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NOTICE OF COMMISSION, BOARD OR COMMITTEE MEETING

**NAME OF COMMISSION
BOARD OR COMMITTEE:** Planning and Zoning Committee **

TIME OF MEETING: 7:45 A.M.

DATE OF MEETING: FRIDAY, March 8, 2024

PLACE OF MEETING: DAVID ALBRECHT ADMINISTRATION BUILDING *
112 Otter Ave, 3rd Floor Conference Rm
Oshkosh WI 54901

* A link to the Microsoft Teams Meeting is available on the Winnebago County Meetings and Agenda calendar on the above indicated date. The public may observe the meeting but may not participate.

MICROSOFT MEETING INFORMATION LINK: <https://www.co.winnebago.wi.us/planning-and-zoning/p-z-meeting-links>

For further detailed information concerning this notice, contact the Town Clerk or the Winnebago County Zoning office, where the application is available for viewing.

SUBJECT MATTER OF MEETING

PLANNING MEETING

1. Approval of minutes from: February 9th (Planning Meeting); February 23rd (Viewing) February 28th (Public Hearing)
2. Public comments on agenda items
3. Update on Shoreland Zoning
4. Adjournment

**** This meeting is also being posted as a committee meeting for: Aviation Committee**

The Committee reserves the right to take up any item on the agenda at any time after the meeting commences.

Upon request, provisions will be made for people with disabilities upon 24 hours prior notice to the Office of the County Clerk. Phone Number: (920) 232-3430.

Planning & Zoning Committee
PLANNING MEETING
County Administration Building – 3rd Floor Conference Room
February 9th, 2024
7:45 A.M.

* Meeting held in person & via Zoom

PRESENT: Supervisors John Hinz – Chairman, Tom Egan, Maribeth Gabert, Shanah Zastera, Howard Miller. Brian O'Rourke – Land Use Planner, Cary Rowe – Zoning Administrator, Daniel Lefebvre – Assistant Zoning Administrator, Caleb Edwards – Code Enforcement Officer, Maryann Mueller – Corporation Counsel.

1. Approval of minutes from December 8th (Planning Meeting), January 5th, 2024, (Planning Meeting & Deliberative), January 26th, 2024 (Viewing), & January 30th, 2024 (Public Hearing).

Motion to approve the minutes by M. Gabert. Seconded by S. Zastera. Motion carried 4-0-1 (T. Egan abstained).

There was no further discussion of this item.

2. Public Comment on agenda items

Jim Erdman, Town of Oshkosh Chairman, spoke about the State of Wisconsin's DNR's NR115 with regard to Town's not under County Zoning Jurisdiction regulating land-use within Shoreland areas.

* See Zoom meeting recording for individuals and subject matter of this agenda item

3. Update and discussion on Shoreland Zoning (Attachment).

Attorney Jake Curtis from the law firm of Attolles in Milwaukee, at the request of the County's Corporation Counsel, was in attendance and provided a history and explanation of shoreland zoning jurisdiction, NR115, State Statute chapter 60 (and other various chapters of Wisconsin State Statutes), and the 2015 Act 41.

There was a consensus of the Committee to place this item on the March Planning Meeting to discuss further.

* See Zoom meeting recording for further details on this item.

There was no more discussion on this matter.

4. Adjournment.

Motion to adjourn by T. Egan. Seconded by S. Zastera. Motion carried 5-0.

Brian P. O'Rourke, AICP – Recording Secretary

* For further details of items on this agenda please see the Zoom recording of this meeting on Winnebago County's website.

WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE
VIEWING

February 23rd, 2024

7:30 A.M.

County Administration Building

PRESENT

John Hinz, Maribeth Gabert, Tom Egan, Shanah Zastera (excused), Howard Miller (excused)

Caleb Edwards -Code Enforcement Officer

ITEMS

The Committee met at 7:30 A.M. at the County Administration Building, then departed to view the following properties:

1. FAMILY LUCKY 7 FARM LLC – CLAIRVILLE RD, OSHKOSH – (1860 CLAIRVILLE RD) – Town of Nekimi – Zoning Map Amendment

2. ROSENFELDT, THOMAS/DEBORA – 1326 LARSEN RD, NEENAH – Town of Neenah – Zoning Map Amendment

ADJOURNMENT

MOTION made by J. Hinz to adjourn the meeting. Seconded by T. Egan. Motion carried 3-0.
Meeting adjourned at 8:48 A.M.

Respectfully submitted,

Caleb Edwards

Code Enforcement Officer

WINNEBAGO COUNTY
PLANNING & ZONING COMMITTEE
PUBLIC HEARING

February 28th, 2024

6:30 P.M.

1st Floor Conference Room – County Administration Building

* Public Hearing held via Microsoft Teams

PRESENT: Supervisors John Hinz - Chairman, Tom Egan Maribeth Gabert, Howard Miller

EXCUSED: Shanah Zastera

STAFF: Cary Rowe- Zoning Administrator, Daniel Lefebvre– Assistant Zoning Administrator, Caleb Edwards Code Enforcement Officer, Julie Rosenau- Administrative Associate, Brett Baumgarten- IT.

The meeting was called to order by John Hinz, Chairperson, at 6:30 P.M.

1. FAMILY LUCKY 7 FARM LLC- CLAIRVILLE RD, OSHKOSH (1860 CLAIRVILLE RD)- TOWN OF NEKIMI- ZONING MAP AMENDMENT.

Applicant is requesting a zoning map amendment from A-2 (General Agriculture) to R-1 (Rural Residential) for the creation of a new lot.

David Smith (applicant) was sworn in and went over why they were making the request. David Smith then discussed the item with the committee.

Ryan Beach was sworn in and wanted to know which lands were being rezoned.

Staff stated they have not received any other correspondence on this item.

2. ROSENFELDT, THOMAS/DEBRA- 1326 LARSEN RD, NEENAH- TOWN OF NEENAH- ZONING MAP AMENDMENT.

Applicant is requesting a zoning map amendment to R-1 (Rural Residential District) to create a residential lot.

Angie Dempewolf was sworn in and stated that they were hoping to build on the newly created lot.

The committee discussed the ditch located on lot with Angie Dempewolf and county staff. Staff stated ditch was not navigable.

Caleb Edwards read in correspondence from the Town of Neenah

3. BARTELS ENTERPRISES INC- 1679 WAUKAU AVE, OSHKOSH- TOWN OF NEKIMI-
CONDITIONAL USE PERMIT.

Applicant is requesting a conditional use permit to operate a campground.

Applicant requested adjournment via email to county staff.

MOTION made by T. Egan to adjourn item until the 3/26/2024 public hearing. Seconded by H. Miller. Motion carried 4-0

ADJOURNMENT

Motion to adjourn by H. Miller. Seconded by M. Gabert. Motion carried 4-0.

Meeting adjourned at 6:46 P.M.

Respectfully submitted,

Caleb Edwards
Code Enforcement Officer

Agenda Item Report



Winnebago County

The Wave of the Future

DATE: February 28, 2024

FROM: Jerry Bougie, Planning Director

RE: Update on Shoreland Zoning.

General Description:

Winnebago County administers state mandated shoreland zoning throughout the unincorporated areas of the county within designated shoreland areas.

Action Requested:

No action to be taken – for discussion purposes only.

Procedural Steps:

Committee of Jurisdiction: Planning and Zoning

Action taken: N/A

Other Committee: N/A

Action taken: N/A

County Board N/A

Meeting date: 03/08/2024

Vote: N/A

Meeting date: _____

Vote: _____

Meeting date: _____

Background:

Winnebago County has been administering shoreland zoning since 1968 pursuant to requirements in state law. At the February 9, 2024, Planning and Zoning Committee meeting, the Committee and Committee Chair decided to place this item of the March 8, 2024, as a follow-up discussion. The issue is also currently under review by the County Executive's office.

Policy Discussion:

All ordinances in the County are the responsibility of the County Executive to carry out pursuant to ss 59.17(2), Wis. Stats., including Shoreland Zoning. Under state law, all counties in the state are mandated to carry out and enforce state shoreland zoning in designated shoreland areas of their unincorporated areas. These mandates are codified in sections 281.31, 59.692, 59.69, Wis. Stats. and Natural Resources Code NR-115. This agenda item is a follow-up discussion from the February 9, 2024, Planning and Zoning Committee meeting.

Attachments:

None