

**Minutes of Land Use, Parks and Environment (LUPE) Committee
March 21, 2017**

Chair Zimmermann called the meeting to order at 8:30 a.m. and led the committee in the Pledge of Allegiance.

Committee Members Present: Dave Zimmermann, Kathleen Cummings, Bill Mitchell, Robert Kolb, Tom Schellinger, Ted Wysocki and Keith Hammitt.

Also Present: Legislative Policy Advisor Sarah Spaeth, Park Systems Manager Duane Grimm, Planning and Zoning Manager Jason Fruth, Environmental Health Supervisor Mike Radomski, Environmental Health Manager Sarah Ward, Supervisor Chuck Wood, Citizen Tom Casey, and Attorney Christopher Morgan. Minutes Recorded by Beth Schwartz, County Board Office.

Future Agenda Items

- Presentation on open bow hunting (Hammitt)
- Update on humane officers (Wysocki)
- Update on revolving loan program (Zimmermann)
- Update on the Minooka Park bathroom project (Cummings)
- Follow up on the Septic Monitor program (Zimmermann)

Approve Minutes of February 21, 2017

MOTION: Mitchell moved, second by Cummings to approve the minutes of February 21, 2017. Motion carried 7-0.

Executive Committee Report of March 20, 2017

Zimmerman reported on the following items discussed at the last Executive Committee meeting:

- Discussed and considered the Golf Course Cash Receipting audit
- Discussed the Internal Audit Plan for 2017-2019
- Discussed and considered an appointment and an ordinance
- Heard updates on the WCA Regional Meeting, NACo Legislative Conference, Regional Transit Leadership Council Executive Committee, and Wisconsin Workforce Development Association Board
- Heard standing committee reports by committee chairs

Future Meeting Date: April 18, 2017 (at County Park or Golf Course TBD)

Public Comment

Tom Casey spoke that he came to listen to the overview of the Septic Program as a part of the Eagle Springs Lake Management District. He said the postcards the department sends out are problematic by not recording all previous septic pumping. He stated his concern for the systems pumping on a proper timetable and expressed the need for accountability.

Discuss and Consider Ordinance 171-O-083: Vacation And Transfer Of County Ownership Of The Fairways Of Woodside Subdivision Outlot 1 And Outlot 2 To The Waukesha County Land Conservancy, Inc.

Fruth and Grimm presented this ordinance which authorizes a petition to vacate Outlots 1 and 2 of the Fairways of Woodside subdivision plat owned by the County and transfer them to Waukesha County Land Conservancy, Inc. The County received the outlots through plat dedication for public use and they have remained in an undeveloped and unimproved state. The Land Conservancy is interested in acquiring state surplus property adjacent to Outlot 2 and currently owns other lands adjacent to Outlot 1. The County is willing to transfer the outlots to the Land Conservancy in furtherance of the County Parks and Open Space Plan, but in order to do so it must first vacate the land. Wysocki asked if everyone who owns land nearby and in the subdivision will be notified. Fruth said a public notice will be generated and the golf course owner adjacent to the property has already been notified. Wysocki also shared concerns that the type of land use could change when ownership changes and effect people living in the subdivision in ways they did not expect. He asked Grimm and Fruth to take that into consideration. Zimmermann said vacating the property and changing ownership is not an issue unless the use of the land changes. Grimm clarified the vacation process. Wysocki requested the ordinance's approval include a stipulation that the staff request the Land Conservancy to notify all current subdivision residents of this change of ownership.

MOTION: Wysocki moved, second by Mitchell to approve Ordinance 171-O-083 with the stipulation that staff request the Land Conservancy to notify all current subdivision residents of this change of ownership. Motion carried 7-0.

Discuss and Consider Ordinance 171-O-084: Repeal And Recreate The Town Of Eagle Zoning Code And Zoning Map (ZT-1844)

Fruth said this ordinance authorizes the repeal and replacement of the Town of Eagle Zoning Code and Zoning Map. Standards dictate to zone the land with reasonable consideration of the character of the districts and their suitability for particular uses, to conserve the value of the buildings, and encourage an overall appropriate use of land.

MOTION: Wysocki moved, second by Hammitt to approve Ordinance 171-O-084. Motion carried 7-0.

Discuss and Consider Ordinance 171-O-085: Amend The District Zoning Map Of The Town Of Delafield Zoning Code By Rezoning Certain Lands Located In Part Of The NW ¼ Of Section 36, T7N, R18E, Town Of Delafield, Waukesha County, Wisconsin, From The A-1 Agricultural District To The A-2 Rural Home District (ZT-1843)

Fruth said this ordinance rezones land that is subject to the Town of Delafield Zoning Code to allow for a two lot land division. The property contains significant topography with an existing home and related improvements sitting atop a drumlin that is 70-80' higher than the surrounding lands. There would be a large buildable area on the proposed southerly lot. The two-lot concept plan shows the potential for a future extension of Norms Road and the future roadway would sever the southerly proposed lot. The rezoning would allow for future development consistent with Town and County plan recommendations. The proposed road location for the two lot concept plan will accommodate a future build out of the subject parcel and it's designed to provide future public road access to underdeveloped lands to the east.

MOTION: Hammitt moved, second by Mitchell to approve Ordinance 171-O-085. Motion carried 7-0.

Discuss and Consider Ordinance 171-O-086: Amend The Text Of The Town Of Waukesha Zoning Code To Repeal And Recreate Section 13-2-6 (A) Relating To Drainage Regulations (ZT-1846)

Fruth said this ordinance modifies the drainage regulation section of the Town of Waukesha Zoning Code. The request to amend these provisions was initiated by a private property owner. The existing drainage provisions require a two-foot separation between basement floors and the highest anticipated seasonal ground water level. This modification for a one-foot separation standard complies with the County Stormwater and Erosion Control Ordinance technical procedures and forms for ground water separation.

MOTION: Mitchell moved, second by Hammitt to approve Ordinance 171-O-086. Motion carried 7-0.

Heard an Overview of the Septic Monitor Program

Ward and Radomski presented an overview of the septic monitor program. State code requires the County to conduct, complete and maintain an inventory of Private Onsite Water Treatment Systems (POWTS). Zimmermann asked how long the County has administered this program. Radomski said since 1979 when it was required to perform maintenance every 2 years. In 2011 the County partnered with Transendent Technologies for a web based component that files reports directly into the program. Zimmermann asked what happens if there is no response to a given notice for maintenance. Radomski said a second notice is given. Kolb asked if switching property owners effects program compliance, and Radomski said it does not. Wood asked what happens if there is no response to a second notice. Radomski said the postcards notify people of the benefits of complying and strongly encourage compliance, but there has never been any consequence for non-compliance. Ward said there is a very minimal amount of non-compliance and the money that would be spent to force people to pump their system wouldn't be worth it. Cummings asked for an explanation of the process of monitoring a septic tank, which Radomski described. He also said if a system failure is reported, then the response is immediate. If it is not reported they do not have the resources to chase an unknown system. Kolb said septic systems existing on lakes need to be a program priority. Spaeth suggested a follow up discussion on the septic monitor program be scheduled for a future committee meeting.

Legislative Update

Spaeth provided the committee with a brief overview of modest increases in the state budget. She and Chief of Staff for the County Executive Shawn Lundie will be meeting with all 18 Waukesha County legislators over the course of two weeks to ensure the budget best benefits the county. Several bills have been proposed regarding land use, parks and environmental issues. One bill authorizes a political subdivision to prohibit any person from placing a new mobile service support structure within certain boundaries of residential zoning districts. The bill has been

referred to the Committee on Energy and Utilities. There is also a bill for the snowmobile trail to use stickers, trail aids, and supplemental trail aids for snowmobile trail maintenance.

MOTION: Cummings moved, second by Kolb to adjourn the meeting at 10:28 a.m. Motion carried 7-0.

Respectfully submitted,

Keith Hammitt
Secretary