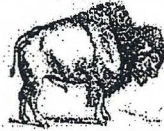


Buffalo County Ordinance



Drafted By:
Paul van Eijl

County Department:
Zoning Department

Presented Month/Year:
October, 2010

Fiscal Impact: YES / NO

Involved Committees:
Zoning

CA Approved: YES / NO

ORDINANCE # 10-11-01

AN ORDINANCE RECOMMENDING APPROVAL OF A REZONE PETITION OF A 1.55-ACRE PARCEL FROM AGRICULTURAL TO COMMERCIAL

WHEREAS, the 1.55-acre parcel located in the NE ¼, NE ¼, Section 19, T22N, R11W, Town of Lincoln, is currently located in the Agricultural District, and there is a tavern on the property which was constructed before the adoption of the Zoning Ordinance, and;

WHEREAS, a tavern is considered a permitted use in the Commercial District according to Article VI, Section 60, 32 of the Buffalo County Zoning Ordinance therefore the land use is considered nonconforming, and;

WHEREAS, The tavern has not been in business for a period of greater than 12 months, therefore any future use of the structure must comply with the Buffalo County Zoning Ordinance according to Article XVIII, A, and;

WHEREAS, a petition to amend the district boundaries of the Buffalo County Official Zoning Maps from Agricultural to Commercial has been submitted by Dennis Perkins, S1501 State Rd 88, Alma, WI 54610, and;

WHEREAS, a public hearing was held October 21, 2010 to solicit public testimony prior to preparing a report and recommendation in accordance with Wis. Stats. 59.69(5)(e), and;

WHEREAS, the property has been used for commercial purposes prior, 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.

NOW, THEREFORE, THE BUFFALO COUNTY BOARD OF SUPERVISORS ORDAINS AS FOLLOWS: That a change in district boundaries from the Agricultural to the Commercial District commence on the parcel described in Attachment RE2010-02.

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of ordinances in conflict with this ordinance heretofore enacted by the Buffalo County Board of Supervisors are hereby repealed.

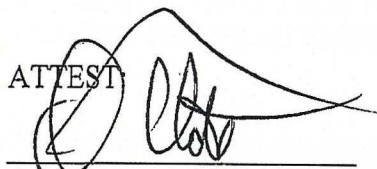
FUTURE STATUTORY AMENDMENTS, REVISIONS AND MODIFICATIONS. Any future amendments, revisions or modifications of ch. 59 Wis. Stats. are incorporated herein and made part of this Ordinance.

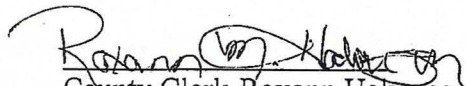
SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Board would have passed the other provision, sections, subsections, paragraphs, clauses or phrases of this ordinance irrespective of whether or not one or more of such parts may be declared 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 upon passage.

Duly adopted at a duly called and noticed meeting of the Buffalo County Board of Supervisors on the 9th day of November, 2010.

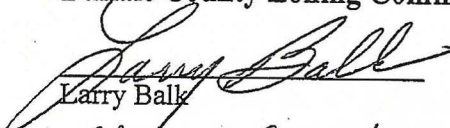
ATTEST

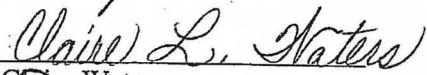

County Board Chairman-Del Twidt

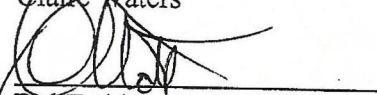

County Clerk-Roxann Halverson

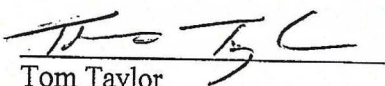
Respectfully submitted this 21st day of October, 2010:

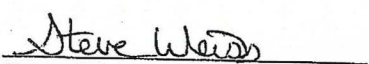
Buffalo County Zoning Committee


Larry Balk


Claire Waters


Del Twidt


Tom Taylor


Steve Weiss

Attachment RE 2010-02

Part of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 19, T 22N, R11 W, described as follows: Commencing at the Northeast corner of said Northeast Quarter of Northeast Quarter of Section 19, T 22 N, R 11 W, thence running West 21 rods, thence South 12 rods 3 $\frac{1}{2}$ feet, thence East 21 rods, thence North 12 rods 3 $\frac{1}{2}$ feet to place of beginning.

