

RESOLUTION #52-2013

Resolution offered by the Supervisors of the Planning and Development Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, Wis. Stats. Section 59.692 requires counties to adopt Zoning and Subdivision regulations for the protection of all shorelands in unincorporated areas, and,

WHEREAS, the Wisconsin Department of Natural Resources (WDNR) has the responsibility under 281.31 of Wisconsin Statutes to promulgate rules which requires adherence to specific standards and criteria for Navigable Water Protection Regulations under the Shoreland Management Program as outlined in NR 115 of the Wisconsin Administrative Code; and

WHEREAS, the Wisconsin Department of Natural Resources will be holding public hearings throughout the State on revisions to Ch. NR 115, Wisconsin’s Shoreland Protection Program; and

WHEREAS, NR 115 and proposed revisions to NR 115 regulate impervious surfaces; and

WHEREAS, impervious surfaces are defined as: “means an area that releases as runoff all or a majority of precipitation that falls on it “Impervious surface” excludes frozen soil but includes rooftops, sidewalks, driveways, parking lots, and streets unless specifically designed, constructed and maintained to be pervious.”; and

WHEREAS, in order to regulate impervious surfaces property owners will be required to determine their lot size and amount of existing impervious surfaces; and

WHEREAS, this requirement of determining impervious surfaces will place an undo hardship on property owners; and

WHEREAS, and this requirement regarding calculating impervious surfaces will place additional workload and costs on the Planning and Zoning Department to administer.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors strongly opposes any impervious surface requirements in the shoreland protection program NR 115 rule as currently written and request it be stricken;

BE IT FURTHER RESOLVED, that this resolution be submitted to Governor Walker, Senator Tiffany, Representative Rob Swearingen, Representative Mary Czaja and to Secretary Stepp, WI DNR.

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date:

Approved by the Planning and Development Committee this _____ day of _____, 2013.

Consent Agenda Item: _____ YES _____ NO

Offered and passage moved by: _____ Supervisor

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Supervisor

Supervisor

Supervisor

Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2013.

_____ Defeated

Mary Bartelt, County Clerk

Ted Cushing, County Board Chair