

Date Mailed: \_\_\_\_\_

JULIE A. BARTHELS  
Winnebago County Clerk  
112 Otter Ave, PO Box 2806  
Oshkosh, WI 54903-2806  
(920) 232-3430

**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, December 8, 2023

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

\* A link to the Zoom 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.

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

Additional instructions can be found at: <https://www.co.winnebago.wi.us/Planning-and-Zoning>.

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: October 31<sup>st</sup> (P & Z Public Hearing) November 10<sup>th</sup> ( Planning & Deliberative); November 17<sup>th</sup> (Viewing).
2. Public comments on agenda items.
3. East Central Wisconsin Regional Planning Commission report on Winnebago County Non-metallic Mining Reclamation Program and committee action on East Central Wisconsin Regional Planning Commission 2024 budget and fee – Scott Konkle, ECWRPC.
4. Review and potential action on Resolution Opposing the Mapping of a Flood Storage District for Sawyer Creek.
5. Geographic Information Systems (GIS) Operations Report – Adam Dorn, GIS Administrator
6. 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.**

WINNEBAGO COUNTY  
PLANNING & ZONING COMMITTEE  
**PUBLIC HEARING**

October 31<sup>st</sup>, 2023

6:30 P.M.

1<sup>st</sup> Floor Conference Room – County Administration Building

\* Public Hearing held via Zoom

**PRESENT:** Supervisors John Hinz - Chairman, Maribeth Gabert, Howard Miller, Shanah Zastera, Brian P. O'Rourke - Land Use Planner, Daniel Lefebvre – Assistant Zoning Administrator, Caleb Edwards – Code Enforcement Officer, Karen Frederick – Court Reporter.

**EXCUSED:** Supervisor Tom Egan

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

1. Scholar Ridge Estates – 2689 County Rd II, Town of Clayton– Zoning Map Amendment.

Applicant is requesting a zoning change from "Non-Shoreland" (Town of Clayton zoning jurisdiction) to "R-2 - Shoreland", (Suburban Residential District) ", "R-3 - Shoreland" (Duplex Residential District), & "R-4 - Shoreland" (Multi-Family Residential District) for a proposed development.

B. O'Rourke provided a background of the request; during an on-site inspection by the DNR with regard to a preliminary plat that was being proposed at the above referenced location, they determined that an existing non-navigable drainage ditch was now navigable, placing a portion of the development in a shoreland area. Due to this determination a portion of the proposed development was now placed under County zoning jurisdiction. Therefore, a zoning change was required in order for the shoreland area to be changed to the above-referenced County zoning districts.

The Committee questioned if the Town of Clayton had any concerns or objections; B. O'Rourke stated that the Town had approved the preliminary plat that this Committee approved at their October 6<sup>th</sup> deliberative and was not aware of any objections by the Town.

H. Miller expressed concerns with the neighboring properties now being in a shoreland area and were not notified of the change in zoning jurisdictions, and also confirmed the Town of Clayton had no objections.

B. O'Rourke informed the Committee that an agenda item on their November 10<sup>th</sup> Planning meet would include a discussion and possible action item with regard to conducting a County shoreland zoning change of the adjacent properties that are affected by the DNR's navigability determination.

There was no further testimony on this item.

ADJOURNMENT

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

Meeting adjourned at 6:45 P.M.

Respectfully submitted,

Brian P. O'Rourke, AICP  
Land Use Planner

Planning & Zoning Committee  
**PLANNING MEETING**  
County Administration Building – 3<sup>rd</sup> Floor Conference Room

November 10<sup>th</sup>, 2023  
7:45 A.M.

\* Meeting held in person & via Zoom

PRESENT: Supervisors Jon Hinz – Chairman, Tom Egan, Shanah Zastera, Maribeth Gabert, Howard Miller. Jerry Bougie – Planning Director, Brian O'Rourke – Land Use Planner, Daniel Lefebvre – Assistant Zoning Administrator, Daniel Lefebvre – Assistant Zoning Administrator, Caleb Edwards – Code Enforcement Officer.

1. Approval of minutes from October 6<sup>th</sup> (Deliberative & Planning Meeting), October 27<sup>th</sup> (Viewing), October 31<sup>st</sup> (Public Hearing)

Motion to approve the minutes for the meetings each member was in attendance by J. Hinz. Seconded by S. Zastera. Motion carried 5-0 (all supervisors abstained from each meeting that they were not in attendance.

There was no further discussion of this item.

2. Public Comment on agenda items

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

3. Shoreland Zoning discussion – Attachment(s)

J. Bougie stated that he has been in discussion with Corporal Counsel and the County Exertive regarding this matter and is waiting on an interpolation from Corporation.Council. He also stated that Corporation Counsel is considering referring this matter to the Wisconsin Attorney General.

H. Miller referred to Wisconsin Supreme Court case 2018ap547, which was an interpretation with regard to Towns authority to have a subdivision ordinance that can be enforced within shoreland.

J. Bougie agreed that that Supreme Court that H. Miller had referred to is accurate, however regulating land use within shoreyard is a separate issue than land division.

There was no more discussion on this matter.

4. Review and adopt the 2024 Planning Meeting Schedule

T. Egan stated that with the potential change in the Committees upcoming that they could possibly change the times and dates.

J. Hinz also stated that the October 29<sup>th</sup>, 2024 public hearing should be re-scheduled so as not to conflict with the County Board's potential budget approval period.

Motion to approve the schedule, with a review by the potential new Committee, and reschedule the proposed October 29, 2024 public hearing so as to not conflict with the County Board budget review by M. Gabert. Seconded by S. Zastera. Motion carried 5-0.

There was no further discussion on this item.

5. Adjournment.

Motion to adjourn by M. Gabert. Seconded by H. Miller. 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 & ZONING COMMITTEE  
**DELIBERATIVE**

November 10<sup>th</sup>, 2023

7:30 A.M.

3<sup>rd</sup> Floor Conference Room – County Administration Building

\* Deliberative held via Zoom

PRESENT: Supervisors John Hinz - Chairman, Tom Egan, Maribeth Gabert, Howard Miller, Shanah Zastera. Brian P. O'Rourke - Land Use Planner, Daniel Lefebvre – Assistant Zoning Administrator, Caleb Edwards – Code Enforcement Officer, Karen Frederick – Court Reporter.

The meeting was called to order by John Hinz, Chairperson, at 7:30 A.M.

1. **Scholar Ridge Estates – 2689 County Rd II, Town of Clayton – Zoning Map Amendment**

The applicant is requesting a zoning map amendment on three parcels (R-2, R-3, R-4) for a proposed subdivision on three existing parcels.

B. O'Rourke read the staff report, recommending approval into the record.

H. Miller questioned why the Committee is approving a zoning change if the DNR Has already deemed the existing ditch as navigable.

B. O'Rourke explained that they are not voting to approve whether or not the ditch is navigable, that determination has been done. Once the DNR made the determination, the shoreland area 300 ft on either side of the ditch made it County zoning jurisdiction and there needs to be a County zoning district.

Motion to approve by T. Egan. Seconded by M. Gabert. Motion carried 4-1 (M. Gabert nay).

There was no further discussion on this item.

2. **Scholar Ridge Estates – Parcels south of intersection at County Rd II & Martin Dr – Town of Clayton – Preliminary Plat**

Applicant is requesting a preliminary plat with single family, dual family, multi-family, and commercial zoning.

B. O'Rourke read the staff report with conditions, recommending approval, with conditions, into the record.

Motion to approve the proposed preliminary plat with conditions by S. Zastera. Egan. Seconded by H. Miller. Motion carried 5-0.

There was no further discussion of this item.

3. **Storage in Black Wolf – 3687 Fond du Lac Rd, Town of Black Wolf – Conditional Use (Review)**

B. O'Rourke stated that after viewing the property with the Committee, staff does not see the need to take any action, unless in the future they have not maintained all conditions.

There was a consensus among the Committee to no longer review this permit unless the conditions of the permit are not maintained (T. Egan sustained)

4. **Green Meadow Enterprises – 4304 County Rd N, Town of Nekimi – Conditional Use Permit (Review)**

B. O'Rourke stated that after viewing the property with the Committee, staff does not see the need to take any action, unless in the future they have not maintained all conditions.

There was a consensus of the Committee to no longer view the permit unless the conditions the conditions of the permit are not maintained.

**ADJOURNMENT**

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

Meeting adjourned at 8:00.

Respectfully submitted,

Brian P. O'Rourke, AICP  
Land Use Planner

- For further details regarding the items on this agenda, please view a recording of this meeting on the Winnebago County website.

WINNEBAGO COUNTY PLANNING & ZONING COMMITTEE  
**VIEWING**

November 17<sup>th</sup>, 2023

7:30 A.M.

David W. Albrecht Administration Building

**PRESENT**

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

Daniel Lefebvre -Assistant Zoning Administrator

**ITEMS**

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

1. Lisa Kuznacki – 6103 & 6097 E Lyngaas – Town of Winneconne – Zoning Map Amendment

**ADJOURNMENT**

MOTION made by T. Egan to adjourn the meeting. Seconded by H. Miller. Motion carried 3-0. Meeting adjourned at 8:16 A.M.

Respectfully submitted,

Daniel R. Lefebvre  
Assistant Zoning Administrator



# Agenda Item Report



**Winnebago County**

*The Wave of the Future*

DATE: *November 28, 2023*

FROM: *Jerry Bougie, Director of Planning and Zoning*

RE: *East Central RPC Report on Winnebago County Non-Metallic Mining Reclamation Program and Committee action on East Central RPC 2023 budget and Fee.*

## **General Description:**

Chapter 295, Wis. Stats. and Chapter NR 135, Wisconsin Administrative Code, mandates that all Counties enforce uniform state reclamation standards for all non-metallic mining sites which is codified in Chapter 20, Winnebago County General Code.

## **Action Requested:**

Motion to approve the East Central RPC 2024 budget and fee.

## **Procedural Steps:**

(Show each level of committee and board approval needed, with meeting dates.)

Committee of Jurisdiction: Planning and Zoning

Meeting date: December 8, 2023

Action taken: \_\_\_\_\_

Vote: \_\_\_\_\_

Other Committee: N/A

Meeting date: \_\_\_\_\_

Action taken: N/A

Vote: \_\_\_\_\_

County Board: N/A

Meeting date: \_\_\_\_\_

## **Background:**

The program is administered through a multi-county cooperative agreement with East Central Regional Planning Commission. The Commission employs a reclamation specialist that administers activities on behalf of each County including reclamation plan reviews, permit approvals, periodic quarry site inspections, quarry operator and DNR annual reporting, operator financial assurance requirements, certification of completed reclamation activities and quarterly and annual reporting to the County and State. The Wisconsin DNR is the designated state agency that oversees and manages the program at the State level.

## **Policy Discussion:**

The program is self-funded by the quarry operators based on the active acres being mined and fees are assessed and paid by the operators equal to the cost to administer the program. The per acre fees and related budget are generated and set by East Central RPC for an annual review by each of the five participating counties, including Winnebago County. Although not required by the cooperative agreement the Winnebago County Planning and Zoning Committee has historically taken the role of reviewing and approving the annual budget and per acre fee as established by ECWRPC.

**Fiscal Impact:** There is no fiscal impact on the County levy, as the program, pursuant to state law, is entirely funded by the quarry operators based on the active acres being mined and fees are assessed and paid by the operators equal to the cost to administer the program.

## **Attachments:**

NR-135 Program – 2024 Budget / Fee Calculation Update; Map of Winnebago County Mining Sites; Spreadsheet of Permitted Sites in Winnebago County

**East Central Wisconsin Regional Planning Commission  
NR-135 Program - 2024 Budget / Fee Calculations Update**

\$40,801 held for NR-135 program and upon termination will be returned to 4 member counties (Out, Shaw, Waup & Winne)

Budget Item	Qty.	EXPENSES			Notes
		Cost / Unit (Direct)	Cost/Unit (Indirect)*	Total Cost	
Reclamation Specialist (assume 20 hrs RCP implementation, 8 Greenville, 8 hrs Winnebago Co. CU Ordinance Inspections & 8 hrs Waupaca Co. CU ordinance, 80 hrs 208 reviews)	1478	\$ 35.43	\$ 40.22	\$ 111,810.70	Pending Final EC 2024 Budget
GIS Manager	64	\$ 42.86	\$ 48.66	\$ 5,857.28	Pending Final EC 2024 Budget
Deputy Director	33	\$ 55.99	\$ 63.56	\$ 3,945.15	Pending Final EC 2024 Budget
Equipment /Supplies/ArcView License	1	\$ 6,285.00		\$ 6,285.00	\$955 insurance, \$3500 Drone2Maplicense, \$1830ArcGIS license
Liability Insurance	1	\$ 10,280.00		\$ 10,280.00	Public officers 2023 + 1/2 of professional liability
Mileage	7000	\$ 0.655		\$ 4,585.00	Based on 2023 federal mileage rate and 2023 est miles
Publication Fees	2	\$ 50.00		\$ 100.00	Publication rates vary per county - low=\$24.00 / high = \$100.00
Training/Conference Fees	1	\$ 400.00		\$ 400.00	Knowledge test & professional development
WDNR Fees (Actual)	1	\$ 20,810.00		\$ 143,263.13	Subtotal Expenses
<b>Totals</b>				\$ 20,810.00	Based on estimate acreage for 2024 * \$5 WI DNR's fee

**PER ACRE FEE CALCULATIONS FOR 2023 FEES**

2024 Beginning Balance (2023 Carry Over)	\$ -	estimated
Remaining Amount Needed to Meet 2024 Budget	\$ 164,073.13	
Minus projected revenue from new mines (2 x \$705)	\$ 1,410.00	
<b>Remaining Amount Needed:</b>	\$ 162,663.13	
Divided by total 'Unreclaimed' Acres	4,162	updated 7/31/2023
<b>Proposed 2023 Per Acre Fee =</b>	\$ 39.08	\$ 39.42 true cost/acre

**East Central Wisconsin Regional Planning Commission  
NR-135 Program - 2023 Budget / Fee Calculations**

KEEP IN MIND THE FOLLOWING ACTUAL COST!	
\$	164,073.13 ANNUAL PROGRAM BUDGET AMOUNT
	4,162 TOTAL 'UNRECLAIMED' ACRES FROM PREVIOUS YEAR
	\$39.42 ACTUAL PROGRAM COST PER ACRE
\$	5.00 AVERAGE WDNR FEE PER ACRE
	\$34.42 EAST CENTRAL PORTION OF FEE PER ACRE
	13%

<b>Total Operator Fee Per Acre (EC + WDNR)</b>	38.00	Revenue + DNR Fe	Surplus/Deficit	Carryover balance
IF FEES @ amount in blue THEN CARRYOVER AT YR END 2023	=	\$ 158,156.00	\$ (4,507.13)	\$ (4,507.13)
IF FEES @ amount in blue THEN CARRYOVER AT YR END 2024	=	\$ 158,156.00	\$ (9,014.26)	\$ (13,521.39)

East Central Planning proposes a motion to increase the Per Acre Fee for the 2024 Budget to \$38 per acre.

# Winnebago County Mining Sites 2023

- Clay (2)
- Gravel (1)
- Limestone (27)
- Sand (7)
- Sand & Gravel (8)

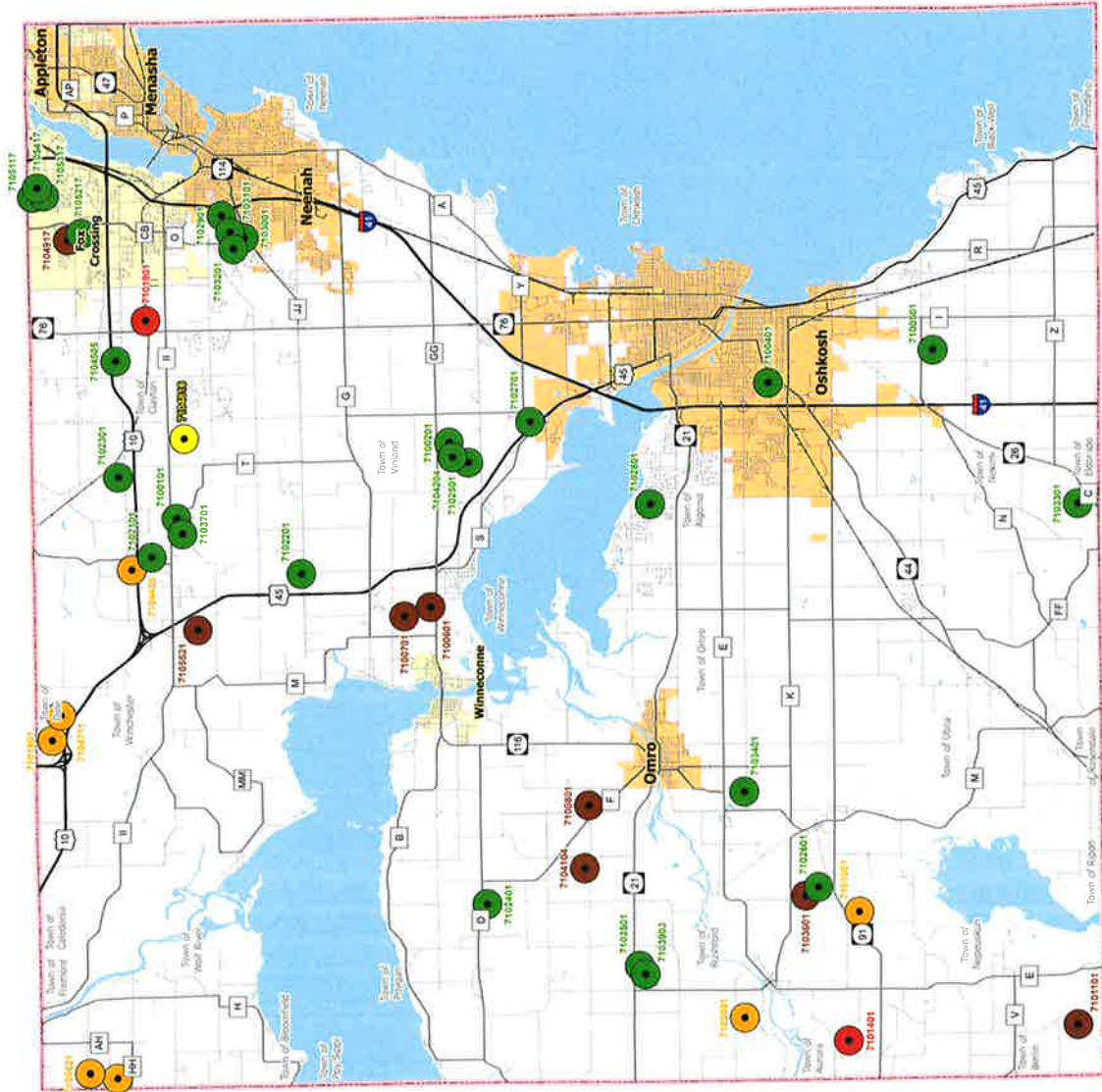


SOURCES:  
Mining locations provided by ECRWPC and quarry owners.  
Basecamp provided by Winnebago County LIO



Prepared October 2023  
EAST CENTRAL WISCONSIN  
REGIONAL PLANNING COMMISSION  
400 AINSWORTH DRIVE, SUITE 100  
OSHTOSH, WI 54852  
(920) 751-770 Website: www.ecwrpc.org

This map was created for use by the East Central Wisconsin Regional Planning Commission. Copyright and all other rights are reserved by the East Central Wisconsin Regional Planning Commission. Any other use or reproduction of this information is prohibited without the written consent of the East Central Wisconsin Regional Planning Commission. Winnebago County LIO



\*Note: Mining sites are approximate locations, for reference use only.

**Winnebago County Reclamation Program Permitted Sites - November 2023**

Site ID	County	MCD	Section	Pit Name	AppLastName	AppFirstName	AppEntity	Pre-NR135	Active	Reserve
7100101	Winnebago	T. Clayton	19	Larsen Quarry	Matuszak	Matthew	Northeast Asphalt Inc.	25	45	0
7100201	Winnebago	T. Vinland	21	Vinland Quarry	Matuszak	Matthew	Northeast Asphalt Inc.	9	27	30
7100401	Winnebago	C. Oshkosh	27	Oshkosh Quarry	Bingen	Bob	Michels Road & Stone, Inc.	18	85	4
7100501	Winnebago	T. Nekimi	14	Nekimi Quarry	Bingen	Bob	Michels Road & Stone, Inc.	0	20	130
7100701	Winnebago	T. Winneconne	14	Hinz Pit	Lambie	Joe	Radtke Contractors, Inc.	5	4	2
7100801	Winnebago	T. Omro	6	Seuffer Pit	Lambie	Joe	Radtke Contractors, Inc.	2	4	0
7101001	Winnebago	T. Nepeuskun	3	Craig Pit	Craig	Gary	Craig Pit, LLC.	2	14	67
7101101	Winnebago	T. Nepeuskun	32	Clausen Pit	Carew	John	Carew Concrete & Supply Co., Inc.	11	10	11
7101401	Winnebago	T. Nepeuskun	6	Stark Borrow Area	Kietzer	Kirt	Waste Management of WI, Inc.	12	13	4
7101501	Winnebago	T. Wolf River	7		Mathwig	Tom	Mathwig Excavating	1	1	7
7101801	Winnebago	T. Winchester	5	Wieckert Pit	Wieckert	Steve	Wieckert Investments	31	33	26
7101901	Winnebago	T. Clayton	13	Brucks Pit	Newhouse	Joe	Calnin & Goss, Inc.	0	24	4
7102001	Winnebago	T. Rushford	20 & 29	Gehrkes Pit	Ziliges	Tim	Ziliges Materials, Inc.	0	30	22
7102101	Winnebago	T. Winchester	13		Eckstein	Clint		0	0	16
7102201	Winnebago	T. Winchester	36	Doro	Bingen	Bob	Michels Road & Stone, Inc.	0	7	3
7102301	Winnebago	T. Clayton	8	Grunska	Bingen	Bob	Michels Road & Stone, Inc.	2	22	39
7102401	Winnebago	T. Poygan	27	Kalata	Bingen	Bob	Michels Road & Stone, Inc.	11	10	4
7102501	Winnebago	T. Vinland	20	Schmoker	Bingen	Bob	Michels Road & Stone, Inc.	0	32	29
7102801	Winnebago	T. Algoma	7	FLB	Bingen	Bob	Michels Road & Stone, Inc.	0	13	8
7102901	Winnebago	T. Neenah	29	Koch	Bingen	Bob	Michels Road & Stone, Inc.	0	30	24
7103001	Winnebago	T. Neenah	29	Malchow	Bingen	Bob	Michels Road & Stone, Inc.	0	13	5
7103101	Winnebago	T. Neenah	29	Ben Carrie	Bingen	Bob	Michels Road & Stone, Inc.	25	96	32
7103201	Winnebago	T. Neenah	30	Pansay	Bingen	Bob	Michels Road & Stone, Inc.	0	11	16
7103301	Winnebago	T. Nekimi	32	Hughes	Bingen	Bob	Michels Road & Stone, Inc.	10	83	287
7103401	Winnebago	T. Omro	19	Williams	Bingen	Bob	Michels Road & Stone, Inc.	2	0	5
7103501	Winnebago	T. Rushford	9	Allen	Bingen	Bob	Michels Road & Stone, Inc.	0	16	44
7103601	Winnebago	T. Rushford	35	Clausen Pit	Ziliges	Timothy	Ziliges Materials, Inc.	3	11	0
7103701	Winnebago	T. Clayton	19	Larsen	Brel	Larry	MCC, Inc.	0	30	50
7103903	Winnebago	T. Rushford	9	Rushford Quarry	Albright	Jim	Albright Brothers, LLC	0	20	17
7104003	Winnebago	T. Winchester	16	Winchester Pit	Ziliges	Tim	Ziliges Landscape & Fireplace	0	5	0
7104104	Winnebago	T. Rushford	2	Ario's Pit	Wilke	Brian		0	6	72
7104204	Winnebago	T. Vinland	21	Devens Quarry	Bingen	Bob	Michels Road & Stone, Inc.	0	44	116
7104405	Winnebago	T. Winchester	13		Eckstein	Clint		0	3	5
7104505	Winnebago	T. Clayton	11	Borchert Hwy 10 Pit	Borchert	Jack		0	9	1
7104711	Winnebago	T. Winchester	4	Howard Pit	Ziliges	Tim	Ziliges Materials, Inc.	0	11	0
7104917	Winnebago	V. Fox Crossing	5		Fischer	Randy	Jim Fischer, Inc.	0	6	0
7105017	Winnebago	V. Fox Crossing	5	Jorgenson Quarry	Bingen	Bob	Michels Road & Stone, Inc.	0	89	23
7105117	Winnebago	V. Fox Crossing	4	Curtis Quarry	Bingen	Bob	Michels Road & Stone, Inc.	0	23	10
7105217	Winnebago	V. Fox Crossing	8	Dietz Quarry	Bingen	Bob	Michels Road & Stone, Inc.	0	33	13
7105317	Winnebago	V. Fox Crossing	4	Cold Spring	Matuszak	Matthew	Northeast Asphalt Inc.	4	32	3
7105417	Winnebago	V. Fox Crossing	4		Brel	Larry	MCC Inc.	0	0	43
7105521	Winnebago	T. Winchester	23	Keller Property	Keller	Brian		0	15	0
7105621	Winnebago	T. Wolf River	20	Anunson Sand Pit	Ron	Anunson		0	2	0
<b>44 Active Mine Sites</b>							<b>Totals</b>	<b>173</b>	<b>982</b>	<b>1172</b>

# Agenda Item Report



**Winnebago County**

*The Wave of the Future*

DATE: November 27, 2023

FROM: Jerry Bougie, Director of Planning and Zoning

RE: Review and potential action to approve Resolution Opposing the Mapping of a Flood Storage District for Sawyer Creek.

## **General Description:**

County Board Supervisor Shanah Zastera District #32 is presenting a Resolution Opposing the Mapping of Flood Storage District for Sawyer Creek for potential action by the Planning and Zoning Committee and County Board.

## **Action Requested:**

No action on this item is requested.

## **Procedural Steps:**

Committee of Jurisdiction: Planning and Zoning

Action taken: \_\_\_\_\_

County Board   X  

Meeting date: December 8, 2023

Vote: \_\_\_\_\_

Meeting date: December 19, 2023

## **Background:**

In 2019, Winnebago County submitted a Floodplain Zoning Amendment for areas within the watershed of Sawyer Creek as required by the Federal Emergency Management Agency's (FEMA) Letter of Map Revision (LOMR) dated November of 2018. In 2019, the Planning and Zoning Committee held Public Hearings and Deliberated on the amendment and in October 2019 the County Board referred the Floodplain Zoning Amendment back to Committee for reconsideration. After a number of additional meetings by the Planning and Zoning Committee between 2020 and 2023, the Planning and Zoning Committee on September 8, 2023 passed a motion to withdraw the Floodplain Zoning Amendment Application.

## **Policy Discussion:**

The concern regarding the FEMA LOMR and subsequent County Floodplain Zoning Amendment included the mapping of Floodplain Storage Areas which are naturally occurring lower areas that periodically flood and temporarily store water during heavy rain and snow melt events. These areas, as proposed, are disconnected from the designated 100-year floodplain area and imposed additional zoning restrictions on the affected properties. The Resolution chronicles the various meetings, steps and issues that led up to the September 8, 2023 withdrawal of the Floodplain Zoning Amendment by the Planning and Zoning Committee. In addition, the resolution as proposed attempts to decide in advance any future Floodplain Zoning Amendment that includes the mapping of Flood Storage areas in the Sawyer creek watershed area, which may raise concerns regarding possible issues with due process of law by pre-judging any potential future amendment for a floodplain zoning change.

## **Attachments:**

Draft Resolution Opposing the Mapping of a Flood Storage District for Sawyer Creek.

**DRAFT**

**RESOLUTION NO.**

**Resolution Opposing the Mapping of a Flood Storage District for Sawyer Creek**

WHEREAS, the city of Oshkosh conducted a Sawyer Creek Hydrology and Hydraulics Analysis that is based on the mapping of lands outside the city limits as a flood storage district to serve the City of Oshkosh; and

WHEREAS, the lands that are proposed to be mapped are private property; and

WHEREAS, there is no evidence that the owners of these lands were consulted during the study the city conducted; and

WHEREAS, the towns in which these lands are located were not consulted or advised of the proposed mapping outside the city limits until it was being imposed on them by the City's request that the County map these flood storage districts; and

WHEREAS, owners of these lands are not being compensated for addition regulations placed on their lands; and

WHEREAS, there are proposed changes in the design of drainage structures in the study area that may have an unknown impact on the overall functionality of the modeling that was done; and

WHEREAS, the request from the City to the County was previously taken up by Winnebago County Board and previously not approved; specifically

- a. On March 26, 2019 the Winnebago County Planning and Zoning Committee conducted a public hearing on the flood storage zoning amendment.
- b. On April 5, 2019 the Winnebago County Planning and Zoning Committee voted 4-0 to deny the flood storage zoning amendment.
- c. On April 16, 2019 the Winnebago County Board voted to deny the flood storage zoning amendment.
- d. On July 30, 2019 the Winnebago County Planning and Zoning Committee conducted another public hearing on the flood zoning storage amendment.
- e. On August 23, 2019 the Winnebago County Planning and Zoning Committee voted 4-0 to approve the flood storage zoning amendment, primarily due to the potential of all rural flood plain property owners losing flood insurance.
- f. On September 17, 2019 the Winnebago County Board postponed the vote on the flood storage zoning amendment until the October 15, 2019 Winnebago County Board meeting.
- g. On October 15, 2019 the Winnebago County Board voted to refer the flood storage zoning amendment back to the Planning and Zoning Committee for reconsideration.
- h. On January 23, 2020 the Winnebago County Planning and Zoning Committee and the City of Oshkosh Planning Commission conducted a joint information meeting for the affected land owners and general public.

WHEREAS, no alternatives have been brought forward in lieu of the existing study.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes any flood storage mapping outside the city limits.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a Flood Plain Ordinance Amendment not be brought forward by Winnebago County until the outstanding issues have been resolved.

Submitted by:

SHANAH ZASTERA, DISTRICT 32



# Agenda Item Report



**Winnebago County**  
*The Wave of the Future*

DATE: November 27, 2023  
FROM: Jerry Bougie, Director of Planning and Zoning  
RE: Geographic Information Systems (GIS) operations report

## **General Description:**

This is a report to the committee about the operations of the Geographic Information Systems (GIS) Division.

## **Action Requested:**

No action to be taken by the Committee. This is for review and discussion only.

## **Procedural Steps:**

Committee of Jurisdiction: Planning and Zoning Meeting date: December 10, 2023  
Action taken: \_\_\_\_\_ Vote: \_\_\_\_\_

County Board Meeting date:

## **Background:**

In 1989 the county saw a critical need for a modern land records system and created the Land Records Program. In 1992, the Planning and Zoning Committee, County Board, and County Executive approved a bond issue, creating Winnebago County's first full Geographic Information System (GIS). The system was known as WINGS (WINnebago Geographic System). The vision behind this project was to empower data-driven decision-making, providing digital access to information that was once manual.

## **Policy Discussion:**

This is an update about the operation of the Geographic Information Systems (GIS) Division. GIS core services support land records and public safety. Additional services include public access to nonrecorded survey records, coordination with municipalities, and support for county operations. The most visible of these services are the public GIS apps on the website. The most critical service involves getting geographic information to 911 dispatch and the public safety agencies to help them quickly respond to incidents.

The GIS Division works to provide relevant information for leaders and the public to make data-driven decisions. This could come in the form of a municipality checking the land use of a parcel with historical air photos in a GIS app. It is also a 911 dispatcher knowing which agencies should respond when a teenager hits a deer on a rural road from the GIS information in the dispatch software. As technology and the county's needs change, the GIS Division changes how we maintain and deliver tools and information.

## **Attachments:**

Winnebago County GIS Benefits



# Winnebago County GIS Benefits

PUBLIC ENGAGEMENT

## COMMUNITY USERS

- Businesses
- Community Leaders
- Developers
- Municipal Staff
- Non-Profits
- Public
- State Agency Staff

## DIRECT SERVICES

### Public Engagement

- Online Property Records
- Public Dashboards
- Self-Serve Data Viewing

### Transparency

- Open Public Data Access
- Public Notices
- Initiatives

## COUNTY EXECUTIVE & COUNTY BOARD

- Equitable Representation
  - Data-Driven Policy
  - Mandate Compliance
- Promote Preserve Protect  
Economy, Public Health,  
Public Safety, General  
Welfare and Natural  
Resources

DATA DRIVEN DECISIONS

## SPATIAL ANALYSIS

- Access Control Review
- Child Abduction Response
- Economic Development
- Emergency Management
- Environmental Site Review
- Find Recreation Opportunity

## 911 DISPATCH RESPONSE

- Floodplain Management
- Impervious Surface Review
- Land Conservation Analysis
- Operational Awareness
- Parcel Research
- Public Health Analysis

## EQUITABLE TAXATION

- Public Health Risk Status
- Redistricting
- Survey Research
- Infrastructure Planning
- Transportation Planning
- Zoning Permit Review

## LAND USE ANALYSIS

WINNEBAGO COUNTY GIS

## STAFF GIS PORTAL

- Addresses & Streets
- Conservation Planning
- Demographics
- Election Administration
- Emergency Operations
- Assets & Highways
- Farmland Preservation
- Hydrology
- Municipal Boundaries
- Parcel Management
- Parks & Trails
- PLSS Management
- Public Health
- Special Events
- Taxation Districts
- Topography
- Zoning & Land Use

## PUBLIC GIS PORTAL

- PLSS Reference
- Parcel Ownership
- Zoning/Shoreland Zoning
- Floodplain
- Topography
- School District
- Historic Aerial Photos
- Recreation Information
- Election Information
- Open Data
- Land Records

## 911 DISPATCH

- Addressing
- Aerial Photos
- Call Routing
- Common Places
- Fire Response Areas
- Municipal Boundary
- Police Response Areas
- Towing Areas
- Zip Codes
- Roads with Address Ranges

## CAPABILITIES



- Analytics
- Data Management
- Decision Support & Planning



Mapping/Visualization



Public Engagement



Sharing & Collaboration



Field Mobility

4/22/2022