

CONDITIONAL USE PERMIT NO. 852

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 an application filed by:

CHRIS O'HEARN OF FAMILY RADIO, INC., 201 STATE STREET, LA CROSSE, WI 54601, ACTING ON BEHALF OF THOMAS KENDHAMMER, N3510 PETERS ROAD, LA CROSSE, WI 54601

and having held a public hearing on the 27th day of February, 2012 for a Conditional Use Permit to operate a broadcast radio tower with one (1) antenna as a back-up tower only, on an existing 100-ft self-supporting telecommunication tower originally authorized under CUP #710 to Airborne Datalink (terminated June 16, 2011), along with an 8-ft X 12-ft wood frame building to house equipment, all enclosed within a 30-ft X 20-ft fence on 1.012 acres of land zoned AGRICULTURE DISTRICT "A" in the Town of Medary and described as follows:

Lot 1 of Certified Survey Map Volume 12, page 159. Tax parcel 9-1094-1. Town of Medary.

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, under s. 91.48(1), Wis. Stats., along with 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:

By a vote of 5 in favor, 2 Excused (Keil, Manthei), the Committee recommended approval of this permit subject to the following ten (10) conditions:

1. This permit is granted specifically to Family Radios, Inc, 201 State Street, La Crosse, WI 54601 on behalf of Thomas Kendhammer, N3510 Peters Road, La Crosse, WI 54601, to operate a back-up radio broadcast tower with up to five (5) antennae not to exceed 80 lbs. on an existing self-supporting tower not to exceed 100-ft. in height, along with an 8-ft x 12-ft wood frame building all enclosed within a 20-ft x 30-ft fence.
2. Since this is a pre-existing tower, the co-location requirement is waived but proposed co-location of any additional antenna(e) requires amendment to this conditional use permit.
3. A bond, letter of credit or other suitable financial guarantee in the amount of \$5,000.00 shall be filed with the La Crosse County Zoning, Planning and Land Information Department by the tower owner.
4. Annual reports and the annual fee shall be required pursuant to Section 28.10.
5. This permit is transferrable per Section 28.14.
6. The access to the site shall be kept clean, maintained and accessible to vehicular traffic in the event of any emergencies.
7. No hazardous materials shall be stored on site other than batteries and items normally found in such facilities, such as propane.
8. A sign that lists contact information in the event of emergency shall be attached to the fence.
9. No advertising on the tower is allowed.
10. The owner of the tower shall completely remove the facility, including subsurface structures, and restore the site to its pre-construction state when the structure is no longer used for its permitted use.

Dated this 7th day of March 2012

ZONING, PLANNING AND LAND INFORMATION DEPARTMENT

BY Nathan Sampson
Nathan Sampson, Interim Director

LA CROSSE COUNTY PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

BY Donald F Meyer
Donald F Meyer - Chair

THE COUNTY BOARD took the following action this 15th of March, 2012

Approved subject to conditions as outlined

Disapproved the application

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 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 15th day of March, 2012.

Ginny Dankmeyer
Ginny Dankmeyer, La Crosse County Clerk

