

ORDINANCE NO.: Z-1—2023-24

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 AN ORDINANCE TO AMEND THE OUTAGAMIE COUNTY ZONING ORDINANCE.

2 The subject matter of the ordinance having been duly referred and considered by the
3 Outagamie County Agriculture, Extension Education, Zoning and Land Conservation
4 Committee and public hearing having been held after giving requisite notice of said
5 hearing, and a recommendation as required by Section 59.69 of the Wisconsin State
6 Statutes.

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8 Outagamie County Planning Staff Rezoning Review recommends approval. Agriculture,
9 Extension Education, Zoning and Land Conservation Committee recommends approval.

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11 NOW THEREFORE, the following ordinance is presented by the Agriculture, Extension
12 Education, Zoning, and Land Conservation Committee to the County Board.

13 BE IT ORDAINED, that the Outagamie County Board of Supervisors does recommend adoption
14 of the petition of Robert Prunty, property owner, to rezone parcel 080037908, totaling 4.23 acres, from
15 AGD-General Agriculture District and the CL-Local Commercial District to AGD-General Agriculture
16 District only. The location of the site is west of Wisconsin State Trunk Highway 76, Town of Ellington,
17 Outagamie County, WI, as depicted on the attached review and map, which by reference are made a part
18 hereof, and

19 BE IT FURTHER ORDAINED, that this ordinance shall be in full force and effect in the Town of
20 Ellington upon approval by the Outagamie County Board of Supervisors, publication per State Statute
21 59.14 and 66.0103, and the execution and recording of the above stated deed covenants, and

22 BE IT FINALLY ORDAINED, that the Outagamie County Clerk be directed to forward a certified
23 copy of this ordinance to the Town of Ellington Clerk, the Outagamie County Zoning Administrator and
24 the Municipal Code Corporation for inclusion in the Outagamie County Code of Ordinances.

Dated this ____ day of July, 2023.

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Duly and officially adopted by the County Board on: _____

Signed: _____
Board Chairperson County Clerk

Approved: _____ Vetoed: _____

Signed: _____
County Executive



Department of Development and Land Services
Planning & Zoning | GIS & Land Information
 320 S. Walnut St. | Appleton, WI 54911
 Outagamie County Government Center, 3rd Floor
 Phone: (920) 832-5255 Fax: (920) 832-4770
 www.outagamie.org

MEMORANDUM

TO: Outagamie County Zoning Committee
FROM: Sadie DiNatale Burda, Principal Planner
DATE: June 7, 2023
RE: PL202300216 - Rezoning - County Review & Recommendation

Application Details:

Applicant and Owner: Sandra and Robert Prunty
Request: Rezoning - County
Parcel: 080037908 (4.23 acres)
Location: West of Wisconsin State Trunk Highway 76
 TOWN OF ELLINGTON
Public Hearing: June 27, 2023 at 10:30 AM

Background & Analysis:

A County Rezoning request was received from Sandra and Robert Prunty, property owner, as depicted on the Rezoning Map (Exhibit 1). The proposal would rezone parcel 080037908 from the General Agriculture District (AGD) and the Local Commercial District (CL) to the General Agriculture District (AGD) only. The rezoning would allow the property owner to apply for an access permit through WisDOT.

Table 1 presents the existing land use and zoning district patterns and characteristics surrounding the site. The rezone is identified to be compatible with the surrounding land use and zoning district patterns.

Table 1. Surrounding Land Use and Zoning District Patterns, Relative to Subject Site

Area Adjacent to Subject Site	Existing Zoning District	Existing Land Use
North	General Agriculture	Commercial and Single-Family Residential
South	General Agriculture	Single-Family Residential
East	General Agriculture	Institutional
West	General Agriculture	Single-Family Residential

The site contains no significant environmental factors of concern (i.e., floodplain, shoreland, or wetlands).

The Ellington Town Board reviewed this rezoning request on April 26, 2023 and recommended it for approval.

The Town of Ellington’s general zoning is administered by the County and the County is statutorily obligated to document consistency with the County Comprehensive Plan, pursuant to Sec. 66.1001(3)

Wis. Stats. County staff has identified the proposed rezone to be consistent with the County Comprehensive Plan as:

- Outagamie County Comprehensive Plan designates this area as “Community Mixed Use” within its future land use map. These areas may contain remnant agriculture.
- The purpose of the rezone is to establish an access permit onto WIS-76. The access permit would ensure parcel 080037908 and 080037902 are no longer landlocked. This proposal helps to implement goals in the County’s Comprehensive Plan including Goal 1: Integrated land use and transportation system and Goal 6: Wise land development and conservation practices.

Staff Recommendation:



Based on our review and the above analysis of this proposed Rezoning – County, Staff recommends to: approve the proposed rezoning of parcel 080037908 from the General Agriculture District (AGD) and the Local Commercial District (CL) to the General Agriculture District (AGD) only.

Exhibits:

- Exhibit 1: Rezoning Map

Exhibit 1



<p>PL202300216</p>  <p> Outagamie County</p>	<p>Current Zoning:</p> <ul style="list-style-type: none"> GENERAL AGRICULTURE LOCAL COMMERCIAL <p>Proposed Rezoning:</p> <ul style="list-style-type: none"> GENERAL AGRICULTURE	<p>Parcel Number(s):</p> <p>080037908</p> <p>Acreage:</p> <p>4.23</p>	<p>Legend</p> <ul style="list-style-type: none"> PROPOSED REZONE SITE <p>Existing Zoning</p> <ul style="list-style-type: none"> GENERAL AGRICULTURE LOCAL COMMERCIAL
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