

RESOLUTION # 72-2010
REZONE PETITION #5-2010

Resolution offered by Supervisors of the Planning and Zoning Committee.

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

WHEREAS, the Planning & Zoning Committee, having considered Petition #5-2010, as amended, (copy attached) which was filed June 8, 2010 and amended on July 13, 2010 (copy attached) 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 August 4, 2010 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 #5, Recreational to District #2, Single Family Residential for property described as part of Gov't Lot 1, Section 9, T39N, R5E, Town of Minocqua identified as PIN's MI 1692-2, MI 1692-3, MI 1692-4, MI 1692-5, MI 1692-6, MI 1692-7 and MI 1692-1 now identified as MI 7443 – 7461, which is Squirrel Lake Resort Condominiums.

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

The Squirrel Lake Owners Association and several affected landowners sought the change. After the original rezoning request submittal, the petitioner amended the request to exclude one parcel (MI 1692). Most of the land surrounding Squirrel Lake is already zoned single family and the Squirrel Lake Owners Association wishes to preserve the single family residential characteristics they presently enjoy. During the public hearing one landowner objected to his land being rezoned. The Planning and Zoning Committee, after careful consideration, further amended the rezoning to exclude the objecting landowner and another parcel of land from this request (MI 1692-4, MI 1692-6 and MI 1692-7). This modification then excluded all land north of the town road.

The Town of Minocqua approved the request, as originally amended, in writing (copy attached). The Minocqua Town Chairman appeared at the public hearing and indicated the Town Continues to support this request. Adjoining landowners were provided with a written notice of the change. The Planning and Zoning Committee has reviewed the general standards as specified in Section 9.86F of the Oneida County Zoning and Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Zoning Committee unanimously recommends passage as amended.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAINS AS FOLLOWS: Petition #5-2010.

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 #5-2010 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the

52 zoning district classification as follows:
53

54 To rezone land from District #5, Recreational to District #2, Single Family Residential for
55 property described as part of Gov't Lot 1, Section 9, T39N, R5E, Town of Minocqua identified as
56 PIN's MI 1692-2, MI 1692-3, MI 1692-5 and MI 1692-1 now identified as MI 7443 – 7461, which
57 is Squirrel Lake Resort Condominiums.
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59 The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 1-2010 by the
60 Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to
61 the Minocqua Town Clerk.
62

63 Approved by the Planning and Zoning Committee this 4th day of August, 2010.
64

65 Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____
66

67 The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by
68 the
69 Corporation Counsel, _____, Date: _____
70

71 Offered and passage moved by:

Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

84 _____ Ayes

86 _____ Nays

88 _____ Absent

90 _____ Abstain

92 _____ Adopted

94 _____
95 by the County Board of Supervisors this _____ day of _____ 2010.

96 _____
97 _____ Defeated

98 _____
99 _____
100 Mary Bartelt, Clerk

Ted Cushing, County Board Chair