# SHORELAND ZONING

# COMPREHENSIVE PLANNING, LAND & ZONING

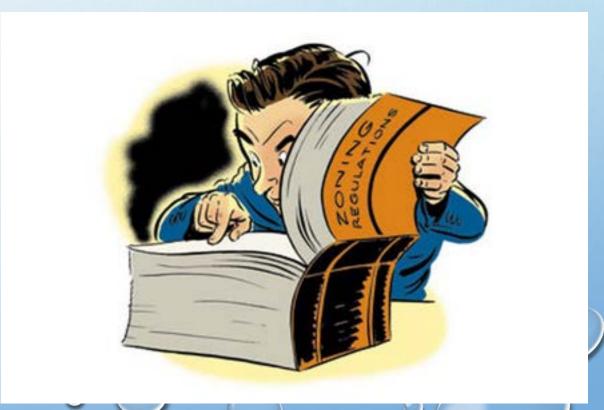
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- SHORELAND ORDINANCE
  - SANITARY PROGRAM

- LAND USE ORDINANCE
- NON-METALLIC MINE ORDINANCE
- METALLIC MINE ORDINANCE
- FLOODPLAIN ORDINANCE
- MOBILE TOWER SITING
   ORDINANCE
- LAND DIVISION ORDINANCE
- BOARD OF ADJUSTMENT AND ZONING COMMITTEE





# ZONING DEPARTMENT ROLE

- INTERPRET STATE CODE, STATUTES, AND COUNTY ORDINANCES AND POLICIES
- REGULATE LAND USE TO STATE AND LOCAL REQUIREMENTS.
- ANSWER QUESTIONS AND FIND ANSWERS FOR INQUIRING PROPERTY OWNERS, POTENTIAL BUYERS AND LOCAL TOWNSHIPS
- WORK CLOSELY WITH WISCONSIN DNR AND OTHER STATE AGENCIES
- PROCESS PERMIT REQUESTS WITH STATE AND LOCAL REQUIREMENTS IN MIND



# **OUTLINE**

- PURPOSE OF SHORELAND ZONING
- HOW PURPOSE OF SHORELAND ZONING IS ACCOMPLISHED
- SHORELAND BUFFER & VISUAL CORRIDOR
- PERMITTED USES
- IMPERVIOUS SURFACE STANDARDS
- IMPORTANCE OF WETLANDS
- FLOODPLAINS
- SANITARY SYSTEMS IN THE SHORELAND



- PROMOTE PUBLIC HEALTH, SAFETY, CONVENIENCE, AND WELFARE
- PROTECT THE PUBLIC TRUST IN NAVIGABLE WATER
- WORK TO ENSURE HEALTHFUL CONDITIONS, PREVENT AND CONTROL WATER POLLUTION
- PROTECT SPAWNING GROUNDS FOR FISH AND AQUATIC LIFE
- CONTROL BUILDING SITE AND LAND USES
- PRESERVE AND RESTORE SHORELAND VEGETATION AND NATURAL SCENIC BEAUTY
- 1000 FEET FROM ANY NAVIGABLE LAKE, 300 FEET FROM ANY NAVIGABLE RIVER OR STREAM

# STEPS TO ACCOMPLISH SHORELAND ZONING PURPOSE

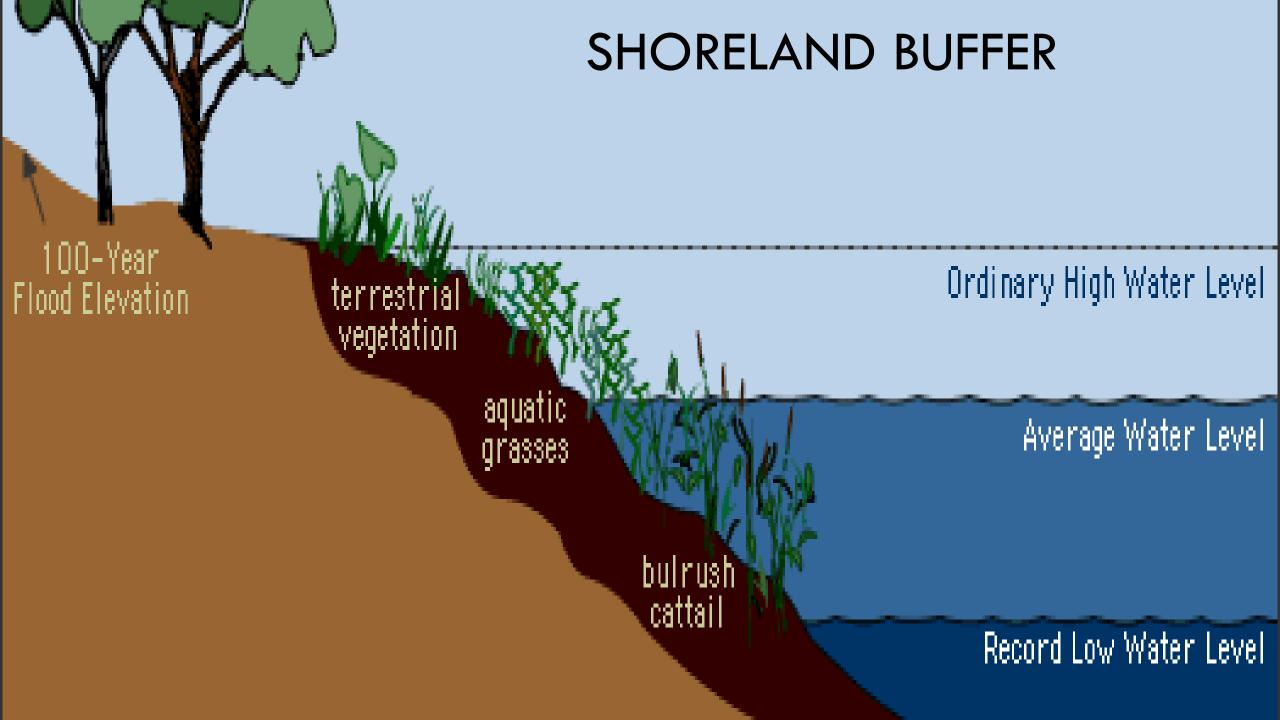
- MINIMIZE RUNOFF
- LIMIT IMPERVIOUS SURFACES
- SETBACK REQUIREMENTS
- BUFFER PROTECTION AND RE-ESTABLISHMENT

EDUCATION, EDUCATION, EDUCATION!!



# SHORELAND BUFFER

- IMPORTANT BECAUSE
  - PROTECTION OF
    - WATER QUALITY
    - FISH AND WILDLIFE HABITAT
    - NATURAL SCENIC BEAUTY
  - NATIVE VEGETATION
    - SLOWS AND SOAKS UP WATER THAT HAS BEEN WARMED AND POTENTIALLY LOADED WITH CONTAMINANTS FROM DRIVEWAYS, ROOFS, ROADS, AND LAWNS
- 35FT LANDWARD FROM ORDINARY HIGH WATER MARK (OHWM)
  - NO FILLING GRADING OR EXCAVATION
    - EXCEPTIONS SAFE ACCESS ON TRICKY OR UNSAFE LAKE ACCESS
      - STAIRS, PATHWAY, BOARDWALKS
      - FIRE RING NOT PATIO
      - BOAT HOUSE



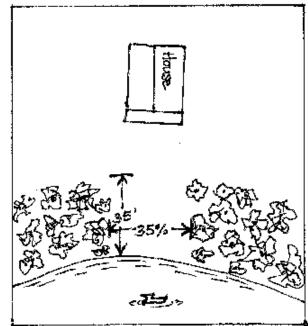


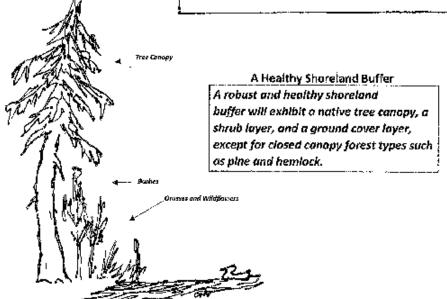
### Shoreland Buffer

The shoreland buffer extends 35' landward from the Ordinary High-Water Mark and Runs parallel to the shareline.

### View and Access

A view and
access corridor up to
35% of the width of your
lot may be cleared, but
no soll disturbing
activity is allowed.







# VISUAL CORRIDOR

- 35% WIDTH OF SHORELAND FRONTAGE
  - CUT TREES
  - MOW GRASSES
  - TRIM BUSHES
  - MUST PROTECT SOILS WITHIN 35FT BUFFER
    - NO GRADING FILLING OR EXCAVATING INCLUDING REMOVAL OF STUMPS
- EXEMPT STRUCTURES ALL REQUIRE A PERMIT
  - BOATHOUSE
  - GAZEBO
  - SHORELAND ACCESS (STAIRWAY OR PATH FOR SAFE ACCESS)



- TREES CAN BE REMOVED, AND LAND CAN BE GRADED
- EXEMPT STRUCTURES WITHIN 75FT TO THE WATER REQUIRE A PERMIT
  - BOATHOUSE
  - GAZEBO
  - SHORELAND ACCESS WALKWAY (NOT GREATER THAN 5FT (60 INCHES) IN WIDTH
- 75FT SETBACK
  - ALL OTHER STRUCTURES REQUIRE A 75FT SETBACK FROM THE ORDINARY HIGH WATER MARK
  - SOME SITUATIONS QUALIFY FOR AVERAGE SETBACK ON HOMES.

# **STRUCTURES**

- REQUIRE 75FT SETBACK AND PERMITS
  - RESIDENCE
  - GARAGE
  - SHED (OVER 1000 CU. FT.)
  - RETAINING WALL
  - PATIO
  - PORCH
  - STAIRWAY, WALKWAY
  - DECKS
  - FENCES
  - BOATHOUSE
  - FIRE PIT WITH PATIO (NOT FIRE RING)



Image from Earth Turf & Wood



Image from mayfairfence.com



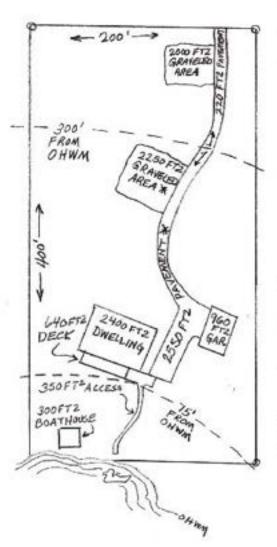
# IMPERVIOUS SURFACE

- SURFACES THAT ALLOW LITTLE OR NO STORMWATER INFILTRATION INTO THE GROUND ROOFS, DECKS, SIDEWALKS, DRIVEWAYS (PAVED OR COMPACT GRAVEL)
- ALLOWED UP TO 15% IMPERVIOUS SURFACE
- TOTAL IMPERVIOUS SURFACE DIVIDED BY TOTAL SQ FT AREA OF LOT
- OVER 15% IMPERVIOUS SURFACE MAY REQUIRE MITIGATION



### Iron County Shoreland Ordinance 13.13(2)

### Impervious Surfaces Percentage Calculation



- Tally only the impervious surfaces located within 300' from the Ordinary High-Water Mark
- Divide by the total surface area of the parcel.
- To determine percentage multiply by 100

### EXAMPLE with an 80,000 Ft2 Lot

300 Ft2 Boat house

350 Ft2 Access way

640 Ft2 Deck

2400 Ft2 Dwelling

2550 Ft2 Pavement\*

960 Ft2 Garage

2250 Ft2 Graveled area\*

9,450 Ft2 Impervious Surfaces

"only that within 300" of OHWM included

9,450 divided by 80,000= .1181

.1181 × 100= 11.8%

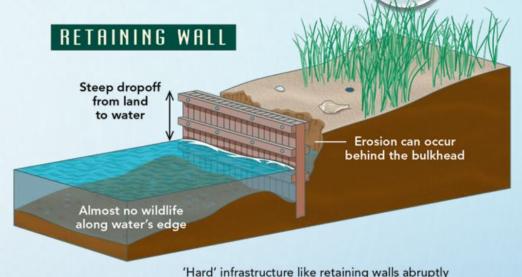
At 11.8%, this percel is within the 15%

Impervious Surface Standards detailed in

Iron County Shoreland Ordinance 13.13(3)



- EXAMPLES TO HELP WITH EROSION OR RUNOFF CONTROL
  - REMOVAL OF A STRUCTURE WITHIN THE SHORELAND SETBACK
  - INSTALLATION OF A RAIN GARDEN
  - INSTALLATION OF A STORMWATER INFILTRATION SYSTEM
  - MAINTAIN EXISTING COMPLAINT BUFFER
  - ACTIVE RESTORATION OF BUFFER
  - SEA WALL REMOVAL AND BANK STABILIZATION
  - REMOVAL OF EXISTING ARTIFICIAL BEACH



'Hard' infrastructure like retaining walls abruptly severs the ecological connection between the coast and water.











Images from Iron County Land Conservation







## WETLANDS

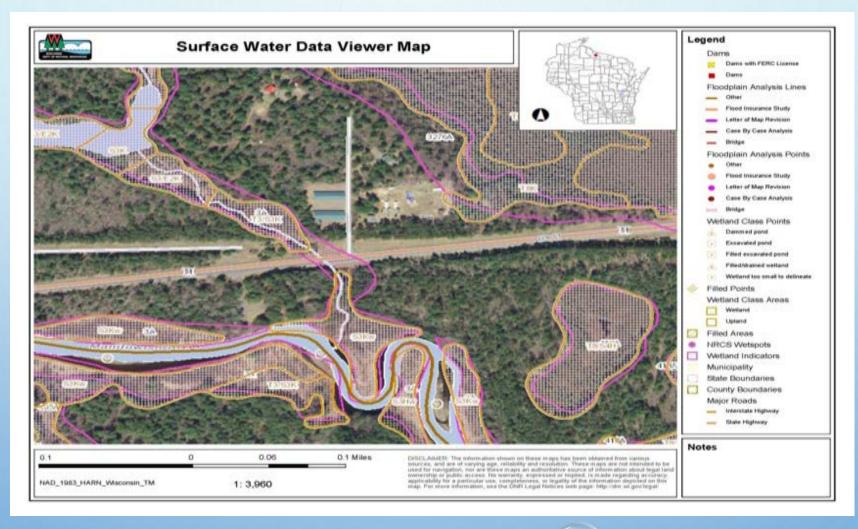
### IN IRON COUNTY

- CANNOT FILL, GRADE OR EXCAVATE WETLANDS UNLESS A SPECIAL PERMIT IS ACQUIRED FROM THE DNR
- THERE IS NO SETBACK FOR STRUCTURES TO WETLAND BOUNDARIES.
- WE EDUCATE ON THE IMPORTANCE OF WETLANDS
- DISTURBANCE OF WETLANDS HAS DIRECT IMPACT ON YOUR SHORELAND PROPERTIES WITHIN WATERSHEDS

### BENEFITS OF WETLANDS

- HELP ALLEVIATE AND SLOW FLOODWATERS
- HELP CLEANSE WATER NATURAL FILTRATION
- PROVIDE HABITAT FOR PLANT AND ANIMAL SPECIES

# WI DNR MAPPED WETLANDS



https://dnrmaps.wi.gov>lakes>swdv

# **FLOODPLAIN**

- NATIONAL FLOOD INSURANCE PROGRAM (NFIP)
- ZONE A FLOODWAY
- FLOOD INSURANCE RATE MAPS (FIRM) MAPS FROM FEMA ONLINE
- LETTER OF MAP AMENDMENT (LOMA) IF BELIEVE TO BE OUT
- FLOOD STUDY AKA HYDROLOGIC AND HYDRAULIC STUDY FOR CONSTRUCTION IN A

**FLOODPLAIN** 

FLOOD INSURANCE OR LOMA
 IF FINANCING ISSUES ARISE

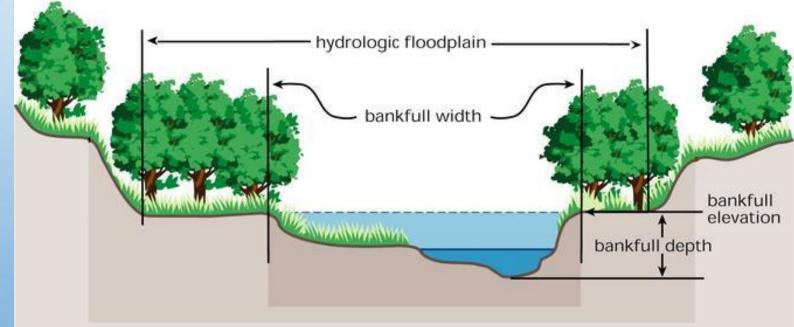
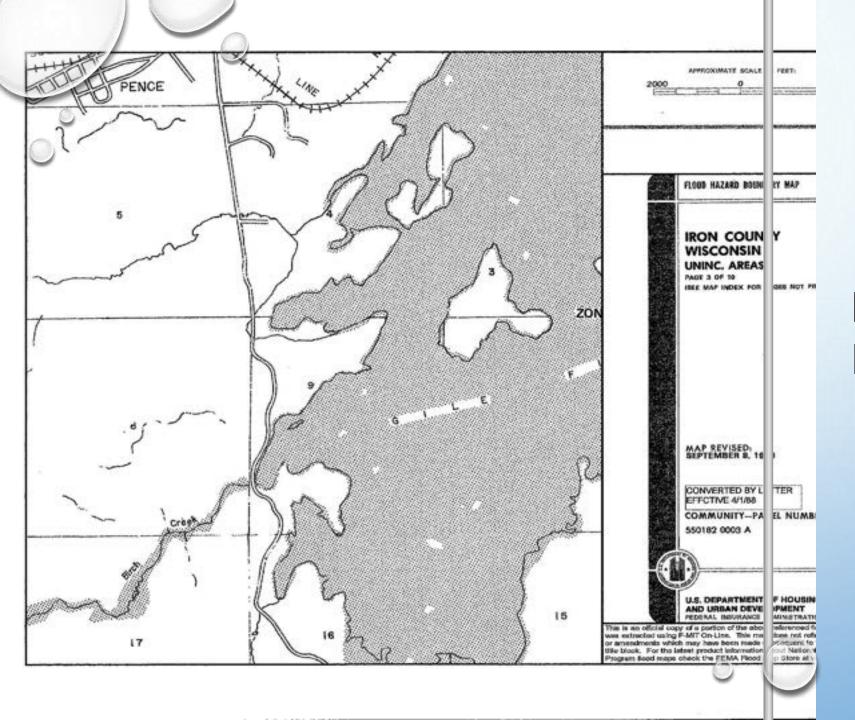
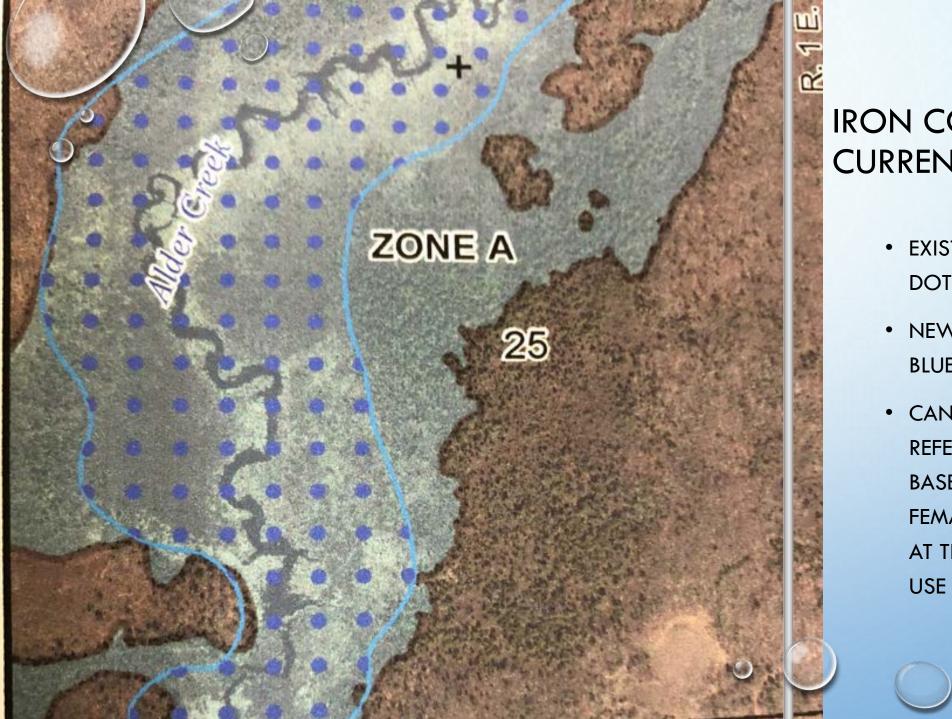


Image from cuyahogaswcd.org



# FLOOD INSURANCE RATE MAP (FIRM)



# IRON COUNTY RE-MAPPED! CURRENTLY IN DRAFT

- EXISTING FLOODPLAIN —BLUE DOTS
- NEW FLOODPLAIN SHADED
   BLUE
- CAN ONLY BE USED FOR REFERENCE AND KNOWLEDGE BASE AT THIS TIME. NOT YET FEMA APPROVED OR ADOPTED AT THE COUNTY FOR OFFICIAL USE

# SANITARY SYSTEMS

- MAINTENANCE PROGRAM
  - 3,289 SYSTEMS AT END OF 2020
- FAILING SYSTEMS
  - CESSPOOLS
  - STRAIGHT PIPES TO DAYLIGHT
  - OLD STEEL TANKS
    - CAN COLLAPSE AND LEAVE LARGE SINK HOLE IN YARD
  - COMPLIANT SYSTEM NO LONGER TAKING ON WATER
    - CAN BACK INTO HOUSE OR POND IN THE YARD
- SETBACKS
- CLOSE RELATIONSHIP WITH SEPTIC SYSTEMS AND NAVIGABLE WATERWAY
  - STRAIGHT PIPES OUT TO DAYLIGHT OLD SYSTEM NO LONGER COMPLIANT





