

DATE: 02/28/23

# R E S O L U T I O N

No. 008

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 02/008/23

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of CODY ROBEL 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 **R-1 (Rural Residential District)** of said ordinance, which it now and heretofore had, to the zoned district of **R-2 (Suburban Residential District)**.

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

\_\_\_\_\_  
see attached  
County Board Supervisor  
(Town of Clayton )

PARCEL NO: **006-0034-01**; FROM **R-1** TO **R-2**

### 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 \_\_\_\_\_, 2023.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **29 - Youngquist**



## Winnebago County

Zoning Department

*The Wave of the Future*

### MEMO FOR P & Z MEETING AGENDA OF FEBRUARY 3, 2023

TO: Planning & Zoning Committee

FM: Zoning Administrator *CA*

RE: Review of Town Zoning Change(s)

1. Paul & Jolene Moran - Town Zoning Change (Tax ID No(s): 006-0652-03-01 & 006-0652-03-02) – Town of Clayton.

The town zoning change for Paul & Jolene Moran is consistent with Winnebago County's Future Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agriculture District) to R-2 (Suburban Residential District) and Winnebago County's future land use plan shows future land use as Residential.

**RECOMMENDATION: Approve a motion to forward zone changes to County Board for action.** *TE, SZ 5-0 approved*

2. Bret Blickhahn - Town Zoning Change (Tax ID No(s) 006-0816-01-03 & 006-0816-01-02) – Town of Clayton.

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

**RECOMMENDATION: Approve a motion to forward zone changes to County Board for action.** *TE, MG 5-0 approved*

3. Kevin & Janna Fischer - Town Zoning Change (Tax ID No(s): 006-0279-01) – Town of Clayton.

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

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, HM2 5-0 Approved*

4. Town of Clayton - Town Zoning Change (Tax ID No(s) 006-0328-03) – Town of Clayton.

The town zoning change for the Town of Clayton is consistent with Winnebago County's Future Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agriculture District) to I-1 (Light Industrial District) and Winnebago County's future land use plan shows future land use as Non-Residential.

**RECOMMENDATION: Approve a motion to forward zone changes to County Board for action.** *MG, HM2 5-0 Approved*

5. Town of Clayton - Town Zoning Change (Tax ID No(s): 006-0340-02-01) – Town of Clayton.

The town zoning change for the Town of Clayton is consistent with Winnebago County's Future Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agriculture District) to I-1 (Light Industrial District) and Winnebago County's future land use plan shows future land use as Non-Residential.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, HM2 5-0 Approved*

6. Cody Robel - Town Zoning Change (Tax ID No(s) 006-0034-01) – Town of Clayton.

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

**RECOMMENDATION: Approve a motion to forward zone changes to County Board for action.** *SZ, HM2 5-0 Approved*



R-1/R-2 006-0034-01  
to R-1, FLU: Res

TOWN OF CLAYTON

ORDINANCE 2021-Z007

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(s):**

Cody Robel, 9409 State Road 76, Neenah, WI 54956.

**Legal description of property:**

For property located at 9409 State Road 76, Neenah, WI 54956 specifically described as Tax ID # 006-0034-01 being part of the Northeast 1/4 of the Southeast 1/4 of Section 2, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

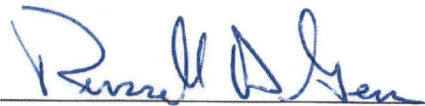
**The above-described property is hereby rezoned from:**

The application is to re-zone the property from R-1 (Rural Residential District) and R-2 (Suburban Residential District) to R-1 (Rural Residential District).

**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 15<sup>th</sup> day of December, 2021

Vote: Yes: 5 No:      Abstain:      Absent:     

  
\_\_\_\_\_  
Russell D. Geise, Chair

ATTEST:  
  
\_\_\_\_\_  
Sonji Thurs, Town Clerk

# Town Board

## Roll Call Vote Tally

Meeting Date: March 16, 2022

Agenda Item: Town Board review and consideration of Ordinance 2022-Z003 An Ordinance to Amend the Official Town of Clayton Zoning Ordinance Map for the Kevin & Janna Fischer Rezoning from A-2 (General Agriculture District) to R-1 (Rural Residential District).

Motion by: LG

Second by: KL

**MOTION:** Motion to approve Ordinance 2022-Z003 An Ordinance to Amend the Official Town of Clayton Zoning Ordinance Map for the Kevin & Janna Fischer Rezoning from A-2 (General Agriculture District) to R-1 (Rural Residential District) and direct staff to submit the Ordinance to Winnebago County and publish the Ordinance as required by law.

Supervisor Vote:	Aye	Nay	Abstain
① Chair Geise	<u>1</u>	_____	_____
② Supervisor Reif	<u>1</u>	_____	_____
③ Supervisor Lettau	<u>1</u>	_____	_____
④ Supervisor Grundman	<u>1</u>	_____	_____
<del>Supervisor Wisnefske</del>	_____	_____	_____

**Town of Clayton**  
**RE-ZONING APPLICATION**

Mail: 8348 County Road T - Larsen, WI 54947  
Phone - 920-836-2007 Fax - 920-836-2026 Email - tocadmin@new.rr.com

**Property Owner(s):** Cody Robel  
**Address/Zip:** 9409 State Rd 76 Neenah, WI 54956  
**Phone:** \_\_\_\_\_ **Fax:** \_\_\_\_\_ **E-Mail:** \_\_\_\_\_

**Applicant:** Town of Clayton  
**Check:** Architect \_\_\_ Engineer \_\_\_ Surveyor \_\_\_ Attorney \_\_\_ Agent \_\_\_ Owner \_\_\_  
**Address/City/Zip:** 8348 County Road T, Larsen WI 54947  
**Phone:** 9208362007 **Fax:** 9208362026 **E-Mail:** administrator@townofclayton.net

**Describe the reason for the Re-Zoning:** to eliminate dual zoning of R-1 (Rural Residential) + R-2 (Suburban Residential) on one parcel - administrative ~~and~~ removing R-2 zoning

**Re-Zoning Specifics:**  
**No. of Lots:** 1 **Total Acreage:** 3.59 **Tax Key No.:** 006-0034-01  
**Legal Description:** NE 1/4, SE 1/4 of Section 2, T20N - R.16E town of Clayton  
**Current Zoning:** R1 + R2

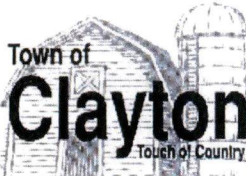
I certify that the attached drawings are to the best of my knowledge complete and drawn in accordance with all Town of Clayton codes.

**Applicant Signature:** Jori Straw, Town Administrator **Date:** 11/18/21

For Town Use Only			
<b>Fee:</b> <u>waived - administrative application</u>	<b>Check #</b> _____	<b>Receipt</b> _____	<b>Date</b> _____
<b>Date Received Complete</b> _____	<b>By</b> _____	<b>App. No.</b> _____	
<b>Review Meetings - Plan Comm</b> <u>12/08/21</u>	<b>Town Board</b> <u>12/15/21</u>	_____	
<b>Newspaper Publication Dates</b> _____	<b>&amp;</b> _____	<b>Posting Date</b> _____	
<b>300' Neighborhood Notice Distribution</b> _____			
<b>Re-Zoning is: Approved</b> _____		<b>Denied</b> _____	
<b>Comments</b> _____			

Notes: 1. Please notify utility companies regarding your proposed development. 2. A Re-Zoning approval does not constitute approval of a building permit or any required approval of a highway connection permit. 3. A Re-Zoning Application & Fee must be submitted 20 working days prior to meeting.





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Monday, December 27, 2021

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 submitted by Town of Clayton for the property owned by Cody Robel, 9409 State Road 76, Neenah, WI 54956 located at 9409 State Road 76, Neenah, WI 54956 specifically described as Tax ID # 006-0034-01 being part of the Northeast ¼ of the Southeast ¼ of Section 2, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone the property from R-1 (Rural Residential District) and R-2 (Suburban Residential District) to R-1 (Rural Residential District).













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

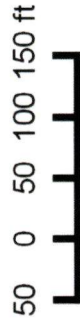
Sincerely,

Tori Straw  
Town Administrator

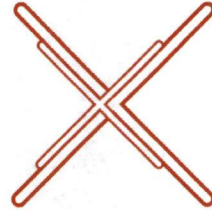
CC County Clerk, Sue Ertmer

# Site Map

Legend	
	Address Marker
	Tax Parcel
	Local Road
	Private Road
	Road R.O.W.
	Simultaneous Conveyance
	Certified Survey
	Condominium
	Assessor Plat
	Subdivision
	Plat of Survey
	Conveyance Divisions



1 Inch = 150 Feet



**W.L.N.G.S. Project Disclaimer:**  
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Jan 17, 2023 @ 10:18 AM

