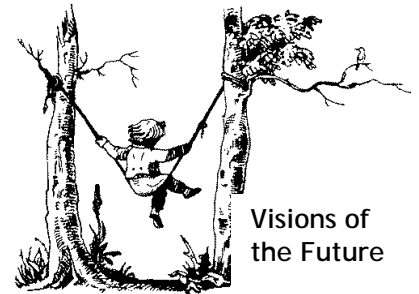


Village of Rochester

300 W. Spring Street
P.O. Box 65
Rochester, WI 53167

(262) 534-2431 Phone
(262) 534-4084 Fax
email: admin@rochesterwi.us
website: <http://rochesterwi.us>

Reflections of
the Past...



AGENDA
VILLAGE OF ROCHESTER
VILLAGE BOARD MEETING
MONDAY, APRIL 8, 2019
7:00 P.M.

ROCHESTER VILLAGE HALL, 300 W. SPRING ST., ROCHESTER, WI

1. **Roll Call by Village President: Ed Chart**
Village Trustees: Nick Ahlers, Gary Beck, Chris Bennett, Russ Kumbier, Chris Johnson, Doug Webb
 2. **Pledge of Allegiance**
 3. **Submitted for Review and Approval: March 11, 21, & 25, 2019 Minutes**
 4. **Period of Public Comment for Pre-Registered Citizens.**
Please be advised per State Statute Section 19.84(2), information will be received from the public. It is the policy of this municipality that citizens be pre-registered to present comments or suggestions to the Village Board. Registration forms will be available at the meeting and must be turned in to the Village Clerk prior to the start of the meeting. Pre-registered Citizens will be called by name by the Village President and are subject to a three minute time period, per person, with time extensions granted at the Village Board's discretion. Be further advised that there may be limited discussion on the information received; however, no action will be taken under public comments.
 5. **Department Reports**
 - A. **Sheriff's Department**
 1. **Activity Report**
 2. **Communication or directives for upcoming month**
 - B. **Central Racine County Health Department**
 1. **Annual Report: Margaret Gesner, Health Officer**
 6. **Finance Committee Recommendation: Budget Resolution #2019-3**
 7. **Plan Commission Recommendation: Award of Planning Consultant Work to Update Land Use Plan**
 8. **First Reading: Ordinance #2019-3 "Amending the Racine County Multi-Jurisdictional Comprehensive Plan for Racine County, Wisconsin for Land Located at 815 N. English Settlement Road in the Village of Rochester"**
 9. **First Reading: Ordinance #2019-4 "Rezoning Property Located at 815 N. English Settlement Road in the Village of Rochester"**
- 7:30 P.M. PUBLIC HEARING SCHEDULE:**
- a. **Ordinance 2019-1 "Amending the Zoning Code of the Village of Rochester to Update the Code in Light of New State Legislation and State and Federal Case Law"**
 - b. **Ordinance 2019-2 "An Ordinance to Update the Village Floodplain Zoning Ordinance to Incorporate New Flood Insurance Study (FIS) Data"**
10. **Possible Action: Ordinance 2019-1 "Amending the Zoning Code of the Village of Rochester to Update the Code in Light of New State Legislation and State and Federal Case Law"**
 11. **Possible Action: Ordinance 2019-2 "An Ordinance to Update the Village Floodplain Zoning Ordinance to Incorporate New Flood Insurance Study (FIS) Data"**
 12. **Rochester Public Library Board Appointment: Andrea Van Dan**

13. Application for Operator's License: Sudheer Renukunta
14. Correspondence/ Informational Items:
 - A. Racine County Economic Development and Land Use Planning Committee: Notice of Public Hearing on Town of Burlington Land Use Plan Amendment
15. Committee/ Representative Reports:
 - A. Ordinance Committee
 1. Report on discussion and action taken at previous meetings and future agenda items.
Next meeting: TBD
 - B. Rochester Fire and Rescue Company Executive Board
 1. Report on discussion and action taken at previous meetings and future agenda items.
Next meeting: April 1, 2019
 - C. Central Racine County Health Department
 1. Report on discussion and action taken at previous meetings and future agenda items.
Next meeting: April 18, 2019
 - D. Honey Lake Protection and Rehabilitation District Board
 1. Report on discussion and action taken at previous meetings and future agenda items.
Next meeting: April 16, 2019
 - E. Southeast Wisconsin Fox River Commission
 1. Report on discussion and action taken at previous meetings and future agenda items.
Next meeting: April 12, 2019
 - F. Finance Committee
 1. Review of Monthly Disbursements and Cash Sheet
 2. Board Action

16. Adjourn

Betty Novy, Administrator/Treasurer

Posted: April 5, 2019

-It is possible that members and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information; no action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice.

-Please note: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, please contact the Village Hall at 262-534-2431.

Next Meeting: Monday, April 22, 2019

Meeting was called to order at 7:00 p.m. with Ed Chart, Chris Johnson, Doug Webb, Gary Beck, Nick Ahlers and Russ Kumbier present. Chris Bennett was absent.

Betty Novy, Administrator-Treasurer and Sandi Swan, Village Clerk were also present.

Pledge of Allegiance.

Approval of February 11, 2019 Minutes

Kumbier moved, 2nd by Johnson to approve the February 11, 2019 minutes. Motion carried.

Public Comments

None.

Department Reports

Rochester Fire & Rescue: Fire Chief Jack Biermann presented a written quarterly report as follows:

RVFC responded to a total of 271 calls for service in 2018. Please see attached reports for a breakdown of incident types and mutual/automatic aid given/received. (Reports were provided.)

Members put in a collective total of over 2993 hours attending meetings, trainings, public education events, and emergency calls.

The new SCBA's arrived in early February. Members have spent many hours training on them and they will be put into service tonight (March 11).

The new compressor has been shipped and awaiting delivery which should arrive this week. The vendor will come perform the install.

All the yearly preventative maintenance has been done on the apparatus. There were no major set backs this year, just some small stuff.

Tri-County will be having a fundraiser on April 20th, 2019 at Bruno's Banquet Hall/ River City Lanes. We will be doing a casino night similar to what RVFC used to do at Coral Reef. Tickets are \$25 and include a buffet style dinner and entry into a raffle for a gas grill. Let me know if you're interested in attending.

Sheriff's Department: Sgt. Litwin presented a written report showing the following statistics for February: Zero accidents; nine speeding citations; one traffic citations; four parking citations; and five warnings were issued. There was one ordinance arrest; zero felony arrests; two misdemeanor arrests and zero OWI's. Complaint statistics were as follows: Three complaints originated through calls directly to the Sheriff's Department; six were deputy initiated, deputies performed follow up on twenty-seven and assisted with zero. There was zero warrants served and zero civil process served. There were thirteen working days reported, 108 hours and 528 miles driven under the contract. Twenty-seven foot patrols were also conducted. Nothing else to report.

Zoning Administrator

Schattner provided the following report:

Conditional Uses, Violations, Rochester Code Amendments, Village of Rochester Land Use Plan and zoning/occupancy permits that have been reviewed by the Zoning Administrator, Rochester Village Planning Commission and the Rochester Village Board from December 10, 2018 until March 11, 2019. They are as follows:

Conditional Use Permit

Racine County Quarry Site - Application for a conditional use permit for the expansion and continuation of a non-metallic mining (sand & gravel) operation, including crushing of concrete and asphalt recycling at 31844 Washington Avenue. On December 26, 2018, the Village of Rochester Planning Commission recommended approval of this request and the Rochester Village Board gave final approval on January 14, 2019.

Violations

Robert & Elaine Taylor – On August 29, 2018, a notice of violation (Violation # 2018-4) to the property owner for the parking of semi-tractors and trailer on their property (32218 Academy Road) without first obtaining conditional use approval from the Village of Rochester. The owner has been given ten (10) working days to correct this violation by removing the semi-tractors & trailer off the property or obtain conditional use approval from the Village of Rochester to park one (1) semi-tractor & trailer on the subject property. **There has been no attempt to correct this violation and the Racine County Sheriff's Department has issued a citation for each day that the semi-tractor and trailer exists on the subject property. A court hearing is scheduled for April 4, 2019 at the Racine County Law Enforcement Center and Deputy Cindy Milam and I will appear to testify on behalf of the Village of Rochester.**

Randall & Sharon Jackson – A notice of Violation (#2019-1) was issued for failure to comply with a zoning permit (Permit # 2006-014-034) that was issued by Racine County Planning & Zoning for a child care facility at 225 Ridge Line Road. The permit indicated that the number of kids in the child care facility shall not exceed eight (8) children. On January 16, 2019 Charlene Langsdorf (State of Wisconsin Department of Children and Family) and I conducted an onsite field investigation at this address and observed that there were nine (9) children that were participating in this program. The Jacksons were given twenty (20) working days to correct this violation

Gary Kempken - Mr. Kempken has continued to storage his business equipment outside and within the existing pole barn 35510 Ravine Drive. The Village of Rochester has issued a citation to Mr. Kempken for each day the business equipment is parked or stored on the property. **A court hearing is scheduled for May 1, 2019, at the Racine County Law Enforcement Center and Deputy Cindy Milam and I will appear to testify on behalf of the Village of Rochester**

Village of Rochester Code Amendments

The Village of Rochester has completed their review of the revisions to the sign and conditional use regulations and the update of the Village Floodplain Zoning Ordinance. An ordinance (Ordinance 2019-1 & 2019-2) has been prepared by our Village Attorney will be introduced to the Rochester Village Board on March 11, 2019.

Village of Rochester Land Use Plan

On January 23, 2019 the Rochester Village Administrator introduced two written proposals from two outside planning firms, to the Village Planning Commission. Each firm Baxter & Woodman and SEH have submitted two alternate proposals that consisted of “A Master Plan for the triangle area (STH 35/STH 20/CTH D)” and “A Strategic Plan for the entire Village”. The Village Planning Commission decided to go with a “Strategic Plan for the entire Village” and would like staff to schedule an interview for each firm to make a presentation in front of the Village Planning Commission and Rochester Village Board.

I would also like to mention that the Village Planning Commission members have completed their review, chapter by chapter, of the Planning Commission Handbook as to what their responsibilities are serving as an appointed member to the Planning Commission.

The Rochester Village Board has approved the two alternates that will be serving on the Village Planning Commission. Marc Morgan (Alternate #1) and Doug Wearing (Alternate # 2) are the new members and will be required to attend all Planning Commission Meeting.

Zoning/Occupancy Permits

One (1) Single-family residence with attached garage
Two (2) Two-Family Residence with attached garages
One (1) Commercial Building (Casey's Marketing Company)
One (1) Addition to an Accessory Structure
One (1) Advertising Signs (Double K Tree Service)
One (1) Occupancy Permit (Double K Tree Service)
Two (2) Quarry Site Extensions (Parkview Sand & Gravel & Racine County Frost Site)

A total of sixty-four (64) zoning permits have been issued in the Village of Rochester in the year of 2018 and six (6) zoning permits have been issued in 2019.

Building Inspector

Greivell gave the following report for December thru February: Thirty three total permits; 10 building with one new single family residence; two duplexes; eight electrical; eight plumbing; seven HVAC and one raze permit.

He reported that Casey's General Store has gotten their zoning permit but have not yet applied for their building permit.

First Reading: Ordinance #2019-1 "An Ordinance to Make Numerous Amendments to the Village of Rochester Zoning Code, To Update the Code in Light of New State Legislation and State and Federal Case Law"

Novy reported that this is the first reading. This ordinance requires a public hearing which will be held on April 8, 2019.

First Reading: Ordinance #2019-2 "An Ordinance to Update the Village Floodplain Zoning Ordinance to Incorporate New Flood Insurance Study (FIS) Data"

Novy reported that this is the first reading. This ordinance requires a public hearing which will be held on April 8, 2019.

Plan Commission Recommendation: Planning Consultant proposals for Comprehensive Land Use Plan update

Novy reported on the Plan Commission's consideration of two proposals for planning consultant services that were submitted in response to the RFP (request for proposals) issued February 1, 2019. Each consultant team submitted a proposal for the services outlined in the RFP; and an optional proposal as this year's budget does not allow for the full scope of services to be performed. The Plan Commission recommended revising the scope of services based on the following priorities for 2019:

- Developing the Village's own independent vision, goals, and objectives statement;
- Reviewing the existing sanitary sewer system service area and determining if there is any benefit to altering its boundary or pursuing municipal water or sanitary sewer services from adjacent municipal systems; and

- Updating the Land Use Plan Map and classifications for the entire village

These updates were prioritized to prepare for the Comprehensive Plan for Racine County update which SEWRPC will be working on throughout this year. A draft “red-line” version of the likely changes to the requested services was reviewed. However, final details and cost negotiation will occur after a consultant team is chosen.

Consultant interviews will be held Thursday, March 21st. Interviews will follow a similar format to when we interviewed for the village attorney position- allowing each consultant team a 15 minute presentation followed by a question and answer period. Novy will develop a uniform set of questions.

Novy asked if the Board had any questions they would like addressed with the plan consultant teams. None were given.

Ahlers asked if this will change the Village’s need for water in the future and is the Village of Waterford willing to work with Rochester. Novy stated that is something that will have to be considered, however, she does know if the Village of Waterford is open to working with the Village of Rochester.

The Plan Commission wants public input on this process. The consultants will guide us through the process, which will include public meetings. Novy stated that the budget may have to be amended.

Submitted for Review and Possible Approval: Proposed Timeline for Consideration of Application for Land Use Plan Amendment, Rezoning, and Land Division by Certified Survey Map to create four lots out of one at 815 N. English Settlement Avenue, Rochester, Wisconsin
Applicant: Reesman’s Group II LLC/ Tax Parcel 176031913002030; 20.5 Acres

Novy reported that an application has been filed to amend the land use plan and rezone the parcel formerly known as the Reesman Quarry from M-4 mining to A-2 agricultural ultimately to allow the creation of four residential lots. The application does not include the portion of the quarry that was located on the adjoining Schwedler property. Schattner’s recommendation is to include that property in the rezoning, however he has since spoke to Ms. Schwedler and she has no interest in changing the zoning.

Novy reported that the gravel pit has ceased operations and is fully restored.

A processing timeline was reviewed that set the public hearing date for Monday, May 13, 2019.

Ahlers moved, 2nd by Webb to approve the timeline as presented. Motion carried.

Finance Committee Recommendation and Possible Approval: Facility Rental Policies and Procedures

Novy reported on the recommendation of the Finance Committee.

Webb moved, 2nd by Kumbier to accept the recommendation of the Finance Committee to approve the Rental Policies and Procedures as presented with the following changes, rental fee for both hall and pavilion for non-residents should be \$350.00, all belongings must be removed by 10:00 p.m. day of rental, all tables and chairs must remain in the building and rental deposit for pavilion should be \$250.00. Motion carried.

Finance Committee Recommendation and Possible Approval: LPI Publishing Service Agreement Renewal

Novy reported on the recommendation of the Finance Committee.

Kumbier moved, 2nd by Ahlers accept the recommendation of the Finance Committee to approve the renewal of a three year Service Agreement with LPI Publishing Service. Motion carried.

Request for Transfer of Class “B” Liquor License to Town of Dover: Chairman Sam Stratton

Novy reported that the request is similar to a request from the City of Burlington that the Village received in 2017. At that time the Village board decide not to so sell or transfer a Class B license due to concerns that the Village might lose future business opportunities if the license was transferred.

Consensus of the Board was not to transfer or sell a Class B license for the same reasons decided in 2017.

Applications for Operator’s Licenses: Kade Endman-Kennelly; Amanda Tymus; Bailey Drissel

Novy reported that all applicants meet the requirements of an operator’s license and all back ground checks came back clear. Novy recommended approval.

Kumbier moved, 2nd by Ahlers to approve operator’s licenses for Kade Endeman-Kennelly, Amanda Tymus and Bailey Drissel. Motion carried.

Spring Newsletter: Presented for correction or approval

Johnson suggested we add an article in the newsletter providing information on the free services and classes that are offered on the Rochester Library website. Consensus was to proceed with printing and distribution of newsletter.

Correspondence 1) County Executive Delagrave: Western Racine County Targeted Development Study 2) League of WI Municipalities: Local Government 101 Registration 3) WISDOT: Notice of Preconstruction Meeting for Sugar Creek Bridge Replacement 4) Town of Norway: WUHS Safety Resource Officer response 5) Municipal Law & Litigation Group: Proper Assessment of Adjoining Lots in Same Ownership

Committee Reports:

Ordinance Committee – None.

Rochester Fire Company Executive Board – The flu is hitting late this year and they are asking all members to wear masks when attending a call. The Fire Company is happy with the Villages decision to install new address numbers in the old Village.

Central Racine County Health Department – The following written report was submitted by John Monsen and reviewed by the Board. A. Discussion and approval of 2019-2020 DNR Contract: We’ve been an agent of the DNR since 2013 to monitor transient wells. Approved. B. Discussion and approval of Year-End 2018 Budget (unaudited) Revenues at 104% and expenditures at 103.5%. C. Discussion and approval of CRCHD 2018 Annual Report: achievements include the following highlights: Developed community health improvement plan Submitted application for accreditation; Joined lead abatement program; Fall flu exercise; Mosquito surveillance monitoring for Zika. D. Discussion and approval 2018 Year-End Performance Standards: All programs, objectives and projects for 2018 were achieved E. Discussion and approval of 2019 Performance Standards: An outline of the 2019 predominant programs, objectives and projects was reviewed and approved. F. Q2 Environmental Health update: Health inspections are on target for the FY G. Q4 Communicable Disease update: Increased influenza this winter over last year H. Update on 2019 WPHA-WALHDAB Legislative Priorities: The state wide priorities align very well with the priorities of the CRCHD. I. Discussion of Wisconsin Policy Forum request; Discussions of potential for shared services. V. Health Officer Report: All quarterly and year end reports have been completed. All performance evaluations have been completed

Honey Lake Protection and Rehabilitation Board – Bid openings for repair of dam will be on March 14, 2019 at the Village Hall. The district needs to spray all the lakes.

Southeast Wisconsin Fox River Commission – A copy of their March 1, 2019 agenda and minutes from their last meeting were provided to the Board.

Finance Committee- Johnson reported on the recommendations of the committee including approval of all disbursements listed on the check detail dated February 12, 2019 to March 11, 2019. Kumbier moved, seconded by Ahlers to accept the Finance Committee's recommendations and approve the March 11, 2019 check detail. Motion carried.

Johnson moved, seconded by Beck to adjourn at 8:09 p.m. Motion carried.

Respectfully submitted,

Sandi Swan, WCMC
Village Clerk

March 21, 2019

**PLAN COMMISSION
VILLAGE BOARD
INTERVIEWS FOR PLANNING CONSULTANT**

6:30 p.m.

Village President Ed Chart called the meeting to order at 6:30 p.m.

Roll call was taken for the Plan Commission with Patricia Gerber, Mark Tamblyn, Gary Beck, Ed Chart, Maureen Eckert, George Olen, Paul Beere, Marc Morgan (Alternate 1) and Doug Wearing (Alternate 2) present.

Roll call was taken for the Village Board with Ed Chart, Chris Bennett, Russ Kumbier, Gary Beck and Doug Webb present.

Village Board members absent: Chris Johnson and Nick Ahlers

Jonathan Schattner, Zoning Administrator, Betty Novy, Administrator-Treasurer, and Lynn Spleas, Plan Commission Secretary were also present.

Conduct Planning Consultant Team Interviews:

6:30 p.m. Brea Grace, Darren Fortney and Randy Sanford: Short Elliot Hendrickson Inc. (SEH) Milwaukee, WI The village would be working with Brea Grace- Project Manager, Darren Fortney-Lead and Randy Sanford- Civil Engineer, Utilities. They provided us with a timeline and have many resources for the processes available. Sanford will look into the utilities for the update to our Land Use Plan and if expanding is the way to proceed. Short Elliot Hendrickson (SEH) wants to work with the community and protect the character of the municipality. (SEH) will work with the Plan Commission and attend monthly meetings. They specialize in small towns, agricultural protections, utility services, fiscal constraints, and community engagement. The firm stated they have a good relationship with DOT, Southeastern WI Regional Planning Commission, and Racine County Economic Corporation.

SEH

- Public participation plan to be developed with village.
- One public engagement meeting at the beginning of the process: Provides the public with an update on the planning process and schedule.
- Public input and engage with community in strengths, weaknesses, opportunities, and threats. Analysis and a place making exercise for a 20-year vision for the Village.
- Meetings with the Village (staff and/or Plan Commission) to review draft elements of the plan. The purpose will be to discuss goals, objectives, policies and major issues being addressed in required plan elements in order to generate comments and feedback from residents and municipal officials.
- Consultant will facilitate a Community Open House

SEH stated they are currently working with Yorkville and understand a tight budget. The community survey is done online or a hard copy to engage the public. The newsletter or utility bills are a great vehicle for getting a message out to residents. This process will engage the public in creating the community vision. Rochester should consider the extra costs of services: library, police/fire, snowplowing, upgrade in the utilities and a possible water tower. All those in attendance at the interview received a timeline and a list of the deliverables.

The Plan Commission and Village Board want Urban Reserve defined. Urban Reserve is a very flexible holding land use classification. This is something that was developed by Racine County. Eckert wants Rochester to be its own identity. Gerber wants Rochester to keep its quaintness. Bennett wants more research before a subdivision is developed and asked the consultants what Rochester is doing right. The consultants responded they had drove around Rochester prior to submitting their proposal and were impressed with its quaint character.

SEH left at 7:10. The Plan Commissioners and the Village Board members thanked them for their presentation.

March 21, 2019

**PLAN COMMISSION
VILLAGE BOARD
INTERVIEWS FOR PLANNING CONSULTANT**

6:30 p.m.

Conduct Planning Consultant Team Interviews:

7:15 p.m. Scott Ahlers & Michael Blue from Baxter & Woodman Consulting Engineers, Burlington, WI and Evanston, IL. They discussed their scope of Planning Services for Rochester. In attendance were Scott Ahles and Gary Vogel from Baxter Woodman Consulting Engineers, Burlington, WI and Michael Blue, Teska Planning Services Evanston, IL.

Baxter & Woodman/ Teska

- Stakeholder Interviews (individual & group meetings)
- Website (online presence) – set up and maintain a project website providing a forum to share ideas, upload photos, submit comments and questions, participate in online polls, and monitor the overall progress of the project. Integration of email follow feature that gives alerts when new items, workshop highlights, documents, and information is posted.
- Community Survey (online)
- Outreach Tool Box – Letting community know about plan and securing participation- techniques: notice of upcoming meetings, opportunities to share comments, etc. engagement tools: project cards, posters, brochure, or newsletters.
- Local event- Attend a local event and ask people to share ideas about their community (another outreach step).
- Community Open House. Organized around a series of activities to help people consider and share ideas (Ask participants to draw concerns on maps, work on assignments, and draft letters to the Village President, complete a vision statement and even make collages to convey their ideas and goals).
- Follows with drafting a community vision; plan development; prepare drafts of the strategic plan.

Baxter & Woodman Consulting Engineers and Teska Associates provided no timeline or handouts. Beck asked how many individuals would be working on this job and Blue stated two to four. Eckert wanted to know about the timeline and they stated this is something we need to talk about. They did state any time between April and August would work for them. Novy asked if they will supply a link for our website. The Consultants stated the website will be created, maintained, and updated by their staff. Bennett asked the group what we are doing right. Their response was we have created character.

Baxter Woodman Consulting Engineers and Teska Associates described Urban Reserve as a flexible holding district.

The group thanked Baxter & Woodman Consulting Engineers and Teska Associates for their presentation. They left at 7:55 p.m. This was followed by a short break in the meeting.

At 7:59 the meeting resumed.

Discuss and Finalize Revised Scope of Planning Services

Novy pointed to the revised scope of planning services that had been distributed with the meeting materials. She asked those present whether there was anything that had been brought up during the interviews that should be added to the services being requested. Board and committee members discussed some of the key points they got out of the interview process (as follows):

- That Rochester should not try to be something it's not and should build on its own unique character and identity;
- That Rochester should not feel rushed in its planning efforts, or try to compete with the push for economic and housing development going on in neighboring municipalities; and
- That those areas designated "Urban Reserve" need to be better defined in the land use plan.

Consensus of the group was that the revised scope of planning services adequately represents the work to be performed. No changes were requested. Novy indicated both consultant teams will be given the final revised scope of services the day after the meeting with direction to submit updated cost proposals prior to the March 27th Plan Commission meeting.

March 21, 2019

**PLAN COMMISSION
VILLAGE BOARD
INTERVIEWS FOR PLANNING CONSULTANT**

6:30 p.m.

The updated cost proposals will be opened after the Plan Commission makes an initial decision on its recommendation to award the work. The updated cost proposals will then be considered before making a final recommendation.

Novy noted both consultant teams did not stick to the interview format that was released prior to the meeting. This made it difficult to and rate the presentations according to the rating sheets that were prepared with that format in mind. She asked Board members and Plan Commissioners to review their notes and determine whether the information provided by each team adequately addressed the questions outlined in the interview materials; and how each team's qualifications and approaches would best serve Rochester. Board members will be given an opportunity to discuss their initial impressions at the March 25th meeting; and Plan Commissioners will be given an opportunity to discuss and hopefully formulate a recommendation on which team to hire at the March 27th meeting. The final decision will be made at the April 8th Village Board meeting.

Bennett moved, 2nd by Eckert to adjourn at 8:27 p.m. Motion carried.

Respectfully submitted:

Lynn Spleas, WCMC
Administrative Assistant/ Sewer Clerk
Plan Commission Secretary

VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN
VILLAGE BOARD MEETING

March 25, 2019

8:06 p.m.

Ed Chart called the meeting to order at 8:06 p.m. with Nick Ahlers, Chris Bennett, Gary Beck, Chris Johnson, Russ Kumbier, and Doug Webb present.

Also present: Betty Novy, Administrator-Treasurer; Chris Birkett, Public Works Manager; and John Tierney, Village Engineer.

Minutes. None.

Period for Public Comment for Pre-Registered Citizens. No residents appeared for public comment.

Department Reports:

Public Works: Birkett presented his written report as follows:

Lift Stations / Sewer: Testing generators and maintenance of lift stations is ongoing. I had Earth Engineering from Madison down to check out the system, they will be sending us a formal report on what if anything needs repairing or replacing. Visu-sewer was down and worked on the wrinkled section in one of the pipes they lined. They will have to come back to do a little more to it. I have contacted The Expeditors to get info on schedule for cleaning and televising, also contacted Pats for wet well cleaning. I am almost done with our CMOM update in conjunction with improving our catastrophic sewer failure plan.

Roads: Winter is basically done, I will do a debriefing with drivers and look at how we can improve our service for future snow events. I will be getting the mailbox list out to Asphalt Contractors and make sure they get them done. I have started on signage updates and replacements should have them done this coming month, also looking at tree and brush removal. The village is experiencing more detour traffic from the HWY 20 project and a lot of Diggers Hotline tickets from the project as well. I worked on the Long Term Road Plan update with help from Baxter & Woodman. Pot holes have started cropping up again- I will be addressing them later this week. During the last two months we were fairly lucky in the fact that there was very little flooding on our roads.

Parks: The parks are in pretty good shape. I will be starting to do Spring cleanup and maintenance chores as soon as the ground firms up. The Park Planning Committee has had its first meeting and directed me to come up with a list of Local, County, and State assets that we have in our Village.

Storm Water. I am putting together a list of ditching projects to work on, most of which are on Oak Knoll Rd. There is also some culvert work on N. River Rd that I will also be working on. I am also keeping an eye on the water level on the properties that have the Ag School drainage system running through them. It is still too wet to do anything. I was able to look at the Eagle Creek issue and started investigating what can be done.

Animal Control: Quiet this month.

Misc: Working on driveway permits. I am also reviewing new ROW permits.

Additionally, Birkett reported on a series of informational articles he is developing to be printed on the back of the sewer utility bills. The articles are meant to help customers understand sewer system operations. He also made Board members aware of the bridge replacement schedule for the Sugar Creek Bridge in Walworth County.

Engineer. Tierney read the following written report:

2019 Municipal Engineering Services: Tasks completed this period: Worked with staff on sanitary sewer emergency response procedures and long range transportation plan.

VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN
VILLAGE BOARD MEETING

March 25, 2019

8:06 p.m.

Public Works Committee Report: Novy reported on the following actions submitted by the Public Works Committee to the Village Board:

Review and possible recommendation to approve Long term Road plan. The committee recommended adoption of a long term road plan for the years 2021 - 2036.

Review and possible recommendation to approve house number brackets and installation in selected areas of Village. The committee tabled approval of the bracket style house number signs with further direction to the public works manager to install a couple of sample signs in the Settlement Condominium development to solicit feedback.

Review and possible recommendation to approve standard house number type and installation costs. The committee tabled approval of the standard house number style signs with further direction to the public works manager to install a few signs as samples and to invite representatives from the fire company and sheriff's department to host a public information meeting to explain the need for the signs and attempt to garner support from the residents in the "original" village area.

Review and possible recommendation to approve Kennel Applications: to keep 5 dogs at 2435 Upland Dr; to keep 8 dogs at 31912 Academy Rd; to keep 12 dogs at 28815 Washington Ave; and to keep 60 dogs at N6810 County Rd DD. The committee recommended approval of all licenses with the exception that approval of the license for N6810 County Road DD is contingent on a passed kennel inspection.

Consent Agenda:

Chart asked if any Board members wished to remove any items from the consent agenda to discuss further. None wished to do so. Johnson moved, 2nd by Ahlers to approve the Public Works Committee recommendations regarding the following items listed on the Consent Agenda:

- A. Adopt Public Works Committee recommendation regarding approval of Long Term Road Plan
- B. Adopt Public Works Committee recommendation regarding approval of house number brackets and installation in selected areas of Village
- C. Adopt Public Works Committee recommendation regarding approval of standard house number type and installation costs
- D. Adopt Public Works Committee recommendation regarding approval of Kennel License renewals for 2435 Upland Drive, 31912 Academy Road, 28815 Washington Avenue and N6810 County Road DD

Motion carried. (Note: Individual recommendations are detailed above under the Public Works Committee Report).

Discuss and provide input on Planning Consultant selection for Plan Commission consideration

Board members discussed their impressions of the planning consultant team interviews that were conducted on March 21st. Bennett felt both consultants were good, but that SEH was more organized in their presentation. He also noted their presentation included handouts with a time table and deliverables and that Baxter-Woodman/Teska's did not. He did not feel Baxter-Woodman/Teska put as much effort into their presentation. Bennett also commented that SEH's work with Yorkville and the Town of Delevan means they are familiar working with similar sized communities. Beck indicated he was impressed with both, but he too felt SEH was more prepared. Chart concurred with the opinions of Bennett and Beck. He liked that SEH is already working in Racine County and felt their presentation was more polished. Ahlers was not present during the interviews, but presented overall comments that the planning effort is just wasting money, that he did not want any more money allocated towards this purpose than initially proposed, and that the main purpose should be limited to developing a general idea of how to develop the village. Webb agreed with Ahlers opinions, but restated the purpose as to get better direction for the community. Webb felt Baxter-Woodman/Teska talked about public participation methods the most. He also reported talking with a Board member from the Village of Yorkville who seemed generally pleased with

**VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN
VILLAGE BOARD MEETING**

March 25, 2019

8:06 p.m.

SEH's work, but cautioned Webb that the community has to remain strong in what they want instead of just letting consultants tell them how to develop their community. Kumbier felt the Baxter-Woodman/Teska presentation was generic. He appreciated that SEH's was very personalized to our community.

Novy reported that the Plan Commission will be taking this up at their March 27th meeting; that updated cost proposals will be available at that time; and that costs will be considered as part of the Plan Commission's recommendation. Their recommendation as to awarding the work should be ready for consideration at the April 8th Village Board meeting.

Johnson moved, 2nd by Kumbier to adjourn at 8:30 p.m. Motion carried.

Respectfully submitted:

Betty J. Novy, MMC CMTW WCPC
Administrator -Treasurer

VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN

March 25, 2019

PUBLIC WORKS COMMITTEE

7:00 p.m.

Chris Johnson called the meeting to order at 7:00 p.m. with Nick Ahlers, Gary Beck Jr., Chris Bennett, Ed Chart, Vince Klemko and Doug Webb present.

Also present: Village Board members Gary Beck and Russ Kumbier; Christopher Birkett, Public Works Manager; John Tierney, Village Engineer; and Betty Novy, Administrator-Treasurer.

Minutes. Beck Jr. moved, 2nd by Bennett to approve the minutes from the January 30, 2019 meeting. Motion carried.

Period for Public Comment: No citizens appeared for public comment.

Information Items:

Hwy. 20 Road Project Update: Birkett distributed a handout issued by WisDOT detailing the status of the Hwy. 20 reconstruction project. He also reported on follow up communications with the fire company as requested at the last meeting. Fire Chief Biermann indicated he does not trust half a bridge with the weight of the fire engines and the narrow lanes on Hwy. 20 are also a concern. He indicated that there is not a time difference since they go down State Highway 36. Birkett reported he is continuing to monitor traffic to see how the detour is working its way through our village. The striping on the southbound lane of County Highway W has faded over the winter. Birkett has contacted Racine County about refreshing the paint.

Park planning Committee update: Birkett reported that the committee met for the first time on March 20th. The members selected John Mosen as Committee Chairman. The committee reviewed the 2010 park plan and discussed demographic changes in the community. It was noted the community as a whole is getting older. The committee thought we should look at addressing ways to promote activities to help older people stay active. The next meeting will be focusing on what assets are already in the village, including county and state lands. The committee wants to see how we can connect and promote them at a local level. Bennett added the committee's observation that population levels have not grown as projected; and reiterated their agreement that senior activities should be a focus.

Eagle Creek Drainage Assistance Request update: Birkett reported on his meeting with Carol Grundman. They looked over beaver dams and other obstacles in the creek. Birkett is waiting to hear back from the Department of Natural Resources in terms of what can be done to clear the obstructions. He also spoke with the zoning administrator. A permit with conditions may be required. He noted this is early in the process. Ahlers indicated he knew more trappers that could help with the beavers. He will provide Birkett with their contact information.

Action Items:

Review and possible recommendation to approve Long term Road plan. Birkett presented the long term road plan that was developed with the help of the village engineer. Birkett continued that the majority of village roads have a high PASER rating and displayed a color coded map showing the rating and condition of each road. A plan which scheduled resurfacing and/or reconstruction projects in five year increments was reviewed as follows:

2021: River View Parkway; Prairie View Parkway; Eagle Ridge Drive; N. State Street; W. Fox Street; W. Spring Street; S. State Street, Ag School Road (Estimated total \$649,046)

2026: Oak Knoll Road (Estimated total \$1,700,000)

2031: Rowntree Road, Rookery Glen, Nesting Way, Hoyer Haven, Blue Crane Court, Mink Ranch Road, Musquequack Street, Old Orchard Way, Hunters Glen, Royal Hill Road, Royal Hill Court (Estimated total \$808,764)

2036: N. Honey Lake Road, Langmaid Street, Vergon Drive, Abbey Lane, Fox View Drive, Ridge Line Road, N. River Road, Rock Ridge Road (Estimated Total \$623,460)

Birkett noted this is a guide that is not written in stone. It can be adjusted depending on conditions when the village gets closer to implementing each project grouping.

Committee members questioned the cost of reconstructing Oak Knoll Road. It was noted the project will be a combination of resurfacing and reconstruction based on the need for base repairs. Soil borings will determine the scope of the work. Three ditching projects are scheduled for Oak Knoll in the years leading up to the repaving project. This should help mediate those problems. Bennett moved, 2nd by Ahlers to recommend adoption of the long term road plan for the years 2021 - 2036. Motion carried.

Review and possible recommendation to approve house number brackets and installation in selected areas of Village. Birkett provided a physical sample of the house number signs that are proposed to be installed in the Settlement Condominium development and Fox Knoll subdivision. The brackets and sign holders are steel; and the reflective signs are white numbering on a blue background. They can be lag bolted or hose clamped to the light posts. The posts on which they would be installed are black. The costs are \$17.85 per sign; \$4.95 per bracket; and the count is 118 (Approximately: \$2,690). This does not include the cost of the clamps. The sign company will not install bracket signs so installation would have to be provided for separately. The appearance of steel brackets and clamps on black posts was discussed. Birkett was instructed to research the possibility of a black clamps, brackets and sign holders.

Bennett then brought up communications he has had with several residents. They feel the house number signs will give the village a “trailer park” look and some threatened to rip them out if they were installed on their property. Johnson pointed out this is a safety concern presented by the fire company, and that many of the fire company members are not local, do not know the house numbers, and have difficulty finding addresses in the original village. The question of GPS was brought up, whether fire company members use this technology on their phones or in the ambulances. Webb commented the same thing about ripping out the signs was said when these signs were installed in the previous town areas 15 years ago. However, now that they are there, people are used to them and don’t complain. Consensus of the Committee was to table approval of the bracket style house number signs with further direction to the public works manager to install a couple of sample signs in the Settlement Condominium development to solicit feedback.

Review and possible recommendation to approve standard house number type and installation costs.

Birkett reported these are the same signs, but they would be mounted on a channel posts near the driveways. The costs are \$17.85 per sign; \$6.24 per green steel channel post; \$7.25 per installation; and the count is 190 (Approximate total: \$5,955). Comments were then taken from several residents regarding the standard house number style (as follows):

Mary Stapleton, Renee Street (Weber Estates Subdivision), commented that these signs will not be aesthetically pleasing in the original village. The character is different from the old “Town” areas which are much more rural. She understands their use in areas where houses are set back far from the street, but not in the village where homes are close to the street, and closer together. She opposes their installation.

John Monsen, State Street, commented the ordinance should be amended to require homeowners to install house number signs of a uniform size in the original village, but flexibility should be given to the homeowners regarding the style and location of the signs. He noted a sign like this installed by his driveway would have been buried in snow this past winter. He commented the streets and narrow shoulders in the original village equal high snow banks. He opposes their installation.

Charles Pietrowski, State Street, also indicated opposition to installation of the standard house number style signs in the original village.

Committee members noted the historic areas of the village (Main, State, and Front Streets) would not be getting the standard house number style installed. The Village Board already directed that signs of a more historical nature be researched for these areas with installation planned for 2020. The standard house number signs are

VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN
PUBLIC WORKS COMMITTEE

March 25, 2019

7:00 p.m.

proposed to be located in newer areas of the village- mainly the subdivisions. The idea of having historic preservation committee members review the house number styles for the historic areas was then suggested.

Kumbier then answered the question regarding GPS on the fire trucks. He reported they do not have it.

Consensus of the committee was to table approval of the standard house number style signs with further direction to the public works manager to install a few signs as samples and to invite representatives from the fire company and sheriff's department to host a public information meeting to explain the need for the signs and attempt to garner support from the residents in the "original" village.

Review and possible recommendation to approve Kennel Applications: to keep 5 dogs at 2435 Upland Dr; to keep 8 dogs at 31912 Academy Rd; to keep 12 dogs at 28815 Washington Ave: and to keep 60 dogs at N6810 County Rd DD. Birkett reported on his inspection of all properties with the exception of N6810 County Road DD. He noted all were found clean and well maintained. All animals were provided with food and water and were found in good health. He recommended approval of all licenses with the exception of N6810 County DD. He noted this is a commercial kennel operation where there have not been problems in the past. He asked that the approval for this location be approved contingent on a passed inspection. Ahlers moved, 2nd by Beck Jr. to approve all licenses with the exception that approval of the license for N6810 County Road DD is contingent on a passed kennel inspection. Votes were: Beck Jr.: Aye; Bennett: Aye; Johnson: Aye; Klemko: Aye; Ahlers: Aye; Webb: Aye; Chart: Naye. Motion passed.

Bennett moved, 2nd by Webb to adjourn at 8:05 p.m. Motion carried.

Respectfully submitted:

Betty J. Novy, MMC CMTW WCPC
Administrator-Treasurer



RACINE COUNTY SHERIFF'S OFFICE

717 Wisconsin Avenue, Racine, WI 53403-1237

(262) 886-2300 FAX (262) 637-5279

Waterford (262) 534-5166 Burlington (262) 763-9558

Sheriff Christopher K. Schmaling

Chief Deputy John C. Hanrahan

Village of Rochester March 2019 Activity Report

Citations

Accidents: 1 Speeding: 12 Traffic: 10 Parking: 6 Warnings: 20

Arrests

Felony: 0 Misdemeanor: 2 Ordinance: 2 OWI: 1

Complaints

Assigned: 24 Deputy Initiated: 16 Assisted: 0 Follow up: 55

Other Activities

Warrants Served: 0 Civil Process Served: 0

Foot Patrols: 33

Work Days; 25

Miles Driven; 1038

Hours; 206.75

Time out of the Village : 0 Hr.

Sergeant Scott Litwin

Contract is for 1800 hours/year
479.75 total hours worked this year

ACTIVITY REPORT FOR ROCHESTER MARCH 2019

SHF	NAME	# OF DAYS	MILES DRIVEN	TOTAL	CMPLS ASGND	CMPLS ORIG	CMPLS FL-UP	CMPLS ASIST	CMPLS TOTAL	ARR SPD	CIT ACC	ARR TRFC	PARK	OWI	WARN	ORD NTRF	ARR MISD	ARR FEL	ARR ACC	ARR TOT	WRNT ATMD	WRNT SRVD	CIVIL	CIVIL	FOOT	OUT	
				HOURS WORKED																			ATMD	SRVD	PTRL	OF VIL	
1	HERNANDEZ, K	5	280	40.00	2	5	15	0	22	4	0	1	0	0	8	0	0	0	0	5	0	0	0	0	0	0	0
	MILAM,C	20	758	164.25	22	11	40	0	73	8	1	8	0	1	12	2	2	0	0	22	0	0	0	0	1	33	0
	FAZIO,J	1		0.50	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	VOGT,J	1		0.50	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	LAUX	2		1.00	0	0	0	0	0	0	0	0	4	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	STORM,S	1		.50	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total SHF 1:		25	1038	206.75	24	16	55	0	95	12	1	10	6	1	20	2	2	0	0	27	0	0	0	1	33	0	
TOTAL ALL:		25	1038	206.75	24	16	55	0	95	12	1	10	6	1	20	2	2	0	0	27	0	0	0	1	33	0	

ASSURE COMPETENT WORKFORCE

Workforce Development Plan

- Identified workforce competencies and strengths
- Qualified Public Health (PH) Professionals**
- 3 Master's prepared managers (MPH, MS, MSN)
- 2 Bachelor's prepared and credentialed managers (RS and BBA)
- 3 Registered Sanitarians (RS)
- 14 Registered Nurses (RN)
- 2 Epidemiologists (MPH)
- 2 Certified Health Education Specialists (CHES)
- 29 Bachelor's prepared staff
- All staff completed 7 required trainings
- 31 staff attended 101 trainings as required by their positions and/or a grant (~3/person)

Linkages with Academia, Healthcare & Schools

- Maintained MOUs with Wisconsin colleges and universities to precept students
- Maintained Dr. Mark DeCheck as Medical Advisor
- Continued a system of healthcare linkages
- Partnered with 2 hospital systems
- Maintained strong relationships with local schools

EVALUATE EFFECTIVENESS

Performance Management & Quality Improvement

- Implemented performance measures for all programs
- Implemented 10 Quality Improvement projects

RESEARCH NEW SOLUTIONS

CRCHD partners with many agencies and programs ranging from healthcare, schools, and businesses to municipalities, coalitions, colleges and universities in order to further public health innovation and research

2018 BUDGET SUMMARY

- Came in on budget in 2018
- Developed a budget at \$7.13 per capita levy
- Received revenues of \$2,962,710 (27% levy, 12% fees and contracts, and 61% grants)
- 89% of budgeted expenses were for personnel
- One of least-funded local health departments in WI

Central Racine County
Health Department
10005 Northwestern Ave
Franksville, WI 53126
Phone: (262) 898-4460
Fax: (262) 898-4490

Office Hours:
Monday — Friday
8:00 AM — 4:30 PM

STAFF Health Officer

Community Health Director
Assoc. Community Health Director
Public Health Nurse
Public Health Educator
Epidemiologists
Community Health Supervisor
Home Visiting Supervisors
Public Health Nurses—Home Visitors
Public Health Educators—Home Visitors

Environmental Health Director
Registered Sanitarians
Public Health Specialist

Fiscal Director
Senior Public Health Technician
Public Health Technician
Contract staff



Central Racine County
Health Department

www.crchd.com



2018 ANNUAL REPORT HIGHLIGHTS

Central Racine County
Health Department

Serving Caledonia, Dover,
Mount Pleasant, North Bay, Norway,
Raymond, Rochester, Sturtevant,
Union Grove, Yorkville,
Town and Village of Waterford,
Town and City of Burlington

YEAR IN REVIEW

In 2018 CRCHD maintained a laser focus on our core functions of assurance, assessment and policy development while concurrently pursuing national public health accreditation and ensuring delivery of required and novel programs and services. Highlights for 2018 include:

- Developed the *CRCHD Community Health Improvement Plan 2018* (CHIP) in conjunction with community partners to identify priority health issues. This process identified mental health, substance abuse, chronic disease and healthcare access as significant community concerns and areas for community improvement.
- Submitted 550+ documents to the Public Health Accreditation Board (PHAB) in advance of a 2019 site visit, as examples of CRCHD work meeting national public health standards.
- Became part of the *Kenosha/Racine Lead-Free Communities Partnership*, with Kenosha County as lead agency to implement a lead hazard reduction grant from the U.S. Department of HUD.
- Convened a workgroup to look at an increase in childhood drownings in Racine County; held 2 community listening sessions and provided for free swimming lessons at the new S C Johnson Community Aquatic Center and the Burlington Community Aquatic Center.
- Received a new Overdose Fatality Review team grant to better identify the underpinnings of overdose deaths and translate findings from the review process into prevention recommendations and strategies.
- Ran a *Fall 2018 Immunization Clinic Exercise* to ensure we are prepared for any public health emergency.
- Continued to provide innovative, population-based and directed programs for new families in Racine County.
- Created a new organizational chart to enhance alignment with programs and services.
- Continued work on *CRCHD 2016-2020 Strategic Plan*.
- Implemented all work related to our required and value-added programming and services.

CRCHD work continues to focus on the health of entire communities because health and health inequities are driven primarily by where people live, work, learn and play. Public health is a community endeavor, so many thanks to the great CRCHD staff, a supportive and strong Board of Health, and all our government and community partners, for your hard work, collaboration and support.

MONITOR HEALTH STATUS

Systematic Data Collection, Analysis and Dissemination

- Developed *CRCHD Community Health Improvement Plan 2018* with community partners, utilizing *CRCHD 2017 Community Health Assessment* data.

INVESTIGATE HEALTH PROBLEMS

Communicable Disease (CD) and Sexually Transmitted Disease (STD) Control

- Conducted 406 investigations (22%↑) of confirmed/probable CDs and 402 investigations of suspect CDs
- Conducted 360 investigations of confirmed/probable STDs (2%↑) and 6 investigations of suspect STDs

Disease Outbreak Investigations

- Responded to 26 CD outbreaks (8%↑)

Mosquito Surveillance

- Helped provide surveillance for the invasive tiger mosquito and potential Zika vector, *Aedes albopictus*

Human Health Hazards (HHH) Investigations

- Conducted 188 HHH investigation interventions (18%↓)

Lead Hazard Investigations

- Identified/tracked 1,217 child blood lead tests (14%↑)
- Contacted 16 kids with lead levels ≥ 5 ug/dL; no children had lead levels requiring a lead hazard investigation

INFORM PEOPLE OF HEALTH ISSUES

Car Seat Education and Installation

- Evaluated 162 car seats for proper installation (72%↑)

Cribs for Kids and Safe Kids & Safe Sleep Education

- Provided 110 (36%↑) low-cost cribs to families
- Educated 986 community members on safe sleep

Radon Testing

- Sold 209 radon test kits to residents (16%↓)

Well Water Testing

- Provided 31 well water test kits to residents

Community Information and Public Outreach

- Provided 436 targeted communications to media, healthcare providers, policy makers, and residents via newsletters, press releases, website updates, Facebook, healthcare provider distributions, and ads
- Presented at community events and education sessions
- Provided regular public health updates to Board of Health

MOBILIZE COMMUNITIES

Fetal, Infant & Child Death Review

- Led the team to identify prevention efforts

Overdose Fatality Review

- Wrote for and received a new grant for a review team
- ### Medication Collection
- Collected 4832 lbs. at medication boxes and events

PLAN TO SUPPORT HEALTH

CRCHD Strategic Plan 2016-2020

- Completed 2018 goals for all 5 strategic priorities
- ### Emergency Preparedness (EP)
- Revised public health EP plans
 - All staff completed monthly EP training exercises
 - Ran a Fall Immunization Exercise

ENFORCE PUBLIC HEALTH LAWS

Environmental Health Licensing and Inspections

- Completed 1,277 inspections, which included 638 licensed establishments and 124 transient vendors
- Saw 100%↑ in Food Facility Excellence Award winners
- Provided in-person and online food safety training

DNR Well Water Program

- Tested 150 wells, conducted 120 annual site reviews, and 32 sanitary surveys for DNR well program

Animal Control/Rabies Investigations

- Conducted 184 rabies investigations

Beach Water Monitoring

- Ensured beach and website signage for public beaches

LINK PEOPLE TO HEALTH SERVICES

Home Visitation Programs

- Completed 3,310 home visits (128%↑) for 712 families (133%↑) using HFA model programs
- Provided home visits for 474 families as part of the postpartum *Family Connects Racine County* program

Immunization Program & Immunization Compliance

- Provided 223 vaccines to 100 (32%↑) pediatric clients
- Tracked school (n=39) and daycare compliance (n=55)

Adult Services Program

- Provided 102 adult vaccinations
- Administered 70 tuberculin skin tests (16%↓)

Resolution #2019-3

RESOLUTION BY THE VILLAGE OF ROCHESTER BOARD TO AMEND THE 2019 BUDGET

Whereas, a Village budget is adopted by the Village Board each year and changes to the budget are made by subsequent action of the Board; and

Whereas, the general fund balance increased approximately \$25,000 more than estimated at year end 2018; and

Whereas, the Village Plan Commission has requested an increase in funding to provide for the cost of planning services to update the village land use plan; and

Whereas, the Village Finance Committee has reviewed this request and recommended that certain adjustments be made to amend the 2019 budget which was adopted by the Village Board on November 11, 2018;

NOW, THEREFORE, BE IT RESOLVED, by the Village of Rochester Board, Racine County, Wisconsin, that the following amendments be applied to the 2019 Budget:

Action	Account Number	Account Name	Original Budget	Revised Budget	Difference
General Fund Revenues:					
Total Revenues:			0.00	0.00	0.00
General Fund Expenditures:					
Increase	100-90-805-57730	Conservation – Development Outlay	15,000.00	TBD	TBD
Total Expenditures:			15,000.00	TBD	TBD
Excess Cash Balance Used to Offset Levy			62,425.00	TBD	TBD
Fund Balance – December 31, 2018 (Estimated)			292,384.87	317,705.62	+25,320.75

Introduced: April 8, 2019

Adopted:

VILLAGE OF ROCHESTER

Attest:

Edward J. Chart, Village President

Sandra J. Swan, Village Clerk

General Fund Budget vs. Actual
1/1/ 2019 - 3/31/2019

	AnnualBudget	YTDActual	Difference
Revenues			
100-00-000-41110 General Property Taxes	625,296.81	625,296.54	0.27
100-00-000-41800 Interest on Del. Pers Prop tax	10.00	-	10.00
100-00-000-41900 Ag Use Values Penalties	2,000.00	-	2,000.00
100-00-000-43620 In Lieu of Taxes St. Conserv (s. 70.113)	790.00	-	790.00
100-00-000-43640 Forest Crop/ Managed Forest	2,350.00	2,146.88	203.12
100-00-000-43660 In Lieu of Taxes St. Conserv (s, 70.114)	2,900.00	2,909.42	(9.42)
100-00-000-48100 Interest on Temporary Investments	12,000.00	10,233.76	1,766.24
100-00-000-48250 Miscellaneous Revenue	100.00	70.10	29.90
100-00-700-43410 State Shared Revenue	65,613.00	-	65,613.00
100-00-700-43430 Exempt Computer Aids	282.00	-	282.00
100-11-000-44101 Business Liquor Licenses	5,200.00	-	5,200.00
100-11-000-44102 Operator's Licenses	1,000.00	125.00	875.00
100-11-000-44103 Cigarette & Soda Licenses	700.00	-	700.00
100-11-000-44104 Cable T.V. Fees	40,000.00	-	40,000.00
100-11-000-44105 Dance Hall Licenses	400.00	-	400.00
100-11-000-46102 Assessment Letters	2,500.00	450.00	2,050.00
100-11-000-46103 Passport Application Fees	3,500.00	1,715.00	1,785.00
100-11-000-46104 Public Record Copy Fees	10.00	-	10.00
100-11-000-47400 Storm Sewer Utility Administration Fees	20,000.00	20,000.00	-
100-11-000-47401 Sewer Utility Administration Fees	25,750.00	25,750.00	-
100-30-000-48200 Rental Income- Buildings & Facilities	2,500.00	800.00	1,700.00
100-40-000-44901 Fireworks Permits	100.00	-	100.00
100-40-000-44920 Sellers Permits	50.00	-	50.00
100-40-000-45100 Court Forfeitures	8,000.00	2,529.09	5,470.91
100-40-000-46440 Weed & Nuisance Control	400.00	-	400.00
100-41-000-48500 Rental Income- Ambulance Lease	14,742.30	14,742.30	-
100-41-700-43420 2% Fire Dues (Pass Thru)	14,080.00	-	14,080.00
100-41-700-43529 EMS Funding Grant (Pass Thru)	-	-	-
100-42-000-44300 Building Permits	65,000.00	11,055.25	53,944.75
100-50-000-44900 Parking Permits	100.00	40.00	60.00
100-50-000-44930 Driveway Permits	500.00	-	500.00
100-50-700-43531 Transportation Aids	94,317.00	23,568.53	70,748.47
100-50-700-43534 L.R.I.P. Funding Grant	-	-	-
100-55-209-43622 Honey Creek Lighting District	1,105.00	1,105.00	-
100-60-000-46420 Garbage and Recycling Fees	243,820.00	243,820.00	-
100-60-700-43545 Recycling Grant	6,100.00	-	6,100.00
100-71-000-44109 Dog Licenses	5,400.00	3,167.00	2,233.00
100-71-000-44110 Special Animal Permits	50.00	50.00	-
100-71-000-44111 Kennel Applications	400.00	250.00	150.00
100-90-000-44400 Zoning Permits	10,000.00	1,250.00	8,750.00
100-90-000-44401 Quarrie Permits	2,000.00	1,000.00	1,000.00
100-90-000-44402 Pond Permit Fees	-	-	-
100-90-000-44403 Site Plan Review Fees	300.00	-	300.00
100-90-000-44404 Conditional User Permit Fees	1,200.00	600.00	600.00
100-90-000-44405 Variance Fees	-	-	-
100-90-000-44406 Shoreland Contract Fees	225.00	-	225.00
100-90-000-44407 Rezoning Fees	850.00	-	850.00
100-90-000-44408 Land Division Fees	500.00	-	500.00
Total Revenues (thru 3.31.19):	1,282,141.11	992,673.87	289,467.24

General Fund Budget vs. Actual
1/1/ 2019 - 3/31/2019

	AnnualBudget	YTDActual	Difference
Expenditures:			
100-00-500-51930 Liability Insurance	4,500.00	-	4,500.00
100-00-505-51933 Surety Bonds	525.00	-	525.00
100-00-510-51931 Property Insurance	5,000.00	-	5,000.00
100-00-511-51932 Workmans Comp Insurance	5,000.00	226.00	4,774.00
100-01-110-51100 Trustee Salary	30,900.00	6,923.22	23,976.78
100-01-110-51101 Trustee Meeting Pay (Per Diem)	10,000.00	1,195.00	8,805.00
100-01-110-51102 Trustee Wages- FICA	3,200.00	629.55	2,570.45
100-01-110-51104 Board Expenses	750.00	19.63	730.37
100-01-110-51105 Citizen Meeting Pay (Per Diem)	4,000.00	482.00	3,518.00
100-01-110-51107 Committee Wages- FICA	306.00	28.37	277.63
100-01-300-51103 Board Association Fees	1,459.00	1,458.65	0.35
100-02-250-51300 Village Attorney Fees	14,000.00	1,237.50	12,762.50
100-02-250-51301 Prosecuting Attorney Fees	6,000.00	1,590.00	4,410.00
100-11-110-51101 Trustee Meeting Pay (Per Diem)	1,700.00	250.00	1,450.00
100-11-110-51105 Citizen Meeting Pay (Per Diem)	800.00	173.00	627.00
100-11-110-51401 Clerk-Treasurer's Offices Wages	136,302.00	30,934.31	105,367.69
100-11-110-51402 Clerk-Treasurer's Office FICA	10,618.00	2,345.48	8,272.52
100-11-110-51403 Clerk-Treasurer's Office WRS (Pension)	8,208.00	1,836.94	6,371.06
100-11-110-51404 Life Insurance Benefit	425.00	101.64	323.36
100-11-110-51405 Health Insurance Benefit	5,280.00	1,218.48	4,061.52
100-11-110-51407 Professional Dev- Education	3,000.00	729.02	2,270.98
100-11-300-51406 Professional Assoc Memberships	500.00	410.00	90.00
100-11-301-51410 Office Supplies/ Repairs	2,100.00	351.39	1,748.61
100-11-302-51411 Computer/ IT Expenses	2,500.00	-	2,500.00
100-11-303-51412 Copier Expenses	2,000.00	419.66	1,580.34
100-11-304-51413 Website Charges	1,165.00	1,160.00	5.00
100-11-305-51415 Newsletter Expenses	1,000.00	640.00	360.00
100-11-305-51416 Notice Publishing	2,000.00	-	2,000.00
100-11-307-51417 Administrative Expense	3,000.00	1,264.45	1,735.55
100-11-800-57120 Administrative Outlay	4,500.00	2,045.00	2,455.00
100-12-199-51440 Election Wages	1,800.00	-	1,800.00
100-12-200-51441 Election Machine Maint. Contract	405.00	803.00	(398.00)
100-12-307-51442 Election Expense	3,250.00	-	3,250.00
100-13-251-51510 Auditor Expense	3,725.00	-	3,725.00
100-13-251-51511 Bond Counsel Fee	1,500.00	-	1,500.00
100-14-110-51530 Assessor Wages	16,500.00	3,461.52	13,038.48
100-14-110-51532 Assessment- FICA	1,262.25	264.84	997.41
100-14-120-51531 Board of Review Wages	540.00	-	540.00
100-14-200-51533 Manufacturing Property Assessment	200.00	-	200.00
100-14-307-51534 Assessor Expenses	400.00	-	400.00
100-14-307-51535 Tax Collection Expenses	2,000.00	624.00	1,376.00
100-30-110-51600 Building Custodian Wages	2,000.00	385.91	1,614.09
100-30-110-51601 Building Custodian- FICA	153.00	29.54	123.46
100-30-201-51602 Village Hall- Gas	500.00	277.16	222.84
100-30-202-51603 Village Hall- Electric	2,700.00	914.96	1,785.04
100-30-203-51604 Village Hall Phone- Internet Access	2,900.00	655.29	2,244.71
100-30-204-51605 Village Hall Sewer Utility	440.00	-	440.00
100-30-205-51606 Village Hall Stormwater Utility	135.00	134.23	0.77
100-30-206-51607 Village Hall Building Supplies	800.00	103.18	696.82
100-30-207-51608 Village Hall Building Maintenance	2,300.00	337.78	1,962.22
100-30-208-53300 Rental Fees- Equipment Storage	750.00	187.50	562.50
100-30-800-57140 Public Building Outlay- Village Hall	7,000.00	159.98	6,840.02

General Fund Budget vs. Actual
1/1/ 2019 - 3/31/2019

	AnnualBudget	YTDActual	Difference
100-40-200-52100 Law Enforcement Contract	112,151.86	18,691.98	93,459.88
100-41-200-52200 Fire & EMS Contract	162,538.00	111,951.00	50,587.00
100-41-205-51630 Fire Station Stormwater Utility	270.00	260.40	9.60
100-41-207-51631 Fire Station Building Maintenance	500.00	-	500.00
100-41-700-52201 2% Fire Dues Rebate (Pass Thru)	14,080.00	-	14,080.00
100-41-801-57141 Public Building Outlay- Fire Station	5,000.00	-	5,000.00
100-41-801-57220 Fire Protection Outlay	39,894.00	-	39,894.00
100-41-801-57290 Fire- Small Equipment Purchases	33,925.00	1,973.00	31,952.00
100-42-200-52400 Building Inspection Contract	35,750.00	6,014.39	29,735.61
100-42-249-52401 Building Inspection Expense	500.00	-	500.00
100-50-110-51101 Trustee Meeting Pay (Per Diem)	600.00	34.65	565.35
100-50-110-51405 Health Insurance Benefit	4,067.00	-	4,067.00
100-50-110-53301 Public Works Dept Wages	44,751.00	10,061.70	34,689.30
100-50-110-53302 Public Works- FICA	3,470.00	732.76	2,737.24
100-50-110-53303 Public Works- WRS (Pension)	2,940.00	655.91	2,284.09
100-50-110-53304 Life Insurance Benefit	250.00	51.75	198.25
100-50-110-53305 Health Insurance Benefit	-	938.22	-
100-50-110-53350 DPW Truck Maintenance	250.00	158.54	91.46
100-50-200-53312 Contracted Street Maintenance	32,000.00	-	32,000.00
100-50-200-53320 Right of Way Mowing	4,000.00	-	4,000.00
100-50-200-53321 Right of Way Tree/ Brush Removal	10,000.00	-	10,000.00
100-50-200-53322 Mowing of Private Lots	450.00	-	450.00
100-50-200-53330 Contracted Snow Removal	61,000.00	49,287.50	11,712.50
100-50-209-53420 General Street Lighting	17,000.00	4,170.59	12,829.41
100-50-225-53306 Cellular Phone	400.00	60.07	339.93
100-50-255-53311 Engineering Fees	2,000.00	-	2,000.00
100-50-301-53310 Street Expense- General	5,000.00	519.99	4,480.01
100-50-301-53331 Road Salt	64,000.00	8,108.52	55,891.48
100-50-301-53332 Street & Traffic Signs	2,500.00	1,449.56	1,050.44
100-50-301-53333 Snow Removal Expense	200.00	166.26	33.74
100-50-301-53340 House Numbers	500.00	-	500.00
100-50-380-53351 DPW Truck Fuel	2,000.00	263.04	1,736.96
100-50-803-53432 Sidewalk Repairs	5,000.00	-	5,000.00
100-55-209-53421 Honey Creek Lighting District	1,100.00	275.25	824.75
100-60-200-53620 Garbage Collection Contract	164,688.00	41,054.05	123,633.95
100-60-200-53635 Recycling Collection Contract	83,220.00	20,745.39	62,474.61
100-60-200-53680 Hazardous Waste Collection Costs	2,000.00	-	2,000.00
100-70-200-54100 Public Health Contract	27,523.00	13,761.50	13,761.50
100-71-301-54150 Animal Control Costs	2,500.00	604.16	1,895.84
100-71-301-54151 Animal Control License Fees	550.00	461.06	88.94
100-80-207-51641 Library Building Maintenance	500.00	184.61	315.39
100-81-310-55190 Community Events	700.00	-	700.00
100-82-310-55191 Historical Society	200.00	-	200.00
100-85-200-55201 Park Mowing (Contracted)	6,000.00	-	6,000.00
100-85-301-55200 Park Maintenance	6,000.00	932.33	5,067.67
100-90-200-56901 Zoning Administration	45,000.00	6,990.20	38,009.80
100-90-255-56900 Planning & Development- Engineering Fees	500.00	318.75	181.25
100-90-307-56902 Zoning Administration Expense	100.00	-	100.00
100-90-805-57730 Conservation- Development Outlay	15,000.00	-	15,000.00
Total Expenditures (thru 3.31.19):	1,344,566.11	366,885.31	978,619.02
Revenues minus (-) Expenditures:	(62,425.00)	625,788.56	(689,151.78)

March 27, 2019

PLAN COMMISSION

6:00 p.m.

The meeting was called to order at 6:00 p.m. with Patricia Gerber, Mark Tamblyn, Gary Beck, Ed Chart, Maureen Eckert, George Olen, Paul Beere, Marc Morgan (Alternate 1) and Doug Wearing (Alternate 2) present.

Jonathan Schattner, Zoning Administrator, Betty Novy, Administrator-Treasurer, and Lynn Spleas, Plan Commission Secretary were also present.

Pledge of Allegiance

Correction or Approval of minutes.

Eckert moved, 2nd by Tamblyn to approve the minutes of February 27, 2019 meeting. Motion carried.

Report from the Village Board Liaison

Beck reported the Village Board discussed the two Planning Consulting teams.

Public Hearing:

Application for Land Use Plan Amendment/ Rezoning from “Extractive”/ “M-4 Quarrying District” to “Agricultural”/ “A-2 General Farming & Residential District” and Preliminary Review of Proposed Land Division to create four lots out of one: Location: 815 English Settlement Road, Rochester, Wisconsin (20.50 acres) Applicant: Reesman Group II LLC Parcel Number: 176-0319-13-002-030

Schattner explained Reesman has filled in the gravel pit and land has been reclaimed, top seeded and will grow in the spring. The proposal is to divide the parcel into 4 residential lots with shared driveways. CJ’s Soil Testing has conducted 4 soil tests for Reesman’s parcel. The proposal requires a land use plan amendment and a rezoning.

Eckert confirmed with the zoning administrator no surrounding land will be land locked.

Gerber asked Reesman does this parcel have any wells. Reesman replied there is a very old well on lot number four which has not been used. Gerber stated if a well has not been used for over two years it must be abandoned.

Reesman told the Commissioners that lots two and three must locate any buildings towards the front of the parcel due to the elevations. Chart reminded everyone no one is allowed to build garages or accessory structures in front of a residential building.

Tamblyn asked Reesman why he only has four lots on this parcel and the zoning administrator stated over four parcels is considered a subdivision per our code. Tamblyn stated doesn’t the Village want to see smaller lots, roads connecting, and expansion of the sewer. The Commissioners stated this will happen after we go through updating our land use plan. Tamblyn indicated his preference that we start implementing some of the planning techniques we’ve been discussing now; and asked “at what point do we draw a line”.

Katherine Raebel, residing at 844 N English Settlement, appeared to comment on the proposed development and to tell the Commissioners she was in favor and pleased with the change.

There was no opposition.

All were in favor of the land use plan amendment and rezoning from Extractive/ M-4 Quarrying District.

Beck moved, 2nd by Tamblyn to adjourn the public hearing at 6:21 p.m. Motion carried.

Action Items 1:

Initial Consideration: Application for Land Use Plan Amendment/ Rezoning from “Extractive”/ “M-4 Quarrying District” to “Agricultural”/ “A-2 General Farming & Residential District” and

March 27, 2019

PLAN COMMISSION

6:00 p.m.

Preliminary Review of Proposed Land Division to create four lots out of one: Location: 815 English Settlement Road, Rochester, Wisconsin (20.50 acres) Applicant: Reesman Group II LLC Parcel Number: 176-0319-13-002-030

Chart stated we will look into the utilities after we make changes to our land use plan.

Beck moved 2nd by Beere to recommend to the Village Board that they move forward with the application for land use amendment and rezone from M-4 Quarry District to A-2 for 815 N W English Settlement Drive subject to the recommendation of the zoning administrator (as follows):

1. That the Rochester Village Board schedule a public hearing for May 13, 2019 to take action (to approve or deny) the rezoning and land use amendment proposal.
2. Obtaining Certified Survey map approval to create four (4) lots if the rezoning and land use plan amendment receives Village Board approval.
3. Obtaining input and approval regarding site design from the Village of Rochester Engineer.
4. Obtaining input, approval, and the necessary permits from the State of Wisconsin Department of Transportation and Department of Natural Resources.
5. Obtaining recommendations from our local fire, police, and rescue services.
6. Obtaining approval from the Racine County Planning Services assuring that the property owner has received approval for the on-site sanitary systems to be installed on each lot.
7. Notifying all municipalities in Racine County and Southeastern Wisconsin Regional Planning Commission of the proposed land use plan amendment.

Motion carried.

Action Item 2:

Initial Consideration: Plan Commission Resolution #2019-1 Providing a Recommendation on the Amendment of the Racine County Multi-Jurisdictional Comprehensive Plan for Approximately 20.5 acres of Land located at 815 English Settlement Road, Rochester, Wisconsin

Commissioners considered the criteria that must be met to proceed with a land use plan amendment and developed language in support of a recommendation.

Chart moved, 2nd by Eckert to approve the following considerations and conclusions in support of the initial consideration of Resolution 2019-1:

Criteria: The Plan amendment is consistent with the goals, objectives, and policies of the Plan.

Considerations: Plan Commissioners agreed that the reclamation plan for the existing quarry site requires the owner to change the zoning and land use plan designations of this property to be consistent with the land uses and zoning with adjacent properties and across the street. This proposal is therefore, consistent with the goals, objectives, and policies of the plan.

Criteria: The Plan Amendment will not lead to any environmental effects.

Considerations: Plan Commissioners agreed federal, state, and local ordinances will protect this property from any environmental sensitive issues. Plan Commissioners also noted the well located on Lot 4, as shown on the proposed Certified Survey Map, will have to be abandoned consistent with the State of Wisconsin's administrative rule NR812.

Criteria: The Plan amendment is compatible with the surrounding land uses.

March 27, 2019

PLAN COMMISSION

6:00 p.m.

Considerations: Plan Commissioners agreed that the lands located at the north, south, east and west of the subject property currently have residential/agricultural development in place.

Criteria: The Plan amendment will not overburden existing local and county facilities and services and such facilities and services are adequate to serve the type of development associated with the Plan Amendment.

Considerations: Plan Commissioners agreed that the property owner has received on-site sanitary approval from Racine County to develop this property into four (4) lots and each lot will be served by on-site sanitary systems. The property owner also received approval from Racine County Public Works Department to have two share driveways along North English Settlement Avenue to serve these lots. Subject lots will not overburden existing local and county facilities and are adequate to provide services, such as police, fire and rescue services.

Criteria: The Plan amendment will enhance economic development with the Village and County.

Considerations: Plan Commissioners agreed the proposed amendment will lay the groundwork for additional residential development within our community and enhance the tax base for both the Village and the County.

Criteria: The Plan is in substantial agreement with the recommendations of the regional land use plan.

Considerations: Plan Commissioners agreed the proposed plan will be in substantial agreement with the regional land use plan as it is intended to allow residential development to occur along North English Settlement Avenue.

Motion carried.

Novy indicated the resolution will be presented at the April meeting for consideration of any additional language and action to approve or deny.

Action Items 3:

Review and Possible Recommendation: Ordinance #2019-1 “An Ordinance to Make Numerous Amendments to the Village of Rochester Zoning Code, To Update the Code in Light of New State Legislation and State and Federal Case Law”

Attorney Doug Wheaton, Lake Area Realtors Association, addressed the Commission. He would like to see temporary signs on non-residential parcels increased from six feet high to ten. Wheaton stated several example of other municipalities that allow sign heights in non-residential districts from 8 feet to fifteen feet. The Commission approved eight feet in height for this signage.

Eckert, moved, 2nd by Olen to recommend approval of Ordinance 2019-1 subject to the recommendations of the zoning administrator with the following changes: temporary signs on non-residential parcels shall be limited to a maximum of eight feet in height; and that the language that allows doubling the total signage square footage for parcels that front upon two or more streets, on both residential and non-residential parcels, be clarified in such a way that the size limitations apply individually to each sign on each frontage. Motion carried.

Action Item 4:

Review and Possible Recommendation: Ordinance #2019-2 “An Ordinance to Update the Village Floodplain Zoning Ordinance to Incorporate New Flood Insurance Study (FIS) Data”

Tamblyn moved 2nd by Eckert to recommend approval of Ordinance 2019-2 to update Floodplain Insurance Study references with new dates and data. Votes were: Gerber-aye, Tamblyn-aye, Eckert-aye, Olen-aye, and Beere-aye. Motion carried.

Village Board members Beck and Chart abstained from voting on Ordinance 2019-2.

Action Item 5:

Discuss results of Planning Consultant interviews and possibly make a recommendation on awarding Land Use Plan update work

March 27, 2019

PLAN COMMISSION

6:00 p.m.

Plan Commissioners rated consultants on a scale of 1 (poor) to 4 (excellent) in the following categories: relevant knowledge, experience and qualifications of firm and team members; proposed methodology and work plan to be used in the process; understanding of the project and overall completeness of submission; and experience on similar projects/references. Ratings were weighted according to the selection process outlined in the original request for proposals. The results were an overall total rating of 3.51 for SEH; and 2.72 for Baxter-Woodman/ Teska. Cost proposals were then opened (as follows): SEH- \$17,685; Baxter-Woodman/ Teska- \$26,815.

Any additional work the Village wants will be billed hourly.

Eckert moved 2nd by Tamblyn to recommend that SEH be awarded the land use plan update work based on the overall rating and the cost proposals. Motion carried.

Eckert moved, 2nd by Beere to adjourn at 7:41 Motion carried.

Respectfully submitted:

Lynn Spleas, WCMC
Administrative Assistant/ Sewer Clerk
Plan Commission Secretary

Short Hendrickson Elliot:

Relevant knowledge, experience and qualifications of firm and team members (40).
 Proposed methodology and work plan to be used in the process (30).
 Understanding of the project and overall completeness of submission (15).
 Experience on similar projects/References (15).

	Plan Commissioner 1	Plan Commissioner 2	Plan Commissioner 3	Plan Commissioner 4	Plan Commissioner 5	Plan Commissioner 6	Plan Commissioner 7	Plan Commissioner 8	Plan Commissioner 9	Average Total	Weighted
Relevant knowledge, experience and qualifications of firm and team members (40).	4	4	4	4	4	4	3	4	4	3.89	1.56
Proposed methodology and work plan to be used in the process (30).	3	3	4	4	4	3	3	3	3	3.33	1.00
Understanding of the project and overall completeness of submission (15).	3	3	4	3	3	3	4	3	3	3.22	0.48
Experience on similar projects/References (15).	2	3	4	4	4	3	3	2	3	3.11	0.47
										Total Score	3.51

Baxter-Woodman/ Teska

Relevant knowledge, experience and qualifications of firm and team members (40).
 Proposed methodology and work plan to be used in the process (30).
 Understanding of the project and overall completeness of submission (15).
 Experience on similar projects/References (15).

	Plan Commissioner 1	Plan Commissioner 2	Plan Commissioner 3	Plan Commissioner 4	Plan Commissioner 5	Plan Commissioner 6	Plan Commissioner 7	Plan Commissioner 8	Plan Commissioner 9	Average Total	Weighted
Relevant knowledge, experience and qualifications of firm and team members (40).	3	3	4	4	4	3	3	3	2	3.22	1.29
Proposed methodology and work plan to be used in the process (30).	2	2	3	2	3	3	2	2	2	2.33	0.70
Understanding of the project and overall completeness of submission (15).	2	3	3	2	3	2	3	2	2	2.44	0.37
Experience on similar projects/References (15).	2	2	3	3	3	3	3	1	2	2.44	0.37
										Total Score	2.72

Cost Proposals (.25 added to low bid):

Short Hendrickson Elliot (\$17,685): 3.76
Baxter-Woodman/ Teska (\$26,815): 2.72

VII. BID SUBMITTAL FORM:

“Not to exceed cost” for professional services to complete the Land Use Plan Updates and final deliverables as outlined in the FINAL revised Scope of Services document issued March 22, 2019:

\$ \$17,685

Limitations to the Scope of Work:

Item:	Quantity:

Any additional services, reviewed and approved by the Village prior to commencing work, will be billed at actual hourly and reimbursable costs. Provide a fee schedule for the hourly rates of all personnel who may be assigned to the project.

	Position: Project Manager	Position: Comprehensive Planner	Position: GIS Specialist
Standard hourly rate \$	\$115-\$150	\$75-\$125	\$55-\$75
	Position:	Position:	Position:
Standard hourly rate \$			

Other Possible Reimbursable Costs/ Expenses (List):

Item:	Cost:
Cost of Services Analysis	\$4,450

Village of Rochester, Racine County, Wisconsin
Request for Proposals- Planning Service
Scope of Services Revision March 22, 2019

Bidder's Firm Name: Short Elliott Hendrickson Inc. (SEH)

Street Address: 316 North Milwaukee Street, Suite 302, Landmark Building

City, State, Zip: Milwaukee, WI 53202

Signed Name: *Brea Grace*

Printed Name: Brea R. Grace, AICP

Title: Project Manager

Date: March 25, 2019

Phone Number: 608.977.0002

Federal Tax#: 41-1251208

Email Address: bgrace@sehinc.com

The above individual is authorized to sign on behalf of company submitting proposal.

Proposals must be signed by an official authorized to bind the provider to its provisions for at least a period of 90 days.



Building a Better World
for All of Us®

March 26, 2019

Village of Rochester
Attn: Betty Novy, Administrator-Treasurer
300 W. Spring St.
Rochester, WI 53167

RE: Revised Land Use Plan Update Proposal
Village of Rochester Land Use Plan
SEH No. ROCHV 148755

Dear Ms. Novy:

The Short Elliott Hendrickson Inc. (SEH®) team enjoyed meeting with the Village of Rochester's Village Board and Plan Commission members, and Village staff to discuss our approach to Land Use Planning in Rochester.

We are providing an overview of our project approach in response to the Village's Revised Scope of Services. Additionally, please find the requested Bid Submittal Form enclosed with this correspondence.

The SEH team has given considerable thought in responding to the Village's Request for Proposals. As such, we've visited your community, done initial research and have met with Village staff to learn as much as possible so we can present a thoughtful response that is most beneficial to the Village. Following is our approach to address the revised Scope of Work.

Task 1 – Project Orientation

1. Initial project kick-off meeting with Plan Commission (PC #1).
2. Set-up interactive project website.
3. Consultant analysis of relevant plans and studies. (i.e., A Land Use Plan Map for the Village of Rochester, November 2009; A Multi-Jurisdictional Comprehensive Plan for Racine County: 2035 (adopted November 2009); Current Zoning Map for the Village of Rochester; Current Zoning Code for the Village of Rochester; Village of Rochester Park Needs Assessment: 2020 (currently under review); Sanitary Sewer System Map for the Village of Rochester, 2018; Sanitary Sewer Study, Town of Rochester, November 1999; Sanitary Sewer Study Update, Village of Rochester, January 2019; Village of Rochester Storm Sewer Map, 2011; Drainage Basins, Village of Rochester, Wisconsin 2011).
4. Consultant data collection from the Village for incorporation into the Plan.

Task 2 – Public Involvement and Project Meetings

1. Consultant will work with the Village to finalize a detailed timeline for the project.
2. Administer a community survey to engage Rochester's residents and business owners.
 - a. Drafted by the Consultant in coordination with the Client.
 - b. The survey will be available on the project website. Hard copies will be available at Village Hall.
 - c. Consultant to analyze data and prepare a Community Survey Report.

3. Public Involvement Workshop (PIM #1)
 - a. Consultant will facilitate one public engagement meeting at the beginning of the planning process.
 - b. This project workshop meeting will provide the public with an update on the planning process and schedule, gather public input and engage the community in a Strengths, Weaknesses, Opportunities and Threats (SWOT) analysis as well as a Placemaking exercise for a 20-year vision for the Village.
 - c. Consultant will prepare a PIM #1 Summary Report.
4. Meeting with Village Plan Commission (PC #2) – Discussion topics include:
 - a. PIM #1 follow-up;
 - b. Draft vision statement for the Village;
 - c. Land use map, categories and zoning map; and
 - d. Benefits from pursuing municipal water or sanitary sewer expansion agreements with adjacent municipalities.

Note: Land Use Planning and Utility Planning activities will occur between subtasks listed in Task 2. (See Tasks 3 and 4).

5. Meeting with Village Plan Commission (PC #3) – Discussion topics include:
 - a. Revised draft land use map and categories;
 - b. Zoning recommendations; and
 - c. Recommendations regarding utility expansion agreements.
6. Public Information Meeting (PIM #2)
 - a. Consultant will facilitate this public engagement meeting to review and obtain community feedback on Village vision, draft land use map and draft goals, objectives and recommendations.

Task 3 – Land Use Planning

1. Consultant will Draft Village's goals, objectives and recommendations.
2. Consultant will develop draft planned land use map with modifications to land use categories, and will develop draft recommendations for zoning ordinance amendments.
3. Final land use plan document and map delivered to the Village. Digital copy to be shared with Village of

Rochester, Racine County, Racine County Economic Development Corporation, Western Racine County Sanitary District, adjacent municipalities and others.

Task 4 – Utility Planning

1. Consultant review of existing utility systems.
2. Draft recommendations regarding benefits from pursuing municipal water or sanitary sewer expansion agreements with adjacent municipalities.
3. Finalize utilities expansion technical memorandum. Digital copy to be shared with Village of Rochester, Western Racine County Sanitary District, adjacent municipalities and others.

Task 5 – Project Management

1. Tasks throughout the process include:
 - a. Communication and coordination with Village staff
 - b. Consultant available for questions and feedback
 - c. Consultant and Village to coordinate with Racine County's Comprehensive Plan Process (including the Village's vision, goals, objectives, recommendations, technical and supporting information).

SEH will begin land use planning services immediately upon written authorization and will establish a final project timeline with the Village during the initial project kick-off meeting. A draft project schedule was provided during the March 21 interview.

The team we have assembled to complete this project has the qualifications and sincere interest in working with the Village of Rochester to plan for your community's future. We look forward to engaging the public, Village Board and Committee members in discussions about Rochester's vision and goals for the next 20-years as well as in-depth discussions about the right mixes of new land uses and the benefits and costs of infrastructure expansion.

Should you have any questions regarding our submittal, please contact me at any time. We're eager to get started!

Respectfully submitted,



Brea R. Grace, AICP
Project Manager
608.977.0002 | bgrace@sehinc.com



Planning Services
Village of Rochester

BAXTER & WOODMAN
Consulting Engineers

COST

Qualifications submitted:
February 22, 2019
REVISED Cost Submittal:
March 27, 2019

VII. BID SUBMITTAL FORM

“Not to exceed cost” for professional services to complete the Land Use Plan Updates and final deliverables as outlined in the FINAL revised Scope of Services document issued March 22, 2019:

\$ 26,815.00

Limitations to Scope of Work:

ITEM	QUANTITY
NA	

Any additional services, reviewed and approved by the Village prior to commencing work, will be billed at actual hourly and reimbursable costs. Provide a fee schedule for the hourly rates of all personnel who may be assigned to the project.

Baxter & Woodman:

RATE	POSITION	STAFF
\$155	Village Services Manager	Gary Vogel, PE
\$180	Utilities & Sewer Engineer	Doug Snyder, PE
\$170	Transportation Engineer	Scott Ahles, PE
\$145	Stormwater Engineer	Jon Steinbach, PE
\$110	Mapping	Dan Sattler

Teska:

RATE	POSITION	STAFF
\$150	Principal	Michael Blue, FAICP
\$95	Associate Planner	Francie Sallinger
\$115	Associate Planner	Erin Cigliano
\$145	Principal Urban Designer	Jodi Mariano, PLA, CLARB
\$185	President	Lee Brown, FAICP

Other Possible Reimbursable Costs / Expenses (List):

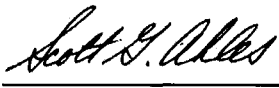
ITEM	COST
Formatted Layout Plan Document	\$2,500
Mind Mapping Exercise for Goals	\$500
Travel	\$0.58 per mile
Report Copies	\$0.17 per page
Exhibit Copies	\$1.00 per square foot

Village of Rochester, Racine County, Wisconsin
Request for Proposals- Planning Service
Scope of Services Revision March 22, 2019

Bidder's Firm Name: BAXTER & WOODMAN, INC.

Street Address: 256 SOUTH PINE ROAD

City, State, Zip: BURLINGTON WI, 53105

Signed Name: 

Printed Name: SCOTT G. AHLES

Title: REGIONAL MANAGER

Date: 3/26/2019

Phone Number: (262) 763-7834

Federal Tax#: 362845242

Email Address: sahles@baxterwoodman.com

The above individual is authorized to sign on behalf of company submitting proposal.

Proposals must be signed by an official authorized to bind the provider to its provisions for at least a period of 90 days.

Ordinance No. 2019-3

**ORDINANCE AMENDING THE RACINE COUNTY MULTI-JURISDICTIONAL
COMPREHENSIVE PLAN FOR RACINE COUNTY, WISCONSIN FOR LAND LOCATED
AT 815 N. ENGLISH SETTLEMENT ROAD IN THE VILLAGE OF ROCHESTER**

The Village Board of the Village of Rochester, Racine County, Wisconsin, do ordain as follows:

Section 1. On June 17, 2009, the Village of Rochester adopted, as Ordinance No. 2009-3 a comprehensive plan (the “Plan”) pursuant to the provisions of Sections 62.23(3)(b) and 66.1001 of the Wisconsin Statutes, such Plan being formally titled “A Multi-Jurisdictional Comprehensive Plan for Racine County, Wisconsin.”

Section 2. Sections 62.23(3)(b) and 66.1001(4) of the Wisconsin Statutes allows the Plan to be amended, from time to time, by the Village of Rochester under and pursuant to the provisions and procedures contained in such Sections 62.23(3)(b) and 66.1001(4).

Section 3. The Village of Rochester wishes to so amend the Plan as expressly described below (the “Plan Amendment”) and the procedures specified on Sections 62.23(3)(b) and 66.1001(4) of the Wisconsin Statutes for the Plan Amendment have been fully complied with by the Village of Rochester.

Section 4. The Plan Amendment pertains to the real property (the “Real Property”) located in the Village of Rochester and which is more specifically described in attached Exhibit A, such Exhibit A being hereby incorporated herein by reference.

Section 5. The Village Board held a public hearing on said amendment on May 13, 2019 and which public hearing was properly noticed by a Class 1 notice under Chapter 985 of the Wisconsin Statutes and was first duly published on April 4, 2019, at least thirty (30) days before the public hearing was held.

Section 6. The Village of Rochester Village Board hereby finds and determines based, in part, upon the Village Plan Commission's recommendation and Plan Commission Resolution Number 2019-1 adopted April 24, 2019 that:

- a) The Comprehensive Plan Amendment is consistent with the goals, objectives, and policies of the Plan.
- b) The Plan Amendment will not lead to any detrimental environmental effects.
- c) The Plan Amendment is compatible with surrounding land uses.
- d) The Comprehensive Plan Amendment will not overburden existing local and County facilities and services and such facilities and services are adequate to serve the type of development associated with the Plan Amendment.
- e) The Comprehensive Plan Amendment will enhance economic development within the Village and County.

- f) The Comprehensive Plan Amendment is in substantial agreement with the recommendations of the regional land use plan.

Section 7. The Comprehensive Plan is accordingly hereby amended by the adoption of the following Plan Amendment: “Real Property (described in attached Exhibit A) shall be and is changed from its current land use designation of “Extractive” in the Plan to the new land use designation of “Rural Density Residential and Agricultural Land” in the Land Use Plan Element and Land Use Plan Map for the year 2035 of the Racine County Multi-Jurisdictional Comprehensive Plan” to allow for the creation of four (4) residential lots that will frontage onto N. English Settlement Avenue.

Section 8. This ordinance shall take effect upon passage by a majority vote of the members-elect of the Village of Rochester Village Board and publication or posting as required by law.

Introduced: April 8, 2019
Public Hearing: May 13, 2019
Adopted:

Edward J. Chart, President

Attest:

Sandra Swan, Village Clerk

EXHIBIT A

A PARCEL OF LAND BEING A PART OF THE NORTHWEST $\frac{1}{4}$ AND THE SOUTHWEST $\frac{1}{4}$ OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 3 NORTH, RANGE 19 EAST OF THE FOURTH PRINCIPAL MERIDAN, IN THE VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 13, THENCE NORTH $87^{\circ}52'58''$ EAST ALONG THE NORTH LINE OF SAID SECTION 189.26 FEET TO THE PLACE OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE NORTH $87^{\circ}52'58''$ EAST ALONG SAID NORTH LINE 1125.15 FEET TO A POINT ON THE EAST LINE OF THE WEST $\frac{1}{2}$ OF SAID NORTHWEST $\frac{1}{4}$ SECTION; THENCE SOUTH $02^{\circ}01'56''$ EAST ALONG SAID EAST LINE 1099.87 FEET; THENCE SOUTH $78^{\circ}38'59''$ WEST 403.43 FEET TO A POINT IN THE NORTHEASTERLY LINE OF COUNTY TRUNK HIGHWAY J (A.K.A. NORTH ENGLISH SETTLEMENT AVENUE); THENCE NORTHWESTERLY 1372.84 FEET ALONG SAID NORTHEASTERLY LINE BEING THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 11318.60 FEET AND WHOSE LONG CHORD BEARS NORTH $34^{\circ}01'56''$ WEST 1372.00 FEET TO THE PLACE OF BEGINNING. CONTAINING 20.50 ACRES OF LAND MORE OR LESS.

EXHIBIT A

A parcel of land located in the North Half of the Northwest Quarter of Section 1, Township 3 North, Range 19 East, described as follows:

Commencing at the Northwest corner of the Northwest Quarter of said Section 1; thence South 2 degrees 06 minutes 29 seconds East along the West line of the North Half of the Northwest Quarter of said Section 1, a distance of 657.47 feet to the Northwest corner of the premises conveyed by Robert Beck and Bernice Beck to the State Highway Commission by Award of Damages by County Highway Committee recorded October 31, 1966 in Volume 925 on Pages 640 & 641 as Document No. 814573 in the Register's Office of Racine County, Wisconsin, said point being the Point of Beginning for the hereinafter described parcel of land; thence South 33 degrees 27 minutes 58 seconds East along said Westerly line, a distance of 478.01 feet; thence South 16 degrees 38 minutes 10 seconds West along said Westerly line, a distance of 141.95 feet to a point in the Northerly line of said premises so conveyed; thence Southwesterly along said Northerly line, being a circular curve whose radius is 17,318.73 feet and whose center lies to the south, the long chord of curve bears South 31 degrees 31 minutes 26 seconds West, a chord distance of 272.53 feet to a point in a line being 17.00 feet North of and parallel with the South line of the North Half of the Northwest Quarter of said Section 1; thence South 87 degrees 33 minutes 31 seconds West along said line being 17.00 feet North of and parallel with the South line of the North Half of the Northwest Quarter of said Section 1, a distance of 52.19 feet to the a point in the West line of the North Half of the Northwest Quarter of said Section 1; thence North 2 degrees 06 minutes 29 seconds West along the West line of the North Half of the Northwest Quarter of said Section 1, a distance of 769.82 feet to the Point of Beginning, containing 110,015 square feet, 2.526 acres, more or less, all being situated in the Village of Rochester, County of Racine and the State of Wisconsin.

ORDINANCE NO. 2019-4

**REZONING PROPERTY LOCATED AT 815 N. ENGLISH SETTLEMENT ROAD
IN THE VILLAGE OF ROCHESTER**

The Village Board of the Village of Rochester, Racine County, Wisconsin, do ordain as follows:

I. Chapter 35 of the Municipal Code of the Village of Rochester, Racine County, Wisconsin, Planning and Zoning, section 35-30, Zoning Map, is hereby amended such that the following described real property located at 815 N. English Settlement Road in the Village of Rochester, Racine County, to wit:

A PARCEL OF LAND BEING A PART OF THE NORTHWEST ¼ AND THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 13, TOWNSHIP 3 NORTH, RANGE 19 EAST OF THE FOURTH PRINCIPAL MERIDAN, IN THE VILLAGE OF ROCHESTER, RACINE COUNTY, WISCONSIN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 13, THENCE NORTH 87°52'58" EAST ALONG THE NORTH LINE OF SAID SECTION 189.26 FEET TO THE PLACE OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUE NORTH 87°52'58" EAST ALONG SAID NORTH LINE 1125.15 FEET TO A POINT ON THE EAST LINE OF THE WEST ½ OF SAID NORTHWEST ¼ SECTION; THENCE SOUTH 02°01'56" EAST ALONG SAID EAST LINE 1099.87 FEET; THENCE SOUTH 78°38'59" WEST 403.43 FEET TO A POINT IN THE NORTHEASTERLY LINE OF COUNTY TRUNK HIGHWAY J (A.K.A. NORTH ENGLISH SETTLEMENT AVENUE); THENCE NORTHWESTERLY 1372.84 FEET ALONG SAID NORTHEASTERLY LINE BEING THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 11318.60 FEET AND WHOSE LONG CHORD BEARS NORTH 34°01'56" WEST 1372.00 FEET TO THE PLACE OF BEGINNING. CONTAINING 20.50 ACRES OF LAND MORE OR LESS.

All being situated in the Village of Rochester, County of Racine and the State of Wisconsin, identified as Tax Parcel Identification Number 176-031913002030,

is subjected to a change in zoning from M-4 Quarry District to A-2 General Farming and Residential District subject to the rules and regulations of Chapter 35, Section 35-62, and as further set forth in other sections of the Village of Rochester Municipal Code.

II. Further, upon the effective date of this Ordinance, the zoning map of the Village of Rochester shall be amended to show this change in zoning of the above-described real property.

It is further ordained that this ordinance shall become effective from and after its passage, public hearing and publication as required by law. All other language as contained in Chapter 35 of the Municipal Code of the Village of Rochester shall remain without change and in full force and effect.

Introduced: April 8, 2019
Public Hearing: May 13, 2019
Passed and Adopted:

BY ORDER OF THE VILLAGE BOARD

Edward J. Chart, Village President

ATTEST:

Sandra Swan, Village Clerk

**VILLAGE OF ROCHESTER
NOTICE OF PUBLIC HEARING
APRIL 8, 2019**

NOTICE IS HEREBY GIVEN by the Village Board of the Village of Rochester, Racine County, Wisconsin, of a public hearing on Ordinance #2019-2:

“An Ordinance to Update the Village Floodplain Zoning Ordinance to Incorporate New Flood Insurance Study (FIS) Data”

to be held on Monday, April 8, 2019 at 7:30 p.m. in the Rochester Village Hall, 300 West Spring Street, Rochester, Wisconsin. The proposed amendments update the floodplain code under the notification by the State of Wisconsin Department of Natural Resources that a new Flood Insurance Study (FIS) has been completed, and the Village Code must be updated in its reference to the FIS even though no changes have been made to the Flood Insurance Rate Map as a result of the new study.

The complete text of the ordinance is available upon request at the Rochester Village Hall, 300 W. Spring Street, Rochester, Wisconsin, or by visiting the Village website: <http://rochesterwi.us>

NOTICE IS FURTHER GIVEN that at said hearing opportunity will be given to any person or persons, whether or not represented by agent or attorney, to be heard either for or against the requested ordinance.

Dated at Rochester, Wisconsin, this 15th day of March, 2019

BY ORDER OF THE VILLAGE BOARD

Sandi Swan
Village Clerk

Published in the Burlington Standard Press on March 21 and March 28, 2019.

**VILLAGE OF ROCHESTER
NOTICE OF PUBLIC HEARING
APRIL 8, 2019**

NOTICE IS HEREBY GIVEN by the Village Board of the Village of Rochester, Racine County, Wisconsin, of a public hearing on Ordinance #2019-1:

**“Amending the Zoning Code of the Village of Rochester to Update the Code in Light of
New State Legislation and State and Federal Case Law”**

to be held on Monday, April 8, 2019 at 7:30 p.m. in the Rochester Village Hall, 300 West Spring Street, Rochester, Wisconsin. The proposed amendments update the conditional use and sign provisions of the zoning code to be consistent with Wisconsin Statutes Section 62.23(7) (de) concerning conditional use authority which effectively changed conditional uses from a privilege to a right; and to be consistent with the United States Supreme Court decision in *Reed v. Town of Gilbert*, (135 S. Ct. 2218, 2015) which prohibits the regulation of signs in a manner that considers the content of a sign; and to allow semi flexible canopy structures that meet the requirements of the building code to be located on agriculturally zoned parcels greater than ten (10) acres in size.

The complete text of the ordinance is available upon request at the Rochester Village Hall, 300 W. Spring Street, Rochester, Wisconsin, or by visiting the Village website: <http://rochesterwi.us>

NOTICE IS FURTHER GIVEN that at said hearing opportunity will be given to any person or persons, whether or not represented by agent or attorney, to be heard either for or against the requested ordinance.

Dated at Rochester, Wisconsin, this 15th day of March, 2019

BY ORDER OF THE VILLAGE BOARD

Sandi Swan
Village Clerk

Published in the Burlington Standard Press on March 21 and March 28, 2019.

ORDINANCE NO. 2019-2

AN ORDINANCE TO UPDATE THE VILLAGE FLOODPLAIN ZONING
ORDINANCE TO INCORPORATE NEW FLOOD INSURANCE STUDY (FIS)
DATA

WHEREAS, the Village of Rochester has been notified by the State of Wisconsin Department of Natural Resources that a new Flood Insurance Study (FIS) has been completed, and the Village Code must be updated in its reference to the FIS even though no changes have been made to the Flood Insurance Rate Map as a result of the new study; and

WHEREAS, a public hearing was conducted by the Village Board of the Village of Rochester on _____, 2019 as required by Section 35-220 F. of the Village Code upon due notice as required by the same, and by Section 35-240 of the Village Code and other applicable laws; and

WHEREAS, the Village Board for the Village of Rochester, Racine County, Wisconsin finds that the public necessity, convenience, general welfare and good zoning practice require the amendments to the Village Code described herein.

NOW, THEREFORE, the Village Board of the Village of Rochester, Racine County, Wisconsin, DOES HEREBY ORDAIN as follows:

SECTION 1: Chapter 37 of the Village of Rochester Village Code entitled "Floodplain Zoning," Section 37-1 entitled, "Statutory Authorization, Finding of Fact, Statement of Purpose, Title, and General Provisions," Section E. entitled, "General Provisions," Subsection 2. entitled, "Official Maps and Revisions," Subsection a. entitled, "Official Maps: Based on the FIS," Subsection (1) entitled, "Flood Insurance Rate Map (FIRM), Panel Numbers:" is hereby repealed and re-created as follows:

- (1) Flood Insurance Rate Map (FIRM), panel numbers:
 - 55101C0018D dated May 2, 2012
 - 55101C0038D dated May 2, 2012
 - 55101C0039D dated May 2, 2012
 - 55101C0132D dated May 2, 2012
 - 55101C0133D dated May 2, 2012
 - 55101C0134D dated May 2, 2012
 - 55101C0151D dated May 2, 2012
 - 55101C0152D dated May 2, 2012
 - 55101C0153D dated May 2, 2012
 - 55101C0154D dated May 2, 2012
 with corresponding profiles that are **unchanged in 2019 and** based on the Flood Insurance Study (FIS) dated **May 2, 2012** ~~February 1, 2019~~, Volume ~~No.~~ **55101CV001B A and 55101CV002A;**

Approved by: The DNR and FEMA

SECTION 2: CONTINUATION OF PROVISIONS

The provisions of this ordinance, to the extent that they are substantively the same as those of the ordinances in force immediately prior to the enactment of this ordinance, are

intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinances. In addition, the adoption of this ordinance shall not affect any action, prosecution or proceeding brought for the enforcement of any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance for the time that such provision was in effect, and the repeal of any such provisions is stayed pending the final resolution of such actions, including appeals.

SECTION 3: SEVERABILITY.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinance whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 4: EFFECTIVE DATE.

This Ordinance that amends the Village Floodplain Zoning Ordinance, to update the flood insurance study reference shown therein is subject to prior review and approval by the Wisconsin Department of Natural Resources, and the Village Clerk shall submit a certified copy of the Ordinance with copies of the Notice of Public Hearing and Proof of Publication with affidavits, to the Wisconsin Department of Natural Resources for their review and approval.

Dated this ____ day of _____, 2019.

VILLAGE OF ROCHESTER

Edward Chart, Village President

ATTEST:

Sandra J. Swan, Village Clerk

This ordinance posted or published _____.

C:\MyFiles\Rochester\Ordinances\Ord re Floodplain 2.18.19.docx

ORDINANCE NO. 2019-1

AN ORDINANCE TO MAKE NUMEROUS AMENDMENTS TO THE VILLAGE OF ROCHESTER VILLAGE ZONING CODE, TO UPDATE THE CODE IN LIGHT OF NEW STATE LEGISLATION AND STATE AND FEDERAL CASE LAW

WHEREAS, the adoption of Wisconsin Statutes Section 62.23(7)(de) concerning conditional use authority effectively changes conditional uses from a privilege to a right, which necessitates changes throughout the Village of Rochester Zoning Code to preserve the intent; and

WHEREAS, the United States Supreme Court decision in *Reed v. Town of Gilbert*, (135 S. Ct. 2218, 2015) prohibits the regulation of signs in a manner that considers the content of the sign, which results in a need to revise the Village Code in its reference to such issues as construction signs and real estate signs and other signs that are defined and regulated differently based upon their content; and

WHEREAS, the Village Board has submitted this matter to the Village Plan Commission for report and recommendation and has received the recommendation of the Plan Commission; and

WHEREAS, a public hearing was conducted by the Village Board of the Village of Rochester on _____ April 8, 2019 as required by Section 35-220 F. of the Village Code upon due notice as required by the same, and by Section 35-240 of the Village Code and other applicable laws; and

WHEREAS, the Village Board for the Village of Rochester, Racine County, Wisconsin finds that the public necessity, convenience, general welfare and good zoning practice require the amendments to the Village Code described herein.

NOW, THEREFORE, the Village Board of the Village of Rochester, Racine County, Wisconsin, DOES HEREBY ORDAIN as follows:

SECTION 1: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-21 entitled, "Use Restrictions," Subsection M. is hereby created as follows:

- M. Semi-flexible canopy structures are permitted as permanent accessory structure in agricultural zoning districts and used for agricultural purposes; located on a parcel of land greater than 10 acres (excluding public or private road right-of-way) in size; and complies with the State of Wisconsin Uniform Dwelling Code and the Village of Rochester Building Code, and are otherwise prohibited.**

SECTION 2: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-22 entitled, "Principles and Standards for the Aesthetic Evaluation of Site and Building Projects," Subsection A. entitled, "Introduction and Intent," Subsection 2 is hereby repealed and re-created as follows:

2. Like inhabitants of most developing communities, Rochester officials and citizens have legitimate concerns about both the future character of the community and the integrity of existing (and even historic) development. One such concern is in

regard to land uses or the mix of land uses, both existing and planned. Another concern is the financial capability of development (developers) to provide the required and promised improvements and the financial capability of the community to provide the necessary and requested services. A third major concern, importantly, is in regard to the visual impact or image of the community by people living within or only traveling through the Village. The intent and purpose of this subsection is to provide principles and standards for use by both the potential developer and Village officials in the preparation and review of site and building plans proposed within the Village with emphasis on, and the primary objective of, heightening the visual character of the sites and buildings proposed and, thereby, the entire community. It is understood that such visual enhancement is also expected to be maintained over time, per section 35-22 D.3.e.(6) of this Code, and not be only an initial accomplishment to be forgotten.

SECTION 3: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-41 entitled, “B-1 Central Business District,” Subsection A entitled, “Uses,” Subsection 1. entitled, “Permitted Principal Uses” is hereby repealed and re-created as follows:

1. Permitted Principal Uses:

~~Animal hospitals or veterinary clinics, provided that no service, including the boarding of animals, is offered outside of an enclosed building.~~

~~Antique or collector stores~~

Bakeries

Banks, Savings and Loan Associations, and other financial and lending institutions

Bars, taverns and cocktail lounges

Beauty & Barber shops

~~Camera and photographic supply stores~~

Caterers

Clinics, medical or dental

Clothing and clothing repair or alteration stores

Clubs, fraternities and meeting halls (private)

~~Confectioneries~~

~~Drugstores~~

Dry cleaners with no on-site cleaning facilities

Florists

~~Grocery stores~~

~~Hardware stores~~

~~Heating supply stores~~

~~Hobby and craft shops~~

~~Jewelry stores~~

Liquor stores, packaged beverage stores

~~Meat markets~~

Monument sales

Movie rental stores

Museums, historical societies

Newspaper offices and press rooms

~~Office supply stores~~

Photographic studios and supplies

~~Plumbing supply stores~~

Professional offices, business offices

Public utility offices

Public parking lots and structures

~~Radio and television stores~~

Restaurants (sit-down, without drive-through service)

~~Retail sales of perishable & non-perishable goods~~

~~Retail Stores~~

School of dance

Self-service laundromats, including pick-up laundry

~~Soda fountains, ice cream stores~~

Tanning salons

Tobacco stores

Trade and contractor offices

~~Trade and Variety stores~~

Other uses similar to or customarily incidental to the uses listed above

Note: All drive-in facilities require Conditional Use Permits

Note: All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 4: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-41 entitled, "B-1 Central Business District," Subsection A entitled, "Uses," Subsection 3. entitled, "Conditional Uses" is hereby repealed and re-created as follows:

3. Conditional Uses. See s. 35-100

Uses set forth in s. 35-100E, provided that no truck with more than six wheels may be parked on the property, unless the vehicle is entirely inside of a building, for more than two hours, unless otherwise allowed by the Plan Commission.

~~Funeral homes, provided all principal structures and uses are not less than 25 feet from any lot line~~

Light manufacturing, of a limited nature and size, that is found by the Plan Commission not to be detrimental to the neighborhood and will not emit noise, smoke, dust, dirt, odorous or noxious gases, provided that a product produced on-site is also sold at retail on-site, including, but not limited to, small wineries, hard cider manufacturers, brew pubs, specialty candy manufacturers, etc. The manufacturer may provide additional activities in the building (if properly licensed) such as conferences and workshops related to the manufactured goods, tastings, pairings, etc. Cheese manufacturing is not permitted under this category. The use shall be contained entirely within the building and there shall be no outside storage. The applicant shall provide the methods to be used to address noise and air quality in the application for the CUP.

SECTION 5: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-42 entitled, “B-2 Limited Business District,” Subsection A entitled, “Uses,” Subsection 2. entitled, “Permitted Principal Uses” is hereby repealed and re-created as follows:

2. Permitted Principal Uses: (See Section 35-230 for review requirements).

~~All Permitted Principal Uses in the B-1 Central Business District, except as limited below~~

Electric, heating, & plumbing supply stores

Furniture and upholstery repair

~~Crockery stores~~

~~Electric Supply stores~~

~~Food Lockers~~

~~Hotels, motels, bed & breakfast & lodges~~

Laundry and dry cleaning establishments employing not over seven employees

~~Night clubs~~

Paint, glass and wallpaper stores

~~Pawn shops~~

Personal service establishments

Pet shops

~~Places of entertainment~~

Printing shops

~~Private clubs~~

~~Publishing~~

Professional offices/businesses

Radio and television broadcasting studios

Second-hand stores

Sign stores

~~Tattoo parlors~~

Trade & contractors offices

Other uses similar to or customarily incidental to the uses listed above

Note: All drive-in facilities require Conditional Use Permits

Note: All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 6: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-42 entitled, “B-2 Limited Business District,” Subsection A entitled, “Uses,” Subsection 4. entitled, “Conditional Uses” is hereby repealed and re-created as follows:

4. Conditional Uses. See s. 35-100

~~Animal hospital or veterinary clinic, provided that no service, including the boarding of animals, is offered outside of an enclosed building.~~

Child care centers, provided that any outside play area is surrounded by a security fence not exceeding a height of six feet and set back at least five feet from any street right-of-way line with landscaping provided between the fence

and the street right-of-way line; that no play area shall consist of entirely a hard surface.

~~Funeral homes, provided that all principal structures and uses are not less than 25 feet from any lot line~~

Hobby use, as that term is defined by the Internal Revenue Service, provided that sales made from the site shall be limited to those occasional sales as allowed during the conditional use permitting process.

Light manufacturing, of a limited nature and size, that is found by the Plan Commission not to be detrimental to the neighborhood and will not emit noise, smoke, dust, dirt, odorous or noxious gases, including, but not limited to, small wineries, hard cider manufacturers, brew pubs, specialty candy manufacturers, etc. The manufacturer may provide additional activities in the building (if properly licensed) such as conferences and workshops related to the manufactured goods, tastings, pairings, etc. Cheese manufacturing is not permitted under this category. The use shall be contained entirely within the building and there shall be no outside storage. The applicant shall provide the methods to be used to address noise and air quality in the application for the CUP.

Storage / Warehouse, provided that storage of hazardous materials, including but not limited to explosive, flammable or combustible solid, liquid or gas, radioactive material, etiological (disease causing) agents, or any solid, liquid or gas creating a hazard, potential hazard, or public nuisance or any solid, liquid or gas having a deleterious effect on the environment shall not be allowed. Provided further that no truck with more than six wheels may be parked on the property, unless the vehicle is entirely inside of a building, for more than two hours.

Vehicle Sales, Service and /or Repair Structures, provided that no truck with more than six wheels may be parked on the property, unless the vehicle is entirely inside of a building, for more than two hours.

Other conditional uses as set forth in Section 35-100E, provided that no truck with more than six wheels may be parked on the property, unless the vehicle is entirely inside of a building, for more than two hours.

SECTION 7: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-43 entitled, "B-3 General Business District," Subsection A entitled, "Uses," Subsection 2. entitled, "Permitted Principal Uses" is hereby repealed and re-created as follows:

2. Permitted Principal Uses:

Those Permitted Uses set forth under s. 35-41 for the **B-1 Central Business District** & B-2 Limited Business District, except as limited below

Auction Galleries

Bicycle Sales and Service

~~Building Materials and Product sales~~

Electronic Repair

Employment Agencies

Fast Food Restaurants

Exterminating Shops
Garden sales
~~General Merchandising~~
Hotels, Motels, bed & breakfast, lodges
Monument Sales
Medical Appliance Stores
Night clubs
Pawn Shops
Physical Culture and Health studios
~~Radio and Television Recording studios~~
Places of entertainment
Private Clubs
Restaurants (sit down, no drive through service)
Tattoo Parlors
Trade and Contractors offices
Transportation Terminals, not including Trucking
Vending Machine Sales, Service and Repair
Welding Repair Shops
Wholesale Establishments

Note: All drive-in facilities require Conditional Use Permits

Note: All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 8: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-43 entitled, "B-3 General Business District," Subsection A entitled, "Uses," Subsection 4. entitled, "Conditional Uses" is hereby repealed and re-created as follows:

4. Conditional Uses. See s. 35-100.

~~Animal hospital or veterinary clinic provided that no service, including the boarding of animals, is offered outside of an enclosed building.~~

Child care centers, provided that any outside play area is surrounded by a security fence not exceeding a height of six feet and set back at least five feet from any street right-of-way line with landscaping provided between the fence and the street right-of-way line; and that no play area shall consist of entirely a hard surface.

Drive-in establishments serving food or beverages for consumption outside the structure

~~Experimental, testing and research laboratories.~~

Flea markets

Funeral homes, provided that all principal structures and uses are not less than 25 feet from any lot line

General warehousing.

Hobby Use, as that term is defined by the Internal Revenue Service, provided that sales made from the site shall be limited to those occasional sales as allowed during the conditional use permitting process.

Landscaping contractor's offices and yards

Light manufacturing, of a limited nature and size, that is found by the Plan Commission not to be detrimental to the neighborhood and will not emit noise, smoke, dust, dirt, odorous or noxious gases, including, but not limited to, small wineries, hard cider manufacturers, brew pubs, specialty candy manufacturers, etc. The manufacturer may provide additional activities in the building (if properly licensed) such as conferences and workshops related to the manufactured goods, tastings, pairings, etc. Cheese manufacturing is not permitted under this category. The use shall be contained entirely within the building and there shall be no outside storage. The applicant shall provide the methods to be used to address noise and air quality in the application for the CUP.

Lumber and building supply yards.

Printing and publishing houses and related activities.

Self-service storage facilities including incidental manager's office/quarters along county trunk highways and other similar major arterials. The maximum lot coverage by structures for a self-service storage facility, shall not exceed 50 percent, and such facility shall not exceed 15 feet in height, and shall meet the required setbacks

Off season boat storage facilities for boats and other recreational vehicles, such as campers, travel trailers, snowmobiles, off-road vehicles and motor homes, however, this is allowed only as an accessory use to an approved self-service storage facility

Service and sales establishments for automobiles, including body repair shops and used car lots but not including the storage of junked or wrecked automobiles and/or parts.

Storage / Warehouse, provided that storage of hazardous materials, including but not limited to explosive, flammable or combustible solid, liquid or gas, radioactive material, etiological (disease causing) agents, or any solid, liquid or gas creating a hazard, potential hazard, or public nuisance, or any solid, liquid or gas having a deleterious effect on the environment shall not be allowed.

SECTION 9: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-44 entitled, "B-4 Highway Business District," Subsection A entitled, "Uses," Subsection 4. entitled, "Conditional Uses" is hereby repealed and re-created as follows:

4. Conditional Uses. See s. 35-100

Child care centers, provided that any outside play area is surrounded by a security fence not exceeding a height of six feet and set back at least five feet

from any street right-of-way line with landscaping provided between the fence and the street right-of-way line; and that no play area shall consist of entirely a hard surface.

~~Experimental, testing and research laboratories.~~

~~Funeral homes, provided all principal structures and uses are not less than 25 feet from any lot line~~

General warehousing.

Hobby Use, as that term is defined by the Internal Revenue Service, provided that sales made from the site shall be limited to those occasional sales as allowed during the conditional use permitting process.

Light manufacturing, of a limited nature and size, that is found by the Plan Commission not to be detrimental to the neighborhood and will not emit noise, smoke, dust, dirt, odorous or noxious gases.

Printing and publishing houses and related activities.

Storage / Warehouse, provided that storage of hazardous materials, including but not limited to explosive, flammable or combustible solid, liquid or gas, radioactive material, etiological (disease causing) agents, or any solid, liquid or gas creating a hazard, potential hazard, or public nuisance, or any solid, liquid or gas having a deleterious effect on the environment shall not be allowed.

Truck and Bus Terminals for the parking, repair and service of the vehicles, provided no trans-shipment or warehousing facilities are provided

SECTION 10: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-45 entitled, "B-5 Mixed Use Business District," Subsection A entitled, "Uses," Subsection 6. entitled, "Conditional Uses" is hereby repealed and re-created as follows:

6. Conditional Uses. See s. 35-100.

Uses as set forth in s. 35-100E.

The conditional uses set forth in s. 35-44, B-4 Highway Business District

Animal Hospitals provided the lot area is not less than three acres, and all principal structures and uses are not less than 100 feet from any residential district

~~Drive-in theaters provided that a planting screen at least 25 feet wide is created along any side abutting a residential district and no access is permitted within 1,000 feet of any arterial street~~

Drive-in establishments serving food or beverages for consumption outside the structure

Flea markets

Funeral homes, provided all principal structures and uses are not less than 25 feet from any lot line

Motels

Self-service storage facilities including incidental manager's office/quarters. The maximum lot coverage by structures for a self-service storage facility, shall not exceed 50 percent, and such facility shall not exceed 15 feet in height, and shall meet the required setbacks

Off season boat storage facilities for boats and other recreational vehicles, such as campers, travel trailers, snowmobiles, off-road vehicles and motor homes, however, this is allowed only as an accessory use to an approved self-service storage facility

SECTION 11: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-51 entitled, "M-1 Limited Industrial District," Subsection A entitled, "Uses," Subsection 1. entitled, "Permitted Principal Uses" is hereby repealed and re-created as follows:

1. Permitted Principal Uses

Apparel and findings products
Baked goods, bakeries (wholesale)
Blank Books, loose leaf binders and devices
Books: publishing, printing, and binding
Boot and shoe cut stock
Brooms and brushes
Dental equipment and supplies
Electrotyping and **stero-typing**
Electrical appliances manufacturing,
Engineering, laboratory and scientific and research instruments and associated equipment
Envelopes **and** Greeting **Cards**
Mechanical measuring and controlling instruments
Morticians' goods
Musical instruments and parts
Ophthalmic goods
Optical instruments and lenses
Orthopedic, prosthetic, and surgical appliances and supplies
Pens, pencils and other office and artist materials
Photoengraving instruments and apparatus
Photographic equipment and supplies
Pleating, decorative and novelty stitching and tucking for the trade
Signs and advertising displays
Surgical and medical instruments and apparatus
Watches, clocks, clockwork-operated devices and parts
Yarns and threads
Other uses similar to or customary incidental to any such use

All drive-in facilities require Conditional Use Permits

All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 12: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-52 entitled, "M-2 General Industrial District," Subsection A, Subsection 1. entitled, "Permitted Principal Uses" is hereby repealed and re-created as follows:

1. Permitted Principal Uses:

All Permitted Principal Uses in the M-1 Limited Industrial District (See s. 35-51)

Manufacturing, fabrication, packing, packaging, and assembly of products from fur, glass, leather, metals, paper, plaster, plastic, textiles and wood

Manufacturing, fabrication, packing, packaging, and assembly of candy and confections products; canvas products; ~~eerealsfood products~~; cosmetics; curtains and draperies; dress and work gloves; distributors; fabrics; felt goods; ~~flavor extracts and syrups~~; floor coverings (limited to rugs and carpeting); food processing, except cabbage; ~~flavor extracts and flavor syrups; floor coverings~~; footwear; ~~fresh and frozen fruits, fruit juices, and vegetables~~; greenhouses (wholesale); handbags and other personal leathers; hats, caps, and millinery; household furniture and furnishings; ice; ~~ice cream and frozen desserts~~; knit goods; leather fabrication, not including tanning; instruments; electrical appliances; electronic devices; ~~foods~~; men, woman and youth clothing; lace goods; lamp shades; luggage; laboratories; ~~macaroni, spaghetti, vermicelli and noodles~~; office furniture; paper coating and glazing; partitions, shelving, lockers and office and store fixtures; instruments; jewelry; pharmaceuticals; sanitary paper products; silverware and plated ware; tire cord and fabric; toys; tobacco and toiletries; umbrellas; venetian blinds and shades; wallpaper products; warehousing; waterproof garments; and yarns and threads

Manufacturing and bottling of nonalcoholic beverages.

Painting

Printing, publishing binding of books, periodicals, and newspapers

Contractors offices and warehouses

Machine shops

Millwork

Light metal fabrication and die casting

All drive-in facilities require Conditional Use Permits

All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 13: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-53 entitled, “M-3 Heavy Industrial District,” Subsection A entitled, “Uses,” Subsection 1. entitled, “Permitted Principal Uses” is hereby repealed and re-created as follows:

1. Permitted Principal Uses.

All permitted principal uses in the M-1 and M-2 Districts (see ss. 35-51 and 35-52)

Manufacturing and processing of abrasives, bedding, candles, carpeting, celluloid, ~~cereals~~, coffee, cordage, ~~dextrin, felt~~, glucose, ~~foods products~~, hair products, ice, ink, ~~lime, lime products~~, linoleum, cloth, ~~peas~~, perfume, ~~pickles~~, plaster of paris, rope, shoddy, starch, and textiles

Manufacturing, processing, and storage of building materials, dry ice, flues, and grains,

Manufacturing and bottling of alcoholic beverages; bag cleaning, cold storage warehouses; electric and steam generating plants; lithographing; and weaving provided such uses shall be at least 600 feet from residential and public and semi-public uses.

Outside storage and manufacturing areas

Inside storage warehouses

Farm machinery sales and repair

Vehicle upholstery, body and repair

All drive-in facilities require Conditional Use Permits

All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

SECTION 14: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-53 entitled, “M-3 Heavy Industrial District,” Subsection A entitled, “Uses,” Subsection 3. entitled, “Conditional Uses” is hereby repealed and re-created as follows:

3. Conditional Uses:

Manufacturing and processing of acetylene, acid, alkalies, ammonia, asbestos, asphalt, batteries, bleach, bone, cabbage, cement, charcoal, chemicals, chlorine, coal tar, coke, creosote, disinfectant, dye, excelsior, farm machinery, ~~felt, fish & fish products~~, fuel, ~~gelatin~~, gypsum, insecticide, lampblack, matches, ~~meat and~~

~~meat products~~, oil, paint, plastics, poison, polish, potash, pulp, pyroxylin, radium, rubber, ~~sausage~~, stove polish, and varnish

Manufacturing, processing, and storage of explosives, fat, fertilizer, flammables, gasoline, grease, lard, plastics, radioactive materials, shellac, soap, turpentine, ~~vinegar and yeast~~

Canneries, electroplating, enameling; forges, foundries, garbage incinerators, lacquering, processing of offal, rubbish or animal reduction, oil, coal, and bone distillation, refineries, road test facilities, slaughterhouses, smelting, stockyards and tanneries provided such uses shall be at least 600 feet from residential and public and semi-public uses.

Freight Yards

Freight Terminals and trans-shipment depots

Breweries

Crematories

Food lockers and plants

~~Rice mills~~

All drive-in facilities require Conditional Use Permits

All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

All conditional uses in the M-1 and M-2 Districts, unless made a permitted use herein

Animal hospitals provided the lot area is not less than three acres, and all principal structures and uses are not less than 100 feet from any residential district

Solid waste facilities as defined in Wis. Stat. s. 289.01(35), including facilities for solid waste treatment, solid waste storage or solid waste disposal, sanitary landfills, dumps, land disposal sites, incinerators, transfer stations, storage facilities, collection and transportation services and processing, treatment and recovery facilities, including the land where the facility is located, when operated pursuant to a license issued by the State and in accordance with applicable statutes and administrative codes, and provided no chemicals or hazardous materials are collected, stored, or processed. When the provisions of this Chapter conflict with state or federal law, the state or federal law prevails.

Facilities for the processing of scrap iron, steel or nonferrous metal using large machines to produce a principal product of scrap metal for sale or use for remelting purposes, provided that these uses shall be completely surrounded by

a solid fence or evergreen planting screen, preventing a view from any other property or public right-of-way and shall be at least 600 feet from any residential, business, agricultural, conservation, park, floodway, shoreland-wetland, or shoreland district.

Recycling facilities which use large machines to sort, grade, compact or bale clean wastepaper, fibers or plastics, not mixed with other solid waste, for sale or use for recycling purposes, provided no chemicals or hazardous materials are collected, stored, or processed and all storage and processing and operations are conducted in an enclosed building.

Auto junk yards and scrap metal salvage yards, provided that these uses shall be completely surrounded by a solid fence or evergreen planting screen, preventing a view from any other property or public right-of-way and shall be at least 600 feet from any residential, business, agricultural, conservation, park, floodway, shoreland-wetland, or shoreland district. Wis. Stat. s. 175.25 shall apply to these uses.

Off-season storage facilities for boats and other recreational vehicles, such as campers, travel trailers, snowmobiles, off-road vehicles and motor homes

Fueling stations and restaurants oriented toward industrial district users

Glass manufacturing

Recycling drop-off sites

Self-service storage facilities including incidental manager's office/quarters. The maximum lot coverage by structures for a self-service storage facility shall not exceed 50 percent, and such facility shall not exceed 15 feet in height, and shall meet the required setbacks

PODS, garages & temporary portable storage containers

See also Section 35-100, Conditional Uses and Section 35-230, Plan Commission Approval.

SECTION 15: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection B entitled, "Applications" is hereby repealed and re-created as follows:

B. Applications.

Applications for conditional use permits shall be made to the Zoning Administrator and shall include the following:

- ~~1. A site plan of the property accurately dimensioned showing the location of all existing and proposed structures and use area.~~
- ~~2. Name of project.~~
- ~~3. Owner's and/or developer's name and address.~~

- ~~4.— Architect and/or engineer's name and address.~~
- ~~5.— Date of plan submittal.~~
- ~~6.— Existing topography shown at a contour interval not less than two feet, or where not readily available elevations at appropriate locations.~~
- ~~7.— Proposed changes in topography.~~
- ~~8.— The characteristics of soils related to contemplated uses.~~
- ~~9.— The type, size, location and dimensions of all structures including fences and walls.~~
- ~~10.— Location and number of parking stalls and loading and storage areas.~~
- ~~11.— Primary building materials used in construction of all structures.~~
- ~~12.— Height of building(s).~~
- ~~13.— Location and size of existing and proposed sanitary sewers, septic tanks and disposal fields, holding tanks, storm sewers and water mains.~~
- ~~14.— Location of proposed solid waste (refuse) and recycling storage areas.~~
- ~~15.— Location of pedestrian sidewalks and walkways.~~
- ~~16.— Existing and proposed public right-of-way widths.~~
- ~~17.— Location, type, height and intensity of proposed lighting.~~
- ~~18.— Location of existing trees and extent, and type of proposed plantings including type and extent of erosion control.~~
- ~~19.— A graphic delineation of any planned development staging.~~
- ~~20.— Architectural plans, elevations, and perspective drawings and sketches illustrating the design and character of proposed structures.~~
- ~~21.— Any other site or use information, such as 100-year internal flood lines, which will assist the Plan Commission in making a determination and recommendation on the proposal. Conditional uses in the floodplain districts are required to submit the plans required as set forth in Chapter 37.~~
- ~~22.— Operations plan data to be submitted with all plan review applications shall include at least the following:
 - ~~a.— Specific use of site and building(s).~~
 - ~~b.— Hours of operations.~~
 - ~~c.— Number of full and part time employees.~~~~

- ~~d. Estimate of daily truck and auto trips to the site.~~
- ~~e. Type of materials and equipment to be stored on site.~~
- ~~f. Method of handling solid and liquid waste disposal.~~
- ~~g. Method of exterior maintenance (site and buildings).~~
- ~~h. Method of site and building security other than local police.~~
- ~~i. Copies of all special use permits issued by state or county agencies.~~
- ~~j. Any other information which will assist the Plan Commission in making a determination and recommendation of the proposal.~~

1. A site plan of the property accurately dimensioned showing the location of all existing and proposed structures and use area showing conformance with 35-22 B. "Site Planning and Design Principles"; s. 35-22 C. "Building, Design, Layout and Construction Principles"; and 35-22 D. "Site Planning and Design Standards"
2. Name of project.
3. Owner's and/or developer's name, physical address, and email address.
4. Architect and/or engineer's name, physical address, and email address.
5. Date of plan submittal.
6. Existing topography shown at a contour interval not less than two feet, or where not readily available elevations at appropriate locations.
7. Proposed changes in topography showing conformance with Ch. 32 Post Construction Stormwater Management and Ponds; and Ch. 35-22 D. "Site Planning and Design Principles", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping"
8. The characteristics of soils related to contemplated uses.
9. The type, size, location, height, and dimensions of all structures including fences and walls showing conformance with all provisions of the underlying zoning district, such as lot width and area, setbacks, yards, building heights, etc.; Ch. 35, s. 35-190 "Architectural Control"; 35-22 B. "Site Planning and Design Principles"; s. 35-22 C. "Building, Design, Layout and Construction Principles"; and 35-22 D. "Site Planning and Design Standards", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping".
10. Primary building materials used in construction of all structures showing conformance with Ch. 35, s. 35-190 "Architectural Control" and s. 35-22 "Principles and Standards for the Aesthetic Evaluation of Site and Building Projects", subsection C. "Building, Design, Layout and Construction Principles"

11. Architectural plans, elevations, and perspective drawings and sketches illustrating the design and character of proposed structures.
12. Location and number of parking stalls and loading and storage areas showing conformance with Ch. 35, s. 35-160 "Traffic, Parking & Access"; s. 35-161 "Parking Requirements"; s. 35-162 "Driveways"; and s. 35-22 "Principles and Standards for the Aesthetic Evaluation of Site and Building Projects", subsection D. "Site Planning and Design Standards", subsection 4. "Parking area requirements"
13. Location and size of existing and proposed sanitary sewers, septic tanks and disposal fields, holding tanks, storm sewers and water mains showing conformance with Ch. 10 "Public and Private Sewer Systems"; Ch. 32 "Chapter 32 Post Construction Stormwater Management and Ponds"; and Ch. 35-15 "Site Restrictions" subsection F. regulating private well construction.
14. Location of proposed solid waste (refuse) and recycling storage areas showing conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 9. "Location and Design of Loading Facilities and Waste Storage"
15. Location of pedestrian sidewalks and walkways showing conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 6. "Pedestrian Flows"
16. Existing and proposed public right-of-way widths for conformance with Ch. 35, s. 35-160 "Traffic, Parking & Access"; and Ch. 30, s. 30-82 "Street Plans, Improvements and Standards".
17. Location, type, height and intensity of proposed lighting showing conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 7. "Outdoor Lighting"
18. Location of existing trees and extent, and type of proposed plantings including type and extent of erosion control showing conformance with Ch. 32 "Chapter 32 Post Construction Stormwater Management and Ponds"; and 35-22 D. "Site Planning and Design Principles", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping"
19. A graphic delineation of any planned development staging.
20. Any other site or use information, such as 100 year internal flood lines, which will assist the Plan Commission in making a determination and recommendation on the proposal. Conditional uses in the shoreland-wetland and floodplain districts are required to submit plans showing conformance with Ch. 36, "Shoreland-Wetland and Shoreland Zoning Districts" and Ch. 37, "Floodplain Zoning"
21. Operations plan data to be submitted with all plan review applications shall include at least the following:

- a. Specific use of site and building(s).
- b. Hours of operations.
- c. Number of full and part time employees.
- d. Estimate of daily truck and auto trips to the site.
- e. Type of materials and equipment to be stored on site.
- f. Method of handling solid and liquid waste disposal.
- g. Method of exterior maintenance (site and buildings).
- h. Method of site and building security other than local police.
- i. Copies of all special use permits issued by state or county agencies.
- j. Any other information which will assist the Plan Commission in making a determination and recommendation of the proposal.

SECTION 16: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection C entitled, “Review and Approval,” Subsection 1 is hereby repealed and re-created as follows:

1. ~~The Village Plan Commission shall review the site, existing and proposed structures, architectural plans, neighboring land and water uses, parking areas, driveway locations, highway access, traffic generation and circulation, drainage, waste disposal, water supply systems, and the effect of the proposed use, structure, operation, and improvement upon flood damage protection, water quality, shoreland cover, natural beauty, and wildlife habitat. The Village Plan Commission shall review, and conditions may be required, based on the intentions stated in Ch. 35, s.35-3 “Intent”, Ch. 35 s. 35-22 “Principles and Standards for the Aesthetic Evaluation of Site and Building Projects; and these additional criteria:~~

a. all provisions of the underlying zoning district, such as lot width and area, yards, building heights;

b. site and neighboring land and water uses for conformance with Ch. 35, s. 35-15 “Site Restrictions” and Ch. 35, s. 35-22 “Principles and Standards for the Aesthetic Evaluation of Site and Building Projects, subsections B. and D. “Site Planning and Design Principles”; and “Site Planning and Design Standards”;

c. drainage and groundcover requirements for conformance with Ch. 32 “Chapter 32 Post Construction Stormwater Management and Ponds”; and 35-22 D. “Site Planning and Design Principles”, subsections 2. and 3. “Open Space Requirements” and “Site Landscaping”;

- d. existing and proposed structures and architectural plans for conformance with Ch. 35, s. 35-190 "Architectural Control", s. 35-22 C. "Building, Design, Layout and Construction Principles", and s. 35-22 D. "Site Planning and Design Standards";
- e. parking areas, driveway locations, highway access, traffic generation and circulation for conformance with Ch. 35, s. 35-160 "Traffic, Parking & Access"; s. 35-161 "Parking Requirements"; s. 35-162 "Driveways"; and s. 35-22 D.4. "Parking area requirements".
- f. solid and liquid waste disposal plans for conformance with Ch. 10 "Public and Private Sewer Systems";
- g. private water supply systems for conformance with Ch. 35-15 "Site Restrictions" subsection F. regulating private well construction.
- h. waste storage area plans for conformance with Ch. 35, s. 35-22 D. 9. "Location and Design of Loading Facilities and Waste Storage".
- i. the effect of the proposed use, structure, operation, and improvement upon flood damage protection, water quality, shoreland cover, natural beauty, and wildlife habitat for conformance with Ch. 36 "Shoreland-Wetland and Shoreland Zoning Districts" and Chapter 37, "Floodplain Zoning";
- j. lighting plans for conformance with Ch. 35, s. 35-22 D.7. "Outdoor Lighting".
- k. pedestrian sidewalks and walkway plans for conformance with Ch. 35, s. 35-22 D.6. "Pedestrian Flows".
- l. landscaping plans for conformance with and Ch. 35, s. 35-22 D.3. "Site Landscaping".
- m. signage plans for conformance with Ch. 35, sections 35-170 through 35-178 regulating the types, size and placement of signs within the village.
- n. operations plan data for conformance with Ch. 35, s. 35-250 "Performance Standards" and
- o. all other applicable village, county, or state regulations specific to the proposed use.

SECTION 17: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection C entitled, "Review and Approval," Subsection 3.a. is hereby repealed and re-created as follows:

- a. If an applicant for a conditional use permit meets or agrees to meet all of the requirements and conditions specified in the Code or those imposed by the Plan Commission ~~or the Village Board~~, the Village shall grant the conditional use permit. Any condition imposed must be related to the purpose of the Code and be based on substantial evidence.

SECTION 18: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection C entitled, “Review and Approval,” Subsection 3.c. is hereby repealed and re-created as follows:

- c. Once granted, a conditional use permit shall remain in effect as long as the conditions upon which the permit was issued are followed, but the Village may impose conditions such as the permit’s duration, transfer, or renewal, in addition to any other conditions specified in the Code or by the Plan Commission ~~or Village Board~~.

SECTION 19: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection E entitled, “Commercial Conditional Uses,” is hereby repealed and re-created as follows:

The following commercial uses shall be conditional uses and may be permitted as specified:

- E. The following commercial uses shall be conditional uses and may be permitted as specified:

All drive-in facilities require Conditional Use Permits

All developments within 50 feet of any existing or mapped state trunk highway or county trunk highway and/or within 150 feet of an existing or mapped centerline of intersection with any other road require Conditional Use Permits

Any development involving multiple, principal use buildings or multiple tenants in a single commercial building or any single commercial building 2,500 gross square feet or larger

Drive-in banks in all business districts.

Motor vehicle sales and service repair, upholstery repair, body shops, trailer sales, rentals, and service, and tractor and other farm implement sales and service, including vehicle washing facilities, and public parking lots in all Business Districts, but not including the storage of junked or wrecked automobiles and/or parts, provided all parking of vehicles (including vehicles with more than six wheels) is specifically addressed in the permitting process. Gas pumps shall not be located closer than 30 feet from a side lot line or a rear lot line, and not closer than 25 feet from an existing or proposed street line

Residential quarters for the owner, proprietor, commercial tenant or rental apartments on a non- ground floor level shall be deemed a conditional use and shall be subject to Village Plan Commission approval of building, site and operational plans.

Commercial recreational facilities, such as bowling alleys, gymnasiums, lodges, miniature golf, pool and billiard halls, indoor skating rinks, and indoor theaters are conditional uses and may be permitted in all Business Districts.

Motor vehicle sales and service repair, upholstery repair, body shops, trailer sales, rentals, and service, and tractor and other farm implement sales and

service, including vehicle washing facilities, and, but not including the storage of junked or wrecked automobiles and/or parts in the B-3, B-4 & B-5 business districts, provided all parking of vehicles (including vehicles with more than six wheels) is specifically addressed in the permitting process. Gas pumps shall not be located closer than 30 feet from a side lot line or a rear lot line, and not closer than 25 feet from an existing or proposed street line.

Public parking lots in all Business Districts.

SECTION 20: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 3 entitled, “Special Conditional Use Provisions for Quarrying Operations,” the introductory language only, preceding Subsection a is hereby repealed and re-created as follows:

3. Special Conditional Use Provisions for Quarrying Operations.

Quarrying operations, including mineral extraction, washing, crushing or other processing, are conditional uses permitted in the M-4 Quarrying District. No person or other entity shall operate a quarry, gravel pit, sand pit, asphalt or tar paving mix plant or a concrete ready mix plant within the Village without first obtaining conditional use permit approval from the Plan Commission ~~and Village Board~~ as hereinafter provided.

SECTION 21: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 3 entitled, “Special Conditional Use Provisions for Quarrying Operations,” Subsection d, entitled, “Review and Hearing,” Subsection (2) is hereby repealed and re-created as follows:

- (2) A public hearing shall be held by the Village Plan Commission at its regular meeting place and a notice of said meeting shall be sent by regular mail to the applicant and all persons owning property lying within 500 feet of the site designated in the application. In addition, the Village Clerk shall post a notice of such meeting and a Class 2 notice shall be published, the last insertion to be at least 10 days before the date of said public hearing. At such hearing, the Village Plan Commission shall hear all persons interested in granting or denying said permit and may, if it deems fit, take testimony relative to the applications.

Where the permit applied for relates to the continuation of an existing business that previously held a conditional use permit, ~~the Village Board~~ Plan Commission shall have the option to require a public hearing, but in the absence of such requirement, no public hearing shall be held and no public hearing notice or mailing shall be required. An application for the expansion of, or changes to, an existing business shall require a public hearing.

SECTION 22: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 3 entitled, “Special Conditional Use Provisions for Quarrying Operations,” Subsection d, entitled, “Review and Hearing,” Subsection (3) is hereby repealed.

~~(3) After the public hearing, the Village Plan Commission shall meet to consider the application and make a recommendation on said application to the Village Board. The Village Plan Commission shall particularly consider the effect of the proposed operation upon existing streets, neighboring development, proposed land use, drainage, water supply, soil erosion, natural beauty, character and land value of the locality and shall also consider the practicality of the proposed restoration of the site in making its recommendation to the Village Board.~~

SECTION 23: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 3 entitled, "Special Conditional Use Provisions for Quarrying Operations," Subsection e, entitled, "Determination by Village Board," is hereby repealed and re-created with the title "Determination by Plan Commission" as follows:

e. Determination by ~~Village Board~~Plan Commission

Within 90 days after the public hearing the ~~Village Board~~Plan Commission shall either grant or deny the conditional use permit. In making such determination the ~~Village Board~~Plan Commission shall consider whether the proposed use will be detrimental to the health, safety and /or welfare of the public; such determination shall be made on the basis of the information contained in the application, ~~the inspection and review of the Village Plan Commission,~~ the recommendation of the Village and information presented at the public hearing. The ~~Village Board~~Plan Commission may also inspect the site.

The ~~Village Board~~Plan Commission shall particularly consider the effect of the proposed operation upon existing streets, neighboring development, proposed land use, drainage, water supply, soil erosion, natural beauty, character and land value of the locality and shall also consider the practicality of the proposed restoration of the site.

SECTION 24: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 3 entitled, "Special Conditional Use Provisions for Quarrying Operations," Subsection f, entitled, "Terms of Permit," Subsection (1), Subsection d is hereby repealed and re-created as follows:

(d) In the event of application for a permit to which (a) or (b) above applies, the ~~Village Board~~Plan Commission may consider the same without the necessity of holding a public hearing.

SECTION 25: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 3 entitled, "Special Conditional Use Provisions for Quarrying Operations," Subsection g, entitled, "Suspension and Revocation," Subsection (1), Subsection b is hereby repealed and re-created as follows:

(b) The use specified in the permit is not carried on in accordance with the representations contained in the application or conditions required by the ~~Village Board~~Plan Commission, or any change in the manner of operation specified in the conditional use permit approved by the ~~Village Board~~Plan Commission.

SECTION 26: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 3 entitled, "Special Conditional Use Provisions for Quarrying Operations," Subsection g, entitled, "Suspension and Revocation," Subsection (1), Subsection d is hereby repealed and re-created as follows:

- (d) Failure to comply with conditions required in the conditional use permit issued by the ~~Village Board~~Plan Commission.

SECTION 27: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 4 entitled, "Special Conditional Use Provisions for Solid Waste Facilities ...," Subsection a is hereby repealed and re-created as follows:

- a. Solid waste facilities, scrap iron, steel or nonferrous metal processing facilities, recycling facilities, auto junkyards and auto scrap metal salvage yards, including their accessory uses, are conditional uses permitted in the M-3 District. No person or other entity shall operate one of these facilities within the Village without first obtaining conditional use permit approval from the Plan Commission ~~and Village Board~~ as hereinafter provided.

SECTION 28: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 4 entitled, "Special Conditional Use Provisions for Solid Waste Facilities ...," Subsection d entitled, "Review and Hearing," Subsection (2) is hereby repealed and re-created as follows:

- (2) A public hearing shall be held by the Village Plan Commission at its regular meeting place and a notice of said meeting shall be sent by regular mail to the applicant and all persons owning property lying within 500 feet of the site designated in the application. In addition, the Village Clerk shall post a notice of such meeting and a Class 2 notice shall be published, the last insertion to be at least 10 days before the date of said public hearing. At such hearing, the Village Plan Commission shall hear all persons interested in granting or denying said permit and ~~may, if it deems fit~~, take testimony relative to the applications.

Where the permit applied for relates to the continuation of an existing business that previously held a conditional use permit, the ~~Village Board~~Plan Commission shall have the option to require a public hearing, but in the absence of such requirement, no public hearing shall be held and no public hearing notice or mailing shall be required. An application for the expansion of, or changes to, an existing business shall require a public hearing.

SECTION 29: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-100 entitled, "Conditional Uses," Subsection F entitled, "Industrial/ Manufacturing Uses," Subsection 4 entitled, "Special Conditional Use Provisions for Solid Waste Facilities ...," Subsection d entitled, "Review and Hearing," Subsection (3) is hereby repealed.

- ~~(3) — After the public hearing, the Village Plan Commission shall meet to consider the application and make a recommendation on said application to the Village Board.~~

~~The Village Plan Commission shall particularly consider the effect of the proposed operation upon existing streets, neighboring development, proposed land use, drainage, water supply, soil erosion, natural beauty, character and land value of the locality and shall also consider the practicality of the proposed restoration of the site in making its recommendation to the Village Board.~~

SECTION 30: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 4 entitled, “Special Conditional Use Provisions for Solid Waste Facilities ...,” Subsection e entitled, “Determination by Village Board,” is hereby repealed and re-created with the title “Determination by Plan Commission” as follows:

- e. Determination by ~~Village Board~~Plan Commission.
 - (1) Within 90 days after the public hearing the ~~Village Board~~Plan Commission shall either grant or deny the conditional use permit. In making such determination the Village Board shall consider whether the proposed use will be detrimental to the health, safety and /or welfare of the public; such determination shall be made on the basis of the information contained in the application, the inspection and review of the Village Plan Commission, the recommendation of the Village Plan Commission and information presented at the public hearing. The Village Board may also inspect the site.
 - (2) The ~~Village Board~~Plan Commission shall particularly consider the effect of the proposed operation upon existing streets, neighboring development, proposed land use, drainage, water supply, soil erosion, natural beauty, character and land value of the locality and shall also consider the practicality of the proposed restoration of the site.
 - (3) The ~~Village Board~~Plan Commission may, as a condition to the issuance of the permit, demand an agreement with the applicant to ensure performance of any or all of the following restrictions:

SECTION 31: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 4 entitled, “Special Conditional Use Provisions for Solid Waste Facilities ...,” Subsection f entitled, “Terms of Permit,” Subsection (1), Subsection d is hereby repealed and re-created as follows:

- (d) In the event of application for a permit to which (a) or (b) above applies, the ~~Village Board~~Plan Commission may consider the same without the necessity of holding a public hearing.

SECTION 32: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 4 entitled, “Special Conditional Use Provisions for Solid Waste Facilities ...,” Subsection g entitled, “Suspension and Revocation,” Subsection (1), Subsection b is hereby repealed and re-created as follows:

- (b) The use specified in the permit is not carried on in accordance with the representations contained in the application or conditions required by the ~~Village Board~~Plan Commission, or any change in the manner of operation specified in the conditional use permit approved by the ~~Village Board~~Plan Commission.

SECTION 33: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection F entitled, “Industrial/ Manufacturing Uses,” Subsection 4 entitled, “Special Conditional Use Provisions for Solid Waste Facilities ...,” Subsection g entitled, “Suspension and Revocation,” Subsection (1), Subsection d is hereby repealed and re-created as follows:

- (d) Failure to comply with conditions required in the conditional use permit issued by the ~~Village Board~~Plan Commission.

SECTION 34: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection H entitled, “Amendment of Conditional Use Permits,” Subsection 3 entitled, “Review and Approval,” is hereby repealed and re-created as follows:

- 3. Review and approval. The Village Plan Commission shall conduct a review of the application as set forth in s. 35-100C. ~~In the event that the Plan Commission approves the amendment, no action by the Village Board shall be required.~~ If the Plan Commission denies the amendment, the applicant may appeal from the decision from the Zoning Board of Appeals within 30 days of the final decision by writ of certiorari to the Racine County Circuit Court.~~its decision to the Village Board.~~

SECTION 35: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-100 entitled, “Conditional Uses,” Subsection I entitled, “Penalties,” Subsection 3 entitled, “Procedure on Hearing,” is hereby repealed and re-created as follows:

- (3) Procedure on hearing.
 - (a) If the permit holder does not appear as required by the summons, the allegations of the complaint shall be taken as true, and if the Plan Commission finds the allegations sufficient, ~~the conditional use permit shall report its findings to the Village Board.~~ If the Village Board concurs, the Conditional Use Permit shall be revoked. The Village Clerk shall give notice of the revocation to the person whose permit is revoked.
 - (b) If the permit holder appears as required by the summons and denies the complaint, both the complainant and the permit holder may produce witnesses, cross-examine witnesses and be represented by counsel. The permit holder shall be provided a written transcript of the hearing at his or her expense.
 - (c) If the Plan Commission finds the complaint to be true, the Plan Commission shall determine whether the conditional use permit shall either be suspended for not less than 10 days nor more than 90 days ~~or revoked and shall report the same to the Village Board.~~

- (d) If the Plan Commission finds the complaint untrue, it shall recommend that the proceeding be dismissed without cost to the accused. If the Plan Commission finds the complaint to be malicious and without probable cause, it shall recommend that the costs be paid by the complainant. The Plan Commission may require the complainant to provide security for such costs before issuing the summons.
- (4) The Plan Commission shall ~~submit a report to the Village Board, including make findings of fact, conclusions of law and a decision recommendation as to what action, if any, the Village Board should take~~ with respect to the conditional use permit. The Commission shall provide the complainant and the permit holder with a copy of the decision report. ~~Either the complainant or the permit holder may file an objection to the report and shall have the opportunity to present arguments supporting the objection to the Village Board. The Village Board shall determine whether the arguments shall be presented orally or in writing or both.~~
- (5) If the ~~Village Board, after considering the~~ Plan Commission's report and any arguments presented by the complainant or the permit holder, finds the complaint to be true, ~~or if there is no objection to a report recommending suspension or revocation,~~ the conditional use permit shall be suspended or revoked as recommended ~~determined~~ by the Plan Commission.
- (6) If the ~~Village Board~~ Plan Commission finds the complaint untrue, the proceeding shall be dismissed without cost to the accused. If the ~~Village Board~~ Plan Commission finds the complaint to be malicious and without probable cause, the costs shall be paid by the complainant.
- (7) The Village Clerk shall give notice of each suspension or revocation to the person whose permit is suspended or revoked.
- (8) Effect of revocation. When a conditional use permit is revoked under this subsection, the revocation shall be recorded by the Village Clerk and no other conditional use permit issued under this chapter may be granted within 12 months of the date of revocation to the person whose permit was revoked. In the event, however that a new application reveals a material difference in any of the items specified hereof, the ~~Village Board~~ Plan Commission may, upon a finding that the new application does include such material difference, proceed to hear and determine such application within said year.
- (9) Judicial review. The action of the ~~Village Board~~ Plan Commission in suspending or revoking any permit, or the failure to revoke or suspend any permit for good cause, may be reviewed by the circuit court for Racine County by writ of certiorari commenced within 30 days of the Village Clerk's notice of the decision, ~~upon application by any permit holder or resident of the Village. The procedure on review shall be the same as in civil actions instituted in the Circuit Court. The person desiring review shall file pleadings, which shall be served on the Village Board in the manner provided in Wis. Stat. ch. 801 for service in civil actions, and a copy of the pleadings shall be served on the permit holder. The Village Board or permit holder shall have the time allowed by statute to file an answer to the complaint. Following filing of the answer, the matter shall be deemed at issue and hearing may be had upon due notice served upon the opposing party. The hearing shall be before the court without a jury. Subpoenas for witnesses may be~~

~~issued and their attendance compelled. The decision of the court shall be filed pursuant to Racine County Circuit Court Rules and a copy of the decision shall be transmitted to each of the parties. The decision shall be binding unless it is appealed to the Court of Appeals.~~

SECTION 36: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-171 entitled, "Permitted and Prohibited Signs; Permits," Subsection A entitled, "Regulations," Subsection 2. entitled, "Types of signs not allowed" is hereby repealed and re-created as follows:

2. Types of signs not allowed.
 - a. Roof.
 - b. Pole.
 - c. Projecting; **except such signs are allowed in the B-1 Central Business District.**

SECTION 37: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-171 entitled, "Permitted and Prohibited Signs; Permits," Subsection A entitled, "Regulations," Subsection 3. entitled, "Location of Signs" is hereby repealed and re-created as follows:

3. Location of Signs. All signs shall be located on the premises of the business. Off premises **advertising** signs (billboards) are not allowed

SECTION 38: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-171 entitled, "Permitted and Prohibited Signs; Permits," Subsection B entitled, "Permits," is hereby repealed and re-created as follows:

- B. Permits. A zoning permit application for a sign must be submitted to the Zoning Administrator on forms provided by the Village, and shall be accompanied by the fee for the permit application determined by the Village Board and set forth in the Fee Schedule. The zoning permit application must contain or have attached thereto at least the following information:
 1. Applicant's name, address, and telephone number.
 2. Location of building, structure, or lot to which or upon which the sign is to be located.
 3. Name of person or entity erecting the sign.
 4. A drawing of such sign indicating the materials to be used, the type of illumination, if any, and the method of construction and attachment. The drawing must be drawn at a scale no smaller than 1/10 inch equals one foot or dimensions must be shown on the drawing.
 5. A drawing indicating the location and position of the sign in relation to nearby buildings, structures, and lot lines. The drawing must include the sign's height above finished yard grade. The drawing must be at a scale no smaller than one inch equals 50 feet or dimensions must be shown on the drawing. All

setback measurements must be taken from the street right of way and lot lines.

6. Signs requiring county, state and/or federal approval must provide a copy of all such approvals with the sign permit application.
7. The Applicant shall furnish the Village with proof of insurance in a form approved by the Village Zoning Administrator, demonstrating that the Applicant holds commercial and general liability insurance with policy limits of not less than \$1,000,000 general aggregate, \$1,000,000 personal injury, and \$1,000,000 each occurrence.
- 7.8. Additional information as may be required by the Zoning Administrator, the Plan Commission, the Village Board or the Board of Appeals.

SECTION 39: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-173 entitled, "Signs Allowed in all Zoning Districts, No Permit Required," is hereby repealed and re-created as follows:

35-173 SIGNS ALLOWED IN ALL ZONING DISTRICTS, NO PERMIT REQUIRED

The following signs do not require permits, but must meet the size and placement limitations of this Chapter.

- A. Any temporary sign eleven (11) square feet or less in area, and not more than five (5) feet in height, subject to compliance with all applicable total sign area limitations of the applicable lot. ~~Real Estate Signs. Real estate signs that advertise the sale, lease, or rental of the structure(s) and/or property upon which said signs are temporarily located are permitted on all properties advertised for sale, lease, or rent. Such real estate signs are not to exceed nine square feet in area on one side and 18 square feet in area on all sides in a residential ("R") district, or 32 square feet in area on one side and 64 square feet in area on all sides in other districts. These signs shall be removed within 30 days following sale, lease, or occupancy. Real estate signs may be located not closer than ten feet to any street right-of-way, nor closer than ten feet to a side or rear lot line. Only one such sign is permitted per street frontage and no sign may exceed a height of 20 feet.~~
- B. Property address numbers assigned by the Village and of a design approved by the Village that are required to be placed on every principal structure or as designated by the Village in clear view from the street on which the address is assigned. ~~Such signs are tantamount to government signs, to assist with the provision of emergency services.~~
- C. Signs not readable beyond the boundaries of the lot or parcel upon which they are situated and not readable from any street right-of-way or which are intended solely for providing information to parties on-site.
- D. ~~Government signs, as defined herein. Traffic and other official signs of any public or governmental agency, such as railroad crossing signs, trespassing signs, signs indicating danger, or signs used as aids to service or safety including~~

~~water dependent informational signs with public health, safety or regulatory information that are no larger than necessary to accommodate the information that needs to be displayed.~~

- E. Any identification or display of any official court or public office, notices thereof, or any flag, emblem, or insignia of a nation, federal, state, county, or other governmental unit or school. ~~Such signs are tantamount to government signs for the observance of the institutions of our participatory democracy.~~
- F. Any sign that is located completely within an enclosed building and such sign is not placed in a window facing outward for the purpose of being readable from outside the building.
- G. Tablets, grave markers, headstones, statuary, or monuments of persons or events that are noncommercial in nature.
- H. ~~Temporary signs, not over four square feet in area and not more than five feet in height, for events sponsored by non-profit organizations or for a non-profit charitable event. Such signs must be located at least five feet from the outer limits of the street right-of-way and ten feet from a side or rear lot line, and may be erected 30 days prior to the event, and must be removed within three days after the event [Reserved]~~
- I. Works of art ~~with no commercial message~~ that are not intended to attract attention to the type of business or activity conducted on or off the premises.
- J. ~~Temporary holiday decorations or displays with no commercial message [Reserved].~~
- K. Signs on a truck, bus, trailer, or other vehicle incidental to the use of such vehicle while operated in the normal course of a business. (But see s. 35-174, Prohibited Signs.)
- L. ~~Recreational, informational, and directional~~ Signs signs within a federal, state, county or Village park or cemetery, placed by a governmental authority, which are not readable from external streets.
- M. Private property hazard signs. ~~On-premises directional signs such as "Enter," "Exit," and "Do Not Enter" signs, when the principal purpose of the sign is traffic control, the sign does not exceed 12 square feet in area on one side and 24 square feet on all sides, the sign height is five feet or less, and the sign is set back at least ten feet from any property line or outer limits of the street right-of-way line. The number of signs on one premises shall be limited to the number necessary to safely direct traffic into the specific site.~~
- N. ~~Temporary private sale signs advertising occasional noncommercial sales of personal property such as "house sales," "garage sales," "rummage sales," and the like [Reserved].~~
- O. ~~Construction signs erected on the premises where construction is taking place, during the period of such construction, indicating the names of the architects,~~

~~engineers, landscape architects, contractors, or similar artisans, and the owners, financial supporters, sponsors, and similar individuals or firms having a role or interest with respect to the structure or project. Such signs are subject to the dimensional and locational standards of **subsection C.1.(b) for ground signs** [Reserved].~~

- P. Memorial Signs, tablets, names of buildings, and date of erection when cut into any masonry surface or when constructed of metal and affixed flat against a structure. ~~Such signs are tantamount to governmental signs to assist in identification of property and in the provision of emergency services.~~

SECTION 40: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-174 entitled, "Prohibited Signs," Subsection C entitled, "Vehicle Signs," is hereby repealed and re-created as follows:

- C. Vehicle Signs. Parking any vehicle, trailer, farm wagon, or equipment to be readable from a street right-of-way, that has attached thereto or located thereon any sign or advertising device ~~for the purpose of providing advertisement of a product or directing people to a business or activity~~ is prohibited, ~~subject to the following~~. This provision shall not prohibit signs attached to a vehicle, trailer, farm wagon, or equipment if the sign is incidental to the primary use of the vehicle, trailer, farm wagon, or equipment; nor shall this provision prohibit any official signs in the street right-of-way regulated by the federal, state, county, or local government.

SECTION 41: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-175 entitled, "Political Signs," is hereby repealed and re-created with the title "Location Requirements" as follows:

35-175 LOCATION REQUIREMENTS. ~~POLITICAL SIGNS.~~

~~Political signs may be displayed during an election campaign period if they are located on a zoning lot, behind the outer limits of the street right-of-way line, with the permission of the owner or tenant. Such signs may not interfere with traffic or pedestrian safety.~~

- ~~A. Political signs not exceeding 11 square feet in area and not having an electrical, mechanical or audio component during an election campaign period as provided in Wis. Stat. s. 12.04 are allowed in any zoning district without a permit.~~
- ~~B. Political signs affixed to a permanent structure that do not extend beyond the perimeter of the structure, if the sign does not obstruct a window, door, fire escape, ventilation shaft or other area that is required by an applicable building code to remain unobstructed are allowed in any zoning district without a permit.~~
- ~~C. Other Political Signs. Signs that do not meet the requirements of subsections A or B shall not exceed 16 square feet in sign area on one side and 32 square feet in sign area on all sides, or the maximum size allowed for signs in the applicable zoning district, whichever is greater. **A maximum of four such signs may be placed on a zoning lot.** For traffic and pedestrian safety, such signs must be located at least 50 feet from any street right-of-way intersection. A permit is not required.~~

- ~~D. Signs Having an Electrical, Mechanical or Audio Auxiliary. Political signs having an electrical, mechanical or audio auxiliary are only allowed if in conformance with the provisions of this Chapter. A permit is required.~~
- ~~E. Responsibility. The person or organization responsible for the erection or distribution of political signs, or the owner, owner's agent, tenant or tenant's agent of the property upon which such signs are located shall be responsible for the proper erection or removal of said signs.~~
- A. Obstruction of Exits. No sign shall be constructed or maintained so as to obstruct any door, window, stairway or fire escape of any building.
- B. Obstruction and interference prohibited. No sign shall be erected, placed, located or maintained at or near the intersection of any streets, roads or highways so as to obstruct free and clear vision; or at any location where, by reason of position, shape and color, it may interfere with, obstruct the view of, or be confused with any authorized traffic sign, signal or device; or which makes use of the words "STOP", "LOOK", "DANGER" or other word, phrase, symbol or character in such manner as to interfere with, mislead or confuse traffic.
- C. Signs Prohibited Within or in Proximity to Limits of any Street or Highway.
1. No sign shall be erected, placed, located, or maintained within, nor closer than five feet (5') from the area limits, of any street, road or highway right-of-way, except as allowed by subsection 4., below. Street, road or highway limits include all the dedicated right-of-way, encompassing the travelled portion of the street, road or highway, the shoulders, ditches and adjacent dedicated areas. This prohibition applies to free-standing signs and those placed on trees, utility poles, fence post stakes, and all other structures within the right-of-way limits.
 2. Failure to comply with the provisions of this subsection shall be a violation of Section 86.19, Wis. Stats., as well as this chapter.
 3. Any sign in violation of this subsection shall be removed without notice by the Highway Department or the Police Department.
 4. This prohibition shall not apply to signs placed within the limits of streets, roads or highways by duly constituted municipal, county, or state authorities for the guidance or warning of traffic, as provided in Sections 86.19(1) and (4), Wis. Stats., or to mail boxes and paper boxes. This prohibition also does not apply to approved Monument Signs.
- D. Side and rear lot lines. No sign shall be erected closer than ten feet (10') from a side or rear lot line.
- E. Construction Over Public Property. No person or entity shall erect or cause to be erected any sign which projects over any public sidewalk, street, road, highway, alley or public place, except as expressly permitted by this Code.

- F. No sign shall be placed in a vision-clearance triangle area as defined and regulated within Section 35-160. A. of this Code.

SECTION 42: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection A entitled, “Residential Districts,” Subsection 1. entitled, “No Permit Required” is hereby repealed and re-created as follows:

- 1. No Permit Required.
 - a. Signs not to exceed two square feet located on the premises.
 - ~~b. Signs over show windows or doors of a nonconforming business establishment announcing without display or elaboration only the name and occupation of the proprietor and not to exceed two feet in height and ten feet in length are allowed.~~

SECTION 43: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection B entitled, “Business and Industrial Districts,” Subsection 3. entitled, “On Site Directional Ground Signs” is hereby repealed and re-created with the title “Private Property Hazard Signs” as follows:

- 3. ~~Private Property Hazard Signs. On-Site Directional Ground Signs. On-site directional signs may be allowed giving directions to areas such as employee or visitor parking and shipping or loading zones. The maximum size of directional ground signs shall not exceed three square feet in area on each side and the maximum height shall be 48 inches. Such signs shall be on the ground floor only and be readable from the public right-of-way.~~

SECTION 44: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection B entitled, “Business and Industrial Districts,” Subsection 5. is hereby repealed and re-created as follows:

- 5. Marquee, awning, and canopy signs affixed flat to the surface of a marquee, awning, or canopy are permitted provided that the signs do not extend vertically or horizontally beyond the limits of such marquee, awning, or canopy. A marquee, awning, or canopy for a shopping center may not extend beyond a point one foot back from the vertical plane formed by the curbline in the shopping center. No marquee, awning, or canopy may project into a required street yard, side yard, or rear yard, unless such structure already exists as an existing legal nonconforming structure or was approved by variance and such sign does not increase the dimensional nonconformity. A name sign not exceeding two square feet in area located immediately in front of the entrance to an establishment may be suspended from a marquee, awning, or canopy. ~~provided that the bottom of the name sign is~~ Any such sign must be located at least 12 feet above the sidewalk or 15 feet above a driveway or alley. The total area of all marquee, awning, or canopy signs may not exceed 60 square feet in area for any one premises.

SECTION 45: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection B entitled,

“Business and Industrial Districts,” Subsection 6. is hereby repealed and re-created with the title “Projecting Signs as follows:

6. **Projecting Signs.** Projecting signs placed against the exterior wall of the building may not extend more than 3.0’ feet outside of a building wall surface; shall not be any closer than 2 feet from a street parking curb; shall maintain a minimum height of 8 feet from a sidewalk and 15’ above a driveway; a maximum height of 20 feet above the mean centerline grade of the public street; and shall not exceed 12 square feet in area. Projecting signs are only permitted in the B-1, Central Business District. ~~Time and/or temperature devices and/or changeable copy signs may be erected as wall signs, ground signs, or canopy signs and must meet the requirements attendant to those sign types. Time and/or temperature devices may change their copy not more than once every four seconds.~~

SECTION 46: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection B entitled, “Business and Industrial Districts,” Subsection 7., Subsection b. is hereby repealed and re-created as follows:

- b. Gasoline stations, service stations, convenience stores with pumps, or any combination thereof may provide one ground sign. Wall signs and canopy signs may also be provided subject to total square footage limitations. Signs ~~advertising incidental products for sale~~ that are window signs or located on the gasoline pumps, and are not readable from the street right-of-way, will not require permits or be regulated in number.

SECTION 47: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-176 entitled, “District Regulations for Signs,” Subsection C entitled, “Conservation and Park Districts” is hereby repealed and re-created as follows:

- C. Conservation and Park Districts. The following signs are allowed in Conservation and Park Districts, subject to the conditions herein specified.

1. No Permit Required.

- a. On-premises or off-premises recreational directory signs not to exceed two in number, indicating the direction and/or distance to a specific cottage, resort, residence, or recreation facility that is located within an agricultural, resource conservation or park district, not to exceed 12 square feet in display area on one side and 24 square feet on all sides, five feet in height and no closer than ten feet to any right-of-way or property line. ~~Such signs are tantamount to governmental signs to assist in identification of property and in the provision of emergency services.~~
- ~~b. Signs over show windows or doors of a nonconforming business establishment not to exceed two in number announcing, without display or elaboration, only the name and occupation of the proprietor and not to exceed a total of 20 square feet in area for all signs, and 20 feet in height.~~

~~e.b. Government Signs. Name, occupation, and warning signs not to exceed two square feet located on the premises.~~

~~d.c. Bulletin Boards for public, charitable or religious institutions not to exceed 24 square feet in area located on the premises.~~

~~2. Permit Required.~~

~~a. Public and private institutional and park names signs. Such signs may be erected as wall signs or ground signs and shall meet the requirements set forth for the business and industrial districts.~~

SECTION 48: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-176 entitled, "District Regulations for Signs," Subsection D entitled, "Agriculture and Urban Reserve Districts" is hereby repealed and re-created as follows:

- D. Agricultural and Urban Reserve Districts. The following signs are allowed in the Agricultural and Urban Reserve Districts with a permit:
1. ~~Historical marker designations, as defined herein, On-premises agricultural homestead signs, where the principal purpose of the sign is to identify the name and address of a farm operation and/or date of establishment,~~ which may not exceed 24 square feet in area on one side and 48 square feet in area on all sides, limited to one sign for any one farm, and such signs are located at least ten feet from the outer limits of the street right-of-way or any property line, and such signs do not exceed ten feet in height. Such signs may be exempt from the aforementioned height limit if painted upon the wall of an accessory structure. The size of such wall signs may exceed 24 square feet if done in an aesthetically pleasing manner that is approved through a site plan review by the Plan Commission.
 2. Temporary, non-illuminated, off-premises ~~agricultural directional~~ signs not to exceed four in number, ~~to serve a roadside stand operation indicating the direction and/or distance to an agricultural roadside stand,~~ not to exceed 12 square feet in display area on one side and 24 square feet in area on all sides, a maximum of five feet in height, at least ten feet from the outer limits of the street right-of-way and five feet from any other property line. Such signs must be removed within ten days of discontinuing operation of a roadside stand. Provided the sign(s) are relocated per the issued permit and the permit holder remains the same, the issued permit continues to be valid for successive years.
 3. ~~Agricultural signs~~ Signs pertaining to the sale of products actually grown on the farm or in connection with a roadside stand not to exceed 32 square feet in area on one side and 64 square feet on all sides for no more than two signs on any one farm, such signs are located at least ten feet from the outer limits of the street right-of-way or any property line, such signs do not exceed 15 feet in height, and such signs are located on the same premises as the products for sale.

4. Signs for agricultural businesses that are approved by conditional use shall be treated as commercial/industrial signs are allowed.

SECTION 49: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-177 entitled, “Sign Regulations,” Subsection E entitled, “Location,” is hereby created as follows:

- E. **Location.** Unless explicitly stated otherwise in this Chapter, all signs must be set back at least five feet (5’) from the public right-of-way. Vision corners shall be maintained per Section 35-175 of this Chapter.

SECTION 50: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-179 entitled, “Additional Sign Regulations and Modifications,” is hereby created as follows:

35-179 ADDITIONAL SIGN REGULATIONS AND MODIFICATIONS.

- A. **Temporary Signs.** Temporary signs shall be placed in conformance with this Code for no longer than 120 days, unless a longer time is expressly allowed by Wisconsin Statutes Section 12.04, or other applicable laws, in which case the shortest period required by such statute applies; or as follows.
 1. **Signs on Property Under Construction.** Temporary signs are permitted by the Zoning Administrator in any district for the duration of a building permit, where a building permit is in effect and construction is occurring. The Zoning Administrator may restrict the number, size, and location of temporary signs on any property to ensure safety for traffic and pedestrians.
 2. **Signs on Property Marketed for Sale or Lease.** Temporary signs may remain on a property for all time that the property is actively marketed, as defined herein, for sale or lease. Whether the property is being actively marketed for sale or lease shall be subject to the determination of the Zoning Administrator. Any such sign shall be treated as a permanent sign for purposes of permitting, but shall remain a temporary sign for purposes of removal once the marketing of the property is concluded. The sign must be removed no later than ten calendar days after the marketing of the property is concluded. Certain provisions of this Code that would otherwise apply are waived for purposes of signs that are subject to this paragraph, as follows:
 - i. **Residential Parcels.** On lots that are zoned for residential use the otherwise applicable sign limitations of this Chapter are modified as follows:
 - a. A sign exceeding 11 square feet in area shall require a zoning permit.
 - b. Such signs may be up to six feet in height.
 - c. A small sign, no larger than two square feet in area, may be attached to the sign, and the two square feet shall not count toward the total square footage of signage on the parcel.

- d. Up to an additional six square feet in signage is permitted during the time and within 72 hours of an open house marketing event.
 - e. The limitations on total signage square footage are doubled for parcels that front upon two or more streets, such as a corner lot.
 - f. Signs may be placed anywhere on the parcel, provided the placement is not in the public right-of-way or a vision corner.
- ii. *Non-Residential Parcels.* On lots that are zoned for commercial, industrial or other non-residential use, and are used for commercial, industrial or other non-residential use, the otherwise applicable sign limitations of this Chapter are modified as follows:
- a. Such signs may be up to 32 square feet in area without obtaining a zoning permit, except on properties zoned B-1 within the Historic Preservation Overlay District, where such signs may be up to 20 square feet without a zoning permit.
 - b. Such signs may be up to eight (8) feet in height, except on properties zoned B-1 within the Historic Preservation Overlay District, where such signs may be up to seven (7) feet in height.
 - c. On corner lots a 32 square foot sign may front upon two or more streets.
 - d. Signs may be placed anywhere on the parcel, provided the placement is not in the public right-of-way or a vision corner.
3. **Signs on Property Under Development.** Temporary signs may remain on a property under some circumstances while the property is under development, subject to the following limitations. A sign permit is required for any development sign. A development sign shall be treated as a permanent sign for purposes of permitting, but shall remain a temporary sign for purposes of removal once the approval for the development sign expires. All development signs may remain on the lot for one year following the date the sign permit is granted, unless otherwise restricted in the grant of the sign permit. Prior to expiration of the sign permit or any extension thereof, upon request of the owner or developer, the Plan Commission may extend the sign permit for successive periods of up to one year each, if the Plan Commission finds the development is actively proceeding and the sign is not otherwise in violation of the standards of this Section. The development sign must be removed no later than thirty calendar days following the expiration of the permit unless specified otherwise by the Plan Commission. The total sign area requirements of the district in which the sign is located shall apply, except as follows: if during the process of development, the property is rezoned, the sign area calculations of the original zoning district shall

continue to apply for the duration of the development; and if the property being developed includes multiple contiguous parcels, the calculation of sign area shall include all such contiguous parcels as though they were one parcel.

- B. Conflict of Laws. In the event that Wisconsin Statutes Section 12.04 would permit a sign that is larger than the size limitations described in this Section, such sign, regardless of sign content, is allowed only for the period described in Wisconsin Statutes Section 12.04.
- C. Maximum Area for Permanent Signs by Zoning District.
 - 1. Residential Districts (R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8 and R-9). The total sign area allowed on a lot that is zoned R-1, R-2, R-3, R-4, R-5, R-6, R-7, R-8 and R-9, shall be eleven (11) sq. ft., subject to such additional square footage as may be permitted by the standards of this Section.
 - 2. Agricultural and Conservation Related Districts (A-1, A-2, A-3, A-4, UR, C-1, C-2, P-1, P-2, F-1, GFP, FF, SW, and SD). The total sign area allowed on a lot that is zoned A-1, A-2, A-3, A-4, UR, C-1, C-2, P-1, P-2, F-1, GFP, FF, SW, and SD shall be 11 square feet for every 200 lineal front feet of the lot line abutting a public roadway. In making this calculation, the lineal front feet of the lot line shall be rounded down to the nearest number divisible by 200. Notwithstanding the foregoing, if the lot abuts less than 200 feet of public roadway, the total sign area allowed on the lot is 11 square feet.
 - 3. Business Districts (B-1, B-2, B-3, B-4, B-5 and B-6), Manufacturing Districts (M-1, M-2, M-3 and M-4). A campus/medical/aggregate business (5 or more businesses within a single building/property and way finding monument signs shall not exceed 18 feet in height nor have a maximum face size of 150 sq. ft. with no allowance for EMU/digital signs. The total sign area allowed on a lot that is zoned B-1, B-2, B-3, B-4, B-5, B-6, M-1, M-2, M-3 and M-4 shall be computed as either .5 sq. ft. x the lineal front foot of the lot line or .65 sq. ft. x the building or structure front foot, whichever is greater, to a maximum of 120 sq. ft. for retail and 80 sq. ft. for office, mixed use, or other uses, as allowed by the Plan Commission in its consideration of the site plan.
- D. Non-Commercial Signs Permitted. Any sign authorized or otherwise permitted under this ordinance shall be allowed to contain non-commercial copy in lieu of any other copy.
- E. Sign Ordinance Variances.
 - 1. Purpose. Sign Ordinance variances are intended to allow flexibility in sign regulation while fulfilling the purpose of the ordinance. Nothing in this Section, however, is intended to permit the erection or maintenance of signs which create the potential of public harm or for which there is no public benefit or which are in conflict with the Village's Master Plan or relevant portions thereof.
 - 2. Procedure.

- i. Any applicant who desires a variance from any provision or requirement of this chapter may request an oral hearing before the Plan Commission by submitting a written request therefor to the Village Clerk not less than twenty-one (21) days before the next regularly scheduled meeting of the Plan Commission. A fee of \$850.00 shall be required of the applicant at the time that a request for a hearing before the Plan Commission is made.
 - ii. The Plan Commission shall review such requests for variances using the following criteria:
 - a. Area Enhancements.
 - (1) The sign as proposed will not result in an undue concentration of signage which renders it difficult or confusing to read existing signs;
 - (2) The proposed sign is unique and of exceptional design or style, so as to enhance the area.
 - b. Site Difficulties. Unusual site factors preclude the construction of a sign in accordance with this chapter which would be visible to the roadway adjacent to the site frontage.
 - iii. Should the Plan Commission find that a variance should be granted, the application will be forwarded to the Zoning Administrator with directions to issue a permit in accordance with its decision. If the Plan Commission finds that a variance should not be granted, it shall inform the applicant of the reasons for such decision in writing within ten (10) days of the date of such decision. The decision of the Plan Commission shall be final.
- F. Sign Ordinance Modification by Conditional Use. Additional sign square footage and alteration of otherwise applicable height, setback, offset or other standards of this Chapter may be granted by the Village Plan Commission in its consideration and grant of a conditional use pursuant to Section 35-100 of this Code. In considering this possible grant, the Plan Commission shall be guided by the purpose of this Section 35-170 along with the basis for approval described in Section 35-100, without consideration of the content of any such signage.
- G. Abandoned Signs. All abandoned signs shall be prohibited. An abandoned sign is one which no longer correctly advertises a bona fide business, lessor, lessee, owner, product or activity conducted or product available on the premises where the sign is displayed, or a sign which has not been maintained in a safe, presentable, and good structural condition at all times, including replacement of defective parts, painting, repainting, cleaning and other acts required for the maintenance of the sign. The owner shall be responsible for the repair or removal of any sign within 30 days after written notice from the Building Inspector of the abandonment of the sign.
- H. Definitions.

1. Definition of government sign:

“Government Sign” means any sign that is owned, operated, or required by a governmental entity having jurisdiction, including, but not limited to, the signs designated in this chapter as government signs, and signs that are required by applicable laws. Such signs include official traffic, fire and police signs, signals, devices, and markings of the State of Wisconsin and the Village or other public authorities, or posted notices required by law.

2. Definition of historical marker sign:

“Historical Marker” means a sign to commemorate one or more persons, an event, a former use of a place, a person or place of historic interest, a century farm, or similar designation. Historical markers are tantamount to government signs, to identify places of historic public interest.

3. Definition of private property hazard sign:

“Private Property Hazard Sign” which is defined as follows: a pylon sign that would serve the primary purpose of protecting the safety of pedestrians, drivers, and passengers, such as warning signs marking hazards on private property and signs directing traffic and parking on private property. Such signs serve a compelling interest in safety and are tantamount to government signs but located on private property.

4. Definition of actively marketed:

“Actively Marketed” means (1) proactive measures are being taken to connect and engage with potential customers, which may include listing with a real estate agent, publishing advertisements in a newspaper or other print publications, or engaging in online advertising activities, such as posting on a website; and (2) these actions are repeated, updated, and modified regularly to continue to seek engagement with potential purchasers. The mere fact of placing a sign on a lot does not itself demonstrate that the property is being actively marketed.

5. Definition of Projecting Signs

“Projecting Sign” means any sign that is wholly or partly dependent upon a building for support and which extends three (3) feet from the side of the building.

6. Definition of Semi-Flexible Canopy Structure

“Semi-Flexible Canopy Structures” means a structure made with flexible material, that is allowed as a permanent accessory structure” in the agricultural zoning districts and used for agricultural purposes and complies with the State of Wisconsin Uniform Dwelling Code and the Village of Rochester Building Code.

SECTION 51: Chapter 35 of the Village of Rochester Zoning Code entitled "Planning and Zoning," Section 35-230 entitled, "Plan Commission Approval," Subsection D. entitled, "Form of Submittal" is hereby repealed and re-created as follows:

D. Form of Submittal.

- ~~1. Before issuing any applicable permit, the Zoning Administrator shall submit the necessary building, site and operational plans to the Plan Commission for its consideration. Such plans shall be in reasonable detail to enable the Commission to properly evaluate them, and shall specifically include the following:
 - ~~a. A site plan of the property accurately dimensioned showing the location of all existing and proposed structures and use area.~~
 - ~~b. Name of project.~~
 - ~~c. Owner's and/or developer's name and address.~~
 - ~~d. Architect and/or engineer's name and address.~~
 - ~~e. Date of plan submittal.~~
 - ~~f. Existing topography shown at a contour interval not less than two feet, (or where not readily available elevations at appropriate locations).~~
 - ~~g. Proposed changes in topography.~~
 - ~~h. The characteristics of soils related to contemplated uses.~~
 - ~~i. The type, size, location and dimensions of all structures including fences and walls.~~
 - ~~j. Location and number of parking, loading and storage areas.~~
 - ~~k. Primary building materials used in construction of all structures.~~
 - ~~l. Height of building(s).~~
 - ~~m. Location and size of existing and proposed sanitary sewers, septic tanks and disposal fields, holding tanks, storm sewers and water mains.~~
 - ~~n. Location of proposed solid waste (refuse and recycling) storage area.~~
 - ~~o. Location of pedestrian sidewalks and walkways.~~
 - ~~p. Existing and proposed public right-of-way widths.~~
 - ~~q. Location, type, height and intensity of proposed lighting.~~~~

- ~~r. Location of existing trees, and extent and type of proposed plantings including type and extent of erosion control.~~
- ~~s. A graphic delineation of any planned development staging.~~
- ~~t. Architectural plans, elevations, and perspective drawings and sketches illustrating the design and character of proposed structures.~~
- ~~u. Any other site or use information, such as 100-year interval flood lines, which will assist the Plan Commission in making a determination and recommendation on the proposal.~~

- a. A site plan of the property accurately dimensioned showing the location of all existing and proposed structures and use area showing conformance with 35-22 B. "Site Planning and Design Principles"; s. 35-22 C. "Building, Design, Layout and Construction Principles"; and 35-22 D. "Site Planning and Design Standards"
- b. Name of project.
- c. Owner's and/or developer's name, physical address, and email address.
- d. Architect and/or engineer's name, physical address, and email address.
- e. Date of plan submittal.
- f. Existing topography shown at a contour interval not less than two feet, or where not readily available elevations at appropriate locations.
- g. Proposed changes in topography showing conformance with Ch. 32 Post Construction Stormwater Management and Ponds; and Ch. 35-22 D. "Site Planning and Design Principles", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping"
- h. The characteristics of soils related to contemplated uses.
- i. The type, size, location, height, and dimensions of all structures including fences and walls showing conformance with all provisions of the underlying zoning district, such as lot width and area, setbacks, yards, building heights, etc.; Ch. 35, s. 35-190 "Architectural Control"; 35-22 B. "Site Planning and Design Principles"; s. 35-22 C. "Building, Design, Layout and Construction Principles"; and 35-22 D. "Site Planning and Design Standards", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping".
- j. Primary building materials used in construction of all structures showing conformance with Ch. 35, s. 35-190 "Architectural Control" and s. 35-22 "Principles and Standards for the Aesthetic Evaluation of Site and Building Projects", subsection C. "Building, Design, Layout and Construction Principles"

- k. Architectural plans, elevations, and perspective drawings and sketches illustrating the design and character of proposed structures.
- l. Location and number of parking stalls and loading and storage areas showing conformance with Ch. 35, s. 35-160 "Traffic, Parking & Access"; s. 35-161 "Parking Requirements"; s. 35-162 "Driveways"; and s. 35-22 "Principles and Standards for the Aesthetic Evaluation of Site and Building Projects", subsection D. "Site Planning and Design Standards", subsection 4. "Parking area requirements"
- m. Location and size of existing and proposed sanitary sewers, septic tanks and disposal fields, holding tanks, storm sewers and water mains showing conformance with Ch. 10 "Public and Private Sewer Systems"; Ch. 32 "Chapter 32 Post Construction Stormwater Management and Ponds"; and Ch. 35-15 "Site Restrictions" subsection F. regulating private well construction.
- n. Location of proposed solid waste (refuse) and recycling storage areas showing conformance with for conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 9. "Location and Design of Loading Facilities and Waste Storage"
- o. Location of pedestrian sidewalks and walkways showing conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 6. "Pedestrian Flows"
- p. Existing and proposed public right-of-way widths for conformance with Ch. 35, s. 35-160 "Traffic, Parking & Access"; and Ch. 30, s. 30-82 "Street Plans, Improvements and Standards".
- q. Location, type, height and intensity of proposed lighting showing conformance with Ch. 35, s. 35-22 D. "Site Planning and Design Standards", subsection 7. "Outdoor Lighting"
- r. Location of existing trees and extent, and type of proposed plantings including type and extent of erosion control showing conformance with Ch. 32 "Chapter 32 Post Construction Stormwater Management and Ponds"; and 35-22 D. "Site Planning and Design Principles", subsections 2. and 3. "Open Space Requirements" and "Site Landscaping"
- s. A graphic delineation of any planned development staging.
- t. Any other site or use information, such as 100 year internal flood lines, which will assist the Plan Commission in making a determination and recommendation on the proposal. Conditional uses in the shoreland-wetland and floodplain districts are required to submit plans showing conformance with Ch. 36, "Shoreland-Wetland and Shoreland Zoning Districts" and Ch. 37, "Floodplain Zoning"
- u. Operations plan data to be submitted with all plan review applications shall include at least the following:
 - (1) Specific use of site and building(s).

- (2) Hours of operations.
- (3) Number of full and part time employees.
- (4) Estimate of daily truck and auto trips to the site.
- (5) Type of materials and equipment to be stored on site.
- (6) Method of handling solid and liquid waste disposal.
- (7) Method of exterior maintenance (site and buildings).
- (8) Method of site and building security other than local police.
- (9) Copies of all special use permits issued by state or county agencies.
- (10) Any other information which will assist the Plan Commission in making a determination and recommendation of the proposal.

SECTION 52: Chapter 35 of the Village of Rochester Zoning Code entitled “Planning and Zoning,” Section 35-240 entitled, “Notification – Public Hearings,” introductory language only, preceding Subsection A., is hereby repealed and re-created as follows:

Notice of any public hearing which the Plan Commission, Village Board or Zoning Board of Appeals is required to hold under the terms of this Ordinance shall specify the date, time and place of said hearing and shall state the matter to be considered at said hearing. Notice shall be provided as required by applicable state statutes, inclusive of Class 2 notice prior to consideration of Planning and Zoning changes by the Village Board, Conditional Use Permits by the ~~Village Board~~Plan Commission, and Zoning Board of Appeals hearings, along with notice to neighboring municipalities, the owner or operator of an airport, or the DNR where applicable. The following notifications shall be required in addition to the notice required by statute:

~~SECTION 53: Chapter 37 of the Village of Rochester Village Code entitled “Floodplain Zoning,” Section 37-1 entitled, “Statutory Authorization, Finding of Fact, Statement of Purpose, Title, and General Provisions,” Section E. entitled, “General Provisions,” Subsection 2. entitled, “Official Maps and Revisions,” Subsection a. entitled, “Official Maps: Based on the FIS,” Subsection (1) entitled, “Flood Insurance Rate Map (FIRM), Panel Numbers:” is hereby repealed and re-created as follows:~~

- ~~(1) Flood Insurance Rate Map (FIRM), panel numbers:~~
 - ~~55101C0018D dated May 2, 2012~~
 - ~~55101C0038D dated May 2, 2012~~
 - ~~55101C0039D dated May 2, 2012~~
 - ~~55101C0132D dated May 2, 2012~~
 - ~~55101C0133D dated May 2, 2012~~
 - ~~55101C0134D dated May 2, 2012~~
 - ~~55101C0151D dated May 2, 2012~~
 - ~~55101C0152D dated May 2, 2012~~
 - ~~55101C0153D dated May 2, 2012~~
 - ~~55101C0154D dated May 2, 2012~~

~~with corresponding profiles that are unchanged in 2019 and based on the Flood Insurance Study (FIS) dated May 2, 2012February 1, 2019, Volume NosNo. 55101CV001B-A and 55101CV002A;~~

~~Approved by: The DNR and FEMA~~

~~SECTION 54:~~ SECTION 53: CONTINUATION OF PROVISIONS

The provisions of this ordinance, to the extent that they are substantively the same as those of the ordinances in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinances. In addition, the adoption of this ordinance shall not affect any action, prosecution or proceeding brought for the enforcement of any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance for the time that such provision was in effect, and the repeal of any such provisions is stayed pending the final resolution of such actions, including appeals.

~~SECTION 55:~~ SECTION 54: SEVERABILITY.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinance whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

~~SECTION 56:~~ SECTION 55: EFFECTIVE DATE.

This ordinance shall be effective upon publication or posting as provided by law, ~~except as follows. Section 29 of this Ordinance that amends the Village Floodplain Zoning Ordinance, to update the flood insurance study reference shown therein is subject to prior review and approval by the Wisconsin Department of Natural Resources, and the Village Clerk shall submit a certified copy of the Ordinance with copies of the Notice of Public Hearing and Proof of Publication with affidavits, to the Wisconsin Department of Natural Resources for their review and approval.~~

Dated this ____ day of _____, 2019.

VILLAGE OF ROCHESTER

Edward Chart, Village President

ATTEST:

Sandra J. Swan, Village Clerk

This ordinance posted or published _____.
C:\MyFiles\Rochester\Ordinances\Ord re Update Zoning Code (revised) 2.18.19.docx

Rochester Public Library
208 West Spring St. PO Box 245
Rochester, WI 53167

To: The Rochester Village Board

The Rochester Public Library Board is recommending Andrea VanDan be appointed to the vacant board position formerly held by Sheryl Schaefer. Andrea is an active library patron and has taught creative programs to adults and children.

Andrea Van Dan
24909 Hiawatha Drive
Kansasville, WI 53139

We believe Andrea will be an asset to our library and we ask your consideration and approval of her appointment. Thank you for your attention to this request.

Sincerely,

Diana Benavides
Library Board Chair
3-16-2019

4.8.19 Operator's License Applications

License No.	First	Last	Employer	BG Check	Beverage Server Cert.
47-2019	Sudheer	Renukunta	Rochester Food & Beverage	Good	Responsible Beverage Servers Certificate



Betty Novy <bnovy@rochesterwi.us>

CRCHD Meeting: March 21, 2019

1 message

John Monsen <jmonsens@tds.net>

Thu, Mar 21, 2019 at 9:10 PM

To: bnovy@rochesterwi.us

A. Wisconsin Policy Forum presentation: Rob Henkin, president.

A brief history of the nonpartisan organization was provided. Governmental service sharing is a major emphasis of their work. The forum has been commissioned by the Johnson foundation to evaluate the greater Racine area for potential sharing of resources and programs. Three areas have been initially identified as potential areas for further study: fire and safety, parks and recs, and public health. Continued study will require an additional 3-4 months.

A **great deal** of discussion occurred concerning making sure that communities west of the I-94 are well connected and included in the study process. Specifically, we strongly suggested that elected representatives from the west side should be included in any committee that will be reviewing the report concerning health department services.

B. Tuition Reimbursement Policy and associated funding was approved.

C. Pay Scale and Pay Increase Policy & Procedure was reviewed and approved.

D. Immunization update

School immunization rates were reviewed. As a part of the measles outbreak prevention, this report is attached for the board to review.

E. Closed session pursuant to consider employment, compensation or performance evaluation.

1. One public health nurse is resigning and moving out of state. A current employee has applied for the 40 hour position and has asked for dispensation to work only 32 hours for one year while she completes her masters degree.
2. A public health nurse with 11 months on the job may have an opportunity to foster a son to be born sibling of a child she is already fostering. She wishes to be able to take FMLA even though she has not completed 12 months employment.

The director feels both employee's requests could be accommodated without adverse effect of the department.

F. Return to open session. The director was advised to address the topics discussed under closed session as discussed.

Sent from my iPad

**attachment 1.pdf**

173K

DRAFT 2018-2019 IMMUNIZATION RATES: SCHOOLS IN CENTRAL RACINE COUNTY HEALTH DEPARTMENT JURISDICTION*

Year	Area	School	Type	% Met Minimum Requirements	% In Process	% Behind Schedule	% No Record	% Health Waiver	% Religious Waiver	% Personal Conviction Waiver	% Waived All Vaccines
2018-2019	Burlington	Cooper Elementary	Public	91%	0%	0%	0%	0%	1%	8%	2%
2018-2019	Burlington	Waller Elementary	Public	92%	0%	0%	0%	0%	0%	8%	1%
2018-2019	Burlington	Winkler Elementary	Public	89%	0%	0%	0%	0%	0%	11%	4%
2018-2019	Burlington	Dr Edward G Dyer School	Public	92%	0%	0%	0%	0%	0%	8%	1%
2018-2019	Burlington	Nettie E Karcher School	Public	92%	0%	0%	0%	0%	1%	6%	2%
2018-2019	Burlington	Burlington High School	Public	92%	0%	0%	0%	0%	0%	7%	2%
2018-2019	Burlington	Catholic Central High School	Public	95%	0%	0%	0%	1%	2%	2%	0%
2018-2019	Burlington	4K Community School	Public	90%	0%	0%	0%	0%	2%	8%	1%
2018-2019	Burlington	Saint Marys Grade School	Private	96%	0%	0%	0%	0%	0%	4%	2%
2018-2019	Burlington	Saint Charles Grade School	Private	89%	2%	0%	0%	0%	0%	9%	5%
2018-2019	Burlington	Saint Johns Lutheran School	Private	79%	0%	0%	0%	0%	0%	21%	9%
2018-2019	Muskego	Lakeview Elementary	Public	97%	0%	0%	0%	0%	0%	3%	1%
2018-2019	Racine	North Park Elementary	Public	96%	2%	0%	1%	0%	0%	1%	0%
2018-2019	Racine	Olympia Brown Elementary	Public	96%	1%	0%	0%	0%	0%	2%	0%
2018-2019	Racine	West Ridge Elementary	Public	95%	3%	1%	1%	0%	0%	1%	0%
2018-2019	Racine	Gifford Elementary	Public	94%	1%	0%	0%	0%	0%	4%	1%
2018-2019	Racine	Case High School	Public	97%	0%	0%	0%	0%	0%	3%	0%
2018-2019	Racine	The REAL School	Public	94%	0%	0%	0%	0%	0%	6%	0%
2018-2019	Racine	Schulte Elementary	Public	97%	2%	0%	0%	0%	0%	0%	0%
2018-2019	Racine	Concordia Lutheran School	Public	96%	0%	1%	0%	0%	0%	2%	2%
2018-2019	Racine	Trinity Lutheran School Wis Synod	Private	81%	0%	0%	0%	1%	1%	18%	3%
2018-2019	Racine	Renaissance School	Private	90%	2%	6%	1%	0%	0%	1%	0%
2018-2019	Racine	Saint Rita School	Private	96%	0%	1%	1%	0%	0%	2%	1%
2018-2019	Racine	Sonnenberg School	Private	50%	0%	0%	17%	0%	0%	33%	33%
2018-2019	Union Grove	Raymond Elementary	Public	89%	0%	2%	0%	0%	0%	9%	1%
2018-2019	Union Grove	Kansasville Elementary	Public	85%	0%	0%	0%	0%	0%	15%	8%
2018-2019	Union Grove	Union Grove Elementary	Public	93%	0%	1%	0%	0%	0%	6%	1%
2018-2019	Union Grove	Yorkville Elementary	Public	96%	0%	0%	0%	0%	0%	4%	1%
2018-2019	Union Grove	Union Grove High School	Public	95%	0%	0%	0%	0%	0%	4%	0%
2018-2019	Union Grove	Union Grove Christian School	Private	67%	2%	0%	0%	31%	0%	0%	0%
2018-2019	Waterford	Drought Elementary	Public	96%	0%	0%	0%	0%	0%	4%	0%
2018-2019	Waterford	North Cape Elementary	Public	92%	1%	0%	0%	0%	2%	6%	1%
2018-2019	Waterford	Evergreen Elementary	Public	89%	0%	0%	0%	0%	0%	11%	1%
2018-2019	Waterford	Trailside Elementary	Public	97%	0%	0%	0%	0%	0%	3%	0%
2018-2019	Waterford	Woodfield Elementary Elementary	Public	94%	0%	0%	0%	0%	0%	6%	0%
2018-2019	Waterford	Fox River Middle School	Public	88%	0%	1%	0%	3%	1%	8%	1%
2018-2019	Waterford	Washington Elementary	Public	95%	0%	0%	0%	1%	0%	4%	1%
2018-2019	Waterford	Waterford High School	Public	94%	0%	0%	0%	0%	0%	5%	1%
2018-2019	Waterford	Saint Thomas Aquinas Catholic School	Private	84%	16%	0%	0%	0%	0%	0%	0%

*Data preliminary and subject to change



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Southeastern Wisconsin Fox River Commission Meeting Agenda

Friday April 12, 2019 - 1:00 PM

To be held at the Burlington Department of Public Works
2200 S. Pine Street
Burlington, WI

The following agenda items will be discussed and action may be taken by the Southeastern Wisconsin Fox River Commission (SEWFRC):

1. Call meeting to order, pledge of allegiance, roll call and verify quorum.
2. Approval of minutes from previous meeting held March 1, 2019.
3. Treasurer's Report for February and March 2019.
4. **Old Business**
 - a. Fox River Partnership 2019 Summit – Tom Slawski.
 - b. Mukwonago River shoreline restoration at WE Energies Site Dean Falkner and/or Alan Barrows
 - c. ESR Project disposal sites environmental impact - WWMD
 - d. Schuetze Playground Storm Water abatement – David Burch
 - e. SEWRPC Survey from Waterford dam to Illinois border – Tom Slawski
 - f. Birch Lane Shoreline Protection Project – Chad Sampson
 - g. Jefferson St. Park & Launch – Village of Waterford.
 - h. Oakwood Shores Park Streambank Stabilization Project – Andy Buehler.
5. **New Business**
 - a. Consideration of developing a USEPA 9-Key Elements Watershed Management Plan – Dean Falkner
 - b. Ranke Road Stormwater Control Project – Chad Sampson
6. **Reports & Updates**
 - a. Report on activities of Fox Waterway Agency of Illinois – FWA or Jeff Lang
 - b. Possible diversion of City of Waukesha water treatment plant discharge away from the Fox River – WDNR
 - c. Progress toward designation as a “National Water Trail” - Village of Waterford
 - d. SEWFRC Website – Al Sikora or Alan Barrows



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7. Correspondence

- a. 3/4/19 Email from Jim Pindel to Mark your Calendars for today's meeting.
- b. 3/6/19 Email from Tom Slawski with link to information on WDNR's Todd Ambs
- c. 3/6/19 Forward of an email from Katelyn Bratz with link to Mukwonago River Master Plan by the WDNR.
- d. 3/26/19 Forward of email correspondence between Bill Hopkins, Dean Falkner and Al Sikora regarding Fox River Cleanup 2018.
- e. 4/1/19 Forward of Rep. Chuck Wichgers' E-update of April 1, 2019 highlighting the 2019 Fox River Summit.

8. Miscellaneous Issues – Next Meeting Date and Location. Possibly set dates for additional future meeting dates and locations.

9. Close Meeting.

* If you have any question about the Agenda, please call either Chairman Dean Falkner at 262-225-7298 or Secretary/Treasurer Jim Pindel at 262-895-3703.

Commission members present:

Dean Falkner (Village of Mukwonago) (Chairman)
Katelyn Bratz (Town of Mukwonago) (Vice-Chairperson)
Fred Koeller (Village of Waterford)
Donny Hefty (City of Burlington)
Doug Koehler (City of Waukesha)
Alan Barrows (Waukesha County)
Chad Sampson (Racine County)
Jeff Lang (Town of Burlington)
Bill Hopkins (Village of Salem Lakes)
Andrew Lois (Town of Wheatland)
Bob Bartholomew (Town of Vernon)
Tom Slawski (SEWRPC)
Jim Pindel (Town of Waterford) (Secretary/Treasurer)

Commission members absent:

Andy Buehler (Kenosha County)
Michelle Clark (Village of Big Bend)
Ken Miller (Town of Waukesha)
Wayne Jensen (Village of Rochester)
Rachel Sabre (Wisconsin DNR)

Also present: Dan Treloar of Kenosha County, Wayne Castle of the Village of Mukwonago and Todd Weik of CBC Engineers & Associates.

1. At 1:03 PM, Chairman Dean Falkner called the SEWFRC meeting to order.
2. The Pledge of Allegiance was recited. Roll call was taken and a quorum was confirmed.
3. **Minutes** The minutes from the January 25, 2019 meeting were reviewed. Doug Koehler pointed out that his name was misspelled on page 1. It was motioned by Jeff Lang that the minutes be approved as corrected and the motion was seconded by Donny Hefty. The minutes were approved unanimously.
4. **Treasurer Reports** – Jim Pindel reviewed the January 2019 treasurer's reports. We started the month of January 2019 with \$28,984.26 in our Money Market Account. We made a deposit of \$100,000 as a cash advance for ENUM-21. We made one payment of \$2,750.00 to the SE Fox River Partnership as a cash advance for the 2019 Summit. We received \$30.61 in interest bringing our Money Market account to a balance of \$126,264.87. The change to the non-grant funds was the \$30.61 in interest resulting in the net non-grant funds available being \$40,896.15. Regarding the grant funds, Jim stated that we have started tracking ENUM-21 so now we have added \$200,000 to our grant funds, giving us an undedicated grant funds total of \$196,002.75. Jim ended the report by asking the commissioners to identify any new projects so he can include them in the 2019-

2020 budget, which we will have to start working on soon. It was motioned by Jeff Lang and seconded by Fred Koeller that the treasurer's report be approved and the motion carried unanimously.

Old Business

- a) Fox River Partnership 2019 Summit: Tom Slawski said that so far we have 115 attendees signed up. After some discussion it was realized that we need to cash reimburse Jim Pindel, Dean Falkner, Chad Sampson and Allen Barrows. We need to provide a check to Fox River Partnership for Dave Brown and Todd Ambs. Tom said that for the first time with Chad's help we will have a group of farmers at the Summit. Tom will set up a table for them. Tom said that at last year's summit we broke up into smaller groups to find common interests and things that people of similar interests can work on together. Tom said that some of the groups continued to meet after the summit. Tom said that we will break into smaller groups again and one of those groups will be the farmers. Some of the groups will concern themselves with flood risk, education, funding, water quality and other topics. The plan would be for each group to identify a couple of items they can work on during the next year. Tom said that we need to get together more than just once a year to accomplish some of our goals. Tom said that regarding trying to get the Governors or their staffs to attend, it doesn't look like either Illinois or Wisconsin's Governors will attend. However, the recently appointed assistant deputy secretary of the WDNR Todd Ambs will attend. We will provide the attendance fee for him. Jim Pindel pointed out that just by coincidence March 22, which is the date of the Summit, is also World Water Day. Jim referred to an article in this month's National Geographic that states that and the fact that a quarter of the people in the US have drinking water which doesn't comply with the safe drinking water standard. Chad Sampson pointed out that the Fox River Summit was advertised in the Racine Journal Times.
- b) Mukwonago River shoreline restoration at WE Energies Site. Jim Pindel stated that all the paperwork for this project has been sent to Sara DeBruijn and he is waiting for word from her that the documentation is acceptable and the project can be closed.
- c) ESR Project disposal sites environmental impact: No one from the WWMD was present. Jim Pindel reported that this phase of the project is completed and so he is waiting for the documentation from Paul Kling of the WWMD to close it out. Jim also said that they are now working on the next phase of the ordeal which is a pilot project to dredge about 9,500 cubic yards of sediment and land spread it to verify the benefits of land spreading this material.
- d) Schuetze Playground Storm Water Abatement: - Jim Pindel said that there was still some documentation missing and it was provided by the city of Waukesha and Sara DeBruijn said it was now complete. However, Sara has

not notified us that the project has been closed out. It turns out that there was a duplication in the documentation which caused the final total cost of the project to the commission to decrease from \$25,000 to \$24,448.75. Jim said that he confirmed with Mellissa Lipska of the city that this was the correct amount that we still owe the city.

- e) SEWRPC Survey for Waterford Dam to the Illinois Border – Tom Slawski
Tom Slawski said that he was trying to get the priority loading completed by today's meeting. However, he has been familiarizing himself with the STEPL program which is the tool he needs to use to determine the loads and priorities. Tom said he has received new land use data and so he had to go back and adjust his previous work accordingly. One of the new additions to the STEPL program is that it greatly expanded the number of cropland Best Management Practices (BMP). Also the program now included pastureland BMP, which it didn't consider previously. Tom passed out to everyone a table of the BMP for both cropland and pastureland. Tom asked Chad Sampson and Dan Treloar if there are any other popular BMP's that should be added to the list. For each of the BMP the table listed the removal efficiency for nitrogen, phosphorus and sediment. Tom pointed out that comparing the removal efficiencies of grass buffers of 35', 75' and 75' to 400' demonstrated that the wider the buffer the more efficient it was. Tom again brought out the map showing the phosphorus loads color coded according to phosphorus loading of each of the HUC-12 areas in our watershed. Tom then showed a map depicting the cropland and pastureland along the main stem of the Fox River in the flood plain and flood way. Tom has to superimpose this data with the loading data to identify the priority of each of the locations that need to be addressed. After these priorities are established this methodology can be applied to tributaries like Sugar Creek, Honey Creek and the Wind Lake channel. Other criteria that is being considered in the prioritization and bank slopes and proximity to the river. Tom said that the goal is not to take the lands out of production but possibly just putting them in cover crops or installing harvestable buffers. Tom said this study does not include the northern urban section of our watershed because that involves an entirely different set of criteria. Dean Falkner pointed out that the Parks departments are looking at urban loading reductions and that the water purification plants down river are looking to go to adaptive management practices to offset their phosphorus load into the river. Donny Hefty said that the City of Burlington is looking to utilize these adaptive management practices to offset the city's overall phosphorus loading. This practice will help the city to avoid a \$15,000,000 water treatment plant enhancement. Donny said that he will make a presentation in the future looking for grant assistance for their adaptive management projects. Donny pointed out that 3 HUC-12 areas come together in the city of Burlington, they being Spring Brook, Honey Creek and the White River. Tom was asked if these maps and data were available on line and Tom said it would be sometime after the Summit.

- f) Birch Lane Shoreline Protection Project: Jim Pindel said that everyone has been paid for this project and that he will keep it on the agenda until he hears from Sara DeBruijn that she accepts the documentation and the project can be closed.

- g) VoW Jefferson St. Park & Launch – Fred Koeller. Fred said that the Village has put in an offer to buy some land north of the existing park to expand their waterfront. This purchase would add about 150' to 200' of new shoreline. Fred also said that the Village is trying to purchase some property that now has houses on them, so that they can move Jefferson St back, remove the houses and expand the available parking area on the west side of the park. Fred said that the purchase of the land to the north of the park also includes ownership of a small island about 50' offshore from the park. This island is north of the Waterford dam.

- h) Oakwood Shores Park Streambank Stabilization Project – Dan Treloar or Andy Buehler. Dan Treloar said that he spoke with Ryan Glassmaker, the engineer on the project. He said that Ryan's father has been sick, which has caused him some delays. Ryan said that he will have something to say to Dan next week. After the meeting, Dan Treloar advised Jim Pindel that he is retiring on April 5th, so someone else will have to take over as project manager.

New Business

- a) An Alternate (new) means of phosphorus removal: Todd Weik
In order to save Todd Weik having to sit through our regular meeting before he gave his presentation, we jumped ahead in our agenda to this item right after confirming quorum. Todd Weik of CBC Engineers & Associates provided a handout to all present and then walked his way through the handout explaining it. Todd started by saying that blast furnace slag is formed by the very first operation in making steel. The slag consists of limestone, coal and iron ore. Todd said that in Wisconsin there is NR538 which requires extensive testing of anything that is an industrial by-product to insure that it is safe for the environment. The first page showed a table of 19 different metals and the mg/L of each in such compounds as Blast Furnace Slag, top soil, potting soil, wood mulch, multivitamins and other substances. The second page showed 9 graphs of phosphorus concentration reduction versus time for 3 different sizes of slag modules. The sizes were 0.375", 0.75" and 2.0". The graphs showed that the smaller granular size had the most effective phosphorus reduction, which Todd credited to the greater surface area exposure. The 3rd page showed pictures of a site in Cudahy, WI where they were installing a green alley and were putting this slag under the alley to see if they could remove some of the phosphorus in the water that runs down the alley way. In order to be able to implement the slag installation, they had to do all the testing necessary to meet the NR538 requirements, which took about a year. They were able to get an exemption from

the WDNR to bring the slag up into Wisconsin and the company that handles the material is Phoenix Services. The Cudahy project won the American Public Works Associating project of the year award for 2019. Todd said that they took preconstruction data on the runoff water and the first post construction data on the runoff water and found that they had 100% ortho-phosphorus removal, 90% total phosphorus removal, a 50% reduction in nitrates and a 100% reduction in fluorides. The next page of the handout tabulated the before and after test results. The next page of the handout showed some possible applications of the slag in rock check dams and gabion baskets. The last page of the handout showed a diagram of a farm field with drainage tiles that flowed into a ditch and Todd said a splash pad of slag at the exit of each of the drainage tiles consisting on slag would be a feasible application of the slag for phosphorus reduction. Todd said that there is a life cycle calculation in the paper that he forwarded to Jim Pindel and Jim said he sent it to all the commissioners. Todd ended his presentation by saying he placed a sample of the slag and his business card in a plastic bag and provided one to everyone, so if anyone has questions they can call him. Tom Slawski noted that the chlorides were reduced by the slag exposure and asked if this could be a way of treating water in an urban environment to reduce chlorides. Todd said he didn't think the chlorides were chemically reduced by the slag and they just settled in the slag. Todd gave an example of a possible application to a suburban house lot of 1 acre and said you would have to create a slag ditch of about 10% of that size to process the runoff from the lot. Jeff Lang asked how much slag would be need for this 0.1 acre ditch and the result was about 450 yards. Todd said that the Cudahy project with the addition of a small parking lot required 2000 tons of slag. Todd said that the cost of the slag is about \$2.00 per yard. Jeff then asked of it has to be stockpiled covered or not. Todd said that some people say it should be covered and others say it does not need it. Jim Pindel asked if it was a chemical reaction with the slag or was it a filtering effect that reduced the phosphorus and Todd said that the calcium in the slag joins with the phosphorus creating calcium phosphate which takes the phosphorus out of solution.

- b) Consideration of developing a USEPA 9-Key Elements Watershed Management Plan – Dean Falkner Dean said that they have been holding off on having their next meeting until they get the loading information from the SEWRPC survey. So once they get the survey results including the phosphorus loading they will jump on it and set their priorities.
- c) Ranke Road Stormwater Control Project – Chad Sampson: Jim Pindel pointed out that Jon Grove made the presentation on this project at last month's meeting at which time we said we would review the project acceptance criteria at this meeting and then vote on accepting the project for grant funds. Reviewing the acceptance criteria the project amassed 42 of a possible 55 points, as well as meeting the two major criteria of meeting the objectives of our implementation plan and having a likely chance of successful completion. It was motioned by Donny Hefty and seconded by Bob Bartholomew that we provide the \$27,000

worth of grant funds for this project. The motion carried unanimously.

Reports and Updates

- a) Report on the activities of SEWFRC and FWA to obtain EPA Healthy Watershed grant funds. Jim Pindel pointed out that we have a long (1 hour and 12 minute) discussion on this topic at the last meeting. At which time Alan Barrows said they would take it up at the 9-Key elements subcommittee. As it turns out that committee did not meet so no action was taken. Jim Pindel pointed out that through the discussion it appeared that this grant fund didn't apply to us since it is for organizing an environmental plan not for doing actual projects. Dean Falkner said that there are many other grant programs that could apply to us. Dean also said that it would seem applicable for the subcommittee to access other grant possibilities and bring to the commission those that seem applicable. Dean said it makes sense for the 9-Key elements subcommittee to take up this work since it was formed in the first place to help us get additional funding. Tom Slawski said that the Healthy Watershed grant program is good and useful but it should be taken up by some other entity that we could then support. Dean said that there is a grant fund out there to assist in remediation which likely we could tap into. Tom said it was important for us to get a definition of what we can fund and what we cannot fund from the WDNR. This point came up at last month's meeting when we said we need someone like Jim Ritchie who can tell us if we can legally fund a project or not. Rachel Sabre said she would look into it for us and possibly contact Jim Ritchie.
- b) Report on activities of Fox Waterway Agency (FWA) of Illinois – No one from the FWA was present and Jeff Lang had to leave the meeting early, so no report was made. It was reported that two of the FWA members will be attending the Summit they being Randy Sweet and Joe Keller.
- c) Possible diversion of City of Waukesha water treatment plant discharge away from the Fox River: Dean Falkner said that the only thing that will be diverted from the Fox River is the amount of water consumed by the city of Waukesha. All other waters that the water treatment plant processes will still be put into the Fox River. Dean said that the estimate he received is that the city will divert about 6,000,000 gallons a day to the Root River which will no long go to the Fox River which is less than the 10,000,000 gallons per day that we anticipated. Jim Pindel pointed out that he forwarded the email from Dean with the report from the city on the anticipated diversion quantities.
- d) Progress toward designation as a "National Water Trail" – Village of Waterford. Fred Koeller said that he has been gone for 2 months and so was not up to speed. Tom Slawski said that they are moving along quite well. At the Summit, they will be unveiling their on line portal with downloadable maps. Tom said this is a good step toward the National Water Trail and he is more concerned with trail development and not so much with the National designation. Fred Koeller said that Barbara Messick is retiring from the Village of Waterford and the Village

board has voted to fund her continuing to work full time on the water trail project, so that the leadership and continuity would remain.

- e) SEWFRC Website – Jim Pindel pointed out that at our last meeting Alan Barrows said that Al Sikora had reworked and updated our website and said we should go and review it. Dean said it is very much improved and Katelyn Bratz said that there are a number of links on the website to the Fox River Summit. She said some of them do not take you to the Summit page and others do. Katelyn said the links on the side menu do not take you to the Summit page.

Correspondence –

- a) 1/28/19 Email from Jim Pindel to “Mark your Calendars” for today’s meeting
- b) 1/28/19 Scanned, signed attachment of letter of support for the Waukesha County Land Conservancy by Dean Falkner
- c) 2/6/19 Forward of an email from Chad Sampson with attached photos of the WPCR Winter Workshop with ratings of 23 excellent and 21 good and 0 negatives.
- d) 2/21/19 Email from Jim Pindel stating who we have agreed to reimburse for the attendance fee for the Fox River Summit. Asking those who have not registered to let me know and Tom Slawski and I will take care of it.
- e) 2/26/19 Email forward concerning new method of removing phosphorus.
- f) 2/26/19 Forward of an email from Dean Falkner regarding the reduced flow in the Fox River due to the Waukesha diversion.
- g) 2/19/19 Jim Pindel received in the US Mail 3 copies of the MoU from Racine County regarding the 2019 Racine County allocation of \$10,000 to the SEWFRC. Jim said he signed all 3 copies and mailed back 2 copies.
- h) 2/13/19 Email from Rachel Sabre stating that she talked to the person responsible for generating the report on the effects of the winter drawdown on Little Muskego Lake. The report is not finished yet and would be in the near future and Rachel will forward that report when it becomes available.

Miscellaneous Issues –

Katelyn Bratz said that she has sent an email to Jim Pindel with a report of what the WDNR plans to do in the Mukwonago unit which is 1000 acres along the Mukwonago River. The WDNR plans to put in a campground including RV stations, boat and kayak launches and opportunities for fishing. Katelyn said the plan will have some impact on the waterway and all of it is within the Town of Mukwonago. Katelyn said that the comment period is over so there is nothing that can be done to change the plan anymore.

Chad Sampson said that the farmers winter workshop was very successful and that at the first workshop about a year and a half ago they handed out a questionnaire and the first question was have you ever used cover crops. There were 12 yes and 30 no answers. In the questionnaire that was used at this year’s winter workshop the answer regarding have you ever employed cover crop had results of 34 yes, 8 will try it this year and 7 or 8 no. Chad said that this show a considerable swing and there is a lot of attention being paid to soil health now as compared to the past. Chad said that a farmer, who had never planted

a cover crop 2 years ago, put 80 acres into cover crop this last year and now plans to do 600 acres next year. Chad also said that he attended a conference a couple weeks ago and as a result he will be preaching to the farmers in Racine County. As soon as they get the corn harvested, they immediately plant winter rye. In spring when the rye is starting to grow again they should plant soy beans right in the rye. After a few day they can use Roundup to kill off the rye. The rye holds the soil in place, holds the moisture and crowds out the weeds.

It was motioned by Doug Koehler that the meeting be closed and the motion was seconded by Andrew Lois. The motion passed unanimously.

Meeting Closed at 2:28 PM

**THE NEXT OFFICIAL MEETING WILL BE Friday
April 12, 2019 at 1:00 PM. (Meeting Location: Burlington
Department of Public Works 2200 S. Pine Street, Burlington, WI.**

Money Market Account							
Start Date	11/1/2018	12/1/2018	1/1/2019	2/1/2019	3/1/2019		
End Date	11/30/2018	12/31/2018	1/31/2019	2/28/2019	3/31/2019		
Starting Balance	\$52,562.46	\$31,828.60	\$28,984.26	\$126,264.87	\$126,337.52	\$135,819.82	
Payment	-\$2,750.00	-\$2,854.50	-\$2,750.00				Racine Co. 2019 alloc
Payment	-\$18,000.00						Summit reimburse
Payment							for 15 attendees
Payment							
Payment							
Deposits/Credits			\$100,000.00				
Interest Earned	\$16.14	\$10.16	\$30.61	\$72.65	\$82.30		
End Balance	\$31,828.60	\$28,984.26	\$126,264.87	\$126,337.52	\$135,819.82		
Interest & Non-Reimb Expense							
Balance Forward 7/01/06 - 7/11	\$30,727.81	\$30,727.81	\$30,727.81	\$30,727.81	\$30,727.81		
Interest 2011 Money Market after 7/31/11	\$80.96	\$80.96	\$80.96	\$80.96	\$80.96		
Interest 2012-2016 Money Market	\$1,052.67	\$1,052.67	\$1,052.67	\$1,052.67	\$1,052.67		
Interest 2017 - 2018 Money Market	\$117.06	\$117.06	\$260.86	\$260.86	\$260.86		
Interest 2019 YTD	\$133.64	\$143.80	\$30.61	\$30.61	\$30.61		
Racine County 2017 Allocation	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00		
Racine County 2018 Allocation	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00		
Total Non-Grant Income	\$52,112.14	\$52,122.30	\$52,152.91	\$52,152.91	\$52,152.91		
Expenses since 7/31/11							
Highway ES Stone	\$600.00	\$600.00	\$600.00	\$600.00	\$600.00		
Bella Mia Website Hosting (2012 - 2018)	\$749.70	\$749.70	\$749.70	\$749.70	\$749.70		
Waukesha Freeman Publication (2012 - 2018)	\$2,099.40	\$2,099.40	\$2,099.40	\$2,099.40	\$2,099.40		
Racine Journal Times Publication (2012 - 2018)	\$1,254.59	\$1,254.59	\$1,254.59	\$1,254.59	\$1,254.59		
Kenosha News Publication (2017 - 2018)	\$813.54	\$813.54	\$813.54	\$813.54	\$813.54		
Fox River Summit reimbursement (2013 - 2019)	\$910.00	\$910.00	\$910.00	\$910.00	\$1,510.00		
Office Supplies (6/11/13)	\$121.55	\$121.55	\$121.55	\$121.55	\$121.55		
Business Cards AS & JJP (6/6/13) + DF (4/12/18)	\$87.02	\$87.02	\$87.02	\$87.02	\$87.02		
Three Panel display unit	\$146.40	\$146.40	\$146.40	\$146.40	\$146.40		
SEW/FRC Signage (advertise our contribution)	\$806.12	\$806.12	\$806.12	\$806.12	\$806.12		
Olympus Dig Voice Recorder & 3 year warranty	\$178.44	\$178.44	\$178.44	\$178.44	\$178.44		
AIS Summit (paid 3/23/17)	\$300.00	\$300.00	\$300.00	\$300.00	\$300.00		
Eagle Springs Lake Management District	\$190.00	\$190.00	\$190.00	\$190.00	\$190.00		
AIS detect, prevent, outreach Waukesha County (not paid)	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00		need request
Total Non-Reimb Expenses after 9/01/09	\$11,256.76	\$11,256.76	\$11,256.76	\$11,256.76	\$11,856.76		
Net Funds Available from Non-Grant Income	\$40,855.38	\$40,865.54	\$40,896.15	\$40,896.15	\$40,296.15		

RBF-ENUM 20 (\$200,000 Grant Award)			7/1/2015
Cash Advance provided to SEWFRC	\$100,000.00		Deposited 4/1/16
Available Balance in ENUM 20 Held by DNR	\$100,000.00		Must be used up by 6/30/19
RBF-ENUM 21 (\$200,000 Grant Award)			8/16/2018
Cash Advance provided to SEWFRC	\$100,000.00		Deposited 1/22/19
Available Balance in ENUM 20 Held by DNR	\$100,000.00		
Completed and closed Grant Projects:			
Fox River Summit 2017 E20	-\$5,500.00	SE Fox River Partnership paid coverage	
Graefenauer tree removal E20	-\$2,340.00	Full amount allocated	
VoW East Bank shoreline restoration E20	-\$26,654.73	As agreed at 1/1/11/16 & 1/13/17 mtgs	
Mukwonago Park Shoreline Restoration E20	-\$21,475.33	As agreed at 1/1/11/16 & 1/13/17 mtgs	
Fox River Summit 2018 E20	-\$5,500.00	\$2,750 cash advance given	
Parking Lot & Sidewalk Salting Workshop E20	-\$2,464.32	63% of cost and \$535.68 under budget	
Total Balance available from ENUM-20 & ENUM-21	\$336,065.62		
Active Projects Awaiting Completion:			
WWMD ESR Project Disposal Sites Environmental Impact	\$22,555.68	90% of cost + \$2035.68	
Partial 2017 Racine County Allocation applied to above project	-\$5,000.00	Per 9/22/17 SEWFRC meeting	
			need docs from WWMD
Schuetze Playground storm water & erosion control E19 & E20	\$19,813.64	Based on requested contribution w/ \$12,500 cash advance (\$4,635.11 from E19) Closed out ENUM-19	
SEWRPC survey from Waterford Dam to Illinois border E20	\$27,000.00	100% of cost estimate from SEWRPC	
Partial 2017 Racine County Allocation applied to above project	-\$2,000.00	Per 9/22/17 SEWFRC meeting	
Mukwonago River Shoreline restoration (WE Energies) E20	\$64,193.55	reduce by \$951.50 only 3/4 year Maint	
Birch Lane Shoreline Protection Project (\$7,000 E21)	\$18,000.00	Sent check for \$18,000 to contractor	
Partial 2017 Racine County Allocation applied to above project	-\$3,000.00	Per 9/22/17 SEWFRC meeting	
Partial 2018 Racine County Allocation applied to above project	-\$8,000.00	Per 12/10/18 SEWFRC meeting	
Fox River Summit 2019 E21	\$5,500.00	\$2,750 cash advance given 1/22/19	
VoW Jefferson St Launch E21	\$3,000.00		
Partial 2018 Racine County Allocation applied to above project	-\$2,000.00	Per 12/10/18 SEWFRC meeting	
Total Active Projects awaiting completion	\$140,062.87		
Undedicated Grant Funds	\$196,002.75		

need ok from Sara

need docs from WWMD

need ok