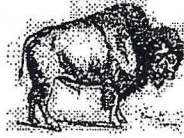


Buffalo County Ordinance



Drafted By:
Paul van Eijl

County Department:
Zoning Department

Presented Month/Year:
January, 2008

Fiscal Impact: YES / NO

Involved Committees:
Zoning

CA Approved: YES / NO

ORDINANCE # 08-01-01

AN ORDINANCE RECOMMENDING APPROVAL OF A REZONE PETITION OF A PARCEL FROM AGRICULTURAL TO COMMERCIAL

WHEREAS, the portion in question of the parcel located in the SW ¼, SE ¼, Section 25, T20N, R12W, Town of Milton, is currently located in the Agricultural District, and the petitioner proposes to use the property for a parking lot, and;

WHEREAS, a parking lot is considered a permitted use in the Commercial District according to Article VI, Section 60, 25 of the Buffalo County Zoning Ordinance, and;

WHEREAS, a petition to amend the district boundaries of the Buffalo County Official Zoning Maps from Agricultural to Commercial has been submitted by the Tri Oval Speedway, C/O Jeff Duellman, S2581 Brown Dr, Cochrane, Wisconsin, and;

WHEREAS, a public hearing was held January 3, 2008 to solicit public testimony prior to preparing a report and recommendation in accordance with Wis. Stats. 59.69(5)(e), and;

WHEREAS, the area to be rezoned was not considered to further encroach on the residences to the north and was not considered to cause an increase in the intensity of the current land use, and;

WHEREAS, the proposed rezone would be similar to adjacent land on the same parcel which is currently being used by the Tri-Oval Speedway therefore not constituting a "spot-zone nature", therefore, it is the report and recommendation of the Buffalo County Zoning Committee in the form of this ordinance to approve the petition as submitted by the petitioner, and;

~~NOW, THEREFORE, THE BUFFALO COUNTY BOARD OF SUPERVISORS ORDAINS AS~~
FOLLOWS: That a change in district boundaries from the Agricultural to Commercial District commence on the parcel described in Attachment RE08-01.

AND BE IT FURTHER ORDAINED: That this change in district boundaries become effective as prescribed in Wis. Stats. 59.69(5)(e)6.

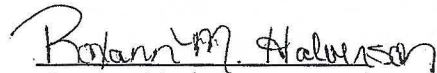
REPEAL OF CONFLICTING ORDINANCES. All other ordinances or parts of ordinances in conflict with this ordinance heretofore enacted by the Buffalo County Board of Supervisors are hereby repealed.

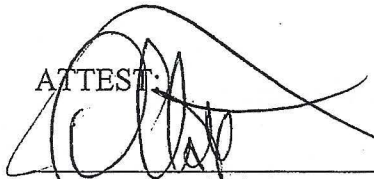
FUTURE STATUTORY AMENDMENTS, REVISIONS AND MODIFICATIONS. Any future amendments, revisions or modifications of ch. 59 Wis. Stats. are incorporated herein and made part of this Ordinance.

SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Board would have passed the other provision, sections, subsections, paragraphs, clauses or phrases of this ordinance irrespective of whether or not one or more of such parts may be declared invalid. If any provision or part of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

EFFECTIVE DATE. This ordinance shall take effect and be in force after passage and publication as provided by law.

Duly adopted at a duly called and noticed meeting of the Buffalo County Board of Supervisors on the 15th day of January, 2008.


County Clerk-Roxann Halverson

ATTEST:

County Board Chairman-Del Twidt

Respectfully submitted this 3rd day of January, 2008:
Buffalo County Zoning Committee

EXCUSED

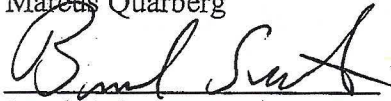
Larry Balk-Committee Chair


Ron Helwig-Committee Vice Chair


Corey Lewis

EXCUSED

Marcus Quarberg


Brach Seitz