

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. - 1876 to amend the La Crosse County Zoning Ordinance filed by:

JOHN HULBERG, N5557 COUNTY ROAD M, WEST SALEM, WI 54669

and having held a public hearing on the 29th day of August, 2011 for a petition to rezone from EXCLUSIVE AGRICULTURE DISTRICT to AGRICULTURE DISTRICT "A" a 14.59 acre parcel in order to split the farm house and outbuildings from the productive farmland at N5557 County Road M the following described land in the Town(s) of HAMILTON.

Part of the NE-NE Section 29, and part of the W½-NW Section 28, T17N, R6W described as follows: Commencing at the W¼ corner of said Section 28, along west line of said SW-NW N00°32'25"W 544.64', N89°37'35"E 222.82' to the POB, N57°40'53"E 340.88', N44°18'53"E 199.44', N24°14'06"E 135.21', N03°36'32"E 294.50', N47°04'53"W 40.21', N67°23'36"W 90.33', N86°23'45"W 37.26', N54°57'25"W 411.69', N12°39'54"W 50.30', N01°48'54"W 125.34', N46°03'45"W 271.73', N89°40'45"W 138.14', N40°33'31"W 179.14', N27°24'31"W 143.10', N33°04'54"W 94.29', N51°59'26"W 32.65', S58°48'27"E 645.38', S43°38'17"E 684.81', S70°45'21"E 190.66' to the north line of Lot 1 of Certified Survey Map No. 109 in Volume 6, along westerly prolongation of the north line said Lot 1, N87°36'56"W 22', more or less, to the centerline of Larson Coulee Creek, southeasterly along said centerline 812', more or less, to the west right-of-way line of County Road M, along said west right-of-way line S00°44'26"E 246.20', more or less, to a 1.25 inch iron pipe, N80°49'59"W 162.16', S09°10'01"W 87.36', S89°37'35"W 889.91' 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 6 in favor, 1 excused - (Manthel) the Committee recommended approval of this rezone to Agriculture District "A" subject to receiving a variance to retain the previously constructed detached buildings; or by removing a sufficient number of previously constructed detached buildings to meet the total area (square footage of remaining buildings) requirements of Zoning Code Section 17.12(b).

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

Dated this 7th day of September, 2011

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Jeff Bluske
Jeff Bluske - Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Donald F Meyer
Donald F Meyer - Chair

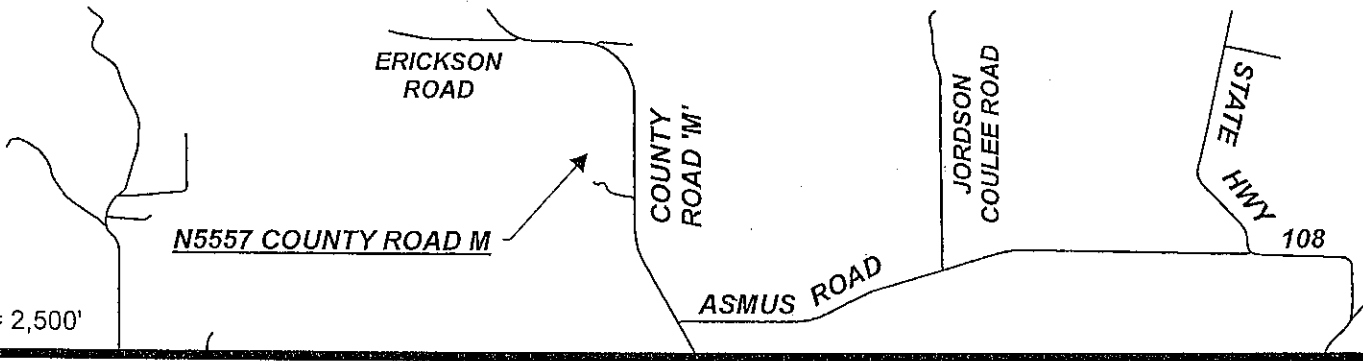
The County Board, under s.59.69(5)(e)5 Wis. Stats., has the authority to effectuate the petition by ordinance or to disapprove it. The County Board took the following action this 15th day of September, 2011

- Approved the petition as submitted, _____ becomes an ordinance.
- Approved the petition with ~~amendments~~/conditions, JP becomes an ordinance, after ~~it is approved~~ conditions. are met.
- 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 15th day of September, 2011.

Ginny Dankmeyer
Ginny Dankmeyer, La Crosse County Clerk

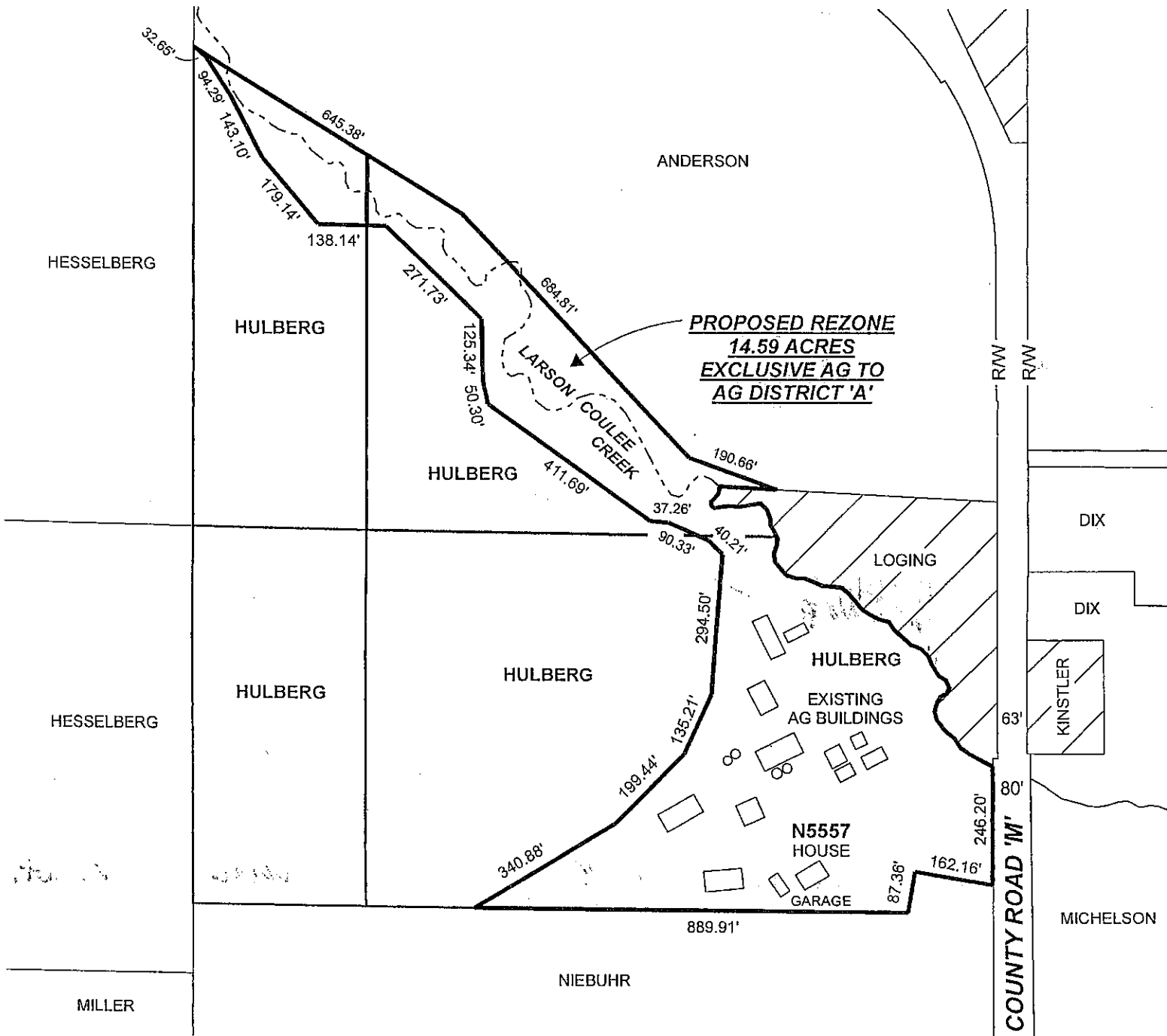


SCALE: 1" = 2,500'



- AGRICULTURE DISTRICT 'A'
- EXCLUSIVE AGRICULTURE DISTRICT

SCALE: 1" = 300'



ZONING PETITION NO. 1876

JOHN HULBERG

14.59 ACRES

TOWN OF HAMILTON

REASON FOR REZONE: CONTINUED RESIDENTIAL AND AGRICULTURAL USE

SOIL CLASS	
CLASS I II	41%
CLASS III	12%
CLASS IV	44%
CLASS V-VIII	3%

LAND CLASS	
IDLE	100%

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