

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. 1904 to amend the La Crosse County Zoning Ordinance filed by:

DANIEL J & DEBRA S KENDHAMMER, 840 BRICKL RD, WEST SALEM, WI 54669

and having held a public hearing on the 2nd day of July, 2012 for a petition to rezone from EXCLUSIVE AGRICULTURE DISTRICT to AGRICULTURE DISTRICT "A" a 10.8 acre parcel, for a future single family home, the following described land in the Town of Burns.

That part of the NW/SE lying westerly of County Road DE and northerly of E Olson Road, Section 6, T17N, R5W, Town of Burns. Tax parcel is 3-110-3. Property address is N7073 County Road DE.

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 five (5) in favor, two (2) excused (Jerome, Ebert), the committee recommended approval of this rezone subject to the recording of deed restrictions indicating:

1. Only one single family residence is allowed on this approximately 10.8 acre parcel.
2. No further subdivision of the parcel is allowed.
3. These restrictions shall apply until amended or lifted by the La Crosse County Board of Supervisors.

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

Dated this 11th day of July, 2012

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Nathan Sampson
Nathan Sampson, Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Marilyn Pedretti
Marilyn Pedretti – 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 19th day of July, 2012

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)

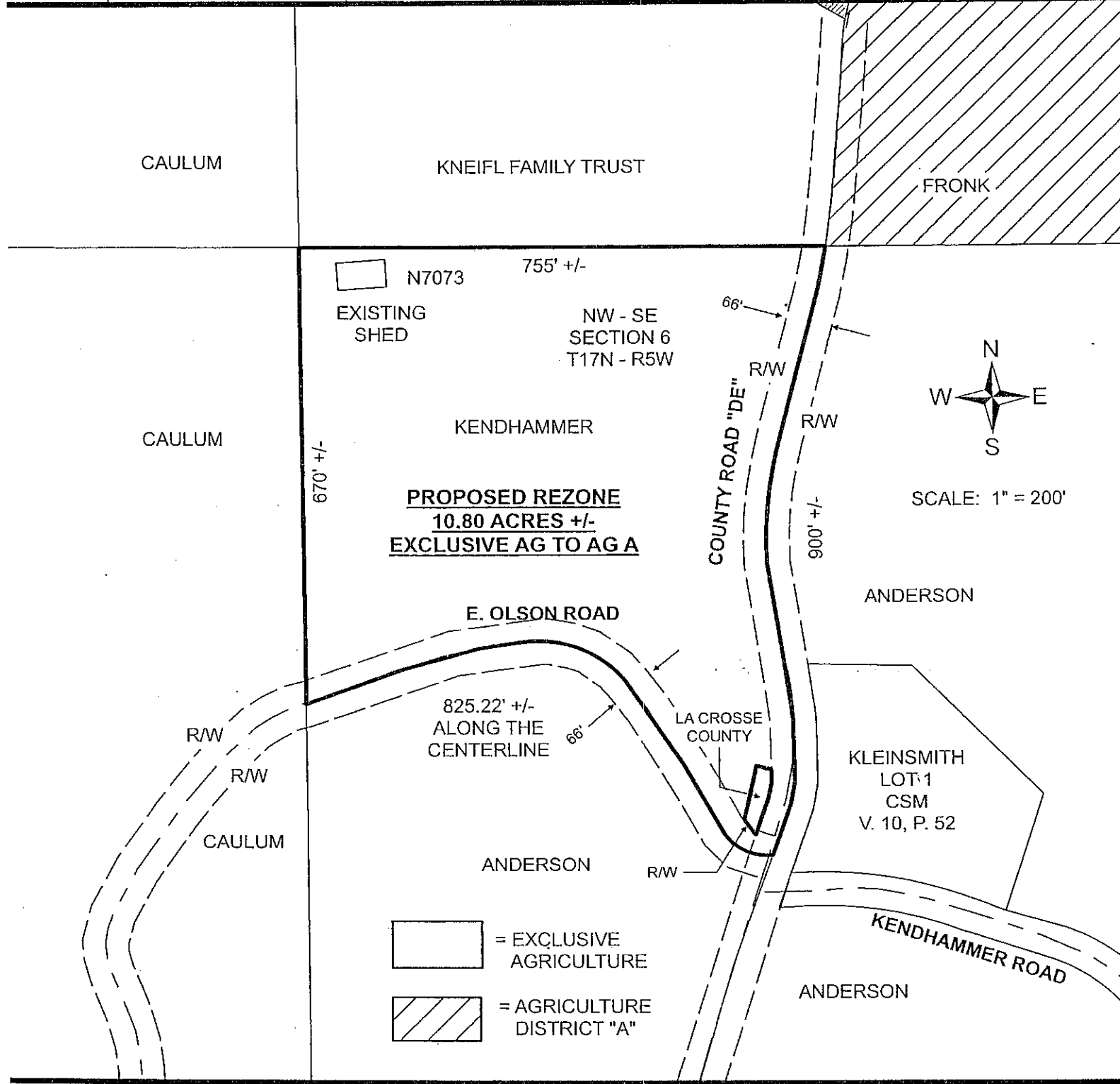
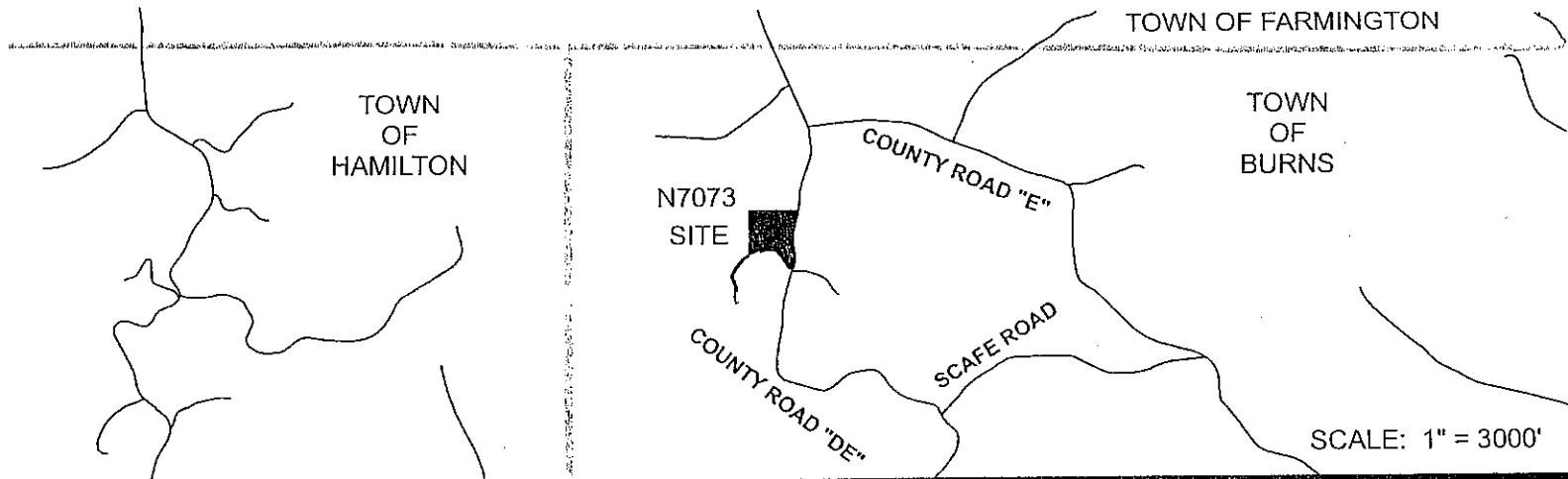
Denied the petition with amendments/conditions, _____ (no ordinance adopted)

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 20th day of July 2012.

Ginny Dankmeyer
Ginny Dankmeyer, La Crosse County Clerk



ZONING PETITION NO. 1904

DANIEL J & DEBRA S KENDHAMMER
 PART OF THE NW-SE, SECTION 6, T17N-R5W
 10.8 ACRES TO BE REZONED FROM EA TO AA
 TOWN OF BURNS

REASON FOR REZONE: RESIDENTIAL USE

SOIL CLASS CLASS III = 67% CLASS IV = 7% CLASS V-VIII = 26%	LAND CLASS IDLE = 54% WOODS = 12% CROPS = 34%
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91.48 REZONING OF LAND OUT OF A FARMLAND PRESERVATION ZONING DISTRICT. (1) A political subdivision with a certified farmland preservation zoning ordinance may rezone land out of a farmland preservation zoning district without having the rezoning certified under s. 91.36, if the political subdivision finds all of the following, after public hearing: (a) The land is better suited for a use not allowed in the farmland preservation zoning district. (b) The rezoning is consistent with any applicable comprehensive plan. (c) The rezoning is substantially consistent with the county certified farmland preservation plan. (d) The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.