

# RESOLUTION

DATE: February 9, 2016

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 10

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton, in accordance with the petition of James Sturgis and

WHEREAS, said request  is or  is not 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 A-2 of said ordinance, which it now and heretofore had, to the zoned district of R-1.

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: 006-0531(p) FROM A-2 TO 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.

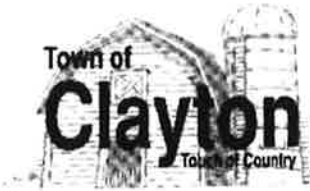
APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS            DAY OF  
201

---

Mark Harris

County Board Supervisory district 30





**Re-Zoning Application**  
(Submit 15 copies of Drawings)

Mail: 8348 County Road T - Larsen, WI 54947  
Phone - 920-836-2007 Fax - 920-836-2026  
Email - [toc@new.rr.com](mailto:toc@new.rr.com) Web Page - [www.townofclayton.net](http://www.townofclayton.net)

Property Owner (s): Jim & Leverne Sturgis  
Address/Zip: 1740 A Oakridge Rd, Neenah, WI 54956  
Phone: 920-725-1055 Fax: \_\_\_\_\_ E-Mail: \_\_\_\_\_

Applicant: Bob Reider  
Check: Architect  Engineer  Surveyor   Attorney  Agent

Address/City/Zip: 615 N. Lyndale Dr., Appleton, WI 54914  
Phone: 920-731-4168 Fax: 920-731-5673 E-Mail: bobr1@casademdsurveying.com

Describe the reason for the Rezoning: Creating new lot

**Re-Zoning Specifics:**

No. of Lots: 1  
Total Acreage: 1  
Tax ID #: 006 0531 (Part)  
Legal Description: Lot 1 CSM 4094 (Part)  
Current Zoning: A-2  
Proposed Zoning: R-1

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: Robert J. Reider Date: 10-14-15

For Town Use Only			
Fee (See Fee Schedule)			
Fee: _____	Acct No: _____	Receipt: _____	Date: _____
Date Received Complete: _____	By: _____	Application. No.: _____	
Review Meeting _____	History _____		
Re-zoning is: Approved _____	Denied _____		
Comments: _____			

Notes: Please notify utility companies regarding your proposed development. Re-zoning approval does not constitute approval of a building permit or any required approval of a highway connection permit. Re-zoning Application & Fee must be submitted 10 working days prior to meeting.

A988.38-15

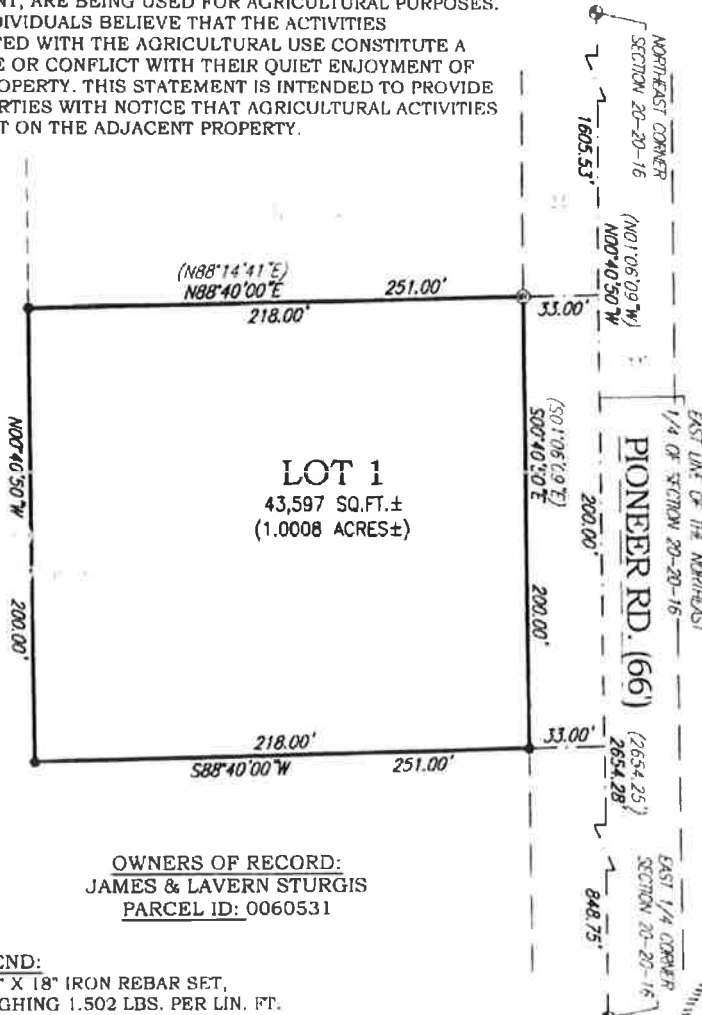
#307884

#5640

### CERTIFIED SURVEY MAP NO. \_\_\_\_\_

BEING PART OF LOT 1 OF CERTIFIED SURVEY MAP NUMBER 4094 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4094 AS DOCUMENT NUMBER 1030255, LOCATED IN THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

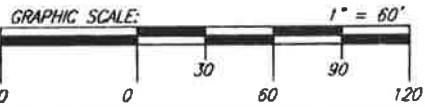
NOTE:  
THE LOT(S) CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTY THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTE A NUISANCE OR CONFLICT WITH THEIR QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTY.



OWNERS OF RECORD:  
JAMES & LAVERN STURGIS  
PARCEL ID: 0060531

**LEGEND:**

- = 3/4" X 18" IRON REBAR SET, WEIGHING 1.502 LBS. PER LIN. FT.
- ⊙ = 3/4" IRON REBAR FOUND
- ⊕ = COUNTY MONUMENT
- ( ) = RECORDED AS



NORTH IS REFERENCED TO THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, OUTAGAMIE COUNTY, WISCONSIN, WHICH BEARS N00°40'50\"W PER THE WINNEBAGO COUNTY COORDINATE SYSTEM.



*Robert F. Reider 11-2-15*  
 ROBERT F. REIDER, PLS-1251 DATED  
 CAROW LAND SURVEYING CO., INC.  
 615 N. LYNNDALE DR., P.O. BOX 1297  
 APPLETON, WISCONSIN 54912-1297  
 PHONE: (920)731-4168  
 A988.38-15 DATED: 11-1-2015  
 DRAFTED BY: (cep RDD)

**CERTIFIED SURVEY MAP NO.**

BEING PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4094 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4094 AS DOCUMENT NO. 1030255, LOCATED IN THE SOUTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

**SURVEYOR'S CERTIFICATE:**

I, ROBERT F. REIDER, PROFESSIONAL WISCONSIN LAND SURVEYOR, CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4094 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4094 AS DOCUMENT NO. 1030255, LOCATED IN THE SOUTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE EAST ¼ CORNER OF SECTION 20; THENCE N00°40'50"W, 1048.75 FEET ALONG THE EAST LINE OF THE NORTHEAST ¼ OF SECTION 20 TO THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 4 OF CERTIFIED SURVEY MAP NO. 4094; THENCE S88°40'00"W, 33.00 FEET ALONG SAID EASTERLY EXTENSION TO THE WEST RIGHT-OF-WAY LINE OF PIONEER ROAD, THE SOUTH LINE OF SAID LOT 4 AND THE POINT OF BEGINNING; THENCE S00°40'50"E, 200.00 FEET ALONG SAID WEST RIGHT-OF-WAY LINE; THENCE S88°40'00"W, 218.00 FEET TO THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 4 OF CERTIFIED SURVEY MAP NO. 4094; THENCE N00°40'50"W, 200.00 FEET ALONG SAID EXTENSION TO THE SOUTH LINE OF SAID LOT 4; THENCE N88°40'00"E, 218.00 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE MADE SUCH SURVEY UNDER THE DIRECTION OF JIM STURGIS, 1740 A OAKRIDGE ROAD, NEENAH, WISCONSIN 54956.

THAT THIS MAP IS A CORRECT REPRESENTATION OF THE EXTERIOR BOUNDARY LINES OF THE LAND SURVEYED.

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN STATUTES AND THE SUBDIVISION ORDINANCE OF THE TOWN OF CLAYTON AND WINNEBAGO COUNTY.



*Robert F. Reider* 11-2-15  
ROBERT F. REIDER, PLS-1251 DATED  
CAROW LAND SURVEYING CO., INC.  
615 N. LYNDDALE DRIVE, P.O. BOX 1297  
APPLETON, WISCONSIN 54912-1297  
PHONE: (920)731-4168  
A988.38-15 (RFR) DATED 11-2-2015

**NOTES:**

- (1) THIS CSM IS PART OF TAX PARCEL NO. (S): 006-0531.
- (2) THE PROPERTY OWNER (S) OF RECORD IS (ARE): JAMES A. STURGIS & LAVERN L. STURGIS.
- (3) THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT (S): DOCUMENT NUMBER 488892 & 544236.

**TOWN BOARD CERTIFICATE:**

WE HEREBY CERTIFY THAT THE TOWN OF CLAYTON BOARD OF SUPERVISORS APPROVED THIS CERTIFIED SURVEY MAP ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
TOWN CHAIRPERSON

\_\_\_\_\_  
TOWN CLERK

**COUNTY PLANNING AND ZONING COMMITTEE APPROVAL:**

PURSUANT TO THE WINNEBAGO COUNTY SUBDIVISION ORDINANCE, ALL REQUIREMENTS FOR APPROVAL HAVE BEEN FULFILLED. THIS CERTIFIED SURVEY MAP WAS APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
CHAIRPERSON, WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE.

**CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

BEING PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4094 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4094 AS DOCUMENT NO. 1030255, LOCATED IN THE SOUTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

**TREASURER CERTIFICATE:**

I HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES OR UNPAID SPECIAL ASSESSMENTS ON ANY OF THE LAND INCLUDED ON THIS CERTIFIED SURVEY MAP.

\_\_\_\_\_  
TOWN TREASURER                      DATED                      COUNTY TREASURER                      DATED

**OWNER'S CERTIFICATE:**

AS OWNER(S), I (WE) HEREBY CERTIFY THAT I (WE) CAUSED THE LAND DESCRIBED ON THIS CERTIFIED SURVEY MAP TO BE SURVEYED, DIVIDED AND MAPPED AS REPRESENTED HEREON. I (WE) ALSO CERTIFY THAT THIS MAP IS REQUIRED BY S.236.10 OR 236.12 OF THE WISCONSIN STATUTES TO BE SUBMITTED TO THE FOLLOWING FOR APPROVAL: TOWN OF CLAYTON AND WINNEBAGO COUNTY.

WITNESS THE HAND AND SEAL OF SAID OWNER (S) THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
JAMES A. STURGIS

\_\_\_\_\_  
LAVERN L. STURGIS

STATE OF WISCONSIN    )  
  ) SS  
COUNTY OF WINNEBAGO)

PERSONALLY CAME BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, THE ABOVE NAMED PERSON(S) TO ME KNOWN TO BE THE PERSON(S) WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: \_\_\_\_\_



*Robert F. Reider* 11-2-15  
ROBERT F. REIDER, PLS-1251                      DATED  
CAROW LAND SURVEYING CO., INC.  
615 N. LYNNDALE DRIVE, P.O. BOX 1297  
APPLETON, WISCONSIN 54912-1297  
PHONE: (920)731-4168  
A988.38-15 (RFR) 11-2-2015

**TOWN OF CLAYTON  
ORDINANCE 2015-006  
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:**

James A. and Lavern L. Sturgis, 1740 Oakridge Road A, Neenah WI 54956.

**Legal description of property:**

The property is located on the west side of Pioneer Road south of CTR "II" in the Town of Clayton and specifically described as a portion of Tax ID # 006-0531, being part of Lot 1 of Certified Survey Map Number 4094 as recorded in Volume 1 of Certified Survey Maps on page 4094 as Document Number 1030255, located in the southeast ¼ of the northeast ¼ all in Section 20, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.. (See Attachment A).

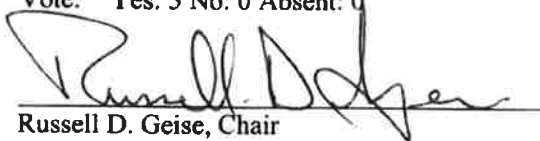
**The above described property is hereby rezoned from:**

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

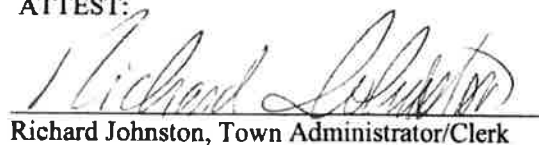
**Section 2:** This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 16<sup>th</sup>, day of December, 2015 by the Town Board of the Town of Clayton

Vote: Yes: 5 No: 0 Absent: 0

  
Russell D. Geise, Chair

ATTEST:

  
Richard Johnston, Town Administrator/Clerk

