\_\_

GRANT NAME/PROJECT: \_\_\_\_\_

GRANT NAME/PROJECT: \_\_\_\_\_

COMPLETED BY: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_

Lincoln County Employee Timesheet

Name: Michael Huth		Department: LAND SERVICES					Pay Period:									
Employee Number: 583																
Representative Status: Nonrepresented																
FLSA Status: Exempt							From: 9/18/2023 To: 10/1/2023									
9/18	9/19	9/20	9/21	9/22	9/23	9/24	9/25	9/26	9/27	9/28	9/29	9/30	10/1	Hours	Pay Category	FMLA hours
6.25	6	8	6	8.75			4.75	5	8	8			2	62.75	Regular:	10410056.511000
1	2						3.25							6.25	Vacation:	
														0	Holiday:	
								3			8			11	Paid Sick Allowance:	
														0	Paid Funeral Leave:	
														0	Worker's Compensation:	
8	8	8	8	8	0	0	8	8	8	8	8	0	0	80	<b>TOTAL HOURS PAID</b>	
														0		
														0		
7.25	8	8	6	8.75	0	0	8	8	8	8	8	0	2	80	<b>TOTAL HOURS REPORTED</b>	

I certify that the foregoing is true and correct.

*Michael S. Huth*

Employee signature

Supervisor signature

Mandatory for all employees

**GRANT ALLOWABLE EXPENDITURES**

GRANT NAME/PROJECT: \_\_\_\_\_  
 GRANT NAME/PROJECT: \_\_\_\_\_  
 GRANT NAME/PROJECT: \_\_\_\_\_  
 GRANT NAME/PROJECT: \_\_\_\_\_  
 GRANT NAME/PROJECT: \_\_\_\_\_

COMPLETED BY: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_



**COOPERATIVE SERVICE AGREEMENT**  
between  
**LINCOLN COUNTY**  
and  
**WISCONSIN DEPARTMENT OF NATURAL RESOURCES (WDNR)**  
and  
**UNITED STATES DEPARTMENT OF AGRICULTURE**  
**ANIMAL AND PLANT HEALTH INSPECTION SERVICE (APHIS)**  
**WILDLIFE SERVICES (WS)**

**ARTICLE 1 – PURPOSE**

The purpose of this Cooperative Service Agreement is to cooperate in a County/State/Federal black bear, white-tailed deer, elk, cougar, Canada goose, wild turkey and Sandhill crane damage management program. The primary objective is to provide commercial agricultural producers the necessary technical and/or operational assistance in identifying, abating, managing, and assessing damage with the species listed.

**ARTICLE 2 – AUTHORITY**

APHIS-WS has statutory authority under the Acts of March 2, 1931, 46 Stat. 1468-69, 7 U.S.C. §§ 8351-8352, as amended, and December 22, 1987, Public Law No. 100-202, § 101(k), 101 Stat. 1329-331, 7 U.S.C. § 8353, to cooperate with States, local jurisdictions, individuals, public and private agencies, organizations, and institutions while conducting a program of wildlife services involving mammal and bird species that are reservoirs for zoonotic diseases, or animal species that are injurious and/or a nuisance to, among other things, agriculture, horticulture, forestry, animal husbandry, wildlife, and human health and safety.

**ARTICLE 3 - MUTUAL RESPONSIBILITIES**

The cooperating parties mutually understand and agree to/that:

1. APHIS-WS shall perform services set forth in the Work Plan, which is attached hereto and made a part hereof. The parties may mutually agree in writing, at any time during the term of this agreement, to amend, modify, add or delete services from the Work Plan.
2. The Cooperator certifies that APHIS-WS has advised the Cooperator there may be private sector service providers available to provide wildlife damage management (WDM) services that the Cooperator is seeking from APHIS-WS.
3. All equipment with a purchase price of \$5,000 or more per unit, purchased directly with funds from the cooperator for use on this project shall be subject to disposal according to APHIS policy, and shall be specifically listed in the attached work plan and financial plan. Property title/disposal shall be determined when this project (including all continuations and revisions of this agreement) terminates, or when the equipment is otherwise directed to other projects, whichever comes first. If the equipment is sold prior to the project end, the proceeds should be allocated according to APHIS policy. Continuations and revisions to this agreement shall list any equipment with a purchase price of \$5,000 or more per unit, carried over from a purchase directly with funds from the cooperator for use on this project. All other equipment purchased for the program is and will remain the property of APHIS-WS.
4. The cooperating parties agree to coordinate with each other before responding to media requests on work associated with this project.

**ARTICLE 4 - COOPERATOR RESPONSIBILITIES**

The County (Cooperator) agrees:

1. To designate the following as the authorized representative who shall be representative who shall be responsible for collaboratively administering the activities conducted in this agreement;

Lincoln County Cooperator Representative:

Thomas Boisvert  
Conservation Program Manager  
801 N. Sales Street, Suite 103  
Merrill, WI 54452  
715-539-1054  
[Thomas.boisvert@co.lincoln.wi.us](mailto:Thomas.boisvert@co.lincoln.wi.us)

WDNR Representative:

Brad Koele  
Wildlife Damage Specialist  
WDNR Bureau of Wildlife Management  
8770 Hwy J  
Woodruff, WI 54568  
608-576-3914  
[Bradley.Koele@wisconsin.gov](mailto:Bradley.Koele@wisconsin.gov)

2. To authorize APHIS-WS to conduct direct control activities and/or technical assistance to reduce commercial agricultural damage associated to wildlife damage caused by the species identified in the Work Plan. Activities are defined in the Work Plan. APHIS-WS will be considered an invitee on the lands controlled by Wildlife Damage Abatement and Claims Program (WDACP) enrollees. These program enrollees will be required to exercise reasonable care to warn APHIS-WS as to dangerous conditions or activities in the project areas.



3. To reimburse APHIS-WS for costs, not to exceed the annually approved amount specified in the Financial Plan. If costs are projected to exceed the amount reflected in the Financial Plan, the agreement with amended Work Plan and Financial Plan shall be formally revised and signed by all parties before services resulting in additional costs are performed. The Cooperator agrees to pay all costs of services submitted via an invoice from APHIS-WS within 30 days of the date of the submitted invoice(s). Late payments are subject to interest, penalties, and administrative charges and costs as set forth under the Debt Collection Improvement Act of 1996.
4. To provide a Tax Identification Number or Social Security Number in compliance with the Debt Collection Improvement Act of 1996.
5. As a condition of this agreement, the Cooperator ensures and certifies that it is not currently debarred or suspended and is free of delinquent Federal debt.
6. To designate APHIS-WS the County authorized individual whose responsibility shall be coordination and administration of WDACP activities conducted pursuant to this Agreement.
7. To notify APHIS-WS verbally or in writing as far in advance as practical of the date and time of any proposed meeting related to the program.
8. The Cooperator acknowledges that APHIS-WS shall be responsible for administration of APHIS-WS activities and supervision of APHIS-WS personnel. APHIS-WS will recognize the County as the lead cooperater in this Agreement and the WDNR for providing overall program oversight. APHIS-WS will coordinate activities with the County and WDNR.
9. To obtain the appropriate permits for removal activities for species listed in the Work Plan.
10. The Cooperator will not be connected to the USDA APHIS computer network(s).

**ARTICLE 5 – APHIS-WS RESPONSIBILITIES**

APHIS-WS Agrees:

1. To designate the following as the APHIS-WS authorized representative who shall be responsible for collaboratively administering the activities conducted in this agreement.
 

Daniel Hirschert  
WI State Director  
USDA, APHIS, WS  
732 Lois Drive  
Sun Prairie, WI 53590  
608-837-2727  
[Daniel.L.Hirschert@usda.gov](mailto:Daniel.L.Hirschert@usda.gov)
2. To conduct activities at sites designated by Cooperator as described in the Work Plan, Plan of Administration, and Financial Plans (Attachments A-C). APHIS-WS will provide qualified personnel and other resources necessary to implement the approved WDM activities delineated in the Work Plan, Plan of Administration, and Financial Plan of this agreement.
3. Designate to the County and WDNR the authorized APHIS-WS employee who shall be responsible for the joint administration of the activities conducted pursuant to this Agreement. APHIS-WS employees’ rights will be governed by applicable Federal personnel laws, rules, and regulations. County employees’ rights will be governed by County ordinances, Personnel Policy, and Union contracts where applicable.
  - a. APHIS-WS will designate the District Supervisor and/or Assistant District Supervisor as the authorized representative who will provide immediate direction and guidance to personnel in performing activities outlined in this Agreement, to include:
    - i. adequate numbers of qualified personnel to initiate and conduct the wildlife damage management activities outlined in the Work Plan of this Agreement.
    - ii. training, technical supervision, and coordination of activities as outlined in the Work Plan of this Agreement.
    - iii. to arrange for office space and provide equipment and other miscellaneous needs for personnel assigned to this program as outlined in the Work Plan of this Agreement.
4. That the performance of wildlife damage management actions by APHIS-WS under this agreement is contingent upon a determination by APHIS-WS that such actions are in compliance with the National Environmental Policy Act, Endangered Species Act, and any other applicable federal statutes. APHIS-WS will not make a final decision to conduct requested wildlife damage management actions until it has made the determination of such compliance.
5. To invoice the County quarterly for actual costs incurred by APHIS-WS during the performance of services agreed upon and specified in the Work Plan. Authorized auditing representatives of the County shall be accorded reasonable opportunity to inspect the accounts and records of APHIS-WS pertaining to such claims for reimbursement to the extent permitted by Federal law and regulations. APHIS-WS agrees to handle cooperative finances and budgeting as outlined in the Financial Plan of this Agreement.

**ARTICLE 6 – CONTINGENCY STATEMENT**

This agreement is contingent upon the passage by Congress of an appropriation from which expenditures may be legally met and shall not obligate APHIS-WS upon failure of Congress to so appropriate. This agreement may also be reduced or terminated if Congress only provides APHIS-WS funds for a finite period under a Continuing Resolution.

**ARTICLE 7 – NON-EXCLUSIVE SERVICE CLAUSE**

Nothing in this agreement shall prevent APHIS-WS from entering into separate agreements with any other organization or individual for the purpose of providing wildlife damage management services exclusive of those provided for under this agreement.

**ARTICLE 8 – CONGRESSIONAL RESTRICTIONS**

Pursuant to Section 22, Title 41, United States Code, no member of or delegate to Congress shall be admitted to any share or part of this agreement or to any benefit to arise therefrom.

**ARTICLE 9 – LAWS AND REGULATIONS**

This agreement is not a procurement contract (31 U.S.C. 6303), nor is it considered a grant (31 U.S.C. 6304). In this agreement, APHIS-WS provides goods or services on a cost recovery basis to nonfederal recipients, in accordance with all applicable laws, regulations and policies.

**ARTICLE 10 – LIABILITY**

APHIS-WS assumes no liability for any actions or activities conducted under this agreement except to the extent that recourse or remedies are provided by Congress under the Federal Tort Claims Act (28 U.S.C. 1346(b), 2401(b), and 2671-2680).

**ARTICLE 11 – NON-DISCRIMINATION CLAUSE**

The United States Department of Agriculture prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program. Not all prohibited bases apply to all programs.

**ARTICLE 12 - DURATION, REVISIONS, EXTENSIONS, AND TERMINATIONS**

This agreement shall become effective on January 1, 2024 and shall continue through December 31, 2028. This Cooperative Service Agreement may be amended by mutual agreement of the parties in writing. The Cooperator must submit a written request to extend the end date at least 10 days prior to expiration of the agreement. Also, this agreement may be terminated at any time by mutual agreement of the parties in writing, or by one party provided that party notifies the other in writing at least 120 days prior to effecting such action. Further, in the event the Cooperator does not provide necessary funds, APHIS-WS is relieved of the obligation to provide services under this agreement.

In accordance with the Debt Collection Improvement Act of 1996, the Department of Treasury requires a **Taxpayer Identification Number** for individuals or businesses conducting business with the agency.

County Tax ID No.: 39-6005714  
WDNR Tax ID No.: 39-6006436  
APHIS-WS's Tax ID: 41-0696271

**Lincoln County:**

BY: \_\_\_\_\_  
Marty Lemke, Land Services Committee Chair  
Lincoln County  
801 N. Sales Street, Suite 103  
Merrill, WI 54452  
Date \_\_\_\_\_

**Wisconsin Department of Natural Resources:**

BY: \_\_\_\_\_  
Eric Lobner, Bureau Director  
Wisconsin Department of Natural Resources  
101 S. Webster Street  
Madison, WI 53707-7921  
Date \_\_\_\_\_

**UNITED STATES DEPARTMENT OF AGRICULTURE  
ANIMAL AND PLANT HEALTH INSPECTION SERVICE  
WILDLIFE SERVICES**

BY: \_\_\_\_\_  
Daniel Hirschert, State Director  
USDA, APHIS, WS  
732 Lois Dr.  
Sun Prairie, WI 53590  
Date \_\_\_\_\_

BY: \_\_\_\_\_  
Keith Wehner, Eastern Region Director  
USDA, APHIS, WS  
920 Main Campus Dr, Suite 200  
Raleigh, NC 27606  
Date \_\_\_\_\_

**ATTACHEMENT A  
WORK PLAN  
LINCOLN COUNTY**

In accordance with the Cooperative Service Agreement between the County, WDNR and the United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service (APHIS), Wildlife Services (WS), this Work Plan sets forth the objectives, activities and budget of this project during the period of this agreement.

**Introduction**

The U.S. Department of Agriculture (USDA) is authorized to protect American agriculture and other resources from damage associated with wildlife. Wildlife Services activities are conducted in cooperation with other Federal, State, and local agencies; private organizations and individuals.

The APHIS-WS program uses an Integrated Wildlife Damage Management (IWDM) approach (sometimes referred to as IPM or “Integrated Pest Management”) in which a series of methods may be used or recommended to reduce wildlife damage. These methods include the alteration of cultural practices as well as habitat and behavioral modification to prevent damage. However, controlling wildlife damage may require that the offending animal(s) are killed or that the populations of the offending species be reduced.

**Purpose**

**Objectives and need for assistance:** Agricultural producers need professional wildlife damage management assistance in identifying, abating, and assessing black bear, white-tailed deer, elk, cougar, Canada goose, wild turkey, and sandhill cranes damage. APHIS-WS’s objective will be to provide that assistance.

**Expected results or benefits:** The benefits to be derived from a cooperative black bear, white-tailed deer, elk, cougar, Canada goose, wild turkey, and Sandhill cranes management program include timely availability of the necessary wildlife damage management expertise, technical assistance, loans of necessary abatement equipment, and crop/livestock damage appraisal services for producers experiencing conflicts with one of more of these species. The intended result will be wildlife damage relief.

**Planned APHIS-WS Activities**

1. **Approach:** The proposed wildlife damage management program will be comprised of education, extension, technical assistance, and operational efforts. When complaints occur, an evaluation of the situation will be made to determine what appropriate action should be taken. APHIS-WS will consider all applicable methods and combinations of techniques available to alleviate the conflict. APHIS-WS will recommend an integrated wildlife damage management approach which may consist of elements such as: changes in farming or livestock practices, loan of damage abatement equipment, installation of cost-shared permanent fences, WDNR issued shooting permits, and crop damage compensation (WDNR funded). Specific abatement measures to be considered are outlined in Attachment B.
2. **Resources Required:** Overall supervision and program direction will be provided by the APHIS-WS State Director. Immediate supervision and program direction will be provided by the APHIS-WS District Supervisor and/or Assistant District Supervisor. All County Wildlife Damage Abatement and Claims Program (WDACP) funds will be managed as an integral part of the APHIS-WS districts WDACP budget. Specific financial details are outlined in Financial Plan.
3. **Procurement:** Purchase of supplies, equipment, and miscellaneous needs including salaries will be made by APHIS-WS as outlined in the Financial Plan. All WDACP expenditures will be processed through APHIS-WS financial administrative systems (FMMI) and charged to the County WDACP account as outlined in the APHIS-WS District WDACP budget.
4. **Stipulations and Restrictions:** APHIS-WS activities under this cooperative effort will be limited to the State of Wisconsin. Techniques will be environmentally sound, safe, and effective. Wildlife damage management activities will be performed within the policy guidelines of APHIS-WS, the State of Wisconsin, and the County in compliance with applicable State and Federal regulations.
5. **Reports:** Upon request, APHIS-WS will provide an annual report to the County on APHIS-WS activities conducted under this Cooperative Agreement.

**Effective Dates**

This agreement shall become effective on January 1, 2024 and continue through December 31, 2028 unless otherwise modified or terminated as described in ARTICLE 12.

**ATTACHMENT B**  
**WISCONSIN WILDLIFE DAMAGE ABATEMENT & CLAIMS PROGRAM (WDACP)**  
**PLAN OF ADMINISTRATION**  
**LINCOLN COUNTY**

As confirmed in the County Board of Supervisor's Resolution No. 93, the County request to participate in the Wildlife Damage Abatement and Claims Program (WDACP), established under s. 29.889, Stats., and s. NR 12 Wis. Adm. Code. This Plan of Administration (Plan) outlines the relationships and duties of the County, the Wisconsin Department of Natural Resources (WDNR), and the United States Department of Agriculture, Animal Plant Health Inspection Services, Wildlife Services (APHIS-WS), herein called the parties. By submission of this Plan, the County agrees to fully comply with s. 29.889, Stats., s. NR 12, Wis. Adm. Code and the Wisconsin WDACP Technical and Field Manuals which are made a part of this Plan by reference.

1. Definitions: For the purposes of this Plan, the Parties accept the definitions found in s. 29.889(1) Stats. And s. NR 12.31 WI. Adm. Code. In addition, the Parties agree that:
  - a. "Improperly filed claim" means any wildlife damage claim received by WDNR which does not comply fully with all eligibility requirements of s. 29.889, Stats., s. NR. 12 Wis. Adm. Code or this Plan or procedures described in the WDACP Technical or Field Manual.
  - b. "Permanent fence contract" means any permanent fence contract written in accordance with the Wisconsin WDACP Technical Manual and designed to remain effective for a minimum of 15 years.
2. Level of Participation: The County agrees to administer the full WDACP.
3. Eligible Species: The County agrees to administer the WDACP with respect to the following wild animals: bear, cougar, white-tailed deer, elk, Canada goose, wild turkey, and Sandhill cranes \* (*\*only become eligible for program benefits when a hunting season in Wisconsin has been established*).
4. Eligible Crops: The County agrees to provide WDACP services with respect to the following: damage to commercial seedlings or crops growing on agricultural lands, damage to crops that have been harvested for sale or further use but have not been removed from the agricultural land, damage to orchard trees or nursery stock, damage to livestock, or damage to apiaries.
5. Delegation of Responsibility:
  - a. The County, through an established committee or through a county designee shall provide Administration of the County WDACP pursuant to s. 29.889, Stats., s. NR 12, Wis. Adm. Code including approval of: annual budget requests, permanent fence contracts, crop prices, properly filed wildlife damage claims, shooting permit compliance waivers, and enrollee appeals, (if any).
  - b. APHIS-WS shall provide the field management of the County WDACP, including hiring, training, and supervising staff, providing program services, records management, purchasing, and equipment inventory.
6. Budgeting:
  - a. APHIS-WS agrees to:
    - i. Prepare a WDACP budget proposal for the following calendar year for County review and approval by October 31 (or as negotiated).
    - ii. Not bind the County to the expenditures of funds exceeding their total County WDACP budget.
    - iii. Keep administrative costs to a minimum, by billing WDACP expenses to each County on a quarterly basis.
  - b. The County agrees to:
    - i. Provide an annual budget request to WDNR by November 1 (or as negotiated) for the following calendar year. All budget requests will include cost estimates for administration, abatement, wildlife damage claims, and an estimated number of claimants.
    - ii. Prepare quarterly (or as negotiated) reimbursement request to WDNR for eligible WDACP expenditures.
    - iii. Not bind WDNR for expenditures beyond the approved County Plan of Administration. The County may request additional funding by written amendment. It is understood that additional funding is not guaranteed and is subject to fund availability.
    - iv. Unless otherwise agreed upon, submit advance abatement and administrative fund requests that are compliant with s. 29.889 and NR 12, after submitting a final reimbursement request for previous year for which WDACP participation was approved.
  - c. WDNR Agrees to:
    - i. Review and approve, amend, or deny the annual budget request in accordance with s. 29.889, Stats., s. NR 12.32, Wis. Adm. Code, and advance funds under s. NR 12.34 (unless otherwise agreed upon), Wis. Adm. Code within 30 days of department approval of the annual budget estimate.
    - ii. Review and approve, amend, or deny reimbursement requests in accordance with s. NR 12.34 and s. NR 12.35, Wis. Adm. Codes.
    - iii. Review and act on properly filed wildlife damage claim requests no later than June 1 following the calendar year in which damage occurred.



- iv. If eligible wildlife damage claims are submitted late by the County, WDNR may accept and process the claims if funds are available, and the payment will not adversely affect claimants for the proceeding calendar year claim payments.
- v. If statewide approved wildlife damage claims exceed available funds, claims shall be paid on a prorated basis as established in s. NR 12.37 (3) Wis. Adm. Code.

d. The Parties mutually recognize and agree:

- i. WDNR may not bind the State of Wisconsin to pay costs beyond the amount appropriated for the WDACP.
- ii. WDNR may defer until after July 1, the payment of County reimbursement requests beyond the initial 25% funds advancement.
- iii. The County and WDNR shall not restrict APHIS-WS to line items estimates in the WDACP budget if total expenditures, per expense category of abatement or administration, do not exceed the total budgeted amount approved by the County and WDNR.
- iv. The County WDACP budget may be spent in its entirety. Any unspent funds will remain with the WDNR WDACP program.
- v. Supplies, materials, and equipment will be purchased with WDACP funds. If this Agreement is terminated by any of the Parties, items purchased will be transferred within the WDACP for use or proceeds of items shall remain with the WDACP or returned for reimbursement if possible.
- vi. WDNR will not reimburse the cost of abatement measures unless those measures were prescribed and implemented according to the Wisconsin WDACP Technical Manual.
- vii. WDNR will not make payment for any wildlife damage claim which does not comply with all eligible requirements of s. 29.889, Stats., s. NR 12, Wis. Adm. Code, or this Plan of Administration.

7. Recordkeeping:

a. APHIS-WS and the County agree to:

- i. Maintain record keeping practices and procedures that confirm to accounting practices directed by the WDNR and in compliance with s. NR 12, Wis. Adm. Code.
- ii. Make all records and files relating to the WDACP available to the other Parties, upon request.
- iii. Send copies of any WDACP documentation to the other Parties, upon request.
- iv. Use WDNR authorized databases and forms for billing and reporting.

b. APHIS-WS agrees to: Maintain separate enrollee files and keep records of all abatement recommendations, appraisals, and all WDACP related interactions with each enrollee.

c. The County agrees to: Direct all billings to WDNR, Wildlife Damage Specialist

d. WDNR may: Conduct periodic audits of County record keeping procedures and prepare a written report to the County.

e. The Parties recognize and agree: All WDACP records are subject to the Wisconsin Open Records Law s.16.61, Stats. Any WDACP records requested will be provided by the County, WDNR, and/or APHIS-WS, as applicable.

8. Abatement Measures:

a. The parties mutually recognize and agree that:

- i. WDNR shall maintain Webpages detailing the WDACP and describing how services may be requested.
- ii. All enrollees shall be required to have a signed enrollment form on file to meet the hunting requirements in s. 29.889 (7m), Stats., s. NR 12.36, Wis. Adm. Code prior to receiving WDACP assistance.
- iii. All abatement measures recommended to alleviate wildlife damage shall conform to the procedures and priorities found in the Wisconsin WDACP Technical Manual and will be accepted by the County as complete and appropriate "recommended abatement". Other abatement measures may be used if approved in advance, in writing, by WDNR.
- iv. In the event equipment loaned by APHIS-WS to an enrollee is damaged beyond normal wear and tear, the enrollee/owner shall be billed for parts and labor to repair the damaged equipment, or if repair costs exceed the value of the equipment, the enrollee will be billed for the replacement of the equipment. APHIS-WS agrees to invoice the enrollee for these costs through a separate Cooperative Service Agreement and deposit the proceeds in the County's WDACP account. If the enrollee refuses to pay:
  - 1. The County shall direct APHIS-WS to refuse abatement services until payment is made (consequently the enrollee would be ineligible for a wildlife damage claim) or
  - 2. The County shall take a reasonable legal action to recover the loss of WDACP materials and/or equipment and deposit the proceeds in the County's WDACP account.

- v. Permanent fences for white-tailed deer or elk abatement shall only be recommended subject to the priorities and conditions set forth in the Wisconsin WDACP Technical Manual or as directed by WDNR.
    - 1. A WDACP enrollee for which a permanent fence has been recommended and approved will be required to agree to the design of the fence in advance of letting the project for bid. The enrollee will be responsible for all materials and/or installation costs in excess of the low bid amount if the enrollee requests changes in the fence design subsequent to letting the bids for said fence.
    - 2. A permanent fence contract shall be signed by the enrollee/landowner, the County, WDNR, and APHIS-WS. This contract shall be registered with the appropriate County Register of Deeds.
    - 3. All aspects of permanent fencing projects shall comply with requirements in the Wisconsin WDACP Technical Manual.
    - 4. All permanent fences must be approved by the County and approved in writing by the WDNR prior to soliciting and awarding bids for materials and construction of the fence.
    - 5. All permanent fences that exceed the specification found in the Wisconsin WDACP Technical Manual must have prior written approval from WDNR.
    - 6. The County will pay the WDACP's 75% obligation for permanent high-tensile woven wire projects approved by the WDNR, when APHIS-WS has determined that the WDACP requirements for materials and construction have been met.
    - 7. An initial fence inspection will be completed by APHIS-WS and all information will be entered into the WDNR database including a copy of the registered permanent fence contract.
    - 8. APHIS-WS shall conduct inspections a minimum of once annually of all permanent fences cost-shared through the WDACP to ensure fence contract compliance. All inspection records will be annually recorded in the WDACP database.
    - 9. A penalty fee (*fee to be determined*) may be charged to the enrollee if the fence has been awarded and the enrollee withdraws or elects to NOT build the approved fence.
    - 10. Enrollees will be denied additional full program WDACP assistance if a permanent fence has been recommended as the primary abatement and the enrollee refuses the fence. For as long as a permanent fence is the primary recommended abatement for that enrollee full WDACP program assistance (any abatement and/or claims) will be denied in all subsequent years until a fence is erected. NOTE: Enrollee may remain eligible for Act 82 permits, as long as all conditions for Act 82 enrollment have been met.
    - 11. The contractor shall be liable for the payment of penalties to the WDACP accruing in the amount described in the permanent fence Bid Request, in the event the Contractor fails to meet the delivery and/or installation schedules as specified. Penalties, if applicable, shall be deducted from the payment that is owed to the contractor under the terms of the Bid and its associated bid conditions.
    - 12. APHIS-WS will prepare all Satisfaction of Contract paperwork and record this paperwork with the appropriate county Register of Deeds, when the fence has reached the end of its 15-year term and/or when the contract has been otherwise satisfied (i.e., enrollee has provided payment to end the contract prior to the end of the 15-year term according to the pay back clause of the clause of the register permanent fence contract).
  - vi. Enrollees shall be encouraged to integrate sound conservation practices with their normal agricultural practices.
  - vii. The County, in accordance with s. NR 12.35(4) Wis. Adm. Code will not administer abatement measures to persons not cooperating with County personnel or the County's agents responsible for administering the County's WDACP. Abusive language, behavior, threats of violence, or otherwise will be considered a failure on the part of the enrollee to cooperate. This condition of administration will be provided by the County or its agent, in writing to program enrollees.
  - b. WDNR and APHIS-WS agree to: Provide current information, as available, on the effectiveness of the above abatement measures and/or changes to the Wisconsin WDACP Technical Manual.
9. Wildlife Damage Claims:
- a. APHIS-WS agrees to:
    - i. Advise the County WDACP enrollees in writing procedures and requirements for submitting a wildlife damage claim, and all other WDACP eligibility requirements through the use of the current program Farmers Fact sheet and/or other informational materials.
    - ii. Require that potential claimants specify the location of damage, crop(s) being damaged, species of wildlife causing damage, and the date damage first occurred with a written, telephone, or personal consultation.
    - iii. Require that enrollees have signed enrollment form(s) (WDNR form) on file to meet the hunting requirements in s. 29.889 (7M), Stats. And s. NR 12.36(2) Wis. Adm. Code.
    - iv. Inspect reported damage to verify eligibility requirement and recommend abatement measures.



- v. Determine the amount of huntable land and the applicable number of hunters for each enrollee in accordance with s. NR 12.31(4) or (4e), Wis. Adm. Code, notify each enrollee of the requirement to allow open public hunting or managed hunting access (at least 2 hunters per 40 acres of land suitable for hunting). Land suitable for hunting all eligible species other than deer and elk shall be determined in a manner consistent with s. NR 12.31(4e) Wis. Adm. Code. Participants who only receive a deer shooting permit and waive any eligibility to receive a wildlife damage claim payment or other WDACP program assistance, are exempt from the public hunting requirement (Act 82 enrollment), (s. NR 12.36 (1m) Wis. Adm. Code). Participants who receive abatement only on leased land properties for bear damages to apiaries are exempt from the public hunting requirements as defined in s. 29.889 (7m), Stats.
  - vi. Prepare maps of properties enrolled in the WDACP that are required to open to the public for hunting the species causing damage. Maps must detail the acres enrolled, Township, Range, Section number(s), identifying owned and leased land properties enrolled, and the enrollee's contract information. APHIS-WS will obtain approval from the enrollee to assure that the map includes complete and accurate information regarding all properties enrolled. APHIS-WS staff will enter a copy of the map into the WDNR database, per the WDNR mapping guidelines.
  - vii. Notify WDACP enrollees that any site will be ineligible if they fail to:
    - 1. Control hunting access on all contiguous land under the same ownership and control, except in situations involving apiaries on land not controlled by the enrollee as defined in s. 29.889 (7m), Stats.
    - 2. Allow public hunting for the species causing damage (two options available)
      - a. Open public hunting (OPH)
      - b. Managed Hunting Access (MHA) – the presence of 2 hunters per 40 acres of land suitable for hunting.
    - 3. Sign the appropriate enrollment form(s) including obtaining landowner consent for enrollment of leased properties in a timely manner.
    - 4. File a wildlife damage complaint with APHIS-WS within 14 days of first damage each year.
    - 5. Follow APHIS-WS's recommended abatement according to the WDACP Technical Manual list of approved methods.
    - 6. Request an appraisal for each crop and/or cutting from APHIS-WS orally or in writing at least 10 days prior to the harvest of crops, and delay harvest of said crops for a period of up to 10 days to allow APHIS-WS time to appraise the unharvested crops, or until the appraisal is completed.
    - 7. Notify APHIS-WS if they charge any fees for hunting or hunting access, or any other activity that includes hunting for the species causing the damage.
  - viii. Inspect the crop or individual fields identified by the enrollee, prior to harvest, and access the eligible wildlife damage and prepare a wildlife damage claim.
  - ix. Retain the claim until the end of the calendar year or end of the state harvest season for the enrolled species, whichever is later, to determine the enrollee's compliance with the WDACP requirements.
  - x. Establish, as described below, uniform unit prices for eligible crops and calculated the value of the eligible wildlife damage claims (see Mutual Agreement between all parties 4b).
  - xi. Ensure that crop damage resulting from improper crop management, compromised growing conditions and weather, or wildlife other than the covered species, is not included in the official crop damage appraisals conducted by APHIS-WS prior to preparation of the enrollee's official wildlife damage claim.
  - xii. Summarize and prepare the necessary WDNR forms for all wildlife damage claims for review by the County prior to the succeeding March 1<sup>st</sup>. Upon approval by the County, claims will be submitted to the WDNR, unless otherwise negotiated by the succeeding March 1<sup>st</sup>.
  - xiii. Notify, in writing, any enrollee whose wildlife damage claim has been rejected and provided the reason for the rejection, as well as the appropriate appeal procedures.
- b. The County agrees to:
- i. Review and approve all properly filed wildlife damage claims.
  - ii. Establish crop prices in accordance with the WDACP Technical Manual or approve prices as recommended by APHIS-WS.
  - iii. Deny all wildlife damage claims for a crop site where an invalid enrollment form has been signed by the enrollee and filed with APHIS-WS
  - iv. Deny all wildlife damage claims where APHIS-WS did not receive a complaint within 14 days of first damage.
  - v. Deny all wildlife damage claims for crop sites where APHIS-WS abatement recommendations were not followed.
  - vi. Deny all wildlife damage claims for crops that were harvested before an appraisal request was made to APHIS-WS or before an appraisal was completed (within a 10-day period from notification of harvest).

- vii. Deny all wildlife damage claims on row crops for damage occurring to these crops during a particular growing season after 90 percent of the County's harvest for this crop has been completed, as required by s. NR 12.37(1)(c), Wis. Adm. Code. The County may consult with the local FSA and UW extension offices for assistance in making the 90 percent determination (if desired).
  - viii. Deny all wildlife damage claims if an enrollee is not compliant with the prescribed harvest objective if issued a deer damage shooting permit, and the consulting group consisting of the County, the damage specialist and WDNR, does not collectively recommend an exemption to the harvest objective requirement.
  - ix. The County shall take reasonable legal action to recover claim payments made on the basis of fraudulent or negligent claims or statements.
- c. WDNR agrees to: Accept the amount of wildlife damage for all properly filed wildlife damage claims approved by the County as final for purposes of review.
- d. It is mutually agreed by the County, APHIS-WS, and WDNR that:
- i. Damage assessment for compensation will be performed by APHIS-WS staff in accordance with the Wisconsin WDACP Technical Manual and Field Handbook and will be accepted by the County as complete and accurate "assessed damage".
  - ii. Compensation prices will be developed by APHIS-WS using information from UW Extension and/or local marketplace data and proposed to the County for approval, each year. Such prices will be established according to procedures set forth in the Wisconsin WDACP Technical Manual. Such prices will be applied to all individuals with eligible wildlife damage to those crops throughout the County.
  - iii. Public complaints (abatement compliance, fraud, etc.) must be written and received by APHIS-WS by December 31<sup>st</sup>, to be given consideration in the wildlife damage claims determination process. Hunting access denial complaints shall be written and received by APHIS-WS within 10 days of hunting access denial to be given consideration in the wildlife damage claims determination process, as described in the WDACP Technical Manual.
  - iv. The County will not administer a damage appraisal and/or claim to persons not cooperating with County personnel or its agent responsible for administering the County's Wildlife Damage Abatement and Claims Program. Abusive language, behavior, threats of violence, or otherwise will be considered a failure on the part of the enrollee to cooperate. This condition of administration will be provided by the county or its agent, in writing to program enrollees.
  - v. As required by s. NR 12.37(4)(a) 4.b., Wis. Adm. Code as part of the claims approval process, if an enrollee who has been issued a shooting permit is found not to be compliant with the harvest objective prescribed under his/her permit under s. NR 12.163(2)(a), Wisc. Adm. Code, then the County, its agent, and the department shall consult before making a collective recommendation to grant an exemption to the harvest objective requirement. This group shall review the evidence if there is consensus that an exemption is warranted, they shall recommend that the County designated committee charged with the approval of such damage claims, grant approval of the damage claim for the year in which the permit was issued. Compelling evidence that shall be used is detailed in s. NR 12.163(2)(b)2., Wis. Adm. Code.
10. Charges: The terms of this Agreement may be changed by written amendment approved by all Parties.
11. Termination:
- a. The County may terminate participation in the WDACP upon notifying WDNR in writing thirty (30) days prior to termination.
  - b. WDNR shall terminate a County Plan of Administration if the County does not comply with all conditions of s. 29.889, Stats., s. NR 12, Wis. Adm. Code, this Plan of Administration, the Wisconsin WDACP Technical Manual, or fails to properly report costs of the program or claims.
  - c. WDNR agrees to reimburse the County for WDACP costs incurred and determined proper by DNR under this Plan of Administration prior to the effective date of termination.
  - d. That upon termination of the Agreement, the County shall reimburse APHIS-WS for all County WDACP obligations created by APHIS-WS as a result of this Agreement and not previously reimbursed, to the limits of the County WDACP budget.
  - e. In the even that the County chooses to exercise its right to overrule APHIS-WS on a particular case under the general policy provision, APHIS-WS reserves the right to withdraw administrative and/or fiscal support of that case. Either action may occur without termination of this Agreement.
12. Length of Effect: This Plan shall remain in effect until December 31, 2028, unless otherwise changed or terminated as described in Article 12 and sections 10 and 11.

**ATTACHMENT C  
FINANCIAL PLAN  
LINCOLN COUNTY**

Annual Budgets will be completed by APHIS-WS representative, approved by all Parties, and signed by County, WDNR, and APHIS-WS representatives.

Financial Point of Contact/Billing Address:

Thomas Boisvert, Conservation Program Manager  
Lincoln County  
801 N. Sales Street, Suite 103  
Merrill, WI 54452  
715-539-1054  
[Thomas.boisvert@co.lincoln.wi.us](mailto:Thomas.boisvert@co.lincoln.wi.us)

Tina Stott, Budget Analyst  
USDA, APHIS, Wildlife Services  
732 Lois Dr.  
Sun Prairie, WI 53590  
(608) 837-2727  
[Tina.stott@usda.gov](mailto:Tina.stott@usda.gov)

Section \*V - COUNTY BUDGET/FINANCIAL PLAN - required by all Parties  
 Lincoln County (Cooperator)

Cost Element	Price Charged to Cooperator, paid to APHIS WS	Additional WDNR Funding Requested By Cooperator (County is reimbursed directly from WDNR)	Cost Shared by WS	Full Cost
Salaries (includes venison donation administration)	\$28,461.02	\$0.00	\$4,547.40	\$33,008.42
Abatement Materials (includes temp fence, repellant, bear abatement, other abatement)	\$ 1,660.95	\$0.00	\$0.00	\$ 1,660.95
Mileage/Travel/Services	\$ 1,728.13			\$ 1,728.13
<b>Subtotal Direct Costs</b>	<b>\$31,850.10</b>	<b>\$0.00</b>	<b>\$4,547.40</b>	<b>\$36,397.50</b>
Pooled job costs (ex, vehicle usage, etc)	\$3,503.51	\$0.00	na	\$3,503.51
Deer Donation Processing	na	\$1,200.00	na	\$1,200.00
County Administration	na	\$500.00	na	\$500.00
Indirect Costs (Administrative Overhead)	\$5,143.79	\$0.00	na	\$5,143.79
Permanent Fence	na	\$0.00	na	\$0.00
<b>Agreement Total</b>	<b>\$40,497.40</b>	<b>\$1,700.00</b>	<b>\$4,547.40</b>	<b>\$46,744.80</b>
The distribution of the budget (with the exception of the mandatory percentage line items) from this Financial Plan may vary as necessary to accomplish the purpose of this agreement, but may not exceed:	<b>\$42,197.40</b>			

We expect to assist 15 growers with damage that may result in wildlife damage requests equaling or exceeding \$10,000 worth of claims.

Signatures of Intention:

COUNTY: \_\_\_\_\_

Date: \_\_\_\_\_

WDNR: \_\_\_\_\_

Date: \_\_\_\_\_

USDA-APHIS-WS: \_\_\_\_\_

Date: \_\_\_\_\_

2024 Lincoln County Budget

Approved amount to be provided by:

	County Request	County Admin	USDA-WS Funding Approved		WDNR Funding Approved		Total Funding Approved
Salaries (includes County Admin)	\$28,761.02	\$500.00	\$4,547.40		\$28,761.02		\$33,308.42
Mileage/Travel/Services	\$5,231.64		\$0.00		\$5,231.64		\$5,231.64
Office Overhead	\$5,143.79		\$0.00		\$5,143.79		\$5,143.79
Permanent Fencing	\$0.00		\$0.00		\$0.00		\$0.00
Temporary Fencing	\$1,411.80		\$0.00		\$1,411.80		\$1,411.80
Bear Abatement							
Repellant	\$83.05				\$83.05		\$83.05
Other Abatement	\$166.10				\$166.10		\$166.10
Venison Admin	\$200.00		\$0.00		\$200.00		\$200.00
Venison Processing	\$1,200.00				\$1,200.00		\$1,200.00
<b>Total</b>	<b>\$42,197.40</b>		<b>\$4,547.40</b>		<b>\$42,197.39</b>		<b>\$46,744.80</b>
The distribution of the budget (with the exception of the mandatory percentage line items) from this Financial Plan may vary as necessary to accomplish the purpose of this agreement, but may not exceed:							
	<b>\$42,197.40</b>						

We expect to assist 15 growers with damage that may result in wildlife damage requests equaling or exceeding \$10,000 worth of claims.

Signatures of Intention:

COUNTY: \_\_\_\_\_ Date: \_\_\_\_\_

WDNR: \_\_\_\_\_ Date: \_\_\_\_\_

USDA-APHIS-WS: \_\_\_\_\_ Date: \_\_\_\_\_



# Wisconsin Deer Donation 2023

## County Agreement to Participate

**LINCOLN** County agrees to participate in the WDACP venison donation program in 2023 and to administer the program as set forth in the Wisconsin Deer Donation County Information Packet. The WDNR WDACP agrees to fully reimburse the county for all administrative and venison processing costs associated with the deer donation program.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Title: \_\_\_\_\_

State of Wisconsin

Department of Natural Resources

For the Secretary

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Director, Bureau of Wildlife Management





# Wisconsin Deer Donation 2024

## County Agreement to Participate

**LINCOLN** County agrees to participate in the WDACP venison donation program in 2024 and to administer the program as set forth in the Wisconsin Deer Donation County Information Packet. The WDNR WDACP agrees to fully reimburse the county for all administrative and venison processing costs associated with the deer donation program.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Title: \_\_\_\_\_

State of Wisconsin

Department of Natural Resources

For the Secretary

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Director, Bureau of Wildlife Management



## Committee Action Report

**TO:** Land Services Committee  
**FROM:** Tom Boisvert, Conservation Program Manager  
**DATE:** 10/12/23  
**SUBJECT:** Lake Nokomis Concerned Citizens (LNCC) Donation

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Clean Boats, Clean Waters (CBCW) is an aquatic invasive species (AIS) prevention program through which volunteer or paid staff conduct watercraft inspections and educate boaters on how to prevent the spread of AIS at boat landings. Lincoln County currently provides CBCW services through a Lake Monitoring and Protection Network (LMPN) grant and a Clean Boats, Clean Waters (CBCW) grant. Both of these grants were provided by the Wisconsin Department of Natural Resources (WDNR).

For 2023, both the Nokomis Lake District and the Friends of Lake Mohawksin gave financial contributions to Lincoln County for the purpose of expanding CBCW services at their landings. Their financial contributions served as matching funds on the CBCW grant. This partnership with our local lake organizations proved to be very successful during the 2023 season, and is planned for the 2024 summer field season as well.

Through these grants outlined above, Lincoln County is able to provide CBCW services on Lake Nokomis for the majority of the weekends during the summer months. With this in mind, the Lake Nokomis Concerned Citizens (LNCC) had approached the Land Services Department and asked how much it would cost to provide CBCW services for the remaining 5 days of the week during the summer period at the Nokomis Dam landing. To accomplish this task, it was determined that another AIS LTE would have to be hired. Thus, a budget for an additional AIS LTE was provided to the LNCC for their review. Upon review of this cost, the LNCC has expressed that they would like to fund this position and have also provided a letter of intent.

If this partnership is approved, the LNCC would submit a donation to Lincoln County so that an additional AIS LTE would be able to be funded. This position would allow Lincoln County to provide CBCW services at the Nokomis Dam landing for 7 days a week during the summer period.

Please see the attached budget and the LNCC letter of intent for more details.

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### **REQUESTED ACTION:**

Staff is recommending that Lincoln County partners with the LNCC, and accepts their donation to provide additional CBCW services on Lake Nokomis.

**Note:** Although an additional AIS LTE would need to be hired to provide full CBCW coverage on Lake Nokomis during the summer period, this staff person could also be used for other AIS tasks throughout the summer. The CBCW coverage on Lake Nokomis would be shared between three AIS LTE's.



# Lake Nokomis Concerned Citizens



September 21, 2023

Tom Boisvert  
Conservation Program Manager  
Lincoln County Land Services Department  
801 N. Sales Street, Suite 103  
Merrill, WI 54452

Dear Tom

Thank you for providing a proposal and drafted budget for what it would cost Lincoln County to hire another Aquatic Invasive Species (AIS) Limited Term Employee (LTE) in 2024 to be fully dedicated to Lake Nokomis.

I am writing this letter to state that the LNCC board has approved your proposal and is committed to the \$14,000.42 cost in 2024 to fund this LTE.

The quality of our lakes is important to the continued economic growth and recreational well begin of our residents and visitors to Lincoln County and the Town of Bradley. Projects like this play a key role in helping us reach these goals and are an important ingredient for the long-term health of the lake.

Sincerely,

David Nycz  
President LNCC

***Mission Statement:***

*The purpose of the Lake Nokomis Concerned Citizens organization is to support the continued growth, physical, economical and social aspects of the Nokomis Chain of Lakes and surrounding communities.*

**DRAFT LNCC Clean Boats, Clean Waters (CBCW) Budget**

**WAGES**

LTE WAGE	Total Hours	Wages	SS (rate of .0765)	WC (rate of 0.0308)	Total Wages
\$15.50	640	\$9,920.00	\$758.88	\$305.54	\$10,984.42

**MILEAGE**

Miles	Reimbursement	Total Mileage Cost
4640	\$0.65	\$3,016.00

**TOTAL COST**

**\$14,000.42**

**NOTES:**

AIS LTE Work Schedule:

5 days a week - Mon-Fri, 8 hour days (1/2 hour lunch) = 40 hours/week x 16 weeks = 640 hours

AIS LTE would start approximately Monday, May 20, 2024

AIS LTE would end approximately Monday, September 2, 2024

Mileage calculation:

640 hours/8 hours = Approximately 80 work days

80 work days \* 58 mile commute (Lincoln County Service Center in Merrill) = 4640

\$0.65 was derived from the federal mileage reimbursement rate (this fluctuates based on current gas prices)

Any employee of the County must have social security (SS) and workers compensation (WC) costs applied

This budget is for 5 days/week. The remaining 2 days/week will be covered by Lincoln County CBCW grant.





Thomas Boisvert &lt;thomas.boisvert@co.lincoln.wi.us&gt;

---

**Re: [External]CBCW Personnel**

1 message

Thomas Boisvert &lt;thomas.boisvert@co.lincoln.wi.us&gt;

Tue, Sep 19, 2023 at 9:13 AM

To: "Nycz, David" &lt;DNycz@wbmi.com&gt;

Cc: Mike Huth &lt;mike.huth@co.lincoln.wi.us&gt;

Hi David,

I think these are great questions, and I will do my best to answer them below.

**1. There are questions surrounding when the landing would be staffed. The proposal is for 8 hours a day, 5 days a week. Can you give us more specific information, such as start time and end time? Obviously the early part of the day and later part of the day is the busiest. Sitting at the landing from 8-4:30 would be beneficial, but there would be a lot missed in that early morning window. Any thought to having a split schedule...something like 6-10am and then 2-6pm?**

For logistical reasons, the base schedule would probably have to remain at the 8:00-4:30 time frame. However, I think there could still be some flexibility on having CBCW staff start early on days that may have a fishing tournament or other event.

To hopefully clarify this further, if the LNCC funded this position we would have three AIS LTE staff during the summer months. Those three staff would be rotating coverage at the Nokomis Dam landing. This would allow each LTE to gain experience in other AIS activities beyond CBCW and create a more attractive position for hiring. In recent years it has become increasingly difficult to fill our positions. Two AIS LTE staff would have a work week schedule of Wed-Sun and one AIS LTE would have a work week schedule of Mon-Fri. By having all three LTE staff on the same time schedule, it will make coordinating our work schedules much easier.

**2. Would the LNCC funded person cover Monday through Friday, and Lincoln County covered people do Saturdays and Sundays?**

Currently, Lincoln County has enough funding to provide coverage at the Nokomis Dam landing for most weekends during the summer period. Most of this funding comes directly from our CBCW grant (200 hours worth). The District has provided matching funds for this grant in 2023 and is planning to do so again in 2024. Lincoln County also has some funding through a Lake Monitoring and Protection Network (LMPN) grant that can provide some additional CBCW coverage, but that funding must also be used for other AIS activities across the County. In recent years, these funds together have allowed our staff to provide CBCW coverage during most weekends throughout the summer period.

To summarize, we currently have funding for approximately 2 days/week of CBCW coverage during the summer period. We have used that funding to work the weekends as they are the busiest. Additional LNCC funding would fill the void of the remaining 5 days/week during the summer period.

**3. I am not sure how this factors in, but the Lake District committed \$2000 to Lincoln county for 2024 CBCW. Can you give us your thoughts on this?**

The Lincoln County CBCW grant currently covers Lake Mohawksin and Lake Nokomis landings. The Friends of Lake Mohawksin (FOLM) and the Nokomis Lake District have both provided matching funds towards this grant. In the grant, 200 hours are spent on Lake Mohawksin and 200 are spent at Nokomis. All of these hours are currently used during the weekends during the summer period. For 2024, the same CBCW grant is planned to be submitted.

The draft budget I provided to the LNCC was approximately \$14,000 that would be needed to fund another position, and fill the void during the summer months. If the LNCC provided \$16,000, then the District donation would not be needed. That additional \$2,000 would serve as a grant match on the CBCW grant.



Vice versa, the District could provide more and lessen the burden on the LNCC if it chooses to do so.

**4. I assume that insurance/WC is covered by Lincoln County and that the LNCC is really just giving the money to Lincoln County to cover the cost. True?**

Yes, this is correct. The LNCC would be covering these costs, but it would be administered through Lincoln County.

Please let me know if there are any additional questions. I am also available to discuss this over the phone if needed.

Thanks,

**Tom Boisvert**

Conservation Program Manager  
Lincoln County Land Services Department  
801 N. Sales Street, Suite 103  
Merrill, WI 54452  
Office: 715-539-1054  
Work Cell: 715-218-5457  
[Thomas.Boisvert@co.lincoln.wi.us](mailto:Thomas.Boisvert@co.lincoln.wi.us)

On Tue, Sep 19, 2023 at 7:52 AM Nycz, David <[DNycz@wbmi.com](mailto:DNycz@wbmi.com)> wrote:

Hi Tom,

I'm attempting to come to a decision with our LNCC members through email. It sounds like we are all on board, but they have some questions that I need to provide an answer for...

1. There are questions surrounding when the landing would be staffed. The proposal is for 8 hours a day, 5 days a week. Can you give us more specific information, such as start time and end time? Obviously the early part of the day and later part of the day is the busiest. Sitting at the landing from 8-4:30 would be beneficial, but there would be a lot missed in that early morning window. Any thought to having a split schedule... something like 6-10am and then 2-6pm?
2. Would the LNCC funded person cover Monday through Friday, and Lincoln County covered person do Saturdays and Sundays?
3. I am not sure how this factors in, but the Lake District committed \$2000 to Lincoln county for 2024 CBCW. Can you give us your thoughts on this?
4. I assume that insurance/WC is covered by Lincoln County and that the LNCC is really just giving the money to Lincoln County to cover the cost. True?

**David M. Nycz, CIC, CPCU**

Assistant Vice President- Sales

West Bend Mutual Insurance Company

1900 South 18th Avenue

West Bend, WI 53095

Ph: 800-236-5010 ext. 6363

Email: [dnych@wbmi.com](mailto:dnych@wbmi.com)

LAKE NOKOMIS CONCERNED CITIZENS DONATION

Motion By:  
Second By:

Dist.	Supervisor	Y	N	Abs
1	Bialecki			
2	Anderson-Malm			
3	McCrank			
4	Osness			
5	Wendorf			
6	Ashbeck			
7	Rusch			
8	Thiel			
9	Friske			
10	Boyd			
11	Detert			
12	DePasse			
13	Callahan			
14	Hafeman			
15	Lenke			
16	Miller			
17	Meunier			
18	Wickham			
19	Allen			
20	Cummings			
21	Simon			
22	Hartwig			
<b>Totals</b>				
Carried				
Defeated				
Amended				
Voice vote				
Roll call				

WHEREAS, Clean Boats, Clean Waters (CBCW) is an aquatic invasive species (AIS) prevention program through which volunteer or paid staff conduct watercraft inspections and educate boaters on how to prevent the spread of AIS at boat landings; and

WHEREAS, Lincoln County currently provides some CBCW services through a Lake Monitoring and Protection Network (LMPN) grant and a CBCW grant with the WDNR, however, this coverage is only done on weekends during the summer period; and

WHEREAS, the Lake Nokomis Concerned Citizens (LNCC) would like to provide a donation to Lincoln County in order to fund an additional AIS Limited Term Employee; and

WHEREAS, this additional staffing funded by the LNCC would allow Lincoln County to provide CBCW coverage on all days during summer period at the Nokomis Dam Landing.

NOW, THEREFORE IT BE RESOLVED, that the Lincoln County Board of Supervisors accepts the \$14,000.42 donation in order to provide additional CBCW services on Lake Nokomis during the 2024 summer field season, as the donation requests.

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 the Lincoln County Board of Supervisors on:

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

Dated:  
  
Authored by:  
Committee: Land Services  
Committee Vote:  
Date Passed: October 12, 2023  
Fiscal Impact:  
  
Drafted by: Thomas Boisvert, Conservation Program Manager

## **NOTICE OF PUBLIC HEARING**

The Lincoln County Land Services Committee will hold a Public Hearing on Thursday, October 12, 2023 at 4:00p.m. to take testimony on the items listed below. The public hearing will be held at the Lincoln County Service Center, Meeting room #255/257/260, at 801 N. Sales St., Merrill, WI. The public may attend either in person or via telephone conference (details may be found in agenda once it is posted at <https://co.lincoln.wi.us/meetings>).

### **PETITIONS FOR MODIFICATION OF THE SUBDIVISION ORDINANCE**

1. A request by Steve Toede to create a lot that does not have 30 feet of frontage on a public road. The property is located in Section 13, T34N-R6E, in the Town of Bradley. The tax pin# is 00434061329990 with a parcel size of approximately 3.0 acres. The request is to modify portions of section 18.7.08 and is being heard under provisions of section 18.9.03 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 #255/257/260 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



RECEIVED

SEP - 1 2023

# PETITION FOR MODIFICATION

TO THE SUBDIVISION ORDINANCE OF LINCOLN COUNTY

Fee: \$400 Receipt: 016829 (2162)

MOD- 23 - 003

Site Address: N 8279 & N 8867 CULLOM RD, TOMAHAWK Zoning District: RR1

Legal Description Summary: \_\_\_\_\_ Acres: 3

Section: 13 Township: 34 North Range: 6 East

Gov Lot: 1 OR Quarter/Quarter: \_\_\_\_\_

Lot Number: \_\_\_\_\_ Subdivision/CSM: \_\_\_\_\_

Current use and improvements: RESIDENTIAL

Ordinance section relating to modification request: 18.7.08

A modification is required because: LOTS IN PROPOSED DIVISION DO NOT FRONT ON PUBLIC ROAD

Circumstances that prevent compliance with this section include: EXISTING ROADWAY CROSSES LANDS OWNED BY OTHERS GETTING TO KOTH ROAD.

The following is proposed as a means of providing an equal degree of protection to the public health, safety and welfare and in support of the spirit and intent of the ordinance: SEE ATTACHED EASEMENT DOCUMENT. THE TOPOGRAPHY ONLY ALLOWS ROADWAY IN PRESENT LOCATION.

*You must apply for a "Subdivision Review" prior to applying for this "Petition for Modification". Please attach plat or other map of your property, details of your plans, and any additional information that may be pertinent (i.e. soil test, draft road maintenance agreement, town approval form, etc.) as it may be required in the decision process.*

Property Owner Signature: Steve Toede Date: 9-1-23

Property Owner Information
Name: <u>STEVE TOEDE</u>
Mailing Address: <u>W 4443 Hwy 5</u> <u>IRMA, WIS 54442</u>
Daytime Phone: <u>(715) 966-5483</u>

Petitioner Information (if other than owner)
Name: <u>LESTER SCHMIT</u>
Mailing Address: <u>PO BOX 216</u> <u>TOMAHAWK, WIS 54487</u>
Daytime Phone: <u>(715) 453-3885</u>

### FOR OFFICE USE ONLY

Date Application Received: 9-1-23 By (Staff): MH Date of Hearing: 10-12-23

Minor Subdivision Application and Fee Received OR  Exempt from Minor Subdivision Review

Town BRADLEY

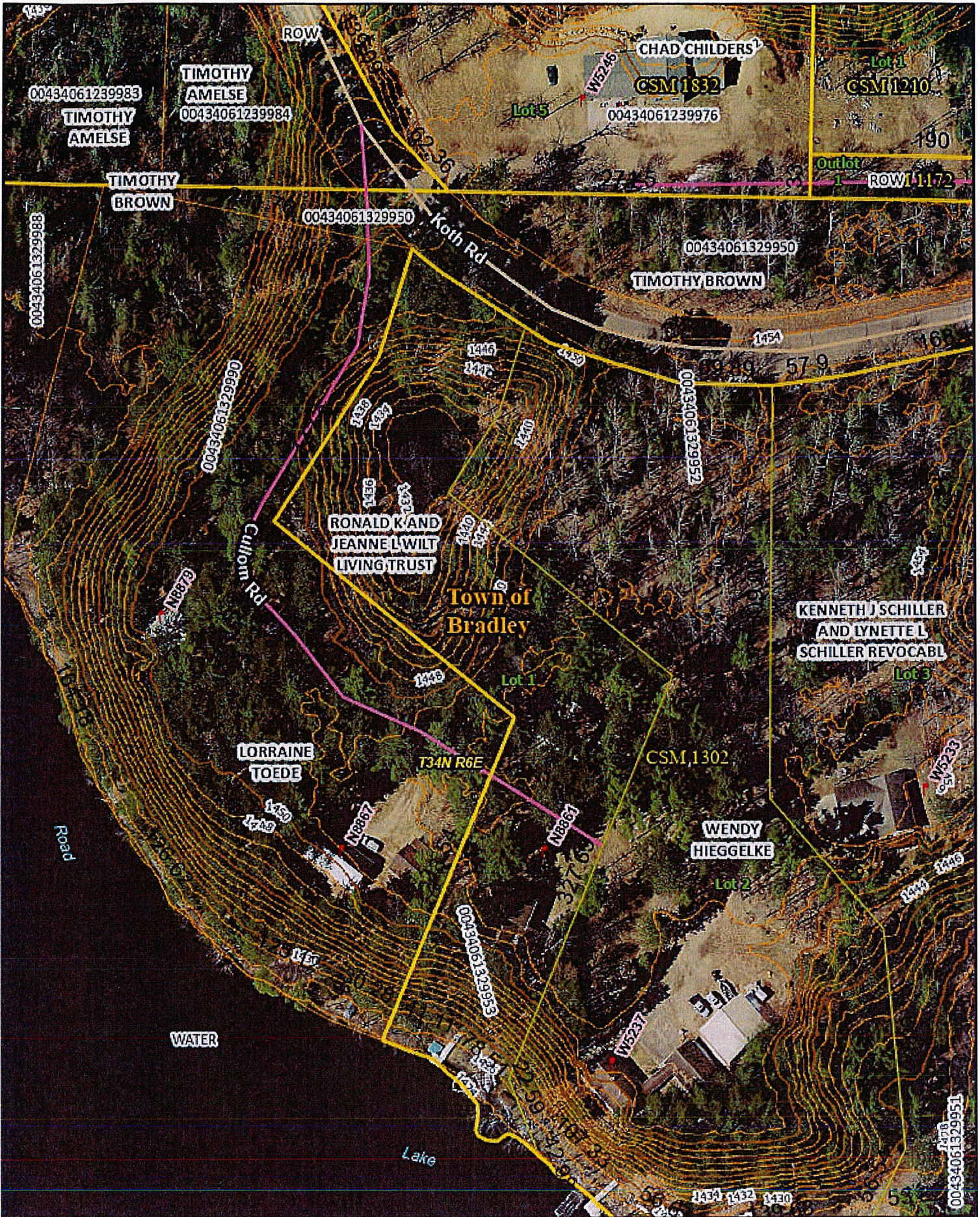
Tax Parcel # 00434061329990

Owner TOEDE STEVE

First Name

Last Name





Lincoln County, WI

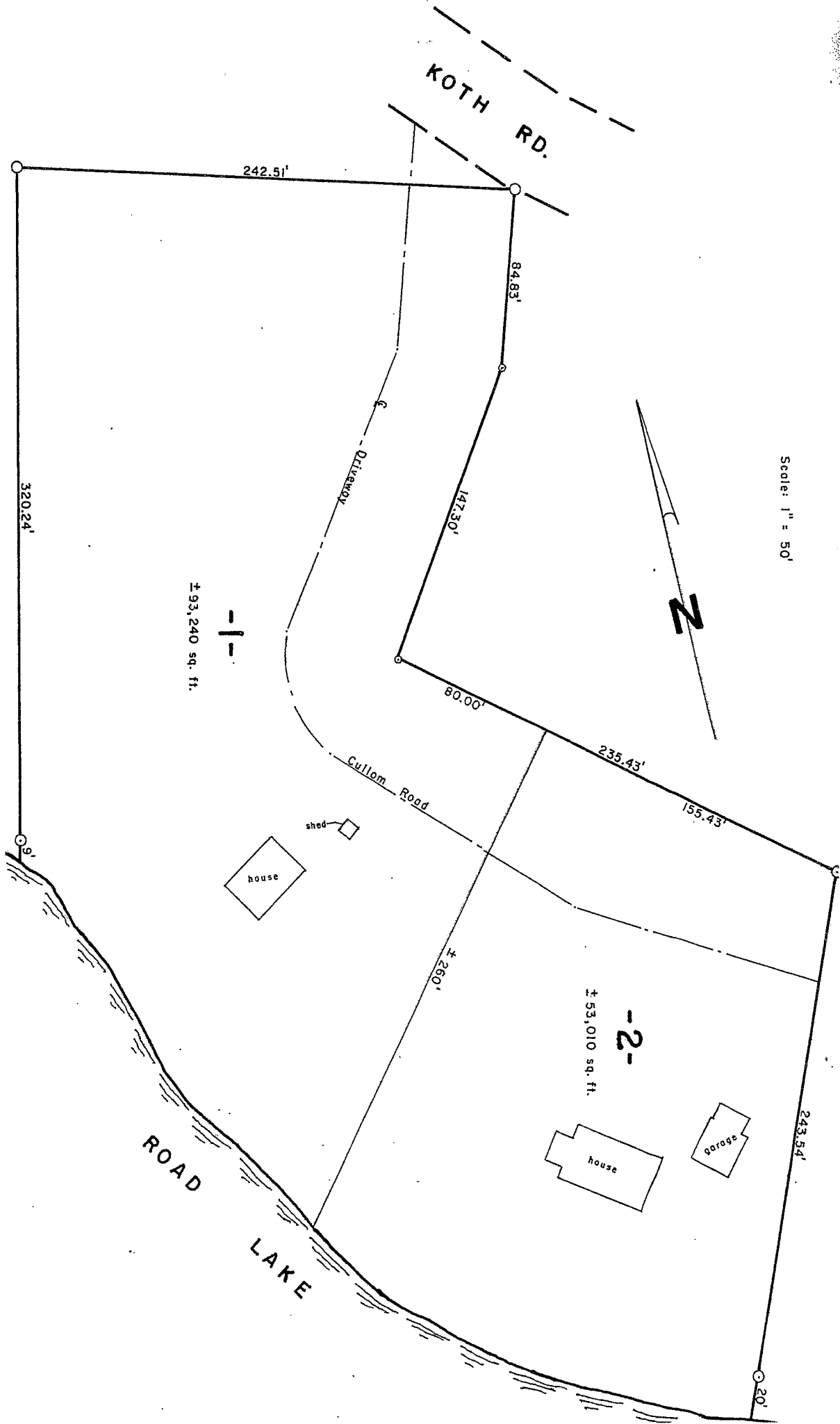
Author: Public

Date Printed: 8/31/2023



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GRANTORS: Emil H. Toede and Lorraine A. Toede,  
husband and wife,

GRANTEES: Patricia A. Rinke and Steven E. Toede

**Legal Description**

A parcel of land situated in Government Lot One (1), Section Thirteen (13), Township Thirty-four (34) North, Range Six (6) East, Lincoln County, Wisconsin, more particularly described as follows: Commencing at the Northwest corner of Section Thirteen (13); thence N. 86°-55'E. a distance of 456.17 feet to a post marking the point of beginning; thence S. 76°-29'30"E. a distance of 241.76 feet to a post; thence S. 15°-20'W. a distance of 80.00 feet to a stake; thence S. 31°-01'W. a distance of 147.00 feet to a stake; thence S. 53°-23'E. a distance of 235.58 feet to an iron pipe; thence S. 20°-23'W. a distance of 243.39 feet to an iron pipe situated on the Northeasterly shore of Road Lake; thence N. 64°-24'W. on a straight line along the shore of Road Lake a distance of 30.28 feet to a stake; thence N. 65°-34'W. on a straight line along the shore of Road Lake a distance of 125.12 feet to a stake; thence N. 37°-53'W. on a straight line along the shore of Road Lake a distance of 126.62 feet to a stake; thence N. 23°-50'W. on a straight line along the shore of Road Lake a distance of 164.18 feet to a stake; thence N. 76°-05'W. a distance of 15.83 feet to a post; thence leaving said Lake shore on a bearing of N. 10°-39'E. a distance of 315.09 feet to the point of beginning. This parcel is intended to include all lands situated between the above described Lake shore meander line and the actual low water mark of Road Lake, including all riparian rights. EXCEPTING the mutual right of Grantor to use the existing access road for the purpose of ingress and egress.

To have and to hold the said real estate together with appurtenances thereto unto the said grantees, the said grantors reserving unto themselves a life estate in said real estate for the duration of their lives. The said grantors hereby agree to pay all real estate taxes and assessments on the above described lands and premise until their death. The grantors may not assign or sell their interest without the permission of the grantees. This transfer is exempt pursuant to Section 77.25(8), Wis. Stats..



(1L - Long Description Space)

Section 235.16, Wisconsin Statutes

**This Indenture**, Made this 18th day of September, A. D., 1965,

between Harold J. Irmischer and Ruth M. Irmischer, his wife and in her own proper person part ies of the first part, and

Emil H. Toede and Lorraine A. Toede, husband and wife, as joint tenants part ies of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the sum of

One Dollar and other good and valuable consideration to them in hand paid by the said parties of the second part, the receipt whereof is hereby confessed and acknowledged, have given, granted, bargained, sold, remised, released, aliened, conveyed and confirmed, and by these presents do give, grant, bargain, sell, remise, release, alien, convey and confirm unto the said parties of the second part, their heirs and assigns forever, the following described real estate, situated in the County of Lincoln and State of Wisconsin, to-wit:

A parcel of land situated in Government Lot One (1), Section Thirteen (13), Township Thirty-four (34) North, Range Six (6) East, Lincoln County, Wisconsin, more particularly described as follows: Commencing at the Northwest corner of Section Thirteen (13); thence N. 86°-55'E. a distance of 456.17 feet to a post marking the point of beginning; thence S. 76°-29'30"E. a distance of 241.76 feet to a post; thence S. 15°-20'W. a distance of 80.00 feet to a stake; thence S. 31°-01'W. a distance of 147.00 feet to a stake; thence S. 53°-23'E. a distance of 235.58 feet to an iron pipe; thence S. 20°-23'W. a distance of 243.39 feet to an iron pipe situated on the Northeasterly shore of Road Lake; thence N. 64°-24'W. on a straight line along the shore of Road Lake a distance of 30.28 feet to a stake; thence N. 65°-34'W. on a straight line along the shore of Road Lake a distance of 125.12 feet to a stake; thence N. 37°-53'W. on a straight line along the shore of Road Lake a distance of 126.62 feet to a stake; thence N. 23°-50'W. on a straight line along the shore of Road Lake a distance of 164.18 feet to a stake; thence N. 76°-05'W. a distance of 15.83 feet to a post; thence leaving said Lake shore on a bearing of N. 10°-39'E. a distance of 315.09 feet to the point of beginning. This parcel is intended to include all lands situated between the above described Lake shore meander line and the actual low water mark of Road Lake, including all riparian rights. EXCEPTING the mutual right of Grantor to use the existing access road for the purpose of ingress and egress.

The consideration for this Deed is less than \$100.00; therefore no Revenue Stamps are required.





Lincoln County, WI

Author: Public

Date Printed: 9/13/2023



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Lincoln County, WI

Author: Public  
 Date Printed: 9/13/2023



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**Subdivision Ordinance Modification Criteria**  
**STAFF REPORT**

Report Date: October 3, 2023  
Hearing Date: October 12, 2023  
Property Owner: Steve Toede  
Property Location: N8867 Cullom Rd  
Town of: Bradley  
Tax PIN Number: 00434061329990  
Staff Reviewer: Mike Huth – Zoning Program Manager  
Zoning District: RR1-Rural Residential  
Overlay Zoning District: W-Wetland and S-Shoreland (See staff report for further details.)  
Submitted Materials: Petition for Modification of Subdivision Ordinance Application, Application for Minor Subdivision, Preliminary Certified Survey Map

**OVERVIEW**

**REQUEST**

A petition for modification of the subdivision ordinance is being petitioned since the proposed lots to be created would not meet the 30 feet of frontage on a public roadway as required by ordinance. Prior to recording of the proposed Certified Survey Map; the survey would need to be reviewed and approved by Lincoln County Land Services (zoning and survey) and the Town of Bradley. The town has a subdivision ordinance that also reviews land divisions such as this.

The landowner is requesting to subdivide the existing approximate 3 acre parcel into 2 lots, with approximate sizes of: 2.1 acres and 1.2 acres.. The existing parcel contains 2 dwellings and accessory structures. The lots (CSM lots 1 and 2) will not meet the subdivision ordinance requirement of providing 30 feet of public road frontage. The proposed lots meet the minimum zoning district lot area, width, and overall configuration for development. Through discussions with the surveyor and reviewing the proposed survey, the deed documents include access details as recorded that outlines access to the lot and other properties in the area.

The property is located adjacent to Road Lake which places the property in the Shoreland overlay zoning district (as defined by WIDNR). The WIDNR Surface Water Data Viewer does indicate Mapped Wetlands along the northwestern edge of the property.

**STAFF ANALYSIS**

*What aspect of the Subdivision Ordinance would be compromised by this request?*

**Staff analysis:** Section 18.7.08(8) of Lincoln County Ordinances requires new lots to front or abut a public road for a distance of at least 30 feet. The proposed subdivision to create lots cannot meet this requirement as the existing parcel is located along Cullom Rd., a private roadway (see proposed CSM).

*What features of the property prevent compliance with the required standards?*

**Staff analysis:** The proposed lot configuration does not allow for the required public road frontage because of the existing lot configuration and development pattern along Cullom Rd., a private roadway.

*How does the request provide an alternative method of protecting public health, safety and welfare and uphold the intent of the ordinance?*

**Staff analysis:** The applicant and the CSM indicated that the existing access as described in the deeds (see enclosed documents) will provide ingress/egress to the property. By providing the access through deed, an alternative method has been provided to uphold the intent of the ordinance regarding access to the subdivided lots.

## **PUBLIC NOTIFICATION**

The applicant has contacted the Town of Bradley and the Town recommendation should be available for the Land Services Committee meeting or an extension will be asked for to allow the town to review the request. Staff advises the Land Services Committee review any comments the Town submits regarding this petition prior to taking action on this matter.

The legal notice of the request was noticed in the proper manner. Staff mailed notices of the petitioner's request to neighboring property owners within 300' from the property boundary and to the Town of Bradley. At the date of this report, staff has not received any formal comments from neighboring property owners.

## **COMMITTEE ACTION OPTIONS**

**APPROVE, WITH CONDITIONS** the petition based on the facts of the request presented at the public hearing and approval criteria located in Section 18.9.03(1) which states that the Land Services Committee shall not approve modifications unless it shall make findings based upon the evidence presented to it in each specific case that all of the following conditions are met:

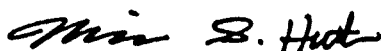
- a) The modification shall not have the effect of nullifying the purpose of this chapter.
- b) The modification will not be detrimental to the public safety, health, or welfare or injurious to other property.
- c) The conditions upon which the request is based are unique to the property for which the relief is sought and are not applicable generally to other property, except as may be allowed for a conservation neighborhood development or for a subdivision within a PD Planned Development zoning district.
- d) Because of the particular physical surroundings, shape, or topographical conditions of the specific parcel involved, a particular hardship to the owner would result, as distinguished from a mere inconvenience, if the strict letter of this chapter is carried out, except as may be allowed for a conservation neighborhood development or for a subdivision within a PD Planned Development zoning district.
- e) The relief sought will not in any manner vary the provisions of the comprehensive plan, Zoning Ordinance, or an adopted official map, except that those documents may be amended in the manner prescribed by law.

**DISAPPROVE** petition based on the facts of the request presented at the public hearing and that the requested modification is not consist with respective Ordinance regulations.

## **STAFF RECOMMENDATION**

Staff recommends approval of the Petition for Modification request subject to the following conditions:

1. All other applicable ordinance standards are adhered to regarding the subdivision of the parcel and zoning district standards.



Lincoln County - Zoning Program Manager / Land Services Administrator

10/3/2023

Date



# Property Overview



Lincoln County, WI

Author: Public

Date Printed: 9/13/2023

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FEB 13 2013

Lincoln Co. Zoning

Fees: \$ 350.00

Receipt Number 9754

# CUP - 13-003

**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 NW 1/4, NE 1/4, Sec 1, T. 34 N - R. 6 E

and/or Lot Number \_\_\_\_\_, Subdivision Name \_\_\_\_\_

Property Address Cross Road

Tax Parcel Number 040134060020010000 PIN 004-2406-011-9990

Zoning district RL-2 Lot size 36.28 acres

Ordinance section relating to the request 17.3.08(10), 12.04

Proposed use: non-metallic mining

Use of adjoining property: Woodland, residential

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

Owner(s) Name: Robert & Vivian Stephan

Mailing Address: PATRICIA A. URBAN  
(Pers. Rep.)

6408 SCOTT LANE

CRYSTAL LAKE, IL

Daytime Phone: (815) 455-0768

Signature: Patricia A. Urban 6014

CO-APPLICANT (other than owner)

Name: Jim Small

Address: P.O. Box 100

Marathon, WI 54448

Date: 2-11-13

Note: All owners must sign

**FOR OFFICE USE ONLY**

Date Application Received: 2/13, 20 13 By (Staff) J. Winters

Date of Hearing: 4/18, 20 13

Bradley

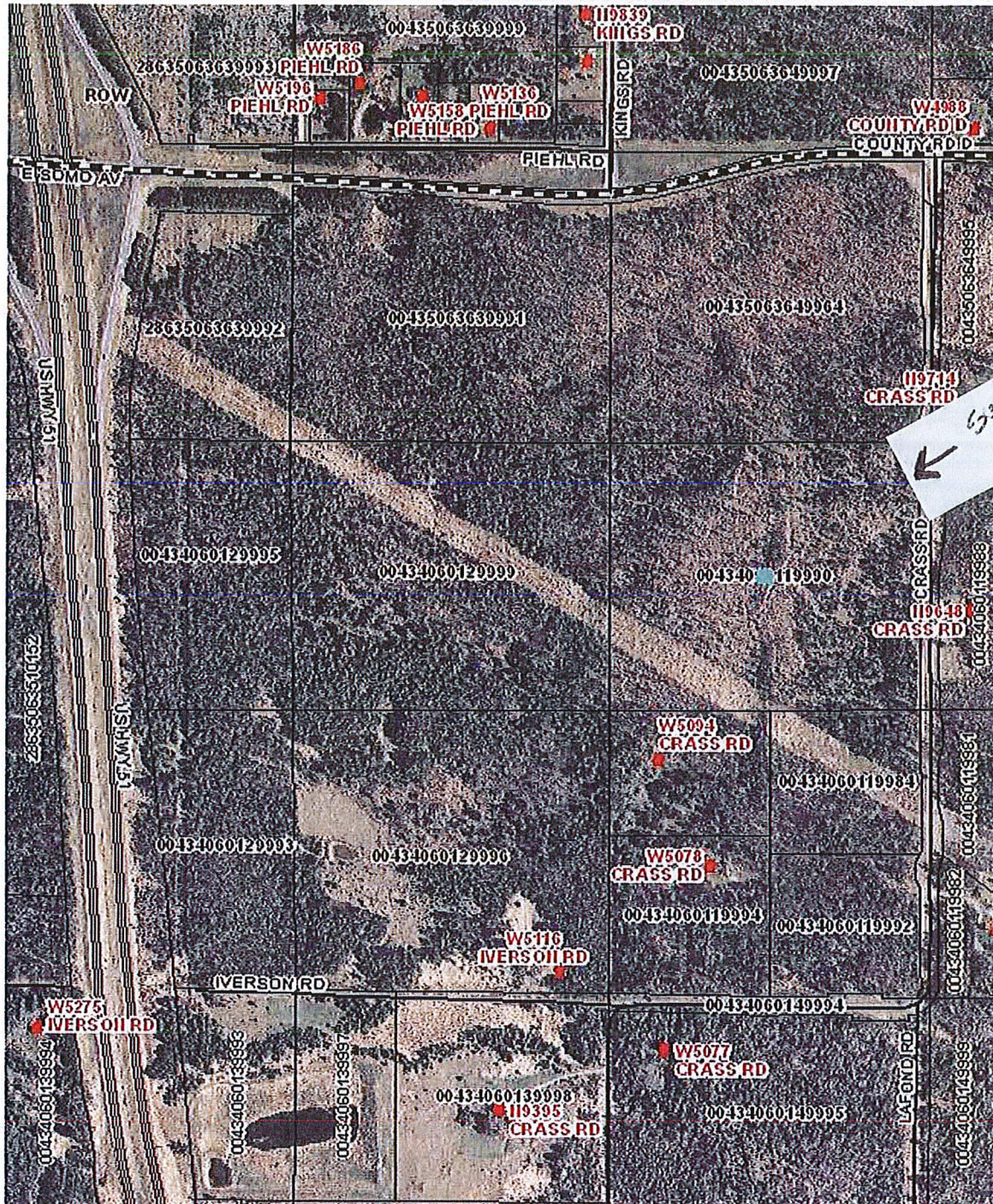
Town: \_\_\_\_\_  
Subdiv: \_\_\_\_\_  
Block: \_\_\_\_\_  
Lot: \_\_\_\_\_  
Tax Parcel # 04.013406.002.001.00.00

GL NW 1/4, NE 1/4, Sec. 01, T. 34 N, R. 06 E

Owner: Stephan, Robert & Vivian  
Last Name: \_\_\_\_\_  
Property Desc: 36.28



### Lincoln County Mapping



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**LEGEND**

- PROFILE LOCATION
- OVERHEAD POWER LINE
- FENCE LINE
- APPROX. PROPERTY LINE
- BUILDING
- MINOR CONTOURS (2 FT.)
- MAJOR CONTOURS (10 FT.)
- ROAD
- FENCE LINE
- MARCH AREA

GENERAL DIRECTION OF PIT EXPANSION

APPROXIMATE PIT LIMIT

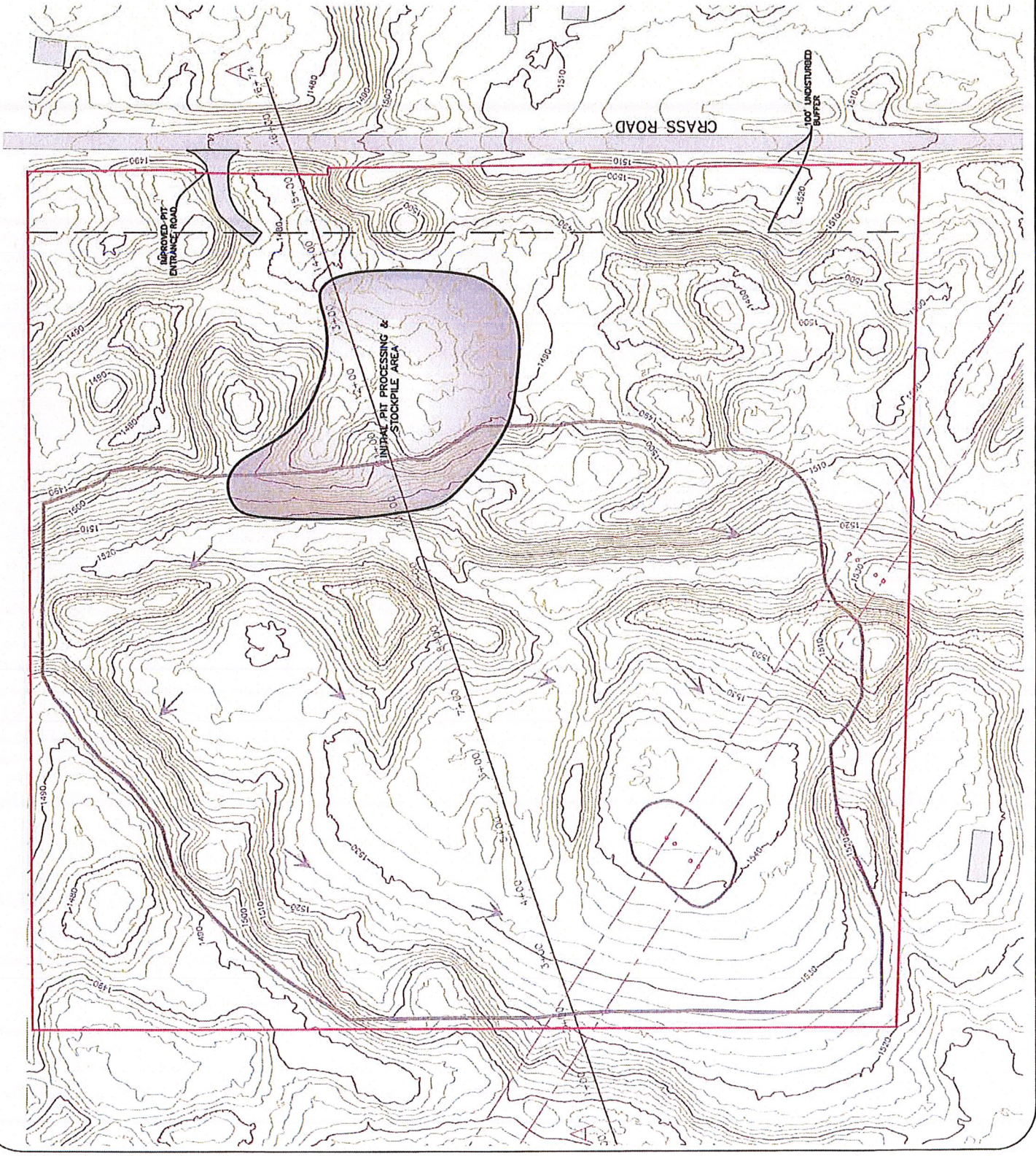


**COUNTY MATERIALS CORPORATION**  
 205 North St.  
 P.O. Box 100  
 Marathon, WI 54448

**Bradley Property**  
 Operation Plan

Project	3
Date	02/06/13
Scale	1in=100ft
Drawn by	JRS

Drawing 3





**NOTICE OF ACTION**

Date: May 21, 2013

Robert & Vivian Stephan  
c/o Patricia Urban  
6408 Scott Lane  
Crystal Lake, IL 60014

Robert & Vivian Stephan  
c/o Sue Mason  
372 County Rd F  
Athens, WI 54411

County Materials  
Attn: Jim Small  
P.O. Box 100  
Marathon City, WI 54448

Dear Applicant(s):

On May 17, 2013 the Lincoln County Planning and Zoning Committee discussed under "Old Business" your application #13-003 for a CONDITIONAL USE PERMIT to:

open a 21 acre gravel pit as a conditional use in a Rural Lands 2 zoning district. The property is located in the NW¼NE¼ of Section 1, T34N-R6E, in the Town of Bradley, off of Crass Road. The request is being heard under section 17.3.08(10) of Lincoln County Ordinances.

On the basis of the evidence presented at the hearing, your request for a CONDITIONAL USE PERMIT has been:

APPROVED ON CONDITION

Reason/Conditions: **SEE PAGE 2 FOR LIST OF ALL CONDITIONS**

This order may be revoked by the Committee after notice and opportunity to be heard for violation of any of the conditions imposed.

A record of the hearing and the decision of the Committee are available for inspection in the Zoning Office. If copies are desired, they may be secured upon request and payment of fees according to Lincoln County Ordinance No. 1.33. A complete transcript may be secured upon payment of all transcription fees.

APPEALS OF COMMITTEE DECISIONS. Proceedings for an appeal of the Committee's decision may be initiated by any person aggrieved, or by any officer, department, board, or bureau of the County affected by the Committee's decision. An appeal must be made not more than 30 days from the date of the decision. The appeal shall be initiated by an application to the Zoning Administrator and shall be heard by the Board of Adjustment following the same procedures as an appeal to a Zoning Administrator decision included in Section 17.8.65. The Board of Adjustment shall review whether the Committee followed the standards and criteria in this chapter, rather than conducting a de novo review of the conditional use permit request.

TIME LIMITS ASSOCIATED WITH CONDITIONAL USES. A conditional use permit shall expire 24 months from the date issued if the work described in the permit is not commenced, unless a one-time, one-year extension is applied for, without fee, from the Planning and Zoning Committee before the expiration date. If a use or activity associated with a previously approved conditional use permit ceases for 12 months or more after first being established on the property, the property owner or authorized agent must reapply and obtain approval of another conditional use permit before recommencing the use or activity. Unless a specific condition of approval indicates otherwise, conditional use permits shall run with the land.

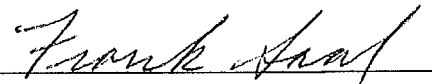
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The following permits are required to be obtained PRIOR to the commencement of any work on the above conditional use permit:

1. Non-metallic Mining Permits
2. Rural Address

Sincerely,

Chairman



Secretary



Conditions for Conditional Use permit (CUP-13-003) for County Materials open a 21 acre gravel pit as a conditional use in a Rural Lands 2 zoning district. The property is located in the NW¼NE¼ of Section 1, T34N-R6E, in the Town of Bradley, off of Crass Road.

Motion by Nelson, seconded by Bailey to APPROVE ON CONDITION, as listed in the Town of Bradley Recommendation and zoning staff report with the discussed revisions for conditions #8 & #11 on the staff report.

Conditions:

1. The regulations contained in 17.3.08 (10) of Lincoln County Ordinances are made apart of the conditions of approval.
2. A Certified Survey map showing the 50 ft. power line easement shall be recorded.
3. Buffer depths from neighboring property lines to the north, west, and south shall be 20 ft. Buffer depth from the centerline of Crass Road shall be 150 ft. The southwest corner from the south side of the power line easement shall not be mined.
4. Hours of operation shall be restricted to 7:00 am to 6:00 pm Monday thru Friday, with occasional Saturday operations between 8:00 am to 5:00 pm
5. Maintenance of processing equipment, loading and hauling of aggregate products may occur during the above hours.
6. Maximum pit depth shall not exceed 1490 ft. (msl).
7. Well water of surrounding property owners shall be tested for nitrates, total dissolved solids and suspended solids before the operation commences and annually at the expense of County Materials.
8. The conditional use shall be reviewed by the Town of Bradley & Lincoln County 10 years after this approval with the option to renew for another 10 years being contingent on compliance with conditions of the original Conditional Use permit. Reclamation will be ongoing in accordance with page 18 section 4.2 of County Materials' (proposed) reclamation plan (see note below).

**Page 18, County Materials Proposed Bradley Non-metallic Mining Operation**  
**4.2 Reclamation Area**

“Reclamation will be completed progressively as the aggregate reserves are depleted. Reclamation will start in areas no longer required for processing or stockpiling and continue progressively in conjunction with the mining operations. The area to be reclaimed is shown in drawing 4. Initial efforts will be directed toward stabilizing internal slopes and creating a more formalized appearance through grading and landscaping. Reclamation will continue to occur progressively and concurrently until all permitted areas have been reclaimed.”

9. The reclamation plan shall incorporate a minimum of 20% of the land be replanted in trees.
10. A bond for road repair or replacement of Crass Road used by County Materials from the pit entrance on Crass Rd. to County Road D will be provided to the Town of Bradley in the amount of \$28,000.00.
11. Loads on all trucks must be covered if so equipped. The public road shall be inspected daily by County Materials during times of use of the pit and any obstructions be remedied.
12. No blacktop (asphalt) plants, cement plants, washing plants or blasting will be permitted.
13. The truck route used by any operation of County Materials shall be from the pit entrance on Crass Road to County Road D.

Motion carried all ayes.

**Chapter 17-Proposed Zoning Ordinance Text Amendments.**

- Plain text is existing text in our ordinance and no changes proposed.
  - ~~Lined-out text~~ is existing ordinance text that will be eliminated
  - Underlined text is proposed revisions and updated language
- 

**17.3.06 – UTILITY AND TRANSPORTATION LAND USES**

- (1) AIRPORT OR LANDING STRIP. Includes transportation facilities providing takeoff, landing, servicing, storage and other services to any type of air transportation. The operation of any type of air vehicle (including ultra light aircraft, helicopters, hang gliders, but excepting model aircraft) shall occur only in conjunction with an approved airport, landing strip, or heliport.

Regulations :

- (a) All buildings, structures, outdoor airplane or helicopter storage areas, and any other activity areas shall be located a minimum of 100 feet from all lot lines.
- (b) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2), provided that such bufferyard will not interfere with airport operations.

Parking Requirements : One space per each employee on the largest work shift, plus one space per every 5 passengers based on average daily ridership.

- (2) PUBLIC UTILITIES AND SERVICES. Includes all County, town, State and Federal facilities; emergency service facilities; and privately-owned public utilities such as, but not limited to, town halls, wastewater treatment plants, utility substations, dams, water towers, fire towers, commercial wind farms or solar collection facilities, and similar land uses.

Excludes power transmission lines and power production facilities, except where accessory to or an essential component of one of the above examples (e.g., hydroelectric power from dam). Excludes telecommunications facilities, which are instead regulated under Section 17.3.07.

Regulations :

- (a) All structures and outdoor storage areas shall be located a minimum of 50 feet from any residence, or any other residentially zoned property. (Am. #2007-10-514)
- (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 employee on the largest work shift, plus one



space per company vehicle normally stored or parked on the premises, plus one space per 500 gross square feet of office area.

- (3) WASTE DISPOSAL/COMPOSTING OPERATION. Includes a facility or any areas used for the final disposal of solid wastes, including those defined by Ch. 289, Wis. Stats., but not including junkyards or salvage yards, or recycling centers. Also includes any operations or land uses devoted to the collection, storage, processing and/or disposal of vegetation. (Am. #2018-05-659)

Regulations :

- (a) Shall comply with all County, State and Federal regulations, including the issuance of a Department of Natural Resources permit under Ch. 289, Wis. Stats. (Am. #2018-05-659)
- (b) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (c) All buildings, structures, and activity areas on waste disposal sites shall be located a minimum of 200 feet from all lot lines; for composting operations, this distance shall be 50 feet.
- (d) Shall not involve the on-site holding, storage or disposal of hazardous wastes as defined by State Statutes.
- (e) Composting operations shall not involve on-site holding, storage or disposal of food scraps, other vermin-attracting materials, or hazardous wastes defined by State Statutes. (Am. #2018-05-659)

Parking Requirements : One space for each employee on the largest work shift.

## **Chapter 17-Proposed Zoning Ordinance Text Amendments.**

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### **17.3.07 – MOBILE TOWER SITING REGULATIONS.**

(1) DEFINITIONS. In this section:

- (a) "Antenna" means communications equipment that transmits and receives electromagnetic radio signals and is used in the provision of mobile services.
- (b) "Application" means an application for a permit under this section to engage in an activity specified in subsection (2) (a) or a class 2 collocation.
- (c) "Building permit" means a permit issued by a political subdivision that authorizes an applicant to conduct construction activity that is consistent with the political subdivision's building code.
- (d) "Class 1 collocation" means the placement of a new mobile service facility on an existing support structure such that the owner of the facility does not need to construct a free standing support structure for the facility but does need to engage in substantial modification.
- (e) "Class 2 collocation" means the placement of a new mobile service facility on an existing support structure such that the owner of the facility does not need to construct a free standing support structure for the facility or engage in substantial modification.
- (f) "Collocation" means class 1 or class 2 collocation or both.
- (g) "Distributed antenna system" means a network of spatially separated antenna nodes that is connected to a common source via a transport medium and that provides mobile service within a geographic area or structure.
- (h) "Equipment compound" means an area surrounding or adjacent to the base of an existing support structure within which is located mobile service facilities.
- (i) "Existing structure" means a support structure that exists at the time a request for permission to place mobile service facilities on a support structure is filed with a political subdivision.
- (j) "Fall zone" means the area over which a mobile support structure is designed to collapse.
- (k) "Mobile service" has the meaning given in 47 USC 153 (33).
- (l) "Mobile service facility" means the set of equipment and network components, including antennas, transmitters, receivers, base stations, power supplies, cabling, and associated equipment, that is necessary to provide mobile service to a discrete geographic area, but does not include the underlying support structure.
- (m) "Mobile service provider" means a person who provides mobile service.



- (n) "Mobile service support structure" means a freestanding structure that is designed to support a mobile service facility.
- (o) "Permit" means a permit, other than a building permit, or approval issued by a political subdivision which authorizes any of the following activities by an applicant:
  - 1. A class 1 collocation.
  - 2. A class 2 collocation.
  - 3. The construction of a mobile service support structure.
- (p) "Political subdivision" means a city, village, town, or county.
- (q) "Public utility" has the meaning given in § 196.01 (5), Wis. Stats.
- (r) "Search ring" means a shape drawn on a map to indicate the general area within which a mobile service support structure should be located to meet radio frequency engineering requirements, taking into account other factors including topography and the demographics of the service area.
- (s) "Substantial modification" means the modification of a mobile service support structure, including the mounting of an antenna on such a structure, that does any of the following:
  - 1. For structures with an overall height of 200 feet or less, increases the overall height of the structure by more than 20 feet.
  - 2. For structures with an overall height of more than 200 feet, increases the overall height of the structure by 10 percent or more.
  - 3. Measured at the level of the appurtenance added to the structure as a result of the modification, increases the width of the support structure by 20 feet or more, unless a larger area is necessary for collocation.
  - 4. Increases the square footage of an existing equipment compound to a total area of more than 2,500 square feet.
- (t) "Support structure" means an existing or new structure that supports or can support a mobile service facility, including a mobile service support structure, utility pole, water tower, building, or other structure.
- (u) "Utility pole" means a structure owned or operated by an alternative telecommunications utility, as defined in § 196.01(1d), Wis. Stats.; public utility, as defined in § 196.01 (5), Wis. Stats.; telecommunications utility, as defined in § 196.01 (10), Wis. Stats.; political subdivision; or cooperative association organized under ch. 185, Wis. Stats.; and that is designed specifically for and used to carry lines, cables, or wires for telecommunications service, as defined in § 182.017(1g)(cq), Wis. Stats.; for video service, as defined in § 66.0420(2)(y), Wis. Stats.; for electricity; or to provide light.

(2) NEW CONSTRUCTION OR SUBSTANTIAL MODIFICATION OF FACILITIES AND SUPPORT STRUCTURES.

(a) Subject to the provisions and limitations of this section, a political subdivision may enact a zoning ordinance under §§ 59.69, 60.61, or 62.23, Wis. Stats., to regulate any of the following activities:

1. The siting and construction of a new mobile service support structure and facilities.

2. With regard to a class 1 collocation, the substantial modification of an existing support structure and mobile service facilities.

(b) If a political subdivision regulates an activity described under subsection (a), the regulation shall prescribe the application process which a person must complete to engage in the siting, construction, or modification activities described in subsection (a). The application shall be in writing and shall contain all of the following information:

1. The name and business address of, and the contact individual for, the applicant.

2. The location of the proposed or affected support structure.

3. The location of the proposed mobile service facility.

4. If the application is to substantially modify an existing support structure, a construction plan which describes the proposed modifications to the support structure and the equipment and network components, including antennas, transmitters, receivers, base stations, power supplies, cabling, and related equipment associated with the proposed modifications.

5. If the application is to construct a new mobile service support structure, a construction plan which describes the proposed mobile service support structure and the equipment and network components, including antennas, transmitters, receivers, base stations, power supplies, cabling, and related equipment to be placed on or around the new mobile service support structure.

6. If an application is to construct a new mobile service support structure, an explanation as to why the applicant chose the proposed location and why the applicant did not choose collocation, including a sworn statement from an individual who has responsibility over the placement of the mobile service support structure attesting that collocation within the applicant's search ring would not result in the same mobile service functionality, coverage, and capacity; is technically infeasible; or is economically burdensome to the mobile service provider.



- (c) If an applicant submits to a political subdivision an application for a permit to engage in an activity described under subsection (a), which contains all of the information required under subsection (b), the political subdivision shall consider the application complete. If the political subdivision does not believe that the application is complete, the political subdivision shall notify the applicant in writing, within 10 days of receiving the application, that the application is not complete. The written notification shall specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete.
- (d) Within 90 days of its receipt of a complete application, a political subdivision shall complete all of the following or the applicant may consider the application approved, except that the applicant and the political subdivision may agree in writing to an extension of the 90 day period:
  - 1. Review the application to determine whether it complies with all applicable aspects of the political subdivision's building code and, subject to the limitations in this section, zoning ordinances.
  - 2. Make a final decision whether to approve or disapprove the application.
  - 3. Notify the applicant, in writing, of its final decision.
  - 4. If the decision is to disapprove the application, include with the written notification substantial evidence which supports the decision.
- (e) A political subdivision may disapprove an application if an applicant refuses to evaluate the feasibility of collocation within the applicant's search ring and provide the sworn statement described under par. (b) 6.
- (f) A party who is aggrieved by the final decision of a political subdivision under subsection (d)2. may bring an action in the circuit court of the county in which the proposed activity, which is the subject of the application, is to be located.
- (g) If an applicant provides a political subdivision with an engineering certification showing that a mobile service support structure, or an existing structure, is designed to collapse within a smaller area than the setback or fall zone area required in a zoning ordinance, that zoning ordinance does not apply to such a structure unless the political subdivision provides the applicant with substantial evidence that the engineering certification is flawed.
- (h) A political subdivision may regulate the activities described under par. (a) only as provided in this section.
- (i) If a political subdivision has in effect on July 2, 2013, an ordinance that applies to the activities described under subsection (a) and the ordinance is inconsistent with this section, the ordinance does not apply to, and may not be enforced against, the activity.

(3) COLLOCATION ON EXISTING SUPPORT STRUCTURES.

(a)

1. A class 2 collocation is a permitted use under §§ 59.69, 60.61, and 62.23.
2. If a political subdivision has in effect on July 2, 2013, an ordinance that applies to a class 2 collocation and the ordinance is inconsistent with this section, the ordinance does not apply to, and may not be enforced against, the class 2 collocation.
3. A political subdivision may regulate a class 2 collocation only as provided in this section.
4. A class 2 collocation is subject to the same requirements for the issuance of a building permit to which any other type of commercial development or land use development is subject.

(b) If an applicant submits to a political subdivision an application for a permit to engage in a class 2 collocation, the application shall contain all of the information required under subsections (2)(b)1. to 3., in which case the political subdivision shall consider the application complete. If any of the required information is not in the application, the political subdivision shall notify the applicant in writing, within 5 days of receiving the application, that the application is not complete. The written notification shall specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete.

(c) Within 45 days of its receipt of a complete application, a political subdivision shall complete all of the following or the applicant may consider the application approved, except that the applicant and the political subdivision may agree in writing to an extension of the 45 day period:

1. Make a final decision whether to approve or disapprove the application.
2. Notify the applicant, in writing, of its final decision.
3. If the application is approved, issue the applicant the relevant permit.
4. If the decision is to disapprove the application, include with the written notification substantial evidence which supports the decision.

(d) A party who is aggrieved by the final decision of a political subdivision under subsection (c)1. may bring an action in the circuit court of the county in which the proposed activity, which is the subject of the application, is to be located.

(4) LIMITATIONS. With regard to an activity described in subsection (2)(a) or a class 2 collocation, a political subdivision may not do any of the following:

(a) Impose environmental testing, sampling, or monitoring requirements, or other compliance measures for radio frequency emissions, on mobile service facilities or mobile radio service providers.

- (b) Enact an ordinance imposing a moratorium on the permitting, construction, or approval of any such activities.
- (c) Enact an ordinance prohibiting the placement of a mobile service support structure in particular locations within the political subdivision.
- (d) Charge a mobile radio service provider a fee in excess of one of the following amounts:
  1. For a permit for a class 2 collocation, the lesser of \$500.00 or the amount charged by a political subdivision for a building permit for any other type of commercial development or land use development.
  2. For a permit for an activity described in subsection (2)(a), \$3,000.
- (e) Charge a mobile radio service provider any recurring fee for an activity described in subsection (2)(a) or a class 2 collocation.
- (f) Permit third party consultants to charge the applicant for any travel expenses incurred in the consultant's review of mobile service permits or applications.
- (g) Disapprove an application to conduct an activity described under subsection (2)(a) based solely on aesthetic concerns.
- (gm) Disapprove an application to conduct a class 2 collocation on aesthetic concerns.
- (h) Enact or enforce an ordinance related to radio frequency signal strength or the adequacy of mobile service quality.
- (i) Impose a surety requirement, unless the requirement is competitively neutral, nondiscriminatory, and commensurate with the historical record for surety requirements for other facilities and structures in the political subdivision which fall into disuse. There is a rebuttable presumption that a surety requirement of \$20,000.00 or less complies with this paragraph.
- (j) Prohibit the placement of emergency power systems.
- (k) Require that a mobile service support structure be placed on property owned by the political subdivision.
- (l) Disapprove an application based solely on the height of the mobile service support structure or on whether the structure requires lighting.
- (m) Condition approval of such activities on the agreement of the structure or mobile service facility owner to provide space on or near the structure for the use of or by the political subdivision at less than the market rate, or to provide the political subdivision other services via the structure or facilities at less than the market rate.
- (n) Limit the duration of any permit that is granted.
- (o) Require an applicant to construct a distributed antenna system instead of either constructing a new mobile service support structure or engaging in collocation.
- (p) Disapprove an application based on an assessment by the political subdivision of the suitability of other locations for conducting the activity.



- (q) Require that a mobile service support structure, existing structure, or mobile service facilities have or be connected to backup battery power.
  - (r) Impose a setback or fall zone requirement for a mobile service support structure that is different from a requirement that is imposed on other types of commercial structures.
  - (s) Consider an activity a substantial modification under subsections (1)(s)1. or 2. if a greater height is necessary to avoid interference with an existing antenna.
  - (t) Consider an activity a substantial modification under subsection (1)(s)3. if a greater protrusion is necessary to shelter the antenna from inclement weather or to connect the antenna to the existing structure by cable.
  - (u) Limit the height of a mobile service support structure to under 200 feet.
  - (v) Condition the approval of an application on, or otherwise require, the applicant's agreement to indemnify or insure the political subdivision in connection with the political subdivision's exercise of its authority to approve the application.
  - (w) Condition the approval of an application on, or otherwise require, the applicant's agreement to permit the political subdivision to place at or collocate with the applicant's support structure any mobile service facilities provided or operated by, whether in whole or in part, a political subdivision or an entity in which a political subdivision has a governance, competitive, economic, financial or other interest.
- (5) APPLICABILITY. This ordinance applies only in the unincorporated parts of the county, except that if a town enacts an ordinance as described under subsection (2) after adoption of this ordinance, this ordinance does not apply, and may not be enforced, in the town, except that if the town later repeals its ordinance, this county ordinance applies in that town.

## Chapter 17-Proposed Zoning Ordinance Text Amendments.

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- 

### **17.3.08 – INDUSTRIAL LAND USES**

- (1) PERSONAL STORAGE FACILITY. Includes uses oriented to the indoor storage of personal items entirely within partitioned buildings having an individual access to each partitioned area. Such storage areas may be available on either a condominium or rental basis. Also known as "mini-warehouses."

Regulations :

- (a) ~~The appropriate County approval authority may require~~ There shall be a landscaped bufferyard or screening on the sides and rear of the storage facility, per the standards in Section 17.5.05(2).
- (b) Shall not involve the on-site holding, storage or disposal of hazardous wastes as defined by State Statutes.
- (c) ~~No electrical power shall be run to the storage facilities, except for exterior lighting.~~ The personal storage facility shall not be used for habitation.
- (d) No business activity shall be operated from or outside of any partitioned area within a personal storage facility.
- (e) No outdoor storage is permitted at personal storage facilities.

Parking Requirements : One space for each employee on the largest work shift.

- (2) INDOOR STORAGE OR WHOLESALING. Includes any land use primarily oriented to the receiving, holding, and shipping of packaged materials for a single business or a single group of businesses. With the exception of loading and parking facilities, such land uses are contained entirely within an enclosed building. Examples of this land use include conventional warehouse facilities, long-term indoor storage facilities, and joint warehouse and storage facilities. Does not include uses described in the "personal storage facility" land use category. Retail outlets associated with this principal use shall be considered an accessory use, and shall be subject to the requirements applicable to the "indoor sales accessory to industrial use" category.

Parking Requirements : One space per 2,000 square feet of gross floor area in the principal building(s).

- (3) OUTDOOR STORAGE OR WHOLESALING. Includes any land use primarily oriented to the receiving, holding, and shipping of packaged materials for a single business or a single group of businesses. Such a land use, in which any activity beyond loading and parking is

located outdoors, is considered an outdoor storage and wholesaling land use. Examples of this land use include equipment yards, lumber yards, coal yards, landscaping materials yard, tank farms, construction materials yards, and shipping materials yards. Such land uses do not include the storage of inoperative vehicles or equipment, or other materials typically associated with a junkyard or salvage yard. Contractors' storage yards are considered accessory in the "contractor shop" land use category. Retail outlets associated with this principal use shall be considered an accessory use, and shall be subject to the requirements applicable to the "indoor sales accessory to industrial use" category.

Regulations :

- (a) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (b) Outdoor sales, display or repair areas shall be set back from all streets and residentially zoned properties a distance equal or greater to the required principal building setbacks and shall not be located within landscaped bufferyards.
- (c) The storage of items shall not interfere with traffic visibility or reduce or inhibit the use or number of parking spaces provided on the property below the requirement established below. If the number of provided parking spaces on the property is already less than the requirement, such display area shall not further reduce the number of spaces already present.

Parking Requirements: One space for every 10,000 square feet of gross storage area, plus one space per each employee on the largest work shift.

- (4) FREIGHT OR BUS TERMINAL. Includes land and buildings representing either end of one or more truck carrier line(s) which may have some or all of the following facilities: yards, docks, management offices, storage sheds, buildings and/or outdoor storage areas, freight stations, and truck maintenance and repair facilities. Such uses typically serve the trucking needs of several businesses on a contract basis. Also includes bus stations and terminals.

Regulations :

- (a) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (b) All buildings, trucks, and activity areas shall be set back from all streets a distance equal or greater to the required principal building setbacks and shall not be located within landscaped bufferyards.
- (c) All buildings, trucks, and activity areas shall be set back from all residential zoning district boundaries a minimum of 100 feet.
- (d) All parking, loading, and vehicle circulation areas shall be surfaced with a hard-surface, all-weather material such as pavement or concrete.
- (e) Shall provide a vehicle throat length of at least 50 feet within the driveway



connecting to the public street.

Parking Requirements : One space per each employee on the largest work shift.

- (5) DISTRIBUTION CENTER. Includes any land use oriented to the short-term indoor storage, shipment, and possible repackaging of commercial materials of a single user. Retail outlets associated with this principal use shall be considered an accessory use, and shall be subject to the requirements applicable to the "indoor sales accessory to industrial use" category.

Regulations :

- (a) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (b) All buildings, trucks, and activity areas shall be set back from all streets a distance equal or greater to the required principal building setbacks and shall not be located within landscaped bufferyards.
- (c) All buildings, trucks, and activity areas shall be set back from all residential zoning district boundaries a minimum of 100 feet.
- (d) All parking, loading, and vehicle circulation areas shall be surfaced with a hard-surface, all-weather material such as pavement or concrete.
- (e) Shall provide a vehicle throat length of at least 50 feet within the driveway connecting to the public street.

Parking Requirements One space per each employee on the largest work shift.

- (6) CONTRACTOR SHOP. Includes any business engaged in contract services or labor, such as contractors involved with landscaping; building construction or carpentry; and electrical, plumbing or heating systems. Often involves accessory equipment storage yards and rental of equipment commonly used by contractors. Retail outlets associated with this principal use shall be considered an accessory use, and shall be subject to the requirements applicable to the "indoor sales accessory to industrial use" category.

Regulations :

- (a) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (b) Outdoor sales, display or repair areas shall be set back from all streets and residentially zoned properties a distance equal or greater to the required principal building setbacks and shall not be located within landscaped bufferyards.
- (c) The storage of items shall not interfere with traffic visibility or reduce or inhibit the use or number of parking spaces provided on the property below the requirement established below. If the number of parking spaces on the property is already less

than the requirement, such display area shall not further reduce the number of spaces.

Parking Requirements : One space per each employee on the largest work shift.

- (7) LIGHT INDUSTRIAL USE. Includes any land use engaged in the manufacture of finished products or parts, predominantly from previously prepared materials, including the processing, fabrication, assembly, treatment, packaging, individual storage, and distribution of such products, but excluding basic industrial processing predominantly and directly from extracted, forested, or other raw materials. Retail outlets associated with this principal use shall be considered an accessory use, and shall be subject to the requirements applicable to the "indoor sales accessory to industrial use" category. Failure to comply with one or more of the following regulations may result in the classification of the use as a "heavy industrial use."

Regulations :

- (a) All loading docks and outdoor storage areas shall be completely screened so as not to be visible from public streets and any nearby residentially zoned property.
- (b) All activities, aside from parking, screened loading, and screened outdoor storage, shall take place inside of an enclosed building.
- (c) Shall be no odor, noise, heat, vibration, or radiation which is or has the potential to be detectable at the lot line.
- (d) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).

Parking Requirements : One space per each employee on the largest work shift.

- (8) HEAVY INDUSTRIAL USE. Includes any land use engaged in the manufacture of finished products or parts that does not meet the description of one or more of the regulations associated with the "light industrial use" category. More specifically, heavy industrial land uses may include activities wholly or partially located outside of an enclosed building and may have the potential to create certain nuisances which are detectable at the lot line. Examples of heavy industrial land uses include meat product producers; alcoholic beverage producers; paper, pulp or paperboard producers; chemical and allied product producers including poison or fertilizer producers but not including drug producers; petroleum and coal product producers; asphalt, concrete or cement producers; tanneries; stone, clay or glass product producers; primary metal producers; heavy machinery producers; electrical distribution equipment producers; electrical industrial apparatus producers; transportation vehicle producers; commercial sanitary sewage treatment plants; power production facilities; railroad switching yards; and commercial recycling facilities not involving the on-site storage of salvage materials.

Regulations :

- (a) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (b) All buildings, trucks, and activity areas shall be set back from all streets and residential zoning district boundaries a distance equal or greater to the required principal building setbacks and shall not be located within any required landscaped bufferyard.
- (c) All parking, loading, and vehicle circulation areas shall be surfaced with a hard-surface, all-weather material such as pavement or concrete.

Parking Requirements : One space per each employee on the largest work shift.

- (9) METALLIC MINERAL EXTRACTION USE. Includes any land use involving the exploration, prospecting, and mining of metallic minerals. May include on-site processing of extraction material if part of the application and conditional use permit approval may include an open pit or underground mine constructed for the extraction of copper-, gold-, lead-, and zinc-bearing minerals.

Regulations :

- (a) The applicant for a conditional use permit shall meet the standards in Section 17.8.30 and shall submit a complete application to the Zoning Administrator. In addition to the information required by Sections 17.8.30 and 17.8.40, the application shall include the following information:
  - 1. A written description of the proposed operation, including the types and quantities of the materials that would be extracted, including all mine tailings and other waste; proposed dates to begin extraction, end extraction, and complete reclamation; geologic composition and depth and thickness of the mineral deposit; existing use of the land and proposed use after reclamation; existing natural and archaeological features on and adjacent to the site; where extracted materials would be hauled and over what roads; types, quantities, and frequency of use of equipment to extract, process, and haul; whether and how frequently blasting, drilling, crushing, screening, washing, refueling, or fuel storage would be performed on site; reagents to be used in processing; maximum lateral extent and minimum and maximum depth of underground workings; description and elevations of all temporary or permanent structures, including mine shaft or opening; methods and justification for sealing all shafts and other entries; proposed hours and days of operation; any special measures that will be used for spill prevention and control, dust control, or environmental protection; assurances that the site will be developed, operated, and reclaimed in accordance with all approved plans and all County, State, and Federal regulations, including a listing of all applicable regulations; proposed number of employees by shift; and an estimate of anticipated utility and other public service and facility requirements over the life of the operation.



2. A site/operations plan map(s), drawn to scale by a qualified professional, and including site boundaries; existing contour lines; existing roads, driveways, and utilities; existing natural features including lakes, streams, floodplains, wetlands, and shoreland areas; all dwellings and private and municipal wells within 2,000 feet; location of the proposed extraction, staging areas, fueling, fuel storage, and equipment storage areas; proposed location and surfacing of roads, driveways, site access points, shafts and other entries; proposed phasing plan, if any; proposed fencing of property and gating or securing of access points and shafts; proposed types and locations of stockpiles; proposed location and types of screening berms and landscaping; and proposed temporary and permanent structures, including scales and offices.
  3. An erosion control plan, drawn to scale by a professional engineer, meeting all applicable State and County requirements.
  4. Copies of all applications and any amendments to such applications for all necessary approvals, licenses, and permits from any State and Federal agency with jurisdiction, and copies of the environmental impact report prepared under §23.11, Wis. Stats.
  5. A baseline conditions report, as defined in Section 17.1.14, and a description of how the proposed use would affect such baseline conditions.
  6. A reclamation plan prepared in accordance with State Statutes and rules.
  7. A certificate of insurance certifying that the applicant has in force a liability insurance policy affording personal injury and property damage protection.
  8. An agreement to reimburse the County for all costs incurred in the review of the conditional use permit request.
- (b) Shall be prohibited in the shoreland, wetland, and floodplain overlay zoning districts.
- (c) Shall not involve the use of cyanide in any aspect of the operation.
- (d) Disposal of mining wastes from an off-site prospecting or mining site shall be prohibited.
- (e) Shall comply with all applicable County, State and Federal regulations, including but not limited to those related to operation and reclamation of the mine; surface water and groundwater protection, monitoring, and remediation; air emissions; and solid and hazardous waste disposal.
- (f) The nearest edge of all buildings, structures, and surface activity areas, including pit edges and shaft entrances, shall be a minimum of 500 feet from all dwellings.
- (g) Project shall provide a landscaped bufferyard (see Section 17.5.05) along all borders of the property.
- (h) To prevent tracking of mud onto public roads, access driveways shall be paved within 100 feet of public roads, unless the adjacent road is unpaved.
- (i) Access to the site shall only be through points designated as entrances on the

site/operations plan; such access points shall be secured when the site is not in operation.

- (j) Provisions for the upgrade, repair, and maintenance of town and County roads shall depend on the intensity of the operation and the existing condition and capacity of such roads. A bond or other performance guarantee for such work may be required provided that a clear relationship is established between the operation and the need for road upgrades, repair, and maintenance. If any town or County road is damaged or destroyed as a result of owners operations, the owner shall restore or pay for the restoration of the same to an acceptable condition and value. The owner shall have the right to show and bear the burden of proof in showing that the indicated damage was not the result of its operations.
- (k) Spraying of the site and driveways and other appropriate measures shall be conducted to control dust.
- (l) Hours or days of operation may be limited.
- (m) Expectations for any blasting, drilling, and screening shall be clearly understood, and separate acceptable hours for these activities may be established.
- (n) If blasting or drilling is requested, additional standards or conditions may be applied with relation to frequency, noise and vibration levels, notice to neighbors, preinspection of neighboring basements and wells, and claims procedures.
- (o) Unless the extraction site is inaccessible, the area of extraction shall be completely enclosed by a safety fence or maintained at a gentle slope.
- (p) The County shall determine the amount of insurance required and length of time that such insurance policy shall remain in effect. The County and appropriate town shall be listed as "additional named insureds" on the personal injury and property damage insurance policy, which should remain in effect until reclamation is complete.
- (q) The applicant shall be responsible for all County costs associated with the evaluation and review of a conditional use permit request. The applicant shall pay such costs within 30 days of billing from the County. If the applicant does not pay such bills with this period, the County may stop the processing of the permit applicant until such payment is received.
- (r) In the event the County Board enters into negotiations for a local agreement under §293.41, Wis. Stats., the review process shall be as specified under that section of statutes. The local agreement may not declare nonapplicable any requirements of this ordinance, except upon a three-fourths vote of the County Board and the affected town board.
- (s) Approval shall be subject to amendment or revocation if noncompliance with approved plans, this section, or approval conditions is identified.
- (t) Approval may be subject to periodic review of the operation to ensure compliance with the conditional use permit, and to specific limitations over the portion of the lot or parcel where extraction may occur.
- (u) The conditional use permit or local agreement may allow for or be conditioned upon

the County or town obtaining royalties for any minerals extracted from the site, including those minerals which were not anticipated to be found at the time of the initial permit.

- (v) In the event that the permit holder wishes to transfer ownership of the site or mineral rights to an unrelated entity, the project shall be required to obtain an amendment to the conditional use permit following the procedures in Section 17.8.40.

Parking Requirements : One space per each employee on the largest work shift.

- (10) NONMETALLIC MINERAL EXTRACTION USE. Includes land uses involving the removal of soil, clay, sand, gravel, rock, nonmetallic minerals, peat, or other related material. May include on-site processing of extraction material if part of the application and conditional use permit approval. Does not include relocation of materials required for domestic use on the same lot or a contiguous lot under the same ownership, approved on-site development grading, excavations within public road rights-of-way or easements, agricultural grading, or any soil removal activities on a hazardous waste site.

Regulations :

- (a) The applicant for a conditional use permit shall meet the standards in Section 17.8.30 and shall submit a complete application to the Zoning Administrator. In addition to the information required by Sections 17.8.30 and 17.8.40, the application shall include the following information:
  - 1. A written description of the proposed operation, including the types and quantities of the materials that would be extracted; proposed dates to begin extraction, end extraction, and complete reclamation; geologic composition and depth and thickness of the mineral deposit; existing use of the land and proposed use after reclamation; existing natural and archaeological features on and adjacent to the site; where extracted materials would be hauled and over what roads; types, quantities, and frequency of use of equipment to extract, process, and haul; whether and how frequently blasting, drilling, mining, crushing, screening, washing, refueling, fuel storage, asphalt batching, or concrete mixing would be performed on site; description and elevations of all temporary or permanent structures; proposed hours and days of operation; any special measures that will be used for spill prevention and control, dust control, or environmental protection; and assurances that the site will be developed, operated, and reclaimed in accordance with all approved plans and all County, State, and Federal regulations, including a listing of all applicable regulations.
  - 2. A site/operations plan map, drawn to scale by a qualified professional, and including site boundaries; existing contour lines; existing roads, driveways, and utilities; existing natural features including lakes, streams, floodplains, wetlands, and shoreland areas; all residences and private and municipal wells within 1,000 feet; location of the proposed extraction, staging areas, fueling,



fuel storage, and equipment storage areas; proposed location and surfacing of roads, driveways, and site access points; proposed phasing plan, if any; proposed fencing of property and gating of access points; proposed locations of stockpiles; proposed location and types of screening berms and landscaping; and proposed temporary and permanent structures, including scales and offices.

3. An erosion control plan, drawn to scale by a professional engineer, meeting all applicable State and County requirements.
  4. A reclamation plan prepared in accordance NR 135, Wis. Adm. Code, and the Lincoln County reclamation ordinance.
- (b) Shall comply with all applicable County, State and Federal regulations.
- (c) The appropriate County approval authority may require a landscaped bufferyard, per the standards in Section 17.5.05(2).
- (d) The nearest edge of all buildings, structures, and surface activity areas, including pit edges, shall be located a minimum of 200 feet from all dwellings on adjacent properties, and no less than 10 feet from any lot line.
- (e) To prevent tracking of mud onto public roads, access driveways shall be paved within 100 feet of public roads, unless the adjacent road is unpaved.
- (f) Access to the site shall only be through points designated as entrances on the site/operations plan; such access points shall be secured when the site is not in operation.
- (g) Provisions for the upgrade, repair, and maintenance of town and County roads shall depend on the intensity of the operation and the existing condition and capacity of such roads. A bond or other performance guarantee for such work may be required provided that a clear relationship is established between the operation and the need for road upgrades, repair, and maintenance. If any town or County road is damaged or destroyed as a result of owners operations, the owner shall restore or pay for the restoration of the same to an acceptable condition and value. The owner shall have the right to show and bear the burden of proof in showing that the indicated damage was not the result of its operations.
- (h) Spraying of the site and driveways shall be conducted to control dust.
- (i) On-site bulk fuel storage areas and appropriate places for fueling of equipment (e.g., above the water table) shall be located to minimize the potential for groundwater contamination and in accordance with ILHR 10 and other chapters of the Wis. Adm. Code and provisions of Wisconsin Statutes.
- (j) Hours or days of operation may be limited if the extraction site is close to residential properties.
- (k) Expectations for any blasting, drilling, screening, and asphalt batching shall be clearly understood, and separate acceptable hours for these activities may be established. Blasting is also regulated under §101.15(2)(e), Wis. Stats., and COMM 8, Wis. Adm.

Code. The conditional use permit may specifically restrict such activities from occurring if the conditional use permit standards cannot be met.

- (l) If blasting or drilling is requested, additional standards or conditions may be applied with relation to frequency, noise and vibration levels, notice to neighbors, preinspection of neighboring basements and wells, and claims procedures in accordance with ILHR 10 and other chapters of Wis. Adm. Code.
- (m) Unless the extraction site is inaccessible, the area of extraction shall be completely enclosed by a safety fence or maintained at a slope not to exceed 3:1.
- (n) The applicant shall furnish a certificate of insurance before operations commence.
- (o) Approval shall be subject to amendment or revocation if noncompliance with approved plans, this section, or approval conditions is identified.
- (p) Approval shall be subject to periodic review of the operation to ensure compliance with the conditional use permit, and to specific limitations over the portion of the lot or parcel where extraction may occur.

Parking Requirements : One space per each employee on the largest work shift.



## Committee Action Report

**TO:** Land Services Committee  
**FROM:** Mike Huth, Zoning Program Manager-Land Services Administrator  
**DATE:** 10/4/23

**SUBJECTS:** Ordinance Text Amendments – Board of Adjustment  
a. 17.8.12(2)(b) Zoning Board of Adjustment – Duties and Responsibilities  
b. 17.8.60 Variance Review and Approval Procedure  
c. 17.8.65 Appeals of Zoning Interpretations

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At the August/September 2023 LSC meetings, the committee directed staff to draft ordinance language regarding the requirements for Variance Applications. While reviewing section 17.8.60, staff and Corporation Council identified that additional text in the zoning ordinance should be updated to reflect Wis. Stats updates that occurred in the past few years. This memo is to provide information regarding the proposed amendment to sections 17.8.12(2)(b), 17.8.60, and 17.8.65 of the Lincoln County Zoning Ordinance.

### **17.8.12(2)(B) ZONING BOARD OF ADJUSTMENT – DUTIES AND RESPONSIBILITIES**

The purpose of section 17.8.12 is to establish specific duties and responsibilities pertaining to the Zoning Board of Adjustment (BOA). Specifically, section 17.8.12(2)(b) relates to the BOA hearing and deciding appeals where it is alleged that there is an error in any decision of the Land Services Committee (LSC) related to a conditional use permit (CUP) request process and if the LSC considered the appropriate standards and met the requirements of the zoning ordinance when reviewing and deciding on a CUP request. The proposed ordinance text edit will bring the zoning ordinance into harmony with Wisconsin Stats in regards to the handling of appeals of LSC CUP actions/decisions.

### **17.8.60- VARIANCE REVIEW AND APPROVAL PROCEDURE**

Section 17.8.60 (2) states the requirements for a property owner to apply for a variance request to the BOA. The proposed text would require that an applicant have a plat of survey completed or on file. With the survey on file, the request for variance from a given point (roadway, side lot line, Ordinary High Water Mark) will allow for the BOA to confidently know all the measurements/parameters relating to the request and can determine if a hardship exists when making a deviation of the applicable ordinance setback.

### **17.8.65-Appeals of Zoning Interpretations**

The purpose of section 17.8.65 is to provide regulations which enable the BOA to hear and decide requests for appeals from the interpretations, orders, requirements, or decisions of the Zoning Administrator. Additionally, the zoning ordinance also states that Conditional Use Permit (CUP) decisions of the Land Services Committee; where it is alleged that there is an error in any decision as provided for by Wisconsin Statutes and section 17.8.30 of county zoning ordinance.

Section 17.8.30 of county zoning ordinance was updated in 2018 to reflect Wis. Stats updates relating to appeals of CUP decisions; which states: *“APPEALS OF COMMITTEE DECISIONS. If the Committee denies a person's conditional use permit application, the person may appeal the decision to the circuit court under the procedures contained in §59.694(10), Wis. Stats. (Am. #2018-05-659)”*. The proposed text amendment to section 17.8.65 is intended to clarify the CUP appeal process pursuant to Wis. Stats.

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### **REQUESTED ACTION:**

The Land Services Committee members are asked to review the proposed text amendments to sections 17.8.12(2)(b), 17.8.60 and 17.8.65 of the Lincoln County Zoning Ordinance and schedule a public hearing for the December 2023 LSC meeting to obtain public testimony regarding these amendments. This timeline will allow adequate notification to the towns.



## **Chapter 17-Proposed Zoning Ordinance Text Amendments.**

- Plain text is existing text in our ordinance and no changes proposed.
  - ~~Lined out text~~ is existing ordinance text that will be eliminated
  - Underlined text is proposed revisions and updated language
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### **17.8.12 – ZONING BOARD OF ADJUSTMENT.**

(1) ESTABLISHMENT. A Zoning Board of Adjustment is hereby established. The Zoning Board of Adjustment shall consist of 3 members and 2 alternate members appointed by the Chair of the County Board, subject to the approval of the County Board, according to procedures established under §59.694(2), Wis. Stats. The 2 alternate members shall be appointed for staggered 3-year terms. The Chair of the County Board shall annually designate one of the alternate members as the first alternate and the other as the second alternate and such alternates shall have the authority as designated in §59.694(2)(am), Wis. Stats. The Board of Adjustment shall appoint a chair and other officers and shall adopt such rules as it deems necessary, following all applicable requirements under §59.694, Wis. Stats. (Am. # 2021-12-709)

(2) DUTIES AND RESPONSIBILITIES. The Zoning Board of Adjustment shall have the following specific duties and responsibilities pertaining to this chapter, Chapter 20, Chapter 21, and Chapter 22 of the Lincoln County Code:

(a) Hear and decide appeals where it is alleged that there is an error in any interpretation, order, requirement, decision, or determination made by the Zoning Administrator in the enforcement or administration of this chapter, Chapter 20, Chapter 21, or Chapter 22 of the Lincoln County Code.

~~(b) Hear and decide appeals where it is alleged that there is an error in any decision of the Land Services Committee related to a conditional use permit request, with such review limited to determining whether the Committee's action considered the appropriate standards and met the requirements of this chapter, as opposed to the Board of Adjustment conducting a de novo review. (Am. #2018-05-659)~~

(c) Authorize such variances from the terms of this chapter as will not be contrary to the public interest, when, owing to special conditions, a literal enforcement will result in practical difficulty or unnecessary hardship, so that the spirit of the ordinance shall be observed, public safety and welfare secured, and substantial justice done.

(3) RECORDING OF ACTIONS.

(a) The Board of Adjustment shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall

be immediately filed in the office of the Zoning Administrator, and shall be a public record.

(b) The final disposition of an appeal or variance application to the Board of Adjustment shall be in a form of a written decision signed by both the Chair and Secretary of the Board. Such decision shall state the specific facts that are the basis for the Board of Adjustment's decision; shall either affirm, reverse, or modify any order, requirement, interpretation, or any determination of the Zoning Administrator or, in the case of an appealed decision on a conditional use permit, the Land Services Committee; shall specify any required conditions of approval; and shall specify the extent of any variance granted. (Am. #2018-05-659)

(c) The Zoning Administrator shall, within 10 days of any decision of the Board of Adjustment, transmit a signed copy of the written decision of the Board of Adjustment to the applicant and, if the action affects resources under its jurisdiction, the appropriate office of WisDNR.

(4) REVIEW BY COURT OF RECORD. Any persons aggrieved by any decision of the Board of Adjustment may appeal the decision by filing an action in certiorari in the Lincoln County Circuit Court within 30 days of the decision, setting forth that such decision is illegal and specifying the grounds of the illegality. Lincoln County assumes no liability for and makes no warranty as to reliance on this decision if construction is commenced prior to expiration of this 30-day period.



## Chapter 17-Proposed Zoning Ordinance Text Amendments.

- Plain text is existing text in our ordinance and no changes proposed.
  - ~~Lined-out text~~ is existing ordinance text that will be eliminated
  - Underlined text is proposed revisions and updated language
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### **17.8.60 - VARIANCE REVIEW AND APPROVAL PROCEDURE.**

(1) PURPOSE. The purpose of this section is to provide regulations which enable the Board of Adjustment to hear and decide requests for permitted variation from the terms of this chapter as will not be contrary to the public interest; where owing to special factors, a literal enforcement of the provisions of this chapter would result in practical difficulty or unnecessary hardship, so that the spirit of this chapter shall be observed, public safety and welfare secured, and substantial justice done; as provided for by Wisconsin Statutes and applicable case law. Variances shall not be required within the PD district to provisions for which the County Board granted waivers through the PD approval process.

(2) APPLICATION FOR A VARIANCE. Proceedings for ~~approval~~ of a requested variance shall be initiated by an application of the owner(s) of the subject property to the Zoning Administrator. The application shall include:

- (a) A completed form, provided by the Zoning Administrator, including basic information applicable to the owner and the specific nature of the variance request;
- (b) Legal description of the subject site by lot, block, and recorded subdivision or certified survey map, ~~or by metes and bounds~~;
- (c) A scaled map showing all lands for which the variance is sought, and all other lands within 300 feet of the boundaries of such lands, on a sheet not larger than 11" x 17" or 3 copies if larger, together with the names and addresses of the owners of all lands on said map as they appear on the current records of the Register of Deeds;
- (d) ~~A sketch of the subject site~~ A Plat of Survey or a Certified Survey Map (CSM) prepared by a registered land surveyor in the State of Wisconsin meeting the requirements of Section 17.8.40(2)(a), and indicating where the variance is requested;
- (e) Written justification for the proposed variance, consisting of the petitioner's evaluation of the request against the standards for granting a variance as established in subsection (7) below;
- (f) Other pertinent information as requested by the Zoning Administrator to determine if the proposed request meets the requirements of this chapter; and
- (g) The required review fee, as provided through the fee schedule approved annually by the Land Services Planning and Zoning Committee.



(3) ZONING ADMINISTRATOR REPORT. The Zoning Administrator or his designee shall prepare a report on the variance request, evaluating it based on its harmony with the purposes of this chapter, the comprehensive plan, State and Federal law, sound planning and zoning principles, and compliance with the standards in subsection (7) below. The Zoning Administrator may contact the petitioner to inquire whether certain changes to the petition may be desired in light of this evaluation prior to the formal review process described below.

(4) PUBLIC HEARING. The Zoning Administrator shall cause to be scheduled and noticed a public hearing before the Board of Adjustment. Not less than 10 days before the public hearing, the Zoning Administrator shall mail the petition and a public hearing notice to the Board of Adjustment, the petitioner (and property owner if different), the clerk of the affected town, the owners of all properties within 300 feet of all edges of the lot or parcel that would require the variance, the owner or operator of any airport if the petition would affect an airport affected area under §62.23(6)(am), Wis. Stats., the appropriate office of WisDNR if the variance request is within the FW, FF, GFP, S, SW, or W zoning districts, and other interested parties on a request basis. The Zoning Administrator's report shall also be provided to the Board of Adjustment and petitioner in advance of the hearing, and to other interested parties on a request basis.

(5) TOWN TESTIMONY. The town within which a proposed variance is sought may offer written or verbal testimony on whether to approve such request as presented, approve such request with conditions, or disapprove such request. Such town recommendation shall be in the form of a formal action or endorsement of the town board.

(6) BOARD OF ADJUSTMENT ACTION. As soon as possible following the public hearing, the Board of Adjustment shall approve as presented, approve with conditions, or disapprove of the variance request. The Board shall evaluate the request against the standards included in subsection (7) below, and may consider all applicable information included in the petition, the Zoning Administrator's report, public testimony, or its own investigations. In its action, the Board shall include findings of fact relative to its decision. A special meeting of the Board of Adjustment to hear variance requests may be called by the Board chair upon written request and payment of a special meeting fee established by the Land Services Planning and Zoning Committee.

(7) VARIANCE STANDARDS. The Board of Adjustment shall review all variance requests against the standards provided under Wisconsin Statutes and applicable case law, and with the consideration to the following questions:

(a) What exceptional or extraordinary conditions, circumstances, or special factors are present which apply only to the subject property, and which prevent compliance with ordinance standards? The response to this question shall clearly indicate how the subject property contains factors which are not present on other properties in the same zoning district or within the same area that prevent compliance with one or more ordinance standards.

(b) In what manner do the above conditions or circumstances unreasonably prohibit the development of the property from being used for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome with the requested variances? The response to this question shall clearly indicate how the requested variance is essential to make the subject property developable so that property rights enjoyed by the owners of similar properties can be enjoyed by the owners of the subject property.

(c) Would the granting of the proposed variance result in a substantial or undue adverse impact on adjacent properties, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare? The response to this question shall clearly indicate how the proposed variance will have no substantial or undue impact on these factors.

(d) Have the factors which present the reason for the proposed variance been created by the act of the applicant or previous property owner after the effective date of this chapter? The response to this question shall clearly indicate that such factors existed prior to the effective date of this chapter and were not created by action of the applicant or a previous property owner.

(e) Does the proposed variance involve the proposed use of the property? The response to this question shall clearly indicate that the requested variance does not involve the proposed use, as use variances are not permitted.

(8) EFFECT OF DENIAL. No variance request which has been disapproved shall be resubmitted for a period of 12 months from the date of final Board of Adjustment action, except on grounds of new evidence or proof of changed factors found valid by the Board.

(9) TIME LIMITS ASSOCIATED WITH VARIANCES. An approved variance shall expire 24 months from the date issued if the work described in the permit is not commenced, unless a one-time, one-year extension is applied for, without fee, from the Board of Adjustment prior to the expiration date.

## Chapter 17-Proposed Zoning Ordinance Text Amendments.

- Plain text is existing text in our ordinance and no changes proposed.
  - ~~Lined-out text~~ is existing ordinance text that will be eliminated
  - Underlined text is proposed revisions and updated language
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### • 17.8.65- APPEALS OF ZONING INTERPRETATIONS.

(1) PURPOSE. The purpose of this section is to provide regulations which enable the Board of Adjustment to hear and decide requests for appeals from the interpretations, orders, requirements, or decisions of the Zoning Administrator ~~and conditional use permit decisions of the Planning and Zoning Committee~~, where it is alleged that there is an error in any decision as provided for by Wisconsin Statutes and applicable case law.

(2) APPLICATION FOR AN APPEAL. Proceedings for an appeal may be initiated by any person aggrieved, or by any officer, department, board, or bureau of the County affected by any decision of the Zoning Administrator. Any appeal must be made within a period not exceeding 30 days from the date of issuance of the interpretation, order, requirement, or decision of the Zoning Administrator. The appeal shall be initiated by an application to the Zoning Administrator, which shall include the following data and supplementary materials:

(a) A completed form, provided by the Zoning Administrator, including basic information on the specific nature of the interpretation, order, requirement, or decision of the Zoning Administrator, the reasons for the appeal of such action, and the remedy sought;

(b) Other pertinent information as requested by the Board of Adjustment to make a determination on the appeal; and

(c) The required review fee, as provided through the fee schedule approved annually by the Land Services Planning and Zoning Committee.

(3) ZONING ADMINISTRATOR REPORT. The Zoning Administrator or his designee shall prepare a report on the appeal request, evaluating it based on its harmony with the purposes of this chapter and the applicable division or section, the comprehensive plan, State and Federal law, and sound planning and zoning principles; and shall provide rationale for the initial interpretation, order, requirement or decision that prompted the request.

(4) PUBLIC HEARING. The Zoning Administrator shall cause to be scheduled and noticed a public hearing before the Board of Adjustment meeting the requirements of §59.694(7), Wis. Stats. Not less than 10 days before the public hearing, the Zoning Administrator shall mail the petition and a public hearing notice to the Board of Adjustment, the petitioner, and the appropriate office of WisDNR if the action affects resources under its jurisdiction. The Zoning Administrator's report shall also be provided to the Board of Adjustment and petitioner in advance of the hearing, and to other interested parties on a request basis.

(5) BOARD OF ADJUSTMENT ACTION. As soon as possible following the public hearing, the Board of Adjustment shall reverse or affirm the interpretation, order, requirement or decision, wholly or in



part, or may modify the interpretation, order, requirement or decision. The Board shall evaluate the request based on its harmony with the purposes of this chapter and the applicable division or section, the comprehensive plan, State and Federal law, case law, and sound planning and zoning principles. In its action, the Board shall include findings of fact relative to its decision. A special meeting of the Board of Adjustment to hear appeals may be called by the Board chair upon written request and payment of a special meeting fee established by the Land Services Planning and Zoning Committee.

# LINCOLN COUNTY DEPARTMENT HEAD EVALUATION FORM

Please respond to each question by indicating the appropriate level. Areas left unmarked will be graded as Meets Expectations. Areas marked Needs Improvement must be discussed with the employee during the committee meeting. Failure to discuss an item will be counted at Meets Expectations.

AREA OF EVALUATION	Needs Improvement	Meets Expectations	Exceeds Expectations	COMMENTS
<b>A. Relationship with the Committee</b>				
1. Keeps the Committee informed on issues, needs and operation of the Department.				
2. Offers professional advice to the Committee on items requiring Committee action, with appropriate recommendations based on thorough study of the matter.				
3. Provides Committee with adequate time to review background materials prior to making decisions.				
4. Supports Committee policy and actions to the public and staff.				
5. Recommends policy revisions/additions to the Committee.				

AREA OF EVALUATION	Needs Improvement	Meets Expectations	Exceeds Expectations	COMMENTS
<b>A. Relationship with Committee (cont'd)</b>				
6. Is respectful to all Committee members and conducts themselves in a professional manner at all times.				
7. Provides leadership for long-term planning for Department.				
8. Works toward establishing a working relationship and good communications with the Chair and other Committee members.				
<b>B. Business and Finance</b>				
1. Prepares budget employing accepted and sound fiscal and budgetary practices.				
2. Supervises operations, insisting on competent and cost-effective performance.				
3. Evaluates financial needs within the Department and makes recommendations for adequate funding.				



AREA OF EVALUATION	Needs Improvement	Meets Expectations	Exceeds Expectations	COMMENTS
<b>C. Community Relations</b>				
1. Gains respect and support of the community on the Department operation. Is willing to listen to opinions and concerns of the public.				
2. Provides prompt, courteous service to those served by the department.				
Additional Comments:				
Date of Evaluation:				Evaluator's Signature: