

RESOLUTION #52-2015

Resolution offered by the Conservation and UW-Extension Education Committee

Resolved by the Board of Supervisors of Oneida County, Wisconsin

WHEREAS, the Oneida County Conservation and UW-Extension Education Committee has been advised that the Joint Committee on Finance has passed Motion #520 as part of its discussion and deliberation on the Budget Bill; and

WHEREAS, Paragraph 23 of Motion #520 changes the standards for regulation of existing structures in the shoreland area contrary to adopted standards in NR 115 and to the detriment of environmental quality, and the orderly economic development of Oneida County; and

WHEREAS, the State of Wisconsin and Wisconsin Department of Natural Resources has adopted NR 115 and updated it periodically after public input and review; and

WHEREAS, Oneida County has 428 named lakes and more than 830 miles of streams, of which 192 miles are classified trout streams, that are pressured with both new development and re-development of existing structures; and

WHEREAS, Oneida County has been enforcing the minimum standards of NR 115 since its inception in the late 1960's, and has accumulated considerable experience while working with the various incarnations of NR 115 over many years, and furthermore has noted during these many years that the current laws have protected the water quality in Oneida County, and at the same time have protected property values, the County's wildlife and fisheries habitat, and the natural scenic beauty of Oneida County's shorelands, and at the same time provided flexibility to property owners in development of their property; and

WHEREAS, Oneida County Board members conclude that the water quality of those water bodies within our county would suffer if development is not regulated to the benefit of both the property owner and the water body whose shorelines are proposed for development as it currently is in NR 115; and

WHEREAS, Oneida County has had good protection of landowner rights, property values, and the environment including water quality when following (the current minimum standards); and

WHEREAS, Oneida County has provided some additional protections of our surface and ground water that is slightly more protective than the minimums in NR 115, and feels strongly that Counties should be able to enforce more than the minimum standards to protect their unique resources; and

WHEREAS, Oneida County feels that the minimum standards should not be changed without due consideration by the entire legislature, the Natural Resources Board, and the public; and

WHEREAS, Oneida County strongly objects to paragraph 23 of Motion #520 amending the 2016-2017 state of Wisconsin Budget (SB 21 and AB 21), because it weakens regulation of

52 non-conforming structures and does not provide adequate protection of our valuable water
53 resources; and

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55 **WHEREAS**, the amendment as written will prevent local governmental units charged by
56 the State of Wisconsin with overseeing development within its shorelands from protecting the
57 rights of the property owner, the citizens of the area, and the environment in a fair and equitable
58 manner; and

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60 **WHEREAS**, Paragraph 23 of Motion #520 as written will result in unchecked
61 development along our shorelines which will cause irreparable harm to the water quality of our
62 County; result in a drop in property values which in turn will damage the economy of our County;
63 and promote harm to the environment by contributing to the degradation of our surface waters
64 and ultimately the ground water of our County and the State, and

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66 **WHEREAS**, Oneida County Board supports the June 5th and June 8, 2015 letters from
67 Wisconsin Counties Association, Wisconsin County Code Administrators, Land + Water
68 Conservation Association, and Wisconsin County Planning and Zoning Directors (attached).

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70 **NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County board of supervisors
71 that it hereby requests that the State of Wisconsin, repeal Paragraph 23 of Motion #520 to the
72 2016-2017 Budget Bill (SB 21 and AB 21), and retain the current provisions of NR 115,
73 Wisconsin Administrative Code, and thereby protect the citizens and environment of our County
74 and great State, and

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76 **NOW, FURTHER, BE IT RESOLVED**, that Oneida County Board approved Resolution
77 to repeal Paragraph 23, of Motion #520 to the 2016 – 2017 Budget Bill (SB 21 and AB 21), be
78 forwarded to members of the Joint Committee on Finance, area Legislators, and the Governor's
79 office.

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81 Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____

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

85
86 Approved by the _____ Committee this _____ day of _____ ,
87 2015.

88
89 **Consent Agenda Item: _____ YES _____ NO**

90
91 Offered and passage moved by:

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

100 _____ Ayes
101
102

103 _____ Nays
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105 _____ Absent
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107 _____ Abstain
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109 _____ Adopted
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111 by the County Board of Supervisors this _____ day _____, 2015.
112
113 _____ Defeated
114
115 _____
116 _____ Mary Bartelt, County Clerk _____ Dave Hintz, County Board Chair