

DATE: 08/16/16

RESOLUTION

No. 008

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 08/08/16

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF WINNECONNE in accordance with the petition of DAVID ROLAND 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 WINNECONNE, 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-1A**.

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: **030-0183-03**; FROM **A-2** TO **R-1A**

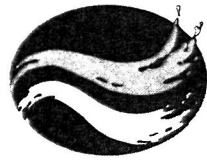
COUNTY DISCLAIMER:

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 - FARREY**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF AUGUST 5, 2016

TO: Planning & Zoning Committee

FM: Zoning Administrator *CR*

RE: Review of Town Zoning Changes

1. Beiser - Town Zoning Change (Tax ID No: 030-0135-03) – Town of Winneconne.

The town zoning change for Beiser is consistent with Winnebago County's Land Use Plan. The Town of Winneconne approved the zoning change from A-2 (General Farming District) to C-1 (Commercial District) and Winnebago County's land use plan shows future land use as Commercial.

RR, MG, 4-0-1 Approved

RECOMMENDATION: Forward zone change to County Board for action.

2. Quigley – Town Zoning Change (Tax ID No: 030-0256-01) – Town of Winneconne.

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

RECOMMENDATION: Forward zone change to County Board for action.

MG, RR, 4-0-1 Approved

3. Dorn - Town Zoning Change (Tax ID No: 030-0432-03) – Town of Winneconne.

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

RECOMMENDATION: Forward zone change to County Board for action.

RR, MG, 4-0-1 Approved

4. Roland – Town Zoning Change (Tax ID No: 030-0183-03) – Town of Winneconne.

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

RECOMMENDATION: Forward zone change to County Board for action.

~~RK₁ MG₂ 4-0-1~~
↓ MG₁ RK₂ 4-0-1 Approved

5. Robert N Wolff Rev Trust – Town Zoning Change (Tax ID Nos: 030-0258-06, 030-0258-07, 030-0258-08 & 030-0258-09) – Town of Winneconne.

The town zoning change for Robert N Wolff Rev Trust is consistent with Winnebago County's Land Use Plan. The Town of Winneconne approved the zoning changes for parcels 030-0258-06, 030-0258-07 & 030-0258-08 from A-2 (General Farming District) to R-1A (Residential District) to eliminate dual zoning and parcel 030-0258-09 from R-1A (Residential District) to A-2 (General Farming District) to eliminate dual zoning and Winnebago County's land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Forward zone change to County Board for action.

AMG₁ RK₂ 4-0-1 Approved
RK₁ MG₂ 4-0-1 Approved

ORDINANCE 2016-5
ORDINANCE TO AMEND THE OFFICIAL TOWN OF WINNECONNE ZONING MAP

WHEREAS, One or more applications for amendments to the Map of the Town of Winneconne 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 Winneconne Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2014 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 146 & 275 of the Town of Winneconne Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Winneconne, County of Winnebago, State of Wisconsin, pursuant to Article 146 & 275 of the Town of Winneconne 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 Winneconne is amended as follows:

A. Property Owner:

David R. Roland, 6031 Lasley Point Road, Winneconne, WI 54986

Legal description of property:

The property is located at 6031 Lasley Point Road, Winneconne, WI 54986, specifically described as Tax Parcel No. 030-0183-03, being part of NW NW Described as Lot 2 of CSM -6863, Section 16, Township 19 North, Range 15 East, Town of Winneconne, County of Winnebago, State of Wisconsin (See Attachment).

The above described property is hereby rezoned from:

A-2 (General Farming District) to R-1A (Residential District).

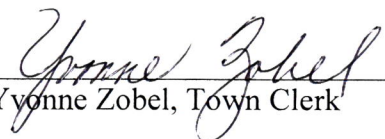
Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Winneconne Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 21st, day of August, 2014
Vote: Yes: 5 No: 0 Absent: 0

ATTEST:



Thomas Snider, Chairman

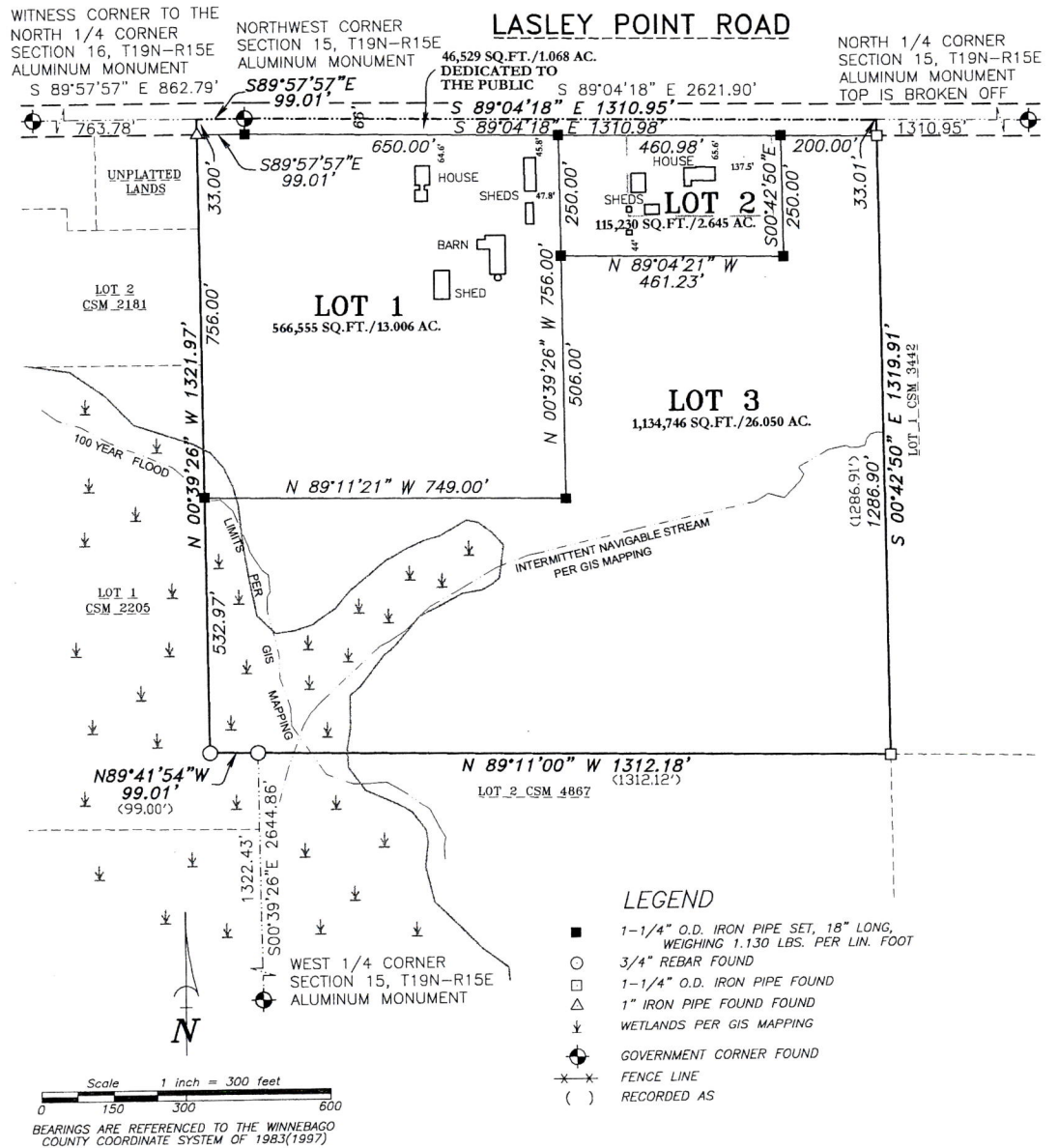


Yvonne Zobel, Town Clerk

CERTIFIED SURVEY MAP NO. _____

ALL OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 15, AND PART OF THE
NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 16, ALL IN TOWNSHIP 19 NORTH,
RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN.

SURVEY FOR:
DAVID ROLAND
6031 LASLEY POINT ROAD
WINNECONNE, WI 54986



Martenson & Eisele, Inc.



109 West Main Street
Omro, WI 54963
www.martenson-eisele.com
P 920.685.6240 F 920.685.6340

Planning
Environmental
Surveying
Engineering
Architecture

PROJECT NO. 0-1873-001
FILE 1873001CSM SHEET 1 OF 3
This instrument was drafted by: DSL

**TOWN OF WINNECONNE
BOARD MEETING MINUTES
AUGUST 21, 2014 -7:30 p.m.**

CALL TO ORDER: Chairman Tom Snider called the regular meeting to order at 7:35 p.m. at the Winneconne Town Hall, 6494 County Rd. M, Winneconne, WI.

ROLL CALL: Supervisors Wm. Benedict, Dale Burghardt, Matt Woods, and Chairman Tom Snider were present. Supervisor Eric Lang was excused. Also in attendance were Town Clerk Yvonne Zobel, Treasurer Lola LeMere, Attorney Patrick Seubert, Police Chief Brad Hanson, Fire Chief Ryan Krings, Jim Smith from Martenson & Eisele and 7 Town residents. A Board quorum was present.

PLEDGE OF ALLEGIANCE:

NOTICE OF VERIFICATION:

Clerk Zobel verified that the agenda notices were posted on August 15, 2014 at the Winneconne Town Hall, the Butte des Morts Lions Club Bldg., the Butte des Morts Post Office, Wayne's Piggly Wiggly and YDS Yarn & Fabric. Notices were also emailed to Atty. Patrick Seubert, The Winneconne News, The Oshkosh Northwestern and posted on the Town website.

APPROVE MINUTES OF THE JULY 17, 2014 BOARD MEETING:

----MOTION by Supervisor Woods, second by Supervisor Benedict to dispense with reading and approve the Board meeting minutes of July 17, 2014; carried on a unanimous voice vote----

TREASURER'S REPORT:

Treasurer Leota LeMere reported the following July 31, 2014 account balances:

FirstMerit Bank – Checking	6,683.44
FirstMerit Bank - Savings Account	102,701.59
First Bank National - Saving Account	160,041.63
State Investment - General Operating	134,245.30
State Investment - Public Safety	10,735.77
State Investment - Fire Protection	6,583.15
State Investment - Wolf Wilderness Trail	3,929.09

CORRESPONDENCE:

Clerk Zobel provided copies of letters on the following items.

**WTA POSITION ON INCREASED & SUSTAINABLE FUNDING FOR LOCAL ROADS
DNR NOTICE FOR PERMANENT BOAT SHELTER AT 6744 SUNSET TRAIL**

PUBLIC COMMENT:

None

WINNEBAGO COUNTY SHERIFF'S DEPARTMENT ACTIVITIES REPORT:

Winnebago County Sheriff's Deputy Stephanie McMillan had no report for the Board. Chairman Snider questioned whether the officer knew what charges had been filed in a recent traffic incident. The officer said numerous charges and that any property owners that had damage could have their insurance company contact the Winnebago County Sheriff's department for a copy of the accident report.

**CERTIFIED SURVEY MAP: DAVID ROLAND, TAX PARCELS 030-0183-01 & 030-0183
6031 LASLEY POINT ROAD:**

Jim Smith from Martenson & Eisele told the Board that he was the agent for Mr. Roland and he was in attendance to answer any questions from the Board.

Chairman Snider said that the Plan Commission had reviewed the CSM and recommended approval.

----MOTION by Supervisor Woods, second by Supervisor Burghardt to approve the Certified Survey Map for David Roland, Tax Parcels 030-0183-01 and 030-0183, 6031 Lasley Point Road; motion carried on a unanimous 4-0 voice vote----

**TOWN OF WINNECONNE
BOARD MEETING MINUTES
AUGUST 21, 2014 -7:30 p.m.**

**ZONING CHANGE: DAVID ROLAND, TAX PARCELS 030-0183-01 & PART OF 030-0183
6031 LASLEY POINT ROAD:**

Chairman Snider explained that the zoning change was required per the Town Code due to the size of the new lot.

Chairman Snider added that the Plan Commission had reviewed the request and recommended approval

----**MOTION** by Supervisor Burghardt, second by Supervisor Benedict to approve the zoning change from A-2 Agricultural to R-1A Residential for David Roland, Tax Parcels 030-0183-01 and 030-0183, 6031 Lasley Point Road; motion carried on a unanimous 4-0 voice vote----

**CERTIFIED SURVEY MAP: DARREN LETT, TAX PARCELS 030-0851, 030-0877,
030-0850, 030-0876 & 030-0849, 5009 WASHINGTON ST.**

Jim Smith from Martenson & Eisele told the Board that he was the agent for Mr. Lett and he was in attendance to answer any questions from the Board.

Chairman Snider said that the Plan Commission had reviewed the CSM and recommended approval.

----**MOTION** by Supervisor Woods, second by Supervisor Benedict to approve the Certified Survey Map for Darren Lett, Tax Parcels 030-0851, 030-0877, 030-0850, 030-0876 & 030-0849, 5009 Washington Street; motion carried on a unanimous 4-0 voice vote----

SLUDGE DISPOSAL PERMIT: GEORGE DODD, 6168 CHRISTIANSON ROAD:

Chairman Snider explained that the new permit was required because the sludge hauler had to find a new location within the Town to apply the sludge from the Village of Winneconne treatment plant. The sludge would be applied on property owned by George Dodd at 6168 Christianson Road and will be knifed-in within 24 hours of application.

----**MOTION** by Supervisor Woods, second by Supervisor Burghardt to approve the sludge disposal permit for George Dodd at 6168 Christianson Road; motion carried on a unanimous 4-0 voice vote----

OPERATOR LICENSE: CHERYL A. MORRIS

Clerk Zobel confirmed that the applicant had passed the record check.

----**MOTION** by Supervisor Burghardt, second by Supervisor Woods to approve the Operator License for Cheryl A. Morris; carried on a unanimous 4-0 voice vote----

**JACOBSON REQUEST TO KEEP CHICKENS & REQUEST RELIEF SANITARY DIST
LEVY:**

Chairman Snider addressed the question about the tax levy. He stated that the levy was imposed under the State Statutes and is adjusted annually at the budget meeting. He provided a copy of the Statutes for Mr. Jacobson and said that any further questions should be directed to the Sanitary District.

In reference to Mr. Jacobson's request to be allowed to raise chickens, Chairman Snider listed data from recent studies taken within the State that told the number of communities that allowed chickens and had information on any problems the community had encountered.

Supervisor Woods added that he had looked at several ordinances from municipalities that allowed chickens to be raised in residential areas and found that there was much more involved in implementing such an ordinance. He went on to list items such as approval of the neighbors, the number of chickens that would be allowed, coop size, construction materials and location on the property, yard maintenance, disposal of waste.

----**MOTION** by Supervisor Burghardt, second by Supervisor Woods to have the Plan Commission look at the issue and make a recommendation to the Board; motion carried on a unanimous 4-0 voice vote----

PROPOSALS FOR FEASIBILITY STUDY FOR SEWER SERVICE CTH GG/USH 45:

Chairman Snider said the discussion had been postponed from last month's meeting. He went on to say that the Town has been working with Martenson & Eisele on the update of the Comprehensive Plan.

----**MOTION** by Supervisor Woods, second by Supervisor Burghardt to accept the proposal from Martenson & Eisele to do a feasibility study for sewer service in the area of CTH GG and STH 45 and pay for the work from the Contingency fund; motion carried on a unanimous 4-0 roll call vote----

**TOWN OF WINNECONNE
BOARD MEETING MINUTES
AUGUST 21, 2014 -7:30 p.m.**

BUDGET RESOLUTION NO. 001-2014 TO TRANSFER \$20,000 FROM THE CONTINGENCY FUND TO THE GENERAL GOVERNMENT FUND:

Clerk Zobel explained that the transfer was necessary because of several shortages within the General Fund area.

----**MOTION** by Supervisor Burghardt, second by Supervisor Woods to pass Budget Resolution 001-2014 to transfer \$20,000.00 from the Contingency Fund to the General Government Fund; motion carried on a unanimous 4-0 roll call vote----

ORDINANCE TO AMEND THE ZONING CODE CHAPTER 310:

Discussion about the proposed amendment to the Ordinance centered around the number of accessory structures allowed in rural residential areas, the size of accessory structures, replacement of existing structures, and defining how the measurement of the road right-of-way would be done.

----**MOTION** by Supervisor Burghardt, second by Supervisor Benedict to send the proposal back to the Plan Commission for further review; motion carried on a 4-0 unanimous voice vote----

FIRE DISTRICT ACTIVITIES REPORT:

Chief Ryan Krings reminded the Board that the Fire District Annual Meeting would be held on Monday, September 8 at 7:00 p.m. He added that as of July the District has had 222 calls in comparison to 350 total calls in the year 2013.

POLICE DEPARTMENT ACTIVITIES REPORT:

Police Chief Brad Hanson provided his monthly written report.

There was discussion about the property conditions of 6843 Oakhill Road. In the past, the owner has been contacted to clean up the property but little has been done. The Board asked Chief Hanson to contact the owner again and ask that the property be improved.

Supervisor Woods asked the Chief to increase patrol in the Indian Shores, Lasley Shores and Lasley Point Road areas when school started on September 2. Supervisor Benedict asked the Chief to also watch the intersection on Olen Trail where the temporary STOP sign was in use.

Resident Mike Will, 6109 Lasley Point Road, told the Board that there were speeders on Lasley Shore Road.

ROAD MAINTENANCE REPORT:

Highway Superintendent Benedict reported that Woodland Road was being worked on and the culvert on Clow Road was going to be removed and drainage would be diverted. He added that the work on Schubert Road was completed.

BOARD ACTIVITIES REPORT:

Chairman Snider reported that he had attended the Weigh In on the Winnebago Waterways meeting on August 20. The meeting was conducted by a non-governmental steering committee that presented 5 alternatives to best manage water front and waterways in Winnebago County.

Supervisor Woods reported on the Emerald Ash Borer meeting held on July 21 and added that he is working on a plan to conduct a tree census in our Town. Chairman Snider said Winnebago County is budgeting \$100,000.00 for a study.

**TOWN OF WINNECONNE
BOARD MEETING MINUTES
AUGUST 21, 2014 -7:30 p.m.**

AUTHORIZATION FOR PAYMENT OF ACCOUNTS PAYABLE:

----**MOTION** by Supervisor Benedict, second by Supervisor Burghardt to authorize payment of the following Accounts Payable; carried on a unanimous 4-0 roll call vote----

Action Appraisers	6,750.00	Advanced Disposal	13,406.74
Alliant Energy Co	470.54	Anderson Cleaning	85.00
Animal Welfare League	100.00	AT & T	162.97
AVAYA	85.44	Bell Cemetery Assoc	1,000.00
Black Bear Lawn Care	110.00	BDM Sanitary Dist	10,642.80
CenturyLink	2.56	Dept of Admin	130.00
Deluxe For Business	259.21	Diersen Electric	1,100.00
Elizabeth Knaack	93.30	Fleetcor	50.00
Fox Valley Asphalt	9,935.00	General Code	995.00
Great Am. Leasing	172.16	Lange Enterprises	37.24
Larsen Drainage Dist	39.43	Leota LeMere	101.50
Marks Odd Jobs	635.00	Martenson & Eisele	71.86
NTD	53.95	Omro Rushford Fire	1,000.00
Oshkosh City Cab	72.00	Oshkosh Office Systems	52.41
Race Office Products	282.13	Radtke Construction	5,163.52
Sara Schrage	46.28	Schneider Printing	76.45
Shopko Stores	29.54	The Winneconne News	141.13
Tom Snider	50.52	Tom Spierowski	1,547.24
Verizon Wireless	40.01	William Benedict	94.08
Winn Coty Reg Deeds	75.00	Winn Cnty Treas	3,087.17
Winn Cnty Treas	3,745.93	Winn Cnty Treas	3,712.80
Winn Cnty Zoning	50.00	Winn San Dist No 3	13,220.48
WI Dept of Justice	160.50	Wis Public Service	613.96
Wis Towns Assoc	130.00	Yvonne Zobel	107.09

Accounts Payable	\$ 56,258.73
Payroll	7,505.83
FICA/Med/Fed W/H	1,805.35
	<u>23,902.71</u>
Total	\$ 89,472.62

ADJOURNMENT upon **MOTION** by Supervisor Benedict, second by Supervisor Burghardt at 8:35 p.m.

Respectfully submitted,
Yvonne Zobel, Clerk

Approved: _____
Date: _____

**PUBLIC HEARING MINUTES
AUGUST 21, 2014**

Applicant/ Owner of Property **David Roland**
Property Address/Location: **Tax Parcels 030-0183-01 and 030-0183**
 6031 Lasley Point Rd.
Explanation: **Zoning change from A-2 Agricultural to R-1A Residential**

Town Chairman Tom Snider opened the Public Hearing at 7:30 p.m.

Present were: Chairman Tom Snider, Supervisors Bill Benedict, Dale Burghardt and Matt Woods. Supervisor Eric Lang was excused. Also in attendance were: Town Clerk Yvonne Zobel, Attorney Patrick Seubert, Police Chief Brad Hanson, Fire Chief Ryan Krings, Jim Smith from Martenson & Eisele and six citizens.

Jim Smith from Martenson & Eisele said he was the agent for Mr. Roland and would answer any questions.

There were no other comments from the Public.

Hearing no comments for or against, the Public Hearing was closed at 7:33 p.m.

Respectfully submitted,

Yvonne Zobel, Clerk
Town of Winneconne