

**TOWN & COUNTY ZONING**  
**ZA Report Dated 2-14-12**  
**1-9-12 to 2-13-12**

**I. Permit Applications Approved and Issued:**

<u>Name</u>	<u>Date Received</u>	<u>Date Issued</u>	<u>Type/Address</u>
None			

**Certified Survey Maps**

<u>Name</u>	<u>TPC approve/deny</u>	<u>TB approve/deny</u>	<u>Address</u>
Osterbauer, Morris	ongoing (preliminary)		South Shore Drive Proposal to reconfigure 2 parcels
Northern States Bank/Brenna/Michael		2-2-12 (preliminary)	Snowplace Lane Proposal to join three nonconforming lots Into 2 conforming lots

**II. Permit Applications in Progress:**

<u>Name</u>	<u>Date Received</u>	<u>Project/ Address</u>
<b>MIYC</b>	11-20-07	CUP – Warehouse/Boat Storage Fire # 633 Main St (CUP not yet issued due to sanitary not in order.)
<b>Geiser, Barb (7 Hearts)</b>	7-25-08	Add/Alter (deck on bunkhouse) 1454 North Shore Road (Still have not heard from John on this app as of 5-10-11)
<b>Slater/McCue+</b>	1-20-11	SFD 1268 Big Bay Road (waiting for shoreland restoration plan per DNR requirements. Per L. Hildebrandt the applicant has two choices, either submit a restoration plan or choose not to disturb the existing buffer – no mow etc. Slater has communicated to L. Hildebrandt that they will make their decision in the spring of 2012 when they want to build.)
<b>Carlson, Todd</b>	5-27-11	4 plex No fire # (next to Hartzell 4 plexes) (waiting for fire # and drive extension fees)
<b>Heinrich</b>		Travel Trailer/Road access Fire # Mondamin

(can't issue until legal lot 2 from Cone CSM is recorded in property owner's name, per Bill Metzinger. Notified property owner and it is being done. Have not heard from property owner about the updated deeds as of 2-13-12)

**Weiner, Sara**

Single Family Dwelling  
Oak Lane

(Needs sanitary reconnect permit – waiting for application and plumber inspection report. Will prompt owner for reconnect requirements)

**HRA Investors (Alton)**

Road Access x 2  
Corner of Benjamin and North Shore

(wetlands – forwarded pics to John Spangberg. John called and left message that a delineation will be required. Have to speak with John before communicating this to the applicant. Communication with the DNR has been difficult with John's retirement. )

**III. Permit Applications Denied/Revoked:**

<b>Name</b>	<b>Date Applied</b>	<b>Date Denied</b>	<b>Type/Address</b>
none			

**IV. Violations**

<b>Name</b>	<b>Violation</b>	<b>Order</b>
<b>Northern States Bank</b>	Previously Jim Ryder property. House setback encroachment. Preliminary CSM to correct the violation approved by TPC at 2-2-12 meeting	
<b>Northern States Bank</b>	Previously Liz Ryder property. Pole Barn setback encroachment. Preliminary CSM to correct violation approved by TPC 2-2-12	

**V. Land Use Permit – No Permit Required:**

<b>Name</b>	<b>Project/ Address</b>
None	

**VI. Correspondences: Letters/MEMO to**

<b>Name</b>	<b>Date</b>	<b>Re</b>
MEMO/TB	1-25-12	Intermunicipal Agreement/Maternity Leave
Property owners w/in 300 ft of Craftivity Inc	2-7-12	Notice of TPC recommendation
Objectors of Record	2-7-12	Notice of TPC recommendation re Craftivity CUP Application
Craftivity Inc/Meech	2-7-12	Notice of TPC recommendation re Craftivity CUP Application
MEMO/TB & TPC	2-8-12	Notice of TPC recommendation re Craftivity CUP Application – forward corresponding records
MEMO/TPC	2-13-12	RMM meeting moved to 2-13-12

## **VII. Complaints**

<b>Name</b>	<b>Date</b>	<b>Regarding</b>
None filed in within the time parameters of this report. However I am investigating the Paul Brummer complaint filed 8-31-11 in regard to an alleged wedding reception and parking violation at Craftivity, Inc - 978 Middle Road.		

## **X. New Business**

Although my report does not reflect it the past month has been busy. Much time has been spent on Craftivity's CUP application. Procedurally, CUPs are a lot of work for the administrative and clerical staff. The reason I offered the TB a transcript of the 2-2-12 Craftivity CUP agenda was because I feel the route to a decision can be as important as the decision itself. Minutes capture much of the information but not everything. Also, the minutes are in draft form. As such the TPC has not had a chance to review them or make corrections they might feel necessary. I have one comment to make about Keith Sowl's letter distributed to you on 2-13-12. The TPC did not make their decision based on a personality or a personal grievance. The TPC based their decision on Ordinance Standards of Approval, which is overwhelmingly evident in the transcript. Any Member of the community may have a different opinion than Members of the TPC, and that is everyone's right. It is, however, unnecessary to accuse Members of the TPC of not doing their job. On that point I wholly, completely, and respectfully disagree. As Zoning Administrator I stand by the process by which the TPC arrived at their decision.

It seems every time I want to refer someone to the Town's zoning page on the website for documents and information, the information has disappeared from the site. This is by no means Patty's fault. Much happens on the website that is out of her control. One day I will go on the site to look for the zoning ordinance and it's there, but the next day it is gone. One day I went to the website and everything on the zoning page was gone, even the archived information. Nothing was available to the public. It seems to me the current situation with the web company needs to be fixed. The time it takes Patty to correct the web company's foibles is her valuable time wasted. Also, and this may not be at all possible, it would be nice to be able to put information on the website when Patty is out of Town. For example, it would have been nice to post the TPC recommendation to the TB concerning Craftivity Inc CUP application for interested parties beyond Zoning Ordinance requirements. I have no idea if there is any chance a department can be responsible for information on their page but it's just an idea.

The revised Zoning Ordinance will be on the February 16, 2012 County Board meeting agenda. County Board Member Starck reported to the TPC at their 2-2-12 meeting that chances are quite likely it will be approved. On their next agenda the TPC will already have issues from property owners that have been waiting for the revised Ordinance.

Larry Hildebrandt called me yesterday and updated me on a few items. First, his Assistant Zoning Administrator, Lindsay Hogfeldt, has resigned for a new job. She is an incredibly gifted and nice person and I hope her new endeavor is a good fit for her and her family. There is no word as of yet regarding filling the position or what the County might do with the vacancy. Also with County Zoning, there are a few text changes that

are going into effect. First, porta-potties will be an approved long term non-plumbing device, along with a privy and composting toilet. The Town's revised Zoning Ordinance is more restrictive than the County's proposed language. When drafting the language the Town Plan Commission was required to follow current County plumbing requirements. If the Town would like to allow porta-potties as permanent non-plumbing devices we can start a list of amendments that need to be made – it's too late for changes now. Hopefully the MSD will chime in since it was their past position that porta-potties clogged their treatment facility. I don't know if this changed with the upgrade. Also, privy Maintenance Agreements will not have to be recorded at the Register of Deeds. This greatly streamlines the process of approving a privy, especially on the Island where the County Courthouse is not that convenient. Shoreland setback requirements are also 10 ft on both sides rather than an aggregate 40 – 10. The Town is more restrictive so it does not affect us.

Perhaps it's the warm weather but it seems property owners are preparing for the tourist season a little bit earlier this year. Many calls about rentals and new opportunity for rentals with the new ordinance as well.

#### **XI. Old Business**

Margaretta is seriously putting a dent in the old files to be entered in our database and the basement files are nicely organized. Thanks Margaretta.