AGENDA



Eau Claire County Board of Supervisors Tuesday, March 5, 2024, at 7 pm Eau Claire County Government Center 721 Oxford Ave • Eau Claire, WI 54703 County Board Room 1277

Join from meeting link:

https://eauclairecounty.webex.com/eauclairecounty/j.php?MTID=me680acd31e8eeaa69b67160576d4e8d6

Join from meeting number: Meeting number: 2531 647 3143 Password: W2Mdbnhfp65

Join from phone: 415-655-0001 Access Code: 2531 647 3143

Watch live on our website: https://www.eauclairecounty.gov/our-government/county-board/meeting-agendas-minutes

For those wishing to make public *written* comment must fill out your information on the following link and click "Submit" at least 60 minutes prior to the start of the meeting. Link: https://bit.ly/3CEnwe2

- (1) Indicates 1st Reading
- (2) Indicates 2nd Reading
- **1.** Call to Order
- 2. Honoring of the Flag and Moment of Reflection by: Supervisor Heather DeLuka
- **3.** Call of the Roll
- **4.** Approval of the Journal of Proceedings from February 20, 2024 *Page 1*
- 5. <u>PUBLIC COMMENTS</u>
- 6. REPORTS TO THE COUNTY BOARD UNDER 2.04.320

Oral Reports

Children's Long Term Support Update by Angie Weideman, Director of Human Services Page 3

Written Reports

7. PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS

 Rezoning request from owner, Ed & Nancy Hink; and applicant, Eric Knauf – American Land Surveying for the Town of Pleasant Valley Page 4

8. FIRST READING OF ORDINANCES BY COMMITTEES

9. FIRST READING OF ORDINANCES AND RESOLUTIONS BY MEMBERS

Committee on Human Resources

File No.

23-24/087 (1) Ordinance: To amend section 3.20.005 of the Code: Salaries of Elected Officers

Page 5

10. REPORTS OF STANDING COMMITTEES, COMMITTEES, COMMISSIONS AND BOARDS UNDER 2.04.160 AND SECOND READING OF ORDINANCES

Committee on Planning and Development

File No.

23-24/070 (1) Ordinance: Amending the 1982 official zoning district boundary map for the Town

of Lincoln Page 10

11. <u>APPOINTMENTS</u>

12. <u>ANNOUNCEMENTS</u>

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF SUPERVISORS

Tuesday, February 20, 2024

The County Board of Supervisors of the County of Eau Claire convened at the Courthouse in the City of Eau Claire on Tuesday, February 20, 2024, and was called to order by Chair Nancy Coffey at 7:00 p.m.

A moment of silence was observed for former Supervisors Judith Gatlin and Donald Southard. The Board honored the flag with the pledge of allegiance. Moment of reflection was given by Supervisor Larry Hoekstra.

Roll Call: 25 Present: Supervisors Todd Meyer, Amanda Babb, Joe Knight, Stella Pagonis, Larry Hoekstra, Dane Zook, Steve Chilson (v), Cory Sisk, Allen Myren, Nancy Coffey, Brett Geboy, Connie Russell, Kirk Dahl, Nick Smiar, James A. Dunning, Gerald "Jerry" Wilkie (v), John Folstad, Katherine Schneider (v), Robin Leary, Heather DeLuka, Jodi Lepsch, Tami Schraufnagel, Kyle Johnson, Kimberly Cronk (v), Missy Christopherson

3 Absent: Supervisors David Hirsch, Thomas Vue, Mark Beckfield

1 vacant seat – District 11

(v) – attended virtually

JOURNAL OF PROCEEDINGS (January 16th & February 7th, 2024)

On a motion by Supervisor Smiar, seconded by Supervisor Christopherson, the Journal of Proceedings for January 16, 2024, was approved via voice vote. On a motion by Supervisor Geboy, seconded by Supervisor Christopherson, the Journal of Proceedings for February 7, 2024, was approved via voice vote.

PUBLIC COMMENTS

There were no public comments.

REPORTS TO THE COUNTY BOARD UNDER 2.04.320

Oral Reports

The following oral reports were given:

Broadband update – Rod Eslinger, Director of Planning and Development/Broadband Committee Clerk and Todd Meyer, Broadband Committee Chair/County Board Supervisor

ARPA Report – Jason Szymanski, Finance Director

Administrator Report – Kathryn Schauf, County Administrator

HSHS/Prevea closure potential County impacts - Angela Weideman, Human Services Director

Written Reports

The following written reports from the Finance Department were presented: 2024 Contingency Fund and January Vouchers over \$10.000

PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS

A rezoning request from owner and applicant, Gina Rumpel, for the Town of Brunswick was referred to a future meeting of the County Board.

REPORTS OF STANDING COMMITTEES, COMMITTEES, COMMISSIONS AND BOARDS UNDER 2.04.160 AND SECOND READING OF ORDINANCES

Committee on Administration

Resolution 23-24/075 EXTENDING THE EXISTENCE OF THE SPECIAL COMMITTEE – OPIOID TASK FORCE

On a motion by Supervisor Schraufnagel, seconded by Supervisor Russell, the resolution was adopted unanimously via roll call vote.

Committee on Human Resources

Ordinance 23-24/069 On a motion by Supervisor Myren, seconded by Supervisor Hoekstra, ordinance 23-24/069 was referred back to the Human Resources committee via a roll call vote as follows:

24 Ayes: Supervisors Meyer, Babb, Knight, Pagonis, Hoekstra, Zook, Chilson, Sisk, Myren, Coffey, Geboy, Russell, Smiar, Dunning, Wilkie, Folstad, Schneider, Leary, DeLuka, Lepsch, Schraufnagel, Johnson, Cronk, Christopherson

1 No: Supervisor Dahl

3 Absent: Supervisors Hirsch, Vue, Beckfield

1 Vacant: District 11

Committee on Finance and Budget

Resolution 23-24/043 AUTHORIZING THE CANCELLATION OF CHECKS THAT ARE OVER TWO YEARS OLD; DIRECTING THAT SAID TOTAL BE TRANSFERRED TO THE UNCLAIMED TRUST ACCOUNT AND CREDITED TO THE GENERAL FUND

On a motion by Supervisor Sisk, seconded by Supervisor Leary, the resolution was adopted via roll call vote as follows: 24 Ayes: Supervisors Meyer, Babb, Knight, Pagonis, Hoekstra, Zook, Chilson, Sisk, Myren, Coffey, Geboy, Russell, Dahl, Smiar, Dunning, Wilkie, Folstad, Schneider, Leary, DeLuka, Lepsch, Schraufnagel, Johnson, Christopherson 1 No: Supervisor Cronk

3 Absent: Supervisors Hirsch, Vue, Beckfield

1 Vacant: District 11

Resolution 23-24/072 AUTHORIZING A 2023 BUDGET AMENDMENT FOR APPROVAL OF 2023 GRANT AWARDS, DONATIONS, AND OTHER REVENUE GIVEN TO EAU CLAIRE COUNTY On a motion by Supervisor Sisk, seconded by Supervisor Myren, the resolution was adopted unanimously via roll call vote

Committee on Parks and Forest

Resolution 23-24/073 AUTHORIZING THE PARKS & FOREST DEPARTMENT TO PARTICIPATE IN THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES MUNICIPAL DAM GRANT PROGRAM FOR THE LAKE ALTOONA DAM AND EAU CLAIRE RIVER DAM

On a motion by Supervisor Smiar, seconded by Supervisor Myren, the resolution was adopted unanimously via roll call vote with Supervisor Johnson abstaining.

APPOINTMENTS

On a motion by Supervisor Geboy, seconded by Supervisor Myren, the appointment of Steve Cihasky to the Veterans Services Commission was confirmed via voice vote.

The Board adjourned at 9:16 p.m. Respectfully submitted,

Sue McDonald County Clerk

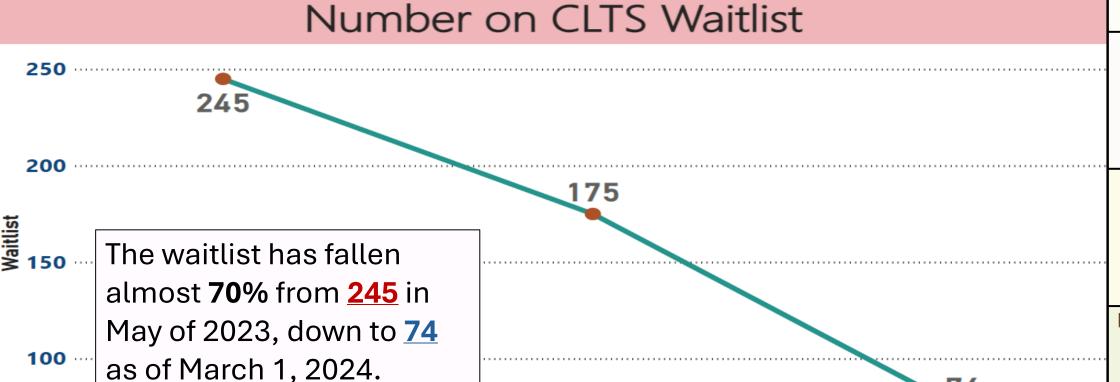


DHS Mission Statement We Care. We Act. We Empower.



Children's Long-Term Support (CLTS)





Current Waitlist

Currently **Enrolled**

CLTS Workers (Actively Seeing Clients)

Projected Number on Waitlist July 1, 2024

10.86

May, 2023

October, 2023

March, 2024



Eau Claire County DEPARTMENT OF PLANNING AND DEVELOPMENT

Fau Claire County Courthouse - Room 3344
721 Oxford Avenue
Fau Claire, Wisconsin 54703-5212
(715) 839-4741

Building Inspection 839-2944

Emergency Management

Geographical Information Systems 839-4730

Land Conservation

839-6226 Land Records

839-4742

Land Use Management 839-4743

> Planning 839-5055

Recycling 839-2756

February 22, 2024

Report to the Eau Claire County Board of Supervisors

The Eau Claire County Department of Planning and Development has received the following application for rezoning:

Owner: Ed & Nancy Hink

Applicant: Eric Knauf - American Land Surveying

File Number: 23-24/086

Legal Description: A parcel of land being part of the SE ¼ of the SW ¼ of Section 35, Township 26 North,

Range 9 West, Town of Pleasant Valley, Eau Claire County, Wisconsin. **Site Address:** Located North of County Road HH, and East of HWY 93

Existing Zoning District: A-P Agricultural Preservation **Proposed Zoning District:** A-2 Agriculture-Residential

Acres to be Rezoned: 5 +/- acres Date Received: 2/21/2024

Holly Weigard

Regards,

Holly Weigand

Administrative Specialist, Planning and Development

RECEIVED

FEB 2 2 2024

COUNTY CLERK

FACT SHEET

TO FILE NO. 23-24/087 Elected Official Wage Recommendation for 2024-2028

Background: The positions of the County Clerk, County Treasurer, and Register of Deeds are filled by partisan candidates who have been elected for a four (4) year term. The roles and responsibilities of these County Officers fall under 59.17 of the Wisconsin State Statute. The positions are considered Department Head level positions, performing the duties and functions associated with managing a department and similarly to other Director level roles throughout the County.

Salaries for these positions are reviewed and considered every four (4) years, prior to the April election. Information was presented to the Committee of Human Resources regarding the setting of compensation for these positions.

The following wage recommendation was a compilation of the following criteria:

1- Salary comparables for the four (4) counties leading Eau Claire in population and size as well as the four (4) counties directly below the Eau Claire population for current year evaluation. This is consistent with the methodology that was used across the entire County for the most recent compensation analysis.

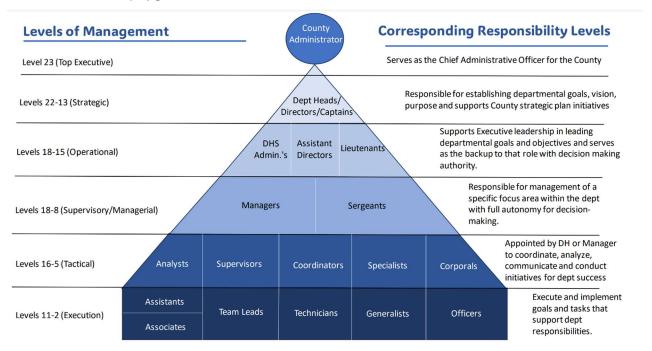
County	Population	2024 Salary
Ozaukee	93,036	\$85,134.40
Sheboygan	96,293	\$113,129.00
Fond du Lac	104,910	\$82,727.00
Walworth	107,753	\$85,995.00
Eau Claire	107,801	\$85,273.00
Shawano	118,793	\$68,778.00
La Crosse	122,629	\$89,405.00
Washington	138,222	\$85,645.94
Marathon	139,198	\$73,351.00
	AVERAGE	\$85,850.67

^{*}Data Source: Population of Counties in Wisconsin (2023) (worldpopulationreview.com)

2- Salary comparables reported from surrounding Counties for future compensation comparison. HR was able to find confirmed and/or proposed recommended salaries for the 3 above-listed positions from the following Counties.

County	2024	%	2025	%	2026	%	2027	%	2028	%
	Salary	Change	Salary	Change	Salary	Change	Salary	Change	Salary	Change
Chippewa	\$77,426	6%	\$82,072	2%	\$83,713	2%	\$85,387	2%	\$87,095	2%
Dodge	\$78,536	7%	\$83,657	3%	\$86,166	3%	\$88,751	3%	\$91,414	3%
Dunn	\$72,422	25%	\$90,553	5%	\$94,854	5%	\$99,359	5%	\$104,079	5%
La Crosse	\$89,405	3%	\$92,087	3%	\$94,879	3%	\$97,695	3%	\$100,626	3%
St. Croix	\$82,254	10%	\$90,553	5%	\$94,854	5%	\$99,359	5%	\$104,079	5%

- 3- Department Head internal comparison based on the role and expected scope of responsibilities to ensure internal equity across the County.
 - a. Based on the newly created Organizational Structure Pyramid, Department Head roles would be equivalent to the (Strategic) Level, which average a grid placement in the paygrid matrix of 13-22.



b. The average of all Department Head roles is a level 18 and if comparing against the departments of comparable size, the average grade level would be 17.

Grade	A		В	C	D	E
1	\$ 14.50	\$	15.66	\$ 16.91	\$ 18.60	\$ 20.46
2	\$ 15.52	\$	16.76	\$ 18.10	\$ 19.91	\$ 21.90
3	\$ 16.60	\$	17.93	\$ 19.36	\$ 21.30	\$ 23.43
4	\$ 17.76	\$	19.18	\$ 20.72	\$ 22.79	\$ 25.07
5	\$ 19.01	\$	20.53	\$ 22.17	\$ 24.39	\$ 26.82
6	\$ 20.34	\$	21.96	\$ 23.72	\$ 26.09	\$ 28.70
7	\$ 21.76	\$	23.50	\$ 25.38	\$ 27.92	\$ 30.71
8	\$ 23.28	\$	25.15	\$ 27.16	\$ 29.87	\$ 32.86
9	\$ 24.80	\$	26.78	\$ 28.92	\$ 31.82	\$ 35.00
10	\$ 26.29	\$	28.39	\$ 30.66	\$ 33.72	\$ 37.10
11	\$ 27.86	\$	30.09	\$ 32.50	\$ 35.75	\$ 39.32
12	\$ 29.53	\$	31.90	\$ 34.45	\$ 37.89	\$ 41.68
13	\$ 31.31	\$	33.81	\$ 36.52	\$ 40.17	\$ 44.18
14	\$ 33.18	\$	35.84	\$ 38.71	\$ 42.58	\$ 46.83
15	\$ 35.18	\$	37.99	\$ 41.03	\$ 45.13	\$ 49.64
16	\$ 37.29	\$	40.27	\$ 43.49	\$ 47.84	\$ 52.62
17	\$ 39.71	\$	42.89	\$ 47.17	\$ 51.89	\$ 57.08
18	\$ 42.29	\$	45.67	\$ 50.24	\$ 55.27	\$ 60.79
19	\$ 45.04	\$	48.64	\$ 53.51	\$ 58.86	\$ 64.74
20	\$ 47.97	\$	51.80	\$ 56.98	\$ 62.68	\$ 68.95
21	\$ 51.08	\$	55.17	\$ 60.69	\$ 66.76	\$ 73.43
22	\$ 54.41	\$	60.39	\$ 67.03	\$ 74.41	\$ 83.34
23	\$ 57.94	5	64.89	\$ 72.68	\$ 81.40	\$ 91.17



In conclusion, the recommendation of HR for the wage recommendation would be factoring in Counties of comparable size and population, the forecasted compensation plans of Counties throughout our geographic region and evaluation of the internal equity of the role and scope of responsibilities.

County	2024	%	2025	%	2026	%	2027	%	2028	%
	Salary	Change	Salary	Change	Salary	Change	Salary	Change	Salary	Change
Eau	\$85,273	8%	\$90,389	3%	\$94,857	3%	\$97,703	3%	\$100,634	3%
Claire										

Fiscal Impact: The annual salary increase for 2025 is \$20,463. The eventual salary increase through 2028 is \$46,083.

Respectfully submitted,

Angela Eckman Human Resources Director

1 2	Enrolled No.	ORDINA	NCE	File No. 23-24/087
3 4	TO AMEND S	SECTION 3.20.005 OF THE COI	DE: SALARIES OF ELE	CTED OFFICERS
5	The Co	ounty Board of Supervisors of the	County of Eau Claire do	es ordain as follows:
7 8	SECTI	ON 1. That Section 3.20.005 of	the code be amended to r	ead:
9	3 20 00	05 Salaries of elected officers.		
10	A.	The salaries of all elected officer	s shall be paid in accorda	nce with Chapter 4.07.
11		The total annual compensation o		
12	be as follows:	1		j
13		1. Clerk of circuit court	\$ 81,517	
14		2. County sheriff	\$108,884	
15		3. County clerk	\$ 78,037	
16		4. County treasurer		
17		5. Register of deeds		
18		C	,	
19	C.	The total annual compensation o	f the elected officials for	calendar year 2022 shall
20	be as follows:	•		•
21				
22		1. Clerk of circuit court	\$ 83,555	
23		2. County sheriff	\$111,606	
24		3. County clerk		
25		4. County treasurer		
26		5. Register of deeds	\$ 80.378	
27			. ,	
28	D.	The total annual compensation o	f the elected officials for	calendar year 2023 shall
29	be as follows:	•		Ž
30		1. Clerk of circuit court	\$ 89,403	
31		2. County sheriff	\$119,418	
32		3. County clerk		
33		4. County treasurer		
34		5. Register of deeds	\$ 82,790	
35		2	,	
36	E. A.	The total annual compensation o	f the elected officials for	calendar year 2024 shall
37	be as follows:	1		,
38		1. Clerk of circuit court	\$ 91,638	
39		2. County sheriff	\$122,403	
40		3. County clerk	\$ 85,273	
41		4. County treasurer	\$ 85,273	
42		5. Register of deeds	\$ 85,273	
43		g	+ 	
44	F.B.	The total annual compensation o	f the elected officials for	calendar vear 2025 shall
45	be as follows:			
46		1. Clerk of circuit court	\$ 93,928	
47		2. County sheriff	\$125,464	
48		3. County clerk	\$ 92,094	
49		4. County treasurer	\$ 92,094	
17		County treabuter	Ψ 22,021	

	<u>5.</u>	Register of deeds	\$ 92,094
G. C.		total annual compensation o	of the elected officials for calendar year 2026 sha
be as follows:		C11 C -1 - 14	¢ 06 276
	1.	Clerk of circuit court	\$ 96,276
	2.	County sheriff	\$128,601
	<u>3.</u> <u>4.</u>	County clerk	\$ 94,857 \$ 04,857
	4. 5.	County treasurer	\$ 94,857
	<u>3.</u>	Register of deeds	<u>\$ 94,857</u>
D.	The 1	total annual compensation o	of the elected officials for calendar year 2027 sha
be as follows:		*	•
	1	G 1 1	Ф07 702
	1	County clerk	\$97,703
	2.	County treasurer	\$97,703
	3.	Register of deeds	\$97,703
E.	The 1	total annual compensation o	of the elected officials for calendar year 2028 sha
be as follows:			
	<u>1.</u>	County clerk	\$100,634
	2.	County treasurer	\$100,634
	3.	Register of deeds	\$100,634
ENAC	CTED:		
			G W CH P
			Committee of Human Resources
APPRO			VOTE:4 Aye 0 Nay
By Jake B	runette	at 12:15 pm, Mar 01, 2024	VOIL4_ Aye
		Daylawad by Finance F	2004
		Reviewed by Finance D	рерт.
		for Fiscal Impact	
A.D. 1	,	######################################	
AE:yk			
Dated	this '	23 day of February	. 2024.
Baied		au	_,

FACT SHEET File No. 23-24/070

RE: Rezone 11.4 acres +/- of land from F-1 (Exclusive Forestry) District to A-2 (Agricultural-Residential) District to create a lot for the property buyer to construct a home and outbuilding(s) since the F-1 District doesn't allow residential uses.

Legal Description and Location: Part of the NW¹/₄ SW¹/₄ of Section 2, T26N, R7W, Town of Lincoln, Eau

Claire County, Wisconsin (complete legal description attached)

Size of area to be rezoned: 11.4 acres +/-

ADJACENT ZONING & LAND USES:

LOCATION	ZONING	LAND USE
Subject	F-1	Forestry
North	F-1	Forestry
East	F-1	Forestry
South	A-2	Town of Lincoln borrow pit
West	A-2	Wooded

LAND USE PLANS: The Eau Claire County Future Land Use Map includes the property in the Rural Lands (RL) planning area and the Town of Lincoln Future Land Use Map includes the property in the Rural Preservation (RP) planning area.

Eau Claire County Rural Lands (RL) Intent and Description: The primary intent of these areas is to preserve productive agricultural lands, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas.

Staff Conclusions and Recommendation: Staff finds that the proposed rezoning request substantially conforms with the Eau Claire County Comprehensive Plan. The Eau Claire County Comprehensive Plan recognizes that the proposed A-2 zoning district is consistent within the mapped future land use designation.

Town Board Action: The Lincoln Town Board considered the rezoning petition on Monday, February 12, 2024, and recommended approval (3-0 vote).

Committee Action: The Eau Claire County Committee on Planning & Development held a public hearing on Tuesday, February 27, 2024 regarding the proposed rezoning. On a vote of 5 in favor and 0 against, the Committee recommends approval of the rezoning to the County Board. The committee considered the applicant's testimony as well as the Town Board's and staff's recommendations.

Fiscal Impact: None

Respectfully submitted on behalf of the Committee on Planning and Development,

Matt Michels, AICP Senior Planner

Matt Miles

ENACTED:

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I hereby certify that the foregoing correctly represents the action taken by the undersigned Committee on February 27, 2024, by a vote of 4 for, O against.

Planning and Development Committee

APPROVED By Jake Brunette at 12:09 pm. Mar 01, 2024

Dated this 27 day of February, 2024.

Reviewed by Finance Dept. for Fiscal Impact



EAU CLAIRE COUNTY PLANNING STAFF RECOMMENDATION

REZONE NUMBER: RZN-0001-24 COMPUTER NUMBER: 012100403000

PUBLIC HEARING DATE: February 27, 2024

STAFF CONTACT: Matt Michels, Senior Planner

OWNER: H.G. Anderson Land LLC, 880 Willow Ridge Rd., Hudson, WI 54016

AGENT: Patrick Sullivan; Attorneys Paul J. Mirr and Ian Colby, Ruder Ware, P.O.

Box 187, 402 Graham Ave, Eau Claire, WI 54702

REQUEST: Rezone 11.4 acres +/- of land from F-1 (Exclusive Forestry) District to A-2

(Agricultural-Residential) District to create a lot for the property buyer to construct a home and outbuilding(s) since the F-1 District doesn't allow

residential uses.

LOCATION: North of Lincoln Drive and east of Hiawatha Road

LEGAL DESCRIPTION: Part of the NW¼ SW¼ of Section 2, T26N, R7W, Town of Lincoln, Eau

Claire County, Wisconsin (complete legal description attached)

RECOMMENDATION Approval of request based on findings outlined on Page 4 of this report.

BACKGROUND

SITE CHARACTERISTICS:

- The property to be rezoned is undeveloped and is primarily wooded with red pine.
- The entire 120 acres the applicant owns is enrolled in DNR Managed Forest Law (MFL) and is intended to remain in the program.
- The property to be rezoned contains no Environmentally Sensitive Areas (ESAs; mapped wetlands, floodplains, and slopes greater than 30%).

EXISTING ZONING DISTRICT:

F-1 Exclusive Forestry District. The F-1 District is established to preserve and protect the forestry resources of the county and to limit those uses that are incompatible with or have a detrimental effect upon good forestry practices. The standards set out in this chapter should apply in the district.

REQUESTED ZONING DISTRICT:

A-2 Agriculture-Residential District. This district is established to "provide an area for limited residential and hobby farm development in a rural atmosphere."

ZONING/LAND USE CONTEXT:

LOCATION	ZONING	LAND USE
Subject	F-1	Forestry
North	F-1	Forestry
East	F-1	Forestry
South	A-2	Town of Lincoln borrow pit
West	A-2	Wooded

COMPREHENSIVE PLANS:

The Eau Claire County Future Land Use Map includes the property in the Rural Lands (RL) planning area and the Town of Lincoln Future Land Use Map includes the property in the Rural Preservation (RP) planning area. Following are descriptions of the intent of the applicable County and Town comprehensive plan future land use categories and applicable policies.

Eau Claire County:

Rural Lands Intent and Description: The primary intent of these areas is to preserve productive
agricultural lands, protect existing farm & forestry operations from encroachment by incompatible
uses, promote further investments in farming, maintain farmer eligibility for incentive programs,
and preserve wildlife habitat and open spaces. In other words, to preserve the rural character of
these areas.

• Applicable Policies:

- 1. Farming and other agriculture uses, agricultural-related businesses, cottage industries, forestry, mineral extraction, open space, and utilities shall be established as the primary land uses within these areas. Other uses may be permitted if found to be compatible with these uses and existing uses adjacent to the property.
- 2. The preferred housing density is one (1) unit per 20 or more acres; however, local comprehensive plans may be more or less restrictive than this guideline and generally range from one (1) unit per five (5) acres to one (1) unit per 35 acres.
- 3. For those Towns under County Zoning, the following Eau Claire County Zoning Districts will be considered for approval within RP areas: A-1 Exclusive Agricultural District, A-2 Agricultural-Residential District, A-3 Agricultural District, A-R Floating Agricultural-Residential District, F-2 Forestry District, F-1 Forestry District, and the proposed AC-R District noted below. The following additional policies shall apply to rezoning petitions:
 - a. Rezoning land to the A-R Floating Agricultural-Residential District or the proposed AC-R Agricultural Compatible Residential District is preferred over additional non-farm A-2 or A-3 parcels, unless rezoning land to either of these districts will not interfere with, will not disrupt, or will not be incompatible with farming or agricultural use, and will not take land suitable for cultivation or other agricultural use out of production.

Town of Lincoln:

• Rural Preservation Intent and Description: The primary intent of these areas is to preserve productive agricultural lands in the long-term, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and to preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas. As mapped, this designation includes farmland, scattered open lands, woodlots, agricultural-related uses, cottage industries, mineral extraction operations, farmsteads, and existing non-farm single-family residences. Future

development in the RP area is expected to be consistent with the existing pattern of development, and the policies specified below for RP areas.

Applicable Policies:

- 1. Farming and agricultural uses shall be established as the primary land uses within these areas. Non-farm development shall only be allowed if it will not interfere with, will not disrupt, or will not be incompatible with farming or agricultural use, and will not take significant tracts of land suitable for cultivation or other agricultural use out of production.
- 2. Agriculturally related businesses, cottage industries, utility, recreation, mineral extraction, religious and government uses may be permitted based on the conditional use requirements of the appropriate Eau Claire County base zoning districts for RP areas.
- 3. Proposals for any new non-farm residential development shall be consistent with the following policies:
 - a. The maximum gross density for non-farm residential lots shall be one (1) unit per five (5) acres held in single ownership, except as otherwise provided below for conservation subdivisions. The minimum lot size for non-farm residential lots shall be one (1) acre. The balance of the land not included for residential lots shall be placed in a permanent conservation easement for agriculture, forestry, and open space use.
 - b. Any new non-farm residential lot shall have a "Right to Farm" disclosure attached to it acknowledging that the potential non-farm owner has been informed that his lot has been established in an area where farming is the preferred land use, and stating that the owner understands that he must abide by the State of Wisconsin "Right to Farm" statute (WI Stat. 823.08). This language shall be recorded on the deed to the property, transferable to subsequent owners.
 - c. Non-farm residential development shall only occur on land that is marginal for agricultural productivity. At least 80% of any proposed new lot shall not contain Highly Productive Soils as defined in this plan. In addition, it is the preference of the Town of Lincoln that new non-farm residential lots that are approved in accord with these policies be located adjacent to or near existing non-farm development.

The application has been found to be substantially consistent with the intent, description, and the applicable policies of the Eau Claire County Rural Lands land use category.

FARMLAND PRESERVATION PLAN:

The property is not included in the Eau Claire County Farmland Preservation Plan.

Comprehensive Plan Summary

The proposed A-2 zoning district is consistent with the intent and description and the applicable policies of the Eau Claire County Comprehensive Plan Rural Lands Planning Area as it is an agricultural district that generally limits non-farm residential development and associated land use conflicts.

ANALYSIS

When rezoning land, a finding should be made that the purpose of the proposed zoning district and the uses that are allowed in that district are appropriate for the location; and that the rezoning will uphold the purpose of the zoning ordinance. A finding should also be made that the rezone is consistent with the County's Comprehensive Plan.

<u>Town Board Action</u>: The Lincoln Town Board considered the rezoning petition on Monday, February 12, 2023, and recommended approval (3-0 vote).

The rezoning petition has been evaluated for consistency with the purpose of the A-2 District and the uses allowed in the district. The request is generally consistent with the purpose of the zoning code based on the following findings:

- The proposed rezoning is substantially consistent with the intent and purpose of the Eau Claire County Future Land Use plan.
- Existing uses in the area include woodlands, agricultural fields, and farm and non-farm single-family residences.
- Zoning in the area is predominantly A-, RH and F-1 in vicinity of the subject property.

CONCLUSION

The rezone petition has been evaluated for consistency with the following:

- Eau Claire County Comprehensive Plan future land use designation
- Eau Claire County Comprehensive Plan goals, objectives and policies
- Eau Claire County Zoning Ordinance, including purpose of the zoning code and allowable uses in the A-2 District

In addition, the following factors have also been considered:

• Input of surrounding property owners. No correspondence in support or opposed to the proposed rezoning has been received, to date.

FINDINGS

Findings in Favor:

- 1. The request is generally consistent with the goals, objectives, and policies of the Eau Claire County Comprehensive Plan, as required by Section 19.01.020.B of the Eau Claire County Code; and Wisconsin Statutes §66.1001(1)(am) and §66.1001(3)(j), including the intent, description, and policies of the Rural Lands Future Land Use classification in Section 3.3 of the Eau Claire County Comprehensive Plan and Map 9 (Future Land Use) of the Eau Claire County Comprehensive Plan.
- 2. There are numerous A-2 zoned lots near the subject property, and adjacent lands are planned for Rural Residential uses.
- 3. The property has required road frontage on Lincoln Drive.
- 4. The applicant indicates that they intend to keep the remainder of the 120 acres they have purchased in the DNR Managed Forest Law (MFL) program and to "provide a home *within* the forested land rather than a home in lieu of the forested land".

1	Enrolled No.	ORDINANCE	File No. 23-24/070
2 3 4	-AMENDING THE 1 LINCOLN -	982 OFFICIAL ZONING DISTRIC	CT BOUNDARY MAP FOR THE TOWN OF
5 6	The County Board of	Supervisors of the County of Eau C	Claire does ordain as follows:
7 8 9	SECTION 1. That th described as follows:	e 1982 Official Zoning District Bou	undary Map for the Town of Lincoln,
10			
11 12	Part o	f the Northwest Quarter of the Sout Range 7 West, Town of Lincoln	hwest Quarter, Section 2, Township 26 North, Eau Claire, Wisconsin.
13 14		Commonging at the Northeast of	orner of Lot 3 of CSM #3760 Document #123926
15		Vol. 22 Page 63;	The of Lot 3 of CSW #3700 Document #123720
16		9	et along the East line of said Lot 3 to the Point of
17		Beginning;	of along the East line of said Lot 3 to the folia of
18			2, 798.09 feet to the Southeast corner of said Lot
19		3;	,, , , , , , , , , , , , , , , , , , , ,
20		·	et along the South line of said Lot 3 to the West
21			Section 2, Township 26 North, Range 7 West;
22			ong the west line of said Quarter Section to the
23			rter of the Southwest Quarter of said Section 2;
24		Thence N88°40'32"E, 712.70 fe	-
25		Thence N00°00'00"E, 510.87 fe	
26		Thence N50°23'18"W, 354.56 fe	eet;
27		Thence N81°04'43"W, 431.83 fe	eet to the Point of Beginning.
28			
29	Said d		11.4 acres +/-, of land and is subject to the
30			eord to be reclassified from the F-1 Exclusive
31		Forestry District to the A-2 Agri	culture-Residential District.
32			
33			and may alter the above described property
34	_		shall be automatically amended to reflect the
35	property description	of the certified survey map.	
36	ENIA CIPED	11 1 4.6	
37	ENACTED:		that the foregoing correctly represents the action
38		vote of fo	dersigned Committee on February 27, 2024, by a
39		vote of 10	r, against.
40 41			
42			
43			
44			
45			
46			
47			
48			
49			
50			
51		Planr	ning and Development Committee
52			
53			
54			
55	Dated this 27 day of I	February, 2024.	
56			
57			
58	hp		16



Department of Planning and Development Eau Claire County Courthouse 721 Oxford Avenue, Room 3344 Eau Claire, Wisconsin 54703 715-839-4741

Application Accepted:	01/03/2024
Accepted By: Matt M	lic hels
Receipt Number: 15	554233
Town Hearing Date:	102/12/2024
Scheduled Hearing Date:	02/27/2024
Application No:	RZN-0001-24
Application Status:	Applied

Rezoning Petition

Owner/Applicant Name(s):

Owner:

HG ANDERSON LAND LLC

Applicant: Patrick Sullivan; Atty. Paul J. Mirr and Atty. Ian Colby, 402 Graham Ave, PO Box 187, Eau Claire, WI !

Telephone: 715-834-3425

EMail: icolby@ruderware.com

Site Address(es):

Sec 02 Twn 26 Rge07NT

No Address Available

Property Description:

Town of Lincoln

Zoning District(s):

Lot Area(s) - Acres:

Overlay District(s):

F-1.

40.00

PIN

1801222607023200001

Legal (partial)

NW-SW ENTERED 40 AC INTO MFL - OPEN BEG 1999 PER 1132/103, MFL AMENDED B

Pursuant to the procedure described in Wisconsin Statutes Section 59.69(5), I hereby petition the Eau Claire County Board of Supervisors to amend the following Zoning District from:

At the public hearing, the applicant may appear in person or through an agent or an attorney of his/her choice. The applicant/agent/attorney may present testimony, evidence, and arguments in support of the application. All site plans, pictures, etc. become the property of the Department, and will remain in the file.

DocuSign Envelope ID: 25C42D09-27C5-46D3-9D6C-CB9C1A1D2382



Department of Planning and Development Eau Claire County Courthouse 721 Oxford Avenue, Room 3344 Eau Claire, Wisconsin 54703 (715) 839-4741

1 1
1/3/24
20121
R-ZN - 0001-24

Town Hearing Date: 2 112 1202

REZONING APPLICATION

Pursuant to the p	procedure described in Wiscon		on 59.69(5), I here Zoning District fr		n the Eau Claire County Board of Supervis	ors
Existing Zoning Distr	lct: F1		Proposed Zoning	District(s): A	A2	
Acres to be rezoned:	11.4 acres					
	ne: HG Anderson Land LLC (Pa		norized Member)	Phone#		
	Willow Ridge Road, Hudson,					
Email Address: bmnt	origman@att.net & paulanderso	onnow@gmail.cor	n			
Agent Name: Patrick	Sullivan; Atty. Paul J. Mirr and	Atty, Ian Colby		Phone#718	5-834-3425	-
	Graham Avenue, PO Box 187		consin 54702			
	@ruderware.com; icolby@rude			son.com		
		SITE IN	FORMATION		Active (Aller Agents and Agents Aller	Aug 1
C' All D				And a second of		, this
Site Address: Proper	rty not assigned an address. P					
Property Description:	The state of the s	2 T26	N, RW	, Town of Li	incoln	Name of Street, or
Zoning District: F1	Co	ode Section(s): 18.2	9			
Overlay District: Check Applicable	☐ Shoreland ☐ Floodplai	n 🗆 Airport	□ Wellhead Pro	otection	□ Non-Metallic Mining	
Computer #(s):	012100401000					
PIN #(s):	18012-2-260702-320-000	1				
Applications will not b	pe accepted until the applicant ha	s met with departm	ent staff to review	the applicat	ion and determine if all necessary informatio	n
☐ Complete attached		***************************************	h the Town their su	bmittal dead	lline and process.	
□ Provide legal desc rezoned	ription of property to be	Provide \$620.00 application fee (non-refundable), (\$545.00 application processing fee and \$75.00 mapping surcharge fee). Send application to landuse@co.eau-claire.wi.us or to the address above.				
permission for purpose of col application if s Owner/Agent: At the public applicant/age	the staff of the Eau Claire C	r in person or through, evidence, and a	ent of Planning a public hearing p s been included. ugh an agent or an a orguments in suppo	orocess. I f		

REZONING APPLICATION CHECKLIST

Applications are due by Tuesday at 12:00 PM three weeks prior to the Committee on Planning and Development meeting. The application must include the items listed below. After a preliminary review, additional information may be needed. A hearing will not be scheduled until the application is deemed complete. Applications are considered complete when all materials and associated fees are received and approved by staff.

Required Application It	tems:
-------------------------	-------

Application must be signed by the property owner(s)
A legal description of land and address of land to be rezoned
Complete the attached supplemental rezoning information sheet

- Describe the reason for the request
- Describe how the proposed zoning district and the uses allowed in that district are appropriate for the selected location, and how the proposed change in zoning will uphold the purpose of the zoning ordinance
- Explain and justify why this particular property is under consideration for rezoning
 - o For rezoning requests from A-P to any zoning district other than the AR district must consider the factors in Section 18.32.055 A. − D.
 - For rezoning requests from the A-P to the AR zoning district must consider the factors in Section 18.06.050 A. – D.
 - o For rezoning requests out of the Shoreland-wetland district must consider Section 18.19.100 B

SUPPLEMENTAL INFORMATION FOR A REZONING PETITION

In order to process your application as quickly as possible, please fill in all of the sections below that are applicable to your request, and attach all appropriate maps or plans described below that are relevant to your request.			
☐ Describe the reason(s) for your rezoning request:			
See Attached			
☐ When evaluating a rezoning petition, staff from the Eau Claire County Department of Planning and Development consider whether the purpose of the proposed zoning district and the uses allowed in the district are appropriate for the selected location. Staff also considers whether the change in zoning will uphold the purpose of the zoning ordinance, which is to separate incompatible land uses from one another, to maintain public health and safety, to protect and conserve natural resources, to prevent overcrowding, to preserve property values, and to maintain the general welfare of the citizens. Please describe how the proposed zoning district and the uses allowed in that district are appropriate for the selected location, and how the proposed change in zoning will uphold the purpose of the zoning ordinance.			
See Attached			

DocuSign Envelope ID: 25C42D09-27C5-46D3-9D6C-CB9C1A1D2382

Rezoning petitions to change the zoning of a parcel from the A-P Agricultural Preservation District to any other District must be based upon

findings that consider the following factors: The land is better suited for a use not allowed in the A-P Agricultural Preservation zoning district based on a review of soil types, historical productivity, location, and adjacent land uses; The rezoning is consistent with any applicable comprehensive plans; 2) 3) The rezoning is substantially consistent with the certified Eau Claire County Farmland Preservation Plan; and The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to 4) agricultural use. If you are petitioning to rezone land from an A-P District to another district, please describe how the proposed change in zoning will be consistent with the four findings listed here. Not applicable

EXHIBIT TO REZONING APPLICATION HG ANDERSON LAND LLC

Property: The southwest 11.40 acres of PIN: 18012-2-260702-320-0001 (see below)

Legal Description of Property to be Rezoned:

Part of the Northwest Quarter of the Southwest Quarter, Section 2, Township 26 North, Range 7 West, Town of Lincoln, Eau Claire County, Wisconsin. The area is more particularly described as follows:

Commencing at the Northeast corner of Lot 3 of CSM #3760 Document #123926 Vol. 22 Page 63:

Thence S01°30'24"E, 524.48 feet along the East line of said Lot 3 to the **Point of Beginning**;

Thence continuing S01°30'24"E, 798.09 feet to the Southeast corner of said Lot 3;

Thence N89°34'48"W, 34.95 feet along the South line of said Lot 3 to the West line of the Southwest Quarter of Section 2, Township 26 North, Range 7 West;

Thence S03°01'25"E, 22.84' along the west line of said Quarter Section to the south line of the Northwest Quarter of the Southwest Quarter of said Section 2;

Thence N88°40'32"E, 712.70 feet along said South line;

Thence N00°00'00"E, 510.87 feet;

Thence N50°23'18"W, 354.56 feet;

Thence N81°04'43"W, 431.83 feet to the **Point of Beginning.**

Said area contains 496,669 square feet or 11.40 total acres, more or less.

General Depiction of Requested Rezoning:

1. Reason for Rezoning:

HG Anderson Land LLC, as seller, recently received an offer to purchase from Patrick and Heather Sullivan for property which includes the above-described land to be rezoned. However, the purchase is contingent upon HG Anderson Land LLC successfully completing a rezoning application for the above-described 11.4 acre piece of land from F-1 to A-2. The Sullivans wish to use 5 acres of the rezoned land to construct a single-family home and garage. The rest of the acreage (in both the rezoned area and beyond) will remain in the Managed Forest Law program. The A-2 zone will permit the Sullivans to establish a home on the 5 acres. The intent is to provide a home *within* the forested land rather than a home in lieu of the forested land.

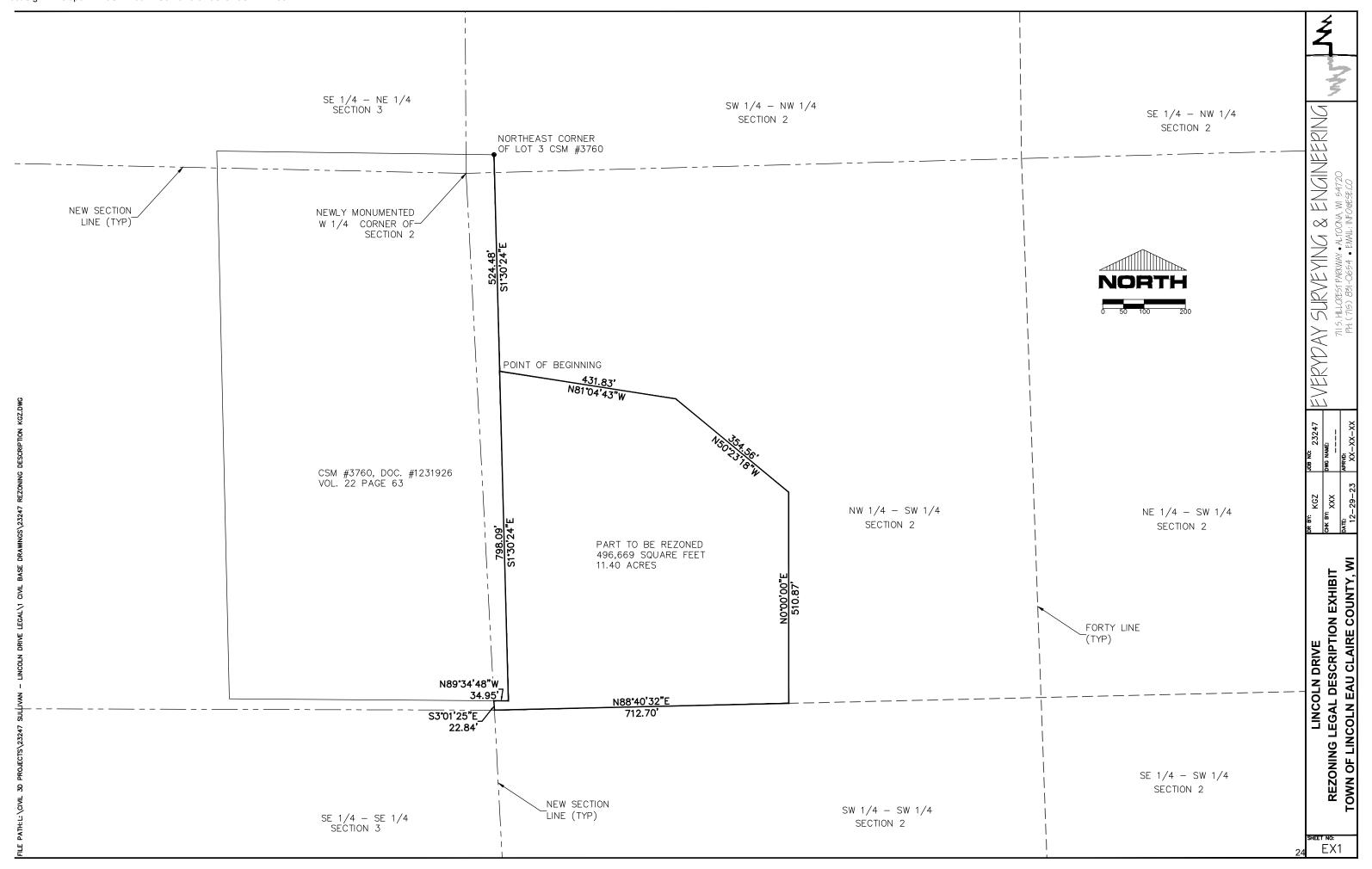
A confluence of Eau Claire County ordinances and the natural topography of the site require a larger area than 5 acres be rezoned. The intent is to establish the home in a portion of the property that has the lowest density of trees (approximately center left on the aerial included below). Eau Claire County ordinances require that the boundaries of a zoning district be contiguous with a parcel boundary. To ensure the home site is properly zoned, while also ensuring a rational and contiguous parcel boundary, the parcel to be rezoned will be 11.4 acres to encompass the homestead site. The rezoned parcel boundary will follow the natural contours of the land, as the northern parcel boundary will follow an existing creek bed. To be clear, even though 11.4 acres is planned to be rezoned, the intent is to only withdraw 5 acres from the

Managed Forest Law for the home. The remainder of the parent parcel, which is currently about 40 acres, will remain zoned as F-1.

2. Describe how the proposed zoning district and the uses allowed in that district are appropriate for the selected location, and how the proposed change in zoning will uphold the purpose of the zoning ordinance.

To the best of our knowledge, the Town of Lincoln has not yet adopted Eau Claire County's new zoning ordinance. Per the existing Eau Claire County Ordinances § 18.05.010, the A-2 agricultural-residential district was established to "provide an area for limited residential [use]...in a rural atmosphere [and] preserve the county's natural resources and open space." The Sullivans plan to construct a homestead on the rezoned area, while retaining the rural atmosphere and open space provided by the forested lands on the remaining 35 acres. The applicant and the Sullivans believe this limited residential use is appropriate and upholds the purpose of the zoning ordinance. In addition, the A-2 zoning designation is consistent with other properties in the area. Properties directly to the west, south, and southeast are all zoned A-2. Please reference the attached maps on the next page.

The proposed rezoning of the property is consistent with Eau Claire County's Future Land Use designation of this property as "Rural Lands" (according to the Eau Claire County Comprehensive Plan 2020-2040) and the Town of Lincoln's designation of this property as "Rural Transition" (according to the Town of Lincoln Comprehensive Plan 2015-2035), which both permit A-2 zoning districts within those designations. Rezoning to A-2 permits the Sullivans to construct their home, while preserving the area's rural and forested character.

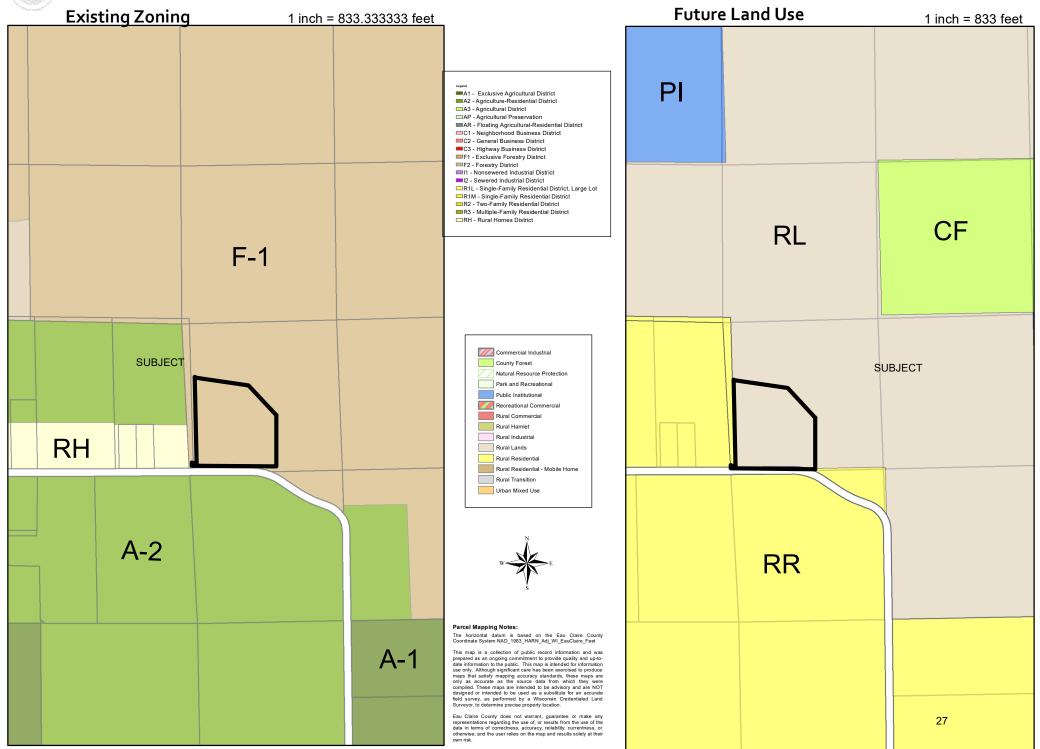




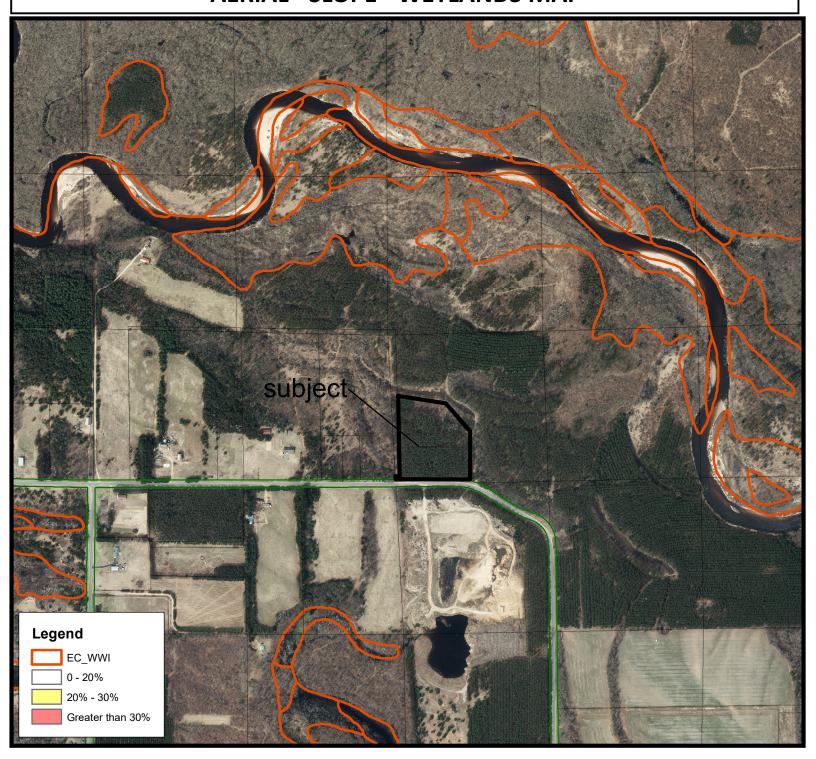




Anderson Rezoning: RZN-0014-23



ANDERSON REZONE AERIAL - SLOPE - WETLANDS MAP



Parcel Mapping Notes:

The horizontal datum is based on the Eau Claire County Coordinate System NAD_1983_HARN_Adj_WI_EauClaire_Feet

This map is a collection of public record information and was prepared as an ongoing commitment to provide quality and up-to-date information to the public. This map is intended for information use only. Although significant care has been exercised to produce maps that satisfy mapping accuracy standards, these maps are only as accurate as the source data from which they were compiled. These maps are intended to be advisory and are NOT designed or intended to be used as a substitute for an accurate field survey, as performed by a Wisconsin Credentialed Land Surveyor, to determine precise property location.

Eau Claire County does not warrant, guarantee or make any representations regarding the use of, or results from the use of the data in terms of correctness, accuracy, reliability, currentness, or otherwise; and the user relies on the map and results solely at their own risk.



Town of Lincoln Eau Claire County

02/13/2023

To: Department of Planning and Development Eau Claire County

RE: RZN-0001-24

Property Owner: HG Anderson Land LLC-Paul Anderson

Applicant: Patrick Sullivan, Attorney Paul J. Mirr and Attorney Ian Colby

Town: Lincoln

Site Address: Located North of Lincoln Drive and East of Hiawatha Road.

Legal Description: Located in the Northwest 1/4 of the Southwest 1/4, Section 2,

Township 26 North, Range 7 West, Town of Lincoln, Eau Claire County,

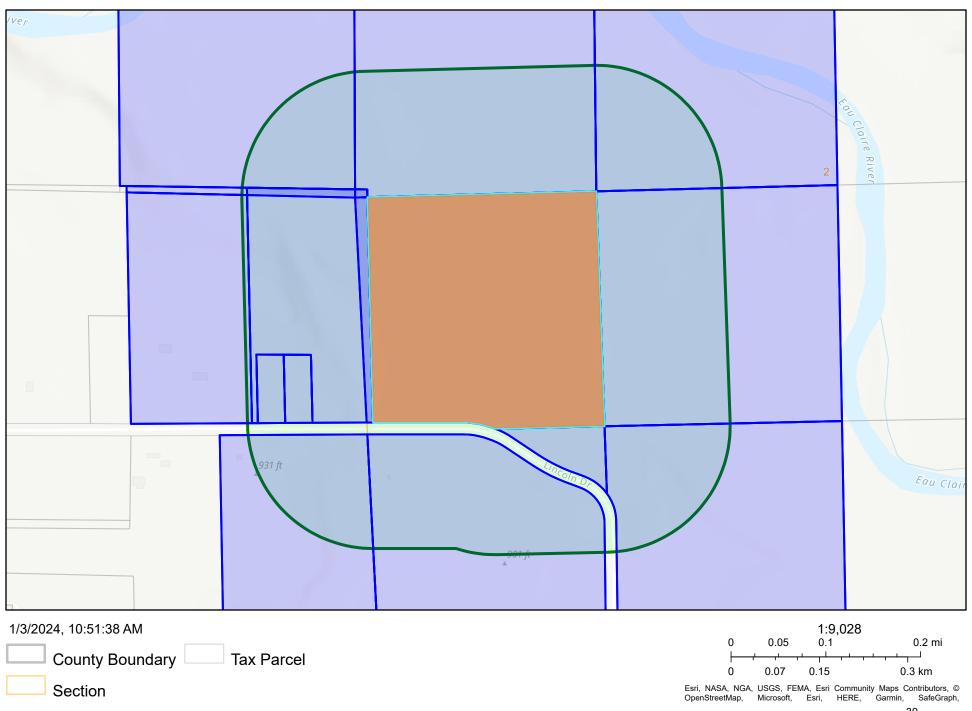
Wisconsin.

The Town of Lincoln board met on February 12, 2024 and discussed the above Rezoning Petition. The full board was in attendance and was in full agreement to approve the applicant's request as outlined in the zoning petition.

Matthew Krenz, Chairman Dean Klingbeil, Supervisor Matthew Orysen, Supervisor

Sherri McCormick, clerk
On behalf of the Town of Lincoln Board

Public Notification



FirstName LastName	Address	City State Zip
JOSHUA NIGBOR	27905 VASSAR ST NE	STACY MN 55079-3118
TOWN OF LINCOLN	S5705 COUNTY ROAD J	FALL CREEK WI 54742-4018
DUSTIN WALTERS	3128 KOHLHEPP RD	EAU CLAIRE WI 54703-3636
DANA BROWN	E 15800 LINCOLN DR	FALL CREEK WI 54742-4835
MICHAEL MAYHEW	401 PINNACLE WAY STE 311	EAU CLAIRE WI 54701-3420
DANA D & TRACY L BROWN	E 13895 STELTER RD	FALL CREEK WI 54742-4316
MARK THALACKER	E15520 LINCOLN DR	FALL CREEK WI 54742-4812