

**RESOLUTION #37-2010
REZONE PETITION #1-2010**

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 #1-
6 2010, (copy attached) which was filed January 20, 2010, 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 March 3, 2010 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 lands currently zoned District 1-A Forestry, District 2 Single Family
13 Residential, District 4 Residential Farming, District 5 Recreational, District 7 Business
14 and District 15 Rural Residential to all lands zoned District 10 General Use

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

17
18 The Nokomis Town Board authored this request after conducting a Public Hearing,
19 which the townspeople overwhelmingly supported. This request affects the entire Town
20 of Nokomis and consists of approximately 2344 parcels of land in Sections 1-36 all in
21 Township 36 North, Range 6 East. The Nokomis Town Chairman attended the Public
22 Hearing and indicated this change will clean up Business areas that are split zoned.
23 Rezone Petition #1-2010 will also open up a lot of area for year round use.

24
25 Three townspeople spoke in support of said request at the Public Hearing.

26
27 One person appeared at the Public Hearing opposed to the change and that same
28 person wrote a letter of opposition. No other objections were received at the Public
29 Hearing.

30
31 The Town of Nokomis sponsored the request in writing (copy attached). The Planning
32 & Zoning Committee has reviewed the general standards as specified in Section 9.86F
33 of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the
34 standards have been met. The Planning & Zoning Committee recommends passage.

35
36 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**
37 **DOES ORDAINS AS FOLLOWS:** Petition #1-2010.

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40 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

43 Section 3: If any claims, provisions, or portions of this ordinance are adjudged

44 unconstitutional or invalid by a court of competent jurisdiction, the remainder of the
45 ordinance shall not be affected thereby.

46 Section 4: Rezone Petition #1-2010 is hereby adopted amending the Master Zoning
47 District Document and the Oneida County Official Zoning District Boundary Map, by
48 changing the zoning district classification from lands currently zoned District 1-A
49 Forestry, District 4, Residential Farming, District 5, Recreational, District 7 Business,
50 and District #15, Rural Residential to District #10, General Use. All located in the Town
51 of Nokomis.

52
53 The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 1-
54 2010 by the Oneida County Board of Supervisors, cause a certified copy thereof to be
55 transmitted by mail to the Nokomis Town Clerk.

56
57 Approved by the Planning and Zoning Committee this 7th day of April 2010.

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

78
79 _____ Nays

80
81 _____ Absent

82
83 _____ Abstain

84
85 _____ Adopted

86
87 _____ by the County Board of Supervisors this _____ day of _____ 2010.

88
89 _____ Defeated

90

91
92
93
94

Robert Brusio, Clerk

County Board Chair

P&Z.ordinance.amendment