

**Proposed ordinance revisions – Rusk County Code of Ordinances
December 2018**

EXISTING LANGUAGE is in regular font

LANGUAGE PROPOSED TO BE REMOVED is indicated with a ~~strikethrough~~

PROPOSED LANGUAGE is in ***bold italics***

ZONING ORDINANCE

Sec 50-4 Definitions

Accessory structure or use means a ~~detached~~ subordinate structure or a use which is clearly incidental to, and customarily found in connection with, the principal structure or use to which it is related, and which is located on the same lot as the principal structure or use.

Local Contact Person means a person who is able to respond to the facility within 15 minutes.

Documented Violations means an operational rule that has been documented by Rusk County Zoning staff as not being followed. This could include reports from law enforcement officials.

Sec. 50-82. - Trailer camps.

(2) Maximum number of trailer sites shall be 15 per gross acre and ***trailer camps are only permitted on parcels equal to or greater than 5 acres in size.***

Sec. 50-85. - Tourist rooming house.

(a) (3)

c. Owner's and local contact person's phone number, ***and phone number for the Rusk County Zoning Office***

Sec 50-180

(5) a. Under Wis. Stats. § 281.31(2m), notwithstanding any other provision of law or administrative rule promulgated thereunder, this article does not apply to lands adjacent to farm drainage ditches if:

a. Lands adjacent to farm drainage ditches if:

1. Such lands are not adjacent to a natural navigable stream, river, lake or pond;
2. Those parts of such drainage ditches adjacent to such lands were not navigable streams before ditching; and
- ~~3. Such lands are maintained in nonstructural agricultural use.~~

Sec 50-181

(4) The most recent version of the Wisconsin Wetland Inventory as depicted on the Department of Natural Resources Surface Water Data Viewer ***at this link***

<https://dnrmaps.wi.gov/H5/?Viewer=SWDV&runWorkflow=Wetland>

Sec 50-334 – General provisions (Floodplain)

(b)(3)

(g) Letter of Map Revision 18-05-1900P affecting map panel numbers 55107C0465D and 55107C0470D Effective February 1, 2019. (Amacoy Lake Levee) – including that part of the Chippewa River studied in the Engineering Report for Amacoy Lake Levee dated May, 2016 and approved by the WI DNR on December 4, 2018.

Renumber 50-334(b)(3)(g) to 50-334(b)(3)(h)

SUBDIVISION ORDINANCE

Sec. 42-6. - Exceptions from definitions of controlled subdivisions.

The following shall be exceptions from the definitions of controlled subdivisions:

(1) *Partially or completely within a shoreland protection area.* If a minor subdivision is partially or completely within a shoreland protection area, the following exceptions apply:

~~a. No state agency submittals are required.~~

b. In lieu of recording a plat in accordance with Wis. Stats. § 236.25 (22-inch by 30-inch map), the surveyor may record a plat in accordance with Wis. Stats. § 236.34 (8½-inch by 14-inch certified survey map).

~~c. Parcels need not comply with Wis. Admin. Code ch. Comm 85 as otherwise required by [section 42-36\(b\)](#).~~

~~d. If an owner has owned the entire property being subdivided for a period of five years prior to conveyance and conveys parcels within such description to his spouse, children, grandchildren or parents, no final plat is required.~~

~~e. Any parcels with maps on file with the county surveyor or with maps recorded with the register of deeds as of the effective date of this chapter are entirely exempt from this chapter.~~

(2) *Entirely outside a shoreland protection area.* If a minor subdivision is situated entirely outside of a shoreland protection area, ***and then the exceptions in subsection (1) of this section shall also apply.*** Further, if only one parcel of less than ten acres has been created by the subdivider within the past five years from a contiguous parcel, then no final plat is required. For this purpose, a remainder of less than ten acres will ~~not~~ be counted as a second parcel. ***All other sections of this ordinance shall be met, including access and minimum lot sizes.***

NONMETALLIC MINING RECLAMATION ORDINANCE

Sec. 20-26. - Administration.

The provisions of this article shall be administered by the county ~~zoning administration~~ ***land and water conservation department.***

Sec. 20-93. - Reclamation permit application contents.

The operator of any nonmetallic mine site shall submit an application that meets the requirements specified below to the county ~~zoning~~ ***land and water conservation*** department prior to beginning operations.

Sec. 20-107. - Alternative requirements.

(b) Procedures.

(1) The operator of a nonmetallic mining site requesting an alternate requirement in subsection

(a) of this section shall demonstrate all the criteria in subsection (a) of this section. This shall be submitted in writing to the county ~~zoning committee~~.

Applications are available at the county ~~zoning~~ **land and water** office.

(2) The county ~~zoning~~ **land and water conservation** committee shall hold a public hearing concerning the request for alternate requirements within 60 days of the receipt of the application....

Sec. 20-139

(c) Retention of annual reports. Annual reports submitted under subsection (a) of this section or inspection records that replace them under subsection (b) of this section shall be retained by the county at the county ~~zoning~~ **land and water conservation** office for at least ten years after the calendar year to which they apply. ...

Sec 20-140

(a) Amount and applicability. A person who intends to operate a nonmetallic mining site for which a permit application has been submitted under sections 20-91 through 20-93 shall submit a nonrefundable plan review fee of \$250.00, ~~unless application for zoning related hearing is submitted in conjunction.~~