

Date Mailed: \_\_\_\_\_

SUSAN T. ERTMER  
Winnebago County Clerk  
112 Otter Ave, PO Box 2806  
Oshkosh, WI 54903-2806  
(920) 232-3430

**NOTICE OF COMMISSION, BOARD OR COMMITTEE MEETING**

**NAME OF COMMISSION**

**BOARD OR COMMITTEE:** Planning and Zoning Committee

**TIME OF MEETING:** 7:45 A.M.

**DATE OF MEETING:** FRIDAY, JANUARY 3, 2020

**PLACE OF MEETING:** COUNTY ADMINISTRATION BUILDING  
**Room 119**  
112 Otter Ave, Oshkosh, WI

**SUBJECT MATTER OF MEETING**

**PLANNING MEETING**

1. Approval of minutes from December 6 (Deliberative), December 6 (Planning Meeting), December 13 (Viewing) and December 18, 2019 (Public Hearing).
2. Committee review and action to forward town zoning changes to county board.

*The Committee reserves the right to take up any item on the agenda at any time after the meeting commences.*

*Upon request, provisions will be made for people with disabilities upon 24 hours prior notice to the Office of the County Clerk. Phone Number: (920) 232-3430.*

WINNEBAGO COUNTY  
PLANNING & ZONING COMMITTEE  
**DELIBERATIVE HEARING**  
December 6<sup>th</sup>, 2019  
7:30 A.M.  
County Administration Building  
3rd Floor Conference Room  
Oshkosh, WI

PRESENT: Supervisors-Tom Egan, Rob Keller, Maribeth Gabert, Ben Joas and Brian Defferding.  
Lynn Egan – Court reporter, Cory Zibung – Code Enforcement Officer.

The meeting for the Deliberative Hearing was called to order by Tom Egan at 7:30 A.M.

1. Marvin Potratz - 357 Planeview Dr, Town of Nekimi – Zoning Map Amendment

Tom read the applicants request for the zoning map amendment.  
No further discussion occurred.

MOTION for approval with staff recommendations by Rob Keller, seconded by Maribeth Gabert. Motion carried 5-0

2. Dale Voskuil – 1370 County Rd M, Town of Nepeuskun – Zoning Map Amendment

Tom read the applicants request for the zoning map amendment.  
No further discussion occurred.

MOTION for approval with staff recommendations by Ben Joas, seconded by Brian Defferding.  
Motion carried 5-0.

3. Robert Retlich – South of 7864 Popowski Rd– Town of Poygan – Planned Development District

Tom read the applicants request for the planned development district.  
No further discussion occurred.

MOTION for approval with town and staff conditions by Ben Joas, seconded by Brian Defferding, Motion carried 5-0

ADJOURNMENT

MOTION by Brian Defferding, seconded by Maribeth Gabert to adjourn the meeting. Motion carried 5-0. Meeting adjourned at 7:34AM

Respectfully submitted,

Cory Zibung  
Recording Secretary

Planning & Zoning Committee

Planning Meeting

December 6, 2019

Present: Supervisors Egan, Gabert, Keller, Joas and Defferding. Jerry Bougie, Mary Anne Mueller and Cary Rowe

1. Approval of minutes from November 1 (Deliberative), November 1 (Planning Meeting), November 15 (Viewing) and November 20, 2019 (Public Hearing).

Committee reviewed minutes as presented and discussed the various locations to access the minutes. One set of minutes was received in the mail and the other two sets were posted on line by the Clerk's office. Motion by Defferding, seconded by Gabert, to approve minutes received in mail and posted on line as presented. Motion carried 5-0.

2. Update on proposal for GIS services with the DNR and Glatfelter Company for the lower Fox River/Green Bay Superfund project.

Mary Anne Mueller stated that she received an e-mail from Bill Nelson from the DNR on September 27, 2019, wherein it was agreed that Winnebago County is only agreeing to use publicly available data on a DNR hosted website and that Winnebago County will have no obligation to manage or host GIS data/services. Mary Anne also stated that she requested a memorandum of understanding and that no agreement with the DNR had to be signed. Subsequently, this matter will not have to be on the county board agenda for the December 17, 2019, county board meeting.

3. Report on Non-Metallic Mining Reclamation Program and Committee action on proposed 2020 fees. Scott Konkle, ECWRP.

Scott Konkle summarized the non-metallic mining program. Currently, there are 44 sites in the county of which there are 996 active acres. The Grundy quarry is closed and reclamation is complete. The state's reclamation laws went into effect in 2001 after which, all new extraction sites must provide a reclamation plan. Mr. Konkle explained the proposed budget for 2020 and asked the committee to approve a \$33.00 per acre fee. The proposed fee is being lowered from \$40.00 per acre since the account balance has been accruing over the last several years. Motion by Joas, seconded by Gabert to approve a fee of \$33.00 per acre. Motion carried 5-0.

Motion by Gabert, seconded by Defferding to adjourn the meeting. Motion carried 5-0. Meeting adjourned at 8:08 am.

Cary A. Rowe

Recording Secretary

WINNEBAGO COUNTY  
PLANNING & ZONING COMMITTEE  
Friday, December 13, 2019  
Parking lot of County Administration Building  
112 Otter Ave  
Oshkosh, WI

Present: Supervisors: Tom Egan, Maribeth Gabert, Rob Keller, Brian Defferding and Cary Rowe – Zoning Administrator

Excused: Ben Joas

Supervisor Egan called the meeting to order at 7:30 a.m. at the parking lot of the County Administration building. The Committee viewed the following property:

1. Yoder & Sons – SE of 4304 County Rd N – Town of NEKIMI – Zoning Map Amendment.

#### ADJOURNMENT

MOTION made by M. Gabert to adjourn the meeting. Seconded by R. Keller. Motion carried 4-0. Meeting adjourned at 8:15 A.M.

Respectfully submitted,

Cary Rowe  
Recording Secretary

WINNEBAGO COUNTY  
PLANNING & ZONING COMMITTEE  
**PUBLIC HEARING**

December 18<sup>th</sup>, 2019

6:30 P.M.

1<sup>st</sup> Floor Conference Room – County Administration Building

PRESENT: Supervisors Tom Egan, Robert Keller, Maribeth Gabert, Brian Defferding and Ben Joas  
Cory Zibung – Code Enforcement Officer, Lynn Egan - Court Reporter.

EXCUSED: None

The meeting was called to order by Tom Egan, Chairperson, at 6:30 P.M.

1. Perry Yoder and Sons Inc. - Town of Nekimi – Zoning Map Amendment

Maribeth Gabert read the legal description of the property and Margaret Yoder was then sworn in. Margaret said the reason for the request is to settle an estate of her late husband which would require the parcels to be all zoned in the same A-2 zoning district followed by a survey to create two (2) new separate parcels to sell and/or disburse to other family.

Cory Zibung noted there was no response received from the Town of Nekimi on this request.

No further comments were made.

ADJOURNMENT

Motion to adjourn by Maribeth Gabert. Seconded by Brian Defferding. Motion carried 5-0.

Meeting adjourned at 6:34 P.M.

Respectfully submitted,

Cory Zibung  
Code Enforcement Officer



## **Winnebago County**

Zoning Department

*The Wave of the Future*

MEMO FOR P & Z MEETING AGENDA OF JANUARY 3, 2020

TO: Planning & Zoning Committee

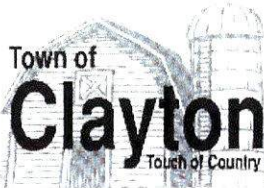
FM: Zoning Administrator

RE: Review of Town Zoning Change

1. Roydon Hart - Town Zoning Change (Tax ID No: 006-0677 (part)) – Town of Clayton.

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

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



Friday, November 22<sup>nd</sup>, 2019

County Zoning Office  
Attn: Cary A. Rowe  
112 Otter Avenue  
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning Application from submitted by Roydon and Frances Hart, 3006 Oakridge Road, Neenah, WI 54956, for properties located at 3006 Oakridge Road Neenah, WI 54956, specifically identified as Tax ID# 006-0677, Part of Lot 1 of Certified Survey Map No. 4259 filed in Volume 1 of Certified Survey Maps on Page 4259 as Document No. 1060146, located in and being part of the Southwest ¼ of the Southeast ¼ of Section 26, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The Application is to re-zone the property 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 E-mail me.

Sincerely,

Richard Johnston  
Town Administrator

CC County Clerk, Sue Ertmer



**TOWN OF CLAYTON**

**ORDINANCE 2019-016**

**ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING ORDINANCE MAP**

**WHEREAS**, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

**WHEREAS**, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

**WHEREAS**, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2015/16 update to the Town's Comprehensive Plan; and

**WHEREAS**, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

**NOW, THEREFORE BE IT ORDAINED THAT**, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

**Section 1:** The Official Zoning Map of the Town of Clayton is amended as follows:

**Property Owner:**

Roydon and Frances Hart, 3006 Oakridge Road, Neenah, WI 54956.

**Legal description of property:**

For property located at 3006 Oakridge Road Neenah, WI 54956, specifically identified as Tax ID# 006-0677, Part of Lot 1 of Certified Survey Map No. 4259 filed in Volume 1 of Certified Survey Maps on Page 4259 as Document No. 1060146, being part of the Southwest ¼ of the Southeast ¼ of Section 26, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

**The above described property is hereby rezoned from:**

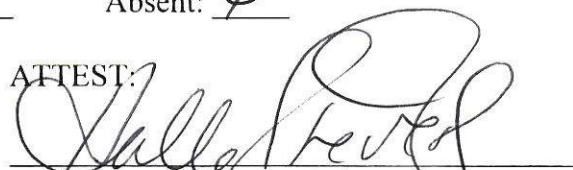
The application is to re-zone the property from A-2 (General Agricultural District) to R-1 (Rural Residential District)

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

Adopted this 20<sup>th</sup>, day of November, 2019

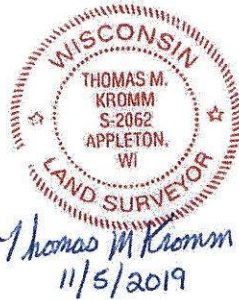
Vote: Yes: 5 No: 0 Abstain: 0 Absent: 0

  
Russell D. Geise, Chair

ATTEST:  
  
Holly Stevens, Town Clerk

# CERTIFIED SURVEY MAP NO.

Part of Lot 1 of Certified Survey Map No. 4259 filed in Volume 1 of Certified Survey Maps on Page 4259 as Document No. 1060146, located in and being a part of the Southwest 1/4 of the Southeast 1/4 of Section 26, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin.  
SHEET 1 OF 3



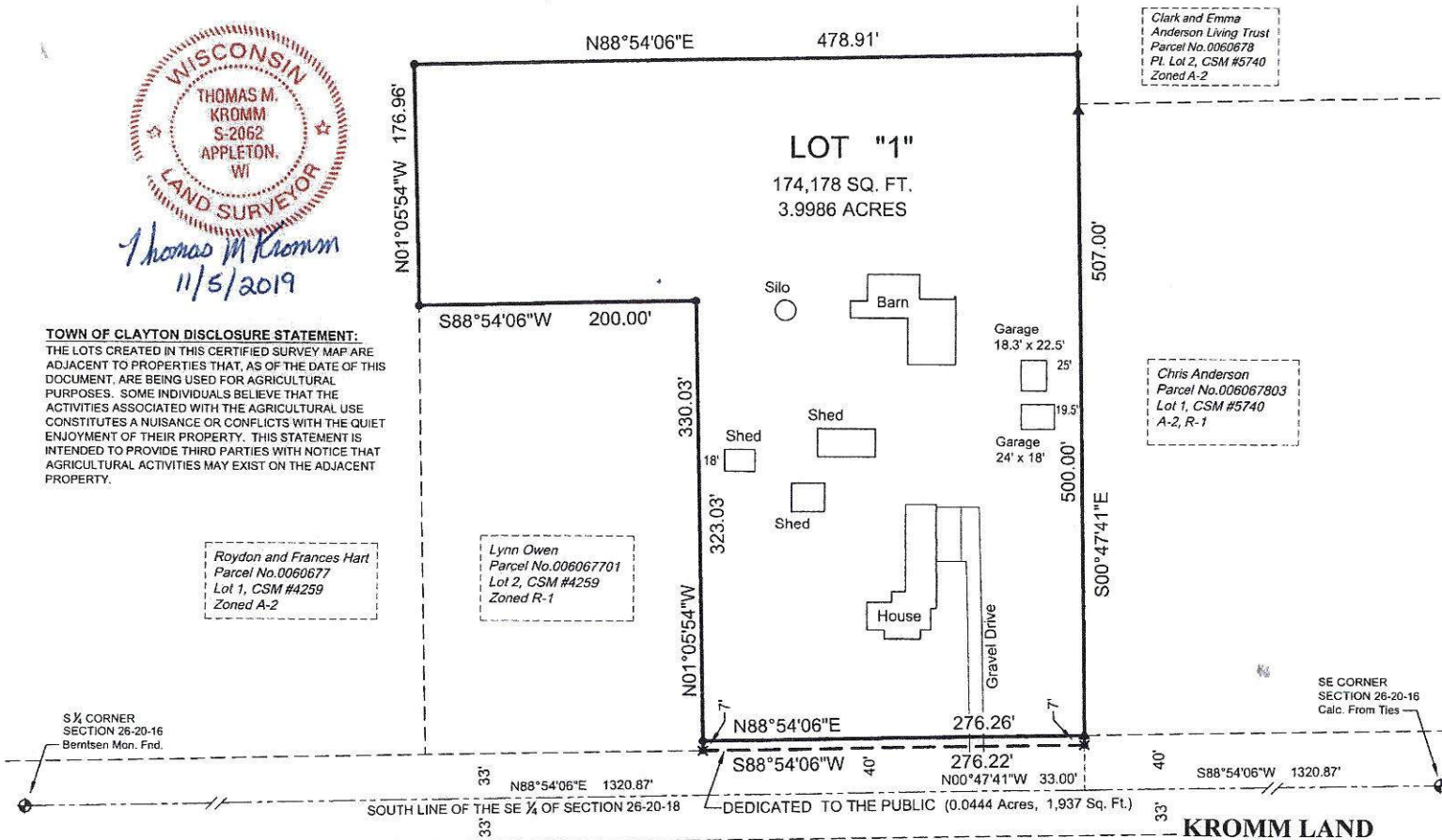
**TOWN OF CLAYTON DISCLOSURE STATEMENT:**  
THE LOTS CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTIES THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTES A NUISANCE OR CONFLICTS WITH THE QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTY.

Roydon and Frances Hart  
Parcel No. 0060677  
Lot 1, CSM #4259  
Zoned A-2

Lynn Owen  
Parcel No. 006067701  
Lot 2, CSM #4259  
Zoned R-1

Clark and Emma  
Anderson Living Trust  
Parcel No. 0060678  
Pl. Lot 2, CSM #5740  
Zoned A-2

Chris Anderson  
Parcel No. 006067803  
Lot 1, CSM #5740  
A-2, R-1



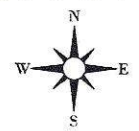
S 1/4 CORNER  
SECTION 26-20-16  
Bemtsen Mon. Fnd.

SE CORNER  
SECTION 26-20-16  
Calc. From Ties

- LEGEND**
- = 1.3" x 24" O.D. Iron Pipe, weighing 1.68 lbs./ft. set
  - ▲ = 1.3" O.D. Iron Pipe Found Unless noted otherwise
  - ✕ = 3/4" Iron Rebar Found
  - ( ) = Measurements of Record
  - ⊕ = Government Corner

BEARINGS ARE REFERENCED TO THE WISCONSIN COUNTY COORDINATE SYSTEM, WINNEBAGO COUNTY, SOUTH LINE OF SE 1/4 OF SECTION 26-20-16 RECORDED AS N88°54'06"E H:\Acad\kls-ep\W\_Robillard\_0930\_2019

## OAKRIDGE ROAD

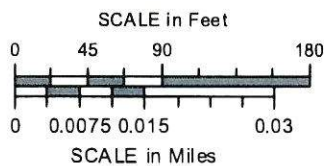


**KROMM LAND SURVEYING LLC.**  
200 PROSPECTOR COURT  
KAUKAUNA, WI 54130  
920-996-9649  
kromm2062@gmail.com  
**L-3080**

# Hart Site Map

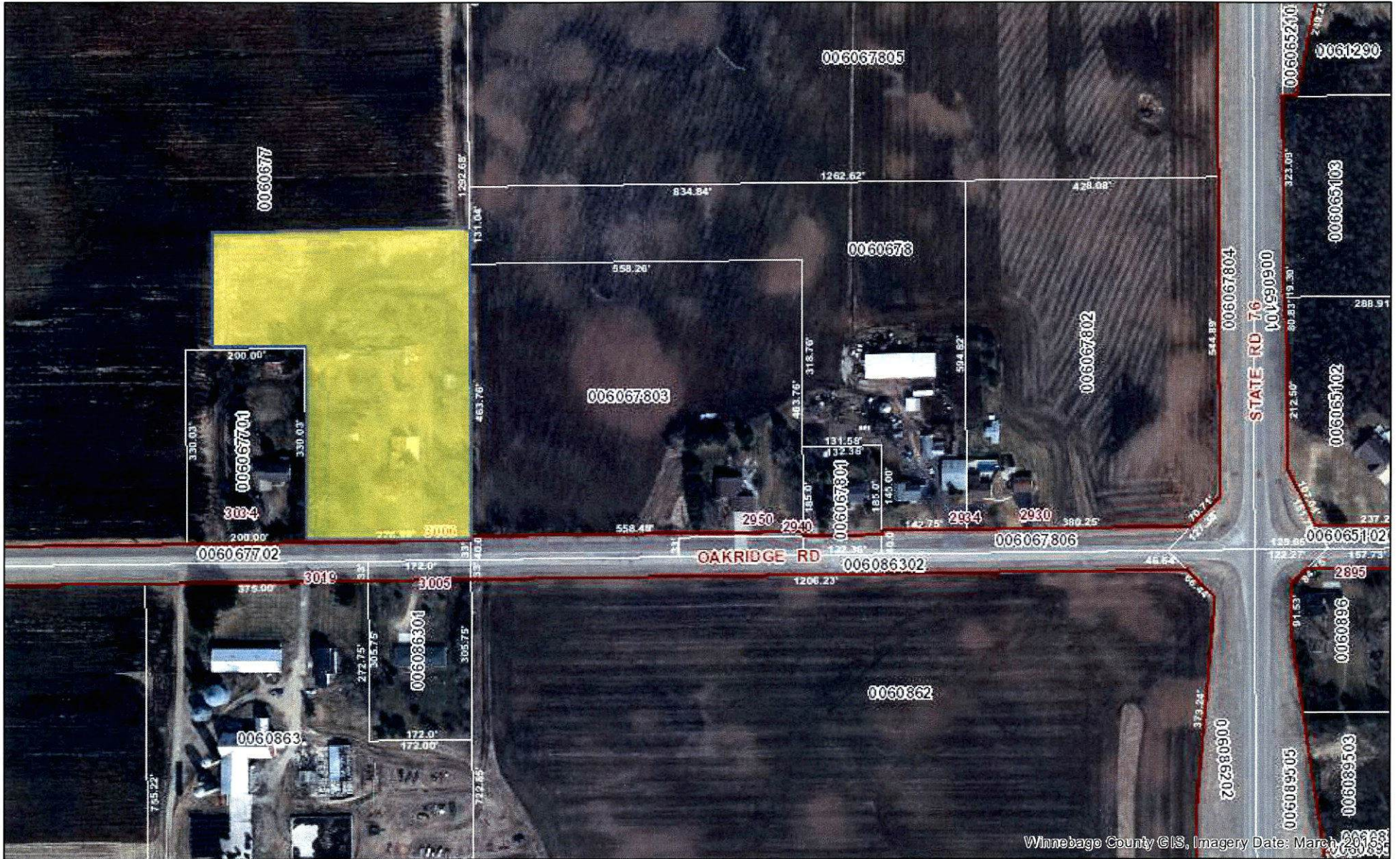


November 5, 2019



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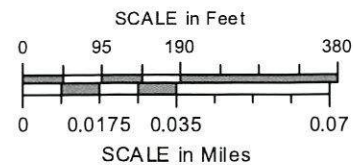
# Hart Re-zoning Site Map



Winnebago County GIS, Imagery Date: March 2015



November 22, 2019



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