

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. 1878 to amend the La Crosse County Zoning Ordinance filed by:

**ROBERT J SOUCHEK, N6726 NIEDFELDT RD, BANGOR, WI 54614**

and having held a public hearing on the 31<sup>st</sup> day of October, 2011 for a petition to rezone from EXCLUSIVE AGRICULTURE DISTRICT to AGRICULTURE DISTRICT "A" the following described land for continued residential use at N6726 Niedfeldt Rd. in the Town(s) of Burns.

Lot 1 of Certified Survey Map No. 42 in Volume 9. 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, 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:

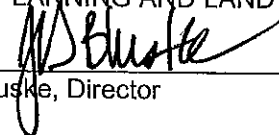
**By unanimous vote, the Committee recommended approval of this rezoning to the Agriculture District "A" subject to the recording of deed restrictions indicating the following:**

1. Only one single family residence is allowed on this 2.2 acre parcel;
2. No further subdividing of this parcel until these restrictions are amended by the County Board; and
3. Legal access to this parcel is not being utilized and is required.

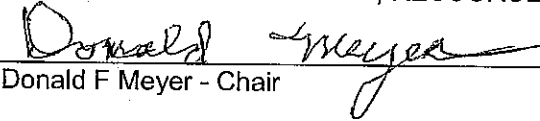
(IF THIS PETITION IS APPROVED AS A CONDITIONAL ZONING, DEED RESTRICTIONS MUST BE RECORDED BEFORE ZONING TAKES EFFECT.)

Dated this 9<sup>th</sup> day of November, 2011

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

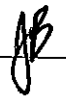
BY   
Jeff Bluske, Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY   
Donald F 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 15<sup>th</sup> day of November, 2011

Approved the petition as submitted, \_\_\_\_\_ becomes an ordinance.

Approved the petition with ~~amendments~~/conditions,  becomes an ordinance, after recording conditions.

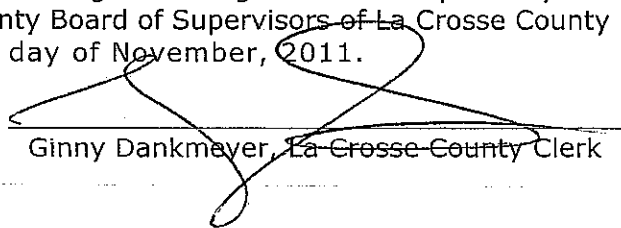
Denied the petition, \_\_\_\_\_ (no ordinance is adopted)

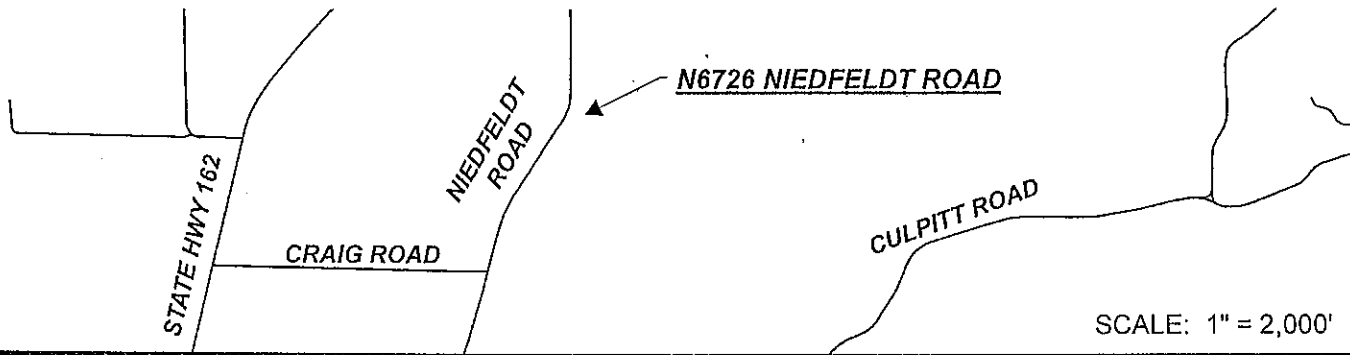
Denied the petition with amendments/conditions, \_\_\_\_\_ (no ordinance adopted)

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 14<sup>th</sup> day of November, 2011.

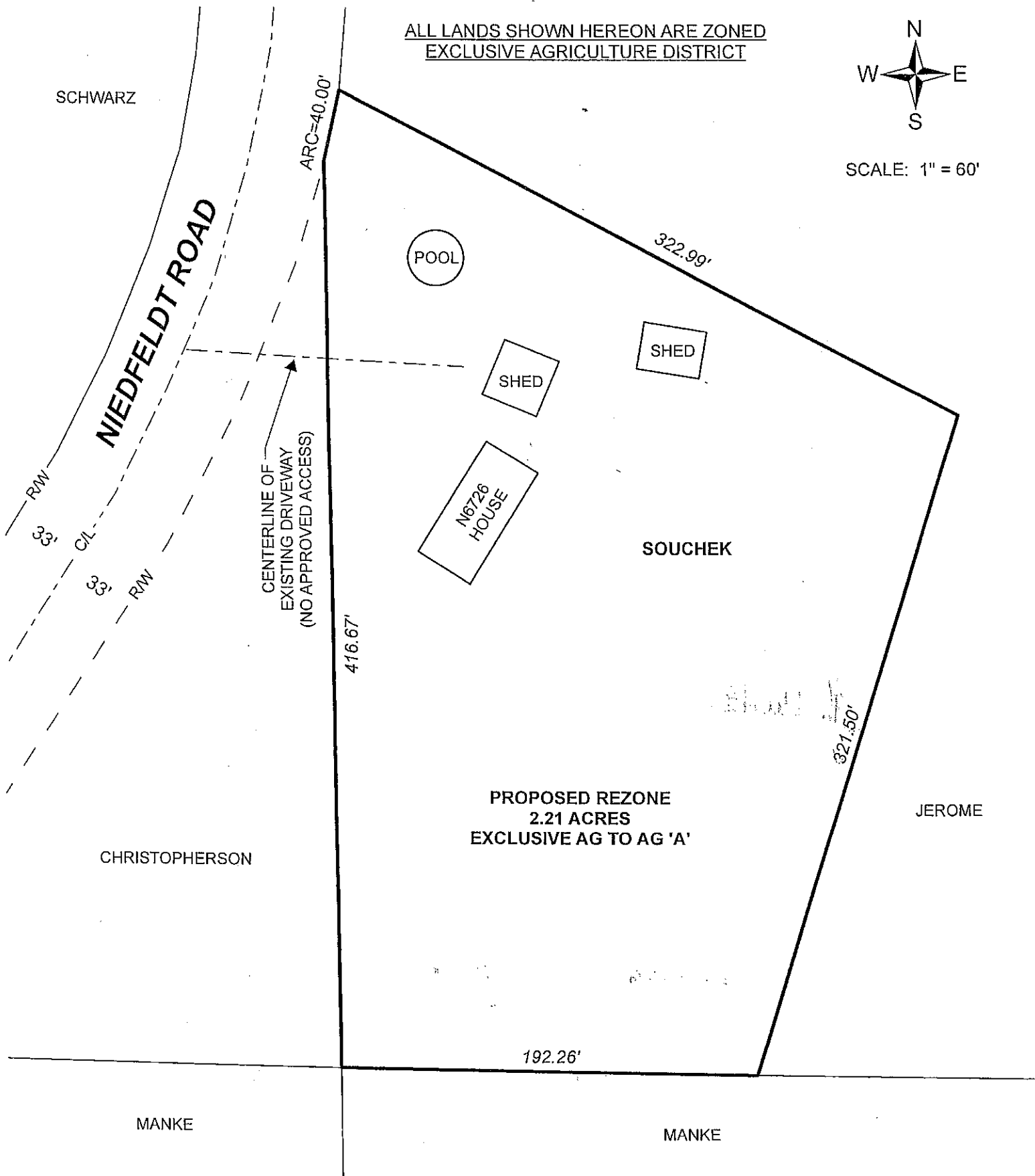
  
Ginny Dankmeyer, La Crosse County Clerk



ALL LANDS SHOWN HEREON ARE ZONED  
EXCLUSIVE AGRICULTURE DISTRICT



SCALE: 1" = 60'



PROPOSED REZONE  
2.21 ACRES  
EXCLUSIVE AG TO AG 'A'

### ZONING PETITION NO. 1878

ROBERT J SOUCHEK  
2.21 ACRES  
TOWN OF BURNS

REASON FOR REZONE: CONTINUED RESIDENTIAL USE

SOIL CLASS	LAND CLASS
CLASS III 37%	IDLE 30%
CLASS V-VIII 63%	WOODS 70%

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