

Minutes of the Land Use, Parks and Environment (LUPE) Committee

Tuesday, December 11, 2018

Chair Zimmermann called the meeting to order at 8:30 a.m.

Present: Supervisors Dave Zimmermann, Keith Hammitt, Steve Whittow, Bill Mitchell, Tom Schellinger, and Chuck Wood. Kathleen Cummings arrived at 8:34 a.m.

Also Present: Legislative Policy Advisor Sarah Spaeth, Planning and Zoning Manager Jason Fruth, Parks & Land Use Director Dale Shaver, Park System Manager Rebecca Mattano, Solid Waste Supervisor Analiese Smith, Dan Duckniak of the Waukesha Water Utility, and Senior Financial Analysts Steve Trimborn and Mark Yatchak.

Approve Minutes of November 20, 2018

MOTION: Mitchell moved, second by Hammitt to approve the minutes of November 20. Motion carried 6-0.

Executive Committee Report of November 27, 2018 and December 10, 2018

Zimmermann advised the Executive Committee, at their last two meetings, approved four appointments including one for the vacated position of County Clerk, reviewed the Information Technology audit report, heard State legislative and County Board customer service updates, and considered an administrative appeal hearing for a prohibited dangerous animal declaration.

Cummings arrived at 8:34 a.m.

Future Meeting Dates

- January 15, 2019
- February 19, 2019

Discuss and Consider Ordinance 173-O-066: Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Rezoning Certain Lands Located in Part of The N ½ Of The NW ¼ and the NW ¼ of the NE ¼ of Section 19, T8N, R17E, Town of Oconomowoc, from the R-1 Residential District to the R-2 Residential District with EC Environmental Corridor and C-1 Conservancy Overlay Districts to Remain Unchanged (RZ15)

Fruth discussed this ordinance to rezone seven properties from the R-1 Residential District to the R-2 Residential District in Section 19 of the Town of Oconomowoc. More specifically, the properties are located on the south side of Lang Road. Areas of wetland and environmental corridor will remain within overlay zoning districts.

MOTION: Wood moved, second by Whittow to approve Ordinance 173-O-066. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-071: Repeal And Recreate the Text of Chapter 14, Article IV of the Code of Ordinances, the Waukesha County Recycling and Solid Waste Ordinance, to Incorporate Revised State Recycling Rules and Laws and to Modernize Various Code Provisions, and Create a Forfeiture Schedule

Smith and Shaver were present to discuss this ordinance which amends the text of the Recycling and Solid Waste ordinance found in the Waukesha County Code of Ordinances. It also creates a

Forfeiture Schedule for violations. Waukesha County serves as a “Responsible Unit” for 27 local communities and State law requires a Responsible Unit to maintain a recycling ordinance as part of the requirements for an “effective recycling program. The existing Waukesha County Recycling and Solid Waste Ordinance needs to be amended and updated to recognize changes to state recycling rules and laws and the substantial financial resources involved in local collection, processing, and sale of recyclables. Enforcement of the Waukesha County Recycling and Solid Waste Ordinance necessitates the creation of a corresponding Forfeiture Schedule for violations.

In response to Schellinger’s question, Smith said home cameras and cell phones have made identifying violators easier. Shaver indicated this is a new provision in the County Code and the County has no historical statistics on violations.

MOTION: Mitchell moved, second by Cummings to approve Ordinance 173-O-071. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-067: Sale of Waukesha County Parkland to the City of Waukesha for a Water Supply Booster Station and Reservoirs

Shaver and Duckniak were present to discuss this ordinance which authorizes the sale of approximately 8.57 acres of land, appraised at \$223,000, within Minooka Park to the City of Waukesha. The City will be responsible for all costs associated with the transaction and this ordinance has no County tax levy impact.

Shaver indicated when the County first bought this property in 1994, the County used Golf Course Fund Balance. Shaver asked the Committee to amend the ordinance putting the funds from this sale in the Waukesha County Golf Course Fund Balance, as opposed to the Tarmann Parkland Acquisition Fund which is how it is currently written in the ordinance.

MOTION: Cummings moved, second by Mitchell to amend the ordinance as follows (additions are underlined; deletions are crossed out): ...that upon receipt of funds from this sale, said funds shall be deposited in the Waukesha County Golf Course Fund Balance to repay funds used for the original parcel purchase in 1994. ~~Walter J. Tarmann Parkland Acquisition Fund Revenue Account.~~ Motion carried 7-0.

MOTION: Cummings moved, second by Whittow to approve Ordinance 173-O-067 as amended. Motion carried 7-0.

Presentation on Establishing Park Fees and Free Days

Shaver and Mattano distributed a handout that outlined how the Parks & Land Use Department determines park fees and establishes free days which are reviewed, updated, and presented annually through the budget process.

MOTION: Cummings moved, second by Wood to adjourn at 10:03 a.m. Motion carried 7-0.

Respectfully submitted,

Steve Whittow

Steve Whittow
Secretary