

ORDINANCE NO.: Z-7—2024-25

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 approval
15 of the attached proposed amendment to the Outagamie County Comprehensive Plan to amend Farmland
16 Preservation Plan Map for the Town of Black Creek, and

17 BE IT FURTHER ORDAINED, that this ordinance shall be in full force and effect in Outagamie
18 County upon approval by the Outagamie County Board of Supervisors and publication per State Statute
19 59.14 and 66.0103, and

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

22 Dated this ____ day of December, 2024.
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Respectfully Submitted,

AGRICULTURE, EXTENSION
EDUCATION, ZONING & LAND
CONSERVATION COMMITTEE

Debra Vander Heiden

Mike Janke

Jayme Heiser

Daniel Rettler

Mark Mitchell

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.: PL202400408

**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(l)(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 ____ day of November 2024


Debra Vander Heiden, Committee Chair


Jayme Heiser, 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: Zoning Committee
FROM: Sadie DiNatale Burda, Deputy Director
DATE: September 17, 2024
RE: PL202400408: Proposed Outagamie County Comprehensive Plan Amendment related to Farmland Preservation Plan Map Amendment for Town of Black Creek

BACKGROUND

The *Outagamie County Comprehensive Plan 2040: A Shared Path Forward* (hereinafter the Comprehensive Plan) was adopted in 2020. Addendum 2 of the Comprehensive Plan is Outagamie County's Farmland Preservation Plan, *Preserving our Roots, Securing our Future*, adopted in 2023. Occasionally, the County amends its Comprehensive Plan to ensure it remains up-to-date, relevant, and statutorily compliant. This memorandum discusses a proposed change to the Comprehensive Plan, Addendum 2: Farmland Preservation Plan.

PROPOSED AMENDMENT

The Outagamie County Board of Supervisors adopted the County's Farmland Preservation Plan as Addendum 2 of the County's Comprehensive Plan on October 24, 2023. Appendix A of the Farmland Preservation Plan included a Farmland Preservation Map for each Town in Outagamie County. County staff developed each map based on a framework that uses the Exclusive Agriculture Zoning District (AED) designation as an objective mapping criteria. In essence, parcels zoned AED are planned for farmland preservation.

Outagamie County is currently working with the Town of Black Creek on a process to enable the Town of Black Creek to opt back into County Zoning. While developing the necessary materials needed for this transition, County staff discovered a zoning district mapping error from 2013. The Town and County had previously approved a Town Rezoning of multiple parcels into the Exclusive Agriculture District (AED), but this change was not correctly mapped in the County's Geographic Information System.

As part of the County's commitment to maintaining accurate and up-to-date records, County staff is correcting the error, but this correction does require an amendment to the County's Farmland Preservation Plan, specifically the Farmland Preservation Map for the Town of Black Creek. This is because, all parcels certified with the Exclusive Agriculture Zoning District (AED) must be designated as planned for farmland preservation in the County's Farmland Preservation Plan.

Accordingly, County staff proposed the following amendment:

Within Outagamie County's Comprehensive Plan, Addendum 2: Farmland Preservation Plan, repeal and replace the Farmland Preservation Map for the Town of Black Creek (i.e., Map 1

of Appendix A) to plan designate the following parcels as planned for farmland preservation: 010014700, 010032502, 010032200, 010032201, 010045400, 010072300, 010066700, 010066800.

Exhibit 1 presents the existing Farmland Preservation Map for the Town of Black Creek. Exhibit 2 presents the proposed Farmland Preservation Map for the Town of Black Creek. The change results in 126.4 acres added to farmland preservation. In particular, it will result in the following changes:

Parcel Number	Town Section Range	Acreage Added
010014700	T.23N. R.17E. Section 8	20.51
010032502	T.23N. R.17E. Section 17	7.13
010032200	T.23N. R.17E. Section 18	2.00
010032201	T.23N. R.17E. Section 19	1.42
010045400	T.23N. R.17E. Section 21	33.31
010072300	T.23N. R.17E. Section 33	30.61
010066700	T.23N. R.17E. Section 30	19.60
010066800	T.23N. R.17E. Section 31	11.82
Total Acreage Added:		126.40

County staff have found this amendment to be consistent with its Comprehensive Plan. In particular, the map amendment is consistent with:

- The County’s Comprehensive Plan Future Land Use Map for the Town of Black Creek.
- Goal 3 of the County’s Comprehensive Plan: “Cooperative, intergovernmental land-use decisions.”
- Policy 8 of the County’s Farmland Preservation Plan: “The County should continue to manage consistency between the future land use maps with the County’s Comprehensive Plan, the farmland preservation maps within the County’s Farmland Preservation Plan, and town and county zoning district maps.”

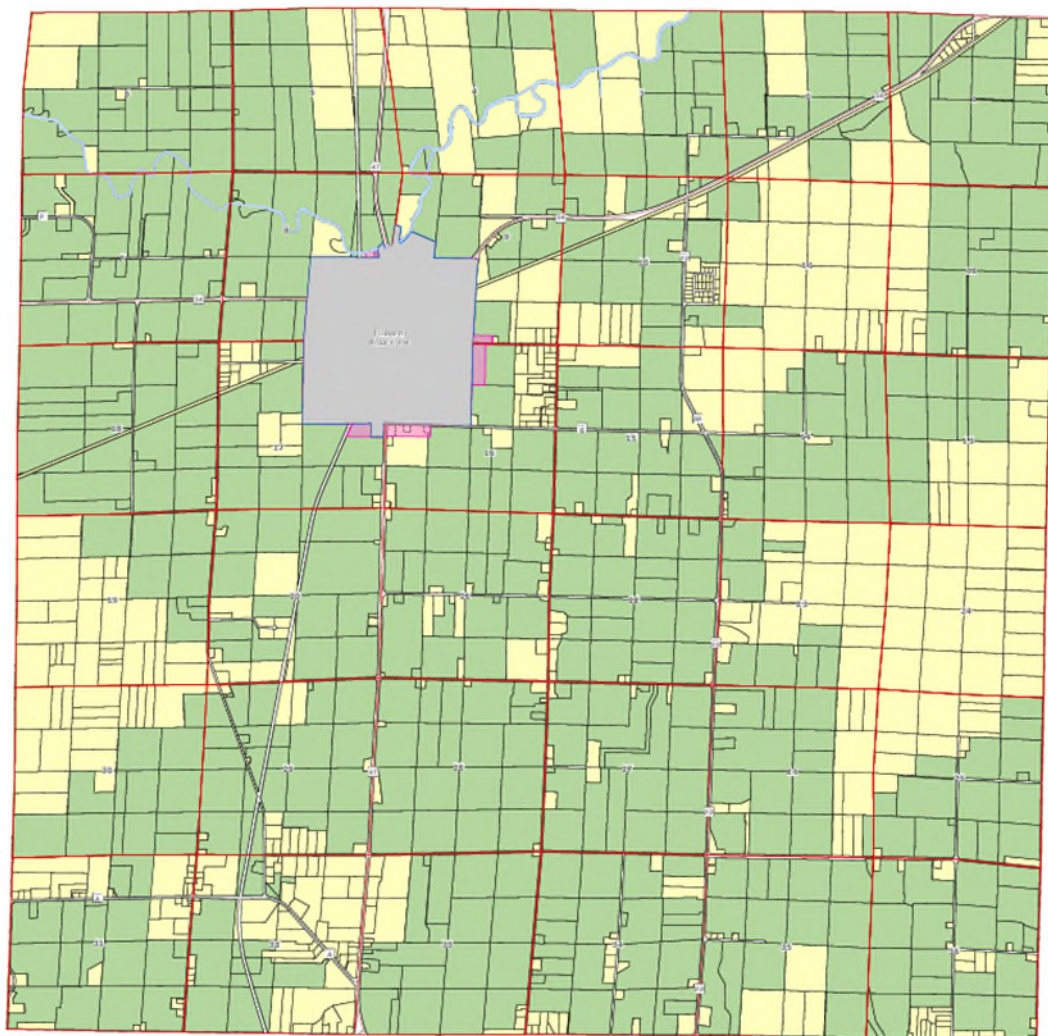
STAFF RECOMMENDATION

Planning staff recommends adoption of the proposed County Comprehensive Plan amendment, as discussed above. To do this, the following action is required pursuant to Wis. Stats. 66.1001:

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

EXHIBITS:

- Exhibit 1: Existing Town of Black Creek Farmland Preservation Map (to be repealed)
- Exhibit 2: Proposed Town of Black Creek Farmland Preservation Map (to replace existing)

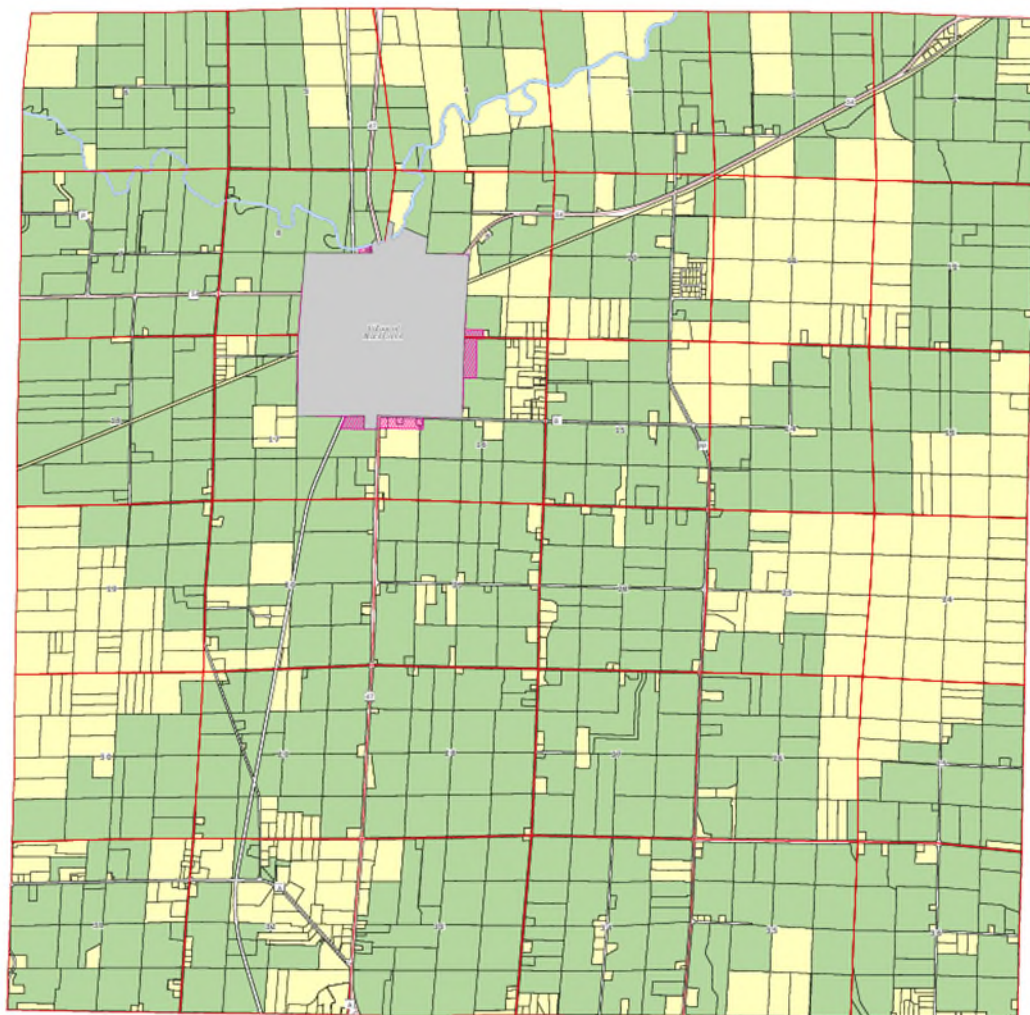


Map 1. Farmland Preservation Map for Town of Black Creek



- Legend**
- County Boundary
 - Farmland Preservation Map Area
 - Non-Farmland Preservation Map Area
 - Black Creek
 - Road
 - Point of Interest
 - Water
 - Water Table Boundary
 - Highway
 - Interstate
 - County Highway





Map 1. Farmland Preservation
Map for Town of Black Creek

Scale: 1" = 1 Mile

Legend

- Black Creek Watershed Boundary
- Farmland Preservation Plan Area
- Black Creek Watershed Boundary
- US Highway
- County Highway
- Town
- Farmland Preservation Plan Area
- Black Creek Watershed Boundary
- US Highway
- County Highway

Map prepared by: [Logo]