

**RESOLUTION #7-2010  
ORDINANCE AMENDMENT #10-2009**

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:

4  
5 **WHEREAS**, the Planning & Zoning Committee, having considered Ordinance  
6 Amendment #10-2009, (copy attached) which was filed October 15, 2009 to amend the  
7 Oneida County Zoning and Shoreland Protection Ordinance, and having given notice  
8 thereof as provided by law and having held a public hearing thereon November 4, 2009  
9 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts  
10 pertinent to the changes which are as follows:

11  
12 **WHEREAS**, The Planning and Zoning Committee wanted the setback of a  
13 manufactured home, in a manufactured home park, to the right-of-way to be consistent  
14 with the setback of a structure to the right-of-way as specified in Section 9.70, Highway  
15 Setbacks of the Oneida County Zoning and Shoreland Protection Ordinance; and

16  
17 **WHEREAS**, the setback of a structure to right-of-way is 20'; and

18  
19 **WHEREAS**, staff removed outdated and inconsistent language in Section 9.52  
20 (H) and (I); and;

21  
22 **WHEREAS**, all Towns were provided with written notice of said changes and no  
23 Town objected; and

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25 **WHEREAS**, the Planning & Zoning Committee has carefully studied the  
26 proposed changes after listening to comments made at the public hearing and  
27 recommends approval; and

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

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31 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVIORS DOES**  
32 **ORDAIN AS FOLLOWS:**

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35 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

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

41 Section 4: Additions noted by underline; deletions noted by ~~strikethrough~~.  
42 Chapter 9 of the Oneida County Zoning & Shoreland Protection Ordinance is amended  
43 as follows:

44  
45 Section 9.52, Mobile Home, Manufactured Home and House Trailer Parks

46  
47 9.52 A To Remain Unchanged.

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49 B. Yards and Setbacks

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51 The following minimum setback regulations shall apply:

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53 1. No building, structure, mobile home, manufactured home or house trailer  
54 shall be located within 100 feet of the adjacent property lines when the  
55 adjacent property is located in Use District #2, Single-Family Residential  
56 District, Use District #3, Multi-Family Residential District, Use District #14,  
57 Residential and Retail District, or Use District #15, Rural Residential  
58 District. For all other use districts, the distance shall be 50 feet.  
59 2. No building, structure, mobile home, manufacture home or house trailer  
60 shall be closer than ~~75~~ 20 feet to any state, County or Township highway  
61 or road or arterial street or roadway right-of-way.  
62 3. Mobile homes, manufactured homes and house trailers shall be setback a  
63 minimum of 15 feet from the traveled portion of any street or roadway  
64 within the park.  
65 4. No part of any mobile home, manufactured home or house trailer, or any  
66 addition or appurtenance thereto, shall be located within 20 feet of any  
67 other mobile home, manufactured home or house trailer, or any addition or  
68 appurtenance thereto, nor within 50 feet of any  
69 accessory/service/community building.

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71 9.52 C – G To Remain Unchanged

72  
73 ~~H. Location~~

- 74  
75 ~~1. Existing parks. The mobile homes, manufactured homes and house~~  
76 ~~trailers in an existing park shall remain located pursuant to section 9.73.~~  
77 ~~The space between the structure and the grade or slab shall be covered~~  
78 ~~with materials compatible in design and appearance with the exterior of~~  
79 ~~the structure. With the written consent of the park owner, the town in~~  
80 ~~which the park is located may allow mobile homes, manufactured homes~~  
81 ~~and house trailers to comply with the dwelling requirements in section~~  
82 ~~9.22(G) of this ordinance.~~  
83 ~~2. New parks. The Town in which the proposed park is to be located may~~  
84 ~~require the mobile homes, manufactured homes, and house trailers in the~~  
85 ~~proposed park to comply with the dwelling requirements in Section~~  
86 ~~9.21(A)(7) of this ordinance.~~

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88 H.I. Placement Requirement

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- 1. ~~Manufactured homes, mobile homes or house trailers which may be permitted in parks after the effective date of this ordinance shall be located at its park site pursuant to the applicable provisions of section 9.73 of this ordinance at the park site~~ in accordance with the manufacturer's installation instructions, if available, otherwise pursuant to accepted industry standards.
- 2. The space between the structure and the grade or slab shall be covered with materials compatible in design and appearance with the exterior of the structure

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #2-2009 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to all Town Clerks.

Approved by the Planning and Zoning Committee this 2nd day of December, 2009.

Vote Required: Majority = \_\_\_\_\_ 2/3 Majority = \_\_\_\_\_ 3/4 Majority = \_\_\_\_\_

The County Board has the legal authority to adopt: Yes \_\_\_\_\_ No \_\_\_\_\_ as reviewed by the Corporation Counsel, \_\_\_\_\_, Date: \_\_\_\_\_

Offered and passage moved by: \_\_\_\_\_  
 \_\_\_\_\_ Supervisor  
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 \_\_\_\_\_ Supervisor  
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 \_\_\_\_\_ Supervisor  
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 \_\_\_\_\_ Supervisor

Seconded by: \_\_\_\_\_

\_\_\_\_\_ Ayes

\_\_\_\_\_ Nays

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\_\_\_\_\_ Absent

\_\_\_\_\_ Abstain

\_\_\_\_\_ Adopted

by the County Board of Supervisors this            day of            2009.

\_\_\_\_\_ Defeated

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Robert Brusio, Clerk

Andrew P. Smith, County Board Chair

P&Z.ordinance.amendment