

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. 1865 to amend the La Crosse County Zoning Ordinance filed by:

**SCOTT A & CHRISTINE J KAINZ,**  
**N5589 GRAY HORSE RD, WEST SALEM, WI 54669**

and having held a public hearing on the 4<sup>th</sup> day of APRIL, 2011 to rezone from TRANSITIONAL AGRICULTURE DISTRICT to AGRICULTURE DISTRICT "A" the following described land in the Town(s) of HAMILTON.

Part of the SE-NE of Section 30, T17N, R6W, commencing at the East ¼ corner of Section 30, N34°28'47"W 1401.34' to the Northeast corner of Lot 1 of Certified Survey Map No. 62, Volume 5 and the POB, S86°5'6"W 586.02' to the Northwest corner of said Lot 1 and the West line of the SE-NE, along said West line N3°0'7"W 98.7' to the Northwest corner of the SE-NE, along the North line of said SE-NE N86°7'24"E 584.51', S3°52'38"E 98.29' to the POB. 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, and under s. 91.48(1), 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:

**By a vote of six (6) in favor, one (1) excused – Meyer, the Committee recommended approval as Conditional Agriculture District "A" subject to the recording of deed restrictions indicating this parcel is for one (1) single family residence with no further subdividing of the parcel.**

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

Dated this 12<sup>th</sup> day of APRIL, 2011

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Jeff Bluske  
Jeff Bluske Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Marilyn J Pedretti  
Marilyn J Pedretti, Vice Chair

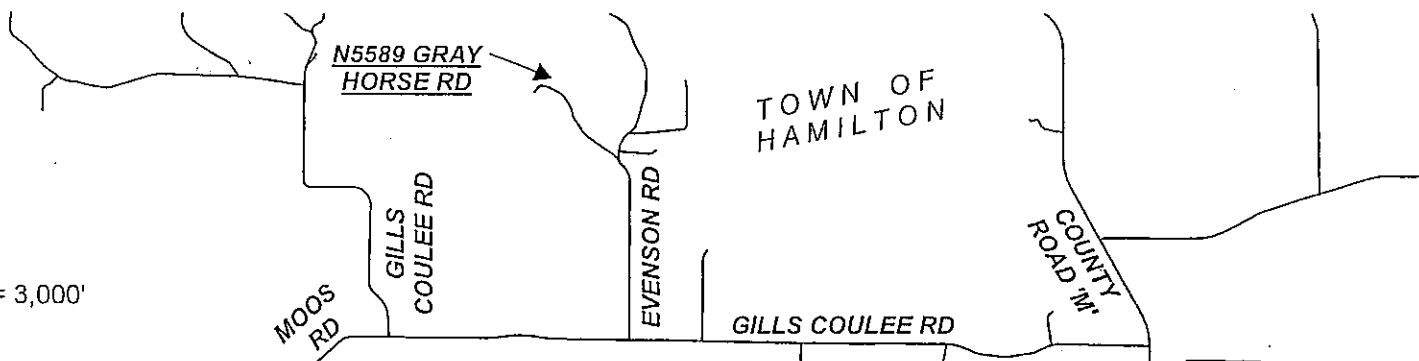
The County Board, under s.59.69(5)(e)5 Wis. Stats., has the authority to effectuate the petition by ordinance or to disapprove it. The County Board took the following action this 19<sup>th</sup> day of APRIL, 2011

- 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 adopted)
- Refused to deny the petition with re-referral, \_\_\_\_\_ (no ordinance adopted unless reported out with approval)




STATE OF WISCONSIN  
COUNTY OF LA CROSSE

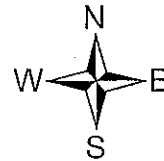
I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original zoning ordinance required by law to be in my custody and which the County Board of Supervisors of La Crosse County approved at a meeting held on the 19<sup>th</sup> day of April, 2011.

Ginny Dankmeyer  
Ginny Dankmeyer, La Crosse County Clerk



SCALE: 1" = 3,000'

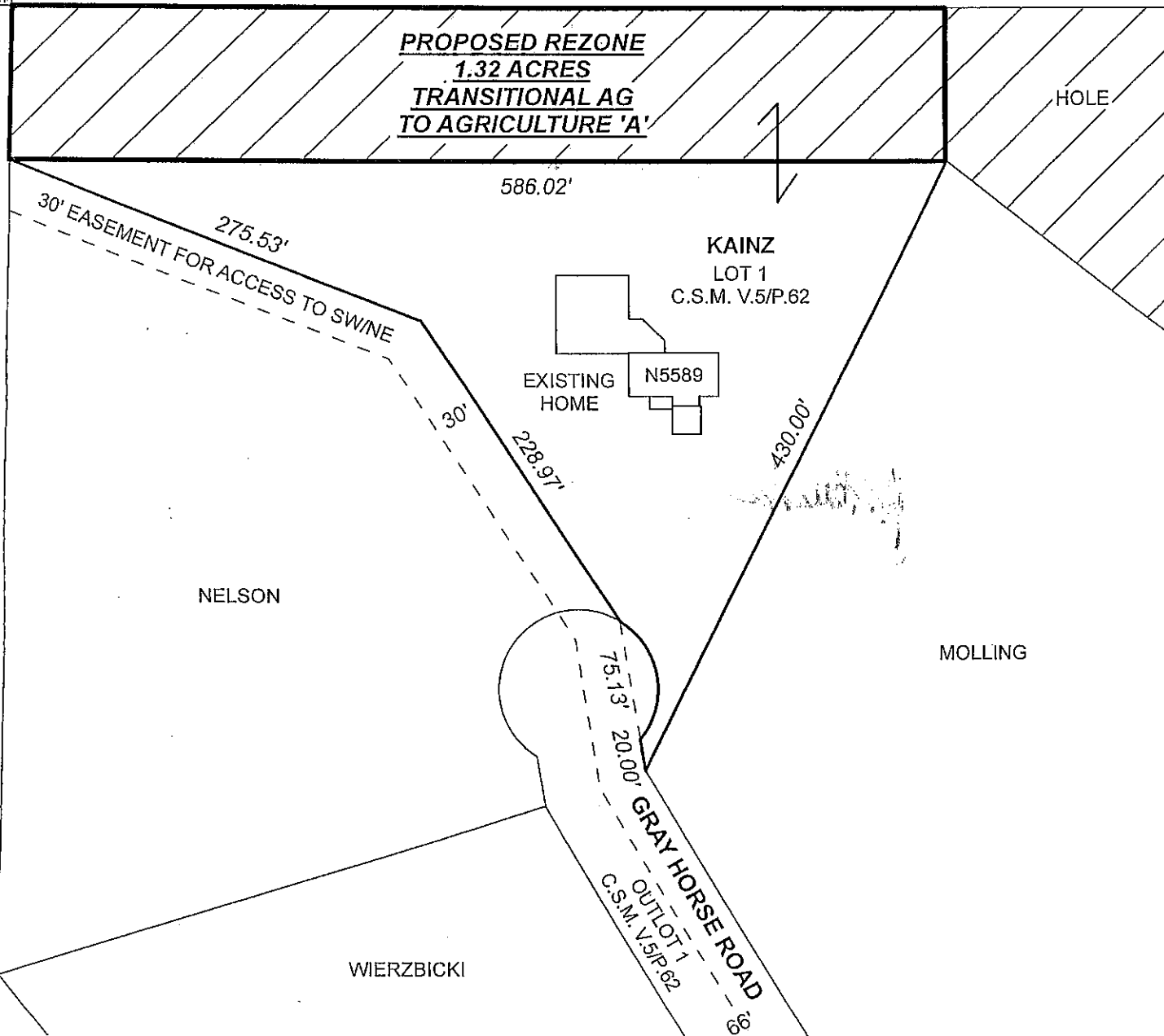
-  AGRICULTURE DISTRICT 'A'
-  EXCLUSIVE AGRICULTURE DISTRICT
-  TRANSITIONAL AGRICULTURE DISTRICT



SCALE: 1" = 100'

WILDHAVEN FARMS INC

BROUGHTON



### ZONING PETITION NO. 1865

SCOTT A & CHRISTINE J KAINZ

1.32 ACRES TOWN OF HAMILTON

REASON FOR REZONE: RESIDENTIAL USE

SOIL CLASS  
CLASS V-VIII 100%

LAND CLASS  
IDLE 25%  
WOODS 75%

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 or interest in the land 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