

**TOWN & COUNTY ZONING**  
**ZA Report Dated 9-11-12**  
**8-11-12 to 9-7-12**

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

<u>Name</u>	<u>Date Received</u>	<u>Date Issued</u>	<u>Type/Address</u>
<b>Ryder, Benjamin+</b>	8-6-12	8-13-12	Change of Use/ Addition/Alteration 2427 Spirit Lane

(After the fact permit. Double fees paid. Approved per TPC interpretation the accessory dwelling meets size restriction. Sanitary reconnect issued.)

<b>Martin, Nancy Trustee</b>	7-26-12	8-14-12	Rental of Principal Dwelling 400 Woods Edge Trail
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<b>Gitchee Gume AZ, LLC</b>	8-20-12	8-21-12	Drive Extension/ LDA No Fire # Hagen Road
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(This property is set to be subdivided so I did not require a fire # be issued at this time. The fire # will be applied for and issued when the new parcels (combining 3 into 2) are approved. The property owners will then apply for building permits for structures. Wetland fill required in this location – delineation done and permits issued from Army Corps and DNR 2011. )

<b>Karwoski, Glenn</b>	8-17-12	8-27-12	Addition (deck) 1179 Middle Road
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(After the fact permit. Double fees pd.)

<b>Town of La Pointe+</b>	8-30-12	9-4-12	Accessory 2305 Town Park Circle
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(Wood shed. Only Ashland County permit issued. TB exempt from Town Land Use Permit per 2011 TB motion.)

<b>Town of La Pointe</b>	8-30-12	9-4-12	Accessory 2305 Town Park Circle
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(Picnic shelter. Only Ashland County Permit issued. TB exempt from Town Land Use Permit per 2011 TB motion.)

<b>Patterson, Gwenn, James, Judi</b>	9-6-12	9-7-12	Move Structure/ Long Term Camping Unit
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**Certified Survey Maps**

<u>Name</u>	<u>TPC approve/deny</u>	<u>TB approve/deny</u>	<u>Address</u>
<b>Ashland Co Housing Auth</b>	Approved by TPC & TB		Voyageur Lane Block 5

**Erickson, Evan**

Approved by TPC & TB

304 Big Bay/Voyageur  
Divide 1 parcel into 4

**II. Permit Applications in Progress:**

<b>Name</b>	<b>Date Received</b>	<b>Project/ Address</b>
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<b>MIYC</b>	11-20-07	CUP – Warehouse/Boat Storage Fire # 633 Main St
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(CUP not yet issued due to sanitary not in order.)

<b>Slater/McCue+</b>	1-20-11	SFD 1268 Big Bay Road
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(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.)

**Weiner, Sara**

Single Family Dwelling  
Oak Lane

(Needs sanitary reconnect permit – waiting for application and plumber inspection report.)

<b>LaDuke, Winona+++</b>	4-28-12 (incomplete)	Land Disturbing Activity, Accessory (x2), Long Term Camping Unit
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(rec'd copy of letter from Alyssa Core; WDNR, stating the application for wetland fill is incomplete and would be returned to Ms. LaDuke in (30) days unless completed. Permits are no closer to being issued now that earlier this summer. Have not heard from Ms. LaDuke recently. There appears to be a structure of some sort on the property. OHWM determination not submitted by Ms. LaDuke – I'm unable to make the determination due to obstacles (deep wetlands) and lack of equipment. Ms. LaDuke was informed of this.)

<b>Town of La Pointe</b>	n/a	Commercial Building, Privy (x2) Big Bay Town Park
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(Land Use Permits not applicable per TB decision. I am waiting to do an inspection with Keith who reports the placement of 1 of 2 of the structures may change as may the daily wastewater flow calculations for the holding tanks. County fees incomplete – sanitary fee needs to be pd. I understand one of the privies may be changed to a holding tank so a new application will need to be submitted with additional fees.)

<b>Hansen, James/Larson, Renee</b>	8-20-12	Move Structure/ Accessory 3418 Big Bay Road
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(From inspection neither structure appear to meet setbacks. I have to call Mr. Hansen and see if we can figure a solution.)

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

<b>Name</b>	<b>Date Applied</b>	<b>Date Denied</b>	<b>Type/Address</b>
Ryder, Benjamin	na	na	Rental of Principal Dwelling 2427 Spirit Lane

(Revoked by Order of the TB)

**IV. Violations**

<b>Name</b>	<b>Violation</b>	<b>Order</b>
<b>Ed Kale</b>	Addition and Accessory without a permit at 690 Main St.	Order for Correction issued by ZA for the addition with approval from the TB. Certified letter returned unclaimed 9-7-12.
<b>Benjamin Ryder</b>	Rental without a permit at 2427 Spirit Lane. Also complaints filed with Police Dept re: double booking and non-refund of deposit to rental parties. Violations with Health Dept per Ken Tuckwell re: nonpayment of water testing fee and use of illegal hot tub for guests. Tuckwell bringing violation to District Attorney if not abated. Rental Permit Revoked by Order of the TB for not having required Health Dept license. Certified letter sent 8-30-12.	
<b>Craftivity, Inc. aka Madeline Island School of the Arts</b>	Rental of the Farmhouse without a permit at 978 Middle Road.	Order for Correction issued by the Town Board to submit completed permit application. Certified letter sent 9-4-12 requiring a completed application by 4 pm 9-7-12.
<b>HRA Investors, Inc</b>	Land Disturbing Activity without a permit.	Stop Work Orders issued by ZA with TB approval. Certified letter sent. Email from agent stated they will be submitting the application. DNR & Army Corps inspected the site and confirmed wetland impacts.
<b>Tibble, William</b>	Hippophile Farm has expanded beyond the nonconforming home occupation permit issued in 2001 and requires a Home Business Conditional Use Permit, per TPC.	Tibble Appeal filed 8-23-12.

**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>
Meech, Charles	8-8	ZA response to 8-7-12 Meech letter.
Woods, Thomas	8-12	Application for addition/alteration incomplete
MEMO – TPC	8-14	Patterson camping unit/structure – request for TPC interpretation
Marvin, Sanders	8-15	Rental on VRBO does not have a Rental or Accommodations Tax permit
HRA Investors	8-16	LDA violation – appeal period expired, next step is Court
Marvin, Sanders	8-16	VRBO advertises 5 bedrooms in the house – Holding tank undersized – approved for 3 bedrooms
Ryder, Benjamin	8-20	Rental violation – no fees pd for 2012 season
Nelson, Charles R.	8-20	acknowledging receipt of Complaint against Middle Road Literary Arts Society property
Middle Rd Literary...	8-20	Complaint filed against your property
MEMO – TPC/TB	8-20	procedure - inspection
Board of Appeals	8-24	Tibble appeal – ZA cover letter and Tibble application
MEMO – TB	8-26	Request to Revoke by Order Ben Ryder rental permit
MEMO – TB	8-26	Request for Orders for Correction – Craftivity, Inc rental permit
MEMO – TPC	8-29	ZA request for interpretation – does Robert Kron’s camping unit and deck require a permit?
MEMO – TPC	8-29	ZA request for interpretation – does deck add/alter need a permit?
Hartzell, Robert	8-29	Have not received permit applications for y rentals
Ryder, Benjamin	8-30	Your rental permit is revoked by order of TB. Get your license from the health dept and re-apply.
Patterson, Gwenn	8-30	Notice of TPC interpretation
Bell Street Properties	8-30	Use of motel for employee housing requires CUP – Have not yet received application
BOA – Paul Brummer	8-31	Response to information request and questions
Craftivity, Inc.	9-4	Order for Correction – submit a completed rental Permit application
Craftivity, Inc	9-4	Same as above, date correction. I personally paid The certified fee for the error.
MEMO – TPC	9-4	ZCA job description – added responsibilities
MEMO – TPC/TB	9-5	Paul Brummer complaint – procedural reminders
Fauerbach, Michael	9-7	TPC draft recommendation

## VII. Complaints

<u>Name</u>	<u>Date</u>	<u>Regarding</u>
Nelson, Charles R.		Middle Road Literary Arts Society dba Tom's Burned Down Café – vision triangle etc. I received A call from Tom Nelson 9-7 who stated Charles' Nelson's complaint is valid and he is working to Resolve the issue. Email from Tom received 9-7.
Cushman, Mortimer		Ongoing. Use of William Tibble property for business and use/maintenance of shared private road. Upon my request the TPC decided the use of the property for Hippophile Farm had exceeded its nonconforming home occupation permit and requires a CUP for a Home Business. TPC also decided the use and maintenance of a private road is not the jurisdiction of the TPC. Letter to property owner and complainant re TPC decision and my decision re; complaint and CUP required w/in 60 days. Tibble appealed. Complaint procedure on hold until appeal is heard and decided.
Brummer, Paul	6-26	Use of Craftivity, Inc property to host the Madeline Island Wilderness Preserve Fundraiser. Alleges Violation of CUP. Public Hearing held 8-23. TPC To make their recommendation at their 9-20 meeting.

## X. New Business

I will be out of town for a funeral 9-10 to 9-13. I'm sorry I can't attend the TB meeting.

Permit volume is down this year but I have been very busy with other business. I have pursued several violations and there are several complaints to process. I have several information requests each week to fill and each may take hours of time. I receive information requests that are duplicates from the same person and just don't see that spending my time filling the same request is required. Rather, I identify that the request was already filled. There is also an appeal I will be preparing for.

I will be very busy with budget soon. The TPC meets on Sept 20 so I have to have my budget worked out by then. In the budget I will be requesting a new computer and scanner. With as many maps and plans as I work with a scanner would be advantageous. I will also be purchasing the replacement vehicle in 2013 once the Mountaineer is sold. I'll see what money we get and buy a vehicle then. I just used my personal vehicle the past year and rarely asked for mileage reimbursement unless I went way out to the north end. I have also been working with the Commission on amending the job description for the Zoning Clerical position to include Zoning Administrator Assistant. The added responsibility would allow the position to be the designated authority to enforce the Zoning Ordinance in my absence. Charlie and Ted were wonderful during my maternity

leave but worked without compensation. They also handle permits when I have a conflict of interest. I don't think it's fair to continue to ask them to fill in. It is my hope that when permits are in full swing again the position might become full time. I think that will take time and department revenue will have to increase to support it. Also, if the Plan Commission is going to do more planning they need the clerical staff to support it. I don't think the hours will increase from 800 but I'm not sure yet. I'm looking through history and see a posting for the position in 2006 for 929 hrs. We'll hash it out at budget time.

I will be spending some time in the near future taking care of long term camping units without a permit and illegal porta-potties. Ashland County recently amended their Ordinance to allow a 200 gallon porta-potty as a legal non-plumbing system however the Town Ordinance is more restrictive and does not allow porta-potties as long term sanitation for long term camping units. The minimum capacity of 200 gallons is a statutory requirement and is larger than the ones you generally see. Due to the recent statement by the Sanitary District that their system is out of balance I will be requiring removal of illegal porta-potties that I feel may be contributing to the problem.

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

If I was not out of Town the week I would be pursuing the Edward Kale property further. After the Sept 20 TPC meeting I will write Mr. Kale one more time. This issue may need to go to court.

+ indicates a County permit has been or needs to be issued for the project