

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:

PAUL KAMMEL; ACTING ON BEHALF OF KAMMEL CUSTOM EXCAVATING LLC, N975 BROADHEAD RD, LA CROSSE, WI 54601;
ACTING ON BEHALF OF DUANE, PAUL AND TERRY KAMMEL AND LINDA WALKER,
N1004 BROADHEAD RD, LA CROSSE, WI 54601

and having held a public hearing on the 3rd day of JANUARY 2011 for a Conditional Use Permit for

an after-the-fact permit to operate an excavation business with soil stockpiles; 5 dump trucks, 3 dozers, 3 backhoes, 1 tractor hoe,

1 compactor, 6 trailers, 2 semis, 1 grader and 2 pickups which includes 2 storage buildings and outside storage on land zoned EXCLUSIVE

AGRICULTURE DISTRICT in the Town of Greenfield

on land described as follows: The NW-SE of Section 20, T15N, R6W, EXCEPT Lot 1 of Certified Survey Map No. 92, Volume 1. Town of Greenfield.

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 Conditions.**

By a vote of 6 in favor (1 excused-Keil) the Committee recommends approval subject to the following fifteen (15) conditions:

1. The County Land Use Plan indicates this property should remain Agriculture and Rural Residential, therefore, these conditions must be held to this strict use considering the size of the business and equipment;
2. No topsoil or borrow materials may be taken from this site. It appears two (2) borrow sites have been disturbed along the northerly property line. The site furthest east can be used to stockpile clean gravel, breaker concrete but no asphalt of any kind. This easterly site can also be used to store workable equipment;
3. Nowhere on the farm can inoperable vehicles or junk equipment be stored;
4. This permit allows for an excavation business and storage of licensed and operable equipment in the area depicted on the application surrounding the existing buildings and 150-ft southeasterly of the private driveway;
5. After-the-fact Zoning/Occupancy Permits are required for the three (3) existing farm buildings that were converted to commercial use;
6. No part of the existing home or garage may be used for this operation;
7. The DNR shall be contacted by the applicant for proper containment of the three (3) fuel tanks adjacent to the residential garage;
8. Absolutely no fluids or hazardous materials are allowed on the ground but in properly permitted and marked containers. An approval letter from the DNR is required for our files;
9. A letter from the La Crosse County Environmental Health Department is required for our files indicating proper restroom facilities exist for employees;
10. All equipment owned or leased, shall be reported yearly to the local assessor. The Town shall go back 2 years to assess this equipment as omitted property.
11. The Paul Kammel parcel does not have an easement to their single family residence. An easement shall be recorded in conjunction with the Duane & Sandra Kammel private drive easement that indicates there is a maintenance agreement between the excavation business and private residences;
12. Clean gravel and recycled asphalt may be stored between the two (2) larger commercial and maintenance sheds;
13. Off-street and off-easement parking is required;
14. This permit is non-transferable; and
15. If any of these conditions are not met, this permit is subject to termination.

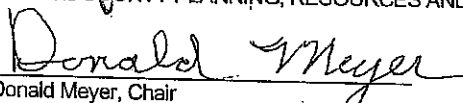
Any deviation or alteration of the conditions set forth in this permit shall constitute a violation of the terms of this Conditional Use Permit and shall be subject to prosecution and penalties under the terms of this Ordinance. A new public hearing and permit must be granted to extend or alter any of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

Dated this 12th day of JANUARY 2011

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY 
Jeff Bluske, Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY 
Donald Meyer, Chair

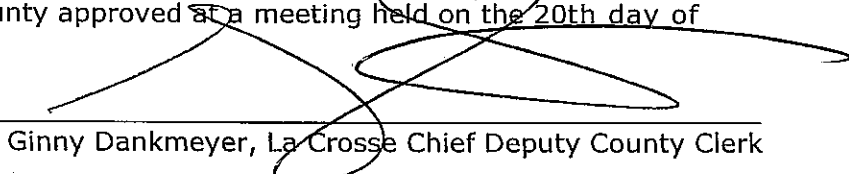
THE COUNTY BOARD took the following action this 20th day of JANUARY, 2011

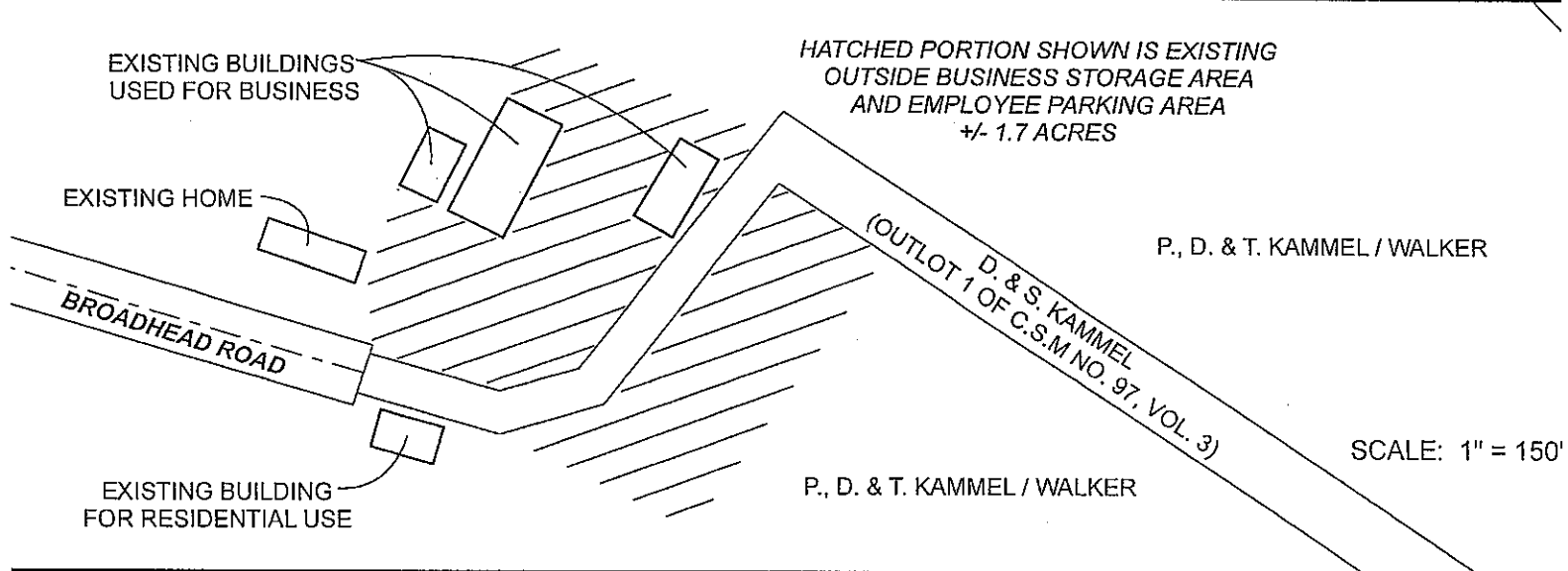
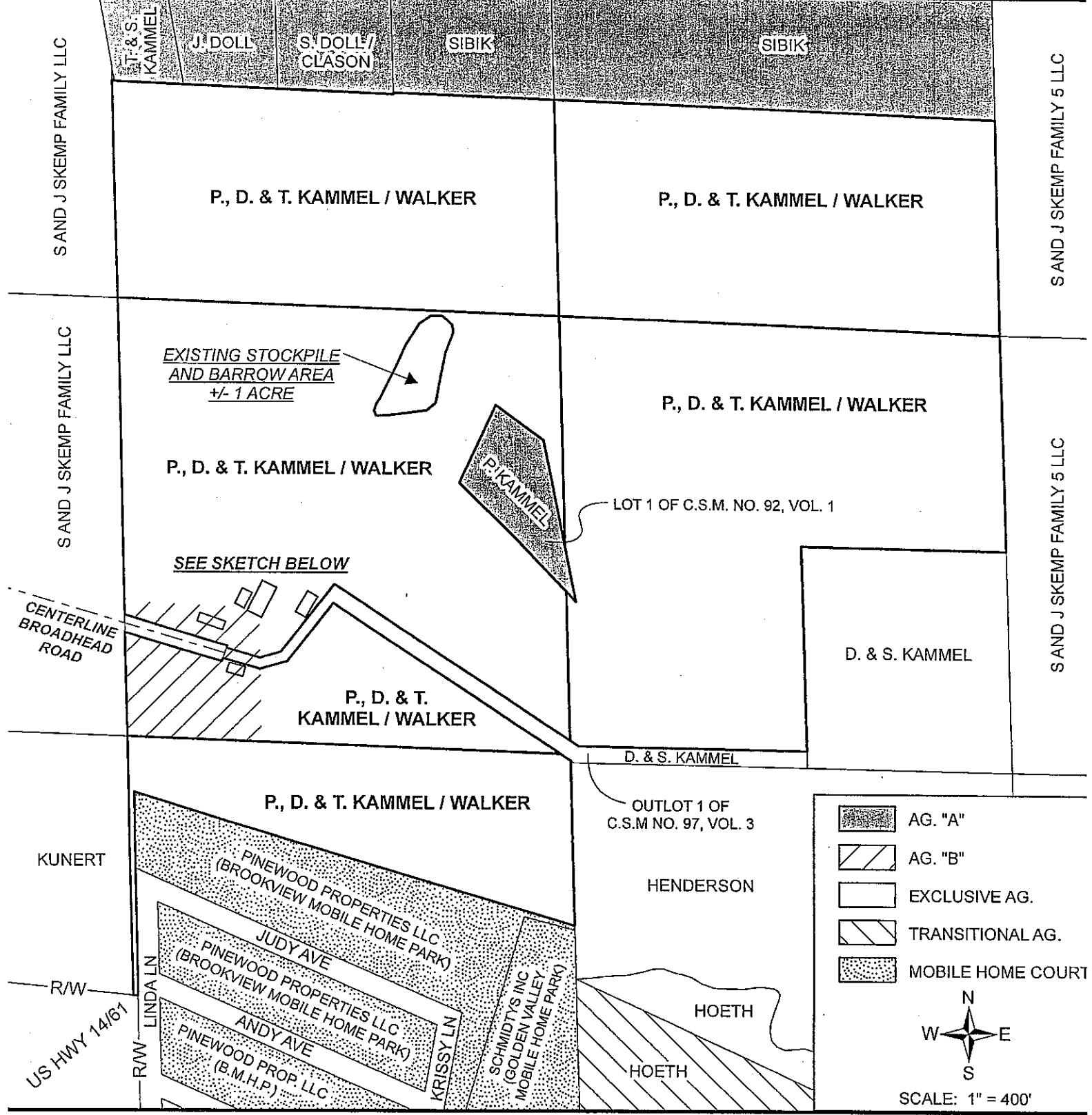
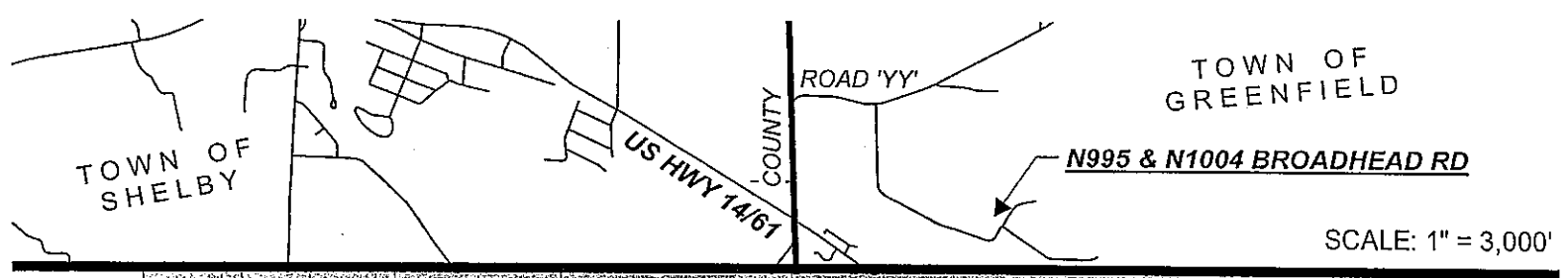
Approved subject to conditions as outlined

Disapproved the application

STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, Chief Deputy County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original 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 20th day of January, 2011.


Ginny Dankmeyer, La Crosse Chief Deputy County Clerk



CONDITIONAL USE PERMIT NO. 822

PART OF THE NW/SE OF SECTION 20, T15N, R6W EXCEPT LOT 1 OF C.S.M. NO. 92, VOL. 1
TOWN OF GREENFIELD

PAUL KAMMEL OBO KAMMEL CUSTOM EXCAVATING LLC OBO DUANE AND TERRY KAMMEL AND LINDA WALKER