

# ***ORDINANCE NO.: Z-8—2023-24***

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

***MAJORITY***

1 AN ORDINANCE TO AMEND THE OUTAGAMIE COUNTY COMPREHENSIVE  
2 PLAN. The subject matter of the ordinance having been duly referred and considered by  
3 the 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 66.1001(4) of the Wisconsin State  
6 Statutes.

7  
8 Outagamie County Planning Staff review recommends approval of proposed  
9 comprehensive plan amendment. The Agriculture, Extension Education, Zoning and Land  
10 Conservation Committee recommends approval.

11  
12 NOW THEREFORE, the undersigned members of the Agriculture, Extension Education, Zoning  
13 and Land Conservation Committee recommend adoption of the following ordinance.

14 BE IT ORDAINED that the Outagamie County Board of Supervisors does recommend the  
15 attached proposed amendment to the Outagamie County Comprehensive Plan, as reflected in the review  
16 of Exhibit 1, which by reference is made a part hereof:

- 17
- 18 ▪ Repeal and replace Map 33: Future Land Use Map - Town of Kaukauna.
  - 19 ▪ Modify Map 18: Future Land Use Map - Outagamie County to reflect the future land use map  
20 changes in the Town of Kaukauna (i.e., new Map 33).

21 BE IT FURTHER ORDAINED, that this ordinance shall be in full force and effect in Outagamie  
22 County upon approval by the Outagamie County Board of Supervisors, publication per State Statute 59.14  
23 and 66.0103, and

24 BE IT FINALLY ORDAINED, that the Outagamie County Clerk be directed to forward a copy of  
25 this Ordinance to the Outagamie County Department of Development and Land Services Director.

26 Dated this \_\_\_\_ day of November, 2023.

27  
28

Respectfully Submitted,

AGRICULTURE, EXTENSION  
EDUCATION, ZONING & LAND  
CONSERVATION COMMITTEE

\_\_\_\_\_  
Debra Vander Heiden

\_\_\_\_\_  
Daniel Rettler

\_\_\_\_\_  
Dustin Koury

\_\_\_\_\_  
Sarah Weinberg

\_\_\_\_\_  
Rick Lautenschlager

Duly and officially adopted by the County Board on: \_\_\_\_\_

Signed: \_\_\_\_\_  
Board Chairperson

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

Signed: \_\_\_\_\_  
County Executive

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**ZONING COMMITTEE RESOLUTION NO.: PL202300402**

**RECOMMENDING AN AMENDMENT TO THE COMPREHENSIVE PLAN FOR  
OUTAGAMIE COUNTY, WISCONSIN**

WHEREAS, pursuant to 59.69(3) of the Wisconsin Statutes, Outagamie County is authorized to prepare and adopt a comprehensive plan as defined in Section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes, and

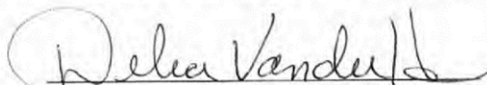
WHEREAS, Outagamie County has developed a process to allow for amendments to the Comprehensive Plan, and

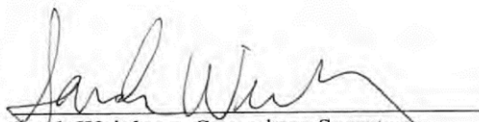
WHEREAS, the State Comprehensive Planning Law requires that the County follow the same administrative procedures for adoption defined under Wisconsin Statutes, Section 66.1001(4), to amend the Comprehensive Plan, and

WHEREAS, Outagamie County has held at least one public hearing on this amendment, in compliance with requirements of Section 66.1001(4)(d) of the Wisconsin Statutes.

NOW THEREFORE, BE IT RESOLVED, that the Outagamie County Zoning Committee hereby recommends to the County Board that the attached Comprehensive Plan Amendment be adopted pursuant to Wisconsin Statutes Section 66.1001(4).

Adopted this 24 day of October, 2023

  
Debra Vander Heiden, Committee Chair

  
Sarah Weinberg, Committee Secretary

Adopted: 5 - 0

**ZONING COMMITTEE RESOLUTION NO.: PL202300402**

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WHEREAS, the State Comprehensive Planning Law requires that the County follow the same administrative procedures for adoption defined under Wisconsin Statutes, Section 66.1001(4), to amend the Comprehensive Plan, and

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NOW THEREFORE, BE IT RESOLVED, that the Outagamie County Zoning Committee hereby recommends to the County Board that the attached Comprehensive Plan Amendment be adopted pursuant to Wisconsin Statutes Section 66.1001(4).

Adopted this \_\_\_\_ day of October, 2023

\_\_\_\_\_  
Debra Vander Heiden, Committee Chair

\_\_\_\_\_  
Sarah Weinberg, Committee Secretary

Adopted: \_\_\_\_\_ - \_\_\_\_\_



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:** September 6, 2023  
**RE:** PL202300402: Proposed Outagamie County Comprehensive Plan Amendment

The *Outagamie County Comprehensive Plan 2040: A Shared Path Forward* (County Plan), was adopted in 2020. Occasionally, amendments to the County Plan are needed to ensure it remains up-to-date and relevant. This memorandum discusses proposed amendments to Volume 2 of the County's Plan.

### **BACKGROUND:**

The Town of Kaukauna recently amended their Comprehensive Plan to adopt a new Future Land Use (FLU) Map (see Exhibit 1). As a result of this change, County staff worked with Town staff to draft a new FLU Map for the Town in the County Plan. The purpose of drafting a new FLU Map for the Town in the County Plan is to ensure that the Town's and County's planning tools remain consistent over time.

Following receipt of the County's proposed FLU map for the Town, the Town of Kaukauna provided County Staff with a recommendation to: Repeal and Replace *Map 33: Future Land Use Map – Town of Kaukauna* in the County Comprehensive Plan (see Exhibit 2 and Exhibit 3).

Should this amendment be approved, County staff also recommends an amendment to edit *Map 18: Future Land Use Map – Outagamie County* to reflect the FLU changes made in the Town of Kaukauna.

It is County planning staff's opinion that the proposed amendments are consistent with Goal 3 of the County's Comprehensive Plan: *Cooperative, intergovernmental land-use decisions*.

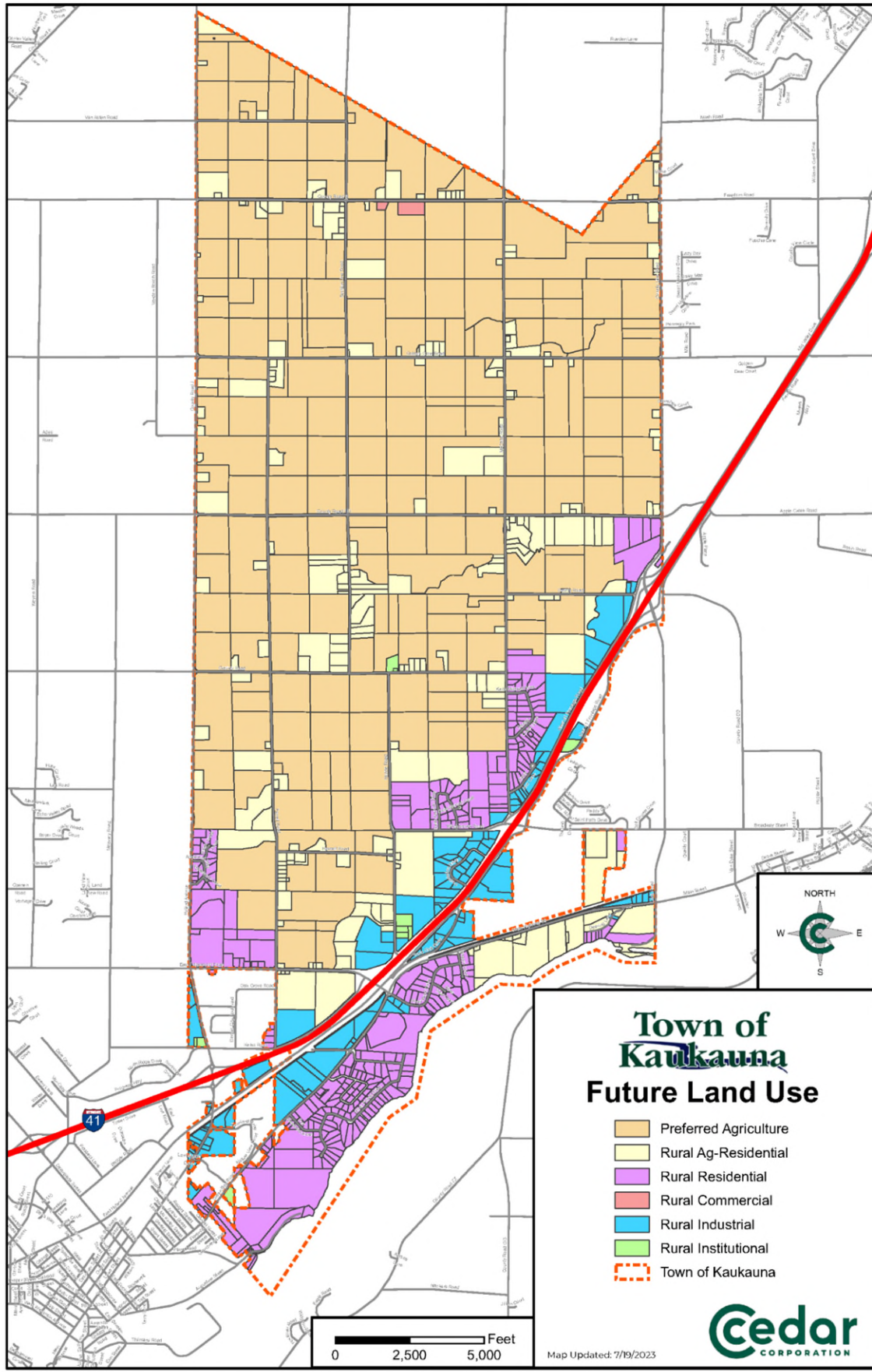
### **STAFF RECOMMENDATION**

Planning staff recommends adoption of the proposed amendments as presented. To do this, the following action is required pursuant to Wis. Stats. 66.1001:

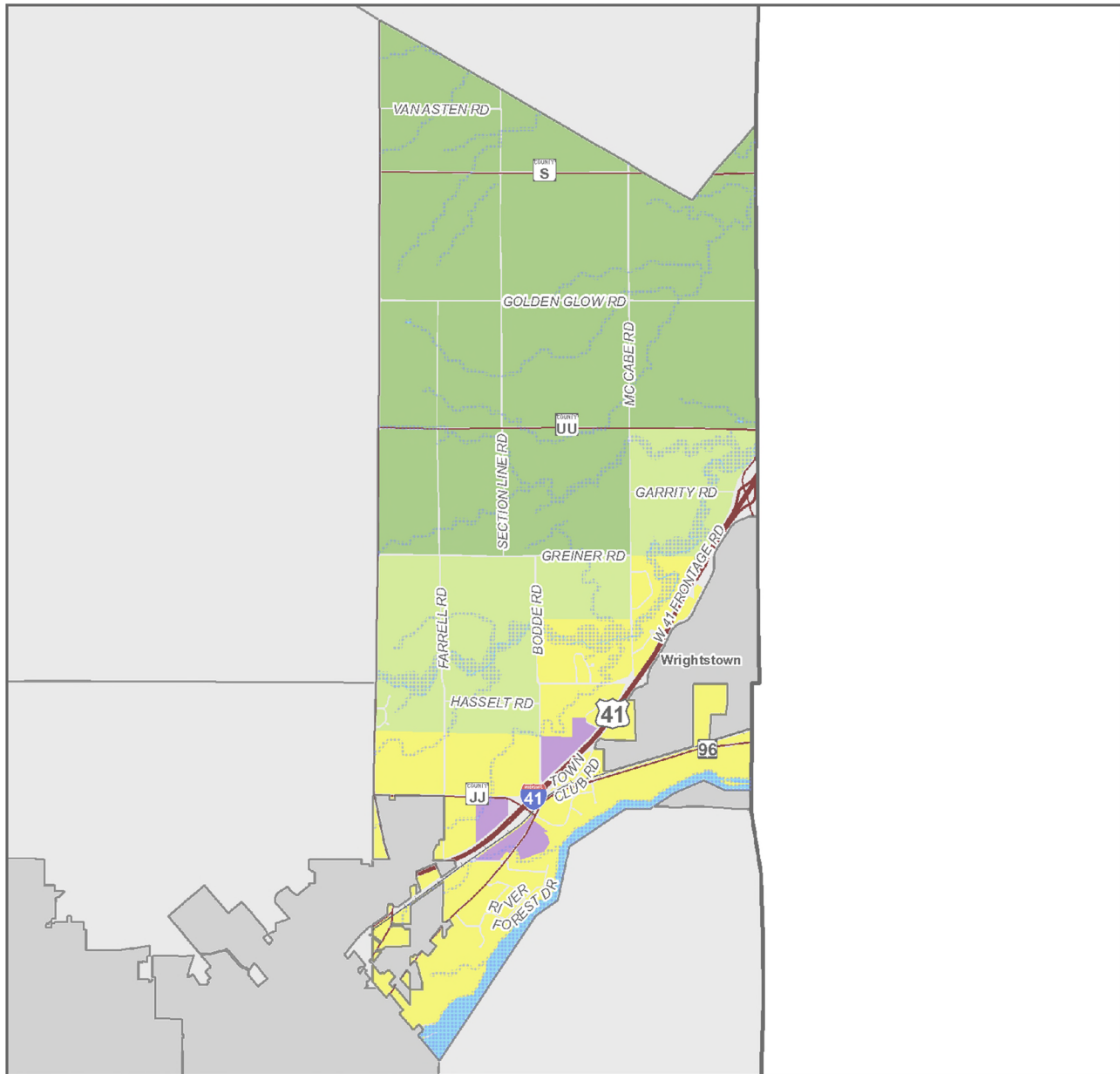
- Zoning Committee adopts a Resolution authorizing the amendments and advancing them to the County Board (Wis. Stats. 66.1001(4)(b)).
- County Board approves an Ordinance adopting the amendments (Wis. Stats. 66.1001(4)(c)).

### **EXHIBITS:**

- Exhibit 1: Existing Town of Kaukauna Future Land Use Map (in Town Comprehensive Plan)
- Exhibit 2: Existing Town of Kaukauna Future Land Use Map (in County Comprehensive Plan)
- Exhibit 3: Proposed Town of Kaukauna Future Land Use Map (in County Comprehensive Plan)



REPEAL (Existing Map) Map 33 : Future Land Use - Town of Kaukauna



**Future Land Use**

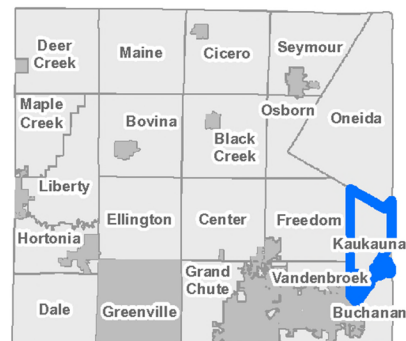
- Agriculture & Open Land
- Rural Character
- Suburban Transition
- Suburban Residential
- Community Mixed Use
- Commercial / Industrial
- Urban/Incorporated City & Village

**Land Use Overlays**

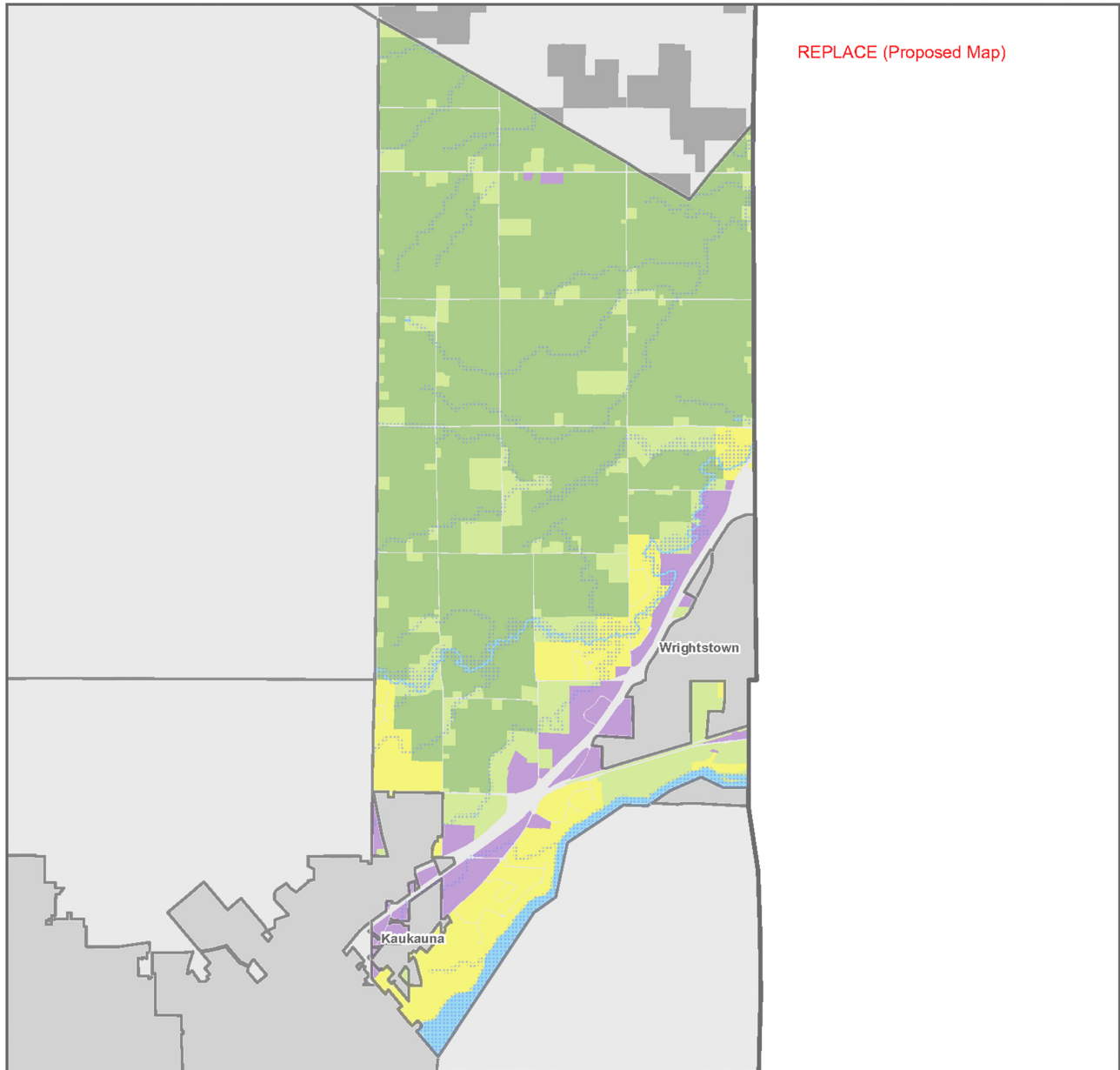
- Town Center / Highway Mixed Use
- Natural Areas
- Airport Protection Area
- Oneida Nation - US Trust & Fee Simple Land

**NR135 Non-Metallic Mining Operations**

- Existing / Active
- Future Expansion / Reserve



Map 33 : Future Land Use - Town of Kaukauna

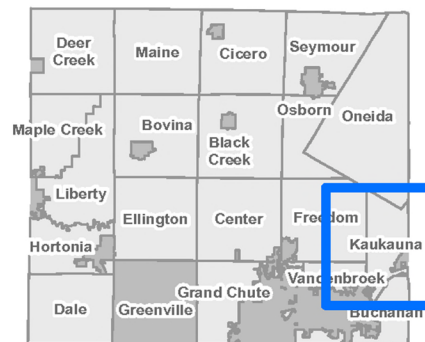


**Future Land Use**

- Agriculture & Open Land
- Rural Character
- Suburban Transition
- Suburban Residential
- Community Mixed Use
- Commercial / Industrial
- Urban/Incorporated City & Village

**Land Use Overlays - Cicero**

- Town Center / Highway Mixed Use
  - Natural Areas
  - Airport Protection Area
  - Oneida Nation - U.S. Trust & Fee Simple Land
- NR135 Non-Metallic Mining Operations**
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Department of Development and Land Services  
 Planning & Zoning | GIS & Land Information  
 320 S. Walnut St. | Appleton, WI 54911  
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 www.outagamie.org

## TOWN RECOMMENDATION FORM

This form must accompany any County petition requesting a rezone (map amendment), special exception permit, special exception airport permit, conditional use permit, variance, or appeal. Towns must provide a signed copy of this form to the applicant/petitioner and should retain a copy.

**OVERVIEW OF REQUEST:**

Town (or Applicable Village):	Kaukauna
Request:	Other <input checked="" type="checkbox"/>
Applicant or Petitioner Name:	Town of Kaukauna
Applicant Contact Information (Preferred):	Mike Van Asten
Site Parcel Number(s):	130032600, 130029700
Site Address (if applicable):	n/a
Pre-Application Meeting Number (if applicable):	n/a
Description of the Request: <i>(Please summarize the purpose of this request and/or attach a copy of the pre-application meeting summary, if applicable.)</i>	Repeal and Replace the Future Land Use Map for the Town of Kaukauna (Exhibit 1) in the County's Comprehensive Plan (i.e., Map 33 on page 35 of Volume 2).

**COMPLETED BY THE CLERK:**

**Certification:**

I hereby certify that the Board of <sup>Kaukauna</sup> , at a legally convened meeting of the Board held on 07/18/2023, voted to Approve  the Other  request: 8-8-2023  
 Clerk Signature: Debbi Vandu Hi Date

Motion Outcome by a Vote of:	2 <input checked="" type="checkbox"/> For	0 <input checked="" type="checkbox"/> Against
General Comments/Reasons for the Decision: <i>(See next page for instructions. If needed, you may include additional pages.)</i>	The Town of Kaukauna Amended it's Future Land Use map to include parcels 130032600 and 130029700 as they were omitted on the original Future Land Use map.	



**Department of Development and Land Services  
 Planning & Zoning | GIS & Land Information**  
 320 S. Walnut St. | Appleton, WI 54911  
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**OVERVIEW OF REQUEST:**

<b>Town (or Applicable Village):</b>	
<b>Request:</b>	Other <input checked="" type="checkbox"/>
<b>Applicant or Petitioner Name:</b>	Town of Kaukauna
<b>Applicant Contact Information (Preferred):</b>	townofkaukaunaclerk@gmail.com
<b>Site Parcel Number(s):</b>	n/a
<b>Site Address (if applicable):</b>	n/a
<b>Pre-Application Meeting Number (if applicable):</b>	n/a
<b>Description of the Request:</b>  <i>(Please summarize the purpose of this request and/or attach a copy of the pre-application meeting summary, if applicable.)</i>	Repeal and Replace the Future Land Use Map for the Town of Kaukauna (Exhibit 1) in the County's Comprehensive Plan (i.e., Map 33 on page 35 of Volume 2). Purpose - to ensure the County's Future Land Use Map for the Town of Kaukauna is consistent with the Town of Kaukauna's Future Land Use Map in its Comp Plan.

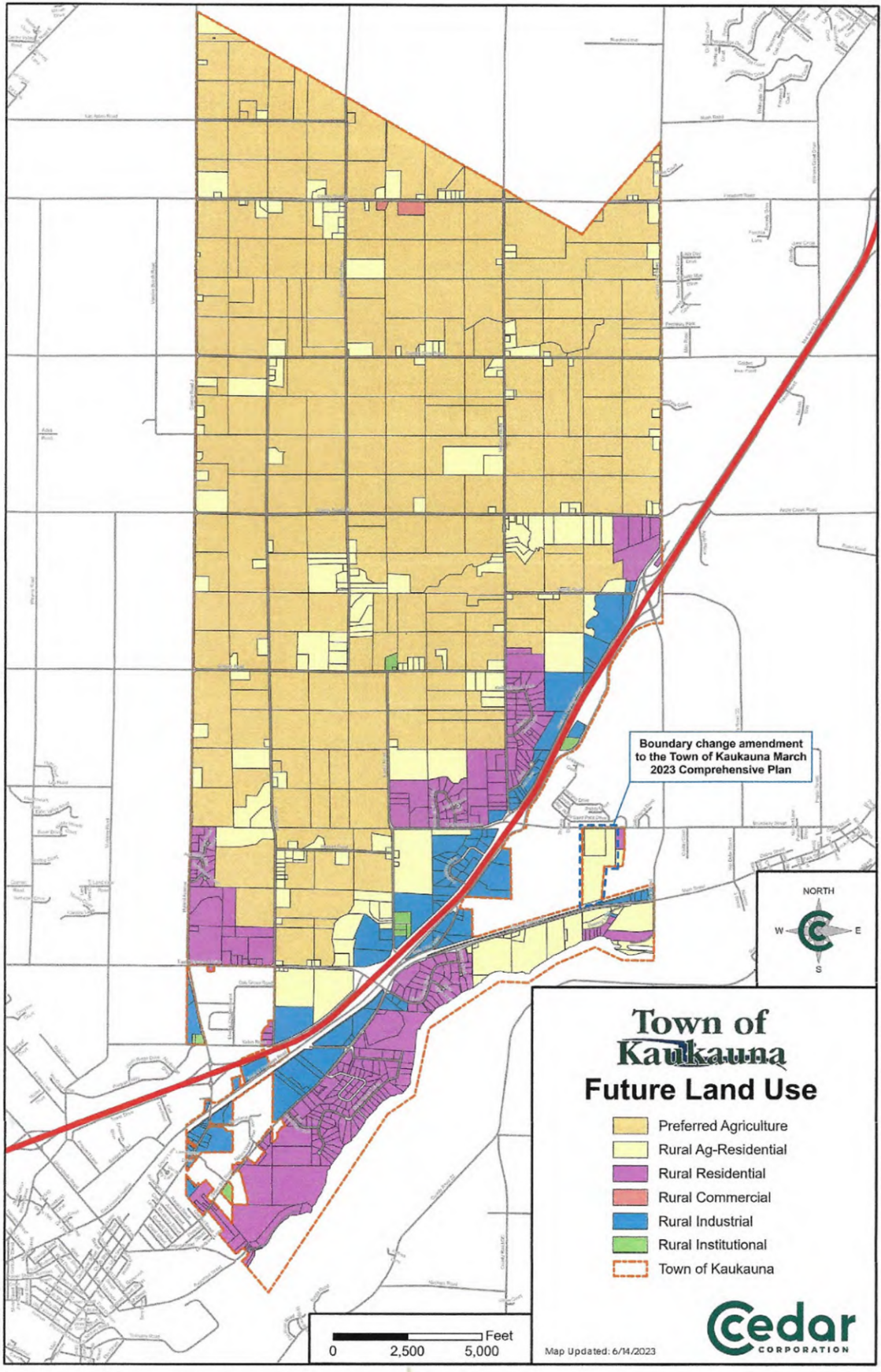
**COMPLETED BY THE CLERK:**

**Certification:**

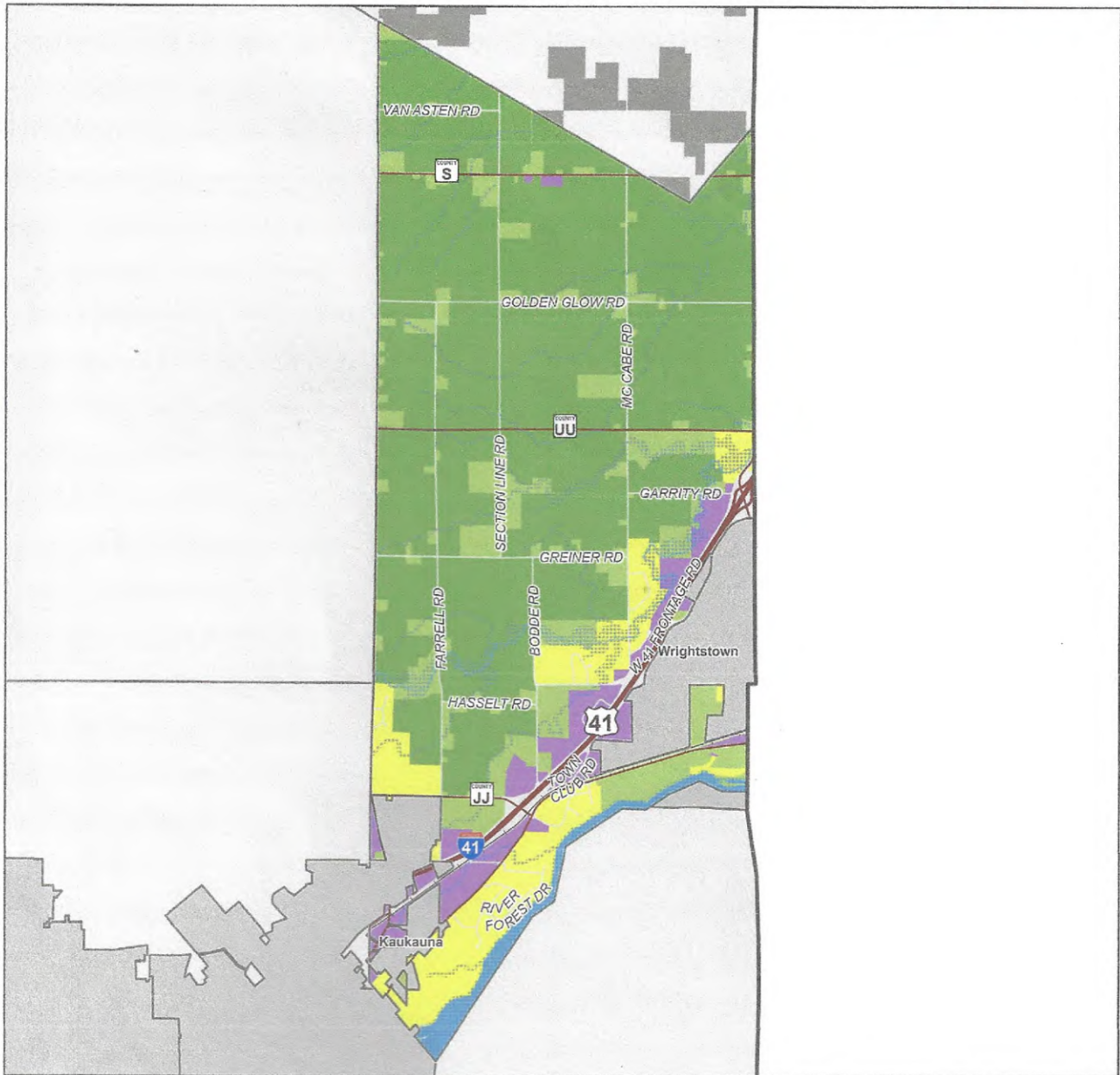
I hereby certify that the Board of Kaukauna , at a legally convened meeting of the Board held on 04/10/2023, voted to Approve  the Other  request:

*W. J. Vandenberg* 8-29-2023  
 Clerk Signature Date

<b>Motion Outcome by a Vote of:</b>	3 <input checked="" type="checkbox"/> For	0 <input checked="" type="checkbox"/> Against
<b>General Comments/Reasons for the Decision:</b>  <i>(See next page for instructions. If needed, you may include additional pages.)</i>	The Town of Kaukauna made an addendum to their comprehensive plan chapter 7 and future land use plan map at a public hearing on March 22, 2023. The addendum was approved by the Town Board at their April 10, 2023 Town Board meeting.	



Map 33 : Future Land Use - Town of Kaukauna **DRAFT**

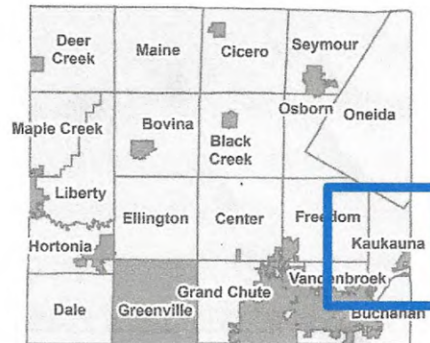
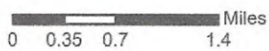


**Future Land Use**

- Agriculture & Open Land
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**Land Use Overlays - Cicero**

- Town Center / Highway Mixed Use
- Natural Areas
- Airport Protection Area
- Oneida Nation - U.S. Trust & Fee Simple Land
- NR135 Non-Metallic Mining Operations**
- Existing / Active
- Future Expansion / Reserve



## NOTICE OF PUBLIC HEARING

OUTAGAMIE COUNTY

TO WHOM IT MAY CONCERN

Notice is hereby given that the Outagamie County Zoning Committee will hold a public hearing on October 24, 2023 at 10:30 AM in the Outagamie County Board Room located at 320 S. Walnut Street, Appleton, WI 54911 to consider a Comprehensive Plan Amendment, in accordance with 66.1001(4) Wis Stats. This amendment is to repeal and replace *Map 33: Future Land Use - Town of Kaukauna* and to modify *Map 18: Future Land Use - Outagamie County*. The amendment would be reflected in Volume 2 of the County's Comprehensive Plan.

For particulars, reference is made to documents located at <https://cityview.outagamie.org/> by referencing the below File Number under Planning Application search or visiting the county website at: <https://www.outagamie.org/government/departments-a-e/development-and-land-services/comprehensive-plan>.

Any interested person may address the Zoning Committee by mailing a letter to Outagamie County DLS, 320 S. Walnut Street, Appleton, WI 54911, emailing [zoningemail@outagamie.org](mailto:zoningemail@outagamie.org), or attending the meeting at the date and time listed above.

Dated this 13th day of September, 2023

OUTAGAMIE COUNTY ZONING COMMITTEE  
DEBBIE VANDER HEIDEN, CHAIR

File No: PL202300402

Published: September 19, 2023

### Accommodation Notice

**Any person requiring special accommodation who wishes to attend this meeting should call (920) 832-5255 at least 48 hours in advance.**



**Order Confirmation**  
Not an Invoice

<b>Account Number:</b>	1013041
<b>Customer Name:</b>	Outagamie County Development & Land Services
<b>Customer Address:</b>	Outagamie County Development & Land Services 320 S Walnut ST Zoning Dept. Appleton WI 54911-5918
<b>Contact Name:</b>	Cassandra Ingalls
<b>Contact Phone:</b>	9208321686
<b>Contact Email:</b>	Cassandra.Ingalls@outagamie.org
<b>PO Number:</b>	202300402

<b>Date:</b>	09/13/2023
<b>Order Number:</b>	9281198
<b>Prepayment Amount:</b>	\$ 0.00

<b>Column Count:</b>	1.0000
<b>Line Count:</b>	49.0000
<b>Height in Inches:</b>	0.0000

**Print**

Product	#insertions	Start - End	Category
APC Appleton Post Crescent	1	09/19/2023 - 09/19/2023	Govt Public Notices
APC postcrescent.com	1	09/19/2023 - 09/19/2023	Govt Public Notices

<b>Order Confirmation Amount</b>	<b>\$50.49</b>
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**Ad Preview**

**NOTICE OF PUBLIC HEARING**

**OUTAGAMIE COUNTY  
ZONING COMMITTEE**  
Notice is hereby given that the Outagamie County Zoning Committee will hold a public hearing on October 24, 2023 at 10:00 AM in the Outagamie County Board Room located at 200 E. Main Street, Appleton, WI 54911 to consider a Comprehensive Map Amendment to Ordinance 2011-100 (R) Wisconsin State. The amendment is to repeal and replace Map 13, Rural Land Use - Town of Kaukauna and to create Map 13, Rural Land Use - Outagamie County. The amendment would be added to Volume 2 of the County's Comprehensive Plan.

For additional information, visit the documents located at <https://www.outagamie.org/> by referencing below file number under Planning Application section or visiting the website at <https://www.outagamie.org/development/development-1/development-100> and <https://www.outagamie.org/>.

Any interested person may address the Zoning Committee by mailing a letter to Outagamie County, 200 E. Main Street, Appleton, WI 54911, emailing [zoning@outagamie.org](mailto:zoning@outagamie.org) or attending the meeting at the date and time listed above.

Dated this 13th day of September, 2023.  
OUTAGAMIE COUNTY, ZONING COMMITTEE, DERRIE VANDER HEIDEN, CHAIR

**Accommodation Notice**  
Any person requiring special accommodation who wishes to attend this meeting should call (920) 832-8255 at least 48 hours in advance. Run Date: 10/23/2023 - WNWJLF