

DATE: 10/20/20

R E S O L U T I O N

No. 006

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10/06/20

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of Michael Yost & Penny Brazee 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-1 (Rural Residential District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Agricultural 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: **006-0793**; FROM **R-1** 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 _____, 2020.

Mark Harris

County Board Supervisory district **30- Farrey**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF OCTOBER 9, 2020

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Changes

1. Bayland Building Inc. - Town Zoning Change (Tax ID Nos: 018-0112-01 and 018-0112-02) – Town of Oshkosh.

The town zoning change for Bayland Building Inc. is consistent with Winnebago County's Future Land Use Plan. The Town of Oshkosh approved the zoning change from B-3 (General Business District) to M-1 (Light Industrial District) and Winnebago County's future land use plan which incorporates the City of Oshkosh' future land use plan shows future land use as commercial.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

BD, BJ₂ 4-0-1 Approved

2. Michael Yost and Penny Brazee - Town Zoning Change (Tax ID No: 006-0793) – Town of Clayton.

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

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

BD, RK₂ 5-0 Approved

3. Carl Rasmussen - Town Zoning Change (Tax ID No: 006-0243) – Town of Clayton.

The town zoning change for Carl Rasmussen is consistent with Winnebago County's 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 future land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

BJ, BD₂ 5-0 Approved

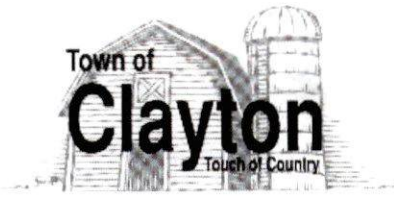
4. Robert and Janice Schommer - Town Zoning Change (Tax ID No: 006-0664-01) – Town of Clayton.

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

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

BD, BJ₂ 5-0 Approved

R-1 (Rural Residential) to A-2 (General Agriculture)
FLU: Ag & Rural



Thursday, August 20, 2020

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 Michael Yost and Penny Brazee to re-zone from R-1 (Rural Residential District) to A-2 (General Agriculture District) for property located at 7611 County Road T, Oshkosh, WI 54904, specifically described as Tax ID# 006-0793, being a part of the Northeast ¼ of the Northeast ¼ and the Southeast ¼ of the Northeast ¼ of Section 32, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

This application is related to the approved CSM #6073 for the same applicants and Brazee Farms.

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

Sincerely,

Tori Straw
Town Administrator

CC County Clerk, Sue Ertmer

Town of Clayton

RE-ZONING APPLICATION

Mail: 8348 County Road T – Larsen, WI 54947
 Phone – 920-836-2007 Fax – 920-836-2026 Email – tocadmin@new.rri.com



Property Owner(s): Michael Yost and Penny Brazee
Address/Zip: 7611 County Rd. T, Oshkosh WI 54904
Phone: 920-740-5909 **Fax:** - **E-Mail:** pmtte79103@gmail.com

Applicant: Michael Yost and Penny Brazee

Check: Architect Engineer Surveyor Attorney Agent Owner
Address/City/Zip: 7611 County Rd. T, Oshkosh, WI 54904
Phone: 920-740-5909 **Fax:** - **E-Mail:** pmtte79103@gmail.com

Describe the reason for the Re-Zoning: purchasing additional 1.88 acres from Brazee farms to add to parcel 006-079.3 (total 5.01 acres)
From A-1 to A-2

Re-Zoning Specifics:

No. of Lots: 1 **Total Acreage:** 5.01 **Tax Key No.:** 006-0793
Legal Description: PT NE NE & PT SE NE DESC AS LOT 2 OF CSM-4164 3.13A
Current 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: Penny E. Brazee **Date:** 7-23-20

For Town Use Only

Fee (see Fee Schedule)			
Fee: <u>\$250.00</u>	Check # <u>4160</u>	Receipt <u>755.79</u>	Date <u>7/23/20</u>
Date Received Complete _____	By _____	App. No. _____	
Review Meetings – Plan Comm _____		Town Board _____	
Newspaper Publication Dates _____		& _____ Posting Date _____	
300' Neighborhood Notice Distribution _____			
Re-Zoning is: Approved _____		Denied _____	
Comments _____			

Notes: 1. Please notify utility companies regarding your proposed development. 2. A Re-Zoning approval does not constitute approval of a building permit or any required approval of a highway connection permit. 3. A Re-Zoning Application & Fee must be submitted 20 working days prior to meeting.

**TOWN OF CLAYTON
NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Plan Commission of the Town of Clayton, County of Winnebago will hold a Public Hearing at 7:00 p.m. on Wednesday, August 12, 2020, in the Town Office meeting room located at 8348 CTR "T", Larsen WI 54947. The purpose of the Public Hearing is to receive public comment regarding the following Re-zoning Application:

THE PETITIONER(s): Plan Commission Public Hearing on a Re-zoning application submitted by Michael Yost and Penny Brazee, for property located at 7611 County Road T, Oshkosh, WI 54904, specifically described as Tax ID# 006-0793, being a part of Section 32, 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-1 (Rural Residential) to A-2 (General Agriculture).

Copies of the Re-zoning Application are available at the Town Hall, or by contacting the Town Clerk at (920) 836-2007. All interested parties and any objections to this request being granted will be heard at the Public Hearing. If you cannot attend the Public Hearing, you may submit written comments to the Town Clerk before 4:30 p.m. on the date of the Public Hearing.

Dated this 29th day of July 2020

Publish on Wednesday, July 29, 2020

and

Publish on Wednesday, August 5, 2020

Post on July 29, 2020

By: Holly Stevens, Clerk

006-2793 Rezone Neighbors Map

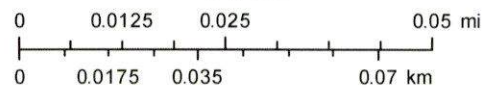


July 23, 2020

1:1,463

- Physical Addresses
- Street Centerline
-  Road ROW
-  Tax Parcel Boundary (white)
-  Tax Parcel Boundary
-  Road ROW area

- Navigable Waterways**
-  Navigable - Permanent (unchecked)
 -  Navigable - Intermittent (unchecked)
 -  Navigable - Stream (unchecked)
 -  Navigable - Permanent (checked)
 -  Navigable - Intermittent (checked)
 -  Navigable - Stream (checked)



Winnebago County GIS
Imagery Date: March, 2015

To print, click the disk icon below -> then PDF

1 of 1

Find | Next



Parcel Profile Report for 0060793

Real Estate Property & Tax Information

[Interactive Map](#)

This tax information was compiled on THURSDAY, AUGUST 6, 2020

[More Details](#)

Mailing Address:

**YOST TST, MICHAEL J
BRAZEE TST, PENNY E
7573 SUNBURST LN
NEENAH WI 54956**

Owner(s):

**BRAZEE TST, PENNY E
YOST TST, MICHAEL J**

Tax Parcel Number:

0060793

Tax District:

006-TOWN OF CLAYTON

Acres:

3.13

School District:

6608-WINNECONNE COMMUNITY SCHOOL DISTRICT
[Interactive Map](#)

Assessed Values

[More Assessment Details](#)

Land:

\$46,500

Improvements:

\$87,900

Total:

\$134,400

Brief Property Description (for a complete legal description, see recorded document):

PT NE NE & PT SE NE DESC AS LOT 2 OF CSM-4164 3.13 A.

Document Number:

1762143

Site Address(es):

7611 COUNTY RD T**OSHKOSH WI 54904**

Public Land Survey System (PLSS) Information

[Interactive Map](#)

Physical Location(s):

NE 1/4, NE 1/4 of Section 32, T.20N. - R.16E., TOWN OF CLAYTON**SE 1/4, NE 1/4 of Section 32, T.20N. - R.16E., TOWN OF CLAYTON**

General Zoning Information

District:

R-1

Description:

RURAL RESIDENTIAL DISTRICT

Jurisdiction:

TOWN OF CLAYTON
[Interactive Map](#)

Extraterritorial:

NONE

Shoreland:

NONE
[Interactive Map](#)

Navigable Stream and Surface Water Drainage Information

[Interactive Map](#)

Classification:

NONE

Source:

Type:

Surface Water Drainage Dist:

NONE

Airport Zoning and Height Limitation Information

Airport:

NONE

District(s):

-

Elevation Range:

804 - 840

Height Limitation(s):

NONE

Building Height:

County Floodplain and FEMA Special Flood Hazard Area (SFHA) Information

[Interactive Map](#)

County District:

NONE

SFHA Zone:

ZONE X

SFHA Zone Type:

OUTSIDE FLOODPLAIN

FIRM Panel:

55139C0100E

Map Effective Date:

MARCH 17, 2003

Wisconsin Wetland Inventory Information

[Interactive Map](#)

Area Code:

NONE

Area Description:

Source:

Future Land Use Planning Information		
County Use:	Municipal Planning Authority:	Municipal Use:
AGRICULTURAL AND RURAL	TOWN OF CLAYTON	AGRICULTURE/RURAL RESIDENTIAL

Elevation Information (NAVD88, US Survey Feet)		Interactive Map
Range:	Elevation Change:	Average:
804 - 840	36	822

Soil Survey Information			Interactive Map	
Symbol:	Name:	Drainage Class:	Farmland Class:	Hydrologic Group:
HrB	Hortonville silt loam, 2 to 6 percent slopes	Well drained	II	C
HrC2	Hortonville silt loam, 6 to 12 percent slopes, eroded	Well drained	III	C
LzB	Lorenzo variant loam, 2 to 8 percent slopes	Moderately well drained	III	C/D
MaA	Manawa silty clay loam, 0 to 3 percent slopes	Somewhat poorly drained	II	D

Election Information		
Type:	District:	Voting Ward:
WINNEBAGO COUNTY BOARD OF SUPERVISORS	30	7
Supervisor:	Polling Place:	
CHUCK FARREY	CLAYTON MUNICIPAL BUILDING 8348 COUNTY RD. T	

2010 United States Census Bureau Information			More Details
State and County FIPS code(s):	Tract:	Block:	Total Population:
55 139	002300	1098	42

Historical Photography Information	
Flight Year:	File Name:
1941	AIW-1B-179-41.tif
1957	AIW-1T-146-57.tif
1975	2016-75.tif
1981	G-4-81.tif

Special Casing Area Requirements for Arsenic Information	Casing Map
Special well casing depth area for Winnebago County - effective October 1, 2004	More Details



This report was created for use by the Winnebago County Geographic Information System project. Any other use/application of this information is the responsibility of the user and such use/application is at their own risk. Winnebago County disclaims all liability regarding fitness of the information for any use other than Winnebago County business.

Page 1 of 1
8/20/2020 7:51:54 AM

TOWN OF CLAYTON

ORDINANCE 2020-Z011

**AN 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(s):

Michael Yost and Penny Brazee, 7611 County Road T, Oshkosh, WI 54904

Legal description of property:

For property located at 7611 County Road T, Oshkosh, WI 54904, specifically described as Tax ID# 006-0793, being a part of Section 32, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

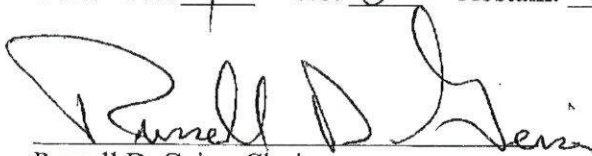
The above described property is hereby rezoned from:

The application is to re-zone the property from A-2 (General Agricultural 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 19th, day of August 2020

Vote: Yes: 4 No: 0 Abstain: 0 Absent: 1



Russell D. Geise, Chair

ATTEST:



Holly Stevens, Town Clerk