

R E S O L U T I O N

DATE: December 16, 2014

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 7

WHEREAS, it is desirable to amend the Zoning Ordinance and the Zoning Map of the TOWN OF UTICA in accordance with the petition of MARVIN AND BETTY BRADLEY and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF UTICA, be and the same, are amended to provide that the attached described property be changed from the classification of RR (RURAL RESIDENTIAL RECREATIONAL of said ordinance, which it now and heretofore had, to the zoned district of R-1 (RURAL RESIDENTIAL DISTRICT - NONSUBDIVIDED.

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

County Board Supervisor
(Town of UTICA)

PARCEL NO: 024-0220-03 FROM RR (RURAL RESIDENTIAL RECREATIONALR TO R-1
(RURAL RESIDENTIAL DISTRICT - NONSUBDIVIDED .

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 _____,
2014.

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 27, 2014

Adjourned to December 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town Zoning Changes

1. Dahl. Town Zoning Change (Tax ID No: 004-0426-03) – Town of Black Wolf.

The town zoning change for Dahl is consistent with Winnebago County's Future Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (General Farming) to R-1 (Rural Residential) and Winnebago County's Future Land Use Plan shows future land use as agricultural.

RECOMMENDATION: Forward zone change to County Board for action.

2. Kallas. Town Zoning Change (Tax ID No: 020-0224-01) – Town of Poygan.

The town zoning change for Kallas is consistent with Winnebago County's Future Land Use Plan. The Town of Poygan approved the zoning change from R-1 to Rural Residential and Winnebago County's Future Land Use Plan shows future land use as rural residential.

RECOMMENDATION: Forward zone change to County Board for action.

3. Bradley. Town Zoning Change (Tax ID No: 024-0220-03) – Town of Utica.

The town zoning change for Bradley is consistent with Winnebago County's Future Land Use Plan. The Town of Utica approved the zoning change from RR (Rural Residential Recreational) to R-1 (Rural Residential District – nonsubdivided) and Winnebago County's Future Land Use Plan which incorporates the City of Oshkosh' Future Land Use Plan shows future land use as residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0



Winnebago County

Zoning Department

The Wave of the Future

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A handwritten signature in black ink, appearing to be 'CAR' followed by a stylized flourish.

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SUBMITTAL FORM

Name of Property Owner: Marvin & Betty Bradley

Address of Owner: 2520 Witzel Ave. #313 Oshkosh, WI 54904

Name of Applicant: John & Vicki VanderMolen

Address of Applicant: 5375 State Road 44 Oshkosh, WI 54904

Legal Description of Area to be Rezoned (attach CSM, if applicable):

PT SE SE DESC AS LOT 1 OF CSM 6812 3.60 ACRES

Tax Parcel Number, if existing parcel: 024-0220-03

Section 11 Town 17N Range R15E

Existing Zoning: RR Name of District: Rural Residential Recreational

Proposed Zoning: R1 Name of District: Rural Residential District (nonsubdivided)

Town Board Action: X Approval Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List). approved by Town Board vote:

Approved by the Town Board vote 2-0

I, Jenny Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on January 9, 2014 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 10/13/2014

LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcel: 024-0220-03

Owner: Marvin & Betty Bradley

Applicant: John & Vicki VanderMolen

[illegible]

TOWN OF UTICA

Town Board Meeting ~ Minutes

Monday, January 13, 2014

7:00 PM
7:30 PM

Public & Board to view invoices being paid
Town Board Meeting

1. Call the Meeting to Order

This meeting was called to order by Chairman Schmick at 7:30 p.m. at the Utica Town Hall.

PRESENT: Chairman Leonard Schmick; Supervisor #1 Chuck Kuhrt; Supervisor #2 Donavon Bradley; Clerk Jenny Sonnleitner; Treasurer Brenda Morrell

11 citizens were in attendance

2. Pledge of Allegiance

3. CONSENT AGENDA:

Approve December 9, 2013 Town Board Meeting Minutes

Affidavit of Postings/Publication: Agenda

Approve Payment of Bills for January

Chairman Schmick motioned to approve as presented, seconded by Supervisor Bradley. 3 ayes, 0 nays – Carried.

4. Treasurer's Report from December

Treasurer Morrell presented the report; BMO Harris Bank - Receipts: \$1,162,278.46; Disbursements:

\$193,007.47; Total Balance: \$1,340,146.70. Total cash on hand for Fire Dept & EMS accounts: \$1,378,117.47

5. Public Forum

No questions/comments made by the public.

6. Approve Possible Budget Amendments / Reallocate Funds

Allocate \$166.50 from Legal to Treasurer Expenses and \$23,400.00 from Road Maintenance to Snowplowing.

Chairman Schmick motions to move funds, seconded by Supervisor Kuhrt. 3 ayes, 0 nays – Carried.

7. Approve January Settlement Payments

Chairman Schmick motions to approve amounts, seconded by Supervisor Kuhrt. 3 ayes, 0 nays – Carried.

8. Discuss and Approve Operator's License for Jasper's: Rachael Wolf

Supervisor Kuhrt approves the license, seconded by Supervisor Bradley. 3 ayes, 0 nays – Carried.

9. Discuss and Approve Alcohol Beverage Retail License Application/Retail License Transfer-Person to Person/Auxiliary Questionnaire Alcohol Beverage License Applications for Utica Golf Club

Clerk needs to publish in the Oshkosh Northwestern, will discuss at the February meeting.

10. Town Hall Improvements: cleaning supplies, interior upgrades, "spring cleaning", replace chairs

Chairs have been repaired, fixed, and screwed back together – causing issues scratching the floor. Search different chairs. Treasurer feels we should purchase a shop vac, cleaning supplies for cleaning floors, clean behind/under the refrigerator and stove, Hall just needs a deep cleaning; hand soap was out, etc. Treasurer willing to purchase the supplies needed. Supervisor Kuhrt motions that designated person can pick up necessary materials to keep the Hall in good shape, limit of \$300; seconded by Chairman Schmick. Find out cost for paint, rollers, other materials and discuss at the February meeting. Chairman Schmick will ask the sales rep they purchased chairs from for church and discuss at the next meeting.

11. Possibility of mowing our own roadsides

A couple residents would be interested in helping cut the roadsides and store/maintain the equipment. There is someone else that does this on the side and the Board would like to meet with him who does the roadside cutting for the Town of Rosendale.

12. Plan Commission

- A) Discuss and Approve the Winnebago County Subdivision Ordinance and CSM #5459 for Marvin and Betty Bradley; dividing one parcel into two: R1 and RR
Chairman Schmick motions to accept the recommendation from the Planning/Zoning, seconded by Supervisor Bradley. 2 ayes, 0 nays - Carried
- B) Suggestions for the February workshop (invite County Planning for FPP update)
Invite Tom Davies, Cary Rowe, Brian O'Rourke from the County. Clerk can email them and Atty Blazel to attend meeting on February 6 at 7:30pm. Review the Future Land Use map

13. Fire Department / EMS Department

- A) December: 4 fire calls / 1 EMS call
- B) Door from hallway to the fire trucks should be shut and locked at all times

14. Items to include in the Pickett Newsletter

- A) Town Board Meeting – February 10, 2014; 7:30pm at the Utica Town Hall
- B) Tax Collection – Monday, January 27 12-6pm @ Town Hall or contact Treasurer Morrell
- C) 2014 Election Dates - Primary 2/18/14 (Omro School District Primary Only); Spring 4/1/14; Partisan Primary 8/12/14; General 11/4/14
- D) When clearing your driveway and moving snow across the road, make sure to clear the road to avoid any road hazards/accidents.

15. Educational Opportunities

- A) Winnebago County Unit Meeting – January 9, 2014
- B) 2014 WTA District Meeting – Friday, March 14, 2014 – Royal Ridges in Ripon – \$40/person or Saturday, March 22, 2014 in Kimberly. Len & Donavon & Brenda will attend Ripon and Chuck & Jenny attend Kimberly meetings. Motioned by Chairman Schmick, seconded by Supervisor Kuhrt. 3 ayes, 0 nays. Carried
- C) WMCA Clerk Institute July 13-18, 2014 and travel/hotel stay to KI Center in Green Bay – final year Chairman Schmick motions to allow the training, seconded by Supervisor Bradley. 3 ayes, 0 nays. Carried
- D) Local Land Use Planning & Zoning WisLine Teleconference Series: State Programs Update 1/15/14; Annexation Basics 2/19/14; Local Mining Regulations 3/19/14; Public Trust Doctrine 4/9/14; Land Use Case Law & Legislation Update 5/14/14

16. Future Agenda Items

- A) Wastewater Treatment Plan, law effective 8/1/13, need a plan by 7/31/16
A plan is needed whether we have wastewater treatment not.

17. Adjournment

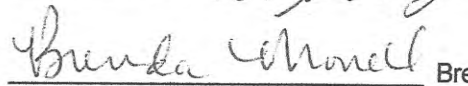
Adjourned at 8:02pm

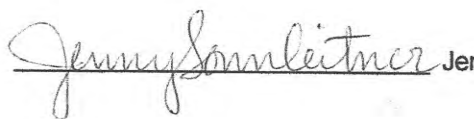
Jenny Sonnleitner, Clerk


Len Schmick – Chairman


Chuck Kuhrt – Supervisor #1


Donavon Bradley – Supervisor #2


Brenda Morrell – Treasurer


Jenny Sonnleitner – Clerk

TOWN OF UTICA

Plan Commission Meeting ~ Minutes

Thursday, January 09, 2014 7:30 pm

1. Call the Meeting to Order
 - a. Meeting Called to order at 7:30 PM on 2014-01-09 by Tom Thiel
 - b. Also in attendance:
 - i. Leonard Schmick (Town Board Chairman) – 5669 Angle Road, Oshkosh
 - ii. Carla and Bruce Berrell – 5271 State Road 44, Oshkosh
 - iii. Jenny Sonnleitner (Town Clerk) – 6570 Bradley Ave, Pickett
 - iv. Chuck Kuhrt (Supervisor) – 6539 Bradley Ave., Pickett
 - v. Betty Bradley – 5375 State Road 44, Oshkosh
2. Take Roll Call:
3. *Members (Present):* Terry Beck, Chad Bowman, Donavon Bradley, Darwin Briggs, Robert Kumbier, Tom Thiel and Steve Metz
4. *Alternates (not present):* Mike Christianson
5. Approve December 05, 2013 Plan Commission Meeting Minutes
 - a. Steve Metz made a motion to approve the 2013-12-05 minutes as presented, seconded by Darwin Briggs. Motion carried, 7 Ayes, 0 Nays, 0 abstention.
6. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
 - a. Signed
7. Informal Opinion Requests
 - a. None
8. Public comments on requested CSM and zoning changes from Marvin and Betty Bradley
 - a. No public comments. Discussion did take place as to the accuracy of the Winnebago County Extraterritorial Zoning Map, Steve Metz to obtain the latest map from Winnebago County. Also need to update our town parcel map.
9. Discuss requested zoning changes from Marvin and Betty Bradley, 5375 State Highway 44, Oshkosh, WI for approval of a CSM dividing parcel 024-0220 into a 3.601 parcel zoned R-1 and a 14.499 acre parcel to remain RR.
 - a. One question was raised as to the proper zoning of the 3.601 acre parcel. It was confirmed that it is proper for it to be zoned R1. Steve Metz made a motion to approve the parcel split and rezone as presented, seconded by Darwin Briggs. Motion carried, 7 Ayes, 0 Nays, 0 abstention.
10. Discussions Requested by the Town Board:
 - a. Review proposed changes to the "Town of Utica Rezoning Application" form
 - i. Recommended to include some detail about parcel characteristics in the zoning selection sections and remove Town Clerk from the submission information. Make modifications and give to Town board on 2014-01-13 for their review and approval.
11. Future Agenda Items
 - a. Next meeting we will discuss any open items regarding known zoning non-conformances or other issues within the township requiring our attention.
 - b. Steve Metz to update one new form for review
12. Adjournment
 - a. Meeting adjourned at 7:50 PM

Steve Metz – Plan Commission Secretary

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted). All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

Steve Metz - Plan Commission Secretary



TOWN OF UTICA

Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

Thursday, January 9, 2014

7:30 pm

To hear testimony for approval of a CSM dividing and rezoning parcel numbers 024-0220 currently zoned RR and owned by Marvin and Betty Bradley 5375 State Road 44, Oshkosh, WI 54904. Marvin and Betty Bradley would like to split their existing 18.1 acres into two parcels

1. A 3.601 acre parcel to be zoned R-1 which contains the residence and,
2. A 14.499 acre parcel remain zoned RR and used for agricultural purposes.

The properties within 300' for notification in the Town of Utica, Winnebago County, Wisconsin are:

024-02170101	Schmunk, Edward and Daneen – 5430 Fisk Avenue
024-021702	Clark, Wallace and June – 5395 State Road 44
024-022001	Clark, Wallace and June – 5395 State Road 44
024-027101	Berg, Susan C. – 5415 Fisk Avenue
024-027001	Beregszazi, Jeffrey and Jenna – 5393 Fisk Avenue
024-0236	Berrell, Bruce and Carla – 5271 State Highway 44
024-0252	Gallert, Lawrence M. – 5239 Fisk Avenue
024-027002	Beregszazi, Julius and Gloria – 1677 Knott Road
024-0214	Malouf, William – 5362 State Road 44
024-0875	Dramatic Design – P.O. Box 2272, Oshkosh, WI
024-0841	Schmitz, Jeffrey and Karla, 1806 Imperial Drive

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Steve Metz, Plan Commission Secretary
Original Posted: 12-23-2013
Revised Posted: 12-26-2013

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 920-589-6774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

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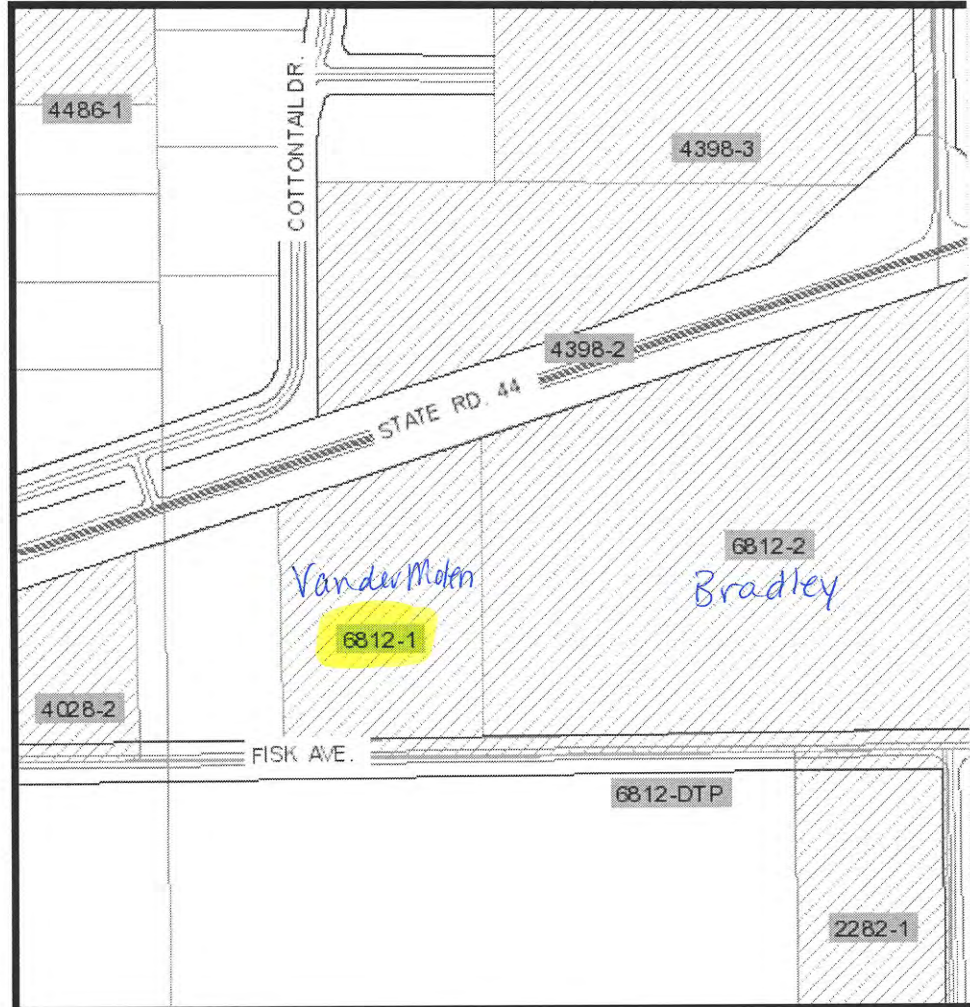
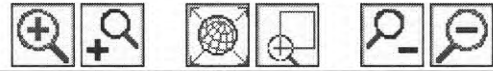
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