

**ADJOURNED SESSION**  
**WINNEBAGO COUNTY BOARD OF SUPERVISORS**  
**TUESDAY, JULY 20, 2021 @ 6:00 P.M.**  
**WINNEBAGO COUNTY COURTHOUSE, 415 JACKSON STREET**  
**\*\*\*\*IN-PERSON ONLY – NO ZOOM VIRTUAL MEETING\*\*\*\***

At this meeting, the following will be presented to the Board for its consideration:

- \*Roll Call
- \*Pledge of Allegiance
- \*Invocation
- \*Adopt agenda

**Time will be allowed for persons present to express their opinion on any resolution or ordinance that appears on the agenda, as well as, any matter over which this body has jurisdiction.**

- Correspondence
  - Scholarship "Thank You" cards from Anna Kossolapov – Oshkosh North High School; Katie Peters – Omro High School; and John O. Scherer – Oshkosh North High School
  - Resolution from other Counties:
    - Brown County – "Resolution in Support of Legislative Changes to Wis. Stat. Ch. 980 – Supervised Release"
    - Chippewa County – "Resolution to Request the Wisconsin Counties Association to Address Clean Water Issues as a Matter of Statewide Concern at the 2021 Conference"
    - Eau Claire County – "Resolution Requesting the State of Wisconsin Decriminalize Recreational Cannabis"
    - Kewaunee County – "Resolution in Support of Increased County Child Support Funding"
    - Trempealeau County – "Resolution in Opposition to Changes in the Wildlife Damage Abatement and Claims Program"
- Reports from Committees, Commissions & Boards
- Approval of June 15, 2021 Regular Session Board Proceedings
- County Executive's Report
- County Executive Appointments
  - Board of Adjustment – Larry Kriescher, Larsen and Thomas E. Tuschl, Oshkosh
  - Diversity Affairs Commission – Harry Van Burik, Oshkosh; Kathryn Noll-Arias, Neenah; and Supervisor Steven Binder
- County Board Chairman's Report

**ZONING REPORTS & ORDINANCES**

- Report No. 001 – Lang, Dennis, Town of Winneconne
  - Amendatory Ordinance No. 07/01/21 – Rezoning from A-1 Agribusiness to R-1 Rural Residential for tax parcel no. 030-0064-02(p)
- Report No. 002 – Frerks, Dennis R., Town of Winneconne
  - Amendatory Ordinance No. 07/02/21 – Rezoning from R-8/A-2 Manufactured/Mobile Home Park/General Agriculture to R-8 Manufactured/Mobile Home Park for tax parcel no. 030-0227
- Report No. 003 – WI Tubing Properties, LLC – Lowney, Steven, Town of Omro
  - Amendatory Ordinance No. 07/03/21 – Rezoning from A-2 General Agriculture to I-2 Heavy Industrial for tax parcel no. 016-0547-07
- Report No. 004 – Tullar Road, LLC, Town of Neenah
  - Amendatory Ordinance No. 07/04/21 – Rezoning from A-2 General Agriculture to I-1 Light Industrial for tax parcel nos. 010-0273 & 010-0218-04
- Amendatory Ordinance No. 07/05/21 – Town of Nepeuskun; Text Amendments to the Town of Nepeuskun Municipal Code
- Amendatory Ordinance No. 07/06/21 – Town of Vinland on behalf of Christie Prah; Rezoning from A-2/R-1 General Agriculture/Rural Residential to R-1 Rural Residential for tax parcel nos. 026-0308-02-01 & 026-0308-02-03
- Amendatory Ordinance No. 07/07/21 – Town of Vinland on behalf of Brad Starr; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250
- Amendatory Ordinance No. 07/08/21 – Town of Vinland on behalf of Muttart Revocable Trust; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0572 & 026-0573
- Amendatory Ordinance No. 07/09/21 – Town of Vinland on behalf of Wilde Farms, Inc.; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0487 & 026-0489
- Amendatory Ordinance No. 07/10/21 – Town of Vinland on behalf of David Harness; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0001 & 026-0003
- Amendatory Ordinance No. 07/11/21 – Town of Vinland on behalf of Boss Real Estate Holding, LLC and Jay R. Boss Revocable Trust; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0501-03, 026-0501-01
- Amendatory Ordinance No. 07/12/21 – Town of Vinland on behalf of Roydon Fahley; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0165 & 026-0201

- Amendatory Ordinance No. 07/13/21 – Town of Vinland on behalf of Gary Schneider and Roger Erdman, etal; Rezoning from A-1 Agribusiness to A-2 General Farming for tax parcel nos. 026-0204 & 026-0205
- Amendatory Ordinance No. 07/14/21 – Town of Winchester on behalf of Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home; Rezoning from A-2 General Farming to R-1 Rural Residential for tax parcel nos. 028-0106-02(p) and 028-0106-03
- Amendatory Ordinance No. 07/15/21 – Town of Utica on behalf of the Estate of David Davies; Rezoning from A-2 General Farming to RR Rural Residential Recreational Mixed Use District for tax parcel nos. 024-0525 & 024-0531
- Amendatory Ordinance No. 07/16/21 – Town of Utica on behalf of Craig and Ashley Much; Rezoning from A-2 General Farming to RR Rural Residential Recreational Mixed Use District for tax parcel no. 024-0245
- Amendatory Ordinance No. 07/17/21 – Town of Utica on behalf of the Estate of David Davies; Rezoning from A-2 General Agriculture to RR Rural Residential Recreational Mixed Use District for tax parcel no. 024-0522

**RESOLUTIONS AND ORDINANCES**

RESOLUTION NO. 186-072021: Commendation for Teri Moon

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
**Vote required: Majority of Those Present**

RESOLUTION NO. 187-072021: Disallow Claim of Peter J. Long

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
**Vote required: Majority of Those Present**

ORDINANCE NO. 188-072021: Increase Marriage License Fee to \$100.00 and Decrease the Waiver Fee for Active Duty Military Applicants to \$10.00

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE  
**Vote required: Majority of Those Present**

RESOLUTION NO. 189-072021: Extending a Project Position in the District Attorney's Office

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
**Vote required: Majority of Those Present**

RESOLUTION NO. 190-072021: Resolution Urging the United States Congress to Enact the Energy Innovation and Carbon Dividend Act

Submitted by:  
LEGISLATIVE COMMITTEE  
**Vote required: Three-fourths of Members Present**

RESOLUTION NO. 191-072021: Amending the Table of Organization for the Sheriff's Office to Convert Part-Time Corrections Officer Positions to Full-Time Correction Officer Positions

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
JUDICIARY & PUBLIC SAFETY COMMITTEE  
**Vote required: Majority of Those Present**

Respectfully submitted,  
Susan T. Ertmer  
Winnebago County Clerk  
(920) 232-3432

Upon request, provisions will be made for people with disabilities.

*(Times provided are estimates. Any item on the agenda may be taken up by the Board after 6:00 P.M.)*

**PROCEEDINGS OF THE  
WINNEBAGO COUNTY BOARD OF  
SUPERVISORS**

**Regular Session  
June 15, 2021**

**Winnebago County Courthouse  
415 Jackson Street  
Oshkosh, Wisconsin**

**Printed by authority of the Winnebago County Board  
Shiloh Ramos, Chairman Susan T. Ertmer, Clerk**

**WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING  
TUESDAY, JUNE 15, 2021**

Chairman Shiloh Ramos called the hybrid in-person/virtual ZOOM meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Sunnyview Expo Complex, 500 E. County Road Y, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and the invocation by Supervisor Powers.

The following Supervisors were present: 33 - Konetzke, Brunn, Borchart, Eisen, Ramos, Defferding, Nussbaum, Stafford, Albrecht, Gabert, Binder, Konrad, Schorse, Gordon, Wingren, Lautenschlager, Norton, Warnke, Zellmer, Schellenger, Buck, Powers, Locke, Cox, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Joas; EXCUSED: 3 – Lenz, Neuhoff and Bolante

Motion by Supervisor Albrecht and seconded by Supervisor Ellis to adopt the agenda for tonight's meeting with a correction to Ordinance No. 184-062021: the General Code Section should be 19.24(2)(a), not 19.24(7). CARRIED BY VOICE VOTE.

**PUBLIC HEARING**

Christine Whitty – Oshkosh: Spoke in Support of Resolution No. 185-62021 – "Request Sheriff to Read Declaration of Independence on Courthouse Steps on July 4, 2021."

Jennifer Koser – Winneconne: Spoke in Support of County Executive Jon Doemel increasing his staff. She requested that all County Committee meetings be available on YouTube for public viewing. Ms. Koser feels the Diversity Affairs Commission should be dissolved immediately.

Kate Hancock-Cooke, Member of the Citizens Climate Education Committee - Neenah: Spoke in Support of a Resolution that was presented to the Legislative Committee and will be forwarded to the County Board. Resolution No. 12-R-20 – "Resolution Urging the United States Congress to Enact the Energy Innovation and Carbon Dividend Act ."

Diane Koser - Winneconne: Spoke in disappointment of disrespect shown toward County Executive Jon Doemel by some County Board Supervisors.

**COMMUNICATIONS & PETITIONS**

- Scholarship "Thank You" cards from Samantha Schumacher, Berlin High School and Lauren Meyer, St. Mary Catholic High School
- Notice of Claim:
  - Peter J. Long for \$3.32 for "theft of personal property while an inmate at the Winnebago County Jail was referred to the Personnel & Finance Committee
- Resolutions from other Counties were referred to the Legislative Committee:
  - Barron County – "Resolution Requesting Elimination of Badger Care Eligibility Cliff"
  - Buffalo County – "Resolution for Opposition to Changes in Wildlife Damage Abatement and Claims Program"
  - Kewaunee County – "Resolution in Opposition to Changes in the Wildlife Damage Abatement and Claims Program"
  - The following three Polk County's resolutions for presentation at the September WCA Conference were sent to all Winnebago County Supervisors on May 30, 2021:
    1. Polk County – "Resolution Authorizing the Lobbying of the Wisconsin State Legislature to Increase Funding to the Attorney General for Drug Crime Prosecution"
    2. Polk County – "Resolution Authorizing the Lobbying of the Wisconsin State Legislature to Create Community-based Inpatient and Outpatient Substance Abuse Treatment Facilities"
    3. Polk County – "Resolution Authorizing the Lobbying of the Wisconsin State Legislature to Create a State Substance Abuse Database"
  - Shawano County – "Resolution Opposing Proposed Changes to Wildlife Damage Abatement and Claims Program"
  - Waupaca County – "Advisory Resolution Supporting Legislation to Provide an Increase in Criminal and Ordinance Violation Surcharge"
  - Waupaca County – "Advisory Resolution Supporting Legislation to Remove Requirement for Duplicate Copies of a Transcript for Applications of a Search Warrant"
  - Waushara County – "Advisory Resolution Supporting Legislation to Remove Requirement for Duplicate Copies of a Transcript for Applications of a Search Warrant"
  - Waushara County- "Advisory Resolution Supporting Legislation to Provide an Increase in Criminal and Ordinance Violation Surcharge"
  - Wood County – "Resolution Opposing Proposed Changes to Wildlife Damage Abatement and Claims Program"
  - Wood County – "Resolution Requesting the State of Wisconsin to Strengthen it's Hate Crime Statute, Wis. Stat. s. 939.645"
- Petitions for Zoning:
  - 001 – Matthew & Molly Ziegenhagen, et al, Town of Omro, to rezone tax parcel nos. 016-0385-04, 016-0385(p) and 016-0385-05 from A2/B2 General Agriculture/Community Business to B3 General Business was referred to the Planning & Zoning Committee.

- 002 – Jeff Ogden – dba Tuller Road, LLC, Town of Neenah, to rezone tax parcel nos. 010-0273 & 010-0218-04 from A2 General Agriculture to I1 Light Industrial was referred to the Planning & Zoning Committee.
- 003 – Steven D. Lowney – Wisconsin Tubing Properties, LLC, Town of Omro, to rezone tax parcel nos. 016-0547 & 016-0547-07 from A2/I2 General Agriculture/Heavy Industrial to I2 Heavy Industrial was referred to the Planning & Zoning Committee.

### **REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Binder commented on the Diversity Affairs Commission.

Supervisor Lautenschlager reported that on May 26<sup>th</sup>, he had the honor of presenting three scholarships to students from Oshkosh North High School.

Supervisor Lautenschlager reported that the Human Services Public Budget sessions will be held on Wednesday, June 16<sup>th</sup> from 6:00 p.m. to 7:00 p.m. and on Thursday, June 17<sup>th</sup> from 8:30 a.m. to 9:30 a.m. A vote on the budget will take place on Thursday, June 17<sup>th</sup>.

Supervisor Gabert noted a point of history took place in Oshkosh at the EAA museum. In 1921, Betsy Cooper was the first black woman in the United States to get her pilot's license. She had to go to France to get her license, then returned to the United States. Betsy Cooper's niece gave a presentation on behalf of her aunt.

Supervisor Gabert reported that the new Airport Terminal is close to opening. They have run into a few snags with the occupancy permit. They are hoping to have the ribbon cutting on June 30<sup>th</sup> or July 6<sup>th</sup>, 2021. The first Aviation Committee meeting in the new terminal will be held on July 7, 2021.

Supervisor Schorse noted that the Sheriff's Department is starting to use cameras in the jail system. The Sheriff's Department has created a "Preparedness Kit" to share with schools and large events to prepare them for emergencies that might occur during their events.

Supervisor Defferding reported that the Wisconsin Counties Association Judiciary and Public Safety Committee meeting will be held in person on July 22, 2021 at the Holiday Inn in Stevens Point.

Supervisor Norton reported on the Aging and Disability Resource Center Committee meeting. They received a preliminary aging plan that they need to develop by November. He would like to see this plan presented to the entire board in September.

Supervisor Norton noted that there will be a wheelchair wash in August. He will have more information next month.

Supervisor Farrey reported on a Wisconsin Counties Association Agriculture Environment and Land Use Steering Committee meeting to be held on July 17, 2021 in Stevens Point.

Motion by Supervisor Konetzke, seconded by Supervisor Albrecht, to approve the proceedings from the May 4, 2021 Special Orders Session and the May 18, 2021 Winnebago County Board meeting. CARRIED BY VOICE VOTE.

### **COUNTY EXECUTIVE'S REPORT**

County Executive Jon Doemel announced that today is "Elder Abuse Awareness Day".

County Executive Doemel stated that he continues to move forward adjusting to his new position. He appreciates all the help that has been offered to him.

### **COUNTY EXECUTIVE'S APPOINTMENTS**

#### **Affirmative Action Commission**

Executive Jon Doemel asked for the Board's approval of his re-appointments of Joaquin Lira, Winnebago County Human Services Department; Linda Mingus, Oshkosh; Supervisor Rachel Youngquist; and Supervisor David Albrecht to the Affirmative Action Commission. These are three-year terms that will expire on April 16, 2024. Motion by Supervisor Finch and seconded by Supervisor Defferding to accept. CARRIED BY VOICE VOTE.

#### **Aging and Disability Resource Center**

Executive Jon Doemel asked for the Board's approval of his re-appointment of Kathryn Pfaendtner, Oshkosh to the Aging and Disability Resource Center Committee. This term will expire on August 31, 2023. Motion by Supervisor Farrey and seconded by Supervisor Finch to accept. CARRIED BY VOICE VOTE.

#### **East Central Wisconsin Regional Planning Commission**

Executive Jon Doemel asked for the Board's approval of his appointment of Jerry Bougie, Director of Planning & Zoning to the East Central Wisconsin Regional Planning Commission. Mr. Bougie will be acting as a permanent alternate on behalf of County Executive Jon Doemel. Motion by Supervisor Finch and seconded by Supervisor Albrecht to accept. CARRIED BY VOICE VOTE.

#### **Fox Valley Workforce Development Board, Inc.**

Executive Jon Doemel asked for the Board's approval of his re-appointment of Jose Martinez, UMOs, to the Fox Valley Workforce Development Board, Inc. This is a three-year term that will expire on June 30, 2024. Motion by Supervisor Finch and seconded by Supervisor Lautenschlager to accept. CARRIED BY VOICE VOTE.

### **Local Emergency Planning Commission**

Executive Jon Doemel asked for the Board's approval of his appointment of Sean Prust, Hydrite, to the Local Emergency Planning Commission. Mr. Prust will complete the term of Jerrod Phipps which will expire December 31, 2023. Motion by Supervisor Finch and seconded by Supervisor Farrey to accept. CARRIED BY VOICE VOTE.

### **Pace WI Commission**

Executive Jon Doemel asked for the Board's approval of his appointment of Jon Doemel, Winnebago County Executive, to the Pace WI Commission. Motion by Supervisor Finch and seconded by Supervisor Lautenschlager to accept. CARRIED BY VOICE VOTE.

### **Solid Waste Management Board**

Executive Jon Doemel asked for the Board's approval of his appointment of Patrick O'Brien, Neenah; and Supervisor Paul Eisen to the Solid Waste Management Board. These are three-year terms that will expire on April 16, 2024. Motion by Supervisor Finch and seconded by Supervisor Lautenschlager to accept. CARRIED BY VOICE VOTE.

### **Winnebago County Land Records Council**

Executive Jon Doemel asked for the Board's approval of his appointment of Eric Rasmussen, Director of Emergency Management to the Winnebago County Land Records Council. Mr. Rasmussen will replace Linda Kollmann who has retired. This term will expire May 31, 2023. Motion by Supervisor Finch and seconded by Supervisor Ellis to accept. CARRIED BY VOICE VOTE.

## **COUNTY BOARD CHAIRMAN'S REPORT**

Chairman Ramos reported that Supervisor Lenz, Supervisor Bolante and Supervisor Neuhoff are excused from tonight's meeting.

Chairman Ramos plans to have the August 17, 2021 County Board meeting in the County Board Chambers and will need to make a decision for the July meeting. The County Board Tour scheduled for July has been cancelled, will possibly be scheduled for August.

Chairman Ramos showed his appreciation to the County Clerk's office, the Parks Department Staff, the Sheriff's Department, the Information Systems Department, Lighthouse Productions, the Facilities Department and everyone else involved to make the June 15<sup>th</sup> meeting come together.

## **ZONING REPORTS AND ORDINANCES**

- Report No. 001 – A report from the Planning & Zoning Committee for multiple parcels from the Towns of Algoma, Clayton, Neenah, Omro, Vinland and Winneconne requesting annexation to the City of Oshkosh, Village of Winneconne, City of Neenah, Village of Fox Crossing and the City of Omro. Motion by Supervisor Egan and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE. NAYES: 2 – Finch and Farrey.
  - Amending Ordinance No. 06/01/21 – A request for Annexation from Multiple Towns – Algoma, Clayton, Neenah, Omro, Vinland and Winneconne to the City of Oshkosh, Village of Winneconne, City of Neenah, Village of Fox Crossing and the City of Omro. Motion by Supervisor Egan and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. NAYES: 2 – Finch and Farrey. (Effective Date: June , 2021)

\*Use this link to view supporting documents and maps:

[https://www.co.winnebago.wi.us/sites/default/files/CountyClerk/OtherDocuments/zoning\\_report\\_no.001\\_-\\_annexations.pdf](https://www.co.winnebago.wi.us/sites/default/files/CountyClerk/OtherDocuments/zoning_report_no.001_-_annexations.pdf)

## **RESOLUTIONS AND ORDINANCES**

### **RESOLUTION NO. 173-062021: Commendation for Mary Bolz**

WHEREAS, Mary Bolz has been employed with the Winnebago County Human Services Department for the past thirty-one years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Mary Bolz has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation is hereby extended to Mary Bolz for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Mary Boltz.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Cox to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 174-062021: Disallow Claim of Lauren Nobbe**

This resolution was removed from the agenda.

**RESOLUTION NO. 175-062021: Adjusting Wages for Certified Nursing Assistants at Park View Health Center**

WHEREAS, there is a severe nationwide and local shortage of Certified Nursing Assistants (hereinafter referred to as "C.N.A.'s") to work at skilled nursing facilities; and

WHEREAS, the labor market for C.N.A.'s has been changing in response to this shortage, and, reacting to changes in that labor market, and pursuant to the reclassification procedures in Section 7 of the Winnebago County Compensation Plan, the Personnel & Finance Committee has reclassified the county's C.N.A. position from grade 13P to grade 15 of the Compensation Schedule; and

WHEREAS, this reclassification means that the pay rates for all C.N.A.'s whose pay is currently below the minimum of grade 15 must be increased to the minimum of grade 15, which at \$16.95 is \$1.88 above the minimum of grade 13P, which is \$15.07; and

WHEREAS, if no further adjustments to C.N.A. wages are made, then a majority of the county's C.N.A. wage rates will be at or very near the minimum of grade 15, so that experienced C.N.A.'s will be paid the same as new C.N.A.'s, and pay differences caused by merit increases earned over the past several years will be erased; and

WHEREAS, the current pay differences among C.N.A.'s can be maintained in a fair and equitable manner by increasing the pay rates for all regular full-time, regular part-time, and casual C.N.A.'s by \$1.88 per hour, effective June 20, 2021; and

WHEREAS, the cost of these increases is estimated to be \$185,584 in wages and benefits per year on an ongoing basis, in addition to the increases to bring all employees to the new minimum, which have already been approved, but because of labor savings due to low census no budget transfer for the remainder of 2021 is necessary;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the wage rates for all regular full-time, regular part-time, and casual C.N.A.'s at Park View Health Center may be increased, effective June 20, 2021, by \$1.88 per hour above the rates in effect immediately prior to reclassification to grade 15 of the Compensation Schedule.

FISCAL NOTE: No budget transfer is necessary

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 176-062021: Providing Pay Adjustments to Four Registered Nurses and Four Licensed Practical Nurses at Park View Health Center**

WHEREAS, it has been difficult to hire well-qualified Registered Nurses and Licensed Practical Nurses at Park View Health Center; and

WHEREAS, analysis has shown that the county's minimum pay rates for new nurses are very competitive, but it is very difficult to recruit and hire experienced nurses because the county is unable to offer higher wages to more experienced nurses without offering pay rates that are higher than the rates the county currently pays some existing employees with comparable experience; and

WHEREAS, after reviewing the years of relevant experience the county's current nurses at Park View Health Center had before coming to work for the County, it was determined that by adjusting the pay of the current four Registered Nurses and four current Licensed Practical Nurses, the county would be able to offer starting wages to newly hired experienced nurses which would recognize their relevant experience while maintaining equity with current employees; and

WHEREAS, the cost of these pay adjustments would be approximately \$22,873 in wages and benefits per year on an ongoing basis, but because of labor savings due to low census no budget transfer for the remainder of 2021 is necessary;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pay adjustments be made to four current Registered Nurses and four current Licensed Practical Nurses at Park View Health Center as referred to in Attachment A hereto.

FISCAL NOTE: No budget transfer is necessary.

Submitted by:  
137

PERSONNEL & FINANCE COMMITTEE  
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Schorse to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 177-062021: Providing a Pay Differential for Nurses Working in the Rehabilitation Neighborhood at Park View Health Center**

WHEREAS, one specific neighborhood at Park View Health Center is currently being used as a rehabilitation unit, generally treating residents who have recently been discharged from a hospital; and

WHEREAS, the Registered Nurses and Licensed Practical Nurses who are assigned to work in this neighborhood find it a significantly faster-paced environment than in other neighborhoods, with greater and more urgent responsibilities; and

WHEREAS, work for licensed nurses in this rehabilitation neighborhood is similar to work by a nurse on a medical/surgical unit in a hospital, and this type of work in a hospital typically comes with wage rates greater than those found in a skilled nursing facility; and

WHEREAS, a pay differential of \$1.00 per hour to Registered Nurses and Licensed Practical Nurses for time actually spent working in a neighborhood devoted to rehabilitation care would be modest compensation for the additional stress and required skill level; and

WHEREAS, the cost of this differential is estimated to be \$16,702 in wages and benefits per year on an ongoing basis, but because of labor savings due to low census no budget transfer for the remainder of 2021 is necessary;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a differential of \$1.00 per hour may be paid to Registered Nurses and Licensed Practical Nurses for time actually spent working in a neighborhood devoted to rehabilitation care at Park View Health Center.

Fiscal Note: No budget transfer is necessary.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 178-062021: Providing Training Pay for Nurses Assigned to Train New Registered Nurses and Licensed Practical Nurses at Park View Health Center**

WHEREAS, after initial training provided by the Staff Development Coordinator, newly hired Registered Nurses and Licensed Practical Nurses at Park View Health Center are assigned for training purposes to work with a more experienced nurse for a two-week period; and

WHEREAS, the Registered Nurses and Licensed Practical Nurses who are assigned to provide this training have significant additional responsibilities during the training period, as they are responsible for the care provided by the nurses they are training; and

WHEREAS, C.N.A.'s who provide training to new employees currently receive a training pay premium of \$1.00 per hour, and similar training pay is also offered to several other categories of employees in the County; and

WHEREAS, providing training pay of \$1.00 per hour to Registered Nurses and Licensed Practical Nurses for time actually spent working with a new nurse for training purposes, up to a maximum of 80 hours total per new employee, would be modest compensation for the additional training responsibilities; and

WHEREAS, the cost of this training pay is estimated to be \$1,922 in wages and benefits per year on an ongoing basis, but because of labor savings due to low census no budget transfer for the remainder of 2021 is necessary;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that training pay of \$1.00 per hour may be provided to Registered Nurses and Licensed Practical Nurses for time actually spent working with newly hired Registered Nurses and Licensed Practical Nurses for training purposes, up to a maximum of 80 hours total per new employee.

Fiscal Note: No budget transfer is needed

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.



**RESOLUTION NO. 179-062021: Providing One-Time Retention Payments to Certain Employees at Park View Health Center**

WHEREAS, staff at Park View Health Center have faced many challenges since the start of the COVID-19 pandemic; and

WHEREAS, it has become increasingly difficult to maintain adequate staffing levels at Park View Health Center, not only in nursing, but also in areas such as housekeeping and food service, and the staffing shortages have increased burdens on all existing employees; and

WHEREAS, substantial pay increases are being proposed for many members of the nursing staff at Park View Health Center, which may be seen by other employees who do not receive such pay increases as unequal and unfair treatment. The proposed action has the potential to adversely affect the morale and retention at Park View that might otherwise be an expected result of these pay increases; and

WHEREAS, the cost of these one-time payments is estimated to be \$197,340 in wages and benefits, to be paid during 2021 only, but because of labor savings due to vacancies, no budget transfer for the remainder of 2021 is necessary;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that one-time retention payments may be paid to Park View Health Center employees other than C.N.A.'s who began work for the County on or before January 31, 2021 and who remain employed as of the time of payment. The retention payments will be in the amount of \$1,500.00 for employees whose FTE level is 0.5 or greater (based on the most recent benefit proration report, if available) and in the amount of \$500.00 for employees whose FTE level is below 0.5. Nurses who receive pay adjustments under other resolutions before the Board will not receive these payments, except if the annual wage adjustment is less than the retention payment that a nurse would otherwise receive, the nurse will receive a retention payment in the amount of the difference between the regular retention payment and the annual wage adjustment. Fiscal Note: No budget transfer is necessary.

Submitted by:  
PARK VIEW HEALTH CENTER COMMITTEE  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded by Supervisor Finch to adopt. After much discussion, Supervisor Eisen requested a roll call vote. Vote on Resolution: AYES: 18; NAYES: 14 – Brunn, Borchart, Eisen, Defferding, Nussbaum, Stafford, Albrecht, Konrad, Schorse, Cox, Farrey, Rasmussen, Egan and Joas; ABSENT: 4 – Lenz, Neuhoff, Bolante and Locke. This vote required two-thirds of membership (24) to pass. FAILED.

**RESOLUTION NO. 180-062021: Authorize Execution of a Three-Year Rental Agreement with Wisconsin Pony of the Americas Association.**

WHEREAS, Winnebago County has been approached by the Wisconsin Pony of the Americas Association (WI POA) to enter into a three (3) year contract for use of the Sunnyview Exposition Center facilities for an annual horse show; and

WHEREAS, the WI POA has been a tenant in good standing in years past of the Sunnyview Exposition Center facilities, while presenting an annual horse dog show; and

WHEREAS, the horse show presented by WI POA is open to the public and is an event of merit for the Sunnyview Exposition Center facilities; and

WHEREAS, it is in the best interest of Winnebago County to permit the long range scheduling of said event to allow the promoter to secure necessary agreements with subcontractors and vendors; and

WHEREAS, the long range scheduling of events at the Sunnyview Exposition Center allows County staff to efficiently program the facilities so as to maximize its use and generate revenues.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to enter into a three (3) year lease agreement with Wisconsin Pony of the Americas Association for presentation of a horse show to be held annually for two days during the month of June with a rental fee of approximately \$6,000 per year or \$18,000 over the three (3) year lease agreement.

Fiscal Impact: Over the course of the three-year rental agreement the County will gain \$16,500 in net revenue from the WI POA.

Submitted by:  
PARKS & RECREATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Konezke and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 181-062021: Authorize Consecutive Beverage Pouring Rights Agreement between Winnebago County and Pepsi Bottling Group, LLC**

WHEREAS, Pepsi Bottling Group, LLC (hereinafter referred to as "Pepsi") desires to enter into a consecutive beverage pouring rights agreement with Winnebago County whereby Pepsi would be the official beverage of the Winnebago County Parks Department as has previously been the case since 2006 and would thereby be provided with exclusive sales and advertising rights at predetermined Parks properties; and

WHEREAS, pursuant to this agreement, Lessees of Parks properties would agree to sell exclusively Pepsi beverage products at events which they sponsor; and

WHEREAS, pursuant to this agreement, Pepsi would be granted rights allowing it to install and maintain soda vending machines at predetermined Parks properties; and

WHEREAS, in exchange for both its financial and material support, Winnebago County would extend to Pepsi certain promotional privileges including the right to post specified advertising related materials at predetermined Parks properties; and

WHEREAS, in conjunction with this agreement, Pepsi would annually pay Winnebago County a support payment of \$1,500.00, as well as a compensatory sum based upon the total amount of beverage cases sold at Parks properties, multiplied by the beverage case commission rate applicable within any given year over the term of the agreement;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an agreement with Pepsi for beverage pouring rights at predetermined Parks properties which shall run through December 31, 2025 and shall contain those major terms described above. A copy of the aforementioned agreement is attached hereto and incorporated herein for reference.

Fiscal note: Average revenue derived from previous 5 year agreement =\$10,000 annually.

Estimated revenue for upcoming 5 year agreement =\$12,000 annually (Includes aforementioned \$1,500.00 support payment).

Submitted by,  
PARKS & RECREATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Konetzke and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 182-062021: Oppose the proposed changes by the Wisconsin Legislature to the Wildlife Damage Abatement & Claims Program**

WHEREAS, Wis. Stat. 29.889 and Wis. Adm. Code NR 12 provides a state funded Wildlife Damage Abatement and Claims Program (WDACP) to reimburse participation producers for crop losses caused by certain wildlife; and

WHEREAS, administrative participation is required for Winnebago County to make its land eligible for the WDACP; and

WHEREAS, Winnebago County is reimbursed by the Wisconsin Department of Natural Resources (WDNR) for all associated costs incurred in the administration and implementation of WDACP; and

WHEREAS, proposed 2021 Senate Bill 63 and companion 2021 Assembly Bill 49, make changes to the WDACP by removing counties from all the administrative responsibilities of the program and requiring the WDNR to administer the program instead; and

WHEREAS, your Land Conservation Committee believes the proposed bills will result in Winnebago County losing local control of the WDACP and the administration should continue to be the responsibility of the County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it opposes 2021 Senate Bill 63 and companion 2021 Assembly Bill 49 proposed by the Wisconsin Legislature.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the State Representative and State Senators representing Winnebago County, DNR Secretary Preston Cole, and Governor Evers.

Submitted by:

LAND CONSERVATION COMMITTEE

LEGISLATIVE COMMITTEE

Motion by Supervisor Farrey and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE. NAYES: 1 – Nussbaum.

Amended during Session

**RESOLUTION NO. 183-062021: Support for Achieving Base Funding Goal for County Conservation Staffing**

WHEREAS, Wis. Stats 92.06 and 92.07 create and define the powers of Land Conservation Committees (LCCs), and Wis. Stat. 92.09 empowers Land & Water Conservation Departments (LWCDs) to administer county soil and water conservation programs and may exercise the powers granted to the LCCs; and

WHEREAS, county LWCDs are the local delivery mechanism for a wide range of Wisconsin's agricultural non-point pollution control, farmland preservations, lakes protection, and more; and

WHEREAS, LWCD professionals work as trusted, technical advisors to support agricultural producers, assist waterfront property owners, help farmers develop and implement nutrient management plans, respond to natural disasters like floods, and spend years building the trust to be able to successfully accomplish these tasks; and

WHEREAS, the conservation practices that LWCD professionals help landowners with result in numerous water quality benefits that include: preventing soil erosion and promoting soil health, increasing infiltration into groundwater aquifers, protecting drinking water supply, reducing surface runoff and flood severity; and

WHEREAS, the State of Wisconsin establishes in Wis. Stat. 92.14(6)(b) a base funding goal for county conservation staffing at an average of three positions at 100, 70, and 50 percent support, respectively, for each LWCD; and

WHEREAS, the return on investment in county LWCDs is high-leveraging other grant dollars into more conservation on the land and more dollars into local economies, and multiplying several times over the state's existing investment; and

WHEREAS, support of county LWCD funding is a bipartisan issue, supported by farm, conservation, environmental and local government groups alike, and was a top priority voiced by Wisconsinites at statewide Water Quality Task Force hearings in 2019.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors does hereby urge the Wisconsin Legislature and the Joint Committee on Finance to provide \$13.0 Million in base funding for county conservation staffing, in fulfillment of the state's base funding goal and in recognition that county LWCD professionals are among the best and most cost-effective solutions to improve water quality, achieve clean and safe drinking water, and support a viable agricultural industry.

Submitted by:  
LAND CONSERVATION COMMITTEE  
LEGISLATIVE COMMITTEE

Vote Required for Passage: 3/4 of members present.

Motion by Supervisor Farrey and seconded by Supervisor Gordon to adopt. CARRIED BY VOICE VOTE.

**CORRECTED**

**ORDINANCE NO. 184-062021: AMEND WINNEBAGO COUNTY GENERAL CODE SECTION 19.24(7)(2)(a) RELATING TO THE WINNEBAGO COUNTY COMMUNITY PARK SOCCER SHELTER RENTAL FEES SCHEDULE**

WHEREAS, the Winnebago County Parks and Recreation Committee has reviewed and recommends approval of the following amendment to Section 19.24(7)(2)(a) of the General Code of Winnebago County containing the rental fee schedule established for the Winnebago County Community Park; and

WHEREAS, with the addition of the reconstructed Soccer Shelter it is necessary for the County to proceed with the establishment of a subsequent rental fee schedule for the interior area of the Soccer Shelter; and

WHEREAS, fees for the interior area shall be instituted as per the current Community Park Rental Fee Schedule to accommodate large, medium, and small events usage of the facility; and

WHEREAS, it is anticipated that several soccer organizations will make requests to lease the facility for soccer tournaments; and

WHEREAS, the Winnebago County Board of Supervisors does ordain as follows;

That Section 19.24(7)(2)(a) of the General Code of Winnebago County be expanded to include the new rates for the interior of the Soccer Shelter, the new rates shall read as follows: (see attached Exhibit A.)

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said amendment to the General Code of Winnebago County shall become effective on the date following the date of publication.

\*Fiscal Note:

Anticipated revenue for 2021 - \$1,500.00; 2022 - \$1,500.00; 2023 - \$2,000.00. Additional labor for cleaning \$50.00 per rental.

Submitted by:  
PARKS & RECREATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Konetzke and seconded by Supervisor Norton to adopt. CARRIED BY VOICE VOTE.  
NAYES: 1 – Farrey.

**RESOLUTION NO. 185-062021: Request Sheriff to Read Declaration of Independence on Courthouse Steps on July 4, 2021**

WHEREAS, the Continental Congress, by a Declaration of Independence, dated July 4, 1776, declared the inhabitants of New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina and Georgia, were no longer colonial subjects to be exploited arbitrarily by servants of the King and Parliament of Great Britain, but now were free citizens of their own territories, and that free citizens should constitute the governments for those territories; and

WHEREAS, the Continental Congress provided that same day, by orders of their House, that their Declaration should be proclaimed aloud and published to the free citizens of the territories represented in their Congress; and

WHEREAS, responsible citizens were notified of the Declaration by sheriffs who proclaimed it on the courthouse steps, by clergymen who read it from their pulpits, and by printers who printed it in their gazettes; and

WHEREAS, the Continental Congress thus initiated a process that has created the Constitutions and state governments of our Union including the Constitution and government of the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests Sheriff John Matz to read the Declaration of Independence from the steps of the Winnebago County Courthouse at 8:00 a.m. on the morning of July 4, 2021, as this was the custom in the early history of our country.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that we ask Sheriff John Matz to read the document without further comment or speech. This event is intended for those present to hear the words of the Declaration as we begin to celebrate our Day of Independence.

Submitted by:  
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wingren and seconded by Supervisor Ellis to adopt. Motion by Supervisor Schellenger and seconded by Supervisor Norton for a friendly amendment to add a word to line 8 to read as follows: "...exploited arbitrarily by servants of the King and Parliament of Great Britain, but now "some" were free citizens of their own..".  
Vote on Amendment: AYES: 15 – Ramos, Defferding, Binder, Konrad, Gordon, Lautenschlager, Norton, Zellmer, Schellenger, Buck, Powers, Cox, Finch, Snider and Joas; NAYES: 17; ABSENT: 4 – Lenz, Neuhoff, Bolante and Locke;  
VOTE: FAILED. Vote on Resolution: CARRIED BY VOICE VOTE.

Motion by Supervisor Albrecht and seconded by Supervisor Ellis to adjourn until the July 20, 2021 meeting at 6:00 p.m. The meeting was adjourned at 8:13 p.m.

Submitted by:  
Julie A. Barthels  
Winnebago County Deputy Clerk

State of Wisconsin)  
County of Winnebago) ss

I, Julie A. Barthels, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held June 15, 2021.

Julie A. Barthels  
Winnebago County Deputy Clerk



## **Winnebago County**

Office of the County Executive

*The Wave of the Future*

**TO:** Members of the Winnebago County Board  
**FROM:** Jon Doemel  
**DATE:** July 20, 2021  
**SUBJECT:** Re-appointments to the **BOARD OF ADJUSTMENT**

Subject to your approval, I am hereby making the following re-appointments to the **BOARD OF ADJUSTMENT**.

**Larry Kriescher**  
**5251 Grand View Road**  
**Larsen, WI. 54947**

**Thomas E. Tuschl**  
**5184 Ciscel Drive**  
**Oshkosh, WI. 54904**

These are three (3) year terms which will expire on June 30, 2024.

Thank you in advance for your favorable consideration of these appointments.

  
\_\_\_\_\_  
Jon Doemel, County Executive

JD/jpf  
CC: County Clerk  
Board of Adjustment



## **Winnebago County**

Office of the County Executive

*The Wave of the Future*

**TO:** Members of the Winnebago County Board

**FROM:** Jon Doemel

**DATE:** July 20, 2021

**SUBJECT:** Appointments to the **DIVERSITY AFFAIRS COMMISSION**

Subject to your approval, I am hereby making the following appointments to the **DIVERSITY AFFAIRS COMMISSION**.

**Harry Van Burik**  
609 S. Westfield St.  
Oshkosh, WI. 54901

**Kathryn Noll-Arias**  
732 Reed St.  
Neenah, WI. 54956

**Steven Binder**  
4010 Summerview Dr.  
Oshkosh, WI. 54901

These are two (2) year terms which will expire on June 19, 2023.

Mr. Van Burik replaces Tanisha Alvarado who has resigned, and Mr. Binder is a mandatory appointment as a member of the UW-Education & Agriculture Committee.

Thank you in advance for your favorable consideration of these appointments.



Jon Doemel, County Executive

JD/jpf  
CC: County Clerk  
Diversity Affairs Commission

**TO THE WINNEBAGO COUNTY BOARD SUPERVISORS**

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2021-ZC-5670 filed with the County Clerk by:

LANG, DENNIS , Town of WINNECONNE and referred to the Planning and Zoning Committee on 5/18/2021 and

WHEREAS, a Public Hearing was held on 6/29/2021, pursuant to mailed and published notice as provided by as on the following:

**PROPERTY INFORMATION:**

Owner(s) of Property: LANG, DENNIS  
Agent(s):

Location of Premises Affected: NORTH OF 6125 E LYNGAAS RD WINNECONNE, WI 54986

Legal Description: Being part of Government Lot 3, Section 4, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

Tax Parcel No.: 030-006402 (p)

Sewer:  Existing  Required  Municipal  Private System  
Overlay:  Airport  SWDD  Shoreland  
 Floodplain  Microwave  Wetlands

WHEREAS,  
Applicant is requesting a rezoning to R-1 Rural Residential,  
And  
WHEREAS, we received notification from the Town of WINNECONNE recommending Approval  
And  
WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of WINNECONNE has Approved. Town action is advisory due to shoreland jurisdiction. Town findings for Approval were as follows:

- 1. The Town of Winneconne has Approved (The Town is advisory only) a. The Town does have an adopted land use plan. b. Action does agree with the Town adopted plan. 2. There were objections. 3. Proposed use is compatible with adjacent uses. 4. The requested zoning map amendment does agree with the adopted plan.

*Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).*

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

\_\_\_\_\_  
For the Planning and Zoning Committee

**AMENDATORY ORDINANCE # 07/01/21**

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2021-ZC-5670 as follows:

Being part of Government Lot 3, Section 4, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

FROM: A-1 Agribusiness,

TO: R-1 Rural Residential,

Adopted/ Denied this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Shiloh Ramos, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Jon Doemel  
County Executive

County Board Supervisory district 35 SNIDER














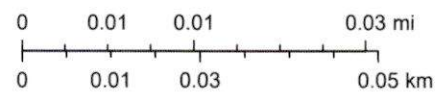
# Site Map



3/25/2021, 10:31:59 AM

1:1,056

- |   |  |
|---|--|
|  Subdivision/Plat/Condo Area      |  Navigable Waterways                  |
|  Subdivisions/Plats/Condos Border |  Navigable - Permanent (unchecked)    |
|  Lot Boundary                     |  Navigable - Intermittent (unchecked) |
|  Adjacent Counties                |  Navigable - Stream (unchecked)       |
|  Lakes, Ponds and Rivers          |  Navigable - Permanent (checked)      |
|   |  Navigable - Intermittent (checked)   |



Winnebago County GIS, Imagery Date: April 2020



**Application #21-ZC-5670**

Date of Hearing:

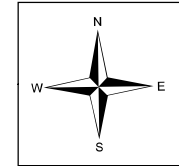
May 25, 2021

Owner(s):

LANG, DENNIS

Subject Parcel(s):

030006402(P)



Winnebago County  
WINGS Project

**Scale**  
1 inch : 300 feet

**County Zoning Districts**

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

*City of Oshkosh Extraterritorial Zoning Jurisdiction*

*Incorporated Area*

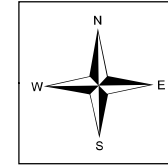
○ = SITE

**Application #21-ZC-5670**

Date of Hearing:  
May 25, 2021

Owner(s):  
LANG, DENNIS

Subject Parcel(s):  
030006402(P)

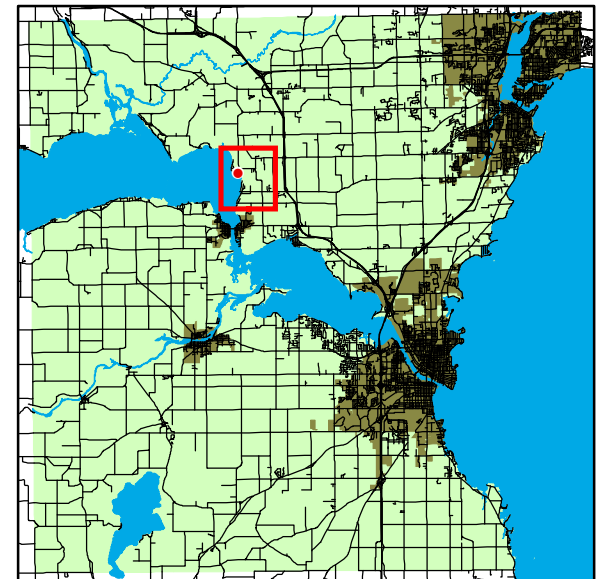


Winnebago County  
WINGS Project



1 inch : 2,000 feet

● = SITE



WINNEBAGO COUNTY

**TO THE WINNEBAGO COUNTY BOARD SUPERVISORS**

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2021-ZC-5660 filed with the County Clerk by:

FRERKS, DENNIS R, Town of WINNECONNE and referred to the Planning and Zoning Committee on 5/18/2021 and

WHEREAS, a Public Hearing was held on 6/29/2021, pursuant to mailed and published notice as provided by as on the following:

**PROPERTY INFORMATION:**

Owner(s) of Property: FRERKS, DENNIS R  
Agent(s): SMITH, JIM - MARTENSON & EISELE INC

Location of Premises Affected: WEST OF 6540 LAKESHORE RD WINNECONNE, WI 54986

Legal Description: Being part of the NE 1/4 of the SE 1/4, Section 17, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

Tax Parcel No.: 030-0227

Sewer:  Existing  Required  Municipal  Private System  
Overlay:  Airport  SWDD  Shoreland  
 Floodplain  Microwave  Wetlands

WHEREAS,  
Applicant is requesting a rezoning to R-8 Manufactured/Mobile Home Park,  
And  
WHEREAS, we received notification from the Town of WINNECONNE recommending Approval  
And  
WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

Town findings for Approval were as follows:

- 1. The Town of Winneconne has Approved (The Town is advisory only)
  - a. The Town does have an adopted land use plan.
  - b. Action does agree with the Town adopted plan.
- 2. There were no objections.
- 3. Proposed use is compatible with adjacent uses.
- 4. The requested zoning map amendment does agree with the adopted plan.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

---

For the Planning and Zoning Committee

**AMENDATORY ORDINANCE # 07/02/21**

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2021-ZC-5660 as follows:

Being part of the NE 1/4 of the SE 1/4, Section 17, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

FROM: R-8 Manufactured/Mobile Home Park, A-2 General Agriculture,

TO: R-8 Manufactured/Mobile Home Park,

Adopted/ Denied this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Shiloh Ramos, Chairperson

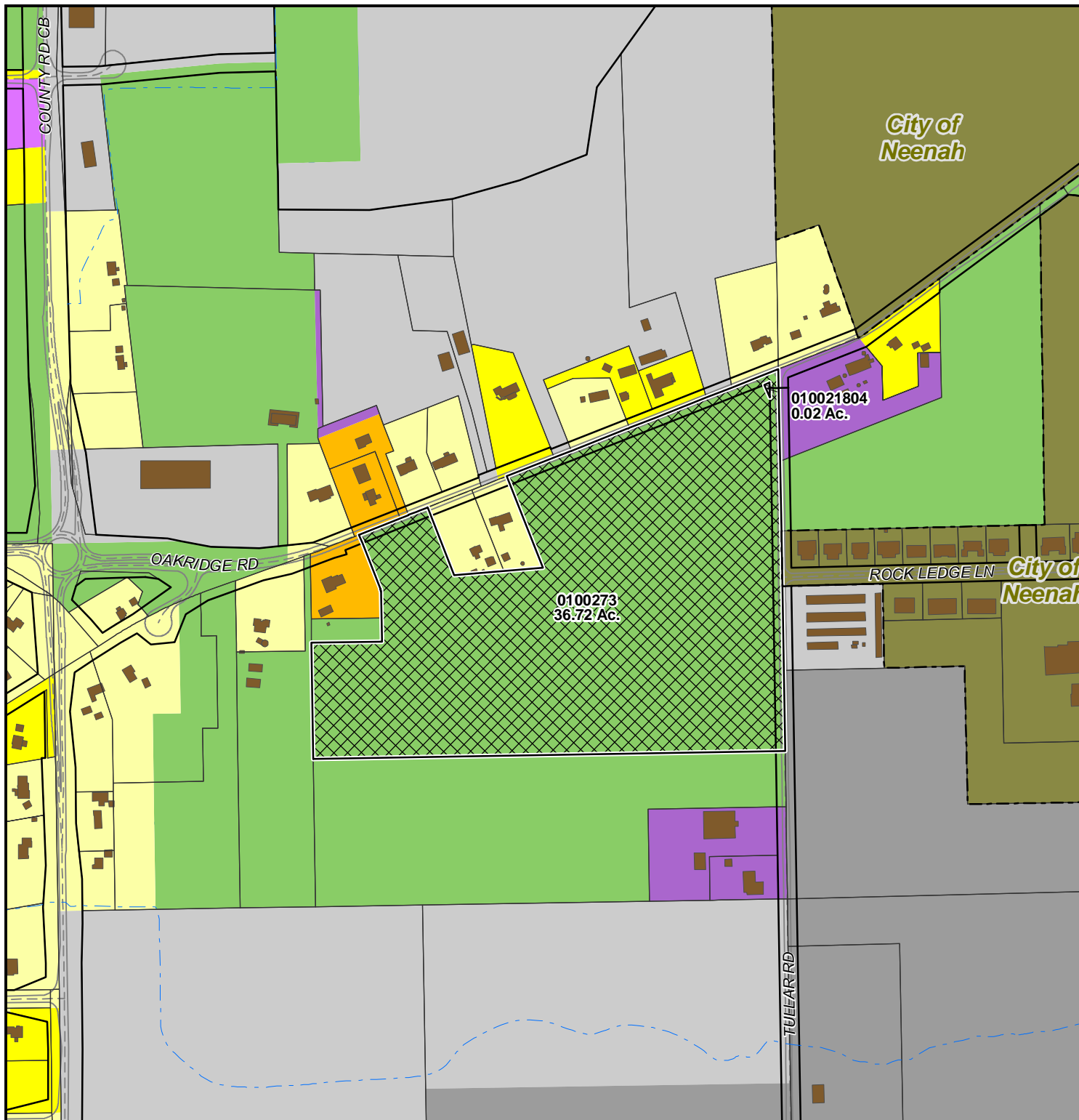
ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Jon Doemel  
County Executive

County Board Supervisory district 35 SNIDER

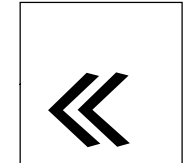


**Application #21-ZC-5720**

Date of Hearing:  
June 29, 2021

Owner(s):  
TULLAR ROAD LLC  
(JEFF OGDEN)

Subject Parcel(s):  
0100273 / 010021804



Winnebago County  
WINGS Project

**Scale**  
1 inch : 500 feet

**County Zoning Districts**

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

*City of Oshkosh Extraterritorial Zoning Jurisdiction*

**Incorporated Area**

○ = SITE

Application #21-ZC-5720

Date of Hearing:

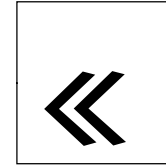
June 29, 2021

Owner(s):

TULLAR ROAD LLC  
(JEFF OGDEN)

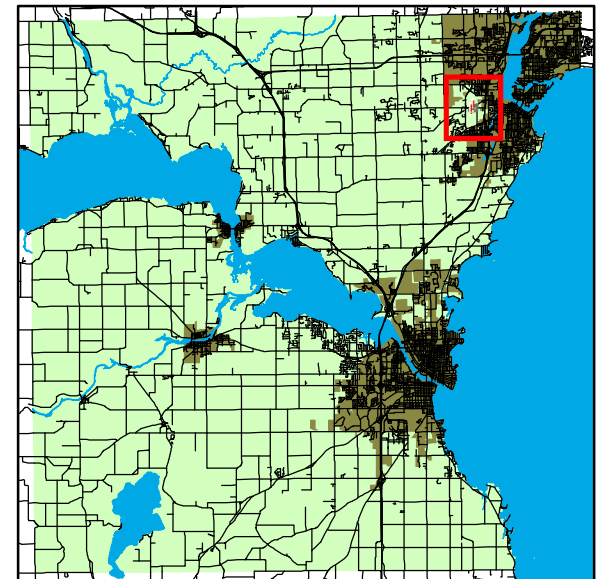
Subject Parcel(s):

0100273 & 010021804

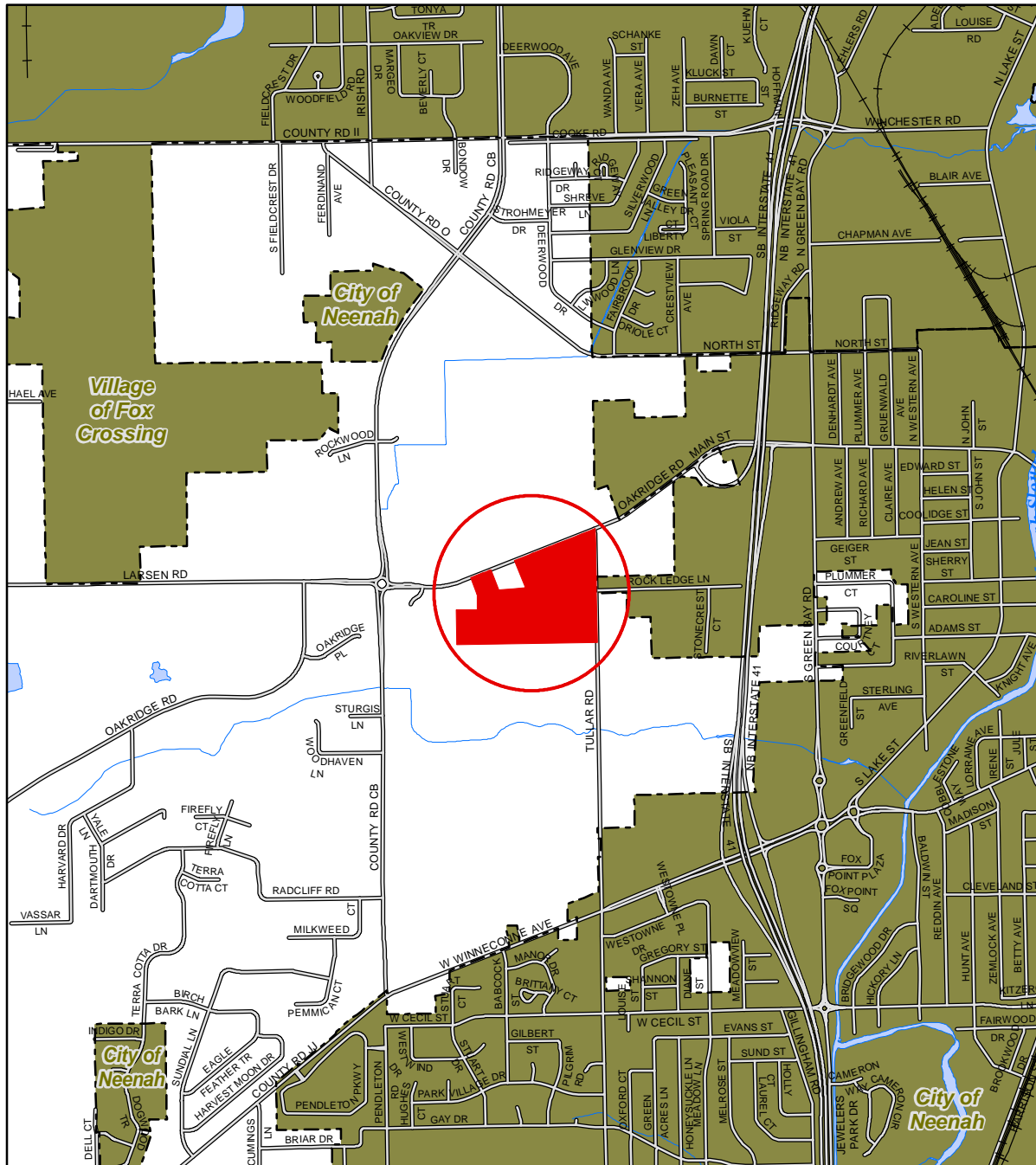


Winnebago County  
WINGS Project

● = SITE



WINNEBAGO COUNTY



1 inch : 2,000 feet

**TO THE WINNEBAGO COUNTY BOARD SUPERVISORS**

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2021-ZC-5710 filed with the County Clerk by:

WI Tubing Properties LLC, Town of OMRO and referred to the Planning and Zoning Committee on 6/15/2021 and

WHEREAS, a Public Hearing was held on 6/29/2021, pursuant to mailed and published notice as provided by as on the following:

**PROPERTY INFORMATION:**

Owner(s) of Property: WI Tubing Properties LLC - LOWNEY, STEVEN  
Agent(s):

Location of Premises Affected: 5705 COUNTY RD E OMRO, WI 54963

Legal Description: Being all of Lot 1 of CSM-7757, located in the NE 1/4 of the SE 1/4, Section 22, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

Tax Parcel No.: 016-054707

Sewer:  Existing  Required  Municipal  Private System  
Overlay:  Airport  SWDD  Shoreland  
 Floodplain  Microwave  Wetlands

WHEREAS,

Applicant is requesting a rezoning to I-2 Heavy Industrial,  
And

WHEREAS, we received notification from the Town of OMRO recommending Approval  
And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of OMRO has Approved. Town has right of approval or denial per terms of zoning ordinance. Town findings for Approval were as follows: Consistent with county and town comprehensive plan.

1. The Town of Omro has Approved (The Town has a right to approval or denial) a. The Town does have an adopted land use plan. b. Action does agree with the Town adopted plan. 2. There were no objections. 3. Proposed use is compatible with adjacent uses. 4. Zoning Map Amendment/Zoning Change is required as a condition of a plat/CSM approval and will place development in appropriate zoning district.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

\_\_\_\_\_  
For the Planning and Zoning Committee



**AMENDATORY ORDINANCE # 07/03/21**

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2021-ZC-5710 as follows:

Being all of Lot 1 of CSM-7757, located in the NE 1/4 of the SE 1/4, Section 22, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

FROM:     A-2 General Agriculture,    

TO:     I-2 Heavy Industrial,    

Adopted/ Denied this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Shiloh Ramos, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Jon Doemel  
County Executive

County Board Supervisory district 33 EGAN

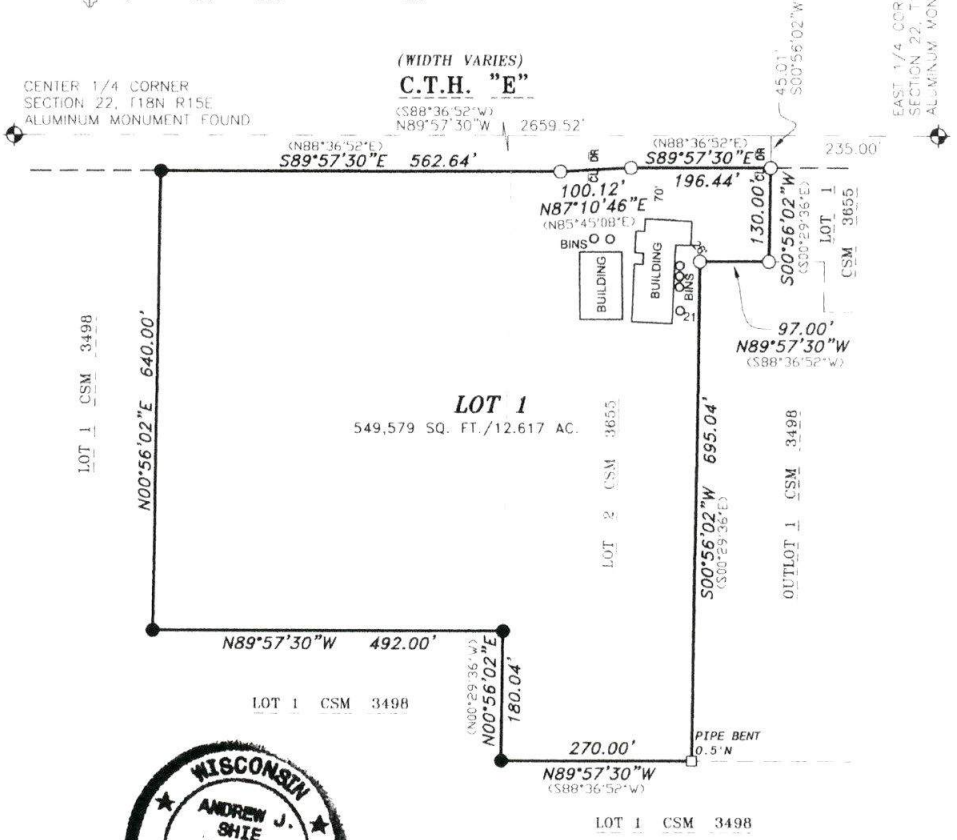
# CERTIFIED SURVEY MAP 7757

PART OF LOT 1 OF CERTIFIED SURVEY MAP 3498, AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP 3655, LOCATED IN PART OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4, IN SECTION 22, TOWNSHIP 18 NORTH, RANGE 15 EAST, TOWN OF OMRO, WINNEBAGO COUNTY, WISCONSIN.



BEARINGS ARE REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM WITH THE NORTH LINE OF THE SE 1/4 OF SECTION 22 BEARING N 89°57'30" W  
 Scale 1 inch = 200 feet

SURVEY FOR:  
 STEVE LOWNEY  
 5705 C.T.H. "E"  
 OMRO, WI 54963

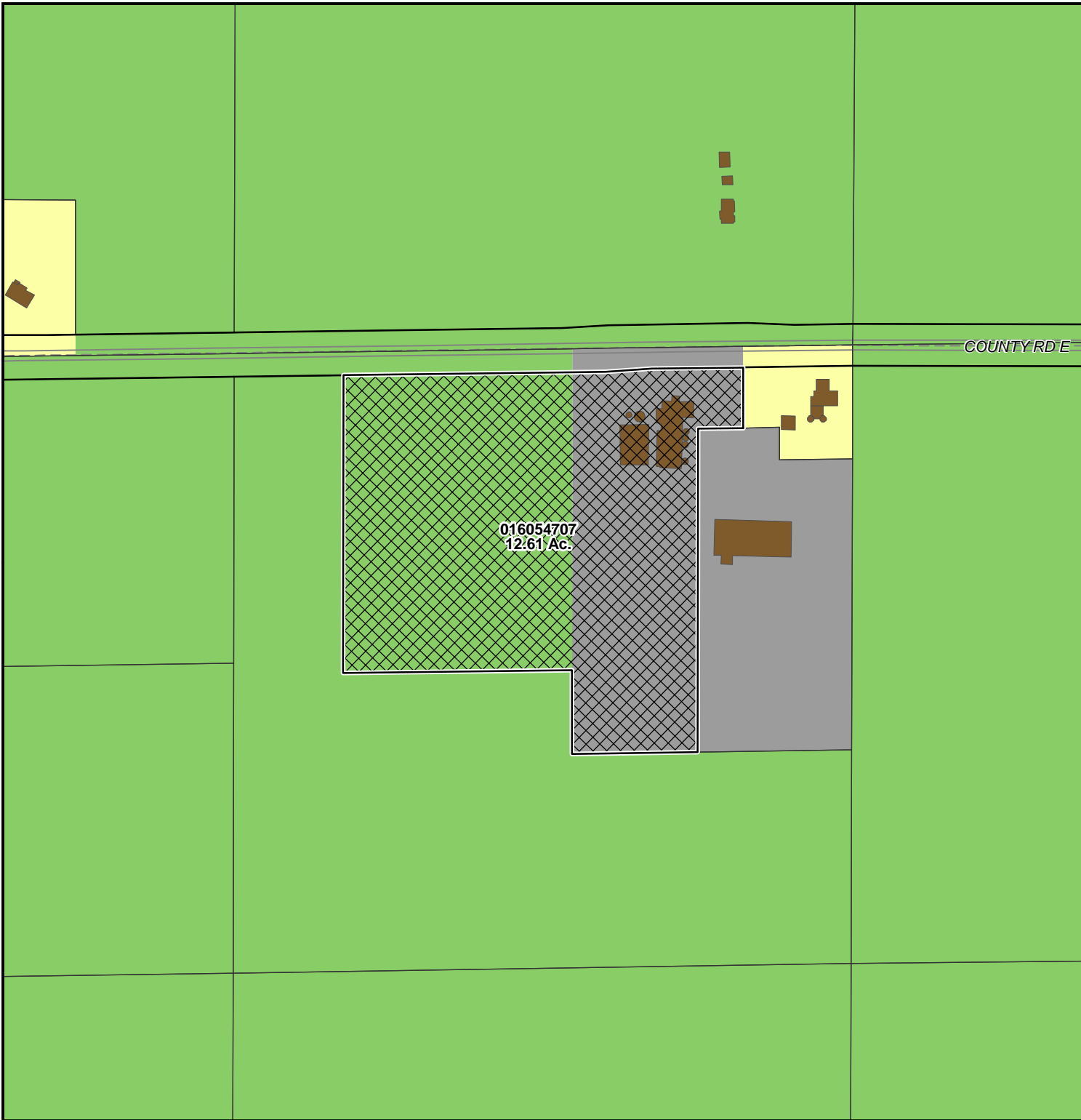


*Andrew J. Shie*  
 3/15/2021



**FOX VALLEY LAND SURVEYING**  
 4321 W. College Ave., Suite 200  
 Appleton, WI 54914  
 (920) 410-3379  
 (920) 474-5025  
 mail@foxvalleylandsurveying.com  
 foxvalleylandsurveying.com  
 PROJECT NO. 181522-2  
 SHEET 1 OF 3

- LEGEND**
- 3/4" SOLID ROUND REBAR SET - 18" LONG, WEIGHING 1.502 LBS./LIN. FT.
  - 1-1/4" O.D. IRON PIPE FOUND
  - 3/4" REBAR FOUND
  - ⊙ GOVERNMENT CORNER
  - x-x FENCE LINE
  - ( ) RECORDED AS



**Application #21-ZC-5710**

Date of Hearing:

June 29, 2021

Owner(s):

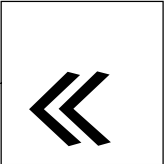
WI TUBING PROPERTIES LLC /  
DERBER REV TST, PAUL A

Subject Parcel(s):

016054707

COUNTY RDE

016054707  
12.61 Ac.



Winnebago County  
WINGS Project

**Scale**

1 inch : 300 feet

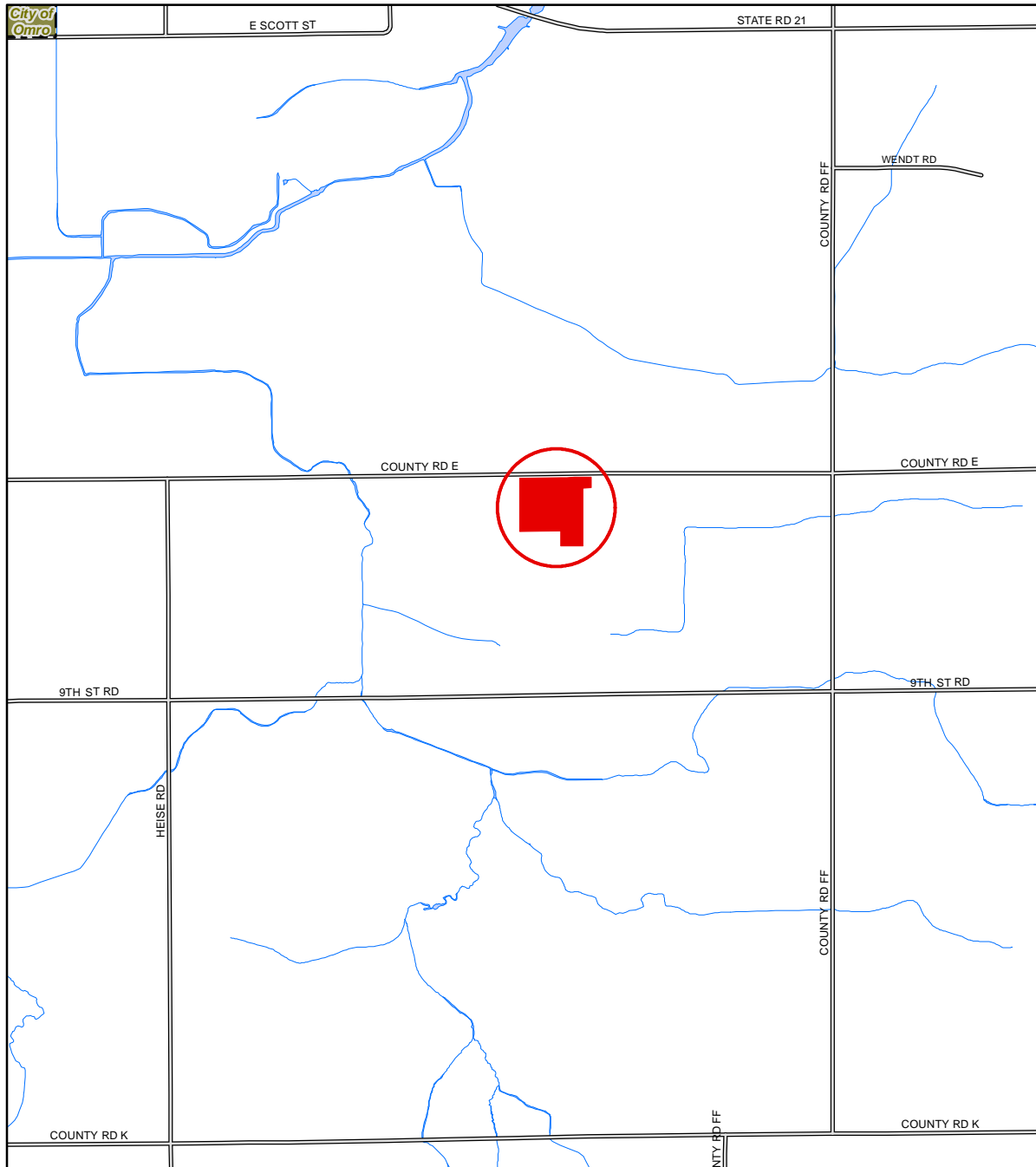
**County Zoning Districts**

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

City of Oshkosh Extraterritorial  
Zoning Jurisdiction

Incorporated Area

○ = SITE



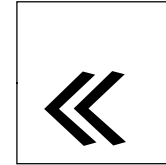
1 inch : 2,000 feet

### Application #21-ZC-5710

Date of Hearing:  
June 29, 2021

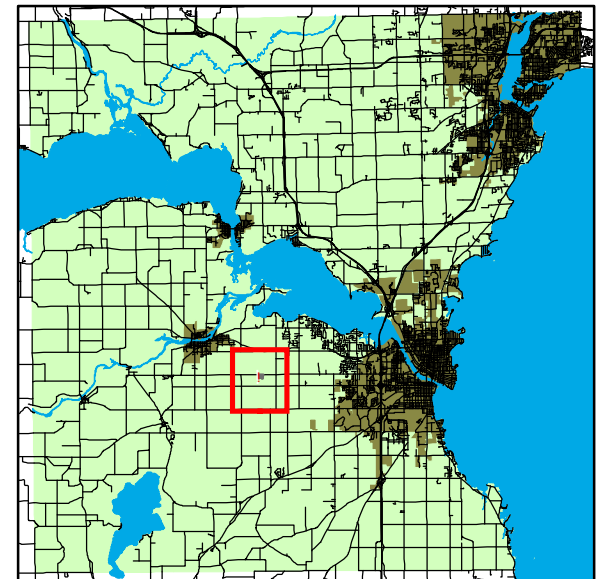
Owner(s):  
WI TUBING PROPERTIES LLC /  
DERBER REV TST, PAUL A

Subject Parcel(s):  
016054707



Winnebago County  
WINGS Project

● = SITE



WINNEBAGO COUNTY

**TO THE WINNEBAGO COUNTY BOARD SUPERVISORS**

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2021-ZC-5720 filed with the County Clerk by:

TULLAR ROAD LLC, Town of NEENAH and referred to the Planning and Zoning Committee on 6/15/2021 and

WHEREAS, a Public Hearing was held on 6/29/2021, pursuant to mailed and published notice as provided by as on the following:

**PROPERTY INFORMATION:**

Owner(s) of Property: TULLAR ROAD LLC  
Agent(s): DAVEL ENGINEERING & ENVIRONMENTAL INC

Location of Premises Affected: SW CORNER TULLAR RD & OAKRIDGE RD NEENAH, WI 54956

Legal Description: Being all of Lot 2 of CSM-3623, located in the S 1/2 of the SW 1/4, Section 20, and the N 1/2 of the NW 1/4, Section 29, all in Township 20 North, Range 17 East, Town of Neenah, Winnebago County, Wisconsin.

Tax Parcel No.: 010-0273, 010-021804

Sewer:  Existing  Required  Municipal  Private System  
Overlay:  Airport  SWDD  Shoreland  
 Floodplain  Microwave  Wetlands

WHEREAS,  
Applicant is requesting a rezoning to I-1 Light Industrial,  
And  
WHEREAS, we received notification from the Town of NEENAH recommending Approval  
And  
WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of NEENAH has Approved. Town has right of approval or denial per terms of zoning ordinance.

Town findings for Approval were as follows: Consistent with comprehensive plan.

1. The Town of Neenah has Approved (The Town has a right to approval or denial) a. The Town does have an adopted land use plan. b. Action does agree with the Town adopted plan. 2. There were no objections. 3. Proposed use is compatible with adjacent uses. 4. Zoning Map Amendment/Zoning Change is required as a condition of a plat/CSM approval and will place development in appropriate zoning district.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

\_\_\_\_\_  
For the Planning and Zoning Committee

**AMENDATORY ORDINANCE # 07/04/21**

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2021-ZC-5720 as follows:

Being all of Lot 2 of CSM-3623, located in the S 1/2 of the SW 1/4, Section 20, and the N 1/2 of the NW 1/4, Section 29, all in Township 20 North, Range 17 East, Town of Neenah, Winnebago County, Wisconsin.

FROM: A-2 General Agriculture,

TO: I-1 Light Industrial,

Adopted/ Denied this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Shiloh Ramos, Chairperson

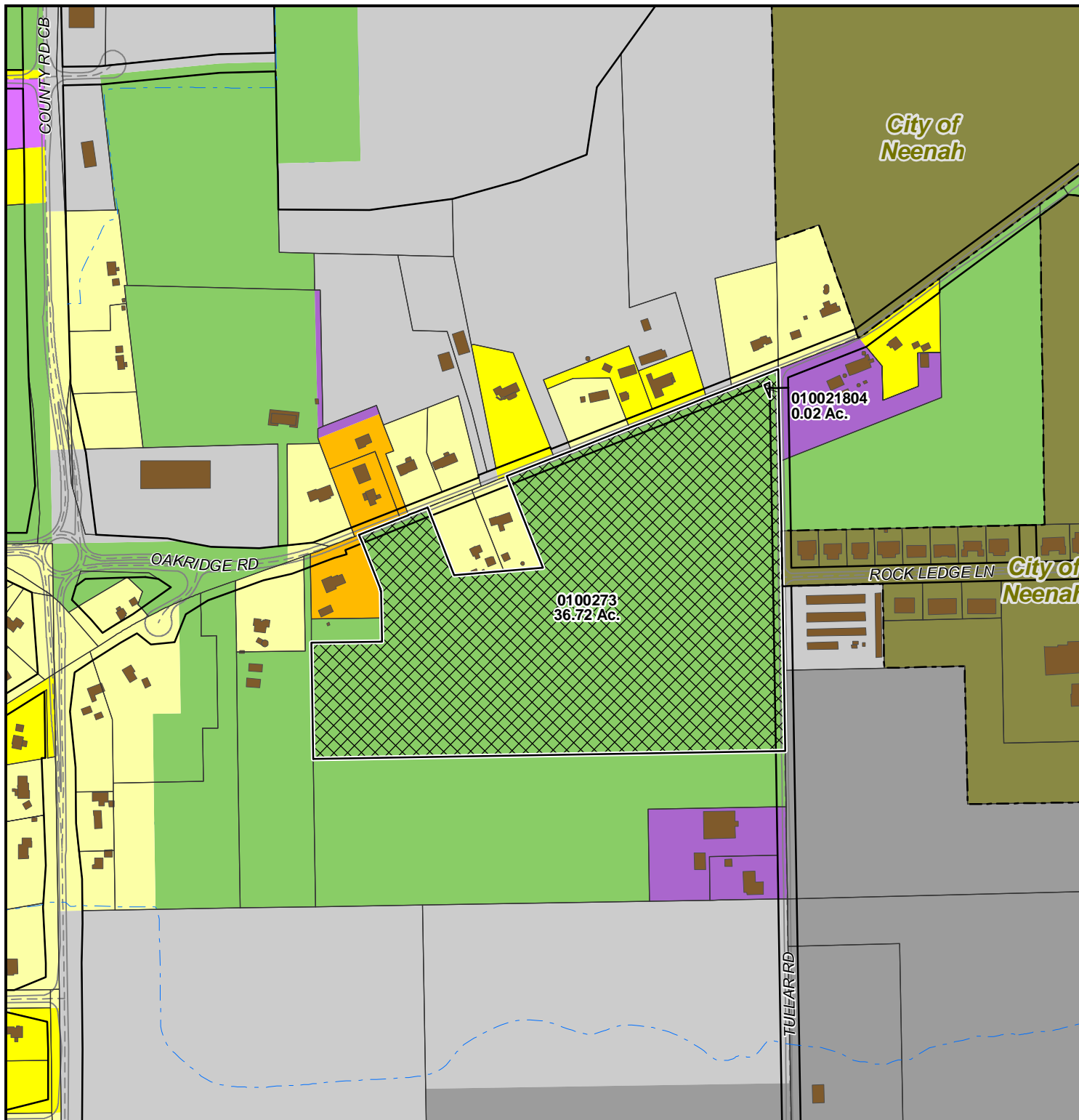
ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Jon Doemel  
County Executive

County Board Supervisory district 09 NUSSBAUM

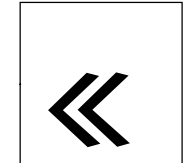


**Application #21-ZC-5720**

Date of Hearing:  
June 29, 2021

Owner(s):  
TULLAR ROAD LLC  
(JEFF OGDEN)

Subject Parcel(s):  
0100273 / 010021804



Winnebago County  
WINGS Project

**Scale**  
1 inch : 500 feet

**County Zoning Districts**

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

City of Oshkosh Extraterritorial  
Zoning Jurisdiction

Incorporated Area

○ = SITE

Application #21-ZC-5720

Date of Hearing:

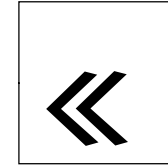
June 29, 2021

Owner(s):

TULLAR ROAD LLC  
(JEFF OGDEN)

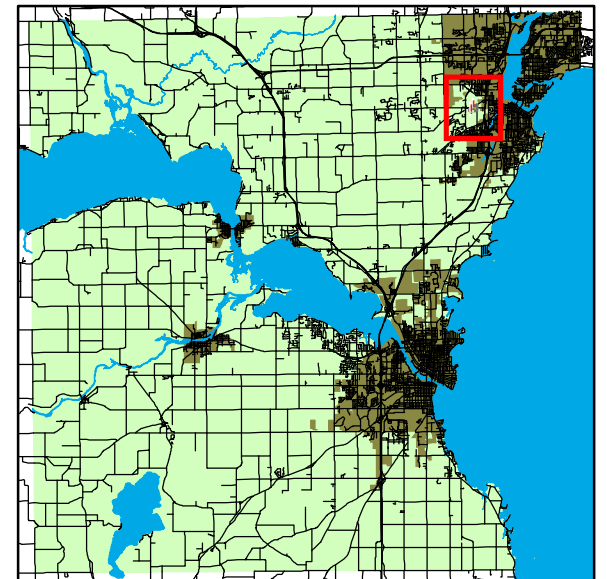
Subject Parcel(s):

0100273 & 010021804

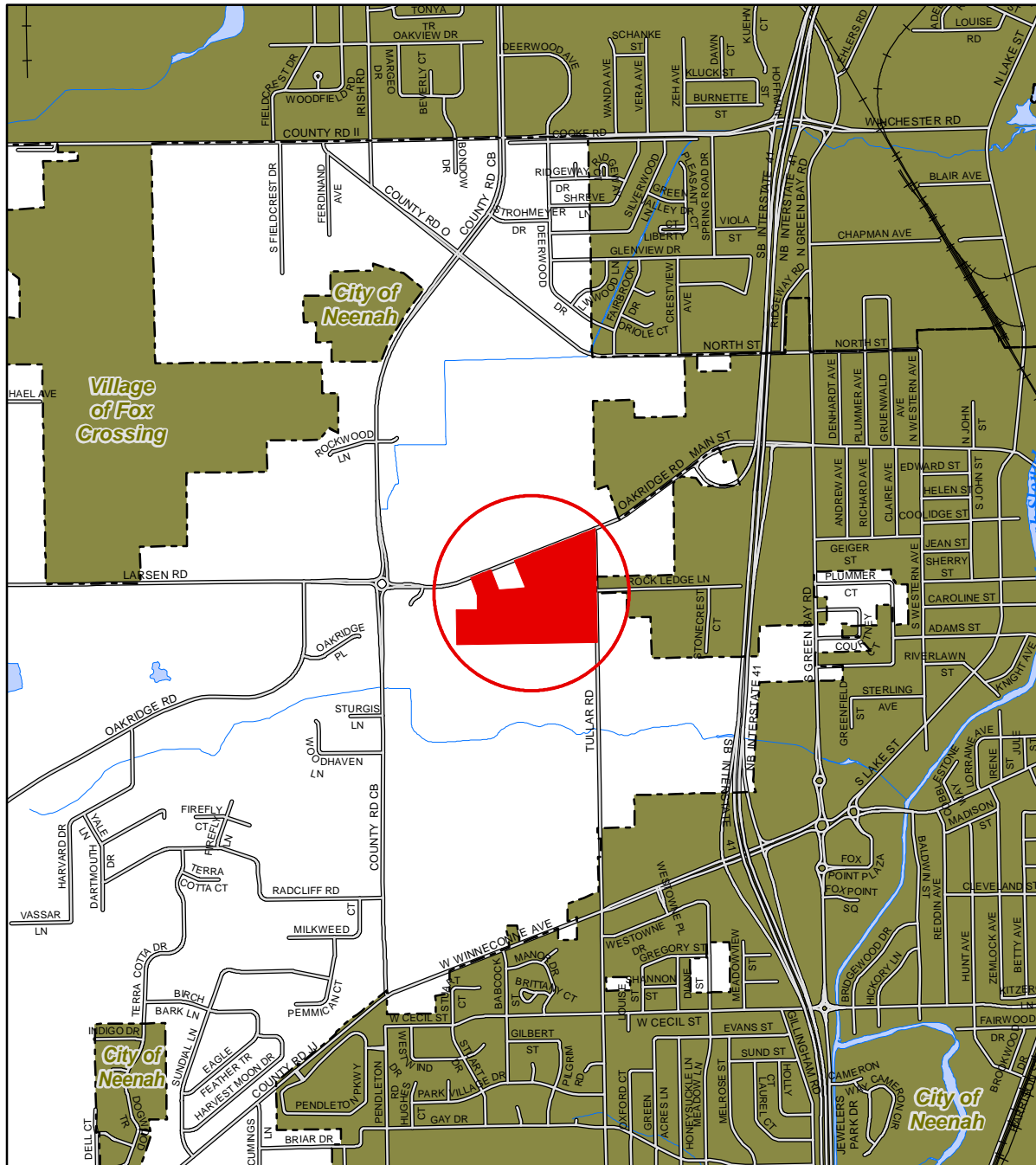


Winnebago County  
WINGS Project

● = SITE



WINNEBAGO COUNTY



1 inch : 2,000 feet



**R E S O L U T I O N**

**No. 005**

DATE: 07/20/21

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/05/21**

WHEREAS, it is desirable to amend the Zoning Ordinance of the Town of Nepeuskun in accordance with the petition of the Town Board.

WHEREAS, the Winnebago County Planning and Zoning Committee has reviewed said amendments, has found no conflicts with county zoning jurisdiction or regulatory authority with them, and is hereby submitting those amendments of the Chapter 5, Town Zoning Code to the Winnebago County Board of Supervisors for final approval; and

WHEREAS, said amendments to the Town of Nepeuskun, Chapter 5, Town Zoning Code are hereby attached and available on the County Clerks website.

[www.co.winnebago.wi.us/county-clerk/meetings](http://www.co.winnebago.wi.us/county-clerk/meetings)

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 Nepeuskun)

**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 \_\_\_\_\_,  
2021.

\_\_\_\_\_  
JON DOEMEL

CARY A. ROWE  
Zoning Administrator

112 OTTER AVE., PO BOX 2808  
OSHKOSH, WISCONSIN 54903-2808

OSHKOSH (920) 232-3344  
FOX CITIES (920) 727-2880  
FAX (920) 232-3347

zoningdepartment@co.winnebago.wi.us



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z PLANNING AGENDA OF JUNE 4, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator *CA*

RE: Review of Town of Nepeusken Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments – Town of Nepeusken

The zoning office received a copy of the Town of Nepeusken's adopted zoning ordinance amendments accompanied with a copy of a signed resolution adopting the ordinance amendments. The adopted zoning ordinance amendments for the Town of Nepeuskun must be approved by the County Board. The adopted amendments do not appear to be in conflict with county zoning jurisdiction or regulatory authority.

RECOMMENDATION: Forward adopted zoning ordinance amendments to County Board for action.

*ME, BD 5-0 approved*

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# MUNICIPAL CODE

**Town of Nepeuskun**

**Winnebago County, Wisconsin**

**Proposed Amendments  
from the  
April 12, 2021 Public Hearing**

#### 5.4.5 Land Use Definitions.

For the purpose of this chapter certain land uses are defined below and shall have the meaning ascribed to them. Terms and definitions contained in this part correspond to those listed in Exhibit 2.

#### AGRICULTURAL USES

*Agricultural use, agricultural accessory use, agricultural related use and Farm residence – see Chapter 14 definitions.*

**Agriculture, animal** means a parcel and/or building, or portion thereof, which is used or is intended for animal-based agricultural purposes, including dairying, pasturage, aquaculture and animal and poultry husbandry. The term does not include intensive animal production operations as herein defined.

**Agriculture, non-animal** means a place and/or building, or portion thereof, that is used or is intended for agricultural purposes, including farming, agriculture, horticulture, floriculture, and viticulture. The term does not include any type of animal-based agriculture.

**Agri-Tourism** means a use that personifies the coming together of the continual agricultural use of lands and the open character of the town with the desire of tourists (visitors) to experience the outdoors, the leisure pace of life and to enjoy the nutrition of locally sourced foods and products. Activities could include local sourced food processing and serving on site. Within the definition of qualifying as an agri-tourism use, 60% of all sales must include locally sourced produce or products. Locally sourced is defined as produce and/or products grown, processed or prepared in the State of Wisconsin.

**Animal processing plant** means a place and/or building, or portion thereof, that is used or is intended for the slaughter of livestock or poultry or the preparation of meat food products on a commercial basis.

**Animal rendering plant** means a place and/or building, or portion thereof, that is used or is intended for the collection or handling of the bodies or parts of bodies of dead animals or fowl not for human consumption.

**Food processing facility** means a place and/or building, or portion thereof, that is used or is intended for processing agricultural products produced in the area. Examples include creameries, milk condenseries, cheese factories, canneries, and grain elevators.

**Game farm** means a place and/or building, or portion thereof, which is used or is intended for purposes of obtaining, rearing in captivity, keeping, raising, and selling game farm animals/livestock ~~or parts thereof~~ as authorized by state law.

**Intensive animal production** means a tract, or portion thereof, that is used or is intended for raising animals where the number of specified animals exceeds 500 animal units.

#### RESOURCE-BASED USES

**Aggregate and soil extraction operation** means a place that is used or is intended to remove any aggregate or soil resource from the ground in any manner, or to stockpile or process any aggregate or soil resource for sale as an industrial or commercial product by either retail, wholesale, contract purchase or other considerations, including uses by a governmental agency. Aggregate and soil extraction operation require a conditional use permit and parcels designated as Farmland Preservation must also meet Wisconsin Statute 91.46(6). The term does not include on-site leveling, grading, filling, or removing of earth materials in conjunction with a farm use, road construction, or for on-site construction projects.

**Forestry** means the practice of harvesting, thinning, and planting of trees, including all associated forest management activities. The term includes temporary skidding yards necessary to store and sort logs harvested on the premises. The term does not include processing, permanent skidding yards, and the like.

**Hunting and fishing preserve** means a place that is used or is intended primarily for hunting and/or fishing ~~and~~ which may or may not be open to the public for a fee. The term includes shooting preserves and duck clubs. The term does not include lands that are leased for private individual use. Hunting and fishing preserve shall be maintained as natural resource/open space use.

**Sludge disposal** means the surface or subsurface application of municipal sludge to land. Sludge disposal does not include the spreading of septage. Sludge disposal shall meet the requirements of Wisconsin Statute 91.46(5).

#### RESIDENTIAL USES

**Dwelling unit** means the State of Wisconsin Uniform Dwelling Code definition.

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**Residence, single-family** means a building containing one (1) dwelling unit, and not attached to any other dwelling unit by any means. This includes manufactured homes that are placed on a permanent foundation.

**Residence, two-family** means a single building containing two (2) separate dwelling units. Dwelling units shall be separated by a permanent firewall.

**Residence, multi-family** means a single building containing three (3) or more separate dwelling units.

Residence, farm means any of the following structures located on a farm:

- (a) A single-family residence that is the only residential structure on the farm.
- (b) A single-family residence that is occupied by any of the following:
  1. An owner or operator of the farm.
  2. A parent or child of an owner or operator of the farm.
  3. An individual who earns more than 50 percent of his or her gross income from the farm.
- (c) A migrant labor camp that is certified under s. 103.92, Wis. Stats.

Residence, non-farm means any residence other than a farm residence.

**Retirement home** means a place and/or building, or portion thereof, that is used or is intended to provide independent living quarters, either owned or rented, to persons generally 62 years of age or older. Limited commercial and medical facilities constructed and used for the exclusive use of residents shall be an accessory use of the retirement home.

**Manufactured home park** means a place providing two (2) or more lots parcels for lease or rent to the general public for the purpose of accommodating manufactured homes.

#### **SPECIAL CARE FACILITIES**

**Adult family home** means a facility licensed by the state under §50.032 (lm)(b), Wis. Stats.

**Community living arrangement** means any one of the following facilities: (1) residential care centers for children and youth, as defined in §48.02(15d), Wis. Stats., operated by a child welfare agency licensed under §48.60, Wis. Stats.; (2) group homes for children, as defined in §48.02(7); and (3) community-based residential facilities, as defined in §50.01(lg), Wis. Stats.

**Community living arrangement, Type I** means a community living arrangement with 8 or fewer individuals.

**Community living arrangement, Type II** means a community living arrangement with 9 to 15 individuals.

**Community living arrangement, Type III** means a community living arrangement with more than 16 individuals.

**Day care center** means a facility providing day care for four (4) or more children under the age of seven (7) for less than 24 hours per day as licensed under §48.65, Wis. Stats.

**Family day care home** means a private residence licensed as a day care center by the Wisconsin Department of Health and Family Services where care is provided for not more than eight (8) children. (See §66.1017, Wis. Stats.)

**Foster home** means a facility licensed under by the state for the care and maintenance of children and youth. (See §48.62, Wis. Stats.)

**Foster home (treatment)** means a foster home, which also provides structured professional treatment. (See §48.62, Wis. Stats.)

**Group home for children** means any facility providing care to 5 to 8 children for which state licensing is required under §48.625, Wis. Stats.

**Nursing home** means a place where five (5) or more persons who are not related to the operator or administrator reside, receive care or treatment and, because of their mental or physical condition, require 24-hour nursing services, including limited nursing care, intermediate level nursing care, and skilled nursing services. The term does not include (1) a convent or facility owned or operated exclusively by and for members of a religious order that provides reception and care or treatment of an individual; (2) a hospice as defined in state law; or (3) a residential care complex. (See §50.01(3), Wis. Stats.)

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## OVERNIGHT ACCOMMODATIONS

**Bed and breakfast** means a single-family residence that offers overnight accommodations and a meal for a daily charge, and which also serves as a primary residence of the operator or owner. Short term rentals (STR s) are included in this definition.

**Campground** means a place and/or buildings or portions thereof, which is used or is intended for public camping, where persons can camp, secure tents or cabins, or park trailers, camping trailers, pickup campers, automobiles, and recreational vehicles for camping and sleeping purposes. The term includes accessory buildings such as a laundromat, retail sales, and recreational amenities for the enjoyment and convenience of campground guests.

**Group camp** means a place and/or building, or portion thereof, or tents or other structures (permanent or mobile) maintained as living quarters that are used or is intended to be used by a group of individuals for recreational or educational purposes. The term includes youth camps and church camps.

**Hotel/motel** means a building that is used, intended, kept, maintained as, advertised as, or held out to the public to be a hotel, motel, inn, motor court, tourist court, public lodging house, or place where sleeping accommodations are furnished for a fee to transient guests with or without meals.

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## SALES AND SERVICE

**Contractor yard** means a place and/or building, or portion thereof, that is used or is intended to be used by a contractor/builder with one (1) or more of the following: construction material storage, machinery storage or repair, including trucks and heavy equipment, shops, and office space.

**Contractor yard, Type I** means a contractor yard that would be compatible in size and scope in a rural residential setting as defined by performance standards herein described or as may be adopted and shall meet requirements with in Farmland Preservation designated parcels and shall comply with Wis. Statue 91.01(1)(d) or be rezoned out of Farmland Preservation.

**Contractor yard, Type II** means a contractor yard that would be compatible in size and scope with industrial and commercial activities as defined by performance standards herein described or as may be adopted and shall meet requirements with in Farmland Preservation designated parcels and shall comply with Wis. Statue 91.01(1)(d) or be rezoned out of Farmland Preservation.

**Eating establishment** means a place and/or buildings or portions thereof, that is used or is intended for the preparation and sale of food and beverages for immediate consumption on the premises, and where consumption of beer, wine, or other liquors, if any, is clearly secondary and subordinate to the sale of food and beverages. The term does not include a grocery store with a food service section.

**Kennel, commercial** means a place and/or building, or portion thereof, that is used or is intended for housing four (4) or more dogs over six (6) months of age which are kept for boarding, breeding, training, or sale, Farmland Preservation designated parcels shall comply with Wis. 91.01(1)(d) or be rezoned out of Farmland Preservation. The term includes boarding kennels, dog motels, and dog training centers. The term does not include animal hospitals, animal grooming parlors, or pet shops.

**Outfitter service** means a place and/or building, or portion thereof, which is used or is intended to provide services, materials, supplies, equipment, and limited overnight accommodations for guided trips for hunting, fishing, rafting, or any other outdoor recreational activity. The term does not include retail sales of any kind.

**Sales, agriculture** means a place and/or building, or portion thereof, which is used or is intended to be used for retail sale of a product(s) unique to and directly related to farm and ranch operations. The term includes structures, agricultural equipment and agricultural equipment parts, batteries and tires, livestock, feed, seed, fertilizer and equipment repairs, or providing for wholesale or retail sale of grain, fruit, produce, trees, shrubs, flowers or other products of agricultural operations.

**Sales, construction materials** means a place and/or building, or portion thereof, used or is intended for wholesale or retail sales of bulk construction materials such as roofing, lumber, bricks, component parts (trusses) and the like. The term does not include hardware stores, concrete plants, asphalt mixing plants or any facility that manufactures building materials and offers them for retail sale on the premises.

**Sales, convenience** means a place and/or building, or portion thereof, that is used or is intended for personal services or retail sale of a limited product line of frequently needed personal items. The term includes convenience stores, small grocery stores, and the like.

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**Sales, general** means a place and/or building, or portion thereof, that is used or is intended for retail sale of a diverse product line. The term includes grocery stores, warehouse retail outlets, comparison shopping stores, full-line department stores, and the like.

**Sales, manufactured housing** means a place and/or building or portions thereof, which is used or is intended for on-site display and sales of mobile homes, modular homes, or other forms of manufactured housing.

**Sales, on-site liquor** means a place and/or building, or portion thereof, that is used or is intended for retail sales of alcoholic beverages for on-site consumption and where food consumption, if any, is clearly secondary to the sale of alcoholic beverages. The term includes bars, lounges, or taverns.

**Sales, off-site liquor** means a place and/or building, or portion thereof, that is used or is intended for retail sales of alcoholic beverages for off-site consumption. The term includes package liquor stores.

**Sales, roadside stand** means a place and/or building, or portion thereof, not exceeding 240 square feet that is used or is intended for the retail sale of agricultural products, produce, baked goods and handicraft items.

**Sales, secondhand** means a place and/or building, or portion thereof, that is used or is intended for retail sale of goods and merchandise which are not being sold for the first time. The term includes secondhand stores, thrift stores, consignment shops, and the like.

**Sales, shopping center** means more than one sales or service use built on a single site, which is planned, developed, owned, and managed as an operating unit.

**Sales, specialty** means a place and/or building, or portion thereof, that is used or is intended for retail sale of a limited product line. The term includes antique shops, furniture stores, auto parts stores, bookstores, drug stores, clothing boutiques, pet stores, and the like.

**Sales, temporary** means a place and/or building, or portion thereof, that is used or is intended for retail sales over a limited duration. The term includes firework sales, flea markets, consignment sales and the like. The term does not include private yard or garage sales or the sale of agricultural products produced on the premises.

**Service, agricultural** means a place and/or building, or portion thereof, which is used or is intended to be used for maintenance, service, and repair of agricultural vehicles and equipment. The term does not include vehicle and equipment repairs that are part of an on-site farm operation.

**Agricultural Commerce** means a retail or wholesale enterprise, operated as an accessory use to an active farm on the same premises, providing services or products principally utilized in agricultural production, including buildings, structures, agricultural equipment and agricultural equipment parts, batteries and tires, livestock, feed, seed, fertilizer and equipment repairs; or providing for wholesale or retail sale of grain, fruit, produce, trees, shrubs, flowers or other products of agricultural operations.

**Service, financial** means a place and/or building, or portion thereof, which is used or is intended for providing financial and banking services. The term includes banks, savings and loan institutions, other lending institutions, and check cashing facilities. The term does not include automated teller machines, which are considered as an accessory use to commercial enterprises.

**Service, funeral home** means a place and/or building, or portion thereof, which is used or is intended for the care and preparation of human dead for burial and/or cremation. The term includes funeral homes or mortuaries.

**Service, general** means a place and/or building, or portion thereof, which is used or is intended for providing services not otherwise included in any other service type category. The term includes photography studios, weight loss centers, commercial postal services, pet grooming shops, photocopying and printing services, linen services, dry cleaning services, diaper services, barber shops, beauty parlors, and the like.

**Service, medical** means a place and/or building, or portion thereof, which is used or is intended for providing medical services including prevention, diagnosis, treatment, or rehabilitation. The term includes dental clinics, doctor offices, and sports medicine facilities. The term does not include those uses classified as a health care facility.

**Service, professional/administrative** means a place and/or buildings or portions thereof, that is used or is intended to house services involving predominantly administrative, professional, clerical, or similar operations. The term includes law offices, real estate offices, insurance offices, architectural firms, travel agencies, secretarial services, telephone answering services, and the like.

**Vehicle cleaning** means a place and/or building, or portion thereof, that is used or is intended for vehicle cleaning including cleaning, washing, polishing, waxing, and similar activities.

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**Vehicle fuel sales** means a place and/or building, or portion thereof, that is used or is intended for the retail sale of gasoline, kerosene, diesel, or other petroleum-based motor fuels. The term includes the sale of convenience foods and goods, provided it is ancillary to the sale of fuels, and light maintenance activities, such as engine tune-ups, lubrication, minor repairs, and the like.

**Vehicle sales and rental** means a place and/or building, or portion thereof, which is used or is intended for buying, selling, exchanging, taking for consignment, renting, or leasing new or used vehicles.

**Vehicle service/repair** means a place and/or building, or portion thereof, which is used or is intended for maintenance, service, and repair of vehicles. Typical services include transmission repair, bodywork and painting, brake repair, vehicle upholstery, tire shop, engine repair and overhauls, and similar activities.

**Veterinary clinic** means a place and/or building, or portion thereof, which is used or is intended for the medical care of animals. A veterinary clinic may include office space, medical labs, appurtenant facilities, and kennels and/or enclosures for animals under the immediate medical care of a veterinarian. The term includes pet clinics, dog and cat hospitals, animal hospitals, and the like.

**Auction Facility** means a building or structure or portion thereof, that is used for or is intended for planned auction sale of items on a scheduled or periodic basis (two or more times per year). Facilities include, but are not limited to auction barns, sheds or other similar type structures used for the intended purpose of conducting the auction. Farmland Preservation designated parcels shall comply with Wis. 91.01(1)(d) or be rezoned out of Farmland Preservation.

#### **STORAGE FACILITIES**

**Mini-storage facility** means a place and/or building, or portion thereof, that is divided into individual spaces and that is used or is intended as individual storage units that are rented, leased, or owned. The term includes a tract of land used to store vehicles that are not for sale or trade.

**Truck terminal** means a place and/or building, or portion thereof, which is used or is intended for storage of freight for routing or reshipment.

**Warehouse** means a place and/or building, or portion thereof, which is used or is intended for the storage of goods and materials, for wholesale sales, temporary storage, and distribution. The term includes moving and storage facilities. The term does not include fuel tank farms.

#### **PUBLIC / SEMI-PUBLIC USES AND SERVICES**

**Airport** means a place and/or building, or portion thereof, which is used or is intended for the landing and takeoff of airplanes, helicopters, similar craft, including all necessary facilities for the housing and maintenance of the same.

**Cemetery** means a place and/or building, or portion thereof, which is used or is intended for burial purposes. Accessory uses include columbariums, crematories, mausoleums, and mortuaries when operated in conjunction with and within the boundaries of such area.

**Commercial antennae** means a structure that is used or is intended for transmitting or receiving television, radio, or telephone, or other communication for commercial purposes. The term does not include antennae used for personal use.

**Public safety facility** means any place and/or building, or portion thereof, whether public or non-public, that is used or is intended for housing public safety services. The term includes ambulance services, fire stations, police stations, and the like.

**Recycling center** means a place and/or building, or portion thereof, which is used or is intended for collecting and/or processing recoverable materials prior to shipment to others who use those materials to manufacture new products. Typical types of recoverable materials include glass, newspaper, metal, and plastic. The term shall not include a junkyard.

**Solid waste container site** means a place and/or building, or portion thereof, where local residents can dispose of their solid waste in containers for collection and final shipment to another facility.

**Solid waste transfer station** means a place and/or building, or portion thereof, that is used or is intended for temporary collection of solid waste prior to transport to a processing plant or to final disposal.

**Utility installation** means a place, buildings, and/or structures, or portions thereof, whether public or private, that is used or is intended for providing basic infrastructure or utility services.

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**Utility installation, major** means a utility installation generally having moderate to high impact on neighboring property. The term includes pipeline pumping stations, sewage treatment plants, electrical substations, water towers, and the like. The term does not include wind generators or solar energy systems.

**Utility installation, minor** means a utility installation generally having low impact on neighboring property. The term includes public water system wells, sewer lift stations, irrigation ditches, roads, and the like.

**Wind turbine** means a structure that generates, or is intended to generate, electricity by rotating blades attached to a generator.

**Solar energy systems** means equipment which directly converts and then transfers or stores solar energy into usable forms of thermal or electrical energy as defined in Wis Stats. 13.48 (2) (h) 1 g. The definition of "Solar Energy System" does not include solar powered low level light fixtures that are ground or wall mounted, solar powered electric fences, roof mounted solar energy panels of a non-reflective material or any other solar powered units that are designed primarily for personal, private use and are less than seventy-five (75) square feet in size.

**Mobile and radio broadcast services** means antennas, towers and other structures necessary to provide mobile and radio broadcast services in the Town. In addition, definitions contained in Wis Stats. 66.0404 are incorporated herein by reference, for the purpose of this ordinance.

#### **COMMUNITY SERVICES/USES**

**Administrative government center** means a place and/or building, or portion thereof, that is used or is intended as a governmental office or administrative facility. The term includes post offices, town halls, and the like.

**Community center** means a place and/or building, or portion thereof, which is used or is intended for short-term and intermittent meetings or gatherings of ~~nonresident~~ persons, that are generally open to the public for purposes of recreation, sharing information, entertainment, social service, or similar activities. The term does not include fraternal, social, or civic clubs, lodges, union halls, and the like.

**Educational facility** means a place and/or building, or portion thereof, which is used or is intended for use as a preschool, elementary, junior high, or high school.

**Instructional facility** means any place and/or building, or portion thereof, excluding educational facilities, which is used or is intended to offer instruction, training, or tutelage in such areas as gymnastics, dance, art, music, martial arts, and the like.

**Instructional facility-agriculture** means any place and/or building, or portion thereof, excluding educational facilities, which is used or is intended to offer instruction, training and research for farming and/or agricultural related purposes only.

**Worship facility** means a place and/or building, or portion thereof that is used or is intended as a place where persons regularly assemble for religious worship and associated activities. The term includes sanctuaries, chapels, cathedrals, churches, mosques, synagogues, and temples and other onsite accessory buildings such as parsonages, friaries, convents, fellowship halls, Sunday schools, and rectories. The term does not include day care centers, community recreation facilities, dormitories, private educational facilities, emergency shelters, health care facilities, and the like.

#### **RECREATION / SPORTS / ENTERTAINMENT**

**Golf course/driving range** means a place, whether organized for profit or not, that is used or is intended for playing golf.

**Indoor entertainment** means a place and/or building, or portion thereof, that is used or is intended for indoor entertainment of all types. The term includes theaters, movie theaters, dance halls, theaters for performing arts, and the like. The term does not include uses referred to as gentlemen clubs or adult establishments.

**Indoor sports and recreation** means a place and/or building, or portion thereof, that is used or is intended for indoor recreation ~~of all types~~. The term includes bowling alleys, skating rinks, billiard and pool halls, arcades, athletic clubs, indoor racquetball courts, athletic training centers, weight loss centers, and the like. The term does not include uses referred to as gentlemen clubs or adult establishments.

**Miniature golf** means a place and/or building, or portion thereof that is used or is intended for playing miniature golf.

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**Outdoor entertainment** means a place and/or building, or portion thereof, which is used or is intended for outdoor, spectator-type uses or events. The term includes racetracks, motocross courses, sports arenas, and the like.

**Outdoor/indoor shooting range** means a place and/or building, or portion thereof, that is used or is intended for target practice, including archery, pistol, rifle, and shotgun shooting. The term includes trap and skeet clubs and target ranges, and the like.

**Park** means a place and/or building, or portion thereof, that is used or is intended for recreational activities for use by the general public or by a homeowners' association.

**Stable, commercial** means a place and/or building, or portion thereof, that is used or is intended for keeping eight (8) or more horses which are kept for boarding or hire on trail rides. The term includes commercial stables, riding clubs, and riding instruction facilities.

**Trail** a linear corridor designed to accommodate recreational activities such as biking, hiking, jogging, skating, horseback riding, snowmobiling, and the like. The term includes trailhead facilities including parking, picnicking, bathroom facilities, and the like.

### **ACCESSORY USES**

**Accessory building** means any building that is clearly incidental and subordinate to and customarily found with a principal building or use. All new accessory buildings must adhere to front, rear and side yard set-back requirements. Newly constructed accessory buildings shall be at least 10 feet further from the road right of way than any part of the residential structure. For residences located 300 feet or more from the road ROW, the Town Board has the ability to adjust or waive these standards based on appearance, aesthetic or safety considerations.

**Accessory buildings, commercial** means accessory buildings that are customarily found with commercial uses. **Accessory buildings, residential** means accessory buildings that are customarily found with residential uses. The term includes garages, sheds, barns, workshops for non-commercial purposes, and the like.

**Accessory structure** means any man-made structure that does not constitute a principal building or accessory building. The term includes fences, non-commercial antennas, and decks that are not attached to an accessory or principal building.

**Boathouse** means a structure that is used to exclusively house watercraft and related equipment.

**Home occupation** means any occupation, profession, enterprise, or similar activity that is conducted on the premises of a single-family residence as an accessory use. The term does not include hobbies or similar non-commercial activities or any activity that would meet the definition of heavy industry. The term also does not supersede agricultural related uses as defined by Chapter 14.

**Home occupation, Type I** means a home occupation with no more than one (1) non-resident employee that would be compatible in size and scope in a rural residential setting or in a medium density residential setting as defined by performance standards herein described or as may be adopted.

**Home occupation, Type II** means a home occupation with no more than three (3) non-resident employees that would be compatible in size and scope in a rural residential setting as defined by performance standards herein described or as may be adopted.

**Home occupation, Type III - Cottage Industry** means a manufacturing, construction, or service enterprise owned and operated by a resident of the principal dwelling on a lot, but which is not engaged in retail sales, product distribution, or services on the premises, and which does not employ more than five (5) persons on site not residing on the premises.

**Home Occupation, Type IV** means see Section 5.10.18.

**Kennel, private** means a place where dogs are kept and not classified as a commercial kennel.

**Stable, private** means a place where horses are kept for private use and not classified as a commercial stable.

**Temporary dwelling** means a manufactured home that is used as a dwelling for no more than one (1) year, and then only while a permanent dwelling is under construction.

#### **5.4.6 Dimensional Standards within Districts.**

1. Within each district established in this code, the dimensional standards as contained in Exhibit 3 shall apply.
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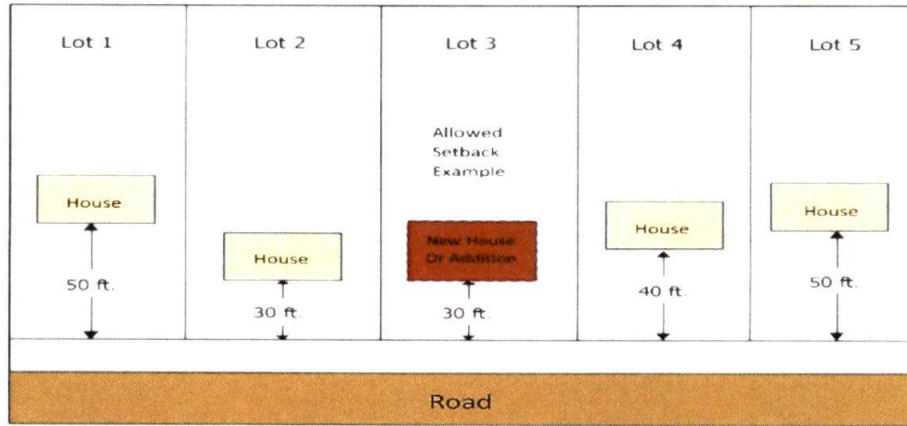
**Exhibit 3. Dimensional Standards**

	R-1	R-2	C-1	A-2	PLI	A-1
Minimum front yard setback on a private road	NA	30'	NA	NA	NA	NA
Minimum front yard setback on a town or county road	50'	NA	50'	50'	50'	50'
Minimum front yard setback on a state road	75'	NA	75'	75'	75'	75'
Minimum side yard setback	10'	10' on either side, with a minimum combined total of 22'	10'	10'	10'	10'
Minimum rear yard setback	10'	25' / 75' shore	10'	10'	10'	10'
Minimum lot size	2 acres*	1/2 acre	1 acre	See §5.5.1	None	2 acres
Maximum lot size	5 acres	None	none	See §5.5.1	None	None
Minimum road frontage for lots	200'	50'	100'	200'	100'	200'
Maximum building height	35 feet	35 feet	35 feet	none	35'	None
Maximum building height for a residence				35'		35'

\* Manufactured home parks are exempt

- Notwithstanding the above dimensional standards, no undeveloped parcel between two developed parcels along the same street or road shall have a minimum front setback less than structures on either of adjoining parcels. Additions to existing structures shall be required to maintain current side and rear established setbacks and not have a front setback less than the structures on the adjoining parcels (See example below). The Board of Appeals may further vary this regulation in appropriate cases provided that the Board of Appeals shall establish such conditions as will hold the Town harmless from additional requirements improvement damages which might accrue when and if the public road is improved.

**Roadway Setback Allowances**



**Article 8.**  
**Application Process for Conditional Uses**

**5.8.1 Generally.**

The Plan Commission shall make recommendations to the Town Board for decision consistent with this part. In this sub-section, the following terms apply:

“Conditional Use” means a use allowed under a conditional use permit, special exception, or other special zoning permission issued by the town, but does not include a variance.

“Substantial evidence” means facts and information, other than merely personal preferences or speculation, directly pertaining to the requirements and conditions an applicant must meet to obtain a conditional use permit and that reasonable persons would accept in support of a conclusion.

**5.8.2 Application and Review Procedure.**

The following procedure shall be followed:

- a. **Submittal of application.** The applicant shall submit a completed application and site plan to the Zoning Administrator at least 30 days prior to the established monthly meeting date of the Plan Commission along with the appropriate fee as listed in the Town of Nepeuskun Annual Fee Schedule.
- b. **Determination of completeness.** Within ten (10) business days of submittal, the zoning administrator shall determine if the application is complete. If the application is deemed incomplete it shall be returned to the applicant and the applicant has six (6) months to resubmit the application or forfeit the application fee. Until the application is deemed complete, no other actions are required.
- c. **Placement of public notice.** Following a determination of completeness, the Plan Commission Secretary shall publish public notice.
- d. **Public hearing.** Allowing for proper notice, the Plan Commission shall hold a public hearing to review the application and make a recommendation to the Town Board.
- e. **Decision.** Within forty (40) days of the public hearing, the Town Board shall approve the application, approve it with conditions, or deny it. Such decision shall be in writing and shall include findings in support of its decision and, if approved, conditions as may be imposed.
- f. **Applicant notification.** Within five (5) days following the decision, the Board shall mail the applicant the original (signed) copy of the decision and retain a (signed) copy for the public record.

**5.8.3 Imposition of Conditions.**

In approving the conditional use, the Town Board may impose such conditions as may be necessary to grant approval. The requirements and conditions described, must be reasonable and, to the extent practicable, measurable and may include conditions such as the permit's duration or renewal. The applicant and all requirements and conditions established by the Town relating to the conditional use are or shall be satisfied, and must be supported by substantial evidence. The Town's decision to approve or deny the permit must be supported by substantial evidence. The applicant must provide information to allow for the review of such conditions, ~~for~~ **example, may** which relate to the following:

- a. reduction of intensity or scale of the project,
- b. require landscaping, buffers, and/or fencing to minimize effects to surrounding properties and/or the general area,
- c. require the developer to provide appropriate on-site and off-site infrastructure,
- d. modify the architectural design and/or type of construction,
- e. post bonds and sureties,
- f. water supply and waste disposal systems,
- g. limit hours, modes of operation & operational procedures,
- h. attractive signage,
- i. acceptable outdoor lighting to contain "light splash",
- j. adequate, safe parking,
- k. loading and unloading location and hours
- l. other actions supported by substantial evidence intended to mitigate, minimize, or avoid negative effects of the project.

**5.8.4 Expiration of Approval.**

A conditional use permit shall expire one (1) year after the date of issuance unless substantial work has commenced under the permit and continues in good faith to completion.

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**5.8.5 Revocation.** The Town may revoke a conditional use permit when it determines that the property owner is in violation of the conditional use permit. The basis for permit termination or revocation must be supported by substantial evidence.

**5.8.6 Limitations.**

The Town Board shall not have the power to approve or disapprove conditional uses in areas such as shorelands, where applicable statutes of the State of Wisconsin withholds such power from town boards.

**5.8.7 Review Criteria.**

In reviewing an application for a conditional use permit, the Town Board shall review the following information required by the applicant and at a minimum consider the following:

- a. suitability of the proposed site for the proposed use
- b. compatibility with surrounding parcels
- c. effects on local services
- d. effects on utilities
- e. effects on public health, safety, and welfare
- f. presence of anticipated hazards
- g. existing and proposed structures
- h. architectural plans
- i. on-site and off-site traffic circulation

**5.8.8 Special Requirements for Aggregate and Soil Extraction Operation.** (See Section 5.4.5, for definition)

In addition to receiving a conditional use permit from the Town, the applicant shall also obtain a non-metallic reclamation permit as required by County Ordinance, Chapter 20.

**5.8.9 Special Requirements for Intensive Animal Production.**

1. **Conditional Use Permit for New and Expanded Intensive Animal Production Facilities.** A conditional use permit is required for all new intensive animal production facilities, as defined in this chapter. In addition, a conditional use permit is required for the expansion of a pre-existing or previously approved livestock facility if the number of animal units kept at the expanded livestock facility will exceed all of the following:
  - a. The applicable size threshold set forth in the definition of intensive animal production
  - b. The maximum number previously approved or, if no maximum number was previously approved, a number that is 20 percent higher than the number kept on (May 1, 2006 or on the effective date of the license requirement, whichever date is later)
2. **Standards for Issuing a Permit.** The state livestock facility siting standards adopted under ATCP 51, Wis. Adm. Code, inclusive of all appendixes and worksheets and any future amendments to this chapter, except as may be noted in this chapter, are incorporated by reference in this chapter, without reproducing them in full. Specific setback requirements for intensive animal production facilities, in accordance with ATCP 51, are as follows:
  - a. Except as provided for waste storage structures, livestock structures must be located a minimum of 100 feet from the property line if the livestock facility will have fewer than 1,000 animal units, and 200 feet from the property line if the livestock facility will have 1,000 or more animal units.
  - b. Except as provided for waste storage structures, livestock structures must be located a minimum of 100 feet from public road right-of-way if the livestock facility will have fewer than 1,000 animal units, and 150 feet from a public road right-of-way if the livestock facility will have 1,000 or more animal units.
  - c. A new waste storage structure may not be located within 350 feet of a property line, or within 350 feet of the nearest point of any public road right-of-way.
3. **Application Process.**
  - a. A livestock operator must complete the application form and worksheets prescribed by ATCP 51, including any authorized local modifications. The application form and worksheets demonstrate compliance with standards in ATCP 51 and this ordinance.
  - b. The operator must file four (4) duplicate copies of the application form, including worksheets, maps and documents (other than engineering design specifications) included in the application.
  - c. A non-refundable application fee of \$1000 payable to the Town of Nepeuskun shall accompany an application for the purpose of offsetting the Town's costs to review and process the application.
  - d. Pursuant to ATCP 51.30 (5), within forty-five (45) days after a political subdivision receives an application, it shall notify the applicant whether the application is complete. If the application is not complete, the notice shall describe the additional information needed. Within fourteen (14) days after the applicant provides all of the required information, the political subdivision shall notify the applicant

that the application is complete. This notice does not constitute an approval of the proposed livestock facility.

- e. Pursuant to ATCP 51.30 (6), within fourteen (14) days after a political subdivision notifies an applicant that the application is complete, the political subdivision shall notify adjacent landowners of the application. The political subdivision shall use the approved notice form in ATCP 51, and mail by first class mail a written notice to each adjacent landowner.
  - f. Upon determination of completeness the town clerk shall give notice of a public hearing to receive information from the applicant and receive public input on the application. Public notice shall be a class 2 notice the last of which is at least one (1) week before the date of the public hearing. The public hearing may be continued, but final decision shall be made within the time limits described in the next paragraph.
  - g. Pursuant to ATCP 51.32, a political subdivision shall grant or deny an application within ninety (90) days after the political subdivision gives notice that the application is complete under paragraph 2 above. The Town may extend this time limit for good cause, including any of the following:
    - (1) The Town needs additional information to act on the application.
    - (2) The applicant materially modifies the application or agrees to an extension.
  - h. A political subdivision shall give written notice of any extension. The notice shall specify the reason for the extension, and the extended deadline date by which the political subdivision will act on the application.
  - i. A political subdivision must issue its decision in writing. The decision must be based on written findings of fact supported by evidence in the record. Findings may be based in part on the presumptions created by ATCP 51.
  - j. If the political subdivision approves the application, it must give the applicant a duplicate copy of the approved application, marked "approved." The duplicate copy must include worksheets, maps and other documents (other than engineering specifications) included in the application.
  - k. The Town Clerk as required by ATCP 51.36 shall do all of the following within thirty (30) days of the Town's decision on the application:
    - (1) Give the Department of Agriculture, Trade and Consumer Protection written notice of the Town's decision.
    - (2) File with the Department a copy of the final application granted or denied, if the Town has granted or denied an application under this ordinance. (The copy shall include all of the worksheets, maps and other attachments included in the application, except that it is not required to include the engineering design specifications.)
  - l. If the town has withdrawn a local approval under this ordinance, a copy of the Town's final notice or order withdrawing the local approval will be filed with the Department of Agriculture, Trade and Consumer Protection
4. **Transferability of Permit.** A permit and the privileges granted by the permit run with the land approved under the permit and remain in effect, despite a change in ownership of the livestock facility, as long as the new operator does not violate the terms of the local approval. An applicant may record with the register of deeds, at the applicant's expense, the duplicate copy of the approved application. The Town requests that upon change of ownership of the livestock facility, the new owner of the facility shall file information with the Town Clerk providing pertinent information, including but not limited to such information as the name and address of the new owner and date of transfer of ownership.
5. **Expiration of Permit.** A permit remains in effect regardless of the amount of time that elapses before the livestock operator exercises the authority granted under permit, and regardless of whether the livestock operator exercises the full authority granted by the approval. However, the political subdivision may treat a permit as lapsed and withdraw the permit if the permit holder fails to do all of the following within two (2) years after issuance of permit:
- a. Begin populating the new or expanded livestock facility.
  - b. Begin constructing all of the new or expanded livestock housing or waste storage structures proposed in the application for local approval.
6. **Permit Terms and Modifications.** A permit and the privileges granted by a permit issued under this ordinance is conditioned on the livestock operator's compliance with the standards in this ordinance, and with commitments made in the application for a permit. The operator may make reasonable changes that maintain compliance with the standards in this ordinance, and the political subdivision shall not withhold authorization for those changes. A violation of the permit or a failure to comply with the commitments made in the application may result in suspension and/or termination of the permit.
7. **Town Approval.** If an applicant for a conditional use permit meets or agrees to meet all of the requirements and conditions specified in the ordinance and those imposed by the Town Board, The Town Board shall grant the conditional use permit. Any condition imposed must be related to the purpose of this ordinance
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and be based on substantial evidence. The requirements and conditions described, must be reasonable and, to the extent practicable, measurable and may include conditions such as the permit's duration or renewal. All requirements and conditions established by the Town relating to the conditional use are or shall be satisfied, both of which must be supported by substantial evidence. The Town's decision to approve or deny the permit must be supported by substantial evidence.

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**Article 10.**  
**Development and Use Standards**

**5.10.1 Building Grade.**

The finished grade for the principal structure shall be at least twelve (12) inches above the crown of any adjacent public road at the center of said structure. Where an alternate elevation would better suit the existing or proposed use surrounding the site, the zoning administrator can set an alternative finished grade which shall be noted on the zoning permit.

**5.10.2 Roads (Public). Roadways (Private).**

1. Roads and roadways shall comply with the following standards:
  - a. Roadways should follow existing contours to minimize the extent of cuts and fills.
  - b. Roadways should not be located in open fields.
  - c. Roads serving residential developments, subdivisions, or clusters of certified survey lots should be designed to provide continuity with the existing road system and with potential future roads serving adjoining parcels.
  - d. Where certified survey lots are created, sufficient right-of-way access to "interior" portions of large land holdings should be reserved.
  - e. All roads shall be built to Town standards.

**5.10.3 Driveways.**

Driveways must comply with Chapter 13: Driveway and Culvert Ordinance.

**5.10.4 Common Driveways.**

- a. **Generally.** Wherever possible, common driveways shall be used to limit the number of access points onto town, county, and state roads.
- b. **Maximum number of units served.** A common driveway may serve up to four (4) residential units.
- c. **Maintenance agreement required.** All lots using a common driveway shall be covered by a driveway maintenance agreement as approved by the Town.

**5.10.5 The Residential Building Site in any District.**

The building site shall comply with the following:

- a. Maximum total lot disturbance: 50 percent of lot area or 25,000 square feet, whichever is less. Site disturbance shall include all areas disturbed for the purpose of constructing buildings and structures as well as all graded areas and lawns. The total shall include disturbed areas both inside and outside the building envelope.
- b. Building envelopes should be selected that do not permit rooflines to protrude above the crest of hilltops.
- c. Building envelopes shall be located on the edges of fields or parcels.
- d. Building envelopes shall not encompass wetlands, heavily treed areas, floodplains, and other environmentally sensitive areas.
- e. Building envelopes shall not include areas with slopes in excess of 15 percent.
- f. Existing vegetation shall be preserved in areas where disturbance is not necessary outside the building envelope.
- g. Where landscaping is proposed, native species shall be incorporated in the design.
- h. Where building envelopes are located in woodlands, a treed area of at least thirty (30) feet between the building envelope and the common drive or roadway should be retained.
- i. On property bordering streams and creeks, not more than twenty-five (25) linear feet of shoreline per lot shall be disturbed. This includes docks, piers, and beach areas.

**5.10.6 Residential Design Principles in any District.**

In designing new residential projects the following design principles shall be followed:

- a. Minimize clearing and disruption of the landscape and take advantage of the attractive way that town roads are often lined with trees.
  - b. Preserve man-made and natural features. Traditional landscape features, (fences, tree lines, meandering creeks, streams), define outdoor areas in a natural way and create corridors for wildlife movement. Using these features as property lines is often appropriate, as long as setback requirements do not result in constructing buildings in the middle of a field.
  - c. Place buildings and structures either at the edges of fields or parcels or in cleared areas next to fields. Septic systems and drainage fields, however, may be placed in fields.
  - d. Use existing vegetation and topography to buffer and screen new development.
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- e. Minimize clearing vegetation at the edge of the road, clearing only as much as necessary to create driveway access with adequate sight distance. Use curves in the driveway design to add to the screening of the building.
- f. Locate buildings so that they do not protrude above treetops and crest lines of hills seen from public places and roads. Use vegetation as a backdrop to reduce the prominence of the structure. Wherever possible, open up views by selectively cutting small trees and lower branches of larger trees, rather than clearing large areas or removing mature trees.
- g. Minimize crossing of steep slopes with roads and driveways. When building on slopes, take advantage of the topography by building multi-level structures with entrances on more than one level (e.g. walkout basements, garages under buildings), rather than grading the entire site flat. Use the flattest portions of the site for subsurface sewage disposal systems and parking areas.
- h. Use best management practices for erosion and sediment control.

**5.10.7 Residential.**

No more than one (1) residential building shall occupy any single parcel or lot. When an old residence is being replaced by a new residence on the parcel, the old residence must be removed within a six (6) month period of receiving the occupancy permit for the new residence.

**5.10.8 Fences.**

Fences are permitted on or near property lines. All fences must comply with the minimum requirements for fences set forth in Chapter 90, Wisconsin Statutes.

**5.10.9 Farm Animals.**

1. **Agricultural Districts (A2).** Farm animals in the A-2 district shall be allowed consistent with the tables in this section and in accordance with the Winnebago County Livestock Waste Management Ordinance. The number of permitted animals per acre shall be based on the acreage of all adjacent parcels in common ownership (referred to in Exhibit 4 as "Parcel or Tract") or leased through an agreement with adjacent parcel owners. The lease agreement must specify a period of time the agreement will be in effect and be filed with Winnebago County and the applicant is issued a Waste Management permit for livestock waste disposal. For this purpose, adjacent parcels are parcels that share a lot line or are directly across the road from each other. In addition, parcels can only be subject to one lease agreement that allows livestock waste disposal.

**Exhibit 4.**

Parcel or Tract size	Requirement
Less than 2 acres	Not permitted (except hen chickens)
2 acres to 34.99 acres	one animal unit per acre
35 acres and larger	no restriction for general farming purposes

2. **Farm animals in the R-1 and C-2 districts** Farm animals may be allowed in the R-1 or C-2 district on parcels over 2 acres as a conditional use, consistent with the density regulations set forth in Exhibit 5.
3. **Animal Unit Calculation.** For the purpose of these regulations, an "animal unit" is defined in the table below. For animal types not listed in the following table, the Town shall determine equivalency to animal units as the DNR would in NR 243.

**Exhibit 5. Number of Animal Types Equivalent to 1,000 Animal Units and Animal Equivalency Factors**  
*DNR regulation NR 243*

Number Equivalent to 1,000 Animal Units	Subcategory of Animal Types	Animal Equivalency Factor
	DAIRY CATTLE	
700	Milking and dry cows	1.4
910	Heifers (800 to 1,200 lbs)	1.1
1,670	Heifers (400 to 800 lbs)	0.6
5,000	Calves (under 400 lbs)	0.2
	BEEF CATTLE	
1,000	Steers or cows (1,000 lbs to Mkt)	1.0
1,250	Steers or cows (600 to 1,000 lbs)	0.8
2,000	Calves (under 600 lbs)	0.5
700	Bulls	1.4
	SWINE	
2,500	Pigs (55 lbs to mkt)	0.4
10,000	Pigs (up to 55 lbs)	0.1
2,500	Sows	0.4
2,000	Boars	0.5
	SHEEP	
10,000	Per animal	0.1
	HORSES	
500	Per animal	2.0
	DUCKS	
5,000	Per bird (wet lot)	0.2
100,000	Per bird (dry lot)	0.01
	CHICKENS	
100,000	Layers	0.01
200,000	Broilers	0.005
	TURKEYS	
55,000	Per bird	0.018
	COMBINATION ANIMAL UNITS Calculated Total	
1,000		

**5.10.10 Outdoor Lighting – Non-commercial.**

Outdoor lighting installations shall be permitted provided they are no closer than three (3) feet to an abutting property line and they are shielded or positioned so that no excessive glare or illumination is cast upon the adjoining property.

**5.10.11 Outdoor Lighting – Commercial.**

Outdoor lighting on commercial lots, whether conforming or nonconforming, shall comply with the following:

- a. **Height of fixtures.** No light fixture shall exceed twenty-five (25) feet in height.
- b. **Design.** All fixtures shall be of a cut-off design (i.e., shall not emit light at an angle greater than 90 degrees from vertical).
- c. **Shielding.** All light fixtures shall be adequately shielded or directed so as to confine the area of light dispersion to the property and/or building area on which the fixture is located.

**5.10.12 Private Ponds and Impoundments.**

All man-made private ponds and impoundments shall comply with the following:

- a. **General design.** ~~They shall be designed so as to minimize the threat of accidental drowning.~~ The side slope of a manmade pond must provide no greater than a 1-foot vertical change for every 3-feet of horizontal change and this ratio must be maintained until the slope extends 6 vertical feet below the high-water mark.
- b. **Proximity to specified objects.** Private ponds shall be located no closer than forty (40) feet to an adjoining property boundary, no closer than fifty (50) feet to any septic system drainfield, ~~or~~ and no closer than twenty-five (25) feet from a septic tank or holding tank.
- c. **Outlets.** Outlets shall be designed so as not to concentrate runoff onto another person's property or to cause erosion.

- d. **Distance from Public roadways** The manmade pond setback from a public roadway increases two (2) times for every foot of pond depth plus the normal roadway set back distance for the zoning district. (Example: a 20-foot-deep pond would need to be 140 feet from the public road centerline - 2 times 20 plus 100 centerline setback).
- e. **An approved reclamation plan for non-metallic mining are exempt from these provisions.**

**5.10.13 Campgrounds.**

Please refer to DHS 178. Also, Wis. Stats 254.47.

**5.10.14 Manufactured Homes Anchoring.**

Manufactured homes that are not on a permanent foundation shall be placed and anchored to prevent flotation, collapse, or lateral movement due to flooding or winds. Manufactured homes shall be anchored according to the following specifications:

- a. Over-the-top ties shall be provided at each of the four (4) corners of the manufactured home, with two (2) additional ties per side at intermediate locations and manufactured homes less than fifty (50) feet long shall require one (1) additional tie per side.
- b. Frame ties shall be provided at each corner of the manufactured home, with two (2) additional ties per side at intermediate locations and manufactured homes less than fifty (50) feet long shall require one (1) additional tie per side.
- c. All components of the anchoring system shall be capable of carrying 4,800 pounds.

Manufactured Home Parks are addressed in Section 5.10.18.

**5.10.15 Home Occupation, Type I**

A Type I home occupation shall comply with the following:

- a. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.
- b. **Location.** The home occupation shall occur entirely within the dwelling unit.
- c. **Employees.** No more than one (1) nonresident employee may work on the property. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- d. **Exterior character of the dwelling unit.** The exterior character of the dwelling unit shall not be substantially altered to accommodate the home occupation.
- e. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- f. **Signs.** A sign not exceeding eight (8) square feet may be placed on the parcel to identify the business.
- g. **Retail sales.** The indoor display or retail sales of those products manufactured or otherwise made on the premises are permitted. All other on-site sales are prohibited.
- h. **Lot size.** The minimum lot size is two (2) acres.
- i. **Parking.** No parking facilities shall be allowed within any side or rear yard setback areas or within twenty-five (25) feet of any road or highway right-of-way.

**5.10.16 Home Occupation, Type II.**

A Type II home occupation shall comply with the following:

- a. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.
- b. **Location.** The home occupation shall occur entirely within the dwelling unit and/or an accessory building not exceeding 750 square feet.
- c. **Employees.** No more than three (3) nonresident employees may work on the property. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- d. **Exterior character of the dwelling unit.** The exterior character of the dwelling unit shall not be substantially altered to accommodate the home occupation.
- e. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- f. **Signs.** A sign not exceeding eight (8) square feet may be placed on the parcel to identify the business.
- g. **Retail sales.** The indoor display or retail sales of those products manufactured or otherwise made on the premises are permitted. All other on-site sales are prohibited.
- h. **Lot size.** The minimum lot size is two (2) acres.
- i. **Parking.** No parking facilities shall be allowed within any side or rear yard setback areas. Or within twenty-five (25) feet of any road or highway right-of-way.

**5.10.17 Home Occupation, Type III – Cottage Industry**

- a. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.

- b. **Location.** The home occupation shall occur entirely within the dwelling unit and/or an accessory building. No buildings except residences shall be within fifty (50) feet of a side or rear property line, and no building except a roadside stand shall be located within the front yard of the property.
- c. **Employees.** No more than five (5) nonresident employees may work on the property. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- d. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- e. **Signs.** A sign not exceeding eight (8) square feet may be placed on the parcel to identify the business.
- f. **Retail sales.** On-site retail sales are prohibited.
- g. **Lot size.** The minimum lot size is two (2) acres.
- h. **Parking.** No parking facilities shall be allowed within any side or rear yard setback areas. Or within twenty-five (25) feet of any road or highway right-of-way.
- i. **Noise.** No part of any building used as an agricultural commerce enterprise where repairs to equipment and machinery are performed for hire, or where the fabrication of parts, equipment, or other products for sale occurs, or involves in any other way hammering or other work causing loud or unusual noise, fumes or odors, shall be located within two hundred (200) feet of any R1–Residential District.

**5.10.18 Home Occupation, Type IV.** A Type IV home occupation shall comply with the following:

- a. **Validity of use.** The individual primarily responsible for the home occupation must reside in a dwelling unit on the parcel.
- b. **Location.** The home occupation shall occur entirely within the dwelling unit and/or an accessory building.
- c. **Employees.** No more than one (1) nonresident employee may work on the property. (Note: There is no restriction on the number of people that may be employed and that work off-site.)
- d. **Exterior character of the dwelling unit.** The exterior character of the dwelling unit shall not be substantially altered to accommodate the home occupation.
- e. **Storage of materials.** Exterior storage of materials or equipment is prohibited.
- f. **Signs.** A sign may not be placed on the parcel to identify the business. There shall be no exterior evidence that a building is being used for any purpose other than a dwelling or an accessory structure.
- g. **Retail sales.** The indoor display or retail sales of those products manufactured or otherwise made on the premises are permitted. All other on-site sales are prohibited.
- h. **Lot size.** There is no minimum lot size.
- i. **Parking.** No parking facilities shall be allowed within any side or rear yard setback areas or within twenty-five (25) feet of any road or highway right-of-way.
- j. The home occupation shall not cause any odor, dust, smoke, vibration, noise, runoff, heat, glare, or electromagnetic interference, which can be detected at, or beyond, the property line.

**5.10.19 Manufactured Home Park.** Manufactured Home Parks shall comply with the following:

- a. **Site size.** Each site to accommodate a manufactured home shall contain not less than 5,000 square feet with a minimum width of fifty (50) feet.
  - b. **Parking.** Each site to accommodate a manufactured home shall contain one (1) parking space upon which the manufactured home shall be situated and one (1) automobile parking space which shall be paved with concrete or bituminous material.
  - c. **Internal access.** There shall be a system of private roadways which are at least twenty-four (24) feet wide and paved with concrete or bituminous material. Such road system shall provide access from each and every manufactured home and automobile parking space within such manufactured home park to the public road.
  - d. **Limitation on accesses.** A manufactured home park shall not have more than two (2) points of ingress/egress onto any public road.
  - e. **Setbacks and separation.**
    - (1) Each manufactured home site shall be separated from all other manufactured home sites, automobile parking spaces, or service buildings or structures within such park by open spaces, permanently planted to grass, flowers, shrubs, or trees, which shall not be less than fifteen (15) feet wide, except that there need not be more than a 5-foot setback from an access driveway; provided, however, that such 5-foot setback shall apply to the longest manufactured home to be accommodated within such park.
    - (2) All manufactured home park maintenance, storage areas or facilities, and sewage treatment facilities shall be screened from all dwelling lots, internal streets, and public roads by manmade screens or natural plant materials.
-

- (3) A minimum of ten (10) percent of the gross manufactured home park area or 1,000 square feet per dwelling unit, whichever is larger, shall be provided for outdoor recreation. This recreation space shall be suitable for outdoor recreational activity and shall be easily accessible to all units. The Town reserves the right to accept a fee in place of the land area should the town deem appropriate based on the recommendation of prior planning efforts.
  - (4) No manufactured home shall be located less than fifty (50) feet from any front, side, or rear yard line of the lot or parcel.
  - (5) No manufactured home shall be located less than fifty (50) feet from any maintenance, storage areas or facilities, and sewage treatment facilities if present.
  - (6) There shall be a maintained vegetated buffer, not less than twenty (20) feet in width, within any yard area not fronting on a public road.
  - (7) Where the property fronts on a public road or highway, within the required yard area at least 50 percent of the length of the frontage on said public road shall be planted and maintained with a vegetated buffer.
  - (8) No manufactured home or other structures, or parking areas, shall be located within one hundred (100) feet of a stream edge or any wetland as defined by state or federal law. With the exception of stream crossings, no roadways shall be located within one hundred (100) feet horizontal distance from a stream edge or any wetland as defined by state or federal law.
- f. **Maintenance.** The manufactured home park owner shall be responsible for the maintenance of all park facilities, including areas designated as open space, recreation areas, landscaping, streets, privately owned sewage disposal and water supply systems, and solid-waste collection and storage facilities. Maintenance provisions shall be addressed through the conditional use permit process.
- g. **Installation.**
- (1) All manufactured home tow bars and hitches which are designed to be removable at the time of installation shall be removed in accordance with the manufacturer's instructions when the dwelling is sited.
  - (2) Each dwelling within the manufactured home park shall have the space underneath the dwelling enclosed by skirting constructed of fire-resistant material.
  - (3) Where an individual manufactured home lot abuts a front yard of the manufactured home park or a side or rear yard that borders a public road or highway, said manufactured home shall be sited in a manner so that the longer side of the manufactured home is parallel to or nearly parallel to the public road or highway right-of-way line.
- h. **Office.** Each manufactured home park shall maintain an office where a register shall be kept for the registration of all occupants, which register shall be open to County or Town officials for inspection.
- i. **Compliance with other laws.** All lots must be developed and duly recorded pursuant to state and Chapter 18 of the Winnebago County Subdivision Ordinance. Unsewered lots must comply with Chapter ILHR 85 of the Wisconsin Administrative Code. All other aspects of the manufactured housing community shall comply with applicable state regulations.

#### 5.10.20 Cemeteries.

All cemeteries established after the adoption date of this code shall comply with the following standards:

- a. A cemetery shall have at least fifty (50) double burial plots measuring at least 10' by 10' to accommodate two (2) adult burials measuring 37" x 93" x 6".
- b. Burial plots shall not be located in the floodplain or in wetland areas.
- c. The cemetery shall have a public access road to its outside boundary.
- d. The cemetery shall be protected from the grazing of farm animals.
- e. Burial plots shall not be located within fifty (50) feet of a public road right-of-way.
- f. A permanent marker stating the name of the deceased and the birth and death dates, if known, shall identify the location of each occupied burial plot.
- g. The cemetery shall have a formal name, which shall be placed on a permanent sign located by the main entrance to the cemetery.
- h. Each burial plot shall have access to a private drive at no greater distance than five (5) lots apart.

#### 5.10.21 Accessory Uses.

1. **Generally.** Unless otherwise specified in other sections, accessory uses and structures are permitted in any district, but not until their principal structure is present or under construction. Residential accessory uses shall not involve the conduct of any business, trade or industry. Accessory uses include incidental repairs; storage; parking facilities; employees and owner's itinerant agricultural laborer's quarters not for rent; private swimming pools; and private emergency shelters.

2. **Accessory use location.** Unless otherwise specified in other sections or granted by variance, accessory uses and detached accessory structures are permitted within the buildable area or in the side or rear yard only. They shall be ten (10) or more feet from the principal structure and any lot line. For non-agricultural uses, structures ~~shall not exceed eighteen (18) feet in height and~~ shall not occupy more than 20 percent of the rear or yard area of the site.

**5.10.22 Farm Buildings.** Farm buildings and other out-buildings exceeding 120 square feet (cumulative area) shall only be allowed as an accessory use to a residence. For parcels exceeding thirty-five (35) acres, farm buildings and other out-buildings are allowed as a conditional use when a residence is not located on the premises.

**Resolution NO 06-2021-02**

**TOWN OF NEPEUSKUN**

**WINNEBAGO COUNTY, WISCONSIN**

**Text Amendments to the Town of Nepeuskun Municipal Code**

WHEREAS, the Town of Nepeuskun Town Board has deemed it is in its best interest and that of its citizens to amend the Town of Nepeuskun Municipal Code that would address the needs of the Town of Nepeuskun, and;

WHEREAS, the Town of Nepeuskun Town Board directed the Town of Nepeuskun Plan Commission, with the assistance of Cedar Corporation to review and recommend text amendments to the Town of Nepeuskun Municipal Code, and;

WHEREAS, the Town of Nepeuskun Plan Commission held a Public Hearing on proposed text amendments to the Town of Nepeuskun Municipal Code on April 12, 2021 for the purpose of collecting comments and public input, and;

WHEREAS, the Town of Nepeuskun Plan Commission following the April 12, 2021 Public Hearing on proposed text amendments to the Town of Nepeuskun Municipal Code, recommended adoption of the text amendments by the Town Board, and;

WHEREAS, the Town of Nepeuskun Municipal Code text amendments also include any changes as identified by the minutes of the April 19, 2021 Town Board meeting and are included by reference within

NOW, THEREFORE BE IT RESOLVED the Town of Nepeuskun Town Board adopts the text amendments to the Town of Nepeuskun Municipal Code.

The amended Town of Nepeuskun Municipal Code shall take effect upon passage by the Winnebago County Board of Supervisors and posting (or publication) as required by law.

The amended Town of Nepeuskun Municipal Code is hereby adopted as the general code of ordinances in and for the Town of Nepeuskun, Winnebago County, Wisconsin

Dated this 21st day of June, 2021.

TOWN OF NEPEUSKUN

By: Kyle Graham  
Town Chairperson

Attest: Rebecca Penna

Town Clerk

DATE: 07/20/21

# R E S O L U T I O N

No. 006

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/06/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Christie Prah 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 & R-1 (Agricultural/Rural Residential)** of said ordinance, which it now and heretofore had, to the zoned district of **R-1 (Rural Residential)**.

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 Vinland)

PARCEL NO: **026-0308-02-01, 026-0308-02-03; FROM A-2 & R-1 TO R-1**

### 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**





## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie PrahI - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie PrahI is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.** *MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved*

A-2/R-1 To R-1 FLU. RES

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: CHRISTIE PRAHL

Address of Owner: 3147 VINLAND CENTER RD NEENAH WI 54956

Name of Applicant: CHRISTIE PRAHL

Address of Applicant: SAME AS ABOVE

Legal Description of Area to be Rezoned: **14,170 SQ FT**

Tax Parcel Number (if Existing Parcel): 026-0308-02-01., 026-0308-02-03

**Section 14                      Town 19 N.                      Range 16E.**

Existing Zoning: A-2 / R-1    Name of District: AGRICULTURAL / RURAL RESIDENTIAL.

Proposed Zoning: R-1    Name of District: R-1 RURAL RESIDENTIAL.

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

1. Does the Town have an adopted land use plan? Yes
2. Does the request agree with the plan?                      Yes
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on 5/10/ 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5/28/21  
Clerk/Treasurer: Karen Brazee

be made at the June board meeting. **Motion made by Frakes to post open positions on the website along with job descriptions/seconded by Devens. Motion carried.**

4. Discuss/Take Action: Town of Vinland Mask Mandate/policy: Chairman O'Connell began discussion that it is not a mandate, but actually a town policy which started in Sept 2020. Statewide mandate is gone and about 50% of population has been vaccinated. Appreciates everyone's concerns and wants input from attendees:
  - would be in favor of eliminating, time to put an end to the policy
  - County is not enforcing, Vinland has 1-4 cases of covid
  - make masks optional
  - personal health decision/choice
  - would ask to be revisited if covid cases rise

Chairman O'Connell asked the residents that were present if anyone would have not attended the board meeting, if we didn't require masks. No residents noted such. **Motion made by Frakes to remove mask policy and revisit if covid numbers increase. Mask non-requirement effective immediately/seconded by Devens. Motion carried.**

#### Zoning:

1. Discuss/Take Action: Zoning on Pahlow/Hanson-Prahl property, involving portion of tax parcel#: 026-03080203. Per ZA Spierowski- change is straight forward with adding frontage and meets zoning ordinance. **Motion to approve zoning change made by Devens/seconded by Frakes. Motion carried.**
2. Discuss/Take Action: Rezoning of Gary Schneider, Roger Erdmann, et. al/026-0204 and 026-0205: Per ZA- these parcels were missed at the last board meeting from the removal of farmland preservation. Owners of parcel were not aware that their property was zoned A1 and would like it changed to A2. **Motion to approve zoning change made by Devens/seconded by Frakes. Motion carried.**
3. Discuss/Take Action: CSM review for James Pahlow/Christie Prahl: ZA Spierowski sees no concern on the CSM. **Motion to approve CSM made by Deven/seconded by Frakes. Motion carried.**
  - Discuss/Take Action: Site plan for Kwik Trip/ parcel# 026-051902: ZA Spierowski indicated that Kwik Trip is adding a walk in freezer/frig which is going on the back side of the building. Not disturbing any impervious surface. **Motion to approve site plan made by Devens/seconded by Frakes. Motion carried.**

#### Town of Vinland Board/Road Report:

Chairman O'Connell noted that the Board has recently done the annual road survey and noticed a few frost heaves. Will be getting itemization from Dan w/ Winnebago County on repair recommendations and costs. Supervisor Devens picked up a TV that was dumped in a town ditch. Annual road survey was informative and will get details to the public soon.

#### Sharing of Correspondence.

- Retirement party/gather for Chuck Farrey and Ray Batley is scheduled for June 12<sup>th</sup>. Please watch website for timeframe TBD.
- Maggie Starr, Deputy Clerk/Treasurer was granted scholarship by UW-GB for the Clerk/Treasurer's institute for free classes this year, which saves the Town almost \$500
- Any interested parties for becoming Animal Control person should contact the town.

A motion to adjourn was made by Devens/seconded by Frakes. Motion carried. Meeting adjourned at 8:16 pm.

Karen Brazee, Clerk/Treasurer

A handwritten signature in black ink, reading "Don O'Connell". The signature is written in a cursive style with a large initial "D" and "O".

---

Don O'Connell, Chairman

County Supervisor report: Currently there is a resolution to reduce the County Board size due to the census. County Supervisor Farrey is asking for support to not reduce the size as it's important to keep rural representation.

County is also focusing on Sawyer Creek as City of Oshkosh wants part of it, which goes into the Town of Nekimi. City wants to restrict farmers in that area on their use of the land and take away the farmers' rights. City is looking to have better image to the federal government due to the MS4 restrictions. New County Executive will be getting approached again on the focus and the County is hoping to defeat the proposal.

Chairman O'Connell questioned when the boat docks will be put in at Grundman landing. Farrey will check into timeframe and get back to us.

#### Public input:

- Deputy Clerk/Treasurer Maggie Starr brought up Community Blood Center is having a blood drive at the Community Church on Ryf Road on Thursday. Please contact the Center to schedule an appointment as they are in great need of blood donations.
- Resident Candace Leach questioned why mask mandate/policy was on the agenda. Chairman O'Connell responded that he wanted public input on the policy as it was in effect since Sept 2020 with no ending date.

#### Discussion/Action Items:

1. Discuss/Take Action: Operator's license for Mark Dethardt. No concerns on issuance. **Motion made by Devens to approve license/seconded by Frakes. Motion carried.**
2. Discuss/Take Action: Address/911 sign replacement options: Chairman O'Connell noted that the signs have been up for over 15 years. Wants options for the Board to consider and wants input from residents on how to proceed. Input from residents included:
  - replace all signs regardless of being faded or not
  - use grant money from the American Rescue Plan Act (ARPA)/ Local Fiscal Recovery Funds (LFRF) to purchase
  - not to buy from the same distributor that the faded ones came from
  - keep layout the same, so if we do them all- residents can save their good one for future use
  - fed relief is not clear when it's avail, rather not wait for those funds
  - grant money "may be" available this summer, but not much info has been released yet
  - if there's only 200 faded out of 800+ signs, why do all?
  - other town's do not have faded signs, our town had to have received a bad batch
  - likes idea of FD installing, but residents should be notified, so others can help
  - cannot rely on grant money to cover cost of signs, as it's still unclear
  - board has been kicking around the idea for a long time, a decision needs to be made
  - cannot leave sign install up to the residents, cause it may not get done
  - wants advance notice on install, so residents can be aware of people on their property to ensure safety of installers from dogsChairman O'Connell thanked everyone for input and advised decision will be made. **Motion made to table this topic and discuss/take action at the June board meeting made by Devens/seconded by Frakes. Motion carried.**
3. Discuss/Take Action: Appointment opportunities to the Board of Appeals and the Plan Commission. Plan Commission is in need of 2 alternates and the Board of Appeals is in need of one member and alternate if Chairman Matt Kirkman and Member Bob Weber decide to stay on. Chairman O'Connell asked for job descriptions and noted that the appointments will



**PUBLIC HEARING MINUTES**  
**Monday, May 10, 2021 @ 6:45 PM**

DISCUSSION ON THE FOLLOWING:

- Rezoning for portion of parcel# 026-03080203 for James Pahlow and Christine & Eric Prah.

The meeting was called to order at 6:45 pm by Chairman O'Connell. This public hearing was to rezone the portion of the Pahlow property that was sold to the Prah's to match their zoning of R1.

The public was invited to comment, in which there was none.

A motion to adjourn was made by Devens/Frakes seconded. Motion carried and meeting was adjourned at 6:52 pm.

**Town Board Meeting Minutes**  
**Monday, May 10, 2021 @ 7:00 PM**

The Vinland Town Board held its monthly meeting in the Vinland Town Hall, 6085 County Road T Oshkosh, WI 54904 on Monday, May 10, 2021 @ 7:00 PM. Present were Chairman Don O'Connell, Supervisors Todd Devens & Stacy Frakes, Clerk/Treasurer Karen Brazee, Building Inspector Tom Spierowski and 15 others.

Chairman O'Connell called the meeting to order asking all present to join in the pledge of allegiance.

Review/Comment: Fire Department minutes of May 4, 2021: O'Connell asked for comments from any FD members on the offer presented by the snowmobile club to split of cost on a UTV purchase. Fireman Maxwell and Phillips indicated that no action was taken by the Fire Department. Would need to look into further for more input as no discussion on housing the UTV and the insurance liability. **No other comments.**

Approval of Minutes:

1. Discuss/Take Action: Town Board Meeting minutes of April 12 and workshop of April 29, 2021. **A motion to approve both minutes was made by Devens/seconded by Frakes. Motion carried.**

Financial report for April 2021:

1. Clerk/Treasurer's report on all accounts held by the Town. Total of all accounts \$328,670.63, reserve accounts= \$116,556.04, outstanding checks= \$2921.28, receipts= \$36,168.10. Reconciliation has been made with both financial institutions. **Motion to approve was made by Devens/seconded by Frakes. Motion carried.**
2. Authorization to pay all bills submitted by the Clerk/Treasurer. Chairman O'Connell addressed the billing from McMahon and Assoc to be held until clarification is received if the MS4 report has been filed on our behalf. Devens addressed the need for new animal control due to mileage from our current rep. **Motion to approve bills with hold on McMahon & Assoc billing made by Frakes/seconded by Devens. Motion carried.**

County Supervisor report: Currently there is a resolution to reduce the County Board size due to the

County Supervisor report: Currently there is a resolution to reduce the County Board size due to the census. County Supervisor Farrey is asking for support to not reduce the size as it's important to keep rural representation.

County is also focusing on Sawyer Creek as City of Oshkosh wants part of it, which goes into the Town of Nekimi. City wants to restrict farmers in that area on their use of the land and take away the farmers' rights. City is looking to have better image to the federal government due to the MS4 restrictions. New County Executive will be getting approached again on the focus and the County is hoping to defeat the proposal.

Chairman O'Connell questioned when the boat docks will be put in at Grundman landing. Farrey will check into timeframe and get back to us.

#### Public input:

- Deputy Clerk/Treasurer Maggie Starr brought up Community Blood Center is having a blood drive at the Community Church on Ryf Road on Thursday. Please contact the Center to schedule an appointment as they are in great need of blood donations.
- Resident Candace Leach questioned why mask mandate/policy was on the agenda. Chairman O'Connell responded that he wanted public input on the policy as it was in effect since Sept 2020 with no ending date.

#### Discussion/Action Items:

1. Discuss/Take Action: Operator's license for Mark Dethardt. No concerns on issuance. **Motion made by Devens to approve license/seconded by Frakes. Motion carried.**
2. Discuss/Take Action: Address/911 sign replacement options: Chairman O'Connell noted that the signs have been up for over 15 years. Wants options for the Board to consider and wants input from residents on how to proceed. Input from residents included:
  - replace all signs regardless of being faded or not
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3. Discuss/Take Action: Appointment opportunities to the Board of Appeals and the Plan Commission. Plan Commission is in need of 2 alternates and the Board of Appeals is in need of one member and alternate if Chairman Matt Kirkman and Member Bob Weber decide to stay on. Chairman O'Connell asked for job descriptions and noted that the appointments will

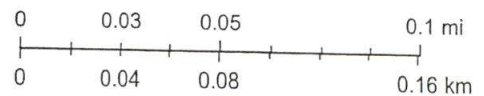
# Site Map



4/22/2021, 8:41:20 AM

1:3,000

- Adjacent Counties
  - Lakes, Ponds and Rivers
  - Navigable Waterways
    - Navigable - Permanent (unchecked)
    - Navigable - Intermittent (unchecked)
- Navigable - Permanent (checked)
  - Navigable - Intermittent (checked)
  - Navigable - Stream (checked)
  - Tax Parcel Boundary
  - Road ROW



Town of Vinland  
General Application Form

APPLICATION TYPE:

- ZONING CHANGE (\$300.00)
- VARIANCE (\$300.00)
- CONDITIONAL USE PERMIT (\$300.00)
- SWIMMING POOL PERMIT (\$40.00)
- POND PERMIT (\$40.00)
- SIGN PERMIT (\$50.00)
- CSM REVIEW (\$150.00)

SITE PLAN IS REQUIRED

PLEASE PRINT OR TYPE:

PROPERTY OWNER: Jim Pahlow

MAILING ADDRESS: 3179 Vinland Center Road

CITY: Neenah STATE: Wi ZIP CODE: 54956

PHONE: (773) 706-1251 FAX: — DATE: 4-11-21

SIGNATURE: \_\_\_\_\_

APPLICANT'S NAME: Christie Hanson (Pahl)

MAILING ADDRESS: 3147 Vinland Center Road

CITY: Neenah STATE: Wi ZIP CODE: 54956

PHONE: (920) 422-0130 FAX: — DATE: 4-11-21

SIGNATURE: Christie Hanson

ADDRESS OF AFFECTED PROPERTY: 3179 Vinland Center Rd

TAX KEY/PARCEL NO. 02603080203 026-03080201 PT NENWDESC as lot 1 of  
SECTION \_\_\_\_\_ RANGE: \_\_\_\_\_ Csm 74226.00 A.

1. ZONING: EXISTING \_\_\_\_\_ OVERLAY \_\_\_\_\_ PROPOSED \_\_\_\_\_

2. SEWER: EXISTING:  NEW \_\_\_\_\_ COUNTY PERMIT# \_\_\_\_\_

3. EXISTING USE OF PROPERTY: lawn

Town of Vinland  
General Application Form

4. PROPOSED USE OF THE PROPERTY: *Remain the same, other than a vegetable garden in time add a pole building*

5. ATTACH A COPY OF A DETAILED LEGAL DESCRIPTION OF THE PROPERTY.

*Matt emailed description to Tom survey in process*

PLEASE MAKE ALL CHECKS PAYABLE TO THE TOWN OF VINLAND

PLEASE SEND THE REQUIRED INFORMATION TO:

TOM SPIEROWSKI  
6085 County Rd. T  
Oshkosh, WI 54904

IF YOU HAVE ANY QUESTIONS, PLEASE CALL TOM AT:  
920-428-3361

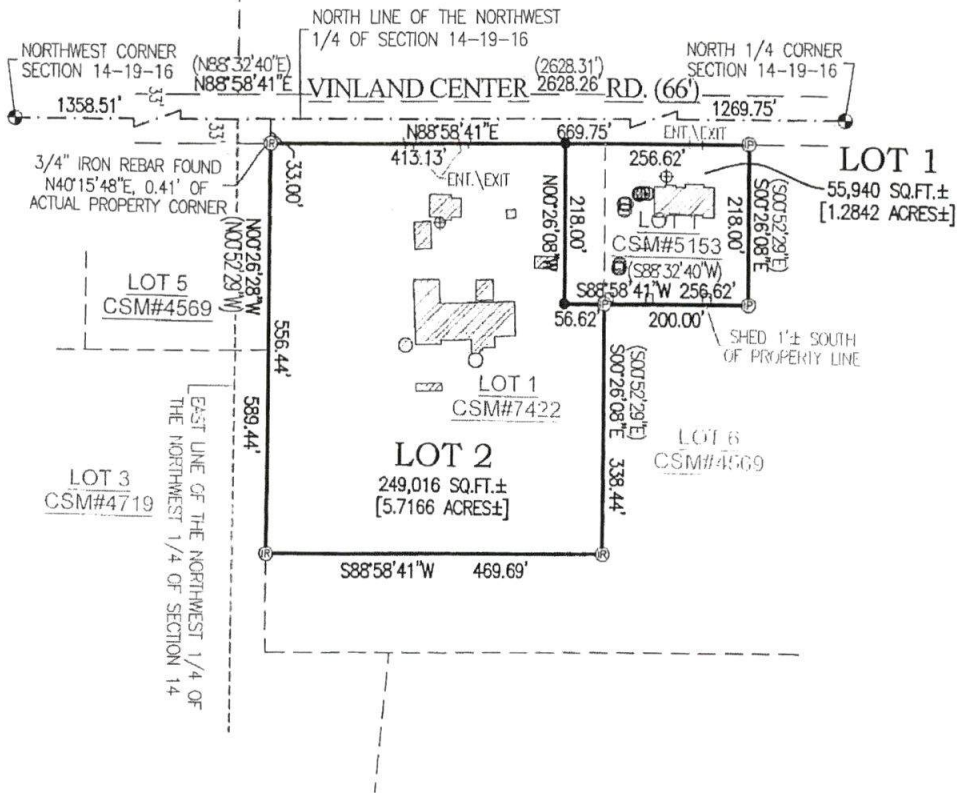
**REMEMBER!** ALL APPLICATIONS MUST BE RECEIVED A MINIMUM OF TWENTY-ONE (21) DAYS PRIOR TO MONTHLY TOWN BOARD MEETINGS WHICH ARE HELD THE SECOND MONDAY OF EACH MONTH.

# CERTIFIED SURVEY MAP NO. \_\_\_\_\_

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5153 AS RECORDED IN DOCUMENT NO. 1213390 AND ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 7422 AS RECORDED IN DOCUMENT NO. 1780015, LOCATED IN THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 14, TOWNSHIP 19 NORTH, RANGE 16 EAST, TOWN OF VINLAND, WINNEBAGO COUNTY, WISCONSIN.

**OWNERS OF RECORD:**  
 JAMES PAHLOW  
 TAX PARCEL #02603080203  
 AND  
 CHRISTINE A. PRAHL  
 TAX PARCEL #02603080201

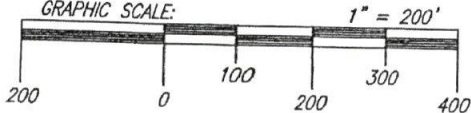
UNPLATTED LANDS  
 GEORGE C. & VERNA A.  
 DOBBERKE REVOCABLE TRUST



**LEGEND:**

- = 1" X 18" I.D. PIPE SET, WEIGHING 1.13 LBS. PER LIN. FT.
- ⊕ = 1" IRON PIPE WITH M&E CAP FOUND
- ⊗ = 3/4" IRON REBAR FOUND
- ⊙ = BERNTSEN MONUMENT FOUND
- ( ) = RECORDED AS
- ⊕ = WELL
- ⊙ = SEPTIC TANK/VENT

**GRAPHIC SCALE:**



NORTH IS REFERENCED TO THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 14, TOWNSHIP 19 NORTH, RANGE 16 EAST, TOWN OF VINLAND, WINNEBAGO COUNTY, WISCONSIN, WHICH BEARS N88°58'41"E PER THE WISCONSIN COUNTY COORDINATE SYSTEM (WINNEBAGO COUNTY)

CHRISTOPHER E. PERREULT, PLS-2249 DATED CAROW LAND SURVEYING CO., INC. 615 N. LYNNDALE DR., P.O. BOX 1297 APPLETON, WISCONSIN 54912-1297 PHONE: (920)731-4168 A2104.17 DATED: 4-23-2021 DRAFTED BY: (ajd RDD)

**CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5153 AS RECORDED IN DOCUMENT NO. 1213390 AND ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 7422 AS RECORDED IN DOCUMENT NO. 1780015, LOCATED IN THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 14, TOWNSHIP 19 NORTH, RANGE 16 EAST, TOWN OF VINLAND, WINNEBAGO COUNTY, WISCONSIN.

**SURVEYOR'S CERTIFICATE:**

I, CHRISTOPHER E. PERREAULT, PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5153 AS RECORDED IN DOCUMENT NO. 1213390 AND ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 7422 AS RECORDED IN DOCUMENT NO. 1780015, LOCATED IN THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 14, TOWNSHIP 19 NORTH, RANGE 16 EAST, TOWN OF VINLAND, WINNEBAGO COUNTY, WISCONSIN. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE MADE SUCH SURVEY UNDER THE DIRECTION OF ERIC HANSON, 3147 VINLAND CENTER ROAD, NEENAH, WI 54956.

THAT THIS MAP IS A CORRECT REPRESENTATION OF THE EXTERIOR BOUNDARY LINES OF THE LAND SURVEYED.

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN STATUTES AND THE SUBDIVISION ORDINANCE OF WINNEBAGO COUNTY.

CHRISTOPHER E. PERREAULT, PLS-2249 DATED  
CAROW LAND SURVEYING CO., INC.  
615 N. LYNNDAL DRIVE, P.O. BOX 1297  
APPLETON, WISCONSIN 54912-1297  
PHONE: (920)731-4168  
A2104.17 (RFR) DATED: 4-23-2021

**NOTES:**

- 1) THIS CSM CONSISTS OF TAX PARCEL NO. (S): 02603080201 AND 02603080203.
- 2) THE PROPERTY OWNER (S) OF RECORD IS (ARE): CHRISTINE A. PRAHL AND JAMES PAHLOW.
- 3) THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT (S): DOCUMENT NO. 1459317 & 1780539.

**TOWN BOARD CERTIFICATE:**

WE HEREBY CERTIFY THAT THE TOWN OF VINLAND BOARD OF SUPERVISORS APPROVED THIS CERTIFIED SURVEY MAP ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
TOWN CHAIRPERSON

\_\_\_\_\_  
TOWN CLERK

**WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE APPROVAL:**

PURSUANT TO THE WINNEBAGO COUNTY SUBDIVISION ORDINANCE, ALL REQUIREMENTS FOR APPROVAL HAVE BEEN FULFILLED. THIS CERTIFIED SURVEY MAP WAS APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
CHAIRPERSON, WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE.

**TREASURER CERTIFICATE:**

I HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES OR UNPAID SPECIAL ASSESSMENTS ON ANY OF THE LAND INCLUDED ON THIS CERTIFIED SURVEY MAP

\_\_\_\_\_  
TOWN TREASURER

\_\_\_\_\_  
DATED

\_\_\_\_\_  
COUNTY TREASURER

\_\_\_\_\_  
DATED

**CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

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**OWNER'S CERTIFICATE:**

AS OWNER (S), I (WE) HEREBY CERTIFY THAT I (WE) CAUSED THE LAND DESCRIBED ON THIS CERTIFIED SURVEY MAP TO BE SURVEYED, DIVIDED AND MAPPED AS REPRESENTED HEREON. I (WE) ALSO CERTIFY THAT THIS MAP IS REQUIRED BY S.236.10 OR 236.12 OF THE WISCONSIN STATUTES TO BE SUBMITTED TO THE FOLLOWING FOR APPROVAL: TOWN OF VINLAND AND WINNEBAGO COUNTY.

WITNESS THE HAND AND SEAL OF SAID OWNER (S) THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
CHRISTINE A. PRAHL

STATE OF WISCONSIN    )  
                                  )SS  
COUNTY OF WINNEBAGO)

PERSONALLY CAME BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, THE ABOVE NAMED PERSON (S) TO ME KNOWN TO BE THE PERSON (S) WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES \_\_\_\_\_

\_\_\_\_\_  
CHRISTOPHER E. PERREAULT, PLS-2249 DATED  
CAROW LAND SURVEYING CO., INC.  
615 N. LYNNDAL DRIVE, P.O. BOX 1297  
APPLETON, WISCONSIN 54912-1297  
PHONE: (920)731-4168  
A2104.17 (RFR) DATED: 4-23-2021



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WITNESS THE HAND AND SEAL OF SAID OWNER (S) THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
JAMES PAHLOW

STATE OF WISCONSIN )  
                                  )SS  
COUNTY OF WINNEBAGO)

PERSONALLY CAME BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, THE ABOVE NAMED PERSON (S) TO ME KNOWN TO BE THE PERSON (S) WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES \_\_\_\_\_

\_\_\_\_\_  
CHRISTOPHER E. PERREAULT, PLS-2249 DATED  
CAROW LAND SURVEYING CO., INC.  
615 N. LYNNDALE DRIVE, P.O. BOX 1297  
APPLETON, WISCONSIN 54912-1297  
PHONE: (920)731-4168  
A2104.17 (RFR) DATED: 4-23-2021

DATE: 07/20/21

# R E S O L U T I O N

No. 007

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/07/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Brad Starr 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Change

1. Christie PrahI - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie PrahI is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: **STARR, BRAD E. and MARGARET M.**

Address of Owner: **3276 VINLAND CENTER RD NEENAH, WI. 54956**

Name of Applicant: **TOWN OF VINLAND**

Address of Applicant: **6085 COUNTY RD T OSHKOSH, WI. 54904**

Legal Description of Area to be Rezoned: **Approx. 101.6 ACRES**

Tax Parcel Numbers (if Existing Parcel): **(026)0232, 023301, 0234, 024801, 0249 and 0250**

**Section: 10                      Town 19N.                      Range 16E.**  
**Section: 11                      Town 19N.                      Range 16E.**

Existing Zoning: **A-1**    Name of District: **AGRI-BUSINESS DISTRICT.**

Proposed Zoning: **A-2**    Name of District: **GENERAL FARMING DISTRICT.**

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

- 1. Does the Town have an adopted land use plan? **Yes**
- 2. Does the request agree with the plan?                      **Yes**
- 3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on **April 12, 2021** and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5.28.21  
Clerk/Treasurer: Karen Brazee

outs

Maggie Starr

March 15, 2021

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

Option 1:

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you. *Chuck Farrey 3-29-2021*

Option 2:

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is VERY IMPORTANT!

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733



PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
260232	13.33	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54956
26023301	1.19	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54957
260234	6.66	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54958
26024801	0.42	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54959
260249	40.00	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54960
260250	40.00	STARR, BRAD	STARR, MARGARE	3276 VINLAND CENT	NEENAH WI 54961

DATE: 07/20/21

# R E S O L U T I O N

No. 008

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/08/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Muttart Rev Tst 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0572, 026-0573**; FROM **A-1** TO **R-1**

### 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Pahl - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Pahl is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved*

A-1 to A-2 FLU: Ag, Rural ~~Res~~  
& Non-Res

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: MUTTART REV TST, NATHAN L. and MARJORIE M.

Address of Owner: 2190 NEE-VIN RD NEENAH, WI. 54956

Name of Applicant: TOWN OF VINLAND

Address of Applicant: 6085 COUNTY RD T OSHKOSH, WI. 54904

Legal Description of Area to be Rezoned: Approx. 80 ACRES

Tax Parcel Numbers (if Existing Parcel): (026)0572 and 0573

**Section: 18                  Town 19N.                  Range 17E.**

Existing Zoning: A-1      Name of District: AGRI-BUSINESS DISTRICT.

Proposed Zoning: A-2      Name of District: GENERAL FARMING DISTRICT.

Town Board Action:                  **Approved: XX**                  **Denied:**

Findings:

1. Does the Town have an adopted land use plan? Yes
2. Does the request agree with the plan? Yes
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on April 12, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                  Dated: 5-28-21  
Clerk/Treasurer: Karen Brazee

March 15, 2021

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

✓ Option 1: *By ordinance M. H. Mattart*

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you.

Option 2:

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is **VERY IMPORTANT!**

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733



PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
260572	40.00	MUTTART REV TST, NATHAN L	MUTTART REV TS	2190 NEE-VIN RD	NEENAH WI 54956
260573	40.00	MUTTART REV TST, NATHAN L	MUTTART REV TS	2190 NEE-VIN RD	NEENAH WI 54956

DATE: 07/20/21

**R E S O L U T I O N**

No. 009

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/09/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Wilde Farms Inc 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0487 & 026-0489**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Pahl - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Pahl is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. **Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.**

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. **David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.**

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. **Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.**

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. **Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.**

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BTz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BTz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BTz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

A-1 to H-2 FLU: Ag & Rural  
Cosh

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: WILDE FARMS INC

Address of Owner: 4070 MAXWELL RD, WI. 54904

Name of Applicant: TOWN OF VINLAND

Address of Applicant: 6085 COUNTY RD T OSHKOSH, WI. 54904

Legal Description of Area to be Rezoned: **Approx. 114.06 ACRES**

Tax Parcel Numbers (if Existing Parcel): (026)0487 and 0489

**Section: 22                      Town 19N.                      Range 16E.**

Existing Zoning: A-1    Name of District: AGRI-BUSINESS DISTRICT.

Proposed Zoning: A-2    Name of District: GENERAL FARMING DISTRICT.

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

1. Does the Town have an adopted land use plan? Yes
2. Does the request agree with the plan? Yes
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on April 12, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5-28-21  
Clerk/Treasurer: Karen Brazee

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: **BOSS FARMS INC**

Address of Owner: **4070 MAXWELL RD, WI. 54904**

Name of Applicant: **TOWN OF VINLAND**

Address of Applicant: **6085 COUNTY RD T OSHKOSH, WI. 54904**

Legal Description of Area to be Rezoned: **Approx 232.42 ACRES**

Tax Parcel Numbers (if Existing Parcel): **(026)049601, 0497, 0498, 050102, 0504**

**Section: 23                      Town 19N.                      Range 16E.**

Existing Zoning: **A-1**    Name of District: **AGRI-BUSINESS DISTRICT.**

Proposed Zoning: **A-2**    Name of District: **GENERAL FARMING DISTRICT.**

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

1. Does the Town have an adopted land use plan? **Yes**
2. Does the request agree with the plan? **Yes**
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on **April 12, 2021** and that all required notices were posted and/or mailed as required by local ordinance.

Signed: *Karen Brazee*                      Dated: 5/28/21  
Clerk/Treasurer: Karen Brazee



March 15, 2021

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

Option 1:

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you.

Option 2: Dale Wilde NO = A1

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is VERY IMPORTANT!

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733

PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
26049601	22.41	BOSS FARMS		4070 MAXWELL RD	OSHKOSH WI 54904
260497	40.00	BOSS FARMS		4070 MAXWELL RD	OSHKOSH WI 54905
260498	40.00	BOSS FARMS		4070 MAXWELL RD	OSHKOSH WI 54906
26050102	90.59	BOSS FARMS		4070 MAXWELL RD	OSHKOSH WI 54907
260504	39.42	BOSS FARMS		4070 MAXWELL RD	OSHKOSH WI 54908

PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
260487	56.03	WILDE FARMS INC		4070 MAXWELL RD	OSHKOSH WI 54904
260489	58.03	WILDE FARMS INC		4070 MAXWELL RD	OSHKOSH WI 54904

DATE: 07/20/21

**R E S O L U T I O N**

No. 010

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/10/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of David Harness 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0001 & 026-0003**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.** *MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MB, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MB, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved*



**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: HARNESS, DAVID F. and WILLIAM G. JR

Address of Owner: 1605 BREEZEWOOD LN NEENAH, WI 54956

Name of Applicant: TOWN OF VINLAND

Address of Applicant: 6085 COUNTY RD T OSHKOSH, WI. 54904

Legal Description of Area to be Rezoned: Approx. 47.43 ACRES

Tax Parcel Numbers (if Existing Parcel): (026)0001 and 0003

**Section: 1                      Town 19N.                      Range 16E.**

Existing Zoning: A-1 Name of District: AGRI-BUSINESS DISTRICT.

Proposed Zoning: A-2 Name of District: GENERAL FARMING DISTRICT.

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

1. Does the Town have an adopted land use plan? Yes
2. Does the request agree with the plan? Yes
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on April 12, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5-28-21  
Clerk/Treasurer: Karen Brazee

March 15, 2021

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

✓ Option 1:

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you.

Option 2: *David Harness - William Harness*

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is VERY IMPORTANT!

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733

<b>PARCEL #</b>	<b>STATED AC.</b>	<b>OWNER NAME</b>	<b>OWNER NAME 2</b>	<b>POSTAL ADDRESS</b>
260001	45.43	HARNESS, DAVID F	HARNESS, WILLIAM	1605 BREEZEWOOD
260003	2.00	HARNESS, DAVID F	HARNESS, WILLIAM	1605 BREEZEWOOD

<b>POSTAL CITY/STATE/ZIP</b>
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NEENAH WI 54956
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NEENAH WI 54956
-----------------

DATE: 07/20/21

**R E S O L U T I O N**

No. **011**

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/11/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Boss Real Estate Holding LLC & Jay R Boss Rev Tst 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0501-03, 026-0501-01**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.



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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

A-1 to A-2 FLU: Ag & Rural  
extra-cosh

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: **BOSS REAL ESTATE HOLDING LLC & JAY R. BOSS REV TST**

Address of Owner: **3192 BROOKS RD, WI. 54904**

Name of Applicant: **TOWN OF VINLAND**

Address of Applicant: **6085 COUNTY RD T OSHKOSH, WI. 54904**

Legal Description of Area to be Rezoned: **Approx. 20.13 ACRES**

Tax Parcel Numbers (if Existing Parcel): **(026)050103 and 050101**

**Section: 23                  Town 19N.                  Range 16E.**

Existing Zoning: **A-1** Name of District: **AGRI-BUSINESS DISTRICT.**

Proposed Zoning: **A-2** Name of District: **GENERAL FARMING DISTRICT.**

Town Board Action:                  **Approved: XX**                  **Denied:**

Findings:

1. Does the Town have an adopted land use plan? **Yes**
2. Does the request agree with the plan? **Yes**
3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on **April 12, 2021** and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                  Dated: 5.28.21  
Clerk/Treasurer: Karen Brazee

March 15, 2021

Jay BOSS

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

Option 1:

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you.

Option 2:

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is VERY IMPORTANT!

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733

~~302 ex~~  
302 ex

20 ACRES  
to  
A-2

PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
26050103	10.00	BOSS REAL ESTATE HOLDING LLC		3192 BROOKS RD	OSHKOSH WI 54909
26050101	10.13	BOSS REV TST, JAY R		3192 BROOKS RD	OSHKOSH WI 54910

DATE: 07/20/21

**R E S O L U T I O N**

No. 012

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/12/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Roydon Fahley 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0165, 026-0201**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

### MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.** *MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

**RECOMMENDATION: Approve a motion to forward zone change to County Board for action.** *MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.



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

*BJ, RK<sub>2</sub> 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG<sub>2</sub> 4-0 approved.*

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: **ROYDON FAHLEY**

Address of Owner: **212 N 8<sup>TH</sup> AVE WINNECONNE, WI. 54986**

Name of Applicant: **TOWN OF VINLAND**

Address of Applicant: **6085 COUNTY RD T OSHKOSH, WI. 54904**

Legal Description of Area to be Rezoned: **Approx 57.45 ACRES**

Tax Parcel Numbers (if Existing Parcel): **(026) 0165 & 0201**

**Sections: 8                      Town 19N.                      Range 16E.**  
**Section: 9                      Town 19N.                      Range 16E.**

Existing Zoning: **A-1**    Name of District: **AGRI-BUSINESS DISTRICT.**

Proposed Zoning: **A-2**    Name of District: **GENERAL FARMING DISTRICT.**

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

- 1. Does the Town have an adopted land use plan? **Yes**
- 2. Does the request agree with the plan? **Yes**
- 3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on **April 12, 2021** and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5.28.21  
Clerk/Treasurer: Karen Brazee

March 15, 2021

Dear Land Owner:

**\*\*Please Be Advised\*\***

It has come to my attention that in my previous letter that I did not adequately present your options in regard to the A1 Zoning Proposal from Winnebago County. These are your options:

Option 1:

You, as a land owner of property zoned A1 (Exclusive Ag), can have your land rezoned to A2 (General Ag) at no cost to you.

Option 2:

**OR**, you can keep your land in A1 zoning (Exclusive Ag), if you wish. If you choose to rezone your land at a later date, you will need to pay the cost to rezone your property.

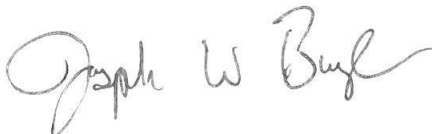
It is imperative that you contact me before APRIL 1<sup>st</sup> as to your decision. This is VERY IMPORTANT!

Thank You,



Chuck Farrey, Chairman  
Town of Vinland  
(920) 582-7733

66 ~~B~~ To  
4814 1



920-582-4861

P.O. #.

(Raydon Farley)

<b>PARCEL #</b>	<b>STATED AC.</b>	<b>OWNER NAME</b>	<b>OWNER NAME 2</b>	<b>POSTAL ADDRESS</b>
260165	37.00	FAHLEY, ROYDON		212 N 8TH AVE
260201	20.45	FAHLEY, ROYDON		212 N 8TH AVE

<b>POSTAL CITY/STATE/ZIP</b>
WINNECONNE WI 54986
WINNECONNE WI 54987

DATE: 07/20/21

# R E S O L U T I O N

No. 013

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/13/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Vinland in accordance with the petition of Gary Schneider/Roger Erdman et al 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 Vinland, be and the same, are amended to provide that the attached described property be changed from the classification of **A-1 (Agri-Business District)** of said ordinance, which it now and heretofore had, to the zoned district of **A-2 (General Farming 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 Vinland)

PARCEL NO: **026-0204, 026-0205**; FROM **A-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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **30 - Farrey**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.



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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK<sub>2</sub> 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG<sub>2</sub> 4-0 approved.*

**TOWN OF VINLAND**  
**6085 COUNTY ROAD T**  
**OSHKOSH, WI. 54904**  
**PHONE: (920) 235-6953 \*\* FAX: (920) 235-6994**

**ZONING SUBMITTAL FORM**

Name of Property Owner: SCHNEIDER, GARY D. and ERDMANN, ROGER, et al.

Address of Owner: 3192 COUNTY RD G NEENAH, WI 54956

Name of Applicant: TOWN OF VINLAND

Address of Applicant: 6085 COUNTY RD T OSHKOSH, WI. 54904

Legal Description of Area to be Rezoned: Approx. 80 ACRES

Tax Parcel Numbers (if Existing Parcel): (026)0204 and 0205

**Section: 9                      Town 19N.                      Range 16E.**

Existing Zoning: A-1    Name of District: AGRI-BUSINESS DISTRICT.

Proposed Zoning: A-2    Name of District: GENERAL FARMING DISTRICT.

Town Board Action:                      **Approved: XX**                      **Denied:**

Findings:

- 1. Does the Town have an adopted land use plan? Yes
- 2. Does the request agree with the plan? Yes
- 3. Other findings (List). **Approved by Town Board vote 3-0**

I, Karen Brazee, Clerk/Treasurer of the Town of Vinland, hereby certify that a public hearing was conducted on May 10, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Karen Brazee                      Dated: 5/28/21  
Clerk/Treasurer: Karen Brazee

Town of Vinland  
General Application Form

APPLICATION TYPE:

- ZONING CHANGE (~~\$300.00~~)
- VARIANCE (\$300.00)
- CONDITIONAL USE PERMIT (\$300.00)
- SWIMMING POOL PERMIT (\$40.00)
- POND PERMIT (\$40.00)
- SIGN PERMIT (\$50.00)
- CSM REVIEW (\$150.00)

SITE PLAN IS REQUIRED

PLEASE PRINT OR TYPE:

PROPERTY OWNER: Gary Schneider, Roger Erdmann, Et Al.

MAILING ADDRESS: 3192 County Rd G

CITY: Neenah STATE: WI ZIP CODE: 54956

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_ DATE: \_\_\_\_\_

SIGNATURE: Jerry M. Howell


APPLICANT'S NAME: Town of Vinland

MAILING ADDRESS: 6085 County Rd T

CITY: Oshkosh STATE: WI ZIP CODE: 54904

PHONE: (920) 235-6953 FAX: \_\_\_\_\_ DATE: \_\_\_\_\_

SIGNATURE: Karen Brazee

ADDRESS OF AFFECTED PROPERTY: 0260205 and 0260204 

TAX KEY/PARCEL NO. \_\_\_\_\_  
SECTION \_\_\_\_\_ RANGE: \_\_\_\_\_

1. ZONING: EXISTING A1 OVERLAY \_\_\_\_\_ PROPOSED A2

2. SEWER: EXISTING: \_\_\_\_\_ NEW \_\_\_\_\_ COUNTY PERMIT# \_\_\_\_\_

3. EXISTING USE OF PROPERTY: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Town of Vinland  
General Application Form

4. PROPOSED USE OF THE PROPERTY:

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5. ATTACH A COPY OF A DETAILED LEGAL DESCRIPTION OF THE PROPERTY.

PLEASE MAKE ALL CHECKS PAYABLE TO THE TOWN OF VINLAND

PLEASE SEND THE REQUIRED INFORMATION TO:

TOM SPIEROWSKI  
6085 County Rd. T  
Oshkosh, WI 54904

IF YOU HAVE ANY QUESTIONS, PLEASE CALL TOM AT:  
920-428-3361

**REMEMBER! ALL APPLICATIONS MUST BE RECEIVED A MINIMUM OF TWENTY-ONE (21) DAYS PRIOR TO MONTHLY TOWN BOARD MEETINGS WHICH ARE HELD THE SECOND MONDAY OF EACH MONTH.**

PARCEL #	STATED AC.	OWNER NAME	OWNER NAME 2	POSTAL ADDRESS	POSTAL CITY/STATE/ZIP
260204	40.00	SCHNEIDER, GARY D	ERDMANN, ROGER	3192 COUNTY RD G	NEENAH WI 54956
260205	40.00	SCHNEIDER, GARY D	ERDMANN, ROGER	3192 COUNTY RD G	NEENAH WI 54956

**PUBLIC HEARING MINUTES**  
**Monday, May 10, 2021 @ 6:45 PM**

DISCUSSION ON THE FOLLOWING:

- Rezoning for portion of parcel# 026-03080203 for James Pahlow and Christine & Eric Prah. l.

The meeting was called to order at 6:45 pm by Chairman O'Connell. This public hearing was to rezone the portion of the Pahlow property that was sold to the Prah. l's to match their zoning of R1.

The public was invited to comment, in which there was none.

A motion to adjourn was made by Devens/Frakes seconded. Motion carried and meeting was adjourned at 6:52 pm.

**Town Board Meeting Minutes**  
**Monday, May 10, 2021 @ 7:00 PM**

The Vinland Town Board held its monthly meeting in the Vinland Town Hall, 6085 County Road T Oshkosh, WI 54904 on Monday, May 10, 2021 @ 7:00 PM. Present were Chairman Don O'Connell, Supervisors Todd Devens & Stacy Frakes, Clerk/Treasurer Karen Brazee, Building Inspector Tom Spierowski and 15 others.

Chairman O'Connell called the meeting to order asking all present to join in the pledge of allegiance.

Review/Comment: Fire Department minutes of May 4, 2021: O'Connell asked for comments from any FD members on the offer presented by the snowmobile club to split of cost on a UTV purchase. Fireman Maxwell and Phillips indicated that no action was taken by the Fire Department. Would need to look into further for more input as no discussion on housing the UTV and the insurance liability. **No other comments.**

Approval of Minutes:

1. Discuss/Take Action: Town Board Meeting minutes of April 12 and workshop of April 29, 2021. **A motion to approve both minutes was made by Devens/seconded by Frakes. Motion carried.**

Financial report for April 2021:

1. Clerk/Treasurer's report on all accounts held by the Town. Total of all accounts \$328,670.63, reserve accounts= \$116,556.04, outstanding checks= \$2921.28, receipts= \$36,168.10. Reconciliation has been made with both financial institutions. **Motion to approve was made by Devens/seconded by Frakes. Motion carried.**
2. Authorization to pay all bills submitted by the Clerk/Treasurer. Chairman O'Connell addressed the billing from McMahon and Assoc to be held until clarification is received if the MS4 report has been filed on our behalf. Devens addressed the need for new animal control due to mileage from our current rep. **Motion to approve bills with hold on McMahon & Assoc billing made by Frakes/seconded by Devens. Motion carried.**

County Supervisor report: Currently there is a resolution to reduce the County Board size due to the

census. County Supervisor Farrey is asking for support to not reduce the size as it's important to keep rural representation.

County is also focusing on Sawyer Creek as City of Oshkosh wants part of it, which goes into the Town of Nekimi. City wants to restrict farmers in that area on their use of the land and take away the farmers' rights. City is looking to have better image to the federal government due to the MS4 restrictions. New County Executive will be getting approached again on the focus and the County is hoping to defeat the proposal.

Chairman O'Connell questioned when the boat docks will be put in at Grundman landing. Farrey will check into timeframe and get back to us.

#### Public input:

- Deputy Clerk/Treasurer Maggie Starr brought up Community Blood Center is having a blood drive at the Community Church on Ryf Road on Thursday. Please contact the Center to schedule an appointment as they are in great need of blood donations.
- Resident Candace Leach questioned why mask mandate/policy was on the agenda. Chairman O'Connell responded that he wanted public input on the policy as it was in effect since Sept 2020 with no ending date.

#### Discussion/Action Items:

1. Discuss/Take Action: Operator's license for Mark Dethardt. No concerns on issuance. **Motion made by Devens to approve license/seconded by Frakes. Motion carried.**
2. Discuss/Take Action: Address/911 sign replacement options: Chairman O'Connell noted that the signs have been up for over 15 years. Wants options for the Board to consider and wants input from residents on how to proceed. Input from residents included:
  - replace all signs regardless of being faded or not
  - use grant money from the American Rescue Plan Act (ARPA)/ Local Fiscal Recovery Funds (LFRF) to purchase
  - not to buy from the same distributor that the faded ones came from
  - keep layout the same, so if we do them all- residents can save their good one for future use
  - fed relief is not clear when it's avail, rather not wait for those funds
  - grant money "may be" available this summer, but not much info has been released yet
  - if there's only 200 faded out of 800+ signs, why do all?
  - other town's do not have faded signs, our town had to have received a bad batch
  - likes idea of FD installing, but residents should be notified, so others can help
  - cannot rely on grant money to cover cost of signs, as it's still unclear
  - board has been kicking around the idea for a long time, a decision needs to be made
  - cannot leave sign install up to the residents, cause it may not get done
  - wants advance notice on install, so residents can be aware of people on their property to ensure safety of installers from dogsChairman O'Connell thanked everyone for input and advised decision will be made. **Motion made to table this topic and discuss/take action at the June board meeting made by Devens/seconded by Frakes. Motion carried.**
3. Discuss/Take Action: Appointment opportunities to the Board of Appeals and the Plan Commission. Plan Commission is in need of 2 alternates and the Board of Appeals is in need of one member and alternate if Chairman Matt Kirkman and Member Bob Weber decide to stay on. Chairman O'Connell asked for job descriptions and noted that the appointments will be made at the June board meeting. **Motion made by Frakes to post open positions on the website along with job descriptions/seconded by Devens. Motion carried.**



4. Discuss/Take Action: Town of Vinland Mask Mandate/policy: Chairman O'Connell began discussion that it is not a mandate, but actually a town policy which started in Sept 2020. Statewide mandate is gone and about 50% of population has been vaccinated. Appreciates everyone's concerns and wants input from attendees:
- would be in favor of eliminating, time to put an end to the policy
  - County is not enforcing, Vinland has 1-4 cases of covid
  - make masks optional
  - personal health decision/choice
  - would ask to be revisited if covid cases rise
- Chairman O'Connell asked the residents that were present if anyone would have not attended the board meeting, if we didn't require masks. No residents noted such. **Motion made by Frakes to remove mask policy and revisit if covid numbers increase. Mask non-requirement effective immediately/seconded by Devens. Motion carried.**

Zoning:

1. Discuss/Take Action: Zoning on Pahlow/Hanson-Prahl property, involving portion of tax parcel#: 026-03080203. Per ZA Spierowski- change is straight forward with adding frontage and meets zoning ordinance. **Motion to approve zoning change made by Devens/seconded by Frakes. Motion carried.**
2. Discuss/Take Action: Rezoning of Gary Schneider, Roger Erdmann, et. al/026-0204 and 026-0205: Per ZA- these parcels were missed at the last board meeting from the removal of farmland preservation. Owners of parcel were not aware that their property was zoned A1 and would like it changed to A2. **Motion to approve zoning change made by Devens/seconded by Frakes. Motion carried.**
3. Discuss/Take Action: CSM review for James Pahlow/Christie Prahl: ZA Spierowski sees no concern on the CSM. **Motion to approve CSM made by Deven/seconded by Frakes. Motion carried.**
  - Discuss/Take Action: Site plan for Kwik Trip/ parcel# 026-051902: ZA Spierowski indicated that Kwik Trip is adding a walk in freezer/frig which is going on the back side of the building. Not disturbing any impervious surface. **Motion to approve site plan made by Devens/seconded by Frakes. Motion carried.**

Town of Vinland Board/Road Report:

Chairman O'Connell noted that the Board has recently done the annual road survey and noticed a few frost heaves. Will be getting itemization from Dan w/ Winnebago County on repair recommendations and costs. Supervisor Devens picked up a TV that was dumped in a town ditch. Annual road survey was informative and will get details to the public soon.


Sharing of Correspondence.

- Retirement party/gather for Chuck Farrey and Ray Batley is scheduled for June 12<sup>th</sup>. Please watch website for timeframe TBD.
- Maggie Starr, Deputy Clerk/Treasurer was granted scholarship by UW-GB for the Clerk/Treasurer's institute for free classes this year, which saves the Town almost \$500
- Any interested parties for becoming Animal Control person should contact the town.

A motion to adjourn was made by Devens/seconded by Frakes. Motion carried. Meeting adjourned at 8:16 pm.

Respectfully submitted,

Karen Brazee, Clerk/Treasurer

A handwritten signature in black ink, reading "Don O'Connell". The signature is written in a cursive style with a large initial "D" and "O".

---

Don O'Connell, Chairman

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/14/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF WINCHESTER in accordance with the petition of Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home 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 WINCHESTER, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Farming District)** of said ordinance, which it now and heretofore had, to the zoned district of **R-1 (Rural Residential 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 Winchester)

PARCEL NO: **028-0106-02 (part), 028-0106-03; FROM A-2 TO R-1**

**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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

# Town of Winchester

## Ordinance 2021-03

### Ordinance to Amend the Official Town of Winchester Zoning Ordinance Map

- WHEREAS,** One or more applications for amendments to the Map of the Town of Winchester 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 amendment(s) have been reviewed and recommended to the Town Board by the Town's Plan Commission; and
- WHEREAS,** the application(s) for amendment(s) to the Map of the Town of Winchester Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2016 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 17.59 of the Town of Winchester Zoning Code of Ordinances:

**Section 1:** The Official Zoning Map of the Town of Winchester is amended as follows:

**A. Property Owner:** Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel, and Kay Home

**Legal description of property:** The property is located at the 5792 and 5748 Hillcrest Road, Larsen in the Town of Winchester and being specifically described as Tax IDs 028-0106-03 and (part) Tax ID 028-0106-02, Section 3, Town 20 North, Range 15 East, Town of Winchester, County of Winnebago, State of Wisconsin. The application is to re-zone a portion of the properties from A-2 (General Agricultural District) to R-1 (Rural Residential District).

**Findings of Fact:**

1. Town of Winchester has an adopted Land Use Plan
2. The adopted 20-year Future Land Use Map in the Land Use Plan shows parcels 028-0106-02 and 028-0106-03 as single family residential, agricultural, and woodlands.
3. R-1 single family residential is consistent with the aforementioned land uses.
4. Therefore, a zoning change from A-2 to R-1 is consistent with the adopted Land Use Plan and the zoning change is compatible with the adjacent uses.

**The above-described property is hereby rezoned 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. The amendment to the Town of Winchester Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 17th, day of May 2021

Vote: Yes: 3 No: 0 Absent: 0 Abstain: 0

Matthew J. Olson  
Matthew J Olson, Chairman

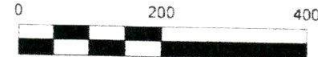
Attest: Holly Stevens  
Holly Stevens, Clerk



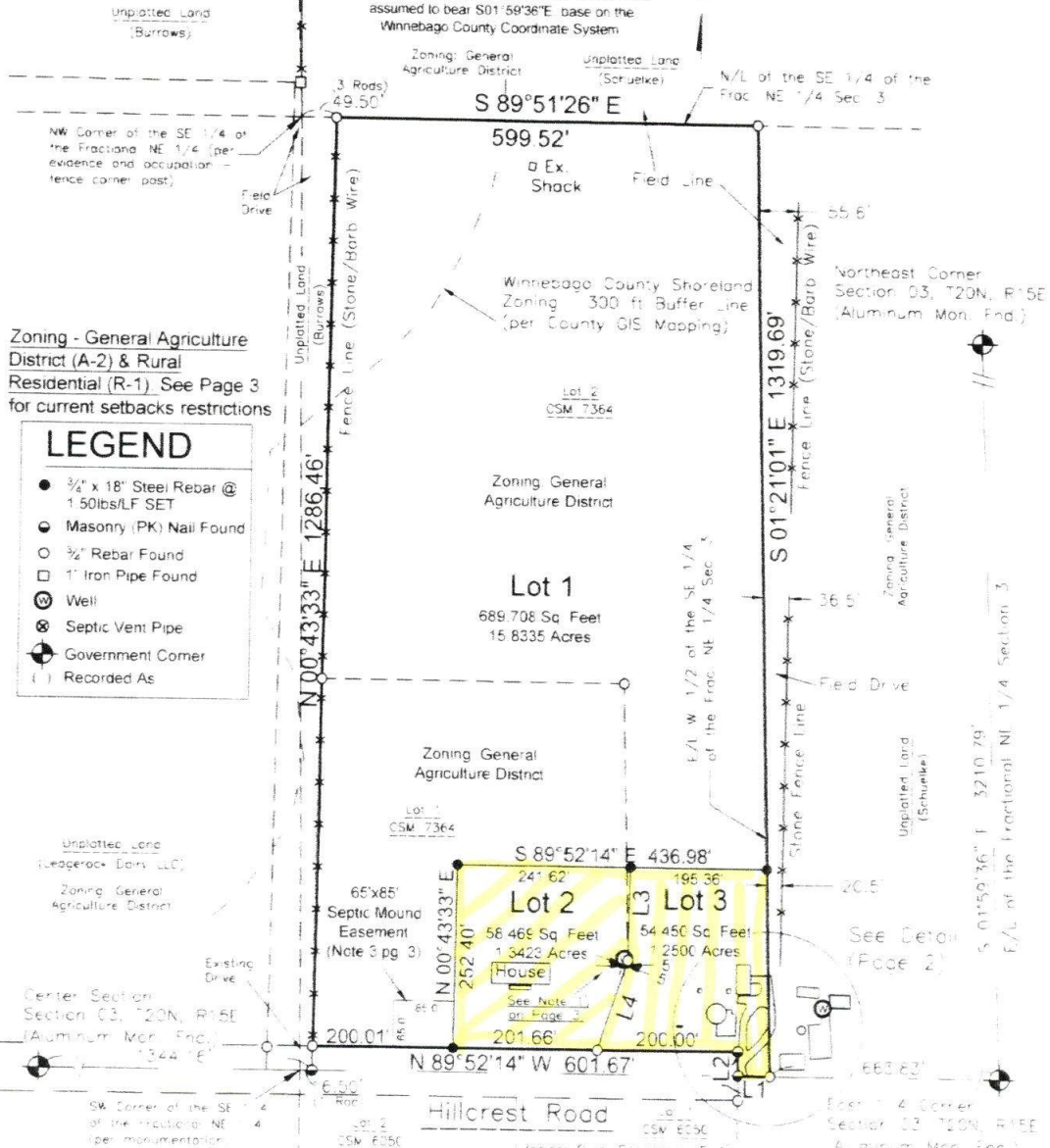
Certified Survey Map No. \_\_\_\_\_

All of Lot 1 and Lot 2 of Certified Survey Map No. 7364, being part of the West 1/2 of the Southeast 1/4 of the Fractional Northeast 1/4 of Section 03, Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin

Survey for  
Susan & Dennis Krueger  
5792 Hillcrest Road  
Larsen, WI 54947



Bearings are referenced to the East line of the Fractional Northeast 1/4 Section 03 T20N R15E assumed to bear S01°59'36" E base on the Winnebago County Coordinate System



Zoning - General Agriculture District (A-2) & Rural Residential (R-1) See Page 3 for current setbacks restrictions

**LEGEND**

- 3/4" x 18" Steel Rebar @ 150lbs/LF SET
- Masonry (PK) Nail Found
- 3/4" Rebar Found
- 1" Iron Pipe Found
- ⊙ Well
- ⊗ Septic Vent Pipe
- ⊙ Government Corner
- ( ) Recorded As

LINE	BEARING	DISTANCE
L1	N 89°52'14" W	45.07
L2	N 00°18'07" W	33.00
L3	S 00°47'45" W	127.62
L4	S 18°21'50" W	31.37



**DAVEL ENGINEERING & ENVIRONMENTAL INC**  
Civil Engineers and Land Surveyors

164 Rivoli Terrace, Menasha, WI 54952  
Ph: 920.991.1866 Fax: 920.441.0604  
www.davelinc.com

Scott R. Andersen  
Professional Land Surveyor No. S-3169  
scott@davel.pro

Date

Created by scott  
Sheet 1 of 10

# Certified Survey Map No. \_\_\_\_\_

All of Lot 1 and Lot 2 of Certified Survey Map No. 7364, being part of the West 1/2 of the Southeast 1/4 of the Fractional Northeast 1/4 of Section 03, Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin.

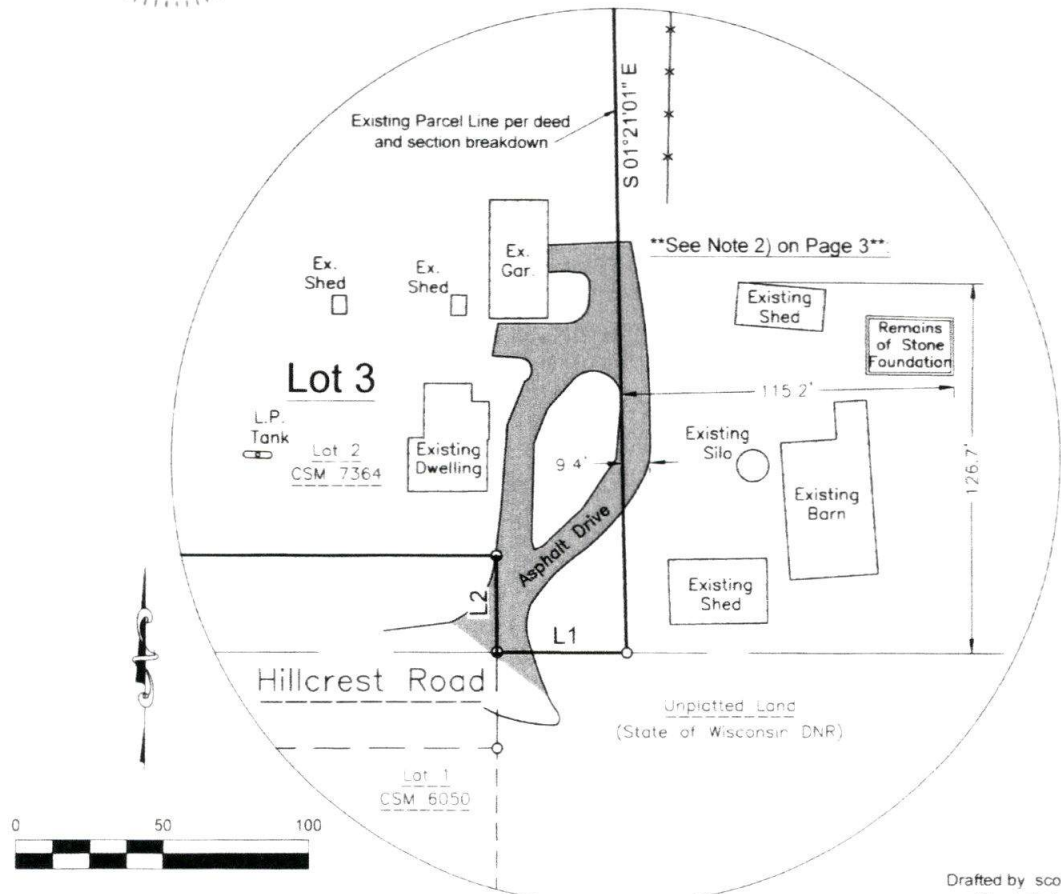
## Surveyor's Certificate

I, Scott R. Andersen, Professional Land Surveyor, hereby certify: That in full compliance with the provisions of Chapter 236 of the Wisconsin Statutes and the subdivision regulations of the Town of Winchester and Winnebago County, and under the direction of Lee E. Kester, Mary L. Danke, Susan K. Krueger, Dennis L. Krueger, Pat D. Ruppel and Kay S. Horne, the property owner, all of said land, I have surveyed, divided, and mapped this Certified Survey Map; that such map correctly represents all exterior boundaries and the subdivision of the land surveyed; and that this land is All of Lot 1 and Lot 2 of Certified Survey Map No. 7364, being art of the West 1/2 of the Southeast 1/4 of the Fractional Northeast 1/4 of Section 03 Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin, containing 822,492 Square Feet (18.8818 Acres) of land described as follows:

All of Lot 1 and Lot 2 of Certified Survey Map No. 7364, being part of the West 1/2 of the Southeast 1/4 of the Fractional Northeast 1/4 of Section 03, Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin, subject to all easements, and restrictions of record.

Given under my hand this 20<sup>th</sup> day of April, 2021.

*[Signature]*  
 Scott R. Andersen, Wisconsin Professional Land Surveyor No. S-3169



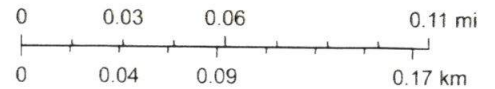
# Location Map 5792 & 5748 Hillcrest Road



5/6/2021, 7:43:07 AM

1:3,252

- |                                      |                                    |
|--------------------------------------|------------------------------------|
| Adjacent Counties                    | Navigable - Permanent (checked)    |
| Lakes, Ponds and Rivers              | Navigable - Intermittent (checked) |
| Navigable Waterways                  | Navigable - Stream (checked)       |
| Navigable - Permanent (unchecked)    | Tax Parcel Boundary                |
| Navigable - Intermittent (unchecked) | Road ROW                           |
| Navigable - Stream (unchecked)       | Municipal Boundary                 |



Winnebago County GIS. Imagery Date: April 2020

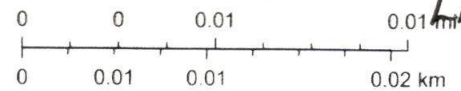
# Location Map aerial showing shed issue



5/6/2021, 7:44:50 AM

**END OF SHED RAZED - NO LONGER CROSSES PROPERTY LINES!**

- Adjacent Counties
- Lakes, Ponds and Rivers
- Navigable - Permanent (checked)
  - - - Navigable - Intermittent (checked)
  - - - Navigable - Stream (checked)
  - Navigable - Permanent (unchecked)
  - - - Navigable - Intermittent (unchecked)
  - - - Navigable - Stream (unchecked)
- Tax Parcel Boundary
  - ▭ Road ROW



Winnebago County GIS. Imagery Date: April 2020



BUILDING HAS BEEN "RAZED" ON END  
WHICH CROSSED PROPERTY LINE - NO LONGER  
CROSSES.

# Town of Winchester

8522 Park Way, Larsen, WI 54947  
920.836.2948



May 26, 2021

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.

Dear Mr. Rowe,

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Winchester:

Re-zoning submitted by Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel, and Kay Horne for property located at the 5792 and 5748 Hillcrest Road, Larsen in the Town of Winchester and being specifically described as Tax IDs 028-0106-03 and Tax ID 028-0106-02, Section 3, Town 20 North, Range 15 East, Town of Winchester, County of Winnebago, State of Wisconsin. The application is to re-zone a portion of the properties from A-2 (General Agricultural District) to R-1 (Rural Residential District).

Should you have any questions relative to this request, please feel free to call or email me.

Sincerely,

  
Holly Stevens  
Town of Winchester Clerk

CC County Clerk, Sue Ertmer

DATE: 07/20/21

# R E S O L U T I O N

No. 015

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/15/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA in accordance with the petition of Estate of David Davies 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 Utica, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Farming District)** of said ordinance, which it now and heretofore had, to the zoned district of **RR (Rural Residential Recreational Mixed Use 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 Utica)

PARCEL NO: **024-0525, 024-0531**; FROM **A-2** TO **RR**

### 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 \_\_\_\_\_, 2021.

---

Jon Doemel

County Board Supervisory district **33 - Egan**



## Winnebago County

Zoning Department

*The Wave of the Future*

### MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie Prah - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie Prah is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.



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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved*

A2 to RR FLU: Ag, MUA/ & Res

Town of Utica ~ Jenny Sonnleitner, Clerk  
6570 Bradley Ave. Pickett, WI 54964 ~ 920-410-0347 ~ utica1730@gmail.com

### SUBMITTAL FORM

Name of Property Owner: Estate of David Davies

Address of Owner: 4905 County Road N Pickett, WI 54964

Name of Applicant: Tod Davies/Estate of David Davies

Address of Applicant: 942 James Road Oshkosh, WI 54904

Legal Description of Area to be Rezoned (attach CSM, if applicable):

024-0525: NE 1/4, NE 1/4 of Section 25, T.17N, R.15E.

024-0531: SE 1/4, NE 1/4 of Section 25, T.17N, R.15E.

Tax Parcel Number, if existing parcels: 024-0525, 024-0531

Section 25                  Town 17N                  Range R15E

Existing Zoning: A2                  Name of District: Agricultural District (General Farming)  
024-0525, 024-0531

Proposed Zoning: RR                  Name of District: Rural Residential Recreational Mixed Use  
024-0525, 024-0531

Town Board Action:  X  Approval          \_\_\_\_\_ Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List). approved by Town Board vote:

Approved by the Town Board vote 3-0

I, Jenny Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on June 3, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 6-22-2021

## LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcels: 024-0525, 024-0531

Owner: Estate of David Davies

Applicant: Tod Davies

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0525 024-0531	David Davies	4905 County Road N	Pickett, WI 54964
024-0529	Joyce Lloyd	5097 County Road N	Pickett, WI 54964
024-0526 024-0529-01	Thomas/Ellen Lloyd	5010 County Road N	Pickett, WI 54964
024-0541 024-0542	Judith Konard	4838 County Road FF	Oshkosh, WI 54904
024-0541-01	Mitchell Davies	697 James Road	Pickett, WI 54964
024-0541-02	Jill DeBehnke	691 James Road	Pickett, WI 54964
012-0532-01-01	Todd Gohlke	4870 County Road N	Oshkosh, WI 54904
012-0532-04	Timothy/Jessica Hablewitz	718 James Road	Pickett, WI 54964
012-0538-01-02	Jonathon/Samantha Matulle	652 Clairville Road	Oshkosh, WI 54904
012-0538-01-01	Julie Matulle	2520 Village Lane A	Oshkosh, WI 54904
012-0532-02	Timothy Meilahn	4887 County Road N	Oshkosh, WI 54904
012-0532-03	David/Angela Schutt	792 County Road N	Oshkosh, WI 54904
012-0532	Luke Seggelink / Katherine Janoska	784 James Road	Pickett, WI 54964

# TOWN OF UTICA

## Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

**Thursday, June 3, 2021**

**7:30 pm**

To hear testimony for approval of a CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N;

The properties within 300' for notification in the Town of Utica, Winnebago County, Wisconsin are:

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0525 024-0531	David Davies	4905 County Road N	Pickett, WI 54964
024-0529	Joyce Lloyd	5097 County Road N	Pickett, WI 54964
024-0526 024-0529-01	Thomas/Ellen Lloyd	5010 County Road N	Pickett, WI 54964
024-0541 024-0542	Judith Konard	4838 County Road FF	Oshkosh, WI 54904
024-0541-01	Mitchell Davies	697 James Road	Pickett, WI 54964
024-0541-02	Jill DeBehnke	691 James Road	Pickett, WI 54964
012-0532-01-01	Todd Gohlke	4870 County Road N	Oshkosh, WI 54904
012-0532-04	Timothy/Jessica Hablewitz	718 James Road	Pickett, WI 54964
012-0538-01-02	Jonathon/Samantha Matulle	652 Clairville Road	Oshkosh, WI 54904
012-0538-01-01	Julie Matulle	2520 Village Lane A	Oshkosh, WI 54904
012-0532-02	Timothy Meilahn	4887 County Road N	Oshkosh, WI 54904
012-0532-03	David/Angela Schutt	792 County Road N	Oshkosh, WI 54904
012-0532	Luke Seggelink / Katherine Janoska	784 James Road	Pickett, WI 54964

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary  
Published: 5/20 & 27/2021

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Chairman Tom Thiel at 920-579-3025 at least twenty-four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all or a majority of the Town Board members may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.

Posted at: townofutica.org, Town Hall, and Co-op.

# TOWN OF UTICA RE-ZONING PERMIT APPLICATION

Please print or type your responses to the questions on this application.  
A non-refundable application fee of \$400.00 is required for each permit application.  
The fee is payable to the **Town of Utica** and is due at the time the application is submitted.

Filing Fee: \$400.00

Date Received: \_\_\_\_\_  
Office Use

Property Address: 4905 COUNTY ROAD N, PICKETT, WI 54964

Name of Owner(s): TOD DAVIES, PERSONAL REPRESENTATIVE TO DAVID DAVIES

Address, if different than above: 942 JAMES ROAD, OSHKOSH, WI 54904

Home Phone: 920-410-3474 Daytime Phone, if different: \_\_\_\_\_

Name of Applicant(s): ROBERT DAVIES

Address, if different than above: 1109 JAMES ROAD, OSHKOSH, WI 54904

Home Phone: 920-379-2655 Daytime Phone, if different: \_\_\_\_\_

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): \_\_\_\_\_

WISCONSIN LAND SURVEYING, INC. 5020 LEONARD PT. RD. OSHKOSH, WI 54904

Legal Description of Property: SEE PROPOSED CERTIFIED SURVEY MAP ATTACHED

Tax Parcel Number(s) (REQUIRED): 0240525 AND 0240531

**NOTE: Please attach a copy of the Certified Survey Map for the property.**

Location of the property in relation to nearby roadways, building, or other landmarks: \_\_\_\_\_

SEE PROPOSED CERTIFIED SURVEY MAP ATTACHED

1. What is the current use of the property? \_\_\_\_\_

AG

2. What is the intended use of this property? \_\_\_\_\_

AG/RESIDENTIAL

3. Please mark the current zoning for the property:

- |                                     |                          |                          |                                 |
|-------------------------------------|--------------------------|--------------------------|---------------------------------|
| <input type="checkbox"/>            | Single-Family Residence  | <input type="checkbox"/> | Industrial                      |
| <input type="checkbox"/>            | Two-Family Residence     | <input type="checkbox"/> | Commercial                      |
| <input type="checkbox"/>            | Multiple-Family Dwelling | <input type="checkbox"/> | Institutional & Recreational    |
| <input checked="" type="checkbox"/> | Agricultural             | <input type="checkbox"/> | Planned Residential Development |
| <input type="checkbox"/>            | Rural Recreational       | <input type="checkbox"/> | Residential Mixed Use           |

4. What is the requested zoning for the property? RR

5. Please explain the reason for this rezoning request: \_\_\_\_\_

SPLIT OFF A LOT WITH THE BUILDINGS FROM THE REMAINING AGRICULTURAL LAND  
AS PART OF SETTLING AN ESTATE

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested: \_\_\_\_\_

NO CONDITIONS ARE BEING REQUESTED, NO CHANGE IN USE

7. Please explain why this is the best proposed use for this property: \_\_\_\_\_

BEING REZONED BECAUSE IT IS REQUIRED, NOTHING WILL CHANGE AS FAR AS  
THE USE OF THIS PROPERTY

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses:

EVERYTHING IS GOING TO STAY THE SAME AS FAR AS THE EXISTING AND  
PROPOSED USE OF THIS PROPERTY

9. List all property owners within 300 feet and their mailing addresses:

- |  |   |
|--|---|
| 1) TIM MEILAHN<br>4887 COUNTY ROAD N<br>OSHKOSH, WI 54904                  | 4) TIMOTHY AND JESSICA HABLEWITZ<br>718 JAMES ROAD<br>PICKETT, WI 54964 |
| 2) DAVID AND ANGELA SCHUTT<br>792 JAMES ROAD<br>PICKETT, WI 54964          | 5) TODD GOHLKE<br>4870 COUNTY ROAD N<br>OSHKOSH, WI 54904               |
| 3) LUKE SEGELINK, KATHERINE JANOSKA<br>784 JAMES ROAD<br>PICKETT, WI 54964 | 6)  |

Twelve (12) copies of the application and all attachments shall be submitted to the Town Clerk, Town Zoning Administrator or other designed representative no later than twenty-one (21) days prior to the meeting.

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

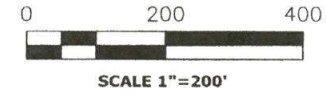
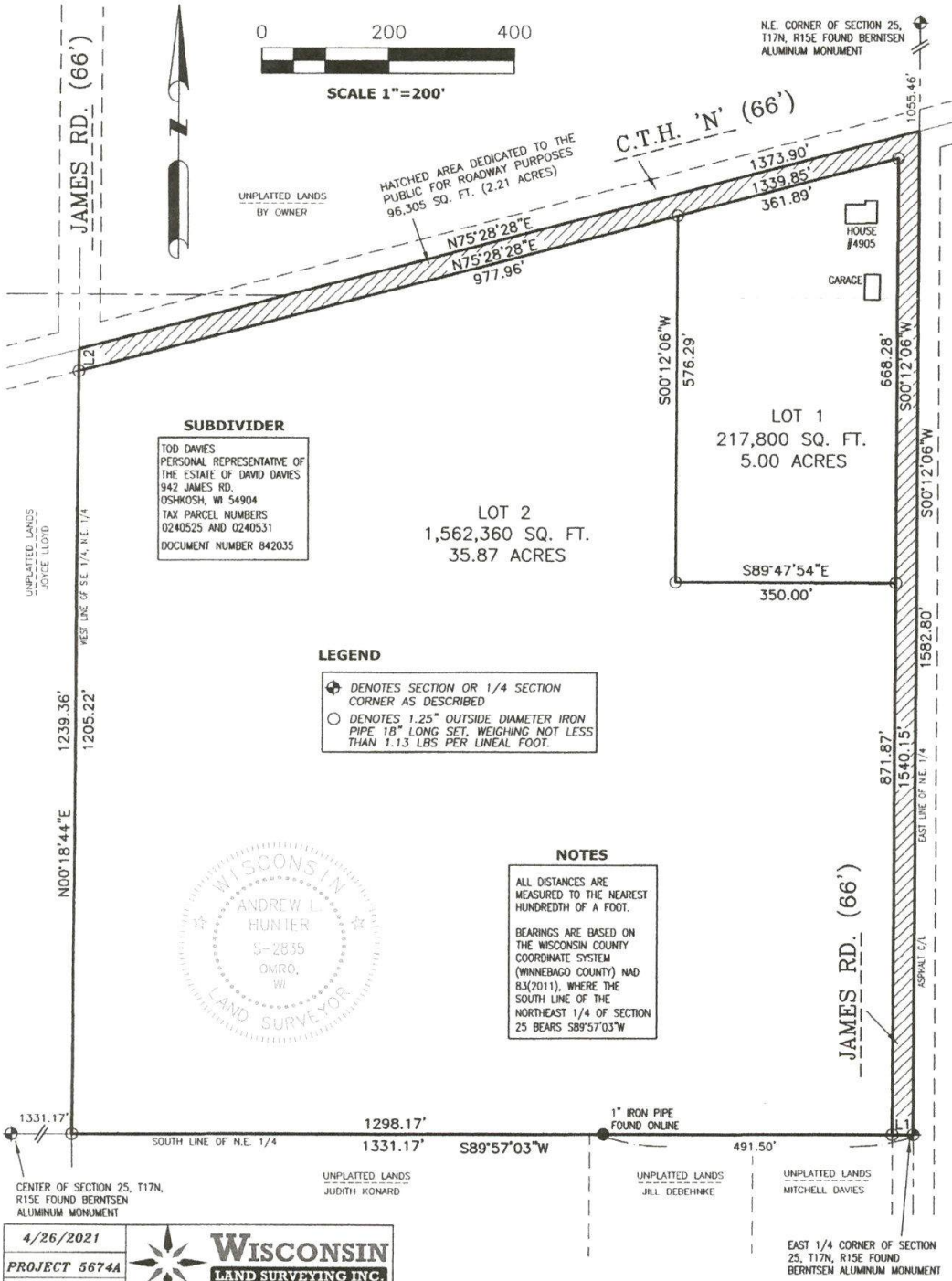
\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date



**CERTIFIED SURVEY MAP** \_\_\_\_\_ **SHEET 1 OF 3**

PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 AND PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 17 NORTH, RANGE 15 EAST, TOWN OF UTICA, WINNEBAGO COUNTY, WISCONSIN.



**SUBDIVIDER**  
TOD DAVIES  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF DAVID DAVIES  
942 JAMES RD.  
OSHKOSH, WI 54904  
TAX PARCEL NUMBERS  
0240525 AND 0240531  
DOCUMENT NUMBER 842035

**LEGEND**

- ⊕ DENOTES SECTION OR 1/4 SECTION CORNER AS DESCRIBED
- DENOTES 1.25" OUTSIDE DIAMETER IRON PIPE 18" LONG SET, WEIGHING NOT LESS THAN 1.13 LBS PER LINEAL FOOT.

**NOTES**

ALL DISTANCES ARE MEASURED TO THE NEAREST HUNDREDTH OF A FOOT.

BEARINGS ARE BASED ON THE WISCONSIN COUNTY COORDINATE SYSTEM (WINNEBAGO COUNTY) NAD 83(2011), WHERE THE SOUTH LINE OF THE NORTHEAST 1/4 OF SECTION 25 BEARS S89°57'03"W



4/26/2021  
PROJECT 5674A  
SHEET 1 OF 3

**WISCONSIN LAND SURVEYING INC.**  
Professional Service You Can Trust

5020 LEONARD POINT RD. OSHKOSH, WI 54904  
www.wisconsinlandsurveying.com (920)410-7744

LINE	BEARING	DISTANCE
L1	S89°57'03"W	33.00'
L2	N00°18'44"E	34.14'

EAST 1/4 CORNER OF SECTION 25, T17N, R15E FOUND BERTSEN ALUMINUM MONUMENT

# TOWN OF UTICA

## Plan Commission Meeting

### Agenda

Notice is hereby given that a Town Plan Commission meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

**Thursday, June 3, 2021**

**7:30 pm**

1. Call the Meeting to Order
2. Take Roll Call:  
*Members* – Terry Beck, Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting
3. Approve November 5, 2020 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owed by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.
7. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.
8. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.
9. Informal Opinions
10. Future Agenda Items
11. Adjournment

Jenny Sonnleitner, Clerk  
Posted: 6/1/2021

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted).

All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and website. To receive email updates, e-mail the Clerk at utica1730@gmail.com.



# TOWN OF UTICA

## Plan Commission Meeting ~ Minutes

Thursday, June 3, 2021

7:30 pm

DRAFT

### 1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 8 present

### 2. Take Roll Call:

- A. *Members Present:* Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting
- B. *Members Absent:* Terry Beck
- C. *Board Members Present:* Chuck Kuhrt

### 3. Approve November 5, 2020 Plan Commission Meeting Minutes

Darwin Briggs motions to accept the Minutes as presented, seconded by Eric Whiting. Carried

### 4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

### 5. Public Forum

#6 – Kathy Pashke has no objections.

#7 – Mr. Davies said this will be a brothers/sisters corporation. He is taking 5 acres, the rest is staying the same; just a name change. Walter Whiting suggested to combine parcels together to be 40+ acres and A2, has a parcel of 6 acres with the buildings.

#7 & 8 – Walter Whiting asked why not blend parcels to make a parcel 40+ acres to be A2? There is a parcel of 5 acres with the buildings, add the remaining of the two together to stay A2.

### 6. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owned by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.

Darwin Briggs said the parcels are over 2 acres and looks fine to him. Grant Stettler verified zoning to RR from A2.

Tom Thiel motions to change to RR from A2 into two lots; Lot 1 and Lot 2, seconded by Darwin Briggs. Carried

### 7. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.

Tom Thiel motions to combine 13.81 acres remaining from 024-0522 with 024-0508 (20 acres) and 024-057 (20 acres) to be zoned A2 (as Lot 2, Lot 1 6 acres), seconded Grant Stettler. Carried

### 8. Discuss/Recommend to the Town Board to hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.

Ralph Kalies motions to accept the change suggested (combining the remaining acreage of both parcels after removing 5 acres to Lot 1) and request the Town Board approve. Keep Lot 1 as 5 acres zoned RR, Lot 2 will be combined and remain A2, seconded by Darwin Briggs. Carried

### 9. Informal Opinions

Mitchell Davies said he has 1.2 acres zoned R1 and his neighbor has 5.27 acres zoned RR that is 'L' shaped and he would like to survey the land that is behind his parcel and add to his lot, buying it from his neighbor. Tom Thiel will research it and check out our maps, typically we don't like to drop parcels out of RR.

James Road could use tree trimming from Clairville Road south to County Road FF. 33' from center of the road is right-of-way which the Town can take care of. If the tree is on the landowner's land, the property owner would be responsible to trim it back. Grant Stettler said the Board can talk about if the trimmer will come through to trim.

### 10. Future Agenda Items

None

### 11. Adjournment

Adjourned at 8:12pm

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

\_\_\_\_\_  
Thomas Thiel, Plan Chairman

\_\_\_\_\_  
Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

# TOWN OF UTICA

## Town Board Meeting ~ Agenda

Monday, June 14, 2021

5:00pm – Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. CONSENT AGENDA
  - A) Approve May 10, 2021 Town Board Meeting Minutes
  - B) Affidavit of Posting/Publication
  - C) Approve Payment of Bills for June
4. Treasurer's Report for May; BMO Harris Bank
5. Public Forum: *Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)*
6. Discuss/Act on any Budget Amendments
7. LICENSES – Business/Operator License Renewals: Jasper's Bar, United Cooperative, Utica Golf Club, Wehrmann's
8. American Rescue Plan Act (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: 70,337.27), deadline to apply by June 18, 2021
9. WTA County Meeting for Elected Officials/Town Staff: July 8, 2021; pig roast at 5:30pm, meeting at 6:30pm (RSVP)
10. Winnebago County Board Meeting June 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions.
11. Winnebago County Emergency Training: June 17, 2021 4-7pm (Supervisor Kuhrt & Clerk Sonnleitner attending);  
June 18, 2021 9a-12p (Chairman Schmick attending)
12. TOWN HALL
  - A) Lighting: Interior and Parking lot
  - B) American Rescue Plan Act – Broadband Expansion, application deadline July 27, 2021
  - C) Fill cracks in parking lot
13. ROADS
  - A) Bridge/Road Repairs
  - B) Tree trimming along roadsides
  - C) ATV/UTV Routes – updates from Supervisor Stettler from contacting the Club regarding speed complaints
14. BOARD OF APPEALS
  - A) Appoint Marek Potratz for a 3-year term, replacing Robert Potratz
  - B) Reappoint Brian Trebiatowski for a 3-year term
15. PLAN COMMISSION – JUNE 3, 2021 MEETING
  - A) Reappoint Tom Thiel for a 3-year term
  - B) 024-0245: Craig & Ashly Much – 13.49 acres zoned A2 into Lot 1- 5.011 acres and Lot 2- 8.186 acres to be zoned RR
  - C) 024-0522: Tod Davies – 20 acres zoned A2 into Lot 1- 6 acres and Lot 2- 13.81 acres to be zoned RR (upon payment of permits)
  - D) 024-0524/024-0531: Tod Davies – both 40 acres each zoned A2 into Lot 1- 5 acres, Lot 2- 35.87 acres to be zoned RR
16. ITEMS FOR INCLUSION IN NEWSLETTER
  - A) Fisk Fireworks – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.
  - B) Town Board Meeting – July 12, 2021; 5:30pm at the Utica Town Hall
17. CORRESPONDENCE RECEIVED (Discuss/Act on):
  - A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer. Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.
18. Adjournment

**Jenny Sonnleitner, Clerk Posted: 6/11/2021**

**Plan Commission Members (5, 1 alternates) (3-year term):** Tom Thiel 6/2021 (Chair); Ralph Kalies 7/2021; Terry Beck 11/2021; Grant Stettler 4/2022; Eric Whiting 3/2023; Darwin Briggs 12/2023 / **Rush Lake Steering Committee (3) (3-year term):** Chuck Kuhrt 9/2023 / Kevin Fritz 2/2024 / Mark Davis 5/2024; **Board of Appeals Members (5, 3 alternates) (3-year term):** Robert Potratz 3/2021-6/2021; Brian Trebiatowski 6/2021; Michael Christianson (alternate) 8/2021; Walt Whiting 12/2021; Vicki Williams 5/2022 (Chair), Don Draxler (alternate) 2/2023; Darwin Briggs 6/2023

The Town Board meets regularly the SECOND MONDAY OF EACH MONTH AT 5:30PM (unless otherwise noted). All meetings are open to the public, this is a public meeting. Discussion and action may occur on any of the above agenda items. Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 920-589-6774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made. As such, all members, or a majority of the members, of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda. Posted at [townofutica.org](http://townofutica.org), Town Hall, and Co-op.

# TOWN OF UTICA

## Town Board Meeting ~ Minutes

Monday, June 14, 2021

5:00pm – Board Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. The Board can discuss and act on any of the following, except that of the Public Forum.

### 1. CALL THE MEETING TO ORDER

This meeting was called to order by Chairman Schmick at 7:30pm at the Utica Town Hall.

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler, Clerk Jenny Sonnleitner, Treasurer Emily Hunter; Art Rathjen with Greater Oshkosh; 10 citizens present

DRAFT

### 2. PLEDGE OF ALLEGIANCE

### 3. CONSENT AGENDA:

- A) APPROVE MAY 10, 2021 TOWN BOARD MTG MINUTES
- B) AFFIDAVIT OF POSTING/PUBLICATION
- C) APPROVE PAYMENT OF BILLS FOR JUNE

Chairman Schmick made a motion to accept the Consent Agenda; seconded by Supervisor Stettler. Carried

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

### 4. TREASURER'S REPORT FOR MAY; BMO HARRIS BANK

RECEIPTS: \$6013.55; DISBURSEMENTS: \$60,210.96; TOTAL BALANCE: \$298,835.50  
TOTAL CASH ON HAND INCLUDING FIRE/EMS ACCOUNT: \$323,773.89

### 5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board))

Dave Bradley mentioned Pepler Lane is not being mowed all the way to the end, needs to go back to the tower. Chairman Schmick will contact the County again. Semis are hitting the tree branches on the north side of the road on Bradley Ave, the trees need to get trimmed; also the trees on Hay Road could be trimmed back, buckthorn is growing out. Chairman Schmick will contact the County about this too.

Chairman Schmick mentioned to go to the Plan Commission Agenda items next so the residents present can get taken care of right away.

### 6. DISCUSS/ACT ON ANY BUDGET AMENDMENTS

No amendments needed

### 7. LICENSES – BUSINESS/OPERATOR LICENSE RENEWALS: JASPER'S BAR / UNITED COOPERATIVE / UTICA GOLF CLUB / WEHRMANN'S

Chairman Schmick motions to accept the licenses for Jasper's Bar, United Cooperative, Utica Golf Club, also Wehrmann's and Operator Licenses, seconded by Supervisor Stettler. Carried

### 8. AMERICAN RESCUE PLAN ACT (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: \$70,337.27), deadline to apply by June 18, 2021

Chairman Schmick said to apply for the grant, it is worth applying for, though we don't know how we can spend it. Supervisor Stettler motions to apply for the American Rescue Plan Act of Utica's part of \$140,674.54, seconded by Chairman Schmick. Carried

### 9. WTA COUNTY MEETING FOR ELECTED OFFICIALS/TOWN STAFF: JULY 8, 2021; PIG ROAST 5:50PM, MEETING 6:30PM (RSVP)

Clerk Sonnleitner plans to attend, as well as Supervisor Kuhrt and Chairman Schmick.

### 10. WINNEBAGO COUNTY BOARD MEETING JUNE 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions

Supervisor Kuhrt said Winnebago does have one of the largest County Boards in the state. Could be times a seat is vacant and has a tough time finding someone to fill it. Chairman Schmick said if we need to know, should attend the meeting.

### 11. WINNEBAGO COUNTY EMERGENCY TRAINING: JUNE 17, 2021 4-7PM (Supervisor Kuhrt & Clerk Sonnleitner Attending); JUNE 18, 2021 9A-12P (Chairman Schmick attending)

### 12. TOWN HALL

#### A) LIGHTING: INTERIOR AND PARKING LOT

Supervisor Stettler said the electrician is having a hard time scheduling a time with the contractor.

#### B) AMERICAN RESCUE PLAN ACT – BROADBAND EXPANSION, APPLICATION DEADLINE JULY 27, 2021

Clerk Sonnleitner read an email that Governor Evers announced \$100 million investment in Broadband expansion using the ARPA funding. Chairman Schmick said to table until next time until we get more information.

#### C) FILL CRACKS IN PARKING LOT

Chairman Schmick talked with Dan at the County. Bonnieview Road should get paved on Wednesday and will take care of the parking lot since the machine will be in the area.

13. ROADS

A) BRIDGE/ROAD REPAIRS

Chairman Schmick said Bonnieview Road will be worked on this week and saving money to repair the bridges.

B) TREE TRIMMING ALONG ROADSIDES

Chairman Schmick said the County will take care of that for us. Supervisor Stettler mentioned James Road that comes out on County Road FF near the Davies farm. Trees are hitting the combine. This may be the maintenance line with Town of Nekimi and will talk with Nekimi. Chairman Schmick will ride over there to see what area is in need of trimming.

C) ATV/UTV ROUTES – UPDATES FROM SUPERVISOR STETTLER FROM CONTACTING THE CLUB REGARDING SPEED COMPLAINTS

Supervisor Stettler talked with a couple members in the club and were surprised there are issues, no other complaints in other townships. Chairman Schmick said some speed limit signs were put up.

14. BOARD OF APPEALS

A) APPOINT MAREK POTRATZ FOR A 3-YEAR TERM, REPLACING ROBERT POTRATZ

Chairman Schmick motions to appoint Marek, seconded by Supervisor Stettler. Carried

B) REAPPOINT BRIAN TREBIATOWSKI FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Brian, seconded by Supervisor Stettler. Carried

15. PLAN COMMISSION – JUNE 3, 2021 MEETING AT 7:30PM

A) REAPPOINT TOM THIEL FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Tom for another 3 year term, seconded by Supervisor Stettler. Carried

B) 024-0245: CRAIG & ASHLY MUCH – 13.49 ACRES ZONED A2 INTO LOT 1- 5.011 ACRES AND LOT 2- 8.186 ACRES TO BE ZONED RR

Supervisor Stettler motions to approve the recommendation by the Planning/Zoning to accept that, seconded by Chairman Schmick. Carried

C) 024-0522: TOD DAVIES – 20 ACRES ZONED A2 INTO LOT 1- 6 ACRES AND LOT 2- 13.81 ACRES TO BE ZONED RR (upon payment of permits)

Chairman Schmick motions to approve, was recommended by the Zoning, seconded by Supervisor Stettler. Supervisor Kuhrt thought combining the 20 with another 20. Tom Thiel said we cannot do that because a road goes through. Carried

D) 024-0524/024-0531: TOD DAVIES – BOTH 40 ACRES EACH ZONED A2 INTO LOT 1- 5 ACRES, LOT 2- 35.87 ACRES, REMAINING ZONED RR

Supervisor Kuhrt land is taxed by land use, no matter how it is zoned, was wondering why we needed to combine parcels to make 40+ acres. Supervisor Kuhrt motions to accept as presented, seconded by Chairman Schmick. Carried

Davies did pay the permit fee

Clerk Sonnleitner does not have an Original CSM to sign for the Much property. Craig will contact the surveyor.

16. ITEMS FOR INCLUSION IN NEWSLETTER

A) FISK FIREWORKS – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.

B) TOWN BOARD MEETING – July 12, 2021; 5:30pm at the Utica Town Hall

17. CORRESPONDENCE RECEIVED:

A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer; Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.

Clerk Sonnleitner mentioned we receive the Oshkosh Public Library Meeting Minutes, believe previous Chairman Hinz requested those. Asking if the Board wants the Minutes or if Clerk should tell the Oshkosh Public Library to save a stamp and they don't need to send the Town their Minutes. Board agreed to save a stamp and no need to send their Minutes.

18. ADJOURNMENT

Adjournment 5:55pm

Jenny Sonnleitner, Clerk

Leonard Schmick – Chairman		Emily Hunter – Treasurer	
Chuck Kuhrt – Supervisor #1		Jenny Sonnleitner - Clerk	
Grant Stettler – Supervisor #2			

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

# Resolution

Date: \_\_\_\_\_

To the Board of Supervisors of Winnebago County, Wisconsin:

## **Amendatory Ordinance**

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of Tod Davies/Estate of David Davies;

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the Town of Utica, be and the same, are amended to provide that the attached described property be changed from the classification of One (1) parcel zoned A2 of said ordinance, which it now and heretofore had, to the zoned district to create 2 lots: Lot 1 to be 5.00 acres and Lot 2 to be 35.87 acres, both to be zoned RR.

\_\_\_\_\_  
County Board Supervisor  
(Town of Utica)

Parcel Nos: 024-0525, 024-0531

## **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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory District



DATE: 07/20/21

# R E S O L U T I O N

No. 016

To The Board of Supervisors of Winnebago County, Wisconsin:

## AMENDATORY ORDINANCE 07/16/21

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA in accordance with the petition of Craig & Ashley Much 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 Utica, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Farming District)** of said ordinance, which it now and heretofore had, to the zoned district of **RR (Rural Residential Recreational Mixed Use 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 Utica)

PARCEL NO: **024-0245**; FROM **A-2** TO **RR**

### 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **33 - Egan**



## Winnebago County

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie PrahI - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie PrahI is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

A-2 TO RR FLU: res  
extra-cosh

Town of Utica ~ Jenny Sonnleitner, Clerk  
6570 Bradley Ave. Pickett, WI 54964 ~ 920-410-0347 ~ utica1730@gmail.com

### SUBMITTAL FORM

Name of Property Owner: Craig & Ashley Much

Address of Owner: 1186 Martin Ave. Fond du Lac, WI 54935

Name of Applicant: same as above

Address of Applicant: same as above

Legal Description of Area to be Rezoned (attach CSM, if applicable):

024-0245: N1/2 SE SE EXC CSM-98 13.49 A. SE 1/4, SE 1/4 of Section 12, T.17N. - R.15E.

Tax Parcel Number, if existing parcels: 024-0245

Section 12 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agricultural District (General Farming)  
024-0245

Proposed Zoning: RR Name of District: Rural Residential Recreational Mixed Use  
024-0245

Town Board Action: X Approval \_\_\_\_\_ Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List). approved by Town Board vote:

Approved by the Town Board vote 3-0

I, Jenny Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on June 3, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 6-23-2021

## LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcels: 024-0245

Owner: Craig & Ashly Much

Applicant: same as above

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0244-01 024-0244-02	Ronald & Joann Meier Rev Tst	4977 Stevens Lane	Oshkosh, WI 54904
024-0245	Craig & Ashly Much	1186 Martin Ave.	Fond du Lac, WI 54935
012-0129 012-0130	Robert Potratz	2381 James Road	Oshkosh, WI 54904
024-0240 024-0242 024-0243	Radloff Irrev Tst – Kathy Paschke	1344 Elo Road	Pickett, WI 54964
024-0244	Michael & Debra Radloff	4819 Fisk Ave.	Oshkosh, WI 54904

# TOWN OF UTICA

## Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

**Thursday, June 3, 2021**

**7:30 pm**

To hear testimony for approval of a CSM dividing parcel number 024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owned by Craig & Ashley Much 1186 Martin Ave. Fond du Lac, WI 54935.

The properties within 300' for notification in the Town of Utica, Winnebago County, Wisconsin are:

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0244-01 024-0244-02	Ronald & Joann Meier Rev Tst	4977 Stevens Lane	Oshkosh, WI 54904
024-0245	Craig & Ashley Much	1186 Martin Ave.	Fond du Lac, WI 54935
012-0129 012-0130	Robert Potratz	2381 James Road	Oshkosh, WI 54904
024-0240 024-0242 024-0243	Radloff Irrev Tst – Kathy Paschke	1344 Elo Road	Pickett, WI 54964
024-0244	Michael & Debra Radloff	4819 Fisk Ave.	Oshkosh, WI 54904

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary  
Published: 5/20 & 27/2021

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Chairman Tom Thiel at 920-579-3025 at least twenty-four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all or a majority of the Town Board members may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.

Posted at: townofutica.org, Town Hall, and Co-op.





# TOWN OF UTICA RE-ZONING PERMIT APPLICATION

Please print or type your responses to the questions on this application.  
A non-refundable application fee of \$400.00 is required for each permit application.  
The fee is payable to the Town of Utica and is due at the time the application is submitted.

Filing Fee: \$400.00

Date Received: 2-18-2021  
Office Use

Property Address: VACANT LAND, EAST OF 4977 STEVENS LANE

Name of Owner(s): CRAIG & ASHLY MICH

Address, if different than above: 1186 MARTIN AVE FOND DU LAC, WI 54935

Home Phone: 920-538-1768 Daytime Phone, if different: \_\_\_\_\_

Name of Applicant(s): SAME AS ABOVE

Address, if different than above: \_\_\_\_\_

Home Phone: \_\_\_\_\_ Daytime Phone, if different: \_\_\_\_\_

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): JIM SMITH MARQUENSON & FISKE  
101 W. MAIN ST OMAHA 68163

Legal Description of Property: N<sup>1</sup>/<sub>2</sub> OF SE<sup>1</sup>/<sub>4</sub> OF SE<sup>1</sup>/<sub>4</sub> SEC 12,  
T17N, R15E, TOWN OF UTICA

Tax Parcel Number(s) (REQUIRED): 0240245

**NOTE:** Please attach a copy of the Certified Survey Map for the property.

Location of the property in relation to nearby roadways, building, or other landmarks: \_\_\_\_\_

NW CORNER STEVENS LANE & JAMES ROAD

\_\_\_\_\_

1. What is the current use of the property? GEN. AG.

\_\_\_\_\_

\_\_\_\_\_

2. What is the intended use of this property? 5 SINGLE FAMILY PARCELS

\_\_\_\_\_

\_\_\_\_\_

3. Please mark the current zoning for the property:

- |                                     |                          |                          |                                 |
|-------------------------------------|--------------------------|--------------------------|---------------------------------|
| <input type="checkbox"/>            | Single-Family Residence  | <input type="checkbox"/> | Industrial                      |
| <input type="checkbox"/>            | Two-Family Residence     | <input type="checkbox"/> | Commercial                      |
| <input type="checkbox"/>            | Multiple-Family Dwelling | <input type="checkbox"/> | Institutional & Recreational    |
| <input checked="" type="checkbox"/> | Agricultural             | <input type="checkbox"/> | Planned Residential Development |
| <input type="checkbox"/>            | Rural Recreational       | <input type="checkbox"/> | Residential Mixed Use           |

4. What is the requested zoning for the property? RR

5. Please explain the reason for this rezoning request: CREATING 5 SINGLE  
FAMILY HOME SITES

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested: SINGLE FAMILY HOME

7. Please explain why this is the best proposed use for this property: STEVENS LANE  
IS THE EXISTING ROAD WHICH THESE LOTS WILL ACCESS.  
GREAT QUIET ROAD FOR SINGLE FAMILY HOMES

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses:  
SURROUND LAND USE IS MIX OF GEN. AG &  
SINGLE FAMILY RES.

9. List all property owners within 300 feet and their mailing addresses:

- |  |  |
|--|--|
| 1) <u>ROL MEIER</u><br><u>4977 STEVENS LANE</u><br><u>OSHKOSH 54904</u>                              | 4) <u>ROBERT POTRATZ</u><br><u>2381 JAMES ROAD</u><br><u>OSHKOSH 54904</u> |
| 2) <u>MIKE RADLOFF</u><br><u>4891 FISK AVE</u><br><u>OSHKOSH 54904</u>                               | 5)   |
| 3) <u>RADLOFF (TRUST)</u><br><u>40 KATHY PASCHKE</u><br><u>1344 ELO ROAD</u><br><u>PICKETT 54904</u> | 6)   |

Twelve (12) copies of the application and all attachments shall be submitted to the Town Clerk, Town Zoning Administrator or other designed representative no later than twenty-one (21) days prior to the meeting.

[Signature]  
Signature of Owner

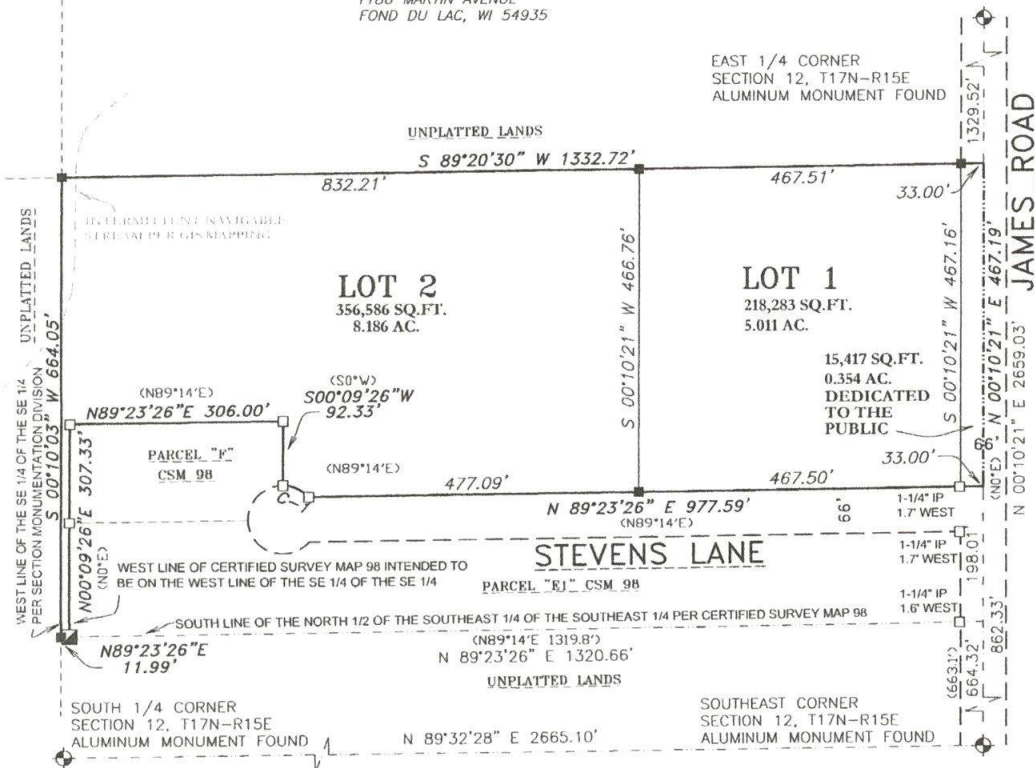
2/10/2021  
Date

[Signature]  
Signature of Owner

2/10/2021  
Date

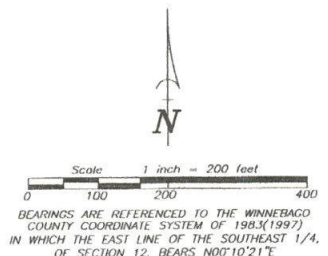
**CERTIFIED SURVEY MAP NO. \_\_\_\_\_**  
 PART OF THE NORTH 1/2 OF THE SOUTHEAST 1/4  
 OF THE SOUTHEAST 1/4 OF SECTION 12, TOWNSHIP  
 17 NORTH, RANGE 15 EAST, TOWN OF UTICA,  
 WINNEBAGO COUNTY, WISCONSIN.

SURVEY FOR:  
 CRAIG MUCH  
 1186 MARTIN AVENUE  
 FOND DU LAC, WI 54935



Curve	Radius	Delta	Length	Chord Bearing	Chord	Tangent In	Tangent Out
1	50.00'	047°55'35"	41.82'	S 65°52'36.5" E	40.61'	N 41°54'49" W	N 89°50'24" W

NOTE:  
 "ANY LAND BELOW THE ORDINARY HIGH WATER MARK OF  
 A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE  
 PUBLIC TRUST IN NAVIGABLE WATERS THAT IS  
 ESTABLISHED UNDER ARTICLE IX, SECTION 1, OF THE  
 STATE CONSTITUTION."



- LEGEND**
- 1-1/4" O.D. IRON PIPE SET, 18" LONG, WEIGHING 1.130 LBS. PER LIN. FOOT
  - 1-1/4" O.D. IRON PIPE FOUND
  - ◻ 2" O.D. IRON PIPE FENCE CORNER FOUND
  - ⊕ GOVERNMENT CORNER FOUND
  - ( ) RECORDED AS



**Martenson & Eisele, Inc.**  
 Planning  
 101 West Main Street  
 Omro, WI 54963  
 www.martenson-eisele.com  
 P 920.685.6240 F 920.685.6340  
 Environmental  
 Surveying  
 Engineering  
 Architecture

PROJECT NO. 0-2545-001 2 LOT  
 FILE 2545001CSM SHEET 1 OF 3  
 This instrument was drafted by: DSL

# TOWN OF UTICA

## Plan Commission Meeting

### Agenda

Notice is hereby given that a Town Plan Commission meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

**Thursday, June 3, 2021**

**7:30 pm**

1. Call the Meeting to Order
2. Take Roll Call:  
*Members* – Terry Beck, Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting
3. Approve November 5, 2020 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owed by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.
7. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.
8. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.
9. Informal Opinions
10. Future Agenda Items
11. Adjournment

Jenny Sonnleitner, Clerk  
Posted: 6/1/2021

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted).

All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and website. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

# TOWN OF UTICA

## Plan Commission Meeting ~ Minutes

Thursday, June 3, 2021

7:30 pm

DRAFT

### 1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 8 present

### 2. Take Roll Call:

A. *Members Present:* Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting

B. *Members Absent:* Terry Beck

C. *Board Members Present:* Chuck Kuhrt

### 3. Approve November 5, 2020 Plan Commission Meeting Minutes

Darwin Briggs motions to accept the Minutes as presented, seconded by Eric Whiting. Carried

### 4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

### 5. Public Forum

#6 – Kathy Pashke has no objections.

#7 – Mr. Davies said this will be a brothers/sisters corporation. He is taking 5 acres, the rest is staying the same; just a name change. Walter Whiting suggested to combine parcels together to be 40+ acres and A2, has a parcel of 6 acres with the buildings.

#7 & 8 – Walter Whiting asked why not blend parcels to make a parcel 40+ acres to be A2? There is a parcel of 5 acres with the buildings, add the remaining of the two together to stay A2.

### 6. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owned by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.

Darwin Briggs said the parcels are over 2 acres and looks fine to him. Grant Stettler verified zoning to RR from A2.

Tom Thiel motions to change to RR from A2 into two lots; Lot 1 and Lot 2, seconded by Darwin Briggs. Carried

### 7. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.

Tom Thiel motions to combine 13.81 acres remaining from 024-0522 with 024-0508 (20 acres) and 024-057 (20 acres) to be zoned A2 (as Lot 2, Lot 1 6 acres), seconded Grant Stettler. Carried

### 8. Discuss/Recommend to the Town Board to hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.

Ralph Kalies motions to accept the change suggested (combining the remaining acreage of both parcels after removing 5 acres to Lot 1) and request the Town Board approve. Keep Lot 1 as 5 acres zoned RR, Lot 2 will be combined and remain A2, seconded by Darwin Briggs. Carried

### 9. Informal Opinions

Mitchell Davies said he has 1.2 acres zoned R1 and his neighbor has 5.27 acres zoned RR that is 'L' shaped and he would like to survey the land that is behind his parcel and add to his lot, buying it from his neighbor. Tom Thiel will research it and check out our maps, typically we don't like to drop parcels out of RR.

James Road could use tree trimming from Clairville Road south to County Road FF. 33' from center of the road is right-of-way which the Town can take care of. If the tree is on the landowner's land, the property owner would be responsible to trim it back. Grant Stettler said the Board can talk about if the trimmer will come through to trim.

### 10. Future Agenda Items

None

### 11. Adjournment

Adjourned at 8:12pm

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

\_\_\_\_\_  
Thomas Thiel, Plan Chairman

\_\_\_\_\_  
Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

# TOWN OF UTICA

## Town Board Meeting ~ Agenda

Monday, June 14, 2021

5:00pm – Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. CONSENT AGENDA
  - A) Approve May 10, 2021 Town Board Meeting Minutes
  - B) Affidavit of Posting/Publication
  - C) Approve Payment of Bills for June
4. Treasurer's Report for May; BMO Harris Bank
5. Public Forum: *Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)*
6. Discuss/Act on any Budget Amendments
7. LICENSES – Business/Operator License Renewals: Jasper's Bar, United Cooperative, Utica Golf Club, Wehrmann's
8. American Rescue Plan Act (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: 70,337.27), deadline to apply by June 18, 2021
9. WTA County Meeting for Elected Officials/Town Staff: July 8, 2021; pig roast at 5:30pm, meeting at 6:30pm (RSVP)
10. Winnebago County Board Meeting June 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions.
11. Winnebago County Emergency Training: June 17, 2021 4-7pm (Supervisor Kuhrt & Clerk Sonnleitner attending);  
June 18, 2021 9a-12p (Chairman Schmick attending)
12. TOWN HALL
  - A) Lighting: Interior and Parking lot
  - B) American Rescue Plan Act – Broadband Expansion, application deadline July 27, 2021
  - C) Fill cracks in parking lot
13. ROADS
  - A) Bridge/Road Repairs
  - B) Tree trimming along roadsides
  - C) ATV/UTV Routes – updates from Supervisor Stettler from contacting the Club regarding speed complaints
14. BOARD OF APPEALS
  - A) Appoint Marek Potratz for a 3-year term, replacing Robert Potratz
  - B) Reappoint Brian Trebiatowski for a 3-year term
15. PLAN COMMISSION – JUNE 3, 2021 MEETING
  - A) Reappoint Tom Thiel for a 3-year term
  - B) 024-0245: Craig & Ashly Much – 13.49 acres zoned A2 into Lot 1- 5.011 acres and Lot 2- 8.186 acres to be zoned RR
  - C) 024-0522: Tod Davies – 20 acres zoned A2 into Lot 1- 6 acres and Lot 2- 13.81 acres to be zoned RR (upon payment of permits)
  - D) 024-0524/024-0531: Tod Davies – both 40 acres each zoned A2 into Lot 1- 5 acres, Lot 2- 35.87 acres to be zoned RR
16. ITEMS FOR INCLUSION IN NEWSLETTER
  - A) Fisk Fireworks – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.
  - B) Town Board Meeting – July 12, 2021; 5:30pm at the Utica Town Hall
17. CORRESPONDENCE RECEIVED (Discuss/Act on):
  - A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer: Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.
18. Adjournment

Jenny Sonnleitner, Clerk Posted: 6/11/2021

**Plan Commission Members (5, 1 alternates) (3-year term):** Tom Thiel 6/2021 (Chair); Ralph Kalies 7/2021; Terry Beck 11/2021; Grant Stettler 4/2022; Eric Whiting 3/2023; Darwin B riggs 12/2023 / Rush Lake Steering Committee (3) (3-year term): Chuck Kuhrt 9/2023 / Kevin Fritz 2/2024 / Mark Davis 5/2024; **Board of Appeals Members (5, 3 alternates) (3-year term):** Robert Potratz 3/2021-6/2021; Brian Trebiatowski 6/2021; Michael Christianson (alternate) 8/2021; Walt Whiting 12/2021; Vicki Williams 5/2022 (Chair), Don Draxler (alternate) 2/2023; Darwin Briggs 6/2023

The Town Board meets regularly the SECOND MONDAY OF EACH MONTH AT 5:30PM (unless otherwise noted). All meetings are open to the public, this is a public meeting. Discussion and action may occur on any of the above agenda items. Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 920-589-6774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made. As such, all members, or a majority of the members, of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda. Posted at [townofutica.org](http://townofutica.org), Town Hall, and Co-op.

# TOWN OF UTICA

## Town Board Meeting ~ Minutes

Monday, June 14, 2021

5:00pm – Board Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. The Board can discuss and act on any of the following, except that of the Public Forum.

### 1. CALL THE MEETING TO ORDER

This meeting was called to order by Chairman Schmick at 7:30pm at the Utica Town Hall.

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler, Clerk Jenny Sonnleitner, Treasurer Emily Hunter; Art Rathjen with Greater Oshkosh; 10 citizens present

DRAFT

### 2. PLEDGE OF ALLEGIANCE

### 3. CONSENT AGENDA:

A) APPROVE MAY 10, 2021 TOWN BOARD MTG MINUTES

B) AFFIDAVIT OF POSTING/PUBLICATION

C) APPROVE PAYMENT OF BILLS FOR JUNE

Chairman Schmick made a motion to accept the Consent Agenda; seconded by Supervisor Stettler. Carried

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

### 4. TREASURER'S REPORT FOR MAY; BMO HARRIS BANK

RECEIPTS: \$6013.55; DISBURSEMENTS: \$60,210.96; TOTAL BALANCE: \$298,835.50

TOTAL CASH ON HAND INCLUDING FIRE/EMS ACCOUNT: \$323,773.89

### 5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board))

Dave Bradley mentioned Peppler Lane is not being mowed all the way to the end, needs to go back to the tower. Chairman Schmick will contact the County again. Semis are hitting the tree branches on the north side of the road on Bradley Ave, the trees need to get trimmed; also the trees on Hay Road could be trimmed back, buckthorn is growing out. Chairman Schmick will contact the County about this too.

Chairman Schmick mentioned to go to the Plan Commission Agenda items next so the residents present can get taken care of right away.

### 6. DISCUSS/ACT ON ANY BUDGET AMENDMENTS

No amendments needed

### 7. LICENSES – BUSINESS/OPERATOR LICENSE RENEWALS: JASPER'S BAR / UNITED COOPERATIVE / UTICA GOLF CLUB / WEHRMANN'S

Chairman Schmick motions to accept the licenses for Jasper's Bar, United Cooperative, Utica Golf Club, also Wehrmann's and Operator Licenses, seconded by Supervisor Stettler. Carried

### 8. AMERICAN RESCUE PLAN ACT (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: \$70,337.27), deadline to apply by June 18, 2021

Chairman Schmick said to apply for the grant, it is worth applying for, though we don't know how we can spend it. Supervisor Stettler motions to apply for the American Rescue Plan Act of Utica's part of \$140,674.54, seconded by Chairman Schmick. Carried

### 9. WTA COUNTY MEETING FOR ELECTED OFFICIALS/TOWN STAFF: JULY 8, 2021; PIG ROAST 5:50PM, MEETING 6:30PM (RSVP)

Clerk Sonnleitner plans to attend, as well as Supervisor Kuhrt and Chairman Schmick.

### 10. WINNEBAGO COUNTY BOARD MEETING JUNE 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions

Supervisor Kuhrt said Winnebago does have one of the largest County Boards in the state. Could be times a seat is vacant and has a tough time finding someone to fill it. Chairman Schmick said if we need to know, should attend the meeting.

### 11. WINNEBAGO COUNTY EMERGENCY TRAINING: JUNE 17, 2021 4-7PM (Supervisor Kuhrt & Clerk Sonnleitner Attending); JUNE 18, 2021 9A-12P (Chairman Schmick attending)

### 12. TOWN HALL

A) LIGHTING: INTERIOR AND PARKING LOT

Supervisor Stettler said the electrician is having a hard time scheduling a time with the contractor.

B) AMERICAN RESCUE PLAN ACT – BROADBAND EXPANSION, APPLICATION DEADLINE JULY 27, 2021

Clerk Sonnleitner read an email that Governor Evers announced \$100 million investment in Broadband expansion using the ARPA funding. Chairman Schmick said to table until next time until we get more information.

C) FILL CRACKS IN PARKING LOT

Chairman Schmick talked with Dan at the County. Bonnieview Road should get paved on Wednesday and will take care of the parking lot since the machine will be in the area.



13. ROADS

A) BRIDGE/ROAD REPAIRS

Chairman Schmick said Bonnieview Road will be worked on this week and saving money to repair the bridges.

B) TREE TRIMMING ALONG ROADSIDES

Chairman Schmick said the County will take care of that for us. Supervisor Stettler mentioned James Road that comes out on County Road FF near the Davies farm. Trees are hitting the combine. This may be the maintenance line with Town of Nekimi and will talk with Nekimi. Chairman Schmick will ride over there to see what area is in need of trimming.

C) ATV/UTV ROUTES – UPDATES FROM SUPERVISOR STETTLER FROM CONTACTING THE CLUB REGARDING SPEED COMPLAINTS

Supervisor Stettler talked with a couple members in the club and were surprised there are issues, no other complaints in other townships. Chairman Schmick said some speed limit signs were put up.

14. BOARD OF APPEALS

A) APPOINT MAREK POTRATZ FOR A 3-YEAR TERM, REPLACING ROBERT POTRATZ

Chairman Schmick motions to appoint Marek, seconded by Supervisor Stettler. Carried

B) REAPPOINT BRIAN TREBIATOWSKI FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Brian, seconded by Supervisor Stettler. Carried

15. PLAN COMMISSION – JUNE 3, 2021 MEETING AT 7:30PM

A) REAPPOINT TOM THIEL FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Tom for another 3 year term, seconded by Supervisor Stettler. Carried

B) 024-0245: CRAIG & ASHLY MUCH – 13.49 ACRES ZONED A2 INTO LOT 1- 5.011 ACRES AND LOT 2- 8.186 ACRES TO BE ZONED RR

Supervisor Stettler motions to approve the recommendation by the Planning/Zoning to accept that, seconded by Chairman Schmick. Carried

C) 024-0522: TOD DAVIES – 20 ACRES ZONED A2 INTO LOT 1- 6 ACRES AND LOT 2- 13.81 ACRES TO BE ZONED RR (upon payment of permits;

Chairman Schmick motions to approve, was recommended by the Zoning, seconded by Supervisor Stettler. Supervisor Kuhrt thought combining the 20 with another 20. Tom Thiel said we cannot do that because a road goes through. Carried

D) 024-0524/024-0531: TOD DAVIES – BOTH 40 ACRES EACH ZONED A2 INTO LOT 1- 5 ACRES, LOT 2- 35.87 ACRES, REMAINING ZONED RR

Supervisor Kuhrt land is taxed by land use, no matter how it is zoned, was wondering why we needed to combine parcels to make 40+ acres. Supervisor Kuhrt motions to accept as presented, seconded by Chairman Schmick. Carried

Davies did pay the permit fee

Clerk Sonnleitner does not have an Original CSM to sign for the Much property. Craig will contact the surveyor.

16. ITEMS FOR INCLUSION IN NEWSLETTER

- A) FISK FIREWORKS – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.
B) TOWN BOARD MEETING – July 12, 2021; 5:30pm at the Utica Town Hall

17. CORRESPONDENCE RECEIVED:

- A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer; Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.

Clerk Sonnleitner mentioned we receive the Oshkosh Public Library Meeting Minutes, believe previous Chairman Hinz requested those. Asking if the Board wants the Minutes or if Clerk should tell the Oshkosh Public Library to save a stamp and they don't need to send the Town their Minutes. Board agreed to save a stamp and no need to send their Minutes.

18. ADJOURNMENT

Adjournment 5:55pm

Jenny Sonnleitner, Clerk

Table with 4 columns and 3 rows listing board members: Leonard Schmick – Chairman, Emily Hunter – Treasurer, Chuck Kuhrt – Supervisor #1, Jenny Sonnleitner - Clerk, Grant Stettler – Supervisor #2.

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

# Resolution

Date: \_\_\_\_\_

To the Board of Supervisors of Winnebago County, Wisconsin:

## **Amendatory Ordinance**

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of Craig & Ashly Much;

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the Town of Utica, be and the same, are amended to provide that the attached described property be changed from the classification of One (1) parcel zoned A2 of said ordinance, which it now and heretofore had, to the zoned district to create 2 lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR.

\_\_\_\_\_  
County Board Supervisor  
(Town of Utica)

Parcel Nos: 024-0245

## **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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory District

DATE: 07/20/21

**R E S O L U T I O N**

No. 017

To The Board of Supervisors of Winnebago County, Wisconsin:

**AMENDATORY ORDINANCE 07/17/21**

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA in accordance with the petition of Estate of David Davies 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 Utica, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Farming District)** of said ordinance, which it now and heretofore had, to the zoned district of **RR (Rural Residential Recreational Mixed Use 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 Utica)

PARCEL NO: **024-0522**; FROM **A-2** TO **RR**

**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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory district **33 - Egan**



## Winnebago County

Zoning Department

*The Wave of the Future*

### MEMO FOR P & Z MEETING AGENDA OF JULY 9, 2021

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Change

1. Christie PrahI - Town Zoning Change (Tax ID No: 026-0308-02-01 & 026-0308-02-03) – Town of Vinland.

The town zoning change for Christie PrahI is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-2 / R-1 (Agricultural / Rural Residential) to R-1 (Rural Residential) 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.** *MG, BJ 2 4-0 approved*

2. Brad Starr - Town Zoning Change (Tax ID No: 026-0232, 026-0233-01, 026-0234, 026-0248-01, 026-0249 & 026-0250) – Town of Vinland.

The town zoning change for Brad Starr is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming 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.** *RK, MG 2 4-0 approved*

3. Muttart Rev Tst - Town Zoning Change (Tax ID No: 026-0572 & 026-0573) – Town of Vinland.

The town zoning change for Muttart Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural, Rural & Non-residential.

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

*BT, MG 2 4-0 approved*

4. Wilde Farms Inc - Town Zoning Change (Tax ID No: 026-0487 & 026-0489) – Town of Vinland.

The town zoning change for Wilde Farms Inc is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' 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.**

*MG, RK 2 4-0 approved*

5. David Harness - Town Zoning Change (Tax ID No: 026-0001 & 026-0003) – Town of Vinland.

The town zoning change for David Harness is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BT 2 4-0 approved*

6. Boss Real Estate Holding LLC & Jay R. Boss Rev Tst - Town Zoning Change (Tax ID No: 026-0501-03 & 026-0501-01) – Town of Vinland.

The town zoning change for Boss Real Estate Holding LLC & Jay R. Boss Rev Tst is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan, shows future land use as Agricultural & Rural.

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

*MG, RK 2 4-0 approved*

7. Roydon Fahley - Town Zoning Change (Tax ID No: 026-0165 & 026-0201) – Town of Vinland.

The town zoning change for Roydon Fahley is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, BJz 4-0 approved*

8. Gary Schneider and Roger Erdman et al - Town Zoning Change (Tax ID No: 026-0204 & 026-0205) – Town of Vinland.

The town zoning change for Gary Schneider and Roger Erdman et al is consistent with Winnebago County's Future Land Use Plan. The Town of Vinland approved the zoning change from A-1 (Agri-business District) to A-2 (General Farming District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*MG, RKz 4-0 approved*

9. Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home - Town Zoning Change (Tax ID No: 028-0106-02 (part) & 028-0106-03) – Town of Winchester.

The town zoning change for Lee Kester, Mary Danke, Susan Krueger, Dennis Krueger, Pat Ruppel and Kay Home is consistent with Winnebago County's Future Land Use Plan. The Town of Winchester approved the zoning change from A-2 (General Farming District) to R-1 (Rural Residential District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*RK, BJz 4-0 approved*

10. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0525 & 024-0531) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, BJz 4-0 approved*

11. Craig & Ashley Much - Town Zoning Change (Tax ID No: 024-0245) – Town of Utica.

The town zoning change for Craig & Ashley Much is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan, which incorporates the City of Oshkosh' future land use plan shows future land use as Residential.

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

*BJ, RK2 4-0 approved*

12. Estate of David Davies - Town Zoning Change (Tax ID No: 024-0522) – Town of Utica.

The town zoning change for Estate of David Davies is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from A2 (General Farming District) to RR (Rural Residential Recreational Mixed Use District) and Winnebago County's future land use plan shows future land use as Agricultural & Rural.

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

*TE, MG2 4-0 approved.*

Town of Utica ~ Jenny Sonnleitner, Clerk  
6570 Bradley Ave. Pickett, WI 54964 ~ 920-410-0347 ~ utica1730@gmail.com

### SUBMITTAL FORM

Name of Property Owner: Estate of David Davies

Address of Owner: 4905 County Road N Pickett, WI 54964

Name of Applicant: Tod Davies/Estate of David Davies

Address of Applicant: 942 James Road Oshkosh, WI 54904

Legal Description of Area to be Rezoned (attach CSM, if applicable):

024-0522: NW 1/4, SE 1/4 of Section 24, T.17N, R.15E.

Tax Parcel Number, if existing parcels: 024-0522

Section 24                  Town 17N                  Range R15E

Existing Zoning: A2                  Name of District: Agricultural District (General Farming)  
024-0522

Proposed Zoning: RR                  Name of District: Rural Residential Recreational Mixed Use  
024-0522

Town Board Action:  X  Approval          \_\_\_\_\_ Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List). approved by Town Board vote:

Approved by the Town Board vote 3-0

I, Jenny Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on June 3, 2021 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 6-22-2021



## LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcels: 024-0522

Owner: Estate of David Davies

Applicant: Tod Davies

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0507 024-0513 024-0522	David Davies	4905 County Road N	Pickett, WI 54964
024-0514	Borgardt Farm LLC	5276 W Ripple Ave	Oshkosh, WI 54904
024-0509	Walter Juedes Tst	1041 Mt Vernon St	Oshkosh, WI 54901
024-0520	Darriel Kumbier	W660 Cumberland Ave	Berlin, WI 54923
024-0521	Jerod / Shelby Lloyd	1075 James Rd	Oshkosh, WI 54904
024-0521-01	Thomas / Ellen Lloyd	5010 County Road N	Pickett, WI 54964

# TOWN OF UTICA

## Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

**Thursday, June 3, 2021**

**7:30 pm**

To hear testimony for approval of a CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.

The properties within 300' for notification in the Town of Utica, Winnebago County, Wisconsin are:

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0507 024-0513 024-0522	David Davies	4905 County Road N	Pickett, WI 54964
024-0514	Borgardt Farm LLC	5276 W Ripple Ave	Oshkosh, WI 54904
024-0509	Walter Juedes Tst	1041 Mt Vernon St	Oshkosh, WI 54901
024-0520	Darriel Kumbier	W660 Cumberland Ave	Berlin, WI 54923
024-0521	Jerod / Shelby Lloyd	1075 James Rd	Oshkosh, WI 54904
024-0521-01	Thomas / Ellen Lloyd	5010 County Road N	Pickett, WI 54964

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary  
Published: 5/20 & 27/2021

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Chairman Tom Thiel at 920-579-3025 at least twenty-four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all or a majority of the Town Board members may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.  
Posted at: townofutica.org, Town Hall, and Co-op.

# TOWN OF UTICA RE-ZONING PERMIT APPLICATION

Please print or type your responses to the questions on this application.  
A non-refundable application fee of \$400.00 is required for each permit application.  
The fee is payable to the Town of Utica and is due at the time the application is submitted.

Filing Fee: \$400.00

Date Received: \_\_\_\_\_  
Office Use

Property Address: 1109 JAMES ROAD, OSHKOSH, WI 54904

Name of Owner(s): TOD DAVIES, PERSONAL REPRESENTATIVE TO DAVID DAVIES

Address, if different than above: 942 JAMES ROAD, OSHKOSH, WI 54904

Home Phone: 920-410-3474 Daytime Phone, if different: \_\_\_\_\_

Name of Applicant(s): ROBERT DAVIES

Address, if different than above: \_\_\_\_\_

Home Phone: 920-379-2655 Daytime Phone, if different: \_\_\_\_\_

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): \_\_\_\_\_

WISCONSIN LAND SURVEYING, INC. 5020 LEONARD PT. RD. OSHKOSH, WI 54904

Legal Description of Property: SEE PROPOSED CERTIFIED SURVEY MAP ATTACHED

Tax Parcel Number(s) (REQUIRED): 0240522

**NOTE: Please attach a copy of the Certified Survey Map for the property.**

Location of the property in relation to nearby roadways, building, or other landmarks: \_\_\_\_\_

SEE PROPOSED CERTIFIED SURVEY MAP ATTACHED

1. What is the current use of the property? \_\_\_\_\_

AG

2. What is the intended use of this property? \_\_\_\_\_

AG/RESIDENTIAL

3. Please mark the current zoning for the property:

- |                                     |                          |                          |                                 |
|-------------------------------------|--------------------------|--------------------------|---------------------------------|
| <input type="checkbox"/>            | Single-Family Residence  | <input type="checkbox"/> | Industrial                      |
| <input type="checkbox"/>            | Two-Family Residence     | <input type="checkbox"/> | Commercial                      |
| <input type="checkbox"/>            | Multiple-Family Dwelling | <input type="checkbox"/> | Institutional & Recreational    |
| <input checked="" type="checkbox"/> | Agricultural             | <input type="checkbox"/> | Planned Residential Development |
| <input type="checkbox"/>            | Rural Recreational       | <input type="checkbox"/> | Residential Mixed Use           |

4. What is the requested zoning for the property? RR

5. Please explain the reason for this rezoning request: \_\_\_\_\_

SPLIT OFF A LOT WITH THE BUILDINGS FROM THE REMAINING AGRICULTURAL LAND  
AS PART OF SETTLING AN ESTATE

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested: \_\_\_\_\_

NO CONDITIONS ARE BEING REQUESTED, NO CHANGE IN USE

7. Please explain why this is the best proposed use for this property: \_\_\_\_\_

BEING REZONED BECAUSE IT IS REQUIRED, NOTHING WILL CHANGE AS FAR AS  
THE USE OF THIS PROPERTY

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses:

EVERYTHING IS GOING TO STAY THE SAME AS FAR AS THE EXISTING AND  
PROPOSED USE OF THIS PROPERTY

9. List all property owners within 300 feet and their mailing addresses:

- |  |   |
|--|---|
| 1) JEROD AND SHELBY LLOYD<br>1075 JAMES ROAD<br>OSHKOSH, WI 54904    | 4) WALTER JUEDES TRUST<br>1041 MT VERNON ST.<br>OSHKOSH, WI 54901 |
| 2) THOMAS AND ELLEN LLOYD<br>5010 COUNTY ROAD N<br>PICKETT, WI 54964 | 5) BORGARDT FARM LLC<br>5276 W RIPPLE AVE.<br>OSHKOSH, WI 54904   |
| 3) DARRIEL KUMBIER<br>W660 CUMBERLAND AVE.<br>BERLIN, WI 54923       | 6)  |

Twelve (12) copies of the application and all attachments shall be submitted to the Town Clerk, Town Zoning Administrator or other designed representative no later than twenty-one (21) days prior to the meeting.

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

**CERTIFIED SURVEY MAP** **SHEET 1 OF 3**

THE NORTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHEAST  
1/4 OF SECTION 24, TOWNSHIP 17 NORTH, RANGE 15 EAST,  
TOWN OF UTICA, WINNEBAGO COUNTY, WISCONSIN.

**SUBDIVIDER**

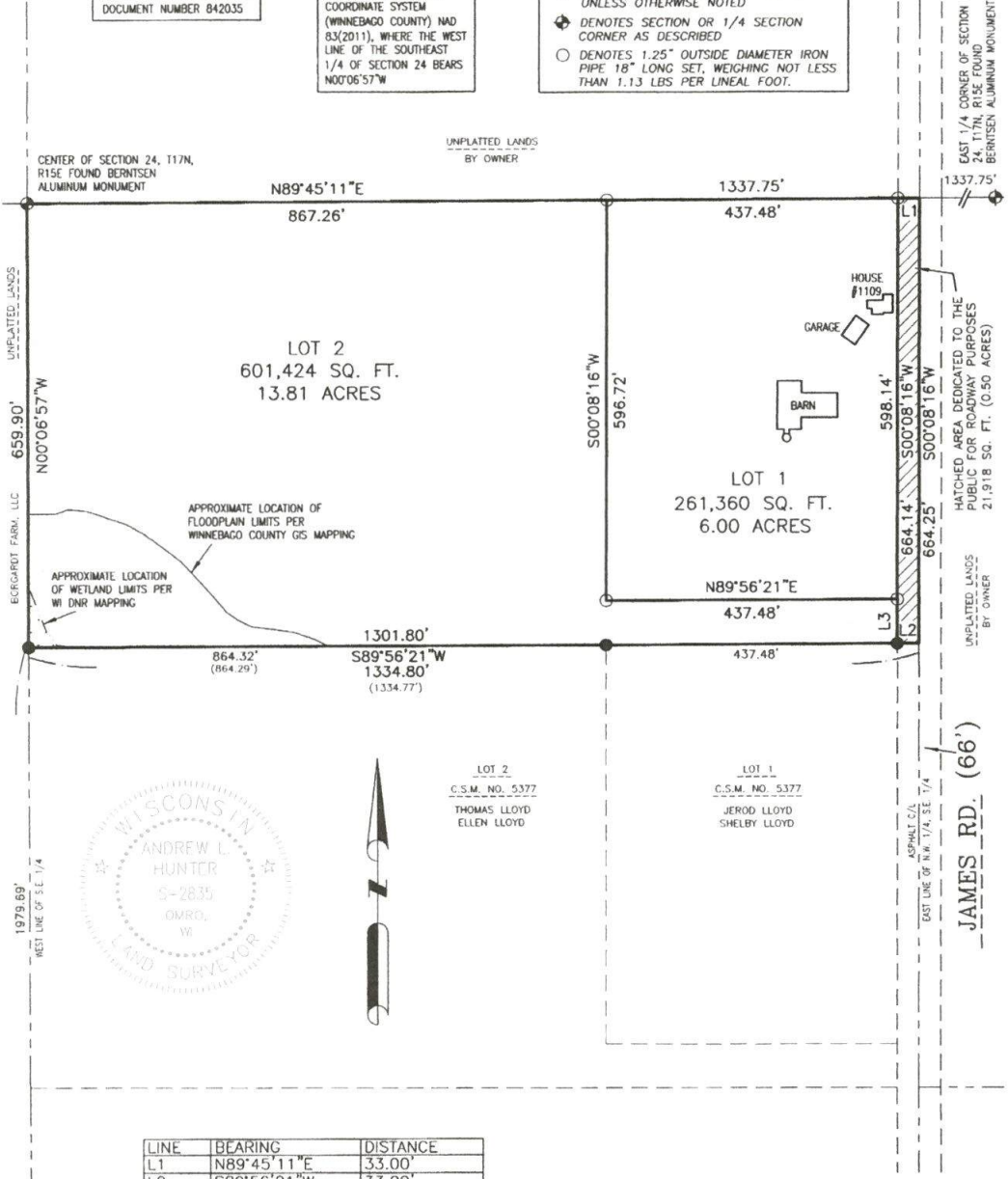
TOD DAVIES  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF DAVID DAVIES  
942 JAMES RD.  
OSHKOSH, WI 54904  
TAX PARCEL NUMBER 0240522  
DOCUMENT NUMBER 842035

**NOTES**

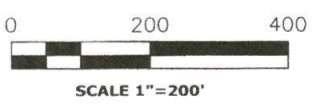
ALL DISTANCES ARE  
MEASURED TO THE NEAREST  
HUNDREDTH OF A FOOT.  
  
BEARINGS ARE BASED ON  
THE WISCONSIN COUNTY  
COORDINATE SYSTEM  
(WINNEBAGO COUNTY) NAD  
83(2011), WHERE THE WEST  
LINE OF THE SOUTHEAST  
1/4 OF SECTION 24 BEARS  
N00°06'57"W

**LEGEND**

- DENOTES 3/4" IRON REBAR FOUND,  
UNLESS OTHERWISE NOTED
- ⊕ DENOTES SECTION OR 1/4 SECTION  
CORNER AS DESCRIBED
- DENOTES 1.25" OUTSIDE DIAMETER IRON  
PIPE 18" LONG SET, WEIGHING NOT LESS  
THAN 1.13 LBS PER LINEAL FOOT.



LINE	BEARING	DISTANCE
L1	N89°45'11"E	33.00'
L2	S89°56'21"W	33.00'
L3	S00°08'16"W	66.00'



4/26/2021

**PROJECT 5674**

**SHEET 1 OF 3**

**WISCONSIN LAND SURVEYING INC.**  
Professional Service You Can Trust

5020 LEONARD POINT RD. OSHKOSH, WI 54904  
www.wisconsinlandsurveying.com (920)410-7744

SOUTH 1/4 CORNER SECTION  
24, T17N, R15E FOUND  
BERNTSEN ALUMINUM MONUMENT

EAST 1/4 CORNER OF SECTION  
24, T17N, R15E FOUND  
BERNTSEN ALUMINUM MONUMENT

HATCHED AREA DEDICATED TO THE  
PUBLIC FOR ROADWAY PURPOSES  
21,918 SQ. FT. (0.50 ACRES)

UNFLATTED LANDS  
BY OWNER

JAMES RD. (66')

# TOWN OF UTICA

## Plan Commission Meeting

### Agenda

Notice is hereby given that a Town Plan Commission meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

**Thursday, June 3, 2021**

**7:30 pm**

1. Call the Meeting to Order
2. Take Roll Call:  
*Members* – Terry Beck, Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting
3. Approve November 5, 2020 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owed by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.
7. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.
8. Discuss/Recommend to the Town Board:  
To hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.
9. Informal Opinions
10. Future Agenda Items
11. Adjournment

Jenny Sonnleitner, Clerk  
Posted: 6/1/2021

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted).

All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and website. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

# TOWN OF UTICA

## Plan Commission Meeting ~ Minutes

Thursday, June 3, 2021

7:30 pm

DRAFT

### 1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 8 present

### 2. Take Roll Call:

A. *Members Present:* Darwin Briggs, Ralph Kalies, Grant Stettler, Tom Thiel, Eric Whiting

B. *Members Absent:* Terry Beck

C. *Board Members Present:* Chuck Kuhrt

### 3. Approve November 5, 2020 Plan Commission Meeting Minutes

Darwin Briggs motions to accept the Minutes as presented, seconded by Eric Whiting. Carried

### 4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

### 5. Public Forum

#6 – Kathy Pashke has no objections.

#7 – Mr. Davies said this will be a brothers/sisters corporation. He is taking 5 acres, the rest is staying the same; just a name change. Walter Whiting suggested to combine parcels together to be 40+ acres and A2, has a parcel of 6 acres with the buildings.

#7 & 8 – Walter Whiting asked why not blend parcels to make a parcel 40+ acres to be A2? There is a parcel of 5 acres with the buildings, add the remaining of the two together to stay A2.

### 6. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number #024-0245 of 13.49 acres currently zoned A2 into two single-family lots: Lot 1 to be 5.011 acres and Lot 2 to be 8.186 acres, both to be zoned RR. Surrounding land is General Ag and Single-Family Residence use. Property is owned by Craig & Ashly Much 1186 Martin Ave. Fond du Lac, WI 54935.

Darwin Briggs said the parcels are over 2 acres and looks fine to him. Grant Stettler verified zoning to RR from A2.

Tom Thiel motions to change to RR from A2 into two lots; Lot 1 and Lot 2, seconded by Darwin Briggs. Carried

### 7. Discuss/Recommend to the Town Board to hear testimony for approval of CSM dividing parcel number 024-0522 of 20.00 acres currently zoned A2 into two lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address is 1109 James Road; NW 1/4, SE 1/4 of Section 24, T.17N. - R.15E.

Tom Thiel motions to combine 13.81 acres remaining from 024-0522 with 024-0508 (20 acres) and 024-057 (20 acres) to be zoned A2 (as Lot 2, Lot 1 6 acres), seconded Grant Stettler. Carried

### 8. Discuss/Recommend to the Town Board to hear testimony for approval of CSM combining parcel number 024-0525 (NE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 and parcel number 024-0531 (SE 1/4, NE 1/4 of Section 25, T.17N. - R.15E) of 40 acres currently zoned A2 into three lots: Lot 1 to be 5.00 acres with the buildings and Lot 2 to be 35.87 acres; the remaining on 024-0525 less 40 acres, all to be zoned RR. Property is owned by Tod Davies/Estate of David Davies 942 James Road Oshkosh, WI 54904. Site Address 4905 County Road N.

Ralph Kalies motions to accept the change suggested (combining the remaining acreage of both parcels after removing 5 acres to Lot 1) and request the Town Board approve. Keep Lot 1 as 5 acres zoned RR, Lot 2 will be combined and remain A2, seconded by Darwin Briggs. Carried

### 9. Informal Opinions

Mitchell Davies said he has 1.2 acres zoned R1 and his neighbor has 5.27 acres zoned RR that is 'L' shaped and he would like to survey the land that is behind his parcel and add to his lot, buying it from his neighbor. Tom Thiel will research it and check out our maps, typically we don't like to drop parcels out of RR.

James Road could use tree trimming from Clairville Road south to County Road FF. 33' from center of the road is right-of-way which the Town can take care of. If the tree is on the landowner's land, the property owner would be responsible to trim it back. Grant Stettler said the Board can talk about if the trimmer will come through to trim.

### 10. Future Agenda Items

None

### 11. Adjournment

Adjourned at 8:12pm

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

\_\_\_\_\_  
Thomas Thiel, Plan Chairman

\_\_\_\_\_  
Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

# TOWN OF UTICA

## Town Board Meeting ~ Agenda

Monday, June 14, 2021

5:00pm – Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. CONSENT AGENDA
  - A) Approve May 10, 2021 Town Board Meeting Minutes
  - B) Affidavit of Posting/Publication
  - C) Approve Payment of Bills for June
4. Treasurer's Report for May; BMO Harris Bank
5. Public Forum: *Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)*
6. Discuss/Act on any Budget Amendments
7. LICENSES – Business/Operator License Renewals: Jasper's Bar, United Cooperative, Utica Golf Club, Wehrmann's
8. American Rescue Plan Act (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: 70,337.27), deadline to apply by June 18, 2021
9. WTA County Meeting for Elected Officials/Town Staff: July 8, 2021; pig roast at 5:30pm, meeting at 6:30pm (RSVP)
10. Winnebago County Board Meeting June 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions.
11. Winnebago County Emergency Training: June 17, 2021 4-7pm (Supervisor Kuhrt & Clerk Sonnleitner attending);  
June 18, 2021 9a-12p (Chairman Schmick attending)
12. TOWN HALL
  - A) Lighting: Interior and Parking lot
  - B) American Rescue Plan Act – Broadband Expansion, application deadline July 27, 2021
  - C) Fill cracks in parking lot
13. ROADS
  - A) Bridge/Road Repairs
  - B) Tree trimming along roadsides
  - C) ATV/UTV Routes – updates from Supervisor Stettler from contacting the Club regarding speed complaints
14. BOARD OF APPEALS
  - A) Appoint Marek Potratz for a 3-year term, replacing Robert Potratz
  - B) Reappoint Brian Trebiatowski for a 3-year term
15. PLAN COMMISSION – JUNE 3, 2021 MEETING
  - A) Reappoint Tom Thiel for a 3-year term
  - B) 024-0245: Craig & Ashly Much – 13.49 acres zoned A2 into Lot 1- 5.011 acres and Lot 2- 8.186 acres to be zoned RR
  - C) 024-0522: Tod Davies – 20 acres zoned A2 into Lot 1- 6 acres and Lot 2- 13.81 acres to be zoned RR (upon payment of permits)
  - D) 024-0524/024-0531: Tod Davies – both 40 acres each zoned A2 into Lot 1- 5 acres, Lot 2- 35.87 acres to be zoned RR
16. ITEMS FOR INCLUSION IN NEWSLETTER
  - A) Fisk Fireworks – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.
  - B) Town Board Meeting – July 12, 2021; 5:30pm at the Utica Town Hall
17. CORRESPONDENCE RECEIVED (Discuss/Act on):
  - A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer. Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.
18. Adjournment

Jenny Sonnleitner, Clerk Posted: 6/11/2021

**Plan Commission Members (5, 1 alternates) (3-year term):** Tom Thiel 6/2021 (Chair); Ralph Kalies 7/2021; Terry Beck 11/2021; Grant Stettler 4/2022; Eric Whiting 3/2023; Darwin Briggs 12/2023 / Rush Lake Steering Committee (3) (3-year term): Chuck Kuhrt 9/2023 / Kevin Fritz 2/2024 / Mark Davis 5/2024; **Board of Appeals Members (5, 3 alternates) (3-year term):** Robert Potratz 3/2021-6/2021; Brian Trebiatowski 6/2021; Michael Christianson (alternate) 8/2021; Walt Whiting 12/2021; Vicki Williams 5/2022 (Chair), Don Draxler (alternate) 2/2023; Darwin Briggs 6/2023  
The Town Board meets regularly the SECOND MONDAY OF EACH MONTH AT 5:30PM (unless otherwise noted). All meetings are open to the public, this is a public meeting. Discussion and action may occur on any of the above agenda items. Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 920-589-6774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made. As such, all members, or a majority of the members, of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda. Posted at [townofutica.org](http://townofutica.org), Town Hall, and Co-op.



# TOWN OF UTICA

## Town Board Meeting ~ Minutes

Monday, June 14, 2021

5:00pm – Board Review Invoices  
5:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. The Board can discuss and act on any of the following, except that of the Public Forum.

### 1. CALL THE MEETING TO ORDER

This meeting was called to order by Chairman Schmick at 7:30pm at the Utica Town Hall.

DRAFT

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler, Clerk Jenny Sonnleitner, Treasurer Emily Hunter; Art Rathjen with Greater Oshkosh; 10 citizens present

### 2. PLEDGE OF ALLEGIANCE

### 3. CONSENT AGENDA:

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

A) APPROVE MAY 10, 2021 TOWN BOARD MTG MINUTES

B) AFFIDAVIT OF POSTING/PUBLICATION

C) APPROVE PAYMENT OF BILLS FOR JUNE

Chairman Schmick made a motion to accept the Consent Agenda; seconded by Supervisor Stettler. Carried

### 4. TREASURER'S REPORT FOR MAY; BMO HARRIS BANK

RECEIPTS: \$6013.55; DISBURSEMENTS: \$60,210.96; TOTAL BALANCE: \$298,835.50

TOTAL CASH ON HAND INCLUDING FIRE/EMS ACCOUNT: \$323,773.89

### 5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board))

Dave Bradley mentioned Peppler Lane is not being mowed all the way to the end, needs to go back to the tower. Chairman Schmick will contact the County again. Semis are hitting the tree branches on the north side of the road on Bradley Ave, the trees need to get trimmed; also the trees on Hay Road could be trimmed back, buckthorn is growing out. Chairman Schmick will contact the County about this too.

Chairman Schmick mentioned to go to the Plan Commission Agenda items next so the residents present can get taken care of right away.

### 6. DISCUSS/ACT ON ANY BUDGET AMENDMENTS

No amendments needed

### 7. LICENSES – BUSINESS/OPERATOR LICENSE RENEWALS: JASPER'S BAR / UNITED COOPERATIVE / UTICA GOLF CLUB / WEHRMANN'S

Chairman Schmick motions to accept the licenses for Jasper's Bar, United Cooperative, Utica Golf Club, also Wehrmann's and Operator Licenses, seconded by Supervisor Stettler. Carried

### 8. AMERICAN RESCUE PLAN ACT (ARPA) – Town of Utica \$140,674.54 (2021: \$70,337.27 / 2022: \$70,337.27), deadline to apply by June 18, 2021

Chairman Schmick said to apply for the grant, it is worth applying for, though we don't know how we can spend it. Supervisor Stettler motions to apply for the American Rescue Plan Act of Utica's part of \$140,674.54, seconded by Chairman Schmick. Carried

### 9. WTA COUNTY MEETING FOR ELECTED OFFICIALS/TOWN STAFF: JULY 8, 2021; PIG ROAST 5:50PM, MEETING 6:30PM (RSVP)

Clerk Sonnleitner plans to attend, as well as Supervisor Kuhrt and Chairman Schmick.

### 10. WINNEBAGO COUNTY BOARD MEETING JUNE 15, 2021: Potentially decrease 36 to 28. Looking for Town opinions

Supervisor Kuhrt said Winnebago does have one of the largest County Boards in the state. Could be times a seat is vacant and has a tough time finding someone to fill it. Chairman Schmick said if we need to know, should attend the meeting.

### 11. WINNEBAGO COUNTY EMERGENCY TRAINING: JUNE 17, 2021 4-7PM (Supervisor Kuhrt & Clerk Sonnleitner Attending); JUNE 18, 2021 9A-12P (Chairman Schmick attending)

### 12. TOWN HALL

A) LIGHTING: INTERIOR AND PARKING LOT

Supervisor Stettler said the electrician is having a hard time scheduling a time with the contractor.

B) AMERICAN RESCUE PLAN ACT – BROADBAND EXPANSION, APPLICATION DEADLINE JULY 27, 2021

Clerk Sonnleitner read an email that Governor Evers announced \$100 million investment in Broadband expansion using the ARPA funding. Chairman Schmick said to table until next time until we get more information.

C) FILL CRACKS IN PARKING LOT

Chairman Schmick talked with Dan at the County. Bonnieview Road should get paved on Wednesday and will take care of the parking lot since the machine will be in the area.

13. ROADS

A) BRIDGE/ROAD REPAIRS

Chairman Schmick said Bonnieview Road will be worked on this week and saving money to repair the bridges.

B) TREE TRIMMING ALONG ROADSIDES

Chairman Schmick said the County will take care of that for us. Supervisor Stettler mentioned James Road that comes out on County Road FF near the Davies farm. Trees are hitting the combine. This may be the maintenance line with Town of Nekimi and will talk with Nekimi. Chairman Schmick will ride over there to see what area is in need of trimming.

C) ATV/UTV ROUTES – UPDATES FROM SUPERVISOR STETTLER FROM CONTACTING THE CLUB REGARDING SPEED COMPLAINTS

Supervisor Stettler talked with a couple members in the club and were surprised there are issues, no other complaints in other townships. Chairman Schmick said some speed limit signs were put up.

14. BOARD OF APPEALS

A) APPOINT MAREK POTRATZ FOR A 3-YEAR TERM, REPLACING ROBERT POTRATZ

Chairman Schmick motions to appoint Marek, seconded by Supervisor Stettler. Carried

B) REAPPOINT BRIAN TREBIATOWSKI FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Brian, seconded by Supervisor Stettler. Carried

15. PLAN COMMISSION – JUNE 3, 2021 MEETING AT 7:30PM

A) REAPPOINT TOM THIEL FOR A 3-YEAR TERM

Chairman Schmick motions to reappoint Tom for another 3 year term, seconded by Supervisor Stettler. Carried

B) 024-0245: CRAIG & ASHLY MUCH – 13.49 ACRES ZONED A2 INTO LOT 1- 5.011 ACRES AND LOT 2- 8.186 ACRES TO BE ZONED RR

Supervisor Stettler motions to approve the recommendation by the Planning/Zoning to accept that, seconded by Chairman Schmick. Carried

C) 024-0522: TOD DAVIES – 20 ACRES ZONED A2 INTO LOT 1- 6 ACRES AND LOT 2- 13.81 ACRES TO BE ZONED RR (upon payment of permits)

Chairman Schmick motions to approve, was recommended by the Zoning, seconded by Supervisor Stettler. Supervisor Kuhrt thought combining the 20 with another 20. Tom Thiel said we cannot do that because a road goes through. Carried

D) 024-0524/024-0531: TOD DAVIES – BOTH 40 ACRES EACH ZONED A2 INTO LOT 1- 5 ACRES, LOT 2- 35.87 ACRES, REMAINING ZONED RR

Supervisor Kuhrt land is taxed by land use, no matter how it is zoned, was wondering why we needed to combine parcels to make 40+ acres. Supervisor Kuhrt motions to accept as presented, seconded by Chairman Schmick. Carried

Davies did pay the permit fee

Clerk Sonnleitner does not have an Original CSM to sign for the Much property. Craig will contact the surveyor.

16. ITEMS FOR INCLUSION IN NEWSLETTER

A) FISK FIREWORKS – July 3, 2021 at dusk. Can drop off a check payable to Fireworks Warehouse or cash at 5678 Fisk Ave. Oshkosh, WI 54904: Mike, Joyce, Betsy, Howard Christianson or to GoFundMe.com "Fire In The Sky" Fisk Fireworks 2021 account.

B) TOWN BOARD MEETING – July 12, 2021; 5:30pm at the Utica Town Hall

17. CORRESPONDENCE RECEIVED:

A) WI Towns Association Monthly Newsletter Online; Building Permits: Shambles 1898 Imperial Rd, King 5943 St Rd 91, Egan 1267 Williams Rd, Krause 1777 Crown Dr; Land Transfer; Oshkosh Public Library Meeting Minutes 4/29/21; WE Energies Damage Prevention Reminder.

Clerk Sonnleitner mentioned we receive the Oshkosh Public Library Meeting Minutes, believe previous Chairman Hinz requested those. Asking if the Board wants the Minutes or if Clerk should tell the Oshkosh Public Library to save a stamp and they don't need to send the Town their Minutes. Board agreed to save a stamp and no need to send their Minutes.

18. ADJOURNMENT

Adjournment 5:55pm

Jenny Sonnleitner, Clerk

Leonard Schmick – Chairman		Emily Hunter – Treasurer	
Chuck Kuhrt – Supervisor #1		Jenny Sonnleitner - Clerk	
Grant Stettler – Supervisor #2			

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

# Resolution

Date: \_\_\_\_\_

To the Board of Supervisors of Winnebago County, Wisconsin:

## **Amendatory Ordinance**

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of Tod Davies/Estate of David Davies;

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the Town of Utica, be and the same, are amended to provide that the attached described property be changed from the classification of One (1) parcel zoned A2 of said ordinance, which it now and heretofore had, to the zoned district to create 2 lots: Lot 1 to be 6.00 acres and Lot 2 to be 13.81 acres, both to be zoned RR.

\_\_\_\_\_  
County Board Supervisor  
(Town of Utica)

Parcel Nos: 024-0522

## **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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jon Doemel

County Board Supervisory District

1 186-072021

2 **RESOLUTION: Commendation for Teri Moon**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Teri Moon has been employed with the Winnebago County Sheriff's Office for the past twenty-  
7 one years, and during that time has been a most conscientious and devoted County employee; and

8 **WHEREAS**, Teri Moon has now retired from those duties, and it is appropriate for the Winnebago County  
9 Board of Supervisors to acknowledge twenty-one years of service.

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere  
12 appreciation and commendation is hereby extended to Teri Moon for the fine services she has rendered to  
13 Winnebago County.

14

15 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to  
16 Teri Moon.

17

Respectfully submitted by:

18

**PERSONNEL AND FINANCE COMMITTEE**

19

20 Committee Vote: **5-0**

21 Vote Required for Passage: **Majority of Those Present**

22

23

24 Approved by the Winnebago County Executive this \_\_\_\_\_ day of \_\_\_\_\_, 2021

25

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\_\_\_\_\_  
Jonathan D. Doemel  
Winnebago County Executive

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1 187-072021

2

3 RESOLUTION: Disallow Claim of Peter J. Long

4

5 TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

6

7 WHEREAS, your Personnel and Finance Committee has had the claim of Peter J. Long referred to it for  
8 review; and

9 WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago  
10 County.

11

12 NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim  
13 of Peter J. Long, filed with the County Clerk, is hereby disallowed since there is no basis for liability on the part of  
14 Winnebago County.

15

16 Submitted by:

17 PERSONNEL AND FINANCE COMMITTEE

18 Committee Vote: 5-0

19 Vote Required for Passage: Majority of Those Present

20

21 Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2020.

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\_\_\_\_\_  
Jonathan D. Doemel  
Winnebago County Executive

SUSAN T. ERTMER  
County Clerk

415 JACKSON STREET, P.O. BOX 2808  
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 236-4890  
FOX CITIES (920) 727-2880  
FAX (920) 303-3025  
E-mail: [countyclerk@co.winnebago.wi.us](mailto:countyclerk@co.winnebago.wi.us)

**Winnebago County**

Office of the County Clerk

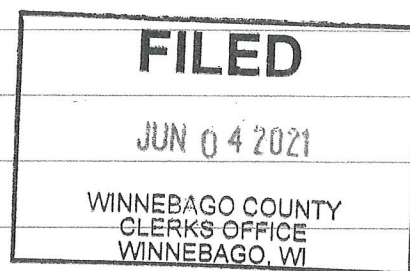
*The Wave of the Future*

**NOTICE OF CLAIM**

DATE: June 8, 2021  
TO: Joel Luepke, Autumn Brueggemann and Joan Lowe  
FROM: Sue Ertmer  
RE: Claim from Peter J. Long for \$3.32 for "theft of personal property"

This claim will be presented to the county board at their June 15, 2021 meeting.

TO: Susan T. Ertmer  
Winnebago County Clerk  
112 Otter Ave.  
Oshkosh, WI 54901



FROM: Peter J. Long #383030  
% JBCC  
P.O. Box 900  
Waupun, WI 53963

RE: Missing Notice of Injury and Claim for  
Damages pursuant Wis. Stat. § 893.80

DATE: May 29, 2021

Dear Clerk Ertmer:

I believe I know where my missing documents are located. I wrote the DCI Law Library an inmate request form asking for your mailing address. They told me it was P.O. Box 2808, Oshkosh, WI 54903-2808. Therefore, please contact the Clerk of Circuit Courts at the Winnebago County Courthouse (920-236-4858) and ask them to find the two "Notices of Claim" that I accidentally mailed them in March 2021, and again in April 2021. They should have known to forward those documents to you since your name

(Page 1 of )

was written on each Claim.

The third time I sent you BOTH new Claims was on April 29, 2021. However, I mailed Both Claims <sup>in the same envelope</sup> to you at 112 Otter Ave., Oshkosh, WI 54901. How can you acknowledge and process one Claim (Unlawful Transfer from WCJ to DCJ) and LOSE the second Claim? (\$3,32 against Deputy Krokstrum)? Where did it go?

Therefore, I do need your assistance by locating one of the three Claims for \$3,32 against Deputy Krokstrum for THEFT of my personal property. ALL three originals had your name on the Claim and the envelopes were addressed to you. It would be a federal crime for someone in the Clerk of Circuit Courts Office at the Courthouse to open the U.S.P.S. embossed envelopes addressed to Susan T. Ertmer.

I am assuming you will be able to locate one of my previous \$3,32 Claims. However, I am enclosing another handwritten copy of my April 29<sup>th</sup>, 2021, Claim just in case. Further, I do have proof of mailing both new Claims to you dated April 29<sup>th</sup>, 2021, so that is the actual date of filing pursuant the federal "prison mailbox rule."

Thank you for your time, cooperation, and attention to this matter.

Sincerely,  
Peter J. Long

(Page 2 of )



**FILED**

JUL - 6 2021

WINNEBAGO COUNTY  
CLERKS OFFICE  
WINNEBAGO, WI

TO: Sue Ertmer  
Winnebago County Clerk  
112 Otter Ave.  
Oshkosh, WI 54901

FROM: Peter Long #383030  
% J.B.C.C.  
P.O. Box 900  
Waupun, WI 53963

RE: Missing Originally Filed Notice of Claim  
Against WCT Deputy Melissa Krokstrom  
Pursuant Wis. Stat. § 893.80  
Second Submission filed by you June 4, 2021

DATE: July 2, 2021

Dear Ms. Ertmer:

I previously advised you that I had mailed the above referenced "Notice of Claim" regarding \$3,32 of personal property stolen by WCT Deputy Melissa Krokstrom, sometime in March 2021. I told you that it was accidentally mailed to P.O. Box 2808 instead of P.O. Box 2806. I have poor eyesight due to a detached retina in May 2018,

Well, you didn't make much of an effort to locate my Notice of Claim, I found it from prison. You told  
(Page 1 of 2)

me that if the Winnebago County Clerk of Circuit Courts accidentally receives mail for the Winnebago County Clerk that they will simply forward it to you. Well, they did NOT. Please go online to CCAP and look me up, Peter J. Long, and look in March 2021 at Case # 21-IP-    ? The IP stands for Inmate Petition. Please open the case and look at it. The Clerk of Circuit Courts screwed up and filed my damn Notice of Claim and the documents had your name at the top.

Therefore, please call the Clerk of Circuit Courts and inform them of their error and ask them to print out the documents and forward them to you. Please put them in my correct "Claim" file in your office. Also, please send me a copy date-stamped for my records.

Thank you for your time, cooperation, and attention to this matter.

Sincerely,

Peter J. Long

- J. Long #383030  
CC  
Box 900  
Opun, WI 53963

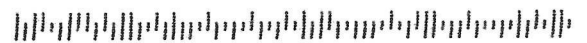
MILWAUKEE WI 530

3 JUL 2021 PM 3 FOREVER  
USA



Sue Ertmer  
Winnebago County Clerk  
112 Otter Ave.  
Oshkosh, WI 54901

54901-500812



TO: Clerk of Winnebago County

112 Otter Ave,  
Oshkosh, WI 54901

WINNEBAGO COUNTY CLERK OF COURTS	
F	MAR 16 2021
I	
L	
E	
CIVIL/FAMILY DIVISION	

FROM: Peter Long #383030

Dodge Correctional Institution  
P.O. Box 700

Waupun, WI 53963

RE: Notice of Change of Address

← Notice of Unlawful Retaliatory  
Actions by WCJ Administrators

→ This is another "Notice of Claim" pursuant  
DATE: March 12, 2021 Wis. Stat. § 893.80

Dear Clerk:

Please be advised that I was trans-  
ferred from the WCJ to prison at  
Dodge Correctional Institution ("DCI")  
on Weds., March 10, 2021. Please update  
my address on BOTH active "Notice of  
Claims" against Winnebago County  
employees at the WCJ. All future  
written correspondence must be sent  
to me at DCI.

Furthermore, please forward a  
copy of this letter to Corporate Counsel  
(OVER)

for Winnebago County, I want to report that the Winnebago County Administrators, <sup>Sheriff John Matz</sup> Captain Christie, Lt. Rozek, and Lt. Lichtensteiger have made matters worse for themselves by violating my constitutional and statutory rights by retaliating against me for pursuing a civil lawsuit against them pursuant Wis. Stat. § 893.80.

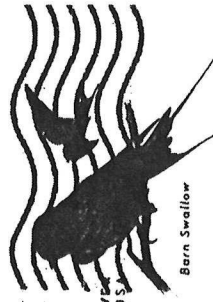
My extended supervision ("ES") was revoked by the DHA Administrator, Brian Hayes, on Feb. 3, 2021. That is the date on my Revocation Order and Warrant signed by him. Due to Covid-19, the WCJ has a waiting list for inmates sentenced to prison to be transferred to DCI. There are over 40 WCJ inmates on the prison transfer waiting list AHEAD of me. I know lots of inmates that have been on the waiting list since Oct, Nov, Dec. 2020. My name wasn't added to the bottom of that list until Feb. 3, 2021. I was moved ahead of all 40 inmates and transferred on Mar. 10<sup>th</sup>. There is well established federal case law that states that retaliatory transfers violate an inmate's civil rights. I have a First Amendment right to file grievances and pursue civil lawsuits against jail and prison staff members and administrators, without fear of reprisal or retaliation. I am claiming another \$50,000 for violating my said rights.

Sincerely,  
Peter J. Long

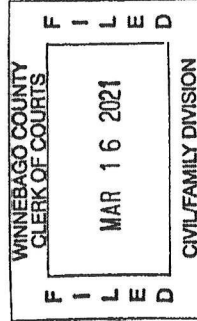
Peter J. Long #383030  
Dodge Correctional Institution  
P.O. Box 700  
Waupun, WI 53963

MILWAUKEE WI 530

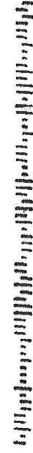
13 MAR 2021 PM 1 00  
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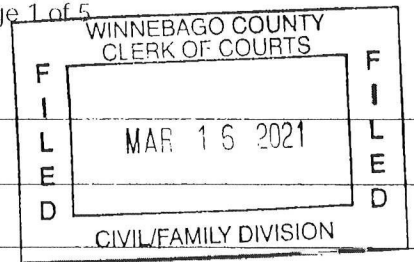
Office of the Clerk  
Winnebago County  
112 Otter Ave.  
Oshkosh, WI 54901



54901-500612



TO: Clerk of Winnebago County  
112 Otter Ave.  
Oshkosh, WI 54901



PERMANENT ADDRESS:

FROM: Peter J. Long  
Winnebago County Jail  
4311 Jackson Street  
Oshkosh, WI 54901

Peter J. Long, President  
% PTL Properties, LLC  
Merts  
1761 Butte des Morts Beach Rd.  
Neenah, WI 54956

RE: Notice of Claim for Damages pursuant Wis. Stat. § 893.80

THEFT OF MY PERSONAL PROPERTY BY DEPUTY KROKSTROM

DATE: March 15, 2021

Dear Clerk:

I hereby serve you with the following "Notice of Claim for Damages" pursuant Wis. Stat. § 893.80:

I was booked into the Winnebago County Jail ("WCT") on Aug. 20<sup>th</sup>, 2020. I have been incarcerated here continuously since then.

I respectfully demand to be reimbursed for the Aramark condiments that Deputy Krokstrom STOLE from my locker on Jan. 27<sup>th</sup>, 2021, between 11:30 a.m.

(Page 1 of 3)

and 12:00 a.m. (noon), in the DSI Pod. She vindictively searched through my Bunk #27 locker in retaliation for my request for her to order me a second medically approved blanket for my back. I showed Deputy Krakstrom my Health Services Unit ("HSU") permission form for the extra blanket. Her response was, "Let's go search your bunk!" in an angry and unprofessional manner and tone.

Deputy Krakstrom illegally STOLE three containers of hot sauce (\$ .79 each) and one container of BBQ sauce (\$ .79 each), from my locker and threw <sup>them</sup> away in her staff garbage vindictively without my consent,  $((4 \times \$ .79) + \text{tax} = \$ 3.32)$ . I have purchased three to five hot sauces, one to two BBQ sauces, three to five KEN'S ranch dressing pouches, and ten packets of Heintz ketchup EVERY weekend from Aramark's Fresh Favorites Menu since Aug. 20<sup>th</sup>, 2020. I have NEVER had a WCJ Deputy steal my condiments before. I use them on my lunch and dinner trays throughout the week. There is NO written policy which states that inmates must consume all condiments the same day as <sup>purchased</sup>.

It is fundamentally unfair for a WCJ subcontractor, Aramark, to sell condiments to inmates only to be taken away later by WCJ Deputies. The ONLY verbal policy



that WCJ inmates, including myself, are even aware of is that Aramark's Fresh Favorites/hot food entrees must be consumed the same day that they are delivered to the inmate. There is no written or verbal WCJ policies regarding condiments.

This may seem petty to some individuals, but to me it is a matter of principle. Some WCJ staff members and deputies try to intimidate inmates and act as bullies from their perceived "badge" power. I am well educated with a B.S. in Industrial Engineering from U.W.-Platteville and an MBA from U.W.-Milwaukee. In addition, I am a honorably discharged infantry soldier from the U.S. Army and the WIARNG. I do NOT tolerate anyone stealing my personal property.

Deputy Krakstrom legally owes me \$3,32 for unlawfully stealing my personal property out of my locker without my consent and destroying it. She is indemnified by Winnebago County. I have studied law for over 9 years and have represented myself and/or my real estate company in over 80 civil lawsuits, successfully. I have only lost 3 civil lawsuits. You can put this matter to rest by simply paying me \$3,32. However, failure to properly reimburse me and denial of my claim will result in me promptly filing a small claims lawsuit against her.

Thank you for your time. (Page 3 of 3)  
(See Attachment - WCJ Grievance Denial)

Sincerely,  
Patrick Long

# WINNEBAGO COUNTY JAIL INMATE REQUEST FORM

**FILE COPY**

Inmate ID Number: 1906313

Pod: DS1

Inmate Name: Pete Long

Cell/Bunk Number: 27

**All inmates must sign and date this form or it will be returned. Only 3 requests per form.  
Only one request form per night.**

Forward to:

- Probation/Parole Agent
- Public Defender
- Property Records Clerk
- Account Clerk - Jail
- Account Clerk - Huber/GPS
- Account Clerk - Medical
- Private Attorney (Name/phone number)
- Huber Coordinator-Meyer
- Pod Deputy
- Classification
- Family Services Classes

**#1**

Other Shift Supervisor / Grievance Form Request;  
Nature of request: Also, I want to file a police report for crimes committed by Deputies Krokstrom and Arent.

**1.**

- I am requesting two Grievance forms; one for Deputy Krokstrom and one for Deputy Arent, for their crimes and/or violation of job duties/dishonest activities.
- (a) I approached Deputy Krokstrom with my yellow medical slip allowing me to have an extra blanket due to my spinal shift in my lower back. She was rude and disrespectful and said sarcastically, "Oh okay, let's go search your bunk." She intentionally destroyed

Read Back Side Also

Inmate signature: Pete Long Date: 1-27-21 →

**REVIEW THE CAMERA'S**

\*\*\*\*\*DO NOT WRITE BELOW THIS LINE\*\*\*\*\*

Deputy signature and badge #: [Signature] Date: 1/27/21  
1. FVA to 56

THANK YOU FOR MAKING ME AWARE THAT DEPUTY KROKSTROM IS DOING A GREAT JOB. IT IS NOT OFTEN WE GET THIS FEEDBACK. INMATES ARE NOT ALLOWED TO KEEP ITEMS ORDERED FROM HOT FOOD MENUS. THIS ISSUE IS NOT GRIEVABLE. SGT DURRANT W134

my locker by dumping everything out disrespectfully. She only searched my bunk in retaliation for presenting her with my medical request. This behavior is unprofessional and unlawful. Deputies violate the 8<sup>th</sup> Amendment of the U.S. Constitution when they harass, retaliate, target, an inmate for their medical needs and/or request.

Deputy Krokstrom unlawfully stole 3 small containers of hot sauce and 1 container of BBQ sauce from my locker which I purchased this past weekend from Aramark. They are \$1.79 each + tax. (Total \$3.12). I have been purchasing 3 to 5 hot sauces and 1 to 2 BBQ sauces and .5 KEN'S Ranch dressings and 10 ketchup packets EVERY weekend since 8-20-20 and this is the first time that I ever had a Pod Deputy take them from my locker. Nowhere does it state that condiments must be eaten the same day they are purchased, like Deputy Krokstrom meritlessly claimed. She stole my personal property and I want to press charges and file a grievance against her. Witnesses: Chad Meske  
Dennis Strong  
Deputy Arent

b. Just before noon, Deputy Arent, came on DSI to relieve Deputy Krokstrom. I showed him what Krokstrom vindictively did to my locker. I asked Arent if Krokstrom logged my retaliatory, vindictive, bunk search, <sup>in the computer.</sup> He lied to me and told me yes. I walked away but Chad Meske remained behind at the officer station. He saw and overheard Arent call Krokstrom on the telephone and remind her to log my bunk search. She told him to do it. So, now you have Deputy Arent making computer entries on the DSI computer logged into by only Deputy Krokstrom. That is fraud and unlawful. Chad Meske told me about his observations, I confronted Deputy Arent and asked him why he would LIE about my bunk search being logged when Krokstrom did NOT log it. Was it because it was an illegal retaliatory search in which she stole some of my sauces? I told him he committed ~~fraud~~ and has no integrity.

With unprofessional deputies threatened to remove me from DSI with their unlawful fraudulent conduct.

1 188-072021

2

3 **ORDINANCE: Increase Marriage License Fee to \$100.00 and Decrease the Wavier Fee for Active**  
4 **Duty Military Applicants to \$10.00.**

5

6

7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, a review of other Wisconsin counties marriage license fees has demonstrated that the average  
9 marriage license fee is \$100.00; and

10 **WHEREAS**, Winnebago County's current marriage license fee of \$95.00 has been in effect since 2005; and

11 **WHEREAS**, 3 of the 5 adjoining counties to Winnebago County have a marriage license fee of \$100.00 or  
12 more; and

13 **WHEREAS**, it appropriate to raise Winnebago County's marriage license fee to \$100.00 fee; and

14 **WHEREAS**, it is appropriate to decrease the 6-day waiting period waiver fee for marriage licenses for active  
15 duty military personal from \$25.00 to \$10.00; all other applicants will continue to be charged \$25.00 to waive the 6-  
16 day waiting period for marriage licenses; and

17

18 **NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORS DOES ORDAIN** that fees  
19 by the County Clerk's office to obtain a Wisconsin marriage license shall be as follows:

20

	<u>Amount</u>	<u>Distribution</u>
21 Marriage License Fee	\$ 100.00	\$ 25.00 State \$ 30.00 Family Court Counseling services \$ 45.00 County Clerk
24 Waiver Fee (Non-Military)	\$ 25.00	\$ 25.00 County Clerk
25 Waiver Fee (Military)	\$ 10.00	\$ 10.00 County Clerk
26 Travel Fee for Special Circumstances	\$ 10.00	\$ 10.00 County Clerk

27

28 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that this  
29 ordinance shall become effective January 1, 2022.

30

31 Respectfully submitted by:

32 **JUDICIARY & PUBLIC SAFETY COMMITTEE**

33 Committee Vote: **5-0**

34 Vote Required for Passage: **Majority of Those Present**

35

36 Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2020.

37

38

39

40 \_\_\_\_\_  
Jonathan D. Doemel  
41 Winnebago County Executive

2 **RESOLUTION: Extending a Project Position in the District Attorney's Office**

3  
4  
5

**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6 **WHEREAS**, in 2019 the Winnebago County District Attorney's Office was awarded a grant from the  
7 Department of Justice, and as a condition of the grant the District Attorney's Office was required to hire a dedicated  
8 program coordinator for opioid intervention, the actual costs for which are fully reimbursed by the grant; and

9  
10 **WHEREAS** since the grant would be for a limited time, not expected to exceed two years, instead of adding  
11 a position to the permanent Table of Organization the District Attorney's Office hired a Regular Project Employee,  
12 which, under Human Resources Policy 3.03 as adopted by the Board, may continue for a maximum time period of  
13 two years for the same project; and

14  
15 **WHEREAS**, due to the COVID-19 pandemic some portions of the work contemplated by this grant have  
16 been delayed, and it is expected that the grant will be extended through September 2022; and

17  
18 **WHEREAS**, current policy does not permit the project position to continue past August 2021 unless an  
19 extension is approved by the Board;

20  
21 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby  
22 authorizes a Regular Project Employee to be employed by the District Attorney's Office for the purpose of this grant  
23 through September 30, 2022, notwithstanding contrary provisions of Human Resources Policy 3.03.

24  
25 **Fiscal Note:** No budget transfer is necessary.

26 Respectfully submitted by:  
27 **PERSONNEL AND FINANCE COMMITTEE**

28 Committee Vote: **5-0**

29  
30 Vote Required for Passage: **Majority of those Present.**

31  
32 Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2021.

33  
34  
35 \_\_\_\_\_  
36 Jonathan D. Doemel  
37 Winnebago County Executive  
38  
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45

2 **RESOLUTION: Resolution Urging the United States Congress to Enact the Energy**  
3 **Innovation and Carbon Dividend Act.**

4  
5  
6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, an Intergovernmental Panel on Climate Change issued a special report on the impacts of global  
8 warming of 1.5°C above pre-industrial levels in October 2018, warning that global warming is likely to reach 1.5°C  
9 between 2030 and 2052 if it continues to increase at the current rate; and

10  
11 **WHEREAS**, the United Nations climate science body said in a monumental climate report that we have only  
12 until 2030 to make massive unprecedented changes to global energy infrastructures to limit global warming to  
13 moderate levels; and

14  
15 **WHEREAS**, the United States government released its Fourth Annual Climate Assessment in November  
16 2018, reporting that the impacts of climate change are already being felt in communities across the county, and that  
17 more frequent and intense extreme weather and climate- related events, as well as changes in average climate  
18 conditions, are expected to continue to damage infrastructure, ecosystems, and social systems that provide essential  
19 benefits to communities; and

20  
21 **WHEREAS**, conservation estimates by the world's climate scientists state that, to achieve climate  
22 stabilization and avoid cataclysmic climate change, emissions of greenhouse gases (GHGs) must be brought to 90-  
23 95% below 1990 levels by 2050; and

24  
25 **WHEREAS**, the environmental, health, and social costs of carbon emissions are not included in prices paid  
26 for fossil fuels but rather these externalized costs are borne directly and indirectly by all Americans and global  
27 citizens; and

28  
29 **WHEREAS**, to begin to correct this market failure, Congress can enact HR763 the Energy Innovation and  
30 Carbon Dividend Act to assess a national carbon fee on fossil fuels based on the amount of CO<sub>2</sub> the fuel will emit  
31 when burned and allocate the collected proceeds to all households in the United States in equal per-capita shares in  
32 the form of a monthly dividend; and

33  
34 **WHEREAS**, for efficient administration, the fossil fuels fee can be applied once, as far upstream in the  
35 economy as practical, or at the port of entry in the United States; and

36  
37 **WHEREAS**, as stated in HR763 the Energy Innovation and Carbon Dividend Act, a national, revenue-neutral  
38 carbon fee starting at a rate of \$15 per ton of CO<sub>2</sub> equivalent emissions and resulting in equal charges per ton of CO<sub>2</sub>  
39 equivalent emissions in each type of fuel or greenhouse gas, should be assessed to begin to lower dangerously high  
40 CO<sub>2</sub> emissions. The yearly increase in carbon fees, including other greenhouse gases, shall be at least \$10 per ton

41 of CO<sub>2</sub> equivalent each year, with the provision that the annual increase will be \$15 per ton of Co<sub>2</sub> equivalent if the  
42 statutory goals are not met; and

43

44 **WHEREAS**, the Energy Innovation and Carbon Dividend Act specifies that, in order to protect low- and  
45 middle-income citizens from the economic impact of rising prices due to carbon fees, equal monthly per-person  
46 dividend payments shall be made to all American households (one-half payment per child under 19 years old) each  
47 month from the fossil fuel fees collected. The total value of all monthly dividend payments shall represent 100% of  
48 the net carbon fees collected per month; and

49

50 **WHEREAS**, the Energy Innovation and Carbon Dividend Act encourages market-driven innovation of clean  
51 energy technologies and market efficiencies which will reduce harmful pollution and leave a healthier, more stable,  
52 and more prosperous nation for future generations; and

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54 **WHEREAS**, the Energy Innovation and Carbon Dividend Act will, after 12 years, lead to a decrease in  
55 America's CO<sub>2</sub> emissions by 40 percent and preserve national employment; and

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57 **WHEREAS**, board adjustments- carbon content-based levies on products imported from countries without  
58 comparable carbon pricing and refunds to our exporters of carbon fees paid- can maintain the competitiveness of  
59 U.S. business in global markets; and

60

61 **WHEREAS**, a national carbon fee can be implemented quickly and efficiently, and will respond to the  
62 urgency of the climate crisis because the federal government already has in place mechanisms needed to implement  
63 and enforce the fee, and already collects fees from fossil fuel producers and importers; and

64

65 **WHEREAS**, a national revenue-neutral carbon fee would make the United States a leader in mitigation  
66 climate changes and in the clean energy technologies of the 21<sup>st</sup> century and would provide incentives to other  
67 countries to enact similar carbon fees, reducing global CO<sub>2</sub> emissions without the need for complex international  
68 agreements.

69

70 **NOW, THEREFORE, BE IT RESOLVED** that the of Winnebago County Board of Supervisors, urges the  
71 United States Congress to enact without delay HR763 the Energy Innovation and Carbon Dividend Act; and

72

73 **BE IT FURTHER RESOLVED**, by the Winnebago County Supervisors that it hereby directs the Winnebago  
74 County Clerk to forward a copy of this Resolution to the President and Vice President of the United States, to the  
75 Speaker of the House of Representatives, to the Majority Leader of the Senate, to each U.S Senator and  
76 Representative from the State of Wisconsin in the Congress of the United State, and to nearby city and county  
77 government urging that they pass similar resolutions.

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Respectfully submitted by:  
**LEGISLATIVE COMMITTEE**

Committee Vote: **14-0 with 1 Abstain**

Vote Required for Passage: **Three- fourth of Members Present.**

Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2021.

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Jonathan D. Doemel  
Winnebago County Executive



2 **RESOLUTION: Amending the Table of Organization for the Sheriff's Office**  
3 **to Convert Part-Time Corrections Officer Positions to Full-Time**  
4 **Correction Officer Positions**

7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, the Table of Organization for the Winnebago County Sheriff's Office currently authorizes 59 full-  
9 time Corrections Officer positions and five part-time Corrections Officer positions; and

10 **WHEREAS**, for a number of years the part-time Corrections Officers have been budgeted to work, and have  
11 in fact worked, as many hours as full-time Corrections Officers, and under the terms of the Collective Bargaining  
12 Agreement are entitled to the same benefits as full-time officers; and

13 **WHEREAS**, there is a statewide and nationwide shortage of qualified individuals wishing to serve as  
14 Corrections Officers, and we have not been able to keep all of the authorized positions filled; and

15 **WHEREAS**, having part-time positions adds to the difficulty in recruiting, since part-time positions are not as  
16 attractive to potential applicants as are full-time positions; and

17 **WHEREAS**, while part-time positions were previously advantageous in regard to flexibility in scheduling, this  
18 is no longer the situation due to the required overtime for part-time Correctional Officers caused by vacant positions;

19  
20 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the Table of  
21 Organization of Classified Positions for the Winnebago County Sheriff's Office is amended by eliminating five part-  
22 time Corrections Officer positions and adding five full-time Corrections Officer positions.

23  
24 **Fiscal Note:** No budget transfer is necessary.

25 Respectfully submitted by:

26 **PERSONNEL AND FINANCE COMMITTEE**

27 Committee Vote: **5-0**

28 Respectfully submitted by:

29 **JUDICARY AND PUBLIC SAFETY COMMITTEE**

30 Committee Vote: **5-0**

31

32 Vote Required for Passage: **Majority of those Present.**

33

34 Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2021.

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Jonathan D. Doemel  
Winnebago County Executive

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