

TERMINATION OF CONDITIONAL USE PERMIT NO. 166 - TERMINATION NO. 57

REPORT OF THE PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE
TO THE COUNTY BOARD ON A HEARING FOR TERMINATION OF 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:

LA CROSSE COUNTY ZONING, PLANNING AND LAND INFORMATION DEPARTMENT
400 4TH ST N - ROOM 3170 LA CROSSE WI 54601

and having held a public hearing on the 4th day of January, 2010 on a petition to terminate Conditional Use

Permit No. 166 issued to Randall Kelly, W7034 Heram Rd, Holmen, WI; current owners, Charles Miles, W7034

Heram Rd, Holmen, WI and Paul Johnson, W7082 Heram Rd, Holmen, WI and passed by the County Board

in June of 1989, to store landscaping materials in conjunction with a landscaping business on land zoned

Agriculture District "A" in the Town of Holland. **Reason for terminating** - This business has not operated

during the past 12 months, there are new owners, and the parcel has been reduced in size.


LAND DESCRIBED AS: Part of the SW-SE and Part of Government Lot 7 in Section 6, T18N, R7W described as: Commencing at the Southwest corner of Section 6, thence N79°11'E 2275.33ft; thence S83°39'E 378.41ft; thence S89°35'E 672.38ft; thence N1°56'W 33.03ft to the POB; thence continue N1°56'W 1343.03ft; thence S88°4'W 810ft; thence S1°56'E 1295ft; thence Easterly along the North line of Heram Rd 811.52ft to the POB. Town of Holland

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: **Terminate**


By a vote of 6 in favor, 1 excused-Keil, the Committee recommended termination of Conditional Use Permit No. 166.

Dated this 13th day of January, 2010

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

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

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY 
Donald F Meyer, Chair

THE COUNTY BOARD took the following action this 21 day of January 2010

Approved termination

Denied the application

STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Linda A. Stone, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original Termination of a Conditional Use Permit required by law to be in my custody and which the County Board of Supervisors of La Crosse County approved at a meeting held on the 21st day of January, 2010.


Linda A. Stone, La Crosse County Clerk

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COUNCIL ROAD

ZONING PETITION NO. 776
 CONDITIONAL USE APPLICATION NO. 166

SOIL DATA

| | | | |
|-------|--------------------|-----|----------------------|
| — 7% | CLASS I - II SOILS | 18% | CLASS IV SOILS |
| — 97% | CLASS III SOILS | 82% | CLASS V - VIII SOILS |

LAND CLASS

| | | | |
|-----|------------------|-----|------------------|
| — % | LAND IN CROPLAND | 58% | LAND IN WOODLAND |
| — % | LAND IN PASTURE | | |

TOTAL ACRES 24.77

91.75 FARMLAND PRESERVATION

Note: Current Land Use is Residential.

91.77 Ordinance revisions. (1) A county, city, village or town may approve petitions for rezoning areas zoned for exclusive agricultural 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 91.19 (8) to (10) for the amount of tax credit paid on the land rezoned.
 (3) The department shall be notified of rezonings under this section.