

**RESOLUTION #96-2009
REZONE PETITION #8 -2009**

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 #8-
6 2009, (copy attached) which was filed July 22, 2009, as amended August 19, 2009 to
7 amend the Master Zoning District Document and the Oneida County Official Zoning
8 District Boundary Map, and having given notice thereof as provided by law and having
9 held a public hearing thereon September 16, 2009 pursuant to Section 59.69(5),
10 Wisconsin Statutes, and having been informed of the facts pertinent to the changes
11 which are as follows:

12
13 To rezone property described as SE ¼ SW ¼, Section 16, T38N, R8E from District #02,
14 Single Family Residential to District #15, Rural Residential.

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

17
18 The landowners sought the change to allow for raising horses on the property. The
19 current zoning district, District #02 Single Family Residential prohibits horses. The
20 property owner revised the original request at the request of the Town of Newbold which
21 then sought a zoning district change to District #15 Rural Residential instead of District
22 #4 Residential Farming. Both districts allow the raising of animals.

23
24 The landowners amended the change at the request of the Newbold Town Board. No
25 one appeared in opposition to the change. No written objections were received.

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

33
34 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**
35 **DOES ORDAIN AS FOLLOWS:** Petition #8-2009:

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38 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

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

44 Section 4: Rezone Petition #8-2009 is hereby adopted amending the Master Zoning
45 District Document and the Oneida County Official Zoning District Boundary Map, by
46 changing the zoning district classification District #2, Single Family Residential to
47 District # 15 Rural Residential on property described as follows:
48

49 To rezone property described as SE ¼ SW ¼, Section 16, T38N, R8E from District #02,
50 Single Family Residential to District #15, Rural Residential.
51

52 The County Clerk shall, within seven (7) days after adoption of Rezone Petition #8-2009
53 by the Oneida County Board of Supervisors, cause a certified copy thereof to be
54 transmitted by mail to the Newbold Town Clerk.
55

56 Approved by the Planning and Zoning Committee this 5th day of October, 2009.
57

58 Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____
59

60 The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the
61 Corporation Counsel, _____, Date: _____
62

63 Offered and passage moved by: _____
64 Supervisor
65
66 _____
67 Supervisor
68
69 _____
70 Supervisor
71
72 _____
73 Supervisor
74
75 _____
76 Supervisor
77

78 Seconded by: _____
79

80 _____ Ayes

81
82 _____ Nays

83
84 _____ Absent

85
86 _____ Abstain

87
88 _____ Adopted
89

90 by the County Board of Supervisors this _____ day of _____ 2009.

91
92 _____ Defeated

93

94

95 Robert Bruso, Clerk

Andrew P. Smith, County Board Chair

96

97

P&Z.ordinance.amendment