

CITY OF WISCONSIN DELLS MEETING AGENDA

Meeting Description COMMON COUNCIL MEETING

Date: MONDAY, AUGUST 17, 2015 Time: 7:00PM Location: MUNICIPAL BUILDING
300 LA CROSSE STREET, WISCONSIN DELLS, WI

MAYOR		COUNCIL MEMBERS		
BRIAN L. LANDERS		FIRST DISTRICT	SECOND DISTRICT	THIRD DISTRICT
		Jesse DeFosse	Mike Freel	Ed Fox
		Brian Holzem	Dar Mor	Ed Wojnicz
OPENING				
1	CALL TO ORDER & ROLL CALL			
2	PLEDGE OF ALLEGIANCE			
3	APPROVAL OF CONSENT AGENDA ITEMS: <ul style="list-style-type: none"> a. Approval of the July 20, 2015 Common Council Meeting Minutes b. Schedule of Bills Payable dated August 17, 2015 c. Applications for Bartender Licenses d. Application for a Temporary Class B Beer (Picnic) License submitted by Wis Dells Festivals Inc for the Fall Festival October 16-18, 2015 e. Application for a Special Events Permit submitted by the WoZhaWa Committee for the WoZhaWa Fall Festival and Parade September 18-20, 2015 f. Application for a Special Events Permit submitted by Wis Dells Festivals Inc/WDVCB for the Fall Festival October 16-18, 2015 			
4	COMMITTEE UPDATES BY CHAIRPERSONS: (BID, PARKS & REC, LIBRARY, LEGISLATIVE, PARKING BOARD, PLAN COMMISSION, FINANCE, PUBLIC WORKS & PUBLIC SAFETY)			
AGENDA ITEMS				
5	CITIZEN APPEARANCES FOR ANY NON-AGENDA ITEM			
6	MAYOR'S RECOMMENDED APPOINTMENT TO VACANT POSITION ON BOARD OF APPEALS			
RESOLUTIONS				
7	RESOLUTION TO APPROVE THE DISSEMINATION AGENT AGREEMENT WITH WISCONSIN PUBLIC FINANCE PROFESSIONALS, LLC			
8	RESOLUTION TO APPROVE EXTENDING THE GUSSEL-BAVARIAN VILLAGE PUBLIC RESTROOM AGREEMENT FOR AN ADDITIONAL YEAR			
9	RESOLUTION TO ADOPT THE COLUMBIA COUNTY ALL HAZARDS MITIGATION PLAN			
10	RESOLUTION TO INCREASE THE PARKING RATES TO \$1 PER HOUR STARTING APRIL 1, 2016 (This is in conjunction with item #18.)			
11	RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT TO NIHAT ALMAS IN ORDER TO ALLOW A SIDEWALK CAFÉ WITH HOOKAH SERVICE AT 404½ AND 406½ BROADWAY – Was tabled at June meeting. (Plan Commission recommended denial – Super majority vote required to pass)			
12	RESOLUTION TO APPROVE THE SITE PLAN APPLICATION SUBMITTED BY MIRUS PARTNERS FOR A 72 UNIT RESIDENTIAL MULTI-FAMILY DEVELOPMENT AT 460 PIONEER DRIVE (With contingencies)			
13	RESOLUTION TO APPROVE A CERTIFIED SURVEY MAP PERTAINING TO THE 100 BLOCK OF BROADWAY			

CITY OF WISCONSIN DELLS
OPERATOR'S (BARTENDER) LICENSE APPLICATION

ITEM 3c

FOR OFFICE USE ONLY

Receipt# _____
Amount Paid: \$ 60.00 5/1/16
License Exp. Date Provisional: _____ (not more than 60 days)
Operators- June 30, 2016 (even year)
Temporary Period _____ (not more than 14 days)
Council Date Granted: _____
License #: _____ Date Issued: _____

Police Dept Verification: 7-20-15 (no) (ch) (LL)
Police Chief: _____ Approved: _____
Denied: _____

Please Note:

- You must be 18 years of age or older to apply.
- Answer all questions truthfully and completely. A background record check will be conducted by the Police Dept.
- A Beverage Server Certificate, proof of registration in the class, or proof of having an Operator License within the last two years must accompany all New License Applications.

Application Date 7-17-2015

License Applying For:

- New \$60
 Renewal \$60
 Provisional \$10
 Temporary \$10 (Bona Fide Clubs Only)
Date(s) Needed (14 day max.): _____
Limited to one per year. No training course required.

Check the appropriate box that applies to you:

- I have an Operator's License in effect at this time. (Attach proof if not held w/City of Wisconsin Dells)
 I have held an Operator's License within past 2 years (Attach proof)
 I have completed the Beverage Server Training Course within past 2 years (Attach Completion Certificate)
 I am enrolled in the Beverage Server Training Course
Class Date and Location: _____
(After completing the course, bring in your certificate to receive license)
 I am applying for a Temporary Operator's License

To the Common Council of the City of Wisconsin Dells, Wisconsin:

I hereby apply for a license to serve from the date hereof to June 30, 2016, inclusive, fermented malt beverages and intoxicating liquors, subject to limitations imposed by Secs. 125.04, 125.12, 125.32, 125.68 of the Wisconsin Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, federal, state, or local, affecting the sale of such beverages and liquors if a license is granted to me.

PLEASE PRINT

Name Achczynski Bridget Nicole
Last First Middle

Home Address 811 Water St. Baraboo WI 53913
Street City State Zip

Mail License to (if different from Home Address) 811 Water St. Baraboo WI 53913
Street City State Zip

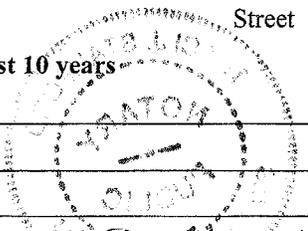
Previous Addresses within the past 10 years _____

Drivers License # A252-0749-4601-09 State Issued WI

Phone Number (608) 683 0946 Date of Birth 03/21/94 Place of Birth Baraboo, WI

Physical Description Sex F Race W Height 5'5 Eye Color: BR Hair Color: BR

License to be used at (Name of Business) REG Travel Mart



(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No X
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No X
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No X
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No X

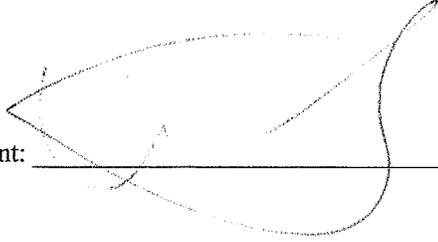
If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

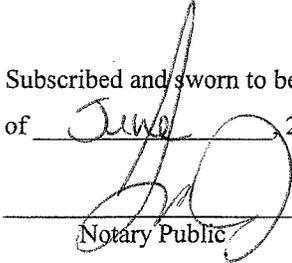
<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

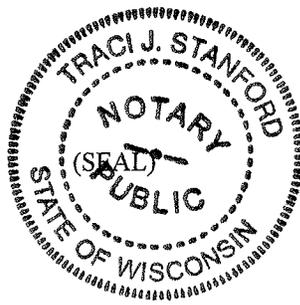
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application: that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Signature of Applicant:  Date: 07/17/15

Subscribed and sworn to before me this 17th day
of July 20 15.

Notary Public
My Commission Expires: 10/25/2015



(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>
Feb 16 2009	Speeding	Columbia County	Wisconsin
Aug 25 2006	possession of tobacco under 18	Columbia County	Wisconsin
Nov 19 2006	possession of THC, Paraphenilia THC	Columbia County	Wisconsin
April 10 2009	possession of THC, Paraphenilia	Columbia County	Wisconsin
August 8 2009	possession of Marijuana	Las Vegas	Nevada
01/20/2011	order of protection	Knox County	Tennessee

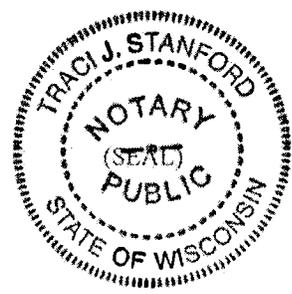
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant: Brian Liu Date: 6-23-15

Subscribed and sworn to before me this 23rd day of June, 2015.
[Signature]
Notary Public
My Commission Expires: 10/25/2015



- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

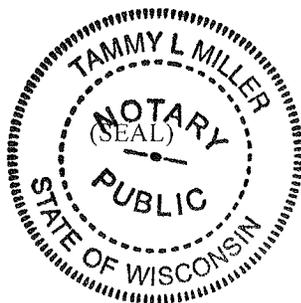
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Signature of Applicant: Cassandra Carlings Date: 7/31/15

Subscribed and sworn to before me this 31st day of July, 2015.

Tammy L Miller
Notary Public

My Commission Expires: 4-14-18



(Continued)

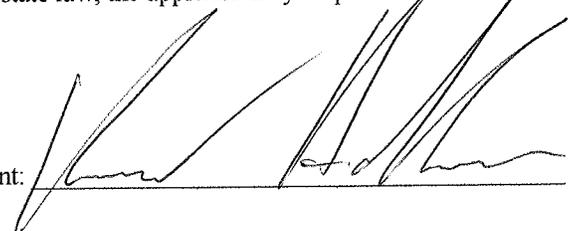
- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

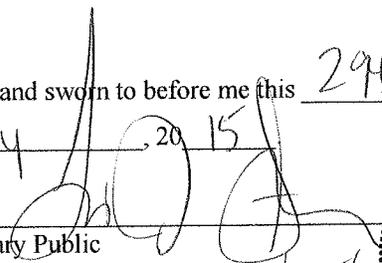
<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

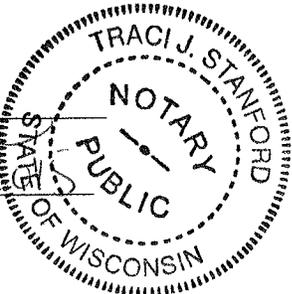
STATE OF WISCONSIN
COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant:  Date: 7/29/15

Subscribed and sworn to before me this 29th day
of July, 2015


Notary Public
My Commission Expires: 10/25/2015



(SEAL)

(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN

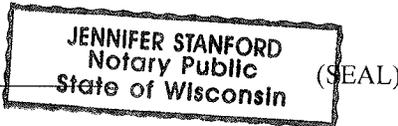
COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant: Stacia Huffman Date: 7-14-15

Subscribed and sworn to before me this 14th day of July, 2015.

Jennifer Stanford
Notary Public



My Commission Expires: 12-4-2016

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No X
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No X
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No X
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No X

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

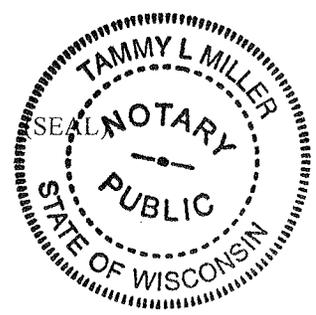
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Signature of Applicant: Jaime Hurd Date: 8/3/15
Jaime Hurd

Subscribed and sworn to before me this 3rd day of August, 2015.

Tammy L Miller
Notary Public

My Commission Expires: 4-14-18



- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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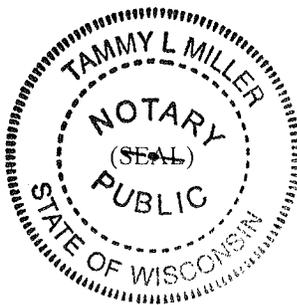
Signature of Applicant: *J. H. Hange*

Date: 8/4/2015

Subscribed and sworn to before me this 6th day of August, 2015.

Tammy L. Miller
Notary Public

My Commission Expires: 4-14-18



**CITY OF WISCONSIN DELLS
OPERATOR'S (BARTENDER) LICENSE APPLICATION**

FOR OFFICE USE ONLY

Receipt# 51706
 Amount Paid: \$ 60.00
 License Exp. Date Provisional: _____ (not more than 60 days)
 Operators-June 30, 2016 (even year)
 Temporary Period _____ (not more than 14 days)
 Council Date Granted: _____
 License #: _____ Date Issued: _____

Police Dept Verification: 7-17-15 (TCH) (C)
 Police Chief: Approved: [Signature]
 Denied: _____

Please Note:

- You must be 18 years of age or older to apply.
- Answer all questions truthfully and completely. A background record check will be conducted by the Police Dept.
- A Beverage Server Certificate, proof of registration in the class, or proof of having an Operator License within the last two years must accompany all New License Applications.

Application Date 7/14/15

License Applying For:

- New \$60
 Renewal \$60
 Provisional \$10
 Temporary \$10 (Bona Fide Clubs Only)
 Date(s) Needed (14 day max.): _____
 Limited to one per year. No training course required.

Check the appropriate box that applies to you:

- I have an Operator's License in effect at this time. (Attach proof if not held w/City of Wisconsin Dells)
 I have held an Operator's License within past 2 years (Attach proof)
 I have completed the Beverage Server Training Course within past 2 years (Attach Completion Certificate)
 I am enrolled in the Beverage Server Training Course
 Class Date and Location: _____
 (After completing the course, bring in your certificate to receive license)
 I am applying for a Temporary Operator's License

To the Common Council of the City of Wisconsin Dells, Wisconsin:

I hereby apply for a license to serve from the date hereof to **June 30, 2016**, inclusive, fermented malt beverages and intoxicating liquors, subject to limitations imposed by Secs. 125.04, 125.12, 125.32, 125.68 of the Wisconsin Statutes and all acts amendatory thereof and supplementary thereto, and hereby agree to comply with all laws, resolutions, ordinances and regulations, federal, state, or local, affecting the sale of such beverages and liquors if a license is granted to me.

PLEASE PRINT

Name Peters Alicia Olga
 Last First Middle
 Home Address 10 Dessa Rain Dr Reedsburg WI 53959
 Street City State Zip
 Mail License to (if different from Home Address) _____
 Street City State Zip

Previous Addresses within the past 10 years
420 S. Burnett Ave #202 Baraboo WI 53913
1010 12th St Reedsburg WI 53959

Drivers License # P362-0148-6944-06 State Issued WI
 Phone Number 608 448-8333 Date of Birth 12/4/86 Place of Birth Baraboo WI
 Physical Description Sex F Race W Height 5'3 Eye Color: Hazel Hair Color: Brown
 License to be used at (Name of Business) Showboat

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No X
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No X
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No X
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No X

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

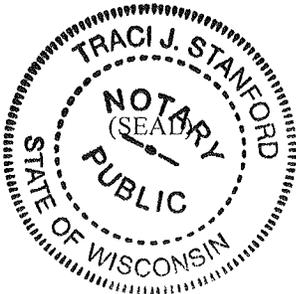
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant: Alison B. [Signature] Date: 7/15/15 7/14/15

Subscribed and sworn to before me this 14th day of July 2015.
[Signature]
Notary Public
My Commission Expires: 10/25/2015



(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes No

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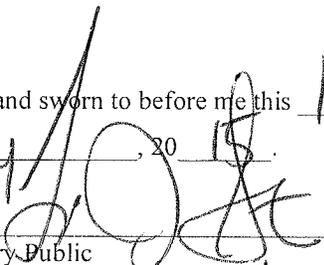
<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>
2009	MISDEMEANOR THEFT	DANE	WI

STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant:  Date: 7/17/2015

Subscribed and sworn to before me this 17th day
of July, 2015.

Notary Public

(SEAL)

My Commission Expires: 10/25/2015

(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
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<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN
COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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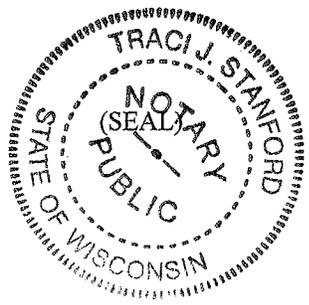
Signature of Applicant: Michelle Stevens Date: 7/16/15

Michelle Stevens 7/17/15

Subscribed and sworn to before me this 17th day
of July, 2015.

[Signature]
Notary Public

My Commission Expires: 10/25/2015



- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No ✓
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No ✓
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No ✓
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No ✓

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<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

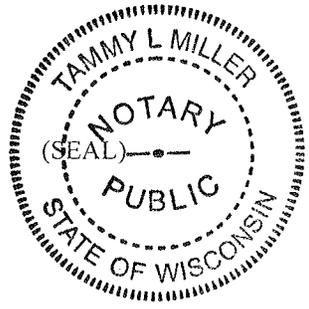
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

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Signature of Applicant: Paul J Stevenson Date: 07/22/2015

Subscribed and sworn to before me this 22nd day
of July, 2015.
Tammy L Miller
Notary Public
My Commission Expires: 4-14-18



(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No X
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No X
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No X
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<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

STATE OF WISCONSIN

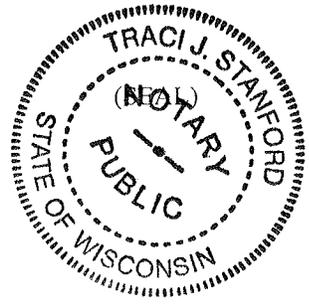
COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application: that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Signature of Applicant: *[Handwritten Signature]* Date: 7/16/15

Subscribed and sworn to before me this 16th day
of July, 2015.
[Handwritten Signature]
Notary Public

My Commission Expires: 10/25/2016



- 1. Have you been convicted of any felony or misdemeanor? Yes ___ No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes ___ No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes ___ No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes ___ No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>

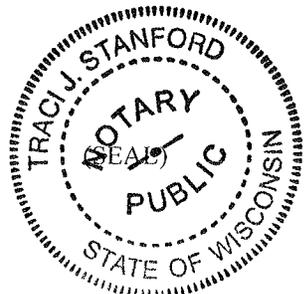
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application: that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Signature of Applicant: *[Handwritten Signature]* Date: 8/10/2015

Subscribed and sworn to before me this 10th day of August, 2015.
[Handwritten Signature]
Notary Public
My Commission Expires: 10/25/2015



- 1. Have you been convicted of any felony or misdemeanor? Yes No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes No

If you answered **yes** to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>
3-26-2015	Speeding Ticket	Columbia	WI
2-1-2011	Seat Belt	Sauk	WI
12-27-2011	Seat Belt	Rock Cty	WI
11-20-2011	D.C.	Rock Cty	WI
2006	D.C.F	Dane Cty	WI
2004	D.C.I	I.L.	

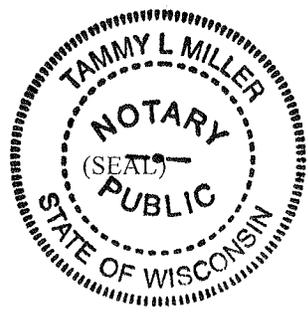
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application: that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Signature of Applicant: [Handwritten Signature] Date: 7-31-15

Subscribed and sworn to before me this 31st day of July, 2014.
Tammy L Miller
Notary Public
My Commission Expires: 4-14-18



(Continued)

- 1. Have you been convicted of any felony or misdemeanor? Yes No
- 2. Have you been convicted of any license law or ordinance regulating the sale and/or consumption of fermented malt beverages or intoxicating liquors? Yes No
- 3. Are there currently any charges, federal, state, or local pending against you? Yes No
- 4. Do you currently have any outstanding forfeitures owed to the City of Wisconsin Dells? Yes No

If you answered yes to any of the above questions, list the offense convicted of, pending conviction, date of conviction, and state and county of conviction.

<u>Date</u>	<u>Nature of Offense</u>	<u>County</u>	<u>State</u>
2002?	OMNIVOC (2)	DANE	WI
2002?	BURGLARY (1)	SAUK	WI
2002?	ESCAPE	DANE	WI
2002	ATTEMPT ESCAPE	COLUMBIA	WI
2002	REVOCA *REVOCATION		2008- 17 MONTHS.

BEEN OFF PAROLE OVER A YEAR

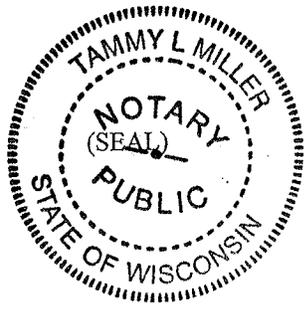
STATE OF WISCONSIN

COUNTIES OF COLUMBIA, SAUK, ADAMS & JUNEAU

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application: that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Signature of Applicant: Patrick Nadoff Date: 8.4.2015

Subscribed and sworn to before me this 4th day of Aug, 2015.
Tammy L Miller
Notary Public
My Commission Expires: 4-14-18



APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: 7-24-2015

Town Village City of Wisconsin Dells County of Columbia

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
- A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning 10/16/15 and ending 10/18/15 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) Bona fide Club Church Lodge/Society Veteran's Organization Fair Association

(a) Name Wisconsin Dells Festival, Inc

(b) Address 701 Superior St, Wisconsin Dells, WI 53965
(Street) Town Village City

(c) Date organized 10

(d) If corporation, give date of incorporation 10/16/1990

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box:

(f) Names and addresses of all officers:

President Jill Diehl, Tommy Bartlett Inc.

Vice President Jeane DeFosse, Ashwood Boat Saloon

Secretary Don Sawinski, Original Wisconsin Ducks

Treasurer _____

(g) Name and address of manager or person in charge of affair: Jenifer Debbi, Wisconsin Dells Festival Inc.
701 Superior St, Wisconsin Dells WI 53965

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number Lacrosse St. Parking Lot

(b) Lot _____ Block _____

(c) Do premises occupy all or part of building? _____

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: _____

3. NAME OF EVENT

(a) List name of the event Fall Festival Weekend / Dells On Tap

(b) Dates of event 10/16-10/18/2015

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer [Signature] 7/20/15
(Signature/date)

Officer _____
(Signature/date)

Officer [Signature] 7/21/15
(Signature/date)

Officer [Signature] 7-21-15
(Signature/date)

Date Filed with Clerk 7-24-2015

Date Reported to Council or Board _____

Date Granted by Council _____

License No. _____

City of Wisconsin Dells

Application for: SPECIAL EVENTS & PARADE PERMIT

ITEM 3e

Date From: September 18-20, 2015

FEE \$160

Receipt No. pd

Name of Applicant: WoZhaWa Committee

Address of Applicant: PO Box 485, Wisconsin Dells, WI 53965

Daytime Telephone Number: () _____ Email Address: _____

Name & Address of Officers, if Corporation: _____

FOR SPECIAL EVENTS PERMIT:

Type of Event: Wo-Zha-Wa Fall Festival

Location of Event: Downtown Wisconsin Dells

Number and Types of Participants: _____

Contact Person: Ed Wojnicz Telephone No: _____

Fireworks: NO

FOR PARADE PERMIT:

Assembly Area: Line up on Oak & Washington

Starting Time & Estimated Length: Start time is 1:30P.M. Parade lasts approximately 2 hours

Starting Point: Superior Street

Parade Route: Parade begins on Superior Street, turns on to Broadway and ends on Vine and Washington

Number of Units: _____

Signature of Applicant

Subject to compliance with Wisconsin Dells Municipal Code chapter 24

Date Approved: _____ day of _____ 20____

Date Denied: _____ Reason(s): _____

City of Wisconsin Dells

ITEM 3F

Application for: SPECIAL EVENTS PERMIT

Date From: Friday, October 16, 2015- Sunday, October 18, 2015 FEE \$160.00 Receipt No. 51937

Name of Applicant: Wisconsin Dells Festivals, Inc. / Wisconsin Dells Visitor & Convention Bureau ⁷⁻²⁴⁻²⁰¹⁵

Address of Applicant: PO Box 390, 701 Superior St, Wisconsin Dells, WI 53965

Daytime Telephone Number: (608) 254-7180 x 311 Email Address: Jenifer@wisdells.com

Name & Address of Officers, if Corporation: Jill Diehl, Tommy Bartlett Inc. President; Dan Gavinski, Original Wisconsin Ducks®, Secretary/Treasurer; Jesse DeFosse, Showboat, Vice President

FOR SPECIAL EVENTS PERMIT:

Type of Event: 18th Annual Fall Festival - A Festival that celebrates Autumn in Wisconsin Dells. Events Include: Craft Beer Walk, Scarecrow Stuffing, Children's Activities, Pony Rides, Petting Zoo, Live Entertainment, Dells On Tap Microbrew Tasting, Concessions, Arts & Crafts Marketplace, 5K Run/Walk & Kids Dash and many other activities.

Location of Event: Downtown Wisconsin Dells - Wisconsin Dells Festivals Site - Parking Areas Behind Municipal Building, Memorial Park, Land Adjacent to the Canadian Pacific Railway Fence.

Number and Types of Participants: Approximately 20,000 Visitors

Contact Person: Jenifer Dobbs, Festivals Manager Telephone No: 608-254-7180 x 311 or 608-516-7101 -

Fireworks: NO

Sandwich Board Signs: YES

FOR PARADE PERMIT:

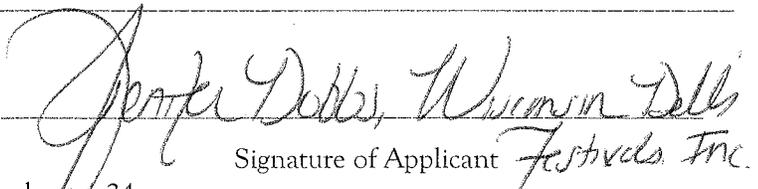
Assembly Area: _____

Starting Time & Estimated Length: _____

Starting Point: _____

Parade Route: _____

Number of Units: _____


Signature of Applicant Festivals, Inc.

Subject to compliance with Wisconsin Dells Municipal Code chapter 24

Date Approved: _____ day of _____ 20____

Date Denied: _____ Reason(s): _____

Note: Incomplete, false, or misleading information on the application form can delay the review process and/or be grounds for denial of permit or license. Rev. 01/10

ITEM 7

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, that based upon the recommendation of the FINANCE COMMITTEE from their August 17, 2015 meeting;

TO APPROVE the Dissemination Agent Agreement with Wisconsin Public Finance Professionals (WPFP), LLC for filing the continuing disclosure annual report and notices, for which WPFP is designated as the city's dissemination agent.

Brian L. Landers, Mayor

Attest: _____
Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:



WISCONSIN PUBLIC FINANCE PROFESSIONALS, LLC
1020 NORTH BROADWAY, SUITE G-9
MILWAUKEE, WI 53202
414-434-9644
FAX: 414-226-2014

City of Wisconsin Dells

Dissemination Agent Agreement

Continuing Disclosure Annual Report Filing Requirement

The City of Wisconsin Dells has previously executed Continuing Disclosure Certificates (the "Undertakings") in connection with the issuance of the City's General Obligation Note and Bond issues, Electric Utility Revenue Bond issues, and Community Development Authority Revenue Bond issues, collectively referred to as "Outstanding Obligations." The City has covenanted, for the benefit of bondholders, to provide continuing disclosure of certain financial information and operating data, in accordance with the requirements of the individual Undertakings ("Annual Report"), and to provide timely notices of the occurrence of certain events. The Annual Report and notices of material events must be filed with the Municipal Securities Rulemaking Board through the Electronic Municipal Market Access System at www.emma.msrb.org.

This writing will serve as the Dissemination Agent Agreement ("Agreement") between Wisconsin Public Finance Professionals, LLC ("WPFPP") and the City of Wisconsin Dells ("City") for filing the continuing disclosure Annual Report and notices of material event, for which WPFPP is designated as the City's "Dissemination Agent."

WPFPP will file, on behalf of the City, certain annual financial information and operating data required by the Undertakings in compliance with SEC Rule 15c2-12, the ("Rule"). The City agrees to provide the information promptly upon request, in order for WPFPP to make the filing in a timely fashion. In accordance with the Undertakings, the Annual Report must be filed no later than 270 days (September 28) after the end of each fiscal year (December 31).

The content of the Annual Report includes the Audited Financial Statements for the City of Wisconsin Dells, and updates to the following financial and operating information:

1. Indebtedness

- General Obligation Long-Term Debt
 - Outstanding General Obligation Long Term Debt by Issue
 - Annual Maturity Schedule
- Legal General Obligation Debt Limit
- Overlapping Debt
- Short-Term Debt
- Revenue Debt by Issue
- Community Development Authority Debt
- No Default on City Indebtedness
- Future Financings

2. Financial Information

- Financial Reports – Statement of Revenues, Expenditures and Changes in Fund Balance – General Fund

This Agreement may be terminated by either party upon 90-day's written notice. This Agreement may be amended or modified only by a writing signed by both parties. This Agreement is solely for the benefit of the City and WFPF and no other person. WFPF may not assign this Agreement without the City's prior written consent. The laws of the State of Wisconsin shall apply to this Agreement.

WISCONSIN PUBLIC FINANCE
PROFESSIONALS, LLC

CITY OF WISCONSIN DELLS, WISCONSIN

By: Carol Wirth
Carol Ann Wirth, President

By: _____

Date: _____

Material Events under SEC Rule 15c2-12

1. Principal and interest payment delinquencies;
2. Non-payment related defaults, if material;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Securities, or other material events affecting the tax status of the Securities;
7. Modification to rights of holders of the Securities, if material;
8. Securities calls, if material, and tender offers;
9. Defeasances;
10. Release, substitution or sale of property securing repayment of the Securities, if material;
11. Rating changes;
12. Bankruptcy, insolvency, receivership or similar event of the Issuer;
13. The consummation of a merger, consolidation, or acquisition involving the Issuer or the sale of all or substantially all of the assets of the Issuer, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
14. Appointment of a successor or additional trustee or the change of name of a trustee, if material.

ITEM 8

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, that based upon the recommendation of the BID COMMITTEE from their July 22, 2015 meeting and the FINANCE COMMITTEE from their August 17, 2015 meeting;

TO APPROVE the updated Bavarian Village Public Restroom Agreement with Bernard Gussel for one year.

Brian L. Landers, Mayor

Attest: _____
Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

**Public Restroom Agreement
Bavarian Village & Wisconsin Dells BID**

This Agreement is by and between the following parties:

- City of Wisconsin Dells and its Business Improvement District Committee (BID)
- Bavarian Village, LLC (BV)

Recitals

- A. BV owns the "Bavarian Village" commercial premises located at 436 Broadway, Wisconsin Dells.
- B. BV will make available and open to the general public the restrooms on the premises.
- C. BID will compensate BV for the public accommodations pursuant to this agreement.

Agreement

1. The restrooms at 436 Broadway premises shall be open to the general public from July 1, 2015 through September 30, 2016.
2. Every three months, during the term of this agreement, beginning July 1, 2015 BID shall pay to BV \$2,286.00.
3. The payment by BID to BV shall compensate BV for the care, maintenance and cleaning of the restrooms which shall be the sole responsibility of BV.
4. Upon 90 days notice, in writing, BID or BV may terminate this agreement at any time for any reason in its sole discretion.
5. The restrooms shall be open to the general public at all times that they are open to patrons of 436 Broadway.
6. BV shall cooperate with BID to erect and maintain signs which provide directions to the public restrooms.

7. At all times during the term of this agreement, the public restrooms and access thereto shall comply with the applicable provisions of the Americans with Disabilities Act.
8. BV and BID shall have and maintain in full force and effect public liability and property damage insurance with respect to the use of the restroom facilities. Such policies shall name both BV and the City as insureds and shall have limits of at least \$1,000,000.00 for injury or death to one person; \$3,000,000.00 for any incident; and, \$100,000.00 with respect to property damage. Upon demand, each party shall provide proof of insurance to the other.
9. This Agreement shall bind the parties, its successors and assigns.
10. No modification, alteration or amendment to this agreement shall be binding upon any party hereto until such modification, alteration or amendment is reduced to writing and executed by both parties hereto.
11. The laws of the State of Wisconsin shall govern this agreement. Venue for any disputes regarding this agreement shall be the Circuit Court for Columbia County.
12. If any provisions of this agreement shall be held or deemed to be or shall, in fact, be inoperative or unenforceable as applied in any particular case in any jurisdiction or jurisdictions or in all jurisdictions, or in all cases because it conflicts with any other provision or provisions hereof or any constitution or statute or rule of public policy, or for any other reason, such circumstance shall not have the effect of rendering the provision in question inoperative or unenforceable in any other case or circumstance, or of rendering any other provision or provisions herein contained invalid, inoperative or unenforceable to any extent whatever.
13. The execution of this Agreement was authorized by the Wisconsin Dells Common Council on August 17, 2015.

BAVARIAN VILLAGE, LLC

Dated: _____, 2015

By: Bernard Gussell, Jr., Member

CITY OF WISCONSIN DELLS

Dated: _____, 2015

Brian Landers, Mayor

Dated: _____, 2015

Nancy Holzem, Clerk

Dated: _____, 2015

Kelli Trumble, Business
Improvement District
Committee Chair

RESOLUTION # _____

ADOPTING THE COLUMBIA COUNTY ALL HAZARDS MITIGATION PLAN

FISCAL IMPACT: None

WHEREAS, the City of Wisconsin Dells recognizes the threat that natural hazards pose to people and property; and

WHEREAS, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save tax payer dollars; and

WHEREAS, an adopted all hazards mitigation plan is required by FEMA as a condition of future grant funding for mitigation projects; and

WHEREAS, the City of Wisconsin Dells participated jointly in the planning process with Columbia County and the other local units of government within the County to prepare an All Hazards Mitigation Plan, which was made available for review via a Legal Notice and a copy of which will reside permanently in the Columbia County Emergency Management Office;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wisconsin Dells adopts the Columbia County All Hazards Mitigation Plan as an official plan; and

BE IT FURTHER RESOLVED, that the Columbia County Emergency Management Department will submit, on behalf of the City, the adopted All Hazards Mitigation Plan to Wisconsin Emergency Management and Federal Emergency Management Agency officials for final review and approval. Minor changes been made upon advice from Wisconsin Emergency Management and Federal Emergency Management Agency will not require re-adopting this resolution.

PASSED: _____

Certifying Official

ITEM 10

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the PARKING BOARD from their August 10, 2015 meeting;

TO APPROVE a parking fee increase to \$1 per hour starting April 1, 2016.
All day parking is to remain at \$5 per day.

Brian L. Landers, Mayor

Attest: _____
Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

ITEM 11

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, it

APPROVES a Conditional Use Permit to Nihat Almas in order to allow a sidewalk café with hookah service at 404½ and 406½ Broadway with the contingencies listed in the staff report.

The City Plan Commission's recommendation was to deny the permit so a super-majority vote of the Common Council is needed in order to approve this permit.

Brian L. Landers, Mayor

Attest:

Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

CONDITIONAL USE APPLICATION

Wisconsin Dells, Wisconsin

Version: May 21, 2007

General instructions. Complete this application as it applies to your project and submit one copy to the zoning administrator along with the required application fee. Before you formally submit your application and fee, you may submit one copy to the zoning administrator who will ensure it is complete. If you have any questions, don't hesitate to contact the zoning administrator at 608-253-2542. You may obtain a digital copy of this file from the zoning administrator.

- Office Use Only -

Initial application fee	\$525.00
Receipt number	51019 + 51020
Application number	9-2015

1. Applicant information

Applicant name	Nihat Almas
Street address	720 W 50th Street
City	Miami Beach
State and zip code	FL, 33140
Daytime telephone number	608-566-7502
Fax number, if any	
E-mail, if any	nkalmas@gmail.com

2. Subject property information

Street address	404 1/2 and 406 1/2 Broadway Street	
Parcel number	65	Note: the parcel number can be found on the tax bill for the property or may be obtained from the City.
Current zoning classification(s)	A Commercial	
Describe the current use	Store Location No. : 404 1/2 and 406 1/2 Broadway Upper floor Balcony Area	

3. Proposed use. Describe the proposed use.

Use a 13' X 38' outdoor space area to add additional high tables and chairs for customers to enjoy their meals, beverages, and be able to request hookah services (if granted permission by the City members). This pertaining balcony is located in 400 Broadway # 9 & 10 Upper floor of " The Chalet " Wisconsin Dells, WI , 53965.

4. Operating conditions. For non-residential uses, describe anticipated operating conditions (hours of operation, conditions that may affect surrounding properties, etc.)

The above mentioned space- outdoor balcony- has never been used for any type of business. If permitted, the balcony space will be put to use from June through September 2015. Hours of operation will be determined by the business generated upon opening; however, the estimated hours of operation are from 12 pm - 10 pm. A business venture as such will have a great impact on our surrounding neighbors through an increase in customer traffic and public awareness which will directly generate an increase in sales.

CONDITIONAL USE APPLICATION
Wisconsin Dells, Wisconsin
Version: May 21, 2007

5. **Off-site effects.** Describe any potential nuisances and mitigating circumstances relating to street access, traffic visibility, parking, loading, exterior storage, exterior lighting, vibration, noise, air pollution, odor, electromagnetic radiation, glare and heat, fire and explosion, toxic or noxious materials, waste materials, drainage, and hazardous materials.

The business will be managed solemnly on the second floor, thus not disrupting the first floor space and traffic. The hookah smoke generated in the outdoor space will be diluted into the air, and hookah waste/garbage will be placed in trash bags and disposed accordingly. Balcony outdoor area will be maintain clean and spotless at all times. Sounds level with any musical performances will be monitored.

6. **Review criteria.** The plan commission in making its recommendation and the common council in making its decision must consider the factors listed below. Provide a response to each. (See Section 19.373 of the Municipal Code.)

- a. Consistency of the proposed use with the city's comprehensive plan and neighborhood plan or other subarea plan, if any

Consistent as per City's plan.

- b. Effects of the proposed use on traffic safety and efficiency and pedestrian circulation, both on-site and off-site

Leased area is set above from the city sidewalk and pedestrian way. Pedestrian circulation will not be affected.

- c. The suitability of the subject property for the proposed use

Suitable. Previous store owner never used this balcony area. I strongly project this business set-up will increase customer traffic and generate sales for the location's business neighbors.

- d. Effects of the proposed use on the natural environment

Minimal as this permit pertains to a business that won't be generating harmful or toxic by-products. Area will have trash receptacles.

- e. Effects of the proposed use on surrounding properties, including operational considerations relating to hours of operation and creation of potential nuisances

Anticipated use of balcony area should be afternoon or early evening. Hours of operation similar to adjacent businesses.

- f. Effects of the proposed use on the normal and orderly development and improvement of the surrounding property for uses permitted in the district

No effect on development of other properties

- g. Effects of the proposed use on the city's financial ability to provide public services

May 20, 2015

City Plan Commission
300 LaCrosse St.
Wisconsin Dells, WI 53965

Plan Commission members:

I would like to lease the store space located on: 404 1/2 and 406 1/2 Broadway, Wisconsin Dells, WI, 53965. These units are located on the upper (second) floor of "The Chalet" building. The store space also includes an outdoor space area, which extends into a balcony area and is to be leased to the following individual: Mr. Nihat Almas and will be in effect as of this summer of 2015.

Mr. Nihat Almas has proven to have excellent entrepreneur skills and a strong, determined to succeed personality that is key to producing positive effects in our community. In addition, Mr. Nihat Almas already has a business in Miami Beach, Florida similar to the one he is seeking to open here in Wisconsin Dells.

I fully back-up Mr. Nihat Almas and his decision to bring a new, fresh business offering to our citizens and visitors, and am happy to offer him my support.

Over the past several years, I have leased this space to many different business owners with the proper approval from the city's government.

I encourage the city government to continue to facilitate the leasing of this space, which in essence is the balcony area, of the store located in downtown Wisconsin Dells, to this new business entrepreneur. Allowing such individuals to have the opportunity to grow within our perimeters and start new businesses in our city is of great benefit to our image and community.

Thank you for your time and consideration. It is greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "B E Gusssel, Jr.", written in a cursive style.

BERNARD E. GUSSEL, JR

May 20, 2015

City of Wisconsin Dells
300 LaCrosse St.
Wisconsin Dells, WI 53965

To Whom It May Concern:

On this 2015 business year, the resident, Mr. Nihat Almas, seeks to open and operate a new business venture on: 400 Broadway, No. 9 & 10. This business will be located on the upper (second) floor of "The Chalet" building in the heart of downtown Wisconsin Dells.

I have already had a conversation with Mr. Nihat Almas and he stated point by point- in a concise and professional manner- a clear idea of his business project for our shopping center, and the benefits of using his store's front balcony as a profitable area to serve food, beverage, and hookah.

As a fellow business owner, I support his business idea because not only will it bring a new ambiance to our surrounding area, but also increase the public's awareness of our businesses in this building, as well as the positive impact in our sales, which in the end also benefit our community and city's image.

Sincerely,



OUT OF THE WOODS

Conditional Use Permit – Nihat Almas
404 ½ and 406 ½ Broadway.
Staff Report for Plan Commission, 6/08/15

The City of Wis. Dells has received a Conditional Use Permit (CUP) application from Nihat Almas for a Sidewalk Café on the 2nd story balcony of the Chalet (tax parcel 47.1) located at 404 ½ and 406 ½ Broadway. This property is located in the C-2 Commercial – downtown Zoning District.

The applicant would like to set-up an outdoor dining area on the elevated sidewalk adjacent to the property they would like to rent on the second level of the Chalet along Broadway. The Sidewalk Café would be incorporated into the business that they intend to operate out of the adjoining stores, which will offer Hookah service to their patrons in the seating area. The applicant intends to operate the Sidewalk Café June through September, with approximate operating hours of 12 pm - 10 pm.

A primary concern with this request is the offering of the Hookah service. Hookahs are large tobacco pipes that can be shared by multiple people at once. The applicant has indicated his desire to open such a business in the Dells, and that he has been unable to do so because of the indoor smoking ban. The applicant would like to operate his business at this location because it allows him to utilize the outdoor space for the smoking of the Hookah. However, the outdoor space is not on private property, but rather in the road Right Of Way, which is why the applicant must obtain City approval to operate a business on public property.

The City is currently in the process of implementing a Downtown revitalization plan. One of the recommendations of that plan is to restrict smoking along Broadway. The plan states that having smokers in front of businesses "...sends a poor message to kids, affects passer-by (and customers) and presents a negative image of downtown...". This statement may be debatable, and it was written in reference to cigarette smoking as opposed to Hookah smoking. However, this application is to allow a private business special permission to operate on public property. It seems counter-productive for the City to encourage an activity that the revitalization consultant is recommending the City restrict.

The serving of food and drink at the outside seating area still requires special City approval. Previous sidewalk cafés have been allowed in other elevated areas, but those areas were to be designated as "No Smoking" areas. The remainder of this report applies to the private service of food and drink on the public sidewalk.

As this particular request is for a service area over the existing sidewalk, there are concerns with items falling from the service area to the ground below. Any approval of this use should be contingent on the applicant have a system in place that will ensure that items will not fall to the sidewalk below. The applicant must agree that the City may, in its sole discretion, accept or deny any proposed system to prevent items from falling from the service area.

The City Zoning Code has a defined land use "21.8 Sidewalk Café" which is allowed as a Conditional Use in the C-2 Commercial – downtown Zoning District. The standards for such use are as follows:

19.907 Sidewalk café

- (1) **Generally.** The provisions of this section provide the opportunity for restaurants in identified areas of the city to use adjoining public sidewalks for the purpose of providing outdoor seating.
- (2) **Purpose.** The provisions of this section are intended to:
 - (a) enhance the pedestrian ambiance of the city by promoting additional activity on city sidewalks and visual interest;
 - (b) enhance the appropriate use of existing public spaces; and
 - (c) increase economic activity in the area.
- (3) **Location.** A sidewalk café shall be located directly in front of the restaurant with which it is associated.
- (4) **Obstructions.** A sidewalk café may not interfere with any public service facilities located within the street right-of-way, including public telephones, mailboxes, public signs, public benches, public art, public fountains, and bus stops. In addition, a sidewalk café may not interfere with fire escapes, drop ladders, building access points, and other points of normal or emergency access.
- (5) **Pedestrian movement.** No portion of the sidewalk café may impede pedestrian movement. Generally, a 4-foot wide unobstructed walkway allows adequate pedestrian movement.
- (6) **Planters.** Planters may be used as a visual amenity and to frame off the space allocated for the sidewalk café. The size of plant materials shall be compatible in scale with the immediate area. Hanging planters are not permitted.
- (7) **Lighting.** Lighting shall be limited to table top lamps of low intensity. The building inspector may allow additional lighting to provide appropriate levels for safety.
- (8) **Furnishings.** All furnishings shall fit the character of a public streetscape. An umbrella over each table may be permitted if it does not create an obstruction.
- (9) **Floor covering.** A floor covering may not be used in the sidewalk café.
- (10) **Tables.** Round tables may not exceed 36 inches in diameter and square tables may not exceed 36 inches in width.
- (11) **Food preparation.** All food shall be prepared within the restaurant.

The applicant has stated that the interior stores will have 2 bathrooms, one men's and one woman's. Based on the bathroom requirement for a bar, the maximum capacity of this facility, including indoor and outdoor patron areas, will be 80 people. A concern with the use of a Sidewalk Café is the disruption of pedestrian flow on the sidewalk. As a general rule a minimum of 4 ft of clear sidewalk must be maintained. The applicant intends to occupy the entire sidewalk area with their seating and allow only a 3 ft space between the seating areas for the general public to travel. It is assumed that because this is a second story sidewalk there will be minimal general traffic through the seating area.

It should also be made clear to the applicant that there is to be no barking, calling out, or other attempts to attract the attention of pedestrians on the public sidewalk. There are City Ordinances against Public Nuisances Affecting Peace and Quiet prohibits the amplification of any sound on a public street. However, it seems reasonable to consider special allowances to be given to Sidewalk Cafés, as the Sidewalk Café permit allows for a portion of the public street to be utilized for a private business. It

is standard for restaurants to play background music for diners. Such music is not intended to be as advertising or announcing the presence of the business. Any allowance made for such music would be contingent on continued cooperation by the applicant to keep volumes at or below levels deemed acceptable to the City in its sole discretion. The City reserves the right to revoke any privilege allowing such music to be played from a speaker outside it the City at any time feels that the music is being used as an advertisement or to draw attention to the business. It should be noted that this property fully surrounded by commercial properties, however, being elevated any amplified music may travel above the street and buildings and into the residential areas to the north of Broadway.

A concern with food being served outside is the cleanliness of the area. All businesses are required to maintain the sidewalks in front of their property by sweeping up garbage on a regular basis. The applicant would be expected to be diligent in their maintenance of the sidewalk in front of their property. This would include removing any refuse that may end up on the sidewalk below. It will be the responsibility of the applicant to ensure all refuse is removed from around and under their dining/smoking area. The applicant must ensure that the dining area is maintained at a high standard. Maintenance, such as repairs and painting must be performed of high quality and on a regular basis.

If approval is granted for this use by the Plan Commission, the applicant must also obtain an agreement with the City for the use of the elevated sidewalk as it is Public Property as a Road Right of Way. The City is currently working with WisDOT on a standard process for the City to follow for Privilege agreements on State Highway Right Of Way.

Any approval of this CUP should come with the following contingencies:

1. The applicant obtains a Privilege agreement from the Public Works Committee to use the public Right of Way.
2. The applicant complies with any requests from the City to prevent items from falling from the service area to the street below.
3. The applicant maintains the sidewalk and street around the dining and smoking area.
4. Any music played outside is for ambiance purposes only and not for advertisement or to attract attention. The applicant will cooperate with any City requests for volume level.
5. The applicant cooperates with the City to resolve any issues that may arise as a result of this use.

Chris Tollaksen
City of Wis. Dells
6/3/15

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the City Plan Commission from their August 12, 2015 meeting;

To APPROVE the Site Plan Application submitted by Mirus Partners for a residential multi-family development (Pioneer Ridge) at 460 Pioneer Drive with the following contingencies:

1. The applicant takes control of the property as a single parcel.
2. The final Site Plan is approved by city department heads.
3. The storm water plan is approved by the city. Any storm water issues that arise in the future are properly addressed, which could include constructing storm water drainage to the east to the existing drainage way.
4. Additional buffers to the surrounding properties are implanted if necessary.

Brian L. Landers, Mayor

Attest:

Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

Site Plan Application – Residential, Multi-family
Mirus Partners c/o Chris Jaye, 460 Pioneer Dr.
Staff Report for Plan Commission, 8/12/15.

The City of Wis. Dells has received a SITE PLAN APPLICATION from Mirus Partners c/o Chris Jaye to construct a RESIDENCE, MULTI-FAMILY at 460 Pioneer Dr., which will sit on portions of Sauk Co, Wisconsin Dells parcels 0031, 0032, 0033, and 0035 located on the South-East corner of Fitzgerald Rd and Pioneer Dr. The request is to construct 72 units of WHEDA Section 42 Workforce Housing in 6 single story buildings running along the East side of Fitzgerald Rd. The current zoning for this property is C-4 Commercial – large scale. The multi-family residential land use is allowed as a Conditional Use in the C-4 Zoning District. A CUP was approved for this project in 2012, and renewed in 2013, 2014, and again in January of 2015.

Mirus Partners intends to purchase approximately 8.4 acres of property at the south-east corner of Fitzgerald Rd and Pioneer Dr. The property will run approximately 1,300 feet N-S along Fitzgerald Rd and 275 feet E-W along Pioneer Dr. During the initial Conditional Use Application, the concept for this project was to construct nine (9) apartment buildings and a separate clubhouse building. The Site Plan application depicts two (2) x 10-unit buildings, two (2) x 12-unit buildings, a 14-unit building, and another 14-unit building with the clubhouse attached. The unit breakdown in these buildings is as follows:

- 1-bedroom units: 19 = 857 sq living + 238 sf garage
- 2-bedroom units: 34 = 1,085 sq living + 238 sf garage
- 3-bedroom unit: 19 = 1,317 sq living + 238 sf garage

The Zoning code standard for multi-family residences is for a minimum of 300 sq ft.

The Zoning code identifies 6 items to be considered in decision on a Site plan for a multi-family development. These items were laid out in the staff report generated during the CUP approval process. The following are comments on the current Site plans coverage of these items:

1. **Landscaping of areas visible from the public street.** This site plan includes a landscaping plan.
2. **Minimum 30% open space.** This plan indicates approximately 20% open space, in the form of narrow strips of land between the buildings and the east and west property lines. This space is utilized for stormwater drainage swales, as well as landscaping buffers. A very large storm water pond is utilized on this site to protect adjacent properties from increased peak flows due to the steep grades south of this project. If this pond space is considered, the open space is approximately 26.5 %. If undeveloped parking areas are included, the open space is 31%
3. **Common recreation space dedicated for use by residents.** During the CUP approval it was stated that these common spaces are underutilized in facilities such as this. As such, only a 1,280 sq ft. clubhouse and small playground is included in this plan.
4. **Active outdoor recreation areas not within 15 ft of resident door or window.** No outdoor active recreation areas are included in this plan
5. **Private waterways (pools, streams, and fountains) may be used to satisfy not more than fifty percent (50%) of the required open space.** The storm water pond accounts for approximately 30% of the open space.
6. **Trash dumpsters shall be within 250 ft of the units they serve, and in an enclosure.** Approximately 14 of the 72 units appear to be more than 250 ft away from a dumpster location. Dumpster enclosures are indicated, they must provide adequate width (13 ft) to be safely serviced by City garbage collection personnel.

Also addressed in the CUP approval was the parking requirement. The zoning code requires 2 spaces for each apartment, plus one visitor space for every 8 apartments, for a total of 153 required parking stalls. The Site plan assumes that the garage and garage driveway count for the 2 stalls per apartment. However, required parking stalls should always be accessible, and the garage stall is not accessible if the driveway is being utilized. The concept plan indicated additional parking stalls that have been excluded from the Site plan for aesthetic reasons. An alternative plan was requested indicating compliance with the parking requirement. An option is to approve the original Site plan on the condition that the alternate parking be developed if an issue arises in the future, such as cars parking in the grass, driveway, or any other area besides the garage and associated drive.

One of the main concerns for this project was the storm water management. Due to the large increase in impervious area, and the steep grade downstream of this project, there are significant concerns of increase peak storm water flows causing erosion issues for the properties to the south. This Site Plan shows a large storm water control pond, with modeling that

indicates peak flows off this property will be less than current flows for up to the 100 year storm event, which is an extremely large level of control. If this modeling is correct, this should address any concerns with increased storm water issues downstream. However, the proposed pond is discharging directly to the south of the apartments, which sends the water over a gravel drive to an existing house, and onto the Paul Bunyan Restaurant and Lumberjack show. It appears that much of the water from this property could currently be following a drainage way to the east, well north of the proposed pond, and continuing east of the gravel drive, home, and restaurant. At the time of the writing of this report, the City has not had a chance to review the full storm water plan. Approval of this Site Plan shall carry the contingency that it be updated to include any changes required during the review of the storm water plan. Approval of the Site and Storm water plan should also carry the contingency that if any downstream storm water issues arise as a result of this development, the developer will be responsible for remediating these issues. It appears that the best solution may be to ensure that the outflow from the storm water pond be directed to the eastern drainage way. This requires an agreement with the current property owner, who is selling this project property to the applicant and developer, and who will retain ownership of the eastern drainage way. This agreement may be in the form of a storm water easement, granted by the existing property owner (seller) to the applicant/developer (buyer), which allows the applicant/developer (buyer) the right to construct a storm water drainage way, from the pond outlet to the existing eastern drainage way.

Another concern with this project was its affects on the neighboring properties, particularly the properties to the north and west. The landscape plan included in the Site Plan application appears to establish a buffer for the surrounding properties. It is also noted that the Site plan places the Pioneer Dr. access east of the existing residence, which should help minimize nuisances to the homes north of this project. However, additional buffers may be required in the ROW north of Pioneer access. It should be very clear to the applicant that they will be expected to complete landscaping plan as part of the initial development of the property. Approval of this plan should also be contingent that any inadequacies the City identifies with the landscape buffer upon the completion of this landscaping plan will be addressed and corrected by the developer. In addition to the buffer, proper management of a multi-family facility is crucial to prevent nuisances to the neighborhood. Approval of this project is also contingent on continued, diligent management of the property to prevent it from become a nuisance or blight to the surrounding properties and surrounding property owners. Enforcement of this contingent may include adding Zoning permit violation citations to any nuisance citations that this project may be cited for. The applicant for this Site plan will be considered responsible for any such violations, unless written notification is given to and accepted by the City as to a change in the party responsible for nuisances arising from this project.

Safety concerns for this project include the access to Fitzgerald Rd, the intersections of Pioneer and STH 12, and accommodations for pedestrian traffic on Pioneer and Fitzgerald. To improve visibility when entering or crossing STH 12 at Pioneer Dr., brush should be removed from the DOT Right Of Way along STH 12 north and south of Pioneer Dr. There also are some concerns with pedestrian traffic in this area. The buildings appear to be oriented with a 24 ft wide drive aisle, and 19 food garage aprons. A vehicle parked on the apron may project into the drive aisle and reduce the size drive aisles. Safety of pedestrian circulation inside the facility would be improved if the buildings were separated more to provide increased width to the drive aisles. At some point in the future, a sidewalk may be required along Pioneer Dr. and someday perhaps Fitzgerald Rd.

This Site plan indicates an access towards the south of the property off of Fitzgerald Rd. This access should be developed to City street specifications, and the Right Of Way be dedicated to the City to allow future access to the property to the west. The Site plan does indicate stubbing out water and sewer along this Right of Way, so the utilities can be extended to the property to the east in the future without removing the pavement accessing this apartment development.

Further review of the utility plans may be required to ensure they meet City standards. Upon initial review, the Fire Inspector commented on the need for 2 additional fire hydrants: one on Pioneer Dr. at the entrance to the facility and one on Fitzgerald road between the 2 existing hydrants which are approximately 800 ft apart.

Any approval should come with the following conditions:

1. The applicant takes control of the property as a single parcel.
2. The final Site plan is approved by City department heads.
3. The storm water plan is approved by the City. Any storm water issues that arise in the future are properly addressed, which could include constructing storm water drainage to the east to the existing drainage way.
4. Additional buffers to the surrounding properties are implemented if necessary.

SITE PLAN APPLICATION

Wisconsin Dells, Wisconsin

Version: May 21, 2007

General instructions. Complete this application as it applies to your project and submit one copy to the zoning administrator along with the required application fee. Before you formally submit your application and fee, you may submit one copy to the zoning administrator who will ensure it is complete. If you have any questions, don't hesitate to contact the zoning administrator at 608-253-2542. You may obtain a digital copy of this form from the zoning administrator.

- Office Use Only -

Initial application fee	\$300
Receipt number	
Application number	

1. Applicant information

Applicant name	Mirus Partners c/o Chris Jaye
Street address	7447 University Avenue, Suite 210
City	Middleton
State and zip code	WI 53562
Daytime telephone number	608-824-2294
Fax number, if any	
E-mail, if any	jaye@miruspartners.com

2. Subject property information

Street address	Fitzgerald Road	
Parcel number	291-0031-00000	Note: the parcel number can be found on the tax bill for the property or may be obtained from the City.
Current zoning classification(s)	Commercial-Large Scale	
Describe the current use	Undeveloped Lands	

3. Proposed use. Describe the proposed use.

A 72 UNIT MULTIFAMILY COMMUNITY.

4. Operating conditions. For non-residential uses, describe anticipated operating conditions (hours of operation, conditions that may affect surrounding properties, etc.)

THE PROPOSED PROJECT ~~IS~~ WILL BE RESIDENTIAL (MULTIFAMILY).

5. Potential nuisances. Describe any potential nuisances relating to street access, traffic visibility, parking, loading, exterior storage, exterior lighting, vibration, noise, air pollution, odor, electromagnetic radiation, glare and heat, fire and explosion, toxic or noxious materials, waste materials, drainage, and hazardous materials.

WE DO NOT ANTICIPATE ANY NUISANCES.

SITE PLAN APPLICATION
Wisconsin Dells, Wisconsin
Version: May 21, 2007

6. **Review criteria.** In making its decision, the Plan Commission must consider five factors as listed below. Provide a response to each. (See Section 19.393 of the Municipal Code.)

a. Consistency of the project with the city's comprehensive plan and neighborhood plan or other subarea plan, if any

THE PROPOSAL IS CONSISTENT WITH THE CITY'S COMPREHENSIVE PLAN.

b. Effects of the project on traffic safety and efficiency and pedestrian circulation, both on-site and off-site

WE DO NOT ANTICIPATE ANY TRAFFIC SAFETY OR PEDESTRIAN CIRCULATION ISSUES.

c. Effects of the project on the natural environment

EFFORTS WILL BE MADE TO PRESERVE EXISTING TREES/FOLIAGE ON THE SITE.

d. Effects of the project on surrounding properties, including operational considerations relating to hours of operation and creation of potential nuisances

e. The overall appearance of the project

FOUR SINGLE STORY, COTTAGE-STYLE BUILDINGS WITH EACH UNIT HAVING INDIVIDUAL ENTRIES AND GARAGES.

f. If the project is a multi-family real estate development (more than 3 dwelling units), does the project meet the following standards:

1. All setback areas fronting on or visible from an adjacent public street, and all recreation, leisure and open space areas shall be landscaped in accordance with the project plan. Decorative design elements, such as fountains, pools, benches, sculpture, planters, exterior recreational facilities and similar elements may be permitted, providing such elements are incorporated as part of the landscaping plan; and, permanent and automatic irrigation facilities are provided in all planted landscaped area.

YES

2. Minimum open space is thirty (30%) percent of the net area being developed. The net area shall exclude dedicated or proposed-dedicated public rights-of-way.

YES

SITE PLAN APPLICATION
Wisconsin Dells, Wisconsin

Version: May 21, 2007

3. Common open space areas are designed and located within the project to afford use by all residents of the project. These common areas may include, but are not limited to: game courts or rooms, swimming pools, garden roofs, sauna baths, putting greens, or play lots.

YES

4. Active recreation and leisure areas, except those located completely within a structure, used to meet the open space requirement, shall not be located within fifteen (15) feet of any door or window of a dwelling unit.

YES

5. Private waterways, including pools, streams and fountains, may be used to satisfy not more than fifty (50%) percent of the required open space.

N/A

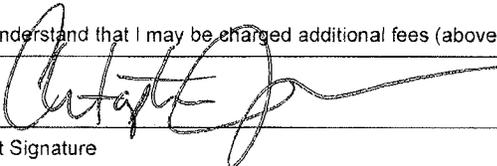
6. Trash collection areas shall be provided within two hundred and fifty (250') feet of the units they are designed to serve. Such areas shall be enclosed within a building or screened with masonry walls having a minimum height of five feet. Access gates or doors to any trash area, not enclosed within a building, are to be of opaque material.

YES

7. **Project map.** Attach a scaled map showing the information as listed at the end of this application. Use one of the following page sizes as appropriate: 8½" x 11", 11" x 17", or 24" x 36".

8. Applicant certification

- ◆ I certify that the application is true as of the date it was submitted to the City for review.
- ◆ I understand that I may be charged additional fees (above and beyond the initial application fee) consistent with the agreement below.



7/31/15

Applicant Signature

Date



MEMO

To: Chris Tollaksen – Zoning Administrator – City of Wisconsin Dells
From: Chuck Bongard, P.E.
Subject: Fitzgerald Road Development
Date: August 7, 2015

I have viewed the site and reviewed the plans presented for the proposed multi-family development along Fitzgerald Road. I have the following comments and concerns:

General:

The site is relatively long north and south and narrow east to west. Access is shown on each end. The buildings are in reasonable proximity to Fitzgerald Road but I would verify that the first responders are satisfied that an additional point of access is not advisable.

As these buildings are laid out all of the traffic in and out of the site, both vehicular and pedestrian, will be along the drive aisle which is shown as 24 feet wide. I would generally consider 24 feet to be an adequate width for the travelled way but in this case with a large number of driveway aprons shown at a twenty foot depth, I am concerned that this might be too crowded. Consider that an 18 foot long (full-size) vehicle parked with 3 feet of clearance to the garage door will overhang into the drive aisle space by a foot. If two vehicles meet each other in that drive space, it will not leave much room for the pedestrians. A resident taking out the trash walking out from between two vehicles parked on the driveway will be in the line of traffic. I feel that the building should be spread further apart to allow either additional driveway depth or a pedestrian corridor along the main drive aisle. Given the length of travel from one end of the development to the other, some traffic calming measures such as speed bumps should be considered.

Site grading and drainage:

The existing site is relatively flat and drainage is from north to south. A significant detention pond is proposed at the south end of the property and the summary provided indicate that it will maintain the flow rates after development to the existing runoff rates up to and including the 100 year rainfall event. I was not provided nor did I review the actual calculations that were the basis of this summary but the results seem reasonable given the size of the pond shown. The pond outlet is a 15-inch culvert pipe shown to discharge near the south property line. There is also a pond overflow that is shown to be discharged to the east. Based on my observation at the site the majority of the drainage currently exits the site to the east where the overflow is being directed. The drainage along the private drive to the south of the property is not well defined and the pipe

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P:\999\0012 - Bongard\Wisc. Dells\Fitzgerald Road Review Memo 080715.doc

MEMO

August 7, 2015

discharge at the proposed location could cause issues there. I recommend that the pipe outlet be re-oriented to the drainage swale being graded to the east to the historic point of discharge.

There is an internal storm sewer system with a minimal number of collection inlets shown. The north one-third of the property drains to one inlet. As shown the main drive will be a flume that will collect and convey half of the roof water and all of the driveway water to 4 collection points. I note that several of the driveway apron slopes shown are under 2 percent which means that the floor of the garage is approximately 6-inches above the flow line of the main drive. Designer should verify the carrying capacity of the driveway flume or consider raising the floor elevation on those units.

A drainage swale is shown along the east property line which will convey the east half of the roof drainage for the east row of houses. The west half of the roof drainage from the west units will flow toward Fitzgerald Road and then south to the entrance road. That road drainage then is directed onto the site and collected into a catch basin into the detention pond.

Public improvements:

There is a 66 foot road right-of-way shown at the south entrance to provide connectivity from Fitzgerald Road to remaining lands to the east of this project. This right-of-way will create a parcel that the pond will reside on. Will this parcel be an outlet? Will that be dedicated to the City? Who is responsible for maintenance of the storm detention basin?

There is an 8-inch sanitary sewer and an 8-inch watermain shown in the 66 foot right-of-way. The balance of the site is served by private service laterals. There are existing mains and hydrants along Fitzgerald Road and Pioneer Road. Verify that fire department is satisfied that adequate hydrants are available.

The south entrance is proposed essentially as a driveway connection to Fitzgerald Road. Consider requiring curb radii and perhaps some short tapers to define this intersection. The drive entrances as proposed will provide adequate sight distance. I note that no public sidewalks exist along Fitzgerald Road or Pioneer Drive to US 12. Given the density of this development and the probability that many of the residents will be pedestrian travelers, the City needs to consider sidewalks in this area and crosswalk improvements at US 12. It may be beyond the scope of this development to require these off-site improvements but the portions that abut the property could be required.

That is the extent of my comments, please do not hesitate to call if you have any questions regarding this review.

CITY OF WISCONSIN DELLS
RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, that based upon the recommendation of the CITY PLAN COMMISSION from their August 12, 2015 meeting;

TO APPROVE the Certified Survey Map combining Columbia County parcels 603.A, 604.02 and 604.03; and defining parcels 604.01, 604.04 and 604.05 that were created by a land sale that occurred in 2006.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

Vote: ___ ayes; ___ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

**COLUMBIA COUNTY CERTIFIED
SURVEY MAP No. _____**

Located in Lots 1 & 2, Block 45, Original Plat of Kilbourn City,
SW1/4-SW1/4, City of Wisconsin Dells,
Columbia County, Wisconsin.

Owner: (Lots 2 & 3) Paul and Diane Olson, PO Box 128, Breckenridge, CO. 80424
Owner: (Lots 1 & 4) DUKW, LLC, PO Box 117, Wisconsin Dells, WI. 53965

Bearings are referenced to south line of SW1/4 of Section 3 and assumed to bear N89°11'07"E.

SURVEYOR'S CERTIFICATE:

I, Mark C. Carlson, professional land surveyor, hereby certify that I have surveyed, divided and mapped a parcel of land located in Lots 1 & 2, Block 45, Original Plat of Kilbourn City, SW1/4-SW1/4, Section 3, T13N, R6E, City of Wisconsin Dells, Columbia County, Wisconsin bounded by the following described line:

Commencing at the SW corner of said Section 3; thence N44°25'54"E, 774.58 feet to southwest corner of said Lot 2 and point of beginning; thence N43°43'19"W along east line of Eddy Street, 126.21 feet; thence N1°32'03"E along said east line, 31.70 feet to northwest corner of said Lot 2; thence N1°32'03"E, 20.00 feet along said east line to south line of said Lot 1 and a meander corner along the Wisconsin River, being 30 feet, more or less, from the water's edge; thence N2°35'00"W along meander line, 99.32 feet; thence S88°33'48"E, 459.98 feet to west line of River Road; thence S1°34'00"W along west line of River Road, 240.42 feet to southeast corner of said Lot 2; thence N88°27'40"W along south line of said Lot 2, 363.07 feet to point of beginning.

Said described parcel contains 2.57 acres, more or less, including all land between meander line and water's edge of the Wisconsin River and is subject to ingress and egress easement recorded in Document #757615, Repair easement recorded in Document # 757617, Riverwalk easement recorded in Document # 700000 and is subject to and other easements of record.

That I have complied with the provisions of Chapter 236.34 Wisconsin Statutes, the subdivision regulations of the City of Wisconsin Dells and Title 16, Chapter 2 Columbia County to the best of my knowledge, information and belief in surveying, mapping and dividing the same.

That such plat is a correct representation of all exterior boundaries of the land surveyed and the subdivision thereof made.

That I have made such survey under the direction of Paul Olson and Dan Gavinski.

Date Mark C. Carlson

CITY OF WISCONSIN DELLS APPROVAL:

Resolved by the Common Council of the City of Wisconsin Dells, Wisconsin that this Certified Survey Map, filed by Paul Olson is hereby approved and accepted by the City.

Dated: _____ day of _____, 2015.

Motioned by: _____ Approved: _____

Second by: _____ Attest: _____

I certify that the foregoing is a correct representation of a resolution adopted by the City of Wisconsin Dells, at a regular meeting, a quorum being present on the _____ day of _____, 2015.

City Clerk

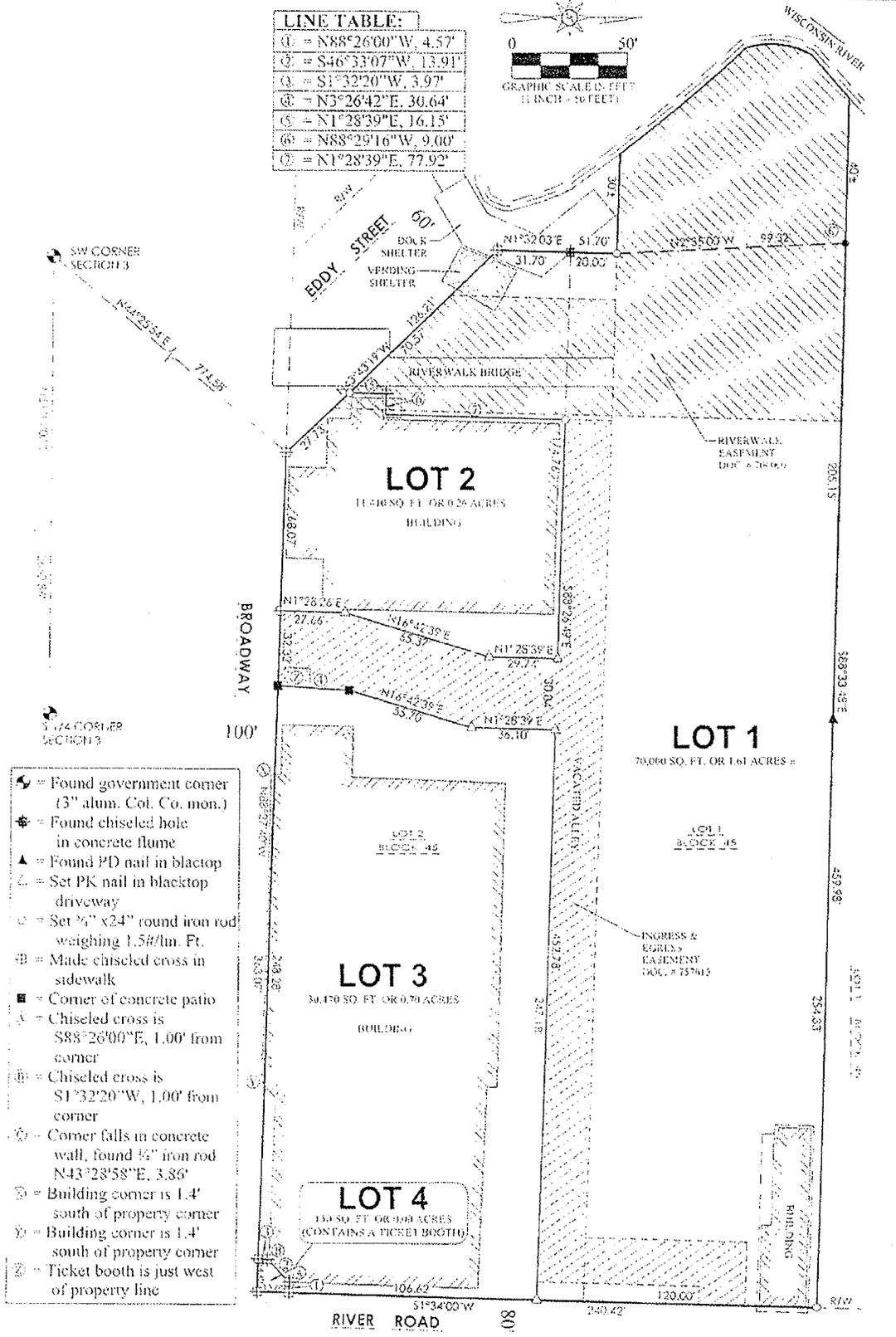
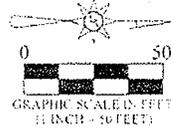
City Engineer

Carlson Surveying, a Division
of General Engineering,
P O Box 340, Portage, WI 53901
Phone: (608) 742-2169

SEE SHEET 2 FOR MAP

LINE TABLE:

①	= N88°26'00"W, 4.57'
②	= S46°33'07"W, 13.91'
③	= S1°32'20"W, 3.97'
④	= N3°26'42"E, 30.64'
⑤	= N1°28'39"E, 16.15'
⑥	= N88°29'16"W, 9.00'
⑦	= N1°28'39"E, 77.92'



- ⊙ = Found government corner (3" alum. Col. Co. mon.)
- ⊛ = Found chiseled hole in concrete flume
- ▲ = Found PD nail in blacktop
- ⊚ = Set PK nail in blacktop driveway
- ⊙ = Set 3/4" x 24" round iron rod weighing 1.5#/lin. Ft.
- ⊛ = Made chiseled cross in sidewalk
- = Corner of concrete patio
- ⊙ = Chiseled cross is S88°26'00"E, 1.00' from corner
- ⊙ = Chiseled cross is S1°32'20"W, 1.00' from corner
- ⊙ = Corner falls in concrete wall, found 3/4" iron rod N43°28'58"E, 3.86'
- ⊙ = Building corner is 1.4' south of property corner
- ⊙ = Building corner is 1.4' south of property corner
- ⊙ = Ticket booth is just west of property line

CITY OF WISCONSIN DELLS
RESOLUTION NO. _____

ITEM 14

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, that based upon the recommendation of the CITY PLAN COMMISSION from their August 12, 2015 meeting;

TO APPROVE the Certified Survey Map splitting Sauk County parcel 0014-10000 for Bridge Mall LLC.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

Vote: ___ ayes; ___ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:



PROFESSIONAL SERVICES

TRANSPORTATION • MUNICIPAL
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1230 South Boulevard Baraboo, WI 53913
608-358-2771 1-800-362-4505 Fax: 608-358-2770
Web Address: www.msa-pa.com
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PROJECT NO. 17133000
DRAWN BY: mal
SURVEYOR: mal
FILE NO. 17133000
SHEET NO. 1 of 2

CLIENT:
Bridge Mall LLC
33 East Main St., Suite 400
Madison, WI 53701-1528
(608) 310-5558

SAUK COUNTY CERTIFIED SURVEY MAP #

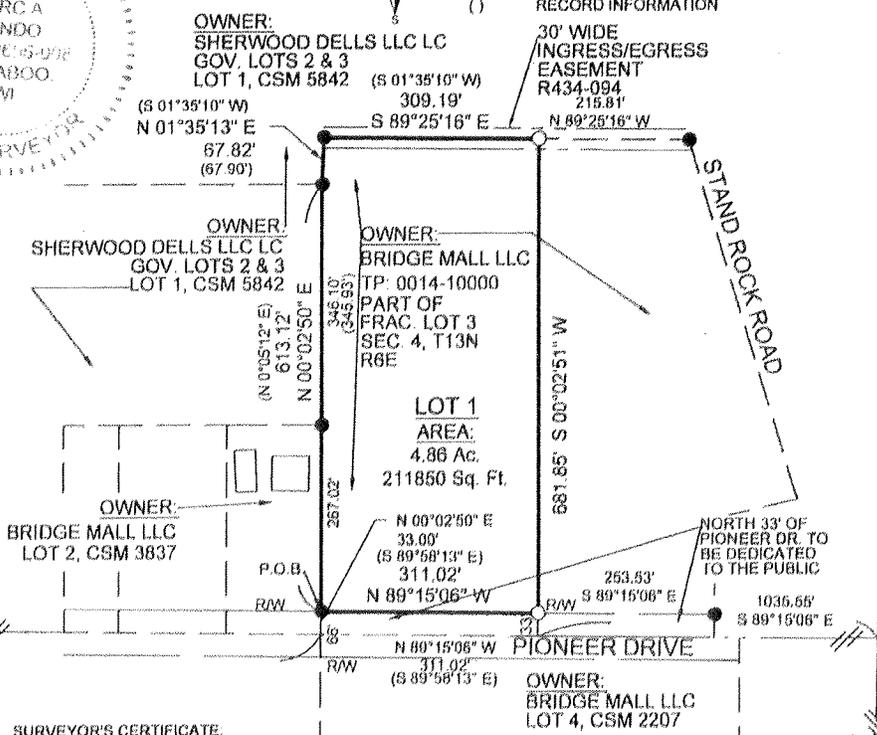
LOCATED IN PART OF FRAC. GOV. LOT 3,
SE 1/4 OF SECTION 4, T 13 N, R 6 E.
CITY OF WISCONSIN DELLS,
SAUK COUNTY, WISCONSIN



LEGEND

- FD. ALUM. CAP GOVERNMENT
- ⊕ FD. STANDARD HARRISON MON.
- MONUMENT FOUND 3/4" IRON ROD
- SET 3/4" BY 18" SOLID ROD-1.50 LBS./FT.
- () RECORD INFORMATION

30' WIDE
INGRESS/EGRESS
EASEMENT
R434-094
215.81'



SURVEYOR'S CERTIFICATE.

Bearings are referenced to the Wisconsin County Coordinate System, Sauk County, (WCCS 9556,NAD 83/97). The East Line of the Southeast One-Quarter bears S 0°52'12" W.

This map is a correct representation of all of the exterior boundaries of the land surveyed and the division thereof made.

That I have fully complied with the provisions of Section 236.34 of the Wisconsin Statutes and Chapter AE-7 of the Wisconsin Administrative Code and the subdivision regulations of the City of Wisconsin Dells, in surveying, dividing, and mapping the same.

Surveyor's Note: The North 33 feet of Pioneer Drive from the southeast corner of Lot 2 of CSM 3837 to the southeast corner of tax parcel 0014-10000 is to be dedicated to the public for right-of-way purposes

Marc A. Londo

8/5/2015
Date

Marc A. Londo PLS #2696
MSA Professional Services, Inc.
1230 South Boulevard, Baraboo WI 53913

MEAN COR (84)
SOUTH END OF
E LINE OF SE 1/4
SEC 4, T13N, R6E



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1230 South Boulevard Baraboo, WI 53913
608-356-2771 1-800-362-4505 Fax: 608-356-2770
Web Address: www.msa-ps.com
© MSA Professional Services, Inc.

PROJECT NO	17133000
DRAWN BY	mal
CHECKED BY	kz
FILE	17133000
SHEET NO	2 of 2

SAUK COUNTY CERTIFIED SURVEY MAP #

SURVEYOR'S CERTIFICATE

I, Marc A. Londo, Wisconsin Professional Land Surveyor #2696, hereby certify.
That I have surveyed, divided and mapped a Certified Survey, located in the Fractional Government Lot 3 in the SE One-Quarter, Sec 4, Town 13N, Range 6 E City of Wisconsin Dells, Sauk County, Wisconsin.

That I have made such survey, land-division and map by the direction of Bridge Mall LLC, Owner of said land, described as follows:

Legal Description:

A parcel of land located in part of Fractional Government Lot 3 in the SE ¼ of Section 4, T13N, R6E, City of Wisconsin Dells, Sauk County, Wisconsin, described as follows:

Commencing at the south one-quarter corner of Section 4, T13N, R6E thence N 00°19'35" W, 1326.19 feet;
Thence S 00°15'06" E, 1317.88 along the south line of Fractional Government Lot 3 and the centerline of Pioneer Drive
Thence N00°02'50" E, 33.00 feet to the north right-of-way line of Pioneer Drive and the point of beginning (P.O.B.) of this description;

Thence N 00°02'50" E, 613.12 feet along the east line of Lot 2 of Sauk County Certified Survey Map (CSM) 3837 and the easterly line of Lot 1 of Sauk County CSM 5842;

Thence N 01°35'13" E, 67.82 feet along the easterly line of said Lot 1 of CSM 5842;
Thence S 89°25'16" E, 309.16 feet along the southerly line of said Lot 1 of CSM 5842;
Thence S00°02'40" W, 681.85.85 feet to the north right-of-way line of Pioneer Drive;
Thence N 89°15'08" W, 311.02 feet along said north right-of-way line to the point of beginning;

Parcel contains 4.88 Acres, 211850 Sq. Ft. more or less and is subject to all easements and rights-of-way of record.

Surveyor's Note: The North 33 feet of Pioneer Drive from the southeast corner of Lot 2 of CSM 3837 to the southeast corner of tax parcel 0014-10000 is to be dedicated to the public for right-of-way purposes.

That such map is a correct representation of all of the exterior boundaries of the land surveyed and the division thereof made.
That I have fully complied with the provisions of Section 236.34 of the Wisconsin Statutes and Chapter AE-7 of the Wisconsin Administrative Code and the subdivision regulations of the City of Wisconsin Dells, in surveying, dividing, and mapping the same.

Marc A. Londo

3/5/2015

Marc A. Londo, PLS-2696
MSA Professional Services, Inc.
1230 South Boulevard, Baraboo WI 53913

Date

CITY OF WISCONSIN DELLS APPROVAL

Resolved, that this Certified Survey in the, City of Wisconsin Dells, Bridge Mall LLC, owner, is hereby approved by the City of Wisconsin Dells Board.

Nancy R. Holzem, City Clerk / Administrative Coordinator
City of Wisconsin Dells

Date

WISCONSIN DELLS DEPARTMENT OF PLANNING AND ZONING APPROVAL

Resolved, that this Certified Survey in the, City of Wisconsin Dells, Bridge Mall LLC, owner, is hereby approved by the Wisconsin Dells Department of Planning and Zoning.

Chris Tollaksen
Wisconsin Dells Department of Planning and Zoning

Date

SURVEYOR'S SEAL



CLIENT:

Bridge Mall LLC
33 East Main St.
Madison, WI 53701-1528
(608) 310-5556

RESOLUTION NO. _____

BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, that based upon the recommendation of the FINANCE COMMITTEE from their July 20, 2015 meeting;

TO APPROVE the Settlement Agreement and Release with Vida Holdings, LLC.

Brian L. Landers, Mayor

Attest: _____
Nancy R. Holzem, City Clerk

Vote: _____ ayes _____ nays
Date Introduced: August 17, 2015
Date Passed:
Date Published:

Settlement Agreement and Release

This Settlement Agreement and Release ("Agreement") is made and entered into by and between Vida Holdings, LLC (hereinafter "Vida") and the City of Wisconsin Dells (hereinafter "Wisconsin Dells").

Recitals

A. On May 25, 2015, Vida filed a lawsuit against Wisconsin Dells in Columbia County Circuit Court seeking declaratory judgment related to conditional use permit denials. The lawsuit was assigned Case No. 2015 CV 179 and is referred to in this Agreement as "the lawsuit".

B. Vida and Wisconsin Dells wish to settle any and all claims and disputed issues of law and/or fact that were brought or could have been brought arising out of the lawsuit.

Agreement

In consideration of the mutual promises contained below, Vida and Wisconsin Dells agree as follows:

1. **Dismissal.** Within two business days of the Effective Date, Vida agrees to file a Stipulated Voluntary Dismissal with the court providing that the lawsuit will be dismissed with prejudice, signed by counsel for Vida and Wisconsin Dells.

2. **Conditional Use Permit Application Fees.** Wisconsin Dells will reimburse Vida the conditional use permit application fees in the amount of \$1,575.00 by check issued to Vida after receiving confirmation that the lawsuit has been dismissed with prejudice.

3. **Release by Vida.** This Agreement is a full, final, and complete compromise and settlement of all claims, actual, doubtful, or disputed, as to questions of liability, damage and remedy for the claims raised in the lawsuit related to the conditional use permits identified herein. Vida completely releases and forever discharges Wisconsin Dells and its departments, agencies, officials, officers, employees, or agents, whether in an individual capacity or official capacity, from any and all claims, demands, obligations, causes of action, damages, costs, expenses, and compensation of any nature whatsoever, be they direct or indirect, in law or in equity, whether known or unknown, which Vida may have had, presently have, or may have in the future related to the allegations in the lawsuit as to the conditional use permits denial.

4. **Future Applications.** Vida reserves the right to file conditional use permit applications in the future; and Wisconsin Dells reserves all municipal discretion to consider and act upon such applications

5. **No Admission of Liability.** Each party understands and acknowledges that this Agreement and the consideration transferred hereunder are solely for the purpose of avoiding the expense and inconvenience of further litigation and shall not be construed as an admission of any wrongful conduct or liability whatsoever.

6. **Attorneys' Fees and Costs.** Each party agrees to bear its own attorneys' fees and expenses incurred in connection with the lawsuit and the preparation of this Agreement.

7. **Jointly Prepared.** This Agreement was jointly negotiated, prepared and

drafted by Vida and Wisconsin Dells and their counsel. Accordingly, if a court deems any language in the Agreement to be vague or ambiguous, such language shall not be presumptively construed against any party based on the identity of the drafter.

8. **Effective Date.** The Effective Date is the last date on which this Agreement is signed, as indicated by the signatures below.

9. **Counterparts.** This Agreement may be executed in one or more counterparts (including copies and PDF file versions of the original signatures) all of which will together constitute one and the same instrument.

10. **Authority.** The individuals executing this Agreement represent and warrant that they have obtained the legal authority to execute this Agreement on behalf of Vida and Wisconsin Dells.

11. **Entire Agreement.** This Agreement constitutes the final expression of the parties as to the terms of this Agreement, and supersedes all prior agreements, negotiations, and discussions between the parties and/or their respective counsel.

On behalf of all Defendants:

Dated: _____

Joseph J. Hasler
City of Wisconsin Dells City Attorney
State Bar #1010308

On behalf of all Plaintiffs:

Dated: _____

Jesse L. Leichsenring
Attorney for Vida Holdings, LLC
State Bar #1038380

ORDINANCE NO. A-771
(~~Downtown-Design~~ Review Committee)

The City of Wisconsin Dells, Columbia, Sauk, Juneau and Adams Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of the ordinance is to create a ~~Downtown~~-Design Review Committee.

SECTION II: PROVISIONS CREATED

Municipal Code Sections 19.260 through 19.299 are created.

SECTION III: PROVISIONS AS CREATED

19.260 Establishment

A ~~Downtown~~-Design review committee is established to undertake the responsibilities herein defined and as allowed by state law.

19.261 Authority

- (1) **Generally.** The ~~Downtown~~-Design review committee shall serve in an advisory role to the building official, plan commission and common council.
- (2) **Jurisdiction.** The ~~Downtown~~-Design review committee shall review all projects that involve ~~signage~~, construction, and/or maintenance in the C-2 Commercial downtown Zoning District and all signage throughout the City.
- (3) **Right to enter property.** The ~~Downtown~~-Design review committee, along with its individual members and consultants, may enter upon land which is the subject of a pending conditional use application it has authority to act on.
- (4) **Conditional use and Site Plan applications.** The ~~Downtown~~-Design review committee shall review, hear, and make recommendations to the plan commission on those conditional use and site plan applications it has authority to act on.
- (5) **Standards.** The ~~Downtown~~-Design review committee shall have the power and authority to enact Design Standards to assist in reviewing a development application it has authority to act on.
- (6) **Comprehensive plan amendments.** The ~~Downtown~~-Design review committee may recommend changes to the city's comprehensive plan which are intended to safeguard the quality and character of the Zoning Districts within its jurisdiction. .
- (7) **Code amendments.** The ~~Downtown~~-Design review committee may develop recommended changes to this code and/or the sign code which are intended to safeguard the quality and character of the Zoning Districts within its jurisdiction. .

19.262 Composition and appointment of members

- (1) The committee shall consist of five (5) voting members. Voting members shall include: the Public Works Committee Chair; the Business Improvement District Committee Chair, or designee; the Community Development Authority Chair, or designee; and two (2) C-2 District real property owners or tenants (to be appointed by the Mayor).
- (2) Committee members appointed by the Mayor will serve staggered three (3) year terms. For the initial appointment, one member will be identified to serve a two (2) year term.

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19.263 Officers

The Public Works Committee Chair shall serve as chair of the Downtown Design review committee.

19.264 Committee procedures

- (1) The Downtown Design review committee shall review all projects involving signage, construction and/or maintenance, including: all new building construction, any exterior alteration or additions to existing buildings, all new signage or decorations, changes to existing colors.
- (2) The Downtown Design review committee shall evaluate projects on a case by case basis to ensure the exterior architectural appeal and functional plan of the proposed project will not, within the discretionary judgment of the committee, be contrary to generally accepted design standards or to the underlying aesthetic values of the downtown business district.
- (3) If the Committee denies, modifies, or conditions an application, it shall give written notice of the action, reasons and rationale to the applicant and the building official.
- (4) Decision of the Downtown Design review committee will be forwarded to the permitting body.
 - (a) Conditional Use Permit and Site Plan Permit reviews will be forwarded to the Plan Commission, to be included in its recommendation to the Common Council.
 - (b) Building Permit and Sign Permit reviews will be forwarded to the Building Official to approve or deny the permit.

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19.265 Meeting minutes

The ~~Downtown~~ Design review committee shall keep minutes of its proceedings, showing the vote of each voting member upon each question, or, if absent or failing to vote, indicating such fact. Minutes once approved by the committee shall be filed with the city clerk and shall constitute a public record.

19.266 Schedule of meetings

Meetings shall be held at the call of the chairperson and at such other times as the ~~Downtown~~ Design review committee may determine.

19.267 Voting and quorum

- (1) **Requirements for quorum.** A quorum shall consist of 3 voting members.
- (2) **Requirements for voting.** A decision of the committee shall be by majority vote of the members present at a meeting in which a quorum is in attendance and voting.

19.268 to 19.269 reserved

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII:

This ordinance becomes a part of Wisconsin Dells Code, Chapter 19.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

INTRODUCED: June 15, 2015
FIRST READING PASSED: June 15, 2015
SECOND READING PASSED:
PUBLISHED: June 27, 2015

**ORDINANCE NO. A-772
(Amends Sign Ordinance)**

ITEM 17

The City of Wisconsin Dells, Columbia, Sauk, Juneau and Adams Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to amend the sign ordinance to incorporate the Downtown Design Review Committee.

SECTION II: PROVISIONS RENUMBERED, CREATED AND AMENDED

1. Municipal Code Sec. 22.04 is amended.
2. Municipal Code Sec. 22.07(1)(b) is renumbered to 22.07(1)(c).
3. Municipal Code Sec. 22.07(1)(b) is created.
4. Municipal Code Sec. 22.26(6) is amended.
5. Municipal Code Sec. 22.26(8) is amended

SECTION III: PROVISIONS AS RENUMBERED, CREATED AND AMENDED

22.04 Permit Required. Except as provided in sec. 22.13, it shall be unlawful for any person to erect, relocate or structurally alter, within the City of Wisconsin Dells, any sign or other advertising structure as defined in this ordinance, without first obtaining an erection permit from the Building Inspector and making payment of the fee required by sec. 22.08. All illuminated signs shall, in addition, be subject to the provisions of the Electrical Code and its requisite permit fees. No permit is required for repair, repainting or maintenance which does not entail structural change; or, for change of copy, message, or face panel. Change of copy, message or face pane is subject to review by the Downtown Design Review Committee.

22.07 Permit Issuance.

(1) Upon the filing of an application for an erection permit, the Building Inspector shall, not sooner than two (2) working days and not later than seven (7) working days:

(a) Examine the plans and specifications and the premises upon which the proposed structure shall be erected.

(b) Refer the sign to the Downtown Design Review Committee per Article 3 Division 5 of the Zoning Code (Ordinance Chapter 19)

(c) Issue a permit if the proposed structure complies with the requirements of this ordinance and all other laws and ordinances of the City of Wisconsin Dells.

(6) Inspection. Projecting structures shall be inspected every two (2) years by the ~~Director of Public Works~~ City Planner/Zoning Administrator or by a person designated by the ~~Director of Public Works~~ City Planner/Zoning Administrator to perform the inspection. Inspection fees shall be established by a resolution approved by the Common Council pursuant to Code sec. 2.05.

(8) Projecting Structure Approval.

- (a) This section shall govern the issuance of a permit to construct or erect a projecting structure.
- (b) Applications for permits to construct projecting structures shall be submitted pursuant to Code sec. 22.05.
- (c) The Building Inspector shall determine if the application is complete. Incomplete applications shall be returned to the applicant for resubmission.
- (d) Completed applications shall be referred to the ~~BID~~ Design Review Committee. The ~~BID~~ Design Review Committee shall review applications for projecting structures within 30 days of the day on which a completed application is submitted. The ~~BID~~ Design Review Committee shall approve or disapprove applications based upon design and construction criteria to be promulgated by the ~~BID~~ Design Review Committee.
- (e) Decisions of the ~~BID~~ Design Review Committee may be appealed to the Board of Appeals.
- (f) Projecting structures in the STH right-of-way are subject to WisDot approval. All projecting structures may be subject to other agency approvals.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII:

This ordinance becomes a part of Wisconsin Dells Code, Chapter 22.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

INTRODUCED: Jun 15, 2015

FIRST READING PASSED: June 15, 2015

SECOND READING PASSED:

PUBLISHED: June 27, 2015

ORDINANCE NO. A-773
(Vine Street to Hwy 16 Speed Limit)

ITEM 18

The City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to set a speed limit of 35mph on Vine Street from Spring Hill School to Hwy 16 intersection (due to annexation).

SECTION II: PROVISIONS CREATED

Wisconsin Dells Code sec. 10.19(4)(h)

SECTION III: PROVISION AS CREATED

Wisconsin Dells Code sec. 10.19(4)(h) is created as follows:

10.19(4) Speed Limits Set at 35 Miles Per Hour.

(h) On Vine Street from the entrance of Spring Hill School Eastbound to the Intersection with Hwy. 16.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII:

This ordinance becomes a part of Wisconsin Dells Code, Chapter 10.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk/Coordinator

First Reading Passed: July 20, 2015

Second Reading Passed:

Published: July 29, 2015

**ORDINANCE NO. A-774
(Business Improvement District)**

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

Wisconsin Dells created a Business Improvement District in 1998 when the City Council adopted a Resolution accepting an operating plan and operating budget. The plan and budget have been reviewed and approved annually as part of the City budget process. This Ordinance formalizes the BID's planning, budget and operational processes.

SECTION II: PROVISION CREATED

Wisconsin Dells Code sec. 1.11 is created.

SECTION III: PROVISION AS CREATED:

1.11 BUSINESS IMPROVEMENT DISTRICT

- (1) The duly established, constituted and operational business improvement district shall have the powers and duties enumerated in Wis. Stat. sec. 66.1109, as provided in the operating plan and as generally provided in this code of ordinances.
- (2) The business improvement district shall be managed by a board of directors which is responsible for development, modification and implementation of the operating plan and budget.
- (3) The board shall consist of seven (7) members appointed by the Mayor and confirmed by the Common Council. Six (6) of the members shall serve staggered terms of three years; and, a member of the Common Council shall be appointed annually. A majority of the board shall own or occupy real property in the district.
- (4) The mayor shall designate the chair and vice chair of the board.
- (5) In conjunction with the City's annual budget cycle, the board shall report on the district's activities, accomplishments and goals.
- (6) The board may adopt bylaws and operating procedures in furtherance of its powers and duties.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 1.

Brian L. Landers, Mayor

Nancy R. Holzem, Clerk

First Reading Passed: July 20, 2015
Second Reading Passed:
Published: July 29, 2015

ORDINANCE NO. A-775
Prohibits "Pedal Pubs"

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance prohibits the consumption of alcohol on "commercial quadricycles"; a.k.a. "pedal pub". Wis. Stat Sec. 340.01(8m) defines commercial quadricycle as follows:

"Commercial quadricycle" means a vehicle with fully operative pedals for propulsion entirely by human power, that has 4 wheels and is operated in a manner similar to a bicycle, that is equipped with at least 12 seats for passengers, that is designed to be occupied by a driver and by passengers providing pedal power to the drive train of the vehicle, that is used for commercial purposes, and that is operated by the vehicle owner or an employee of the owner".

State law allows municipalities to prohibit, by ordinance, the consumption of alcohol by passengers on a "pedal pub". This ordinance implements that statutory authority. (Please note: This ordinance is placed in Chapter 18 which generally defines and regulates "Offenses". It could also be placed at code sec. 10.30 and regulated as part of the traffic code or at code sec. 16.12(17), the alcohol beverage code section).

SECTION II: PROVISION CREATED

Wisconsin Dells Code sec. 18.04(6) is created.

SECTION III: PROVISION AS CREATED:

18.04(6) No person shall drink from or have in their possession an open container of fermented malt beverage or intoxicating liquor while on a commercial quadricycle as defined at Wis. Stat. Sec. 340.01(8m); or while on any other type of commercial cycle.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 18.

Brian L. Landers, Mayor

Nancy R. Holzem, Clerk

First Reading Passed: July 20, 2015

Second Reading Passed:

Published: July 29, 2015

ORDINANCE NO. A-776
(Creating Columbia County Ward 11)

The City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to create Ward 11 in Columbia County due to an annexation. The property is contiguous with Ward 1 but is in a different Assembly District so a new ward has to be created.

SECTION II: PROVISIONS AMENDED & CREATED

Wisconsin Dells Code sec. 2.02(11) is renumbered and amended
Wisconsin Dells Code sec. 2.02(11) is created.

SECTION III: PROVISIONS AS AMENDED & CREATED

Wisconsin Dells Code sec. 2.02(11) is created as follows:
2.02 WARDS AND COMMON COUNCIL DISTRICTS

(11) Eleventh Ward. The Eleventh Ward shall consist of that part of the city located in Columbia County in Congressional District #6, Senate District 14 and Assembly District 81. South-West of the Vine Street and Grand Cambrian Drive intersection. Approximately encompassed by a line that has a point of beginning at the intersection of Vine Street and Grand Cambrian Drive then runs north-west along Vine Street approximately 1200 ft, then south approximately 650 ft, then south-east approximately 1200 ft to Grand Cambrian Drive, and then north along Grand Cambrian Drive approximately 650 ft to the intersection of Vine Street and Grand Cambrian Drive and the point of beginning. (Southfork Campground Annexation.)

- (11) (12)** The Common Council Districts shall consist of the following wards:
District One – Wards 1, 4, 7, 8, 10 **and 11**;
District Two – Wards 2, 5 and 9.
District Three – Wards 3 and 6.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

CITY OF WISCONSIN DELLS
ORDINANCE NO. _____
(Update to Parking Fees/Enforcement)

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance is to change the parking enforcement season and hours and to provide for proper display of parking enforcement information.

SECTION II: PROVISION REPEALED AND RECREATED

Wisconsin Dells Code sec. 7.03(6) is repealed and recreated.

SECTION III: PROVISION AS RECREATED

~~(6) Payment of Parking Fee. When any vehicle shall be parking in any space alongside or next to which there is located, under the provisions of this Section, a parking meter, the owner, operator, manager or driver of said vehicle shall, upon entering the said parking space, immediately deposit the required coin depending upon the parking meter zone, in the parking meter alongside or next to said parking space and the said parking space may then be used by such vehicle during the parking limit provided by the ordinances of the City of Wisconsin Dells for the part of the street in which said parking space is located. If said vehicle shall remain parked in any such parking space beyond the parking limit fixed by the ordinances of the City of Wisconsin Dells for such parking space, the parking meter shall display a sign showing illegal parking, and, in the event, such vehicle shall be considered as having been parked beyond the time fixed by the ordinances of the City of Wisconsin Dells; and the parking of a vehicle beyond the period of time fixed now or hereafter by the ordinances of the City of Wisconsin Dells in any such part of a street where any such meter is located shall be a violation of this Section and shall be subject to the forfeiture as hereinafter set out. It shall be unlawful for any person to cause, allow, permit or suffer any such vehicle registered in his name to be parked overtime or beyond the lawful period of time as above described. The limited parking in the meter zones shall only apply from 8:00 AM to 9:00 PM, but shall apply each day of the week, including Sunday, but only from May 15 to October 1 in any given calendar year.~~

No vehicle shall be parked in any metered stall or parking space without paying the appropriate fee for parking in said space. Enforcement of metered areas will apply seven (7) days a week, 10:00AM to 9:00PM, from April 1st to September 30th in any given calendar year. Parking meters and other parking devices shall properly display this information. Vehicles parked in any such area with expired time are subject to a citation. Parking kiosks shall be turned off October 1st to March 31st with free parking signage properly displayed.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 7.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

ORDINANCE NO. _____
(Update to Floodplain Map –Sauk County)

The City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

This ordinance is to update the referenced Flood Insurance Rate Map (FIRM) with the corresponding profiles that are based on the Flood Insurance Study (FIS) for Sauk County effective October 2, 2015.

SECTION II: PROVISION AMENDED

Wisconsin Dells Code Sec. 20.1.5(2)(a)

SECTION III: PROVISION AS AMENDED

(a) OFFICIAL MAPS : Based on the FIS

1. Flood Insurance Rate Maps (FIRM)

1.1. Flood Insurance Rate Map (FIRM) panel numbers 55021C0020E, 55021C0182E, 55021C0201E, dated April 2, 2008; with corresponding profiles that are based on the Flood Insurance Study (FIS) number 55021CV000B dated April 2, 2014 . (Columbia County) ;

1.1.1 Letter of Map Amendment (LOMA) Case No 15-05-1001A effective November 25, 2014 (19 Kansas Ave.) This LOMA documents that the Lowest Adjacent Grade Elevation of 19 Kansas Ave. as of November 25, 2014 is not located within the identified Special Flood Hazard Area described by FIRM panel 55021C0020E, dated 4/2/2008 (Columbia County)

1.2. Flood Insurance Rate Map (FIRM) panel numbers 55001C0441D, 55001C00442D, DD001C0443D, 55001C0475D, dated June 17, 2008; with corresponding profiles that are based on the Flood Insurance Study (FIS) number 55001CV000A dated June 17, 2008. (Adams County);

1.3. Flood Insurance Rate Map (FIRM) panel numbers 55111C0118E, 55111C0119E, 55111C0231E, and 55111C2232E, dated December 18, 2009; with corresponding profiles that are based on the Flood Insurance Study (FIS) numbers 55111CV001BC and 55111CV002BC dated ~~November 20, 2013~~ October 2, 2015. (Sauk County);

1.3.1 Letter Of Map Revision (LOMR) Case No 12-05-7540P effective May 28, 2013 (Hulbert Creek). This LOMR updates FIRM panel numbers 55111C0118E and 55111C0231E dated December 18, 2009 (Sauk County);

1.3.2 Letter of Map Amendment (LOMA) Case No 14-05-7014A effective August 14, 2014 (451 Trout Rd.) This LOMA documents that the Lowest Adjacent Grade Elevation of 451 Trout Rd. as of August 14, 2014 is not located within the identified Special Flood Hazard Area described by FIRM panel 55111C0231E, dated 12/18/2009 (Sauk County)

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII:

This ordinance becomes a part of Wisconsin Dells Code, Chapter 20.

Brian L. Landers, Mayor

Nancy R. Holzem, City Clerk

Introduced: August 17, 2015
First Reading Approved:
Second Reading Approved:
Published:

20.1.5(2)

the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see s. 8.0 *Amendments*) before it is effective. No changes to RFE's on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the Public Works, City of Wisconsin Dells. If more than one map or revision is referenced, the most restrictive information shall apply.

(a) OFFICIAL MAPS : Based on the FIS

1. Flood Insurance Rate Maps (FIRM)

1.1. Flood Insurance Rate Map (FIRM) panel numbers 55021C0020E, 55021C0182E, 55021C0201E, dated April 2, 2008; with corresponding profiles that are based on the Flood Insurance Study (FIS) number 55021CV000B dated April 2, 2014 . (Columbia County) ;

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