

1/16/18

No.: 005

R E S O L U T I O N

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 01/05/18

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of Ron Jankowski et al 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 FARMING DISTRICT** of said ordinance, which it now and heretofore had, to the zoned district of **R-1 RURAL RESIDENTIAL 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 UTICA)

PARCEL NO: 006-0405-04-01; FROM A-2TO R-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 _____, 2018.

Mark Harris

County Board Supervisory district **30 - Farrey**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JANUARY 5, 2018

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town Zoning Changes

1. Augsburg - Town Zoning Change (Tax ID No: 004-0496-07-02) – Town of Black Wolf.

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

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

2. Jankowski - Town Zoning Change (Part of Tax ID No: 006-0405-04-01) – Town of Clayton.

The town zoning change for Jankowski is consistent with Winnebago County's 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 land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *4-0-1 (Kriescher) Approved*

3. Nelson - Town Zoning Change (Tax ID Nos: 024-0279, 024-0281, 024-0285, 0240286) – Town of Utica.

The town zoning change for Nelson is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-1 (Agricultural – Farmland Preservation) to RR (Rural Residential Recreational Mixed Use) and A2 (Agriculture – General Farming) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

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

4. Dodd - Town Zoning Change (Part of Tax ID Nos: 024-0197, 024-0197-01) – Town of Utica.

The town zoning change for Dodd is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from R2 (Suburban Residential) and RR (Rural Residential and Residential Mixed Use) to RR (Rural Residential and Residential Mixed Use) and Winnebago County's land use plan shows future land use as Residential under the extra-territorial jurisdiction of the City of Oshkosh.

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

FZU: Ag + R-1
065



Monday, November 20th, 2017

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 Ron and Amy Jankowski of 3471 Knox Lane, Neenah, WI 54956, for property located at 3685 Fairview Road, Neenah, WI 54956 and specifically described as a part of Tax ID# 006-0405-04-01, being part of Lot 1 of Certified Survey Map No. 6785 located in the Northwest ¼ of the Northwest ¼ of Section 15, 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 R-1 (Rural Residential District).

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

Sincerely,

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

TOWN OF CLAYTON

ORDINANCE 2017-009

**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:

A. Property Owner:

Ron and Amy Jankowski of 3471 Knox Lane, Neenah, WI 54956.

Legal description of property:

The property is located at 3685 Fairview Road, Neenah, WI 54956 and specifically described as portion of Tax ID# 006-0405-04-01, being part of Lot 1 of Certified Survey Map No. 6785 located in the Northwest ¼ of the Northwest ¼ of Section 15, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin (See Attachment A).

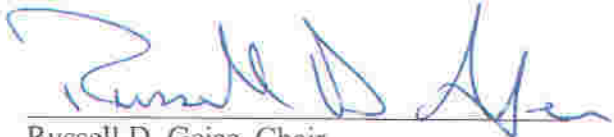
The above described property is hereby rezoned from:

A-2 (General Agricultural 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 15th, day of November, 2017

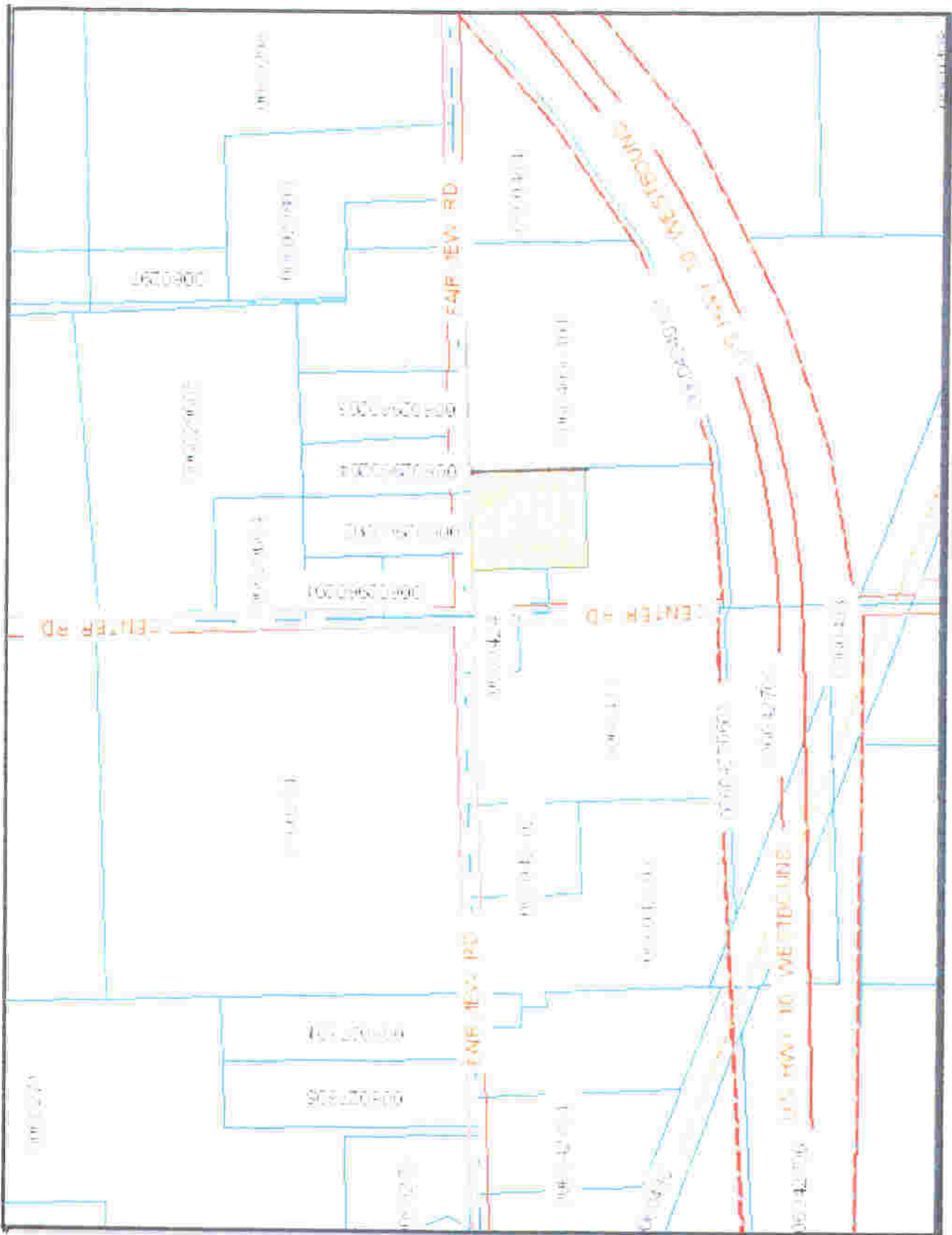
Vote: Yes: 5 No: 0 Absent: 0 ATTEST:



Russell D. Geise, Chair



Richard Johnston, Town Administrator



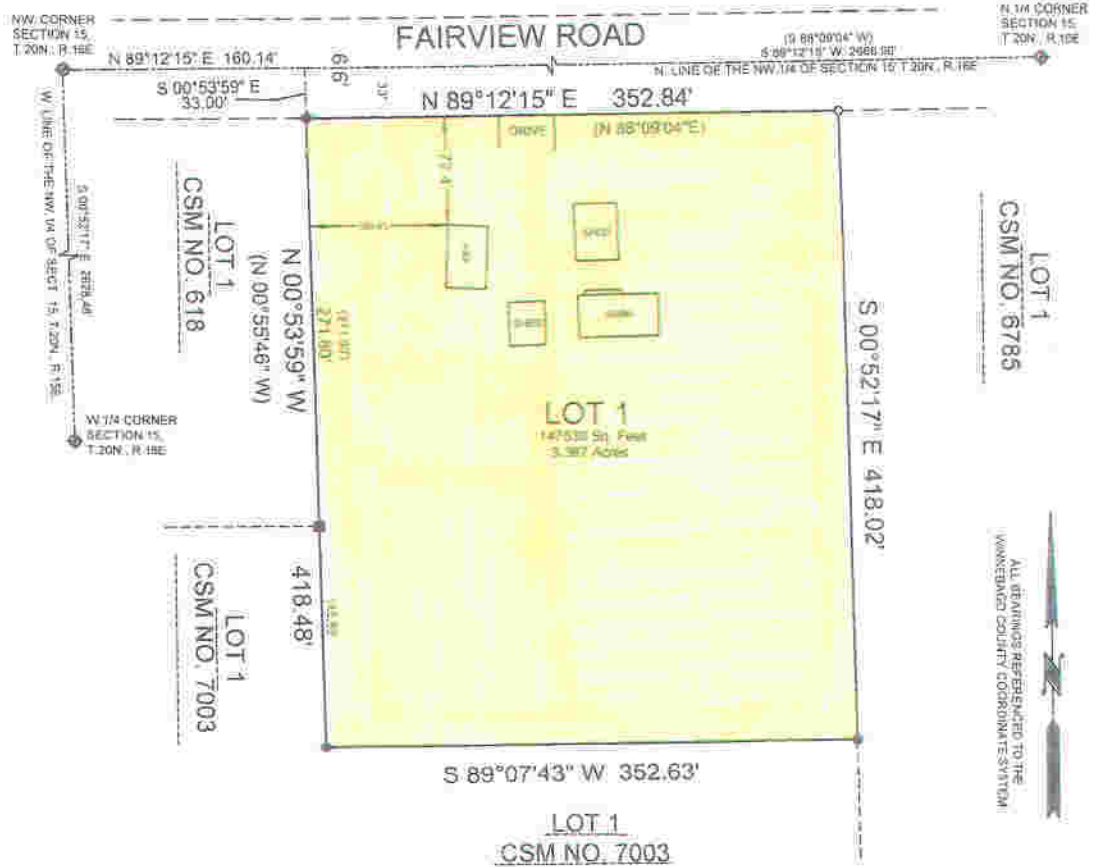
STATE OF WISCONSIN
WINNEBAGO COUNTY

WINNEBAGO COUNTY CERTIFIED SURVEY MAP NO. _____

A PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 6785 LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 15, T. 20N., R. 16E. TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SHEET 1 OF 3
SURVEY FOR: RONALD JANKOWSKI
3471 KNOX LANE
NEENAH, WI 54956

THE LOTS CREATED ON THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTIES THAT, AS 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.



DATED THE _____ DAY OF _____, 2017

WISCONSIN REGISTERED LAND SURVEYOR S-1599
LAWRENCE C. KRIESCHER

L.C. KRIESCHER AND ASSOCIATES LLC
5251 GRANDVIEW ROAD
LARSEN, WI 54947
920-836-3576

BOUNDARY SURVEY
&
LAND DESIGN

PROJECT NO. 2017-08-02
FILE NO. JANKOWSKI.DWG
DWG. NO. L-488

THIS INSTRUMENT DRAFTED BY L.C. KRIESCHER S-1599

SHEET 2 OF 3

WINNEBAGO COUNTY CERTIFIED SURVEY MAP

PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 6785 LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 15, T.20N., R.16E., TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, LAWRENCE C. KRIESCHER, WISCONSIN REGISTERED LAND SURVEYOR OF L.C. KRIESCHER AND ASSOCIATES LLC., CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED UNDER THE DIRECTION OF RONALD JANKOWSKI A PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 6785 RECORDED IN VOLUME 1 ON PAGE 6785 AS DOCUMENT NUMBER 1651214 AND LOCATED IN THE NORTHWEST QUARTER (NW 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY (20) NORTH, RANGE SIXTEEN (16) EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN CONTAINING 147530 SQUARE FEET (3.387 ACRES) OF LAND AND BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15; THENCE S.89°12'15"E, 160.14 FEET ALONG THE NORTH LINE OF THE NW 1/4 OF SAID SECTION 15; THENCE S.00°53'59"E, 33.00 FEET TO A POINT ON THE SOUTH LINE OF FAIRVIEW ROAD AND THE POINT OF BEGINNING; THENCE N89°12'15"E, 352.84 FEET; THENCE S.00°52'17"E, 418.02 FEET; THENCE S.89°07'43"W, 352.63 FEET; THENCE N.00°53'59"W, 418.48 FEET TO THE POINT OF BEGINNING AND BEING SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT SUCH IS A CORRECT REPRESENTATION OF ALL EXTERIOR BOUNDARIES OF LAND SURVEYED, THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN STATUTES AND THE LAND SUBDIVISION ORDINANCE OF WINNEBAGO COUNTY AND THE TOWN OF CLAYTON IN SURVEYING AND MAPPING THE SAME.

DATED THIS _____ DAY OF _____, 2017

WISCONSIN REGISTERED LAND SURVEYOR S-1599
LAWRENCE C. KRIESCHER

TOWN BOARD APPROVAL:

THIS CERTIFIED SURVEY MAP HAS BEEN REVIEWED AND APPROVED BY THE TOWN BOARD OF THE TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

DATED

TOWN BOARD REPRESENTATIVE

CERTIFICATE OF TOWN TREASURER:

I, BEING DULY ELECTED, QUALIFIED AND ACTING TOWN TREASURER OF THE TOWN OF CLAYTON, DO HEREBY CERTIFY THAT IN ACCORDANCE WITH THE RECORDS IN MY OFFICE SHOW NO UNPAID TAXES SPECIAL ASSESSMENTS AS OF _____ AFFECTING THE LANDS INCLUDED IN THIS CERTIFIED SURVEY MAP.

DATED

TOWN TREASURER

OWNER OF RECORD IS RONALD AND AMY JANKOWSKI
THIS C.S.M. IS CONTAINED WHOLLY WITHIN THE PROPERTY DESCRIBED IN DOCUMENT 1677663
THIS C.S.M. IS CONTAINED PART OF TAX PARCEL NO. 006-0405-04

WINNEBAGO COUNTY CERTIFIED SURVEY MAP

PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 6785 LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 15, T.20N., R.16E. TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

OWNER'S CERTIFICATE

AS OWNER'S WE HEREBY CERTIFY THAT WE CAUSED THE LAND ON THE CERTIFIED SURVEY MAP TO BE SURVEYED, DIVIDED AND MAPPED AS REPRESENTED ON THIS MAP.

RONALD JANKOWSKI DATE

AMY JANKOWSKI DATE

SS STATE OF WISCONSIN)
WINNEBAGO COUNTY)

PERSONALLY CAME BEFORE ME THIS _____ DAY OF _____, 2017 THE ABOVE NAMED OWNERS KNOWN TO ME TO BE THE PERSONS WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGE THE SAME.

NOTARY PUBLIC _____ WISCONSIN

WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE

A PART OF LOT 2 OF CSM NO. 616 AND A PART OF LOT 1 OF CSM NO. 6785 LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 15, T.20N., R.16E. TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, IS HEREBY APPROVED

DATE BY: AUTHORIZED REPRESENTATIVE

COUNTY TREASURER'S CERTIFICATE:

I, BEING DULY ELECTED, QUALIFIED AND ACTING TREASURER OF THE COUNTY OF WINNEBAGO, DO HEREBY CERTIFY THAT THE RECORDS IN MY OFFICE SHOW NO UNREDEEMED TAX SALES AND NO UNPAID TAXES OR SPECIAL ASSESSMENTS OF _____ AFFECTING THE LANDS INCLUDED IN THIS CERTIFIED SURVEY.

DATED COUNTY TREASURER

DATED THE _____ DAY OF _____, 2017

WISCONSIN REGISTERED LAND SURVEYOR S-1599
LAWRENCE C. KRIESCHER