

R E S O L U T I O N

DATE: February 9, 2016

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 8

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton in accordance with the petition of Dennis Gehrt 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 B-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: 006-0901-04-07 FROM A-2 TO B-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
201

Mark Harris

County Board Supervisory district 29



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 Web Page - www.townofclayton.net

Property Owner (s): DENNIS + CAROL GERT

Address/Zip: 7379 CARROLL DRIVE, NEWMAN WI 53156

Phone: _____ Fax: _____ E-Mail: _____

Applicant: MC MANAN ENGINEERS AND ARCHITECTS

Check: Architect Engineer Surveyor Attorney Agent

Address/City/Zip: 1445 MC MANAN DRIVE, NEWMAN, WI 53156

Phone: _____ Fax: _____ E-Mail: _____

Describe the reason for the Rezoning: SALE OF PROPERTY FOR COMMERCIAL

USE

Re-Zoning Specifics:

No. of Lots: 2

Total Acreage: 2.5 +/-

Tax ID #: 006-0901-04-07

Legal Description:

Current Zoning: A-2 (GENERAL AGRICULTURAL DISTRICT)

Proposed Zoning: B-2 (COMMUNITY BUSINESS DISTRICT)

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: _____ Date: _____

For Town Use Only
Fee (See Fee Schedule)

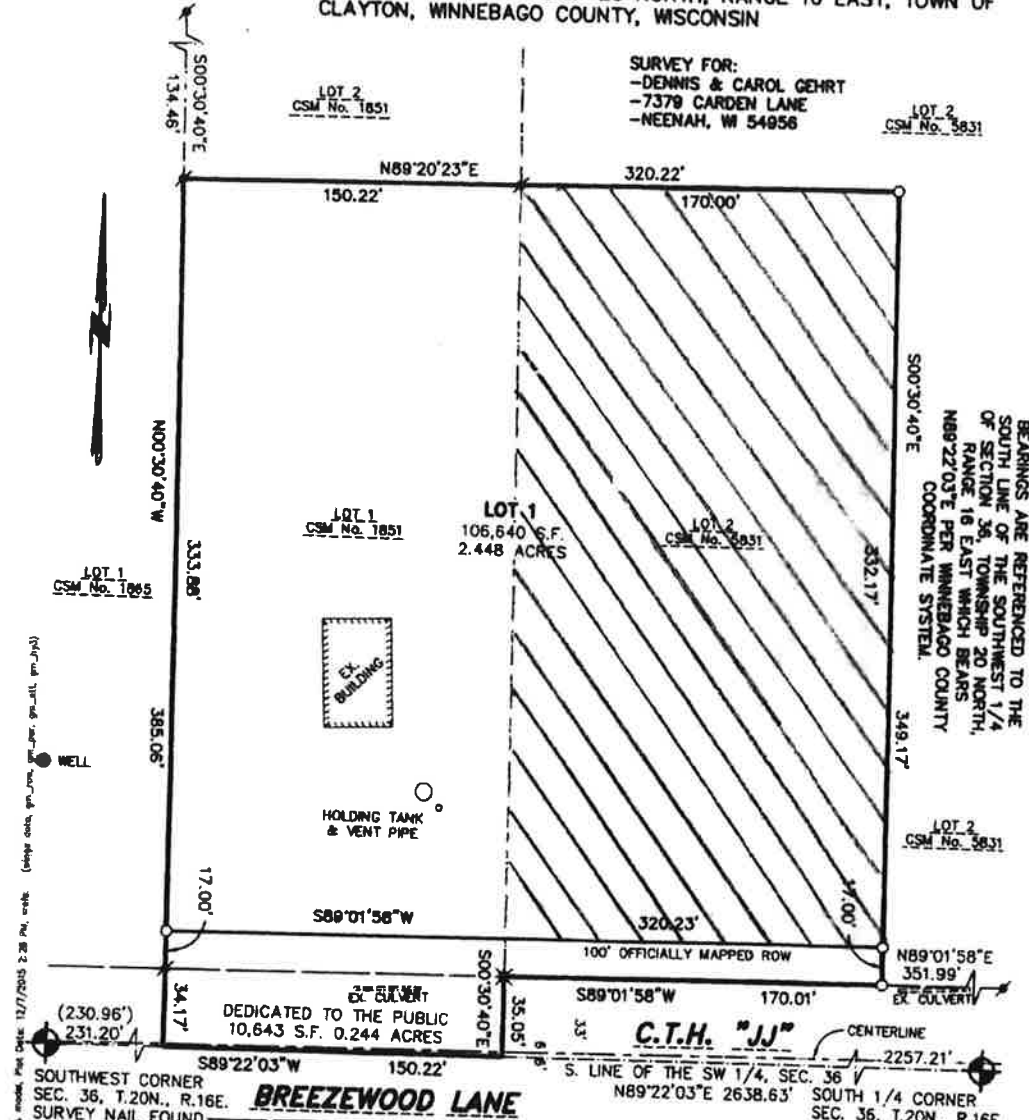
Fee: _____	Acct No: _____	Receipt: _____	Date: _____
Date Received Complete: _____		By: _____	Application No.: _____
Review Meeting _____		History _____	
Re-zoning is: Approved _____		Denied _____	
Comments: _____			

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.

CERTIFIED SURVEY MAP NO. _____

SHEET 1 OF 4

ALL OF LOT 1 OF CERTIFIED SURVEY MAP No. 1851 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 1851 AS DOCUMENT No. 701788 AND A PART OF LOT 2 OF CERTIFIED SURVEY MAP No. 5831 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 5831 AS DOCUMENT No. 1380001, LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN



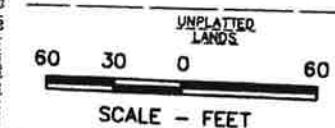
SURVEY FOR:
 -DENNIS & CAROL GEHRT
 -7379 CARDEN LANE
 -NEENAH, WI 54956

BEARINGS ARE REFERENCED TO THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 16 EAST WHICH BEARS N89°22'03"E PER WINNEBAGO COUNTY COORDINATE SYSTEM.

(10' x 14' x 11' x 10' x 9' x 8' x 7' x 6' x 5' x 4' x 3' x 2' x 1' x 0' x 1' x 2' x 3' x 4' x 5' x 6' x 7' x 8' x 9' x 10' x 11' x 14' x 10')

SOUTHWEST CORNER
 SEC. 36, T.20N., R.16E.
 SURVEY NAIL FOUND

SOUTH 1/4 CORNER
 SEC. 36, T.20N., R.16E.
 BERNTSEN MON. FOUND



McMAHON
 ARCHITECTS
 1445 McMAHON DRIVE NEENAH, WI 54956
 Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
 Tel: (920) 751-4200 Fax: (920) 751-4284
 www.mcmgrp.com
 DRAFTED BY: *Cory W. Kalkofen*



- LEGEND**
- - 3/4" X 24" ROUND IRON REBAR WEIGHING 1.5 lbs./lineal ft. SET
 - ✦ - 3/4" IRON REBAR FOUND
 - ✧ - 1 1/4" IRON REBAR FOUND
 - ⊙ - CERTIFIED LAND CORNER WINNEBAGO COUNTY
 - () - RECORDED AS BEARING/DIST. S.F. - SQUARE FEET

CERTIFIED SURVEY MAP NO. _____

SHEET 2 OF 4

ALL OF LOT 1 OF CERTIFIED SURVEY MAP No. 1851 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 1851 AS DOCUMENT No. 701788 AND A PART OF LOT 2 OF CERTIFIED SURVEY MAP No. 5831 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 5831 AS DOCUMENT No. 1380001, LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

I, David M. Schmalz, Wisconsin Professional Land Surveyor S-1284, certify that I have surveyed, divided and mapped all of Lot 1 of Certified Survey Map No. 1851 as recorded in Volume 1 of Certified Survey Maps on Page 1851 as Document No. 701788 and a part of Lot 2 of Certified Survey Map No. 5831 as recorded in Volume 1 of Certified Survey Maps on Page 5831 as Document No. 1380001, located in the Southwest 1/4 of the Southwest 1/4 of Section 36, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin containing 117,283 square feet (2.692 acres) of land being more fully described as follows:

Commencing at the Southwest corner of said Section 36; thence N89°22'03"E, 231.20 feet along the South line of the Southwest 1/4 of said Section 36 to the Southerly extension of the West line of Lot 1 of said Certified Survey Map No. 1851 and the Point of Beginning; thence N00°30'40"W, 385.06 feet along said Southerly extension and the West line of said Lot 1 to the Northwest corner thereof; thence N89°20'23"E, 320.22 feet along the North line of said Lot 1 and its Easterly extension; thence S00°30'40"E, 349.17 feet to the North right-of-way of C.T.H. "JJ"; thence S89°01'58"W, 170.01 feet along said North right-of-way line to the Southwest corner of Lot 2 of said Certified Survey Map No. 5831; thence S00°30'40"E, 35.05 feet along the Southerly extension of the West line of said Lot 2 to the South line of the Southwest 1/4 of said Section 36; thence S89°22'03"W, 150.22 feet along said South line to the Point of Beginning.

That I have made this survey by the direction of the Owners of said Land.

I further certify that this map is a correct representation of the exterior boundary lines of the land surveyed and the division of that land, and that I have complied with section 236.34 of the Wisconsin Statutes, the Town of Clayton and the Winnebago County Subdivision Ordinance in surveying, dividing and mapping the same.

Given under my hand and seal this 24th day of DECEMBER, 2015.

David M. Schmalz
David M. Schmalz, WI Professional Land Surveyor S-1284



CERTIFIED SURVEY MAP NO. _____

SHEET 3 OF 4

ALL OF LOT 1 OF CERTIFIED SURVEY MAP No. 1851 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 1851 AS DOCUMENT No. 701788 AND A PART OF LOT 2 OF CERTIFIED SURVEY MAP No. 5831 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 5831 AS DOCUMENT No. 1380001, LOCATED IN THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

CERTIFICATE OF PLANNING DEPARTMENT

Pursuant to the Land Subdivision Regulations of Winnebago County, Wisconsin, all the requirements for approval have been fulfilled. This minor subdivision was approved by the Winnebago County Planning and Zoning Committee.

Authorized Signature

Date

CERTIFICATE OF TOWN BOARD

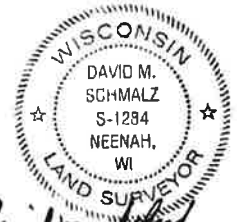
We hereby certify that the Town of Clayton Board of Supervisors approved this Certified Survey Map by voice vote at their regular meeting of _____ with/without conditions as stated in the resolution.

Town Chairperson
Russell D. Geise

Date

Town Clerk
Richard A. Johnston

Date



David M. Schmalz
Dec. 7, 2015

CERTIFICATE OF TREASURERS

I, being the duly elected, qualified and acting Treasurer, do hereby certify that in accordance with the records in my office there are no un-paid taxes or un-paid special assessments on any of the lands included in this Certified Survey Map as of:

Town Treasurer
Tarl Straw

Date

County Treasurer
Mary Krueger

Date

THIS CSM IS ALL OF TAX PARCEL No. 006090103 & 00609010407.

THE PROPERTY OWNERS OF RECORD ARE DENNIS H. & CAROL B. GEHRT.

THIS PROPERTY IS CONTAINED WHOLLY WITHIN LANDS DESCRIBED IN DOC. No. 1018151 & DOC. No. 591079.

**TOWN OF CLAYTON
ORDINANCE 2015-004
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:

Dennis H. and Carol B. Gehrt, 7379 Carden Drive, Neenah, WI 54956.

Legal description of property:

a portion of the property located immediately east of 2884 CTR "JJ", Neenah, WI 54956, in the Town of Clayton and specifically described as a portion of Tax ID # 006-0901-04-07 located in Section 36, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin (See Attachment A).

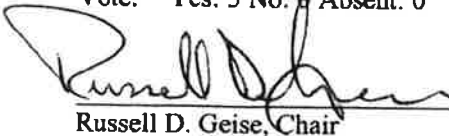
The above described property is hereby rezoned from:

A-2 (GENERAL FARMING DISTRICT) to B-2 (COMMUNITY BUSINESS 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.

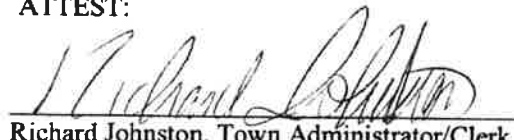
Adopted this 16th, day of December, 2015

Vote: Yes: 5 No: 0 Absent: 0



Russell D. Geise, Chair

ATTEST:



Richard Johnston, Town Administrator/Clerk

CSM CONCEPT

LOT 2
CSM No. 1851

LOT 2
CSM No. 5831

LOT 1
CSM No. 1851

LOT 1
CSM No. 4585

150.22'

70.00'

334.11'

305.45'

320.28'

348.21'

150.22'

35.17'

170.01'

100 50 0 100

SCALE - FEET

V:\PROJECTS\0202\020201\020201.dwg, C:\MSOFT\AutoCAD\2011\acad.ctb, Plot Date: 11/19/2011 9:42:44 AM, User: [redacted]

McMAHON

Project No.	00952-91500000-00	Date	NOV. 2011	Scale	1"=100'
Drawn By	CMK	Field Book		Page	
1445 McMAHON DRIVE NEENAH, WI 54956					

File N
 CAC

