

AMENDED*

**RESOLUTION ADOPTING HEALTH DEPARTMENT FEE FOR MICRO
MARKETS**

(Effective 07/01/2018)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department issues certain licenses and permits
2 as an agent of the Department of Agriculture, Trade and Consumer protection; and
3

4 WHEREAS, the Wisconsin Legislature enacted and Governor Walker signed 2017
5 Wisconsin Act 225 related to licensing of micro markets with a publication date of April 4, 2018;
6 and
7

8 WHEREAS, Wisconsin Act 225 also limits the license fee for micro markets to no more
9 than ~~\$3640~~ for one market in a building or ~~\$5460~~ for two or more markets in a building; and
10

11 WHEREAS, Wisconsin ACT 225 allows a pre-licensing inspection fee for micro markets
12 not to exceed the license fee; and
13

14 WHEREAS, prior to passage of Wisconsin Act 225, the Manitowoc County Health
15 Department licensed micro markets as Retail Food AG 55, no food processing; and
16

17 WHEREAS, the Manitowoc County Board of Supervisors has authorized the Health
18 Department to charge fees to defray the costs of providing these various licenses and permits; and
19

20 WHEREAS, the Manitowoc County Code requires that all fees for licenses (other than
21 animal licenses) and permits issued by the Health Department must be set by County Board
22 resolution; and
23

24 WHEREAS, on November 7, 2017 the Manitowoc County Board of Supervisors adopted
25 Resolution No. 2017/2018-63, which established the Health Department Fee Schedule for the
26 period between July 1, 2018 and June 30, 2019; and
27

28 WHEREAS, the Board of Health believes that the Health Department Fee Schedule should
29 be revised beginning July 1, 2018 to include license fees and pre-licensing inspection fees for
30 micro markets operating in Manitowoc County;
31

32 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of
33 Supervisors approves the addition of a license fee for micro markets of ~~\$3640~~ for one market in a
34 building and ~~\$5460~~ for two or more markets in a building to the Health Department Fee Schedule,
35 a copy of which is to be included as an appendix to Manitowoc County Code Chapter 7, Public
36 Health.

*Double underline indicates addition of text. Double strikethrough indicates removal of text.

Dated this 15th day of May 2018.

Respectfully submitted by the
Board of Health

_____, Chair

FISCAL IMPACT: Indeterminable.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**RESOLUTION ACCEPTING STATE FUNDING TO SUPPORT
COMMUNICABLE DISEASE CONTROL**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a strong public health infrastructure is paramount to the health of all citizens;
2 and

3
4 WHEREAS, emerging and existing communicable diseases threaten health security,
5 economies, and quality of life for all; and

6
7 WHEREAS, emerging and re-emerging threats such as Ebola, H1N1, SARS, and measles
8 threaten personal and community safety and require substantial resources to contain; and

9
10 WHEREAS, blood-borne pathogens that cause long-term disease such as Hepatitis C are
11 occurring at unprecedented rates – rates that are accelerating as a result of the opiate epidemic,
12 and;

13
14 WHEREAS, local health department communicable disease programs protect residents by
15 investigating and controlling communicable diseases, collecting data, educating the community
16 about prevention and the importance of immunizations, and caring for those affected by these
17 diseases; and

18
19 WHEREAS, local health departments have been successful in controlling communicable
20 diseases through case reporting and involvement of public health staff in referral of exposed
21 persons for screening and prevention services; and

22
23 WHEREAS, Wisconsin has allocated state funding to local health departments for
24 communicable disease control and prevention efforts; and

25
26 WHEREAS, Manitowoc County's portion of the funding for State Fiscal Year 2018 is
27 \$6100.00;

28
29 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of
30 Supervisors authorizes the Manitowoc County Health Officer to accept a grant from the Wisconsin
31 Department of Health Services in an amount not to exceed \$6,100.00 to support communicable
32 disease control; and

33
34 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors
35 designates the Health Officer as Manitowoc County's authorized representative for the grant; and

36
37 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in the
38 2018 budget are amended by the amount of the grant funds received and that the

39 Comptroller/Auditor is directed to record such information in the official books of the County for
40 the year ending December 31, 2018 as may be required.

Dated this 15th day of May 2018.

Respectfully submitted by the
Board of Health

_____, Chair

FISCAL IMPACT: No tax levy impact. Increases appropriate revenue and expense accounts in the Public Health Department 2018 budget by the amount of the grant award.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the entire county board. Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 7.21
(PERMIT AND LICENSE REQUIREMENTS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Chapter 7 contains the Public Health Ordinance; and

2
3 WHEREAS, Manitowoc County Code § 7.21(1) contains a list of the types of
4 establishments that require a permit or license; and

5
6 WHEREAS, currently Manitowoc County Code § 7.21(1) includes “non-profit food
7 stands” but not “micro markets” as a type of establishment that requires a permit or license; and

8
9 WHEREAS, the Wisconsin Legislature had previously updated the state statutes to
10 prohibit counties from licensing non-profit food stands and recently adopted 2017 Wisconsin Act
11 225, which requires licenses for micro markets; and

12
13 WHEREAS, prior to passage of 2017 Wisconsin Act 225, the Manitowoc County Health
14 Department licensed micro markets as a type of retail food establishment; and

15
16 WHEREAS, the Board of Health believes that the Manitowoc County Code should be
17 updated to remove the reference to licensing non-profit food stands and include micro markets in
18 the list of establishments that require a permit or license;

19
20 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does
21 ordain as follows:

22 Manitowoc County Code § 7.21(1) is amended as follows:

- 23
24
25 (1) No person may operate a bed and breakfast establishment, campground, camping
26 resort, educational camp, food vending machine, hotel, micro market, mobile home
27 park, motel, ~~non-profit food stand~~, piercing establishment, public swimming pool,
28 recreational camp, restaurant, retail food establishments, tattoo and piercing
29 establishment, tattoo establishment, temporary restaurant, tourist rooming house,
30 vacation rental, vending machine commissary, without a permit or license from the
31 health department.

32
33 and

34
35 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 15th day of May 2018.

Respectfully submitted by the
Board of Health

_____, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
Jim Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

RESOLUTION AUTHORIZING GRANT APPLICATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Natural Resources has matching grant funding
2 available through its Stewardship Local Assistance, Federal Land and Water Conservation Fund,
3 and Recreational Trails Program, to assist governmental units in developing park and recreation
4 facilities, trails and playgrounds; and
5

6 WHEREAS, Manitowoc County is in the process of building a new shelter and bathroom
7 facility at Cherney Maribel Caves Park at an estimated cost of \$301,000, which includes
8 engineering, construction, water systems, septic, plumbing, and site preparation; and
9

10 WHEREAS, additional projects to be completed over the next two years at Cherney
11 Maribel Caves Park include the repair and replacement of the parking lot and driveway access
12 which is estimated to cost \$90,000; and
13

14 WHEREAS, the Cherney Maribel Caves project list also includes the purchase and
15 installation of new picnic tables, grills, trash receptacles, playground equipment, and landscaping,
16 which has an estimated cost of \$56,000; and
17

18 WHEREAS, an estimated additional \$28,000 is to be earmarked for trail improvements
19 and group campsite work; and
20

21 WHEREAS, the total cost of the projects described above is \$475,000 of which half, or
22 \$237,500, could be funded if approved by the State through its grant funding; and
23

24 WHEREAS, after careful consideration, the Planning and Park Commission recommends
25 pursuing grants from the State of Wisconsin Department of Natural Resources to assist in funding
26 the park improvement to Cherney Maribel Caves Park;
27

28 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of
29 Supervisors authorizes the Park Director to apply for and accept Wisconsin Department of Natural
30 Resources grants in an amount up to \$237,500 for the purpose of completing the projects detailed
31 above at Cherney Maribel Caves Park; and
32

33 BE IT FURTHER RESOLVED that the Park Director is authorized to sign documents and
34 take the actions necessary to undertake, direct, and complete the projects authorized in the grant;
35 and
36

37 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal
38 rules for the program; will be responsible for updating plans and monitoring ongoing operations;

39 will obtain written approval from the Wisconsin Department of Natural Resources before making
40 changes in the project; and will maintain a record of expenditures; and

41
42 BE IT FURTHER RESOLVED that revenues and expenses in the Parks budget are
43 amended by the amount of any grant award approved by the State of Wisconsin, and the
44 Comptroller/Auditor is directed to record such information in the official books of the County as
45 may be required for the year ending December 31, 2018 with carryover to 2019 as may be
46 required.

Dated this 15th day of May 2018.

Respectfully submitted by the
Planning and Park Commission

_____, Chair

FISCAL IMPACT: No additional tax levy impact. Appropriate revenue and expense accounts in the Park Department budget are hereby increased by the amount of any State grant amount authorized.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the entire county board. Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

ORDINANCE AMENDING ZONING MAP
(David Duchow)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on April 23, 2018; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony
5 and an examination of the facts, recommends that the petition be approved for the reasons stated in
6 the attached report;
7

8 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 A parcel of land located in Part of the Southwest Quarter of the Northwest Quarter and the
12 Northwest Quarter of the Southwest Quarter of Section 28, Township 19 North, Range 21 East,
13 Town of Rockland, Manitowoc County, Wisconsin, more fully described as follows:
14

15 Beginning at the West Quarter Comer of said Section 28; thence North a distance of 80.00
16 feet along the west line of the northwest quarter; thence East a distance of 180.00 feet;
17 thence South a distance of 242.00 feet; thence West a distance of 180.00 feet to the west
18 line of the southwest quarter; thence North a distance of 162.00 feet along the west line to
19 the point of beginning, said parcel containing one (1) acre of land and is hereby rezoned
20 from Exclusive Agriculture (EA) District to Rural Residential (RR) District.

Dated this 15th day of May 2018.

Respectfully submitted by the
Planning and Park Commission

_____, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
James Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

ORDINANCE AMENDING ZONING MAP
(Larry and Patricia Kasten)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on April 23, 2018; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony
5 and an examination of the facts, recommends that the petition be approved for the reasons stated in
6 the attached report;
7

8 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 A parcel of land located in Part of the S1/2 of the SW1/4 of the SE1/4 of Section 15, Town
12 21 North, Range 23 East, Town of Gibson, Manitowoc County, Wisconsin, and described as
13 follows:
14

15 Commencing at the S1/4 Corner of said Section 15, being the point of beginning; Thence
16 N00°06'00"E, ±270 feet coincident with the west line of said SE1/4; Thence S 89°43'00"E,
17 ±1025 feet; Thence S00°06'00"W, ±270 feet to the south line of said SE1/4; Thence
18 N89°43'00"W, ±1025 feet coincident with said south line to the point of beginning, said
19 parcel contains ±6.4 Acres of land and is hereby rezoned from General Agriculture (GA)
20 District to Large Estate (LE) District.

Dated this 15th day of May 2018.

Respectfully submitted by the
Planning and Park Commission

_____, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
James Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

ORDINANCE AMENDING ZONING MAP
(Francis Linsmeier)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on April 23, 2018; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony
5 and an examination of the facts, recommends that the petition be approved for the reasons stated in
6 the attached report;
7

8 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 A parcel of land located in the SE¼ of the SE¼ of Section 12, T19N, R22E, Town of Cato,
12 Manitowoc County, Wisconsin, and more particularly described as follows:
13

14 Commencing at the SE Corner of said Section 12; thence S. 89° 51' 22" W. a distance of
15 340.00 feet, along the section line, to the southwest corner of Tract 1 of Certified Survey
16 Map recorded in Volume 4 Page 539, the point of real beginning; thence S. 89° 51' 22" W.
17 a distance of 540.00 feet, along the section line, also the centerline of Hilltop Road; thence
18 N. 00° 03' 57" E. a distance of 460.00 feet; thence N. 89° 51' 22" E. a distance of 540.00
19 feet; thence S. 00° 03' 57" W. a distance of 460.00 feet along the west line of said Tract 1 of
20 Certified Survey Map recorded in Volume 4 Page 539, to the point of real beginning, said
21 tract containing 5.70 acre or 248,398 square feet of land and is hereby rezoned from
22 Exclusive Agriculture (EA) District to General Agriculture (GA) District.

Dated this 15th day of May 2018.

Respectfully submitted by the
Planning and Park Commission

_____, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
James Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

ORDINANCE AMENDING ZONING MAP
(Andrew and Sandra Warpinski)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on April 23, 2018; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony
5 and an examination of the facts, recommends that the petition be approved for the reasons stated in
6 the attached report;
7

8 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 A parcel of land located in Part of the Northwest ¼ of the Southwest ¼ of Section 18,
12 T21N, R23E, Town of Gibson, Manitowoc County, Wisconsin, more fully described as follows:
13

14 Commencing at the West ¼ Corner of said Section 18, thence along the northerly line of
15 the Southwest ¼ South 89°59'05" East 1,067.21 feet to the point of beginning; thence
16 continuing South 89°59'05" East 467.00 feet; thence South 0°29'31" West 467.00 feet;
17 thence North 89°59'05 West 467.00 feet; thence North 0°29'31" East 467.00 feet to the
18 point of beginning, said parcel containing 5.00 acres and is hereby rezoned from Exclusive
19 Agriculture (EA) District to Large Estate (LE) District.

Dated this 15th day of May 2018.

Respectfully submitted by the
Planning and Park Commission

_____, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
James Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

