

**RESOLUTION #87-2008
REZONE PETITION #16-2008**

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

2
3 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

4
5 **WHEREAS**, the Planning & Zoning Committee, having considered Petition #16-
6 2008, (copy attached) which was filed September 3, 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 October 1, 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 land from District 1-B Forestry to District #15 Rural Residential on property
13 described as S ½ SE SE, Section 34, T37N, R10E, Town of Stella.

14
15 And being duly advised of the wishes of the people in the area affected as follows:

16
17 The Town Board sought this change after a business development was discontinued.
18 The Town Board originally endorsed the business development but learned of the
19 negative concerns expressed by the neighbors. The neighbors wish to preserve and
20 protect the primarily residential characteristics they presently enjoy.

21
22 The Town of Stella approved the request in writing (copy attached). Adjoining and all
23 affected landowners were provided with a written notice of the change and no one
24 objected to this request. The Planning & Zoning Committee has reviewed the general
25 standards as specified in Section 9.86F of the Oneida County Zoning & Shoreland
26 Protection Ordinance and concluded that the standards have been met. The Planning
27 & Zoning Committee recommends passage.

28
29 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**
30 **DOES ORDAIN AS FOLLOWS:** Petition #16-2008:

31
32 Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict
33 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

36 Section 3: If any claims, provisions, or portions of this ordinance are adjudged
37 unconstitutional or invalid by a court of competent jurisdiction, the remainder of the
38 ordinance shall not be affected thereby.

39 Section 4: Rezone Petition # 16-2008 is hereby adopted amending the Master
40 Zoning District Document and the Oneida County Official Zoning District Boundary Map,
41 by changing the zoning district classification from Forestry 1-B to District #15 Rural
42 Residential on property described as follows:
43

44 To rezone land from District 1-B Forestry to District #15 Rural Residential on property
45 described as S ½ SE SE, Section 34, T37N, R10E, Town of Stella.

46
47 The County Clerk shall, within seven (7) days after adoption of Rezone Petition #16-
48 2008 by the Oneida County Board of Supervisors, cause a certified copy thereof to be
49 transmitted by mail to the Stella Town Clerk.

50
51 Approved by the Planning and Zoning Committee this 1st day of October, 2008.

52
53 Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____
54

55 The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the
56 Corporation Counsel, _____, Date: _____
57

58 Offered and passage moved by: _____
59 Supervisor
60
61 _____
62 Supervisor
63
64 _____
65 Supervisor
66
67 _____
68 Supervisor
69
70 _____
71 Supervisor
72

73 Seconded by: _____
74

75 _____ Ayes
76
77 _____ Nays
78
79 _____ Absent
80
81 _____ Abstain
82
83 _____ Adopted

84
85 _____ by the County Board of Supervisors this _____ day of _____ 2008.

86
87 _____ Defeated
88

89
90 _____
Robert Brusio, Clerk Andrew P. Smith, County Board Chair

