

RESOLUTION # 75-2018
REZONE PETITION FOR THE TOWN OF WOODRUFF
REZONE PETITION #13-2018

Ordinance Amendment offered by the Planning and Development Committee.

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

WHEREAS, and having considered Rezone Petition 13-2018, (copy attached) which was filed September 19, 2018, 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 October 10, 2018 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 #1A-Forestry to District #05-Recreational on property described as all that part of the NE ¼ of the SW ¼, lying East of County Highway E, Section 13, T39N, R7E, Town of Woodruff.

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

WHEREAS, Oneida County was initially contacted by individuals that were concerned about their properties being split zoned – District #1A-Forestry and District #05-Recreational; and

WHEREAS, owners of property wanted to construct a single family home that could be utilized on a year round basis, which District #1A-Forestry prohibits; and

WHEREAS, the Town of Woodruff sponsored the rezone and the purpose is “Lines were placed on sections without looking at subdivision when last adjusted.” and;

WHEREAS, On October 10, 2018 the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and nobody had concerns for or against the change and;

WHEREAS, The Planning & Development Committee has reviewed the general standards as specified in Section 9.86(F) of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS
DOES ORDAIN AS FOLLOWS: Petition #13-2018:

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Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.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 #13-2018 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #1A-Forestry to District #05-Recreational on property described as follows:

All that part of the NE ¼ of the SW ¼, lying East of County Highway E, Section 13, T39N, R7E, Town of Woodruff.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 13-2018 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Woodruff Town Clerk.

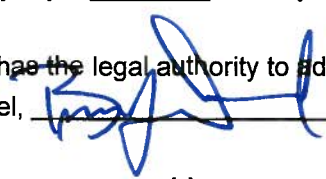
Approved by the Planning and Development Committee this 24th day of October 2018.

Consent Agenda Item: ☒ YES ☐ NO

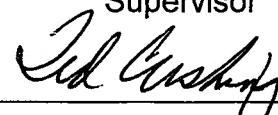
Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority = _____

The County Board has the legal authority to adopt: Yes ☒ No ☐ as reviewed by the Corporation Counsel, _____, Date: 10/26/18

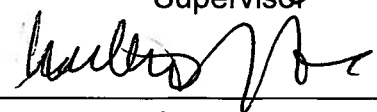
Offered and passage moved by:



Supervisor



Supervisor



Supervisor

Supervisor

Supervisor

21 Ayes

0 Nays


0 Absent


0 Abstain

X Adopted

by the County Board of Supervisors this 13 day of November 2018.

Defeated


Tracy Hartman, County Clerk


David Hintz, County Board Chair

P&Z.ordinance.amendment

Resolution: # 69-2018 thru 76-2018

Supervisors	AYE	NAY	ABS	ABSTAIN
Pence	X			
Holewinski	X			
Metropulos	X			
Almekinder	X			
Liebert	X			
Winkler	X			
Sorensen	X			
Fisher	X			
Jensen	X			
VanRaalte	X			
Ives	X			
Fried	X			
Kelly	X			
Timmons	X			
Oettinger	X			
Mott	X			
Krolczyk	X			
Paszak	X			
Schreier	X			
Cushing	X			
Hintz	X			
TOTALS	21			
TAGS				
Meredith Weitz				
Ben Kebusiak	X			

1

Motion Cushing and Jensen

CONSENT AGENDA

Resolution # 69 - 2018: Offered by the Supervisors of the Public Works Committee to reimburse the Town of Cassian \$41,700.50 from the County Bridge Aid Account.

Resolution # 70 - 2018: Offered by the Supervisors of the Land Records Committee approving the sale of CA 490-4 to James A. Schultz and Christina M. Schultz, the sale of CR 382 to Edward A. Orlikowski and Kathleen Orlikowski, the sale of MI 2219 to Patrick A. Tansey and Priscilla J. Tansey and the sale of MI 3526-2 to Kit R. Koski.

Resolution # 71 - 2018: Offered by the Supervisors of the Public Works Committee to reimburse the Town of Pelican \$6,027.50 from the County Bridge Aid Account.

Resolution # 72 - 2018: Offered by the Supervisors of the Administration Committee delegating the authority to invest county funds to the Oneida County Auditor/Finance Director.

Resolution # 73 - 2018: Offered by the Supervisors of the Administration Committee regarding the approval of the County Board designating named banks, credit unions, savings and loan assoc., trust companies and mutual savings banks as County depositories under Section 59.61 and 34.05, Wis. Stats.

Resolution # 74 - 2018: Offered by the Supervisors of the Conservation and UW-EX Education Committee authorizing the Oneida County Land & Water Conservation Department (LWCD) to submit an application for a one-year grant to the WDNR not to exceed \$50,000.

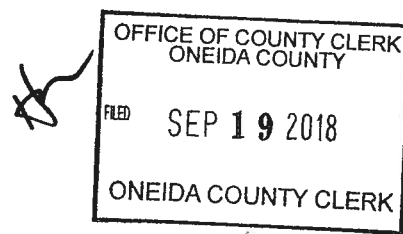
Resolution # 75 - 2018/Rezone Petition 13-2018: Offered by the Supervisors of the Planning and Development Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map to rezone land from District #1A-Foresty to District #05-Recreational on property described as all that part of the NE 1/4 of the SW 1/4 lying East of County Highway E, Section 13, T39N, R7E, Town of Woodruff.

Resolution # 76 - 2018: Offered by the Supervisors of the Social Services Committee to increase Economic Support Specialist to 40 hours per week.

PETITION

Petition No. 13-2018
 Receipt No. N/A

To: Oneida County Board of Supervisors
 Oneida County Clerk, Courthouse
 P.O. Box 400
 Rhinelander, WI 54501



Ladies and Gentlemen:

The undersigned hereby petitions the Oneida County Board of Supervisors to change the zoning district classification of the following described land in the Town of Woodruff, Oneida County, Wisconsin, from Forestry #1A zoning district to #05 Recreational zoning district:

Insert property description. Attach map.
All that part of the NE ¼ of the SW ¼, lying East of County Highway E,
Section 13, T39N, R7E, Town of Woodruff, Oneida County WI.

Reason for rezone: <u>lines were placed on sections without</u>
<u>hooking at subdivision when last adjusted</u>

Respectfully submitted on the 19th day of Sept. 2018 by:

Owner

Agent

Name:	Name: <u>Town of Woodruff</u>
Address:	Address: <u>P.O. Box 560</u>
City/State/Zip:	City/State/Zip: <u>Woodruff WI 54568</u>
Telephone No:	Telephone No: <u>715-356-9421</u>
Signature	Signature: <u>[Handwritten Signature]</u>

NOTICE TO PETITIONERS

Procedures to rezone/amend this ordinance are required to comply with the provisions of statute and administrative rule as described in Section 9.86 of the Oneida County Zoning and Shoreland Protection Ordinance.

1. You are required to pay a fee in the amount of \$500.00 payable to Oneida County Zoning at the time your petition is filed.
2. Petitions shall be filed with the County Clerk at least two weeks in advance of the County Board meeting at which your petition will be considered.
3. Notice of Public Hearing on your petition will be published as a Class II Notice under Chapter 985, Wisconsin Statutes. You or your agent are required to attend the hearing and will be notified of the time and location.
4. You must provide a (plat/wetland/floodplain) map with the boundaries of any area you wish to rezone clearly depicted.
5. The criteria which the Planning & Zoning Committee must consider in order to reach a decision on your petition are stated in the ordinance:

Section 9.86 – Floodplain & Comprehensive
Section 9.91 (F) – Shoreland – Wetland

You must provide a written statement to the committee addressing each of these criteria as they relate to your proposed amendment/rezoning.

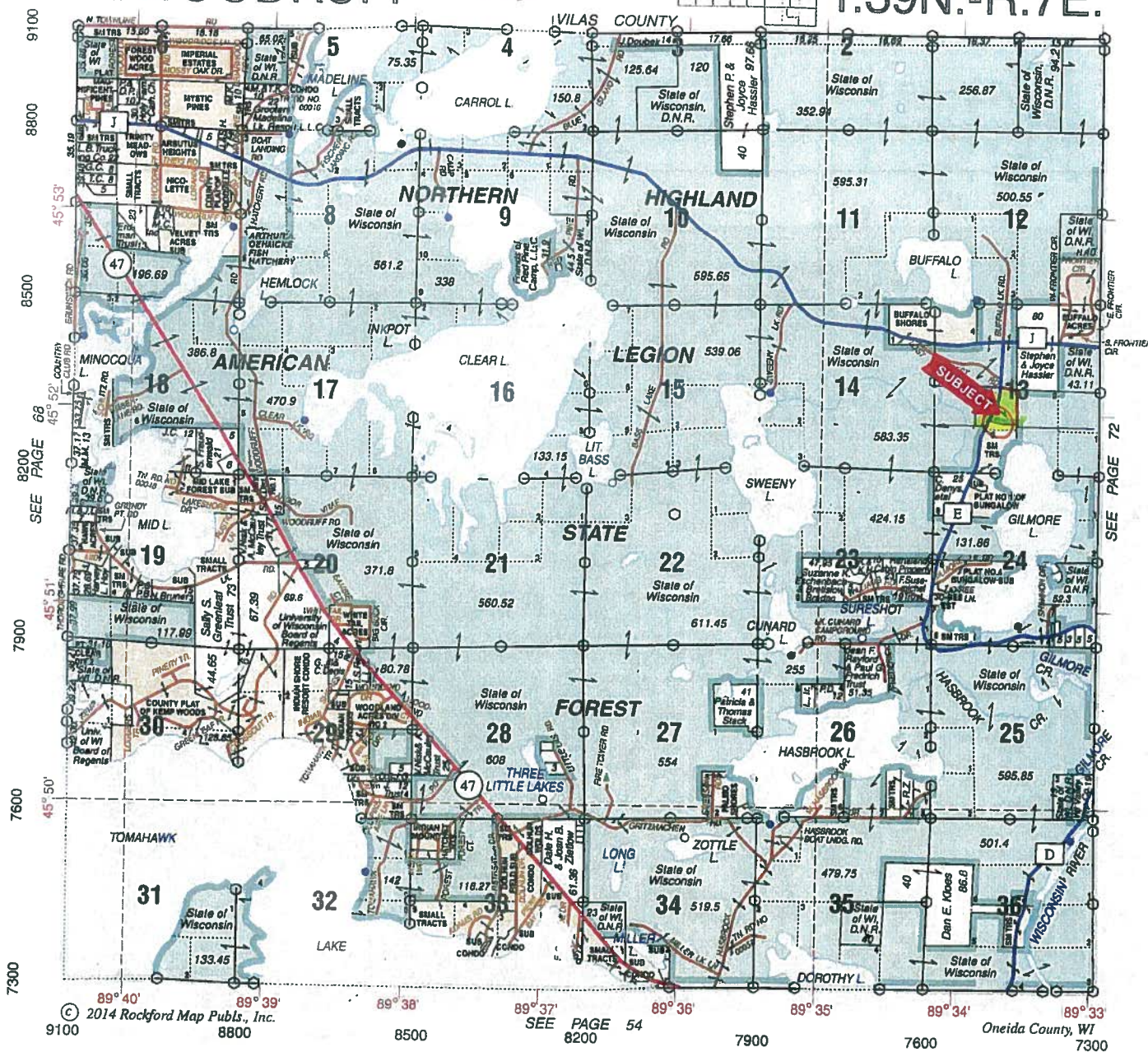
Shoreland-Wetland Rezoning/Amendment Criteria

Section 9.91 (F)(2) A wetland, or a portion thereof, in the Shoreland-Wetland district shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:

1. Storm and flood water storage capacity.
2. Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland.
3. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters.
4. Shoreline protection against soil erosion.
5. Fish spawning, breeding, nursery or feeding grounds.
6. Wildlife habitat.
7. Areas of special recreational, scenic or scientific interest, including scarce wetland types.

Section 9.91 (F)(3) If the Department of Natural Resources (DNR) has notified the Committee that a proposed amendment to the Shoreland-Wetland District may have a significant adverse impact upon any of the criteria listed in Section 9.91 (F)(2) of this ordinance, that amendment, if approved by the County Board, shall contain the following provision: "This amendment shall not take effect until more than thirty (30) days have elapsed since written notice of the County Board's approval of this amendment was mailed to the DNR. During that 30-day period the DNR may notify the County Board that it will adopt a superseding Shoreland Ordinance for the county under sec. 59.692 (6), Wis. Stats. If the DNR does so notify the County Board, the effect of this amendment shall be stayed until sec. 59.692 (6), Wis. Stats., adoption procedure is completed and otherwise terminated."

T.39N.-R.7E.



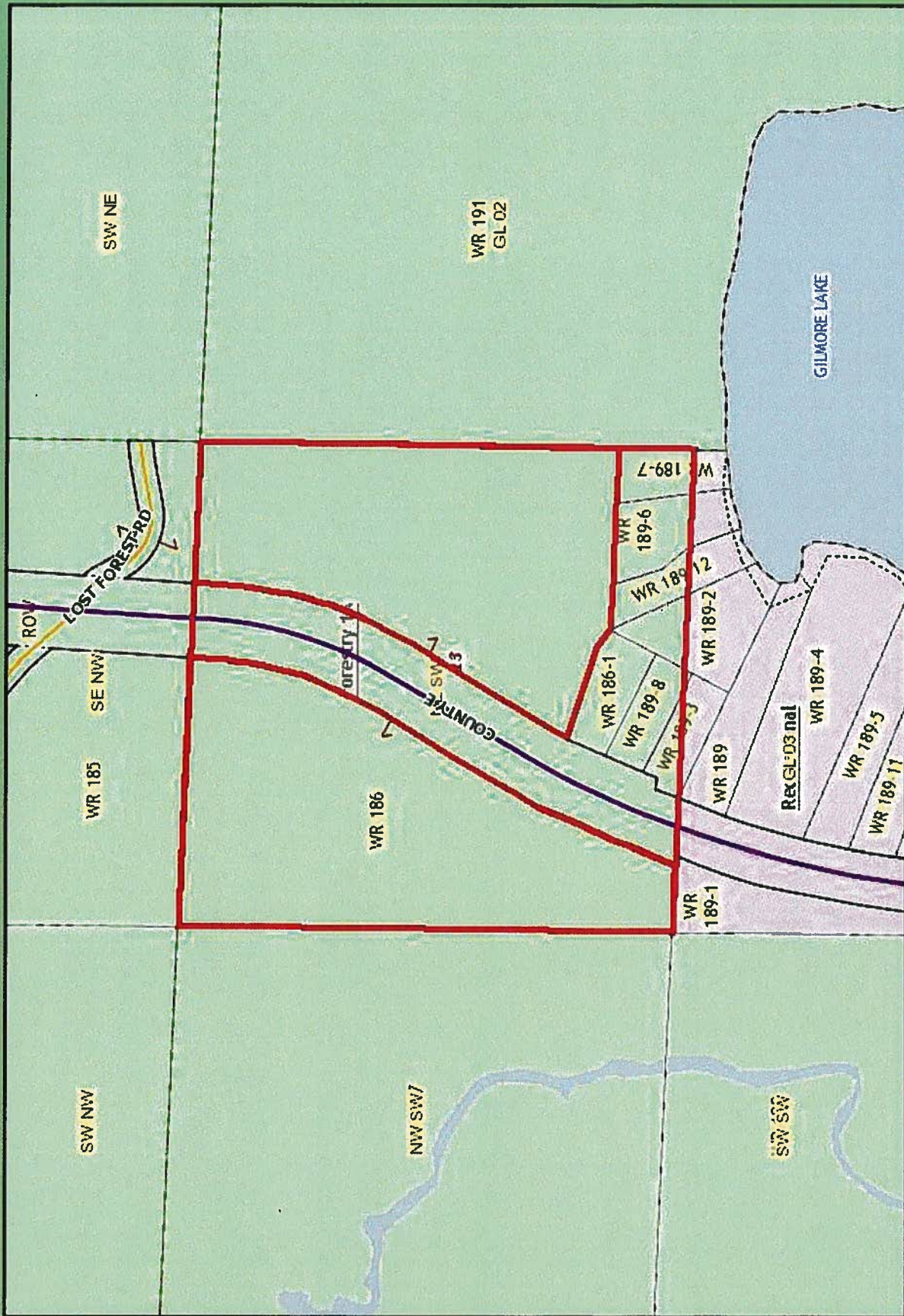
Williams 
Realty

Specializing in Residential, Recreational & Commercial Properties

(715) 356-0005 • (715) 614-2615 • jseramur@airnetisp.com

P.O. Box 128 • Highway 51 North • Minocqua, Wisconsin 54548





0 0.0225 0.045 0.09 0.135 0.18 Miles

This map is courtesy of the Oneida County Land Information office and is a general sketch of areas in Oneida County. It should not be used to represent surveys of property. See original source documents for more information.

Oneida County, Wisconsin

