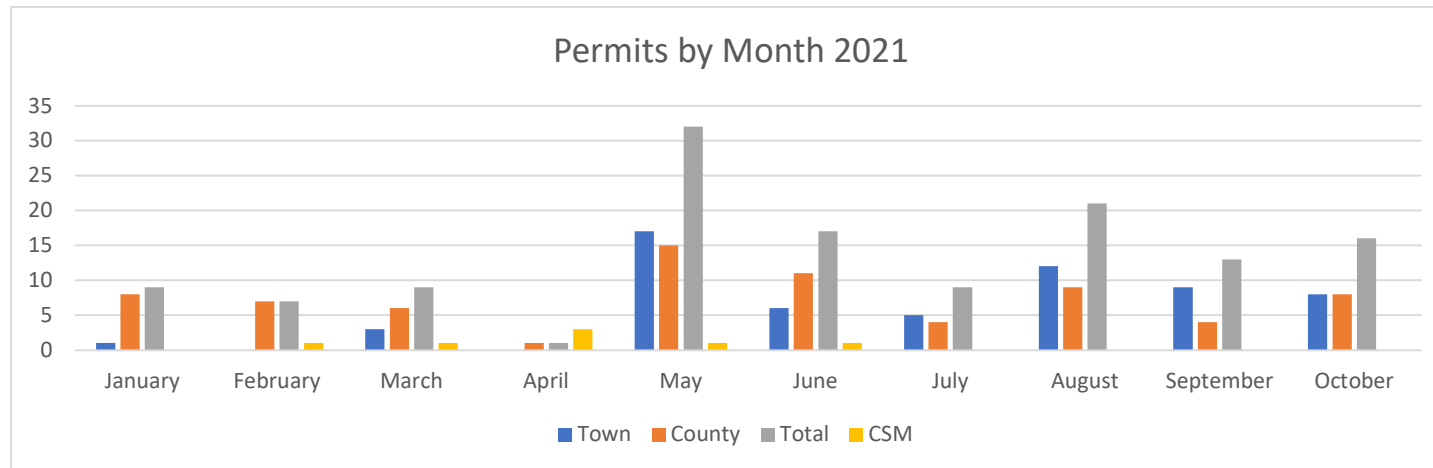


## Zoning Report 11/2/21

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### ZONING PERMITS ISSUE IN OCTOBER 2021

10/14/21		8481	2021-96	Gary and Robin Russell		Main Street	014-00436-0200	Accessory	200.00C 0.00T	10/14/21
10/14/21			2021-97	Lauren Schuppe	699	Middle Rd	014-00195-0200	Accessory	171.00T	10/14/21
10/14/21		8482	2021-98	Bob Olson	793	Main	014-00472-0000	Driveway (Conditions)	50.00T 150.00C	10/14/21
10/19/21		8483	2021-99	Vinje, Shari	1010	Big Bay	014-00118-0500	Walking Trail	75.00T 150.00C	10/19/21
10/20/21		8484	2021-100	Clark, Joshua		North Shore	014-00065-0600	Dwelling Driveway	300.00C 518.75T	10/20/21
10/20/21	Pending			Clark Joshua		North Shore	014-00065-0600	Sanitary	400.00C	10/20/21
10/20/21	Pending			Dave Marchetti		Big Bay	014-00022-1200	Sanitary	400.00C	10/20/21
10/29/21			2021-101	Greg Wright	1959	Big Bay	014-00086-0200	Driveway extension Land Use	75.00T	11/2/21
10/29/21		8485	2021-102	Greg Wright		North Shore Rd	014-00099-0110	Driveway/Land Use	75.00T 150.00C	11/2/21
10/29/21		8486	2021-103	Jeff/Lisa reiten		Chippewa Trail	014-00012-0310	Drive/Land Use	75.00T 150.00C	11/2/21



To date there have been 61 Permits issued by the Town of La Pointe

## Zoning Report 11/2/21

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To date there have been 72 Permits issued by The County of Ashland

### REVENUES TO DATE

County	13,800.00
Town:	7,416.50
CSM (Town) 7 @ 250.00	1,500.00

TOTAL \$22,716.50

### RENTAL PERMITS

56 Rental by Owners	\$ 6,900.00
39 Madeline Island Vacation	4,875.00
37 The Inn on Madeline Island	4,625.00
132 Total Rentals Properties	
TOTAL	\$16,500.00

Mr. Hartzell continues to pursue his “Expandable Condominium” project.

**Issues discussed with Mr. Hartzell on 10-6-21. Attending this meeting was Mr. Hartzell, Owner; Christopher Pallas, Maintenance Manager for Mr. Hartzell; Peter Nelson, Surveyor; Arnie Nelson, Nelson Construction; Mike Starck, Town Plan Commissioner; and, Ric Gillman, Zoning Administrator.**

1. The proposed parking lot indicated on the survey will require a Conditional Use Permit Application. *Mr. Hartzell has removed this from the current plan.*
2. The Cart paths indicated on the survey are substandard as related to our Private Roads and Driveway ordinance. All dwellings created or constructed following the adaptation of this ordinance require access defined in minimum standards. *Mr. Hartzell is modifying his plans to include access to each proposed sight, including turn outs and cul-de-sacs. He can create pathways as trails for common use on the property.*
3. The type of structure proposed is not designed for residential single-family dwelling. It is specifically designed and promoted as vacation rental and as such becomes a Commercial Activity in a Residential Zone. *This continues as an impasse between Zoning and Mr. Hartzell. The ZA has scheduled a conference with Max Lindsey, Town’s Attorney and has asked Michael Kuchta, TA to participated in this conference. The consult/conference is scheduled for Wednesday November 3<sup>rd</sup>, 2021, a synopsis of this meeting will be forwarded to the Town Board.*

## Zoning Report 11/2/21

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4. Building – Mr. Hartzell is proposing a 40X60 pole barn for equipment storage during the development of this land. The ZA has asked him to present the building and intent to the TPC prior to issuance of a permit.

Norm Castle: On Wednesday October 21<sup>st</sup>, I met with Norm Castle at his property located 054-0770 located in S-2 on Big Bay Rd. The purpose of this meeting was to determine the height of the dwelling under construction. This visit was initiated by Mr. Castle. Mr. Castle was working on his roof upon my arrival.

From a standing position I shot the laser measurement from a standing position to the underlying peak of the structure 30' 4". Given the height of the scope I added 6' 2" to the calculation culminating in a measurement of 36' 6". This exceeds the Zoning height limit by 18".

Following this measurement Mr. Castle joined me and pointed to a mark he had measured previously. He indicated this was his measurement from the top-down designating 35'. This coincided with my measurements addressed above.

Per previous agreement through the Town Plan Commission Mr. Castle has agreed to grade and fill above the 35' measurement by 6 additional inches. I will measure following the fill and grading indicated and clarify the measurements.

There are two issues related to this which we need to address in Zoning:

***Annotation:***

***1. Our Zoning does not have a formula for measuring the height of a building. In my brief research there are several different methods applied. While some zoning allows the height restrictions to follow the contour of the land, others limit height from the lowest point of disturbance. There are others that allow fill and grade for final calculations, and others that don't. This concern should be addressed in our zoning re-write efforts and be in concert with and/or more restrictive with properties under County jurisdiction.***

***The Town Plan Commission is reviewing this information for amending Zoning Ordinance this winter.***

***2. We utilized the word "Completion" in our efforts to ascertain the height of this building. We do not have a definition in Zoning for "Completion". We do address "Substantial Completion". But without definition of the former the ambiguity can be argued. We can define "Completion" or utilize the latter in any future negotiations.***

***This is another issue the current update and revision in zoning being considered.***

## **Zoning Report 11/2/21**

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Currently there are several permits in process which will may be issued in the beginning of November.

### **Parks and Recreation:**

The TPC is addressing the current Parks and Recreation Plan last amended by the Town Board on June 11<sup>th</sup>, 2019. The ZA has met with the Superintendent of Public Works to identify the recent accomplishments and update a needs assessment. This new plan will include the properties listed below.

### **Acquisition of Properties**

PID 014-00436-0200 PART OF BLOCK 35 DESC IN DOC # 342747 & DOC # 342949 AS PARCEL 2 SIZE IS 100' X 120'  
VILLAGE OF LAPOINTE .26A  
PID 014-00436-0100 PART OF BLOCK 35 DESC IN DOC # 342747 AS PARCEL 1 VILLAGE OF LAPOINTE .13A

The TPC recommends the merging or conjoining of these parcels into one, resulting in absorbing the existing outlot. Presently the TPC is drafting Recommendations (per the document formula)

### **Immediate Improvements**

1. Name the Park.
2. Conjoin the parcels.
3. Install Public Art.
4. Provide for 2 Memorial Benches.
5. Maintain informational sign, (managed by the Chamber).

### **Long-term Improvements**

1. Install bathrooms
2. Maintain as an open space.

*Respectfully submitted by Ric Gillman, ZA on 11/2/21*