Chairman Willingham called the meeting of the Rusk County Zoning Committee to order at 2:16 p.m. in the Law Enforcement Center at the Rusk County Courthouse. Members present were Willingham, Mai, Costello and Schneider. Member absent: Taylor. Staff present: Tesky and Johnson.

Costello/Schneider motion to approve the minutes of the September 2nd and September 10th meetings and public hearing. Carried.

The next meeting will be on November 4th, 2009 at 2:00 P.M.

**BILLS**

Schneider/Costello motion to approve bills. Carried.

**CSM’s**

2 lot CSM for Bob Szotkowski in the Town of Flambeau. Tesky explained that this is a remapping of lot 1 of CSM 765. Costello/Mai motion to approve with surveyor review. Carried.

2 lot CSM for Carl Kubas in the Town of Big Bend. Tesky explained that the owner wants to use the current driveway off of the proposed lot 3 to serve lot 4a. Tesky informed the owner that the driveway would need to be 66’ wide if that is the road access for the lot. There are wetland and floodplain issues on both lots 4a and 4b. The owner is looking for a recommendation from the committee to give to the surveyor. Committee consensus to have Tesky work the issues out with the surveyor.

**DISCUSSION AND POSSIBLE ACTION**

**Nitek quarterly update:** Jackie was present and explained that Kathy Lembezeder was out to the property and approved the campground. The fire inspection has been done. Nick Charles inspected the building. They are waiting on the water test results. There are 18 sewered sites. Tesky has talked with Rich Summerfield about the request for music and check again to verify if a new permit is required. Discussion of the possibility of amending the permit to allow for special requests. No action taken.

**2010 Budget.** Tesky indicated that finance approved money for contracted services to have Morgan and Parmley help with the floodplain issue.

**Fee Schedule:** Reviewed the fee schedule. Could look at increasing fees in 2010. No immediate need to raise fees.

Recessed regular meeting at 3:07 PM.
Open Public Hearing at 3:07 PM. for Blake Bocek for a conditional use request to allow a gravel pit in the SW¼-NW¼ - Section 36-T35N-R8W, N5261 CTH O, Town of Atlanta. (See separate minutes)

Open regular meeting at 3:12 PM.

Costello/Mai motion to approve the conditional use permit for Blake Bocek with staff recommendations as noted:

1. Approval is based on construction and reclamation plans submitted at time of application
2. Hours of operation shall be 7AM to 7PM – Monday – Saturday
3. Crushing will be permitted for one week annually – hours 6AM – 9PM Monday – Saturday.
4. Dust shall be controlled as necessary
5. Screening will be required along eastern property line that is not already wooded.
6. All portions of the mine shall be at least 30’ from land owned by others.
7. Financial assurance in the amount of $1000 per unreclaimed acre shall be obtained. This amount shall be used in the event that the owner is unable to do reclamation and the county must hire a contractor to complete the reclamation plan.
8. All area waterways and wetlands must be protected from fill, erosion and runoff. All parts of the mine shall be at least 100’ away from wetlands and waterways.
9. Topsoil shall be stockpiled on site for use during reclamation unless it is used to re-apply to other onsite areas that are being reclaimed.
10. All required state permits and approvals must be obtained including stormwater permits (NR216) and Chapter 30 permits, if necessary.
11. This permit shall be null and void if substantial progress has not been made on the project within 1 year of the date of approval or if the property transfers owners before completion of the project.

Motion carried.

Discussed possible updates to the comprehensive code. Need to address adult entertainment establishments and mobile homes. Motion by Costello/Mai to move forward with an adult entertainment ordinance and language to remove mobile homes from the code. Motion carried.

Need to schedule a public hearing for the proposed floodplain maps. Set public hearing for November 16 at 6:00 P.M. for comprehensive changes and 6:30 P.M. for floodplain maps. Next zoning meeting November 4, 2009.

Discussed the non-metallic mining audit. Tesky recently received the results and received a positive report. Tesky updated the committee on the monthly activities of the office and noted that permit applications are increasing at this time.

Meeting adjourned at 4:36 P.M.

Yvonne Johnson
Assistant Zoning Administrator