

RESOLUTION 22 = 14

Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Osceola

TO THE HONORABLE BOARD OF SUPERVISORS OF THE COUNTY OF POLK WISCONSIN:

1. WHEREAS, Wesley & Jolene Geyer have petitioned the Polk County Board of Supervisors
2. requesting that a parcel of real estate be rezoned Commercial District, thereby removing said parcel
3. from the Agricultural District; and
  
4. WHEREAS, the Town Board of Osceola has not objected to said District Change; and
  
5. WHEREAS, a public hearing was held on Wednesday, August 6, 2014, at 9:30am, at the Polk
6. County Government Center by the Conservation, Development, Recreation & Education Committee of
7. the Polk County Board of Supervisors as required by the provisions of Wisconsin Statute Section
8. 59.69 (5) (e) regarding said District Change; and
  
9. WHEREAS, at said public hearing no objections were filed with regard to said proposed Zoning
10. District Change; and
  
11. WHEREAS, the Conservation, Development, Recreation & Education Committee of the Polk
12. County Board of Supervisors has reviewed said proposed Zoning District Change, and has
13. recommended that the Polk County Board of Supervisors grant said proposed change.
  
14. NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors grants the
15. proposed zoning change.
  
16. BE IT FURTHER RESOLVED that, pursuant to Wisconsin Statute Section 59.69(5)(e), the Polk
17. County Board of Supervisors does hereby amend the Polk County Comprehensive Land Use
18. Ordinance to provide that the following described parcel of real estate be removed from the
19. Agricultural District and be rezoned in the Commercial District – per owner’s request, property will
20. revert back to Agricultural once property is sold or business dissolved:
  
21. Commencing at the northeast corner of the NE ¼ of the SE ¼ of Section
22. 36/T33N/R19W, thence South 108’, thence West 403’, thence North
23. 108’, thence East 403’ to the Point of Beginning, Town of Osceola,
24. County of Polk, State of Wisconsin (approximately 1 acre).
  
25. BE IT FURTHER RESOLVED that said district change to be recorded on the Zoning District map
26. of the Town of Osceola, which is on file in the office of the Polk County Zoning Administrator
27. pursuant to Section II (2) of the Polk County Comprehensive Land Use Ordinance.

Funding Amount & Source:	Not applicable
Finance Committee Recommendation:	Not applicable
Effective Date:	Upon Passage & Publication

Submitted & sponsored by the Conservation, Development, Recreation & Education Committee:

*James S. Egge*  
*Dee Johnson* *Dale Wondra*

Review By County Administrator:

- Recommended
- Not Recommended
- Reviewed Only

*Dana Frey*  
Dana Frey, County Administrator

Review By Corporation Counsel:

- Approved As to Form
- Recommended
- Not Recommended
- Reviewed Only

*Jeffrey B. Fuge*  
Jeffrey B. Fuge, Corporation Counsel

At its regular business meeting on August 19, 2014, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 22 -14: Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Osceola, by a ~~simple majority vote of~~ unanimous voice vote as amended in favor and    against.

Dated this 19th day of August, 2014 at Polk County Wisconsin.

*William Johnson, IV*  
William Johnson, IV, County Board Chairperson

Attest: *Carole Wondra*  
Carole Wondra, Polk County Clerk

STATE OF WISCONSIN    )  
                                  )ss  
COUNTY OF POLK        )

I, Carole T. Wondra, Clerk for Polk County, do hereby certify that the attached is a true and correct copy of Resolution No. 22-14, that was adopted by the Polk County Board of Supervisors on Aug. 19, 2014.

Carole T. Wondra                      8-25-14  
Carole T. Wondra                      Date  
Polk County Clerk

*Insert Resol. 22-14*

Chairman Johnson called to the floor, Resolution No. 22-14, Resolution to Grant a Zoning District Change and to Amend Zoning District Map for the Town of Osceola. Motion (Jepsen/O'Connell) to approve. Chairman called for a motion to amend Resolution 22-14 as requested and supplied to the board members prior to the board meeting. Motion (O'Connell/Schmidt) to amend Resolution 22-14 as follows: After Line 15: insert:

**“BE IT FURTHER RESOLVED that, pursuant to Article VII, Para. E. of the Polk County Comprehensive Land Use Ordinance, the Polk County Board of Supervisors finds the following:**

- 1. Town of Osceola approved rezoning.**
- 2. There was no opposition from neighbors.**
- 3. Owners wanted rezone to revert back to Agricultural when business is dissolved or property is sold.**
- 4. Adequate public facilities to serve the development are present or will be provided. The Geyer's are using an existing shop/garage on the property for the repair shop. They will be accessing the property from the town road.**
- 5. These facilities will not be an unreasonable burden to local government Geyer's property is located off a town road and owners are already conducting business currently.**
- 6. The land is suitable for development. Town of Osceola approved a Conditional rezone to have a repair shop on this property.**
- 7. Development will not cause unreasonable air and water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas. Marine business with approximately one acre that is over 300 feet from Osceola Creek. Structure already exists on the property that will be used for the repair shop.”**

Motion to approve Resolution 22-14 as amended, carried by unanimous voice vote.  
Resolution adopted.

*Insert Resol. 24-14*

Chairman Johnson called to the floor, Resolution No.24-14, Resolution to Adopt the 2014-19 Polk County Outdoor Recreation Plan. Motion (Jepsen/O'Connell) to approve Resolution 24-14. Chairman Johnson addressed the resolution and explained the need for an amendment to Resolution 24-14 as distributed prior to the board meeting. Motion to amend Resolution 24-14, page 32 of the Recreation Plan, as follows:

**“It is recognized that the Ice Age NST provides some 59 miles of nationally and state designated trail in Polk County for hiking and cross country skiing, and that it is an integral aspect of the county recreational trail network. The Ice Age NST is supported by a triad of the National Park Service (as a unit of the NPS it has a superintendent), the Wisconsin DNR and the Ice Age Trail Alliance (IATA), a non-profit organization with over**

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August 19, 2014