

CONDITIONAL USE PERMIT NO. 862

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:

JEFFREY L & SHARON A KRAMER, 4412 CLIFFSIDE DR, LA CROSSE, WI 54601-8356

and having held a public hearing on the 1st day of October, 2012 for a Conditional Use Permit to amend Conditional Use Permit No. 855, approved May 17, 2012 to operate a pizza preparation food business; to specifically amend or remove condition number fourteen (14) of Conditional Use Permit No. 855 that states "A maintenance agreement for maintaining the private drive shall be entered into by all users of this private road prior to commencing use" on land zoned AGRICULTURE DISTRICT "A" in the Town of Shelby and described as follows:

Part of the NE ¼ and part of the SE ¼ of Section 35, T15N, R7W. Town of Shelby. Tax Parcel 11-2329-0.

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 6 in favor, 0 No, 1 Excused (Holtze), the committee recommended approval of Conditional Use Permit No. 862 subject to the following fourteen (14) conditions:

1. This conditional use permit is non-transferrable;
2. Report all commercial real & personal property to the Town of Shelby Assessor;
3. Follow all food grade requirements per local, state and federal health departments and codes;
4. Copy of approved permit and permit conditions required by any health agency to be made part of this file;
5. A letter from Safety and Buildings Division of the Department of Professional Services indicating whether state building plan approval is required shall be made part of this file;
6. No commercial deliveries and only two employees per impact statement;
7. Up to 25% of the future home can be utilized for the conditional use permit;
8. One parking space shall be provided for the meat inspector;
9. This Conditional Use Permit use can be the primary use on this property for a maximum of 24 months from the date of approval, until October 18, 2014;
10. The interior area within the proposed pole shed to be used for pizza preparation shall be limited to no larger than 15-ft x 15-ft. (Town of Shelby condition);
11. Hours of operation: Three days per week, any time from Monday through Friday from 6:00 a.m. to 6:00 p.m.;
12. This business shall be wholesale only; no on-site retail sales (Town of Shelby condition);
13. The applicant shall provide documentation of legal access to this lot for this purpose prior to the issuance of a Zoning/Occupancy Permit; and
14. The applicant shall take ownership of the proposed 33-ft X 150-ft. of property as represented in the submitted WB-13 Vacant Land Offer to Purchase.

Dated this 10th 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 took the following action this 18th of October, 2012

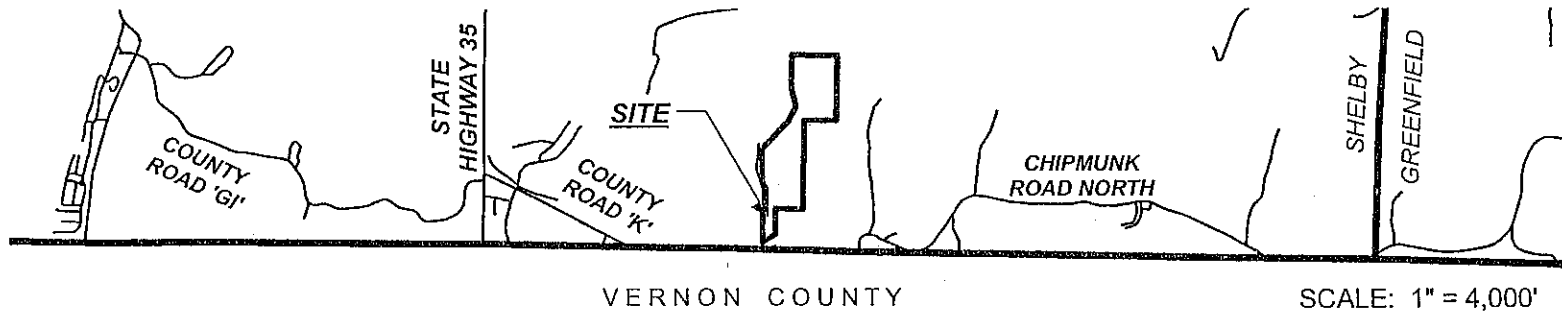
Approved subject to conditions as outlined

Disapproved the application




STATE OF WISCONSIN
COUNTY OF LA CROSSE

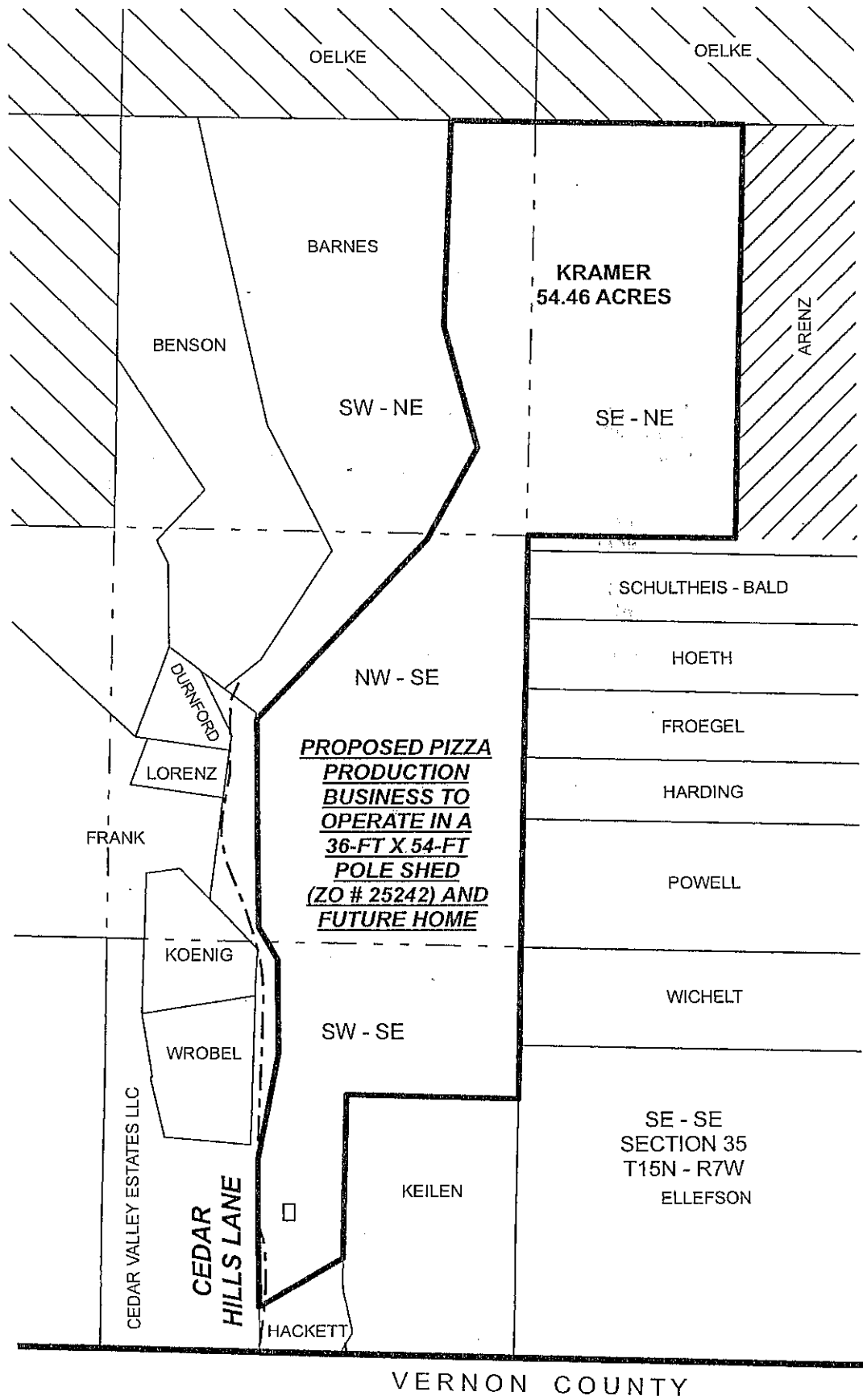
I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original conditional use permit required by law to be in my custody and which the County Board of Supervisors of La Crosse County approved at a meeting held on the 18th day of October, 2012.

Ginny Dankmeyer
Ginny Dankmeyer, La Crosse County Clerk



SCALE: 1" = 500'

-  AGRICULTURE 'A'
-  EXCLUSIVE AG
-  TRANSITIONAL AG



APPLICATION TO AMEND CUP 855 CONDITION #14 THAT STATES...
A MAINTENANCE AGREEMENT FOR MAINTAINING
THE PRIVATE DRIVE SHALL BE ENTERED INTO BY ALL
USERS OF THIS PRIVATE ROAD PRIOR TO COMMENCING USE.

CONDITIONAL USE PERMIT NO. 862

PART OF THE SW - SE, NW - SE, SW - NE, SE - NE,
 SECTION 35, T15N, R7W
 TOWN OF SHELBY
 JEFFREY & SHARON KRAMER