

**AGENDA**  
**JEFFERSON COUNTY ZONING AND PLANNING COMMITTEE**

*Steve Nass, Chair; Greg David, Vice-Chair; Don Reese, Secretary; Dick Jones; Lloyd Zastrow*

**ROOM 203, COUNTY COURTHOUSE**  
**320 S. MAIN ST., JEFFERSON, WI 53549**  
**6 P.M. ON THURSDAY, SEPTEMBER 18, 2008**

- 1. Call to Order**  
Meeting called to order by Reese at 6:01 pm (acting chair).
- 2. Roll Call**  
Committee members in attendance included Reese, Zastrow, and Jones. Sharon Schmeling, Jefferson County Board Chairperson attended. Phil Ristow, Corporation Counsel and Mark Watkins, Director of Land and Water Conservation Department were also in attendance. Zoning staff members present were Rob Klotz and Michelle Staff.
- 3. Certification of Compliance with Open Meetings Law Requirements**  
Klotz confirmed that open meetings law requirements were being met.
- 4. Review of Agenda**  
The agenda was approved as presented.
- 4. Public Comment (Not to Exceed 15 Minutes and Not to Include Petitions Slated for Decision)**  
No Comments
- 6. Plan Modifications to Hoard's Dairyman Farm Manure Storage Structure as Per Sec. 11.05(d)2.h Authorization for Changes to an Approved Conditional Use**

Ristow stated that there were questions concerning the issue with the phrase of "substantially in compliance" verses actual compliance. Ristow contacted DATCP and refers to e-mails from DATCP. A copy of this correspondence is attached to the minutes. Richard Castelnovo from DATCP stated that the plan as proposed was not triggering the provisions of ATCP 51 18(6). That would require the County to approve a material deviation, as it was presented that was in compliance and that was all that was required. There would be no action the county would have to take at this time. Ristow refers to page 2 of the e-mails. This is DATCP position on this issue. DATCP says we do not have to approve a material deviation. If the construction was done in accordance to the plan submitted, you need not take any action. Ristow reads item number 4 of the e-mails. Ristow states that you have a plan, you put it in the file and doesn't need any action to amend. We have a plan that complies and there will be a

certification when the structure is completed. We have a plan in the file that seems to comply which DATCP has reviewed. We would expect that it would be constructed as planned and when it is completed it will be certified. Klotz asked Ristow if we needed the Committee to take any action. Ristow stated he did not believe that any action is necessary tonight. We would go forward as this was the original plan. Reese asked Watkins if he had anything to add. Watkins stated that they have the new plan and there have not been any requests for any more technical information from the applicant and they were fine with the plan submitted.

Larsen asked if the conditions that they have received and apparently are not applicable now? Ristow stated that if there had been action to amend the CU then we would have looked at those conditions but since there was no action to amend the CU, those conditions would not apply. Ristow stated we still would request a full set of as-builts and all the boring information should be submitted. Wacker stated that the manufacturer came back with two recommendations for changes in the plans that are minor and would like to submit the new plan to the County. Wacker explains the changes to the Committee. Tiry also explains the modifications. Klotz asked the engineer if they would be submitting those changes to Watkins tonight. He stated he has the plans here and will submit them to Watkins. Klotz stated that the plan would become part of the plan. Larson asked if there were any changes to the timetables, inspection, communication, etc. Watkins stated that nothing has changed as previously agreed to. LWCD will still be on site for inspections and if there are problems they will point it out on site.

Reese asked if the secondary floor has been poured at this time. Scharine stated that has not been done yet. Scharine explains the process for pouring the second floor.

## **7. Adjourn**

Motion by Jones/Zastrow to adjourn at 6:16 p.m. Motion carried on a voice vote with no objection.

Donald Reese, Secretary