

FOR ZONING DISTRICT MAP AMENDMENT – ORDINANCE NO.

2302-11/12

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. 1910 to amend the La Crosse County Zoning Ordinance filed by:

TERRANCE HERBST, ACTING ON BEHALF OF AND TOGETHER WITH STEVEN C, JUDY K, AND MICHELLE N HERBST, W5602 STONE HILL RD, LA CROSSE, WI 54601

and having held a public hearing on the 29th day of October, 2012 for a petition to rezone from EXCLUSIVE AGRICULTURE DISTRICT to the AGRICULTURE DISTRICT "A", an approximate 1.43 acre parcel to construct a 1,008 square foot shed occupied by an accessory to residential/agricultural use, the following described land in the Town of Hamilton:

Part of the NE/NE of Section 14, T16N, R6W. Town of Hamilton. Property location: between W2994 and W2958 Pleasant Valley Rd. Tax Parcel 7-333-0.

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, 0 No, 1 Excused (Jerome), the committee recommended approval of Zoning Petition No. 1910 subject to the following three (3) conditions:

1. There shall be no further subdivision of this parcel;
2. Residential use of the lot is not allowed; and
3. These conditions may only be 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 31st day of October, 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 13th day of November, 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)

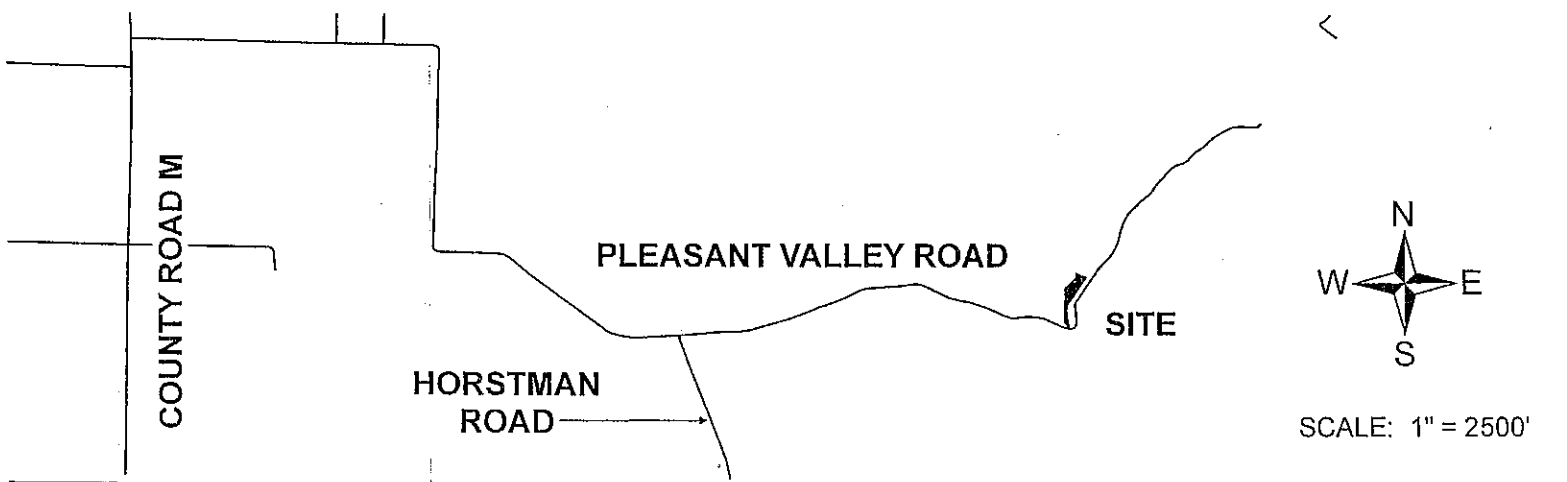
Denied the petition with amendments/conditions, _____ (no ordinance adopted)

Refused to deny the petition with re-referral, _____ (no ordinance adopted unless reported out with approval)

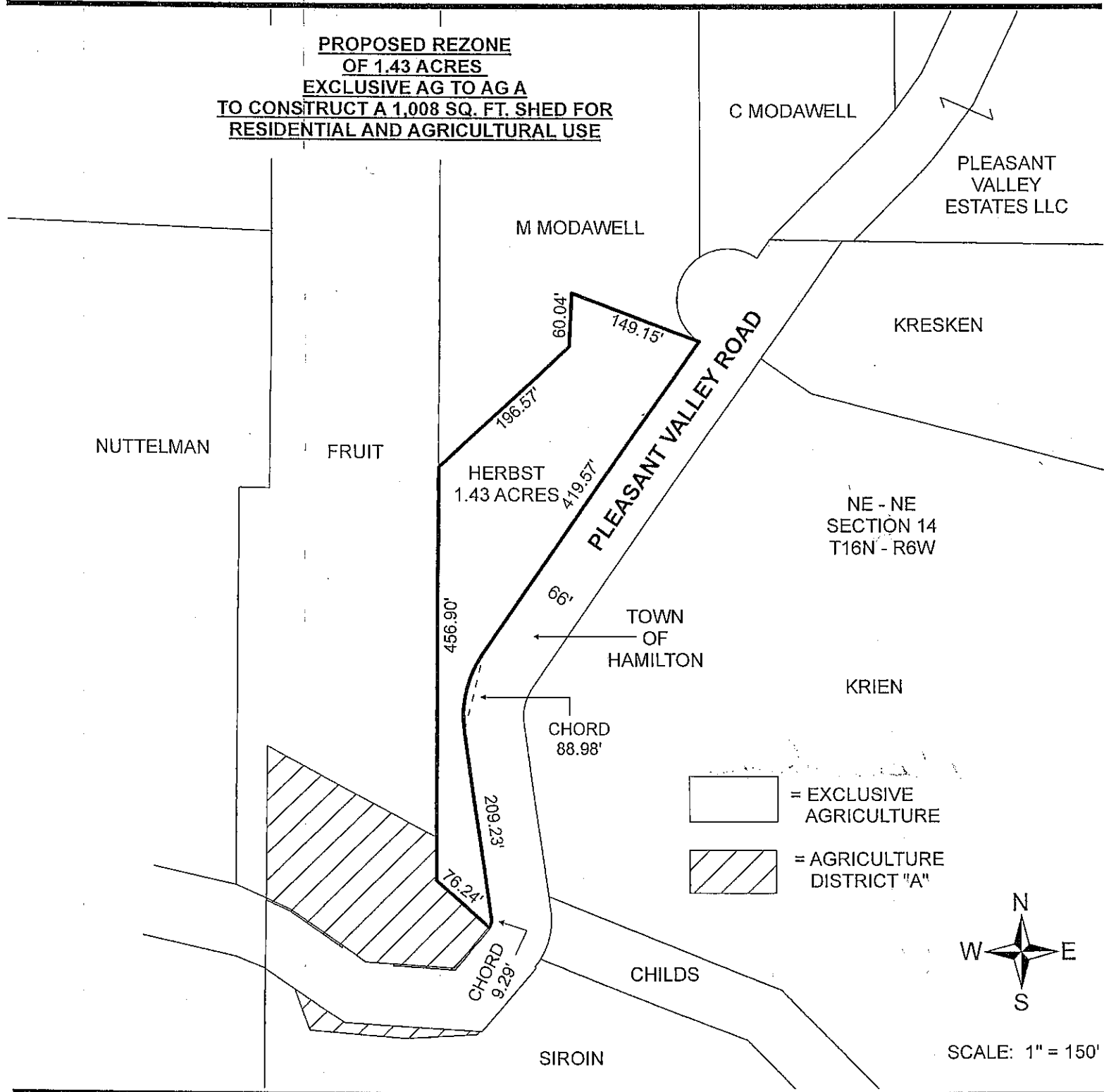
STATE OF WISCONSIN
COUNTY OF LA CROSSE

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 12th day of November 2012.

Ginny Dankmeyer, La Crosse County Clerk



**PROPOSED REZONE
OF 1.43 ACRES
EXCLUSIVE AG TO AG A
TO CONSTRUCT A 1,008 SQ. FT. SHED FOR
RESIDENTIAL AND AGRICULTURAL USE**



ZONING PETITION NO. 1910

TERRANCE C HERBST O.B.O. STEVEN C, JUDY K AND MICHELLE N HERBST
PART OF THE NE - NE, SECTION 14, T16N - R6W
REZONE OF 1.43 ACRES FROM EXCLUSIVE AGRICULTURE TO AGRICULTURE DISTRICT A
TOWN OF HAMILTON

REASON FOR REZONE: PROPOSED 1008 SQ. FT. BUILDING FOR RESIDENTIAL & AGRICULTURAL USE

SOIL CLASS
CLASS III = 100%

LAND CLASS
IDLE = 90%
WOODS = 10%

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