

Amend the definition of “setback” found in s. 13.02:

**Setback:** The minimum horizontal distance from the centerline of a road, or from the edge of the right-of-way of a road, or from the ordinary high water mark or wetland boundary to a structure or use.

**Zoning Ordinance Text “Clean-Up” Amendments**

*Note: All amendments are shown in red font. Items with “strikethrough” are to be deleted.*

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1.12 Withdrawal by zoned towns. Pursuant to s. 59.69(5)(d), Wis. Stats., a town board may ~~petition the Deer County Board of Supervisors to~~ withdraw from county zoning jurisdiction within a year of a “comprehensive revision” to this Ordinance, except that, pursuant to s. 59.692, Wis. Stats., a town's shorelands shall not be withdrawn from this Ordinance. ~~Such withdrawal shall require approval by the Deer County Board of Supervisors and shall be effective immediately upon passage of the approval motion.~~

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**2.07 Temporary uses.**

(3) Temporary uses shall meet all setback and yard requirements of sections 3.02(3)(a) and (b), tables of general requirements, 3.05, roads, 3A.04, navigable water, and 5.10, wetlands, of this Ordinance.

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**4.08(9) Secondary Dwelling Unit requirements.**

(h) Detached secondary dwelling units shall be subject to the following sections of 3.12, Accessory structures, as applicable:

(5), (6) (a), (6) (b)1., (6) (b)2.a., (6) (b)2.b.,

(6) (b)2.h., (7) (a), and (7) (c).

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**6.03(3) (b) Correct an item in the “Commentary” section:**

Commentary: Thus, for a conservation subdivision in an SF20 district... the percentage to be preserved as open space would be at least 30~~35~~%...

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**REPORT TO THE DOOR COUNTY BOARD OF SUPERVISORS ON  
DOOR COUNTY LAND DIVISION ORDINANCE AMENDMENT PETITION**

**AMENDMENTS TO THE DOOR COUNTY LAND DIVISION ORDINANCE**

1 This report is submitted pursuant to Section 236.45(4), Wisconsin Statutes.  
2

3 **REQUESTED:**

4  
5 The Resource Planning Committee petitioned to amend the Door County Land Division Ordinance.  
6

7 **EXPLANATION:**

8  
9 The current Door County Land Division Ordinance was adopted in 2012. Several state laws enacted in 2014  
10 (Acts 272, 280, and 358) revised statutes related to land surveyors and land divisions. Per these changes,  
11 revisions to the Door County Land Division Ordinance are required in order to make this ordinance consistent  
12 with state statutes. These changes and other minor clean-up amendments are summarized below and are  
13 presented in full in Attachment A.  
14

- 15 • Delete references to "registered" and "licensed" land surveyor and replace with "professional" land  
16 surveyor.
- 17 • Add a definition of "professional land surveyor" to the definitions chapter.
- 18 • Require approximate ordinary high water marks to be labeled "for reference only."
- 19 • Require land dedicated to the public, including roads and alleys, to be labeled as "dedicated to the  
20 public."
- 21 • Require final plat or certified survey map (CSM) lots along navigable water to show lot lines extending  
22 to the water's edge and having specific language explaining that the land below the ordinary high  
23 water mark is subject to the public trust.
- 24 • Clean-up amendment: delete the requirement that soil types be shown on land division plats.
- 25 • Clean-up amendment: in the private road requirements, correct a lettering/numbering issue and  
26 delete unnecessary section reference numbers.  
27

28 **HEARING AND NOTICE:**

29  
30 The Resource Planning Committee held a public hearing concerning this petition on March 5, 2015, at the Door  
31 County Government Center, Sturgeon Bay, Wisconsin. Notice of the public hearing, notice to all county board  
32 supervisors, and notice to all town clerks have each been given in accordance with Chapter 236.45(4),  
33 Wisconsin Statutes. Proof of the giving of such notice is available upon request from the Planning Department.  
34

35 **RECOMMENDATION:**

36  
37 The Resource Planning Committee hereby recommends approval of the amendments as proposed and the  
38 enactment of Ordinance No. 2015-03.

**RESOURCE PLANNING COMMITTEE**

\_\_\_\_\_  
Kenneth Fisher, Chairman

\_\_\_\_\_  
David Enigl

\_\_\_\_\_  
Susan Kohout

\_\_\_\_\_  
David Lienau

\_\_\_\_\_  
Donald Sitte



# Ordinance No. 2015-03

## LAND DIVISION ORDINANCE AMENDMENTS

### DOOR COUNTY

### THE DOOR COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

ROLL CALL Board Members	Aye	Nay	Exc.
AUSTAD			
BRANN			
BUR			
ENGLEBERT			
ENIGL			
FISHER			
GUNNLAUGSSON			
HAINES			
HALSTEAD			
KOCH			
KOHOUT			
LIENAU			
MEYER			
MOELLER			
NEINAS			
O'CONNOR			
RUNQUIST			
SCHULTZ			
SITTE			
VIRLEE			
ZIPPERER			

- 1 The Door County Board of Supervisors, pursuant to Section 236.45(4), Wisconsin Statutes, does hereby ordain amendments to the Door County Land Division Ordinance as shown in Attachment A.
- 2
- 3
- 4
- 5 Pursuant to Rule 18F of the Rules of Order Governing the Door County Board of Supervisors, this ordinance shall become effective the day following publication.
- 6

#### BOARD ACTION

Vote Required: Majority Roll Call Vote of a Quorum

Motion to Approve Adopted

1st \_\_\_\_\_ Defeated

2nd \_\_\_\_\_

Ye \_\_\_\_\_ No: \_\_\_\_\_ Exc: \_\_\_\_\_

Reviewed by: \_\_\_\_\_, Corp. Counsel

Reviewed by: \_\_\_\_\_, Administrator

#### Certification:

I, Jill M. Lau, Clerk of Door County, hereby certify that the above is a true and correct copy of an ordinance that was enacted on the 24<sup>th</sup> day of March, 2015 by the Door County Board of Supervisors.

\_\_\_\_\_  
Jill M. Lau  
County Clerk, Door County

#### COUNTERSIGNED

\_\_\_\_\_  
Chairman, Dan Austad  
Door County Board of Supervisors

Effective Date March 24, 2015

#### SUBMITTED BY: Resource Planning Committee

\_\_\_\_\_  
Kenneth Fisher, Chair

\_\_\_\_\_  
David Enigl

\_\_\_\_\_  
David Lienau

\_\_\_\_\_  
Susan Kohout

\_\_\_\_\_  
Donald Sitte

**Land Division Ordinance Amendments**

*Note: All amendments are shown in red font. Items with "strikethrough" are to be deleted.*

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**3.02 Conceptual Sketch Plan.**

(1) Submittal and Information Requirements.

(a) Existing Conditions.

5. Location of existing natural and built features within the area proposed for subdividing.
  - a. Lakes, ponds, navigable streams, wetlands, and escarpment areas, ~~and soils by type.~~

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**3.03 Preliminary Major Land Division Plat.** The preliminary major land division plat shall conform substantially to the conceptual sketch plan presented to the Committee. Such plat shall be prepared by a professional land surveyor ~~who is registered in the state of Wisconsin~~ and shall conform to the requirements of this Ordinance.

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**3.04 Final Major Land Division Plat.** The final major land division plat shall be prepared by a professional land surveyor ~~who is registered in the state of Wisconsin~~ and shall conform to the requirements of this Ordinance. Such plat shall conform substantially to the approved preliminary plat, except contours lines do not have to be shown.

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**5.03 Preliminary Major Site Condominium Plat.** The preliminary major site condominium plat shall be prepared by a professional land surveyor ~~who is registered in the State of Wisconsin~~ and shall conform to the requirements of this Ordinance. Such plat shall conform substantially to the conceptual sketch plan presented to the Committee.

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**5.04 Final Major Site Condominium Plat.** The final major site condominium plat shall be prepared by a professional land surveyor ~~who is registered in the state of Wisconsin~~ and shall conform to the requirements of this Ordinance. Such plat shall conform substantially to the approved preliminary plat, except contour lines do not have to be shown.

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## 6.01 Roads and Alleys.

### (2) Private Roads.

(c) 44. A recorded and binding private road agreement shall be required. This agreement shall contain the following provisions:

1 a. The subdivider or declarant is solely responsible for:

- Compliance with s. 6.01(1)(a) and (b) and either s. 6.01(2)(a)~~1-3~~ or s.6.01(2)(b)~~1-14~~, as applicable.
- Road construction.

2 b. The owner(s) of lots and units that benefits from the road are solely responsible for:

- Road maintenance and repair, including dust control, snow and ice removal, and elimination of potholes and rutting, maintenance of required clear zones; and
- Ensuring potential passage by law enforcement vehicles, fire trucks, ambulances and other emergency vehicles, and vehicles for sanitation purposes (trash, recycling, and private septic system maintenance and repair).

3 e. The County is not obliged to accept the road into the county-maintained road system and that County is not responsible for road construction or road maintenance and repair, as described in a. above.

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**6.02 Lots and Units.** The following requirements shall apply to minor and major land divisions and minor and major site condominiums, unless otherwise specified.

(7) Property lines for all lots and units that front navigable water shall go to the water's edge and shall be shown on the CSM or final plat with the following statement included: "Any land below the ordinary high water mark of a lake or navigable stream is subject to the public trust in navigable waters that is established under article IX, section 1 of the state constitution."

(8) Any CSM or final plat that shows an approximate ordinary high water mark shall state on its face that the mark is shown for reference only.

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**6.08 Land Dedicated to the Public.** All land dedicated to the public, including roads and alleys, shall be clearly marked "Dedicated to the Public."

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## CHAPTER 8 DEFINITIONS

**Professional Land Surveyor:** a person who is granted a license in the State of Wisconsin to engage in the practice of professional land surveying.

*Consistent with Ch. 236, Wis. Stats.*

**Jack Gunnlaugsson**

**Washington Island Town Chairman**

**March 20,2015**

**This letter will confirm my announcement to the Lions meeting of March 10, 2015, that I will retire from the position of coordinator of the off Island Community Van, effective April 1,2015 . I asked for volunteers to replace me at that time, there was no response at the meeting and no one has contacted me to this date.**

**Over the last fourteen years it has been my honor, privilege and source of satisfaction to live up to the mission to “Provide transportation that empowers and supports Island residents to meet their medical needs and maintain a safe and independent life style.”**

**I wish to take a few lines to acknowledge all the people who made the Community Van so successful:**

**The support of Chairman Joel and all the previous Chairmen as well as all Board members past and present for this is a Town Program run by volunteers.**

**Valerie Carpenter, Clerk/Treasurer and all the wonderful staff at the Town Office for their invaluable help over the last fourteen years.**

**Reverend Frank Maxwell whose work relationship with Door County and the State was responsible for replacing the much deteriorated old Dodge Van with our present vehicle.**

**Washington island Lions club for assuming sponsorship of the community Van Program in 2010.**

**Stan Zyskowski, driver, friend and colleague who joined the program in 2006 under WICHP sponsorship. He led the development of current guidelines and scheduling and is the Coordinator of all “on Island Services”.**

**Chris Baumgarten, driver, friend and linchpin of the program. A driver since 2008, in 2010 she stepped forward to fill the critical position of “Reservationist” of the program. She received all the calls from passengers, rescheduling as necessary to accommodate medical appointments and make everyone happy at the same time. In 2014 she again stepped up to coordinate the entire program when I was unable to be on the Island most of that year. Regrettably last fall she retired.**

**Last a special thanks to the 26 past and present drivers who it has been my privilege to work with over the last 14 years. These men and women have unselfishly given their time and energy, transporting over 840 passengers, traveled over 28,700 miles, driving 2,742 hours without an accident. They insured that our residents were able to meet their medical needs, stay independent and most importantly remain in their Island homes.**

**Lion Ed O’Neill**



**Community Van Coordinator**

**Cc: Washington Island Lions Club**

**Pastor Frank Maxwell**

**Stan Zyskowski**

**Chris Baumgarten**

**Off Island Trips:**

**The Washington Island Ferry Line provides 27 round trip passages for the van and the volunteer driver per year.**

**In the calendar year 2014 Volunteer drivers made 14 trips off the Island (this includes 1 trips off Island in a privately owned vehicle.)**

**There were a total of 28 passengers: 11 (or39%) for Medical reasons and 17(or 41%) for shopping.**

**The Volunteers drove a total of 1,346 miles in 166 hours and collected \$280 which was turned over to the Town Office.**

**On Island Trips:**

**Volunteer drivers used either the Community Van or their own vehicle. Passengers were picked up at their homes, taken to their appointments or other destinations as needed and then returned to their homes.**

**In the calendar year 2014 Volunteer drivers made 26 on Island service calls.**

**There was a total of 26 passengers all for Senior Lunch.The Volunteers drove 390 miles in 52 hours and collected \$000.00 in fees and donations.**

**This report does not cover: use by the WIFD for transportation to training; use of the Van by Washington island Food Pantry for commodities' pick up and operational costs to the Town for Insurance, fuel, maintenance, repairs and associated administrative costs.**

**Lion Ed O'Neill, Volunteer**

**cc Town of Washington**

APPLICATION FOR AN "OPERATOR'S LICENSE

to Serve Fermented Malt Beverages and Intoxicating Liquors

Washington Island, WI

06/30, 2015
Month Year

I, the undersigned, do hereby respectfully make application to the local governing body of the Town of Washington, County of Door, Wisconsin for a License to serve, from date hereof to June 30, 2017, inclusive (unless sooner revoked), Fermented Malt Beverages and Intoxicating Liquors, subject to the limitations imposed by Section 125.32(2) and 125.68(2) of the Wisconsin Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, regulations, ordinances and regulations, Federal, State or Local, affecting the sale of such beverages and liquors if a license be granted to me.

I certify that I am 56 years of age. Date of Birth 1-25-59 x Patricia L Foss Signature of Applicant

Answer the following questions fully and completely:

Name of Applicant Patricia L Foss Is application new or a renewal? renewal

Address of Applicant 934 Rangeline Rd Washington Isl WI 54946

If renewal (within the past 2 years held a Class "A", "Class A", Class "B", or "Class B" license or permit or a manager's or operator's license), where was the privilege obtained? Washington

As required by WI Statutes Section 125.17(6), have you completed the alcohol awareness course? Yes
If so, where? Washington Island, WI

Have you been convicted of any felony or of violating any law of the State of Wisconsin or of the United States? NO

Date of such conviction Name of Court

Nature of offense

Have you been convicted of violating any license law or ordinance regulating the sale of Fermented malt beverages or intoxicating liquors? NO
Date of violation Nature of violation

STATE OF WISCONSIN

Door County ss.

Patricia L Foss, being first duly sworn on oath says that (s)he is the person who made and signed the foregoing application for an operator's license; that all the statements made by the applicant are true.

x Patricia L Foss Applicant sign here

Subscribed and sworn to before me this 7 day of April 2015

Tamre L. Jorgenson
Notary Public
State of Wisconsin
Licensing.

Tamre L Jorgenson
Notary Public, County,

**REPORT/DISCUSSION FROM THE INFRASTRUCTURE  
COMMITTEE ON A PROPOSED EMERGENCY SERVICES/TOWN  
SHOP BUILDING;**

**UPDATE ON KELLER DRAWING FROM LAST MEETING....**

**DISCUSSION FROM COMMITTEE MEMBERS....**

**WHERE DO WE GO FROM HERE....**

**OPTIONS....**