

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 08/09/16

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF WINNECONNE in accordance with the petition of ROBERT WOLFF REV TRUST 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 (parcels 030-0258-06, 030-0258-07 and 030-0258-08) be changed from the dual classification of A-2/R-1A of said ordinance, which it now and heretofore had, to the zoned district of R-1A; and, the attached described property (parcel 030-0258-09) be changed from the dual classification of A-2/R-1A 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)

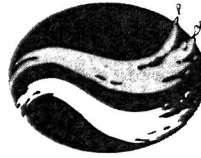
PARCEL NO: 030-0258-06, 030-0258-07, 030-0258-08; FROM A-2/R-1A TO R-1A
PARCEL NO: 030-0258-09; FROM A-2/R-1A TO A-2

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 _____,
201 .

Mark Harris



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

A handwritten signature in black ink, appearing to be 'CAR', is written over the text 'Zoning Administrator'.

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.

RK₁ MG₂ 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.

MG₁ RK₂ 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.

RK₁ MG₂ 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.

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

ORDINANCE 2016-6

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:

Robert N Wolff Rev Trust, W7047 Hickory Nut Trail, Appleton, WI 54914

Legal description of property:

The properties are located on Jacques Road, Winneconne, WI 54986, specifically described as:

Tax Parcel No. 030-0258-06, being part of NW NW Described as Lot 1 of CSM -6920, Section 19, Township 19 North, Range 15 East, Town of Winneconne, County of Winnebago, State of Wisconsin

Tax Parcel No. 030-0258-07, being part of NW NW Described as Lot 2 of CSM -6920, Section 19, Township 19 North, Range 15 East, Town of Winneconne, County of Winnebago, State of Wisconsin

Tax Parcel No. 030-0258-08, being part of NW NW Described as Lot 3 of CSM -6920, Section 19, Township 19 North, Range 15 East, Town of Winneconne, County of Winnebago, State of Wisconsin

The above described properties are hereby rezoned from:

A-2 (General Farming District) / R-1A (Residential District), dual zoning, to R-1A (Residential District).

Tax Parcel No. 030-0258-09, being part of NW NW Described as Lot 4 of CSM -6920, Section 19, Township 19 North, Range 15 East, Town of Winneconne, County of Winnebago, State of Wisconsin

The above described property is hereby rezoned from:

A-2 (General Farming District) / R-1A (Residential District) dual zoning, 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 Winneconne Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 18th, day of December, 2014
Vote: Yes: 5 No: 0 Absent: 0

ATTEST:



Thomas Snider, Chairman



Yvonne Zobel, Town Clerk

**TOWN OF WINNECONNE
PUBLIC HEARINGS AND BOARD MEETING MINUTES
DECEMBER 18, 2014**

**PUBLIC HEARING 7:30 P.M.
ZONING CHANGE TO CORRECT DUAL ZONING ON
TAX PARCELS 030-0258 & 030-0258-02
ROBERT WOLFF, JACQUIS ROAD**

The Public Hearing was called to order by Chairman Tom Snider at 7:30 p.m. at the Winneconne Town Hall, 6494 County Rd. M, Winneconne, WI. Present were: Supervisors Wm. Benedict, Dale Burghardt, Eric Lang, and Matt Woods. Also in attendance were Town Clerk Yvonne Zobel, Treasurer Lola LeMere, Attorney Patrick Seubert and 3 citizens.

Chairman Snider explained that the zoning change was mandated by Winnebago County to correct dual zoning on the tax parcels created by the Certified Survey Map.

With no one appearing for or against, the Public Hearing was closed at 7:31 p.m.

**PUBLIC HEARING
ADOPT THE 2014 TOWN TAX LEVY TO BE PAID IN 2015**

The Public Hearing was called to order by Chairman Tom Snider at 7:31 p.m. at the Winneconne Town Hall, 6494 County Rd. M, Winneconne, WI. Present were: Supervisors Wm. Benedict, Dale Burghardt, Eric Lang, and Matt Woods. Also in attendance were Town Clerk Yvonne Zobel, Treasurer Lola LeMere, Attorney Patrick Seubert and 3 citizens.

Chairman Snider explained that the State of Wisconsin has imposed levy limits on the Town. The Board is requesting approval of a levy in the amount of \$444,750.00 for the 2015 budget.

----**MOTION** by Dave Roland, second by Ed Quigley to adopt the 2014 Town Tax Levy in the amount of \$444,750; motion carried on a unanimous voice vote----

Chairman Snider closed the Public Hearing at 7:32 p. m.

CALL TO ORDER:

Chairman Tom Snider called the regular meeting to order at 7:33 p.m. at the Winneconne Town Hall, 6494 County Rd. M, Winneconne, WI.

ROLL CALL: Supervisors Wm. Benedict, Dale Burghardt, Eric Lang, Matt Woods, and Chairman Tom Snider were present. Also in attendance were Town Clerk Yvonne Zobel, Treasurer Lola LeMere, Police Chief Brad Hanson, Deputy Fire Chief Ed Quigley, Attorney Patrick Seubert and 1 citizen. A Board quorum was present.

PLEDGE OF ALLEGIANCE:

NOTICE OF VERIFICATION:

Clerk Zobel verified that the agenda notices were posted on December 12, 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 THE MINUTES OF THE NOVEMBER 20, 2014 BOARD MEETING:

----**MOTION** by Supervisor Woods, second by Supervisor Burghardt to dispense with reading and approve the Board meeting minutes of November 20, 2014 with one spelling correction; carried on a unanimous 5-0 voice vote----

TREASURER'S REPORT:

Treasurer Leota LeMere reported the following November 30, 2014 account balances:

- FirstMerit Bank Checking - \$4,890.71
- FirstMerit Bank Savings - \$51,298.19
- Bank First National Money Market - \$160,252.20
- State Investment General Fund - \$73,419.77
- State Investment Public Safety - \$10,738.65
- State Investment Fire Protection - \$6,584.93
- State Investment Wolf Wilderness Trail - \$3,820.12

CORRESPONDENCE:

Clerk Zobel reminded the Board that the Wisconsin Towns Association has scheduled Capitol Day in Madison on March 24, 2015.

She also reported that the IRS approved rate for mileage reimbursement is 57.5¢ effective January 1, 2015.

PUBLIC COMMENT: None.

**TOWN OF WINNECONNE
PUBLIC HEARING AND BOARD MEETING MINUTES
DECEMBER 18, 2014**

WINNEBAGO COUNTY SHERIFF'S DEPARTMENT ACTIVITIES REPORT:

Officer Schwerke stated the Sheriff's Department will continue to monitor the speeding issue on Lasley Point Rd. and County Road M.

CERTIFIED SURVEY MAP: RANDY LEE, TAX PARCEL 030-0236, LAKESHORE ROAD

Chairman Snider stated that the Plan Commission recommended approval of the Certified Survey Map. ---**MOTION** by Supervisor Burghardt, second by Supervisor Woods to approve the Certified Survey Map for Randy Lee, Tax Parcel 030-0236 on Lakeshore Road; motion carried on a unanimous 5-0 voice vote---

CERTIFIED SURVEY MAP: ROBERT WOLFF, TAX PARCELS 030-0258, 030-0258-02, 030-0258-03 & 030-0258-04, JACQUIS ROAD

Chairman Snider stated that the Plan Commission recommended approval of the Certified Survey Map. ---**MOTION** by Supervisor Woods, second by Supervisor Lang to approve the Certified Survey Map for Robert Wolff, Tax Parcels 030-0258, 030-0258-02, 030-0258-03 and 030-0258-04 Jacquis Road; motion carried on a unanimous 5-0 voice vote---

ZONING CHANGE PER PREVIOUS CSM DUE TO DUAL ZONING:

ROBERT WOLFF, TAX PARCELS 030-0258-02 & PART OF 030-0258, JACQUIS ROAD

Chairman Snider stated that the Plan Commission recommended approval of the zoning change. ---**MOTION** by Supervisor Burghardt, second by Supervisor Lang to approve the zoning change for Robert Wolff, Tax Parcels 030-0258-02 and part of 030-0258 on Jacquis Road; motion carried on a unanimous 5-0 voice vote---

CERTIFIED SURVEY MAP:

ROBERT WOLFF, TAX PARCELS 030-0258-03 AND PART OF 030-0258, JACQUIS ROAD

Chairman Snider stated that the Plan Commission recommended approval of the Certified Survey Map. ---**MOTION** by Supervisor Lang, second by Supervisor Woods to approve the Certified Survey Map for Robert Wolff, Tax Parcels 030-0288-03 and part of 030-0258, Jacquis Road; motion carried on a unanimous 5-0 voice vote---

IMPLEMENTS OF HUSBANDRY-MIRROR OR ADOPT COUNTY RESOLUTION

Chairman Snider provided the Board with a copy of the Resolution on the Implements of Husbandry that the County has adopted. He suggested that the Town adopt the County Resolution.

Supervisor Burghardt said he was reluctant to have the Town give up our authority by adopting the County Resolution. He said he would prefer to mirror them.

---**MOTION** by Supervisor Burghardt, second by Supervisor Lang to authorize Chairman Snider and Highway Superintendent Benedict to draft a Town Resolution that will mirror the Winnebago County Resolution on the Implements of Husbandry; motion carried on a unanimous 5-0 voice vote---

ANIMAL IMPOUND CONTRACT:

Chairman Snider explained that we had checked with other animal shelters and the rates are all comparatively similar since they all depend on donations to survive.

Attorney Seubert said he did not like the automatic renewal clause in the proposed contract.

---**MOTION** by Supervisor Woods, second by Supervisor Burghardt to have Chairman Snider ask the Neenah shelter to remove the automatic renewal section from the proposed contract and if that is not acceptable to sign the contract and make a September 2015 bring-up to review the next contract; motion carried on a 5-0 unanimous voice vote---

COST ESTIMATE FOR PLANNING STUDY FOR SEWER EXPANSION AT USH 45 & CNTY GG:

Mary Jo Miller from Martenson & Eisele discussed the Board's request for an estimate to complete a facility plan for the Butte des Morts Sanitary District sewer treatment plant. She stated that she had given an estimate of \$20,000.00. The actual cost would be determined after a meeting with the DNR, East Central Wisconsin Regional Planning Commission and the Butte des Morts Sanitary District. Supervisor Burghardt expressed displeasure with the bureaucracy of the procedure required to merely get an estimated cost of a study.

The consensus was to have Chairman Snider set up a meeting with the DNR, East Central and Sanitary District.

2015 IDB STATEMENT OF INTENT FOR 2015:

---**MOTION** by Supervisor Burghardt, second by Supervisor Woods to apply for the 2015 IDB funds; motion carried on a 5-0 unanimous voice vote---

**TOWN OF WINNECONNE
PUBLIC HEARING AND BOARD MEETING MINUTES
NOVEMBER 20, 2014**

BUDGET RESOLUTION NO. 00-2014 TO TRANSFER \$1,550.00 FROM PUBLIC SAFETY FUND TO THE GENERAL GOVERNMENT FUND TO COVER A BUDGET SHORT FALL:

----**MOTION** by Supervisor Lang, second by Supervisor Benedict to adopt Budget Resolution 003-2014 to transfer \$1,550 from the Public Safety fund to the General Government fund; carried on a unanimous 5-0 roll call vote----

APPROVE THE 2015 BUDGET:

----**MOTION** by Supervisor Woods, second by Supervisor Lang to approve the 2015 budget; motion carried on a 5-0 roll call vote----

FIRE DISTRICT ACTIVITIES REPORT:

Assistant Fire Chief Ed Quigley reported that the calls have been quiet. He added that the radios are working well.

POLICE DEPARTMENT ACTIVITIES REPORT:

Chief Hanson provided his monthly written report for the Board. He also reported that he had increased patrol in the school area.
Supervisor Benedict said he still sees speeding from Wolf Run to County Road M.
Chairman Snider asked Chief Hanson to look into getting a radar screen unit for the town to use.

ROAD MAINTENANCE REPORT:

Chairman Snider stated that the renewal contract for snow plowing did not include an adjustment on the fuel surcharge. Supervisor Burghardt said we should have a de-escalation clause on fuel in our contract with Radtke Contractors.
Highway Superintendent Bill Benedict reported that the Town does not usually plow until 2 inches of snow has fallen.

BOARD ACTIVITIES REPORT:

Supervisor Woods said he had met with the Winnebago County Industrial Development Board on December 3 and the Town had been granted our allocation for 2014.

AUTHORIZATION FOR PAYMENT OF ACCOUNTS PAYABLE:

----**MOTION** by Supervisor Lang, second by Supervisor Burghardt to authorize payment of the following Accounts Payable; carried on a unanimous 5-0 roll call vote----

Advanced Disposal	13,169.45	Alliant Energy Co	745.92
Anderson Cleaning	85.00	Animal Welfare League	55.00
AT & T	163.73	CenturyLink	2.81
Dept of Admin	65.00	DPI	613.28
Dominion Voting Systems	196.68	Great America Leasing	172.16
Leota LeMere	37.52	Martenson & Eisele	65.00
NTD	53.95	Oshkosh Office Systems	43.02
Oshkosh City Cab	54.00	Postmaster BDM	141.00
Race Office Products	170.61	Seubert Law LLC	150.00
Statewide Services	320.00	The Winneconne News	110.50
Tom Snider	27.10	Tom Spierowski	680.74
Town Hall Software	114.95	Verizon Wireless	40.01
Wentzel Ford Inc	39.76	Winn Cnty Treasurer	2,098.21
Winn Cnty Reg Deeds	75.00	WPS	613.96
Yvonne Zobel	32.00		

Accounts Payable	\$ 20,136.36
Payroll	6,265.82
FICA/Med/Fed W/H	1,186.39
State W/H	142.84
Tax Settlements	
Total	\$ 27,731.41

ADJOURNMENT upon **MOTION** by Supervisor Benedict, second by Supervisor Burghardt at 8:30 p.m.

Respectfully submitted,
Yvonne Zobel, Clerk

Approved: _____
Date: _____

CERTIFIED SURVEY MAP NO. _____

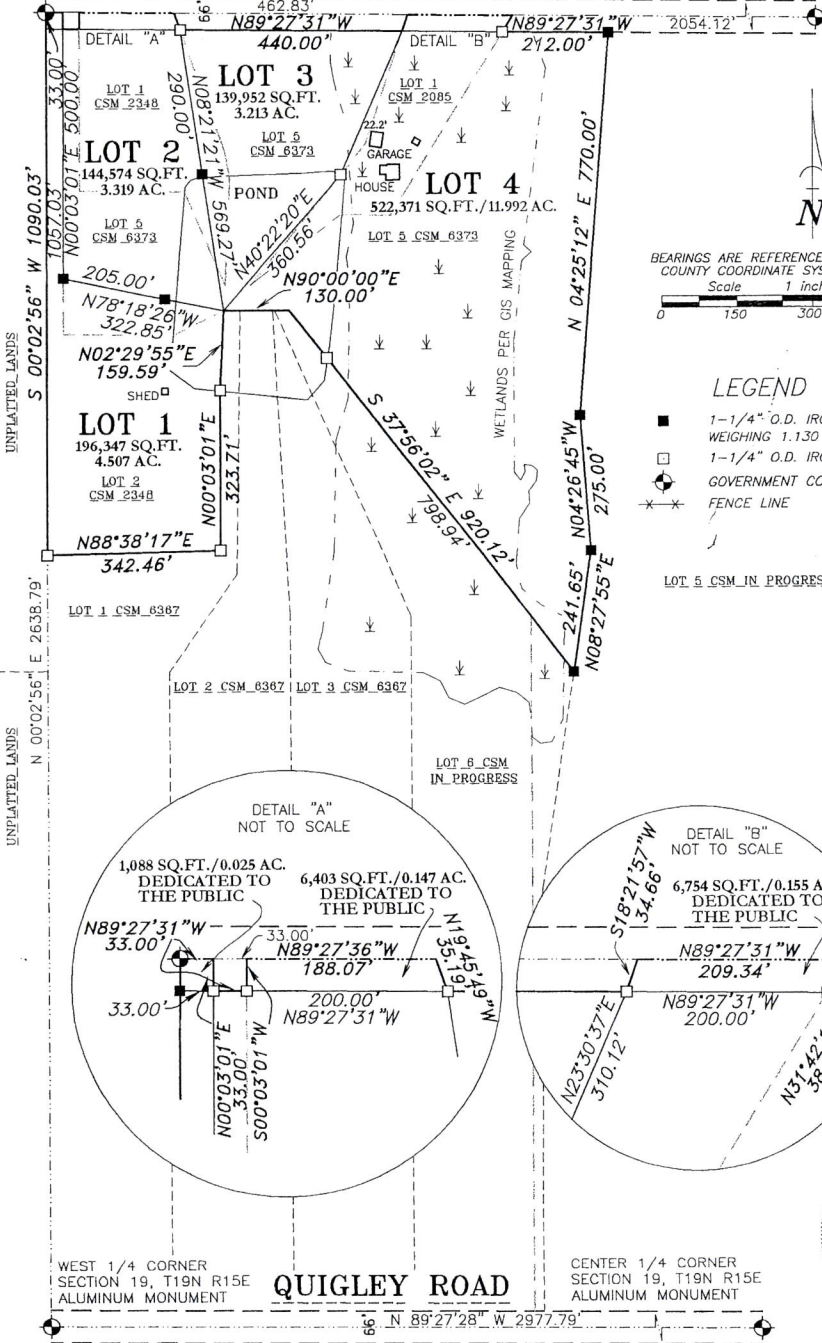
ALL OF LOT 1 AND LOT 2 OF CERTIFIED SURVEY MAP 2348, ALL OF LOT 1 OF CERTIFIED SURVEY MAP 2085, AND PART OF LOT 5 OF CERTIFIED SURVEY MAP 6373, BEING PART OF THE NORTHWEST 1/4 OF THE FRACTIONAL NORTHWEST 1/4, ALL IN SECTION 19, TOWNSHIP 19 NORTH, RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN.

NORTHWEST CORNER
SECTION 19, T19N R15E
ALUMINUM MONUMENT

JACQUIS ROAD

NORTH 1/4 CORNER
SECTION 19, T19N R15E
ALUMINUM MONUMENT

S 89°27'31" E 2980.36'



WISCONSIN
JAMES E. SMITH
S-1803
OSHKOSH, WI
LAND SURVEYOR
Nov 17, 2014

Martenson & Eisele, Inc.



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Omro, WI 54963
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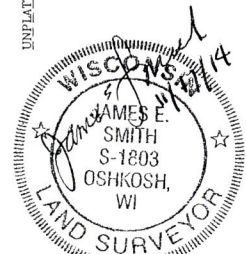
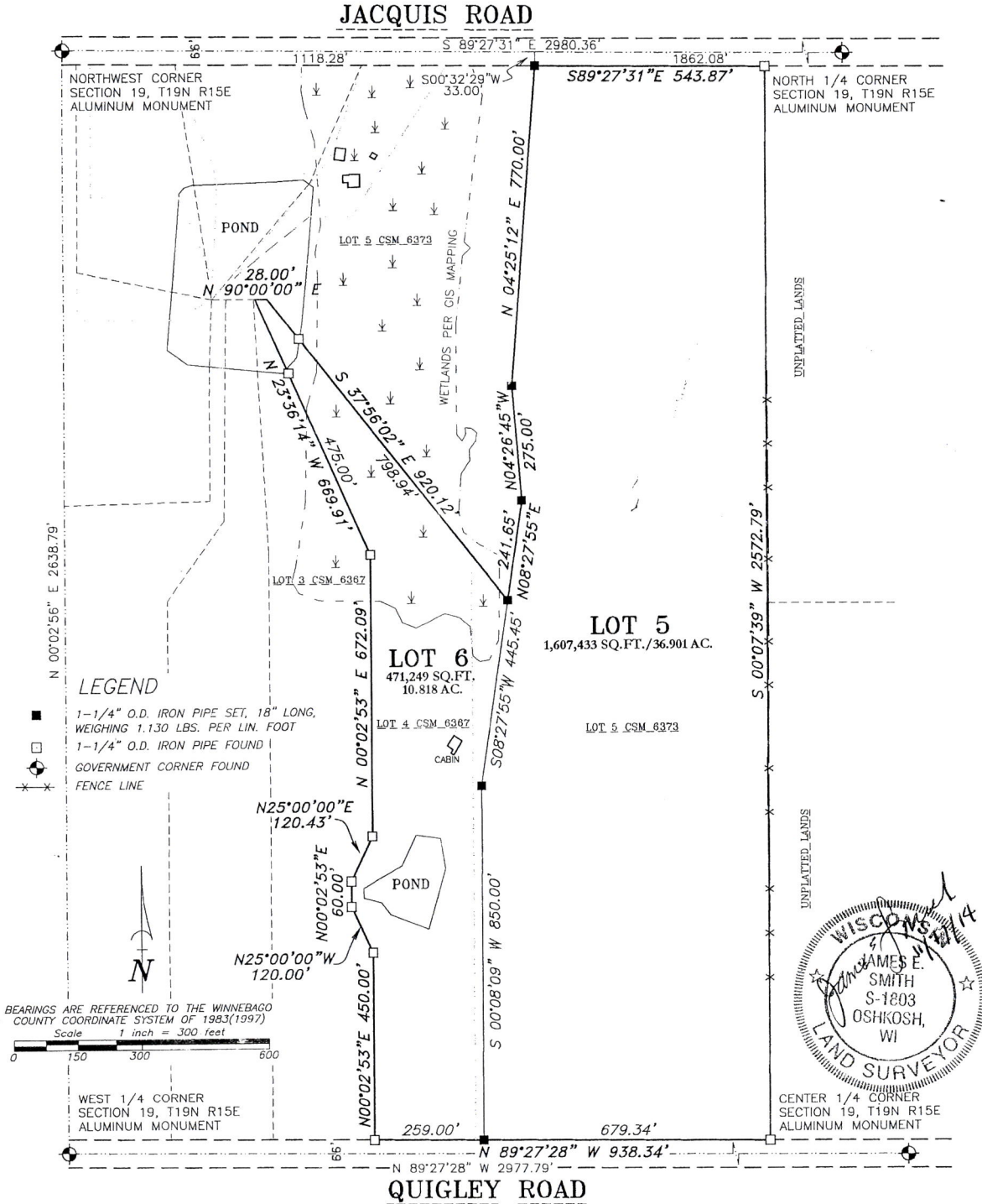
SURVEY FOR:
ROBERT WOLFF
7251 JACQUIS ROAD
WINNECONNE, WI 54986

PROJECT NO. 0-1388-003 LOTS 1-4
FILE 1388003CSM SHEET 1 OF 3

This instrument was drafted by: DSL

CERTIFIED SURVEY MAP NO. _____

PART OF LOT 5 OF CERTIFIED SURVEY MAP 6373, AND ALL OF LOT 4 OF CERTIFIED SURVEY MAP 6367, BEING PART OF THE NORTHWEST 1/4 OF THE FRACTIONAL NORTHWEST 1/4, AND PART OF THE SOUTHWEST 1/4 OF THE FRACTIONAL NORTHWEST 1/4, ALL IN SECTION 19, TOWNSHIP 19 NORTH, RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN.



Martenson & Eisele, Inc.
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 Environmental
 Surveying
 Engineering
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 Omro, WI 54963
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SURVEY FOR:
 ROBERT WOLFF
 7251 JACQUIS ROAD
 WINNECONNE, WI 54986

PROJECT NO. 0-1388-003 LOTS 5-6
 FILE 1388003CSM SHEET 1 OF 3

This instrument was drafted by: DSL

NOTICE OF PUBLIC HEARING

The Winneconne Town Board will hold a Public Hearing at the Winneconne Town Hall, 6494 County Rd. M, Winneconne on Thursday, December 18, 2014 at 7:30 p.m. to consider the following zoning change.

Public comment on the issue will be accepted at all meetings until a final decision is made.

	<u>Description of Subject Site</u>
<u>Applicant/ Owner of Property</u>	Robert Wolff
<u>Property Address/Location:</u>	Tax Parcels 030-0258 and 030-0258-02 7251 Jacquis Road
<u>Explanation:</u>	In conjunction with a proposed Certified Survey Map the owner is required to correct existing dual zoning on these Parcels. Zoning change from A-2 Agricultural & R-1A-1 Residential to A-2 Agricultural on proposed Lot 4 & R-1A-1 Residential on proposed Lots 1-3 to correct dual zoning conditions.

Tom Spierowski, Zoning Administrator
Posted: November 17, 2014
Published: November 26, 2014