

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. 1787 To amend the La Crosse County Zoning Ordinance filed by:

KRISTOPHER J. AND JULIE A. FASSLER N5742 BIG CREEK RD SPARTA WI 54656

and having held a public hearing on the 2nd day of September, 2008

to rezone from EXCLUSIVE AGRICULTURAL DISTRICT

to RESIDENTIAL DISTRICT "A"

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

Part of the SE-SE of Section 24, T 17 N, R 5 W, described as follows: Beginning at the intersection of the North line of said SE-SE and the Easterly right-of-way line of Big Creek Road; thence southerly, along said East right-of-way line, to the north line of the parcel with Tax Parcel No. 3-496-0; thence easterly along said north line, to the Northeast corner of said parcel; thence continuing along the extension of said north line, 50 feet; thence Northerly, parallel with the east line of said SE-SE, to the North line of said SE-SE; thence Westerly along said North line, to the point of beginning. Also: Portion for ingress/egress easement: All that part of said SE-SE lying West of a line which is parallel with and 650' west of the east line of said SE-SE, and East of the above described parcel and East of Tax Parcel Number 3-496-0; AND the South 40' of that part of said SE-SE lying East of said Tax Parcel No. 3-496-0; AND the East 40' of that part of the NE-NE of Section 25, T 17 N, R 5 W, which lies North of Highway 16. Town of Burns.

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.**

By a vote of 5 in favor, 1 excused – Bina and 1 absent – Manthei, the Committee recommended approval with the attachment of the Town of Burns Resolution 08-02-08 #1.

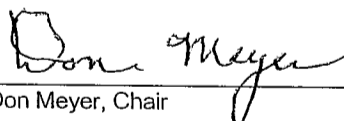
(IF THIS PETITION IS APPROVED AS A CONDITIONAL ZONING, DEED RESTRICTIONS MUST BE RECORDED BEFORE ZONING TAKES EFFECT.)

Dated this 10th day of October, 2008

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY 
Jeff Blushie, Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

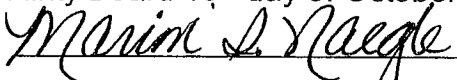
BY 
Don Meyer, Chair

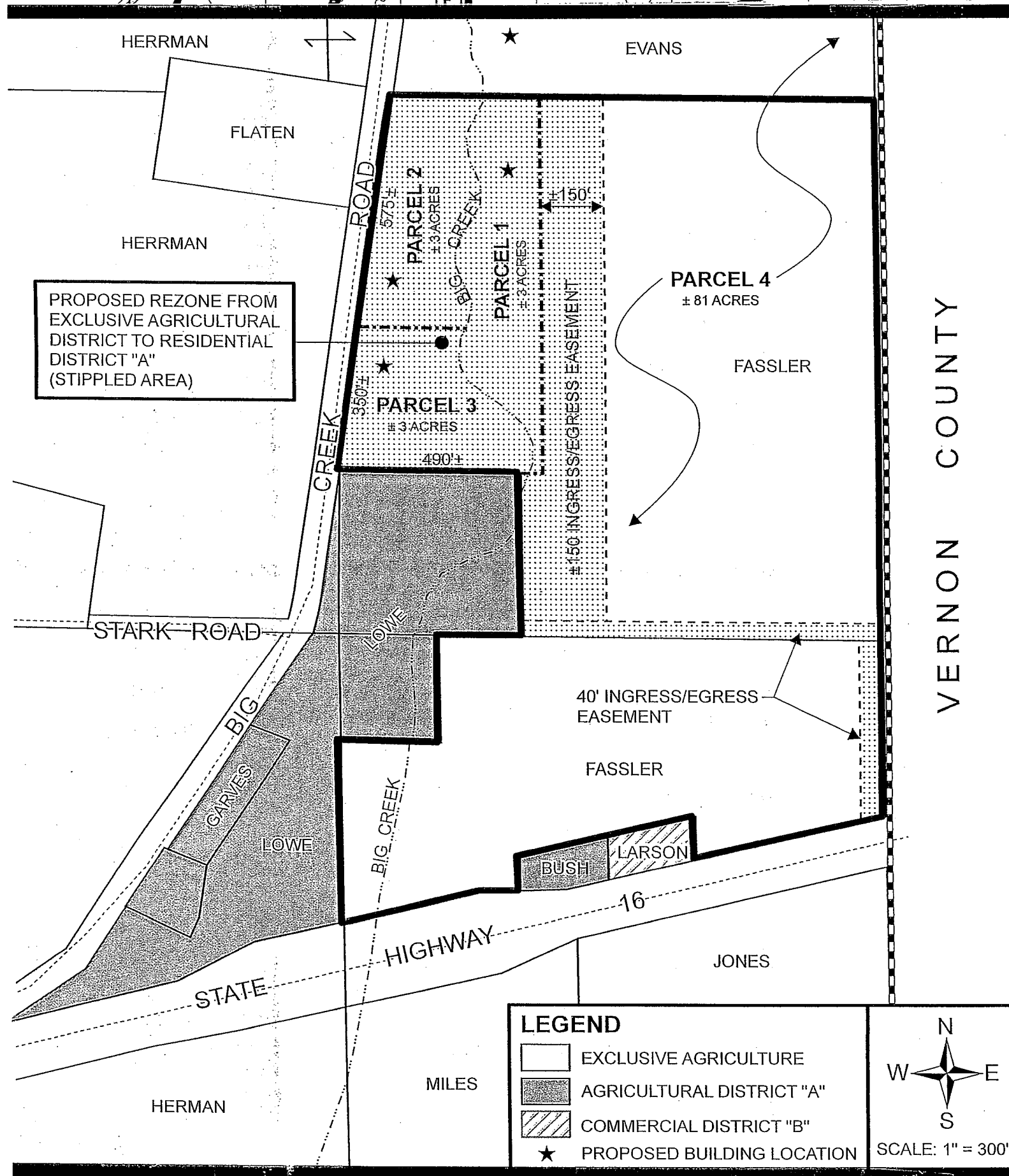
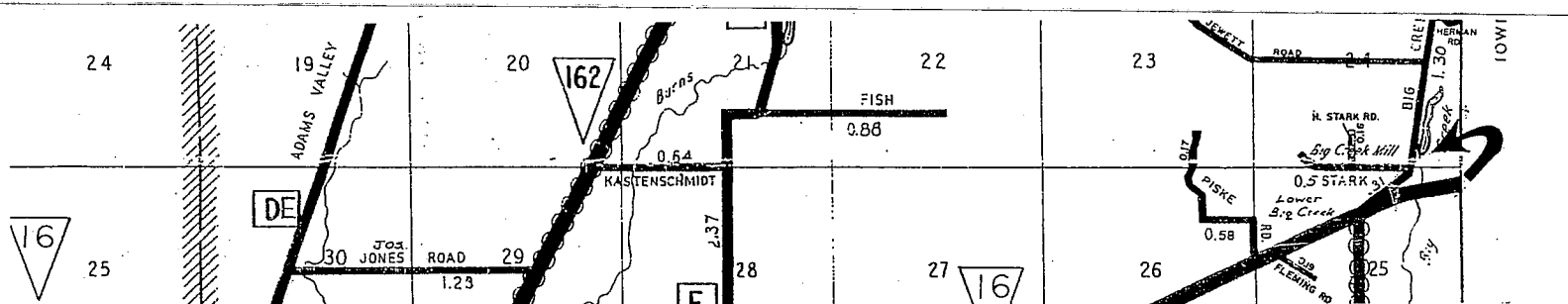
The County Board, under s. 59.69(5)(e)5 Wis. Stats., has the authority to effectuate the petition by ordinance or to disapprove it. The County Board took the following action this 16 day of October 2008

- 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

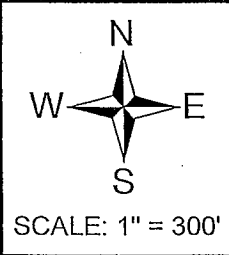
I, Marion I. Naegle, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original zoning ordinance required by law to be in my custody and which the County Board 16th day of October 2008.


Marion I. Naegle, La Crosse County Clerk



PROPOSED REZONE FROM EXCLUSIVE AGRICULTURAL DISTRICT TO RESIDENTIAL DISTRICT "A" (STIPPLED AREA)

LEGEND	
	EXCLUSIVE AGRICULTURE
	AGRICULTURAL DISTRICT "A"
	COMMERCIAL DISTRICT "B"
	PROPOSED BUILDING LOCATION



Zoning Petition No. 1787

Applicant: Kristopher and Julie Fasser

Town of Burns

Property size: ±14.9 Acres

REASON FOR REZONE: To create three single-family residential parcels.

SOIL DATA: 8% Class I-II Soils
20% Class III Soils
72% Class V-VIII Soils

LAND CLASS: Crops 45%
Woods 23%
Idle 32%

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.