

REPORT OF THE PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE TO THE COUNTY BOARD
ON A HEARING FOR A PETITION TO AMEND THE LA CROSSE COUNTY ZONING ORDINANCE

TO THE COUNTY BOARD OF SUPERVISORS FOR LA CROSSE COUNTY:

The La Crosse County Planning, Resources and Development Committee, having considered

Petition No. 1795 To amend the La Crosse County Zoning Ordinance filed by:

ROBIN AND KEVIN FITZGERALD 5853 COUNTY ROAD C WEST SALEM WI 54669

and having held a public hearing on the 27th day of OCTOBER, 2008

to rezone from EXCLUSIVE AGRICULTURE DISTRICT

to RESIDENTIAL DISTRICT "A"

The following described land in the Town(s) of HAMILTON

Lot 2 of Certified Survey Map No. 112 Volume 10 T/W a 30' access easement. Town of Hamilton.

And pursuant to s. 59.69 Wis. Stats.: 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 and official correspondence; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 59.69(5)(e)4, Wis. Stats., has the authority to approve the petition as submitted; to disapprove of the petition; or, to modify and approve the petition. Having considered the entire record the Committee's recommendation is to: **Approve.**

*MSR 11/10/08
per minutes of
10/29/08
mtg*

By a vote of 5 in favor, 2 absent – Meyer-Keil, the Committee recommended approval of this rezone to the Agriculture District "A".

(IF THIS PETITION IS APPROVED AS A CONDITIONAL ZONING, DEED RESTRICTIONS MUST BE RECORDED BEFORE ZONING TAKES EFFECT.)

Dated this 7th day of November, 2008

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY 
Jeff Bluske, Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

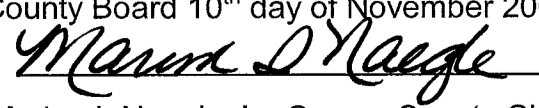
BY 
Tom Rauk, Vice Chair

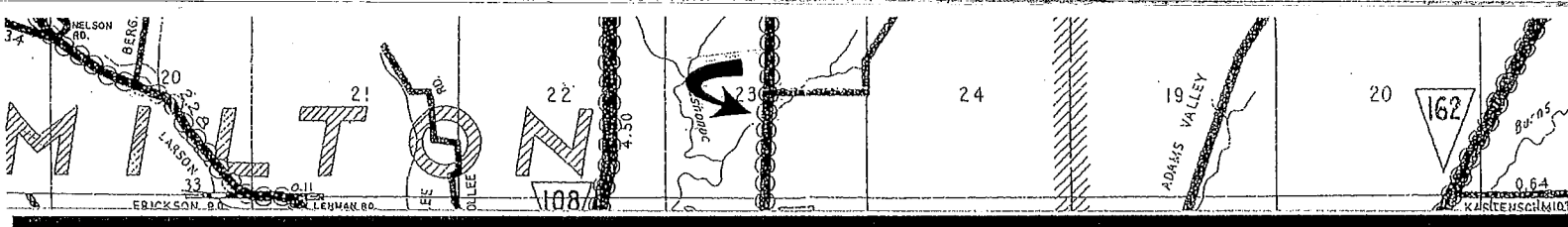
The County Board, under s. 59.69(5)(e)5 Wis. Stats., has the authority to effectuate the petition by ordinance or to disapprove it. The County Board took the following action this 10 day of November 2008

- Approved the petition as submitted, becomes an ordinance.
- Approved the petition with amendments/conditions, becomes an ordinance, after recording conditions.
- Denied the petition, (no ordinance is adopted)
- Denied the petition with amendments/conditions, (no ordinance is adopted)
- Refused to deny the petition with re-referral, (no ordinance is adopted unless reported out with approval)

STATE OF WISCONSIN
COUNTY OF LA CROSSE

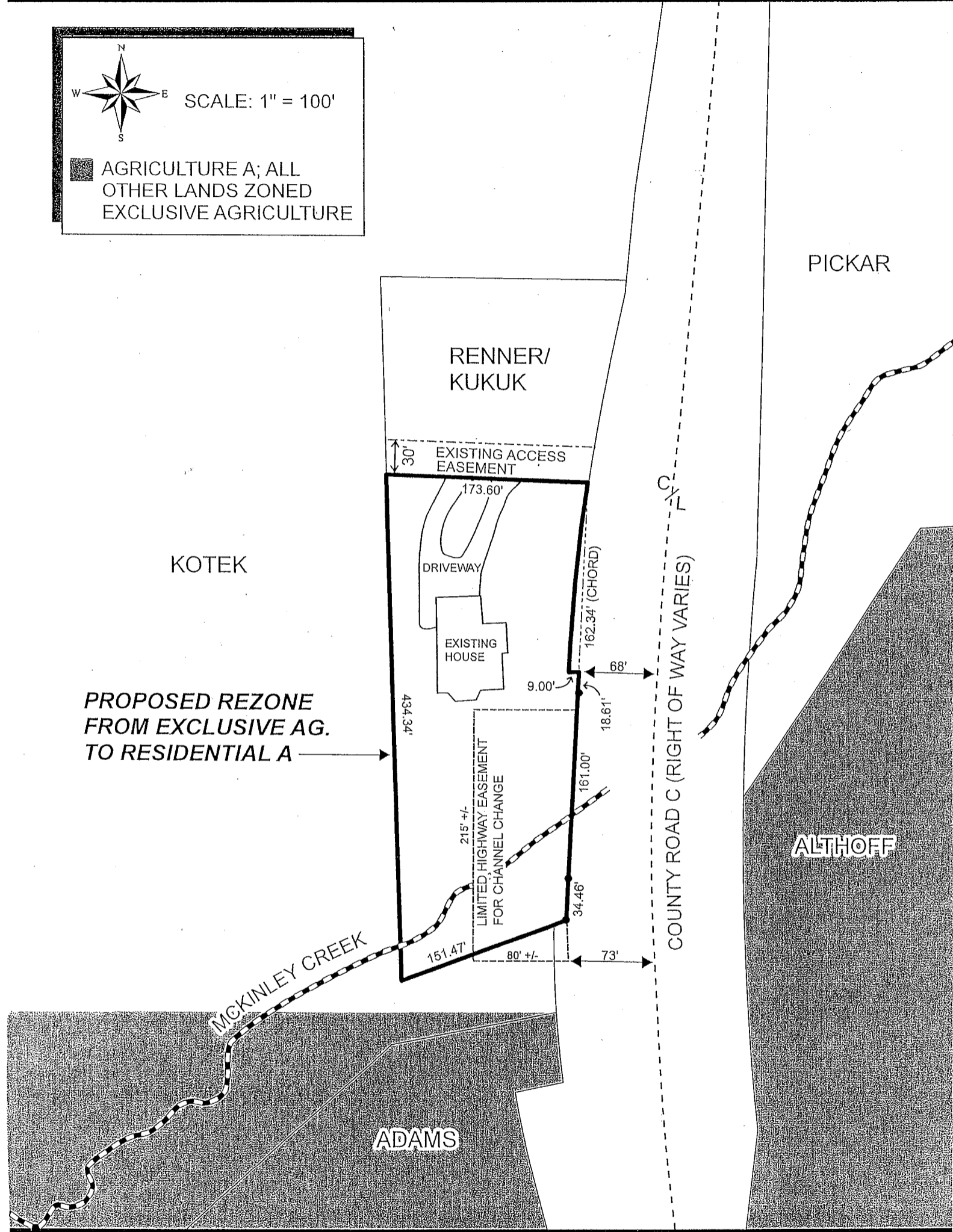
I, Marion I. Naegle, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original zoning ordinance required by law to be in my custody and which the County Board 10th day of November 2008.


Marion I. Naegle, La Crosse County Clerk



SCALE: 1" = 100'

 AGRICULTURE A; ALL OTHER LANDS ZONED EXCLUSIVE AGRICULTURE



Zoning Petition No. 1795 **Fitzgerald** **1.45 Acres**
REASON FOR REZONE: Continued Residential Use (Non-farm occupancy) **Town of Hamilton**
SOIL DATA: 31% Class IV Soils **LAND CLASS:** 100% Idle
 69% Class V-VIII Soils

FARMLAND PRESERVATION 91.77 Ordinance Revisions 1) A county, city, village or town may approve petitions for rezoning areas zoned for exclusive agriculture use only after findings are made based upon consideration of the following: (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. (2) Land which is rezoned under this section shall be subject to the lien provided under s. 91.19 (8) to (10) for the amount of tax credits paid on the land rezoned. If the rezoning occurs solely as a result of action initiated by the governmental unit, any lien required under s. 91.19 (8) to (10) shall be paid by the governmental unit initiating this action. (3) The department shall be notified of all rezonings under this section. History: 1977 c.29,169; 1983 a.311.