

1 **RESOLUTION # 52-2011 - REZONE PETITION #5-2011**

2
3 Ordinance Amendment offered by Supervisors of the Planning and Zoning Committee.

4
5 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

6
7 **WHEREAS**, the Planning & Zoning Committee, having considered Petition #5-
8 2011, (copy attached) which was amended and filed June 27, 2011, to amend the
9 Master Zoning District Document and the Oneida County Official Zoning District
10 Boundary Map, and having given notice thereof as provided by law and having held a
11 public hearing thereon July 20, 2011 pursuant to Section 59.69(5), Wisconsin Statutes,
12 and having been informed of the facts pertinent to the changes which are as follows:

13
14 To change the zoning from District #2, Single Family Residential to District #3, Multiple
15 Family on property described as part of Lot 1, CSM 2683, located in part of Gov't Lot 5,
16 and 6, Section 10, T39N, R6E, Town of Minocqua.

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

19
20 The rezone is being requested to allow construction of an assisted living facility. Two
21 Public Hearings were held. The first hearing was to rezone to District #7, Business B-2.
22 District #7 Business B-2 allowed too many uses that were objectionable to the
23 neighbors. The applicant and Town agreed to rezone to District 3, Multiple Family. The
24 rezone petition is consistent with an amendment to the Town's Land Use Plan.

25
26 The Town of Minocqua approved the request in writing (copy attached). Adjoining and
27 all affected landowners were provided with a written notice of the change and one
28 person objected to this request. The Planning & Zoning Committee has reviewed the
29 general standards as specified in Section 9.86F of the Oneida County Zoning &
30 Shoreland Protection Ordinance and concluded that the standards have been met. The
31 Planning & Zoning Committee recommends passage.

32
33 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**
34 **DOES ORDAINS AS FOLLOWS:** Petition #5-011.

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36 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

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

42 Section 4: Rezone Petition #5-2011 is hereby adopted amending the Master Zoning
43 District Document and the Oneida County Official Zoning District Boundary Map, by
44 changing the zoning district classification from District #2, Single Family Residential
45 to District #3, Multiple Family on property described as follows:
46

47 Part of Lot 1, CSM 2683, located in part of Gov't Lot 5, and 6, Section 10, T39N, R6E,
48 Town of Minocqua.

49
50 The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 5-
51 2011 by the Oneida County Board of Supervisors, cause a certified copy thereof to be
52 transmitted by mail to the Minocqua Town Clerk.

53
54 Approved by the Planning and Zoning Committee this 2nd day of August, 2011.
55 Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____
56

57 The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the
58 Corporation Counsel, _____, Date: _____
59

60 Offered and passage moved by: _____
61 Supervisor
62
63 _____
64 Supervisor
65
66 _____
67 Supervisor
68
69 _____
70 Supervisor
71
72 _____
73 Supervisor
74

75
76
77 _____ Ayes
78
79 _____ Nays
80
81 _____ Absent
82
83 _____ Abstain
84
85 _____ Adopted

86
87 _____ by the County Board of Supervisors this _____ day of _____ 2011.
88
89 _____ Defeated
90

91
92 _____ Mary Bartelt, Clerk _____ Ted Cushing, County Board Chair
93
94

OFFICE OF COUNTY CLERK
ONEIDA COUNTY

FILED JUN 27 2011
Melodie Sautter
ONEIDA COUNTY CLERK
To: Oneida County Board of Supervisors
Oneida County Clerk, Courthouse
P.O. Box 400
Rhineland, WI 54501

PETITION

Amended
Petition No. #5-2011
Receipt No. _____

RECEIVED
MINOCQUA OFFICE
JUN 17 2011
ONEIDA CO.
PLANNING & ZONING

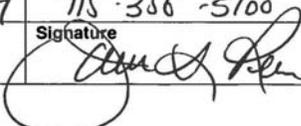
Ladies and Gentlemen:

The undersigned hereby petitions the Oneida County Board of Supervisors to change the zoning district classification of the following described land in the Town of MINOCQUA, Oneida County, Wisconsin, from SINGLE FAMILY (DNT.2) zoning district to MULTIPLE FAMILY (DNT.3) zoning district:

Insert property description. Attach map.
<u>PART OF Lot 1, CSM No. 2683, LOCATED IN PART OF Gov't Lot 5 AND Gov't Lot 6, SECTION 10, T39N, R6E</u>

Reason for rezone:
<u>ALLOW FOR CONSTRUCTION OF AN ASSISTED LIVING FACILITY.</u>

Respectfully submitted on the 17 day of JUNE 2011 by:

Owner	Agent
Name: <u>RYNDERS REALTY INC / D.W. JONES</u>	Name: <u>JAMES L. REIN - WSI</u>
Address: <u>10322 HWY 70 W. / PO BOX 340</u>	Address: <u>PO BOX 1111</u>
City/State/Zip: <u>MINOCQUA WI 54548 / WALKER MN 56484</u>	City/State/Zip: <u>MINOCQUA WI 54548</u>
Telephone No: <u>715-356-3600 / 218-547-3307</u>	Telephone No: <u>715-356-5100</u>
Signature	Signature 



WILDERNESS SURVEYING, INC.

Post Office Box 1111
8793 Earls Court
Minocqua, Wisconsin 54548
Telephone (715) 356-5100
Fax (715) 356-1330

James D. Rein
Registered Land Surveyor
No. S-1234
James L. Rein
Registered Land Surveyor
No. S-2335

June 17, 2011

Karl Jennrich
Oneida County Planning and Zoning Department
PO Box 400
Rhinelander, WI 54501

RECEIVED
MINOCQUA OFFICE
JUN 17 2011
ONEIDA CO.
PLANNING & ZONING

Re: Proposed Rezone for Rynders Realty Inc. (Owner) / D.W. Jones Inc. (Buyer)

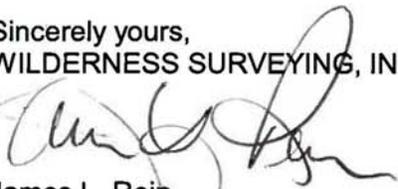
Dear Karl:

Relative to our telephone discussion earlier today, enclosed please find copies of a rezone request for the property located on Old Highway 70 in Minocqua.

After the discussion between the county, town, owner and buyer we all feel that it would be in the best interest of all parties involved to rezone the property to a multi-family zoning district instead of a business district. Please place this matter on the next available public hearing.

Thank you for your help with this matter.

Sincerely yours,
WILDERNESS SURVEYING, INC.


James L. Rein
Registered Land Surveyor

Enclosure

Copies: Town of Minocqua

"The Island City"

TOWN OF MINOCQUA

MARK P. HARTZHEIM, Chairman
BRYAN P. JENNINGS, Supervisor
JOHN L. THOMPSON, Supervisor
SUSAN M. HEIL, Supervisor

415 Menominee Street, Suite A
Minocqua, Wisconsin 54548
Phone: 715.356.5296
Fax: 715.356.1132
www.townofminocqua.org

ROBEN A. HAGGART, Clerk
LAURA R. MENDEZ, Treasurer
ROBERT S. WELCH, Supt. Public Works
ANDREW R. GEE, Chief of Police

June 22, 2011

RECEIVED
MINOCQUA OFFICE
JUN 22 2011
ONEIDA CO.
PLANNING & ZONING

Oneida County Planning & Zoning
Box 400
Rhineland, WI 54501

RE-ZONING PETITION #20-11 Rynders Realty/D.W.Jones, owner, James Rein, agent, to re-zone part of Lot 1, CSM recorded in Vol. 11, page 2683 from District #2 SFR to District #03 Multi Family on property described as part of G.L. 5 & 6, Section 10, T39N, R6E, Town of Minocqua.

The Minocqua Planning Commission and the Minocqua Town Board recommend approval of Re-Zoning Petition #20-11, contingent upon meeting all state and county requirements.

If I can be of further assistance, please feel free to contact me.

Sincerely,

TOWN OF MINOCQUA

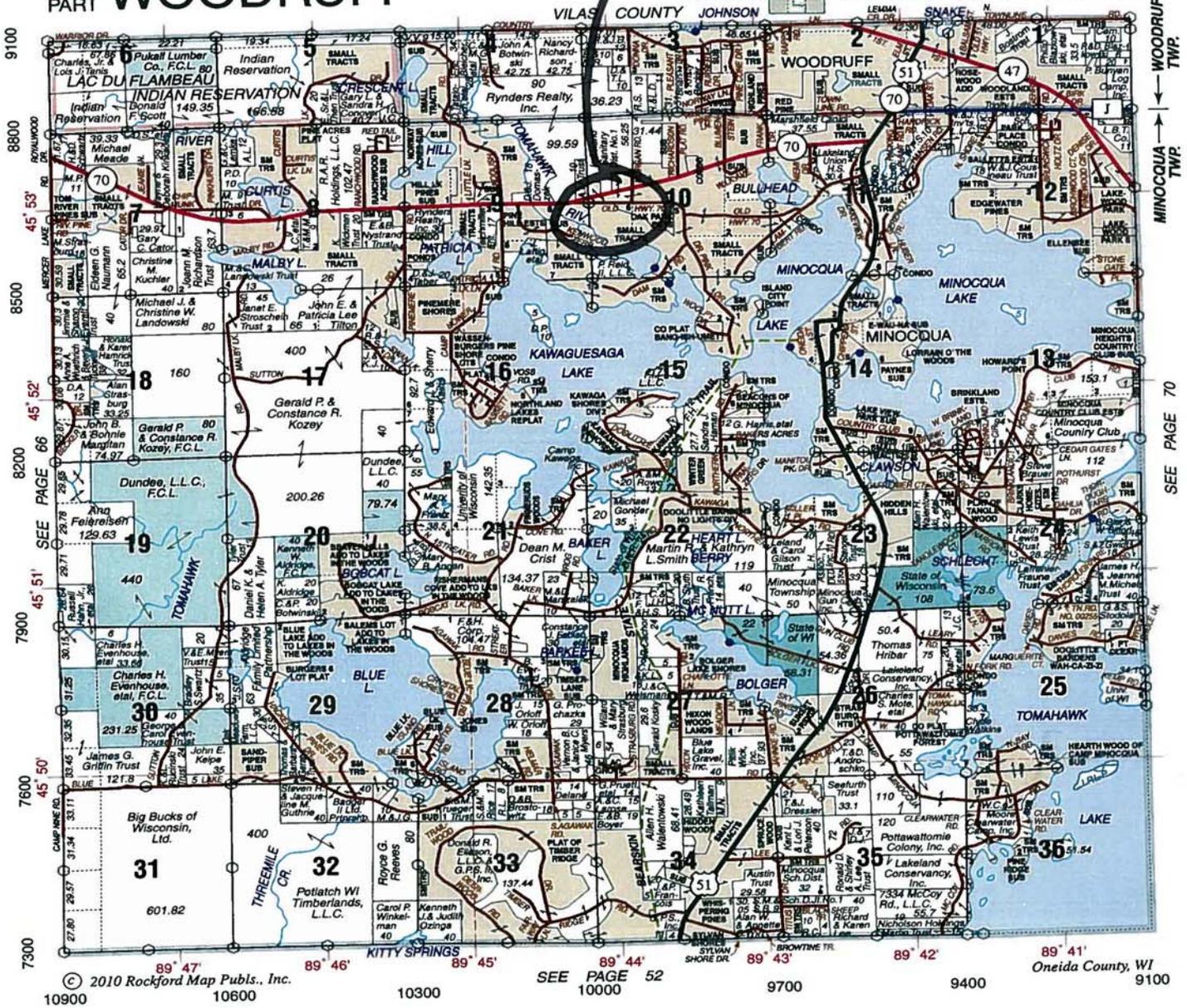


Mark Hartzheim
Town Chairman

16 Zone 5-2011

NORTHEAST PART
WEST PART
MINOCQUA
WOODRUFF

T.39N.-R.6E.



ANDERSON DOCK & SUPPLY

Robb Anderson
5058 Hwy. 51 Baraboo, WI 54529

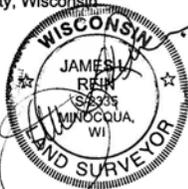
1-888-335-3625
www.andersondock.com

PRELIMINARY ONEIDA COUNTY CERTIFIED SURVEY MAP NO.

Part of
Lot -1-
 Certified Survey Map No. 2683
 Volume 11 CSM, pages 2683 & 2683A
 located in

GOV'T. LOTS 5 & 6
SECTION 10, T39N, R6E,
 Town of Minocqua,
 Oneida County, Wisconsin

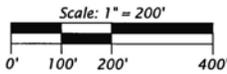
Bearings Oneida County Grid,
 based on GPS survey data,
 referenced to the north line
 of the SW 1/4, Section 10,
 bearing N 88°53'49"E



Registered Land Surveyor No. S-2335
 Dated this 3rd day of May, 2011

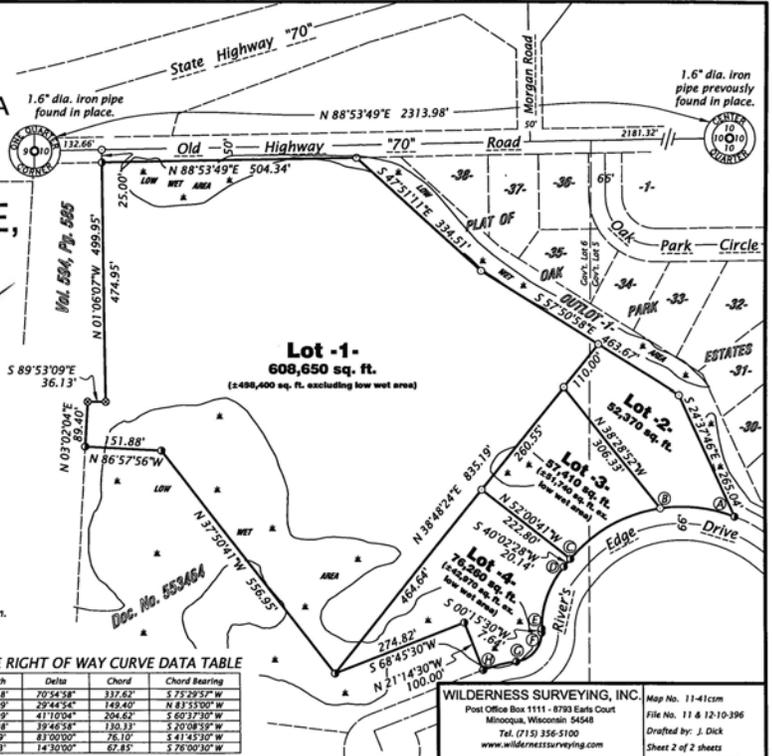
LEGEND

- = Set iron pipe: 1.0" dia. x 24" long, weighing 1.13 lb. per linear foot.
 - ⊙ = 1.0" dia. iron pipe previously set by W.S.I.
 - ⊗ = 1.0" dia. iron pipe found in place.
- Monument sizes are outside diameter dimension.
 Other corner monuments are as noted.



RIVER'S EDGE DRIVE RIGHT OF WAY CURVE DATA TABLE

Curve	Radius	Length	Delta	Chord	Chord Bearing
A.-C	291.00	360.18'	70°54'58"	337.62'	S 75°29'52" W
A.-B	291.00	151.09'	29°44'54"	149.40'	N 83°55'00" W
B.-C	291.00	209.09'	41°10'04"	204.62'	S 60°37'30" W
D.-E	193.52	132.98'	39°46'54"	130.33'	S 90°08'59" W
F.-G	57.42	83.19'	83°00'00"	76.10'	S 41°45'30" W
G.-H	264.82	68.03'	14°30'00"	67.85'	S 78°00'30" W



WILDERNESS SURVEYING, INC.
 Post Office Box 1111 - 8793 Earls Court
 Minocqua, Wisconsin 54548
 Tel. (715) 356-5100
 www.wildernesssurveying.com

Map No. 11-41cm
 File No. 11 & 12-10-396
 Drafted by: J. Dick
 Sheet 2 of 2 sheets

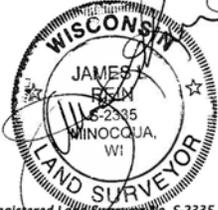
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Town of Minocqua,
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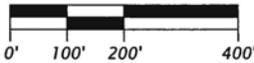


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Scale: 1" = 200'

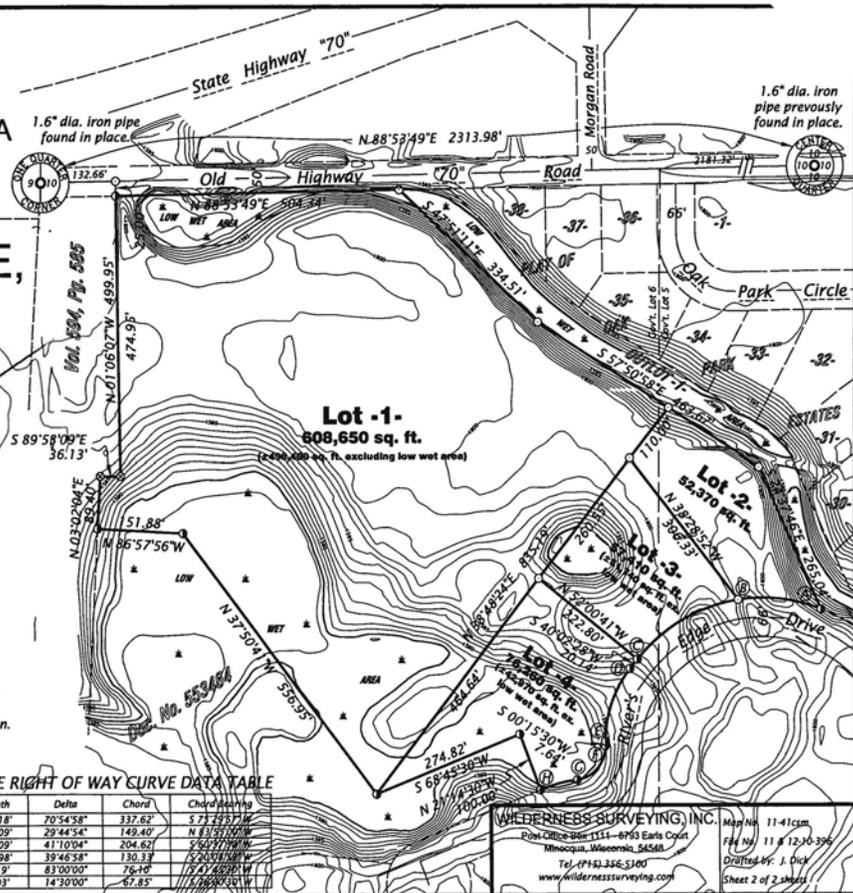


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D-E	191.52'	132.98'	39°46'58"	130.33'	S 20°01'50"W
F-G	57.42'	83.19'	83°00'00"	76.16'	N 74°45'00"W
G-H	268.82'	68.03'	14°30'00"	67.85'	N 72°26'00"W

WILDERNESS SURVEYING, INC.
 Plot Office: 815-8763 Earls Court
 Minocqua, Wisconsin 54858
 Tel: 715-873-2465, 5100
 www.wildernesssurveying.com

Map No. 11-41.csm
 File No. 11 & 12-10-396
 Drafted by: J. Dick
 Sheet 2 of 2 sheets



PRELIMINARY

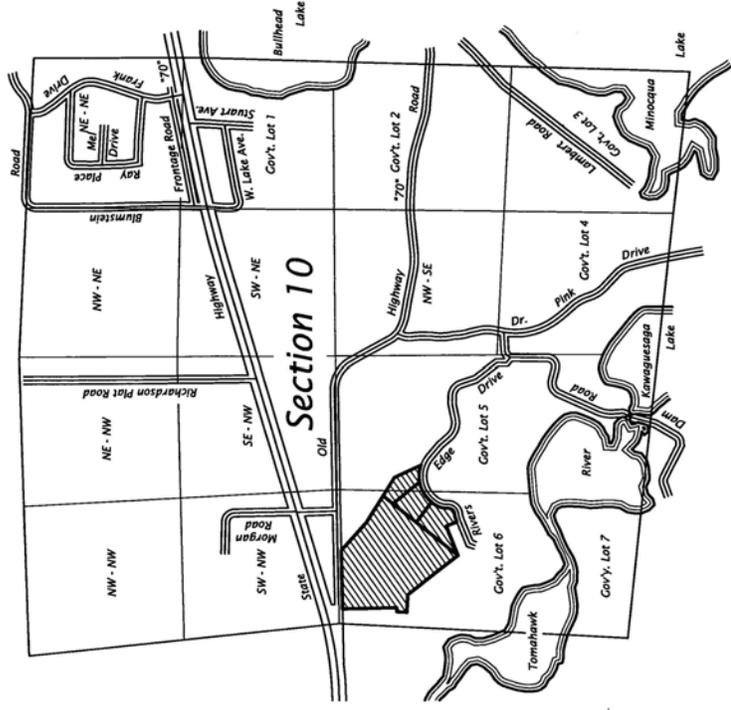
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**GOV'T. LOTS 5 & 6
SECTION 10, T39N, R6E,**

Town of Minocqua,
Oneida County, Wisconsin

Location Sketch
Section 10, T39N, R6E
Scale 1" = 1000'



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Sheet 1 of 2 sheets