

DATE: 08/18/20

R E S O L U T I O N

No. 005

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 08/05/20

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of BIG RING PROPERTY LLC and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF CLAYTON, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Agricultural District)** of said ordinance, which it now and heretofore had, to the zoned district of **B-1 (Local Service District)**.

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

County Board Supervisor
(Town of Clayton)

PARCEL NO: **006-0006-10**; FROM **A-2** TO **B-1**

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2020.

Mark Harris

County Board Supervisory district **29 - Youngquist**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 10, 2020

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Changes

1. Daniel Schneider - Town Zoning Change (Tax ID No: 028-0178) – Town of Winchester.

The town zoning change for Town of Winchester is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Agricultural District) to R-1 (Rural Residential District) and Winnebago County's land use plan shows future land use as Agricultural and Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *Approved 5-0*

2. Primitive Gatherings, Anchor Point Properties, LLC Lisa Bongean - Town Zoning Change (Tax ID No: 028-0433-01) – Town of Winchester.

The town zoning change for Primitive Gatherings, Anchor Point Properties and LLC Lisa Bongean is consistent with Winnebago County's Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Agricultural District) to B-3 (General Business District) and Winnebago County's land use plan shows future land use as Non-Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *Approved 5-0*

3. Richard and Judy Christianson - Town Zoning Change (Tax ID No: 006-0519-03) – Town of Clayton.

The town zoning change for Richard and Judy Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) to R-1 (Rural Residential District)

and Winnebago County's land use plan shows future land use as Agricultural and Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *Approved 5-0*

4. Big Ring Property LLC - Town Zoning Change (Tax ID No: 006-0006-10) – Town of Clayton.

The town zoning change for Big Ring Property LLC is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) to B-1 (Local Service District) and the Town of Clayton's land use plan (Winnebago County adopts town plans) shows future land use as Planned Business Unit Development.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *Approved 5-0*

*A-2 (General Agricultural) to B-1 (Local Service Business)
FLU: Planned Business Unit Development*

TOWN OF CLAYTON

ORDINANCE 2020-Z003

AN ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING ORDINANCE MAP

WHEREAS, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

WHEREAS, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

WHEREAS, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2015/16 update to the Town's Comprehensive Plan; and

WHEREAS, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

Section 1: The Official Zoning Map of the Town of Clayton is amended as follows:

Property Owner:

Big Ring Property LLC, N1108 Whitney Street, Hortonville, WI 54944

Legal description of property:

For property is located on Lind Lane specifically described as part of Tax ID #006-0006-10 located in part of the fractional Northwest 1/4 of the Northwest 1/4 and part of the Southwest 1/4 of the fractional Northwest 1/4 of Section 1, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:


The application is to re-zone the property from A-2 (General Agricultural District) to B-1 (Local Service Business).

Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 17th, day of June 2020

Vote: Yes: 5 No: 0 Abstain: 0 Absent: 0


Russell D. Geise, Chair

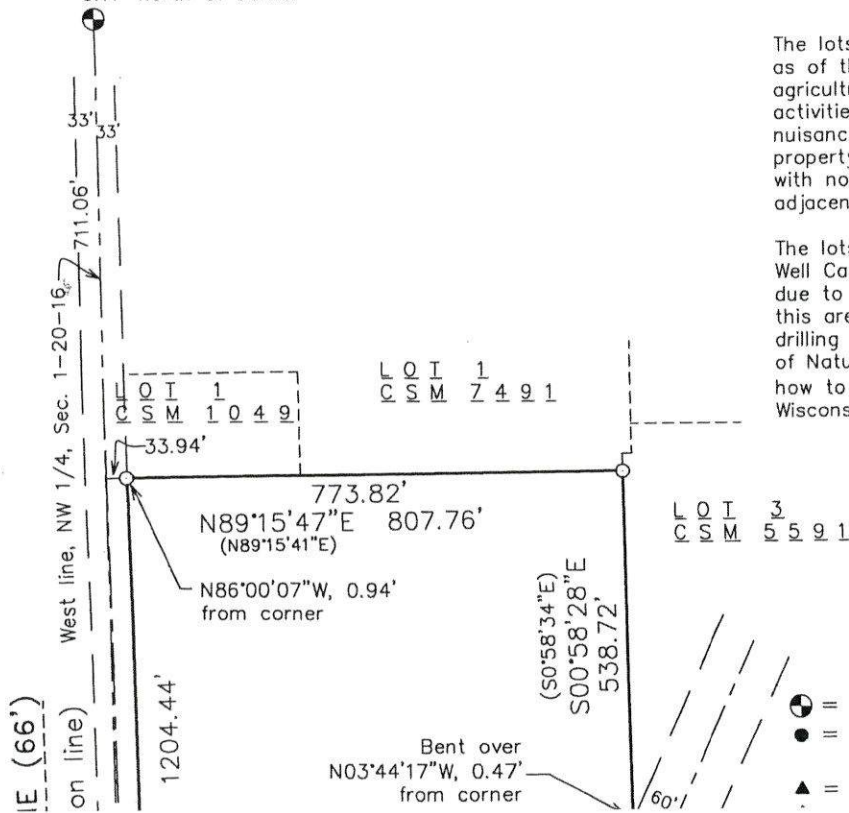
ATTEST:

Holly Stevens, Town Clerk

Certified Survey Map # _____

All of Lot 2 of Certified Survey Map 7491
 being part of the fractional Northwest $\frac{1}{4}$
 of the Northwest $\frac{1}{4}$ and part of the
 Southwest $\frac{1}{4}$ of the fractional Northwest
 $\frac{1}{4}$, Section 1, T20N, R16E, Town of Clayton,
 Winnebago County, Wisconsin

Northwest Corner
 Section 1-20-16
 Found Harrison monument
 0.11' north of corner

CURVE	RADIUS	DELTA ANGLE	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	3879.72'	3°47'55"	257.23'	S23°07'07"W	257.18'



The lots created in this plat are adjacent to properties that, as of the date of this document, are being used for agricultural purposes. Some individuals believe that the activities associated with the agricultural use constitute a nuisance or conflict with the quiet enjoyment of their property. This statement is intended to provide third parties with notice that agricultural activities may exist on the adjacent properties.

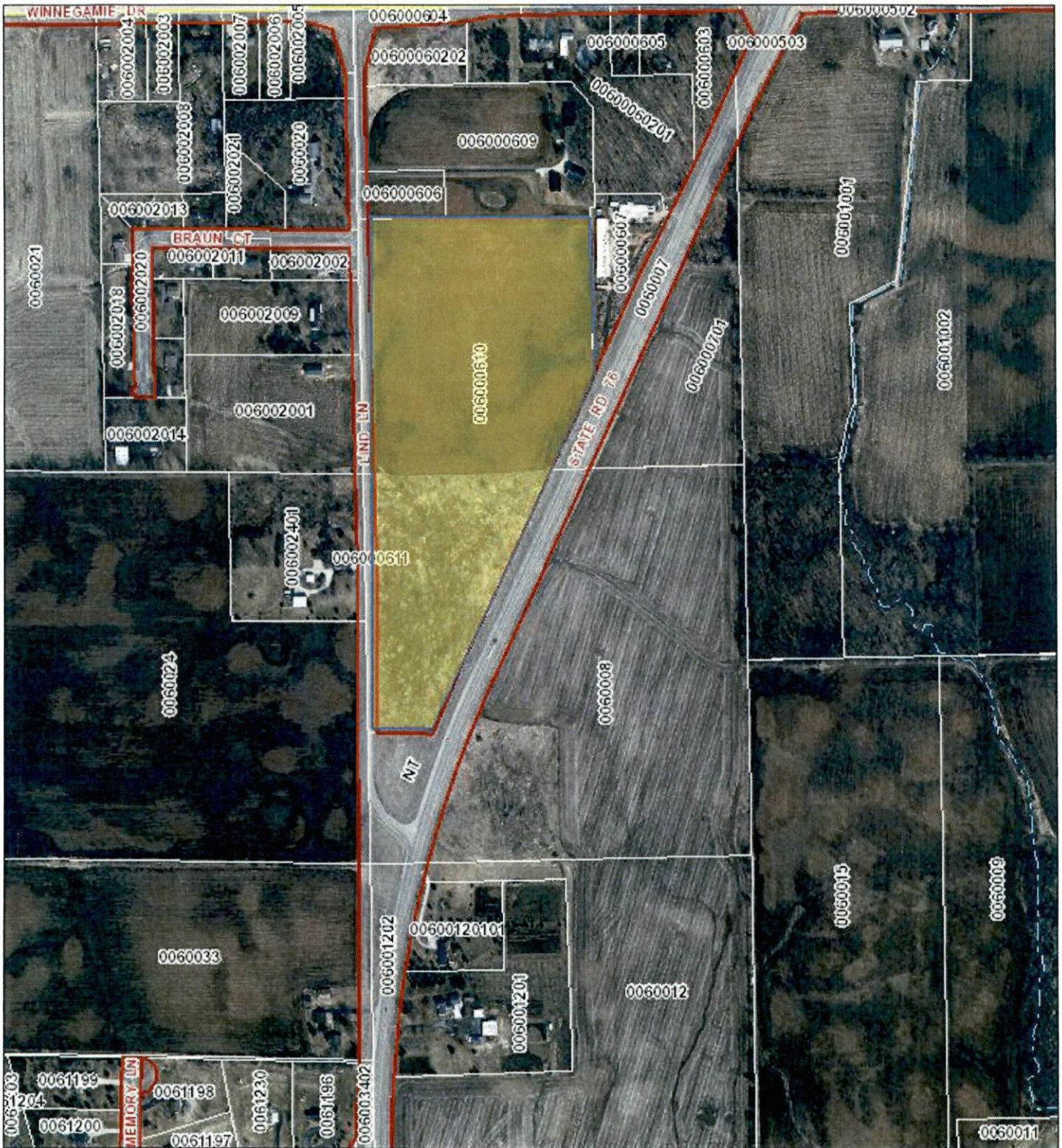
The lots created in this document are located in the Special Well Casing Pipe Depth Area. The area has been established due to naturally occurring arsenic contamination problems in this area affecting many wells. Individuals who plan on drilling a well should consult with the Wisconsin Department of Natural Resources, or a drilling professional, to determine how to comply with the provisions of s. NR 812.12(3) of the Wisconsin Administrative Code.

LEGEND

- ⊙ = Government corner
- = Set $\frac{3}{4}$ " x 18" iron rebar
Wt. = 1.502 lbs/lf
- ▲ = Set Mag nail

to the Wisconsin
 system, Winnebago
 33/97 datum

Big Ring LLC Site Map

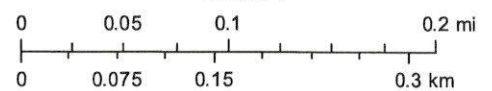


June 23, 2020

1:5,801

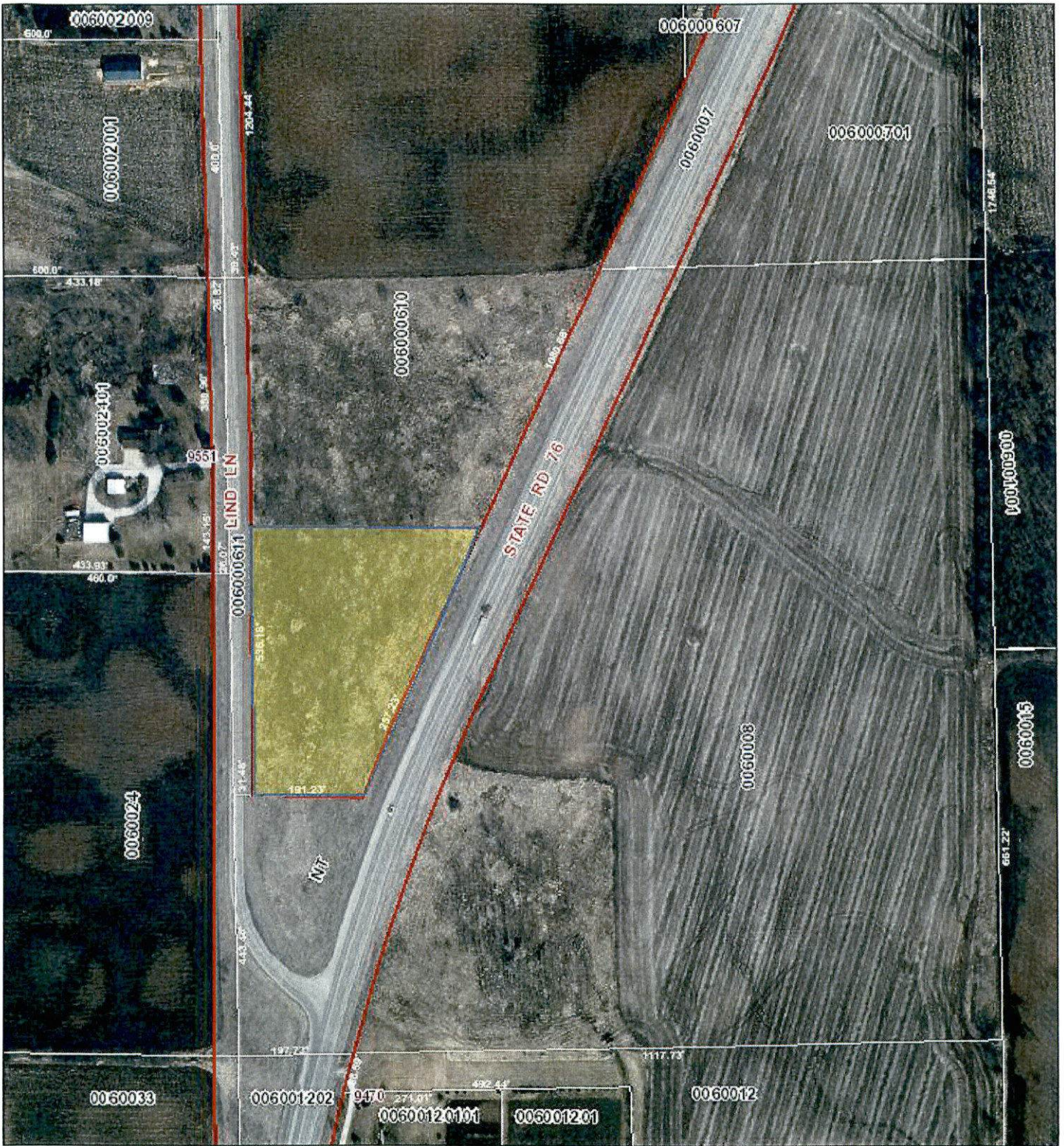
- Municipal Boundary
- Street Centerline
- Road ROW
- Tax Parcel Boundary (white)
- Tax Parcel Boundary
- Road ROW area

- Navigable Waterways**
- Navigable - Permanent (unchecked)
 - Navigable - Intermittent (unchecked)
 - Navigable - Stream (unchecked)
 - Navigable - Permanent (checked)
 - Navigable - Intermittent (checked)
 - Navigable - Stream (checked)



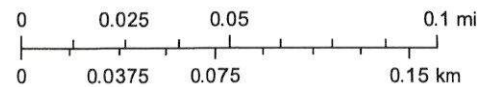
Winnebago County GIS
Imagery Date: March, 2015

Big Ring LLC Rezoning Map



June 23, 2020

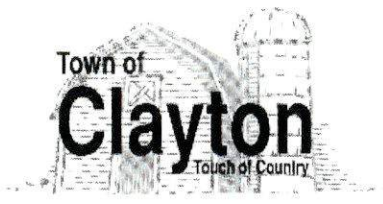
1:2,901



- Physical Addresses
- Municipal Boundary
- Street Centerline
- Road ROW
- Tax Parcel Boundary (white)
- Tax Parcel Boundary
- Road ROW area

- Navigable Waterways**
- Navigable - Permanent (unchecked)
 - - Navigable - Intermittent (unchecked)
 - - - Navigable - Stream (unchecked)
 - Navigable - Permanent (checked)
 - - Navigable - Intermittent (checked)
 - - - Navigable - Stream (checked)

Winnebago County GIS
Imagery Date: March, 2015



Wednesday, June 24, 2020

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning Application form submitted by Big Ring Property LLC, et al, 14 Lawrence Court, Appleton, WI 54911, for property located on Lind Lane specifically described as part of Tax ID #006-0006-10 being part of the fractional Northwest ¼ of the Northwest ¼ and part of the Southwest ¼ of the fractional Northwest ¼ of Section 1, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The Application is to re-zone the property from A-2 (general Agricultural District) to B-1 (Local Service Business).

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,

Tori Straw
Town Administrator

CC County Clerk, Sue Ertmer