



# MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE AGENDA

**Date & Time of Meeting:** Tuesday, June 29, 2021 at 3:00 p.m.

**Meeting Location:** WebEx/Courthouse Assembly Room, B-105, 500 Forest Street, Wausau WI 54403

**Committee Members:** Jacob Langenhahn - Chair ; Sara Guild, -Vice-chair; Rick Seefeldt, Allen Drabek, Bill Conway, Randy Fifrick, Arnold Schlei, Dave Oberbeck, Eric Vogel - FSA Member, Marilyn Bhend – WI Towns & Villages Association (non-voting member)

**Marathon County Mission Statement:** *Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business. (Last updated 12-20-05).*

**Environmental Resources Committee Mission Statement:** *Provide leadership for the implementation of the County Strategic Plan, monitoring outcomes, reviewing and recommending to the County Board policies related to environmental resource initiatives of Marathon County. (Revised: 04/17/12)*

*Strategic Plan Goals 2018 - 2022: Objective 5.2 - Promote sound land use decisions that conserve and preserve natural resources in decisions with economic development and growth.*

*Objective 6.3 - Protect and enhance the quantity and quality of potable groundwater and potable surface water supplies.*

The meeting site identified above will be open to the public. However, due to the COVID-19 pandemic and associated public health directives, Marathon County encourages (Committee/Board/Commission) members and the public to attend this meeting remotely. To this end, instead of attendance in person, (Committee/Board/Commission) members and the public may attend this meeting by telephone conference. If (Committee/Board/Commission) members or members of the public cannot attend remotely, Marathon County requests that appropriate safety measures, including adequate social distancing, be utilized by all in-person attendees.

Persons wishing to attend the meeting by phone may call into the **telephone conference ten (10) minutes prior to the start time indicated above using the following number:**

**Phone Number: 1-408-418-9388**

**Access Code/Meeting Number: 146 270 5670**

**Please Note: If you are prompted to provide an “Attendee Identification Number” enter the # sign. No other number is required to participate in the telephone conference.**

When you enter the telephone conference, **PLEASE PUT YOUR PHONE ON MUTE!**

The meeting will also be broadcast on Public Access or at <https://tinyurl.com/MarathonCountyBoard>

- 1. Call meeting to order**
- 2. Public Comment (15 minute limit)** *(Any person who wishes to address the County Board, or one of its committees, during the "Public Comment" portion of meetings, must provide his or her name, address, and the topic he or she wishes to present to the Marathon County Clerk, or chair of the committee, no later than five minutes before the start of the meeting.)*
- 3. Approval of June 1, 2021 Committee minutes**
- 4. Operational Functions required by Statute, Ordinance, or Resolution:**
  - A. Public Hearings, Review, Possible Actions, and Possible Recommendations to the County Board for its Consideration (County Zoning changes)
    1. Cody Milanowski on behalf of Theresa Milanowski – R-R Rural Residential to C-V/R-C Conservancy Recreation – Town of Elderon
  - B. Review and Possible Recommendations to County Board for its Consideration (Town Zoning changes pursuant to §60.62(3) Wis. Stats.) – None
    1. Town of Wausau – Amending the Code of Ordinance creating Section 17.08 Definitions and Section 17.46(3)ae pertaining to Conditional Use Special Event Venues
  - C. Review and Possible Recommendations to County Board for its Consideration - None
  - D. Review and Possible Action
    1. CPZ-Conversion of Water Resources Technician from casual to full time position (grant funded)

**MARATHON COUNTY  
ENVIRONMENTAL RESOURCES COMMITTEE  
AGENDA**

**5. Educational Presentations/Outcome Monitoring Reports and Committee Discussion**

A. Department Updates: Conservation Planning and Zoning (CPZ), Parks Recreation and Forestry (PRF) Solid Waste CPZ

1. Update on Fenwood Creek funding request
2. Chapter 22 – Floodplain revisions per DNR direction

**6. Policy Issues Discussion and Committee Determination to the County Board for its Consideration**

A. Legislative and Budget Report: current and future legislative initiatives and items related to the 2021-22 State budget

1. Parks, Recreation and Forestry
2. Conservation, Planning and Zoning
3. Solid Waste

**7. Next meeting August 3, 2021 3:00 pm Assembly Room and future agenda items:**

A. Committee members are asked to bring ideas for future discussion

B. Announcements/Requests/Correspondence

**8. Adjournment**

*Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 at least one business day before the meeting.*

EMAILED AND/OR FAXED TO:

News Dept. at Daily Herald (715-848-9361), City Pages (715-848-5887),  
Midwest Radio Group (715-848-3158), Marshfield News (877-943-0443),  
TPP Printing (715 223-3505)

Date: June 22, 2021  
Time: 8:15 a.m.  
By: cek  
Date/Time/By: \_\_\_\_\_

SIGNED \_\_\_\_\_

Presiding Officer or Designee

NOTICE POSTED AT COURTHOUSE:

Date: \_\_\_\_\_  
Time: \_\_\_\_\_ a.m. / p.m.  
By: County Clerk

## NOTICE OF PUBLIC HEARING

A public hearing will be held by the Environmental Resources Committee of the Marathon County Board of Supervisors on Tuesday, June 29, 2021 at 3:00 p.m., Marathon County Courthouse Assembly Room B-105 500 Forest Street Wausau 54403, at which time the Committee will consider the following:

1. The petition of Cody Milanowski on behalf of Theresa Milanowski to amend the Marathon County Zoning Ordinance to rezone lands from R-R Rural Residential to C-V/R-C Conservancy Recreation described as part of the SE ¼ of the NE¼ of Section 03, Township 27 North, Range 10 East, Town of Elderon. The existing parcel proposed to be rezoned is 3.90 acres in size with the parcel; PIN# 022-2710-031-0989.

All interested persons will be provided the opportunity to be heard at the public hearing. Those planning to attend this meeting who need some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500. Please call at least one business day in advance of the meeting.

In the event you are unable to attend the public hearing and wish to provide written testimony prior to the hearing please forward to: Conservation, Planning and Zoning Department, 210 River Drive, Wausau, WI 54403-5449 Jacob Langenhahn – Environmental Resource Committee Chair.

**We are encouraging people to attend the meeting by phone. Please call into the telephone conference ten minutes prior to the start time indicated above using the following number:**

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Jacob Langenhahn



Jacob Langenhahn, Chairman  
Environmental Resources Committee

Laurie Miskimins Digitally signed by Laurie Miskimins  
Date: 2021.05.08 07:18:11 -0500

Laurie Miskimins Director  
Conservation, Planning, and Zoning Department

**Publish: June 14 and 21, 2021**

E-mailed to: Wausau Daily Herald ([WDH-Legals@wdhmedia.com](mailto:WDH-Legals@wdhmedia.com)) on June 9, 2021 at 8:15 a.m.



**Marathon County  
Environmental Resources Committee Minutes  
Tuesday, June 1, 2021  
500 Forest Street, Wausau WI**

<b>Attendance:</b>	<b><u>Member</u></b>	<b><u>Present</u></b>	<b><u>Not present</u></b>
<i>Chair</i>	Jacob Langenhahn.....	X (joined at 3:40)	
<i>Vice-Chair</i>	Sara Guild.....	X	
	Rick Seefeldt .....	X	
	Bill Conway .....	X (joined at 3:20)	
	Allen Drabek .....	X	
	Randy Fifrick.....	X	
	Arnold Schlei .....	X	
	Dave Oberbeck.....	X	
	Marilyn Bhend .....	X	
	Eric Vogel .....		X

Also present via Webex, phone or in person: Dominique Swangstu, Lane Loveland and Cindy Kraeger, Dave Decker, Paul Daigle – Conservation, Planning, and Zoning (CPZ); Jean Kopplin – City-County IT; Kurt Gacke, Devin Klockziem and Gene Wadzinski

1. **Call to order** – Called to order by Vice Chair Guild at 3:05 p.m. via WEBEX.
2. **Public Comment** – None.
3. **Approval of May 4, 2021 Committee minutes**

**Motion /** second by Drabek / Seefeldt to approve of the May 4, 2021 Environmental Resources Committee minutes as distributed.

Motion **carried** by voice vote, no dissent.

4. **Operational Functions required by Statute, Ordinance, or Resolution:**

A. **Public Hearings, Review, Possible Actions, and Possible Recommendations to the County Board for its Consideration (County Zoning changes)**

1. KPS Enterprises U-R Urban Residential to N-C Neighborhood Commercial – Town of Marathon  
**Discussion:** Swangstu was sworn in and noted the staff report and decision sheet had been included in the packet. Swangstu reviewed the rezone request 0.978 acres shown as Lot 1 of the Certified Survey Map (CSM) Document # 1224975 that was submitted with the petition. Swangstu additionally reviewed the reasoning behind why CPZ staff are recommending approval of the rezone request, citing the rezone standards, requirements, and pertinent site characteristics. Swangstu stated a Certified Survey Map will be submitted after the rezone is approved to adjust the boundary lines to ensure both parcels meet the minimum lot size requirements. A comment was received from the Department of Transportation (DOT) regarding the two existing driveways to the house property be removed if the business is going to be expanding. These driveways are within the functional area of the intersection and pose as a safety and operational concern for the public. Discussion occurred regarding the comments received from the DOT if the staff report would change. Swangstu stated no; CPZ will communicate with the DOT during the zoning permitting process. Swangstu stated the ERC committee or County Board cannot place any conditions on a rezone approval per state statute. The Town of Marathon has reviewed the application and recommends approval without any concerns.

Kurt Gacke was sworn in and is in favor of the rezone request. Gacke purchased the property to put a storage building on and to improve the corner lot and getting the building off the site path of the intersection.

There was no additional testimony in favor or opposed to this rezone request virtually or in person. Testimony portion of the hearing was closed at 3:29 p.m. Committee deliberated and applied the standards for this request by reviewing and completing the decision sheet.

**Action:** **Motion /** second by Fifrick / Conway to recommend approval to County Board, of the KPS Enterprises rezone request. Noting the reasoning provided in the staff report and conclusions of law. The Committee determined the rezone is consistent with the Marathon County and Town comprehensive plans, and is not located in the Farmland Preservation Zoning District. Adequate

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facilities are present or will be provided and providing any necessary public facilities will not burden local government. Based on the proposed land division and existing land uses onsite the rezone should not result in any adverse effect on natural areas. The committee made their recommendation of approval based on the information, findings of fact, and conclusions of law as described in the CPZ staff report included in the ERC packet.

Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

2. Tim Vreeland on behalf of Bernie Wenzel and Leick's Green Acres Inc. - F-P Farmland Preservation to L-I Light Industrial and L-I Light Industrial to N-C Neighborhood Commercial – Town of McMillan

Discussion: Swangstu was sworn in and noted the staff report and decision sheet had been included in the packet. Swangstu reviewed the proposed rezone request to L-I of Parcel #1 8.802 acres on the Exhibit Map that was submitted as part of the rezone acres and Parcel #2 (1.431 acres) to N-C related to an expanded business proposal as well as an existing non-conforming use onsite. The area in question are partially designated as a non-farmland preservation area in the Farmland Preservation Plan, whereas a portion of the area to be rezoned to L-I is shown as a Farmland Preservation Area. As seen in the zoning district map, the existing parcel is split zoned and is currently in violation of the zoning ordinance, the rezone in question would bring the parcel(s) as well as the uses onsite into compliance with the zoning standards. The Town of McMillan is currently in the process of updating their comprehensive plan including their land use maps, yet the Town Board has recommended approval of the rezone in question. Swangstu read the comment received from the DOT stating an old permit was issued to Leick Green Acres for agriculture use.

The Town of McMillan has reviewed the application and recommends approval without any concerns or additional comments.

There was no additional testimony in favor or opposed to this rezone request virtually or in person. Testimony portion of the hearing was closed at 3:43 p.m. Committee deliberated and applied the standards for this request by reviewing and completing the decision sheet.

Action: **Motion** / second by Fifrick / Conway to recommend approval to County Board, of the Tim Vreeland on behalf of Bernie Wenzel and Leick's Green Acres Inc. rezone request. The Committee determined the rezone is consistent with the Marathon County and Town comprehensive plans, and is located in the Farmland Preservation Zoning District. Adequate facilities are present or will be provided and providing any necessary public facilities will not burden local government. The rezone should not result in any adverse effect on natural areas. The committee made their recommendation of approval based on the information, findings of fact, and conclusions of law as described in the CPZ staff report included in the ERC packet.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

*Chair Langenhahn resumed Chair duties.*

3. Devin Klockziem on behalf of Todd and Laurie Smith – G-A General Agriculture to N-C Neighborhood Commercial and R-E Rural Estate – Town of Rib Falls

Discussion: Swangstu was sworn in and noted the staff report and decision sheet had been included in the packet. Swangstu reviewed the rezone request 5.03 acres to N-C shown as Lot 2 of the Preliminary Certified Survey Map (CSM) and 6.41 acres rezoned to R-E shown as Lot 1 of the CSM submitted with the petition. The area proposed to be rezoned has both DNR mapped wetlands as well as a pond and intermittent stream located on it, additionally the area is mostly within the shoreland overlay due to nearby ponds and waterways within close proximity. A formal/official navigability determination of the pond and stream onsite has not been conducted therefore it has not yet been determined if the shoreland regulations apply to any proposed development onsite. Navigability determination will be completed prior to the issuance of any zoning permits.

Swangstu additionally reviewed the reasoning behind why CPZ staff are recommending approval of the rezone request, citing the rezone standards, requirements, and pertinent site characteristics. CPZ has had correspondence with the DOT and the DOT cannot approve the commercial access

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onto the state highway without the rezone approval. Swangstu read the comment received from the DOT – they will be working with the owners for driveway permits after the rezone is approved. The Town of Rib Falls has reviewed the application and recommends approval without any concerns and states the rezone promotes economic development and minimizes agriculture land conversion.

Gene Wadzinski was sworn in and is in favor of the development due to the difficulty in farming in this area and discussed the proposals of the residential/commercial driveway access.

There was no additional testimony in favor or opposed to this rezone request virtually or in person.

Testimony portion of the hearing was closed at 3:58 p.m. Committee deliberated and applied the standards for this request by reviewing and completing the decision sheet.

Action: **Motion** / second by Ffrrick / Guild to recommend approval to County Board, of the Devin Klockziem on behalf of Todd and Laurie Smith rezone request. Noting the reasoning provided in the staff report and conclusions of law. The Committee determined the rezone is consistent with the Marathon County and Town comprehensive plans, and is not located in the Farmland Preservation Zoning District. Adequate facilities are present or will be provided and providing any necessary public facilities will not burden local government. Based on the proposed land division and existing land uses onsite the rezone should not result in any adverse effect on natural areas. The committee made their recommendation of approval based on the information, findings of fact, and conclusions of law as described in the CPZ staff report included in the ERC packet.

Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting

B. Review and Possible Recommendation to County Board for its Consideration (Town Zoning changes pursuant to §60.62(3) Wis. Stats.)

1. Town of Wausau – 231117 Wellborn Rd Wausau PIN# 080.2908.293.0961

Discussion: Swangstu stated the Town of Wausau is town zoned and the rezone petition submitted was intended to change the zoning classification/district from CM-Commercial/Light Manufacturing District to A-1/80 Agricultural District for property at 231117 Wellborn Rd. The zoning change was approved at the town board meeting on April 5, 2021. Although the town is town zoned, County Board approval is still needed per Wis. Stats.

Action: **Motion** / second by Guild / Schlei to recommend approval to County Board, of the Town of Wausau, 231117 Wellborn Rd PIN# 080.2908.293.0961 zone change. Motion **carried** by voice vote, no dissent.

Follow through: Forward to County Board for action at their next regularly scheduled meeting.

C. Review and Possible Recommendations to County Board for its Consideration

1. CPZ – Conversion of Water Resources Technician from casual to full time position (grant funded)

Discussion: Daigle is working with new Director Laurie Miskimins and Lance Leonhard to move this from a casual position to a full time position with grant funding available to fund this position.

Action: None.

Follow through: None.

D. Review and Possible Action

1. Harvey Fraaza Certified Survey Map (CSM) – Town of Easton – Tim Vreeland, Surveyor, Vreeland Associates

Discussion: Decker discussed the proposed Certified Survey Map which crossed the exterior boundary of “Pine Ridge Point,” a recorded subdivision. State statute requires any CSM that crosses the exterior boundary of a recorded subdivision must be approved by the Committee.

Motion: **Motion** / second by Ffrrick / Schlei to approve the Harvey Fraaza proposed Certified Survey Map located in the Town of Easton.

Follow through: CPZ will continue to process the Certified Survey Map.

5. Educational Presentations/Outcome Monitoring Reports and Committee Discussion

A. Department Updates: Conservation, Planning and Zoning (CPZ), Parks Recreation and Forestry

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(PRF) Solid Waste

CPZ

1. Presentation of the work of the Board of Adjustment( BOA) Committee

Discussion: Loveland discussed the re-appointments and the criteria requirements for the members of the Board of Adjustment.

Follow through: None.

2. MCDEVCO POWTS Loan program update

Discussion: Loveland provided an update that CPZ has received a total of 4 loan verification forms which is required to start the process with MCDEVCO. MCDEVCO reported they have had approximately 10 inquiries about the loan program and have distributed 5 loan applications, but have not received any of the applications back or have not approved any loans to date. Loveland discussed the Wisconsin Fund is still available as a grant funding option over the loan program. Daigle discussed a flat rate fee is charged for the loan development and the loan interest is at a small percentage. The funds accrue interest and is being managed through the Finance Department.

3. Update of Fenwood Creek funding request

Discussion: Daigle is actively working with State Legislators, Chair Gibbs and Langenhahn to secure funding. He is optimistic with discussion to date and is hopeful that state funding may be received for the Fenwood Creek request.

**6. Policy Issues Discussion and Committee Determination to the County Board for its Consideration**

A. Legislative and Budget Report: current and future legislative initiatives related to the 2021-22 State Budget

1. Parks, Recreation and Forestry (PRF)

Discussion: No updates.

2. Conservation Planning and Zoning (CPZ)

Discussion: Daigle reported there has been no news or updates.

3. Solid Waste

Discussion: No updates

**7. Next meeting date, time & location and future agenda items:**

**Tuesday, June 29, 2021 3:00 p.m. Marathon County Courthouse, Assembly Room 500 Forest Street Wausau WI**

A. Committee members are asked to bring ideas for future discussion

B. Announcements/Requests/Correspondence

**8. Adjourn – Motion** / second by Seefeldt / Drabek to **adjourn** at 4:28 p.m. Motion **carried** by voice vote, no dissent.

Paul Daigle, County Conservationist

For Jacob Langenhahn, Chair

cc: (via email/web site) ERC members; County Administrator; Corporation Counsel; County Clerk

PD/cek



**PETITION FOR ZONE CHANGE**  
BEFORE THE MARATHON COUNTY BOARD OF SUPERVISORS



**RECEIVED**

APR 13 2021

1. As authorized by §17.91 of the Marathon County Zoning Code (I) (we) (Name & Address):

Cody Milanowski  
213705 Lakefront Dr Hatley, WI 54440

MARATHON CO. CONSERVATION,  
PLANNING & ZONING DEPT.

hereby petition to rezone property owned by (Name & Address): Theresa Milanowski  
213705 Lakefront Dr Hatley, WI 54440

from the classification RR, Rural Residential to NE, Neighborhood Commercial

2. The legal description of that part of the property to be rezoned is (include only the description of the land proposed to be rezoned. You may need to have a surveyor draft this description): See attached

Parcel Identification Number (PIN): 022-2710-031-0989

3. The proposed change is to facilitate the use of the land for (be specific-list all proposed uses):  
No change proposed at this time, existing use will continue

4. Please address the following criteria as best as you can. These are the "standards for rezoning" which will be addressed at the public hearing. (Use additional sheets if necessary).

A. In detail, explain what public facilities and services serve the proposed development at present, or how they will be provided. All public facilities and services are present

B. Explain how the provision for these facilities will not be an unreasonable burden to local government. No anticipated unreasonable burden existing shooting range

C. What have you done to determine that the land is suitable for the development proposed?  
No propose development on site, existing uses

D. Explain what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas. All applicable permits will be obtained prior to development

E. Explain any potential for conflict with existing land uses in the area. The use on site is already existing and adjacent lands are zoned agricultural and rural estate, and Neighborhood commercial zone property is only 100' feet away.

(OVER)



- F. Demonstrate the need of the proposed development at this location. Parcel was inappropriately zoned,
- G. What is the availability of alternative locations? Be specific. None
- H. If cropland is being consumed by this Zone Change, what is the productivity of the agricultural lands involved? None
- I. If cropland is being consumed by this zone change, explain how the proposed development will be located to minimize the amount of agricultural land converted. None

5. Include on a separate sheet (no larger than 11 x 17) a drawing of the property to be rezoned, at a scale of 1"=200 ft or larger. Show additional information if required. **(If larger sheets are required to adequately portray the site, include ten (10) copies).**

All property owners within 300 feet of the parent parcel proposed for rezoning are parties in interest, and will be notified by Marathon County Conservation, Planning, and Zoning Department of the public hearing notice via direct mail.

6. If the Environmental Resources Committee, at the public hearing for this zone change request, is unable to make a recommendation based upon the facts presented and/or request additional information, clarification or data from the petitioner, Town Board, or any other source, that information shall be supplied to the Conservation, Planning, and Zoning Department 24 hours or more prior to the next regularly scheduled meeting (date and time to be announced at each regular meeting). Twenty four hour notice is required for all agenda items. If the requested information, etc. is not supplied, the zone change petition is denied and will only appear on the agenda as a report. No additional testimony will be accepted. The petitioner (applicant) may re-apply at any time to bring the matter back before the Committee. **No exceptions to this policy will be granted.**

7. Petitioner's Signature *Cody Milamant* Phone 715-573-4868 Date 4/13/21  
 8. Owner's Signature *Theresa Mahan* Phone 715-581-4871 Date 4/13/21  
(If different)

Date Fee Received: \$ 600.00

**Fee \$600.00 PAYABLE TO MARATHON COUNTY**

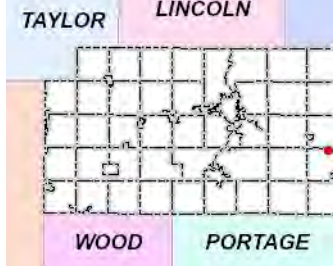
**Attendance at the Public Hearing** before the Marathon County Environmental Resources (ERC) Committee is not mandatory if you have appeared before the Town Planning Commission and/or the Town Board to present your proposal. If there was opposition to your proposal at the town level, attendance at the ERC hearing is recommended.

**RECEIVED**  
**APR 13 2021**

**MARATHON CO. CONSERVATION,  
 PLANNING & ZONING DEPT.**



# Land Information Mapping System



### Legend

- Road Names
- Parcels
- Parcel Lot Lines
- Land Hooks
- Section Lines/Numbers
- Right Of Ways
- Named Places
- Municipalities
- 2020 Orthos Countywide
  - Red: Band\_1
  - Green: Band\_2
  - Blue: Band\_3

## RED HICKORY RD

43.38 0 43.38 Feet



NAD\_1983\_HARN\_WISCRS\_Marathon\_County\_Feet

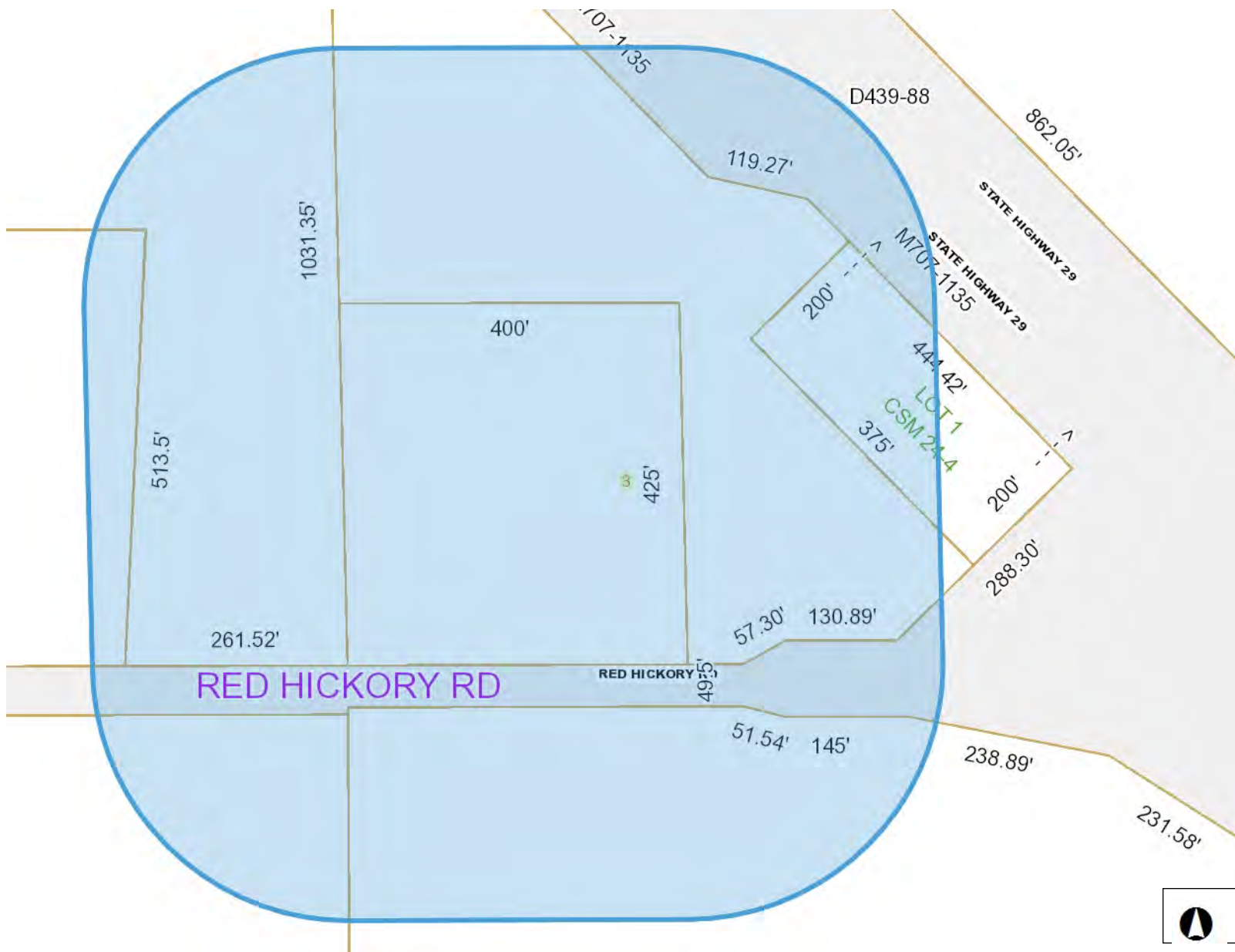
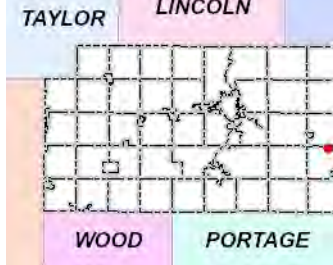
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THIS MAP IS NOT TO BE USED FOR NAVIGATION

### Notes



# Land Information Mapping System



## Legend

- Road Names
- Parcels
- Parcel Lot Lines
- Land Hooks
- Section Lines/Numbers
- Right Of Ways
- Named Places
- Municipalities



87.00 0 87.00 Feet

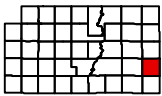


NAD\_1983\_HARN\_WISCRS\_Marathon\_County\_Feet

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**THIS MAP IS NOT TO BE USED FOR NAVIGATION**

## Notes

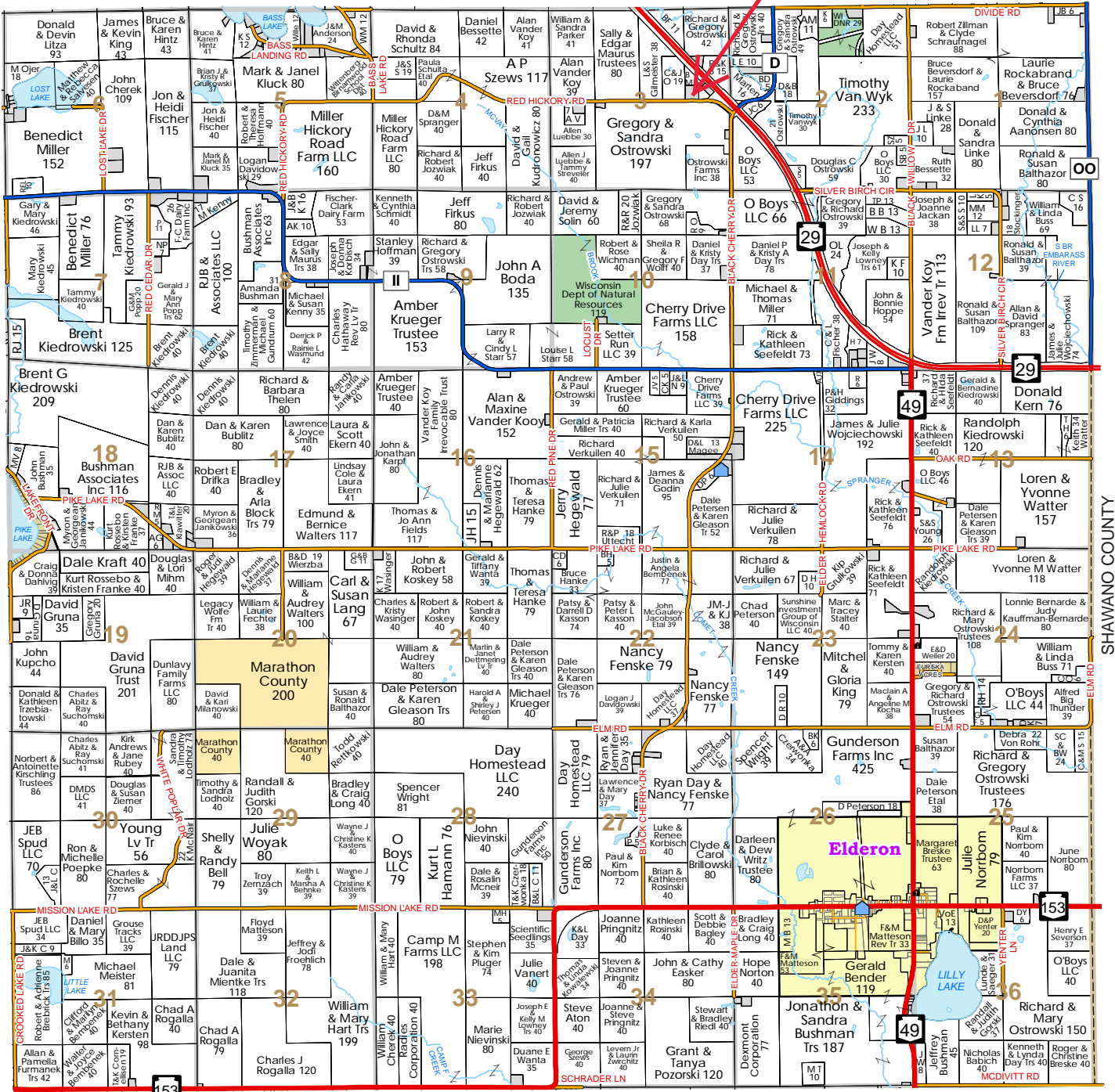


# Elderon

# Township 27N - Range 10E

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SEE PAGE 63



SEE PAGE 27

4-H programs use hands-on activities in robotics, rocketry, computer science and electrical engineering to teach problem solving, creative and critical thinking, and build excitement for engineering and technology.

The image shows two computer monitors on a desk, displaying blue-tinted data or code. A 4-H clover logo is in the bottom left corner.

STATE OF WISCONSIN )  
MARATHON COUNTY )  
TOWN OF ELDERON )

**RESOLUTION ON ZONING ORDINANCE AMENDMENT**

TO THE MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE

I, Mary Ostrowski, Clerk of the Town of Elderon, Marathon County, State of Wisconsin, do hereby certify that the following is a true and correct copy of a resolution adopted by the Town of Elderon Town Board at a meeting held on the 9th day of June, 2021.

RESOLUTION

WHEREAS, Section 59.69(5)(e)3., Wisconsin Statutes, provides that if a town affected by a proposed amendment disapproves of the proposed amendment, the town board may file a certified copy of a resolution adopted by such board disapproving of the petition with the Environmental Resources Committee prior to, at or within ten (10) days after the public hearing, and

WHEREAS, if the town board of the town affected in the case of an ordinance relating to the location of boundaries of districts files such a resolution, the Environmental Resources Committee may not recommend to the County Board approval of the petition without change, but may only recommend approval with change or recommend disapproval.

NOW, THEREFORE BE IT RESOLVED that the Town of Elderon Town Board considered on the 9th day of June, 2021, petition by Cody Milanowski on behalf of Theresa Milanowski to amend the Marathon County Zoning Ordinance to rezone lands from R-R Rural Residential to C-V/R-C Conservancy Recreation described as part of the SE ¼ of the NE¼ of Section 03, Township 27 North, Range 10 East, Town of Elderon. The existing parcel proposed to be rezoned is 3.90 acres in size with the parcel; PIN# 022-2710-031-0989

The Town of Elderon hereby has considered the following standards for rezoning above property (use additional sheets if necessary):

- 1) Has the applicant provided what public facilities and/or services currently serve the proposed development, what additional services may be required, and how the additional services will be provided?  
 No  Yes Explain: No additional services required
- 2) Has the applicant demonstrated how the provision of the public facilities will not be an unreasonable burden to local government?  
 No  Yes Explain: no burden to local government
- 3) Has the applicant determined that the land is suitable for the development proposed? Explain.  
 No  Yes Explain: no proposed development
- 4) Has the applicant demonstrated what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas? Explain.  
 No  Yes Explain: No adverse effects
- 5) Is there any potential for conflict with existing land uses in the area?  
 No  Yes Explain: No conflict

(OVER)

- 6) Has the applicant demonstrated the need for the proposed development at this location? Explain.  
 No  Yes Explain: parcel was inappropriately zoned
- 7) Has the applicant demonstrated the availability of alternative locations? Be specific  
 No  Yes Explain: No alternative location
- 8) Is cropland is being consumed by this zone change? What is the productivity of the agricultural lands involved?  
 No  Yes Explain: No Cropland
- 9) Has the applicant explained how the proposed development will be located to minimize the amount of agricultural land converted?  
 No  Yes Explain: No agricultural land affected
- 10) Is proposed rezone request consistent with the town's adopted Comprehensive Plan? Explain.  
 No  Yes Explain: \_\_\_\_\_
- 11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?  
 No  Yes Explain: \_\_\_\_\_

The Town of Elderon recommends:  **Approval**  **Disapproval** of the amendment and/or zone change.

OR  **Requests an Extension\*** for the following reasons: \_\_\_\_\_

\*Wis. Stats §59.69(5)(c), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk Mary Ostrowski  
 Town Board Don Bennett  
Michael Reynolds  
Craig Oshel

NOTE: If you recommend disapproval of this request, please make every effort to send a representative to the Environmental Resources Committee Public Hearing. Town input at the hearing is always appreciated. Please return this form before June 18, 2021 to:

Marathon County Conservation, Planning and Zoning Department  
 210 River Drive  
 Wausau, WI 54403



**Theresa Milanowski  
Petition to Rezone Land  
Staff Report, June 29<sup>th</sup>, 2021  
Environmental Resources Committee**

**Findings of Fact**

**PUBLIC HEARINGS/MEETINGS:**

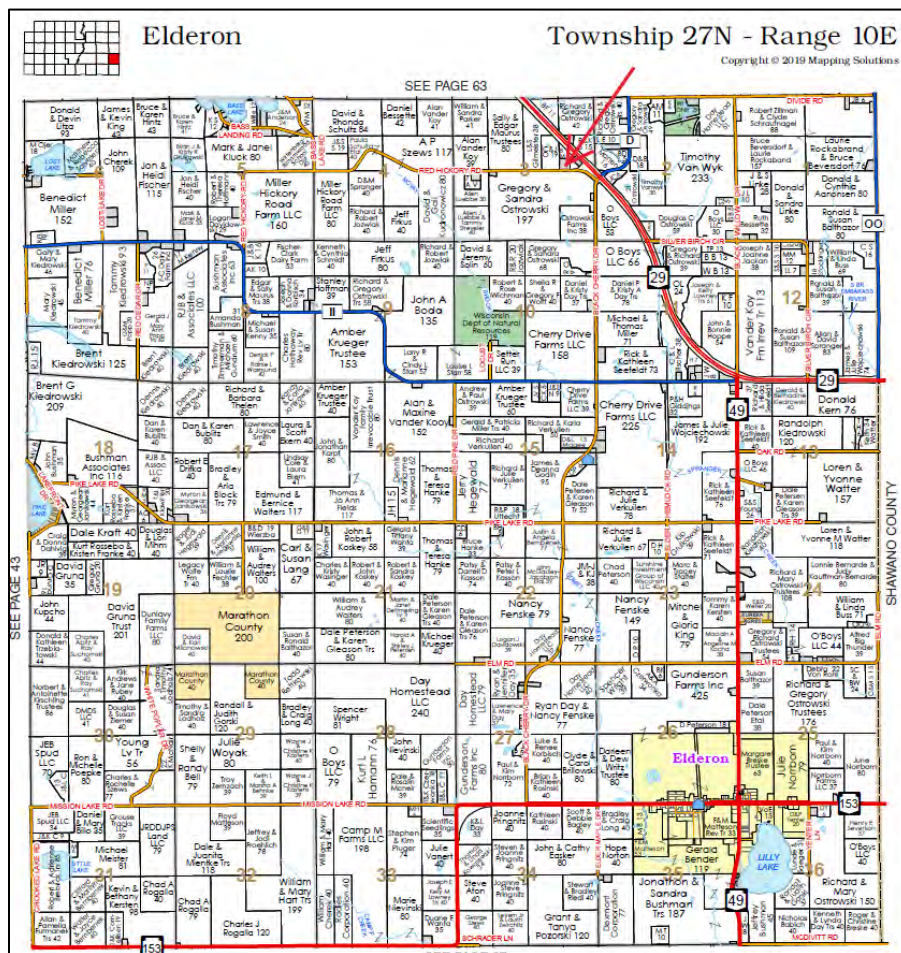
- Town of Elderon Town Board Meeting (June 9<sup>th</sup>, 2021)
- Marathon County Environmental Resources Committee Meeting (June 24<sup>th</sup>, 2021 at 3:00pm)

**PETITIONER:** Cody Milanowski – 213705 Lake Front Drive, Hatley WI 54440

**PROPERTY OWNER:** Theresa Milanowski – 213705 Lake Front Drive, Hatley WI 54440

**LOCATION OF REZONE REQUEST:** Area proposed to be rezoned is located approximately 1,150 feet north west of the intersection of Red Hickory Rd and Black Cherry Dr. (just west of State Highway 29)

*Map 1: Location of Rezone Request*



**REQUEST:**

The petition of Cody Milanowski on behalf of Theresa Milanowski to amend the Marathon County Zoning Ordinance to rezone lands from R-R Rural Residential to C-V/R-C Conservancy Recreation described as part of the SE ¼ of the NE¼ of Section 03, Township 27 North, Range 10 East, Town of Elderon. The existing parcel proposed to be rezoned is 3.90 acres in size with the parcel; PIN# 022-2710-031-0989.

**EXISTING ZONING DISTRICT:**

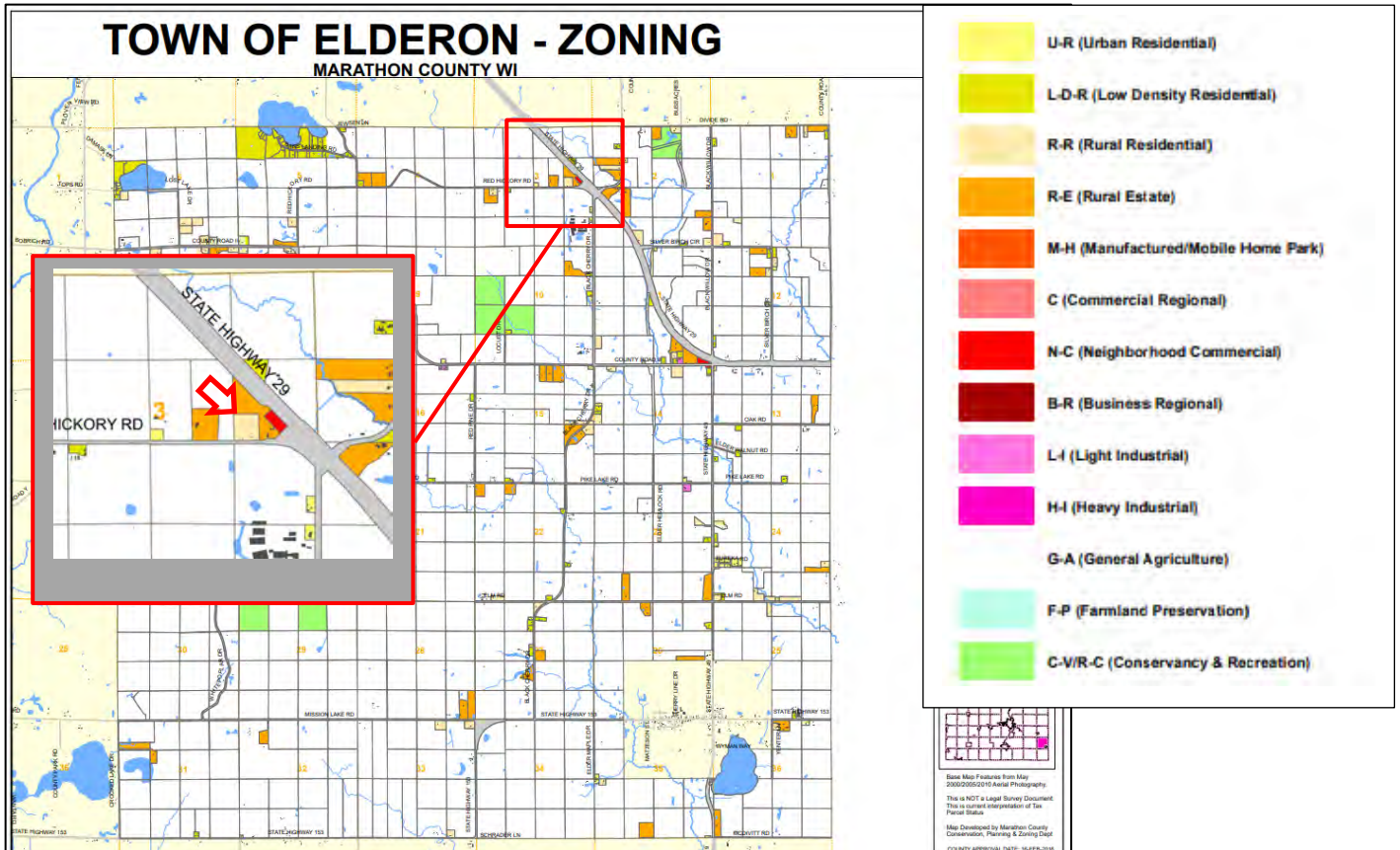
**R-R Rural Residential District.** The purpose of the R-R district is to accommodate single-family residential use along existing streets, to preserve the rural character while promoting open space single-family residential development (involving the extension of new streets), and to separate agricultural uses from other more extensive community development within the county. Limited agricultural activities are permitted in this district. These areas may or may not be serviced by municipal water and sanitary sewer.

**PROPOSED ZONING DISTRICT:**

**C-V/R-C Conservancy/Recreation District.** The purpose of the Conservancy/Recreation district is to provide areas that conserve existing undeveloped natural areas and include the following:

1. To preserve and protect the value of distinctive geologic, topographic, botanic, historic, or scenic areas;
2. To protect the ecological balance of an area;
3. To conserve natural resources, such as river valleys, and tracts of forest land; and
4. To reduce the problems created by intensive development of areas having excessively high water tables, or which are subject to flooding, or which are topographically unsuited for urban type uses.
5. To provide for the orderly and attractive grouping of passive recreation-oriented establishments, facilities, and structures.

**EXISTING ZONING DISTRICT MAP:** Adjacent parcels are zoned Rural Estate (Orange), General Agriculture (White), with a few residentially zoned parcels in close proximity. There is also one parcel to the east of the parcel in question that is zoned Neighborhood Commercial.



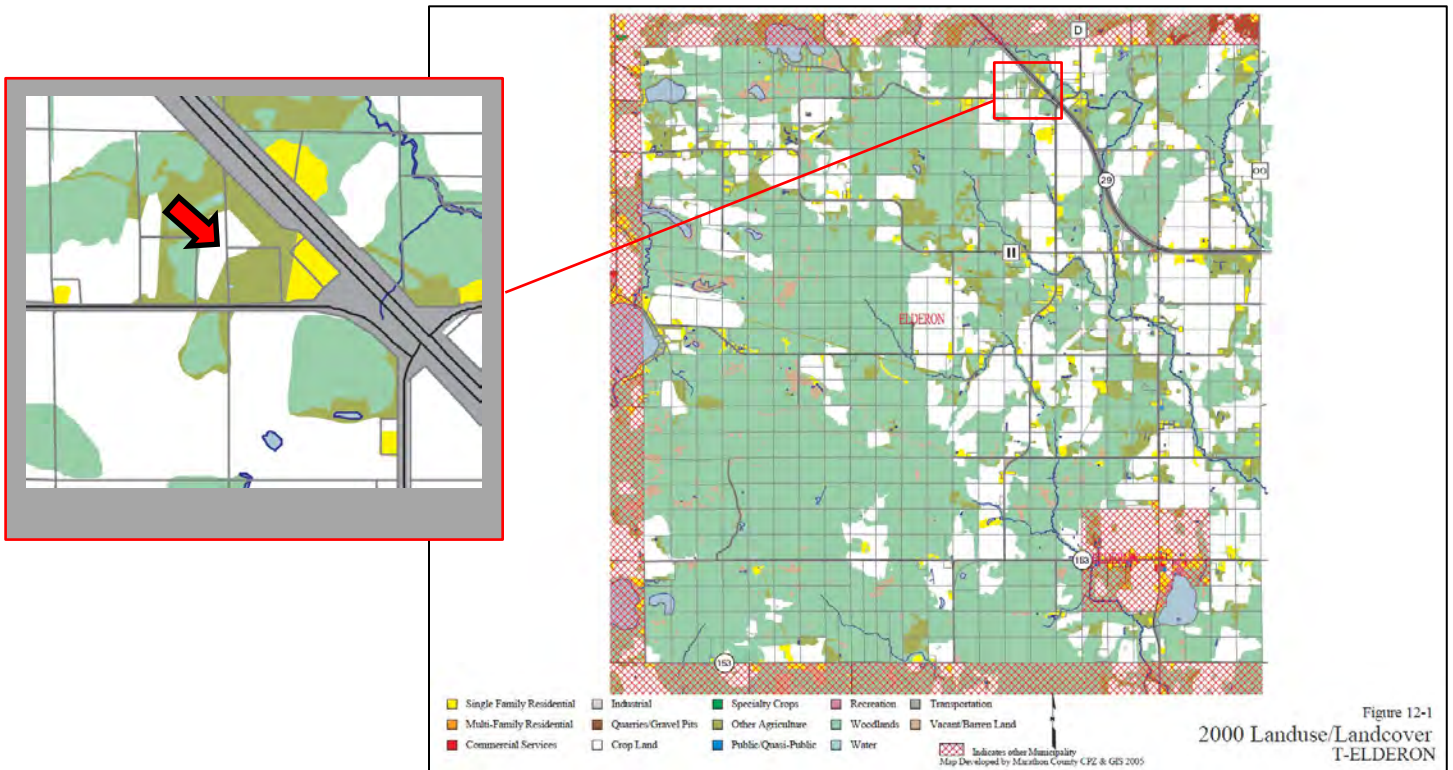
Map #2 Town of Elderon- Zoning District Map

**3.900  
Acres**

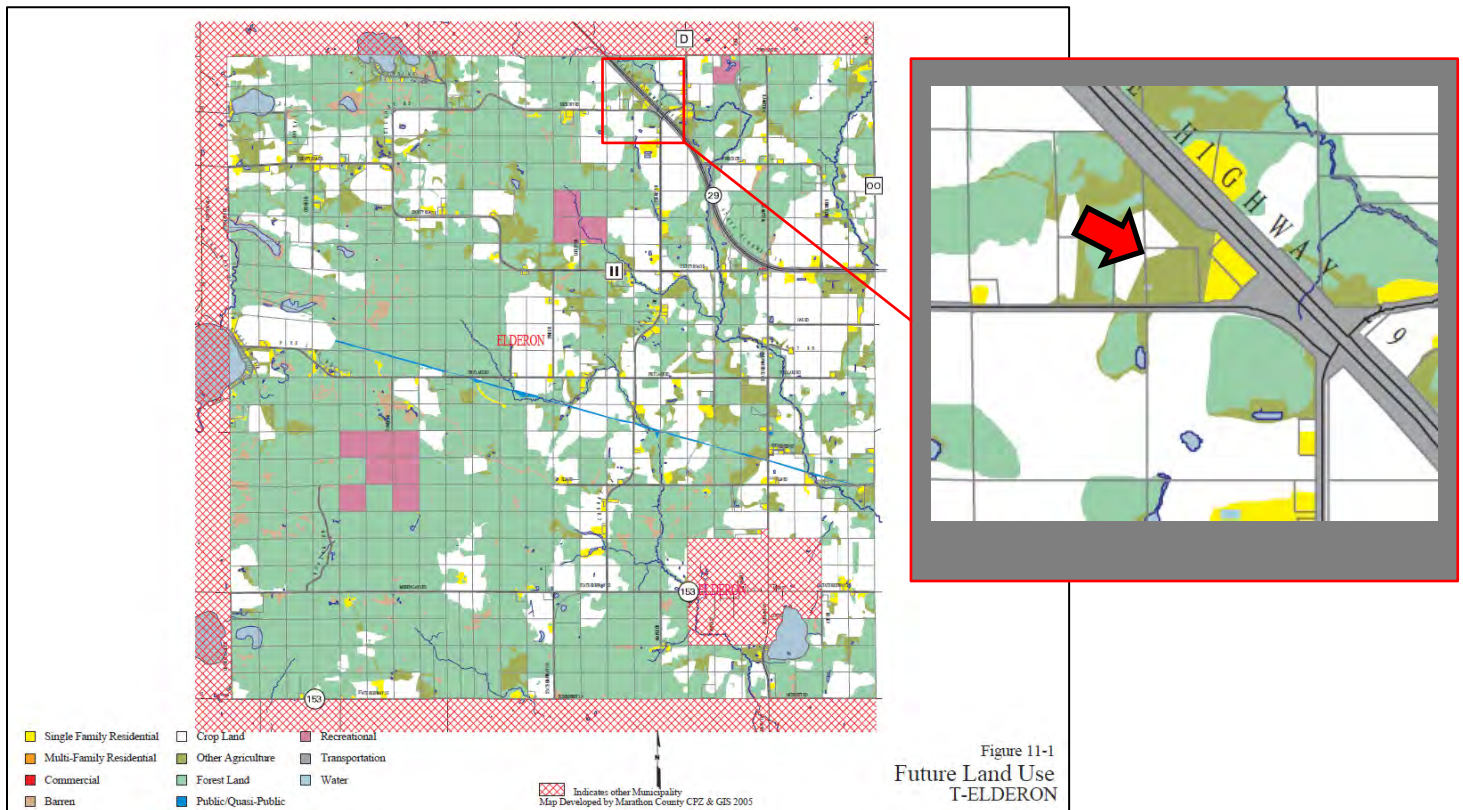
**Legal Notification:**  
A legal advertisement was published in the *Wausau Daily Herald*. Notice of the zoning change request was also sent by regular mail to adjacent property owners within 300 feet of the subject property.



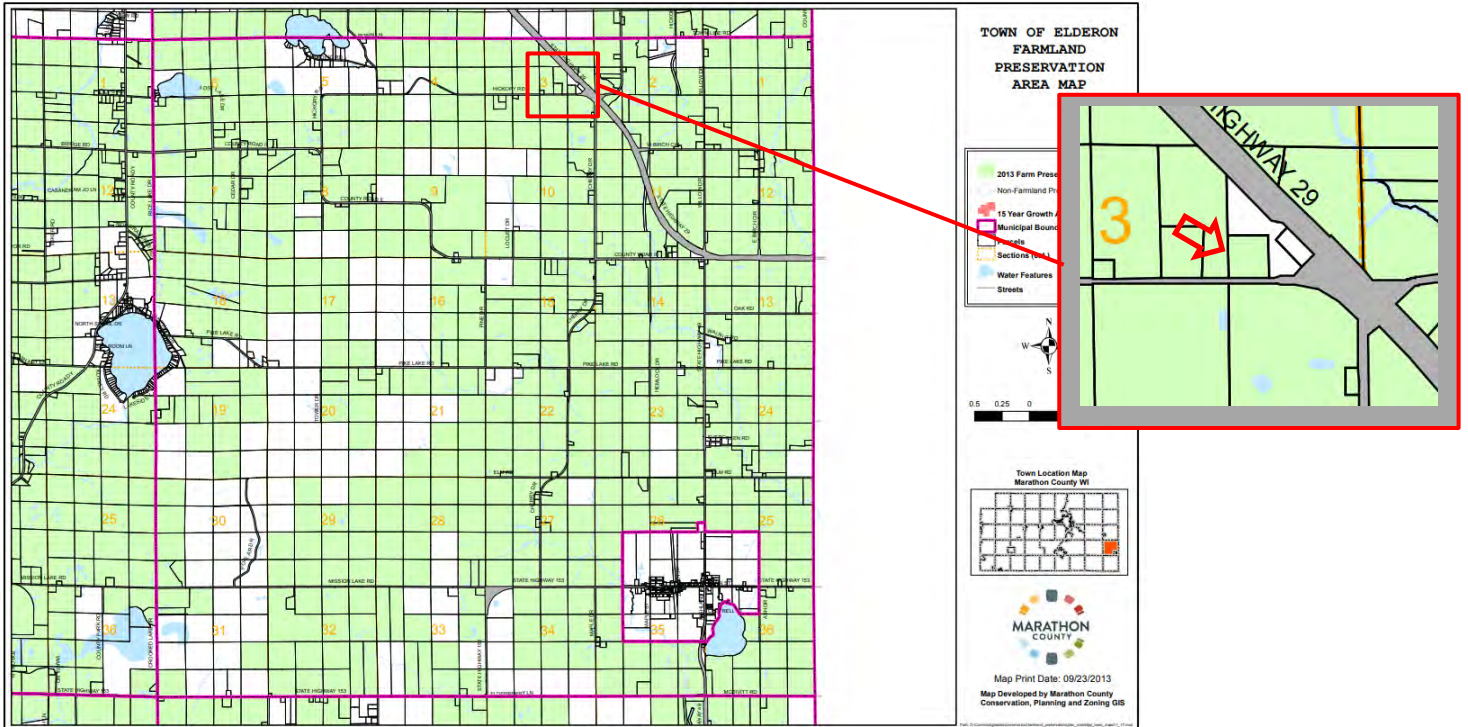
**Existing Generalized Land Use/Land Cover Map – Town of Elderon (Comprehensive Plan)** The parcel proposed to be rezoned is shown as Other Agriculture Land uses in the Town’s Comprehensive Plan Existing Land Use/Land Cover Map (2000). Adjacent land uses are comprised of similar land uses including Crop Land, Single Family Residential, and Woodland uses.



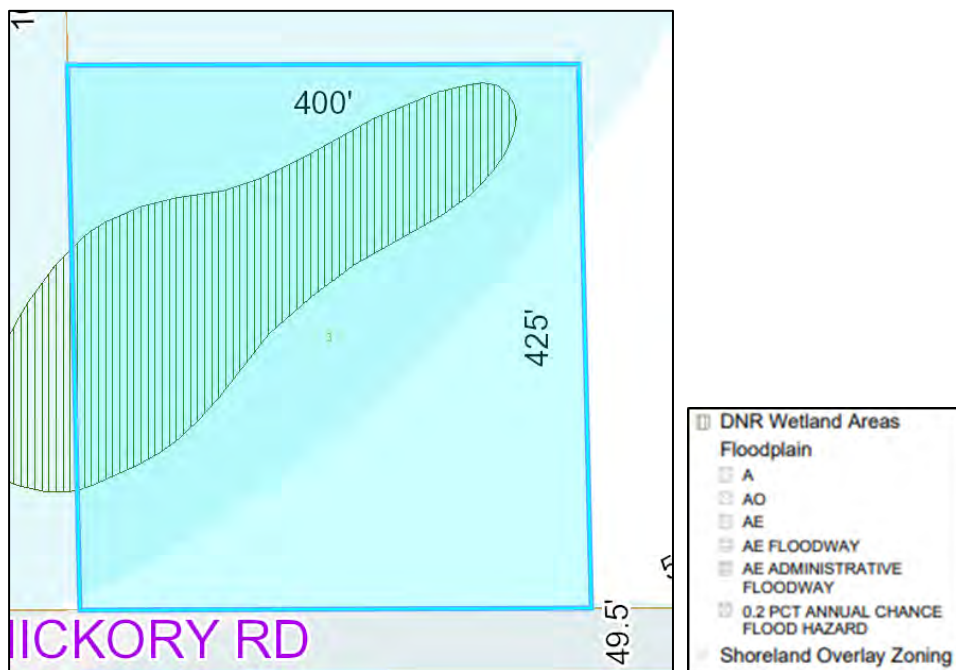
**TOWN COMPREHENSIVE PLAN FUTURE LAND USE MAP (2007 Plan):** The area proposed to be rezoned is shown as Other Agriculture land uses in the Town’s Comprehensive Plan Future Land Use/Land Cover Map. Adjacent land uses are comprised of similar land uses including Woodland, Agricultural, and Single Family Residential Land Uses.



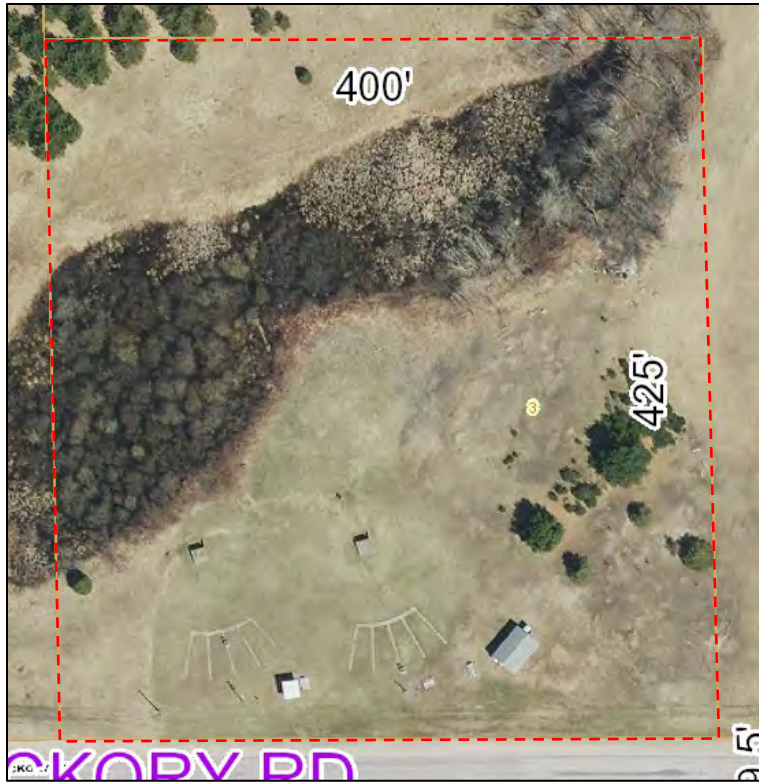
**FARMLAND PRESERVATION PLAN:** The area in question was designated as a farmland preservation area in the Farmland Preservation Plan. Yet, the Town of Elderon does not participate in Farmland Preservation zoning therefore there are no parcels within the town zoned farmland preservation.



**SIGNIFICANT PARCEL LIMITATIONS OR NATURAL FEATURES:** The area proposed to be rezoned has DNR mapped wetlands and is partially covered by the shoreland overlay, there are no mapped floodplain areas on the parcel in question.



**Aerial Photo:**



**Aerial Photo of Adjacent Parcels**



## TOWN RECOMMENDATION:

On June 9<sup>th</sup>, 2021 the **Town of Elderon** Town Board Recommended **Approval** to Marathon County's Environmental Resources Committee.

11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?	
<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes Explain: _____
The Town of Elderon recommends: <input checked="" type="checkbox"/> <b>Approval</b> <input type="checkbox"/> <b>Disapproval</b> of the amendment and/or zone change.	
OR <input type="checkbox"/> <b>Requests an Extension*</b> for the following reasons: _____	
<small>*Wis. Stats §59.69(5)(c), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.</small>	
Clerk	<u>Mary Ostrowski</u>
Town Board	<u>Don Anderson</u> <u>Michael Reynolds</u> <u>Craig Oehl</u>

### Staff Comments regarding ERC Conclusions of Law:

1. The rezoning is substantially consistent with the following plans. *(note how the proposed relates to the future land use plan and the vision, goals, objectives, and policies of the plan)*
  - a. [Marathon County](#) Comprehensive Plan
  - b. [Town](#) Comprehensive Plan and,
  - c. Marathon County [Farmland Preservation Plan](#).

The Marathon County Comprehensive Plan relies on the Town Comprehensive Plan regarding specific land uses and zoning districts for individual parcels. The parcel proposed to be rezoned is shown to be designated for other agriculture land uses in the future land use map. CPZ staff rely on the towns to make these recommendations given the town board members and residents know their town and the true purpose and intent of the plan. Although the town's comprehensive plan referenced in this staff report was created in 2007 and the land use maps are over 15 years old, it is important to note the Town of Elderon is in the process of updating their comprehensive plan, and they have made a recommendation of approval. As indicated in the town resolution, the town board believes the rezone is consistent with the purpose and intent of their comprehensive plan.

2. The location of the proposed development minimizes the amount of agricultural land converted and will not substantially impair or limit current or future agricultural use of other protected farmland.  
No cropland will be converted as a result of the rezone in question.

3. The applicant has demonstrated that...
  - a. There is a need for the proposed development,
  - b. Adequate public facilities are present or will be provided *(note impacts on roads, water, sewage, drainage, schools, emergency services, etc.)*, and

c. Providing public facilities will not be an unreasonable burden to the local government.

a. The need is related to correcting an original zoning classification error, current uses onsite are not permitted in the current zoning district in question. The rezone will more closely align the existing uses on site with the purpose of the zoning district as well as the permitted and conditionally approved uses within the district (CV/RC). Additionally, the owner would like to pursue a use that is not currently allowed in the Rural Residential zoning district.

b. All necessary public facilities are anticipated to be provided (if not already provided) given any proposed development would rely of private systems such as a private well and sanitary system (if applicable)

c. No anticipated burden on local government, all applicable building, construction, and use standards will be applied during the zoning and building permit review process.

4. The rezoning will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas.

All Federal, State, and Local permits and approvals are required for any applicable development onsite. Additionally, the proposed rezone will likely not result in any unreasonable air and water pollution as all pertinent regulations apply and will need to be adhered to. Any disturbance greater than one acre would need a DNR Stormwater Management Permit.

5. The Town has approved the proposed rezone of the property.

The Town of Elderon Town Board has recommended approval of this rezone petition.

6. All concerns from other agencies on the proposed rezone have been addressed? (*DNR, Highway, DOT*) What are the concerns?

The county was not made aware of any concerns from other agencies.

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### **STAFF (CPZ) RECOMMENDATION(S):**

The rezone meets all the zoning district standards as it relates to size, frontage, access, and dimension. Current use(s) onsite are not permitted in the current zoning district in question. Use(s) is considered existing non-conforming. If approved the rezone will more closely align the existing uses on site with the purpose of the proposed zoning district as well as the permitted and conditionally approved uses within the district (CV/RC). If approved, the Town of Eldeorn should update their comprehensive plan to reflect the proposed rezone to CV/RC from the R-R zoning district. The future and existing land use maps should also reflect the existing recreational land uses onsite. The rezone also appears to be consistent with the purpose and intent of the Towns Comprehensive Plan as indicated by the town resolution.

Based on the information provided above, findings of fact, conclusions of law, and the town's recommendation, it appears the rezone request meets all of the rezone criteria and standards for rezoning. Therefore, CPZ staff recommend that the Environmental Resources Committee recommend **Approval** to the Marathon County Board of Supervisors.



**Case: #1**  
**Environmental Resources Committee**  
**Decision Form**

**Conclusions of Law**

Marathon County Environmental Resources Committee (ERC) must consider all of the following standards in their decision. Please review and explain how the request does or does not meet each of these standards.

To approve a rezone, ERC must answer 'agree' to each of these standards. If the ERC recommends approval, but answers 'disagree' to any of these questions, a plan/ordinance changes, and/or additional information is required to satisfy the criteria.

1. The rezoning is substantially consistent with the following plans. *(note how the proposed relates to the future land use plan and the vision, goals, objectives, and policies of the plan)*
- a. [Marathon County Comprehensive Plan](#)
  - b. [Town Comprehensive Plan](#) and,
  - c. Marathon County [Farmland Preservation Plan](#).

Agree       disagree       insufficient information

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2. The location of the proposed development minimizes the amount of agricultural land converted and will not substantially impair or limit current or future agricultural use of other protected farmland.

Agree       disagree       insufficient information

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3. The applicant has demonstrated that...

- a. There is a need for the proposed development,
- b. Adequate public facilities are present or will be provided *(note impacts on roads, water, sewage, drainage, schools, emergency services, etc.)*, and
- c. Providing public facilities will not be an unreasonable burden to the local government.

Agree       disagree       insufficient information

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4. The rezoning will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas.

Agree       disagree       insufficient information

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5. The Town has approved the proposed rezone of the property.

Agree       disagree       insufficient information

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6. All concerns from other agencies on the proposed rezone have been addressed? *(DNR, Highway, DOT)* What are the concerns?

Agree       disagree       insufficient information

---

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**Environmental Resources Committee Decision**

On the basis of the above findings of fact, conclusions of law, and the record in this matter, the Marathon County Environmental Resources Committee finds that the rezoning is:

- Approved Motion/ Second
- Denied, for the following reasons
- Tabled for further consideration

Specify reasons for denial, or additional information requested:

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- An amendment to the county comprehensive plan is needed to approve this petition.
- An amendment to the county farmland preservation plan is needed to approve this petition.

Describe recommended amendments:

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Signature:

Chairman: \_\_\_\_\_

STATE OF WISCONSIN )  
COUNTY OF MARATHON) SS  
TOWN OF WAUSAU )

**RESOLUTION: R-2 - 2021**

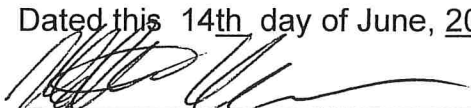
WHEREAS, the Town Board of Supervisors of the Town of Wausau has heretofore been petitioned to amend the Town Zoning Ordinance, and

WHEREAS, the Town on due notice conducted a public hearing on the proposed amendment(s), and

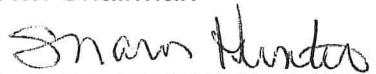
WHEREAS, the proposed amendments(s) has been given due consideration by the Town Board in open session,

NOW, THEREFORE, pursuant to §60.62(3) Wis. Stats., the Town Board of Supervisors of the Town of Wausau does hereby request review by the County Zoning Committee and subsequent recommendation for County Board approval of the attached Zoning Ordinance (and accompanying Zoning Map).

Dated this 14th day of June, 2021

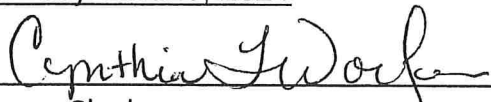
  
\_\_\_\_\_  
Town Chairman

  
\_\_\_\_\_  
Town Supervisor

  
\_\_\_\_\_  
Town Supervisor

**CERTIFICATION**

I, Cynthia L Worden, Clerk of the Town of Wausau, Marathon County, State of Wisconsin of hereby certify that the attached is a true and correct copy of a Zoning Resolution adopted by a majority vote of the Town Board of the Town of Wausau on 14<sup>th</sup> day of June, 2021

  
\_\_\_\_\_  
Town Clerk

6-14-2021  
\_\_\_\_\_  
Date

**RECEIVED**

JUN 15 2021

MARATHON CO. CONSERVATION,  
PLANNING & ZONING DEPT.



**TOWN OF WAUSAU, MARATHON COUNTY, WISCONSIN  
AN ORDINANCE AMENDING THE CODE OF ORDINANCE CREATING  
SECTION 17.08 DEFINITIONS AND SECTION 17.46(3)ae  
PERTAINING TO CONDITIONAL USE SPECIAL EVENT VENUES**

Section 1: **Sec. 17.08 Definitions:**

*Special Event Venue:* A special event venue is any activity held on property in the Town of Wausau for the payment of money or any other valuable thing that brings the public to the property which may include but is not limited to educational, recreational, or retail events; organized meetings; and/or receptions, weddings, parties, or other events.

**Sec. 17.46 (3)ae CM Commercial/light manufacturing district**

ae. Special event venues.

Section 2: If any provision of these Ordinances is invalid or unconstitutional or if the application of these Ordinances to any person or circumstance is found invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the provision or application of these Ordinances which can be given effect without the invalid or unconstitutional provision or application.

Section 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

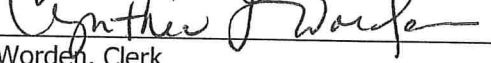
Section 4: These Ordinances shall be in full force and effect from and after their date of passage and notice as required by law.

Adopted this 14 day of June, 2021.

TOWN OF WAUSAU

By:   
Matt Baer, Chairperson

ATTEST:

By:   
Cindy Worden, Clerk

Adopted: 6-14-2021

Noticed: 6-15-2021

**TOWN OF WAUSAU  
MARATHON COUNTY, WISCONSIN  
AN ORDINANCE AMENDING THE CODE OF THE TOWN OF WAUSAU  
BY CREATING SECTION 17.08 DEFINITIONS, 17.44(4)i and 17.45(3)x  
PERTAINING TO CONDITIONAL USES &  
AGRICULTURAL EVENT VENUES**

The Town Board of the Town of Wausau, Marathon County, Wisconsin, do ordain as follows:

Section 1:

**Sec. 17.08 Definitions:**

*Agricultural Event Venues.* An Agricultural Event Venue means any activity incidental to the operation of a farm that brings members of the public to the farm which may include but is not limited to educational, recreational, or retail events as well as for special events, such as weddings, receptions, or parties, craft sales, and/or wine tasting.

**Sections 17.44(4)i and 17.45(3)x** of the Zoning Code of the Town of Wausau entitled "Agricultural Event Venues" is hereby created to provide as follows:

(1.) In addition to all other requirements of this code and as may be set by the Town Board, as conditions for granting a conditional use permit and operation, an Agricultural Event Venue:

1. Must be conducted on a parcel with a lot area of at least five (5) acres.
2. Building shall be compliant with the Wisconsin Commercial Building Code.
3. Building and any portable structures/tents must maintain the minimum set back requirements for District (AT-1/40 Agricultural Transition District or A-1/80 Agricultural District) in which the Agricultural Event Venue is zoned.


Section 2: If any provision of these Ordinances is invalid or unconstitutional or if the application of these Ordinances to any person or circumstance is found invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the provision or application of these Ordinances which can be given effect without the invalid or unconstitutional provision or application.

Section 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

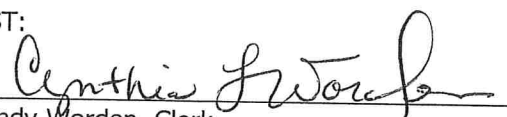
Section 4: These Ordinances shall be in full force and effect from and after their date of passage and notice as required by law.

Adopted this 14 day of June, 2021.

TOWN OF WAUSAU

By:   
Matt Baer, Chairperson

ATTEST:

By:   
Cindy Worden, Clerk

Adopted: 6-14-2021

Noticed: 6-15-2021

## APPENDIX B NEW OR EXPANDED POSITION REQUEST

### I. GENERAL INFORMATION

**Department:** Conservation, Planning and Zoning **Date:** 6/29/2021  
**Position Requested:** Water Resources Technician FT  PT  FTE 100 %  
(Reclass from Casual position to Full time grant funded position) **Number of Positions:** 1  
**Division Position Will Be Assigned To:** N/A (Indicate NA if not applicable)

Projected Start Date of Position: Immediately upon approval

Priority Number of This Position: N/A

If you are requesting more than one position, prioritize all your requests and indicate the priority number of position.

### II. FULL EXPLANATION OF NEED FOR POSITION

#### A. Is this position request compatible with the County's mission statement?

*Yes. This position directly aligns with the mission statement as it will provide significant leadership and coordination of the shoreland protection programs within the Conservation, Planning and Zoning Department (CPZ) and the newly approved Land and Water Resources Management Plan. This position will be key in ensuring that programs and regulations are developed and implemented so that Marathon County is promoting policies that conserve natural resources and protect/enhance surface and groundwater; while ensuring a balance with promoting economic growth and development. These key efforts will aid in making Marathon County and the surrounding area a preferred place to live, work and do business.*

#### B. What is your department's mission statement and how does position support this mission and/or department strategic plan?

*CPZ's Mission is to protect our community's land and environment. Because we believe that the economic strength and vitality of our community is dependent on the quality of our resources. Through leadership, accountability, community engagement, and collaborative partnerships we promote thoughtful and deliberate use of resources and innovative solutions. So that Marathon County has healthy people, a healthy economy, and a healthy environment today and tomorrow. This requested position supports this mission by providing direct leadership, focusing on community engagement and creating collaborative partnerships to programs that directly impact the environment. Enhanced communication between the land resource programs and partners of the County, such as lake groups, farmers, community groups and stakeholders will achieve water quality improvement. This program is in alignment with the strategic plan, as well as, directly meeting established outcomes of the Land and Water Resource Management Plan.*

*In addition to the current duties of the casual position, the following Marathon County Strategic Plan and Land and Water Resource Management Plan objectives will be the responsibility of this position:*

***Strategic Plan Objective 5.2: Promote sound land use decisions that conserve and preserve natural resources in decisions with economic development and growth.*** This focus will help CPZ achieve the outcome of reducing phosphorus runoff in the Fenwood Creek Watershed by 14,016 lbs. by December 31<sup>st</sup>, 2022. This will be achieved by striving to implement 35 ft. Tillage Setbacks in the Fenwood Creek Watershed to reduce phosphorus runoff.

***Land and Water Resource Management Plan Objectives:***

***Goal 2.1 Reduce agricultural runoff to surface water (soil sediment, organics, and nutrients).***

***Outcome Measure: 35% of impaired cropland riparian buffers under 35 feet will be re-established by 2030***

**Goal 2.2 Work to implement the Wisconsin River Watershed and Upper Fox Wolf River Total Maximum Daily Load (TMDL)**

*Outcome Measures:*

- a. By 2023, develop and support a coalition(s) of stakeholders to develop and implement action plan(s) to reduce phosphorus loading from agricultural lands; work with community stakeholders to form at least two additional coalitions to enhance the adoption of plan goals. (EPPIC model)
- b. Fenwood Creek Watershed Plan goals are met by December 31st, 2026. If goals are not met, a re-assessment of strategies must be done

**Goal 2.3 Protect and enhance natural habitat areas along riparian corridors and wetlands.**

**Strategies:**

*Outcome Measures:*

- a. An inventory on the current status and condition of all riparian buffers will be completed by 2022.
- b. By 2030, install 25,000 lineal feet of riparian buffers that are at least 35 feet in width.
- c. Complete lake and river management plans for waters without plans by 2030. Keep all plans updated, as required, to keep them eligible for WDNR grant assistance

- C. Indicate reasons for asking for position including purpose of position, applicable workload data and trends, etc. **plus attach relevant supporting data**. If more than one position of the same classification is being requested, also justify the number requested.

*The purpose of this position is to lead and assist lake groups with implementation of [lake and watershed management plan](#) recommendations, implement citizen engagement activities related to lake, shoreland, water quality and watershed issues including developing information and education materials. In addition, this position will be part of a team achieving the identified outcomes of the [Land and Water Resource Management Plan](#) pages 100-120. Relevant goals, strategies and outcomes are identified in these aforementioned plans.*

*Of critical importance is that this work is classified as quartile 2 work in the Priority Based Budgeting system.*

- D. What benefit will the position provide to the County? How does the position improve/enhance customer service and/or address community needs?

This position will meet the following needs of the County:

*As noted above in question B, this position will help to meet clearly identified goals in the recently approved Land and Water Resource Management Plan. The work of the technician will focus on the highest priorities identified in the plan, which will both protect and enhance surface water quality in the county's lakes and streams. Enhancing surface water quality is also a high priority in the [County's Comprehensive plan](#) (see page 67)*

*Customer service – integration and coordination of shoreland activities between the conservation program area and the regulatory shoreland zoning area.*

*Community needs – focus on community engagement with a dedicated staff person available to assist and lead community led efforts.*

- E. Indicate any alternatives to creating this position that were considered and why you still chose to request the position?

*The Department considered contracting, partnering with adjacent counties and not working on these priorities. After full consideration of these options, CPZ believes that a fulltime position is needed to achieve the identified priorities and that choosing to not work on these priorities was not a viable option if we are to hoping to reach the outcomes identified by the county. In addition, the identified workload and outcomes in the newly adopted Land and Water Resource Management Plan along with availability of grant funds to cover costs associated with this position, merit this request to move this position from a casual part-time position to full time.*

F. What will be the effect if the proposed position is not created?

*The primary effect of not creating the position will be the inability to achieve some of the goals of both the Strategic Plan and Land and Water Resource Management Plan. In addition, the loss of increased community engagement to achieve these goals will be significantly reduced.*

G. What criteria will you use to monitor the effectiveness and performance of the position? (Increasing revenues, improved customer service, decreasing costs, enhancing services, etc?)

*The outcomes identified in both the Strategic plan and the Land and Water Resource Management plan listed in B above will be the clearly identified outcomes for this position, along with the outcomes identified in grant agreements for the grant funds that currently pay for this position at the casual classification.*

*In addition, customer services will be increased by having a permanent, well trained, engaged staff member in this position. This will allow the staff member the ability to gain trust, establish relationships, and engage the community in the efforts to improve water quality. In addition the department will have an experienced staff member in shoreland restoration to work with citizens wanting to re-establish shoreland buffers both voluntarily and through the mitigation requirements.*

### III. SPECIFIC DUTIES OF NEW POSITION

A. List the specific duties position will perform plus the approximate percentage of time to be spent on each duty.

**Existing Duties:**

- *Work with lake, river and other community organizations to identify priorities and to build citizen engagement to implement lake, river, shoreland, watershed and water quality improvement projects including meeting facilitation and event planning. (10%)*
- *Provide technical assistance to property owners and landscaping contractors related to shoreland restoration, native plants and habitat, stormwater practices and erosion control practices. Make recommendations and develop shoreland restoration plans. (10%)*
- *Develop/design, implement, and maintain shoreland restoration demonstration sites throughout Marathon County. (10%)*
- *Initiate, develop, and implement educational and outreach materials related surface water topics and provide general support to lake groups including social media platforms. (10%)*
- *Assist with shoreland mitigation plans as required of the Marathon County Shoreland Zoning Ordinance. (10%)*
- *Seek and apply for grants to implement various lake, river and watershed plan goals and objectives.*
- *Assist the Land Use Specialist in administering the non-metallic mining ordinance of Marathon County. (20%)*

**New Duties:**

- *Reduce agricultural runoff to surface water (soil sediment, organics, and nutrients) by restoring 35% of impaired cropland riparian buffers under 35 feet. (15%)*
- *Protect and enhance natural habitat areas along riparian corridors and wetlands. (15%)*

B. Could another County department use the expertise of this position? OR could you use the expertise of another department to meet your needs? Why or why not?

*While this position could possibly assist other Departments (Parks, Highway, Stormwater coalition, etc.) in areas related to shoreland erosion control, shoreland buffers, etc., CPZ does not believe that another Department has the expertise needed for the specific work duties of this position. This position will need strong knowledge of water resource related issues and strong communication skills that is not currently available from another Department.*

- C. If the work is currently being done by the County, how is it being accomplished (contract basis, temporary help, current employee, etc.)? Why is this arrangement no longer acceptable?

*The current casual position is focusing primarily on the lakes and shoreland program. The new work related to building additional community engagement and cropland buffers is currently not being done. These are new priorities based upon the recently approved 2021 Land and Water Resource Management plan. The casual position does not provide enough staff time to complete the additional work and has limitations when it comes to creating a streamlined shoreland mitigation/shoreland zoning program due to limitations outlined in the lake grant requirements.*

IV. POSITION COSTS AND FUNDING SOURCES

- A. What is the anticipated total cost of this position? (Include salary; benefits; office space, remodeling, furniture, and equipment; travel; and other applicable costs.) All office costs are already covered as this is an existing causal position: Salary and benefits are as follows (as provided by Employee Resources Department).

<b>Title - CPZ Technician (Water Resource Technician)</b>				
<b>CONSERVATION, PLANNING AND ZONING</b>				
<b>FTE = 1.0</b>				
<b>2021 BUDGET PLANNING - NEW POSITION COST</b>				
	<b>Projected 2021 Rates</b>	<b>Minimum</b>	<b>Mid-Point</b>	<b>Maximum</b>
<b>DBM B23</b>		\$39,837	\$46,809	\$55,394
Health - Family	\$1,963.00	\$23,556	\$23,556	\$23,556
Dental - Family	\$62.14	\$746	\$746	\$746
FICA Retirement Rate	6.20%	\$2,470	\$2,902	\$3,434
FICA Medicare Rate	1.45%	\$578	\$679	\$803
Unemployment Insurance	0.10%	\$40	\$47	\$55
Retirement - Employer	6.75%	\$2,689	\$3,160	\$3,739
Worker's Comp - Municipal	0.89%	\$355	\$417	\$493
PEHP	\$21	\$546	\$546	\$546
<b>Total Estimated Cost *</b>		<b>\$70,817</b>	<b>\$78,862</b>	<b>\$88,766</b>

- B. Explain specifically how position will be funded.

Amount of County tax levy: 0% \_\_\_\_\_ % of total costs: 0%  
 Amount of any outside funding: \$78,862 \_\_\_\_\_ % of total costs: 100% \_\_\_\_\_

Source of outside funding: *Lake grants 60%, Non-metallic mining fees 5%, Fenwood Creek Watershed Grants 35%.*

Length of outside funding: *2-4 years* \_\_\_\_\_  
 Likelihood of funding renewal: *Highly likely additional grants will be secured for position.* \_\_\_\_\_

Would this outside funding be used to offset the levy if not used for this position?  
*No, the funding sources identified above (specifically the grant funding and nonmetallic mining fees), are directly tied to deliverables identified in this request.*

- C. Will the proposed position allow your department to increase revenues or decrease expenditures beyond the cost of the position? If yes, how?

*There is potential for increase in revenues from lake groups, community groups, etc. as the position increases community engagement efforts to improve water quality and shoreland health. In addition, there are always opportunities to apply for additional lake grant funds as well as other grants to continue to work towards achieving the resource goals. Another new potential source of funding are additional fees generated from the development and execution of additional cost share agreements as a result of this position and the related 8% administrative fee charged to landowners. This position is not dependent upon those sources, but if generated they could be used for future CPZ budgets.*

- D. Does the proposed position provide preventive services that will lead to cost avoidance or more extensive services in the future? OR Can the proposed position be justified as an investment with future benefits to the County greater than the cost of the position? If yes, how?

*Yes, this is an investment in reducing pollution into the surface and groundwater of Marathon County. The resources concerns identified in the recently approved Land and Water Resource Management Plan clearly articulate the high level of impairments in the waters within the county. If this position is approved it will result in steps toward improving this condition. Degraded water quality has been proven to reduce property values, outdoor recreation opportunities including fishing, waterskiing, and swimming. These all are reflected in lower quality of life for residents of the county along with visitors trying to enjoy the water resources of the county.*

- E. Can the position costs be offset by eliminating or reducing a lower priority function? If yes, explain.

*No, CPZ has worked hard to reduce the Priority Based Budgeting Quartile 4 programs to ensure that the Department's work focuses on higher priority programs. Currently the only programs remaining in Quartile 4 is a 100% grant funded program. These program funds cannot be used for anything other than that specific program so would not benefit this position proposal. As stated earlier, this position will be conducting work that has been rated to be in Quartile 2 category work, primarily under the Land and Water Resource Management Plan.*

V. COMMITTEE OF JURISDICTION

What is the recommendation of the committee of jurisdiction? *Environmental Resources Committee*

**NOTE: An updated or new Position Description Questionnaire (PDQ) may be necessary to complete the job evaluation process.**

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Signature of Supervisor/Manager Completing Request

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Date

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Department Head Signature

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Date