



# Waukesha County Board of Supervisors

## Land Use, Parks & Environment Committee Agenda

Tuesday, September 12, 2023 – 8:30 a.m.

Administration Center, Rm. 130

Land Use, Parks &  
Environment Committee:

Tyler J. Foti, Chair

Jennifer Grant  
Vice Chair

Chris Mommaerts,  
Secretary

Christine M. Howard

Robert L. Kolb

Brian Meier

Gary J. Szpara

Pledge of Allegiance  
Public Comments

Approve Minutes of August 15

Next Meeting Dates: October 10

Executive Committee Report of August 22

Announcements

Meeting Approvals

Review Correspondence

Future Agenda Items

Legislative Update

### Items for Discussion and Consideration

1. Discuss and Consider Resolution 178-R-003 Adopt Five-Year Capital Projects Plan
  - a. Parks and Land Use (Items 36-42)
2. Discuss and Consider Ordinance 178-O-045 Authorize Department of Parks And Land Use To Apply For And Accept Grant Funding From The State Of Wisconsin Department Of Transportation's Federal Transportation Alternative Grant Program For The New Berlin Trail Rehabilitation Project.
3. Discuss and Consider Ordinance 178-O-042 Authorize the Waukesha County Department of Parks And Land Use To Accept Cash Donation From The Friends Of Retzer Nature Center And Modify The Department's 2023 Budget To Appropriate Expenditures
4. Discuss and Consider Ordinance 178-O-043 Authorize Application for And Acceptance Of County Conservation Grant For Okauchee Lake, Pewaukee Lake, Oconomowoc And Fox River System Watersheds 2024 Muskellunge Stocking.
5. Discuss and Consider Ordinance 178-O-044 Amend The Town Of Ottawa District Zoning Map Of The Waukesha County Zoning Code For The Town Of Ottawa By Rezoning Certain Lands Located In Part Of The NW ¼ And SW ¼ Of Section 18, T6n, R17e, Town Of Ottawa, From The FLP Farmland Preservation District To The R-1 Residential District (Rz122)
6. Discuss and Consider Ordinance 178-O-046 Adopt The Waukesha County Shoreland Protection Ordinance Violation Forfeiture Schedule (RZ129)
7. Discuss and Consider Ordinance 178-O-047 Adopt The Waukesha County Floodland Protection Ordinance Violation Forfeiture Schedule (RZ130)

### Items:

1-2  
3  
4  
4  
5-7

### Appearances by:

Parks System Manager Steve Brunner  
Senior Landscape Architect Nicki Jensen  
Park System Manager Rebecca Mattano  
Park Programs Specialist Tori Staab  
Planning & Zoning Manager Jason Fruth

### Approx. Time:

8:30 a.m.  
9:00 a.m.  
9:05 a.m.  
9:05 a.m.  
9:15 a.m.

## Waukesha County Board of Supervisors

### Minutes of the Land Use, Parks & Environment Committee Tuesday, August 15, 2023

Supervisor Foti called the meeting to order at 8:30 a.m.

**Present:** Supervisors Tyler Foti, Jennifer Grant, Christine Howard, Robert Kolb, Brian Meier, Chris Mommaerts and Gary Szpara

**Also Present:** Chief of Staff Sarah Spaeth, Planning and Zoning Manager Jason Fruth, Senior Planner Benjamin Greenberg, and Sal Foti

#### Public Comments

#### Approve Minutes of July 18

MOTION: Meier moved, second by Szpara to approve the minutes of July 18. Motion carried 6-0

#### Next Meeting Date

September 12

Kolb arrived at 8:33 a.m.

#### Executive Committee Report of August 14

Foti said Executive Committee is meeting before the County Board meeting to review appointments.

#### Discuss and Consider Ordinance 178-O-036 Repeal And Recreate Table 6(b)1.B.ii. Of The Waukesha County Shoreland And Floodland Protection Ordinance To Incorporate The Laitsch Dam Failure Analysis (RZ118)

Fruth presented that this ordinance amends the text of the Waukesha County Shoreland and Floodland Protection Ordinance to incorporate a reference to the dam failure floodplain study for the Laitsch Dam. Lands affected by the dam failure analysis are located within the Towns of Genesee and Mukwonago.

MOTION: Mommaerts moved, second by Howard to approve Ordinance 178-O-036. Motion carried 7-0.

#### Discuss and Consider Ordinance 178-O-037 Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map Of The Towns Of Genesee And Mukwonago By Rezoning Certain Lands Located In Sections 27 And 34, T6N, R18E, Town Of Genesee And Sections 3 And 4, T5N, R18E, Town Of Mukwonago, Waukesha County, Wisconsin To Apply A C-1 Conservancy Overlay District On The Subject Lands (RZ119)

Fruth presented this ordinance will rezone lands that are subject to the Waukesha County Shoreland and Floodland Protection Ordinance within the Town of Genesee and Town of Mukwonago that are

within the dam failure shadow of the Laitsch Dam. The lands are proposed to have a C-1 Conservancy Overlay District designation.

MOTION: Grant moved, second by Howard to approve Ordinance 178-O-037. Motion carried 7-0.

**Discuss and Consider Ordinance 178-O-038 Create The Waukesha County Floodland Protection Ordinance (RZ123)**

Fruth and Greenberg presented that this ordinance would create the Waukesha County Floodland Protection Ordinance. The county has long maintained both shoreland and floodland (floodplain) standards within the Waukesha County Shoreland & Floodland Protection Ordinance. Because the floodplain standards are spread throughout the combined ordinance and mixed with shoreland provisions, updates to floodplain standards have become more time intensive and difficult over time. The proposed ordinance would consolidate floodplain zoning regulations in a single ordinance making the floodplain rules easier for the code reader to understand and for staff to administer; and Wisconsin Department of Natural Resources (DNR) and Federal Emergency Management Agency (FEMA) review more expedient.

MOTION: Howard moved, second by Szpara to approve Ordinance 178-O-038. Motion carried 7-0.

**Discuss and Consider Ordinance 178-O-039 Adopt Text Amendments and Rename The Waukesha County Shoreland And Floodland Protection Ordinance To Repeal Numerous Floodplain Standards That Will Be Administered Within The Waukesha County Floodland Protection Ordinance And Amend Other Shoreland Zoning Provisions (RZ124)**

Fruth and Greenberg presented that this ordinance would amend and rename the Shoreland & Floodland Protection Ordinance to remove floodplain zoning standards that will instead be administered within the newly proposed Waukesha County Floodland Protection Ordinance and amend other shoreland zoning provisions.

MOTION: Kolb moved, second by Grant to approve Ordinance 178-O-039. Motion carried 7-0.

MOTION: Kolb moved, second by Szpara to adjourn at 9:28 a.m. Motion carried 7-0.

Respectfully submitted,

Chris Mommaerts  
Secretary – Land Use, Parks and Environment Committee