

REPORT OF THE PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE
TO THE COUNTY BOARD ON A HEARING FOR A CONDITIONAL USE PERMIT

TO THE COUNTY BOARD OF SUPERVISORS OF LA CROSSE COUNTY:

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by:

TOM BETHEA, AGENT FOR US CELLULAR 2720 N DAYTON ST UNIT G CHICAGO IL 60614;
ON BEHALF OF DARREL R. AND KLARA M. OELKE, W5625 SKYLINE DR COON VALLEY WI 54623

and having held a public hearing on the 2nd day of JUNE 2008 for a Conditional Use Permit to
construct a 90-ft monopole telecommunications tower for US Cellular to be known as the Maple Grove Tower,
On 0.653 acres, including a 30-ft wide utility/access easement on 0.23 acres of land

on land that is zoned TRANSITIONAL AGRICULTURAL DISTRICT in the TOWN of SHELBY

ON LAND DESCRIBED AS: Part of the NW-NW of Section 35, T 15 N, R 7 W described as: Commencing at the Northwest Corner of said Section 35; thence S01°24'51"W along the West line of the NW¼ of said Section 35, 605.36' to the point of beginning; thence S88°35'09"E 100.00'; thence S01°24'51"W 100.00' thence N88°35'09"W 100.00'; thence N01°24'51"E 100.00' to the point of beginning; together with a 30' wide Access/Utility Easement being a part of the NW-NW of Section 35, T 15 N, R 7 W containing 0.653 acres of land and being described by: Commencing at the Northwest Corner of said Section 35; thence S01°24'51"W along the West line of the NW¼ of said Section 35, 605.36'; thence S88°35'09"E 115.00' to the point of beginning; thence S01°24'51"W 50.00' to a point herein after referred to as Point "A"; thence S86°40'45"E 238.90'; thence S81°58'34"E 261.22'; thence S87°10'50"E 148.23'; thence S68°40'56"E 199.88' to the Northwestern right-of-way line of Skyline Drive and the point of termination. Also, including the following described line: Beginning at aforementioned Point "A"; thence S01°24'51"W 50.00' to the point of termination. Town of Shelby.

And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: **Approve with 14 conditions.**

By unanimous vote, the Committee recommended approval of this conditional use permit subject to meeting the following 14 conditions at all times. (See attached Exhibit A)

Any deviation or alteration of the conditions set forth in this permit shall constitute a violation of the terms of this Conditional Use Permit and shall be subject to prosecution and penalties under the terms of this Ordinance. A new public hearing and permit must be granted to extend or alter any of the conditions set forth herein.

Dated this 11th day of JUNE 2008

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Jeff Bluske
Jeff Bluske, Director
Zoning, Planning and Land Information Department

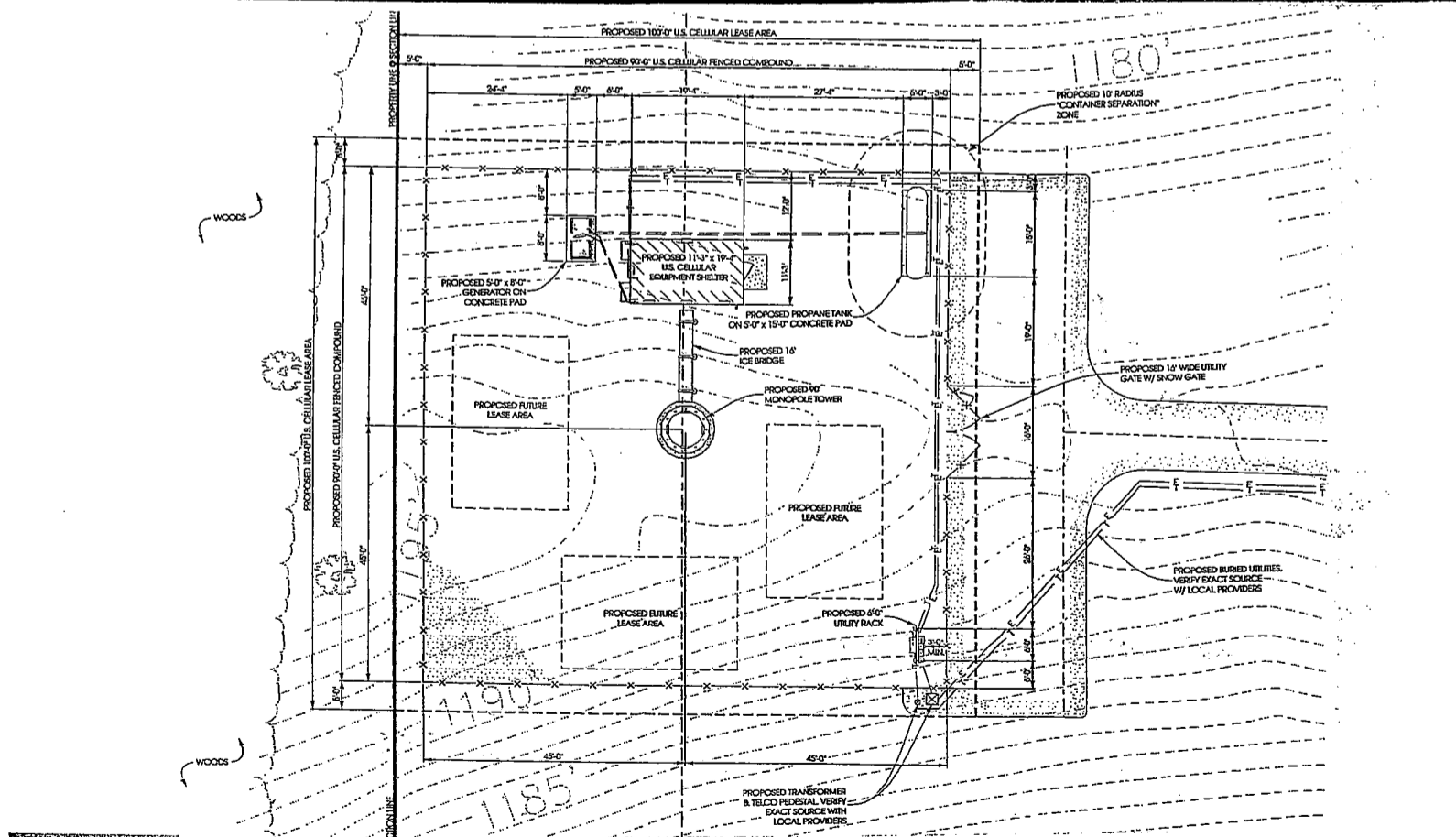
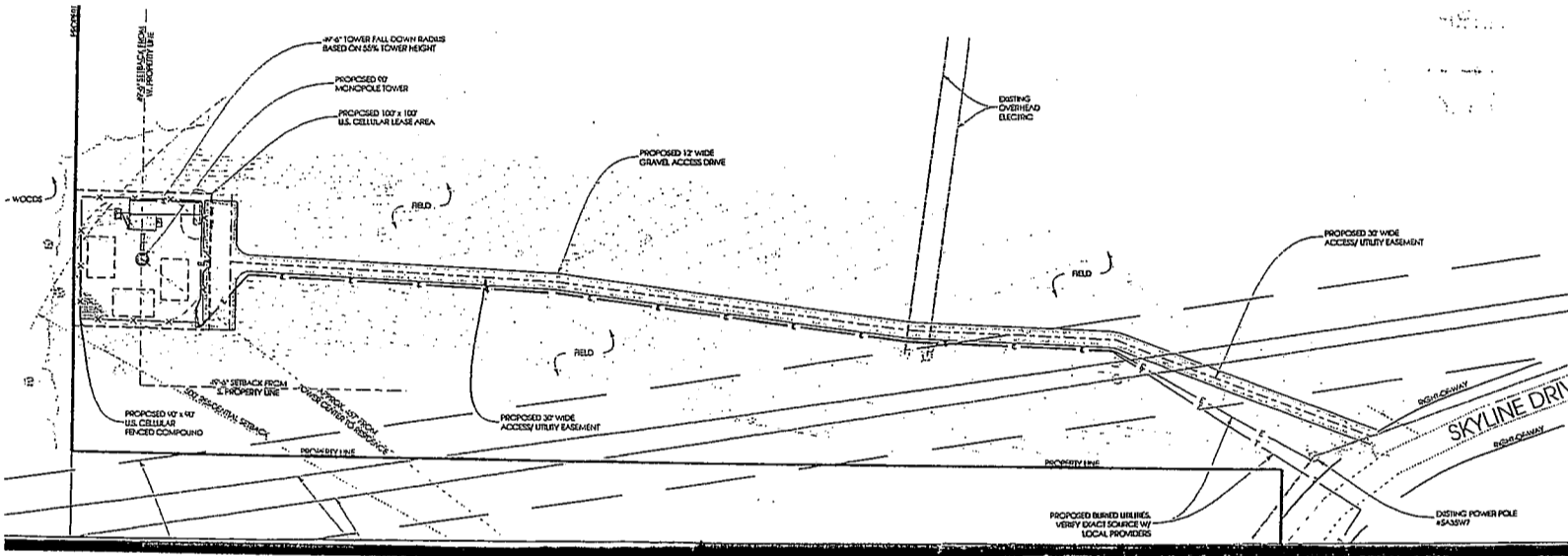
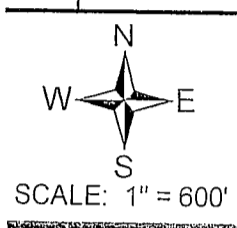
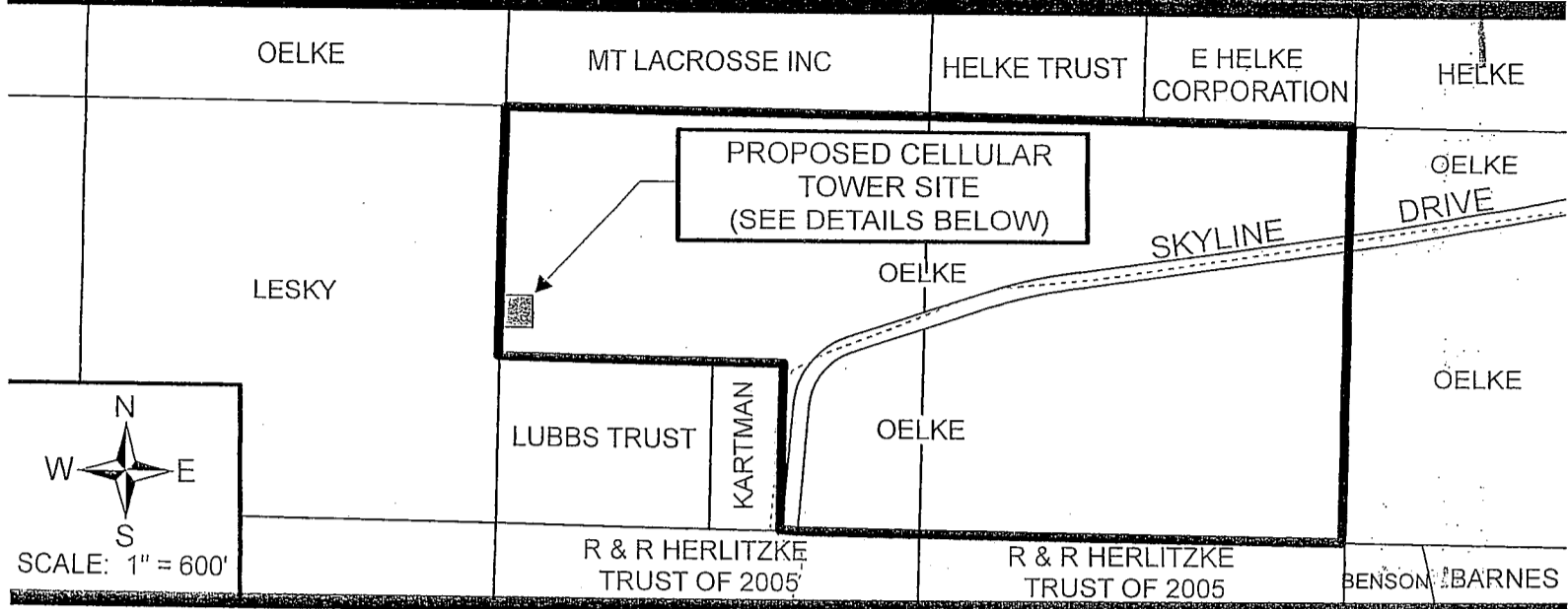
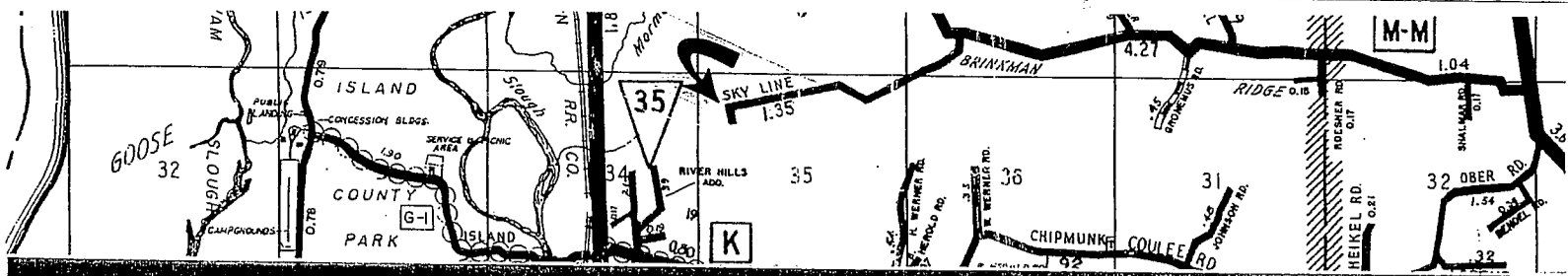
LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Thomas J. Rauk
Don Meyer, Chair Tom Rauk, Vice-Chair

THE COUNTY BOARD took the following action this 19 day of June 2008

Approved subject to conditions as outlined

Disapproved the application



CONDITIONAL USE PERMIT #776
 PART OF THE NW - NW OF SECTION 35, T 15 N, R 7 W
 TOWN OF SHELBY
 APPLICANT: TOM BETHEA, AGENT FOR US CELLULAR, o.b.o.
 DARRELL R. & KLARA M. OELKE

Conditional Use Permit No. 776
United States Cellular, on behalf of
Darrell and Klara Oelke

EXHIBIT A

1. United States Cellular is granted a permit for one 90-ft monopole-type communications tower with related equipment shed or cabinets.
2. Tower may be constructed to be expanded in height by amendment of this conditional use permit.
3. The tower will be designed to handle three additional carriers for future co-location.
4. The 100-ft x 100-ft leased area shall be fenced to a height of 8-ft with barbed wire top and existing vegetation may be used for screening and landscaping and a Certified Survey Map is required before zoning/occupancy permits are issued.
5. The owner of the telecommunication facility shall completely remove the facility, including subsurface structures, and restore the site to its pre-construction state when the facility is no longer used for its permitted purpose.
6. A bond, letter of credit or other suitable financial guarantee shall be filed with the La Crosse County Zoning, Planning and Land Information Department, in the amount of \$10,000.
7. The owner of the facility shall file a yearly report pursuant to Section 28.10 of the Telecommunications Ordinance.
8. No hazardous materials may be stored on site other than batteries and items normally found in such facilities, such as propane.
9. The tower will be colored gray because of its placement in trees.
10. This permit is transferable per Section 28.14.
11. The access easement shall be kept clean and open in case of any emergency.
12. No advertising will be allowed on tower.
13. No vendors, no concession stands, no camping, no standing and no seating will be allowed within the tower drop zone.
14. One sign attached to the fence with contact information and phone number in case of emergency.