



Planning, Development & Extension Education Committee
Agenda
Kenosha County Center
Wednesday, September 12, 2018

NOTE: UNDER THE KENOSHA COUNTY BOARD RULES OF PROCEDURE ANY REPORT, RESOLUTION, ORDINANCE OR MOTION APPEARING ON THIS AGENDA MAY BE AMENDED, WITHDRAWN, REMOVED FROM THE TABLE, RECONSIDERED OR RESCINDED IN WHOLE OR IN PART AT THIS OR AT FUTURE MEETINGS. NOTICE OF SUCH MOTIONS TO RECONSIDER OR RESCIND AT FUTURE MEETINGS SHALL BE GIVEN IN ACCORDANCE WITH SECTION 2 C OF THE COUNTY BOARD RULES. FURTHERMORE, ANY MATTER DEEMED BY A MAJORITY OF THE BOARD TO BE GERMANE TO AN AGENDA ITEM MAY BE DISCUSSED AND ACTED UPON DURING THE COURSE OF THIS MEETING AND ANY NEW MATTER NOT GERMANE TO AN AGENDA ITEM MAY BE REFERRED TO THE PROPER COMMITTEE. ANY PERSON WHO DESIRES THE PRIVILEGE OF THE FLOOR PRIOR TO AN AGENDA ITEM BEING DISCUSSED SHOULD REQUEST A COUNTY BOARD SUPERVISOR TO CALL SUCH REQUEST TO THE ATTENTION OF THE BOARD CHAIRMAN

Notice is hereby given that a meeting will be held by the Kenosha County Planning, Development & Extension Education Committee on **Wednesday, September 12, 2018 at 6:00p.m. in Conference Room B followed by a public hearing at 7:00 p.m. in the Public Hearing Room** at the Kenosha County Center, 19600 75th Street, Bristol, Wisconsin on the following requests:

1. **CERTIFICATION OF COMPLIANCE WITH WISCONSIN OPEN MEETINGS LAW**
2. **FEATURE PROGRAM: "YOUTH DEVELOPMENT"**
3. **UW-EXTENSION EDUCATOR/PROGRAM UPDATES**
4. **UW-EXTENSION DIRECTOR UPDATES**

7:00 p.m. - LAND USE ITEMS HEARINGS - KCC PUBLIC HEARING ROOM

5. **TABLED REQUEST - CLEM STEIN III - CERTIFIED SURVEY MAP - BRIGHTON**

Tabled Request of Clem Stein III, 5700 312th Ave. Salem, WI 53168 (Owner), requesting a CSM on Tax Parcel #95-4-219-364-0105 located in the SE & NE ¼ of Section 36, T2N, R19E, Town of Wheatland and on Tax Parcel #30-4-220-313-0255 located in the SW ¼ of Section 31, T2N, R20E, Town of Brighton

Documents:

[0105 - SUBMITTED APP CSM.PDF](#)

6. **REVIEW AND POSSIBLE APPROVAL – RESOLUTION TO ACCEPT DONATION OF A PARCEL IN THE FOX RIVER FLOODPLAIN**

Documents:

[RES FOX RIVER PROPERTY DONATION 09-2018.PDF](#)

7. **REVIEW & POSSIBLE APPROVAL - ORDINANCE - CH 12 KC ZONING ORDINANCE AMENDMENT(S)**

Review and possible approval of ordinance amendment to the text of the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance.

The proposed text change will modify existing section in accordance with statute to reduce the membership of the Board of Adjustments

Documents:

[EXECUTIVE SUMMARY - BOA MBRSHP AMENDMENT.PDF](#)
[RES CH 12 BOA MBRSHP AMENDMENTS.PDF](#)

8. **APPROVAL OF MINUTES**
9. **CITIZEN COMMENTS**
10. **ANY OTHER BUSINESS ALLOWED BY LAW**
11. **ADJOURNMENT**

NOTICE TO PETITIONERS

The petitioners: Clem Stein, III (Owner)

NOTICE TO TOWNS

The Towns of Brighton, Paris, Randall, Somers, and Wheatland are asked to be represented at the hearing on **Wednesday, September 12, 2018, at 7:00 p.m.**, at the Kenosha County Center Public Hearing Room, 19600 75th Street, Bristol, Wisconsin. You are requested to either attend or send in your recommendation to the committee.



January 2013

COUNTY OF KENOSHA

Department of Planning and Development

RECEIVED

JUL 02 2018

Kenosha County
Planning and Development

LAND DIVISION APPLICATION

In order for applications to be processed, all information, drawings, application signatures, and fees required shall be submitted at time of application.

Please check the appropriate box below for the type of application being submitted:

- ☒ Certified Survey Map
- ☐ Subdivision Preliminary Plat
- ☐ Subdivision Final Plat
- ☐ Condominium Plat

Applicant is: ☒ Property Owner ☐ Subdivider ☐ Other _____

Applicant Name: Clem Stein III Date _____

Mailing Address: 5700 - 312th Avenue, Salem, WI 53168 Phone # (312) 371-1155

_____ Phone # _____

Tax Parcel Number(s): 30-4-220-313-0255 and 95-4-219-364-0105

_____ Acreage of Project: 33.602 Acres

Location of Property (including legal description):

Lot 1, CSM 2743 (Document #1721904)

Subdivision/Development Name (if applicable): NA

Existing Zoning: C-1 and A-2 Proposed Zoning: C-1 and A-2

**LAND DIVISION
APPLICATION**

Town Land Use Plan District Designation(s) (if applicable):

Present _____

Proposed _____

Present Use(s) of Property: _____

Proposed Use(s) of Property: _____

The subdivision abuts or adjoins a state trunk highway..... Yes () No (X)

The subdivision will be served by public sewer Yes () No (X)

The subdivision abuts a county trunk highway Yes (X) No ()

The subdivision contains shoreland/floodplain areas Yes (X) No ()

The subdivision lies within the extra-territorial plat (ETP) authority
area of a nearby Village or City Yes (X) No ()

*Applicant is responsible for submitting to the ETP authority any fees and documentation
needed to obtain a recommendation.

REQUIRED SIGNATURE(S) FOR ALL APPLICATIONS:

Property Owner's Signature Date

Property Owner's Signature Date

REQUIRED APPLICABLE SIGNATURES:

Wahl Mader 6-28-18
Applicant's Signature Date

Developer's Signature Date

CERTIFIED SURVEY MAP NO. _____

A RE-DIVISION OF LOT 1 OF CERTIFIED SURVEY MAP No. 2743 BEING PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 2 NORTH, RANGE 19 EAST, IN THE TOWN OF WHEATLAND AND THE SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 20 EAST, IN THE TOWN OF BRIGHTON, ALL IN KENOSHA COUNTY, WISCONSIN

NOTES
Wetland boundary and Zoning lines are scaled from Kenosha County Interactive mapping site.

No filling, excavating or building within the floodplain or wetlands.

A-2 SETBACKS
65' STREET
25' SIDEYARD
50' REARYARD
75' SHOREYARD

LOT 1
Overall:
18.531 Acres
807,194 Sq.Ft.
Wheatland:
16.505 Acres
718,940 Sq.Ft.
Brighton:
2.026 Acres
88,254 Sq.Ft.

LOT 2
Overall:
11.891 Acres
517,955 Sq.Ft.
Wheatland:
9.173 Acres
399,582 Sq.Ft.
Brighton:
2.717 Acres
118,373 Sq.Ft.



SE SECTION 36-2-19 &
SW SECTION 31-2-20



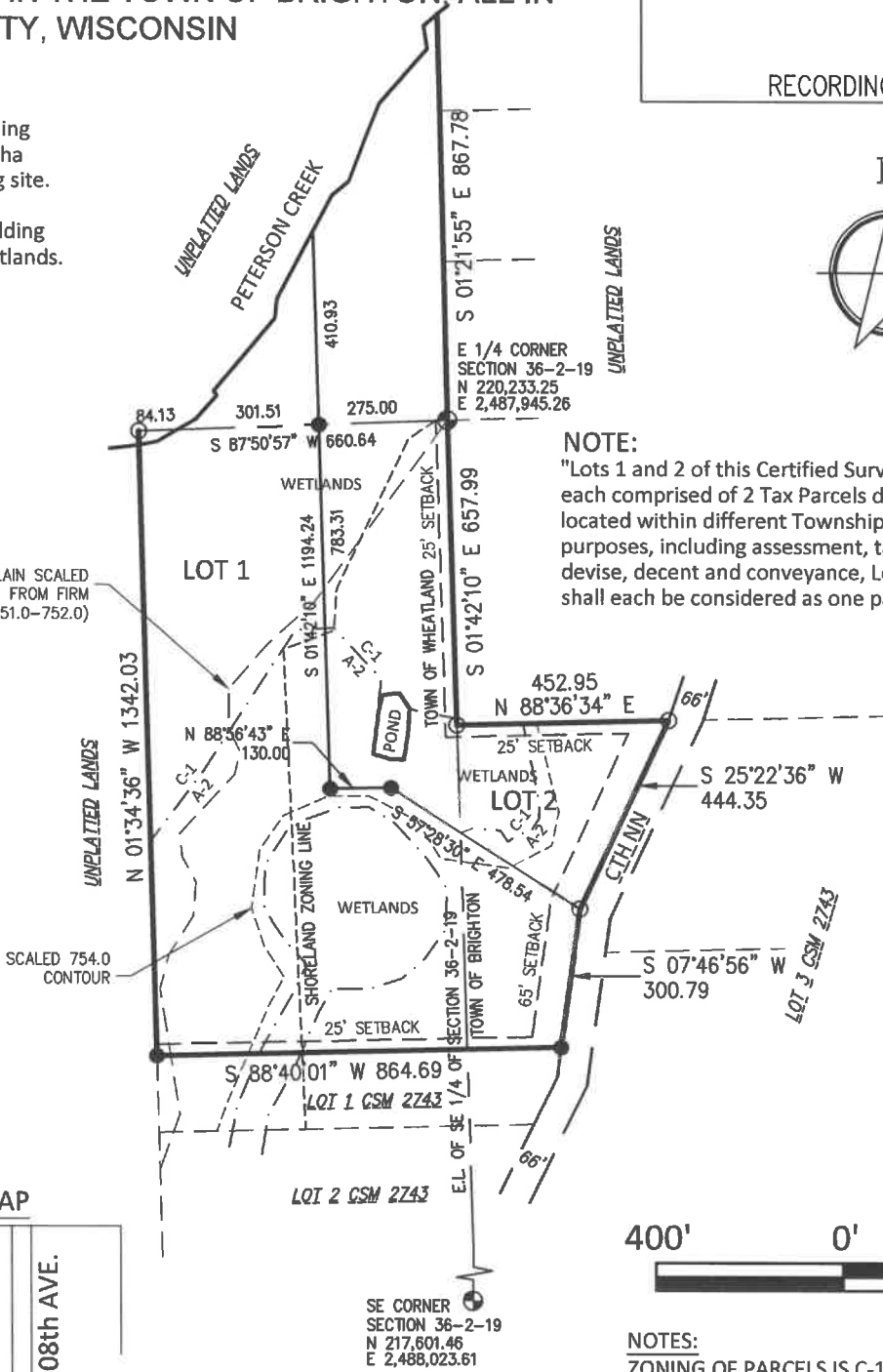
Nielsen Madsen + Barber
CIVIL ENGINEERS AND LAND SURVEYORS
1458 Horizon Blvd. Suite 200, Racine, WI. 53406
Tele: (262)634-5588 Website: www.nmbcs.net

This Instrument was drafted by Mark R. Madsen July 9, 2018

RECORDING DATA



NOTE:
"Lots 1 and 2 of this Certified Survey Map are each comprised of 2 Tax Parcels due to being located within different Townships. For all purposes, including assessment, taxation, devise, decent and conveyance, Lots 1 and 2 shall each be considered as one parcel".



NOTES:
ZONING OF PARCELS IS C-1 & A-2

OWNER/LAND SPLITTER: CLEM STEIN III
ADDRESS: 5700 312th AVENUE
SALEM, WI. 53168

ALL ELEVATIONS REFER TO NATIONAL GEODETIC DATUM OF 1929.

BEARINGS BASE: GRID NORTH, WISCONSIN COORDINATE SYSTEM, SOUTH ZONE.
BASED UPON NAD 1927. THE EAST LINE OF SE 1/4 OF SECTION 36-2-19 IS ASSUMED TO BEAR S 01°42'10" E.

LEGEND:
○ 1" O.D. IRON PIPE FOUND
● 5/8" O.D.x18" REBAR - 1.68LBS/LIN FT. SET
⊕ KENOSHA COUNTY MONUMENT

2018.0049.01.DWG
SHEET 1 OF 3 SHEETS

CERTIFIED SURVEY MAP NO. _____

A RE-DIVISION OF LOT 1 OF CERTIFIED SURVEY MAP No. 2743 BEING PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 36, TOWNSHIP 2 NORTH, RANGE 19 EAST, IN THE TOWN OF WHEATLAND AND THE SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 20 EAST, IN THE TOWN OF BRIGHTON, ALL IN KENOSHA COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

I, Mark R. Madsen, hereby certify: That I have prepared this Certified Survey Map at the direction of the Owner; THAT such Map is a correct representation of the exterior boundaries of the land surveyed and are described as: All that part of Lot 1 of Certified Survey Map No. 2743, recorded in the office of the Kenosha County register of deeds as Document No. 1721904, being part of the Southeast 1/4 of the Northeast 1/4 and part of the Northeast 1/4 of the Southeast 1/4 of Section 36, Township 2 North, Range 19 East, Town of Wheatland and part of the Northwest 1/4 of the Southwest 1/4 of Section 31, Township 2 North, Range 20 East, Town of Brighton, all in Kenosha County, Wisconsin, described as follows: Begin at the East 1/4 corner of said Section 36; run thence S01°42'10"E 657.99 feet along the East line of the Southeast 1/4 of said Section 36 and the Easterly line of said Lot 1 to the Northerly line of said Lot 1; thence N88°36'34"E 452.95 feet along said Northerly line to the West right-of-way of County Trunk Highway NN (CTH NN); thence S25°22'36"W 444.35 feet along said West right-of-way; thence S07°46'56"W 300.79 feet along said West right-of-way; thence S88°40'01"W 864.69 feet to the West line of said Lot 1; thence N01°34'36"W 1342.03 feet along said West line; thence N87°50'57"E 84.13 feet more or less to center of Peterson Creek; thence Northeasterly along the center of said creek until said creek intersects the East line of the Northeast 1/4 of said Section 36 and the East line of said Lot 1; thence S01°21'55"E 867.78 feet more or less along said East line to the East 1/4 corner of said Section 36 and the point of beginning. Containing 30.422 acres.

THAT I have fully complied with the provisions of Chapter 236.34 of the Wisconsin Statutes and the Code of General Ordinances for the Town of Wheatland and the Town of Brighton. THAT such map is a true representation of all exterior boundaries of the land surveyed and the land division thereof made;

July 9, 2018



Mark R. Madsen, P.E., P.L.S. (S-2271)
Nielsen Madsen & Barber, S.C.
1458 Horizon Blvd. Suite 200
Racine, WI 53406
(262) 634-5588



OWNERS' CERTIFICATE

As owner I hereby certify that I have caused the lands described on this map to be surveyed, divided, mapped and dedicated as represented on this Certified Survey Map. I also do further certify that this Certified Survey Map is required by s 236.10 or 236.12 to be submitted to the the following for approval or objection: Town of Wheatland, Town of Brighton and Kenosha County.

IN WITNESS WHEREOF the said Clem Stein III has caused these presents to be signed as Owner at _____ Wisconsin on this _____ day of _____ 2018.

Clem Stein III
5700 312th Avenue
Salem, WI 53168



Nielsen Madsen + Barber

CIVIL ENGINEERS AND LAND SURVEYORS

1458 Horizon Blvd. Suite 200, Racine, WI. 53406
Tele: (262)634-5588 Website: www.nmbisc.net

This Instrument was drafted by Mark R. Madsen July 9, 2018

2018.0049.01.DWG
SHEET 2 OF 3 SHEETS

CERTIFIED SURVEY MAP NO. _____

A RE-DIVISION OF LOT 1 OF CERTIFIED SURVEY MAP No. 2743 BEING PART OF THE
SOUTHEAST 1/4 OF THE NORTHEAST 1/4 AND THE NORTHEAST 1/4 OF THE SOUTHEAST
1/4 OF SECTION 36, TOWNSHIP 2 NORTH, RANGE 19 EAST, IN THE TOWN OF WHEATLAND
AND THE SOUTHWEST 1/4 AND NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION
31, TOWNSHIP 2 NORTH, RANGE 20 EAST, IN THE TOWN OF BRIGHTON, ALL IN KENOSHA
COUNTY, WISCONSIN

STATE OF WISCONSIN)
COUNTY OF _____)

Personally came before me this _____ day of _____, 2018, Clem Stein, III, to me known to be
the person who executed the foregoing instrument, and acknowledged that they executed the foregoing.

Notary Public, _____
My commission expires: _____

TOWN OF WHEATLAND APPROVAL

APPROVED: By Resolution of the Wheatland Town Board this _____ day of _____, 2018.

Willaim Glembocki, Chairperson

Sheila Siegler, Clerk

KENOSHA COUNTY APPROVAL

This Certified Survey Map was hereby approved by the Kenosha County Planning, Development on this _____
day of _____, 2018.

Andy Buehler, Director of Planning & Development



Nielsen Madsen + Barber
CIVIL ENGINEERS AND LAND SURVEYORS
1458 Horizon Blvd. Suite 200, Racine, WI. 53406
Tele: (262)634-5588 Website: www.nmbssc.net

KENOSHA COUNTY

BOARD OF SUPERVISORS

RESOLUTION NO.

Subject: RESOLUTION TO ACCEPT DONATION OF A PARCEL IN THE FOX RIVER FLOODPLAIN	
Original <input checked="" type="checkbox"/> Corrected <input type="checkbox"/> 2nd Correction <input type="checkbox"/> Resubmitted <input type="checkbox"/>	
Date Submitted:	Date Resubmitted:
Submitted By: Planning, Development & Extension Education Committee and Finance/Administration Committee	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared By: John F. Moyer Senior Assistant Corporation Counsel	Signature:

WHEREAS, Kenosha County had used grant funding in the past to acquire property located in the Fox River Floodplain; and

WHEREAS, more than one hundred (100) residences/parcels have been acquired through this program at no cost to the County until the grant funding ended; and

WHEREAS, Kenosha County would like to continue to acquire property located in the floodplain to protect the natural resources as well as human life and property investments; and

WHEREAS, property owner Merrilee Palermo has expressed a willingness to donate her parcel (70-4-120-073-0545) located in the Fox River floodplain/wetland area; and

WHEREAS, this property consists of a vacant lot located in the floodplain/wetland area with no delinquent taxes owed and no evidence of any type of contamination or activity on the land which would negatively affect the donation (a description of the property is attached hereto); and

WHEREAS, it would be necessary for Kenosha County to cover all necessary closing costs associated with this transaction but such cost would be minimal and not expected to exceed \$1,100; and

WHEREAS, Kenosha County believes it would be in the Public's best interest to acquire the property and cover all costs associated with acquiring said property.

NOW, THEREFORE, BE IT RESOLVED that the Kenosha County Board of Supervisors hereby authorizes and approves the acceptance of this land donation of parcel 70-4-120-073-0545 located in the Fox River floodplain/wetland area in Kenosha County;

BE IT FURTHER RESOLVED that the Kenosha County Board of Supervisors hereby authorizes an amount not to exceed \$1,100 to be funded and used to pay all costs associated with acquiring this property; and

Resolution - Fox River Floodplain Donation Page 2

THEREFORE BE IT FURTHER RESOLVED, that the Kenosha County Executive and County Clerk are hereby authorized to execute the appropriate documents in order to execute this transaction in accordance with State law.

Dated at Kenosha County, Wisconsin, this _____ day of _____ 2018.

Respectfully submitted by:

PLANNING DEV/EEC COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>
_____ Erin Decker, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Mike Skalitzky, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Mark Nordigian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ John Poole	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Zach Rodriguez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FINANCE/ADMINISTRATION COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>
_____ Terry Rose, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Ron Frederick, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Jeffrey Gentz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Michael Goebel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ John O'Day	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Edward Kubicki	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Jeff Wamboldt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Kenosha County
Administrative Proposal Form**

1. Proposal Overview

Division: Planning and
Development

Department: Public Works

Proposal Summary (attach explanation and required documents):

Provide funding for the cost of acquiring a property consisting of one lot in the Fox River floodplain. Specifically, this property's owner is interested in donating their property to Kenosha County. It is estimated the closing costs and related expenditures associated with acquiring this property will be approximately \$1,000 total. There is authority to accept this donation and available funds as per the attachments.

Dept./Division Head Signature: 

Date: 8/28/18

2. Department Head Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Department Head Signature: 

Date: 8-29-18

3. Finance Division Review

Comments:

Recommendation: Approval ☒ Non-Approval ☐

Finance Signature: 

Date: 8/29/18

4. County Executive Review

Comments:

Action: Approval ☒ Non-Approval ☐

Executive Signature: 

Date: 8/29/19

KENOSHA COUNTY

Application for Lot Donation to Kenosha County

I/We offer to donate to Kenosha County the following lot(s) described below.

Legal Description*			
Parcel ID	Section	Block	Lot
70-4-120-073-0545	7	? -	10
66-4-120-073-0545			

(*Legal Description is the short legal identification on the Kenosha County Property Appraiser's Data Sheet)

The following information must be provided to Kenosha County with this application.

- A copy of the original deed to the property.
- A copy of any documents reflecting changes to the Grantees under the deed resulting from, but not limited to, death, divorce, or incompetence.

By signing this application, you acknowledge that you understand and agree to the following:

- That your offer to donate the lot(s) does not guarantee, in and of itself, that the lot(s) will be accepted by Kenosha County.
- That all ad valorem taxes, and all other outstanding assessments and liens against the property must be paid as of the date of closing.
- That, if your offer to donate the lot(s) is/are accepted by the County, the donation may qualify as a charitable contribution under U.S. Internal Revenue Service rules and regulations and that Kenosha County cannot advise you with regard to those regulations.
- That it is your responsibility to contact your local Internal Revenue Service office prior to the transfer of the property to Kenosha County to determine if this particular lot donation qualifies as a Charitable Contribution under Internal Revenue Service rules and regulations and how they apply to your particular situation.

Name and Telephone Number
(Please Print)

Signature

Date

MERRILEE PALERMO

Merrilee J. Palermo

3/11/18

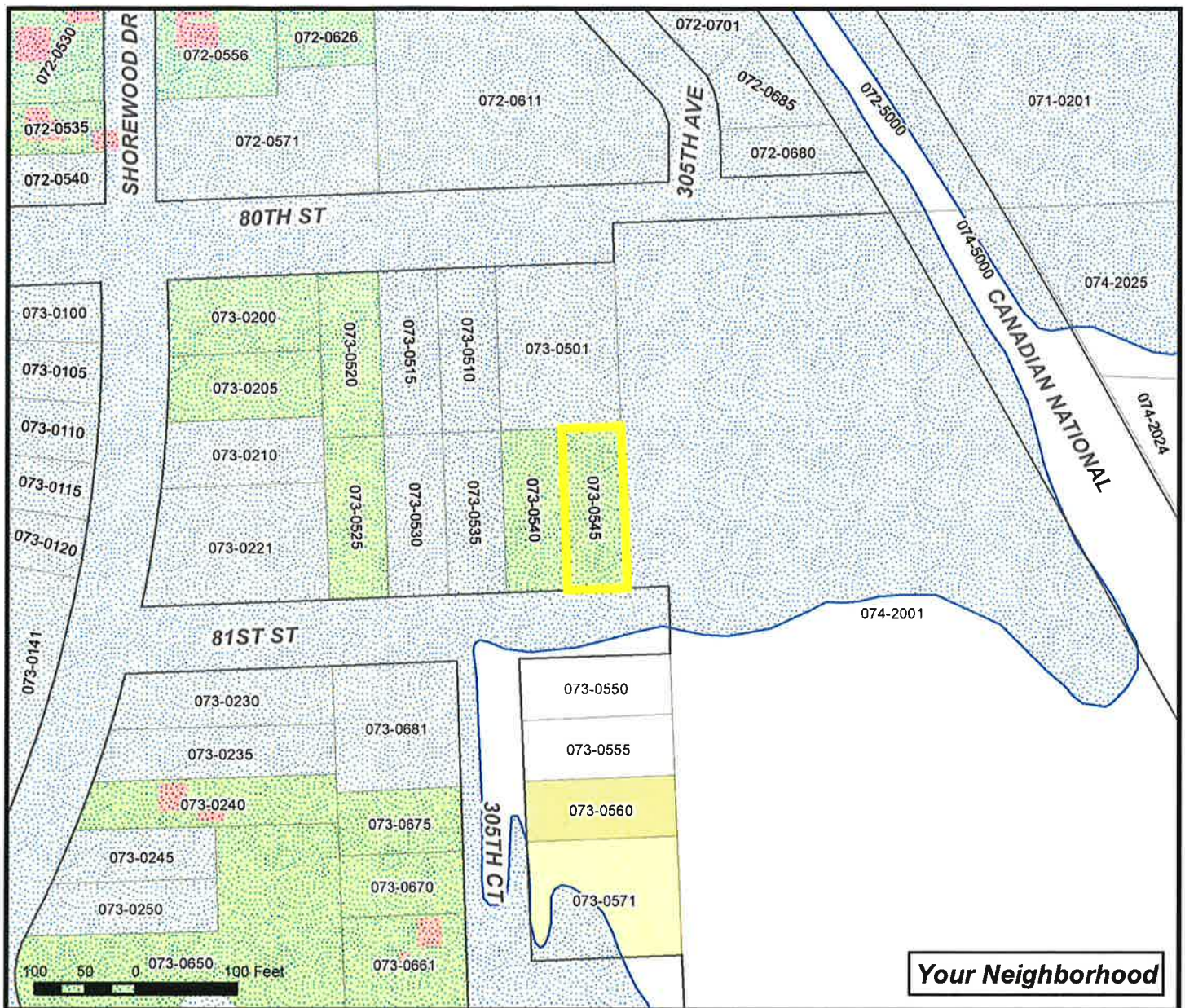
(MRS. JOSEPH PALERMO)

(512) 255-4974

Please return this signed application and accompanying documents to:

Teri A. Jacobson – County Treasurer
Kenosha County Administrative Building
1010 – 56th Street
Kenosha, WI, 53140

Telephone: (262) 653-2542 Fax: (262) 653-2564

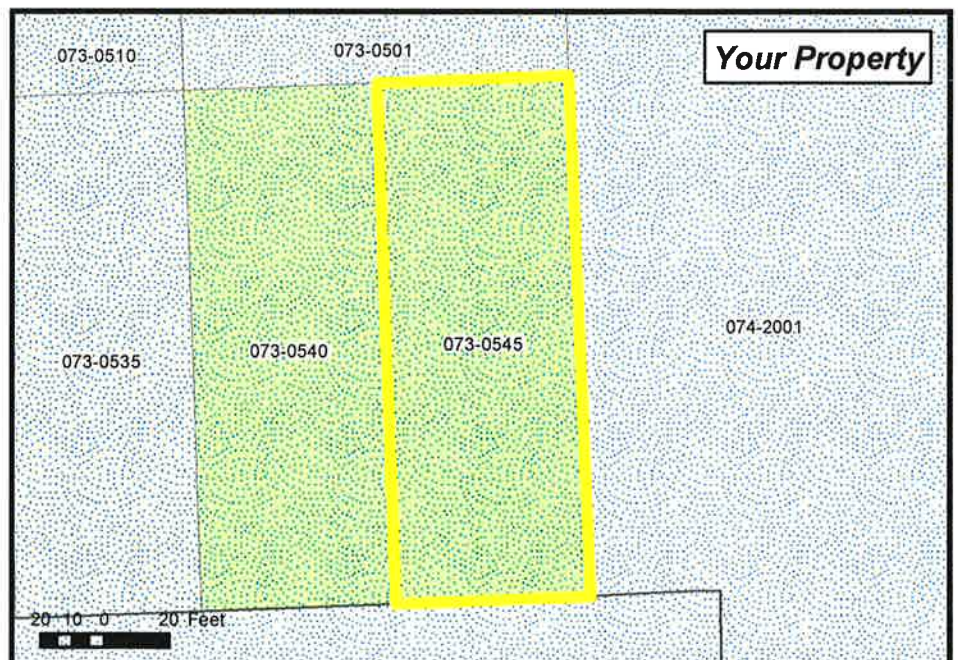


**Location of Tax Parcel ID
 70-4-120-073-0545
 in relation to the
 FOX RIVER FLOODPLAIN**

- YOUR PROPERTY/PARCEL
- FLOODPLAIN
- WATER BODY
- EXISTING STRUCTURE IN OR NEAR FLOODPLAIN
- PRIVATELY OWNED PROPERTY
- COUNTY OWNED PROPERTY
- MUNICIPAL OWNED PROPERTY



Kenosha County
Dept of Planning and Development
Last Revised: February 2018



DISCLAIMER: This map is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, data and information located in various state, county and municipal offices and other sources affecting the area shown and is to be used for reference purposes only. Kenosha County is not responsible for any inaccuracies herein contained. If discrepancies are found, please contact Kenosha County.

Date Printed: 6/27/2018

Lot 10 of the First Addition to Fox River Dells, a subdivision of Government Lot 3, which lies within the Northeast Quarter of the Southwest Fractional Quarter of Section Number 7, Town 1 North, Range 20 East of the Fourth Principal Meridian, in the Village of Salem Lakes, County of Kenosha, State of Wisconsin.

EXECUTIVE SUMMARY

Wisconsin State Statute 59.694 sets forth minimum requirements regarding the size of Board of Adjustments and residency requirement for its membership.

Wis. Stat. 59.694(2)(a) states that in counties with a population of less than 500,000, the board of adjustment shall consist of not more than 5 members as determined by resolution of the county board. Stat. 59.694(2)(c) goes on to state that the members of the board of adjustment, including alternate members, shall all reside within the county and outside of the limits of incorporated cities and villages; provided, however, that no 2 members shall reside in the same town.

The Kenosha County Board of Adjustments historically has consisted of five members. Since 2014 we have been unable to fill all five seats.

Prior to 2009 there were seven unincorporated townships within Kenosha County.

In 2009 Bristol Township incorporated a portion of their township to village status and shortly thereafter annexed the remaining township lands into the village. These two actions eliminated the entirety of Bristol Township, thus eliminating one township from the potential personnel pool.

In 2015 the Town of Somers incorporated a portion of their township to village status and shortly thereafter annexed the majority of the remaining township lands into the village, leaving only a small area to remain in the township. These actions forced the Board's Chairperson into retirement.

In 2017 the Town of Salem and the Village of Silver Lake merged into village status. This action eliminated the entirety of Salem Township, forcing another Board member into retirement.

As is currently stands, there are five unincorporated townships within Kenosha County. One of which, the Town of Somers, is substantially small in terms of area/population and will cease to exist in 2035 when the City of Kenosha/Town of Somers Cooperative Plan expires. This is also the one township not represented on The Board of Adjustments.

With a reduced number of unincorporated townships from which to fill seats, compounded by the fact that without full Board, there are no alternates to make use of in the event of an absence, reducing the Board of Adjustments from 5 members and 2 alternates to 3 members and 2 alternates is a change that makes sense given the math of our political geography.

Adoption of this text amendment will allow the Kenosha County Board of Adjustments to conduct business with a full Board membership, make use of alternates in the event of absences and reduce the chances that a meeting which is only held once a month would need to be cancelled due to failure to reach a quorum.

Kenosha



County

BOARD OF SUPERVISORS

ORDINANCE NO. _____

Subject: Proposed amendment to the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance in accordance with Section 59.694(2) (a) of the Wisconsin State Statutes to reduce the membership of the Board of Adjustments			
Original <input type="checkbox"/>	Corrected <input type="checkbox"/>	2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: September 18, 2018		Date Resubmitted:	
Submitted By: Planning, Development & Extension Education Committee			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Andy M Buehler, Director Division of Planning Operations		Signature:	

WHEREAS, Kenosha County proposes to amend Chapter 12 Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance to change the language regarding Board Membership and Origination of the Kenosha County Board of Adjustments; and,

WHEREAS, the Kenosha County Planning, Development and Extension Education Committee held a public hearing on the request on September 12, 2018, and recommended approval of the request.

NOW, THEREFORE BE IT RESOLVED that pursuant to the authority granted by Sections 59.69 and 59.594(2)(a) of the Wisconsin State Statutes, the Kenosha County Board of Supervisors does hereby ordain that Chapter 12 of the Municipal Code of Kenosha County entitled "Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance" be and hereby is changed by the following additions, deletions and amendments and is amended to read as set forth in the attached Exhibit A, pertaining to text changes to Sections 12.36-3.

Approved by:

PLANNING, DEVELOPMENT
& EXTENSION EDUCATION
COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
_____ Erin Decker, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Michael Skalitzky, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ John Poole	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Mark Nordigan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Zach Rodriguez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

EXHIBIT "A"

~~Strikethrough~~ = Text Removed

Green Font = New Text

Proposed amendments to the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinance in accordance with Section 59.694 (2)(a) of the Wisconsin State Statutes, in order to amend ordinance language relative to the number of Board of Adjustment members.

LIST OF AMENDED SECTIONS

12.36-3 BOARD MEMBERSHIP AND ORGANIZATION

- (a) The Board of Adjustments shall consist of ~~five~~three members and two (2) alternates appointed by the county executive and approved by the county board of supervisors. The county executive shall make his nominations at least one month prior to their appointment. The incumbent member of the Board of Adjustments whose term of office has expired shall remain in office only until such time as permitted by state statute.
- (b) Terms for board members shall be for a period of three (3) years. Incumbent members shall continue to serve until their terms expire. The county executive shall annually designate one of the alternate members as the 1st alternate and the other the 2nd alternate. The first alternate shall act, with full power, only when a member of the board of adjustment refused to vote because of a conflict of interest or when a member is absent. The 2nd alternate shall act only when the first alternate refuses to vote because of a conflict of interest or is absent, or if more than one member of the board of adjustment refuses to vote because of a conflict of interest or is absent.
- (c) Members of the Board of Adjustment shall be eligible for such position only in the event that they reside within the County of Kenosha and outside the limits of incorporated areas providing, however, that no two members shall reside in the same town. In making appointments to the Board of Adjustments, the county executive and the county board of supervisors shall attempt to make appointments to the Board of Adjustments of individuals having a background in land use planning, geography, urban affairs, or such other prior experience in related areas whenever feasible. Prior membership on the Board of Adjustments or on a Town Planning Commission shall constitute prior experience. Attempts should be made to insure that individuals appointed to the Board of Adjustments have no conflict of interest with said appointment.
- (d) The Board of Adjustments shall choose its own chairman every year.
- (e) Office room shall be provided by the County Board and the actual and necessary expenses incurred by the Board of Adjustments in the performance of its duties shall be paid and allowed as in cases of other claims against the county. The County Board may likewise compensate the members of said Board and such assistants as may be authorized by said County Board. Vacancies shall be filled for the unexpired term of any member whose seat becomes vacant in the same manner as appointments for a full term.
- (f) Official oaths shall be taken by all members in accordance with section 19.01 of the Wisconsin Statutes within ten (10) days of receiving notice of their appointments. The Department of Planning and Development shall be represented at all meetings for the purpose of providing technical assistance when requested by the Board of Adjustments.