

TOWN OF LIBERTY GROVE PUBLIC MEETING

August Board Meeting

Date: Wednesday, August 18, 2021

Time: 7:00 PM, or immediately following conclusion of the Sanitary District meeting

Place: Town Hall, 11161 Old Stage Rd

1. Call to order
2. Declaration of a quorum followed by pledge of allegiance
3. Approve Agenda
4. Approve Minutes: Sp. Board 8/2/2021, Board 8/4/2021, Emergency Board 8/5/2021
5. Payment of bills
6. Treasurer's report
7. Public input
8. Door County North activities
9. Utilities Committee Report
10. Rezoning request for David Dougherty, portion of parcel #018-02-36322824N
11. Appointment to Plan Commission
12. Ordinance 8-21, Administration of Liberty Grove Cemeteries
13. Cemetery Fees
14. Resolution 10-21, Workforce Housing Concept
15. Resolution 11-21, Extension of Health Emergency
16. Request from Liberty Grove Historical Society to remove items from Mariners Park at Gills Rock
17. Operator license(s)
18. Correspondence
19. Future meetings
20. Adjourn

All agenda items will include discussion and possible action. Deviation from listed order may occur

***Audience members must ask for permission, during public input, to speak on agenda items ***

Anastasia Bell, Clerk/Treasurer

Members of the Town Board or any other Town Committee, who are not members of the body whose meeting agenda is published in this notice, are entitled, as any other citizen of the Town of Liberty Grove, to attend this meeting in an unofficial capacity. It is possible the attendance of one or more non-members may create a quorum of the membership of another body. Such a quorum is unintended, and the non-members are not meeting for the purpose of exercising the powers or duties attendant upon their membership on any Town Committee or Board.

Town of Liberty Grove
Minutes of the Special Town Board meeting on August 2, 2021
(this meeting was correctly posted)

Agenda:

1. Call to order
2. Declaration of a quorum followed by pledge of allegiance
3. Approve Agenda
4. Adjourn to closed session per Stat. 19.85 (1)(g): confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-pending litigation with Village of Sister Bay and the wastewater treatment plant
5. Reconvene into open session
6. Announcements from closed session
7. Adjourn

Chairman John Lowry called the meeting to order at 4:00pm. Supervisors Paul Schwengel, Janet Johnson, Cathy Ward, and Nancy Goss were present along with Administrator Walter Kalms and Clerk/Treasurer Anastasia Bell.

Lowry moved, Schwengel second to adjourn to closed session per Stat. 19.85 (1)(g): confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-pending litigation with Village of Sister Bay and the wastewater treatment plant. Roll call with Lowry, Schwengel, Johnson, Ward and Goss voting aye, no nays. Passed 5-0.

Lowry moved, Goss second to reconvene into open session. Roll call with Schwengel, Ward, Goss, Lowry, and Johnson voting aye, no nays. Passed 5-0.

Announcements – None.

Lowry moved, Goss second to adjourn at 5:35pm. Passed 5-0.

Respectfully submitted,
Anastasia Bell, Clerk/Treasurer

Town of Liberty Grove
Minutes of the Town Board meeting on August 4, 2021
(this meeting was correctly posted)

Agenda:

1. Call to order
2. Declaration of a quorum followed by pledge of allegiance
3. Approve Agenda
4. Adjourn to closed session per Stat. 19.85 (1)(g): confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-pending litigation with Village of Sister Bay and the wastewater treatment plant
5. Reconvene into open session
6. Announcements from closed session
7. Approve Minutes: 7/21/2021
8. Payment of bills
9. Public Input
10. Administrator report
11. Intergovernmental Agreement with Door County for Tax Collection
12. Ordinance 7-21, Room Tax
13. Resolution 9-21, Authorizing and Approving Intergovernmental Room Tax Agreement Amendment Number Three
14. Town Vehicle and Equipment Utilization
15. Appointment to Library Commission
16. Operator license(s)
17. Correspondence
18. Future meetings
19. Adjourn

Chairman John Lowry called the meeting to order at 6:58 pm. Supervisors Cathy Ward, Nancy Goss, Janet Johnson, and Paul Schwengel were present along with Administrator Walter Kalms, Clerk Treasurer Anastasia Bell and 2 members of the public.

Goss moved, Johnson second to approve the agenda with the removal of #4. Passed 5-0.

Johnson moved, Goss second to remove #5 and #6 from the agenda. Passed 5-0.

Ward moved, Goss second to approve the minutes from 7/21/2021 as presented. Passed 5-0.

Schwengel moved, Goss second to approve the payment of bills as presented with a total of \$28,032.41. Passed 5-0.

Public Input – None.

Administrator report – Kalms reported the Weborg house will be removed by 12/31/21, LGHS is creating a list of items from the other buildings, the charging station is in progress with WPS, Granicus has stated their inventory, the PSC broadband grant has been submitted, and LRIP is due in October.

Intergovernmental Agreement with Door County for Tax Collection – The last agreement on record is from 2002, and the current base rate is \$450.00 and it is \$0.63. The base rate is expected increase \$50.00 every five years and the parcel rate to increase by \$0.05 every two years. **Lowry moved, Johnson second** to approve the intergovernmental agreement with Door County for tax collection as presented. Passed 5-0.

Ordinance 7-21, Room Tax – Ward reported on the changes that were made by DCTZC. **Lowry moved, Ward second** to approve Ordinance 7-21 as presented. Roll call with Johnson, Lowry, Ward, Goss, and Schwengel voting aye, no nays. Passed 5-0. The full ordinance can be viewed at the Town Office.

Resolution 9-21, Authorizing and Approving Intergovernmental Room Tax Agreement Amendment Number Three – **Ward moved, Lowry second** to approve Resolution 9-21 as presented. Roll call with Schwengel, Ward, Lowry, Johnson, and Goss voting aye, no nays. Passed 5-0. The full resolution can be viewed at the Town Office.

Town Vehicle and Equipment Utilization – It was the consensus to use the monitor traffic throughout the tourist season with the speed board on a weekly basis. It was also the desire to have a pickup truck available for office staff tasks, and equipment not being used should be sold.

Appointment to Library Commission – **Lowry moved, Johnson second** to appoint Lynn Herman to the Library Board. Passed 5-0.

Operator license(s) – **Goss moved, Ward second** to approve an operator license for Corinne Petersilka. Passed 5-0. It was the consensus that a circuit court search shall occur for all operator applicants.

Correspondence – The drinking water is safe at all Town locations, Ralph Blankenburg is retiring, and the sanitary survey has been completed.

Board of review will be Wednesday, August 18, 2021 at 1:00pm. The next Board meeting will be on Wednesday, August 18, 2021 at 7:00pm or immediately following the conclusion of the 6:45pm Sanitary District Committee meeting.

Lowry moved, Schwengel second to adjourn at 7:56pm. Passed 5-0.

Respectfully submitted,
Anastasia Bell, Clerk/Treasurer

Town of Liberty Grove
Minutes of the Emergency Town Board Meeting on August 5, 2021

Agenda:

Date: Thursday, August 5, 2021

Time: 5:15 PM

Place: Town Hall, 11161 Old Stage Rd vis zoom

Agenda:

1. Call to order
2. Declaration of a quorum
3. Approve Agenda
4. Adjourn to closed session per Stat. 19.85 (1)(g): confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-pending litigation with Village of Sister Bay and the wastewater treatment plant
5. Reconvene into open session
6. Announcements from closed session
7. Adjourn

Chairman Lowry called the meeting to order at 5:20 pm. Supervisors Cathy Ward, Nancy Goss, Paul Schwengel and Janet Johnson were present along with Administrator Walter Kalms, attorney John Bruce and engineer Gary Rosenbeck, all via Zoom (teleconference).

Lowry moved, Goss second to approve the agenda. Carried 5-0.

Lowry moved, Johnson second to adjourn to closed session per Stat. 19.85 as stated on the agenda. Motion carried unanimously.

The counteroffer by Sister Bay for settling the Town lawsuit was discussed. Rosenbeck and Bruce saw no red flags in the offer.

Lowry moved, Ward second to accept the counteroffer from the Village of Sister Bay on the wastewater treatment plant with the provision the settlement is contingent on payment in full within 60 days, with the Larson property amount paid immediately, the sale of capacity is complete when payment is made in full, with the suit to re-open upon failure of payment. The motion carried 4-1 with Goss nay.

Lowry moved, Schwengel second to reconvene in open session. Carried 5-0.

Lowry moved, Johnson second to adjourn. Carried 5-0.

Walter L. Kalms, Administrator

Town of Liberty Grove balance as of July 30,	2021	2020
1 Municipal Checking account	1,239,298.60	404,761.00
Transfer from Checking	140,000.00	500,000.00
Transportation Aid	66,685.50	66,685.50
WEC CARES Grant	-	1,958.90
Fire Dues	28,321.94	27,328.38
Computer Aid	341.92	341.92
Video Service Provider Aid	3,315.02	1,596.63
Shared Revenue	3,139.07	3,142.79
Interest (0.05%)	49.62	69.78
Balance as of July 30,	1,201,151.67	1,005,884.90
2 Money Market Acct.	648,985.06	648,370.89
Interest (0.05%)	26.67	82.60
Balance as of July 30,	649,011.73	648,453.49
3 Checking Acct.	165,672.31	880,881.11
Plus deposits and transfers	199,889.58	18,210.73
Less FICA	10,008.37	9,755.86
Less State withholding	2,667.89	4,119.51
Less payroll	30,506.20	41,969.80
Less disbursements	141,513.76	646,787.05
Balance as of July 30,	180,865.67	196,459.62
4 Utility District Checking	75,993.84	60,033.02
Utility District Savings	290,834.24	101,040.96
Utility District Restricted Savings	66,341.99	55,631.29
North Shore Bank CD (23 months ending 07/31/2022)	149,248.04	-
Nicolet CD 00-134	-	149,248.04
Nicolet CD 00-135	-	183,930.78
Balance as of July 30,	582,418.11	549,884.09
Municipal Checking	1,201,151.67	1,005,884.90
Money Market Acct.	649,011.73	648,453.49
Checking	180,865.67	196,459.62
Utility Dist.	582,418.11	549,884.09
As of July 30, 2021, the total in all Town accounts is:	2,613,447.18	2,400,682.10

Town of Liberty Grove
Minutes of the Plan Commission meeting on August 11, 2021

(This meeting was correctly posted)

Agenda:

1. Call to order
2. Declaration of quorum
3. Adopt agenda
4. Approve minutes: 7/14/21
5. Public Input
6. Rezoning request for David Dougherty, portion of parcel #018-0-36322824N
7. Correspondence
8. Future meeting dates
9. Adjourn

Chair Nancy Goss called the meeting to order at 7:01pm. Commissioners Paul Schwengel, Anne Miller, Cathy Ward, Dan Watts, Paul Bokelmann, and Bill Surbaugh were present along with Clerk/Treasurer Anastasia Bell and 5 members of the public.

Miller moved, Surbaugh second to approve the agenda as posted. Passed 7-0.

Miller moved, Surbaugh second to approve the 7/14/21 minutes as presented. Passed 7-0.

Public Input – Schwengel asked if there was any response from the County to clarify home business vs auto repair shop.

Dougherty Rezoning – David Dougherty stated the property is currently zoned Heartland 10 (HL10) and it is his request to have it be Natural Area 15 (NA15) as this would allow him to keep it as natural as possible and to build accessory structures greater than 3,000 sq. ft. Goss indicated that rezoning has no bearing on future use of the property. It was noted that the county recognizes the whole parcel as HL10 even though the request and the map show a portion of the property to be wetland. Accessory structure size limitations is not clearly defined in the County Ordinance, but that will be addressed separately as part of the building process. **Goss moved, Schwengel second** to recommend support for 15.74 acres with wetland overlay for parcel # 018-02-3632284N to be rezoned from HL10 to NA with the understanding that support for the requested rezoning does not infer support or opposition for any future development, either principal structure or accessory structures, that does not meet Door County ordinance criteria. Roll call vote with Miller, Bokelmann, Goss, Ward, Surbaugh, Schwengel and Watts voting aye, no nays. Passed 7-0.

Correspondence – None

The next meetings were tentatively scheduled for 8/25/2021, 9/8/2021, and 9/22/2021 at 7:00pm if there are items for discussion.

Schwengel moved, Miller second to adjourn at 7:39pm. Passed 7-0.

Respectfully submitted,
Anastasia Bell, Clerk/Treasurer



County of Door
LAND USE SERVICES DEPARTMENT: ZONING
County Government Center
421 Nebraska Street
Sturgeon Bay, WI 54235

Benjamin Degner, Zoning Administrator
Direct line: (920) 746-2221
Main office line: (920) 746-2266
FAX: (920) 746-2387
E-mail: benjdegner@gmail.com
Website: <http://map.co.door.wi.us/planning/>

July 22, 2021

Town of Liberty Grove
C/o Anastasia Bell, Clerk
11161 Old Stage Road
Sister Bay, WI 54234

Re: Proposed rezoning of a portion of tax parcel: 018-02-36322824N (15.74 Acres)

Greetings:

We are sending you this letter to notify the town that there will be a hearing regarding a request to rezone a portion of a parcel in Liberty Grove at an upcoming Door County Resource Planning Committee meeting. The scheduling process for the hearing will begin on August 19, 2021 unless we hear from the town before that date. The hearing will be held no sooner than three weeks after the scheduling process has begun. As a reminder, comments may be submitted to the Land Use Services Department up to 12 p.m. the day before the public hearing, and/or the town may offer verbal testimony at the hearing.

Enclosed is a "Town Recommendation Worksheet" which we ask you to complete and send back to the Door County Land Use Services Department.

- David Dougherty is seeking to allow a single family residence on the lot with the remaining area left natural. He wishes to preserve the natural beauty of the property while still allowing flexibility for total floor area for accessory structures. He envisions potentially going above Heartland's 3,000 square foot floor area limitation for accessory buildings.

The applicant has the responsibility to contact the Town of Liberty Grove (Anastasia Bell, Clerk: (920-854-2934) to determine if/when the town may be discussing this matter at a future meeting.

Sincerely,

Benjamin Degner
Zoning Administrator

Enc.: Town recommendation worksheet, application packet & draft staff report
C.C.: David Dougherty (with enclosure)
Neighboring property owners within 300' of proposed rezoning (w/o enclosure)

**Door County Land Use Services Department
Request for Town Recommendation**

David Dougherty is seeking to allow a single family residence on the lot with the remaining area left natural. He wishes to preserve the natural beauty of the property while still allowing flexibility for total floor area for accessory structures. He envisions potentially going above Heartland's 3,000 square foot floor area limitation for accessory buildings.

The (circle one) Town Board / Planning Committee of the Town of _____ held a legally noticed and posted meeting on _____, at which, by a vote of ____ (Yea) to ____ (Nay), the town recommended (check one) ____ **SUPPORT** ____ **DENIAL** for a petition to rezone.

Reason(s) for the town's decision:

Is the proposal consistent with the Town Comprehensive Plan?

Concerns or objections the town may wish to see potentially addressed through modifications to the proposed amendment:

Town Clerk Signature

Date

***See reverse side for map amendment criteria.**

GENERAL CRITERIA REGARDING ZONING HEARING CASES IN DOOR COUNTY

This document is intended to provide a general guide to the issues and criteria to consider when making decisions regarding this type of zoning hearing. It should not be considered a complete guide to applicable statutes or ordinances.

ZONING AMENDMENT – MAP

(See also Door County Zoning Ordinance section 11.08 and Wisconsin Statutes section 59.69(5).)

By state law, petitions to rezone property which are under county zoning jurisdiction are heard at a public hearing before the county planning committee (called the Resource Planning Committee in Door County), which makes a recommendation to the county board for final decision. The town board of a town under comprehensive zoning does have, however, statutory authority to essentially "veto" rezonings approved at the county level that it (the town) does not support. (Comprehensively zoned towns may not, however, force the county to rezone property through this authority – the town can only prevent a rezoning. Note that towns with shoreland-only county zoning do not have any "veto" authority.)

A petition to change the zoning district designation of a property or properties may be submitted by: 1) the property owner(s) of all or some of the land in question, 2) the town board of the town in which the land is located, if the town is under county zoning, 3) the Door County Resource Planning Committee, or 4) any county board supervisor.

Considerations in evaluating petitions to rezone

- Was the existing district due to a mistake in the mapping process?
- Have circumstances changed for this property or surrounding properties since the original zoning district designation?
- How are the adjacent properties zoned and used?
- Is the land area in question large or small?
- Would the new district fit official plan guidelines for the property? Is the existing district a better fit?
- Is the request simply to economically benefit one property owner or a small group of property owners?
- Is there an overriding public good to be gained by rezoning the property? (If yes, rezoning might be justified even if other considerations point toward denying the petition.)

In general, a rezoning that 1) will economically benefit only one or a few property owners, 2) affects a small area of land, 3) is not a fit with official plans, 4) will allow for higher intensity or higher density uses than those allowed on surrounding properties, and 5) will not result in any overall public benefit may constitute "spot zoning," which may be deemed illegal.

Note that rezoning a property means that any use allowed in the new zoning district may be established on the property, now or in the future, not just the use being proposed by the current applicant. A property owner may volunteer to legally restrict the uses to which the property may be put, such as through a deed restriction naming the county as enforcement agency, but the planning committee may be reluctant to participate in such discussions or agreements for fear of inadvertently engaging in "contract rezoning," which is illegal.



County of Door LAND USE SERVICES DEPARTMENT: Planning

County Government Center
421 Nebraska Street
Sturgeon Bay, WI 54235

STAFF REPORT Petition for Zoning Amendment - Map

Applicant Information

- **Name & property address:** David Dougherty, Intersection of Sand Bay Lane and Waters End Roads, Town of Liberty Grove
- **Parcel identification number:** 018-02-36322824N (15.74 acres)
- **Petition Request:** To rezone the approximately 9.7-acre portion of the parcel that is zoned Heartland 10 (HL10) to Natural Area (NA).
- **Purpose of the proposed rezoning:** To allow a single family residence on the lot with the remaining area left natural. He wishes to preserve the natural beauty of the property while still allowing flexibility for total floor area for accessory structures. He envisions potentially going above Heartland's 3,000 square foot limit for accessory structure.

Background/History

This is a vacant lot upon which no development has occurred.

Description of Subject Property and Surrounding Area

- **Lot Configuration:** mostly square
- **Lot area, width, and depth:** 15.74 acres, ~ 800' x 820'
- **Road Frontage:** ~818' along Sand Bay Road and ~850' along Waters End Road

Surrounding Area: This lot is zoned ~38% Wetland (W) and ~62% HL10. Lots zoned HL10 lie to the north, west, and south, including a large lot and residential home directly to the north. There is also W zoning to the north and south as well as NA zoning adjacent to the southeast corner of the lot. To the east, there is W zoning directly across Sand Bay Road and then Single Family Residential – 30,000 (SF30) along Lake Michigan. This SF30 area consists of small lots of which almost all have single family homes.

Zoning Considerations

	Existing District	Proposed District
Zoning district	Heartland 10	Natural Area
Minimum lot size	10 acres	15 acres
Minimum lot width	300'	450'

- **Purpose of existing zoning district - DCZO Section 2.03(9) Heartland-10 (HL10).** This district is intended to help maintain the rural character of areas of the interior of Door County, particularly cleared and other open areas where agricultural activity has been diminishing. The district provides for residential

development at low densities, agricultural uses, and other nonresidential uses that require relatively large land areas and/or which are compatible with the surrounding rural character. Lot sizes of at least 10 acres are required for new lots.

- **Purpose of proposed zoning district - DCZO Section 2.03(2) Natural Area (NA).** This district is intended to conserve the existing, mostly undeveloped natural areas of Door County. The district may be used in upland areas adjacent to, or surrounded by, wetland areas, or in other areas where natural features are considered significant. To conserve these areas, commercial and industrial uses are disallowed, but agriculture, very low density residential, recreational and institutional uses are permitted. Lot sizes of at least 15 acres are required for new lots.
- **Principal uses allowed:** Please see the attached Table of Principal Uses to compare the types of uses allowed in the existing zoning district as opposed to the proposed zoning district. Rezoning a property means that any use allowed in the new zoning district may be established on the property, now or in the future, not just the use being proposed by the current applicant.

Issues for the RPC to consider in evaluating petitions to rezone are below in bold font. Staff opinions regarding each question appear in regular font; the RPC needs to reach its own determinations, though.

- **Was the existing district due to a mistake in the mapping process?** No.
- **Have circumstances changed for this property or surrounding properties since the original zoning district designation?** No.
- **How are the adjacent properties zoned and used?** The large lot to the north has a large single family home on it and the large lots to the northwest, west, and south are all vacant and mostly wooded. The small lots to the east and along Lake Michigan have single family homes on them. See the attached zoning and aerial photography maps.
- **Will rezoning allow for higher intensity or higher density uses than those allowed on surrounding properties?** A rezoning to NA will allow for lower intensity of uses. See the attached table of principal uses.
- **Would the new district fit official plan guidelines for the property? Is the existing district a better fit?** The NA zoning district is a better fit for the area of the property that has Woodland/Wetland/Natural future land use designation, approximately 12.6 acres. The other portion of the lot has a residential future land use designation, however, ~1.3 acres is wooded and zoned W. The other ~1.8 acres of the area with the residential future land use designation is all wooded.
- **Is the request simply to economically benefit one property owner or a small group of property owners?** No.
- **Is there an overriding public good to be gained by rezoning the property? (If yes, rezoning might be justified even if other considerations point toward denying the petition.)** Yes, the applicants desire to make the lot less intense as far as the types of uses that would be allowed under NA versus HL10.

Comprehensive Plan Considerations

- **County comprehensive plan future land use map designation and description.**

The parcel is designated as Residential and Woodland/Wetland/Natural, as described below and show on the attached future land use map.

Residential – Areas designated as “Residential” are intended to be developed predominantly with single-family uses, or, where allowed by zoning or other ordinance, mobile homes, group quarters, or non-transient multi-family buildings. Some parcels designated as “Residential” may currently contain duplexes, multi-

family developments, or resorts, if those uses are located on parcels currently zoned for primarily single-family residential development, or if the municipality wished to ensure that the long-term development of the property would be primarily residential rather than commercial in nature. "Residential" areas include the majority of the county's shorelines and areas containing smaller lots and/or emerging small-lot residential development patterns.

Woodland/Wetland/Natural – *Lands designated as "Woodland/Wetland/Natural" are primarily in a natural state, and include wetlands, woodlands, and public and private conservancy areas. Note that lands in this category can – outside of wetland and conservancy areas – and most likely will, contain very low-density residential uses in upland areas. The character of these regions should be protected by discouraging any development that would adversely impact the environmental quality or natural beauty of these areas. Maintenance of these natural areas should include continued private stewardship and public ownership or, if necessary, acquisition of easements or additional public lands.*

Approximately 12.6 acres of this parcel has the Woodland/Wetland/Natural future land use designation and the other ~3.1 acres has the Residential future land use designation. The NA zoning is a better fit for this parcel since the lot is entirely wooded and ~6 acres is zoned W. While NA is not a fit with the Residential future land use category, as previously mentioned, a good portion of this area is wooded and zoned W and the other portion is entirely wooded.

- **Relevant goals/objectives/action items from comprehensive plan.** None.
- **Other relevant text from county comprehensive plan.** None.

/RYK
7/14/21

PETITION FOR ZONING AMENDMENT-MAP

To: Door County Board of Supervisors
Door County Government Center
Sturgeon Bay, WI 54235

Mail To: Door County Land Use Services
421 Nebraska Street
Sturgeon Bay, WI 54235

The undersigned owner of the property herein described hereby petitions your honorable body for an amendment to the Door County Zoning Ordinance Map to effect a change in the Zoning Classification of real estate in the Town of Liberty Grove Door County, Wisconsin, located at Fire No. , Water RECEIVED Road/Highway/Street, more particularly described as follows (attach copy of deed, tax bill, or survey):

JUL - 1 2021

from Heartland 10 Zoning District to Natural 15 DOOR COUNTY ZONING DISTRICT
Please describe in detail how the land will be used if the amendment is adopted. Submittal of detailed site and building plans is encouraged.

To be left natural and a single family residence
(all wooded)

Parcel # 0180236322824N

Dated this 1 day of July, 2021.

Respectfully submitted,

David Dougherty
NAME

DS. Door@HotMail.com
EMAIL

P.O. Box 185
MAILING ADDRESS (STREET)

Bailly Harbor WI 54202
CITY, STATE & ZIP CODE

(847) 343-4964
TELEPHONE

[Signature]
LEGAL SIGNATURE

7/1/2021
DATE

ACTION TAKEN

(By County Planning Committee)

PARCEL

NO.: 0 - - - - -

DATE
Approved Denied

(By Board of Supervisors)

DATE FILED:

FEE PAID (Date) 7-1-21
Receipt No: 2662 Fee: (\$750.00)
(Make check payable to: Door County Treasurer)

DATE
Approved Denied

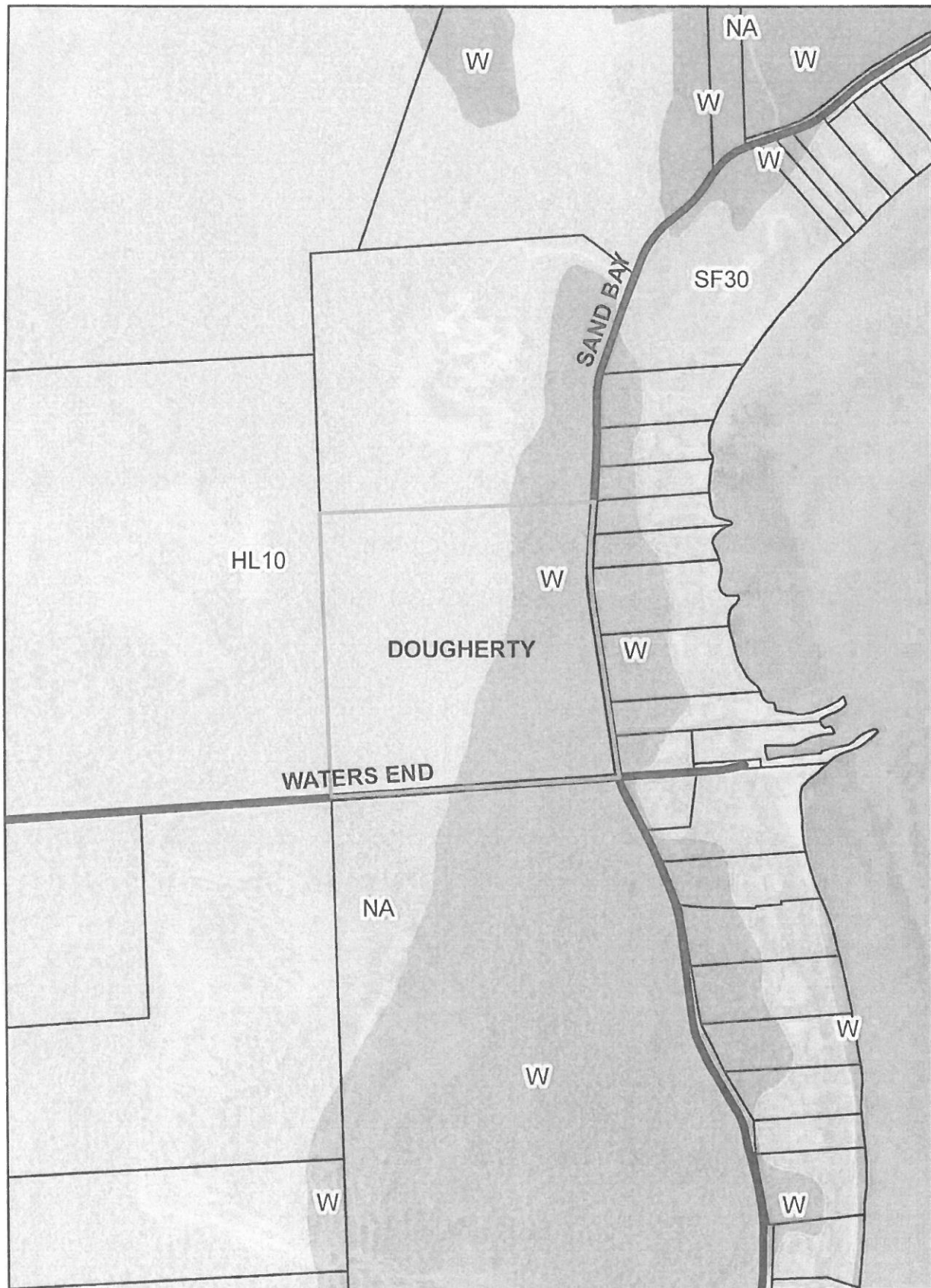
1/8/2021

Zoning Map

Re-Zoning

Dougherty: 018-02-36322824N

Proposed Re-Zoning: HL10 to NA

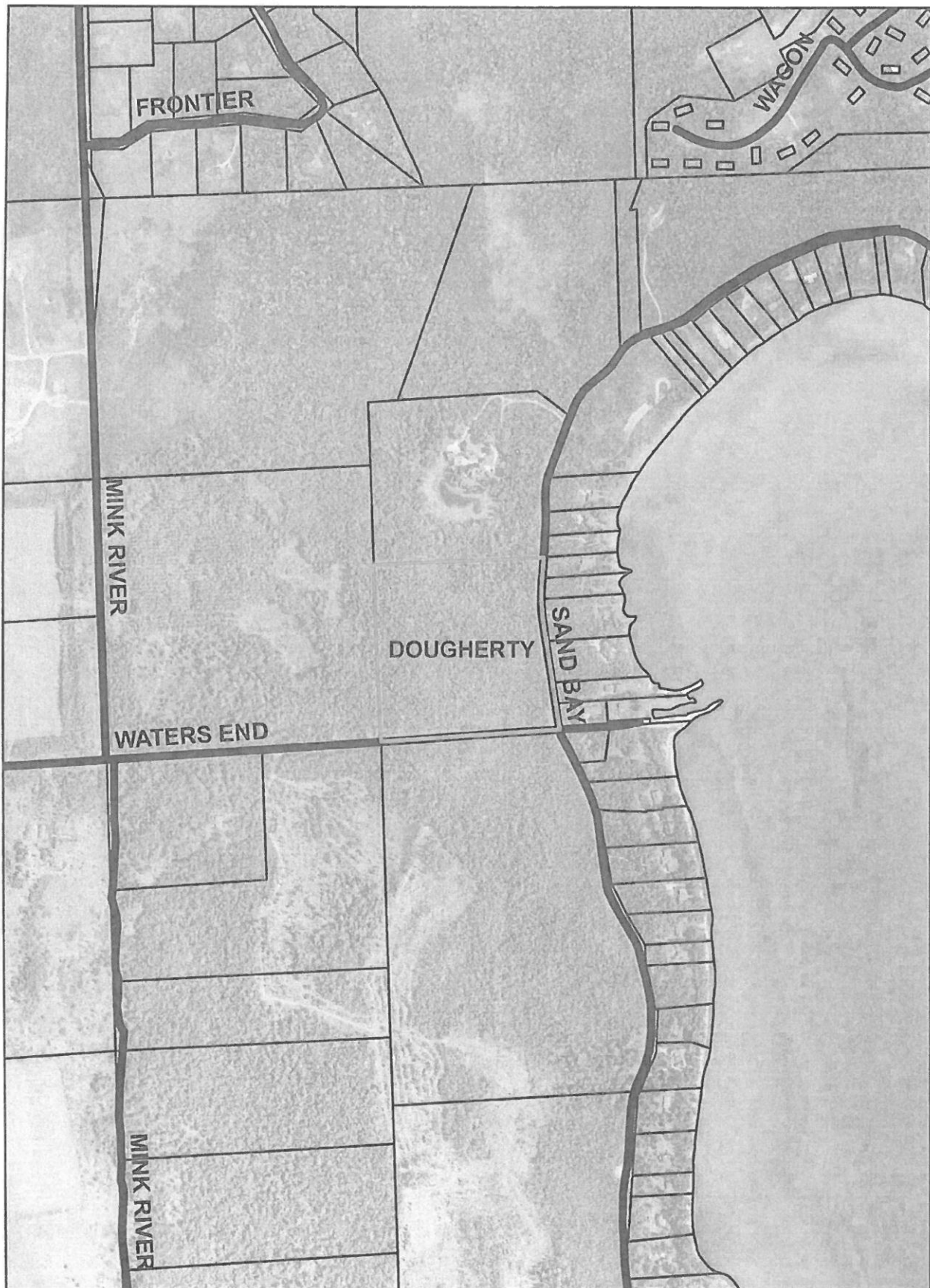


Aerial Map (neighborhood)

Re-Zoning

Dougherty: 018-02-36322824N

Proposed Re-Zoning: HL10 to NA



Aerial Map (close-up)

Re-Zoning

Dougherty: 018-02-36322824N

Proposed Re-Zoning: HL10 to NA

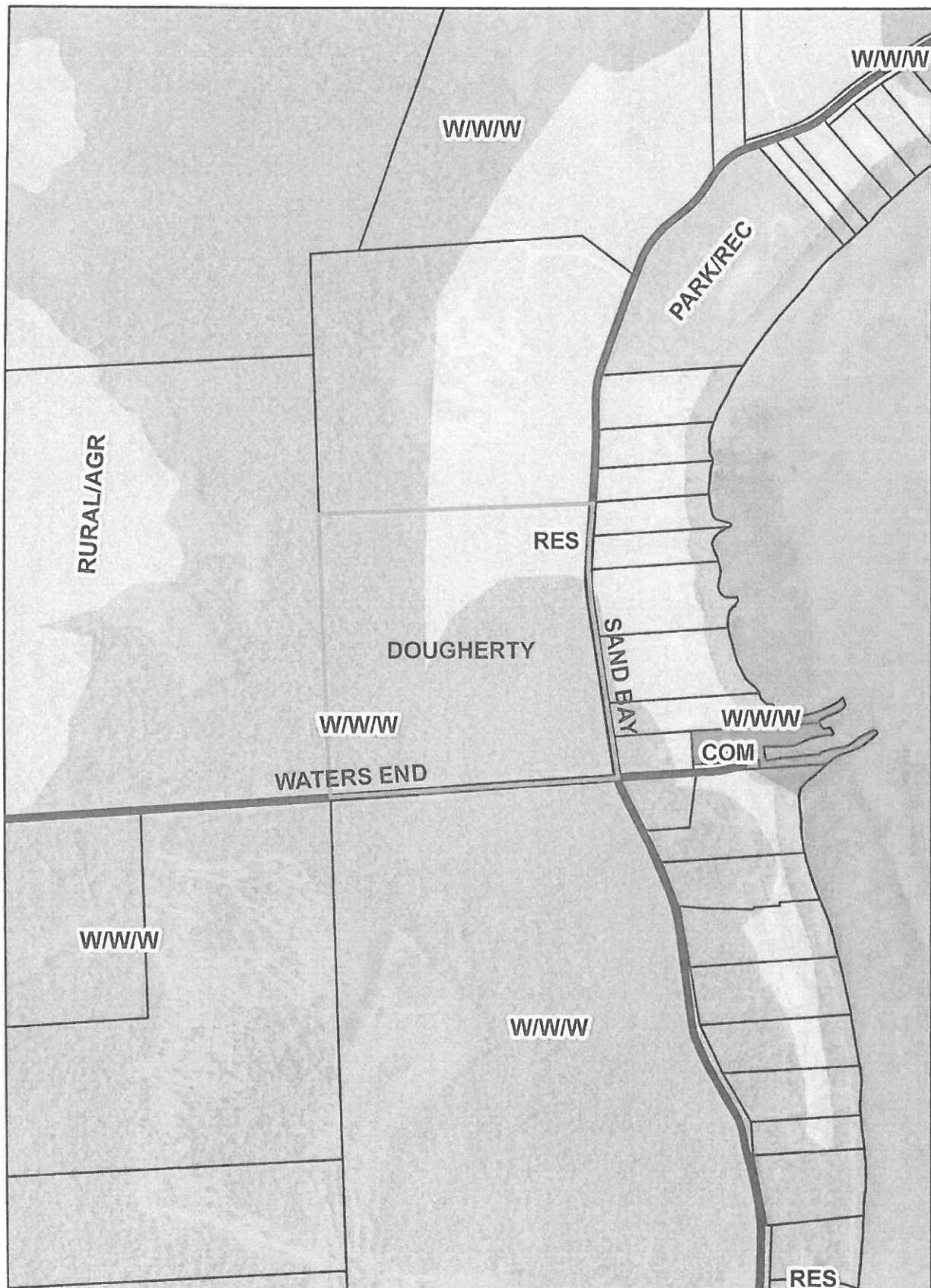


Future Land Use Map

Re-Zoning

Dougherty: 018-02-36322824N

Proposed Re-Zoning: HL10 to NA





Town of Liberty Grove

We're Like Nowhere Else

July 27, 2021

To: David Dougherty

Ref: Proposed rezoning of a portion of tax parcel: 018-02-36322824N (15.74 Acres)

This letter comes to you as notice that the Town of Liberty Grove has received a copy of your proposed rezoning of a portion of tax parcel: 018-02-36322824N

The Town Plan Commission will discuss and act on this application at a meeting to be held Wednesday, August 11, 2021 beginning at 7:00 PM at the Liberty Grove Town Hall at 11161 Old Stage Road. The Plan Commission will hear comments on this application and make a recommendation to the Door County Planning Committee.

You or your representative may attend this meeting on August 11th and comment on this rezoning request. If you cannot attend the meeting, you may send, email, or fax comments to the Town (see contact information below). Comments will be accepted up until 4:00 PM on the day of the Plan Commission meeting. Documents relating to this request are available for inspection at the Liberty Grove Town Hall or by requesting a PDF file of the application from the Town office, or at the Door County Government Center at 421 Nebraska St. in Sturgeon Bay.

Sincerely,

Anastasia Bell

Anastasia Bell, Clerk/Treasurer
Town of Liberty Grove



Town of Liberty Grove

We're Like Nowhere Else

July 27, 2021

To: Adjacent landowners David Dougherty, parcel # 018-02-36322824N

Ref: Proposed rezoning of a portion of tax parcel: 018-02-36322824N (15.74 Acres)

This letter comes to you as notice that David Dougherty is has submitted a proposal to rezone a portion of the above referenced parcel. He is seeking to allow a single family residence on the lot with the remaining area left natural. He wishes to preserve the natural beauty of the property while still allowing flexibility for total floor area for accessory structures. He envisions potentially going above Heartland's 3,000 square foot floor area limitation for accessory buildings.

The Town Plan Commission will discuss and act on this application at a meeting to be held Wednesday, August 11, 2021 beginning at 7:00 PM at the Liberty Grove Town Hall at 11161 Old Stage Road. The Plan Commission will hear comments on this application and make a recommendation to the Door County Planning Committee.

You or your representative may attend this meeting on August 11th and comment on this rezoning request. If you cannot attend the meeting, you may send, email, or fax comments to the Town (see contact information below). Comments will be accepted up until 4:00 PM on the day of the Plan Commission meeting. Documents relating to this request are available for inspection at the Liberty Grove Town Hall or by requesting a PDF file of the application from the Town office, or at the Door County Government Center at 421 Nebraska St. in Sturgeon Bay.

Sincerely,



Anastasia Bell, Clerk/Treasurer
Town of Liberty Grove

AVERY

5160

Utilisez le Gabarit Avery 5160
Allez à avery.ca/gabarits

Repliez à la hachure afin de révéler le rebord Pop-up.
Étiquettes d'adresse Easy Peel

DANIEL L SJOSTROM TRUST
812 N GROVE AVE
OAK PARK, IL 60302

BRUCE C PIKAS
3100 N SHERIDAN RD #8E
CHICAGO, IL 60657

JO ANN TULLY TRUST
1491 COUNTRYSIDE LN
LONG GROVE, IL 60047

STRAM FAMILY 2017 TRUST
550 RUSKIN DR
ELK GROVE VILLAGE, IL 60007

JOSEPH L MEYER TRUST
11114 N SAND BAY LN
SISTER BAY, WI 54234

D'ETTA ASHWELL SMITH TRST
1100 PEMBRIDGE DR
LAKE FOREST, IL 60045

DAVID DOUGHERTY
PO BOX 611
CARLY, IL 60013

KIMBERLY M HAZEN
6202 OLD SAUK RD
MADISON, WI 53705

ERLAND R SANDSTROM
11062 N SAND BAY LN
SISTER BAY, WI 54234

KIRBY S OLSON
1700 HIGHVIEW RD
ELLISON BAY, WI 54210

MICHAEL E TULLY TRST
1491 RFD
LONG GROVE, IL 60047

ALLYSON P HOFFMAN
995 NORTH AVE
DEERFIELD, IL 60015

LAWRENCE E ERICKSON
9410 74TH ST
KENOSHA, WI 53142

JAMES W MC DOWELL
15130 ROYAL WINSOR LN APT 1604
FORT MYERS, FL 33919

JUNE M OLSON
2450 S BAY SHORE DR
SISTER BAY, WI 54234

Pat: avery.com/patents

DONALD J & DOROTHY L VOIGHT TRST
832 STATE HIGHWAY 42
ELLISON BAY, WI 54210

TOWN OF LIBERTY GROVE
~~CEMETERY~~ ORDINANCE # 8-21 2-17

~~An ordinance for a~~Administration of Liberty Grove cemeteries.

Section 1.

All previous cemetery ~~ordinances, including Ord. 15-6,~~ and all other rules of cemetery operation for the Town of Liberty Grove, hereafter referred to as "Town", are hereby rescinded, to be replaced by this ordinance.

Section 2.

All cemeteries and subdivisions thereof operated by the Town of Liberty Grove shall be ruled by the regulations herein set forth.

Section 3. Definitions:

- A. **Burial:** Entombment, inurnment, or interment of human remains.
- B. **Calendar Year:** A period of 12 consecutive months. *Previously Sec 3 (H)*
- C. **Casket Burial:** Actual site of interment contained within a burial site which measures ~~is~~ 4'(W) X 10'(L).
- D. **Cemetery:** Any location for burial of human remains within the Town.
- E. **Cremation Burial:** Actual site of inurnment contained within a burial site which measures 10"(L) X 10"(W) X 12"(H).
- F. **Deed.** Official document ~~A deed for each site shall be~~ issued by the Town to the owner of the site. Multiple sites may not be held by one individual. *Previously Sec 3 (O)*
- G. **Family Burial Sites:** Must be contiguous, consisting of 2 or more sites, and the layout shall be determined by the Town Administrator. *Previously Sec 3 (D)*
- H. **Flat Marker:** A marker and foundation that is level with the contour of the ground on all sides; that is, flush with the surface of the ground on all sides. *Previously Sec 3 (P)*
- I. **Human Remains:** The body of a deceased individual that is in any stage of decomposition or has been cremated.
- J. **Immediate family:** Relatives consisting of husband, wife, ~~children, sons, daughters 18 years or younger,~~ and ~~parents mother or father or children~~ of husband or wife. *Previously Sec 3 (L)*
- K. **Lot:** A section of eight ~~or ten~~ burial sites, ~~depending on the cemetery. contained within a specific lot.~~ A lot for eight ~~graves~~ burial sites shall have a dimension of 16' X 20'. A lot for ten burial sites shall have a dimension of 20' X 20'. *Previously Sec 3 (B)*
- L. **Opening fee:** The fee set by the Town of Liberty Grove to excavate the burial site and refill it once the burial has taken place. Included in the opening fee are normal excavation, and replacement. Not included are abnormal costs such as opening frozen ground or hammering rock. See Section 4~~B~~. *Previously Sec 3 (F)*
- M. **Plat:** That section of the cemetery which is differentiated according to time of incorporation into the cemetery, e.g., original plat, first addition, second addition, etc. *Previously Sec 3 (A)*
- N. **Purchase Price:** Actual cost in U.S. dollars to purchase a burial site. The purchase price entitles the purchaser to a burial site and care of that site thereafter. See Sec. 4~~A~~. *Previously Sec 3 (E)*

O. **Resident:** A ~~registered voter in the Town of Liberty Grove and/or a~~ person who can show proof of residing within ~~pays property tax to the Town of Liberty Grove and has done so for one~~ calendar year or more including the for at least one calendar year preceding death. *Previously Sec 3 (G)*

- a. **Care Facility or Campus Residents:** must have previously resided in Liberty Grove for a period of one year immediately prior to be eligible to purchase a burial site at the resident rate.
- b. **Non-Resident:** A person who ~~cannot show proof of residing within is not a registered voter in the Town of Liberty Grove and has not paid property tax for at least one calendar year preceding death. as defined in ordinance to the Town of Liberty Grove. Previously Sec 3 (I)~~
- c. **Place of Residence:** For these purposes, shall mean residing within the said municipality for a continual period of 5 (five) months or greater per calendar year. *Previously Sec 3 (J)*
- d. **Sister Bay Residents:** With respect to this ordinance, Sister Bay ~~✕~~Village residents may purchase burial sites at the resident price in Little Sister Cemetery only. *Previously Sec 3 (N)*

~~P. **Condominium owners or nursing home residents:** must have been residents of said municipalities for a period of one year to be eligible to purchase a burial site.~~

~~Q. **Burial site:** Actual site of interment contained within a lot is 4'X10'.~~

~~R. **Property:** Real property consisting of land and/or buildings.~~

Section 4. Fees:

- A. Charge to purchase burial sites shall be determined by the Town Board of the Town of Liberty Grove and may be changed without amendment to this ordinance. Contact Town ~~Clerk Office~~ for current fee.
- B. ~~Changes to cemetery deeds shall be determined by the Town Office and may be changed without amendment to this ordinance. Contact the Town Office for current fee.~~
- C. The opening fee shall be set by the Town Board of the Town of Liberty Grove and may be changed as the need arises without amendment to this ordinance. Contact Town ~~Clerk Office~~ for current fee.
- D. Shall the desires of a gravesite owner change from the original intention of burial, extra work by Town staff at the site above and beyond the normal procedures of opening and closing shall be charged on a time and materials basis.

Section 5. Plantings and objects placed ~~on~~ in cemetery lots:

- A. ~~Annual P~~plants or flowers are to be planted only in a cultivated area the width of the stone marker, extending out from the base of the marker on the face side for a distance not greater than eight inches. No ~~woody plants or perennials bushes or shrubs~~ are allowed to be planted.
- B. No artificial flowers shall be placed on or near the grave. ~~in the summer months (May 15—Sept 15) EXCEPT for the Memorial Day observance, Friday before thru Tuesday after. All artificial flowers shall be removed by June 1. Any remaining after that date shall be subject to removal and disposal by the Town and its employees.~~
- C. In order to maintain the dignity of the cemeteries and in order to perform the routine maintenance of the cemetery grounds there are to be no objects placed anywhere on a cemetery lot including but not limited to the following: shepherd's hooks, statues, stones or rocks, remembrances, potted

plants. If placed anywhere on a cemetery lot such objects will be subject to removal by town employees

Section 6. Cremation:

- A. ~~Cremains:~~ The maximum number of urns placed on one burial site is four (4).
- B. Any additional cremation burials on an existing cremation site that is not a named owner of the site is limited to immediate family.
- C. An oversized cremation burial may occur, and additional fees will apply as defined in Section 4.

Section 7. Markers and Foundations:

- A. Foundations:
 - 1. Foundations shall be concrete or stone a minimum of 4" thick, and placed according to Town's instructions and shall be below the surface.
 - 2. The foundation for an upright marker can have a width of not more than 5" on each side of the marker.
- B. Markers:
 - 1. All markers, flat or upright, must be placed on foundations.
 - 2. Individual markers shall be flat and not exceed 1 foot x 2 feet in size.
 - 3. Double markers shall be flat and not exceed 1 foot x 3 feet in size.
 - 4. The top of the combined flat marker and foundation shall be level with the contour of the ground on all sides.
 - 5. Family markers are allowed only as defined in section 3D of this ordinance. The maximum dimensions of a family marker shall be 4' long and 3' high. Placement of a family marker shall be determined by the Town.
 - 6. All other types of designs of monuments, markers or mausoleums are hereby prohibited.
 - 7. Only one marker is allowed on a single site; the only exception is an additional flat military marker which will be placed at the foot of the lot.
 - 8. Only flat markers will be permitted in the second and subsequent additions of Little Sister Cemetery. Only flat markers will be permitted in subsequent additions to the Ellison Bay Cemetery
- C. Setting of Markers
 - 1. Location of all markers shall be determined by the Town of Liberty Grove and/or its designee.
 - 2. All markers to be erected and placed on the graves shall be of the specifications herein set forth. Failure to set the markers properly shall result in notification in writing to the company or individuals setting the markers, informing them as to the inappropriateness of their setting. The company/individual shall have 60 days from the day of notification to correctly set the marker. Should said company/individual fail to perform within said time limits, the Town of Liberty Grove shall correct said marker's setting, and bill the company/individual for the cost of correcting the fault.

Section 8. Rules regarding purchase and release of burial sites:

- A. Residents as defined in the ordinance may purchase burial sites, and those sites may be used by the named owner of the site unless changed by Section 8 (E) of this ordinance.
- B. The Town retains exclusive buy back rights to burial sites for original sale price, without interest.

- C. The purchase price is to be paid to the Town of Liberty Grove in full within 30 days upon receipt of bill, or a deed for the site will not be issued by the Town.
- D. Corporate officers or members whose corporation owns property in said municipalities may not purchase burial sites based upon membership in their respective corporations.
- E. Upon the change in status of a gravesite owner by death or divorce or other situation, sites not used may be transferred to immediate family members only, provided they own no other sites in the cemetery, upon presentation of one of the following:
 - a. A legal document detailing the terms of the transfer of ownership of the site.
 - b. A signed, notarized agreement of the immediate family members designating to whom the site(s) shall be transferred.
- ~~F. An additional cremation burial on an existing cremation site that is not a named owner of the site is limited to sons, daughters, mothers or fathers of the owner of the site. The limit to additional burials on a site is based on the number of burials allowed as defined in Section 6. The cost of the addition to the burial site shall be one half the price of a resident site purchase.~~
- G. No additional burials are allowed ~~on a cemetery lot~~ where a ~~full casket~~ burial has taken place.

Section 9. Severance Clause:

Provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of this ordinance.

This ordinance shall take effect after passage and notice as provided by law.

Adopted at a regular meeting of the Town Board of the Town of Liberty Grove, Door County, Wisconsin, this ~~19th~~ 18th day of ~~July~~ August, ~~2017~~ 2021.

CERTIFICATION:

I, ~~Janet Johnson~~ Anastasia P. Bell, Clerk/Treasurer of the Town of Liberty Grove, hereby certify that the above is a true and correct copy of an ordinance that was adopted on the ~~19th~~ 18th day of ~~July~~ August, ~~2017~~ 2021 at a properly noticed meeting of ~~by~~ the Town of Liberty Grove Board of Supervisors.

~~Janet Johnson~~ Anastasia P. Bell, Clerk/Treasurer

RATE SHEET AS OF 06/1/2021
SITE

Town Hall, North Fire Station, & Section 7 Parks	\$250.00 – 1st day if non-resident or for-profit activity \$125.00 – 1st day if resident or non-profit community group No charge – Liberty Grove based 501(c) organizations (e.g. DCN, LGHS, EBSC, etc.) where food is not prepared on the premises. \$100.00 – 2nd day same activity \$125.00-tent on grounds \$300.00-deposit
Women's Club	\$500.00 – 1st day if non-resident or for-profit activity \$250.00 – 1st day resident or non-profit community group \$250.00 – 2nd day same activity if non-resident \$125.00 – 2nd day same activity if resident or non-profit community group \$200.00-tent on grounds \$300.00-deposit
Cemetery	\$750.00/site if property owner \$1,500.00/non-property owner \$375.00 – request to be buried on someone else's site (1/2 of property owner rate) Family member rule applies \$650.00-open site (summer April 2nd - Nov. 30th) (dates added 4/17/19) \$850.00-open site (winter Dec 1st – April 1st) (dates & fee added 4/17/19) \$300.00-open cremation site \$150.00 additional fee for Holiday openings (full or cremation) \$50.00- additional fee for oversize cremation box
Open Records Request	\$.20 per page copied Cost of hourly rate to collect the information if that cost exceeds \$50. Fees are limited to actual, necessary direct costs. Postage to mail-actual rate \$35 per Assessment Certificate (up to 2 adjacent parcels) \$70 per Assessment Certificate (3 or more parcels)
Copies	\$.20/page Single copy to board – free Multiple copy to board - \$.20/page CD-copy of meeting - \$5.00 Memory stick – cost of purchase (will vary)
Marina	Annual slip - \$1,000 for the first 20' and \$50 for each additional foot Daily slip - \$1.50/foot with a \$30 minimum. Parking - \$2.00/day <i>slip and parking are charged plus sales tax</i> Annual launch - \$50 per watercraft Daily launch (not for commercial use) - \$5.00

**TOWN OF LIBERTY GROVE
RESOLUTION NO. 10-21
WORKFORCE HOUSING CONCEPT**

WHEREAS, there exists in the Town of Liberty Grove and Door County as a whole an acute need for workforce housing, and

WHEREAS, the need is for both seasonal and year 'round employees, and

WHEREAS, a concept has been presented that would allow local workers to obtain through purchase or rental a dwelling that is both functional and practical to own or rent, and

WHEREAS, adjustments to current zoning laws and building requirements should be addressed to align them more closely to the needs of workforce accommodation, and

WHEREAS, investigation should begin immediately to pursue the possibility of this type of dwelling to aid in workforce sustainability, therefore

BE IT HEREBY RESOLVED that the Town Board of the Town of Liberty Grove, Door County, Wisconsin supports the investigation into the development of practical workforce housing in order to maintain a viable base of essential workers within the Town.

Motion to approve: _____ Second: _____

Vote: Aye-____, Nay-____

I, Anastasia P Bell, Clerk/Treasurer of the Town of Liberty Grove, Door County, Wisconsin do hereby certify that the above is a true and correct copy of a resolution which was adopted on the ____ day of ____, 2021 by the Liberty Grove Town Board. Dated this ____ day of ____, 2021.

Anastasia P Bell, Clerk/Treasurer

**TOWN OF LIBERTY GROVE
RESOLUTION 11-21**

EXTENSION OF HEALTH EMERGENCY

THE TOWN BOARD OF THE TOWN OF LIBERTY GROVE DOES HEREBY DECLARE AS FOLLOWS:

WHEREAS, The worldwide pandemic attributable to the COVID-19 virus has been found to be present in the State of Wisconsin and also the County of Door

WHEREAS, Door County and Liberty Grove residents are particularly susceptible to the virus due to an aged population;

WHEREAS, The Door County and Liberty Grove area is a popular tourist destination and contains many seasonal residents, leading to an influx of people that could spread the virus;

WHEREAS, The Wisconsin Supreme Court has authored a decision which makes the Wisconsin Governor's "Safer at Home" unlawful and not able to be enforced, with the Governor and Wisconsin Legislature not able to put forth any rulings or guidelines to address this COVID-19 virus;

WHEREAS, Liberty Grove Resolution 2-20 declared a health emergency in the Town on March 17, 2020 which was subsequently extended by Resolutions 4-20, 7-20, 9-20, 16-20, and 3-21 and currently expires on September 30, 2021;

WHEREAS, In order to continue the protection of the health and well-being of its residents, the Town of Liberty Grove must avail itself of all resources at its disposal to respond to and contain the presence of COVID-19 in the Town;

THEREFORE, BE IT HEREBY RESOLVED by the Town Board of the Town of Liberty Grove, Door County, Wisconsin, to extend the health emergency as declared in Resolutions 2-20, 4-20, 7-20, 9-20, 16-20, and 3-21 to continue as follows:

1. Pursuant to the powers available under Wisconsin Statutes Sections 323.11, 323.14, 323.15 and all other applicable provisions of Wisconsin Law, a Public Health Emergency is hereby declared in the Town of Liberty Grove.
2. The Town of Liberty Grove is authorized under this declaration to make use of volunteer health practitioners to maintain and restore the health, safety, protection and welfare of persons and property within the Town.
3. The Town of Liberty Grove is authorized under this declaration to undertake whatever actions are necessary and expedient for the health, safety, protection and welfare of persons and property and in doing so may bar, restrict, or remove all unnecessary traffic, both vehicular and pedestrian, from the highways and Town streets. This includes hours of operation and limitations of occupancy for the Town businesses.

4. The Town of Liberty Grove may employ personnel, facilities, and other resources consistent with an emergency plan adopted to cope with the problems of local disasters.
5. John Lowry, Town chairman, and/or his designee is authorized to undertake and direct the activities outlined herein on behalf of the Town of Liberty Grove.
6. The period of this emergency declaration extension shall be limited to a ___-day sunset clause that may be extended or ended by order of the Liberty Grove Town Board, said ___ days to expire _____, 2021 at 11:59 PM.

This resolution was adopted at a properly noticed meeting of the Town Board of the Town of Liberty Grove on the 18th day of August, 2021.

John Lowry, Chairman

VOTE: Aye _____ Nay _____

ATTEST:

Anastasia Bell, Town Clerk

The Liberty Grove Historical Society would like to remove and preserve at the museum the following items from the Weborg Dock (some items may not be listed in correct building)

08-03-2021

Arched roofed building = ARB

Metal-roofed building = MRB

Metal-sheathed building = MSB

Barrel - black and orange

Barrel - oak with lip on rim

Bench -long, blue-green

Bicycle - Schwinn

Block and tackle with rope

Cast iron chimney plate, round

Dark wood tray (hand holds)

Fish boxes

Fish net

Floats - metal, large

Floats, metal, clean, in boxes

Ice saws - 3

Map - 1949

Metal bottle wrapped in wood - kerosene tin?

Metal circle with wood post sticking up - WHAT ARE THEY USED FOR?

Metal net boat/tub

Nail kegs – 2

Net boxes - 5

Net buoys - 4 orange, 3 blue, **outside**

Net drying rack - 12'

Net drying rack - small, with nets on it

Net winder - hanging on back wall

Net winder – at least one small

Oars - 3 in one building and 1 in the other building

Paddle - 1

Pail - mounted on long wooden handle

Porthole - metal parts

Rectangular metal pan

Rite Farm funnels mounted on board

Screens - 2, hanging on wall of smallest building (cleaning shed?)

Several of cleanest fish boxes (one is in cooler others elsewhere)

Shovel - flat

Wash tub

Weathervane and lightning rods on metal roof

Wood net bin/tub

Wooden box - dark, with handholds (in annex room)

Wooden boxes - 5