TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2019-ZC-4730 filed with the County Clerk by:

WELNICKE, TONY M, Town of WINNECONNE and referred to the Planning and Zoning Committee on 3/19/2019 and

WHEREAS, a Public Hearing was held on 3/26/2019, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION:

Owner(s) of Property: WELNICKE, TONY M Agent(s): na

Location of Premises Affected: 6449 PAULSON RD WINNECONNE, WI 54986

Legal Description: Being a part of the NE 1/4 of the NE 1/4, Section 16, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

Tax Parcel No.: 030-020104

Sewer:	[X]	Existing	[] Required	[X] Municipal	[] Private System
Overlay:	[]	Airport	[] SWDD	[X] Shoreland	
	[X]	Floodplain	[] Microwave	[] Wetlands	

WHEREAS,

Applicant is requesting a rezoning to R-1 Rural Residential, without floodplain

And

WHEREAS, we received notification from the Town of WINNECONNE recommending Approval And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of WINNECONNE has Approved. Town action is advisory due to shoreland jurisdiction. Town findings for Approval were as follows:

1. Town does have an adopted land use plan.

2. Action does agree with the Town adopted Town plan.

1. The Town of Winneconne has approved (Town action is advisory due to shoreland jurisdiction.

- 2. There were no objectors.
- 3. Proposed use is compatible with adjacent uses.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

AMENDATORY ORDINANCE # 04/01/19

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2019-ZC-4730 as follows:

Being a part of the NE 1/4 of the NE 1/4, Section 16, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

R-1 Rural Residential, with floodplain

TO: R-	R-1 Rural Residential, without floodplain					
		dan af				
Adopted/ Denie	30 this	_ day of		_, 20 Shiloh Ramos		

ATTEST:

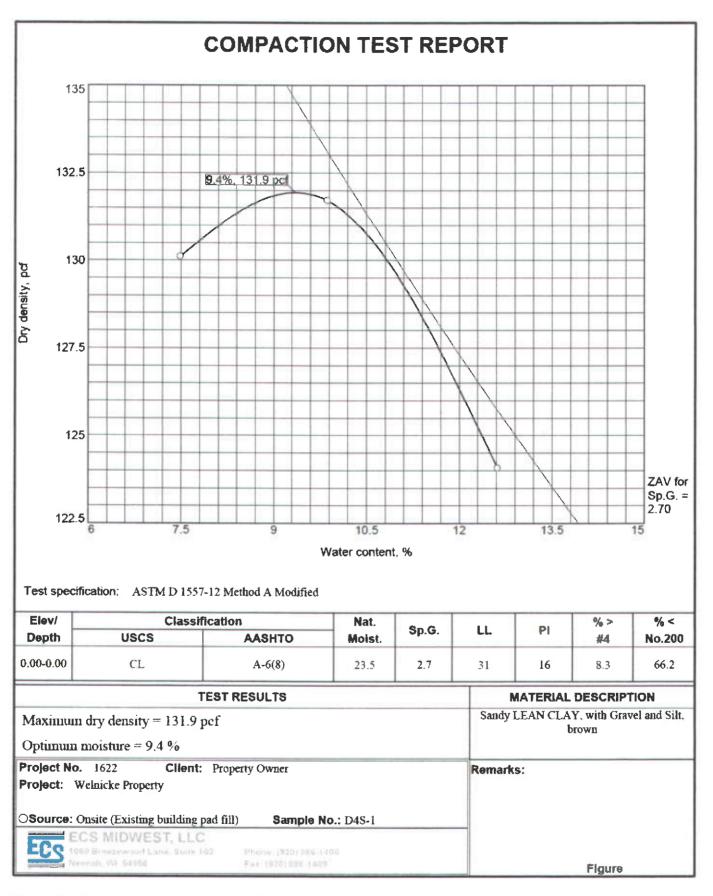
FROM:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS ____ DAY OF ______, 20____

Mark Harris County Executive

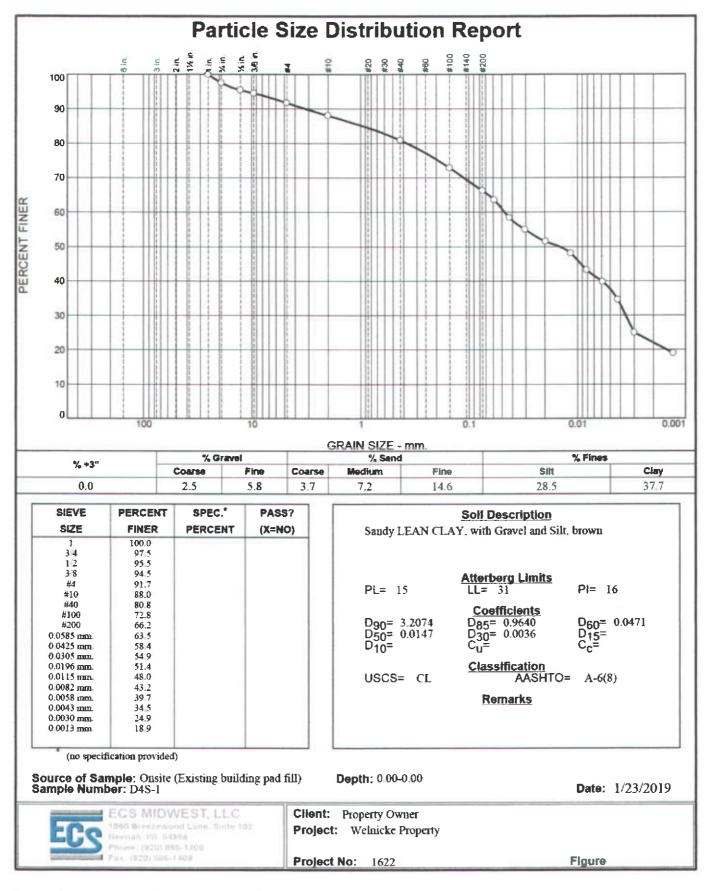
County Board Supervisory district 35 Snider



Tested By: Mark Wisneski

(0, -)

Checked By: Tim Hendrickson



Tested By: Mark Wisneski

.

Checked By: Tim Hendrickson



Washington, D.C. 20472

August 29, 2018

THE HONORABLE SHILOH RAMOS CHAIRMAN, BOARD OF SUPERVISORS WINNEBAGO COUNTY 415 JACKSON STREET OSHKOSH, WI 54901

CASE NO.: 18-05-5060C COMMUNITY: WINNEBAGO COUNTY, WISCONSIN (UNINCORPORATED AREAS) COMMUNITY NO.: 550537

DEAR MR. RAMOS:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if the property described in the enclosed document is located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our determination is shown on the attached Conditional Letter of Map Revision based on Fill (CLOMR-F) Comment Document. This comment document provides additional information regarding the effective NFIP map, the legal description of the property and our comments regarding this proposed project.

Additional documents are enclosed which provide information regarding the subject property and CLOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. Other attachments specific included as referenced in the to this request may be Determination/Comment document. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Sincerely,

Carrier St.

Luis V. Rodriguez, P.E., Director Engineering and Modeling Division Federal Insurance and Mitigation Administration

LIST OF ENCLOSURES: CLOMR-F COMMENT DOCUMENT

cc: Mr. James Smith

Page 1	of 2				ate: August 29, 2	2018 Ca	se No.: 18-05-5	060C	CLOMR-F
		Federal Emergency Management Agency Washington, D.C. 20472							
	CONDITIONAL LETTER OF MAP REVISION BASED ON FILL								
					IENT DOCI				
	OWNUT				A portion of Secti		ROPERTY DESC		e
COMM	WINNEBAGO COUNTY, WISCONSIN (Unincorporated Areas)			A portion of Section 16, Township 19 North, Range 15 East, as described in the Trustee's Deed recorded as Document No. 1665195, in the Office of the Register of Deeds, Winnebago County, Wisconsin					
		COM	MUNITY NO.: 550	537	The portion of property is more particularly described by the following metes and bounds:				
		NUM	NUMBER: 55139C0177E			ι ω .			
mese r	ANEL	DATE	DATE: 3/17/2003						
	FLOODING SOURCE: LAKE WINNECONNE APPROXIMATE LATITUDE & LONGITUDE OF PROPERTY:44.124839, -88.700988 SOURCE OF LAT & LONG: LOMA LOGIC DATUM: NAD 83						DATUM: NAD 83		
				ED PROPERTY (PLEASE INC ATION REGARDING THIS PR		A FINAL DETERM	INATION A FINAL D	ETERMINATION WIL	LBE
LOT	BLOC SECTI	:к/	SUBDIVISION	STREET	OUTCOME WHAT WOULD BE REMOVED FROM THE SFHA	FLOOD ZONE	1% ANNUAL CHANCE FLOOD ELEVATION (NGVD 29)	LOWEST ADJACENT GRADE ELEVATION (NGVD 29)	LOWEST LOT ELEVATION (NGVD 29)
-	-		-	6449 Paulson Road	Portion of Property	X (unshaded)	750.4 feet	-	752.5 feet
Special Flood Hazard Area (SFHA) - The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).									
ADDITIONAL CONSIDERATIONS (Please refer to the appropriate section on Attachment 1 for the additional considerations listed below.) LEGAL PROPERTY DESCRIPTION STATE LOCAL CONSIDERATIONS PORTIONS REMAIN IN THE SFHA CONDITIONAL LOMR-F DETERMINATION									
This document provides the Federal Emergency Management Agency's comment regarding a request for a Conditional Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we have determined that the proposed described portion(s) of the property(ies) would not be located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood) if built as proposed. Our final determination will be made upon receipt of a copy of this document, as-built elevations, and a completed Community Acknowledgement form. Proper completion of this form certifies the subject property is reasonably safe from flooding in accordance with Part 65.5(a)(4) of our regulations. Further guidance on determining if the subject property is reasonably safe from flooding may be found in FEMA Technical Bulletin 10-01. A copy of this bulletin can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or from our web site at http://www.fema.gov/mit/tb1001.pdf. This document is not a final determination; it only provides our comment on the proposed project in relation to the SFHA shown on the effective NFIP map.									

I america for a

Luis V. Rodriguez, P.E., Director Engineering and Modeling Division Federal Insurance and Mitigation Administration Page 2 of 2

Date: August 29, 2018

Case No.: 18-05-5060C

CLOMR-F



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

LEGAL PROPERTY DESCRIPTION (CONTINUED)

COMMENCING at the northeastern parcel corner; thence S20°44'56"W, 1.04' to the POINT OF BEGINNING; thence S20°44'56"W 57.91'; thence N86°15'04"W 80.00'; thence N03°41'28"E 56.81'; thence S85°24'26"E 97.00' to the POINT OF BEGINNING

PORTIONS OF THE PROPERTY REMAIN IN THE SFHA (This Additional Consideration applies to the preceding 1 Property.)

Portions of this property, but not the subject of the Determination/Comment document, may remain in the Special Flood Hazard Area. Therefore, any future construction or substantial improvement on the property remains subject to Federal, State/Commonwealth, and local regulations for floodplain management.

CONDITIONAL LOMR-F DETERMINATION (This Additional Consideration applies to the preceding 1 Property.)

Comments regarding this conditional request are based on the flood data presently available. Our final determination will be made upon receipt of this Comment Document, certified as-built elevations and/or certified as-built survey. Since this request is for a Conditional Letter of Map Revision based on Fill, we will also require the applicable processing fee, and the "Community Acknowledgement" form. Please note that additional items may be required before a final as-built determination is issued.

This letter does not relieve Federal agencies of the need to comply with Executive Order 11988 on Floodplain Management in carrying out their responsibilities and providing Federally undertaken, financed, or assisted construction and improvements, or in their regulating or licensing activities.

STATE AND LOCAL CONSIDERATIONS (This Additional Consideration applies to all properties in the CLOMR-F COMMENT DOCUMENT)

Please note that this document does not override or supersede any State or local procedural or substantive provisions which may apply to floodplain management requirements associated with amendments to State or local floodplain zoning ordinances, maps, or State or local procedures adopted under the National Flood Insurance Program.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

> Luis V. Rodriguez, P.E., Director Engineering and Modeling Division Federal Insurance and Mitigation Administration

DEPARTMENT OF HOMELAND SECURITY - FEDERAL EMERGENCY MANAGEMENT AGENCY COMMUNITY ACKNOWLEDGMENT FORM

O.M.B. NO. 1660-0015 Expires February 28, 2014

PAPERWORK BURDEN DISCLOSURE NOTICE

Public reporting burden for this data collection is estimated to average 1.38 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and submitting the form. This collection is required to obtain or retain benefits. You are not required to respond to this collection of information unless a valid OMB control number is displayed on this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Department of Homeland Security, Federal Emergency Management Agency, 1800 South Bell Street, Arlington, VA 20598-3005, Paperwork Reduction Project (1660-0015). NOTE: Do not send your completed form to this address.

This form must be completed for requests involving the existing or proposed placement of fill (complete Section A) OR to provide acknowledgment of this request to remove a property from the SFHA which was previously located within the regulatory floodway (complete Section B).

This form must be completed and signed by the official responsible for floodplain management in the community. The six digit NFIP community number and the subject property address must appear in the spaces provided below. Incomplete submissions will result in processing delays. Please refer to the MT-1 instructions for additional information about this form.

Community Number:

Property Name or Address: 6449 YAUSON ROAD

A. REQUESTS INVOLVING THE PLACEMENT OF FILL

As the community official responsible for floodplain management, I hereby acknowledge that we have received and reviewed this Letter of Map Revision Based on Fill (LOMR-F) or Conditional LOMR-F request. Based upon the community's review, we find the completed or proposed project meets or is designed to meet all of the community floodplain management requirements, including the requirement that no fill be placed in the regulatory floodway, and that all necessary Federal, State, and local permits have been, or in the case of a Conditional LOMR-F, will be obtained. For Conditional LOMR-F requests, the applicant has or will document Endangered Species Act (ESA) compliance to FEMA prior to issuance of the Conditional LOMR-F requests, the applicant has or will document Endangered Species Act (ESA) compliance to FEMA prior to issuance of the Conditional LOMR-F determination. For LOMR-F requests, I acknowledge that compliance with Sections 9 and 10 of the ESA has been achieved independently of FEMA's process. Section 9 of the ESA prohibits anyone from "taking" or harming an endangered species. If an action might harm an endangered species, a permit is required from U.S. Fish and Wildlife Service or National Marine Fisheries Service under Section 10 of the ESA. For actions authorized, funded, or being carried out by Federal or State agencies, documentation from the agency showing its compliance with Section 7(a)(2) of the ESA will be submitted. In addition, we have determined that the land and any existing or proposed structures to be removed from the SFHA are or will be reasonably safe from flooding as defined in 44CFR 65.2(c), and that we have available upon request by DHS-FEMA, all analyses and documentation used to make this determination. For LOMR-F requests, we understand that this request is being forwarded to DHS-FEMA for a possible map revision.

Community Comments: Area to be removed from floodplain must be filled at least 2-ft above the 100-yr floodplain elevation and shall meet Technical Bulkfin 10-01 Standards. Property and shall be record out of floodplain after (LOMR-F) has been obtained						
Community Official's Name and Title: (Please Print or Type) Zoning Administrator	Telephone No.: (420) 232-3344					
Community Name: Winnebago County CaryA. Kowe	Date: 2 - 4/-19					
B. PROPERTY LOCATED WITHIN THE REGULATORY FLOODWAY As the community official responsible for floodplain management, I hereby acknowledge that we have received and reviewed this request for a LOMA. We understand that this request is being forwarded to DHS-FEMA to determine if this property has been inadvertently included in the regulatory floodway. We acknowledge that no fill on this property has been or will be placed within the designated regulatory floodway. We find that the completed or proposed project meets or is designed to meet all of the community floodplain management requirements. Community Comments:						
Community Official's Name and Title: (Please Print or Type)	Tetephone No.:					

Community Name:

Community Official's Signature (required):

Date:

