

R E S O L U T I O N

DATE: June 21, 2016

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 06/05/16

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of CRAIG KEBERLEIN and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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** of said ordinance, which it now and heretofore had, to the zoned district of **A-2**.

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: **006-0031-07-02; FROM R-1 TO A-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 _____, 2016.

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JUNE 10, 2016

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town Zoning Changes

1. Keberlein - Town Zoning Change (Tax ID No: Part of 006-0031-07-02) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

MB, LK2 Approved 5-0



Monday, May 9th, 2016

County Zoning Office
Attn: Cary A. Rowe
112 Otter Ave
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 Mary K. and Craig A. Keberlein, 9394 Oakwood Avenue, Neenah, WI 54956 for property located at 9394 Oakwood Avenue, Neenah, WI 54956, in the Town of Clayton, specifically described as Tax ID # 006-0031-07-01, consisting of Lot 1 of CSM #959 and located in 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) to A-2 (GENERAL FARMING DISTRICT).

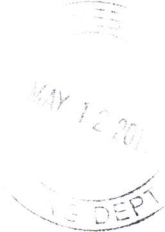
Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,

Richard Johnston
Town Administrator/Clerk

part of 006-0031-07-02

CC County Clerk, Sue Ertmer



TOWN OF CLAYTON

**ORDINANCE 2016-002
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 2009 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:

Mary K. and Craig A. Keberlein 9394 Oakwood Avenue, Neenah WI 54956.

Legal description of property:

The property is located at 9394 Oakwood Avenue, Neenah, WI 54956, in the Town of Clayton, specifically described as Tax ID # 006-0031-07-01, consisting of Lot 1 of CSM # 959 and located in Section 2, 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:


R-1 (RURAL RESIDENTIAL DISTRICT) to A-2 (GENERAL FARMING 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.

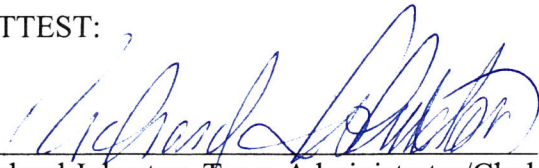
Adopted this 20th, day of April, 2016

Vote: Yes: 5 No: 0 Absent: 0

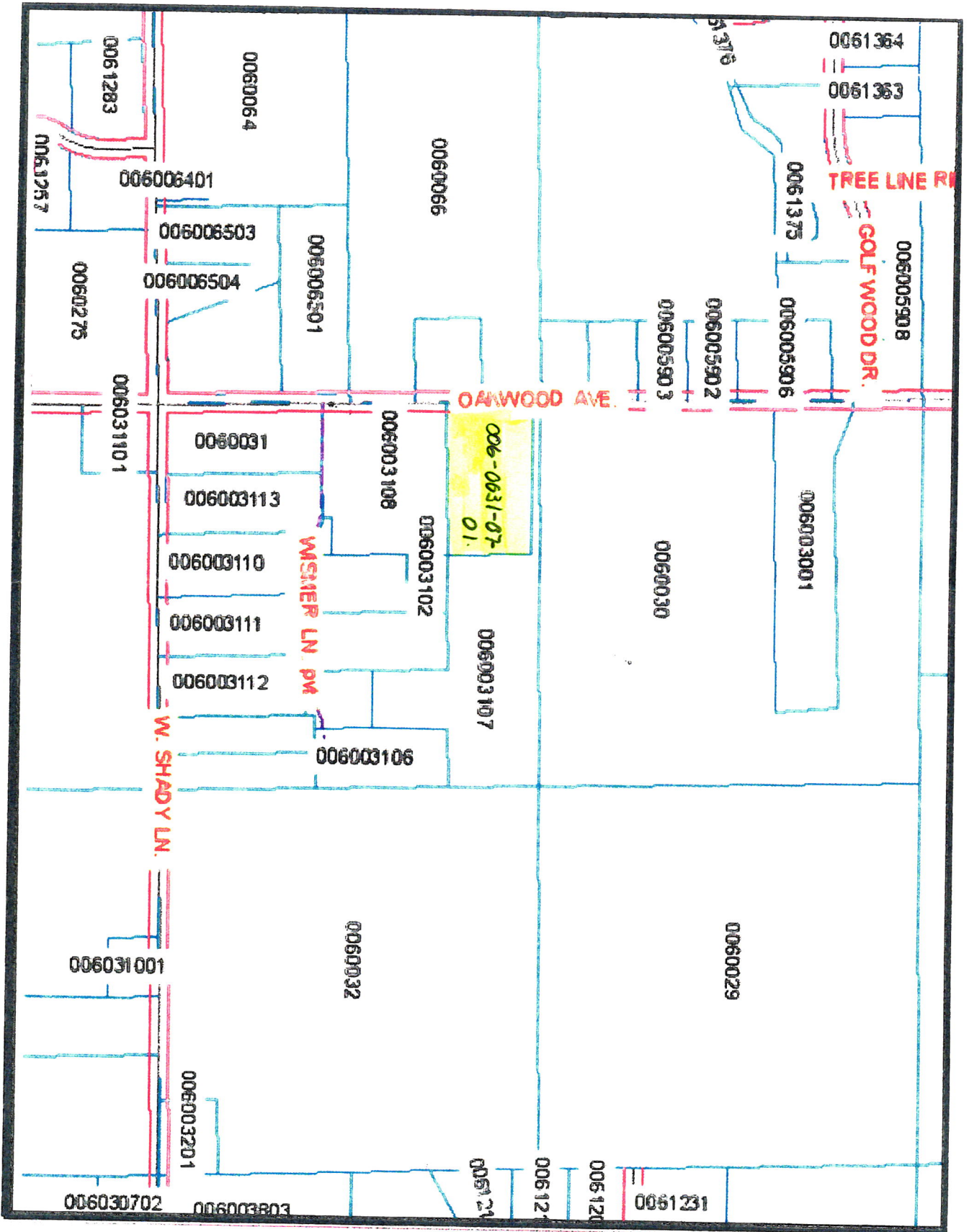
ATTEST:



Russell D. Geise, Chair

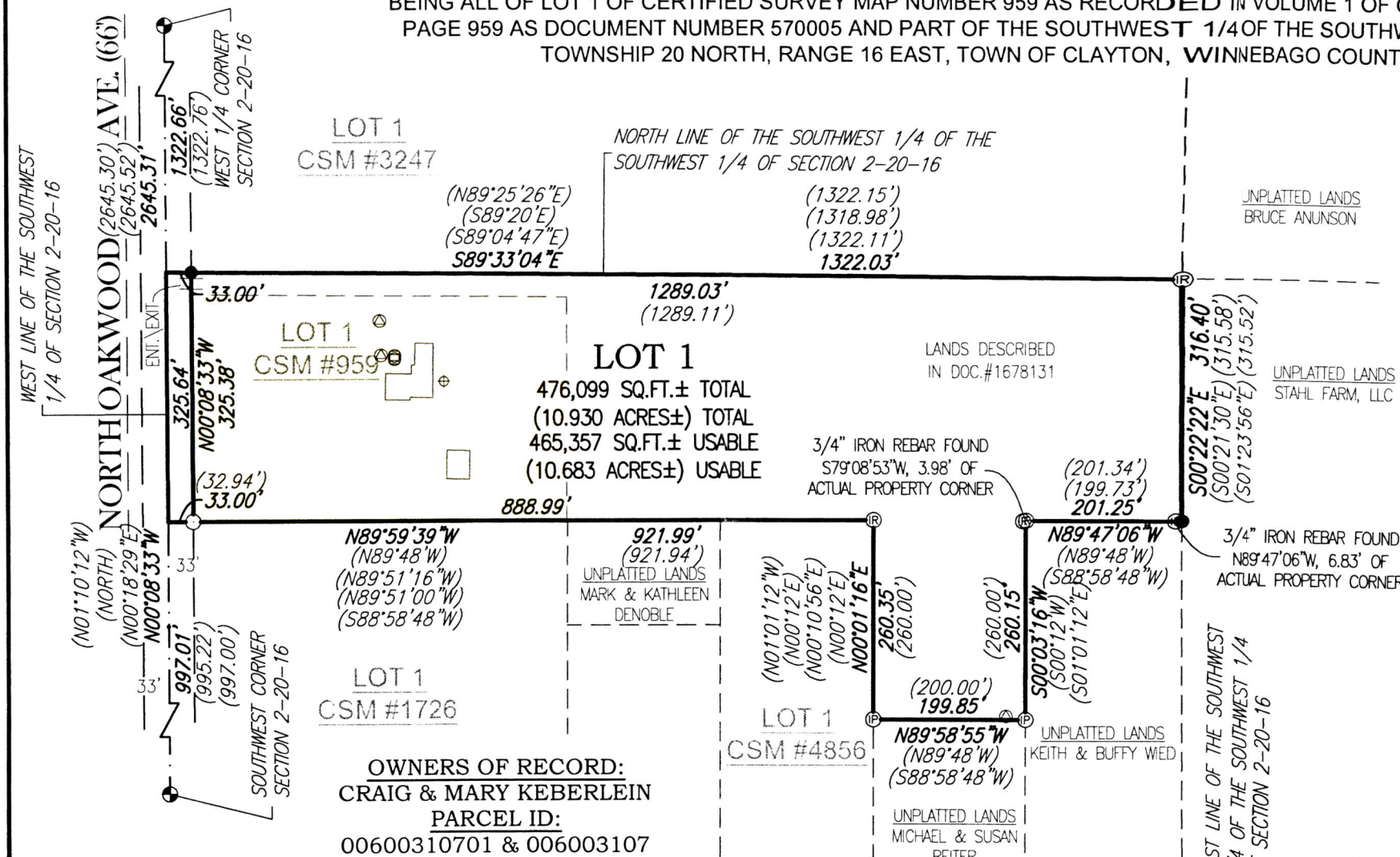


Richard Johnston, Town Administrator/Clerk



CERTIFIED SURVEY MAP NO. _____

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NUMBER 959 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 959 AS DOCUMENT NUMBER 570005 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4, ALL IN SECTION 2, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

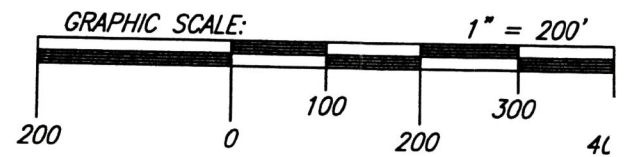


- LEGEND:**
- = 3/4" X 18" SOLID ROUND IRON REBAR SET, WEIGHING 1.502 LBS. PER LIN. FT.
 - Ⓜ = 3/4" IRON REBAR FOUND
 - = 1-1/4" IRON REBAR FOUND
 - Ⓟ = 1" I.D. IRON PIPE FOUND
 - ⊙ = SEPTIC TANK
 - ⊗ = SEPTIC VENT
 - ⊕ = WELL
 - ⊙ = BERNTSEN MONUMENT
 - () = RECORDED AS



Robert F. Reider 4-11-16

ROBERT F. REIDER, PLS-1251 DATED
 CAROW LAND SURVEYING CO., INC.
 615 N. LYNNDAL DR., P.O. BOX 1297
 APPLETON, WISCONSIN 54912-1297
 PHONE: (920)731-4168
 A1603.7 DATED: 4-8-2016
 DRAFTED BY: (cep RDD)



NORTH IS REFERENCED TO THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 2, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, OUTAGAMIE COUNTY, WISCONSIN, WHICH BEARS N00°08'33"W PER THE WISCONSIN COUNTY COORDINATE SYSTEM (WINNEBAGO COUNTY)

NOTES:

- THE LOT(S) CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTY 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 THEIR QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTY.
- WELLS IN THIS AREA HAVE A POTENTIAL TO PRODUCE WATER CONTAMINATED WITH ARSENIC. A DRILLING PROFESSIONAL SHOULD BE CONSULTED TO DETERMINE SUSCEPTIBILITY FOR ARSENIC CONTAMINATION AND APPLICATION OF MITIGATION GUIDELINES.