

R E S O L U T I O N

DATE: 04-16-19

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 04/05/19

WHEREAS, it is desirable to amend the Zoning Ordinance of the Town of Winchester in accordance with the petition of the Town Board.

WHEREAS, the Winnebago County Planning and Zoning Committee has reviewed said amendments, has found no conflicts with county zoning jurisdiction or regulatory authority with them, and is hereby submitting those amendments of the Town of Winchester Zoning Code to the Winnebago County Board of Supervisors for final approval; and

WHEREAS, said amendments to the Town of Winchester Zoning Code are hereby incorporated by reference to the Town of Winchester website with said amendments to be found at:

Town of Winchester, Zoning and Planning, Draft of proposed Amended Chapter 17
Zoning Ordinance

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 Winchester)

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 _____,
2019.

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF APRIL 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town of Winchester Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments – Town of Winchester

The zoning office received a copy of the Town of Winchester's adopted zoning ordinance amendments. The amendments were in response to the 2017 Wisconsin Act 67 regarding conditional uses. The adopted zoning ordinance amendments for the Town of Winchester must be approved by the County Board. There does not appear to be any conflicts with county zoning jurisdiction or regulatory authority.

RECOMMENDATION: Forward adopted zoning ordinance amendments to County Board for action.

Town of Winchester
8522 Park Way, Larsen, WI 54947
Land Use Planning Commission
Public Hearings and Meeting
August 7, 2018—6:30 p.m.

A. CALL TO ORDER

1. Pledge of Allegiance
2. Roll Call

B. PUBLIC HEARING

1. Plan Commission Public Hearing on a Re-zoning application submitted Thomas P Zellmer and Ruth J Zellmer, 308 Lopas Street, Menasha, WI for a the property located at Mud Creek Road, Larsen, WI 54947 in the Town of Winchester and being specifically described as Tax ID 028-0671, Sec. 23, T20N-R15E NW SE & PT SW NE DESC AS LOT 1 OF CSM-6526 24.96 Acres, Town of Winchester, County of Winnebago, State of Wisconsin. The application is to re-zone the property from A-2 (General Agricultural District) to I-1 (Light Industrial District).
2. Close of Public Hearing

C. PUBLIC HEARING

1. Plan Commission Public Hearing to receive public comment on recommended amendments to Chapter 17: Zoning Code resulting from the passage of 2017 Wisconsin Act 67
2. Close of Public Hearing

D. APPROVAL OF MINUTES

1. July 10, 2018 Plan Commission Meeting Minutes

E. PUBLIC COMMENT

Time allowed for the public to express their opinion or to ask for future agenda item(s). Please state your name and address before speaking.

F. OLD BUSINESS

- ## 1. 2017 Wisconsin Act 67—Town Zoning Ordinance Recommended Amendments

G. NEW BUSINESS

1. Re-zoning Application Review and Recommendation
Tax Parcel(s): 028-0671 Current Zoning: A-2 Proposed: I-1
Property Location: Mud Creek Road, Larsen
Tom Zellmer, Roger Zellmer, and Caleb Wallace
2. Site Plan Review and Approval
Tax Parcel(s): 028-0671
Property Location: Mud Creek Road, Larsen
Tom Zellmer, Roger Zellmer, and Caleb Wallace

H. CORRESPONDENCE

I. NEXT MEETING AND AGENDA ITEMS

J. ADJOURNMENT

Pursuant to Wisconsin Statute 19.84 (2) and (3) notice is hereby given to the public and the media that two or more members of the Town Board of the Town of Winchester, may attend the meeting of the Town of Winchester Plan Commission scheduled to be held in the Town Meeting Hall, 8522 Parkway Lane, Larsen, WI 54947, in order to gather information about a subject over which the Town Board has decision making responsibility. For purposes of the Open Meetings Law only; attendance at a meeting by two or more Town Board members constitutes a meeting of the Town Board, pursuant to Badke Vs. Village Board of Village of Greendale, 173 Wis2d 553, 494 NW2d 408 (1993), and must be noticed as such, although it is not contemplated that the Town Board will take any formal action at this meeting.

Holly D. Stevens, Clerk

I, Holly D. Stevens, certify that this notice has been posted on the town website, www.townofwinchesterwi.com, and on the Winchester Town Hall Front Door, 8522 Parkway Lane, Larsen, WI 54947

Upon sufficient notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, please call the Town Office at (920) 836-2948 during regular office hours.

UPCOMING MEETINGS	August	September	October
Town Board at 7:00 p.m.	6 and 20	4 and 17	1 and 15
Plan Commission at 6:30 p.m.	TBD	11	9

ROLL CALL VOTE:

Chairman Kriescher	Aye
Supervisor Joas	Aye
Supervisor Mathison	Absent

Motion carried with a vote of 2-0.

- b) Zoning Ordinance Revision—Amendments to Chapter 17 Zoning Code

SUPERVISOR MATHISON ARRIVED AT 7:34 P.M.

Supervisor Joas stated that the Plan Commission has been working on the amendments to the Zoning Ordinance for the past 6-7 months in order to comply with 2017 Wisconsin Act 67. He stated that the impact of Act 67 requires that any conditions placed on Conditional Use Applications must be quantifiable and measurable. No longer can the conditions be subjective. As a result, the Commission made changes to the Zoning Code which would maintain as much control at the Town level as possible. Uses which were formally conditional uses were moved to overlay districts which will now require site plan reviews rather than Conditional Use Permitting. The Site Plan Reviews will allow the Commission to have more control over the requirements placed on the application.

Supervisor Joas stated the required Public Hearing for the proposed changes was held at its August 7, 2018 meeting. He noted that comments in favor of the changes were received.

Chairman Kriescher wanted to thank Supervisor Joas, the Plan Commission, and Consultant Jeff Sanders for their work on the changes.

MOTION:

Chairman Kriescher made a motion to approve the amendments to the Town of Winchester Zoning Code

Second by Supervisor Joas

ROLL CALL VOTE:

Supervisor Mathison	Aye
Supervisor Joas	Aye
Chairman Kriescher	Aye

Motion carried with a vote of 3-0.

5. Roads Committee Report (First Town Board Meeting of each month)
6. Donation of Surplus Equipment—JAWS

The Board noted that Chief Forbes had requested Board approval to authorize the donation of the surplus set of JAWS.

MOTION:

Supervisor Joas made a motion to authorize the Fire Chief to donate the surplus set of JAWS from 1983 to a Department of his choosing which does not currently have a set of JAWS.

Second by Supervisor Mathison

Motion carried by unanimous voice vote.

7. Resolution 2018-01 Resolution to Support Funding for Local Roads

Supervisor Joas explained that the Resolution came from the Wisconsin Towns Association and will be sent to Representative Dave Murphy, Senator Roger Roth, Governor Scott Walker, and the Towns Association

MOTION:

Motion by Supervisor Joas to approve Resolution 2018-01 a Resolution to Support Funding for Local Roads as presented

Second by Chairman Kriescher

ROLL CALL VOTE:

Supervisor Joas	Aye
Supervisor Mathison	Aye
Chairman Kriescher	Aye

Motion carried with a vote of 3-0