

**RESOLUTION #40-2013 -REZONE PETITION # 3-2013**

1 Ordinance Amendment offered by Supervisors of the Planning and Development  
2 Committee.

3  
4 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

5  
6 **WHEREAS**, the Planning & Development Committee, having considered Petition  
7 #3-2013, (copy attached) which was filed February 28, 2013, to amend the Master  
8 Zoning District Document and the Oneida County Official Zoning District Boundary Map,  
9 and having given notice thereof as provided by law and having held a public hearing  
10 thereon April 17, 2013 pursuant to Section 59.69(5), Wisconsin Statutes, and having  
11 been informed of the facts pertinent to the changes which are as follows:

12  
13 To rezone from District #02, Single Family Residential to District #04, Residential &  
14 Farming on land described as NW NE, Land North of the right-of-way of Velvet Lake  
15 Road, Section 34, T37N, R8E, PIN's NE 371, NE 371-2, NE 371-6 and NE 371-7, Town  
16 of Newbold.

17  
18 And being duly advised of the wishes of the people in the area affected as follows:

19  
20 **WHEREAS**, The purchasers of the property desire to have horses which is  
21 prohibited in the current zoning district and;

22  
23 **WHEREAS**, the Town of Newbold supports the rezone request and has  
24 amended their Comprehensive Plan to reflect the change and;

25  
26 **WHEREAS**, all affected landowners were provided a written notice of the change  
27 and support the change. One adjoining property owner objected to the request, and;

28  
29 **WHEREAS**, the Planning and Development Committee has reviewed the general  
30 standards as specified in Section 9.86 F of the Oneida County Zoning and Shoreland  
31 Protection Ordinance and concluded that the standards have been met. The Planning  
32 and Development Committee recommends passage.

33  
34 **NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS**  
35 **DOES ORDAINS AS FOLLOWS:** Petition #3-2013.

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37 with this ordinance shall be and are hereby repealed as far as any conflict exists.

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

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

43 Section 4: Rezone Petition #3-2013 is hereby adopted amending the Master Zoning  
44 District Document and the Oneida County Official Zoning District Boundary Map, by

45 changing the zoning district classification from District #02, Single Family Residential  
46 to District #04, Residential & Farming on property described as follows:

47  
48 NW NE, Land North of the right-of-way of Velvet Lake Road, Section 34, T37N, R8E,  
49 PIN's NE 371, NE 371-2, NE 371-6 and NE 371-7, Town of Newbold.

50  
51 The County Clerk shall, within seven (7) days after adoption of Rezone Petition #3-2013  
52 by the Oneida County Board of Supervisors, cause a certified copy thereof to be  
53 transmitted by mail to the Newbold Town Clerk.

54  
55 Approved by the Planning and Zoning Committee this 1st day of May, 2013.

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

57  
58 Consent Agenda Item: \_\_\_\_\_ YES \_\_\_\_\_ NO

59  
60 The County Board has the legal authority to adopt: Yes \_\_\_\_\_ No \_\_\_\_\_ as

61 reviewed by the Corporation Counsel, \_\_\_\_\_, Date: \_\_\_\_\_

62  
63  
64 Offered and passage moved by: \_\_\_\_\_  
65 Supervisor

66  
67 \_\_\_\_\_  
68 Supervisor

69  
70 \_\_\_\_\_  
71 Supervisor

72  
73 \_\_\_\_\_  
74 Supervisor

75  
76 \_\_\_\_\_  
77 Supervisor

78  
79  
80  
81 \_\_\_\_\_ Ayes

82  
83 \_\_\_\_\_ Nays

84  
85 \_\_\_\_\_ Absent

86  
87 \_\_\_\_\_ Abstain

88  
89 \_\_\_\_\_ Adopted

90  
91 by the County Board of Supervisors this 21<sup>st</sup> day of May, 2013.

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\_\_\_\_\_ Defeated

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Mary Bartelt, Clerk

Ted Cushing, County Board Chair

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