



Dane County Planning & Development Zoning Division

TO: Town Clerks, Supervisors & Planning Commissioners

FROM: Hans Hilbert, Assistant Zoning Administrator

DATE: August 28, 2023

RE: **Ordinance Amendment 2023 OA-009 regarding salvage operations**

Ordinance Amendment Sub 1 to 2023 OA-009, regarding salvage operations, has been enacted by the County Board and published on August 25, 2023. The amendment contained substitute language. Pursuant to Wisconsin Statute 59.69(5)(e)6., the County is providing the approved amendment text to the town clerk of each town in which lands affected by the ordinance are located.

As an amendment to Chapter 10, a 40-day period has begun to allow towns to submit certified copies of resolutions of approval or disapproval regarding the amendment before the ordinance becomes effective. The deadline for submitting a certified resolution to the County Clerk is October 7, 2023. Please direct any questions to Hans Hilbert at 608-266-4993, or hilbert.hans@countyofdane.com.

I. Summary

The amendment results in the following changes:

- Salvage Operations are added as a conditional use in the Industrial Zoning District.
- The term “salvage yard” is replaced with “salvage operation”.
- References to junkyards are removed.
- The County salvage licensing requirement is eliminated.

II. Description

Prior to the comprehensive rewrite of Chapter 10, Zoning, in 2018 salvage operations were a permitted use (if conducted entirely indoors) or a conditional use (for outdoor operations) in the industrial zoning district. In 2022, zoning staff discovered, due to changes in definitions, that the salvage yard use was removed from the industrial zoning district. This amendment restored salvage operations as a conditional use in the industrial zoning district.

The term “salvage yard” implies that regulation is specific to a premise. This amendment changed the definition to “salvage operation” which encompasses the entire land use of salvaging. By defining the land use the County is better able to apply the zoning ordinance in conjunction with the regulatory licensing of the Wisconsin Department of Transportation for auto salvaging.

This amendment removed redundant ordinance language by removing references to junkyards.

Lastly, this amendment eliminated the county licensing requirement for salvage operations. This annual license has been in place since the 1930's, currently we license 8 sites. This license was unnecessary to enforce compliance with zoning requirements. Operators are subject to DOT and DNR licensing, as well

as conditions of conditional use permits. This amendment added an annual inspection requirement as a standard condition on all conditional use permits for salvage operations.

III. Timeline for town resolution

Towns may take no action or may file a certified resolution of either approval or disapproval during the next 40 days. The deadline for submitting a certified resolution is **October 7, 2023**.

Enclosures:

Sub 1 to 2023 OA-009 Ordinance Text

CC:

Todd Violante, Director of Planning and Development

Roger Lane, Dane County Zoning Administrator

Renee Lauber, Dane County Towns Association

County Clerks Office