

AGENDA

JEFFERSON COUNTY BOARD MEETING

TUESDAY July 9, 2019 7:00 p.m.

Jefferson County Courthouse
311 S. Center Avenue, Room 205
Jefferson, WI 53549

1. **CALL TO ORDER**
 2. **ROLL CALL BY COUNTY CLERK**
 3. **PLEDGE OF ALLEGIANCE**
 4. **CERTIFICATION OF COMPLIANCE WITH OPEN MEETINGS LAW**
 5. **APPROVAL OF THE AGENDA**
 6. **SPECIAL ORDER OF BUSINESS**
 - a. Presentation – Jefferson County Fairest of the Fair, Libby Knoebel
 7. **APPROVAL OF JUNE 11, 2019 MEETING MINUTES**
 8. **COMMUNICATIONS**
 - a. Treasurer’s Report (Addendum)
 - b. Temporary Appointments by County Board Chair – Russel Kutz, Augie Tietz and Steve Nass to the Law Enforcement and Emergency Management Committee (Page 1)
 - c. Retirement Recognitions
 - d. Zoning Committee – Notice of Public Hearing, July 18, 2019 (Page 2-3)
 9. **PUBLIC COMMENT**
 10. **ANNUAL REPORTS**
 - a. Child Support – Stacey Jensen
 - b. Emergency Management – Donna Haugom
 - c. Sheriff – Paul Milbrath
- COMMITTEE REPORTS / RESOLUTIONS / ORDINANCES**
11. **LAW ENFORCEMENT AND EMERGENCY MANAGEMENT COMMITTEE**
 - a. Ordinance – Amending the Jefferson County Boating Ordinance to include additional No-Wake areas on the Rock River (Page 4-6)
 12. **PLANNING AND ZONING COMMITTEE**
 - a. Report – Approval of Petitions (Page 7)
 - b. Ordinance – Amending Official Zoning Maps (Page 8-10)
 13. **PUBLIC COMMENT** (General)
 14. **ANNOUNCEMENTS**
 15. **ADJOURN**

NEXT COUNTY BOARD MEETINGS

August 13, 2019
7:00 P.M. – RM 205



JEFFERSON COUNTY BOARD

Jefferson County Courthouse
311 S. Center Avenue, Room 107b
Jefferson, WI 53549
Telephone (920) 674-8607

JAMES SCHROEDER
County Board
Chairman

DATE: June 25, 2019

TO: Audrey McGraw, Ben Wehmeier

FROM: Jim Schroeder

RE: Temporary Committee Appointments

Pursuant to Board Rule 3.05, I hereby make the following temporary committee appointments:


Law Enforcement and Emergency Management Committee:

Russell Kutz

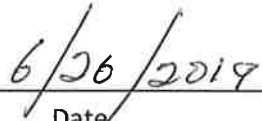
Augie Tietz

Steve Nass

The Supervisors appointed shall serve until June 29, 2019.



Jim Schroeder, Board Chair



Date

NOTICE OF PUBLIC HEARING
JEFFERSON COUNTY PLANNING AND ZONING COMMITTEE

Steve Nass, Chair; George Jaeckel, Vice-Chair; Blane Poulson, Secretary; Matt Foelker and Lloyd Zastrow

SUBJECT: Map Amendments to the Jefferson County Zoning Ordinance and Requests for Conditional Use Permits

DATE: Thursday, July 18, 2019

TIME: 7:00 p.m. (*Courthouse doors will open at 6:30*)

PLACE: Room 205, Jefferson County Courthouse, 311 S. Center Ave., Jefferson, WI

1. **Call to Order**
2. **Roll Call**
3. **Certification of Compliance with Open Meetings Law**
4. **Approval of Agenda**
5. **Explanation of Public Hearing Process by Committee Chair**
6. **Public Hearing**

NOTICE IS HEREBY GIVEN that the Jefferson County Planning and Zoning Committee will conduct a public hearing on Thursday, July 18, 2019, in Room 205 of the Jefferson County Courthouse, Jefferson, Wisconsin. Members of the public will be allowed to be heard regarding any petition under consideration by the Planning and Zoning Committee. **PETITIONERS, OR THEIR REPRESENTATIVES, SHALL BE PRESENT.** Matters to be heard are petitions to amend the official zoning map of Jefferson County and applications for conditional use permits. A map of the properties affected may be obtained from the Zoning Department. Individual files, which include staff finding of fact, are available for viewing between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, excepting holidays. If you have questions regarding these matters, please contact Zoning at 920-674-7131.

FROM A-1, EXCLUSIVE AGRICULTURAL TO A-3, AGRICULTURAL/RURAL RESIDENTIAL

R4166A-19 – Anfang Properties LLC: Rezone to create two, 2-acre building sites near **N5185 County Road P** from part of PIN 006-0716-3121-000 (34.8 Acres) in the Town of Concord. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance.

R4167A-19 – Michael Fornecker/Edward V Fornecker Trust Property: Create a 5-acre farm consolidation lot around the home and buildings at **W7091 County Road J** from part of PIN 014-0614-1912-000 (39.78 Acres) in the Town of Jefferson. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance.

R4168A-19 – Michael Larson/Milo Larson Trust Property: Create a 1-acre farm consolidation lot around the home and buildings at **W8731 Advent Rd** in the Town of Oakland from part of PIN 022-0613-3331-009 (9.36 Acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance.

FROM A-3, AGRICULTURAL/RURAL RESIDENTIAL TO A-1, EXCLUSIVE AGRICULTURAL

R4158A-19 – Mark A Meyer: Rezone PIN 016-0513-3442-002 (0.47 Acre) to A-1 to add it to adjoining A-1 zoned property. The site is in the Town of Koshkonong, near **N278 Pottawatom Trail**. This is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance.

FROM A-3, AGRICULTURAL/RURAL RESIDENTIAL TO A-2/AGRICULTURAL AND RURAL BUSINESS

R4169A-19 – Mark Marsh: Create a 1-acre A-2 zone from part of PIN 022-0613-1324-000 (13.618 Acres) at **N3888 Scheppert Rd**, in the Town of Oakland. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance.

CONDITIONAL USE PERMIT APPLICATIONS

CU1993-19 – Mark Marsh: Conditional use to allow an aquaponics business in the proposed A-2 zone at **N3888 Scheppert Rd** in the Town of Oakland. The site is part of PIN 022-0613-1324-000 (13.618 Acres). This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance.

CU1994-19 – Paul Ulik: Conditional home occupation to allow for a carpet cleaning business and storage of equipment in an A-3, Agricultural/Rural Residential zone at **W2328 Majesta Ct**, in the Town of Ixonia. The site is on PIN 012-0816-1821-003 (1.69 Acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance.

CU1995-19 – Koenig Structures Unlimited LLC: Conditional use to allow up to four duplexes as multiple dwelling unit structures in a Residential R-2 zone at **N3656 County Road K**. The site is on PIN(s) 014-0614-2312-008 (2 Acres) and 014-0614-2312-009 (1 Acre) in the Town of Jefferson. This is in accordance with Sec. 11.04(f)2 of the Jefferson County Zoning Ordinance.

CU1996-19 – Gregory & Sara Heideman: Conditional use to allow for boarding and daycare of cats and up to 12 dogs, and potential future grooming at **W9130 London Rd**. The site is in the Town of Lake Mills on PIN 018-0713-3221-001 (32.732 Acres) and is zoned A-1, Exclusive Agricultural. This is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance.

CU1998-19 – C Blair & Tracie Kransberger: Conditional use for a 4,000 square foot extensive on-site storage structure near **W9466 Lake Dr**, Town of Sumner. The site is zoned R-1 on PIN 028-0513-1943-054 (1.668 Acre). This is in accordance with Sec. 11.04(f)1 of the Jefferson County Zoning Ordinance.

CU1997-19 – Steven & Debra Magritz: Conditional use for an intensive ag dairy operation allowing up to 400 animal units on PIN(s) 022-0613-1344-000 (37.2 Acres), 022-0613-1341-000 (37.78 Acres), 022-0613-1342-000 (30 Acres), 022-0613-1343-000 (40 Acres) and 022-0613-2411-000 (33.702 Acres). The site is at **N3781 County Road G** in the Town of Oakland, in an A-1, Exclusive Agricultural zone. This is an ATCP51 regulated facility. This is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance.

CU1991-19 – Glenn & Jody Wolff and J & K Strauss Trust Properties: Conditional use for mineral extraction on PIN(s) 030-0813-2731-000 (54.136 Acre) and 030-0813-2734-000 (20 Acres) owned by the Glenn and Jody Wolff Trust, and PIN 030-0813-2734-001 (20 Acres) owned by the J & K Strauss Trust. The sites are in the Town of Waterloo, near **N7933 State Road 89** and the property is zoned A-1, Exclusive Agricultural. This is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance, Jefferson County Reclamation Ordinance, and Wis. Stats. Chapter NR 135.

A reclamation plan amendment meeting the criteria of NR 135 and Jefferson County Ordinance was received on June 7th, 2019 by the Jefferson County Land & Water Conservation Department. The modification is an amendment to the currently approved plan and incorporates PIN 030-0813-2734-001.

Wisconsin Administrative Code Chapter NR 135.20 and Jefferson County Ordinance require a public hearing for the amendment to the reclamation plan. All reclamation related public testimony shall be considered when reviewing the plan amendment. The plan amendment is available for public viewing in the Land & Water Conservation Department, Room 113 of the Jefferson County Courthouse during normal business hours.

ORDINANCE NO. 2019-_____

Amending the Jefferson County Boating Ordinance to include additional no-wake areas on the Rock River

WHEREAS, due to increasing boating and/or watercraft use on the Rock River, the Law Enforcement and Emergency Committee is recommending that the Jefferson County Boating Ordinance be amended to establish additional no-wake areas on the Rock River, and

WHEREAS, this Ordinance amendment updates outdated language in the existing Jefferson County Boating Ordinance and incorporates language from the Wisconsin Department of Natural Resources model ordinance; and

WHEREAS, the additional no-wake areas established by this ordinance amendment are intended to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and the capability of the water resources on the waters of the Rock River in Jefferson County.

NOW, THEREFORE, BE IT ORDAINED that the Jefferson County Board of Supervisors does hereby amend the Jefferson County Boating Ordinance as follows:

An Ordinance to regulate boating upon the waters of the Rock River on the rivers and streams of in Jefferson County and prescribing penalties for violation thereof.

SECTION 1. APPLICABILITY AND ENFORCEMENT. (a) The provisions of this ordinance shall apply to the rivers and streams waters of the Rock River in Jefferson County as described below.

(b) The provisions of this ordinance shall be enforced by the Jefferson County Sheriff's Department Office which is authorized to issue citations in accordance with Section 66.0113449, Wis. Stats., for violations of this ordinance.

SECTION 2. INTENT. The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and the capability of the water resources and to permit the Jefferson County Sheriff's Department Office to issue citations for violations of state boating laws incorporated herein.

SECTION 3. STATE BOATING AND SAFETY LAWS ADOPTED. Sections 30.50 through 30.71, Wis. Stats. (2018)(1995), inclusive, except Sections 30.67, 30.68(2) and 30.681(2) are incorporated herein and hereby adopted by reference, including all changes and amendments hereafter made thereto.

SECTION 4. "SLOW-NO-WAKE DEFINED. The term Slow-No-Wake shall mean the speed at which a boat moves as slowly as possible while still maintaining steerage control.

SECTION 54. SLOW—NO - WAKE AREA DEFINED. The term "Slow-No-Wake Area" shall mean that area within which boats and/or watercraft shall be operated at the slowest speed at which said boat and/or watercraft can be operated and still maintain forward motion and steering control. Slow-No-Wake Areas shall be so designated by buoys and notices posted at points of public access. ~~and buoys. No~~ person shall operate a boat and/or watercraft at greater than Slow-No-Wake speed in areas so designated.~~on:~~

SECTION 6. SLOW-NO-WAKE DURING HIGH WATER. No person shall operate a boat and/or watercraft at greater than Slow-No-Wake speed on Any portion of the Rock River downstream from the Dodge/Jefferson County lines to the West Milwaukee Street Bridge when the water level at the USGS gauge 0542550 (Rock River @ Watertown) is 3.5 feet above Datum gauge height of 792.38; and ~~No~~ person shall operate a boat and/or watercraft at greater than Slow-No-Wake speed on any portion of the Rock River downstream from the West Milwaukee Street Bridge (Watertown) to Lake Koshkonong when the water level at the USGS gauge 05427235 (Lake Koshkonong near Newville) is 8 feet above Datum gauge height of 769.77. [Ord. 2014-26, 11-12-14].

SECTION 7. DESIGNATED SLOW-NO-WAKE AREAS. No person shall operate a boat and/or watercraft faster than Slow-No-Wake speed in the waters of the Rock River between the following coordinates at any time: latitude 42.893815°N, longitude -88.905639°W and latitude 42.895962°N, longitude -88.903109°W.

SECTION 8 - POSTING REQUIREMENTS. Jefferson County shall place and maintain a synopsis of this ordinance at all public access points within the jurisdiction of Jefferson County pursuant to the requirements of NR 5.15, Wis. Adm. Code.

SECTION 95. PENALTIES. For violations of the incorporated statutory sections above, the penalties shall be the Wisconsin State Boating Penalties as found in Section 30.80, Wis. Stats., and deposits shall be as stated in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conferences, which are hereby adopted by reference, with all references to fines being amended to forfeitures and all references to imprisonment being deleted. ~~which is hereby adopted by reference with all references to fines amended to forfeitures and all references to imprisonment deleted. Deposits for citations issued pursuant to this ordinance shall be those established in the Uniform Deposit and Bail Schedule promulgated by the Wisconsin Judicial Conference which is hereby adopted by reference, with all references to fines amended to forfeitures and including all applicable state assessments and court costs.~~

SECTION 106. SCHEDULE OF CASH DEPOSITS. Jefferson County Ordinance No. 96-17 is hereby amended to include the applicable portions of the Uniform Deposit and Bail Schedule described above for citations issued for violations of this ordinance.

SECTION 11. SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that Jefferson County would have passed the other provisions of this

ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected.

SECTION 127. EFFECTIVE DATE. This ordinance amendment shall take effect and be in force from and after its passage and publication as required by Wisconsin law.
Ord. No. 96-36 adopted 03/11/1997; published 03/15/1997
Amended: 11-12-14, 07-9-19.

Referred by the
Law Enforcement and Emergency Management Committee

County Board Action
07-09-2019

REVIEWED: County Administrator BW Corporation Counsel JK Finance Director MD

**REPORT
TO THE HONORABLE MEMBERS OF THE JEFFERSON COUNTY
BOARD OF SUPERVISORS**

The Jefferson County Planning and Zoning Committee, having considered petitions to amend the official zoning map of Jefferson County, filed for public hearing held on May 16 and June 20, 2019 as required by law pursuant to Wisconsin Statutes, notice thereof having been given, and being duly advised of the wishes of the town boards and persons in the areas affected, hereby makes the following recommendations:

**APPROVAL OF PETITIONS R4149A-19, R4154A-19, R4157A-19,
R4160A-19, R4161A-19, R4162A-19, R4163A-19, R4164A-19 AND
R4165A-19**

DATED THIS 24th DAY OF JUNE, 2019

Blane Poulson, Secretary

**THE PRIOR MONTH'S AMENDMENTS, PETITIONS R4128A-19, R4139A-19,
R4155A-19, R4156A-19, AND R4159A-19 ARE EFFECTIVE UPON PASSAGE BY
COUNTY BOARD, SUBJECT TO WIS. STATS. 59.69(5)**

ORDINANCE NO. _____

Amending Official Zoning Maps

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the official zoning map of Jefferson County, and

WHEREAS, Petitions R4154A-19 and R4157A-19 were referred to the Jefferson County Planning and Zoning Committee for public hearing on May 16, 2019, and Petitions R4149A-19, R4160A-19, R4161A-19, R4162A-19, R4163A-19, R4164A-19 and R4165A-19 were referred to the Jefferson County Planning and Zoning Committee for public hearing on June 20, 2019 and

WHEREAS, the proposed amendments have been given due consideration by the Board of Supervisors in open session,

NOW, THEREFORE, BE IT ORDAINED that the Jefferson County Board of Supervisors does amend the official zoning map of Jefferson County as follows:

FROM R-2, RESIDENTIAL-UNSEWERED TO A-2, AGRICULTURAL AND RURAL BUSINESS

Create a 0.6-acre A-2 zone from an existing R-2 zone at **N643 Wishing Well Ln.** The site is on PIN 016-0513-2532-001 (6.00 Ac) in the Town of Koshkonong. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map for the lot, including extraterritorial plat review if necessary. R4160A-19 – Randy Braunschweig/Jennifer Miles

FROM A-1, EXCLUSIVE AGRICULTURAL TO A-2, AGRICULTURAL AND RURAL BUSINESS

Create a 4.9-acre A-2 zone for agricultural use at **N4932 County Road P.** The site is on PIN 006-0716-3143-002 (9.00 Ac) in the Town of Concord. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of the final certified survey map. R4161A-19 – Anfang Properties LLC (Tom Anfang)

FROM A-1, EXCLUSIVE AGRICULTURAL TO A-3, AGRICULTURAL/RURAL RESIDENTIAL

Create a 1.0-acre A-3 building site from an existing A-1 zone on **Horseshoe Rd.** The site is on PIN 032-0814-0132-001 (41.177 Ac) in the Town of Watertown. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval, receipt by Zoning of a suitable soil test, and

approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4157A-19 – Jeffrey and Susan Schaefer

Create an approximately 5.5-acre A-3 zone from an existing A-1 zone off of **County Road N**. The site is on PIN(s) 002-0714-1143-001 (15.00 Ac) and 002-0714-1142-002 (33.89 Ac) in the Town of Aztalan. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. The proposal utilizes the last available A-3 zone for the property; therefore, rezoning is conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon road access approval by the County Highway Department, receipt of a suitable soil test and approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4162A-19 – Michael Brunk

Create a 2.00-acre A-3 farm consolidation lot around the home and buildings at **N3056 Will Road**. The site is on PIN 010-0615-3032-000 (27.52 Ac) in the Town of Hebron. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map for the lot, including extraterritorial plat review if necessary. R4149A-19 – Gregg Stephan:

Create a 3.00-acre A-3 farm consolidation lot around the home and buildings at **N7524 County Road P**. This site is on PIN 012-0816-3123-000 (25.26 Ac) in the Town of Ixonia. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map for the lot. R4163A-19 – John Genz

Create a 4.00-acre A-3 zone from an existing A-1 zone near **N6867 County Road Q**. This site is on PIN(s) 020-0714-0922-001 (5.00 Ac) and 020-0714-0811-002 (14.65 Ac) in the Town of Milford. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval from the County Highway Department, receipt of suitable soil test, approval and recording of the final certified survey map, and the fact that no development may occur on slopes exceeding 20%. R4165A-19 – Thomas and Kathleen Kasten

FROM A-1, EXCLUSIVE AGRICULTURAL AND A-2, AGRICULTURAL AND RURAL BUSINESS TO A-3, AGRICULTURAL/RURAL RESIDENTIAL

Create a 1.58-acre A-3 lot around the home and buildings at **W3954 US Highway 18**. The site is on PIN(s) 014-0615-0421-001 (0.61 Ac) and 014-0615-0421-003 (16.20 Ac) in the Town of Jefferson. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey for the lot. R4164A-19 – Ned Palm

**FROM A-3, AGRICULTURAL/RURAL RESIDENTIAL TO A-2,
AGRICULTURAL AND RURAL BUSINESS**

Create a 1.186-acre A-2 zone from an existing A-3 zone at **N2385 County Road N**. The site is on PIN 016-0514-0112-002 (3.00 Ac) in the Town of Koshkonong. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance. This action is conditioned upon approval and recording of a final certified survey map for the lot, including extraterritorial plat review if necessary. R4154A-19 – Toni Whitley

The above zoning amendments shall be null and void and have no effect one year from the date of County Board approval unless all applicable conditions have been completed.

AYES _____ NOES _____ ABSTAIN _____ ABSENT _____ VACANT _____

Referred by the
Planning and Zoning Committee

County Board Action
07-09-2019

REVIEWED: County Administrator  Corporation Counsel  Finance Director 