

**MINUTES OF PUBLIC HEARING  
Sawyer County Zoning Committee  
February 17, 2017**

**Zoning Committee Members**

James Bassett, Chairman  
Bruce Paulsen  
Ron Buckholtz  
Elaine Nyberg  
Bill Voight  
Iras Humphreys - Alternate

**Zoning Administration**

Dale Olson, Zoning & Conservation Administrator  
Kathy Marks, Deputy Zoning & Conservation Administrator  
Thomas J Duffy, Corporate Council

**PRELIMINARY MATTERS**

- 1) Call to Order and Roll Call  
Bassett called the Public Hearing before the Sawyer County Zoning Committee to order at 8:30 AM. in the Sawyer County Courthouse, 10610 Main St. Hayward, Wisconsin. Roll was called finding present: Bassett, Paulsen-absent, Buckholtz, Nyberg, Voight and Humphreys. From the Zoning Office Olson and Marks. Corporate Council Thomas J Duffy.
- 2) Statement of Committee and Hearing Procedure.  
Those persons wishing to speak will be afforded the opportunity provided they identify themselves.
- 3) Statement of Hearing Notice.  
The Public Hearing Notice was published as a Class 2 Notice in accordance with Chapter 985 of the Wisconsin Statutes in the Sawyer County Record on February 1st and 8<sup>th</sup>, 2017.
- 4) Approval of January 20, 2017 minutes. Motion to approve by Nyberg, second by Bassett. Motion carried.

**REZONE APPLICATIONS**

None

**CONDITIONAL USE APPLICATIONS**

- 1) Town of Lenroot - James Miller – Olson Pit; Part of the NWSW & SWSW; S11, T41N, R9W; Parcel #014-941-11-3202; Document #380575; 5 Acres of 18.2 total acres; Zoned Forestry One (F-1). Permit desired for: The three (3) year renewal of conditional use permit #01-007 for the location/operation of a non-metallic mineral extraction, including rock crusher, which was approved at public hearing on May

18, 2001 and renewed most recently May 18, 2012. Olson read the application and Town Board's decision which was approved. Three (3) opinion letters were sent out with Three (3) returned with no objections. Photos on file. Jim Miller owner was in attendance. Discussion was held with no audience input. Motion to approve by Buckholtz with condition that owner must maintain compliance with the requirements of NR 135 Nonmetallic Mining Reclamation and Sawyer County Ordinance for Nonmetallic Mining Reclamation. Second by Bassett. No discussion. All in favor. Findings of Fact: It would not destroy prime agricultural lands. It would not be detrimental to ecology, wild life, wetlands or shorelands. Roll call finds Humphreys – yes, Voight – yes, Buckholtz – yes, Nyberg – yes, Bassett- yes. Motion carried.

- 2) Town of Round Lake – Robert & Elaine Thompson Trust – Hwy 77 South Pit; Part of the SWNW & NWSW; S12, T41N, R8W; Parcel #024-841-12-3201 & 024-841-12-2302; Document #386384; 12 Acres of 26.5 total acres; Zoned Forestry One (F-1). Permit desire for: The three (3) year renewal of conditional use permit #93-022 for the location/operation of a non-metallic mineral extraction which was approved at public hearing on December 18, 1992 and renewed most recently December 20, 2013. Olson read the application and Town Board's decision with conditions of that operating hours be 7AM – 7PM and crushing hours be 7AM – 5 PM Monday – Friday. Planning Committee letter on file. Eleven (11) opinion letter were sent out with Six (6) returned with no objections. Letter of Memorandum of Record on file from Pat Brown. Stating that the application should read as follows: Permit desired for the three (3) year renewal of conditional use permit #88-011 for the location/operation of a nonmetallic mineral extraction, including rock crusher and hot mix plant, which was approved at public hearing on July 18, 1988 and renewed most recently December 20, 2013. Photos on file. Dan Thompson owner was in attendance. Discussion was held with no audience input. Dan Thompson owner spoke on behalf of approval and hours of operation. Olson spoke regarding location of pit and neighbors. Motion by Bassett to approve, with condition that owner must maintain compliance with the requirements of NR 135 Nonmetallic Mining Reclamation and Sawyer County Ordinance for Nonmetallic Mining Reclamation and hours of 7AM – 7PM and crushing hours be 7AM – 5 PM Monday – Friday. Second by Buckholtz. No discussion. All in favor. Findings of Fact: It would not be damaging to the rights of others or property values. It would not be detrimental to ecology, wild life, wetlands or shorelands. Roll call finds Bassett – yes, Nyberg – yes, Buckholtz – yes, Humphreys – yes, Voight – yes. Motion carried.
- 3) Town of Winter – Flambeau River State Forest – WI Dept. of Natural Resources – Cedar Rapids Pit. All of Section 34; S34, T37N, R4W; Parcel #032-437-34-1101; Part of the total 640 acres; Zoned Forestry One (F-1). Permit desired for: The three (3) year renewal of conditional use permit #12-001 for the location/operation of a non-metallic mineral extraction, including rock crusher which was approved at public

hearing on October 21, 2011. Olson read the application and Town Board's approval. No opinion letters were sent as they own all the property. Photos on file. Roy Halverson representing Flambeau River State Forest – WDNR in attendance. Discussion was held with no audience input. Motion by Voight to approve with condition that owner must maintain compliance with the requirements of NR 135 Nonmetallic Mining Reclamation and Sawyer County Ordinance for Nonmetallic Mining Reclamation. Second by Buckholtz. Findings of Fact: It would not be damaging to the rights of others or property values. It would not destroy prime agricultural lands. Roll call finds Humphreys – yes, Voight – yes, Buckholtz – yes, Nyberg – yes, Bassett - yes. Motion carried.

### **NEW BUSINESS**

Olson reminded the Committee that next month that there will be revisions to the Ordinance, the largest being the Shoreland Ordinance. Discussion was held. Nyberg requests that Pledge of Allegiance be on the agenda for next month. Phil Nies speaks from audience regarding sanctions within Zoning. Linda Zillmer from audience spoke regarding trends in State legislature preempting local control and what that means for organizations in towns and counties. Discussion was held with Corporate Council input regarding Pledge of Allegiance. Phil Nies handed out a Draft of concern regarding quorums, tie votes and scheduling for a later date until majority vote would occur. Discussion was held with Corporate council and Olson input. Linda Zillmer from audience speaks regarding by-laws, audience input, and agendas.

### **ADJOURNMENT**

Motion by Voight to adjourn, second by Nyberg. All in Favor. Motion carried.

Minutes prepared by Kathy Marks – Deputy Zoning & Conservation Administrator.

Audio can be found on our website at: [sawycountygov.org](http://sawycountygov.org); Agendas & Minutes; Zoning.