

**Minutes of Land Use, Parks and Environment Committee
Tuesday, May 18, 2010**

Chair Fritz Ruf called the meeting to order at 8:30 a.m. and led the Committee in the Pledge of Allegiance.

Committee Present: Supervisors Fritz Ruf (Chair), Walter Kolb, James Jeskewitz, Michael Inda, Tom Schellinger, Ted Rolfs and Rob Hutton.

Also Present: Chief of Staff Mark Mader, Legislative Associate Karen Phillips, Senior Planner Sandy Scherer, Register of Deeds Jim Behrend, Land Information Systems Manager Don Dittmar, Senior Financial Analyst Bill Duckwitz, Deputy Register of Deeds Chris Crouch, Programs and Projects Analyst Rob Dunn, Senior Financial Analyst Vince Masterson.

Executive Committee Report

Ruf summarized the items discussed at the Executive Committee meeting of May 17, 2010.

- Library Grant Ordinances (3)
- Secure Corridor Ordinance
- Discussion of Proposed Scope for Central Fleet Audit
- Appointments (7)

Rolfs arrived at 8:34 a.m.

Hutton arrived at 8:36 a.m.

Mader gave a brief recap of the Public Policy Forum luncheon held on May 17, 2010, in Milwaukee.

Committee Welcome and Opening Remarks by Chair Fritz Ruf

Ruf welcomed the committee members with a brief introductory statement.

Nomination and Election of Vice Chair and Committee Secretary

MOTION: Jeskewitz moved, second by Hutton, to nominate Walter Kolb for Vice Chair of the Land Use, Parks and Environment Committee.

Motion carried 7-0.

MOTION: Schellinger moved, second by Inda, to nominate Jim Jeskewitz for Secretary of the Land Use, Parks and Environment Committee.

Motion carried 7-0.

Committee Duties and Responsibilities as Contained in the Code of Ordinances

Mader briefly reviewed the duties and general responsibilities of the Land Use, Parks, and Environment Committee as outlined in Chapter 4 of the Waukesha County Code. He noted the committee should be prepared to address both sides of an issue at the County Board level. Mader reminded the committee members that all meetings are recorded and subject to open records requests. He stressed the importance of abiding by the open meeting laws. In closing, Mader stated

that County Board Office staff members are readily available to assist with any issues or questions that supervisors may have.

Ordinance 165-O-001: Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map Of The Town Of Summit And The Town Of Summit Zoning Ordinance By Conditionally Rezoning Certain Lands Located In Part Of The NW ¼ Of Section 29 And The NE ¼ Of Section 30, T7N, R17E, Town Of Summit, Waukesha County, Wisconsin, From The A-P Agricultural Land Preservation And A-2 Rural Home Districts (County) And The A-1 Agricultural District (Town) To The A-1 Agricultural District (County) And The A-2 Agricultural District (Town) (SZT-1698)

Scherer explained the location of the of subject parcel as depicted on the map included with the ordinance. There is presently a single residence on the parcel, which contains approximately 102 acres. This zoning amendment proposes the division of the 102-acre parcel into three lots as follows: one parcel to be sold to the Waukesha County Land Conservancy; one parcel to contain the existing residence; and one parcel to accommodate a new single-family residence. Planning and Zoning Division Staff recommend that this request be approved as outlined in the ordinance.

Tony Zanon from Jahnke and Jahnke spoke on behalf of the Depperts, owners of the subject parcel. He explained that Depperts would be selling the newly created 20-acre lot, of which 6 acres are buildable. The Deppert's existing residence will be located on a new 28-acre lot. The remaining 52 acres will go to the Waukesha County Land Conservancy.

MOTION: Kolb moved, second by Jeskewitz, to approve Ordinance 165-O-001.
Motion carried 7-0.

Resolution 165-R-001: Approve Waukesha County Lake Protection And Planning Grant Application

Scherer explained that the Wisconsin Department of Natural Resources (DNR) is making grants available to counties to assist in the update of shoreland ordinances so as to be compliant with newly adopted DNR Administrative NR 115 rules. This resolution endorses efforts by the Department of Parks and Land Use – Planning and Zoning Division to update Waukesha County's Shoreline and Floodland Protection Ordinance to be in compliance with the new state regulations. The resolution also endorses the request of \$5,000 in grant funding from the DNR to help offset costs associated with updating the County's ordinance. Waukesha County's Shoreline and Floodland Protection Ordinance has been in effect since 1970 with only a few minor changes over the years. This will be the first major change since its adoption. The Planning and Zoning Division has until February 2012 to complete this update.

Scherer further explained some of NR 115 new rules apply to standards related to impervious surfaces and mitigation. Waukesha County's rules have always been more restrictive in some instances, and the changes made by the County may also be more restrictive than required by NR 115. Scherer assured that the acceptance of grant funding as well as any changes to the Waukesha County Code would come before this committee for approval in the future.

MOTION: Rolfs moved, second by Jeskewitz, to approve Resolution 165-R-001.
Motion carried 7-0.

Presentation on the Impacts of Senate Bill 507

Behrend, Crouch and Dunn were present to discuss the impacts of the new law affecting real estate records. Behrend summarized SB 507, signed into law as Wisconsin Act 314, which becomes effective June 25, 2010. This legislation changes the recording fee structure for real estate documents filed with the Register of Deeds (ROD) and directs the ROD to redact social security numbers from electronic format records that are viewable or accessible on the internet. The cost to record a real estate document in the ROD Office will be \$30 regardless of the number of pages. (Previously, the fee was based on the number of pages contained in the document.) The new fee includes a standard flat fee of \$25 per document and a \$5 recording fee per document to cover the costs associated with redaction of social security numbers. Behrend reviewed the fee dispersal break-down and the anticipated timeline for the redaction process. Social security numbers will be redacted from documents available online (from 1994 to present). He stated that efforts would be made to scan all documents recorded since 1935 and prior to 1994 in order to redact social security numbers. The vault containing those documents would then be closed to the public. He estimated that this project would be a capital project requiring a bid done through an RFP. Behrend stated he would make every effort to expedite the usual capital project process.

Dittmar outlined the requirements of SB 507/Act 314 as it applies to the Land Information Office. The new law requires that an oversight committee, a Land Information Council, be created to review the priorities, needs, policies, and expenditures of the Land Information Office and advise the County on matters affecting the Land Information Office. Dittmar outlined the membership requirements of the Land Information Council, which must consist of the register of deeds, the treasurer, the real property lister and the following members appointed by the county board for the terms designated by the board:

- a county board member
- a land information office representative
- a realtor or member of the Realtor's Association
- a public safety or emergency communications representative employed within the county
- the county surveyor or a registered professional land surveyor employed within the county
- any other members of the board or public that the board designates.

Ruf thanked Dittmar, Behrend, Crouch and Dunn for their informative presentation.

MOTION: Rolfs moved, second by Jeskewitz, to adjourn at 9:43 a.m.
Motion carried 7-0.

Respectfully submitted,

Jim Jeskewitz,
Secretary