



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Changes

1. **Town of Clayton - Town Zoning Change (Tax ID No: 006-0348-01) – Town of Clayton**

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

2. Rick Christianson - Town Zoning Change (Tax ID No: 006-0527 & 006-0528) – Town of Clayton

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

3. Schmick - Town Zoning Change (Tax ID No: 024-0472-01-02 and 024-0472-01-01) – Town of Utica.

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

TOWN OF CLAYTON

ORDINANCE 2019-007

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 2015/16 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:

Property Owner:

Town of Clayton, 8348 CTR T, Larsen, WI 54947.

Legal description of property:

For property located at 8879 Clayton Avenue, Neenah, WI 54956 and specifically described as Tax ID # 006-0348-01 located in Section 13, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:

The application is to re-zone the property from R-1 (Rural Residential District) to R-2 (Suburban 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 15th day of May, 2019

Vote: Yes: 4 No: 0 Abstain: 1


Russell D. Geise, Chair

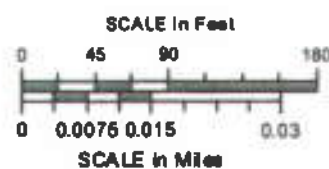
ATTEST:

Holly Stevens, Town Clerk

Site Map

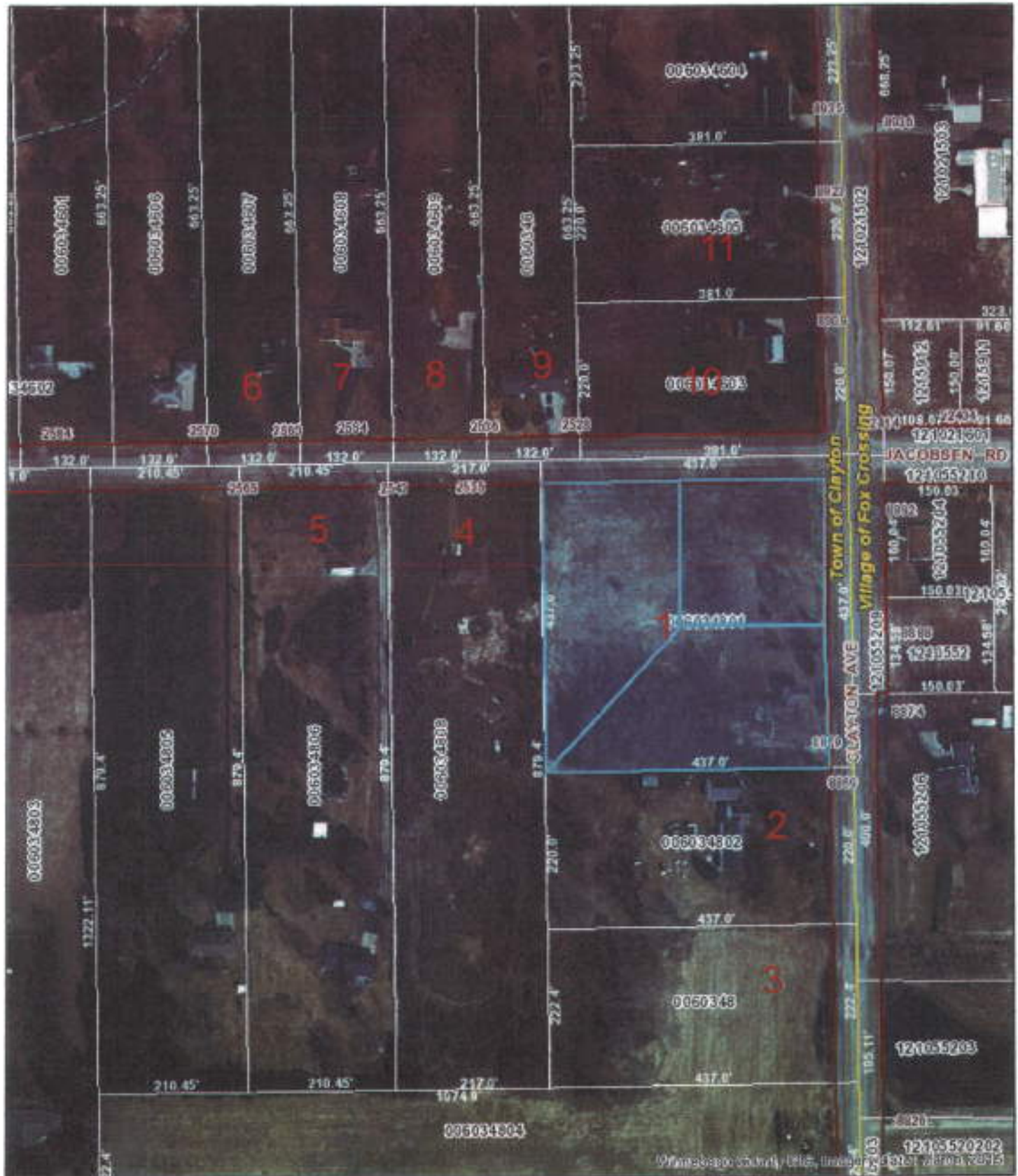


April 1, 2019

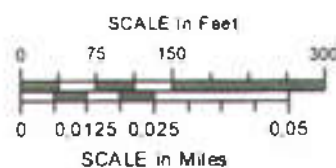


W.L.N.G.S. Project Disclaimer
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006-0348-01 8879 Clayton Avenue



April 16, 2019



WINGS Project Disclaimer

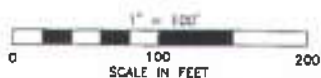
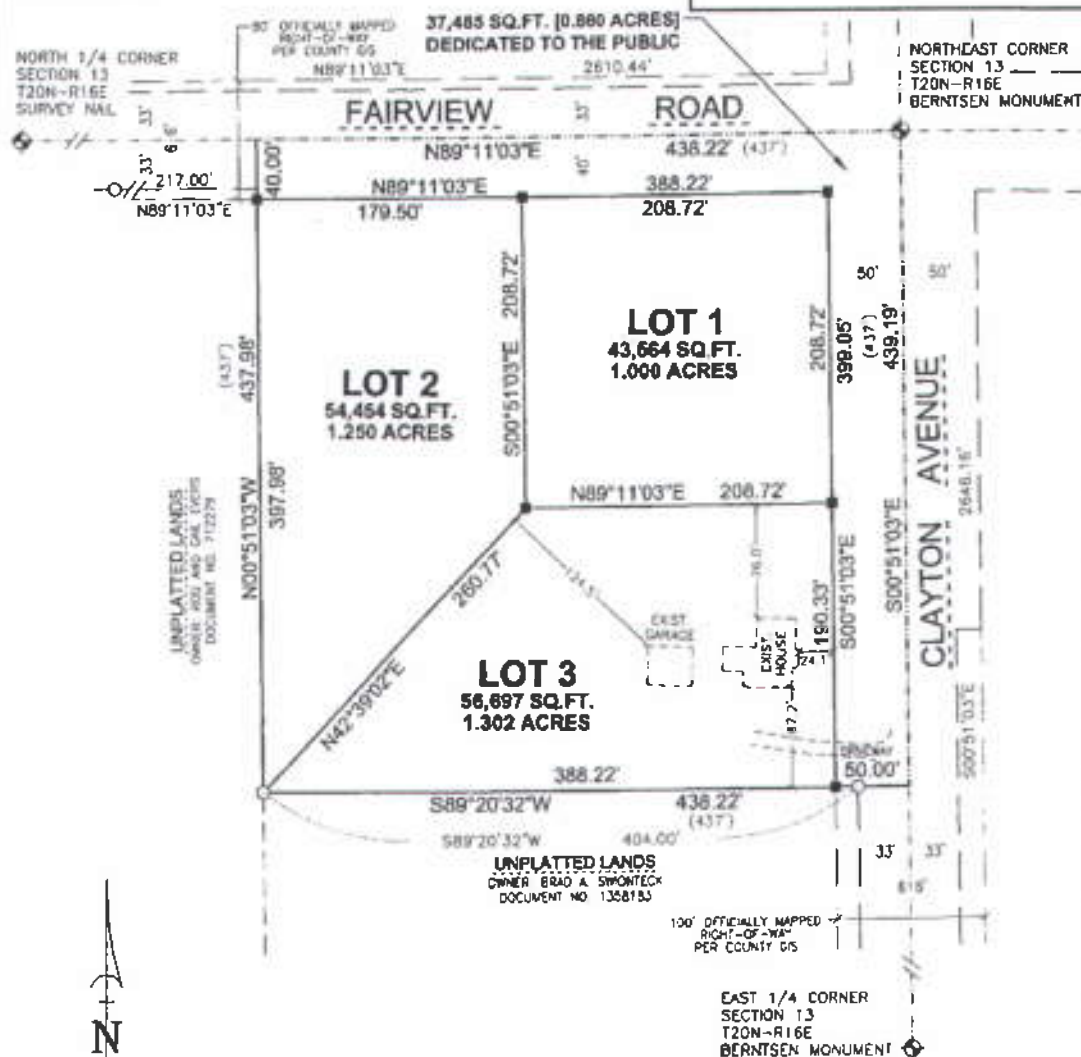
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#26172

#5944

CERTIFIED SURVEY MAP NO. _____
PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4,
SECTION 13, TOWNSHIP 20 NORTH, RANGE 16 EAST,
TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SURVEY FOR
 TOWN OF CLAYTON
 8348 COUNTY ROAD "T"
 LARSEN, WI 54947



BEARINGS ARE REFERENCED TO THE WINNEBAGO
 COUNTY COORDINATE SYSTEM NAD83(1997) IN
 WHICH THE NORTH LINE OF THE NORTHEAST 1/4
 OF SECTION 13 BEARS N 89°11'03" E

LEGEND

- 1" O.D. IRON PIPE SET,
18" LONG, WEIGHING
1.130LBS PER LIN. FOOT
- 3/4" O.D. REBAR FOUND
- ◆ GOVERNMENT CORNER
- () PREVIOUSLY RECORDED AS

TOWN OF CLAYTON RIGHT TO FARM NOTE:

THE LOTS CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTIES THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTE A NUISANCE OR CONFLICT WITH THE QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTIES.

Martenson & Eisele, Inc.



1377 Midway Road
 Menasha, WI 54952
 www.martenson-eisele.com
 info@martenson-eisele.com
 920.731.0381 1.800.236.0381

Planning
 Environmental
 Surveying
 Engineering
 Architecture

PROJECT NO. 1-0018-081

FILE 1-0018-081cm.dwg SHEET 1 OF 3

THIS INSTRUMENT WAS DRAFTED BY A Sedlar

CERTIFIED SURVEY MAP NO. _____

PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, SECTION 13, TOWNSHIP 20 NORTH,
RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, GARY A. ZARRINGER, PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY:
THAT I HAVE SURVEYED, DIVIDED AND MAPPED, AT THE DIRECTION OF THE TOWN OF CLAYTON, PART OF THE
NORTHEAST 1/4 OF THE NORTHEAST 1/4, SECTION 13, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON,
WINNEBAGO COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE SOUTH 00 DEGREES 51 MINUTES 03 SECONDS
EAST, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 13, A DISTANCE OF 439.19 FEET;
THENCE SOUTH 89 DEGREES 32 MINUTES 32 SECONDS WEST, 438.22 FEET; THENCE NORTH 00 DEGREES 51 MINUTES
03 SECONDS WEST, 437.98 FEET; THENCE NORTH 89 DEGREES 11 MINUTES 01 SECONDS EAST, ALONG THE NORTH
LINE OF THE NORTHEAST 1/4 OF SAID SECTION 13, A DISTANCE OF 438.22 FEET TO THE POINT OF BEGINNING.
CONTAINING 192,200 SQUARE FEET (4.412 ACRES). SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE FULLY COMPLIED WITH CHAPTER 236 OF THE WISCONSIN STATUTES AND WITH THE VILLAGE OF FOX
CROSSING, TOWN OF CLAYTON AND WINNEBAGO COUNTY SUBDIVISION ORDINANCE IN SURVEYING, DIVIDING AND
MAPPING THE SAME.

THAT THIS MAP IS A CORRECT REPRESENTATION OF ALL EXTERIOR
BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION THEREOF.

GIVEN UNDER MY HAND THIS 20TH DAY OF MARCH, 2019.

GARY A. ZARRINGER, PROFESSIONAL LAND SURVEYOR S-2098

THIS CERTIFIED SURVEY MAP IS CONTAINED WHOLLY WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED
INSTRUMENTS:

OWNERS OF RECORD:
TOWN OF CLAYTON

RECORDING INFORMATION:
DOCUMENT NO. 1719031

PARCEL NUMBER:
006-0348-01

TOWN BOARD APPROVAL:

THIS CERTIFIED SURVEY MAP IN THE TOWN OF CLAYTON, IS HEREBY APPROVED AS SURVEYED AND MAPPED BY
THE TOWN BOARD OF THE TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

DATED THIS _____ DAY OF _____, 2019.

TOWN CHAIRPERSON _____

TOWN CLERK _____

TREASURER'S CERTIFICATE:

I HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES OR UNPAID SPECIAL ASSESSMENTS ON ANY OF THE LANDS
SHOWN HEREON.

TOWN TREASURER _____

DATE _____

COUNTY TREASURER _____

DATE _____

WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE APPROVAL:

PURSUANT TO THE LAND SUBDIVISION REGULATIONS OF THE COUNTY OF WINNEBAGO, WISCONSIN, ALL THE
REQUIREMENTS FOR APPROVAL HAVE BEEN FULFILLED. THIS MINOR SUBDIVISION WAS APPROVED BY THE WINNEBAGO
COUNTY PLANNING AND ZONING COMMITTEE

ON _____ DAY OF _____, 2019.

CHAIRMAN, PLANNING AND ZONING COMMITTEE _____

VILLAGE OF FOX CROSSING EXTRA TERRITORIAL APPROVAL:

THIS CERTIFIED SURVEY MAP WAS APPROVED BY THE VILLAGE OF FOX CROSSING, AS SURVEYED AND MAPPED.

DATED THIS _____ DAY OF _____, 2019.

VILLAGE PRESIDENT _____

VILLAGE CLERK _____

**PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, SECTION 13, TOWNSHIP 20 NORTH,
RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.**

THE TOWN OF CLAYTON, A WISCONSIN MUNICIPAL CORPORATION DULY ORGANIZED AND EXISTING UNDER AND BY VIRTUE OF THE LAWS OF THE STATE OF WISCONSIN, HEREBY CERTIFY THAT WE CAUSED THE LAND ABOVE DESCRIBED TO BE SURVEYED, DIVIDED, MAPPED AND DEDICATED ALL AS SHOWN AND REPRESENTED ON THIS MAP.

DATED THIS _____ DAY OF _____, 2019.

TOWN CLERK

PERSONALLY CAME BEFORE ME ON THE ____ DAY
OF _____, 2019, THE ABOVE OWNER(S)
TO ME KNOWN TO BE THE PERSON(S) WHO EXECUTED
THE FOREGOING INSTRUMENT AND ACKNOWLEDGE THE SAME

SIGNATURE
NOTARY PUBLIC,
STATE OF
MY COMMISSION (IS PERMANENT)
(EXPIRES:



Wednesday, May 22nd, 2019

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
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 amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning application submitted by the Town of Clayton, 8348 CTR T, Larsen for property located at 8879 Clayton Avenue and specifically described as Tax ID# 006-0348-01, being a part Section 13, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone the property from R-1 (Rural Residential District) to R-2 (Suburban Residential District).

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

Sincerely,

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Changes

1. Town of Clayton - Town Zoning Change (Tax ID No: 006-0348-01) – Town of Clayton.

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

2. Rick Christianson - Town Zoning Change (Tax ID No: 006-0527 & 006-0528) – Town of Clayton.

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

3. Schmick - Town Zoning Change (Tax ID No: 024-0472-01-02 and 024-0472-01-01) – Town of Utica.

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

TOWN OF CLAYTON

ORDINANCE 2019-006

**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 2015/16 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:

Property Owner:

Rick Christianson, PO Box 56, Larsen, WI 54947.

Legal description of property:

For property located on the southwest corner of the intersection of County Road II and Pioneer Road and specifically described as Tax ID# 006-0527 and Tax ID# 006-0528 being a part Section 20, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:

The application is to re-zone the property from A-2 (General Agricultural District) and B-3 (General Business) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use 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.

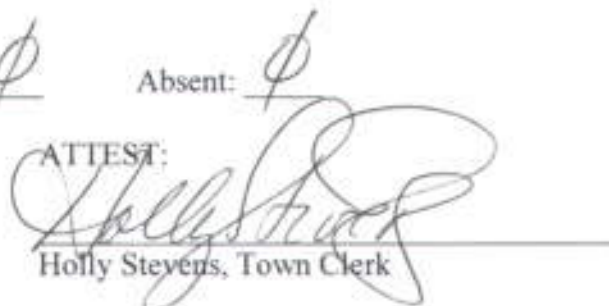
Adopted this 15th day of May, 2019

Vote: Yes: 5 No: 0 Abstain: 0 Absent: 0



Russell D. Geise, Chair

ATTEST:

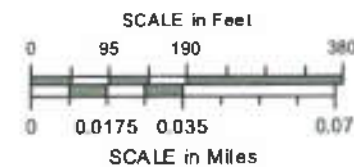


Holly Stevens, Town Clerk

Site Map



May 3, 2019



WJ N.G.S. Project Disclaimer:

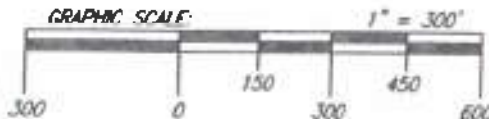
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BEING PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 AND PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4, ALL IN SECTION 20,
TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

LOT 1
M#414

- = 3/4" X 18" IRON REBAR SET,
WEIGHING 1 502 LBS. PER LIN
- ⊗ = 3/4" IRON REBAR FOUND
- ⊙ = 1" I.D. ROUND IRON PIPE FOUND
- = MAG NAIL SET
- △ = P.K./SURVEY SPIKE FOUND
- ⊕ = COUNTY MONUMENT
- { } = RECORDED AS

GRAPHIC SCALE:



NORTH IS REFERENCED TO THE EAST LINE OF THE
NORTHEAST 1/4 OF SECTION 20, TOWNSHIP 20
NORTH, RANGE 16 EAST, TOWN OF CLAYTON,
WINNEBAGO COUNTY, WISCONSIN, WHICH BEARS
S00°40'50"E PER THE WISCONSIN COUNTY
COORDINATE SYSTEM (WINNEBAGO COUNTY)

APPROXIMATE 75' BUILDING
SETBACK LINE FROM GRADUARY
HIGH WATER FOR REFERENCE ONLY

DETAIL: 1" = 200

NEATLANDS

LOT 2

LOT 1

47,757 SQ.FT.± TOTAL
[1.0963 ACRES±] TOTAL
42,642 SQ.FT.± USABLE
[0.9789 ACRES±] USABLE

LOT 3

LOT 1
CSM#2401

LOT 1
CSM#7371

LOT 1
CSM#1167

EAST 1/4 CORNER
SECTION 20-20-16

OWNERS OF RECORD
RICHARD L. CHRISTIANSON & JUDY
CHRISTIANSON
TAX PARCEL NO: 0060528 & 0060527

OWNERS OF RECORD

RICHARD L. CHRISTIANSON & JUDY
CHRISTIANSON

TAX PARCEL NO: 0060528 & 0060527



Relt L. Lind 4-23-19

ROBERT F. REIDER, PLS-1251 DATED
CAROW LAND SURVEYING CO., INC.
615 N. LYNDALE DR., P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1903.10 DATED: 4-18-2019
DRAFTED BY: (cep RDD)

SHEET 1 OF 4 SHEETS

CERTIFIED SURVEY MAP NO. _____

BEING PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 AND PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

LOT 1

CSM#4140

NORTHEAST CORNER SECTION 20-20-16

NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 20-20-16

LOT 4 CSM#4140

C.T.H. "I" (66')

(N88°32'17"E
N88°36'03"E
1283.45'

(2565.14')
2565.09'

N88°55'11"E

1192.02'

LOT 4
891,711 SQ.FT.±
[20.4709 ACRES±]

LOT 3
409,000 SQ.FT.± TOTAL
[9.389 ACRES±] TOTAL
403,000 SQ.FT.± USABLE
[9.252 ACRES±] USABLE

LOT 2 920.44'
174,240 SQ.FT.±
[4.0000 ACRES±]

S88°55'21"W 919.98'
APPROXIMATE 1M
IF COUNTY 300
SHORELINE ZONE

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1192.02'

CERTIFIED SURVEY MAP NO. _____

BEING PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, ROBERT F. REIDER, PROFESSIONAL WISCONSIN LAND SURVEYOR, CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SECTION 20; THENCE S00°40'50"E, 135.32 FEET ALONG THE EAST LINE OF THE NORTHEAST ¼ OF SECTION 20 TO THE SOUTH RIGHT-OF-WAY LINE OF C.T.H. "II" AND THE POINT OF BEGINNING; THENCE CONTINUING S00°40'50"E, 285.76 FEET ALONG SAID EAST LINE TO THE STARTING POINT OF A MEANDER LINE OF THE CENTERLINE OF A INTERMITTENT NAVIGABLE WATERWAY, SAID POINT BEARS N00°40'50"W A DISTANCE OF 25 FEET MORE OR LESS FROM SAID CENTERLINE; THENCE S83°12'42"W, 269.23 FEET ALONG SAID MEANDER LINE; THENCE S45°02'45"W, 314.61 FEET ALONG SAID MEANDER LINE TO THE SOUTH LINE OF THE NORTH ½ OF THE NORTH ½ OF THE NORTHEAST ¼ OF SECTION 20 AND THE TERMINATION POINT OF SAID MEANDER LINE, SAID POINT BEARS S88°38'54"W A DISTANCE OF 21 FEET MORE OR LESS FROM SAID CENTERLINE; THENCE S88°38'54"W, 2076.01 FEET ALONG SAID SOUTH LINE TO THE WEST LINE OF THE NORTHEAST ¼ OF SECTION 20; THENCE N00°20'19"W, 627.85 FEET ALONG SAID WEST LINE TO THE SOUTH RIGHT-OF-WAY LINE OF C.T.H. "II"; THENCE N88°47'17"E, 1283.45 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE FEET; THENCE N88°55'11"E, 1192.02 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE; THENCE S45°40'39"E, 126.87 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING, INCLUDING ALL OF THAT LAND LYING BETWEEN THE ABOVE DESCRIBED MEANDER LINE AND THE CENTERLINE OF THE INTERMITTENT NAVIGABLE WATERWAY, BOUNDED BY THE EXTENSION OF THE ABOVE DESCRIBED PARCEL TO SAID WATERWAY CENTERLINE. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE MADE SUCH SURVEY UNDER THE DIRECTION OF RICHARD CHRISTIANSON, 3540 OAKRIDGE RD., 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 WINNEBAGO COUNTY.



Robert F. Reider 4-23-19

ROBERT F. REIDER, PLS-1251
CAROW LAND SURVEYING CO., INC.
615 N. LYNDALE DRIVE, P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1903 10 (RFR) 4-23-2019

DATED

NOTES:

- 1) THIS CSM IS ALL OF TAX PARCEL NO. (S): 0060527 & 0060528
- 2) THE PROPERTY OWNER (S) OF RECORD IS (ARE): RICHARD L. CHRISTIANSON AND JUDY L. CHRISTIANSON
- 3) THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT (S): VOLUME 1117, PAGE 383.

TOWN BOARD CERTIFICATE:

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

TOWN CHAIRPERSON _____

TOWN CLERK _____

CERTIFIED SURVEY MAP NO. _____

BEING PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

TREASURER'S 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 _____

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

OWNER'S CERTIFICATE:

AS OWNER (S), I (WE) HEREBY CERTIFY THAT I (WE) CAUSED THE LAND DESCRIBED ON THIS CERTIFIED SURVEY MAP TO BE SURVEYED, DIVIDED, MAPPED AND DEDICATED AS REPRESENTED HEREON. I (WE) ALSO CERTIFY THAT THIS MAP IS REQUIRED BY S 236.10 OR 236.12 OF THE WISCONSIN STATUTES TO BE SUBMITTED TO THE FOLLOWING FOR APPROVAL: TOWN OF CLAYTON AND WINNEBAGO COUNTY.

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

RICHARD L. CHRISTIANSON

JUDY A. CHRISTIANSON

STATE OF WISCONSIN)
)SS
COUNTY OF WINNEBAGO)

PERSONALLY CAME BEFORE ME THIS _____ DAY OF _____, 20 _____ THE ABOVE NAMED PERSON (S) TO ME KNOWN TO BE THE PERSON (S) WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THE SAME.

NOTARY PUBLIC

MY COMMISSION EXPIRES: _____



Robert F. Reider 4-23-19
ROBERT F. REIDER, PLS-1251 DATED
CAROW LAND SURVEYING CO., INC.
615 N. LYNNDAL DRIVE, P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1903 10 (RFR) 4-23-2019

CERTIFIED SURVEY MAP NO. _____

BEING PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

NOTES:

- THE ORDINARY HIGH WATER MARK SETBACK IS NOT BASED ON AN OFFICIAL DETERMINATION AND PRIOR TO ANY BUILDING. AN OFFICIAL DETERMINATION OF THE ORDINARY HIGH WATER MUST BE MADE BY THE WINNEBAGO COUNTY ZONING DEPARTMENT OR OTHER AUTHORIZED PERSON. ALSO ALL BUILDING SETBACKS AND OTHER LAND USE REQUIREMENTS SHOULD BE VERIFIED BY THE TOWN OF CLAYTON PRIOR TO ANY CONSTRUCTION OR OTHER LAND USE ACTIVITY.
- PRIOR TO ANY CONSTRUCTION CONTACT WISCONSIN DEPARTMENT OF NATURAL RESOURCES TO DETERMINE NAVIGABILITY OF WATERWAY AND LOCATION OF ORDINARY HIGH WATER.
- ANY LAND BELOW THE ORDINARY HIGH WATER MARK OF A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE PUBLIC TRUST IN NAVIGABLE WATERS THAT IS ESTABLISHED UNDER ARTICLE IX, SECTION 1 OF THE STATE CONSTITUTION.
- THE LOCATION OF THE APPROXIMATE ORDINARY HIGH WATER MARK SHALL BE THE POINT ON THE BANK OF A NAVIGABLE STREAM OR ON THE SHORE OF A LAKE UP TO WHICH THE PRESENCE AND ACTION OF SURFACE WATER IS SO CONTINUOUS AS TO LEAVE A DISTINCTIVE MARK BY EROSION, DESTRUCTION OF TERRESTRIAL VEGETATION, OR OTHER EASILY RECOGNIZED CHARACTERISTICS.
- THE LOT(S) CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTY THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTE A NUISANCE OR CONFLICT WITH THEIR QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTY.



Robert F. Reider 4-23-19
ROBERT F. REIDER, PLS-1251 DATED
CAROW LAND SURVEYING CO., INC.
615 N. LYNNDAL DRIVE, P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1903.10 (RFR) 4-23-2019

Wednesday, May 22nd, 2019

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
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 amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning application submitted by Rick Christianson, PO Box 56, Larsen for property located on the south west corner of the intersection of County Road II and Pioneer Road and specifically described as Tax ID# 006-0527 and 006-0528 being a part Section 20, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone portions of the property from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District).

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

Sincerely,



Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator 

RE: Review of Town Zoning Changes

1. Town of Clayton - Town Zoning Change (Tax ID No: 006-0348-01) – Town of Clayton.

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

2. Rick Christianson - Town Zoning Change (Tax ID No: 006-0527 & 006-0528) – Town of Clayton.

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

3. Schmick - Town Zoning Change (Tax ID No: 024-0472-01-02 and 024-0472-01-01) – Town of Utica.

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

FLU: Ag & Rural

Town of Utica ~ Jenny Sonnleitner, Clerk
6570 Bradley Ave. Pickett, WI 54964 ~ 920-410-0347 ~ utica1730@gmail.com

SUBMITTAL FORM

Name of Property Owner: Kenneth & Cara Schmick

Address of Owner: 1286 Williams Road Pickett, WI 54964

Name of Applicant: same as above

Address of Applicant: same as above

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

024-0472-01: PT SE NW DESC AS LOT 1 OF CSM-6963 6.13 A

024-0472-02: PT SE NW & PT SW NW DESC AS LOT 2 OF CSM-6963 52.28 A

Tax Parcel Number, if existing parcels: 024-0472-01⁰², 024-0472-01⁰¹-01

Section 22 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agricultural District (General Farming)
024-0472-02⁰¹⁻⁰¹

Proposed Zoning: RR Name of District: Rural Residential Recreational Mixed Use
024-0472-01⁻⁰²

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 May 2, 2019 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 5-20-2019

LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcels: 024-0472-01, 024-0472-02

Owner: Kenneth & Cara Schmick

Applicant: same as above

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0481-05	Herzer Rev Tst, Susann	5893 Bonnieview Rd	Oshkosh WI 54904
024-0472-01	Schmick, Kenneth R & Cara	1205 Williams Rd	Pickett, WI 54964
024-0481-06-01	Stettler, Grant C & Stephanie	5875 Bonnieview Rd	Oshkosh, WI 54904
024-0466 024-0472-02 024-0475	Williams Family LLC, Munsil	1211 Williams Rd	Pickett, WI 54964

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, May 2, 2019

7:30 pm

To hear testimony for approval of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.

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

PARCEL #	OWNER(S)	ADDRESS
024048105	Herzer Rev Tst, Susann	5893 Bonnieview Rd Oshkosh, WI 54904
024047201	Schmick, Kenneth R, Cara	1205 Williams Rd Pickett, WI 54964
02404810601	Stettler, Grant C, Stephanie	5875 Bonnieview Rd Oshkosh, WI 54904
0240466 024047202 0240475	Williams Family LLC, Munsil	1211 Williams Rd Pickett, WI 54964

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.

Jenny Sonnleitner, Clerk & Planning/Zoning Secretary

Posted: 4/15/2019

Published: 4/18/2019 & 4/25/2019

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan 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.

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 Agenda

Notice is hereby given that a Town Plan Commission 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.

Thursday, May 2, 2019

7:30 pm

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Darwin Briggs, Ralph Kalies, Tim Oliver, Ken Schmick, Grant Stettler, Tom Thiel
 - B. *Alternates:* Chad Bowman, Eric Whiting
3. Approve April 8, 2019 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board approving the request of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.
7. Future Agenda Items
8. Adjournment

Jenny Sonnleitner, Clerk
Posted: 5/1/2019

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

Plan Commission Meeting ~ Minutes

Thursday, May 2, 2019

7:30 pm

DRAFT

1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 4 present

2. Take Roll Call:

- A. *Members Present:* Terry Beck, Darwin Briggs, Ken Schmick (in audience), Grant Stettler, Tom Thiel
- B. *Members Absent:* Ralph Kalies, Tim Oliver
- C. *Alternates Present:* Eric Whiting
- D. *Alternates Absent:* Chad Bowman
- E. *Board Members Present:* Leonard Schmick
- F. *Board Members Absent:* Chuck Kuhrt

"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."

3. Approve April 8, 2019 Plan Commission Meeting Minutes

Darwin Briggs motions to accept as presented, seconded by Grant Stettler. Carried

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

5. Public Forum

No comments

6. Discuss/Recommend to the Town Board approving the request of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.

Tom Thiel said one lot is RR and the other lot is A2; moving acreage from A2. Len Schmick said the acreage moving from A2 is forest with hills and valleys that would not be good ag use. Grant Stettler motioned to approve to move the acreage from A2 to RR, seconded by Darwin Briggs. Carried

7. Future Agenda Items

Tom Thiel has been working with United Cooperative and the Santiagos during the new building process, all is working well.

8. Adjournment

Adjourned at 7:35pm

Jenny Sonleitner, Clerk & Planning/Zoning Secretary

Thomas Thiel, Plan Chairman

Jenny Sonleitner, Clerk & Planning/Zoning Secretary

TOWN OF UTICA RE-ZONING PERMIT APPLICATION

Please print or type your responses to the questions on this application.
A non-refundable application fee of \$400.00 is required for each permit application.
The fee is payable to the Town of Utica and is due at the time the application is submitted.

Filing Fee: \$400.00

Date Received: _____
Office Use

Property Address: 5938 Bonnieview Rd.

Name of Owner(s): Ken & Cara Schnick

Address, if different than above: 1205 Williams Rd.

Home Phone: 920-410-5117 Daytime Phone, if different: _____

Name of Applicant(s): Ken Schnick

Address, if different than above: _____

Home Phone: _____ Daytime Phone, if different: _____

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): Same

Legal Description of Property: all of Lot 1 and part of Lot 2 of CSM 6963, being part of the South east 1/4 of the Northwest 1/4 of Section 22, township 17 North, Range 15 East, Town of Utica, Winnebago County

Tax Parcel Number(s) (REQUIRED): 024 047201

NOTE: Please attach a copy of the Certified Survey Map for the property.

Location of the property in relation to nearby roadways, building, or other landmarks: along Bonnieview Rd

1. What is the current use of the property? Land to build House on.

2. What is the intended use of this property? Land to build House on.

3. Please mark the current zoning for the property:

☐ Single-Family Residence
☐ Two-Family Residence
☐ Multiple-Family Dwelling
☐ Agricultural
☒ Rural Recreational

☐ Industrial
☐ Commercial
☐ Institutional & Recreational
☐ Planned Residential Development
☐ Residential Mixed Use

4. What is the requested zoning for the property? RR

5. Please explain the reason for this rezoning request: add more land to existing lot

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested:

7. Please explain why this is the best proposed use for this property: It is already a lot

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses:

Several of same house lots near by

9. List all property owners within 300 feet and their mailing addresses:

1) Susan Herzer 4)
5883 Bonnieview Rd.
Oshkosh WI 54904

2) Grant & Stephanie Stettin 5)
5875 Bonnieview Rd
Oshkosh WI 54904

3) Mansil Williams Family 6)
1211 Williams Rd.
Pickett WI 54964

Twelve (12) copies of the application and all attachments shall be submitted to the Town Clerk, Town Zoning Administrator or other designed representative no later than twenty-one (21) days prior to the meeting.

Signature of Owner

Date

Signature of Owner

Date

CERTIFIED SURVEY MAP NO. _____

ALL OF LOT 1 AND PART OF LOT 2 OF CERTIFIED
SURVEY MAP 8983, BEING PART OF THE SOUTHEAST
1/4 OF THE NORTHWEST 1/4 OF SECTION 22,
TOWNSHIP 17 NORTH, RANGE 15 EAST, TOWN OF
UTICA, WINNEBAGO COUNTY, WISCONSIN.

SURVEY FOR:
KEN SCHMICK
1286 WILLIAMS ROAD
PICKETT, WI 54984



LEGEND

- 1-1/4" O.D. IRON PIPE SET, 18" LONG,
WEIGHING 1.130 LBS. PER LIN. FOOT
- 1-1/4" O.D. IRON PIPE FOUND
- ◆ GOVERNMENT CORNER FOUND
- () RECORDED AS

Martenson & Eisele, Inc.



101 West Main Street
Omro, WI 54983
www.martenson-eisele.com
P 920.685.6240 F 920.685.6340

Planning
Environmental
Surveying
Engineering
Architecture



PROJECT NO. 0-1322-002
FILE 0-1322-002 SHEET 1 OF 3

This instrument was drafted by: DSL

TOWN OF UTICA

Town Board Meeting ~ Agenda

Monday, May 13, 2019

7:00pm – Review Invoices
7:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, 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. The Board can discuss and act on any of the following, except that of the Public Forum.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. CONSENT AGENDA:
 - A) Approve April 8, 2019 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication
 - C) Approve Payment of Bills for May
4. Treasurer's Report for April
5. Public Forum: Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)
6. Budget Amendments
7. Insurance Renewal
8. PLAN COMMISSION
 - A) Recommendation from the Plan Commission approving the request of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road Pickett, WI 54964
9. BOARD OF APPEALS – Reappointing Vicki Williams for another 3-year term
10. RUSH LAKE – Supervisor Kuhrt to report on the April 18, 2019 meeting
11. ORDINANCES:
 - A) Appoint Board of Review Alternate Members
 - B) Confidential Income & Expenses Records
 - C) Establish Procedure and Criteria for Allowing Alternative Forms of Sworn Testimony at BOR Hearings
12. Mowing the Town ditches
13. Repairing Town Hall walls
14. ROADS:
 - A) Spring Road Inspection and road repairs
 - B) Town road right-of-ways: application, permit & hold harmless agreement
15. FIRE DEPARTMENT / EMS – Purchased a used fire truck and need to borrow money to pay for it
16. BOARD OF REVIEW: May 21, 2019: 6-8pm
17. ITEMS FOR INCLUSION IN NEWSLETTER
 - A) Town Board Meeting – June 10, 2019; 7:30pm at the Utica Town Hall
 - B) Contact Chairman Leonard Schmick for your Fireworks Permit, it is FREE and required
 - C) Donations are appreciated for the Fisk fireworks, contact: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
18. CORRESPONDENCE RECEIVED:
 - A) WI Towns Association – Monthly Mailing via email
 - B) Property Transfers
 - C) Driveway/Culvert Permit – Cody Schoepke 470 Neitzel Rd
 - D) Building Permits – United Cooperative 6644 Hwy 44 / Scott Krings 1691 Cty Rd FF
19. Adjournment

Jenny Sonneleitner, Clerk Posted: 5/11/2019

Plan Commission Members (7, 2 alternates) (3-year term): Tim Oliver 6/2017, Eric Whiting (alternate) 8/2017, Darwin Briggs 12/2020; Ken Schmick 3/2021; Tom Thiel 6/2018 (Chair), Ralph Kailes 7/2021, Chad Bowman (alternate) 8/2018, Terry Beck 11/2021; Grant Stettler 4/2022 / Rush Lake Steering Committee (3) (3-year term): Chuck Kuhrt 9/2020, Kevin Fritz 2/2021; Mark Davis 4/2022 / Board of Appeals Members (5, 3 alternates) (3-year term): Vicki Williams 5/2016 (Chair), Don Draxler (alternate) 2/2017; Darwin Briggs 6/2017, Robert Potretz 3/2021, Brian Trebiatowski 6/2021, Michael Christianson (alternate) 8/2021; Walt Whiting 12/2021 (alternate), Stephanie Stettler 12/2021 / Rush Lake Watershed Restoration (3): Mark Davis 4/18/19-1/2020, Chuck Kuhrt 4/18/19-1/2021, Kevin Fritz 4/18/19-1/2022 (notify restoration president)

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 920-589-8774 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. E-mail utica1730@gmail.com for email updates.

TOWN OF UTICA

Town Board Meeting ~ Minutes

Monday, May 13, 2019

7:00 – Review Invoices
7:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, 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. The Board can discuss and act on any of the following, except that of the Public Forum.

1. CALL THE MEETING TO ORDER

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

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler
Clerk Jenny Sonleitner, Treasurer Brenda Morrell; 4 citizens present

DRAFT

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA:

- A) APPROVE APRIL 8, 2019 TOWN BOARD MEETING MINUTES
- B) AFFIDAVIT OF POSTING/PUBLICATION
- C) APPROVE PAYMENT OF BILLS FOR MAY

Chairman Schmick made a motion to approve the Consent Agenda, seconded by Supervisor Stettler. Carried

"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."

4. TREASURER'S REPORT FOR APRIL; BMO HARRIS BANK

Receipts: \$40,756.13; Disbursements: \$57,438.10; Total Balance: \$363,971.78
Total cash on hand including Fire/EMS account: \$392,693.42

5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board))
No comments

6. BUDGET AMENDMENTS

None at this time

7. INSURANCE RENEWAL

Insurance was approved last month except for the Life Insurance. Horton Insurance quoted \$200,000 for \$3030/year life insurance and \$500,000 Loss of Life Benefits for firefighters are on duty. Supervisor Stettler would like to go with the \$200,000 first proposal for an Annual Premium of \$3030. Chairman Schmick asked the firemen in the audience if anyone has ever died or had a disability from volunteering. Ed & Chuck Hunter said no, just Worker Comp claims. Supervisor Stettler motions to take the first quote #135417, seconded by Supervisor Kuhrt. Carried

8. PLAN COMMISSION

- A) RECOMMENDATION FROM THE PLAN COMMISSION APPROVING THE REQUEST OF A CSM BY REMOVING ACREAGE FROM LOT 2, 024-0472-02, CURRENTLY ZONED A2 WITH 52.28 ACRES AND ADDING TO LOT 1, 024-0472-01 CURRENTLY ZONED RR WITH 6.13 ACRES. LOT 1 WILL BECOME 7.593 ACRES; ZONINGS REMAIN THE SAME FOR LOTS 1 & 2. LOT 1 IS OWNED BY KENNETH & CARA SCHMICK 1205 WILLIAMS ROAD PICKETT, WI 54964
Chairman Schmick abstains from voting. Supervisor Kuhrt motions to accept the Plan Commission recommendation as is stated, seconded by Supervisor Stettler. Carried

9. BOARD OF APPEALS - REAPPOINTING VICKI WILLIAMS FOR ANOTHER 3-YEAR TERM

Chairman Schmick motions to reappoint Vicki for another 3 year term for Board of Appeals, seconded by Supervisor Kuhrt. Carried

10. RUSH LAKE – SUPERVISOR KUHRT TO REPORT ON THE APRIL 18, 2019 MEETING

Lake Management Plan to be implemented; StanTech and University of Stevens Point and other groups will partner with water monitoring and setting groundwork for this plan. Steering Committee kicks off its initial meeting June 5 at 12:30pm-3:30pm at the Town of Nepeuskun Town Hall. Anyone interested is welcome to come. Talked about the high water level because of all the rain and removed some bogs by the dam that were causing troubles.

11. ORDINANCES:

- A) APPOINT BOARD OF REVIEW ALTERNATE MEMBERS
Ralph Kalies volunteered to be an Alternate
- B) CONFIDENTIAL INCOME & EXPENSES RECORDS
Chairman Schmick motions to accept the Ordinance as it is written; forfeiture fees not less than \$100, not more than \$1000, seconded by Supervisor Stettler. Carried
- C) ESTABLISH PROCEDURE AND CRITERIA FOR ALLOWING ALTERNATE FORMS OF SWORN TESTIMONY AT BOR HEARING
Supervisor Stettler motions to allow by phone only in cases of emergencies or hospitalization, seconded by Chairman Schmick. Carried

12. MOWING THE TOWN DITCHES

Chairman Schmick has the mower rented June 1-8. As of now, we don't have anyone interested to drive it and is willing to give it a try. Supervisor Stettler is willing to assist too, as needed. Will mow again in the Fall. There are about 46 miles of Town roads. Jim Moore is also interested in mowing. Chairman Schmick motions for Supervisor Stettler, himself and Jim Moore to be able to run the mower to mow the Town ditches this first time around for sure; seconded by Supervisor Stettler. Carried

13. REPAIRING TOWN HALL WALLS

Supervisor Stettler hopes to meet with a contractor at the end of this week to look at the walls to repair at the Town Hall.

14. ROADS:

A) SPRING ROAD INSPECTION AND ROAD REPAIRS

Everything on the road list to repair is \$368,500. We are waiting for a quote on Bonnie View. The County has started some minor repairs. Crack filling and maintenance of the better roads is \$83,250. We will table for now.

B) TOWN ROAD RIGHT-OF-WAYS: APPLICATION, PERMIT & HOLD HARMLESS AGREEMENT

Chairman Schmick mentioned Tom Thiel and Attorney Blazel came up with these forms for when anyone or a business(es) want to work in the road right-of-way. No Cost. Chairman Schmick motions to include this in our Town Bylaws, seconded by Supervisor Kuhrt. Carried

15. FIRE DEPARTMENT / EMS - PURCHASED A USED FIRE TRUCK AND NEED TO BORROW MONEY TO PAY FOR IT

Chairman Schmick said the Fire Department was given a budget of \$250,000. The truck and equipment were purchased for \$230,000. It won't be ready until mid-June. Chairman Schmick contacted Horicon Bank, no requirement to open a checking account, 5-year at 5% is about \$3000/month, and can pay off anytime. Would borrow \$180,000, can borrow an extra \$20,000 to pay for the payments for this year since this was not budgeted for. We don't plan to levy this truck and would like to hold the levies. Supervisor Stettler said the State has special programs for Towns such as a 10-year at 4.25%, no prepayment penalties, we are prequalified. Per house income in our Town is too high and would not qualify for a grant, but we qualify for a loan. Will find out how quickly this loan can be in place. Supervisor Stettler motions to contact the State to discuss options to for financing for the new fire truck and get fast enough and secured, and in place to save interest, that we pursue that route as primary, if those details fall through or doesn't meet our criteria, that we proceed with Horicon Bank, seconded by Chairman Schmick. Carried

16. BOARD OF REVIEW: MAY 21, 2019 at 6-8pm

17. ITEMS FOR INCLUSION IN NEWSLETTER

A) Town Board Meeting – June 10, 2019; 7:30pm at the Utica Town Hall

B) Contact Chairman Leonard Schmick for your Fireworks Permit, it is FREE and required

C) Donations are appreciated for the Fisk fireworks, contact: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904

18. CORRESPONDENCE RECEIVED:

A) WI Towns Association Monthly Mailing via email

B) Property Transfers

C) Driveway/Culvert Permit – Cody Schoepke 470 Neitzel Rd

D) Building Permits – United Cooperative 6644 Hwy 44 / Scott Krings 1691 Cty Rd FF

19. ADJOURNMENT

Adjournment 8:10pm

Jenny Sonleitner, Clerk

Leonard Schmick – Chairman		Brenda Morrell – Treasurer	
Chuck Kuhrt – Supervisor #1		Jenny Sonleitner - Clerk	
Grant Stettler – Supervisor #2			

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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 Kenneth & Cara Schmick;

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 One (1) parcel zoned A2 and One (1) zoned RR of said ordinance, which it now and heretofore had, to the zoned district to remove acreage from Lot 2 zoned A2 and add that acreage to Lot 1 being zoned RR.

County Board Supervisor
(Town of Utica)

Parcel Nos: 024-0472-01, 024-0472-02

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 _____, _____

Mark Harris

County Board Supervisory District