

# SAWYER COUNTY CERTIFIED SURVEY MAP

Located in part of the Northwest Quarter of the Northeast Quarter, of Section 12, Township 41 North, Range 8 West, in the Town of Round Lake, Sawyer County, Wisconsin.

## SURVEYOR'S CERTIFICATE:

I, Jesse B. Suzan, a Professional Wisconsin Land Surveyor, do hereby certify that by the direction of Jeff Groeschl, I have surveyed, divided, and mapped a parcel located in part of the Northwest Quarter of the Northeast Quarter, of Section 12, Township 41 North, Range 8 West, in the Town of Round Lake, Sawyer County, Wisconsin, described as follows:

Commencing at the North 1/4 corner of said Section 12; thence along the north line of the Northwest Quarter of the Northeast Quarter, S89°56'26"E 806.15' to a set mag P.K. nail and the point of beginning; thence continuing along said north line, S89°56'26"E 511.00' to a set mag P.K. nail; thence leaving said north line and along the east line of the Northwest Quarter of the Northeast Quarter of Section 12, S00°25'55"W 511.00' to a set iron rod; thence leaving said east line, N89°56'26"W 511.00' to a set iron rod; thence, N00°25'55"E 511.00' to the point of beginning. Containing 261,116 square feet (5.99 acres). Subject to Hildreth Road (A Town Road) along the northerly line of the above described parcel, and subject to all other easements, restrictions, and covenants of record.

I also certify that this Certified Survey Map is a correct representation to scale of the exterior boundaries surveyed, divided, and described; that I have complied with the provisions of Chapter 236.34 of the Wisconsin Statutes and the Subdivision Ordinance of the County of Sawyer and Town of Round Lake in surveying, dividing, and mapping the same.

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Jesse B. Suzan  
Professional Wisconsin Land Surveyor No. 2635  
Fieldwork completed on 2-7-2025

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Date

## TOWN OF ROUND LAKE APPROVAL CERTIFICATE

Resolved, that this Certified Survey Map in the Town of Round Lake, is hereby approved by the Town of Round Lake.

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Rolfe Hanson, Town of Round Lake Chairman

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Date

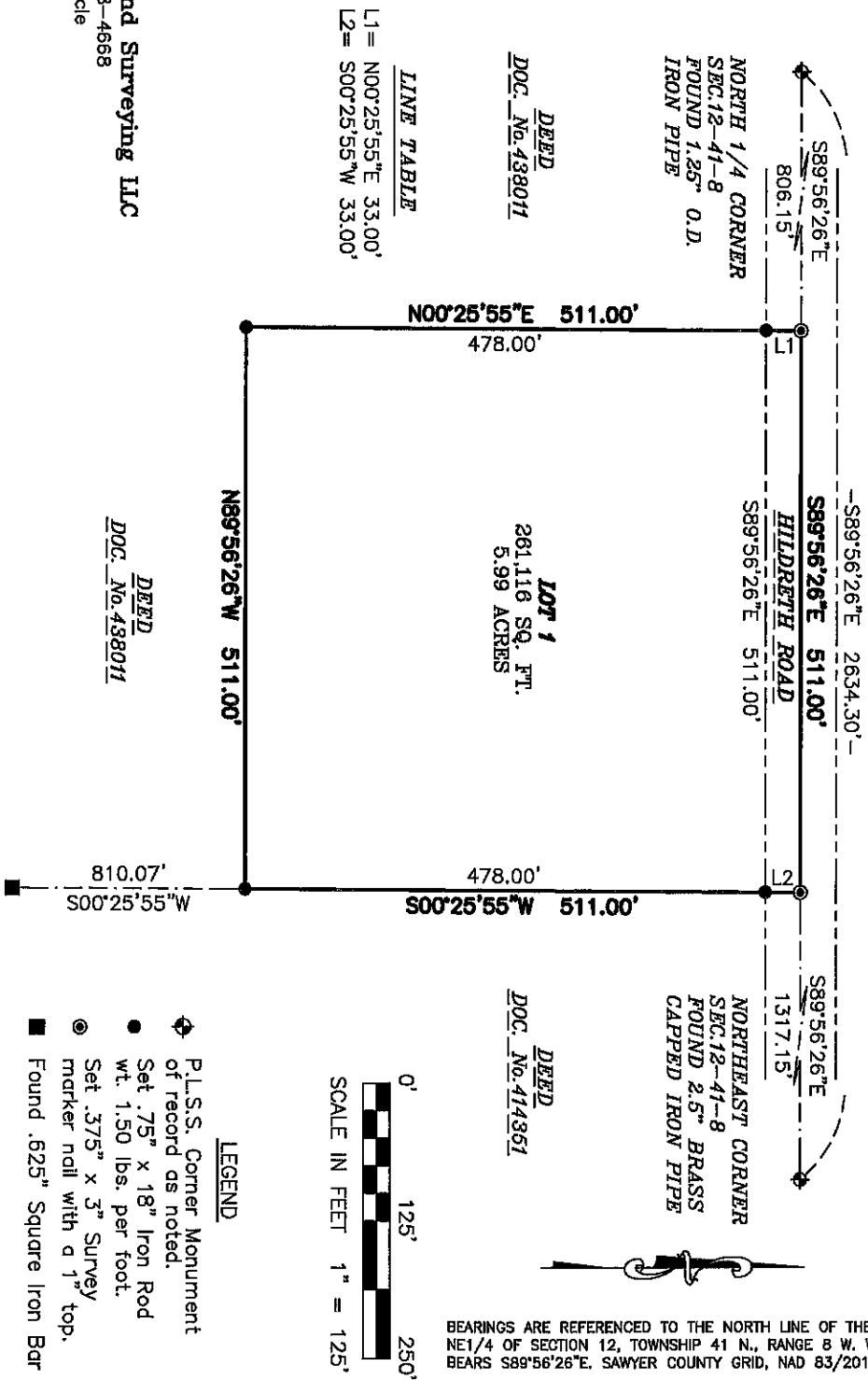
This map is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_,  
2025 by the Sawyer County Zoning Department.

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Jay Kozlowski - Zoning Administrator

# SAWYER COUNTY CERTIFIED SURVEY MAP

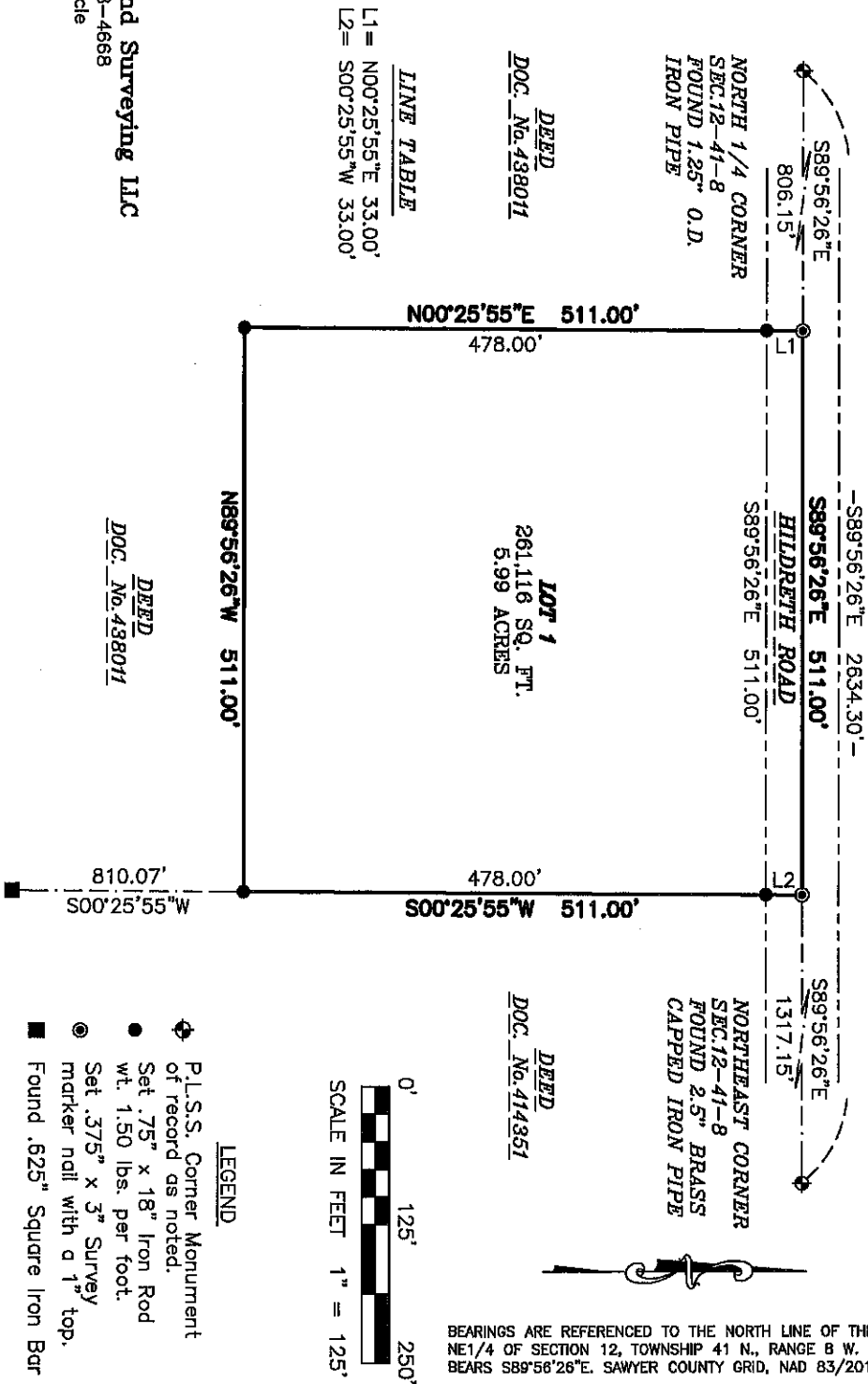
LOCATED IN PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, OF SECTION 12, TOWNSHIP 41 NORTH, RANGE 8 WEST, IN THE TOWN OF ROUND LAKE, SAWYER COUNTY, WISCONSIN.



JOB # 18024  
Prepared by:  
**Jesse Suzan Land Surveying LLC**  
Phone No. (715) 558-4668  
13731W Spstrom Circle  
Hoyward, WI 54843  
Sheet 1 of 2 Sheets

# SAWYER COUNTY CERTIFIED SURVEY MAP

LOCATED IN PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, OF SECTION 12, TOWNSHIP 41 NORTH, RANGE 8 WEST, IN THE TOWN OF ROUND LAKE, SAWYER COUNTY, WISCONSIN.



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Prepared by:  
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Phone No. (715) 558-4668  
13731W Spostrom Circle  
Hayward, WI 54843  
Sheet 1 of 2 Sheets



**Conditional Use Application #25-022**

**Town of Round Lake**

TO: Sawyer County Zoning & Conservation Administration  
10610 Main Street, Suite #49  
Hayward, WI 54843

Attn: Kathy Marks                      Email: kathy.marks@sawyercountygov.org

**Owner: Robert & Joan Vitcenda Trust**  
**1474N State Road 40**  
**Exeland, WI 54835**  
**Attn: Bart Vitcenda**

**Phone: 715-415-6870**  
**Email: holedigger160@yahoo.com**

**Property Description:** . Part of the NE ¼ of the SE ¼; S34, T41N, R07W; Tax ID #26296; Parcel #024-741-34-4101; 42.9 total acres; Zoned Forestry One (F-1).

**Permit desired for** the 5-year renewal of CUP #19-045. Last renewed on November 19, 2019 for the location/operation of a non-metallic mineral extraction including rock crusher. The CUP was originally approved at the public hearing on September 20, 2002. Known as the County Hwy B Pit.

**Public Hearing will be held on March 21, 2025, at the Sawyer County Courthouse at 8:30 AM**

**By Action of the Town Board, use is:**      ( ) Approved              ( ) Tabled              ( ) Denied

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
_____	( )	( )	_____	( )	( )
Rolfe Hanson, Chairman			Dan Palmer, Supervisor		
_____	( )	( )	_____	( )	( )
Kay Wilson, Supervisor			James Strandlund, Supervisor		
_____	( )	( )			
Marvin Scott Verbek, Supervisor					





## Conditional Use Permit Request STAFF REPORT

Prepared By: Jay Kozlowski, Sawyer County Zoning & Conservation Administrator

**File: # CUP 25-022**

**Applicant:**

Robert & Joan Vitcenda Family Trust

Agent: Bruce or Bart Vitcenda

1474N State Hwy 40

Exeland, WI 54835

**Property Location & Legal Description:**

Town of Round Lake. Part of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ ; S34, T41N, R07W; Tax ID #26296; Parcel #024-741-34-4101; 42.9 total acres; Zoned Forestry One (F-1).

**Request:** Permit desired for the 5-year renewal of CUP #19-045. Last renewed on November 19, 2019 for the location/operation of a non-metallic mineral extraction including rock crusher. The CUP was originally approved at the public hearing on September 20, 2002. Known as the County Hwy B Pit. While the original status of this Conditional Use Permit has expired by a few months there has been no change to the plan of operation (except minor crushing durations as to mirror other pit hours owned by the same operator) or to the reclamation plan. This request is proposed as a renewal of CUP 19-045 that if approved, would be back dated to the expiration date of November 15, 2024

**Project History & Summary of Request**

The renewal of CUP 19-045 is for the location of a non-metallic mineral extraction operation including rock. The property is approximately 42.9 total acres with the permitted total mine site included within the reclamation plan of approximately 7 acres. The current active open acres are approximately 3.25 acres. Mined materials support projects done by the applicant. Material would also be available and sold to State, County, or Town projects if requested. The surrounding land use is forestry and residential. The nearest residence is approximately 750' away. No crushing is to occur within 1000' of another residence as per Sawyer County Zoning Ordinance. Minor expansion is anticipated to occur toward the North with approximately 5000 cubic yards of material extracted annually.

The Sawyer County Zoning & Conservation Department currently does not have any complaints for this file.

The current approved hours of operation are 8 AM to 5 PM, Monday – Friday, May-November with crushing to occur 7AM-7PM, Monday-Friday, 4 days per year. The operator is requesting a change to these hours in conjunction with similar hours used at Joan's Pit (Same Operator) as approved and amended by Town of Round Lake in April 2024. The proposed new



hours of operation would be 8AM-5PM, Monday-Friday, **March-December** with crushing to occur 7AM-7PM, Monday-Friday **not to exceed 8 days per year with crushing allowed during any month (weather permitting).**

Financial assurance has been received in the amount of 4,500 which is set to expire on 2/17/26. A financial assurance renewal is required as part of compliance with NR 135.

**Additional information for Conditional Use Permits:**

Substantial evidence means facts and information, other than merely personal preferences or speculation, directly pertaining to the requirements and conditions an applicant must meet to obtain a conditional use permit and that reasonable persons would accept in support of a conclusion.

If an applicant agrees to meets all of the requirements and conditions specified in the county ordinance or those imposed by the county zoning board, the county shall grant the conditional use permit. Any condition imposed must be related to the purpose of the ordinance and be based on substantial evidence. The conditions must be reasonable and, to the extent practicable, measurable. The applicant must demonstrate that the application and all requirements and conditions established by the county relating to the conditional use are or shall be satisfied, both of which must be supported by substantial evidence. The county's decision to approve or deny the permit must be supported by substantial evidence.

**Possible Conditions for Approval: (choose from list below) (add or delete from list below)**

- 1 Maintain compliance with NR 135 (reclamation plan including financial assurance renewals)
- 2 Maintain compliance with **(proposed)** Plan of Operation including current hours of operation from 8 AM to 5 PM, Monday – Friday, March-December with crushing to occur 7AM-7PM, Monday-Friday, not to exceed 8 days per calendar year, crushing may occur during any month (weather permitting).
- 3 Maintain compliance with Department of Natural Resources Chapter 30
- 4 All other town, County, State, Federal Laws are followed
- 5 CUP goes with the property. If property changes hand before next renewal the new owner must complete a “Non-Metallic Mine Transfer Form” with Sawyer County to acknowledge compliance of current plan of operation, conditions, and reclamation plan.
- 6 The 5-year renewal will be backdated to November 15, 2024.

**Findings of Fact:**

**Does the request do the following? Yes/No**

1. Promote the public health, safety, convenience and general welfare;
2. Encourage planned and orderly land use development;
3. Protect property values and the property tax base;
4. Permit the careful planning and efficient maintenance of highway systems;
5. Ensure adequate highway, utility, health, educational and recreational facilities;
6. Recognize the needs of agriculture, forestry, industry and business in future growth



7. Encourage uses of land and other natural resources which are in accordance with their character and adaptability;
8. Provide adequate light and air, including access to sunlight for solar collectors and to wind for wind energy systems;
9. Encourage the protection of groundwater resources;
10. Preserve wetlands;
11. Conserve soil, water and forest resources;
12. Protect the beauty and amenities of landscape and man-made developments;
13. Provide healthy surroundings for family life;
14. Promote the efficient and economical use of public funds.





RECEIVED  
JAN 09 2025

SUBJECT: Conditional Use Public Hearing Application #25-022

Town of Round Lake

TO: Sawyer County Zoning and Conservation Administration  
10610 Main Street Suite 49  
Hayward, Wisconsin 54843  
Attn: Kathy Marks E-mail: kathy.marks@sawyercountygov.org

Property Owner Name & Address:

Robert & Joan Vitcenda Family Trust  
1474 N State Road 40  
Exeland, WI 54835

Phone: 715-415-6870 Email: holedigger160@yahoo.com

Agent/Buyer Name & Address (If Different):

A-1 Plumbing, Heating, & Excavating, Inc  
1474 N State Road 40  
Exeland, WI 54835

Phone: 715-415-6870 Email: holedigger160@yahoo.com

Property description including Parcel Number:

The NE ¼ of the SE ¼; S34, T41N, R07W; Parcel #024-741-34-4101; 40 total acres; Zones Forestry One (F-1). Known as the County Highway B Pit.

Permit is desired for:

Renewal of CUP #19-045 for location/operation of non-metallic mineral extraction including rock crusher. The CUP was originally approved at public hearing on September 20, 2002.

Applicant (Property Owner)

Applicant (Property Owner)

Fee: \$350.00 (January 2021) \$300 Renewal Fee

Date of Public Hearing: March 21, 2025

Signature of property owner(s) required. The undersigned person(s) hereby give permission for access to the property for inspection by Municipal Officials, Sawyer County Zoning Staff and Sawyer County Zoning Committee members if needed.

# Real Estate Sawyer County Property Listing

Today's Date: 2/3/2025

Property Status: **Current**

Created On: 2/6/2007 7:55:44 AM

## Description

Updated: 1/1/2001

<b>Tax ID:</b>	26296
<b>PIN:</b>	57-024-2-41-07-34-4 01-000-000010
Legacy PIN:	024741344101
Map ID:	.13.1
Municipality:	(024) TOWN OF ROUND LAKE
STR:	S34 T41N R07W
Description:	NESE
Recorded Acres:	42.900
Calculated Acres:	42.900
Lottery Claims:	0
First Dollar:	No
Zoning:	(F-1) Forestry One
ESN:	404

## Tax Districts

Updated: 2/6/2007

1	State of Wisconsin
57	Sawyer County
024	Town of Round Lake
572478	Hayward Community School District
001700	Technical College

## Recorded Documents

Updated: 8/2/2024

<b>QUIT CLAIM DEED</b>	
Date Recorded: 9/30/2009	<a href="#">362926</a>
<b>WARRANTY DEED</b>	
Date Recorded: 5/13/1992	<a href="#">228827</a>

## Ownership

Updated: 10/9/2009

**ROBERT & JOAN VITCENDA FAMILY TRUST** EXELAND WI

<b>Billing Address:</b>	<b>Mailing Address:</b>
<b>ROBERT &amp; JOAN VITCENDA FAMILY TRUST</b>	<b>ROBERT &amp; JOAN VITCENDA FAMILY TRUST</b>
1474N STATE HWY 40	1474N STATE HWY 40
EXELAND WI 54835-3185	EXELAND WI 54835-3185

## Site Address

N/A

## Property Assessment

Updated: 8/2/2024

2024 Assessment Detail		Tribal Exempt <input type="checkbox"/>	
Code	Acres	Land	Imp.
G2-COMMERCIAL	5.000	25,000	0
G5-UNDEVELOPED	6.000	2,100	0
G6-PRODUCTIVE FOREST	31.900	33,500	0

2-Year Comparison	2023	2024	Change
<b>Land:</b>	59,700	60,600	1.5%
<b>Improved:</b>	0	0	0.0%
<b>Total:</b>	59,700	60,600	1.5%

## Property History

N/A

**A-1 Plumbing, Heating, and Excavating, Inc.**  
**CTH B Non-Metallic Mine**  
**Operation and Maintenance Plan**  
**2025**

# County Highway "B" Pit Operation Plan

## Ownership and Management

**Owner:** Robert and Joan Vitcenda Family Trust

**Management:** A-1 Plumbing, Heating, & Excavating Inc.

**Parcel ID:** 024-741-34-4101

**Location:** The CTH B pit is located in Sawyer County, NE ¼, SE ¼, Sec. 34, T. 41N, R. 7W. North of highway B. (Map)

**Property Size:** 40 acres      **Current Mine:** 3.25      **Proposed mine:** 7 acres

## Proposed Activities

Extracting, crushing, conveying, and stockpiling of gravel

## Hours of Operation

**Normal Hours:** 8:00 am – 5:00pm

**Crushing Hours:** 7:00 am – 7:00 pm

**Days of Week:** Monday – Friday

**Months of Year:** March – December

**Crushing operations:** eight days per year

(weather permitting, one single crushing event may occur between January-February)

## Access Routes

Access to the site is a gravel easement road off of county highway B.

## Equipment used

Equipment used during pit operation will be a crusher, excavator, front end loader, and dump trucks

## Principal Structure/Residences

The closest principal structure/residence existing before pit development is approximately 1300 feet from the pit.

The closest principal structure/residence existing after pit was developed is approximately 750 feet from the pit.

## **Excavation**

The depth of the pit is approximately 30 feet. Approximately 5000 yards of gravel are excavated each year. Excavation will continue towards the North until the decided setback is reached (See map).

## **Lot Lines**

Lot lines have been surveyed and are staked and flagged. Identification and safety signs are going to be placed at the entrance to the pit.

## **Navigable Water**

The pit is bordered on the south by a navigable waterway.

## **Erosion Control**

Run-off from the site is controlled on site by using berms. Run-off is detained in a settling pond to allow sediment to settle out. After mining the pit walls will be graded to a 3 : 1 slope, seeded, and mulched (See Map).

## **Environmental Considerations**

All operations will be done in a way that will minimize the production of noise, vibration, or dust. Best Management Practices will be used to minimize erosion and pollution of surface and groundwater.

## **Activities/Projects Mining Operation Supports**

The mined materials support projects being done by the applicant. Material would be sold to the State, County, or Township if requested.

## **Reclamation Plan**

A reclamation plan has been developed and approved by the Sawyer County Land and Water Conservation Department.

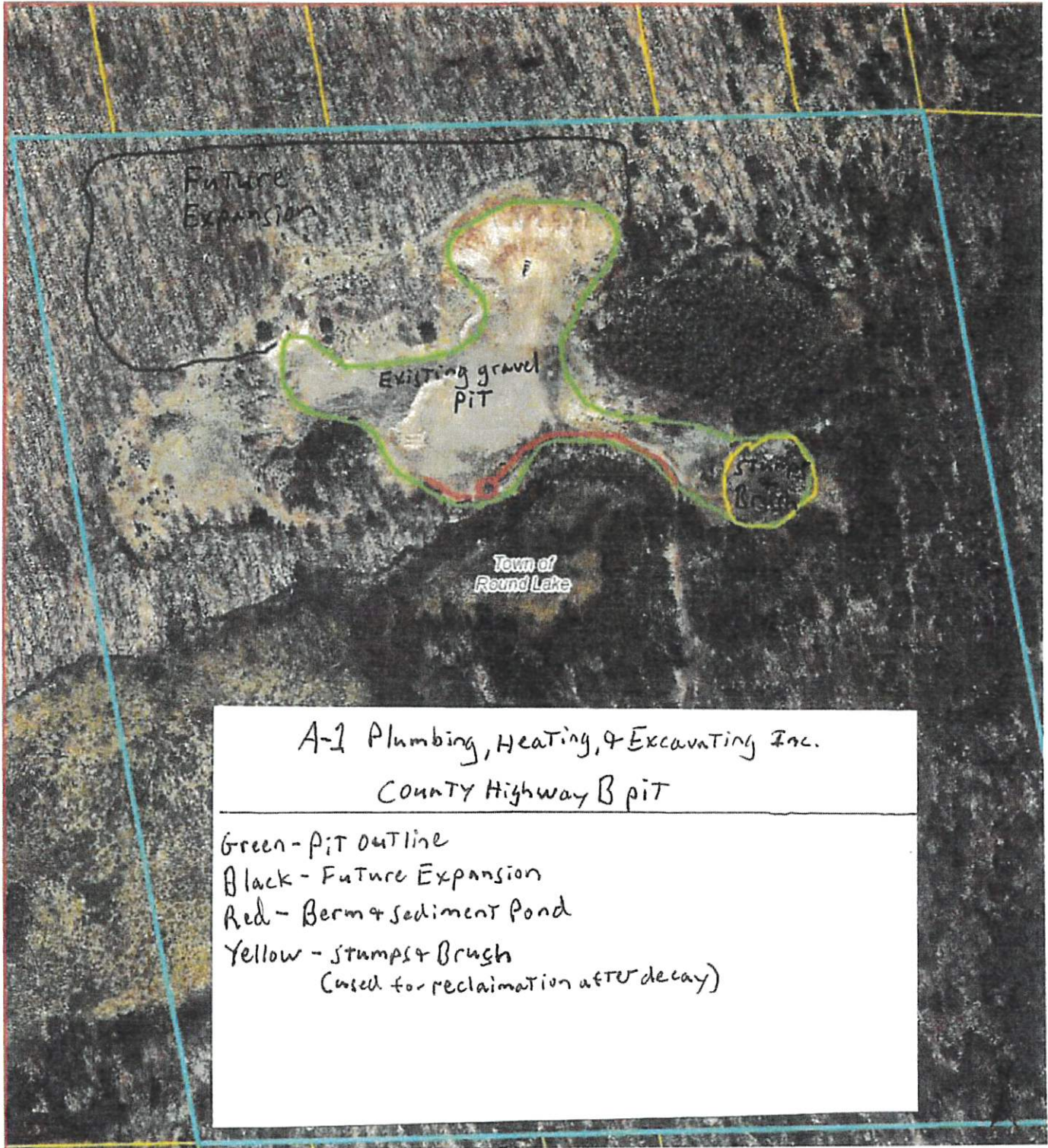
## **County Highway “B” Pit Maintenance Plan**

### **Settling Pond**

**The pond shall be checked after every rainfall and cleaned out when sediment begins filling pond.**

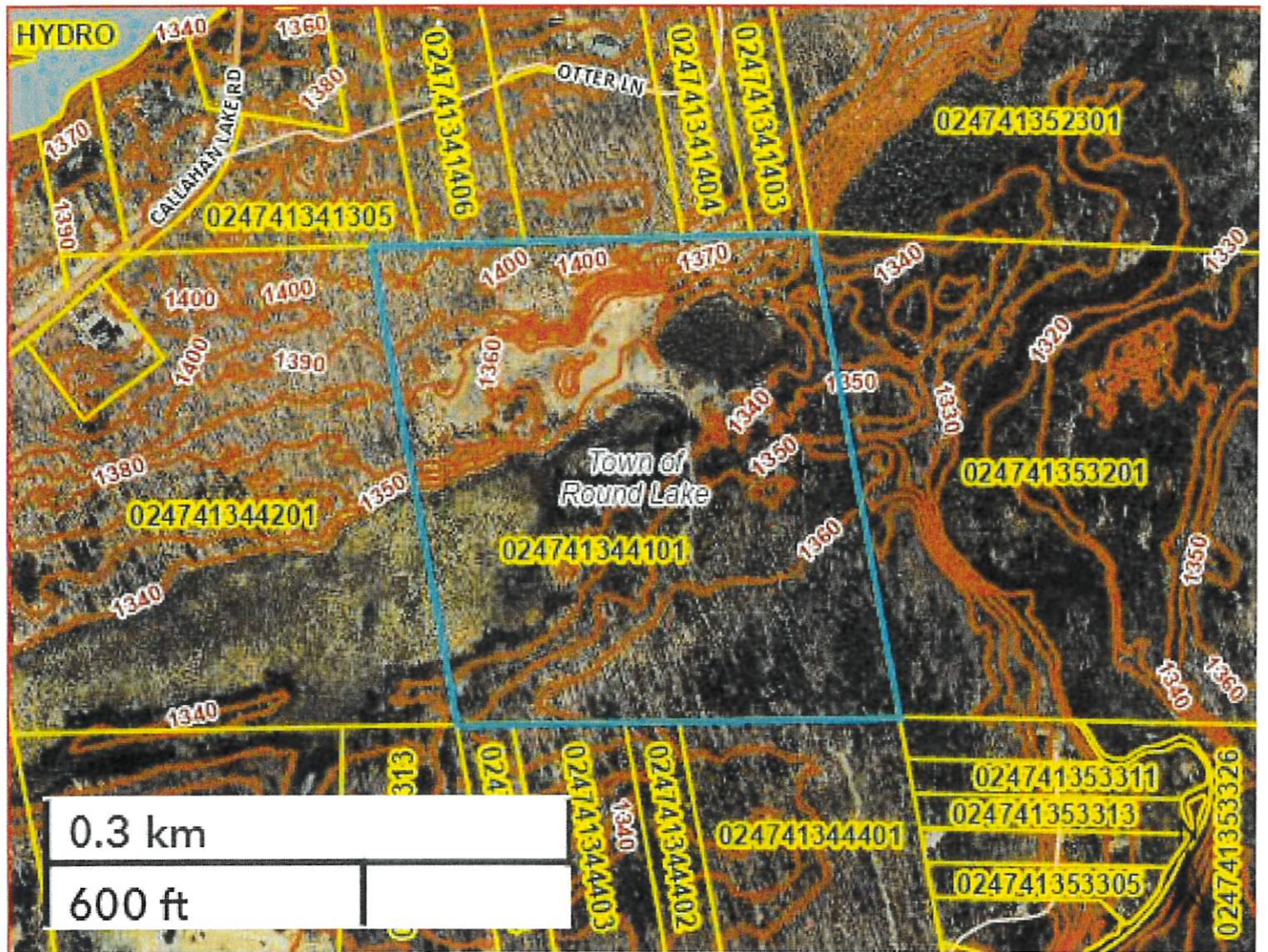
### **Berm**

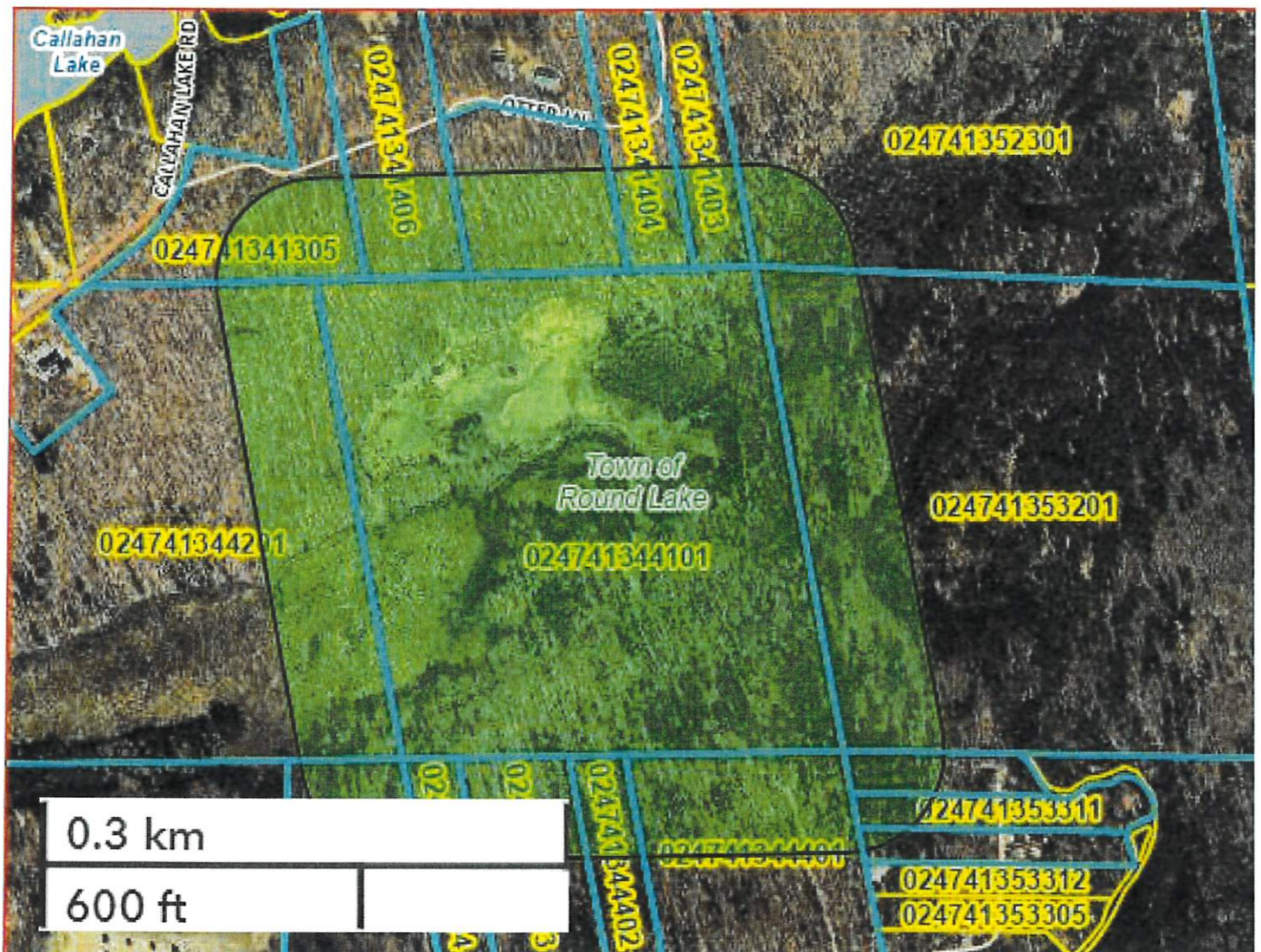
**The berm along the South end of the pit will remain in place until reclamation begins. The berm helps control erosion by keeping run-off in the pit, and trapping sediment. Any gaps in the berm should be filled, and sediment removed when necessary.**











FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES (EMS) AGREEMENT NO. 1  
FOR SERVICES TO TOWN OF HUNTER PROVIDED BY TOWN OF ROUND LAKE  
FOR PERIOD OF APRIL 1, 2025 THROUGH MARCH 31, 2026

This agreement is between the Town of Hunter and the Town of Round Lake, both located in Sawyer County, Wisconsin.

Beginning the First Day of April 2025, the Board of Supervisors of the Town of Round Lake agrees that the Town of Round Lake Volunteer Fire Department will continue to furnish fire protection and emergency medical services (EMS) within a portion of the Town of Hunter.

It is understood and agreed that the Town of Round Lake does not agree to limit its service to the Town of Hunter and shall have the right to enter contract with other towns/entities.

The Town of Round Lake will cover the service territory in the Town of Hunter as follows:

- T40N, R6W, Section 1-29 and 35 & 36
- T40N, R7W, Section 1-23 and 30 **(Consider the addition of Section 24)**

It is understood and agreed that the Town of Round Lake Volunteer Fire Department Chief shall be responsible for making inspections and filing required reports. It is understood and agreed that the sum of \$33,250 per year, due at the commencement of this agreement, shall cover the cost of all fire and EMS calls in the above-described areas, and assumes all costs of compensation, property damage and bodily injury within the limit of its fire and EMS protection policies.

The 2% Fire Insurance fees collected by the Town of Hunter for the area covered by the Town of Round Lake Volunteer Fire Department shall be paid to the Clerk of the Town of Round Lake each July.

The Town of Round Lake Volunteer Fire Department will furnish for the Town of Hunter such fire department apparatus and personnel to answer calls within the above-described area in the Town of Hunter and the Fire Chief or his Assistant Chiefs shall be the sole judge as to whether conditions warrant responding to the fire alarm. The Town of Round Lake shall not be liable for any failures to furnish fire or EMS protection to the Town of Hunter, Sawyer County, Wisconsin.

This agreement will end on the 31<sup>st</sup> day of March 2026

In witness thereof, the parties hereto have caused this agreement to be executed by their duly elected officers on the 13<sup>th</sup> day of March 2025

TOWN OF HUNTER

TOWN OF ROUND LAKE

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Attested to

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Clerk

# FIRE DEPARTMENT AUTOMATIC MUTUAL AID AGREEMENT

This agreement made by and between the Town of Round Lake and the Town of Spider Lake shall be known as the Auto Aid Plan.

WHEREAS, Auto Aid is defined as the loaning of services and accompanying equipment to a fire department, by another fire department to meet an emergency beyond the capabilities of the fire department being assisted; and

WHEREAS: The Town of Round Lake and the Town of Spider Lake form a practically continuous area through which it is deemed practical for them to render assistance in fire/ or other emergencies, and, it is deemed mutually sound, desirable, practical, and beneficial for the Towns of Round Lake and Spider Lake to render assistance to each other.

NOW THEREFORE, it is hereby agreed as follows:

## ARTICLE I OPERATIONS

Mutual aid hereunder shall be rendered automatically any time either Round or Spider Lake Fire Departments parties are requested to respond to an emergency. The fire department rendering automatic mutual aid will respond without discrimination to all calls within receiving fire departments jurisdiction per the Auto-Aid contract. Both Round Lake and Spider Lake will provide services used within operations on fire/ emergencies corresponding to the mutual aid contract. Fire Fighters will be compensated by the town receiving mutual aid services that are requested. Compensation will be based on each towns own agreement. In the event the receiving department fails to respond with personal and equipment they will be charged for all equipment and personal. This would not apply to any trail rescue.

## ARTICLE II ELIGIBILITY

Either Round or Spider Lake fire departments may enter into mutual aid agreements with other municipalities and fire departments

## ARTICLE III LEGAL RESPONSIBILITY FOR ACTS OF FIREFIGHTER

Except as noted in Article IV and V below, the municipality receiving Auto-Aid shall be legally responsible for the acts of the firefighters responding officially to a request for mutual aid while they are performing duties in the aided community. Performing duties shall include any movement of any apparatus within boundaries of the aided community. The department providing Auto-Aid shall be responsible for the acts of its members while traveling to or returning from the emergency in all localities other than within the boundaries of the aided community.

#### ARTICLE IV DAMAGES

Round Lake and Spider Lake shall not be liable to the other or damages, loss of equipment, injury to personnel, or payment of compensation arising as a result of assistance rendered under terms of this agreement, provided that, of the equipment of the property of a signatory is damaged or destroyed by the gross negligence of the other signatory, its agents or employees. The signatory responsibility shall be decided by authorized representatives of the signatory parties. Provided that the signatory receiving aid shall assume responsibility for provided lubrication, fuel, and welfare items for firefighters to the extent of which they would provide their own fire department. Provided further that both parties shall exercise due diligence in returning list equipment to the rightful owner.

#### ARTICLE V WORKERS COMPENSATION AND INSURANCE COVERAGE

If a member of either fire department is killed or injured responding to or returning from / or acting at an emergency under this Auto-Aid Agreement, the department of which he/she is a member, or the government by which he/ she is employed, shall grant them the same compensation and insurance benefits that it would if the emergency were in its own Town.

It is understood that when either department responds to provide Auto-Aid for the other department by dispatching equipment and / or personnel under this agreement, such aid is not intended to create any employer- employee relationship between either department or its members.

#### ARTICLE VI COMMAND

Command of any incident shall be assumed as per fire department standard operating guidelines and shall be carried out according to the incident command system. The superior line offices of the department receiving mutual aid shall be responsible for all operations within his/her jurisdiction. However, apparatus, personnel, and equipment rendering assistance shall be under the immediate supervision of the senior line officer of the department rendering aid shall have the right to withdraw from fire/ emergency site in sole judgment of the senior line officer of the department providing assistance.

#### ARTICLE VII STANDARD OPERATING GUIDELINES

The chiefs of the fire departments of this agreement are authorized and encouraged to meet and draft the plans and standard operation guidelines. Such plans should become effective upon ratification of the chief officers of the signatory parties.

#### ARTICLE VIII FINANCE

Either Round Lake or Spider Lake shall charge each other for apparatus used to respond pursuant to this agreement. The agreement does not preclude payment for additional services and equipment above and beyond those services and equipment stated in Article I of this agreement

ARTICLE IX TERMINATION

This agreement may be terminated by either party, by providing to the other party written notice at least 90days prior to the termination of this agreement.

Dated \_\_\_\_\_, \_\_\_\_\_ 202\_

Town of Round Lake

Town of Spider Lake

\_\_\_\_\_  
Rolfe Hanson, Chairman

\_\_\_\_\_  
Tim Sheldon, Chairman

\_\_\_\_\_  
Town of Round Lake Fire Chief, Michael Schmidt

\_\_\_\_\_  
Town of Spider Lake Chief

\_\_\_\_\_  
Kathy McCoy , Clerk

\_\_\_\_\_  
Bianca Cleary, Clerk