

RESOLUTION 12 -19

Resolution to Approve Zoning Ordinance Amendment for the Town of St Croix Falls

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

1 WHEREAS, the Town of St. Croix Falls administers their own Zoning Ordinance; and

2 WHEREAS, paragraph 3 of Wisconsin Statute Chapter 60.62 relating to town zoning  
3 authority, if exercising village powers, reads: "In counties having a county zoning ordinance, no  
4 zoning ordinance or amendment of a zoning ordinance may be adopted under this section unless  
5 approved by the county board;" and

6 WHEREAS the Town of St. Croix Falls adopted Zoning Ordinance No. 1 on August 5, 1965,  
7 amended in its entirety on May 12, 1994 and subsequent amendments including the amendment  
8 on March 20, 2001; January 16, 2008; February 18, 2009; May 20, 2009; October 21, 2009;  
9 March 17, 2010; April 21, 2010; August 18, 2010; March 16, 2011; April 20, 2011; October 19,  
10 2011; November 16, 2011; August 21, 2013; March 18, 2015; April 15, 2015; March 16, 2016;  
11 March 15, 2017; November 15, 2017; June 20, 2018; October 17, 2018; and

12 WHEREAS, the Town Board of the Town of St. Croix Falls passed Resolution 19-02  
13 adopting Ordinance 19-01 amending Zoning Ordinance No. 1 at their January 16, 2019 meeting;  
14 and

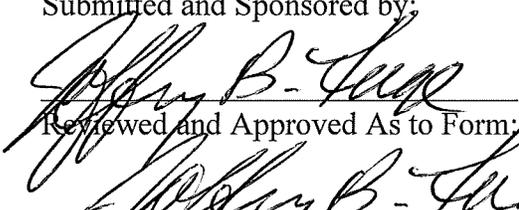
15 WHEREAS, the Town Board of the Town of St. Croix Falls deems it advisable and  
16 necessary to  
17 amend Zoning Ordinance No. 1, Chapter I, Administration and Enforcement, Section E,1. to be  
18 consistent with the towns building code ordinance; and

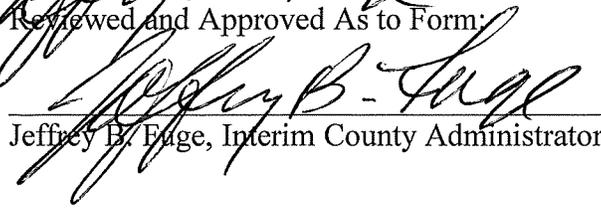
19 WHEREAS, the Polk County Board of Supervisors must also approve any zoning ordinance  
20 amendments for the town; and

21 NOW, THEREFORE, BE IT RESOLVED, that the Polk County Board of Supervisors  
22 hereby approves Resolution 19-02 adopting Ordinance 19-01 amending Zoning Ordinance No. 1.

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

Submitted and Sponsored by:

  
Reviewed and Approved As to Form:

  
Jeffrey B. Fuge, Interim County Administrator

Approved as to Form and Execution:

Malia Malone

Malia T. Malone, Corporation Counsel

*No legal impact for Polk County*  
At its regular business meeting on February 19, 2019, the Polk County Board of Supervisors adopted the above-entitled resolution, Resolution 12-19: Resolution to approve Zoning Ordinance No. 1 amendment for the Town of St Croix Falls, by a ~~simple majority~~ vote of 11 in favor and 0 against. *(4 absent)*

Dated this 19 day of February, 2019 at Polk County Wisconsin.  
*unanimous voice*

SIGNED BY:

Dean Johansen  
Dean Johansen, County Board Chairperson

Attest: Sharon Jorgenson  
Sharon Jorgenson, Polk County Clerk

# TOWN of ST. CROIXFALLS

[www.townofstcroixfalls.org](http://www.townofstcroixfalls.org)  
POLK COUNTY, WISCONSIN

FRANK BEHNING, CHAIRPERSON  
KATIE APPEL, SUPERVISOR  
MICHAEL DORSEY, SUPERVISOR  
SHARON KELLY, SUPERVISOR  
GARY KOECHER, SUPERVISOR  
JANET KRUEGER, CLERK  
MAXINE (MAX) SPIESS, TREASURER

January 18, 2019

Land Information  
Attention Director  
100 Polk County Plaza, Ste 130  
Balsam Lake, WI 54810

***RE: Amendment to Town Zoning Ordinance***

Dear Land Information Director,

The Town Board of the Town of St. Croix Falls passed Ordinance 19-01 amending the Town's Zoning Ordinance No. 1, Chapter I - Administration and Enforcement, Section E – Zoning and Sanitary Permits, 1. a. to be consistent with the Town's Building Code Ordinance.

Please present the Town of St. Croix Falls Town Board approved Ordinance 19-01 amending the Town's zoning ordinance to the Polk County Board of Supervisors for their approval.

Sincerely,

  
Janet Krueger  
Town Clerk

Enclosure

Ordinance 19-01 Zoning Ordinance No. 1 Amendment & Resolution 19-02

**TOWN**  
Of  
**ST. CROIX FALLS**  
Polk County, Wisconsin

**AMENDING ZONING ORDINANCE No. 1 ENTITLED "TOWN ZONING ORDINANCE"  
ORDINANCE 19-01**

**Section 1: Purpose**

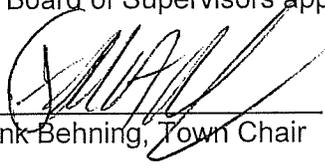
The purpose of this ordinance is to amend Chapter I - Administration and Enforcement, Section E – Zoning and Sanitary Permits, 1. – When a Permit is Required, a. – The Erection, Addition or Alteration of any Building, Structure or Portion Therefore be amended to read as follows:

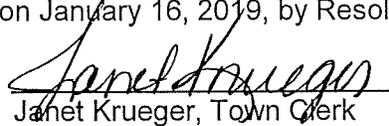
Construction of any new structure or any addition to an existing structure shall require a Land Use Permit from the Town, except ~~construction or alterations not needing a building permit per the Town building inspector~~ *accessory structures under 144 square feet* do not need to obtain a land use permit. The project still must meet all the applicable requirements for obtaining a land use permit including, but not limited to, setbacks, height, and number of structures per parcel. In addition, only one (1) structure per parcel may be constructed with this exemption.

**Section 2: Effective Date**

This ordinance shall take effect from and after its passage, Polk County Board of Supervisors approval and legal publication.

Adopted on January 16, 2019, by Resolution 19-02

  
\_\_\_\_\_  
Frank Behning, Town Chair

Attested:   
Janet Krueger, Town Clerk

Posted on January 21, 2019, at the following locations:  
Wayne's Cafe  
Lampert's  
Town Hall

Published in the Inter-County Leader on January 23, 2019.

**TOWN**  
Of  
**ST. CROIX FALLS**

Polk County, Wisconsin

**Resolution 19-02**

**A RESOLUTION ADOPTING ORDINANCE 19-01  
AMENDING ZONING ORDINANCE No. 1**

WHEREAS the Town Board of the Town of St. Croix Falls has village powers under Section 60.10(2)(c), Stats., that grants police powers as set forth in Section 61.34(1), Stats., to act for the good order of the Town, for its commercial benefit and for the health, safety, and welfare of the public; and

WHEREAS the Town of St. Croix Falls adopted Zoning Ordinance No. 1 on August 5, 1965, amended in its entirety on May 12, 1994 and subsequent amendments including the amendments on March 20, 2001; January 16, 2008; February 18, 2009; May 20, 2009; October 21, 2009; March 17, 2010; April 21, 2010; August 18, 2010; March 16, 2011; April 20, 2011; October 19, 2011; November 16, 2011; August 21, 2013; March 18, 2015; March 15, 2017; June 20, 2018; October 17, 2018; and

WHEREAS the Town Board of the Town of St. Croix Falls deems it advisable and necessary to amend Zoning Ordinance No. 1, Chapter I, Administration and Enforcement, Section E, 1. To be consistent with the Town's Building Code Ordinance; and

WHEREAS the Plan Commission of the Town of St. Croix Falls held a public hearing on the proposed amendment on January 9, 2019, the first reading of the proposed amendment was had on December 19, 2018, and a second reading was held on January 16, 2019.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does approve Ordinance 19-01 amending Zoning Ordinance No. 1; and

BE IT FURTHER RESOLVED that the Town Board of the Town of St. Croix Falls hereby petitions the Polk County Board of Supervisors to concur and ratify the amendment; and

BE IT FURTHER RESOLVED that Ordinance 19-01 become effective upon passage and publication and/or posting according to Wisconsin State Statute.

Dated this 16<sup>th</sup> day of January 2019

  
Attest: Janet Krueger, Town Clerk

  
Frank Behning, Chairperson

Approved by:

\_x\_ Roll Call Vote:  
\_5\_ Yeas; \_0\_ Nays; \_0\_ Absent/Abstain

**CERTIFIED COPY OF POLK COUNTY RESOLUTION**

STATE OF WISCONSIN

COUNTY OF POLK

I Sharon E. Jorgenson, Polk County Clerk do hereby certify that the attached hereto and incorporated herein is a full, true and correct copy of Resolution No. 12-19: Resolution to Approve Zoning Ordinance Amendment for the Town of St. Croix Falls adopted by the Polk County Board of Supervisors at its regular business meeting held on February 19, 2019.



*Sharon E. Jorgenson* 2/19/19

Sharon E. Jorgenson, Polk County Clerk

Date