

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING  
PROCEEDINGS; THURSDAY, MARCH 18, 2021**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, March 18, 2021 via Microsoft Teams. The County Clerk, Ginny Dankmeyer, took attendance. 29 supervisors were present when Chair Monica Kruse called the meeting to order at 6:00 P.M. and those otherwise present, excused or absent are noted in the roll call detail:

<b>District Name</b>	<b>Attendance</b>
1 Richmond, Andrea	Present
2 Geary, Ralph	Present
3 Janssen, Barb	Present
4 Freedland, Maureen	Present
5 Mathu, Grant	Present
6 Plesha, Roger	Present
7 Padesky, Gary	Present
8 Isola, Peg	Present
9 Wacek, Dawn	Present
10 Cable, Kim	Present
11 Scheller, Patrick	Present
12 Erickson, Randy	Present
13 Tryggestad, Tina	Present
14 Larson, Margaret	Present
15 Kruse, Monica	Present
16 Ferries, Dan	Present
17 Pogreba, Jack	Present
18 Weber Strauss, Noelle	Present
19 Cornforth, Rick	Present
20 Doyle, Steve	Present
21 Burke, Vicki	Present
22 Viner, Pamela	Present
23 Nikolay, Matt	Present
24 Hoyer, Kevin	Present
25 Hundt, David	Present
26 Hesse, Dan	Present
27 Jacobs, Thomas	Present
28 Keil, Karen	Present
29 O'Neill, Jamie	Present

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS AND ANNOUNCEMENTS:**

**County Board Chair Report - Monica Kruse**

- Supervisor Conference Reports – none offered

**Corporation Counsel Report – Megan DeVore**

- Ethics Board Advisory Opinion and County Administrator's Contract – Corporation Counsel Megan DeVore gave a summary of the advisory opinion issued by the Ethics Board regarding Administrator O'Malley's social media post. She noted that our Ethics Code is a reiteration of state statutes as it relates to the Code of Ethics for county

(121-20/21)

officials, public employees and candidates for office. Also reviewed were the parameters as they relate to the County Administrator's contract and any potential actions or discipline for the County Administrator.

- Chair Kruse and Administrator O'Malley gave statements.

Motion by D. Ferries/J. Pogreba for La Crosse County Administrator Steve O'Malley to issue a public apology in the La Crosse Tribune in regards to comments made on social media on the recent death of Ruch Limbaugh. Discussion ensued. Motion by S. Doyle/R. Erickson to indefinitely postpone passed on a unanimous voice vote with 29 ayes.

#### **APPOINTMENTS**

Motion by M. Kruse/T. Tryggestad to appoint Michelle McClellan to the La Crosse County Library Board for a term to expire December 31, 2021; reappoint Laurie Logan, Noelle Weber Strauss, Tina Tryggestad, Maureen Freedland, and Tom Jacobs to the Health and Human Services Board for a three year term to expire April 30, 2024 passed on a unanimous voice vote with 29 ayes

#### **CONSENT AGENDA**

Motion by R. Plesha/G. Padesky to approve the minutes of the La Crosse County Board of Supervisors Planning meeting held February 8, 2021 and the Monthly meeting held February 18, 2021 and the claims list for \$2,421,956.92 passed on a unanimous voice vote with 29 ayes.

#### **FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 183 TO AMEND S.7.08 ENTITLED "ALL TERRAIN VEHICLES" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

#### **PUBLIC WORKS AND INFRASTRUCTURE**

Motion by R. Erickson/G. Padesky to move the first reading. The ordinance will be held over for 30 days and is on file and open for public inspection in the office of the County Clerk and on the La Crosse County web site at: [www.co.la-crosse.wi.us](http://www.co.la-crosse.wi.us). Upon adoption and publication, it will be incorporated into the La Crosse County General Code of Ordinances.

#### **FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 184 TO AMEND S.8.04(7) ENTITLED DRIVEWAY ACCESS TO COUNTY TRUNK HIGHWAYS OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

#### **PUBLIC WORKS AND INFRASTRUCTURE**

Motion by R. Erickson/P. Viner to move the first reading. The ordinance will be held over for 30 days and is on file and open for public inspection in the office of the County Clerk and on the La Crosse County web site at: [www.co.la-crosse.wi.us](http://www.co.la-crosse.wi.us). Upon adoption and publication, it will be incorporated into the La Crosse County General Code of Ordinances.

#### **RESOLUTION NO. 56-3/21 RE: AUTHORIZATION FOR OUTDOOR MOTORIZED RECREATION TRAIL AIDS GRANT**

**WHEREAS**, La Crosse County is interested in maintaining, inquiring, insuring or developing lands for public outdoor motorized trail use; and **WHEREAS**, La Crosse County currently has 142.6 miles of snowmobile trails that need to be maintained; and **WHEREAS**, said motorized recreation trails are eligible for funds under s. 23.09(26) Wis. Stats. **NOW THEREFORE BE IT RESOLVED**, that La Crosse County shall apply for funds under s. 23.09(26) Wis. Stats. for such eligible maintenance, acquisition, insurance, rehabilitation and/or development costs; **BE IT FURTHER RESOLVED**, that the La Crosse County Board does authorize the County Board Chair or her designee in the La Crosse County Facilities Department to act on behalf of La Crosse County to submit an application to the State of Wisconsin, Department of Natural Resources for any financial aid that may be available; sign documents; and take necessary action to undertake, direct and complete the approved project. **FISCAL NOTE:**

(122-20/21)

Funds are budgeted annually for the snowmobile grant revenue and expenditures within Org 100.165.1850 titled "Snowmobiling Grant."

#### **PUBLIC WORKS AND INFRASTRUCTURE**

Motion by R. Erickson/D. Hesse to approve passed on a unanimous voice vote with 29 ayes.

#### **RESOLUTION NO. 57-3/21 RE: APPROVAL OF PUBLIC PARTICIPATION PLATFORM FOR LA CROSSE COUNTY COMPREHENSIVE PLAN**

**WHEREAS**, the Board has approved of the formation of the Comprehensive Plan Advisory Committee (CPAC) to guide the work of updating the County's Comprehensive Plan in accordance with Wis. Stats. s. 66.1001; and, **WHEREAS**, Wis. Stats. s. 66.1001(4)(a) requires that the County adopt written procedures that are designed to foster public participation, including open discussion, communication programs, information services, and public meetings for which advance notice has been provided, in every stage of the preparation of a comprehensive plan; and **WHEREAS**, the current COVID-19 pandemic will make it necessary to use a wide variety of tools to effectively engage the public, communicate the recommendations of the CPAC, and gather broad public feedback throughout the Comprehensive Plan Process; and **WHEREAS**, County staff has researched a variety of online platforms to assist with public engagement through the comprehensive plan process, and has determined that Cityzen Solutions Inc. DBA PublicInput.com would be the best option to provide engagement tools such as surveys, polls, map comments, public meetings, telephone hotlines, etc, as well as analysis of the input that is received. **NOW THEREFORE BE IT RESOLVED** that the County Board approves of contracting with Cityzen Solutions Inc. DBA PublicInput.com for an agency license to use the publicinput.com platform for public engagement for a one-year term; and, **BE IT FURTHER RESOLVED**, that the Board Chair is hereby authorized to sign all necessary documents with Cityzen Solutions Inc. DBA PublicInput.com, after approval by Corporation Counsel. **FISCAL NOTE:** The first-year license fee will be \$20,403, which will be paid from account 100.180.1000-66540.03 Special Projects Comp Plan within the Zoning Org, with funding coming from the General Fund Unassigned Fund Balance, account 100-34501.001.

#### **EXECUTIVE COMMITTEE**

Motion by K. Cable/A. Richmond to approve passed on a unanimous voice vote with 29 ayes.

#### **RESOLUTION NO. 58-3/21 RE: AUTHORIZING PURCHASES RELATED TO RUNAWAY AND HOMELESS YOUTH SERVICES**

**WHEREAS**, La Crosse County Youth Justice was presented with a unique opportunity from the Wisconsin Department of Children and Families (DCF) to provide financial support for Runaway and Homeless Youth Services (RHYS) within La Crosse County as the current provider, from the Chippewa/Eau Claire County area, was no longer able to fulfill DCF's contract; and, **WHEREAS**, La Crosse County was awarded \$69,000 to support these runaway and homeless youth services through the current State contract period which runs from January 1, 2021 through December 31, 2021, with the opportunity for local collaborative service providers to apply directly for future funding to support and sustain these services beyond this timeframe; and, **WHEREAS**, La Crosse County Youth Justice and its youth serving partners report a significant need for service in this area, as evidenced by partner statistics highlighted in a recent Request for Proposal stating, "During the 2018-2019 school year, 227 La Crosse County students were reported to experience homelessness by school district personnel"; and, **WHEREAS**, as a result of a recent Request for Proposal process, La Crosse County Youth Justice will use the RHYS award to contract with Black Leaders Acquiring Collective Knowledge (B.L.A.C.K.) in partnership with a number of youth serving agencies, including, but not limited to: The Center: 7 Rivers LGBTQ Connection, Cia Siab, Inc., The Good Fight Community Center, YWCA La Crosse, and Family and Children's Center Host Home Programs. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby accepts the 2021 Runaway and Homeless Youth Services award in the amount of \$69,000, and the County Administrator is authorized to execute any documents to effectuate this Resolution after approval of Corporation Counsel; and, **BE IT FURTHER RESOLVED**, that La

(123-20/21)

Crosse County is authorized to contract for all other services that are necessary to meet the terms of the Runaway and Homeless Youth Services contract as long as they can be supported with the related state funding; and, **BE IT FURTHER RESOLVED**, that the Finance Department is authorized to make any necessary and appropriate account transfers related to accepting this additional funding. **FISCAL NOTE:** Award funds of a total \$69,000, with no County match required, and the award period ending December 31, 2021. The operating costs will be tracked under the 210.510.5235 division within the County financial system under the Justice Support Services section.

#### **HEALTH AND HUMAN SERVICES BOARD**

Motion by T. Tryggestad/R. Cornforth to approve passed on a voice vote with 28 ayes and 1 abstention - J. Pogreba.

#### **RESOLUTION NO. 59-3/21 RE: SUPPORT FOR AMENDMENTS TO 2019 WISCONSIN ACT 106 AND WIS. STATS. 343.31(1M)(B) REGARDING OPERATING WHILE INTOXICATED (OWI) OFFENSES**

**WHEREAS**, 2019 WISCONSIN ACT 106 was enacted on February 28, 2020 to amend 346.65(2)(am)5 of the statutes, relating to commission of a fifth or sixth offense of operating a motor vehicle while intoxicated; and, **WHEREAS**, §346.65(2)(am)5 reads as follows: "The court shall impose a bifurcated sentence under s. 973.01, and confinement portion of the bifurcated sentence imposed on the person shall be not less than one year and 6 months. The court may impose a term of confinement that is less than one year and 6 months if the court finds that the best interests of the community will be served and the public will not be harmed and if the court places its reasons on the record."; and, **WHEREAS**, pursuant to s. 973.01(2), "A bifurcated sentence is a sentence that consists of a term of confinement in prison followed by a term of extended supervision under s. 302.113." and pursuant to s. 973.01(2)(b), "The portion of a bifurcated sentence that imposes a term of confinement in prison may not be less than one year..."; and, **WHEREAS**, in October 2020, the Wisconsin Department of Justice (WI DOJ) issued an opinion stating that, for an offense under Act 106, the court must impose a bifurcated sentence with at least 1 year of initial confinement; and, **WHEREAS**, the WI DOJ further opined that, by requiring that a court 'shall impose a bifurcated sentence' with a confinement portion that is spelled out in the statutes, the Legislature created a mandatory minimum sentence that a court must impose and that, under the decisions in *State v. Lalicata* and *State v. Williams*, a court may not impose and stay that sentence and order probation; and, **WHEREAS**, under the law as amended, 5<sup>th</sup> and 6<sup>th</sup> Offense OWI offenders would have no incentive to participate in a Treatment Court program, which would address both underlying criminogenic and substance abuse needs, because prison is required; and, **WHEREAS**, treatment courts have been restoring lives and families for more than three decades and have been shown to be one of the most successful justice system interventions in our nation's history, and significantly improve substance use disorder treatment outcomes, substantially reduce addiction and related crime, and do so at less expense than any other criminal justice strategy; and, **WHEREAS**, the Wisconsin Legislature has recognized the importance and positive impact of treatment courts in Wisconsin and has significantly supported treatment courts through legislation such as Treatment Alternatives and Diversion (TAD); and, **WHEREAS**, La Crosse County advocates for changes to 2019 WISCONSIN ACT 106 to allow for participation in treatment courts for a 5<sup>th</sup> or 6<sup>th</sup> OWI offense; and, **WHEREAS**, additionally, under §343.31(1m)(b) if the number of convictions for OWI equals 4 or more and the 4<sup>th</sup> conviction occurs within 15 years of the previous conviction, the Department of Transportation shall revoke the person's operating privilege permanently; and, **WHEREAS**, individuals who successfully complete a treatment court program which addresses their underlying criminogenic and behavioral health needs, under court supervision, should have the opportunity to reinstate their driver's license. Such incentive would encourage other individuals to participate in treatment courts to obtain these services, which ultimately, improves public safety. **NOW THEREFORE BE IT RESOLVED** that La Crosse County Board of Supervisors does hereby implore the Wisconsin legislature to amend ACT 106 to allow, at sentencing for 5<sup>th</sup> and 6<sup>th</sup> offense OWI convictions, the option to impose and stay a sentence

(124-20/21)

and to place the defendant on probation in order to participate in and complete a treatment court program. **BE IT FURTHER RESOLVED** that the La Crosse County Board of Supervisors does hereby further implore the Wisconsin legislature to amend Wis. Stats. §343.31(1m)(b) to allow for reinstatement of an individual's operating privileges upon successful completion of a treatment court. **BE IT FURTHER RESOLVED** that the County Clerk be authorized and directed to send a copy of this resolution to Governor Evers, Attorney General Kaul, State Courts Director Randy Koschnick, members of the State Assembly, members of the Wisconsin State Senate, and the Wisconsin Counties Association. **FISCAL NOTE:** Amendments to ACT 106 are anticipated to result in overall cost savings to various public systems through improving substance abuse disorder treatment outcomes. There is no direct spending of funds authorized in this resolution. Treatment court program costs will continue to be funded by La Crosse County Human Services Department.

#### **JUDICIARY AND LAW COMMITTEE**

Motion by M. Larson/G. Mathu to approve. Discussion ensued. Circuit Court Judge Elliott Levine responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 29 ayes.

#### **RESOLUTION NO. 60-3/21 RE: APPROVAL OF TOWN OF CAMPBELL ZONING AMENDMENT**

**WHEREAS**, the Town of Campbell has adopted a zoning ordinance, which ordinance was approved by the La Crosse County Board by Resolution #52-1/13 on January 17, 2013; and, **WHEREAS**, The Town of Campbell intends to meet the statutory consistency requirements with a future Town Comprehensive Plan Amendment; and, **WHEREAS**, Wis. Stat. s. 60.62(3) states that no zoning ordinance or amendment to a zoning ordinance may be adopted by the town unless approved by the county board; and, **WHEREAS**, after a public hearing on January 5, 2021, the Town of Campbell approved a petition by Mark Vehrenkamp to rezone parcel #4-918-0 located at 1638 Caroline St., Town of Campbell, from the Commercial District to the Residential "A" District; and, **WHEREAS**, the Planning, Resources and Development Committee, after receiving input from Zoning, Planning and Land Information Department staff, recommend approval of the proposed zoning amendment. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the amendment to the zoning district of the Town of Campbell zoning ordinance regarding parcel #4-918-0 approved by the Town of Campbell on January 5, 2021 in accordance with Wis. Stat. s. 60.62(3). **FISCAL NOTE:** No fiscal impact to La Crosse County.

#### **PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by P. Isola/R. Erickson to approve passed on a unanimous voice vote with 29 ayes.

#### **CONDITIONAL USE PERMIT NO. 1158 FILED BY DAVID MATTHEWS TO ALLOW A RECREATIONAL VEHICLE FOR SEASONAL OCCUPANCY ON PROPERTY ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF FARMINGTON**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: DAVID MATTHEWS, N6171 ERIC AVE. ONALASKA, WI 54650 and having held a public hearing on the 1<sup>st</sup> day of March, 2021 for a Conditional Use Permit to allow a recreational vehicle for seasonal occupancy on property zoned Exclusive Agriculture District in the Town of Farmington and described as follows: The SW¼ of the Frac. NE¼ in Section 3, T18N, R7W. Tax parcel 5-1379-0. Town of Farmington. And pursuant to s. 59.69 Wis. Stats. and s. 17.10 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 91.48(1), Wis. Stats., along with the affected Town Board(s), under s. 17.10(8), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: By

(125-20/21)

a vote of seven (7) in favor, and zero (0) no, the committee recommended approval of Conditional Use Permit No. 1158 subject to the following ten (10) conditions:

1. This permit is granted specifically to David Matthews, N6171 Eric Ave. Onalaska, WI 54650, to allow a recreational vehicle for seasonal occupancy on property zoned Exclusive Agriculture District;
2. All wastewater generated on-site must be collected or treated and dispersed in accordance with rules administered by the La Crosse County Environmental Health Department. No surface discharge of grey or black wastewater is allowed;
3. A 911/address number is required if one has not already been assigned. Contact the Zoning Department to fulfill this requirement;
4. This permit authorizes a maximum occupancy of the recreational vehicle of 60 days per year and does not allow use of this RV as a principal residence;
5. The RV and related items are not to be located within the floodplain district;
6. Decks, sheds, attachments or other structures may require the issuance of a Zoning/Occupancy Permit. Contact the Zoning Department prior to construction;
7. Any improvements to the access road within the floodplain require permitting through La Crosse County Zoning;
8. This permit is non-transferable;
9. This permit will terminate automatically after discontinuance of the use of this site for 12 consecutive months and termination does not require a hearing before the PR&D Committee; and
10. Any additional conditions approved by the Town Board are to be made conditions of this Conditional Use Permit.

THE COUNTY BOARD took the following action this 18<sup>th</sup> day of March, 2021. Approved subject to conditions as outlined.

#### **PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by P. Isola/K. Keil to approve as recommended by the Committee passed on a unanimous voice vote with 29 ayes.

#### **CONDITIONAL USE PERMIT NO. 1159 FILED BY LOUISA PETERSON O/B/O HANSLINE FARM LLC, D/B/A CREAMERY CREEK HOLSTEINS LLC, FOR AN AGRICULTURAL ACCESSORY USE THAT MEETS THE REQUIREMENTS OF S.91.01(1)(D) WIS STATS FOR DIRECT SALES OF FARM PRODUCTS INCLUDING BUT NOT LIMITED TO BEEF RAISED AT THIS LOCATION UTILIZING A 25 FT X 23FT AREA WITHIN AN EXISTING AGRICULTURAL BUILDING ON LANDS ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF BANGOR**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: LOUISA PETERSON, W1250 COUNTY ROAD U, BANGOR, WI 54614, ON BEHALF OF HANSLINE FARM LLC, W1248/W1250 COUNTY ROAD U, BANGOR, WI 54614, D/B/A CREAMERY CREEK HOLSTEINS LLC, W1250 COUNTY ROAD U, BANGOR, WI 54614 and having held a public hearing on the 1<sup>st</sup> day of March, 2021 for a Conditional Use Permit for an agricultural accessory use that meets the requirements of §91.01(1)(d), Wis. Stats., more specifically, direct sales of farm products including, but not limited to beef raised at this location, utilizing a 25-ft x 23-ft area within an existing agricultural building on lands zoned Exclusive Agriculture District in the Town of Bangor and described as follows: Part of the SW/NW of Section 3, T16N, R5W. Tax Parcel No. 1-51-0. Town of Bangor. And pursuant to s. 59.69 Wis. Stats. and s. 17.10 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 91.48(1), Wis. Stats., along with the affected Town Board(s), under s. 17.10(8), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: By a vote of seven (7) in favor, and zero (0) no, the committee recommended approval of Conditional Use Permit No. 1159 subject to the following twelve (12) conditions:

(126-20/21)

1. This permit is granted to Louisa Peterson, W1250 County Road U, Bangor, WI 54614, on behalf of Hansline Farm LLC, W1248/W1250 County Road U, Bangor, WI 54614, d/b/a Creamery Creek Holsteins LLC, W1250 County Road U, Bangor, WI 54614, applies for a conditional use permit for an agricultural accessory use that meets the requirements of §91.01(l)(d), Wis. Stats., more specifically, direct sales of farm products including, but not limited to beef raised at this location, utilizing a 25-ft x 23-ft area within an existing agricultural building on lands zoned Exclusive Agriculture District. Property described as part of the SW/NW of Section 3, T16N, R5W. Tax Parcel No. 1-51-0. Town of Bangor;
2. No butchering of animals for resale is authorized on site;
3. Packaging and Storage shall be confined to the areas described in the application;
4. All waste generated will be disposed of in a code compliant manner;
5. All equipment shall be reported to the local assessor annually;
6. Follow all food grade requirements per local, state and federal health departments and codes. A copy of approved permits and permits conditions required by any health agency to be made part of this file;
7. A letter from Safety and Buildings Division of the Department of Professional Services indicating whether state building plan approval is required and shall be made part of this file;
8. Hours of operation are seven days per week by appointment only;
9. Maximum number of employees is three (3);
10. Any advertising of the business within the Town of Bangor is subject to the Town of Bangor Outdoor Advertising requirements;
11. The current business name is Creamery Creek Holsteins LLC. The applicant has indicated that the business name may change. If changed, the applicant shall submit information to the department indicating the new business name which is to be made part of this file; and
12. This permit is non-transferable.

THE COUNTY BOARD took the following action this 18<sup>th</sup> day of March, 2021. Approved subject to conditions as outlined.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by P. Isola/D. Hesse to approve as recommended by the Committee passed on a unanimous voice vote with 29 ayes.

**CONDITIONAL USE PERMIT NO. 1152 FILED BY WILLIAM D. BOLTE, ATTORNEY FOR ANTHONY J. LOECKE AND ALECIA M. GENDE ACTING O/B/O CARROLL E. FARNAM AND LYNN I. FARNAM JOINT REVOCABLE TRUSTS ON AN EXISTING 120.06 ACRE BASE FARM TRACT TO CONSTRUCT A SINGLE FAMILY RESIDENCE AND DRIVEWAY ON LANDS USED AS CROPLAND ON LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF FARMINGTON**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: WILLIAM D BOLTE, 505 KING ST, STE 300, LA CROSSE, WI, 54601, ATTORNEY FOR ANTHONY J LOECKE AND ALECIA M GENDE, 602 DEERWOOD ST, HOLMEN, WI, 54636, ACTING O/B/O CARROLL E FARNAM AND LYNN I FARNAM JOINT REVOCABLE TRUSTS, W5724 COUNTY RD T, HOLMEN, WI, 54636 and having held a public hearing on the 1<sup>st</sup> day of March, 2021 for a Conditional Use Permit on an existing 120.06 acre Base Farm Tract to construct one single family residence and driveway on lands used as cropland on land zoned Exclusive Agriculture District in the Town of Farmington and described as follows: The NE/SE and part of the SE/SE all in Section 10, T18N, R7W. Tax parcels 5-1412-0 and 5-1415-0. Property address County Rd T. Town of Farmington. And pursuant to s. 59.69 Wis. Stats. and s. 17.10 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 91.48(1), Wis. Stats., along with the affected Town Board(s), under s. 17.10(8), have the authority to approve the application with integral conditions or to disapprove of the

(127-20/21)

application. Having considered the entire record the Committee's recommendation is to: By a vote of seven (7) in favor, and zero (0) no, the committee recommended approval of Conditional Use Permit No. 1152 subject to the following two (2) conditions:

1. Deed restrictions shall be recorded on a minimum of 35 acres of the Base Farm Tract indicating no further residential development is authorized. The designated 35 acres must include all residential components of the proposed development; and
2. These restrictions shall be recorded within 60 days of La Crosse County Board action and can be lifted or amended by the La Crosse County Board of Supervisors only.

THE COUNTY BOARD took the following action this 18<sup>th</sup> day of March, 2021. Approved subject to conditions as outlined.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by P. Isola/P. Scheller to approve as recommended by the Committee passed on a unanimous voice vote with 29 ayes.

**SUGGESTIONS FOR FUTURE AGENDA TOPICS**

- Supervisor Larson asked to have the PFAS contamination of wells on the agenda next month.

**ADJOURN**

Motion by R. Cornforth/V. Burke to adjourn at 7:06 PM passed on a unanimous voice vote with 29 ayes.

**STATE OF WISCONSIN )**

**COUNTY OF LA CROSSE )**

**I, Ginny Dankmeyer , La Crosse County Clerk, in and for the County of La Crosse, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of the La Crosse County Board of Supervisors at the La Crosse County Board of Supervisors Monthly Meeting held Thursday, March 18, 2021 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 19 OF MARCH 2021.**