

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, September 21, 2006, 6:00 p.m., Board Room, Second Floor, Government Center**  
**1316 North 14<sup>th</sup> Street, Superior, Wisconsin**

Meeting called to order by Vice Chairman Keith Allen.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan T. Sandvick. There were 25 present, 2 absent. Absent and excused was Alan Jaques. Absent was John O'Brien. Student representatives present were Alanna Naughton, Megan Dalbec, Ashley Burger.

Motion by Stewart, second Thompson, to approve minutes of the August 17, 2006 meeting. Motion carried.

Motion by Corbin, second Quam, to amend agenda and allow Oath of Office to be administered to new youth representatives. Motion carried.

County Clerk Sandvick administered the Oath of Office to youth representatives Alanna Naughton, Megan Dalbec, and Ashley Burger.

**CORRESPONDENCE**

Nine items of correspondence were either received and filed or referred to the appropriate committees. County Board members can request a copy of any of the items by returning the Copy Request Form (attached to their agendas) to County Clerk

**PRESENTATIONS**

Richard Schneider, Northwest Regional Planning Commission, presented a report on the research study regarding hazards of burn barrels and open burning in the Lake Superior Basin. The study was funded with a grant from the Great lakes Protection Fund. Copies of the research results were made available to County Board members in DVD and video formats. The public can request a copy from Northwest Regional Planning Commission office in Spooner. C. Johnson asked Schneider to see if he could find out how many burning permits are given out in Douglas County. EPA is studying whether municipalities should have a burning ordinance. There are a lot of claims occurring right now due to burn barrels, campfires, etc. Educating the public is an important component of any enforcement or control.

**ORDINANCES**

**AMENDMENT TO ORDINANCE #7.2  
LAND RECREATION ORDINANCE  
PRESENTED BY THE FOREST, PARKS AND  
RECREATION COMMITTEE**

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

Amend Section VIII., Sub H., as follows:

**SECTION VIII.**

No person or persons shall within a Class 5 recreation area:

**H.**

Place, occupy or use a tree stand which uses a material which penetrates the bark of the tree (includes both the tree stand and “climbing aids”). Screw in tree steps, landscape spikes, nails, railroad spikes, and bolts are all prohibited. Place, occupy or use a tree stand which does not have the owner’s name, address, and telephone number displayed in a minimum of 1 inch lettering which must be visible from the ground. Place occupy, or use a tree stand which utilizes artificial shooting lanes created by cutting, brushing, trimming or otherwise damaging or altering trees, brush or terrain. Place, occupy or use more than two tree stands per valid, current Wisconsin deer/bear/**turkey** license holder. Place, occupy or use a tree stand which is larger than 52 inches by 36 inches measured at the base. Place, occupy or use a tree stand in the period of January 1 to August 31 of each calendar year. Place, occupy or use any tree stand that is not a hang-on style, self climbing style or a ladder stand style. Any tree stand which is found in violation of this ordinance shall be confiscated and disposed of at the user’s expense by Douglas County Forestry Department personnel or the Douglas County Sheriff’s Department, or their designees.

Dated this 21<sup>st</sup> day of September, 2006

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Robinson, second C. Johnson, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
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Rev. 07-01-06		

**AMENDMENT TO ORDINANCE #1.14  
MEDICAL EXAMINER ORDINANCE  
PRESENTED BY THE LAW ENFORCEMENT  
COMMITTEE**

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

SECTION V. CREMATION VIEWING FEE

The following fees are established pursuant to Sections 59.351 and 59.37 of the Wisconsin Statutes:

- A. Cremation fee - ~~\$75.00~~ **\$100.00**.
- B. Disinterment fee - ~~\$50.00~~ **\$75.00**.
- C. Death Certificate signing fee - \$15.00

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: Unanimous)  
(Fiscal Note: None)

ACTION: Motion by Martin, second Livingston, to adopt. Motion carried.

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District Number	Yes	No
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Rev. 07-01-06		

**ORDINANCE #8.10  
LIVESTOCK FACILITIES LICENSING ORDINANCE  
PRESENTED BY THE ZONING COMMITTEE**

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

**SECTION I. AUTHORITY**

This ordinance is adopted pursuant to the powers granted under Wisconsin Constitution, and Wisconsin Statutes including but not limited to Section 92.15 and 93.90.

**SECTION II. PURPOSE AND FINDINGS**

Purpose: The purpose of this ordinance is to comply with requirements of Section 93.90 of Wis. Statutes and ch. ATCP 51, Wis. Adm. Code (ATCP 51), and to establish standards and authority to protect the public health and safety of the people of the County of Douglas. This ordinance sets forth the procedures for obtaining a license for the siting of new and expanded livestock facilities in the County of Douglas.

**SECTION III. DEFINITIONS**

- (1) **ADJACENT:** means located on land parcels that touch each other, or on land parcels that are separated only by a river, stream or transportation or utility right-of-way.
- (2) **ANIMAL UNIT:** Has the meaning that was given in s. NR 243.03 (3) as of April 27, 2004.
- (3) **COMPLETE APPLICATION FOR LOCAL APPROVAL:** Means an application that contains everything required under s. ATCP 51.30 (1) to (4).
- (4) **EXPANDED LIVESTOCK FACILITY:** Means the entire livestock facility that is created by the expansion, after May 1, 2006, of an existing livestock facility. "Expanded livestock facility" includes all livestock structures in the expanded facility, regardless of whether those structures are new, existing or altered.

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Rev. 07-01-06		

- (5) **EXPANSION:** Means an increase in the largest number of animal units kept at a livestock facility on at least 90 days in any 12-month period. The acquisition of an existing livestock facility, by the operator of an adjacent livestock facility, does not constitute an “expansion” unless that operator increases the largest number of animal units kept at the combined livestock facilities on at least 90 days in any 12-month period.
- (6) **LIVESTOCK:** Means domestic animals traditionally used in this state in the production of food, fiber or other animal products. “Livestock” includes cattle, swine, poultry, sheep and goats. “Livestock” does not include equine animals, bison, farm-raised deer, fish, captive game birds, ratites, camelids or mink.
- (7) **LIVESTOCK FACILITY:** Means a feedlot, dairy farm or other operation where livestock are or will be fed, confined, maintained or stabled for a total of 45 days or more in any 12-month period. A “livestock facility” includes all of the tax parcels of land on which the facility is located, but does not include a pasture or winter grazing area. Related livestock facilities are collectively treated as a single “livestock facility” for purposes of this chapter, except that an operator may elect to treat a separate species facility as a separate “livestock facility.”
- (8) **LIVESTOCK STRUCTURE:** Means a building or other structure used to house or feed livestock, to confine livestock for milking, to confine livestock for feeding other than grazing, to store livestock feed, or to collect or store waste generated at a livestock facility. “Livestock structure” includes a barn, milking parlor, feed storage facility, feeding facility, animal lot or waste storage facility. “Livestock structure” does not include a pasture or winter grazing area, a fence surrounding a pasture or winter grazing area, a livestock watering or feeding facility in a pasture or winter grazing area, or a machine shed or like facility that is not used for livestock.
- (9) **MANURE:** Means excreta from livestock kept at a livestock facility. “Manure” includes livestock bedding, water, soil, hair, feathers, and other debris that becomes intermingled with livestock excreta in normal manure handling operations.

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Rev. 07-01-06		

- (10) **NEW LIVESTOCK FACILITY:** Means a livestock facility that will be used as a livestock facility for the first time, or for the first time in at least 5 years. "New livestock facility" does not include an expanded livestock facility if any portion of that facility has been used as a livestock facility in the preceding 5 years.
- (11) **OPERATOR:** Means a person who applies for or holds a local approval for a livestock facility.
- (12) **PERSON:** Means an individual, corporation, partnership, cooperative, limited liability company, trust or other legal entity.
- (13) **POPULATE:** Means to add animal units for which local approval is required.
- (14) **PROPERTY LINE:** Means a line that separates parcels of land owned by different persons.
- (15) **RELATED LIVESTOCK FACILITIES:** Means livestock facilities that are owned or managed by the same person, and related to each other in at least one of the following ways:
- (a) They are located on the same tax parcel or adjacent tax parcels of land.
  - (b) They use one or more of the same livestock structures to collect or store manure.
  - (c) At least a portion of their manure is applied to the same landspreading acreage.
- (16) **SEPARATE SPECIES FACILITY:** Means a livestock facility that meets all of the following criteria:
- (a) It has only one of the following types of livestock, and that type of livestock is not kept on any other livestock facility to which the separate species facility is related under sub. (15):
    1. Cattle.
    2. Swine.

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Rev. 07-01-06		

3. Poultry.
4. Sheep.
5. Goats

- (b) It has no more than 500 animal units.
- (c) Its livestock housing and manure storage structures, if any, are separate from the livestock housing and manure storage structures used by livestock facilities to which it is related under sub. (15).
- (d) It meets one of the following criteria:
  1. Its livestock housing and manure storage structures, if any, are located at least 750 feet from the nearest livestock housing or manure storage structure used by a livestock facility to which it is related under sub. (15).
  2. It and the other livestock facilities to which it is related under sub. (15) have a combined total of fewer than 1,000 animal units.

(17) **WASTE STORAGE FACILITY:** Means one or more waste storage structures. "Waste storage facility" includes stationary equipment and piping used to load or unload a waste storage structure if the equipment is specifically designed for that purpose and is an integral part of the facility. "Waste storage facility" does not include equipment used to apply waste to land.

(18) **WASTE STORAGE STRUCTURE:** Means a waste storage impoundment made by constructing embankments, excavating a pit or dugout, or fabricating a structure. "Waste storage structure" does not include equipment used to apply waste to land. For purposes of ss. ATCP 51.12 (2) and 51.14, "waste storage structure" does not include any of the following:

- (a) A structure used to collect and store waste under a livestock housing facility.
- (b) A manure digester consisting of a sealed structure in which manure is subjected to managed biological decomposition.

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Rev. 07-01-06		

- (19) WPDES permit – Means a Wisconsin pollutant discharge elimination system permit issued by DNR under ch. NR 243.

The remaining definitions in ATCP 51 are hereby incorporated by reference without reproducing them in full in this ordinance.

#### SECTION IV. LICENSE REQUIRED

##### (A) General

A license issued by the County of Douglas is required for *new* or *expanded* livestock facilities that will have 500 or more animal units.

##### (B) Licenses for Existing Livestock Facilities

- (1) A license is required for the expansion of a pre-existing or previously approved livestock facility if the number of animal units kept at the expanded livestock facility will exceed all of the following:

- (a) The applicable size threshold for a license.
- (b) The maximum number previously approved or, if no maximum number was previously approved, a number that is 20% higher than the number kept on (May 1, 2006 or on the effective date of the license requirement, whichever date is later).

- (2) A license is not required for a livestock facility that existed before May 1, 2006 or before the effective date of the license requirement in this ordinance, except as provided in sub. 1).

- (3) A license is not required for a livestock facility that was previously issued a conditional use permit, license or other local approval, except as provided in sub. 1). A prior approval for the construction of a livestock facility implies approval for the maximum number of animal units that the approved livestock facility was reasonably designed to house, except as otherwise clearly provided in the approval. Prior approval of a single livestock structure, such as a waste storage structure, does not constitute prior approval of an entire livestock facility.

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Rev. 07-01-06		

**SECTION V. LICENSING ADMINISTRATION**

The County of Douglas does hereby create the position of Livestock Facility Siting Administrator who shall have the primary responsibility of administering this ordinance and related matters thereto. The Livestock Facility Siting Administrator shall be appointed by the county board to serve at the pleasure of said board.

**SECTION VI. LICENSING STANDARDS**

The standards for issuing a license are as follows:

- (1) The state livestock facility siting standards adopted under ATCP 51, Wis. Adm. Code, inclusive of all appendixes and worksheets and any future amendments to this chapter, except as may be noted in this section of the ordinance, are incorporated by reference in this ordinance, without reproducing them in full.
- (2) The following setbacks shall apply to livestock structures:
  - (a) **Property lines**  
 Except as provided for waste storage structures, livestock structures must be located a minimum of 100 feet from the property line if the livestock facility will have fewer than 1,000 animal units, and 200 feet from the property line if the livestock facility will have 1,000 or more animal units.
  - (b) **Public road right-of-way**  
 Except as provided for waste storage structures, livestock structures must be located a minimum of 100 feet from public road right-of-way if the livestock facility will have fewer than 1,000 animal units, and 150 feet from a public road right-of-way if facility will have 1,000 or more animal units.

The setback requirement does not prevent the use or expansion of a livestock structure that was located within the setback area prior to the effective date of the setback requirement, except that a structure may not be expanded closer to the property line.

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Rev. 07-01-06		

The setback requirement does not prevent the use or expansion of a livestock structure that was located within the setback area prior to the effective date of the setback requirement, except that a structure may not be expanded closer to the property line.

(c) Waste Storage Structure

A new waste storage structure may not be located within 350 feet of a property line, or within 350 feet of the nearest point of any public road right-of-way.

A single new waste storage structure may be constructed closer to the property line or public road if a new structure is:

- Located on the same tax parcel as a waste storage structure in existence before May 1, 2006.
- No larger than the existing structure.
- No further than 50 feet from the existing structure.
- No closer to the road or property line than the existing structure.

This setback requirement *does not apply* to existing waste storage structures, except that an existing structure within 350 feet of a property line or road may not expand toward that property line or road.

**SECTION VII. LICENSE APPLICATION**

A livestock operator must complete the application form and worksheets prescribed by ATCP 51, including any authorized local modifications. The application form and worksheets demonstrate compliance with standards in ATCP 51 and this ordinance.

The operator must file 4 duplicate copies of the application form, including worksheets, maps and documents (other than engineering design specifications) included in the application.

**SECTION VIII. LICENSE APPLICATION FEE**

~~A non-refundable application fee of \$1,000 payable to the County of Douglas shall accompany an application for the purpose of offsetting the county's costs to review and process the application.~~

**A non-refundable application fee of \$200, payable to the County of Douglas, shall accompany an application submitted by**

**an existing farm in operation as of the date of adoption of this ordinance, or \$1,000 for a new farm, for the purpose of offsetting the county's costs to review and process the application.**

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Rev. 07-01-06		

**SECTION IX. APPLICATION PROCEDURE**

- (1) Pursuant to ATCP 51.30 (5), within 45 days after a political subdivision receives an application, it shall notify the applicant whether the application is complete. If the application is not complete, the notice shall describe the additional information needed. Within 14 days after the applicant provides all of the required information, the political subdivision shall notify the applicant that the application is complete. This notice does not constitute an approval of the proposed livestock facility.
- (2) Pursuant to ATCP 51.30 (6), within 14 days after a political subdivision notifies an applicant that the application is complete, the political subdivision shall notify adjacent landowners of the application. The political subdivision shall use the approved notice form in ATCP 51, and mail by first class mail a written notice to each adjacent landowner.
- (3) Upon determination of completeness the county clerk shall give notice of a public hearing to receive information from the applicant and receive public input on the application. Public notice shall be a class 2 notice the last of which is at least a week before the date of the public hearing. The public hearing may be continued, but final decision shall be made within the time limits described in the next paragraph.
- (4) Pursuant to ATCP 51.32, a political subdivision shall grant or deny an application within 90 days after the political subdivision gives notice that the application is complete under paragraph 2 above. A political subdivision may extend this time limit for good cause, including any of the following:
  - The political subdivision needs additional information to act on the application.
  - The applicant materially modifies the application or agrees to an extension.

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Rev. 07-01-06		

A political subdivision shall give written notice of any extension. The notice shall specify the reason for the extension, and the extended deadline date by which the political subdivision will act on the application.

**SECTION X. CRITERIA FOR ISSUANCE OF A LICENSE**

A license shall be issued if the application for the proposed livestock facility:

- Complies with this ordinance, and
- Is complete, and
- Contains sufficient credible information to show, in the absence of clear and convincing information to the contrary, that the proposed livestock facility meets the standards specified in this ordinance, specifically Section VI above.

A license shall be denied if any of the following apply:

- The application, on its face, fails to meet the standard for approval in the previous paragraph,
- The political subdivision finds, based on other clear and convincing information in the record, that the proposed livestock facility does not comply with applicable standards in this ordinance.
- Other grounds authorized by s. 93.90, States., that warrant disapproving the proposed livestock facility.

**SECTION XI. RECORD OF DECISION**

A political subdivision must issue its decision in writing. The decision must be based on written findings of fact supported by evidence in the record. Findings may be based in part on the presumptions created by ATCP 51.

If the political subdivision approves the application, it must give the applicant a duplicate copy of the approved application, marked "approved." The duplicate copy must include worksheets, maps and other documents (other than engineering specifications) included in the application.

The Zoning Department as required by ATCP 51.36 within 30 days of the county decision on the application shall do all of the following:

- (a) Give the Department of Agriculture, Trade and Consumer Protection written notice of the county decision.

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Rev. 07-01-06		

- (b) File with the Department a copy of the final application granted or denied, if the county has granted or denied an application under this ordinance. (The copy shall include all of the worksheets, maps and other attachments included in the application, except that it is not required to include the engineering design specifications.)
- (c) If the county has withdrawn a local approval under this ordinance, file with the department a copy of the county final notice or order withdrawing the local approval.

**SECTION XII. TRANSFERABILITY OF LICENSE**

A license and the privileges granted by this license run with the land approved under the license and remain in effect, despite a change in ownership of the livestock facility, as long as the new operator does not violate the terms of the local approval. An applicant may record with the register of deeds, at the applicant's expense, the duplicate copy of the approved application.

The county requests that upon change of ownership of the livestock facility, the new owner of the facility shall file information with the Zoning Department providing pertinent information, including but not limited to such information as the name and address of the new owner and date of transfer of ownership.

**SECTION XIII. EXPIRATION OF LICENSE**

A license remains in effect regardless of the amount of time that elapses before the livestock operator exercises the authority granted under license, and regardless of whether the livestock operator exercises the full authority granted by the approval. However, the political subdivision may treat a license as lapsed and withdraw the license if the license holder fails to do all of the following within 2 years after issuance of license:

- *Begin* populating the new or expanded livestock facility.
- *Begin* constructing all of the new or expanded livestock housing or waste storage structures proposed in the application for local approval.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____X_____ Lost _____ Refer _____ Amend _____X_____ Other _____		
Rev. 07-01-06		

#### SECTION XIV. LICENSE TERMS AND MODIFICATIONS

A license and the privileges granted by a license issued under this ordinance is conditioned on the livestock operator's compliance with the standards in this ordinance, and with commitments made in the application for a license. The operator may make reasonable changes that maintain compliance with the standards in this ordinance, and the political subdivision shall not withhold authorization for those changes. A violation of the license or a failure to comply with the commitments made in the application may result in suspension and/or termination of the license as provided in Section XIII of this ordinance.

#### SECTION XV. COMPLIANCE MONITORING

The political subdivision shall monitor compliance with the ordinance as follows:

- (a) Upon notice to the livestock facility owner request the right of the County Livestock Facility Siting Administrator under Section 5 of this ordinance to personally view the licensed premises at a reasonable time and date to insure that all commitments of the application as approved are being complied with.
- (b) If the livestock facility owner refuses the County Livestock Facility Siting Administrator the right to view the licensed premises, the Administrator may request the assistance of the Sheriff or a deputy Sheriff to obtain an inspection warrant from the circuit court to inspect the licensed premises for the purpose of protection of the public health and safety under Sec. 66.0119 of Wis. Statutes.
- (c) If a licensed premises is found not to be in compliance with the commitments made in the approved application, the Livestock Facility Siting Administrator shall issue a written notice to the livestock facility owner stating the conditions of non-compliance and directing that compliance of the commitments of the approved application and license be complied with in a reasonable amount of time stated in this written notice.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ X _____ Other _____		
Rev. 07-01-06		

(d) If non-compliance of the license conditions as described in the written notice given by the Administrator continue past the stated reasonable time to comply, the Administrator may take further action as provided in this ordinance, including but not limited to issuance of a citation or seeking of injunctive relief.

(e) If the livestock facility owner disputes that the conditions of the license have not been complied with, the livestock facility owner may request a hearing in writing within five days of receipt of the notice of non-compliance. The County Zoning Committee shall schedule a hearing within five days to determine if the conditions of the license have been complied with or whether non-compliance of the commitments of the approved application and local approval exists.

**SECTION XVI. PENALTIES**

Any person who violates any of the provisions of this ordinance, or who fails, neglects or refuses to comply with the provisions of this ordinance, or who knowingly makes any material false statement or knowing omission in any document required to be submitted under the provisions hereof, shall be subject to the following penalties:

(a) Upon conviction by a court of law, pay a forfeiture of not less than \$100 nor more than \$1,000, plus the applicable surcharges, assessments and costs for each violation.

(b) Each day a violation exists or continues shall be considered a separate offense under this ordinance.

(c) In addition, the county may seek injunctive relief from a court of record to enjoin further violations.

(d) In addition, the County Zoning Committee may suspend or revoke the local approval of a license under this ordinance after due notice to the livestock facility owner and a public hearing to determine whether the license should be suspended or revoked.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____X_____ Lost _____ Refer _____ Amend _____X_____ Other _____		
Rev. 07-01-06		

A political subdivision shall exercise sound judgment in deciding whether to suspend or revoke a license. The political subdivision shall consider extenuating circumstances, such as adverse weather conditions, that may affect an operator's ability to comply.

In addition to any other penalty imposed by this ordinance the cost of abatement of any public nuisance on the licensed premises by the county may be collected under this ordinance or Sec. 823.06 of Wis. Statutes against the owner of the real estate upon which the public nuisance exists. Such costs of abatement may be recovered against the real estate as a special charge under Sec. 66.0627 of Wis. Statutes unless paid earlier.

**SECTION XVII. APPEALS**

In addition to other appeal rights provided by law, Sec. 93.90 (5) of Wis. Stats, provides that any "aggrieved person" may request review by the Livestock Facility Siting Review Board of any decision by the county in connection with a permit application. An "aggrieved person" may challenge the decision on the grounds that the county incorrectly applied the standards under this ordinance or violated sec. 93.30, Stats.

An "aggrieved person" under this section as defined in Sec. 93.90 (5) of Wis. Statutes means a person who applied to a political subdivision for approval of a livestock siting or expansion, a person who lives within 2 miles of the livestock facility that is proposed to be sited or expanded, or a person who owns land within 2 miles of a livestock facility that is proposed to be sited or expanded.

An "aggrieved person" may request review of any decision of the Livestock Facility Siting Administrator decision or action by the Board of Adjustment.

Any appeal brought under this section must be requested within 30 days of the Zoning Committee approval or disapproval or within 30 days after the decision on appeal before the Board of Adjustment..

Any appeal to the State Livestock Facility Siting Review Board shall comply with Sec. 93.90 of Wis. Statutes and administrative rules of said board.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____X_____ Lost _____ Refer _____ Amend _____X_____ Other _____		
Rev. 07-01-06		

**SECTION XVIII. SEVERABILITY**

If any provision of this ordinance or its application to any person or circumstance held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to that end, the provisions of this ordinance are severable.

**SECTION XIX. EFFECTIVE DATE**

This ordinance is effective upon passage by the Douglas County Board of Supervisors..

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by Baker, second Hendrickson, to adopt. Noting budget constraints, Livingston asked Koszarek if this ordinance creates a new position for a livestock advisor sitting administrator. Koszarek stated there are no plans to create a position, and he was not aware that this was in the ordinance. Zoning Administrator Rannenbergh explained there will be no additional position, but additional duties assigned to current staff. This is not a state mandated ordinance, but the state is allowing counties to adopt the state model if they so choose. The Zoning Committee is recommending it as a way to exercise some measure of operational control over potential mega-farming ventures moving into the county. Intent of the ordinance is to help protect the environment and neighboring properties. Extensive discussion followed. The maximum permit fee allowed is \$1,000, and the Zoning Committee included that figure because the county will need to contract out for plan review, which as of now that cost is an unknown. The Land Conservation Office will be involved in the plan review. The review cannot cost more than the application permit fee. Liebaert summarized the history of farming in Douglas County, and today there is not a single farmer in Douglas County that could meet the mega-farming competition that may come. Liebaert submitted that in his opinion, the regulations in this ordinance are not strong enough to protect the environment and neighboring properties. Thompson emphasized that citizens are tired of over-regulation. Ritscher stated he grew up with farming in Buffalo County, Wisconsin, and there has been a loss of small family farms as the big farm operations take up residence.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		
Rev. 07-01-06		

Motion by Finn, second Liebaert, to allow public input on the ordinance. Motion carried.

Gary Peterson, Tracy and John TePoel, dairy farmers in the county, spoke in opposition to the ordinance. The state already has regulations farmers must follow. Board members were asked to study the state regulations, and not impose more fees and regulations to the existing farmers in the county. The \$1,000 fee only adds more stress for existing farmers. Discussion followed on differences between DATCP regulations and this county ordinance. It was clarified that this ordinance regulates farms with over 500 livestock. There is no time line for passage of this ordinance.

Motion by C. Johnson, second K. Johnson, to refer the ordinance back to Zoning Committee and Land Conservation Committee. Discussion followed on whether there had been sufficient public hearings and input from the farmers. Roll call vote taken on the referral and failed with 11 Yes, 14 No, 2 Absent. Voting yes were Prettie, Robinson, Quam, James O'Brien, Miller, K. Johnson, Thompson, Corbin, Budnick, C. Johnson, Stewart. Absent were Jaques, John O'Brien.

Motion by Budnick, second Corbin, to amend Section VIII. License Application Fee as follows: "A non-refundable application fee of \$200, payable to the County of Douglas, shall accompany an application submitted by an existing farm in operation as of the date of adoption of this ordinance, or \$1,000 for a new farm, for the purpose of offsetting the county's costs to review and process the application." Discussion followed on whether the \$200 will cover cost of the plan review. General consensus was that fee changes can always be brought to the County Board. Motion carried. Motion to adopt ordinance as amended, carried.

**AMENDMENT TO ORDINANCE #8.0  
ZONING ORDINANCE  
PRESENTED BY THE ZONING COMMITTEE**

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

WHEREAS, the Douglas County Zoning Committee held a public hearing on September 13, 2006, on the following petitions for amendments of the county zoning district ordinance map:

- (1) ~~Lots 1-24 Incl., Blk 1; Lots 1-24 Incl., Blk. 2; Lots 1-24 Incl., Blk. 3; Lots 1-24 Incl., Blk. 4; Lots 1-24 Incl., Blk. 5; Lots 1-24, Incl., Blk. 6; Lots 1-8 Incl., Blk. 7; Lots 17-24, Incl., Blk. 7; Lots 1-8, Incl., Blk. 8; Lots 17-24 Incl., Blk. 8 in Coburn's Division #1 of East Superior, Section 14, T48N-R13W, (PA-024-00784-00, 00785, 00786, 00787, 00788, 00789, 00790, 00791, 00792, 00793, 00794, 00795, 00796 & 00797/State Highway 13), Town of Parkland, from the A-1: Agriculture zoning district to the C-1: Commercial zoning district, by Daniel & Sarah Goodwin, South Range, Wisconsin, referred from the August 17, 2006 County Board meeting. Intended use: Tavern & restaurant;~~
- (2) NE1/4 of the NE1/4, the NW1/4 of the NE1/4, the SW1/4 of the NE1/4, the SE1/4 of the NE1/4 of Section 8; in the NE1/4 of the NW1/4, the NW1/4 of the NW1/4 and the NW1/4 of the NE1/4 of Section 9; T47N-R13W, (OA-022-00403-00, 00403-01, 00403-02, 00403-03, 00419-00, 00420-00, 00416-00/off Mabel Nelson Road), Town of Oakland, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Linda A. Smith (owner), 12420 Armitage Ave NW, Monticello, Minnesota (Nathan Ziegel-Agent, P.O. Box 724, Iron River, Wisconsin). Intended use: Residential, horses, horse trails;
- (3) SE1/4 of the SE1/4, Section 21, T47N-R13W, (OA-022-00658-00/County Road B), Town of Oakland, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Donald Polkinghorne (seller), South Range, Wisconsin/Randall & Paulette Alseth (buyer), 5927 E County Road B, South Range, Wisconsin. Intended use: Horses; and

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		
Rev. 07-01-06		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		
Rev. 07-01-06		

(4) Lots 9-14, Incl., Blk. 35, Lots 1- 3, 17 - 20, 21 - 24 Incl., Block 43, East Superior First Division, Sections 15 & 16, T48N-R13W, (PA-024-00936-00, 00958-00, 00964-00, 00965-00/3342 S County Road E), Town of Parkland, from the R-2: Residential zoning district to the C-1: Commercial zoning district, by Bruce D. Lego et al, 5314 E 4<sup>th</sup> Street, Superior, Wisconsin. Intended use: Tavern & restaurant.

WHEREAS, proof of publication of the notice of the public hearing, proof of giving notice to the town clerks of the hearing, and any letters of approval received from the towns, are as shown in Exhibit A-9-06.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendations of the Zoning Committee and approve the petitions upon receipt of all approval letters from the respective town boards.

BE IT FURTHER RESOLVED that the County Clerk notify the town clerks of this action.

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: Unanimous)  
(Fiscal Note: None)

ACTION: Motion by C. Johnson, second Corbin, to adopt. Motion by C. Johnson, second Stewart, to amend ordinance, and delete first petition. Motion carried. Motion to adopt ordinance as amended, carried.

## **RESOLUTIONS**

**RESOLUTION #81-06  
RESOLUTION BY THE LAND AND DEVELOPMENT  
COMMITTEE**

Subject: Lease Agreement between Douglas County and B&B  
Logging

RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and approve a lease agreement between Douglas County and B&B Logging as set forth in Exhibit B-9-06.

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: Unanimous)  
(Fiscal Note: Lease revenue of \$5,750 for five years)

**ACTION:** Motion by James O'Brien, second Egan, to adopt. The lease has to go back to committee to negotiate the amount. Motion by Conley, second Finn, to refer back to committee. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ Lost _____ Refer _____X_____ Amend _____ Other _____		
Rev. 07-01-06		

**RESOLUTION #82-06  
RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Budgetary Transfers

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve the following budgetary transfers:

- (1) Capital Projects           \$7,000.00 (J.E. #129932 transfer from Parking Lot Reserve to cover City of Superior billing); and
- (2) Surveyor                   \$26,340.00 (J.E.#130197 line item transfers within budget to purchase equipment).

Dated this 21<sup>st</sup> day of September, 2006

(Committee Action: Unanimous)  
(Fiscal Note: Reduce Parking Lot Reserve by \$7,000; Surveyor within budget)

**ACTION:** Motion by Egan, second Hendrickson, to adopt. Roll call vote taken and passed with 25 Yes, 0 No, 2 Absent. Absent were John O'Brien and Jaques.

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne	X	
3. O'Brien, John		
4.		
5. Baker	X	
6. Ritscher	X	
7. Livingston	X	
8. Martin	X	
9. Prettie	X	
10. Robinson	X	
11. Conley	X	
12. Jaques		
13. Quam	X	
14. O'Brien, James	X	
15. McKenzie	X	
16. Sweeney	X	
17. Egan	X	
18. Allen	X	
19. Miller	X	
20. Hendrickson	X	
21. Johnson, Kay	X	
22. Thompson	X	
23. Corbin	X	
24. Liebaert	X	
25. Budnick	X	
26. Johnson, Carol	X	
27. Stewart	X	
28. Graven	X	
Roll: Ayes <u>  25  </u> Noes <u>  0  </u> Absent <u>  2  </u> Abstain <u>    </u>  Passed <u>  X  </u> Lost <u>    </u> Refer <u>    </u> Amend <u>    </u> Other <u>    </u>		
Rev. 07-01-06		

**RESOLUTION #83-06**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Non-Represented Employees Merit Pay Option

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Administration Committee and approve the addition of personal leave days as a merit pay option for non-represented employees.

BE IT FURTHER RESOLVED that these days be earned as part of an annual evaluation and do not accrue if not used within the year.

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: 6-1-1-2)  
(Fiscal Note: None)

**ACTION:** Motion by Quam, second Egan, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

**RESOLUTION #84-06**  
**RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: Ozaukee County Board Resolution Opposed

WHEREAS, the Ozaukee County Board passed a resolution to cut \$8,427 from the 2007 UW-Extension budget, and

WHEREAS, the cut is equal to the salary of a UW-Madison part-time lecturer, Kevin Barrett, who holds a controversial view on 9/11, and

WHEREAS, the Ozaukee County Board felt this would “send a message to UW-Madison” regarding controversial professors/lecturers, and

WHEREAS, UW-Extension has no affiliation with UW-Madison’s controversies, and

WHEREAS, this reduction would have no impact on UW-Madison, although it would negatively impact local Extension programs that provide life long services and education to communities, families, youth and businesses, and

WHEREAS, the Douglas County Board ~~disagrees~~ **may disagree** with the professor’s theory; however, the Board recognizes that in our free society there is room for all opinions and ideas, even those that are controversial and not main stream, and

WHEREAS, in recent years there has been increasing intolerance in Wisconsin to those that have different thoughts and ideas; an intolerance which endangers a free society and the cherished constitutional right of freedom of speech.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors urge County Boards in Wisconsin to respect individual rights to free speech and expression, even when we disagree, as it is extremely dangerous when we attempt to punish individuals and organizations for exercising their freedom of speech and to punish others through “guilt by association”.

BE IT FURTHER RESOLVED that upon passage, copies of this resolution be sent to all Wisconsin Counties.

Dated this 21<sup>st</sup> day of September, 2006.  
 (Committee Action: Unanimous)  
 (Fiscal Note: None)

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ X _____ Other _____		
Rev. 07-01-06		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ X _____ Other _____		
Rev. 07-01-06		

**ACTION:** Motion by Martin, second James O'Brien, to adopt. Motion by McKenzie, second Liebaert, to amend resolution and have it sponsored by entire County Board. Motion carried. Brief discussion. Motion by Hendrickson, second Corbin, to amend first line, sixth "Whereas" of the resolution changing "disagrees" to "may disagree" Motion carried. Motion to adopt resolution as amended, carried.

**RESOLUTION #85-06  
RESOLUTION BY THE ZONING COMMITTEE**

Subject: Zoning District Map Amendment Denied

WHEREAS, the Douglas County Zoning Committee held a public hearing on September 13, 2006, on the following petition for amendment of the county zoning district ordinance map:

Fractional NW1/4 of the NW1/4, Lot 1 & Outlot 1, CSM #946, Vol. 7, Pgs 18-19, Section 1, T47N-R11W, (MA-020-00061-02/US Highway 2), Town of Maple, from the A-1: Agriculture zoning district to the RR-1: Residential-Recreation zoning district, by Clarence Peterson (seller), 95-031 Kahoea St., #204, Mililana, Hawaii / Brian Quiring (buyer), 55715 County Road 47, Mountain Lake, Minnesota. Intended use: Rental cabins.

WHEREAS, proof of publication of the notice of the public hearing, proof of giving notice to the town clerk of the hearing, and correspondence from the town, are as shown in Exhibit C-9-06, and

WHEREAS, the Town of Maple denied the re-zoning petition and recommended such to the Zoning Committee.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Zoning Committee and deny the petition.

Dated this 21<sup>st</sup> day of September, 2006.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by James O'Brien, second Thompson, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		
Rev. 07-01-06		

**COUNTY ADMINISTRATOR REPORT:** Administration Committee budget sessions completed and County Board budget meeting is October 31<sup>st</sup>. Levy will remain at about 2%. Some department heads are concerned that the tax freeze impact on 2008 budgets may hurt services and affect personnel. He suggested this may be something to consider as a Superior Days issue, especially since the tax freeze so negatively impacts the northern region of the state. Due to new regulations on such things as meal reimbursement for daytime meetings, board members will receive 1099 or W-2. Both Government Center elevators are operational. Contingency refund from Reuben Johnson is \$27,000.

### **COUNTY BOARD CHAIR REPORT AND APPOINTMENTS**

Superior Days organizational meeting is next Tuesday, 12:00 noon at Old Towne. Chair Finn reviewed his recommended appointments.

The following appointments were recommended. **Fourth District County Board Supervisor** - Jeff Isackson, 1725 Ohio Avenue, Superior, 392-3212, Email [jeffike@aol.com](mailto:jeffike@aol.com) (to replace Michael Glenn); **Law Enforcement Committee** - **Chair** Tom Stewart, **Vice Chair** Nick Baker; **Buildings and Grounds Committee** - Jeff Isackson; **Securities and Facilities Committee** - Jeff Isackson; **Comprehensive Planning Committee** - Chair Carol Johnson, Sherry Amys, Jane Anklam, Nick Baker, Janet Dalbec, Gaye Erkel, Susan Hendrickson, Brian Johnson, Brigid Lindquist, Lee Gilbertson, James Larson, Kathleen Proctor Gates, Patricia Schanen, David Thomas, Steve Rannenber (Advisor), Jason Laumann (Advisor), Jason Serck (Advisor). Motion by Corbin, second Robinson, to approve appointments. Motion carried.

### **COMMITTEE REPORTS**

Browne reported Energy Committee met and results of energy audits of both buildings was distributed. He will report on those next month. He also reported on the discussions regarding a feasibility study for a NERR designation for Lake Superior's south

C. Johnson reported Comprehensive Planning Committee had an organizational meeting this week and will meet next Tuesday at 10:30 a.m. in the Courthouse. County Organizational Study Group is in the process of finalizing a final report on county board size and administration type.

Liebaert reported Forest, Parks and Recreation Committee has passed a disabled access permit for hunting areas and applications are available for this hunting season. Loggers feeling pinch from plants that have stopped buying wood to drive down the price. County runs the risk of having some of the contracts the loggers have bought turned back to the county and the down-payment forfeited. A meeting will be held with Enbridge officials next Monday to address the final easement agreement.

McKenzie reported on a meeting regarding estuary development in the Great Lakes region. She recommended that Douglas County develop a resolution that the four-county Land Conservation program can support and submit with the funding request for the proposed Lake Superior estuary.

Martin reported on Wisconsin Counties Association convention held this week. General consensus on the issue of county board size was for counties to wait until after the 2010 census.

Quam reported Health Department will be involved in pandemic preparedness exercise next Tuesday, September 26<sup>th</sup>. He also attended WCA convention this week.

Egan reported Fair Board is negotiating a contract with the construction company that is laying pipeline for Enbridge. They want to use fairgrounds for construction equipment storage. The contract will be on the September 26<sup>th</sup> Land and Development Committee agenda.

Robinson reported he made presentation to Wisconsin Veterans Board on the nursing home project, and that Board is proposing \$65,000 addition to the budget for a feasibility study. This proposal request has to be approved by the legislature, Governor, and Secretary of Veterans Affairs. Also,

anyone interested in more information on the emerald ash borer should contact him.

K. Johnson reported Highway Committee met. CTH A completed, and 27 to open in October.

Allen reported Land and Development Committee meets the 26<sup>th</sup> and racetrack proposals will be opened.

Egan reported that the fairgrounds surcharge fund has accrued to about \$53,000.

**YOUTH REPRESENTATIVE REPORTS:** Alanna Naughton, Ashley Burger, and Megan Dalbec, each stated why they were interested in serving as youth representatives. This year, youth representatives will rotate reporting at the County Board meetings, and will have the opportunity to participate at the committee level. Joan Wimme, UW-Extension, is the advisor.

#### **APPROVAL OF BILLS AND CLAIMS**

Motion by James O'Brien, second Corbin, to approve. Motion carried.

#### **SUCH OTHER MATTERS AS AUTHORIZED UNDER THE WISCONSIN STATUTES**

Sandvick stated the primary election used the new, county-wide voting equipment, and also the new accessible voting machines. It was very successful for the first time, according to on-site support. Brief discussion. There was not a lot of use of the accessible machines. Election workers throughout the county did a great job.

Sandvick explained the timelines for the petition for referendum to reduce County Board to seven. Two reasons it will not go on November ballot; the necessary number of signatures have to be verified, and the law allows another petition to be filed up to 14 days following last Tuesday's filing of the first petition. These things cannot occur prior to next Tuesday's deadline for November ballot certification. Brief discussion.

**ADJOURNMENT:** Motion by Thompson, second James O'Brien, to adjourn. Motion carried. Meeting adjourned 8:00 p.m. Next regularly scheduled meeting - Thursday, October 19, 2006.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk