

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

Tuesday, January 15, 2019

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

Present: Supervisors Dave Zimmermann, Keith Hammitt, Steve Whittow, Kathleen Cummings, Bill Mitchell, Tom Schellinger, and Chuck Wood.

Also Present: Legislative Policy Advisor Sarah Spaeth, Waukesha County Land Conservancy Executive Director Cheryl White, Planning and Zoning Manager Jason Fruth, Parks and Land Use Director Dale Shaver, Parks System Manager Rebecca Mattano, and Senior Financial Analyst Mark Yatchak.

Approve Minutes – December 11, 2018

MOTION: Mitchell moved, second by Hammitt to approve the minutes of December 11. Motion carried 7-0.

Executive Committee Report – January 14, 2019

Zimmermann advised the Executive Committee approved two ordinances and the scope for the Airport Fixed Base Operator (FBO) audit, heard the chair's report on economic development, transportation issues, and the Wisconsin Counties Association annual conference; and heard standing committee reports.

Future Meeting Dates

- February 19, 2019
- March 19, 2019

Discuss and Consider Ordinance 173-O-074 Amend The District Zoning Map Of The Town Of Waukesha Zoning Code By Revising A Condition Of A Previous Conditional Rezoning Enrolled Ordinance No. 153-129, Paragraph (g), Exhibit "A-3") To Allow Drive Through Uses In The B-3 General Business District (RZ17)

Fruth discussed this ordinance which will revise a previous conditional rezoning (Enrolled Ordinance 153-129, Paragraph (g), Exhibit "A-3") to allow drive through uses in the B-3 General Business District in the Town of Waukesha Zoning Code. The matter was referred to and considered by the Waukesha County Park and Planning Commission which recommended approval.

Cummings indicated she was familiar with this parcel and felt the site plan created too much congestion. Spaeth said the committee is just reviewing the conditional use rezoning, not the site plan which is under town review.

MOTION: Schellinger moved, second by Wood to approve Ordinance 173-O-074. Motion carried 6-1. Cummings voted no.

Discuss and Consider Ordinance 173-O-075 Amend The Text Of The Town Of Lisbon Zoning Code Relating To Conditional Use Permits (RZ1701F)

Fruth discussed this ordinance which will amend various sections of the Town of Lisbon Zoning Code relating to Conditional Use Permits. The amendments are in response to recent statutory changes relative to administration of Conditional Use provisions. The matter was referred to and considered by the Waukesha County Park and Planning Commission which recommended approval.

MOTION: Mitchell moved, second by Hammitt to approve Ordinance 173-O-075. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-076 Amend The Text Of The Town Of Eagle Zoning Code Relating To Planned Unit Developments (RZ23)

Fruth discussed this ordinance which will amend the Town of Eagle Zoning Code to reserve the section relating to Planned Unit Developments. The matter was referred to and considered by the Waukesha County Park and Planning Commission which recommended approval.

MOTION: Wood moved, second by Schellinger to approve Ordinance 173-O-076. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-077 Amend The Text Of The Town Of Waukesha Zoning Code To Repeal And Recreate Sections 13-2-15(c)(12) And 13-2-15(g) And Create Section 13-2-15(g)(6) Relating To Off Premises Signs (RZ24)

Furth discussed this ordinance which will amend the text of multiple sections of the Town of Waukesha Zoning Code relating to off premises signs. The matter was referred to and considered by the Waukesha County Park and Planning Commission which recommended approval.

MOTION: Schellinger moved, second by Hammitt to approve Ordinance 173-O-077. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-078 Modification To Waukesha County Natural Areas And Critical Species Habitat Sites Acquisition Partnership Funding Program

Shaver and Mattano were present to discuss this ordinance which extends the applicability of the Waukesha County natural areas and critical species habitat sites acquisition partnership funding program established under Ordinance 152-101 to not-for-profit conservation organizations and lake management districts. The County's financial participation is limited to 25% of the fair market value of a site from the Tarmann Parkland Acquisition Fund.

MOTION: Mitchell moved, second by Wood to approve Ordinance 173-O-078. Motion carried 7-0.

Discuss and Consider Ordinance 173-O-079 Waukesha County Land Conservancy, Inc. Partnership Acquisition – Meyer Property

Shaver and Mattano were present to discuss this ordinance which authorizes the Department to provide a \$44,750 grant to the Waukesha County Land Conservancy from the Walter J. Tarmann Parkland Acquisition Fund. This grant provides a portion of the \$600,000 necessary for the Conservancy to purchase about 80 acres in the Town of Eagle. The remaining land acquisition cost will be funded with \$262,000 from the U.S. Fish and Wildlife Service and \$248,500 from the State of Wisconsin. This ordinance also authorizes the execution of an agreement for a buyout option

that allows the County to purchase the 80-acre parcel for \$44,750 if the Land Conservancy seeks to sell the property. There is currently available expenditure appropriation authority in the 2019 Tarmann Fund budget to fund this purchase resulting in no change to the 2019 budget. The Waukesha County Land Conservancy will be responsible for the maintenance of the site. There is no direct tax levy impact.

Whittow said he cannot support buying additional land until we can improve land the County already owns. Wood spoke highly of the property and its importance to the Mukwonago River watershed.

MOTION: Schellinger moved, second by Wood to approve Ordinance 173-O-079. Motion carried 7-0.

Legislative Update

Spaeth updated the committee on several bills moving through the legislative process related to crime victims' rights, county jailers' protective status, and the placement of sexually violent persons.

MOTION: Hammitt moved, second by Cummings to adjourn at 9:39 a.m. Motion carried 7-0.

Respectfully submitted,

Steve Whittow

Steve Whittow
Secretary