

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Monday, July 2, 2012

Administrative Center – Room 3220

5:00 p.m.

MEMBERS PRESENT: Marilyn Pedretti (Chair), Tina Wehrs, Richard Becker, Dave Holtze, Robert Sandman

MEMBERS EXCUSED: Peg Jerome, Ray Ebert

MEMBERS ABSENT: Andrew Londre

STAFF & GUESTS: Nathan Sampson, Charlie Handy, Gregg Stangl, Bryan Meyer, Steve O'Malley, David Lange, Mary Meehan-Strub, Maureen Freedland, Keith Carson, Betsy Bloom, Mike Solberg, Annette Kirchhoff(Recorder)

APPROVAL OF MINUTES FROM June 4, 2012

MOTION by Wehrs/Holtze to approve the Minutes of May 22, 2012, June 4, 2012 and June 21, 2012 as amended and corrected.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

PUBLIC COMMENT

Continued to signs item.

SUPERVISOR CONFERENCE REPORTS

Supervisor Pedretti introduced and welcomed Robert Sandman, the appointed FSA Representative, to the committee. Mr. Sandman gave an introduction of himself, what his duties are and why he is on the committee.

Supervisor Pedretti gave an update on which townships have adopted the revised Zoning Ordinance. Supervisor Pedretti reported that she attended the State WACEC Conference and stated that it was a great conference and great tour.

CONSENT AGENDA (INFORMATIONAL)

MOTION by Holtze/Becker to receive and file items a, c, d & e on the following Consent Agenda. Item b was corrected and moved up to "Approval of Minutes from June 4, 2012" Agenda Item.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

- a. Board of Adjustment minutes of April 16, 2012, May 21, 2012 & June 18, 2012
- b. Special Meeting of the Planning, Resources & Development Committee on May 22, 2012
- c. Historic Sites Preservation Commission minutes June 1, 2012
- d. Sustainable La Crosse Commission minutes of April 26, 2012
- e. Legal Opinion on Discussion Outside Public Hearing

FOLLOW UP OF UW-EX ORIENTATION SESSION HELD JUNE 21, 2012

Mary Meehan-Strub explained that this item was put on the agenda in the event there were any questions or comments from the committee on the packet provided containing information that was shared at the orientation meeting on June 21.

UW-EXTENSION REPORTS

Mary Meehan-Strub explained the Report received with the minutes from the June 21, 2012 orientation meeting. She asked for questions or comments on the reports. Nobody had questions or comments.

APPEAL STANDARDS AND GUIDELINES FOR SIGN ORDINANCE APPEAL PROCEDURE

Sampson explained the content of the 3-page handout and gave a step-by-step follow up of the process that staff uses when staff receives an inquiry on the sign permit application, what happens when a sign permit is denied, when the appeals process kicks in and the effects of Chapter 68 of the Statutes.

The committee moved to discussion and questions for staff on Sampson's explanation of the handout.

Corp Council explained reference to Section 33.09 of the Ordinance and then moved to when/where the appeals would be heard and who would be present and able to comment at said meetings. Discussion then moved on to comments and questions from the public. Also discussed was which authority (Planning Resources and Development or Board of Adjustment) would be ruling on the appeals.

PROPOSED FEE SCHEDULE IN REGARD TO SIGN APPEALS

Sampson discussed a handout sent to the committee prior to this meeting. The handout outlined the existing fee schedule used for Zoning/Occupancy Permits, Driveway Permits, Variances and various other permits heard before the Planning, Resources and Development Committee and the Board of Adjustment.

Discussion by the committee on questions, proposed fees and the process involved. Committee asked staff for clarification on the scenarios listed and whether or not staff was seeking committee approval of one of the scenarios. Committee asked for clarification on who would be notified and what type of public notification (ie. Class 1, 2 or 3) would be required for each. Staff commented that they were looking for direction from the committee. Discussion and questions to staff continued on fees, class notifications and where fees collected are applied. Staff explained that fees are applied to mailings, notifications to the paper and staff time, and that the fees collected do not cover the expense of the notifications and the mailings. These fees are not making money for the department.

Public was then given the chance for questions, comments or concerns created by the scenarios listed.

MOTION by Becker/Holtze to approve Scenario two (2), first item which is "Appeal of an administrative decision, no legal publication, notification within a municipality" which is two hundred seventy dollars (\$270) and also include the proposed fee schedule.

Supervisor Wehrs proposed the committee take the fees separate from the scenario.

MOTION by Wehrs/Becker to divide the Scenario from the proposed Fee Schedule.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

Discussion on Scenarios and whether or not to have legal publication is necessary. Committee asked for opinion from Supervisor Freedland and the public. Supervisor Freedland stated she had no opinion other than she thought a decision needed to be made.

MOTION by Becker/Holtze to approve Scenario 2a.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

MOTION by Becker/Holtze to accept the fee schedule set at \$78, \$114 or \$372.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

MOTION by Holtze/Wehrs to approve the most recent revision of the Appeals Standards as presented at this meeting.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

Mr. O'Malley explained the budget impact of the fees that are being charged.

APPROVAL OF FARMLAND PRESERVATION PLAN AS AN AMENDMENT TO THE COUNTY COMPREHENSIVE PLAN

Handy explained that Corporation Council's office has completed their work on the Ordinance and that staff would like to move this item to the next available agenda.

Handy opened up discussion to answer any questions on the Ordinance at this meeting. Handy explained that the content stayed the same, the only thing that changed was the formatting to fit the codification formatting standards. Holtze pointed out that there was a typo on Page 24, 3rd paragraph down. There was a reference to the 3rd tier and there are only two tiers.

MOTION by Becker/Holtze for a referral to the next regular meeting.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

TERMINATION OF SERVICES CONTRACT WITH BUFFALO COUNTY

Sampson explained that the contract between La Crosse and Buffalo Counties has been terminated and that Buffalo County has hired a replacement Zoning Supervisor and our services are no longer needed. Sampson also explained the hours he worked for Buffalo County, the fees we have received and the fees that are still owed.

CONTINUED COMMITTEE DISCUSSION ON REQUEST FOR MORATORIUM ON FRAC SAND MINING

Committee continued discussion from last month on whether or not La Crosse County needs a moratorium or if staff is confident that the county is protected under the revised zoning ordinance. Staff said they believe they are protected under the revised zoning ordinance but proposed a text amendment to the existing zoning ordinance to protect the county in those townships that have not yet adopted the revised ordinance.

Motion by Wehrs/Holtze to direct staff to create a text amendment to the existing zoning ordinance to comply with the current zoning ordinance in the Ag B and Industrial Zoning.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

FUTURE AGENDA ITEMS

Update on where the towns are with the zoning ordinance

Update on preexisting buildings

RECESS

Motion by Becker/Sandman to recess at 6:16 p.m.

4 Aye, 0 No, 2 Excused (Jerome, Ebert), 1 Absent (Londre). Motion carried unanimously.

The meeting recessed at 6:16 p.m.

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting. Annette Kirchhoff, Recorder