

**GENERAL CODE OF ONEIDA COUNTY, WISCONSIN
ORDINANCE AMENDMENT #6-2016
EXTENSION OF ORDINANCE AMENDMENT #12-2015**

Ordinance Amendment offered by the Planning and Development Committee

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #12-2015, which was filed September 16, 2015, to add Section 9.57, Moratorium on Livestock Facilities Licensing of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon October 7, 2015 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, the purpose of the ordinance is to allow Oneida County to impose a moratorium providing adequate time to study, review, consider, and determine whether amendments to the Oneida County Zoning and Shoreland Protection Ordinance or creation of a Livestock Facilities Zoning Ordinance is required to protect public health or safety in Oneida County; and

WHEREAS, the moratorium would prohibit new livestock facilities that will have 500 or more animal units; and

WHEREAS, the Planning and Development Committee held a public hearing and no one testified in opposition; and

WHEREAS, the Planning and Development Committee is requesting a extension of six (6) months on the moratorium; and

WHEREAS, On January 19, 2016, the County Board of Supervisors approved Resolution 9-2016 (copy attached). Under 9.57(F) Duration of Moratorium states: *This moratorium shall be in effect for a period of twelve (12) months from the date of this ordinance is passed by the County Board unless the County Board rescinds this moratorium at an earlier date. This moratorium may be extended for up to six (6) more months by a majority vote of the Oneida County Board of Supervisor.*

WHEREAS, the moratorium was published February 9, 2016 rendering it effective as of that date.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS
DOES ORDAIN AS FOLLOWS:**

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existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This 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 this ordinance shall not be affected thereby.

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

52
53 9.57 MORATORIUM ON LIVESTOCK FACILITIES LICENSING

54
55 [Sections 9.57 A-E shall remain unchanged]

56 F. Duration of Moratorium

57
58 ~~This moratorium shall be in effect for a period of twelve (12) months~~
59 ~~from the date this ordinance is passed by the County Board unless the~~
60 ~~County Board rescinds this moratorium at an earlier date. This~~
61 ~~moratorium may be extended for up to six (6) more months by a~~
62 ~~majority vote of the Oneida County Board of Supervisors.~~

63
64 The moratorium shall expire on August 9th, 2017.

65
66 Approved by the Planning and Development Committee this 7th day of December, 2016.

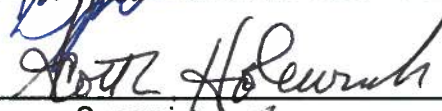
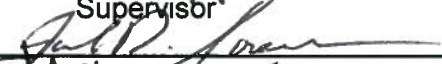
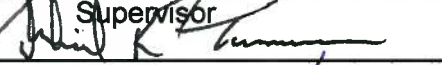

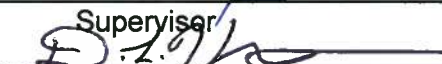
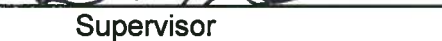
67
68 Consent Agenda Item: YES NO

69
70 Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

71
72 The County Board has the legal authority to adopt: Yes No _____ as
73 reviewed by the Corporation Counsel, _____, Date:

74 12/12/16

75
76 Offered and passage moved by:

77 
Supervisor
78 
Supervisor
79 
Supervisor
80 
Supervisor
81 
Supervisor
82 
Supervisor

85
86 20 Ayes

87
88 _____ Nays

89
90 1 Absent

91
92 _____ Abstain

93
94 _____ Enacted

95
96 by the County Board of Supervisors this 17th day of Jan, 2017 .

97
98 ~~Defeated~~

99 
100 ~~Mary Bartelt~~, Clerk


David Hintz, County Board Chair

101 Tracy Hartman