

**WINNEBAGO COUNTY BOARD OF SUPERVISORS
TUESDAY, DECEMBER 16, 2014**

There will be an Adjourned Meeting of the Winnebago County Board of Supervisors on Tuesday, December 16, 2014, at 6:00 p.m., in the Supervisors' Room, Fourth Floor, Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin. At this meeting, the following will be presented to the Board for its consideration:

- Roll Call
- Pledge of Allegiance
- Invocation
- Adopt agenda

***Time will be allowed for persons present to express their opinion on any
Resolution or Ordinance that appears on the agenda.***

- Communications, petitions, etc.
 - Notice of Claim from Afschin Sattakeh
 - Notice of Claim from Teresa Miller
 - Milwaukee County – Action Report No. 14-669 – Request to the Wisconsin Department of Health Services for answer to questions posed by the Milwaukee County Aging and Disability Resource Center Governing Board
 - Price County – Resolution 64-14 – “Supporting State Funding for County 911 Services/One Designated Public Service Answering Point Per County”
 - St. Croix County - “Resolution Supporting State Funding for County 9-1-1 Services/One Designated Public Service Answering Point Per County”
 - Taylor County – Resolution No. 19 - “A Resolution Stating Opposition to the Proposed Lapse in State Funding to the Wisconsin Circuit Court System”
- Zoning Petitions:
 - Claude Foster, Town of Menasha - Parcel No. 008-0166-01(p)
 - Philip Rogge – Town of Algoma - Parcel No. 002-0170-01
- Reports from Committees, Commissions & Boards
- Approval of the proceedings from the November 18, 2014 meeting
- County Executive's Report
- County Executive's Appointment:
 - Winnefox Library System Board of Trustees – Supervisor Tom Widener and Elizabeth M. Irish
- County Board Chairman's Report
- Presentation on 911 Phone System Replacement Project – Patty Francour, Information Systems Director

ZONING REPORTS & ORDINANCES

Amendatory Ordinance 3 – Ross & Katie Thompson, Town of Clayton,
Rezoning to R-1 for tax parcel no. 006-0296(p)

Amendatory Ordinance 4 – Town of Utica – various owners

Rezoning to A-2 for tax parcel nos.: 024-0773, 024-0773-01, 027-0369, 024-0270-01, 024-0792-02, 024-0759, 024-0619, 024-0404, 024-0405, 024-0554, 024-0555, 024-0759-01, 024-0074, 024-0144-02, 024-0145, 024-0146-02, 024-0147, 024-0169, 024-0170, 024-0171, 024-0175, 024-0171-01, 024-0774, 024-0777-04, 024-0777-05, 024-0181-03, 024-0524, 024-0657, 024-0658, 024-0675, 024-0048, 024-0177-01, 024-0662, 024-0487, 024-0498, 024-0500, 024-0501, 024-0502, 024-0503, 024-0607-01, 024-0029, 024-0584, 024-0585, 024-0587, 024-0590, 024-0594-02, 024-0596, 024-0776, 024-0246-03, 024-0250, 024-0341, 024-0639-01, 024-0321, 024-0327, 024-0465, 024-0163-01-01, 024-0509, 024-0770, 024-0095, 024-0614-01, 024-0100, 024-0274, 024-0284, 024-0061, 024-0759-02, 024-0784, 024-0793, 024-0338-01, 024-0063, 024-0066, 024-0598-04, 024-0339, 024-0345, 024-0346, 024-0613, 024-0343, 024-0612, 024-0792-01, 024-0786, 024-0787, 024-0789-05, 024-0795, 024-0310, 024-0314, 024-0307, 024-0311, 024-0711, 024-0712, 024-0714, 024-0716, 024-0549-02, 024-0549-01, 024-0263, 024-0516, 024-0518, 024-0545, 024-0546-03, 024-0548, 024-0429, 024-0448, 024-0189, 024-0189-01, 024-0189-02, 024-0042, 024-0045, 024-0167, 024-0168, 024-0179, 024-0185, 024-0187, 024-0193, 024-0201-01, 024-0231-01, 024-0277-04, 024-0280, 024-0001-03, 024-0003-01, 024-0183, 024-0186, 024-0225, 024-0227, 024-0230, 024-0232, 024-0233, 024-0234, 024-0235, 024-0237, 024-0762-01, 024-0763-01, 024-0769, 024-0775, 024-0006, 024-0221-01, 024-0225-01, 024-0232-01, 024-0256, 024-0258, 024-0792-03, 024-0554-01, 024-0340, 024-0366, 024-0370, 024-0772, 024-0164-02, 024-0797-01, 024-0797, 024-0792, 024-0743, 024-0383-01, 024-0255, 024-0262, 024-0264, 024-0265, 024-0342, 024-0559-01 and 024-0562-01

Amendatory Ordinance 5 – Robert and Janet Dahl, Town of Black Wolf,
Rezoning to R-1 for tax parcel no. 004-0426-03

Amendatory Ordinance 6 – Rickey Kallas, Town of Poygan

Rezoning to rural residential for tax parcel no. 020-0224-01

Amendatory Ordinance 7 – Marvin and Betty Bradley, Town of Utica,

Rezoning to R-1 for tax parcel no. 024-0220-03

RESOLUTIONS AND ORDINANCES

~~RESOLUTION NO. 101-122014: Disallow Claim of Teresa Miller~~

~~Submitted by:~~

~~PERSONNEL & FINANCE COMMITTEE~~

~~**This claim will be presented to the Board at their January 20, 2015 meeting.~~

RESOLUTION NO. 102-122014: Authorize a Transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Project Fund for Park View Health Center

Submitted by:

FACILITIES & PROPERTY MANAGEMENT COMMITTEE

PERSONNEL & FINANCE COMMITTEE

RESOLUTION NO. 103-122014: Authorize the Transfer of \$18,393 from the UW Fox Valley Grounds Maintenance Project Funds and Savings on Other Capital Purchases to a Fund for the Purchase of Snow Removal Equipment to be Added to a Turf Mower that was included in UW Fox Valley's 2014 Budget

Submitted by:

UW FOX VALLEY BOARD OF TRUSTEES

PERSONNEL & FINANCE COMMITTEE

RESOLUTION NO. 104-122014: Transfer \$170,000 from the 2014 CTH Y Mill and Pave Project to the CTH T Project to Cover Unanticipated Costs

Submitted by:

HIGHWAY COMMITTEE

PERSONNEL & FINANCE COMMITTEE

RESOLUTION NO. 105-122014: Establish Policy for County Highway Weight Limits as Provided in 2013 Act 377 and Sec. 348.15(3)(g), Wis. Stats.

Submitted by:

HIGHWAY COMMITTEE

RESOLUTION NO. 106-122014: Support State Funding for County 911 Services

Submitted by:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 107-122014: Oppose Proposed Lapse in State Funding to Circuit Court System

Submitted by:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 108-122014: Amend the Table of Organization for Winnebago County Department of Human Services

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk

Upon request, provisions will be made for people with disabilities.
(Times provided are estimates. Any item on the agenda may be taken up by the Board after 6:00 P.M.)

9-1-1 Phone System Information

Contents

General Agency Information.....	1
9-1-1 System Background Information.....	2
9-1-1 Statistics.....	2
System Lifespan	2
Need to Replace.....	3
Emergency Backup.....	3
Request for Proposal.....	3
ShoreTel	3
Budgeting and Cost	4
Summary	4

General Agency Information

The Winnebago County Sheriff's Office operates a Countywide Public Safety Answering Point (PSAP) known as the 911 Communications Center. It is located on the second floor of the Sheriff's Office and operates 24 hours a day, 365 days a year. A minimum of five dispatchers work each shift.

9-1-1 has been designated the "Universal Emergency Number" in the United States to request emergency assistance. Its creation established a national standardized number to provide fast and easy access to emergency services.

Dispatchers handle all 911 calls within Winnebago County for all law, fire, and emergency medical service providers. This includes:

- 9 law enforcement agencies
- 14 fire departments
- 1 ambulance service
- 12 first responder groups

Winnebago County Information Systems has always been involved in technical projects like this, partnering with specific departments to ensure compatibility with existing systems and providing technical assistance and support. Information Systems administers the internal County phone system and ensures that the separate 911 system works with that product.

9-1-1 System Background Information

The current system is Intrado's VIPER 911, which is provided by AT&T. AT&T partners with Intrado, which developed the software, and AT&T services the entire system: software and hardware.

Our current VIPER (*Voice over IP for Emergency Response*) system was procured through a Request For Proposal (RFP) process in 2007. The system was brought online in late 2008 and has been in operation for over 6 years.

9-1-1 Statistics

The Communications Center handles both emergency and non-emergency calls for service. **Since 2009, over 43,000 calls have been placed via 9-1-1 each year.** The VIPER system handles all of those calls.

In 2013, the 43,838 calls to 911 averaged out to approximately 120 calls per day. These calls run the gamut of emergency services for fire, medical, or police services.

Winnebago County Sheriff's Office Communication Center Annual Statistics					
	2013	2012	2011	2010	2009
Outbound Calls	51,003	52,597	58,920	59,248	61,647
Incoming Calls (All)	133,273	140,536	145,987	143,489	142,215
Total Calls	186,289	195,145	206,918	204,747	205,871
911 Landline	10,519	11,164	12,018	12,224	13,147
911 Wireless	33,319	33,844	35,023	32,944	29,939
Total 911 Calls	43,838	45,008	47,041	45,168	43,086

Only complete calendar year statistics are shown. 2014 statistics won't be available until 2015.

System Lifespan

The expected functional life-cycle of the current system was expected to be approximately 5 – 7 years. With an RFP process started in 2007, installation in 2008, and implementation of a fully functional system in late 2008, the current system is 6+ years old.

The VIPER system has served us well over that time and we are satisfied with the product and services provided by AT&T. As with any system, there have been minor repair issues which have been serviced by AT&T. AT&T has provided timely and effective service as well as preventative maintenance. However, due to the age of the

equipment, there are concerns about the durability and longevity. Recently there have been power supply issues as the hardware continues to march towards the end of life.

Need to Replace

Reliable 911 access plays a critical role in the realm of public safety issues within our County. It certainly is possible that the hardware may last awhile longer and be kept running through a patchwork quilt of repairs. Our current system has met the expected timeline of use. However, based on the significant life safety role of a 911 system, it is our recommendation that the system be replaced prior to issues affecting reliability. Taking a proactive response has the best chance of ensuring years of uninterrupted and reliable service.

Emergency Backup

In the unlikely event of some type of issue affecting our Communications Center, we are able to temporarily re-direct our 911 calls to the Outagamie County Sheriff's Office Communications Center on a short-term basis. They can route their calls to us if roles were reversed. This functionality would be maintained with a new system.

Request for Proposal

Information Systems and the Sheriff's Office worked in tandem to collaborate on the Request for Proposal (RFP) process. Working with the Purchasing Department, RFP #SH05-14 sought proposals for a new system. The objective was to replace/upgrade the entire system with a new/current system that would increase the effectiveness of 9-1-1 PSAP systems' users and the public safety service level to citizens.

Three companies responded to the RFP: AT&T, Baycom, and NACR. After evaluating proposals against the need of the County, AT&T's proposal was determined to be most advantageous to the County. In addition, Winnebago County already has previous experience including the software, service, and maintenance with AT&T.

If approved, the proposal from AT&T would replace the hardware and software with the most current version of VIPER. It is a system that has proven effective and reliable for us and is used across the nation.

ShoreTel

Starting in 2014, Winnebago County Information Systems has been working on replacing the internal, administrative phone system for all county agencies. The County is changing from an Avaya system to a ShoreTel system. This system is independent from the 911 system (as was Avaya). However, although each system operates independently, there is an interface between the two.

The timing of moving to a new administrative phone system followed by a new 911 system has brought a significant cost saving opportunity. By utilizing options in how to connect the system to ShoreTel versus the old system, Winnebago County will save approximately \$100,000 over the next 5 years. (Based off AT&T's two proposals – one connecting similar to the old system and one utilizing a new method under ShoreTel).

Budgeting and Cost

The replacement of the system has been anticipated, and therefore estimated costs have appeared in the Capital Improvement Plan (CIP) the last couple of years. The CIP budget for 2015 reflects the current pricing proposals from the RFP.

The proposal from AT&T is as follows:

- 2015 New system hardware, software, and first year of maintenance: \$203,918.97
- Annual maintenance costs 2016 – 2019: \$41,993.64 (Note: current maintenance costs in 2014 were budgeted at \$44,238.00)
- A total five year cost of system and maintenance: \$371,893.53

As a point of comparison, in 2007 cost for the system and first year of maintenance was \$299,318.98.

AT&T's proposal has the lowest one-time initial cost. There is a significant value in access to AT&T's resolution center and repair/maintenance technicians; which makes their proposal the most attractive.

By accepting this proposal, Winnebago County will slightly decrease annual maintenance expenses out of the operating budget. The 2015 CIP expense represents a significant decrease from the 2007 expenditure. Utilizing a different method of connecting to the internal phone system, ShoreTel, saved approximately \$100,000.00.

Summary

Winnebago County initiated an RFP process in the Fall of 2014 to replace the current 911 phone system due to normal hardware and software system life expectancies. After reviewing the submitted proposals, Information Systems and the Sheriff's Office are seeking to accept the proposal by AT&T. If approved, the hardware and software would be replaced with the latest VIPER system (of which we currently run an older version).

This project has been anticipated as reflected in previous Capital Improvement Plans. If approved, the project would begin in the first quarter of 2015.

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 3

WHEREAS, it is desirable to amend the Zoning Ordinance and the Zoning Map of the TOWN OF CLAYTON in accordance with the petition of Ross & Katie Thompson 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 CLAYTON, be and the same, are amended to provide that the attached described property be changed from the classification of A-2 of said ordinance, which it now and heretofore had, to the zoned district of R-1.

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 CLAYTON)

PARCEL NO: 006-0296 (P) FROM A-2 TO R-1.

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

County Board Supervisory district **36**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF DECEMBER 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town Zoning Changes

1. Thompson. Town Zoning Change (Tax ID No: 006-0296 (p)) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

2. Property owner's with A-1 zoning. Town Zoning Changes (Tax ID No: see attached list) – Town of Utica.

The town zoning changes for property owner's with A-1 zoning is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning changes from A-1 (Agriculture – Farmland Preservation) to A-2 (Agriculture – General Farming) and Winnebago County's land use plan shows future land use as agricultural / non farmland preservation area.

RECOMMENDATION: Forward zone changes to County Board for action.

Approved 5-0



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF DECEMBER 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAH*

RE: Review of Town Zoning Changes

1. Thompson. Town Zoning Change (Tax ID No: 006-0296 (p)) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

2. Property owner's with A-1 Zoning. Town Zoning Changes (Tax ID No: see attached list) – Town of Utica.

⁽³⁾ *are*
The town zoning change for ~~Larsen~~ *Utica* is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from ~~A-2 (General Farming District)~~ *R-1* to ~~R-1 (Rural Residential District)~~ *R-1* and Winnebago County's land use plan shows future land use as agricultural / rural residential.

RECOMMENDATION: Forward zone change to County Board for action.

A-2 to R-1
FLU: Ag, rural/res

**TOWN OF CLAYTON
ORDINANCE 2014-009
ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING
ORDINANCE MAP**

WHEREAS, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

WHEREAS, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

WHEREAS, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2009 update to the Town's Comprehensive Plan; and

WHEREAS, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

Section 1: The Official Zoning Map of the Town of Clayton is amended as follows:

A. Property Owner:

Ross and Katie Thompson, 8950 Center Road, Neenah, WI 54956

Legal description of property:

Property located at 8950 Center Road, in the Town of Clayton, specifically described as a portion of Tax ID # 006-0296 being all of Lot 1 of Certified Survey Map No. 4090 as recorded in volume 1 of Certified Survey Maps on Page 4090 as Document No. 1030062 and being part of the southwest ¼ of the southwest ¼ and the northwest ¼ of the southwest ¼ of Section 10, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. (See Attachment A).

The above described property is hereby rezoned from:

A-2 (GENERAL FARMING DISTRICT) to R-1 (RURAL RESIDENTIAL DISTRICT).

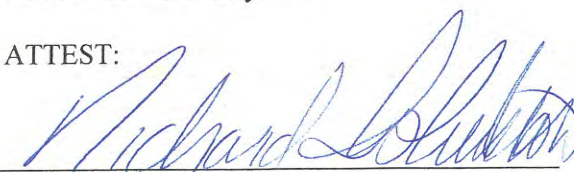
Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 20th, day of August, 2014 by the Town Board of the Town of Clayton

Vote: Yes: 5 No: 0


Mark E. Luebke, Chair

ATTEST:


Richard Johnston, Town Administrator/Clerk



Certified Survey Map Review Application
(Submit 15 copies of Drawings)

Mail: P.O. Box 13 Location: 8358 County Road T - Larsen, WI 54947

Phone - 920-836-2007 Fax - 920-836-2026

Email - toc@new.rr.com Web Page - www.townofclayton.net

Property Owner (s): Ross Thompson

Address/Zip: 8950 Center Road, Neenah, WI 54956

Phone: 920-250-1902 Fax: _____ E-Mail: r.s.thompson67@gmail.com

Applicant: Bob Reider

Check: Architect ☐ Engineer ☐ Surveyor ☒ Attorney ☐ Agent ☐

Address/City/Zip: 615 N. Lyndale Dr., Appleton, WI 54914

Phone: 920-731-4168 Fax: 920-731-5673 E-Mail: bob-r@cardowlandsurveying.com

Describe the reason for the Certified Survey Map: Creating separate lot for existing buildings.

Survey Specifics:

No. of Lots: 2 Total Acreage: 19.44 Tax Key No.: 0060296

Legal Description: Lot 1, CSM # 4090, Town of Clayton

Zoning: A-2

Surveyor: Bob Reider Registration No.: 1251

Address/City/Zip: Same as applicant

Phone: _____ Fax: _____ E-Mail: _____

I certify that the attached drawings are to the best of my knowledge complete and drawn in accordance with all Town of Clayton codes.

Applicant Signature: Rolt L. Reider Date: 8-14-14

For Town Use Only
Fee (\$200 Base)

Fee: _____ Acct No: _____ Receipt: _____ Date: _____

Date Rec'd Complete: _____ By: _____ Applic. No.: _____

Review Meeting _____ History _____

C.S.M. is: Approved _____ Approved with Condition _____ Denied _____

Comments: _____

Notes: Please notify utility companies regarding your proposed development. CSM approval does not constitute approval of a building permit or any required approval of a highway connection permit. CSM & Fee must be submitted 10 working days prior to meeting.

A1407.8





AUGUST 13, 2014

RF: A1407 R
ROSS THOMPSON

615 N. Lynndale Drive.
P.O. Box 1297
Appleton, Wisconsin 54912-1297
Phone (920) 731-4168
Fax (920) 731-5673

DESCRIPTION OF PARCEL TO BE REZONED FROM A2 TO R1:

A PARCEL OF LAND BEING PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4090 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4090 AS DOCUMENT NO. 1030062, LOCATED IN THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SECTION 10; THENCE $N00^{\circ}50'05''W$, 573.85 FEET ALONG THE WEST LINE OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 10, TO THE SOUTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4090; THENCE $N89^{\circ}09'55''E$, 33.00 FEET ALONG SAID SOUTH LINE TO THE EAST RIGHT-OF-WAY LINE OF NORTH CENTER ROAD AND THE POINT OF BEGINNING; THENCE $N00^{\circ}50'05''W$, 322.63 FEET ALONG SAID EAST RIGHT-OF-WAY LINE; THENCE $N89^{\circ}09'55''E$, 405.05 FEET; THENCE $S00^{\circ}50'05''E$, 322.63 FEET TO THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 4090; THENCE $S89^{\circ}09'55''W$, 405.05 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING. SAID DESCRIBED PARCEL CONTAINS 3.0000 ACRES OF LAND MORE OR LESS. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD. **NOTE:** THE ABOVE DESCRIBED PARCEL TO BE LOT 1 OF A FUTURE CERTIFIED SURVEY MAP.



CERTIFIED SURVEY MAP NO. _____

AS DOCUMENT NO. 1030062

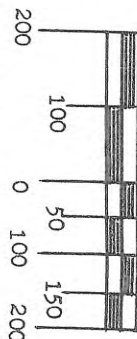
BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4090 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4090, BEING PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN. AND THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 10-20-16

OWNERS: TIM & TAMELA POGIASK
UNPLATTED LANDS

PACEL NO. 0060296

NOTE: SEE RIGHT TO FARM NOTE ON SHEET 3.

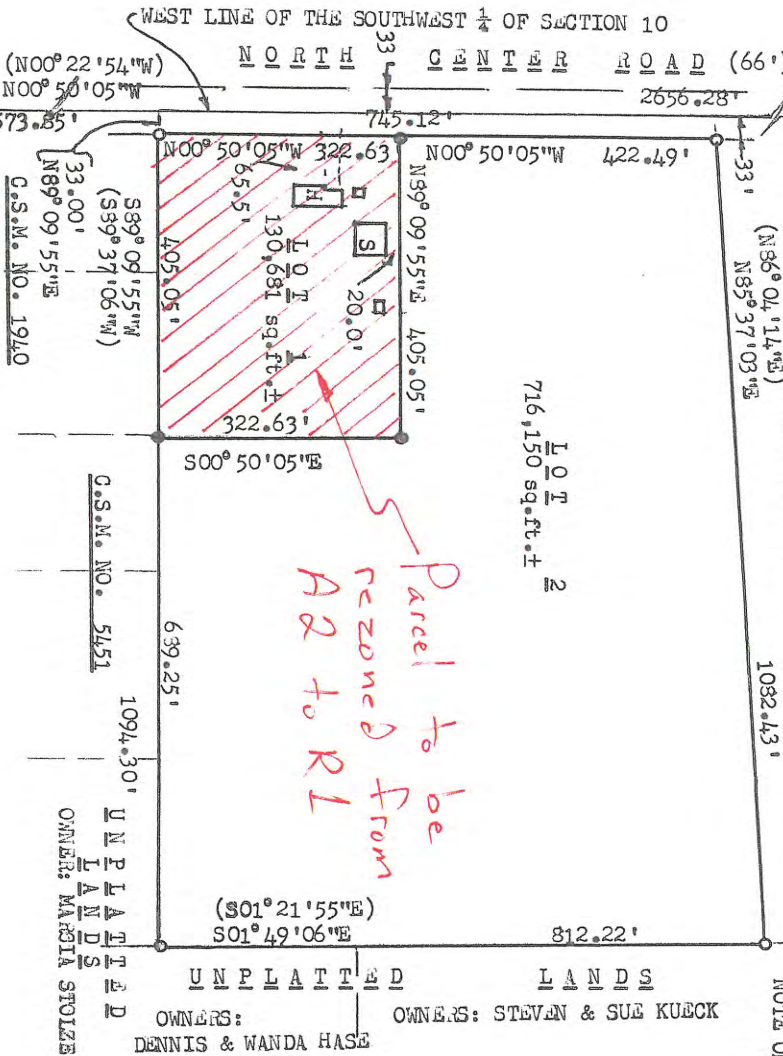
GRAPHIC SCALE: 1"=200'



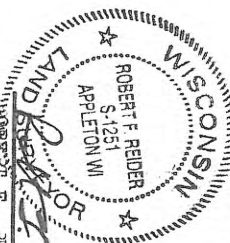
NORTH IS ARRANGED TO THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 10, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, WHICH BEARS N00°50'05"W PER THE WINNEBAGO COUNTY COORDINATE SYSTEM.

LEGEND

- = BENNTSEN MONUMENT FOUND
- = 3/4" SOLID ROUND REBAR FOUND
- = 3/4" x 18" SOLID ROUND IRON REBAR SET, WEIGHING 1.502 lbs. per lin. ft.
- (00') = 3200 FEET DISTANCE OR BEARING



Parcel to be rezoned from A2 to R1



ROBERT F. REIDER, S-1251
DATED 8-14-14
CAHOON LAND SURVEYING CO., INC.
615 N. LANDDALE DR., P.O. BOX 1297
APPLETON, WI 54912-1297
A1407.3 cp-dp RFR 8-14-2014

SOUTHWEST CORNER OF SECTION 10-20-16
Sheet 1 of 3 Sheets

CERTIFIED SURVEY MAP NO. _____

SURVEYOR'S CERTIFICATE:

I, ROBERT F. REIDER, REGISTERED WISCONSIN LAND SURVEYOR, CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4090 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 4090 AS DOCUMENT NO. 1030062, LOCATED IN THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ AND THE NORTHWEST ¼ OF THE SOUTHWEST ¼, ALL IN SECTION 10, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE MADE SUCH SURVEY UNDER THE DIRECTION OF ROSS THOMPSON, 8950 CENTER ROAD, NEENAH, WISCONSIN 54956.

THAT THIS MAP IS A CORRECT REPRESENTATION OF THE EXTERIOR BOUNDARY LINES OF THE LAND SURVEYED.

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN STATUTES AND THE SUBDIVISION ORDINANCE OF THE TOWN OF CLAYTON AND WINNEBAGO COUNTY.



Robt F. Reider *8-14-14*

ROBERT F. REIDER, RLS-1251 DATED
CAROW LAND SURVEYING CO., INC.
615 N. LYNNDAL DRIVE, P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1407.8 (RFR) DATED 7-17-14

NOTES:

- (1) THIS CSM IS ALL OF TAX PARCEL NO. (S): 006-0296.
- (2) THE PROPERTY OWNER (S) OF RECORD IS (ARE): ROSS S. THOMPSON & KATIE L. THOMPSON.
- (3) THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT (S): DOCUMENT NUMBER 1601936.

TOWN BOARD CERTIFICATE:

WE HEREBY CERTIFY THAT THE TOWN OF CLAYTON BOARD OF SUPERVISORS APPROVED THIS CERTIFIED SURVEY MAP ON THE _____ DAY OF _____, 20____.

TOWN CHAIRPERSON

TOWN CLERK

COUNTY PLANNING AND ZONING COMMITTEE APPROVAL:

PURSUANT TO THE WINNEBAGO COUNTY SUBDIVISION ORDINANCE, ALL REQUIREMENTS FOR APPROVAL HAVE BEEN FULFILLED. THIS CERTIFIED SURVEY MAP WAS APPROVED THIS _____ DAY OF _____, 20____.

CHAIRPERSON, WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE.

TREASURER CERTIFICATE:

I HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES OR UNPAID SPECIAL ASSESSMENTS ON ANY OF THE LAND INCLUDED ON THIS CERTIFIED SURVEY MAP.

TOWN TREASURER

DATED

COUNTY TREASURER

DATED

OWNER'S CERTIFICATE:

WITNESS THE HAND AND SEAL OF SAID OWNER (S) THIS _____ DAY OF _____, 20____.

KATIE L. THOMPSON

NOTARY PUBLIC
MY COMMISSION EXPIRES:

A circular seal for a Wisconsin Land Surveyor. The outer ring contains the text "WISCONSIN" at the top and "LAND SURVEYOR" at the bottom, separated by two five-pointed stars. The inner circle contains the text "ROBERT F. REIDER", "S-1251", and "APPLETON WI" arranged vertically.

SHEET 3 OF 3 SHEETS

Wednesday, October 22nd, 2014



County Zoning Office
Attn: Cary A. Rowe
112 Otter Ave
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following change in zoning in the Town of Clayton:

Rezoning Application made by the petitioners, Ross and Katie Thompson, 8950 Center Road, Neenah, WI 54956 for the following property located at 8950 Center Road, in the Town of Clayton, specifically described as portion of Tax ID # 006-0296 being all Lot 1 of Certified Survey Map No. 4090 as recorded in volume 1 of Certified Survey Maps on Page 4090 as Document No. 1030062 and being part of the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ and the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 10, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin be rezoned from A-2 (GENERAL FARMING DISTRICT) to R-1 (RURAL RESIDENTIAL DISTRICT).

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,

A handwritten signature in blue ink that reads "Richard Johnston". The signature is fluid and cursive.

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

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 4

WHEREAS, it is desirable to amend the Zoning Ordinance of the TOWN OF UTICA 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 UTICA 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.

SEE ATTACHED.

County Board Supervisor
(Town of UTICA)

County Board Supervisor
(Town of UTICA)

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.

Executive

Mark Harris – Winnebago County

County Board Supervisory district **33**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF DECEMBER 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town Zoning Changes

1. Thompson. Town Zoning Change (Tax ID No: 006-0296 (p)) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

2. Property owner's with A-1 zoning. Town Zoning Changes (Tax ID No: see attached list) – Town of Utica.

The town zoning changes for property owner's with A-1 zoning is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning changes from A-1 (Agriculture – Farmland Preservation) to A-2 (Agriculture – General Farming) and Winnebago County's land use plan shows future land use as agricultural / non farmland preservation area.

RECOMMENDATION: Forward zone changes to County Board for action.

Approved 5-0



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF DECEMBER 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator *CH*

RE: Review of Town Zoning Changes

1. Thompson. Town Zoning Change (Tax ID No: 006-0296 (p)) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

2. Property owner's with A-1 Zoning. Town Zoning Changes (Tax ID No: see attached list) – Town of Utica.

⁽¹⁵⁾
are
The town zoning change for ~~Larsen~~ *are* is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from ~~A-2 (General Farming District)~~ *A-2* to ~~R-1 (Rural Residential District)~~ *R-1* and Winnebago County's land use plan shows future land use as agricultural / rural residential.

RECOMMENDATION: Forward zone change to County Board for action.

SUBMITTAL FORM

Name of Property Owner: see above

Address of Owner: see above

Name of Applicant: see above

Address of Applicant: see above

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

See above

Tax Parcel Number, if existing parcel: see above

Existing Zoning: A1 Name of District: Agriculture – Farmland Preservation Plan

Proposed Zoning: A2 Name of District: Agriculture – General Farming

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 3-0

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

Signed: Jenny Sonnleitner

Date: 10/13/2014

Resolution

Date: _____

To the Board of Supervisors of Winnebago County, Wisconsin: **Amendatory Ordinance**

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of (also see *Public Hearing Publication Notice*):

Brian Baker: 5524 Zoar Road Pickett, WI 54964

✓ **024-0773**

SE SW EXC COM SE COR W 18.23 FT POB W 549.85 FT N 596.74 FT E 157.67 FT S 170.23 FT E 392.18 FT S 426.51 FT TO POB 34.00 A.

✓ **024-0773-01**

PT SE SW COM SE COR W 18.32 FT POB W 549.85 FT N 596.74 FT E 157.67 FT S 170.23 FT E 392.18 FT S 426.51 FT TO POB 6.00 A.

Kandice Banville: 6682 Banville Road Pickett, WI 54964

✓ **024-0369**

SW SE 40.00 A.

Jeffrey Beregszazi: 5393 Fisk Ave. Oshkosh, WI 54904

✓ **024-0270-01**

N1/2 NE NE EXC E1/2 RD FOR TN RD & EXC CSM-2282 16.05 A.

Dennis Berholtz: 235 James Road Pickett, WI 54964

✓ **024-0792-02**

PT NE SE & NW SE DESC AS LOT 1 OF CSM-2947 5.45 A.

Roderick Bickert: 1286 1/2 Williams Road Pickett, WI 54964

✓ **024-0759**

PT SW SE DESC AS LOT 1 OF CSM-6256 15.57 A.

Tim Brewer: 470 Neitzel Road Pickett, WI 54964

✓ **024-0619**

SW SW EXC N 14 RDS OF W 12 RDS 38.95 A.

Richard Brotske: N7765 37th Ave. Berlin, WI 54923 (1048 Mountain Road Pickett, WI 54964)

✓ **024-0404**

NE SW FRAC EXC COM AT NE COR S 441 FT N87DG50W TO W L N TO NW COR E TO BEG 26.00 A.

✓ **024-0405**

NW SW FRAC EXC COM AT NW COR S 620.5 FT S87DG50E 925 FT N 187.17 FT S87DG50E TO E L N TO NE COR W TO POB & EXC D497859 CSM-709 CSM-1352 D715482 D723033 16.00 A.

Gary Brown: N3425 Searl Cty Ln Rd Brandon, WI 53919 (County Road N Pickett, WI 54964)

✓ **024-0554**

NE SW EXC D610113 & EXC CSM-3437 18.97 A.

✓ **024-0555**

NW SW EXC COM 77.55 FT E OF SW COR N3DG9W 186.35 FT S56DG9E 129.55 FT S36DG3E 131.71 FT W 175 FT TO BEG & EXC CSM-3437 39.17 A.

Butcher Block Properties LLC: 429 N. Westfield Street Oshkosh, WI 54902 (Zoar Rd Pickett, WI)

✓ **024-0759-01**

PT SW SE DESC AS LOT 2 OF CSM-6256 11.92 A.

BW Fish LLC: 2360 Elo Road Pickett, WI 54964

✓ **024-0074**

✓ S1/2 SE SE 20.00 A.

✓ **024-0144-02**

✓ NE NE EXC S 540 FT OF N 1007 FT OF E 429.26 FT 34.67 A.

✓ **024-0145**

✓ NW NE 40.00 A.

✓ **024-0146-02**

✓ SW NE EXC COM SW COR N 509 FT E 429 FT S 300.2 FT E 444 FT S 208.8 FT W TO POB 32.86 A.

✓ **024-0147**

✓ SE NE EXC D458668 39.94 A.

✓ **024-0169**

✓ NE NW 40.00 A.

✓ **024-0170**

✓ NW NW EXC S 190 FT OF E 189.25 FT OF W 229.25 FT & EXC CSM-974 34.15 A.

✓ **024-0171**

✓ SW NW EXC D458668 39.50 A.

✓ **024-0175**

✓ NW SW 40.00 A.

✓ **024-0171-01**

✓ PT SW NW & PT SE NE SEC 9 COM AT PT IN D458668 S82DG34E 217.6 FT S 83 FT N89DG30W 274.10 FT NE 117.3 FT S82DGE 22.32 FT TO POB .56 A.

Clifford Carrell: 472 State Road 26 Oshkosh, WI 54904 (Zoar Road Pickett, WI 54964)

✓ **024-0774**

✓ NE SE 40.00 A.

✓ **024-0777-04**

✓ PT SE SE DESC AS OUTLOT 1 OF CSM-4751 1.06 A.

✓ **024-0777-05**

✓ PT SE SE DESC AS OUTLOT 1 OF CSM-3983 .03 A.

Cottonwood Creek Holdings LLC: 2080 W. 9th Ave #342 Oshkosh, WI 54904 (Fisk Ave Oshkosh, WI 54904)

✓ **024-0181-03**

✓ PT SW SE COM SE COR N1DG1W 279.18 FT S88DG59W 803.16 FT N1DG9E 547 FT S88DG59W TO WL S TO SL E TO POB EXC CSM-2362 8.99 A.

Tod Davies: 942 James Road Oshkosh, WI 54904

✓ **024-0524**

✓ PT SE SE DESC AS LOT 1 OF CSM-6279 5.50 A.

Timothy Euting: 789 Sportsman Road Pickett, WI 54964

✓ **024-0657**

✓ S 30 A SE NW FRAC 30.00 A.

✓ **024-0658**

✓ N 10 A SE NW FRAC 10.00 A.

Gordon Faust: 7178 Sportsman Road Pickett, WI 54964

✓ **024-0675**

✓ PT N1/2 NW1/4 DESC AS LOT 1 OF CSM-5165 38.62 A.

Brian Fisher: 2360 Elo Road Pickett, WI 54964

✓ **024-0048**

✓ SW NW FRAC 40.00 A.

Earl Fisher: 1992 Elo Road Pickett, WI 54964 (Fisk Ave. Oshkosh, WI 54904)

✓ **024-0177-01**

✓ PT SE SW DESC AS LOT 2 OF CSM-4500 23.89 A.

Gabrielson & Wuest Enterprises LLC: 45 Castle Court Oshkosh, WI 54904 (Sportsman Rd Pickett, WI 54964)

✓ **024-0662**

✓ PT SW1/4 DESC AS LOT 1 OF CSM-5890 92.59 A.

Garofalo LLC: 5831 Pointe West Dr. Winneconne, WI 54986

✓ **024-0487** (Angle Road Oshkosh, WI 54904)

PT SW NE DESC AS OUTLOT 2 OF CSM-4742 34.00 A.

✓ **024-0498** (Angle Road Oshkosh, WI 54904)

PT E1/2 SW1/4 COM SE COR N 1975 FT S60DG W 525 FT S 895 FT W TO PT 1
RD E OF W L E1/2 SE SW S TO S L E TO BEG 23.31 A.

✓ **024-0500** (Angle Road Oshkosh, WI 54904)

NE SE 40.00 A.

✓ **024-0501** (State Road 91 Oshkosh, WI 54904)

PT NE NW FRAC1/4 DESC AS DEDICATED TO THE PUBLIC FOR RD (STATE RD
91) ON CSM-6219 1.37 A.

✓ **024-0502** (Angle Road Oshkosh, WI 54904)

SW SE 40.00 A.

✓ **024-0503** (Angle Road Oshkosh, WI 54904)

SE SE 40.00 A.

Todd Goheen: PO Box 371 Ripon, WI 54971 (6654 Mountain Road Pickett, WI 54964)

✓ **024-0607-01**

PT NW NE DESC AS LOT 3 OF CSM-6283 7.54 A.

Theresa Granger & Mike Rank Et al: 2448 County Road FF Oshkosh, WI 54904

✓ **024-0029** (Knott Road Oshkosh, WI 54904)

(RUSSELL P & BARBARA E RANK LIFE ESTATE) PT E1/2 NE1/4 DESC AS LOT 2
OF CSM-5724 17.45 A.

Joseph Griesse: 14560 W. Fairfield Ct New Berlin, WI 53151 (State Road 44 Pickett, WI 54964)

✓ **024-0584**

W1/2 NE NE 20.00 A.

✓ **024-0585**

NW NE 40.00 A.

✓ **024-0587**

W1/2 SW NE 20.00 A.

✓ **024-0590**

PT NE NW SELY OF HWY EXC HWY & EXC D620032 29.18 A.

✓ **024-0594-02**

PT SW NW LYG E OF HWY EXC COM INTR SL & CL HWY E 515.7 FT NWLY TO PT
ON CL OF HWY 441.3 FT N OF SL NW AT RA TO CL OF HWY SW ON CL TO POB &
EXC HWY & EXC D619762 4.74 A.

✓ **024-0596**

SE NW EXC D619762 & D620032 37.00 A.

Robert Hasse: 1549 N 18th Ave West Bend, WI 53090 (5404 Zoar Rd Pickett, WI 54964)

✓ **024-0776**

SW SE 40.00 A.

John Hay: 1625 James Road Oshkosh, WI 54904

✓ **024-0246-03**

PT NE NE DESC AS OUTLOT 1 OF CSM-4186 7.46 A.

✓ **024-0250**

PT SE NE DESC AS LOT 2 OF CSM-4186 37.84 A.

David Hielke: N9539 Springbrook Rd Ripon, WI 54971 (Banville Road Pickett, WI 54964)

✓ **024-0341**

SW SW 40.00 A.

Michael Hinz: 501 County Road M Pickett, WI 54964

✓ **024-0639-01**

PT SE SE COM IN CL HWY 32.5 RDS W OF SE COR W 20 RDS N 4 RDS E TO CL
HWY SELY TO BEG .44 A.

Charles Hunter: 5863 State Road 44 Oshkosh, WI 54904

✓ **024-0321**

PT NW SE S OF HWY 44 EXC REL HWY 13.07 A.

✓ **024-0327**

SW SE 40.00 A.

✓ **024-0465** (County Road FF Oshkosh, WI 54904)

NW NE 40.00 A.

Ralph Hunter: 1785 Elo Road Pickett, WI 54964

✓ **024-0163-01-01**

PT SW SE DESC AS LOT 1 OF CSM-6645 .843 A.

Walter Juedes Trust: 1041 Mt. Vernon Street Oshkosh, WI 54901 (1124 James Road Oshkosh, WI 54904)

✓ **024-0509**

SE NE 40.00 A.

Ralph Kalies Jr: 5770 Kumbier Road Pickett, WI 54964 (County Road FF Pickett, WI 54964)

✓ **024-0770**

NE SW 40.00 A.

Gregory Kargus: 819 Oregon Street Oshkosh, WI 54902

✓ **024-0095** (Job Road Pickett, WI 54964)

E1/2 NW SW FRAC EXC N 165 FT OF W 264 FT 18.30 A.

✓ **024-0614-01** (Mountain Road Pickett, WI 54964)

PT S1/2 NW1/4 COM W1/4 COR N 1319.51 FT E 100.2 FT S2DG16E 946.72 FT
N71DG47E 496.12 FT N 450.80 FT S84DG15E 1099.59 FT S55DGE 818.92 FT
S1DG45E 349.41 FT W 2329.32 FT TO POB 39.51 A.

Janet Keck: 2235 Job Road Pickett, WI 54964

✓ **024-0100**

NE SE 40.00 A.

Edith Koehler: 5509 Fisk Ave. Oshkosh, WI 54904

✓ **024-0274**

NE NW EXC 3.75 A N & W OF HWY & EXC HWY 31.21 A.

✓ **024-0284**

SE NW EXC S 47.04 RDS & EXC HWY 14.45 A.

Clarence Kolodzik: 3180 Elk Ridge Drive Oshkosh, WI 54904 (Elo Road Pickett, WI 54964)

✓ **024-0061**

S1/2 NE1/4 EXC CSM-2994 73.88 A.

Gerald Konrad: 1860 White Swan Drive Oshkosh, WI 54901 (Zoar Road Pickett, WI 54964)

✓ **024-0759-02**

PT SW SE DESC AS LOT 3 OF CSM-6256 11.92 A.

Matthew Kraemer Rev Trust: 344 County Road FF Pickett, WI 54964

✓ **024-0784**

PT NW NW & PT SW NW DESC AS LOT 1 OF CSM-4316 45.11 A.

David Kraus: 221 James Road Pickett, WI 54964

✓ **024-0793**

PT NW SE LYG SLY OF EXTD SLY L OF HWY YY 25.00 A.

Ronald Kromm: 4434 Island View Oshkosh, WI 54901 (Hay Road Pickett, WI 54964)

✓ **024-0338-01**

PT SE NW DESC AS LOT 2 OF CSM-6322 9.87 A.

Lenz Family Limited Partnership: 212 N 40th Ave. Redgefield, WA 98642 (6315 State Road 91 Pickett, WI 54964)

✓ **024-0063**

NE NW FRAC EXC N 113 FT OF E 152 FT 40.67 A.

✓ **024-0066**

SE NW FRAC 40.00 A.

Liberty Prairie Cemetery Assoc: c/o Lois Buehring 6711 State Road 44 Pickett, WI 54964

✓ **024-0598-04** (Peppler Lane Pickett, WI 54964)

PT NW SW DESC AS LOT 1 OF CSM-5254 1.53 A.

Ellen Lloyd: 6264 Shea Road Oshkosh, WI 54904

✓ **024-0339**

(ROBERT P & PHYLLIS M SHEA LIFE ESTATE) NE SW 40.00 A.

✓ **024-0345**

(ROBERT P & PHYLLIS M LIFE ESTATE) NW SE EXC CSM-793 39.00 A.

✓ **024-0346**

(ROBERT P & PHYLLIS M LIFE ESTATE) SW SE EXC S 208.71 FT OF E 208.71 FT
& EXC CSM-658 38.00 A.

Allan Marohn: 6898 Mountain Road Pickett, WI 54964

✓ **024-0613**

PT NW NW DESC AS LOT 2 OF CSM-4726 35.22 A.

Frederick Marohn: 6694 Rustic Meadows Road Pickett, WI 54964 (Banville Road Oshkosh, WI 54904)

✓ **024-0343**

NE SE EXC S 898 FT OF N 980.5 FT OF W 250 FT 34.84 A.

Donald Merz: 6802 Mountain Road Pickett, WI 54964

✓ **024-0612**

PT NE NW DESC AS LOT 1 OF CSM-6283 8.87 A.

Gary Meyer Rev Trust: 212 James Road Pickett, WI 54964

✓ **024-0792-01**

PT NE SE LYG S OF CL HWY YY 25.00 A.

Peter Mosling Jr Rev Trust: 291 County Road FF Pickett, WI 54964

✓ **024-0786**

SE NW 40.00 A.

✓ **024-0787**

NE SW EXC THAT PT SW OF HWY & EXC COM SE COR N 300 FT W 290.4 FT S
291.5 FT E ALG CL OF HWY TO BEG 33.00 A.

✓ **024-0789-05**

PT SW1/4 DESC AS LOT 1 OF CSM-6733 57.26 A.

✓ **024-0795**

SW SE EXC S 16 RDS & EXC N 8 RDS OF S 24 RDS OF E 10 RDS & EXC NW1/4
SW SE 21.50 A.

Darwin Newell: 6012 Banville Road Oshkosh, WI 54904

✓ **024-0310**

S 15 A NW SW 15.00 A.

✓ **024-0314**

PT SW SW N OF RD 27.00 A.

✓ **024-0307**

SW NW 40.00 A.

✓ **024-0311**

N 25 A NW SW 25.00 A.

NRS Farm Trust: 428 N. Prospect St. Rockford, IL 61107 (Mahlke Road Pickett, WI 54964)

✓ **024-0711**

NE SW 40.00 A.

✓ **024-0712**

E 25 A NW SW EXC HWY 22.91 A.

✓ **024-0714**

E 25 A SW SW ALSO THAT PT DESC IN D529975 25.61 A.

✓ **024-0716**

SE SW 40.00 A.

Jack Oliver: 5306 County Road N Pickett, WI 54964

✓ **024-0549-02**

PT SE NE DESC AS LOT 2 OF CSM-6836 19.50 A.

Timothy Oliver: 5595 State Road 44 Oshkosh, WI 54904 (County Road N Pickett, WI 54964)

✓ **024-0549-01**

PT SW NE & PT SE NE DESC AS LOT 1 OF CSM-6836 40.01 A.

Oshkosh Realty Corp: 1625 James Road Oshkosh, WI 54904

✓ **024-0263**

NE SE EXC N 45 RDS OF W 32 RDS 31.00 A.

Steven Pfaffenroth: 5315 Angle Road Oshkosh, WI 54904

✓ **024-0516**

W1/2 NW SW 20.00 A.

✓ **024-0518**

W 30 A SW SW 30.00 A.

✓ **024-0545**

NE NE EXC E 500 FT OF N 450 FT 34.83 A.

✓ **024-0546-03**

PT NW NE DESC AS LOT 3 OF CSM-4113 28.33 A.

✓ **024-0548**

N1/2 SW NE 20.00 A.

Irene Plantz: 6328 State Road 44 Pickett, WI 54964

✓ **024-0429**

SE SE 40.00 A.

✓ **024-0448**

SW SW 40.00 A.

James Potratz: 1931 Knott Road Oshkosh, WI 54904

✓ **024-0189**

SE NE EXC RR & EXC CSM-4743 3.43 A.

✓ **024-0189-01**

PT SE NE DESC AS LOT 1 OF CSM-4743 21.35 A.

✓ **024-0189-02**

PT SE NE DESC AS LOT 2 OF CSM-4743 5.76 A.

✓ **024-0042** (State Road 91 Oshkosh, WI 54904)

NE NE FRAC EXC W 314 FT OF E 1102 FT OF N 357 FT & EXC CSM-383 & EXC HWY-V1099P461 36.07 A.

✓ **024-0045** (State Road 91 Oshkosh, WI 54904)

SE NE FRAC 40.00 A.

✓ **024-0167** (James Road Oshkosh, WI 54904)

SW NE EXC N 1 RD 39.50 A.

✓ **024-0168** (James Road Oshkosh, WI 54904)

SE NE 40.00 A.

✓ **024-0179** (James Road Oshkosh, WI 54904)

NE SE EXC S 15 RDS 32.50 A.

✓ **024-0185** (James Road Oshkosh, WI 54904)

NW NE 40.00 A.

✓ **024-0187** (James Road Oshkosh, WI 54904)

PT SW NE N OF RR 27.00 A.

✓ **024-0193** (James Road Oshkosh, WI 54904)

SW NW EXC S 330 FT OF E 200 FT & EXC D639469 13.70 A.

✓ **024-0201-01** (James Road Oshkosh, WI 54904)

PT NW SW DESC AS LOT 1 OF CSM-4468 12.80 A.

✓ **024-0231-01** (Knott Road Oshkosh, WI 54904)

PT SW NW COM 445.05 FT N OF W1/4 COR SEC 12 N 379.58 FT N88DGE 618.25 FT S 379.59 FT S88DGW 618.25 FT TO POB 5.38 A.

✓ **024-0277-04** (County Road FF Oshkosh, WI 54904)

NW NW EXC RR & EXC COM 530.3 FT E OF NW COR S39DG38W 228 FT N85DGE 221 FT N25DG10E 172.8 FT TO NL W 144.1 FT TO POB & EXC PT NW OF RR & EXC #6 AS EXCEPTION ON PG 5 IN D718253 29.81 A.

✓ **024-0280** (James Road Oshkosh, WI 54904)

PT SW NW N OF CL OF OLD HWY 44 EXC PT FOR HWY-V337P416 & EXC HWY-V450P541 & EXC HWY-V450 P550 & EXC HWY-V976P642 29.42 A.

James Potratz: 1931 Knott Road Oshkosh, WI 54904 (continued)

- ✓ **024-0001-03** (James Road Oshkosh, WI 54904)
PT SW NE & PT SE NE DESC AS LOT 1 OF CSM-6728 71.71 A.
- ✓ **024-0003-01** (James Road Oshkosh, WI 54904)
PT NE 1/4 DESC AS LOT 2 OF CSM-6728 60.95 A.
- ✓ **024-0183** (Knott Road Oshkosh, WI 54904)
NE NE EXC RR 39.00 A.
- ✓ **024-0186** (Knott Road Oshkosh, WI 54904)
PT SW NE DESC AS LOT 3 OF CSM-4743 20.44 A.
- ✓ **024-0225** (Knott Road Oshkosh, WI 54904)
NE NW EXC RR & EXC E 657.5 FT & EXC PT N OF RR ROW 18.80 A.
- ✓ **024-0227** (Knott Road Oshkosh, WI 54904)
E 1/2 NW NW EXC RR & EXC PT N OF RR ROW 12.81 A.
- ✓ **024-0230** (Knott Road Oshkosh, WI 54904)
E 1/2 SW NW 20.00 A.
- ✓ **024-0232** (Knott Road Oshkosh, WI 54904)
SE NW EXC E 657.5 FT 20.00 A.
- ✓ **024-0233** (Knott Road Oshkosh, WI 54904)
NE SW EXC PT LYG S OF CL HWY 44 & EXC HWY & EXC COM NE COR S TO CL HWY
SW ALG CL HWY 310 FT N TO N L E TO BEG 26.75 A.
- ✓ **024-0234** (Knott Road Oshkosh, WI 54904)
E 6 A NW SW 6.00 A.
- ✓ **024-0235** (Knott Road Oshkosh, WI 54904)
NW SW EXC E 6 A & EXC V930P455 & V1132P173 32.91 A.
- ✓ **024-0237** (Knott Road Oshkosh, WI 54904)
PT SW SW LYG N OF CL OF HWY EXC COM CL HWY 980.45 FT NE OF W SL N TO N L
W 320 FT S TO CL HWY NELY TO BEG & EXC HWY & V1132P173 4.10 A.

PW Ranch LLC: 5770 Kumbier Road Pickett, WI 54964 (County Road FF Pickett, WI 54964)

- ✓ **024-0762-01**
THAT PT NW NE LYG SWLY OF COUNTY RD FF 7.22 A.
- ✓ **024-0763-01**
THAT PT SW NE LYG SWLY OF COUNTY RD FF 39.12 A.
- ✓ **024-0769**
SE NW 40.00 A.
- ✓ **024-0775**
NW SE 40.00 A.

Kevin Radloff: 2162 James Road Oshkosh, WI 54904 (State Road 91 Oshkosh, WI 54901)

- ✓ **024-0006**
PT NW NW FRAC & PT NE NW FRAC DESC AS LOT 2 OF CSM-6219 72.53 A.

Nicholas Radloff: 2025 James Road Oshkosh, WI 54904

- ✓ **024-0221-01**
PT NE NE DESC AS LOT 1 OF CSM-6596 5.27 A.

Wesley Radloff: 2061 James Road Oshkosh, WI 54904

- ✓ **024-0225-01** (5143 W Ripple Ave. Oshkosh, WI 54904)
E 657.5 FT OR NE NW 20.00 A.
- ✓ **024-0232-01** (W Ripple Ave. Oshkosh, WI 54904)
E 657.5 FT OF SE NW 20.00 A.

Jeffrey Reiter: 1903 Montana Street Oshkosh, WI 54902 (5180 Kings Lane Oshkosh, WI 54904)

- ✓ **024-0256**
PT NW SW DESC AS E 39 A & A TRIANGULAR PIECE COM 1 RD E OF NW COR
SW 1/4 E 1 RD S 196 FT NWLY TO BEG EXC V498P586 D769150 38.96 A.
- ✓ **024-0258**
SW SW EXC W 2 RDS 39.00 A.

RTJTF Investments LLC: 285 James Road Pickett, WI 54964

✓ **024-0792-03**

PT NE SE DESC AS LOT 2 OF CSM-3633 5.73 A.

Orin Schimmel: 5574 County Road N Pickett, WI 54964

✓ **024-0554-01**

PT NE SW COM NE COR S 772.56 FT W 686.97 FT TO CL OF RD POB S60DG37W
596.54 FT SWLY 64.33 FT N 597.72 FT E 413.5 FT S 55 FT E 166 FT S 225.41 FT
TO POB 5.60 A.

Ardece Seabrook: 501 Sunnybrook Drive DeForest, WI 53532 (Banville Road Pickett, WI 54964)

✓ **024-0340**

NW SW 40.00 A.

✓ **024-0366**

E 15 A NE SE 15.00 A.

✓ **024-0370**

E 15 A SE SE 15.00 A.

State of Wisconsin: DNR 101 S. Webster Street Madison, WI 53703 (Zoar Road Pickett, WI 54964)

✓ **024-0772**

SW SW EXC CSM-565 35.00 A.

James Stephens Rev Trust: 4208 N. Forest Hills Blvd Janesville, WI 53545 (1790 Elo Road Pickett, WI 54964)

✓ **024-0164-02**

PT E1/2 SE1/4 DESC AS LOT 1 OF CSM-6521 5.01 A.

Jerome Strom: 180 County Road FF Pickett, WI 54964

✓ **024-0797-01**

S 660 FT OF E 660 FT OF SE SE EXC HWY-PT D1427705-.17A 9.83 A.

✓ **024-0797**

SE SE EXC S 660 FT OF E 660 FT & EXC HWY-PT D1427705-1.02A 29.28 A.

Connor Verstegen: 271 James Road Pickett, WI 54964

✓ **024-0792**

PT NE SE DESC AS LOT 1 OF CSM-3633 4.33 A.

Peggy Wehle: 5821 Mahlke Road Pickett, WI 54964

✓ **024-0743**

(RONALD W & MARILYN NITZ LIFE ESTATE) SW NE EXC E 43 FT 39.70 A.

James Westphal: 1349 County Road M Pickett, WI 54964

✓ **024-0383-01**

PT SW SW FRAC LYG S & W OF HWY 2.47 A.

Walter Whiting JT Rev Trust: 1402 James Road Oshkosh, WI 54904

✓ **024-0255**

NE SW 40.00 A.

✓ **024-0262**

SW1/4 SE SW 10.00 A.

✓ **024-0264**

N 45 RDS OF W 32 RDS OF NE SE 9.00 A.

✓ **024-0265**

NW SE 40.00 A.

✓ **024-0342** (3640 Banville Road Oshkosh, WI 54904)

SE SW 40.00 A.

* Marvin Ulrich: 5305 County Road N Pickett, WI 54964

✓ **024-0559-01**

E1/2 NE SE 20.00 A.

✓ **024-0562-01**

E1/2 SE SE 20.00 A.

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board 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 A1 of said ordinance, which it now and heretofore had, to the zoned district of A2.

County Board Supervisor
(Town of Utica)

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


County Board Supervisory District

FARMLAND PRESERVATION FINDINGS

- A) Adequate public facilities to accommodate development either exist or will be provided within a reasonable time.
- B) Provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide them.
- C) The land proposed for rezoning is suitable for development and development will not result in undue water or air pollution, cause unreasonable soil erosion or have an unreasonably adverse effect on rare or irreplaceable natural areas.

 X The above findings have been met by the Town of Utica Board of Supervisors

 The above findings have not been met by the Town of Utica Board of Supervisors



Jenny Sonnleitner, Town Clerk of Town of Utica

10/13/2014
Date

TOWN OF UTICA PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held on Thursday, October 9, 2014 at 7:30pm 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 to hear public testimony on the proposed zoning changes from A1 (Farmland Preservation Plan) to A2 for the following parcels: Brian Baker 024-0773-01, 024-0773 / Kandice Banville 024-0369 / Jeffrey Beregszazi 024-0270-01 / Dennis Berholtz 024-0792-02 / Roderick Bickert 024-0759 / Tim Brewer 024-0619 / Richard Brotske 024-0404, 024-0405 / Gary Brown 024-0554, 024-0555 / Butcher Block Properties LLC 024-0759-01 / BW Fish LLC 024-0074, 024-00144-02, 024-0145, 024-0146-02, 024-0147, 024-0169, 024-0170, 024-0171, 024-0175, 024-0171-01 / Clifford Carrell 024-0774, 024-0777-04, 024-0777-05 / Cottonwood Creek Holdings LLC 024-0181-03 / Tod Davies 024-0524 / Timothy Euting 024-0657, 024-0658 / Gordon Faust 024-0675 / Brian Fisher 024-0048 / Earl Fisher 024-0177-01 / Gabrielson & Wuest Enterprises LLC 024-0662 / Garofalo LLC 024-0487, 024-0498, 024-0500, 024-0501, 024-0502, 024-0503 / Todd Goheen 024-0607-01 / Gheresa Granger & Mike Rank Et al 024-0029 / Joseph Griesse 024-0584, 024-0585, 024-0587, 024-0590, 024-0594-02, 024-0596 / Robert Hasse 024-0776 / John Hay 024-0246-03, 024-0250 / David Hielke 024-0341 / Michael Hinz 024-0639-01 / Charles Hunter 024-0321, 024-0327, 024-0465 / Ralph Hunter 024-0163-01-01 / Walter Juedes Trust 024-0509 / Ralph Kalies Jr 024-0770 / Gregory Kargus 024-0095, 024-0614-01 / Janet Keck 024-0100 / Edith Koehler 024-0274, 024-0284 / Clarence Kolodzik 024-0061 / Gerald Konrad 024-0759-02 / Matthew Kraemer Rev Trust 024-0784 / David Kraus 024-0793 / Ronald Kromm 024-0338-01 / Lenz Family Limited Partnership 024-0063, 024-0066 / Liberty Prairie Cemetery Assoc 024-0598-04 / Ellen Lloyd 024-0339, 024-0345, 024-0346 / Allan Marohn 024-0613 / Frederick Marohn 024-0343 / Donald Merz 024-0612 / Gary Meyer Rev Trust 024-0792-01 / Peter Mosling Jr Rev Trust 024-0786, 024-0787, 024-0789-05, 024-0795 / Darwin Newell 024-0310, 024-0314, 024-0307, 024-0311 / NRS Farm Trust 024-0711, 024-0712, 024-0714, 024-0716 / Jack Oliver 024-0549-02 / Timothy Oliver 024-0549-01 / Oshkosh Realty Corp 024-0263 / Steven Pfaffenroth 024-0516, 024-0518, 024-0545, 024-0546-03, 024-0548 / Irene Plantz 024-0429, 024-0448 / James Potratz 024-0189, 024-0189-01, 024-0189-02, 024-0042, 024-0045, 024-0167, 024-0168, 024-0179, 024-0185, 024-0187, 024-0193, 024-0201-01, 024-0231-01, 024-0277-04, 024-0280, 024-0001-03, 024-0003-01, 024-0183, 024-0186, 024-0225, 024-0227, 024-0230, 024-0232, 024-0233, 024-0234, 024-0235, 024-0237 / PW Ranch LLC 024-0762-01, 024-0763-01, 024-0769, 024-0775 / Kevin Radloff 024-0006 / Nicholas Radloff 024-0221-01 / Wesley Radloff 024-0225-01, 024-0232-01 / Jeffrey Reiter 024-0256, 024-0258 / RTJTF Investments LLC 024-0792-03 / Orin Schimmel 024-0554-01 / Ardece Seabrook 024-0340, 024-0366, 024-0370 / State of Wisconsin 024-0772 / James Stephens Rev Trust 024-0164-02 / Jerome Strom 024-0797-01, 024-0797 / Connor Verstegen 024-0792 / Peggy Wehle 024-0743 / James Westphal 024-0383-01 / Walter Whiting JT Rev Trust 024-0255, 024-0262, 024-0264, 024-0265, 024-0342 / Marvin Ulrich 024-0559-01, 024-0562-01. A map of the parcels can be obtained from the Town Board. Contact Clerk Jenny Sonnleitner at utica1730@gmail.com or 920-410-0347 to view the map. All written testimony must be received prior to the hearing and can be sent to Clerk Jenny Sonnleitner 6570 Bradley Ave. Pickett, WI 54964.

Jenny Sonnleitner, Clerk
Posted/Published: 9/25/2014

TOWN OF UTICA

Plan Commission Meeting ~ Agenda

Thursday, October 9, 2014

7:30 pm

Revised

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Chad Bowman, Donavon Bradley, Darwin Briggs, Robert Kumbier, Tom Thiel and Steve Metz
 - B. *Alternates:* Mike Christianson, Ken Schmick
3. Approve January 9, 2014 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Hearing on Farmland Preservation Plan changing A1 to A2 zoning, relative to parcels listed in posting and publication.
6. Discuss requested zoning changes as defined in agenda item #6 and make recommendation to the Town Board.
7. Public hearing to consider Conditional Use Permit for a non-farm-residence in A1 District for Fred Marohn of 6694 Rustic Meadows Road for a 12.6 acre parcel. Parcel address is 953 County Road M Pickett, WI.
8. Discuss and recommend to the Town Board for approval of a Conditional Use Permit for a non-farm-residence in A1 District for Fred Marohn for a 12.6 acre parcel.
9. Discuss and recommend to the Town Board for approval a CSM to create a 12.6 acre parcel. Parcel address is 953 County Road M Pickett, WI.
10. Consideration of appointment of Plan Commission Secretary.
11. Future Agenda Items
12. Adjournment

Jenny Sonnleitner, Clerk
Posted: 10/07/2014

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.

TOWN OF UTICA

TOWN BOARD MEETING AGENDA

Notice is hereby given that a Town Board 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.

Monday, October 13, 2014

7:00pm – Board & Public to view invoices being paid

7:30pm – Town Board Meeting

1. Call the Meeting to Order
2. Pledge of Allegiance
3. **CONSENT AGENDA:**
 - A) Approve September 8, 2014 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication: Agenda – Clerk & Chairman to sign
 - C) Approve Payment of Bills for October
4. Approve Treasurer's Report from September
5. Public Forum – come to front for comments/questions to be recorded – speak loudly
6. Discuss land use violation of RW Ranch owned by Ralph Kalies Parcel #024-0785
7. **BUDGET:**
 - A) Amendments
 - B) Set date for Budget Workshop
8. Discuss and approve the Winnebago County Sheriff Joint Powers Agreement
9. Discuss purchasing Short-Term Tax Collector's Bond for Treasurer Morrell
10. Road Inspection – October 15, 2014 at 8:00am starting at the Town Hall
11. Town Hall Remodel Bids for concrete work to be ADA compliant during Elections
12. Discuss the updated Single-Stream Recycling Ordinance
13. Emergency Management Plan for Town and Elections – have Election draft for Board to review
14. Winnebago County Unit WTA – Supervisor Kuhrt attended the meeting regarding Act 377 - Implements of Husbandry; another meeting on October 22, 2014 at 6:00pm at the County Highway Department
15. **PLAN COMMISSION**
 - A) Action on recommendation to approve zoning changes for the Farmland Preservation Plan from A1 to A2
 - B) Action on recommendation to approve CSM (certified survey map) for a 12.6 acre parcel at 953 Cty Rd M
 - C) Action on recommendation to grant a Conditional Use Permit for a non-farm-residence in the A-1 district for Fred Marohn's parcel at 953 County Road M
 - D) Action on recommendation to approve CSM creating a 5.102 acre parcel for Lenz Family at 6315 State Rd 91
 - E) Action on recommendation to approve a zoning change for Lenz parcel at 6315 State Rd 91 from A-1 to RR at 6315 State Rd 91
 - F) Discuss and appoint Alternate Ken Schmick to a permanent member
 - G) Discuss appointing an alternate to the Plan Commission
16. **EDUCATION:**
 - A) Current Issues Affecting Local Government Officials – UW-Extension
17. **FIRE DEPARTMENT/EMS**
 - A) September: 1 fire call / 5 EMS calls
 - B) Approve sending Building Inspection Bob Vajgrt to the WI State Fire Inspectors Association Annual Fire Prevention Conference and also reimburse for hotel stay, meals and mileage.
18. **CORRESPONDENCE**
 - A) Oshkosh Public Library Minutes: December 19, 2013 – August 28, 2014
 - B) Foreclosure of Tax Liens; Parcel # 024-0597-01
 - C) WI Towns Association Monthly mailing
 - D) East Central WI Regional Commission – Karst & Urban/Rural Stormwater Management in NE WI
 - E) Bituminous Insurance Companies name change to BITCO Insurance Companies
19. Items to include in the Pickett Newsletter
 - A) Town Board Meeting – November 10, 2014; 7:30pm at the Utica Town Hall
 - B) Public Budget Hearing/Town Electors' Meeting – November 17, 2014; 7:30pm
 - C) November 4, 2014 General Election, make sure to have your photo ID with you when you vote; or if requesting an absentee ballot, include a copy of the photo ID with your request or a ballot will not be sent to you. Visit the DMV to get your FREE ID if you do not have one.
20. Future Agenda Items
21. Adjournment

Jenny Sonnleitner, Clerk Posted: 10-10-2014

Plan Commission Members (3-year term): Darwin Briggs 12/2011, Tom Thiel 5/2012, Terry Beck 1/2012, Chad Bowman 6/2012, Steve Metz 6/2013, Donovan Bradley 12/2013, Michael Christianson 2/2014, F Kumbier 6/2014
Board of Appeals Members (3-year term): Nelson Hinz 3/1994, Robert Potratz 3/1994, Walt Whiting 12/2012, Len Schmick 9/2005, Vicki Williams 5/2013, Ron Meier 2/2014
Lake Steering Committee (3-year term): Kevin Fritz 2/2006, Tom Davis 5/2008, Chuck Kuhrt 9/2017

The Town Board meets regularly the SECOND MONDAY 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 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 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.

TOWN OF UTICA

Plan Commission Meeting ~ Minutes

Thursday, October 9, 2014

7:30 pm

1. Call the Meeting to Order

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

2. Take Roll Call

Present Members: Terry Beck, Donavon Bradley, Darwin Briggs, Robert Kumbier, Tom Thiel, Ken Schmick (*alternate*)
Absent Members: Chad Bowman, Steve Metz

Absent Alternates: Mike Christianson

Attendance: (9) – Charles Hunter, Mark Davis, Richard Plantz, Jim Smith (Martenson & Eisele), Chuck Kuhrt, Tim Oliver, Walt Whiting, Len Schmick, Attorney John Blazel, Jenny Sonnlleitner

3. Approve February 6, 2014 Plan Commission Meeting Minutes

Robert Kumbier made a motion to approve the minutes as presented, seconded by Donavon Bradley. Motion carried

4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

5. Public Hearing on Farmland Preservation Plan changing A1 to A2 zoning, relative to parcels listed in posting and publication

Tim Oliver asked to define the difference between A1 and A2. Tom Thiel mentioned A1 offers the Farmland Preservation Plan (FPP), A2 is general farming, then read portion of the Town Zoning Ordinance. A1 stays strictly farming and cannot break off parcels unless by a conditional use; A2 allows parcels to be broken off. Attorney Blazel: there was a financial penalty but now that is gone. It is difficult to zone out of A1. There are limitations on the land to use other than agriculture. There needs to be a 1:20 ratio of residential land to non-farm land and a residential lot needs to be at least 5 acres. Walt Whiting – feels this has completely changed since the beginning. FPP was a tax credit but could still be in A1 without being in FPP without taking tax credits, likes the umbrella of A1, feels someone changed the whole concept of A1. Attorney Blazel – the State statutes were changed and revamped FPP program and the state is dictating to towns and counties to follow their ways. Not automatically in FPP if in A1. It is a zoning district but has more restrictions than it used to be. Town of Utica decided to have A1 because some property owners wanted to partake in the program. Trying to get the Ordinance and Plan approved, need to coordinate with the County Plan and if not close enough together, the State will not approve our plan. Chuck Hunter – how long in A1 or in A2 after tonight? Len Schmick – It is fairly easy to go from A2 to A1, more difficult to go from A1 to A2. We are working on getting the zoning aligned with what the State is looking for. Tom Thiel – how big you are and how much land you have, think about it before deciding. Len Schmick – Once in and if sell it, land will still be A1. Donavon Bradley – If in A1 and pass away, the land will still be zoned A1 for your heirs, so making a decision for heirs also. Richard Plantz – Why do the maps keep changing? Who is making the changes? Attorney Blazel – FPP process has been going on for a couple of years. Town made a plan, asked the County to adopt our plan. There was a miscommunication on who was to be in A1 and A2, when the County adopted their plan, it did not match ours. We asked the County to change the plan to be consistent with what we want, need to send letters to everyone in A1 to give another chance to opt out of A1. Many replied to opt out and the County needed to change the map. Zoning is flexible and changes over time. Richard Plantz said his property was changed and was not aware of that. Attorney Blazel – we are not sure of the circumstance and not sure why that happened to your property. Len Schmick – the maps are generated by the County. Thomas Thiel closed the public hearing.

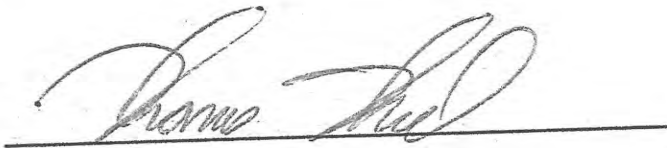
6. Discuss requested zoning changes as defined in agenda item #6 and make recommendation to the Town Board

Darwin Briggs – We are sure everyone on this list is sure they want to do this (make the zoning change).
Robert Kumbier – after this, if they want to go from A1 to A2, can they make the change? Tom Thiel – no, now is the time to opt out. Attorney Blazel – Our Ordinance, to comply with State Statutes, Town cannot zone out of A1 unless: 1) land rezoned is better suited for a use not allowed in FPP district, 2) consistent with Town's plan with where FPP is planned to be and would need to change the Comprehensive Plan, 3) substantially consistent with County's plan, 4) rezoning would not substantially impair/limit current/future ag use of surrounding land. That's why it is hard to do (change out of FPP). Robert Kumbier – couple years ago, penalties were involved if wanted to make any changes, that's why he changed out of it, there was no control of the penalty; but now that is no longer in the plan; A2 frees you up and you can continue to still farm. Tom Thiel recommends (motions) to change all parcels from A1 to A2 on the list, seconded by Darwin Briggs. All parcels listed on the list will be A2, if Board approves on Monday.

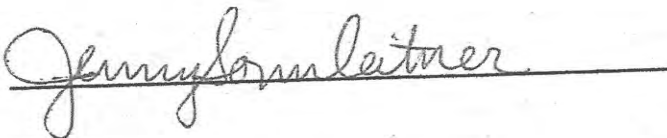
Donavon – Yes, Tom – Yes, Ken – Yes, Terry – Yes, Robert – Yes, Darwin – Yes. Motion passed

7. Public Hearing to consider Conditional Use Permit for a non-farm-residence in A1 District for Fred Marohn of 6694 Rustic Meadows Road for a 12.6 acre parcel. Parcel address is 953 County Road M Pickett, WI
Jim Smith from Martenson & Eisele – Include pasture land, including ag buildings and pasture land; it was logical to use the creekbed as a dividing line. Tom Thiel – this does comply to A1 so it does work. Len Schmick – The County did approve this already as long as it stayed A1. Attorney Blazel – FPP Ordinance, can have non-farm residence. Jim Smith – What does that mean, non-farm. Len Schmick – Not actively farming the acres, it's the only way to divide up A1 property. Attorney Blazel – grant conditional use for the residence, still A1, with a conditional use for a residence. It's the mechanics of the FPP use. Darwin Briggs – All the buildings meet setback requirements. Tom Thiel – Yes. Darwin Briggs motions to recommend to the Town Board approving CSM and rezoning this to RR leaving other part A1, seconded by Robert Kumbier. Tom Thiel & Len Schmick – No, can't do that, it's staying A1. Darwin Briggs recommends to the Town Board to accept the CSM and both stay A1 with a conditional use of A1, seconded by Robert Kumbier.
Donavon – Yes, Tom – Yes, Ken – Yes, Terry – Yes, Robert – Yes, Darwin – Yes. Motion passed
8. Discuss and recommend to the Town Board for approval of a Conditional Use Permit for a non-farm-residence in A1 District for Fred Marohn for a 12.6 acre parcel.
See above #7
9. Discuss and recommend to the Town Board for approval of a CSM to create a 12.6 acre parcel. Parcel address is 953 County Road M Pickett, WI
See above #7
10. Consideration of appointment of Plan Commission Secretary
No one on the committee is interested right now in the Secretary position. Steve Metz is resigning. Clerk said she would be willing to be the Secretary, but does not want a voting roll. If anyone wants to be the Secretary, let us know.
11. Future Agenda Items
- A) Working on property, RR district already and split into three sections on State Road 91 and Elo Road. Jim from Martenson & Eisele is working on this too.
 - B) Jim Smith will be here on Monday at 7pm, to take care of the zoning change for the Lenz family.
 - C) Darwin Briggs mentioned we started working on revising permits, are we done with that or will we continue to do that? If it is working fine, why change it. Tom said it seems to be working fine as is.
12. Adjournment
- A) Meeting adjourned at 8:08 p.m.

Jenny Sonnleitner, Clerk



Thomas Thiel, Chairman



Jenny Sonnleitner, Clerk

TOWN OF UTICA

Town Board Meeting ~ Minutes

Monday, October 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; Treasurer Brenda Morrell; Clerk Jenny Sonleitner
21 citizens were in attendance

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

2. Pledge of Allegiance

3. CONSENT AGENDA:

A) Approve September 8, 2014 Town Board Meeting Minutes

B) Affidavit of Postings/Publication: Agenda – Clerk & Chairman to sign

C) Approve Payment of Bills for October

Chairman Schmick motions to accept the above, seconded by Supervisor Bradley. Carried

4. Treasurer's Report from September

Treasurer Morrell presented the report; BMO Harris Bank - Receipts: \$1385.29; Disbursements: \$23352.08; Total Balance: \$442588.44. Total cash on hand for Fire Dept. & EMS accounts: \$471820.30

5. Public Forum

Cindy Herman 335 County Road FF – asked the Board to look into the land violation last month. Asked to read emails received in opposition to the shooting range. The Chairman received emails from Len Clifford, Larry Spratto, and Cam Williams all opposing. Supervisor Kuhrt said he received an email in opposition. Cindy read emails from the following: Bruce Miller, Tom & Betty Barr, Steve & Janet Wissink, Bill Tuchscherer & Devron Miller, and Dr. Christine Tipps. There are two issues: 1) the conditional use in place regarding the 2.61 acre parcel, the August 4, 2005 Town Board meeting minutes clearly states "No Organized Shooting", 2) if the citizens on this township would approve a high caliber extreme long range 1000-1400 yard shooting range. This includes military grade and can penetrate structures and destroy or disable. This should be a referendum and the citizens of the township should be making that decision, not the Town Board. Chairman Schmick said conditions are still enforced and we are waiting to hear from the attorney for his advice. Rick Herman – 335 County Road FF – would like to note a point of correction; the Conditional Use from the conservation club is owned by PW Ranch, not RW Ranch. Asked for clarification when he spoke to Chairman Schmick over the phone that when the Agenda notes "Discuss", the topic is only for discussion, if "Discuss/Decide/Action", the topic will be discussed and a decision made; Board is not obligated to explain their action/vote. Chairman Schmick said that we are aware of that. Rick said the notice of a meeting is published in the paper and 3 locations to make the public aware. If an owner is seeking modification, it is only noted in Plan Commission Agenda draft which is emailed and posted at 3 locations. He feels the agenda is not detailed enough so that is why he sent out emails and notices about this land use violation. During the Plan Commission meeting, when is there an opportunity for public comment? Chairman Schmick said during the public hearing session which is noted on the agenda such as what happened at the meeting earlier tonight. During the call from Saturday with the Chairman, which was contentious, the Winnebago County Zoning and land use regulation only allows outdoor shooting ranges in 3 conditions and on conditional use basis only; we do not follow County zoning ordinances, except what is in the County control of wetlands, etc; this is new news to him; this Town has limited resources: financially and intellectually on the law side. Since the Town has its own zoning, does it maintain similar/best practices as Winnebago County specific to conditional use of outdoor shooting range? Chairman Schmick said the only piece of land that is zoned Institutional for Ralph Kalies is the 2.61 acres, the rest is either A1, A2, or RR which don't allow a shooting range. A shooting range is a business that charges for and is strictly for shooting, period. Does not mean he/family/friends can't shoot or hunt out there; cannot be "organized". Rick Herman What we are hearing is the attorney's best opinion and judgment that we hired, he is not a judge and he interprets the law. The Range is run as a business that charges strictly for shooting, advertises on the internet paid for play entity; it cannot have organized shooting. We are not against hunting or shooting guns, we are against 50 caliber shooting, shooting ranges, and the Ranch advertises for shooting. If the Town doesn't feel a need for conditional uses, this should be done by referendum. Chairman Schmick said in order to have a shooting range, there would need to be a hearing for a zoning change, published two times in the newspaper and posted in three locations; the Zoning Board would recommend to the Town Board, the Town Board would either agree or disagree with the recommendation. This is not easy and would not be snuck under the door. Property needs to be first zoned Institutional which is not allowed in A1, A2, or RR. We are trying to do our due diligence. Rick Herman said it was unanimous by 6 members in 2005, they walked the property; nothing has changed. Joan Mosling – 291 County Road FF, past 43 years, we have been stewards; this is a serious concern approving this and has a significant negative impact of property values of the 30+ properties surrounding PW Ranch; there is a safety concern that is comprised of residential homes and recreational activities are in the area: jogging, biking, hiking, horseback riding, boating, fishing, and walking. The Board represents all the citizens of the Town of Utica and should be sensitive to the quality of life and investment in homes and land. Chairman Schmick said he/we have not been asked to approve a shooting range and he has not asked us. This board was not around in 2005 and was not aware of a conditional use. Ralph Kalies didn't know either that there was a conditional use. When he purchased the property, he didn't know it was there. It is only in our town files, not with the County. Ken Hubli – 1852 Crown Drive – why is it allowed to continue until this is cleared up when this is in operation now? Chairman Schmick said it is legal to shoot a high-caliber rifle anywhere they want. The idea of a commercial operation where people are paying to do this, that is a different situation. Not against law to shoot. If the Board cites the owner,

or goes after him, he can still shoot a rifle when he wants. Everyone has the right to bear arms and shoot. Some require a special permit. Rick Herman said there was law enforcement out there when it first started. Common sense doesn't prevail anymore and it should. Conflict of interest perhaps, Chairman? Chairman Schmick says a person has to be very responsible to shoot. We are taking this seriously. Ken Hubli – if anyone wants to shoot high-caliber guns, go to a military base, they use 500 yards. Chairman Schmick said you need to be a very responsible person to shoot a rifle like that. Rick Herman said he does not want to be associated with this. He lives in a quiet, little town and it's changing rapidly. Chairman Schmick said we are taking this seriously and taking our time to make sure what is legal. Cindy Herman asked what are the next steps after attorney has information. Chairman Schmick – we would try to work it out without attorneys to make it stop or change, if that doesn't work, we would get the attorney advise; if it turns into a legal issue; the County or State law enforcement may be involved. Cindy Herman said when she attended the meetings in 2005 and that there would be no gun activity, they asked who's responsibility is it to enforce and the notes state that it is up to the Board, it is their job to enforce to be compliant with land use and conditions, so now is not the case? Chairman Schmick said No, we are waiting for attorney for his advice. The 2.61 acres, if the attorney says he can't use that parcel designated as a conservation club and it is zoned Institutional; that is just that little tiny piece and is the only piece that could allow a gun club. Cindy Herman – but the piece next to it is part of the DNR conservation program and is her understanding that you cannot have shooting ranges or long-range guns on that property either. Ralph Kalies says anyone can shoot/hunt on conservation property and anywhere in the state of Wisconsin can use the rifles we are talking about. There is no rule against not using a 223, 308, 30-yat-6, rifles; can be shot anytime. Cindy Herman The issue is about long-range 50-caliber machine guns, not deer hunting rifles. Ralph Kalies says to his knowledge, one has never been shot at the location you are talking about. Cindy Herman garden shed is 300 feet from that concrete pad. Almost had a heart attack beginning of August when one of those machine guns was shot. Ralph Kalies says a machine gun has never been shot. Cindy Herman, then it was a high caliber rifle shot. Matt Kramer & Jennifer – 344 Cty FF – The point Ralph is making is complete wrong. This is a commercial use and is running a business, people pay to use range, you are not zoned for this. We moved here, we had to abide by the zoning of our land. We respect that and are trying to preserve it. What you have done is alienated all your neighbors with your operations. We own a horse farm, we have 8 boarding horses in addition to our 6, all our clients are disturbed by this and don't feel safe riding on their property or Mosling's property who let us use it. It is a violation of the code, we all need to follow it. Look how you alienated all of us, is that how you want to live? Ralph Kalies said there are just as many of you as my neighbors, my neighbors/friends/family that hunt there and have shot guns on his property. No matter how this turns out, they still have a right to shoot there as much as they want. Rick Herman, what is the right thing to do? Ralph Kalies said the right thing to have do is you should have come and talked to me. Rick Herman wants to make sure this gets done in the correct manner. Chairman Schmick has a suggestion, Ralph would you be willing to remove the shooting platform from the 2.61 acres and eliminate this from the property. Ralph Kalies said sure, I think it was used 3 times in 4 years. Chairman Schmick said this doesn't solve all the issues, but is something. What do you think? Is this a step in the right direction? Get that off the 2.61 acres so it is no longer a shooting platform. Cindy Herman said we still have two separate issues, the gun pad on the 2.61 acres, that is a no brainer. 2) do we want, in this township, to have 50-caliber extreme long range rifle range as a commercial operation? We should be allowed to have as a referendum and let the people of the township vote. If there are so many people in this township that support it and want it, then let them vote for it and then the issue is settled. Chairman Schmick said if that is where it ends up, that's where it ends up but we should at least find out what the attorney has to say. If that doesn't work, I'll learn how to do a referendum which I have never done, that is how we'll go. We need to go one step at a time. The biggest thing is we need to communicate and talk, bring your information to us so we can try so that everyone gets along. Anything anyone else wants to say?

Officer was present: Crisis intervention from the Health Department offers this and is for anyone who wants to talk about issues, and can call 211. Poster is on the bulletin board at the Town Hall and can take fliers attached to the poster.

6. Discuss land use violation of RW Ranch owned by Ralph Kalies Parcel #024-0785
Supervisor Kuhrt said we need to follow the progressions, hear from everyone on how they feel and from the attorney; and go from there. Supervisor Bradley said to see what the attorney has to say about this. Chairman Schmick agrees. Chairman Schmick asked if anyone has heard any shooting since the last meeting. Rick Herman said it has been quiet at that location but there is shooting behind Morgan's old barn.
7. Budget
 - A) Amendments
Transfer \$4000.00 from Road Maintenance to General Building & Plant; transfer \$700.00 from Plan Commission Wages to Building Inspections.
Chairman Schmick approves the amendments, seconded by Supervisor Bradley. Carried
 - B) Set date for Budget Workshop
Thursday, October 30, 2014 at 7pm at the Town Hall
8. Discuss and approve the Winnebago County Sheriff Joint Powers Agreement
Supervisor Kuhrt motions to accept the proposal, seconded by Supervisor Bradley. Carried
9. Discuss purchasing Short-Term Tax Collector's Bond for Treasurer Morrell
Chairman motions to spend \$200 for the Tax Collector's Bond, seconded by Supervisor Kuhrt. Carried
10. Road Inspection – October 15, 2014 at 8:00am starting at the Town Hall
11. Town Hall Remodel Bids for concrete work to be ADA compliant during Elections
Chairman received one bid that includes a 45x8' sidewalk, 4500 psi concrete, sealer, dig out dirt, stone, dirt back in, and finish for \$1800 from Nemitz Concrete. Once installed, we will take off the breaker bar and put on a different release so it is ADA compliant. Chairman recommends we accept this bid since it is the only bid we received, seconded by Supervisor Bradley. Carried

12. Discuss the updated Single-Stream Recycling Ordinance
The Ordinance contains a list of definitions and what can/can't be included, etc. The Town Board would enforce any issues. Supervisor Bradley asked if we are to send notices to everybody. We will post on the website and at the 3 locations. Treasurer Morrell asked how many pages for postage purposes if adding to the tax bills. Supervisor Bradley said then that they can't say they didn't receive it if we include with the tax bills. Treasurer Morrell suggested to include how to get the Ordinance in the Pickett Community Newsletter and a notation with tax bills where to find the ordinance online. Since discussed, we will vote next month.
13. Emergency Management plan for Town & Elections – have election draft for Board to review
Government Accountability Board talks about emergency plans at all the meetings the Chief Election Inspections go to. We took samples from other towns and made it suite our Town. They would like to have a spare key if they need to evacuate and if the doors are locked and can't get in, they would need to get back in; key #13 is for election emergency purposes. The fire building next door can be used as an evacuation site. Tim Oliver said he will give us the door code to have access inside. Clerk Sonnleitner will keep that in a sealed envelope with the election supplies. Alternate locations, would need approval to use the Pickett Community Center. Town Hall, building next door and the Pickett Community Center will be the locations for evacuation. Tim Oliver said we do have 2 portable generators to hook the machines up but they wouldn't light up the building. Just call the firemen, start with the Chief, to have help set up the generators. Generators are kept in the Town Hall.
14. Winnebago County Unit WTA – Supervisor Kuhrt attended the meeting regarding Act 377 – Implements of Husbandry another meeting on October 22, 2014 at 6:00pm at the County Highway Department
Supervisor Kuhrt said at least one representative from each town is wanted and this may develop into a steering committee. A meeting will be held on Wednesday, October 22, 2014 at 6pm at the Highway Department. County Sheriff's department is not obligated to enforce any town ordinance at all but will do the best they can. Sheriff Matz said this would be the 2nd ordinance that towns would pass that they would try to enforce. It would be better if towns and villages could get together and be the same; to have an Ordinance that is county-wide. Chairman Schmick and Supervisor Kuhrt plan to go to this meeting.
15. **PLAN COMMISSION**
 - A) Action on recommendation to approve zoning changes for the Farmland Preservation Plan from A1 to A2
There was miscommunication between the County and towns for the last two years and has now been straightened out. The County made changes already. Chairman Schmick motions to accept the recommendation of our zoning board for these changes from A1 to A2, seconded by Supervisor Bradley. Carried
 - B) Action on recommendation to approve CSM (certified survey map) for 12.6 acre parcel at 953 Cty Rd M
Chairman Schmick motions to approve CSM as recommended and to grant a conditional use permit for a non-farm-residence in an A1 district for Fred Marohn parcel at 953 County Road M (B&C), seconded by Supervisor Bradley. Carried
 - C) Action on recommendation to grant a Conditional Use Permit for a non-farm-residence in the A1 district for Fred Marohn's parcel at County Road M
See B above
 - D) Action on recommendation to approve CSM creating a 5.102 acre parcel for Lenz Family at 6315 State Rd 91
Chairman Schmick motions to combine (D&E) from A2 to RR (agenda E has a typo), and the rest of the farm will remain A2 at 6315 State Road 91, Seconded by Supervisor Bradley. Carried
 - E) Action on recommendation to approve a zoning change for Lenz parcel at 6315 State Rd 91 from A1 to RR at 6315 State Rd 91
See D above
 - F) Discuss and appoint Alternate Ken Schmick to a permanent member
Chairman Schmick recommends to appoint Alternate Ken Schmick as a permanent member on zoning board, 2nd Bradley Carried
 - G) Discuss appointing an alternate to the Plan Commission
Steve Metz resigned. Chairman Schmick asked if anyone in the audience would be interested. Ralph Kalies is interested in being an alternate, also Cindy Herman is interested. Chairman Schmick will recommend to the Board at the next meeting who to appoint. Supervisor Kuhrt wants to mention the opening to a County Plumber if he would be interested, he is on vacation now.
16. EDUCATION:
 - A) Current Issues Affecting Local Government Officials – UW-Extension
17. Fire Department / EMS Department
 - A) September: 2 fire calls / 5 EMS calls
 - B) Approve sending Building Inspector Bob Vajgrt to the WI State Fire Inspectors Association Annual Fire Prevention Conference and also reimburse for hotel stay, meals and mileage
Chairman Schmick motions to approve sending Bob to attend ... fire conference and reimburse hotel stay, meals, mileage, seconded by Supervisor Kuhrt. Carried

18. CORRESPONDENCE

- A) Oshkosh Public Library Minutes: December 19, 2013 – August 28, 2014
- B) Foreclosure of Tax Liens; Parcel #024-0597-01 – Wes & Susan Kranz
- C) WI Towns Association Monthly Mailing
- D) East Central WI Regional Commission – Karst & Urban/Rural Stormwater Management in NE WI
- E) Bituminous Insurance Companies name change to BITCO Insurance Companies

19. Items to include in the Pickett Community Center Newsletter

- A) Town Board Meeting – November 10, 2014; 7:30pm at the Utica Town Hall
- B) Public Budget Hearing/Town Electors' Meeting – November 17, 2014; 7:30pm at the Utica Town Hall
- C) 2014 Election Date – General November 4, 2014 – the law changed again and as of now, photo ID is NOT needed at this election.

20. Future Agenda Items

- A) Recycling Ordinance

21. Adjournment

Adjourned at 8:36pm

Jenny Sonnleitner, Clerk

_____ Len Schmick – Chairman

_____ Chuck Kuhrt - Supervisor #1

_____ Donavon Bradley - Supervisor #2

_____ Brenda Morrell – Treasurer

_____ Jenny Sonnleitner - Clerk

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

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 5

WHEREAS, it is desirable to amend the Zoning Ordinance and the Zoning Map of the TOWN OF BLACK WOLF in accordance with the petition of ROBERT AND JANET DAHL 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 BLACK WOLF, be and the same, are amended to provide that the attached described property be changed from the classification of A-2 of said ordinance, which it now and heretofore had, to the zoned district of R-1.

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 BLACK WOLF)

PARCEL NO: 004-0426-03 FROM A-2 TO R-1.

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

County Board Supervisory district **32**



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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RECOMMENDATION: Forward zone change to County Board for action.



TOWN OF BLACK WOLF

380 E. Black Wolf Ave.
Oshkosh, Wisconsin 54902

Office: (920) 688-1404
Fax: (920) 688-1405

004-0426-03 — R-1
FLU: Ag

ZONING CHANGE SUBMITTAL FORM



1. Name of Property Owner: Robert and Janet Dahl

Address of Owner: 5553 S. US Hwy 45
Oshkosh WI 54902

2. Name of Applicant: Same

Address of Applicant: _____

3. Legal Description of area to be rezoned (attach CSM, if applicable): Being a part of the N.E. 1/4 of the S.E. 1/4 of Sec. 29, T17N, R17E; Lot 2 of (attached) CSM # 5469

4. Tax Parcel Number (if existing parcel): _____

5. Section: 19 Town: 17N Range: 17E

6. Existing Zoning: A-2 Name of District: General Farming

7. Proposed Zoning: R-1 Name of District: Rural Residential

To be completed by Town of Black Wolf:

8. Town Board Action: Approved ☒ Denied ☐

9. Findings:

- > The Town of Black Wolf has a Comprehensive Plan
- > The zoning change is in compliance with that comprehensive plan.
- > Zoning change required for CSM land division to comply with Town Zoning Ord.
- > Town Zoning Ord. requires a minimum of 10 acres to remain Ag Zoning.
- > 6 other residential parcels in close proximity to this parcel.
- > No objections at public hearing.

I, Thomas G. Verstegen, Town of Black Wolf Zoning Administrator, hereby certify that a Public Hearing was conducted on April 7, 2014, and that all required notices were posted and/or mailed as required by local ordinance.

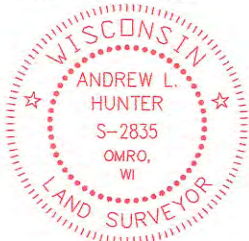
Thomas Verstegen
Thomas G. Verstegen

Date: 4-28-14

CERTIFIED SURVEY MAP NO. #5469 SHEET OF

ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 4641, BEING PART OF THE N.E. 1/4 OF THE S.E. 1/4 OF SECTION 29, T17N, R17E, TOWN OF BLACK WOLF, WINNEBAGO COUNTY, WISCONSIN.

Andrew L. Hunter

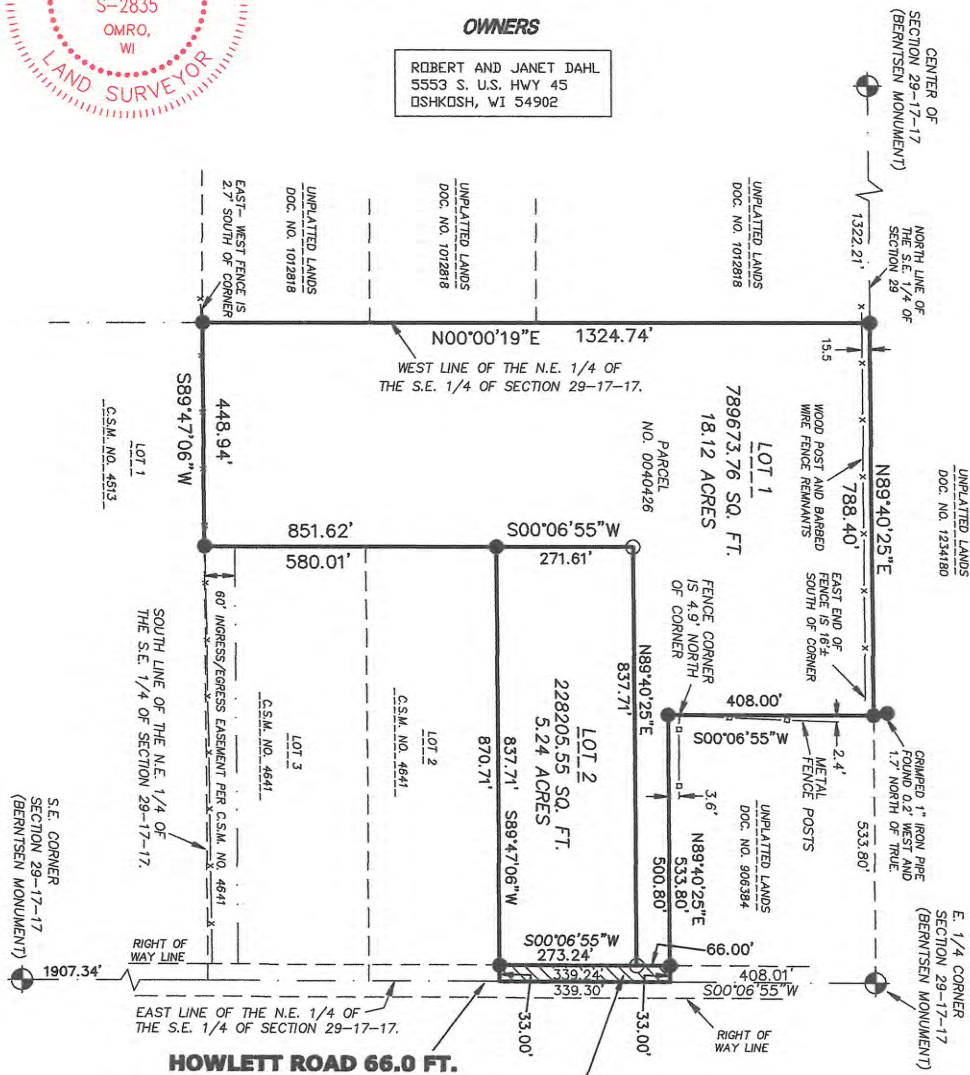


BEARINGS ARE REFERENCED TO THE EAST LINE OF THE S.E. 1/4 OF SECTION 29, T17N, R17E, WHICH AS AN ASSUMED BEARING OF SOUTH 00°06'55" WEST. ALL DISTANCES ARE MEASURED TO THE NEAREST HUNDREDTH OF A FOOT.

- DENOTES 3/4 INCH DIAMETER IRON ROD 24 INCHES LONG FOUND
- DENOTES SET 1 INCH DIAMETER IRON PIPE, 18" LONG, WEIGHING NOT LESS THAN 1.13 LBS PER LINEAL FOOT

OWNERS

ROBERT AND JANET DAHL
5553 S. U.S. HWY 45
DISHKOSH, WI 54902



HATCHED AREA TO BE DEDICATED
FOR ROADWAY PURPOSES
11195.93 SQ. FT.
0.26 ACRES



0 300 600 900



SCALE 1"=300'

DATE 2/18/2014

PROJECT 5143

SHEET 1 OF 4



WISCONSIN
LAND SURVEYING INC.

Professional Service You Can Trust

319 DAKOTA LEE WAY, OMRO, WI 54963

www.wisconsinlandsurveying.com (920)410-1515

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 6

WHEREAS, it is desirable to amend the Zoning Ordinance and the Zoning Map of the TOWN OF POYGAN in accordance with the petition of RICKEY KALLAS 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 POYGAN, be and the same, are amended to provide that the attached described property be changed from the classification of A-2 of said ordinance, which it now and heretofore had, to the zoned district of Rural Residential.

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 POYGAN)

PARCEL NO: 020-0224-01 FROM A-2 TO Rural Residential.

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

County Board Supervisory district **36**



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 *CAR*

RE: Review of Town Zoning Changes

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RECOMMENDATION: Forward zone change to County Board for action.

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RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0



Winnebago County

Zoning Department

The Wave of the Future

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

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Changes

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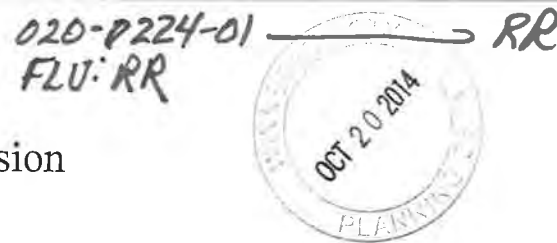
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RECOMMENDATION: Forward zone change to County Board for action.

Recommendation of
the Town of Poygan
Planning and Zoning Commission



It is the recommendation of the Town of Poygan Planning and Zoning Commission to the Town Board of the Town of Poygan to approve the zoning changes requested by Rickey Kallas, described as tax parcel number 020-022401 (2 acres) currently zoned as R1, to be changed to Rural Residential and part (0.9 acres) of tax parcel number 020-0224, being part of the Northwest ¼ of the Northeast ¼ all in Section 23, Township 19 North, Range 14 East, Town of Poygan currently zoned A2 to be changed to Rural Residential.

This property is located on the south side of Jacquis Road, approximately a 0.2 mile east of Church Road. New parcel will be Lot 1 of new CSM.

Motion by Tom Wrchota and second by Dave Buech to recommend to the Town Board to accept the zoning change.

Roll call vote:

Dave Buech- yes
Derrald McDaniel-yes
Tom Wrchota-yes
John Meyerhofer-yes
Susan Schwartz-yes

Respectfully submitted,

Susan Schwartz
Planning and Zoning Secretary

RESOLVED, by the Town Board of the Town of POYGAN, Winnebago County, Wisconsin, that the above indicated proposed amendment to the Town/County Zoning (Chapter 23) be and the same is hereby

☒ APPROVED ☐ DISAPPROVED

Signed:

Julia N. Reinert, Clerk

TOWN FINDINGS (REASONS):

1. The Town ~~DOES~~ DOES NOT have an adopted land use plan. (Circle one)
2. The requested Zoning Change ~~DOES~~ DOES NOT agree with the adopted plan. (Circle DOES or DOES NOT if you have an adopted plan or NOT APPLICABLE if you do not have an adopted plan)

Other findings:

1. No correspondence, complaints or concerns from neighbors
2. Fits comprehensive plan
3. Acceptable roof frontage for zoning

I, Julia Reinert, Town Clerk of the above named town, hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Town Board of the Town of POYGAN.

DATED THIS 15 DAY OF October, 2014.

STATE OF WISCONSIN
BROWN COUNTY

POYGAN, TOWN OF

7839 OAK HILL RD
OMRO

WI 549639789

Alexandra Zakowski

Being duly sworn, doth depose and say that she/he is an authorized representative of the Oshkosh Northwestern
daily newspaper published in the city of Oshkosh, in Winnebago County, Wisconsin, and that an advertisement of
which the annexed is a true copy, taken from said paper, which was published therein on

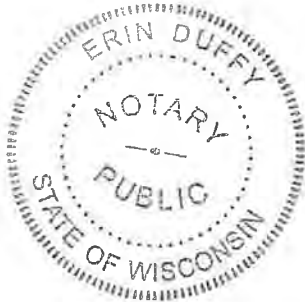
Account Number: GWM-1056937
Order Number: 0000101311
No. of Affidavits: 1
Total Ad Cost: \$44.96
Published Dates: 09/25/14, 10/02/14

(Signed)

Alexandra Zakowski
Legal Clerk

(Date)

10/2/14



Signed and sworn before me

E. R.

My commission expires

5-28-17

POYGAN, TOWN OF
Re: Planning and Zoning Commission

Notice of Public Hearing
TOWN of POYGAN
Notice is hereby given of a public hearing to be held by the Town of Poygan Planning and Zoning Commission on Thursday October 9, 2014 at the Poygan Town hall, 8893 Town Hall road, beginning at 7 PM, to hear testimony of the of the following zoning request.
Rickey Kallas, 7816 Jacquie Road, Omro, Wisconsin has requested a zoning change. Tax parcel number 020-022402 (2 acres) currently zoned as R1, to be changed to Rural Residential. Part (0.9 acres) of tax parcel number 020-0224, being part of the Northwest 1/4 of the Northeast 1/4 all in Section 23, Township 19 North, Range 14 East, Town of Poygan currently zoned A2 to be changed to Rural Residential.
This property is located on the south side of Jacquie Road, approximately a 0.2 mile east of Church Road. New parcel will be Lot 1 of new CSM.
Any person may speak at the hearing or present testimony in writing to the Town Clerk prior to the hearing.
Susan Schwartz
Secretary of the Planning and Zoning Commission
RUN: September 25, & October 2, 2014
WNAXLP

**TOWN OF POYGAN
PLANNING AND ZONING
AMENDED AGENDA**

Poygan Town Hall
8693 Town Hall Road
Thursday, October 9, 2014 @ 7:00 p.m.

1. Call to Order

2. Zoning Meeting for the Public Hearing.

Notice of Public Hearing

TOWN of POYGAN

Notice is hereby given of a public hearing to be held by the Town of Poygan Planning and Zoning Commission on Thursday October 9, 2014 at the Poygan Town hall, 8693 Town Hall road, beginning at 7 PM, to hear testimony of the of the following zoning request.

Rickey Kallas, 7816 Jacquis Road, Omro, Wisconsin has requested a zoning change. Tax parcel number 020-022402 (2 acres) currently zoned as R1, to be changed to Rural Residential. Part (0.9 acres) of tax parcel number 020-0224, being part of the Northwest ¼ of the Northeast ¼ all in Section 23, Township 19 North, Range 14 East, Town of Poygan currently zoned A2 to be changed to Rural Residential.

This property is located on the south side of Jacquis Road, approximately a 0.2 mile east of Church Road. New parcel will be Lot 1 of new CSM.

Any person may speak at the hearing or present testimony in writing to the Town Clerk prior to the hearing.

Susan Schwartz

Secretary of the Planning and Zoning Commission

Published September 25, 2014 and October 2, 2014

3. Minutes

Read and approve

4. Discussion of the Public Hearing and recommendation to the Town Board.

- Rickey Kallas zoning change to RR

5. Discussion of CSM and recommendation to the Town Board.

- CSM of Parcel Numbers 020022401 and 0200224.

6. Commissioner terms expiring in December of 2014

- Derrald McDaniel
- Toni Rossi (Alternate)
- Donald Bredbeck (Alternate)

7. Upcoming Meetings:

- Poygan Town Board Meeting-October 15, 2014 – 7:00 p.m.

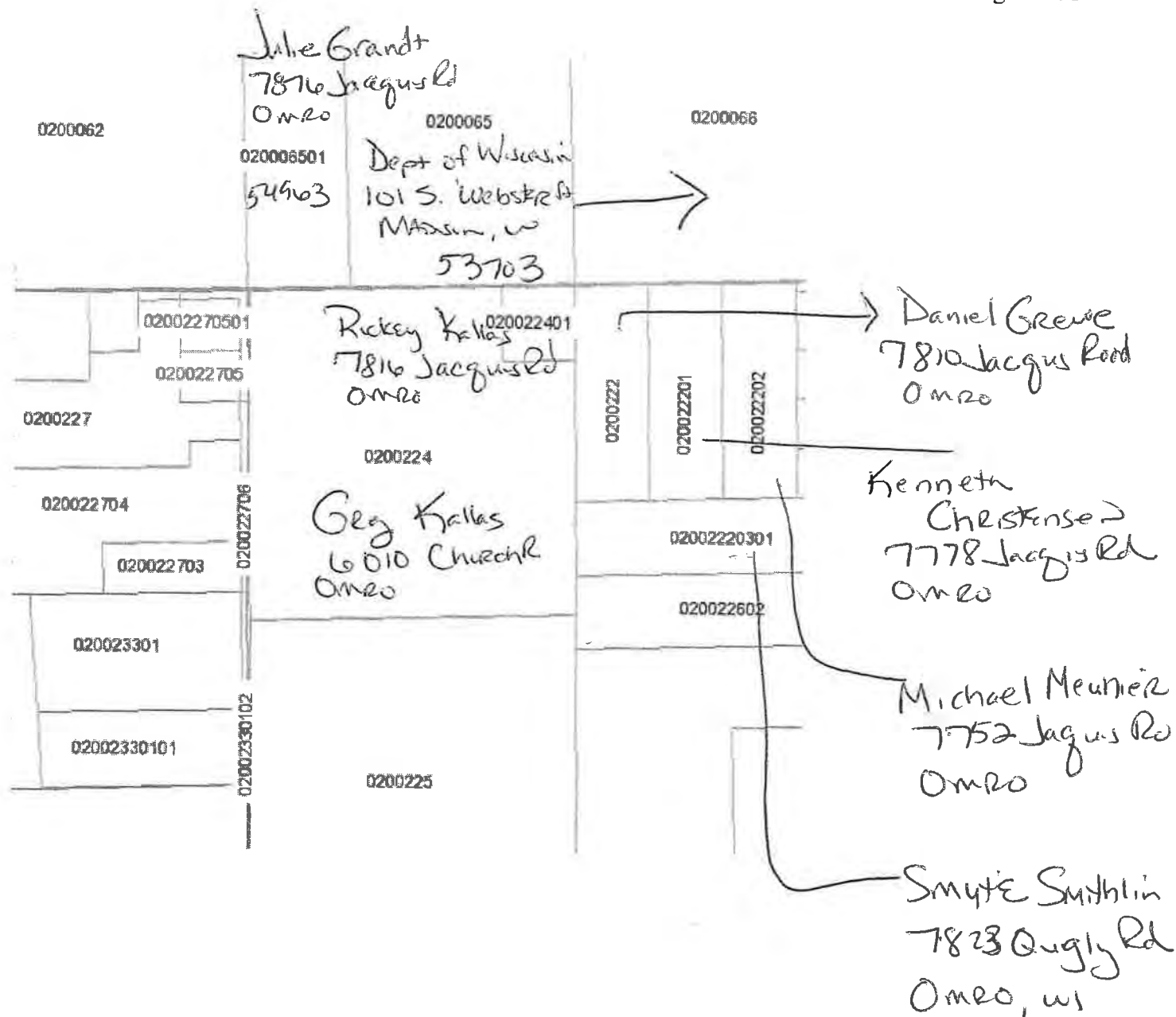
8. Next Meeting

November 13, 2014 - 7:00 p.m.

9. Adjourn

A majority of the Town Board may be present.

Susan Schwartz, Deputy Clerk



Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986

Thomas W Wrchota
5200 O'Reilly Road
Omro, WI 5463

Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986

Derrald J McDaniel
8059 Kolodzik Road
Winneconne, WI 54986

**Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986**

Antonio P Rossi
8995 County Road D
Winneconne, WI 54986

**Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986**

Donald H Bredbeck
7665 Oak Hill Road
Omro, WI 54963

**Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986**

David J Buech
8284 Oscar Lane
Winneconne, WI 54986

Town of Poygan Planning and Zoning
Susan Schwartz, Deputy Clerk
6252 Cartwright Road
Winneconne, WI 54986

**John Meyerhofer
6131 Lee Road
Winneconne, WI 54986**

Greg Kallas
6010 Church Road
Omro, WI
54963

Julie Grandt
7876 Jacquis Road
Omro, WI
54963

Rickey Kallas
7816 Jacquis Road
Omro, WI
54963

Department of Wisconsin
101 S. Webster St.
Madison, WI
53703

*DNR
P.O. Box 792
Madison, WI
53707-7921*

Smyte Smithlin
7823 Quigley Road
Omro, WI
54963

Daniel Greise
7810 Jacquis Road
Omro, WI
54963

Michael Meunier
7752 Jacquis Road
Omro, WI
54963

Kenneth Christensen
7778 Jacquis Road
Omro, WI
54963

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 *CAR*

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

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

TO: Planning & Zoning Committee

FM: Zoning Administrator

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

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.

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.

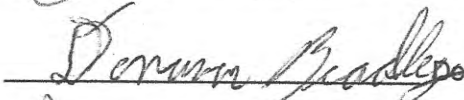
17. Adjournment

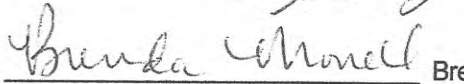
Adjourned at 8:02pm

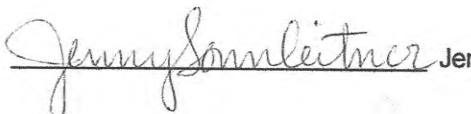
Jenny Sonnleitner, Clerk

 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.

Winnebago County Geographic Information System

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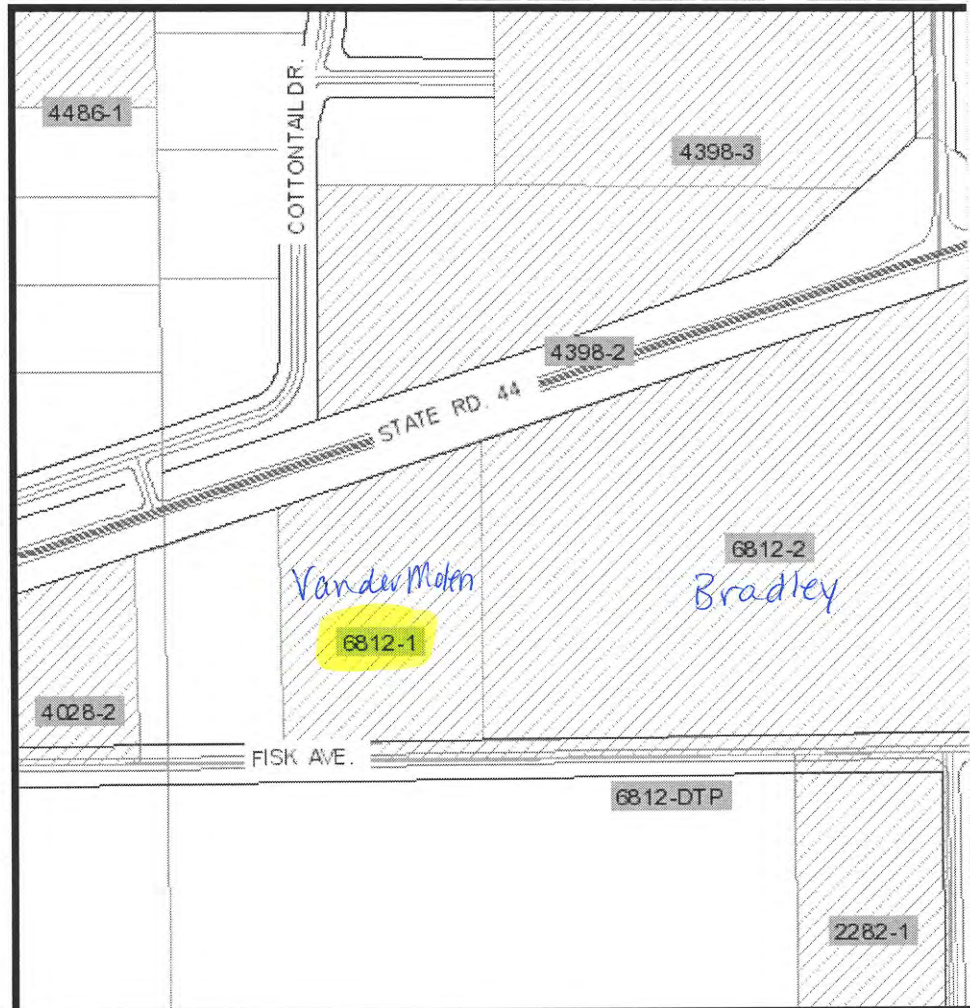
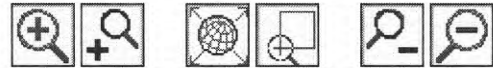
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[Contacts:](#)

Wings GIS



Info: Click Anywhere In The Map Area To RECENTER The Cur

0 0.02 0.04 mi

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[* Print Map - FireFox](#)



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING AGENDA OF DECEMBER 1, 2014

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town of Utica Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments- Town of Utica

The zoning office received a copy of the Town of Utica's adopted zoning ordinance amendments accompanied with a copy of a signed resolution adopting the ordinance amendments. The amendments are required for 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 Utica 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.

Approved 5-0

Ordinance

Town of Utica, Winnebago County, State of Wisconsin

No. 2014-103

AMENDING THE TOWN ZONING CODE

WHEREAS, the Town Board of the Town of Utica desire to amend the Town zoning code to ensure that its Farmland Preservation Zoning complies with changes in the state statutes; and

WHEREAS, the Town provided notice of the zoning changes as required by law and held a public hearing for public comment; and

WHEREAS, the Town Plan Commission approved the amendments by passing a resolution by majority vote.

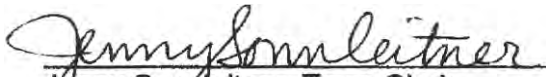
NOW, THEREFORE BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF UTICA, WINNEBAGO COUNTY, WISCONSIN, THAT:

The Town Board does hereby amend the Town Zoning Code by repealing the old Farmland Preservation Zoning and recreating the Farmland Preservation District regulations as attached hereto as Exhibit A.

Dated this 30th day of November, 2014.


Leonard Schmick, Chairman

ATTEST:


Jenny Sonleitner, Town Clerk

AYES 3, NAVES 0
PASSED THIS 13th DAY OF October, 2014
PUBLISHED THIS 30th DAY OF November. 2014

ORDINANCE NO. _____

ORDINANCE REPEALING AND RECREATING SECTION 10. A-1 AGRICULTURAL DISTRICT (FARM PRESERVATION) OF THE TOWN ZONING CODE

WHEREAS, the Town Board of the Town of Utica previously adopted a zoning code pursuant to its authority under the Wisconsin Statutes; and

WHEREAS, the Town Board of the Town of Utica is interested in repealing and recreating the farmland preservation district in order to comply with state statutes in order to preserve farmland and to allow farmers in the district to take advantage of the tax benefits that accrue to land zoned as farmland preservation land; and

WHEREAS, the Town Plan Commission held a public hearing on _____, 2012 and that the hearing was properly noticed and the notice of hearing included the required statutory information; and

WHEREAS, the Town Plan Commission recommended the approval of the farmland preservation district regulations by passing a resolution; and

WHEREAS, the Town Board of the Town of Utica is desirous to adopt the revised farmland preservation district.

NOW, THEREFORE BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF UTICA, WINNEBAGO COUNTY, WISCONSIN, THAT:

I. Pursuant to the authority granted by the Wisconsin Statutes, the Town Board does hereby repeal and recreate Section 10. A-1 Agricultural District. (Farm Preservation) as follows:

A. DEFINITIONS. In this farmland preservation ordinance:

(1) "Accessory use" means any of the following land uses on a farm:

(a) A building, structure, or improvement that is an integral part of, or is incidental to, an agricultural use. This may include, for example:

1. A facility used to store or process raw agricultural commodities, all of which are produced on the farm.
2. A facility used to keep *livestock* on the farm.
3. A facility used to store or process inputs primarily for agricultural uses on the farm.
4. A facility used to keep or service vehicles or equipment primarily employed in agricultural uses on the farm.

5. A wind turbine or solar energy facility that collects wind or solar energy on the farm, and uses or transforms it to provide energy primarily for use on the farm.
 6. A manure digester, bio-fuel facility, or other facility that produces energy primarily from materials grown or produced on the farm, primarily for use on the farm.
 7. A waste storage or processing facility used to store or process animal waste produced solely from *livestock* kept on the farm.
- (b) An activity or business operation that is an integral part of, or incidental to, an agricultural use.
- (c) A farm *residence*, including normal residential appurtenances.
- (d) A business, activity, or enterprise, whether or not associated with an agricultural use, which meets all of the following requirements:
1. It is conducted on a farm by an owner or operator of that farm.
 2. It requires no buildings, structures, or improvements other than those described in par. (a) or (c).
 3. It employs no more than 4 full-time employees annually.
 4. It does not impair or limit the current or future agricultural use of the farm or other protected farmland.
- (2) "Agricultural use, means any of the following activities conducted for the purpose of producing an income or livelihood:
- (a) Crop or forage production.
 - (b) Keeping *livestock*.
 - (c) Beekeeping.
 - (d) Nursery, sod, or Christmas tree production.
 - (e) Floriculture.
 - (f) Aquaculture.
 - (g) Fur farming.

- (h) Forest management.
 - (i) Enrolling land in a federal agricultural commodity payment program or a federal or state agricultural land conservation payment program.
- (3) "Agriculture-related use," means a facility, whether or not located on a farm, that has at least one of the following as a primary and not merely incidental purpose:
- (a) Providing agricultural supplies, agricultural equipment, agricultural inputs or agricultural services directly to farms, including farms in the farmland preservation zoning district.
 - (b) Storing, processing or handling raw agricultural commodities obtained directly from farms, including farms in the farmland preservation zoning district.
 - (c) Slaughtering livestock, including livestock from farms in the farmland preservation zoning district.
 - (d) Marketing livestock to or from farms, including farms in the farmland preservation zoning district.
 - (e) Processing agricultural by-products or wastes received directly from farms, including farms in the farmland preservation zoning district.
- (4) "Base farm trace" means all land, whether one parcel or two or more contiguous parcels, which is in a farmland preservation zoning district and is part of a single farm on May 14, 2012, regardless of any subsequent changes in the size of the farm.
- (5) "Common ownership" means ownership by the same person or persons) or by persons that are all wholly owned by the same person or persons. "Common ownership" includes joint tenancy and tenancy in common. Solely for purposes of this definition, a parcel owned by one member of a married couple is deemed to be owned by the married couple. *Explanatory note: Land is deemed to be under common ownership, "for purposes of this ordinance, if it is all owned by the same individual, married couple, joint tenants, tenants in common, corporation, LLC, partnership, estate or trust. If land parcels are owned by separate legal entities, but those legal entities are all wholly owned by exactly the same person or persons, those land parcels are deemed to be under "common ownership" for purposes of this ordinance.*
- (6) "Contiguous" means adjacent to or sharing a common boundary. "Contiguous" land includes land that is separated only by a river, stream, section line, public road, private road, railroad, pipeline, transmission line, or transportation or transmission right-of-way. Parcels are not "contiguous" if they meet only at a single point.

- (7) "Farm,, means all land under *common ownership* that is primarily devoted to *agricultural use*. For purposes of this definition, land is deemed to be primarily devoted to *agricultural use* if any of the following apply:
- (a) The land produces at least \$6,000 in annual gross *farm revenues* to its owner or renter, regardless of whether a majority of the land area is in *agricultural use*.
 - (b) A majority of the land area is in *agricultural use*.
- (8) "Farm acreage" means, for purposes of section D(2)(a), the combined total *acreage* of all of the following in the "*basefarm* tract:"
- (a) *Farms*.
 - (b) Open space parcels of more than 10 acres.
- (9) "Farm *residence*" means any of the following structures located on a farm:
- (a) A single-family or duplex *residence* that is the only residential structure on the *farm*.
 - (b) A single-family or duplex *residence* that is occupied by any of the following:
 - I. An owner or operator of the *farm*.
 - 2. A parent or child of an owner or operator of the *farm*
- (10) "Gross farm revenue" means gross receipts from *agricultural uses*, less the cost or other basis of *livestock* or other agricultural items purchased for resale which are sold or otherwise disposed of during the taxable year. "Gross farm revenue" includes receipts accruing to a renter, but does not include rent paid to the land owner.
- (11) "Livestock" means bovine animals, equine animals, goats, poultry, sheep, swine, farm-raised deer, farm-raised game birds, camelids, ratites and farm-raised fish.
- (12) "Nonfarm *residence*" means any *residence* other than a *farm residence*.
- (13) "Nonfarm residential *acreage*" means, for purposes of section D(2)(a), the combined total *acreage* of all parcels on which *nonfarm residences* are located, all parcels on which the town has approved *nonfarm residences*, all parcels of 10 acres or less that do not qualify as *farms*, and the parcel to which the conditional use permit application pertains. If a *residence* is located or proposed to be located on an undivided farm, but does not qualify as a *farm residence*, the size of the residential parcel is deemed to be 10 acres.

- (14) "Open space parcel" means a parcel on which no buildings, other than hunting blinds or small sheds, have been constructed or approved for construction.
- (15) "Person" means an individual, corporation, partnership, limited liability company (LLC), trust, estate or other legal entity.
- (16) "Prime farmland, means all of the following:
 - (a) An area with a class I or class II land capability classification as identified by the Natural Resources Conservation Service of the United States Department of Agriculture.
 - (b) Land, other than land described in par. (a), which is identified as *prime* farmland in the county's certified farmland preservation plan.
- (17) "Prior nonconforming use" means a land use that does not comply with this farmland preservation zoning ordinance, but which lawfully existed prior to the application of this ordinance.
- (18) "Protected farmland" means land that is any of the following:
 - (a) Located in a farmland preservation zoning district certified under ch. 91, Wis. Stats.
 - (b) Covered by a farmland preservation agreement under ch. 91, Wis. Stats.
 - (c) Covered by an agricultural conservation easement under s. 93.73, Wis. Stats.
 - (d) Otherwise legally protected from nonagricultural development.

B. LAND USE IN FARMLAND PRESERVATION ZONING DISTRICT; GENERAL.
 Only the following land uses are allowed in a farmland preservation zoning district:

- (1) Uses allowed under section C without a conditional use permit.
- (2) Uses allowed under section D with a conditional use permit.
- (3) *Prior nonconforming uses*, subject to section 60.61(5) Wis. Stats.

C. PERMITTED USES. The following land uses are allowed without a conditional use permit in a farmland preservation zoning district:

- (1) *Agricultural* uses and *accessory uses on farms*, except that a conditional use permit is required under section D(4) for the following *agricultural* uses and *accessory* uses *on farms*:

- (a) A new OR expanded facility used to keep cattle) swine) poultry) sheep) goats, equines, farm-raised deer, farm-raised game birds, camelids, ratites, farm-raised fish or mink if that facility will have more than 500 animal units.
- (b) A new or expanded facility for on-farm riding stables and boarding facilities, farmstead food processing facilities, farmstead retail outlets, manure storage systems, large on-farm fuel or agricultural storage facilities.
- (2) *Nonfarm residences* constructed in a rural residential cluster according to a conditional use permit issued under section D(3) for that cluster.
- (3) Undeveloped natural resource and open space areas.
- (4) Transportation, utility, communication, or other uses that are required under state or federal law to be located in a specific place, or that are authorized to be located in a specific place under a state or federal law that preempts the requirement of a conditional use permit for that use.

D. CONDITIONAL USES.

(1) General.

- (a) the town may issue a conditional use permit for a proposed land use identified in this section if the proposed land use meets applicable conditions under this section. The town shall follow the procedures described in Section 19 of the Zoning Ordinance.
- (b) Before issuing a conditional use permit under par. (a), the town shall determine in writing that the proposed use meets applicable conditions under this section. The town may issue the permit subject to any additional conditions which the town deems necessary to carry out the purposes of this ordinance.
- (2) *Nonfarm residences*. The town may issue a conditional use permit for a proposed *nonfarm residence* if all of the following standards will be met when the approved *nonfarm residence* comes into existence:

- (a) If the *nonfarm residence* will be located in a *basefarm* tract:

- 1. The ratio of *nonfarm residential acreage* to *farm acreage* in the *basefarm tract* will not exceed 1:20.
- 2. There will be no more than 4 dwelling units in *nonfarm residences*, nor more than 5 dwelling units in *residences* of any kind, in the *basefarm tract*.

3. The lot created for the nonfarm residence shall be a minimum size of five (5) acres.
- (b) Neither the *nonfarm residence*, nor the parcel on which the *nonfarm residence* is located, will do any of the following:
1. Convert *prime farmland*, or cropland other than a woodlot, from *agricultural use* if there is a reasonable alternative available to the permit applicant.
 2. Significantly impair or limit the current or future *agricultural* use of any other *protected farmland*.
- (3) *Nonfarm* residential clusters. The town may issue a single conditional use permit authorizing two or more proposed *nonfarm residences* if all of the following apply:
- (a) The conditional use permit includes all of the following information:
 1. The total number of *nonfarm residences* authorized by the permit.
 2. A legal or survey description of each parcel on which a *nonfarm residence* is authorized.
 3. The number of *nonfarm residences* authorized on each parcel under subd. 2., if more than one.
 4. The number of dwelling units authorized in each authorized *nonfarm residence*, if more than one.
 - (b) Each of the parcels described under par. (a)2. shares a boundary with at least one other parcel described under par. (a)2.
 - (c) Each of the proposed *nonfarm residences* will meet all of the standards under sub. (2) when all of the proposed *nonfarm residences* have come into existence.
 - (d) The conditional use permit prohibits all of the following:
 1. Any further division of any parcel described in par. (a)2.
 2. Any *nonfarm residence* or dwelling unit on a parcel identified in par. (a)2., other than a *nonfarm residence* or dwelling unit identified in the permit.

(4) Agricultural and accessory uses on farms. The town may issue a conditional use permit for any of the following *agricultural uses* or *accessory uses* for which a permit is required under section C(1):

- (a) A new or expanded facility used to keep cattle, swine, poultry, sheep, goats, equines, farm-raised deer, farm-raised game birds, camelids, ratites, farm-raised fish or mink if that facility will have more than 500 animal units.
- (b) A new or expanded facility for on-farm riding stables and boarding facilities, farmstead food processing facilities, farmstead retail outlets, manure storage systems, large on-farm fuel or agricultural storage facilities.

(5) Agriculture-related uses. The town may issue a conditional use permit for an agriculture-related use if all of the following apply:

- (a) The use supports agricultural uses in the farmland preservation zoning district in direct and significant ways, and is more suited to a farmland preservation zoning district than to an industrial or commercial zoning district.
- (b) The use and its location in the farmland preservation zoning district are consistent with the purposes of the farmland preservation zoning district.
- (c) The use and its location in the farmland preservation zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.
- (d) The use is reasonably designed to minimize conversion of land, at and around the use site, from agricultural use or open space use.
- (e) The use does not substantially impair or limit the current or future agricultural use of other protected farmland.
- (f) Construction damage to land remaining in agricultural use is minimized and repaired to the extent feasible.

(6) Compatible infrastructure.

- (a) The town may issue a conditional use permit for any of the following uses if that use meets applicable conditions under par. (b):
 - 1. Transportation uses, including roads, rail facilities, and agricultural aeronautic facilities.
 - 2. Communication uses, including transmission lines, cell towers, antennae and broadcast towers.
 - 3. Oil, gas and other pipelines.

4. Electrical transmission lines.
5. Wind turbines.
6. Solar power generation facilities.
7. Drainage facilities.

(b) The town may issue a conditional use permit for a proposed use under par. (a) if all of the following apply:

1. The use and its location in the farmland preservation zoning district are consistent with the purposes of the farmland preservation zoning district.
2. The use and its location in the farmland preservation zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.
3. The use is reasonably designed to minimize conversion of land, at and around the site of the use, from agricultural use or open space use.
4. The use does not substantially impair or limit the current or future agricultural use of other protected farmland.
5. Construction damage to land remaining in agricultural use is minimized and repaired to the extent feasible.

(7) Government and nonprofit community uses. The town may issue a conditional use permit for a government use, or for an institutional, religious or community use, if the Town determines that all of the following apply:

- (a) The use and its location in the farmland preservation zoning district are consistent with the purposes of the farmland preservation zoning district.
- (b) The use and its location in the farmland preservation zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.
- (c) The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use.
- (d) The use does not substantially impair or limit the current or future agricultural use of other protected farmland.

- (e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

(8) Nonmetallic mineral extraction. The town may issue a conditional use permit for a nonmetallic mineral extraction operation if all of the following apply:

- (a) The operation complies with all of the following:

- 1. Subchapter I of ch. 295, Wis. Stats., and rules promulgated under that subchapter.
- 2. Applicable provisions of county and local ordinances adopted under ss. 295.13 and 295.14, Wis. Stats.
- 3. Any applicable requirements of the Wisconsin Department of Transportation concerning the restoration of nonmetallic mineral extraction sites.

- (b) The operation and its location in the farmland preservation zoning district are consistent with the purposes of the farmland preservation zoning district.
- (c) The operation and its location in the farmland preservation zoning district are reasonable and appropriate, considering alternative locations outside the farmland preservation zoning district, or are specifically approved under state or federal law.
- (d) The operation is reasonably designed to minimize the conversion of land around the extraction site from agricultural use or open space use.
- (e) The operation does not substantially impair or limit the current or future agricultural use of other protected farmland.
- (f) The conditional use permit requires the landowner to restore the affected land after the nonmetallic mineral extraction operation is completed. The permit shall require the landowner to restore the land to a condition suitable for agricultural use, according to a written restoration plan included with the permit.

(9) Migrant Labor Camp. The town may issue a conditional use permit for a migrant labor camp that is certified under s. 103.92, Wis. Stats. if all of the following apply:

- (a) The use and its location in the farmland preservation zoning district are consistent with the purposes of the farmland preservation zoning district.
- (b) The use and its location in the farmland preservation zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.

- (c) The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use.
- (d) The use does not substantially impair or limit the current or future agricultural use of other protected farmland.
- (e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

E. REZONING LAND OUT OF A FARMLAND PRESERVATION ZONING DISTRICT.

(1) Except as provided in sub. (2), the town may not rezone land out of a farmland preservation zoning district unless the town finds all of the following in writing, after public hearing, as part of the official record of the rezoning:

- (a) The rezoned land is better suited for a use not allowed in the farmland preservation zoning district.
- (b) The rezoning is consistent with any comprehensive plan, adopted by the town, which is in effect at the time of the rezoning.
- (c) The rezoning is substantially consistent with the county farmland preservation plan, certified under ch. 91, Wis. Stats., which is in effect at the time of the rezoning.
- (d) The rezoning will not substantially impair or limit current or future agricultural use of other protected farmland.

(2) Subsection (1) does not apply to any of the following:

- (a) A rezoning that is affirmatively certified by the Wisconsin Department of Agriculture, Trade and Consumer Protection under ch. 91, Wis. Stats.
- (b) A rezoning that makes the farmland preservation zoning ordinance more consistent with the county farmland preservation plan map, certified under ch. 91, Wis. Stats., which is in effect at the time of the rezoning.

(3) By March 1 of each year, the town shall report to the Department of Agriculture, Trade and Consumer Protection the number of acres that the town has rezoned out of a farmland preservation zoning district during the prior year and shall provide a map that clearly shows the location of those acres.

II. The town clerk shall provide notice as required by law and shall send the ordinance to the county for approval.

III. Upon receipt of approval by the county the town clerk shall take action to have the new ordinance incorporated into the Town Zoning Codebook.

Dated this____day of_____, 2012.

Leonard Schn1ick, Chairman

ATTEST:

Jenny Sonnleitner, Town Clerk

AYES _____ NAYES _____

PASSED THIS DAY OF _____, 2012
PUBLISHED THIS DAY OF _____, 2012

102-122014

RESOLUTION: Authorize a Transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Project Fund for Park View Health Center

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, there have been significant water runoff problems causing flooding at the new Park View Health Center campus; and

WHEREAS, the Winnebago County Five-Year Capital Improvements Plan includes a project to address the water problems; and

WHEREAS, this Project will redirect storm water runoff from areas around Park View Health Center to a drainage swale by Snell Road; and

WHEREAS, redirecting the storm water runoff will increase the difference in drainage height and improve the flow of storm water away from the Park View Health Center campus.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Capital Project Fund for Park View Health Center for the purpose of redirecting storm water runoff away from the Park View Health Center campus.

Respectfully submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Committee Vote: **5-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **5-0**

Vote Required for Passage: **Two-Thirds of Membership**

Approved by the Winnebago County Executive this _____ day of _____, 2014.

Mark L Harris
Winnebago County Executive

2 **RESOLUTION: Authorize the Transfer of \$18,393 from UW Fox Valley Grounds**
3 **Maintenance Project Funds and Savings on Other Capital Purchases to a**
4 **Fund for the Purchase of Snow Removal Equipment to be Added to a**
5 **Turf Mower that was Included in UW Fox Valley's 2014 Budget.**
6
7

8 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

9 **WHEREAS**, UW Fox Valley had included the purchase of a turf mower as part of the 2014 budget; and

10 **WHEREAS**, it was determined that it would be beneficial to purchase snow removal equipment that can be
11 attached to the turf mower in winter to assist with snow plowing; and

12 **WHEREAS**, UW Fox Valley saved \$12,847 on other capital purchases during 2014; and

13 **WHEREAS**, UW Fox Valley would like to defer a grounds maintenance project to a later year and use \$5,446
14 from that project to pay for the balance of snow removal equipment.

15 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
16 authorizes the transfer of \$18,393 with \$12,847 coming from savings from other capital outlay projects and \$5,446
17 coming from deferring a grounds maintenance project to a fund for the purchase of snow removal equipment that can
18 be added to a turf mower that had been included in UW Fox Valley's 2014 Budget.
19

20 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that this transfer is contingent
21 upon Outagamie County passing a similar resolution.
22
23

24 Respectfully submitted by:

25 **UW FOX VALLEY COMMITTEE**

26 Committee Vote: **4-0**

27 Respectfully submitted by:

28 **PERSONNEL AND FINANCE COMMITTEE**

29 Committee Vote: **5-0**

30 Vote Required for Passage: **Two-Thirds of Membership**

31

32 Approved by the Winnebago County Executive this ____ day of _____, 2014.
33

34 _____
35 Mark L Harris
36 Winnebago County Executive

1 **104-122014**

2 **RESOLUTION: Transfer \$170,000 from the 2014 CTH Y Mill and Pave Project to the**
3 **CTH T Project to Cover Unanticipated Costs**

4
5
6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, the CTH T Project, which included reconstructing CTH T from CTH GG to CTH G in the Town of
8 Vinland, encountered problems with poor soil underneath the concrete which had to be removed costing well over
9 the estimated amount; and

10 **WHEREAS**, due to its poor condition, the soil was removed and replaced with borrow and more supportive
11 granular materials; and

12 **WHEREAS**, as a result of these unanticipated expenses, the project ran approximately \$170,000 over
13 budget; and

14 **WHEREAS**, there are sufficient funds remaining in the CTH Y Mill and Pave Project to make a transfer
15 directly from that Project.

16
17 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
18 authorizes a transfer of \$170,000 from the CTH Y Mill and Pave Project to the CTH T Project to pay the additional
19 costs incurred as a result of the poor soil conditions.

20
21
22 Respectfully submitted by:

23 **HIGHWAY COMMITTEE**

24 Committee Vote: **3-0**

25 Respectfully submitted by:

26 **PERSONNEL AND FINANCE COMMITTEE**

27 Committee Vote: **5-0**

28 Vote Required for Passage: **Two-Thirds of Membership**

29 Approved by the Winnebago County Executive this ____ day of _____, 2014.

30
31
32 _____
33 Mark L Harris
 Winnebago County Executive

2 **RESOLUTION: Establish Policy for County Highway Weight Limits as Provided in 2013**
3 **ACT 377 and § 348.15(3)(g), Wis Stats**
4

5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6 **WHEREAS**, The Wisconsin Legislature has adopted 2013 ACT 377, which amends the Wisconsin Statutes
7 regarding operations of Implements of Husbandry and Agricultural Commercial Motor Vehicles on public roads; and
8 **WHEREAS**, a portion of this new law provides amendments to weight limitations, maximum lengths, and
9 other operating guidelines and authorizes local Towns, Cities, and Villages, among other issues, limited discretion to
10 establish less stringent weight limits on some roads within certain statutory limits; and

11 **WHEREAS**, after review by the Winnebago Highway Committee and upon that Committee's consultation
12 with town officials within Winnebago County, the Highway Committee herein recommends that the Board adopt a
13 policy accepting and instituting those weight limits, without amendment, which are set forth by the State Legislature
14 in 2013 Act 377 and, specifically, in the chart attached to § 348.15(3)(g), Wis Stats, as the Committee finds those
15 weight limits to be inherently reasonable and without need for amendment; and

16 **WHEREAS**, the aforementioned law requires the local authority having jurisdiction over each road's
17 maintenance to create and issue "no-fee permits" to the agricultural community when requested and when
18 appropriate. These permits are designed to be issued and renewed annually; and

19 **WHEREAS**, it appears to be in the best interests of Winnebago County residents and road users for the
20 entire County to adopt and utilize the same policy and to work to assure consistent implementation of this policy
21 across municipal boundaries.

22
23 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
24 adopts a policy so as to implement those weight limits on county roads as is set forth in 2013 Wisconsin Act 377 and,
25 more specifically, in § 348.15(3)(g), Wis Stats

26 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes the
27 County Highway Department to provide coordination services to the local municipalities regarding the administration
28 and implementation of these new laws. These activities may require charges to be levied to the local municipalities
29 for services rendered.

30 Respectfully submitted by:
31 **HIGHWAY COMMITTEE**

32 Committee Vote: **3-0**
33 Vote Required for Passage: **Majority of Those Present**
34

35 Approved by the Winnebago County Executive this ____ day of _____, 2012.
36

37 _____
38 Mark L Harris
39 Winnebago County Executive

2 **RESOLUTION: Support State Funding for County 911 Services**

3
4
5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6 **WHEREAS**, 911 emergency dispatch services are among the most vital services that counties provide;
7 and

8
9 **WHEREAS**, Wisconsin residents expect the same level of excellent service throughout the state,
10 regardless of where an emergency may occur; and

11
12 **WHEREAS**, in 2003 the State of Wisconsin established a fee on all wireless phones to fund grants to
13 counties to pay for enhanced 911 services, including wireless call-locating software and equipment; and

14
15 **WHEREAS**, since 2009, the Wisconsin Counties Association, and the State's telecommunications
16 providers, have advocated establishing a permanent grant program to fund equipment purchases and
17 training for employees of county-designated Public Safety Answering Points (PSAPs), with each county to
18 designate one PSAP per county by resolution, to be funded with a monthly fee of up to 75¢ on all devices
19 capable of dialing 911; and

20
21 **WHEREAS**, since 2009, the Wisconsin Legislature and the Governor have redesignated funding for
22 911 emergency services as a 75¢ per month Police and Fire Protection Fee for all telephone calling devices
23 and directed the revenue from the fee to fund the county and municipal aid (shared revenue) account to
24 meet other state financial obligations; and

25
26 **WHEREAS**, presently, counties must rely almost entirely on property taxes to pay for equipment,
27 training, and consolidation of municipal and county 911 services; and

28
29 **WHEREAS**, eliminating the Police and Fire Protection Fee, and restoring funding for 911 without
30 replacing the lost revenue would result in an approximate \$50 million annual reduction in shared revenue
31 payments to municipalities and counties; and

32
33 **WHEREAS**, under current law each county must individually contract with a telecommunications
34 provider for telephone lines running into each county's 911 center. Counties must depend on a maximum
35 40¢ per month fee on only landline telephones to pay telecommunications providers for the cost of this
36 service; and

37
38 **WHEREAS**, revenues from such fees are declining due to the decreased use of landline
39 telephones and the increased use of cellular telephones.

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41
42 **NOW, THEREFORE, BE IT RESOLVED**, by the Winnebago County Board of Supervisors that it
43 hereby urges the Wisconsin Legislature and Governor to support legislation and state budget action that
44 accomplishes all of the following goals:

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 - Fully funds the County and Municipal Aid Program (shared revenue) with state General Purpose Revenue, rather than through the Police and Fire Protection Fee;
 - Establishes a technology-neutral fee on all cellular telephones, landline telephones, and other devices capable of dialing 911;
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- Uses the revenue from this fee to fund a grant program to pay for equipment purchases and training for one Public Safety Answering Point (911 center) per county, as designated by the county board of each county, and to develop financial incentives to encourage consolidation of 911 services; and
- Provides a sustainable source of funding for costs associated with providing all telephone lines (both landline and cellular) into one county Public Safety Answering Point;

BE IT FURTHER RESOLVED Winnebago County Board of Supervisors that it directs that a copy of this resolution be forwarded by the Winnebago County Clerk to the following:

- The Wisconsin Counties Association;
- All Legislators representing Winnebago County constituents;
- The Governor of the State of Wisconsin.

Fiscal Impact. There is no fiscal impact if County and Municipal Aid Program (shared revenue) of approximately \$50 million is funded through the State General Purpose Revenue.

Respectfully submitted by:

LEGISLATIVE COMMITTEE

Committee Vote: **14-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this ____ day of _____, 2014.

Mark L Harris
Winnebago County Executive

2 **RESOLUTION: Oppose Proposed Lapse in State Funding to Circuit Court System**

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5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6 **WHEREAS**, the 2013-2015 State Biennial Budget requires the Wisconsin court system to return a total of
7 \$11.8 million to the state general fund over the next two-year period, resulting in budget cuts that could affect the
8 circuit court system in Winnebago County; and

9 **WHEREAS**, if state budget cuts are made, the Winnebago County circuit court system will no longer receive
10 state funding at its previous level in the form of circuit court payments, interpreter assistance, and guardian ad litem
11 assistance; and

12 **WHEREAS**, the proposed reduction of funding and resulting budget cuts would create a significant financial
13 challenge to Winnebago County, thus potentially resulting in an increased tax levy; and

14 **WHEREAS**, it is in the best interests of Winnebago County to oppose this proposed budget reduction.

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16 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it states its
17 opposition to the lapse of funding for the Wisconsin court system over the next two-year period.

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19 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that a copy of this resolution
20 be transmitted by the Winnebago County Clerk to all legislators representing Winnebago County constituents; to the
21 Office of Chief Justice Shirley Abrahamson of the Wisconsin Supreme Court; to the State Courts Director; to the
22 Wisconsin Counties Association; and to the Office of Governor Scott Walker.

23 Respectfully submitted by:

24 **LEGISLATIVE COMMITTEE**

25 Committee Vote: **14-0**

26 Vote Required for Passage: **Majority of Those Present**

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28 Approved by the Winnebago County Executive this ____ day of _____, 2014.

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Mark L Harris
Winnebago County Executive

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, one of the Psychiatric Nurse positions will soon become vacant due to a retirement; and

WHEREAS, the current and future workload demands of the Division place greater emphasis on providing comprehensive support services to persons with persistent and severe mental illnesses, which duties do not require nursing credentials, but are normally accomplished by a bachelor's degree-trained individual under the job title of Team Case Manager; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Department of Human Services by deleting one full-time Psychiatric Nurse position and adding one full-time Team Case Manager position.

Wage Cost (savings)	\$ 4,437
Fringe Benefit Cost (savings)	<u>\$ 641</u>
Total Cost (savings)	\$ 5,078

PERSONNEL AND FINANCE COMMITTEE

Vote Required for Passage: **Two-Thirds of Membership**

Mark L Harris
Winnebago County Executive