



**TOWN OF SPIDER LAKE, SAWYER CO, WI
PLAN AND REVIEW COMMISSION MEETING 01/02/2008**

PLEDGE OF ALLEGIANCE

CERTIFIED SURVEY MAP REVIEW

- 1) None

NEW BUSINESS

- 1) Driveway Ordinance

Proposed 1/2/08 revisions from meeting

4.5 Driveway Regulations

A) Applicability:

All new driveways, private roads, private and temporary road entry ways and access easements must have a minimum driving surface of 12 feet be cleared 16 feet wide and have a height clearance of 14 feet.

B) Regulations:

- 1) No new driveway, private road and/or temporary road entry way or access easement shall be constructed without a permit issued by the Town Zoning Administrator or his designee. After an application is submitted, consideration of all zoning, land use, traffic, safety, health and other relevant factors shall be considered before denying, permitting or permitting same with special conditions. An approved Town Driveway Permit must be in place before a land use, conditional use, special use or building permit can be issued.
- 2) Existing driveways/private roads and access easements shall conform to the regulations ~~when possible~~. The Town denies any liability (check with attorney if this can be worded differently such as held harmless) where existing driveway/private road or access easement does not meet the standards outlined above. It is ultimately the responsibility of the property owner to ensure and maintain adequate and safe access.

C) Remedies and forfeiture:

Any person and/or persons who fail to make application prior to construction and receive a permit and comply with any provisions listed above shall forfeit not less than \$100, nor more than \$500, for each violation together with all associated costs and disbursements and liability for damage. Each day shall constitute a separate violation.

D) Severability:

The approval of a Town Driveway Permit and the issuance of a permit by the Town Zoning Administrator does not constitute a determination that the driveway is safe, suitable for use or otherwise passable for vehicles of the general public or emergency vehicles, that public access and travel is authorized, or that the applicant or permit tee is in compliance with these regulations. No person may rely on the issuance of either permit to determine that a driveway, bridge, culvert or highway access location is fit or safe for any purpose or that any person is in compliance with these regulations or any State or County laws or ordinance. It is ultimately the responsibility of the property owner to ensure and maintain adequate and

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safe access. The above provisions shall be deemed severable and if any provision of the regulations or the application thereof to any person or circumstance is declared invalid, the remainder of the regulations to these persons or circumstance shall not be affected.

F) Enforcement:

These regulations shall be enforced by the Town Zoning Administrator, any member of the Town Board or its designee.

G) The Town Board shall have the right to establish reasonable permit fees. (See fee schedule – tentative \$150.00)

Chairman Krause recommended that the revisions once completed be sent to the committee of 3 to review and prepare questions to review with attorney by a telephone conference call. A committee is to be appointed at a later date.

- 2) Permit fees for Permit # 07-26 (manufactured home) and 06-30 (dwelling never built) Owner: Michael Deyo After much discussion and extenuating circumstances a motion was made by Baumann: Town to retain the amount of the new permit fee Permit 07-26 in the amount of \$607.04 plus \$150.00 administrative fee for unused permit 06-30 in the amount of \$2033.92 with the balance of \$1276.88 to be returned to Mr Deyo, was 2nd by Brandt all in favor MC. This is to be taken to the board as the recommendation of the PRC.

OLD BUSINESS

- 1) Continued work on possible zoning ordinance amendments.

2.0 Definitions

Change to read:

(46) KENNEL: ~~As defined in section 174.001 (2)(m) of State Statutes.~~

A structure used for the harboring of more than three (3) animals, and not numbering more than 25, that are more than six (6) months old in age.

4.4 l)3)1) For lots that abut navigable waters. All new buildings and structures, except piers, and boat hoists, which may require a lesser setback, shall be setback seventy five feet from:

- a. The ordinary high-water mark of navigable waters.
- b. A wetland ~~adjacent~~ connected to any navigable water with a elevation at or below the ordinary high-water mark.

For lots that abut wetlands not ~~adjacent~~ connected to navigable waters a setback of forty feet is required from the wetland boundary for all new building and structures. Navigable wetlands shall be determined by the Department of Natural Resources or a certified private delineator. Certification of wetland delineation, if required, is the responsibility of the property owner.

All setback distances are measured from the overhand or appendage such as a deck, horizontally to the closest point require above.

6.8 Kennel or Kennel/Boarding

As defined here in shall be a conditional use, if there are more than ~~five~~ three (5 3) animals boarded, housed, or kept for the purpose of breeding, sale or sporting purposes.

l) ~~Subject to the provisions of Chapter 174 of the Wisconsin Statutes.~~

J) The maximum number of animals over five three (5 3) will be determined by the Conditional Use Permit.

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SECTION 15.0 ZONE DISTRICTS

Create:

GENERAL: The Permitted Uses and Conditional Uses stated for each zone district are intended to be representative in nature - not all inclusive. Uses similar to those listed as Permitted Uses may be permitted by the Zoning Administrator, uses similar to those listed as Conditional Uses may be permitted by the Zoning Committee.

ZONING POLICY ISSUES, ORDINANCE INTERPRETATION AND COMMITTEE GUIDANCE FOR DEPARTMENT STAFF

ANY OTHER BUSINESS THAT MAY COME BEFORE THE COMMITTEE FOR DISCUSSION ONLY.

Motion made by Ross to adjourn 2nd by Woods MC

Meeting ended 8:40 p.m.