

OPEN SIDED STRUCTURE EXEMPTION REQUIREMENTS

Rusk County Zoning Administrator

311 EAST MINER AVENUE, SUITE N110

LADYSMITH, WI 54848

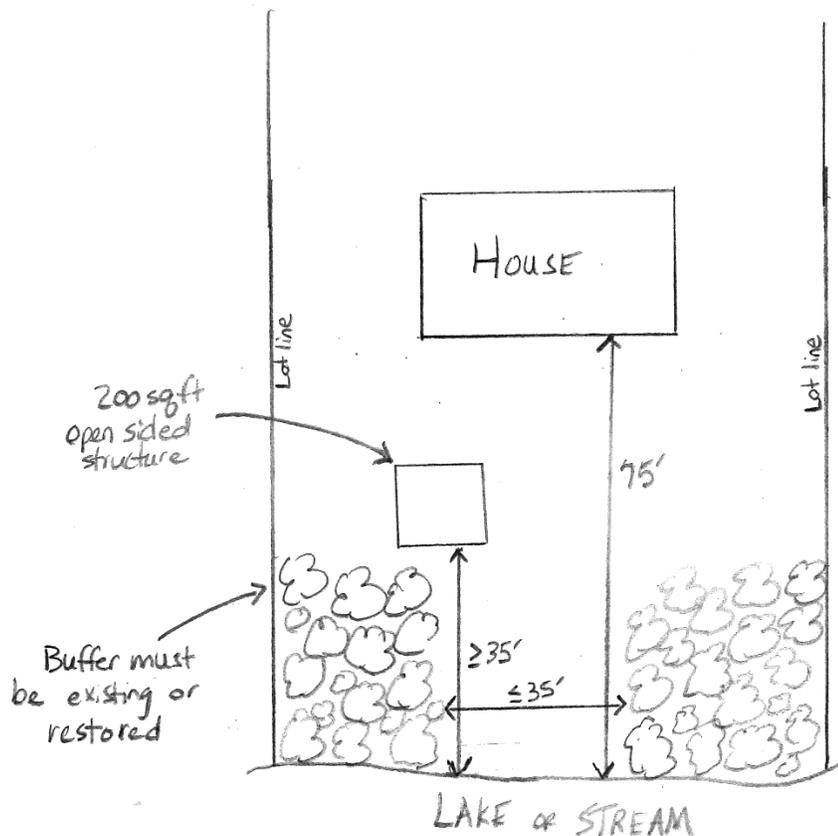
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1. Open sided or screened structures are exempt from the shoreline setback provided that:
 - a. The part of the structure that is nearest to the water is located at least 35 feet landward from the ordinary high water mark.
 - b. The floor area of all the structures in the shoreland setback area will not exceed 200 square feet.
 - c. The structure that is the subject of the request for special zoning permission is single story and has no sides or has open or screened sides.
 - d. The foundation or base of the structure shall not exceed 18 inches above existing natural grade and the wall height shall not exceed ten feet.
 - e. The county must approve a plan that will be implemented by the owner of the property to preserve or establish a vegetative buffer zone that covers at least 70 percent of the half of the shoreland setback area that is nearest to the water. A copy of this plan shall be recorded on the deed to the property.



**RUSK COUNTY
MITIGATION AGREEMENT
STRUCTURE IN SETBACK**

Legal Description: _____ **Land Use Permit #** _____
 _____ ¼, _____ ¼, Gov't Lot _____ Section _____, T _____ N, R _____ W
 Lot _____ Block _____ Subdivision or CSM _____
Parcel ID # _____ **Township** _____
Property Owner _____
Mailing Address _____
City, State, Zip _____

Owner hereby confirms, by their signature on this document, that they agree to the following requirements to construct a structure within the 75 foot setback:

1. The part of the structure nearest to the water is located at least thirty-five (35) feet landward from the ordinary high water mark.
2. The total cumulative floor area of all structures within the shoreland setback area of the lot upon which the structure is to be located shall not exceed two hundred (200) square feet.
3. The structure shall have no sides or has open or screened sides.
4. A plan to establish and/or preserve a vegetative buffer that covers at least 70% of the area within 37.5 feet of the ordinary high water mark shall be implemented.

Owner agrees to mitigate, upgrade, restore and/or maintain all practices noted above in accordance with the Rusk County Shoreland Zoning Ordinance. Owner agrees to permit county officials charged with administering county ordinances to have access to the above described premises at reasonable time for the purpose of inspection to verify that mitigation practices are in conformance with this agreement and with the Rusk County Shoreland Zoning Ordinance.

Owner understands that surface water quality is affected by activities conducted on the land adjacent to water bodies, and agrees to maintain the mitigation practices in perpetuity. This agreement shall be binding upon the owners, the heirs of the owner and assignees of the owner. Should any owner fail to initiate or maintain the above mitigation practices, the permit issued for any expansion shall become null and void and any permitted expansion shall be removed at the expense of the owner. Further, owner understands that should the need arise, owner may change the way that mitigation points have been achieved, but only through a new mitigation agreement approved by the zoning administrator.

Owner Name (Print)	Subscribed and sworn to before me on this date:	Zoning Administrator Approval
Notarized Owner Signature	Notary Signature	
	My commission expires:	Date

Drafted By: _____