

R E S O L U T I O N

DATE: December 17, 2013

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 2

WHEREAS, it is desirable to amend the Zoning Ordinance of the TOWN OF CLAYTON in accordance with the petition of the Town Board.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the revised & recodified Zoning Ordinance of the TOWN OF CLAYTON ordinance, is hereby adopted.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

A complete text is on file with the County Clerk.

County Board Supervisor
(Town of CLAYTON)

County Board Supervisor
(Town of CLAYTON)

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS ____ DAY OF _____,
2013.

Mark Harris

County Board Supervisory district **30 & 36**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING AGENDA OF NOVEMBER 8, 2013

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town of Clayton Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments – Town of Clayton

The zoning office received a copy of the Town of Clayton's adopted zoning ordinance amendments accompanied with a copy of a signed resolution adopting the ordinance amendments. Most of the amendments were a result of DATCAP's review of the town's ordinance with regard to the A-1 (Agribusiness) zoning district for compliance with chapter 91. The adopted zoning ordinance amendments for the Town of Clayton must be approved by the County Board. There does not appear to be any conflicts with county zoning jurisdiction or regulatory authority.

RECOMMENDATION: Forward adopted zoning ordinance amendments to County Board for action.

Forward to County Board for approval 4-0-1 (Gabert)

TOWN OF CLAYTON
RESOLUTION #2013-007

A RESOLUTION ADOPTING A WISCONSIN DEPARTMENT OF AGRICULTURE TRADE
AND CONSUMER PROTECTION CERTIFIED FARMLAND PRESERVATION
ZONING CODE OF ORDINANCES AND ZONING MAP FOR THE TOWN OF
CLAYTON, COUNTY OF WINNEBAGO, STATE OF WISCONSIN

Whereas: The Town of Clayton Plan Commission has, in accordance with the authority granted by Sections 60.61, 60.62, 61.35, 62.23, 91, and 295.14 of the Wisconsin Statutes and for the purpose listed in Section 62.23 (7)(c) of the Wisconsin Statutes, prepared Attachment A of this Resolution consisting of a Zoning Code of Ordinances for the Town of Clayton, County of Winnebago, State of Wisconsin*; and

Whereas: The Wisconsin Department of Agriculture and Consumer Protection has reviewed and certified that the Town's Zoning Code of Ordinances is compliant with the requirements of the State's Farmland Preservation Statutes; and

Whereas: Statutorily, the Town of Clayton, having been granted Village Powers by its Electors, has the authority, based on the County's comprehensive re-write of its Zoning Code of Ordinances, to elect to create a Town Zoning Code of Ordinances; and

Whereas: The Town Board of the Town of Clayton, County of Winnebago, has been granted authority by its Electors to enact a Zoning Code of Ordinances; and

Whereas: The Town of Clayton Plan Commission has recommended that the Town Board for the Town of Clayton, County of Winnebago, State of Wisconsin proceed with the adoption of Attachment A of this Resolution consisting of a Zoning Code of Ordinances for the Town of Clayton, County of Winnebago, State of Wisconsin; and

Whereas: The Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin held the required Public Hearing on the adoption of a Zoning Code of Ordinances for the Town of Clayton, County of Winnebago, State of Wisconsin as part of the regularly scheduled Town Board Meeting held at 7:00 P.M. on Wednesday, November 6th, 2013; and

NOW, THEREFORE BE IT ORDAINED, that the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin does hereby adopt Attachment A of this Resolution consisting of a Zoning Code of Ordinances for the Town of Clayton, County of Winnebago, State of Wisconsin.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin does hereby adopt assign to the Town Administrator the responsibility of Zoning Administrator until such time as the Town Board holds its next re-organizational meeting.

Adopted this 6th, day of November, 2013

Vote: Yes 5 No

Mark E. Luebke
Mark E. Luebke, Town Chair

Attest: Richard Johnston
Richard Johnston, Town Administrator/Clerk

* Can be viewed in the Town Clerk's Office.

Affidavit of publication and posting for a Town Zoning Code of Ordinances Amendment

TOWN OF CLAYTON
COUNTY OF WINNEBAGO
STATE OF WISCONSIN

I Richard Johnston, Administrator/Clerk of the Town of Clayton, County of Winnebago, State of Wisconsin, do hereby attest that the following Town Zoning Code of Ordinances Amendment notice was properly scheduled, noticed and published pursuant to Wisconsin Statutes.

ACTION:

The Town Board scheduled, noticed, and held the requisite Public Hearings for the following Town Zoning Code Amendment on:

PUBLIC HEARING

**THE TOWN OF CLAYTON WILL HOLD A PUBLIC HEARING ON THE ADOPTION
OF CERTAIN AMENDMENTS TO THE TOWN'S ZONING CODE OF ORDINANCES
AND A ZONING MAP**

AT 7:00 P.M. ON WEDNESDAY, NOVEMBER 6TH, 2013

The Clayton Town Board will hold a Public Hearing on the adoption of a Certain Amendments to the Town's Zoning Code of Ordinances and a Zoning Map at 7:00 P.M. on Wednesday, November 6th, 2013. The Public Hearing will be held at the New, Town Office Board Room, 8348 County Road T, Larsen, WI 54947.

Copies of the draft Amendments to the Town's Zoning Code of Ordinances and Zoning Map are available at the Town Hall, on the Town's web site (www.claytonwi.govoffice3.com), or by contacting the Town Clerk at (920) 836-2007. If you can not attend the Public Hearing, you may submit written comments to the Town Clerk before the date of the Public Hearing.

Richard Johnston
Town Administrator/Clerk

Post:
Wednesday, October 23rd, 2013

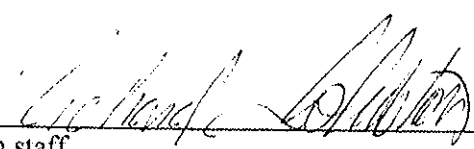
Publish:
Wednesday, October 23rd, 2013
Wednesday, October 30th, 2013

Additionally, the above-noted actions were posted as required in the following 3 places in the Town of Clayton, County of Winnebago, and State of Wisconsin:

- 1) The Town Office
- 2) The Clayton School

3) The Corner of Breezewood & CTH JJ

That I filed this affidavit in the records of the Town Clerk for the Town of Clayton on Wednesday October 23rd, 2013.




Town staff

Dated: Wednesday, October 23rd, 2013

ATTESTATION:

The above named individual, known to me as the person who executed and acknowledged the foregoing instrument personally came before me on Wednesday, October 23rd, 2013.

Tori Bowen, Town Treasurer of the Town of Clayton, Winnebago County.



Town staff

