



**TOWN OF SPIDER LAKE, SAWYER CO, WI
PLAN AND REVIEW COMMISSION MEETING 05/05/10**

Meeting was called to Order at 6:03. All members of the commission present except Brandt, with Brandt to arrive shortly. Overman served as Secretary. Zoning Administrator Boss was present.

Pledge of Allegiance

Minutes of the meeting April 7, 2010 were approved. Motion by Cerman, 2nd by Ross, MC

Certified Survey Map Review

1) Owner: William Boersma - Located in lot 1, CSM No. 7631 and Part Of The NW ¼ - NW ¼ And Gov't Lot 4, Sec. 27, T. 42 N., R6W.

Outlot 2 was created for Title transfer and can not be sold separately. Motion to approve CSM Cerman, 2nd by Woods, Brandt arrived. MC

Zoning Administrators Report

1) Zoning administrator report on status of campground and Notice of Violation/Order for Corrective Action. Recreational equipment not removed by April 23, 2010 as stated in Notice. Owner: Bear Foot Bay LLC. c/o Michon M Schaefer. Location: 12375N Town Hall Rd. Placement of a new recreational vehicle on property that is no longer a campground.

Boss reviewed the history of compliance issues regarding the site. He reported that the former Bear Paw Resort campground license was voided in July of 2009. Boss and Matthew Dale from Dept of Health visited the site in April of 2010. Dale indicated work needed to be done before the site could obtain a license. Hucker reported that also was contacted by one of the owners and that he suggested that if they had information to support the contention that the site was operated as a campground, the owners should provide that information to the Town

Mike Kelsey, Esq. appeared on behalf of Bear Foot Bay LLC and provided a time line for 2009 and documents from which he contended that a new conditional permit from the Department of Health and Family Services was issued to allow the site to qualify for a permanent campground license if certain conditions were met within 30 days of issuance (April 30, 2010). Questions were raised about what evidence exists to show that the site is open as campground open to the public. One email was produced to suggest that one family had maintained a trailer on site from 1980 until 2009. No details regarding this use after the current owners took over the former Bear Paw Resort and Campground were provided.

It was noted that very little if any evidence was provided that would tend to support the owners' contention that the site was operated as a campground. It was confirmed that the camper/trailer placed on the site was owned by the owners. He was asked to provide information that would support the fact that the site has been maintained as a campground based upon the Zoning Ordinance definition of a campground. He also was requested to provide business records, tax returns, etc. that would support the notion that the site was operated as a campground.

It was noted that based upon the site's RR- 2 zoning classification, the owners might apply for a conditional use permit to operate a campground. The alternative is to remove the camper/trailer they owned that was placed on site and used by family in the last year.

After further discuss, motion was made by Brandt and seconded by Ross:

Provided that by May 8, 2010 owner disconnects the new trailer's utilities and the trailer remains unoccupied, owner is given 15 days to provide the Zoning Administrator evidence of operation of the site as "campground" as that term is defined in 2.2 of Town of Spider lake Land use Ordinance for the last 10 years. Owner grants the Zoning Administrator permission to go on site to inspect. Pending receipt of information and compliance with the conditions of this motion no citation will be issued prior to June 3, 2010.

Motion Carried and Mr. Kelsey accepted the conditions on behalf of his clients.

**TOWN OF SPIDER LAKE, SAWYER CO, WI
PLAN AND REVIEW COMMISSION MEETING
05/05/10 - CONTINUED**

Old Business

1) Driveway Permit Ordinance revision consideration adding culverts to ordinance.

Discussion – Boss and Road Committee met to discuss options. Recommendation to the PR&C is that we should add language for the placement of culverts similar to sample driveway ordinances from other towns. Hucker to work with Boss on revisions to integrate into the Town's ordinances.

2) Update on county proposed permitting process on short term rentals.

The survey received from the county was discussed and a number of objections to the form the survey were raised including the failure to hold short term rentals to the same standard when they do not meeting licensing requirements and pay taxes that should be paid. It was suggested that it is discriminatory against resorts, motel and short term rental owners who abide by the law.

Question was raised about how county would regulate short term rentals with its current staffing. It was suggested that the town respond to the survey, noting its inadequacies and highlighting concerns outside those identified issues in the survey. Brandt will put something together and get it to Hucker in time for the Town Board meeting.

3) Update on county proposed cell tower ordinance and work on TSL ordinance re towers and alternative energy structures.

Hucker provided the letter the Town Board sent on this subject to the County.

Discussion followed on alternate energy or renewable energy standards and the concept of regulation by conditional use. Hucker provided definitions used by the state and other municipalities. Members were asked to review information provided as the PRC will discuss at next meeting.

Motion to adjourn made by Brandt, 2nd by Cerman. MC
Meeting adjourned at 9:30

Kathy Overman
Acting Secretary