

Public Hearing - Approve Amendment to Town Comprehensive Plan

344

July 9, 2019 – 5:30 p.m.

Mukwa Town Hall, E8514 Weyauwega Road, Northport

12 in attendance

Plan Commission Chairman Lee Shaw called the Public Hearing to order at 5:30 p.m. Notification of this meeting was posted in the three designated places & on the Town website www.mukwa.us on May 31, 2019, Published in the New London Press Star on June 20, 2019 and the Final agenda was posted in the three designated places on July 5, 2019.

Roll call of Plan Commission Members: Lee Shaw, Chairman; Craig George, Vice Chair; Bill Schmidt; Gerald Popke; Phil Wilson; Mike Jensen & Mike Wundrock.

All Meetings/Hearings will adhere to Robert's Rules of Order Pursuant to Town of Mukwa Ordinance 10-05.

Plan Commission Chair Shaw Read the Public Hearing Notice as Published:

NOTICE: Town of Mukwa Residents

NOTICE OF PUBLIC HEARING

Tuesday, July 9, 2019 at 5:30 p.m.

**Monthly Town Board Meeting to be held Immediately Following
Conclusion of Public Hearing**

The Town of Mukwa will hold a Public Hearing to consider approval of an amendment to the Town's Comprehensive Plan, and changes to the preferred land use map.

The purpose of the amendment and map change is to act upon the request from Brian O'Toole to change the Land Use Designation of parcel 15-23-71-38 – 3.8 acres located at N3606 County Road W, New London from Rural Residential (RR) to Agriculture & Woodland Transition (AWT).

The Town Board will meet and hold a Public Hearing to consider this amendment at a Town Board Meeting to be held on Tuesday, July 9, 2019 at 5:30 p.m. at the Mukwa Town Hall, E8514 Weyauwega Road, Northport.

Copies of the plan or amendment are available for inspection prior to the hearing by contacting:

Ryan Brown, Waupaca County Planning & Zoning Director at 715-258-6258 during normal business hours

(M-F from 8:00 a.m. – 4:00 p.m.). Written comments will also be accepted at the Mukwa Town Hall until 5:00 p.m. Tuesday, July 9, 2019.

If you have any questions, or for more information contact Plan Commission Chair, Lee Shaw at 982-9800.

/s/Jeannette Zielinski, Municipal Clerk

Town of Mukwa

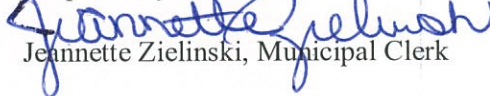
Posted: May 31, 2019 Publish: Press – Legal Notice on June 6, 2019

Chairman Shaw Opened the Public Hearing for Discussion & Questions: Mr. O'Toole & his father were present & explained that their plan was to work on cars in the buildings already present, which had also been done in the past at that location. Mr. O'Toole wanted to get the property properly zoned so he could get a license to start business. Clarified that there would only be repairs of vehicles, no sales & that there is a restriction on the number of vehicles that could be parked at one time. Neighbors of the property asked a couple of questions which were answered by Mr. O'Toole & the Plan Commission members.

Chairman Shaw asked if there were any Additional Public Comments: None

Motion to Adjourn the Public Hearing at 5:50 p.m. was made by Plan Commission Chair Lee Shaw. Second made by Mike Wundrock. Motion carried.

Respectfully Submitted,


Jeannette Zielinski, Municipal Clerk

Monthly Town Board Meeting – July 9, 2019

Mukwa Town Hall, E8514 Weyauwega Road, Northport

16 in Attendance

Chairman Curns called the meeting to order at 5:52 p.m. Notification of this meeting was given to the Press on June 28, 2019 and the final agenda was posted in the three designated places on July 5, 2019.

Pledge was recited.

Roll call of Officers: Jim Curns, Chairman – Present; Lee Shaw, Supervisor 1 – Present;

Matt Manske, Supervisor 2 – Present; Brenda Grove, Treasurer – Present; Jeannette Zielinski, Clerk – Present.

All Meetings/Hearings will adhere to Robert's Rules of Order Pursuant to Town of Mukwa Ordinance 10-05.

Approve: (a)June 10th Special Town Board Meeting Minutes: Motion was made by Supervisor Shaw with a second by Supervisor Manske to approve the June 10, 2019 Special Town Board Meeting Minutes as printed. Motion carried.

(b)June 11, 2019 Monthly Town Board Meeting Minutes: Motion was made by Supervisor Shaw with a second by Supervisor Manske to approve the June 11, 2019 Monthly Town Board Meeting Minutes as printed. Motion carried.

(c)June 18, 2019 Special Town Board Meeting Minutes: Motion was made by Supervisor Shaw with a second by Supervisor Manske to approve the June 18, 2019 Special Town Board Meeting Minutes with a correction on the time of the meeting. Motion carried.

(b)June 20, 2019 Special Town Board Meeting Minutes: Motion was made by Supervisor Shaw with a second by Supervisor Manske to approve the June 20, 2019 Special Town Board Meeting Minutes with a correction on the time of the meeting. Motion carried.

Treasurer: Approve Monthly Treasurer's Report: Read by Treasurer Grove. Motion was made by Supervisor Shaw and seconded by Supervisor Manske to accept the June 30, 2019 Treasurer's Report as read; adding \$335.46 under "Disbursements – DOR 2nd Quarter." Motion carried.

Budget/Vouchers: (a)Motion to Designate Funds Received from Insurance Audit Reimbursement: Motion to Designate the \$587.00 received from the Annual Insurance Audit into the Road Construction/Maintenance Account was made by Supervisor Shaw with a second to the motion made by Supervisor Manske. Motion carried.

(b) Approval & Payment of Vouchers: Motion was made by Supervisor Shaw to approve payment of Vouchers 27669 through 27694, dated June 12, 2019 through July 9, 2019, and Direct Withdrawals of Social Security, Medicare & Federal Tax of \$1,123.09, Wisconsin Quarterly Withholding of \$335.46 & the June 13th We Energies Invoice of \$353.93; for a total of \$14,242.71. Second to Supervisor Shaw's motion was made by Supervisor Manske. Motion carried.

Public Forum - Town of Mukwa Residents: Pete Popke – County Road W advised the Board that long-time Road Maintenance employee Leroy Ritchie was recently buried at the Royalton Cemetery.

Animal Control Officer: (a)Animal Report Forms/Veterinary Invoice/s: None (b)Citation Letter/s: One letter sent
Building Inspector: None.

Certified Survey Map – Parcel Split Approval – Jeff & Jackie Dumke – Manske Road: Mr. & Mrs. Dumke were present to answer any questions about their proposal to create 3 new lots out of their existing parcel. Supervisor Shaw made a motion to approve the parcel split & Certified Survey Map for Jeff & Jackie Dumke on Manske Road. A second to Supervisor Shaw's motion was made by Supervisor Manske. Motion carried.

Plan Commission: (a)Town Board Approvals - Brian O'Toole – County Road W – Comprehensive Plan & Zone Map Amendments & Conditional Use Permit for a Major Home Occupation: Supervisor Shaw made a motion to approve the Comprehensive Plan & Zone Map Amendments along with the Conditional Use Permit for a Major Home Occupation for Brian O'Toole at N3606 County Road W. A second to the motion was made by Supervisor Manske. Motion carried. **(b)Town Board Adopt Ordinance 2-19 – Adopting an Amendment to the Comprehensive Plan for the Town of Mukwa:** Supervisor Shaw made a motion to Adopt Ordinance 2-19 – Adopting an Amendment to the Comprehensive Plan for the Town of Mukwa with a second to the motion being made by Supervisor Manske. All Aye. Motion carried.

**TOWN OF MUKWA
ORDINANCE 2-19**

**ORDINANCE ADOPTING AN AMENDMENT TO THE COMPREHENSIVE PLAN FOR THE TOWN OF
MUKWA**

The Town Board of Mukwa, Waupaca County, Wisconsin, do ordain as follows:

SECTION 1. Pursuant to Section(s) 62.23, 61.35 and 60.22(3) of the *Wisconsin Statutes*, the Town of Mukwa is authorized to prepare and adopt a comprehensive plan as defined in Sections 66.1001(1)(a) and 66.1001(2) of the *Wisconsin Statutes*.

SECTION 2. The Town Board, by the enactment of an ordinance, formally adopted the Town of Mukwa Comprehensive Plan on September 18, 2006.

SECTION 3. The Plan Commission, by a majority vote of the entire Commission at a meeting held on May 29, 2019, recommended to the Town Board the adoption of an amendment to change the land use designation of parcel 15-23-71-38 – 3.8 acres located at N3606 County Road W, land as described or mapped on attached Exhibit A from Rural Residential **RR** to Agriculture & Woodland Transition **AWT** on the future land use map adopted as part of the comprehensive plan.

SECTION 4. The Town published or posted a Class 1 public notice and held a public hearing regarding the plan amendment.

SECTION 5. The Town Board of Mukwa, Waupaca County, Wisconsin hereby adopts the proposed plan amendment.

SECTION 6. The Town Clerk is directed to send a copy of this ordinance and the plan amendment to the parties listed in Section 66.1001(4)(b) of the *Wisconsin Statutes*.

SECTION 7. This Ordinance shall take effect upon passage by a majority vote of the full membership of the Town Board and publication or posting as required by law.

The above and foregoing ordinance was adopted by the Town Board of the Town of Mukwa, Waupaca County, Wisconsin, at a meeting held on the 9th day of July, 2019.

Aye: 3

/s/Jim Curns, Town Chairman

No: 0

/s/Lee Shaw, Supervisor #1

/s/Matt Manske, Supervisor #2

ATTEST:

I hereby certify that this is a true copy of an Ordinance adopted by the Town Board on the 9th day of July, 2019.

/s/Jeannette Zielinski, Municipal Clerk

Code of Ordinance Published: 06/20/19

Posted at: Northport Convenience Center: 07/10/19

Bean City Bar & Grill: 07/10/19

Mukwa Town Hall: 07/10/19

Adoption of Ordinance Published: 07/11/19

www.mukwa.us

Adopt: Ordinance 3-19 Regulating Boating Upon the Water of the Wolf River in the Town of Mukwa (Buoys):

The DNR requested that the old Ordinance from 1987 be rescinded & rewritten to include the new buoys. Supervisor Shaw made a motion to rescind Ordinance 1-87 adopted on March 16, 1987 with a second to the motion made by Supervisor Manske. Motion carried. Supervisor Shaw made a motion to Adopt Ordinance 3-19 Regulating Boating Upon the Water of the Wolf River in the Town of Mukwa. A second to the motion was made by Supervisor Manske. All Aye. Motion carried.

**TOWN OF MUKWA
ORDINANCE 3-19**

REGULATING BOATING UPON THE WATER OF THE WOLF RIVER IN THE TOWN OF MUKWA

Repeal of Prior Ordinance:

Town of Mukwa Ordinance & Amendment to Ordinance 1-87 is hereby repealed in its entirety. The adoption of this ordinance declares that the previous Boating Ordinance in the Town of Mukwa is null, void & stricken in its entirety.

The Town Board of the Town of Mukwa, Waupaca County, Wisconsin, does ordain as follows:

Section 1 – Applicability & Enforcement: The provisions of the Ordinance shall apply to the waters of the Wolf River. This chapter shall be enforced by the officers acting under the authority of Waupaca County Sheriff and/or any agency with authority to enforce Wisconsin boating laws.

Section 2 – Intent: The intent of this ordinance is to provide safe & healthful conditions for the enjoyment of aquatic recreation consistent with public rights & interests & the capability of the water resources.

Section 3 – State Boating & Safety Laws Adopted: State boating laws as found in § 30.50 to 30.71 Wisconsin Statutes, are adopted by reference here.

Section 4 – Penalties: Wisconsin state boating penalties as found in Section 30.80 Wisconsin Statutes & deposits established in the Uniform Deposit & Bail Schedule established by the Wisconsin Judicial Conferences, are hereby adopted by reference & all references to fines amended to forfeitures & all references to imprisonment are deleted.

Section 5 – Severability: The provisions of this ordinance shall be deemed severable & it is expressly declared that the Mukwa Town Board would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance & the application of such provisions to other person or circumstances shall not be affected.

Section 6 – Definitions: “Slow-no-wake” means that the speed at which a boat moves as slowly as possible while still maintaining steerage control.

Section 7 – Slow-No-Wake Area: No person shall operate a boat faster than slow-no-wake in the waters of the Wolf River beginning & ending – see attachment – at any time.

Section 8 – Posting Requirements: The Mukwa Town Board shall place & maintain a synopsis of this ordinance at all public access points within the jurisdiction of the Town of Mukwa pursuant to the requirements of NR 5.15, Wisconsin Administrative Code.

This ordinance shall take effect immediately upon its passage and publication or posting by the Municipal Clerk as required, pursuant to § 60.80, Wisconsin Statutes.

The above and foregoing ordinance was adopted by the Town Board of the Town of Mukwa, Waupaca County, Wisconsin, at a meeting held on the 9th day of July, 2019.

Aye: 3

/s/Jim Curns, Town Chairman

No: 0

/s/Lee Shaw, Supervisor #1

/s/Matt Manske, Supervisor #2

/s/Jeanette Zielinski, Municipal Clerk

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www.mukwa.us – Ordinances

Operator License Approval – Bean City Bar & Grill – Jennifer Rohan: Supervisor Shaw made a motion to approve the issuance of an operator license to Jennifer Rohan for Bean City Bar & Grill. Second to the motion was made by Supervisor Manske. Motion carried.

Roads: (a) Monthly Report: Started ditch mowing but the mower broke due to hitting debris in a ditch.

(b) Road Equipment-Report/Repairs/ Purchases Needed: Sterling is working OK. Mower repaired.

(c) Fahrner Asphalt Crack Sealing Quote: At this time it was decided to wait before awarding this quote. Will be added to August Agenda.

(d) Broadway/Mechanic/Market Streets-Follow-up: Waiting for culverts to get delivered & trees trimmed/removed before project can begin. Chairman Curns noted that he spoke with a railroad representative regarding the possibility of removing the tracks in Northport. It was noted that it is possible, but there would be a substantial cost to the Town if they needed to be reinstalled. This will be added to the August Agenda for discussion.

(e) 2019 Road Constructions Projects - Follow-up: Reported that MCC is planning on starting the Madden Road project within the next two to three weeks. American Asphalt installed the culvert on Pine Ridge. After meeting with the County Highway Department on Ritchie Lane, it was found that We Energies will need to first move the gas line before ditching can be completed.

Meetings/Training/Waupaca County Zoning Hearings: Attended:

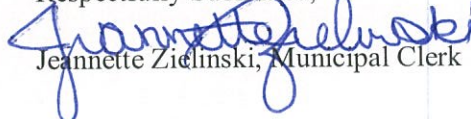
Upcoming: (1) July 11th @ 10:00 a.m. – Waupaca County Traffic Safety Commission Meeting – Courthouse;

(2) October 13th – 15th – Wisconsin Towns Association Annual Convention – Wisconsin Dells

Correspondence Received: None

Motion to adjourn was made by Supervisor Manske. Second made by Supervisor Shaw. Motion carried.

Respectfully Submitted,


Jeanette Zielinski, Municipal Clerk