

RESOLUTION #69-2011

REZONE PETITION #7-2011

Resolution offered by the Planning and Zoning Committee.

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

WHEREAS, the Planning & Zoning Committee, having considered Petition #7-2011, (copy attached) which was filed June 28, 2011, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon September 21, 2011 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #15 Rural Residential to District #4 Residential Farming on property described as SE SE, Section 14, T37N, R10E, Town of Stella

The parcel that is subject to the Rezone Petition is currently being used as a Christmas Tree Farm. The owner would like to have the ability to use the property for more forms of commercial agriculture that are allowed in district #4 Residential Farming.

The Town of Stella has amended their Land-us Plan and approved the request to rezone. No one appeared at the Public Hearing for or against the rezone. The Planning and Zoning Committee has reviewed the general standards as specified in Section 9.86 F of the Oneida County Zoning and Shoreland Protection Ordinance and concluded that the standards have been met. The Planning and Zoning Committee recommends passage.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS: Petition #7-2011:

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Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

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

Section 4: Rezone Petition #7-2011 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #15 Rural Residential to District #4 Residential Farming on property described as follows:

To rezone land from District #15 Rural Residential to District #4 Residential Farming on property described as SE SE, Section 14, T37N, R10E, Town of Stella

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

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

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed

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by the Corporation Counsel, _____, Date:

Approved by the Planning and Zoning Committee this 5th day of October, 2011.

Offered and passage moved by:

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Adopted

by the County Board of Supervisors this _____ day _____, 2011.

_____ Defeated

Mary Bartelt, County Clerk

Ted Cushing, County Board Chair