

DATE: 11/19/19

# R E S O L U T I O N

No. 003

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 11/03/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton in accordance with the petition of Jack Borchert 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-2 (Suburban Residential District) and A-2 (General Agricultural District)** of said ordinance, which it now and heretofore had, to the zoned district of **I-2 (Heavy Industrial 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 Clayton)

PARCEL NO: **006-0317-01, 006-0318-02**; FROM **R-2, A-2** TO **I-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 \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mark Harris

County Board Supervisory district **29 - Youngquist**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF NOVEMBER 1, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAA*

RE: Review of Town Zoning Changes

1. Kevin Hoppe - Town Zoning Change (Tax ID No: 006-0849-01) – Town of Clayton.

*Kevin Hoppe*  
The town zoning change for 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 Agricultural 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. Jack Borchert - Town Zoning Change (Tax ID No: 006-0317-01 & 006-0318-02) – Town of Clayton.

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

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

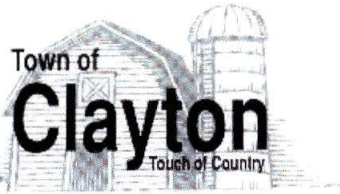
3. Brett Gelbach - Town Zoning Change (Tax ID No: 018-0414-05 and 018-0408-01) – Town of Oshkosh.

The town zoning change for Gelbach is consistent with Winnebago County's Land Use Plan. The Town of Oshkosh approved the zoning change from A-2 (General Farming District) to B-3 (General Business District) and Winnebago County's land

use plan shows future land use as Non-residential (City of Oshkosh Future Land Use Plan – Draft) 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*

R-2/A-2 to I-2 FLU. Non-res



Friday, September 27<sup>th</sup>, 2019

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 Jack Borchert, 6965 Thornberry Trail, Oshkosh, for property located at 3128 Fairview Road and specifically described as Tax ID# 006-0317-01 and Tax ID# 006-0318-02, being a part Section 11, 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-2 (Suburban Residential District) and A-2 (General Agricultural District) to I-2 (Heavy Industrial District)

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

Sincerely,

Richard Johnston  
Town Administrator

CC County Clerk, Sue Ertmer

**TOWN OF CLAYTON**

**ORDINANCE 2019-012**

**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:**

Jack Borchert, 6965 Thornberry Trail, Oshkosh, WI 54904.

**Legal description of property:**

For property located at 3128 Fairview Road and specifically described as Tax ID# 006-0317-01 and Tax ID# 006-0318-02, being a part Section 11, 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-2 (Suburban Residential District) and A-2 (General Agricultural District) to I-2 (Heavy Industrial 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 18th, day of September, 2019

Vote: Yes: 5 No: 0 Abstain: 0 Absent: 0

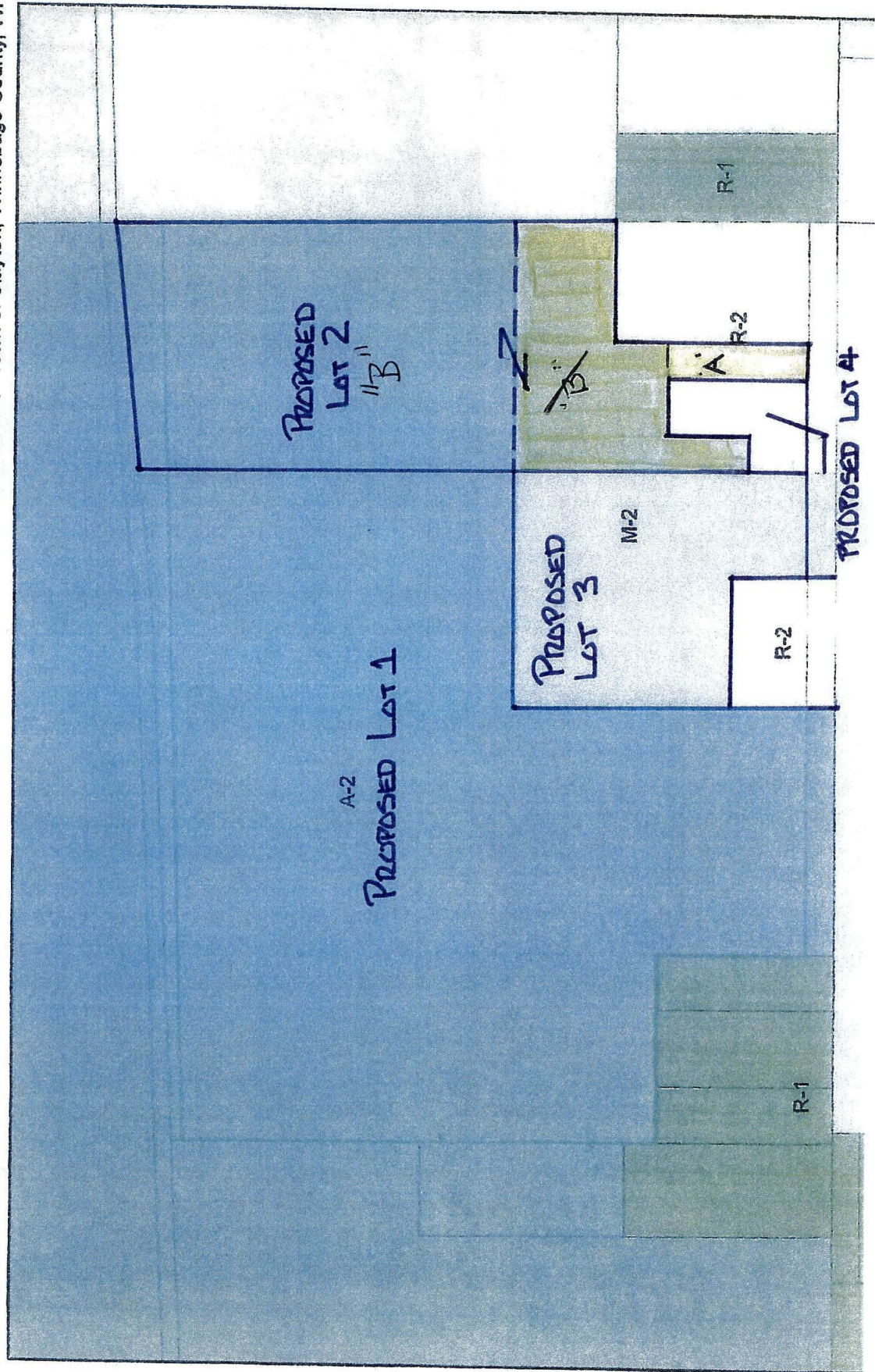
  
\_\_\_\_\_  
Russell D. Geise, Chair

ATTEST:

  
\_\_\_\_\_  
Holly Stevens, Town Clerk

REZONE PARCEL "A" TO ~~A-2~~ I-2  
REZONE PARCEL "B" TO ~~A-2~~ I-2

Borchert Pit - Town of Clayton; Winnebago County, WI



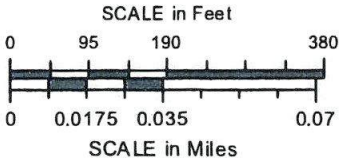
# Site Map



Winnebago County GIS, Imagery Date: March, 2015



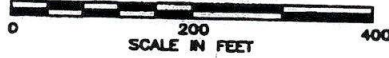
August 6, 2019



**W.I.N.G.S. Project Disclaimer**  
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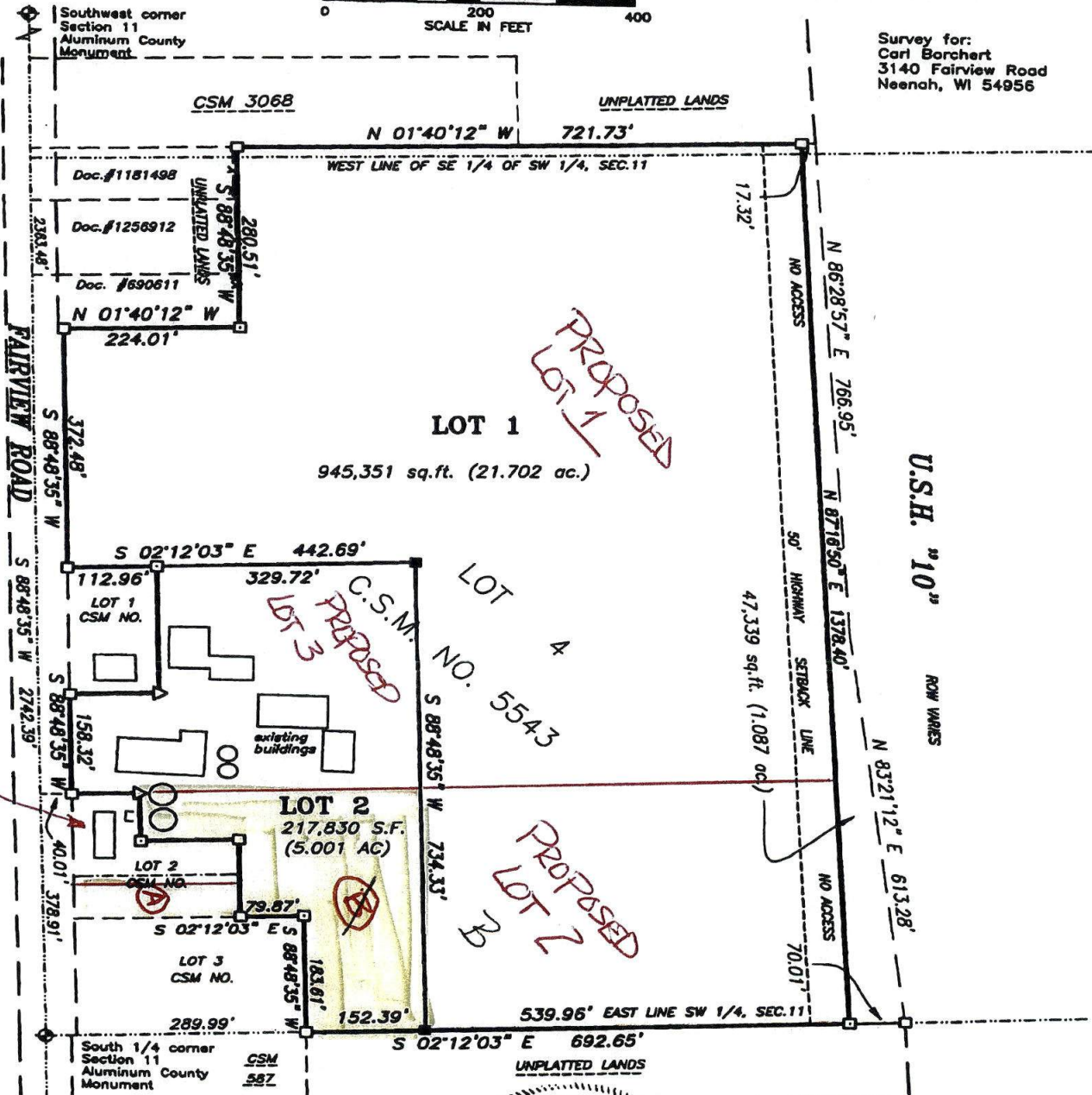
CERTIFIED SURVEY MAP NO. 5598

All of Lot 4, Certified Survey Map No. 5543, being part of the Southeast 1/4 of the Southwest 1/4 and part of the Southwest 1/4 of the Southwest 1/4, Section 11, Town 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin



BEARINGS ARE REFERENCED TO THE SOUTH LINE OF THE SOUTHWEST 1/4, SECTION 11, ASSUMED TO BEAR S 88°48'35" W

Survey for:  
Carl Borchert  
3140 Fairview Road  
Neenah, WI 54956



LEGEND

- 1" IRON PIPE SET, 24" LONG, WEIGHING 1.130 LBS. PER LIN. FOOT
- ▲ RAILROAD SPIKE SET
- 1" IRON PIPE FOUND
- ◆ GOVERNMENT CORNER



*Daniel W. Hoel*  
July 29, 2004



**Martenson & Eisele, Inc.**

Planning - Surveying - Engineering - Architecture

1377 Midway Road, Menasha, WI 54952  
Phone (920) 731-0381 Fax (920) 733-8578

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PROJECT NO. 267-270a  
FILE 267270ocsm SHEET 1 OF 3  
THIS INSTRUMENT WAS DRAFTED BY: poe