

**RESOLUTION #86-2008
REZONE PETITION # 12-2008**

1 Ordinance Amendment offered by Supervisors of the Planning and Zoning Committee.

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3 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

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5 **WHEREAS**, the Planning & Zoning Committee, having considered Petition #12-
6 2008, (copy attached) which was filed August 26, 2008, to amend the Master Zoning
7 District Document and the Oneida County Official Zoning District Boundary Map, and
8 having given notice thereof as provided by law and having held a public hearing thereon
9 August 20, 2008 pursuant to Section 59.69(5), Wisconsin Statutes, and having been
10 informed of the facts pertinent to the changes which are as follows:

11
12 To rezone the following described lands from District #02 Single Family Residential to
13 District #07 Business on property described as Document # 667530, lot 1 of Certified
14 Survey Map Volume 16 Page 3617, further described as part of Gov't Lot 2, Section 23,
15 T39N, R6E, lying south and east of Old Hwy 51 and Northern Road, PIN# MI 2332-11,
16 identified on Oneida County Surveyors Office Map #B 6611, Town of Minocqua.

17
18 And being duly advised of the wishes of the people in the area affected as follows:

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20 The petition states the reason for the rezone is to "remedy the zoning boundaries within
21 the existing parcel boundaries to allow for a business use for the entire parcel."

22
23 The landowner owns an adjacent parcel already zoned Business and wishes all of his
24 property to be zoned Business 07. Abutting lands are already zoned District #07
25 Business .

26
27 The Town of Minocqua approved the request in writing (copy attached). Adjoining and
28 all affected landowners were provided with a written notice of the change and no one
29 objected to this request. One adjacent owner submitted a letter in support of the
30 change. The Planning & Zoning Committee has reviewed the general standards as
31 specified in Section 9.86F of the Oneida County Zoning & Shoreland Protection
32 Ordinance and concluded that the standards have been met. The Planning & Zoning
33 Committee recommends passage.

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35 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**
36 **DOES ORDAIN AS FOLLOWS:** Petition #12-2008:

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38 Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict
39 with this ordinance shall be and are hereby repealed as far as any conflict exists.

40 Section 2: The ordinance shall take effect the day after passage and publication as
41 required by law.

42 Section 3: If any claims, provisions, or portions of this ordinance are adjudged
43 unconstitutional or invalid by a court of competent jurisdiction, the remainder of the

44 ordinance shall not be affected thereby.

45 Section 4: Rezone Petition #12-2008 is hereby adopted amending the Master Zoning
46 District Document and the Oneida County Official Zoning District Boundary Map, by
47 changing the zoning district classification from District #02 Single Family Residential to
48 District #07 Business on property described as follows:

49
50 To rezone the following described lands from District #02 Single Family Residential to
51 District #07 Business on property described as Document #667530 lot 1 of Certified
52 Survey Map Volume 16 Page 3617 further described as part of Gov't Lot 2, Section 23,
53 T39N, R6E, lying south and east of Old Hwy 51 and Northern Road, PIN# MI 2332-11,
54 identified on Oneida County Surveyors Office Map #B 6611, Town of Minocqua.

55
56 The County Clerk shall, within seven (7) days after adoption of Rezone Petition #12-
57 2008 by the Oneida County Board of Supervisors, cause a certified copy thereof to be
58 transmitted by mail to the Minocqua Town Clerk.

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60 Approved by the Planning and Zoning Committee this 17th day of September, 2008.

61
62 Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

63
64 The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the
65 Corporation Counsel, _____, Date: _____

66
67 Offered and passage moved by: _____
68 Supervisor
69
70 _____
71 Supervisor
72
73 _____
74 Supervisor
75
76 _____
77 Supervisor
78
79 _____
80 Supervisor

81
82 Seconded by: _____

83
84 _____ Ayes

85
86 _____ Nays

87
88 _____ Absent

89
90 _____ Abstain

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_____ Adopted

by the County Board of Supervisors this day of 2008.

_____ Defeated

Robert Brusio, Clerk

Andrew P. Smith, County Board Chair

P&Z.ordinance.amendment