

Amendatory Ordinance No. 5-0221

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by John and Vern Halverson;

For land being part of the NE ¼ of Section 31, Town 8N, Range 5E in the Town of Arena; affecting tax parcel 002-0491.01, 002-0492, 002-0493 and 002-0494.03;

And, this petition is made to rezone 21.68 acres and 38.45 acres from A-1 Agricultural to AR-1 Agricultural Residential;

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Arena,**

Whereas a public hearing, designated as zoning hearing number **3137** was last held on **January 26, 2021** in accord with said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition with the condition that the associated certified survey map is duly recorded within 6 months of County Board approval.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory Ordinance was X approved as recommended approved with amendment denied as recommended denied or rereferred to the Iowa County Planning & Zoning Committee by the Iowa County Board of Supervisors on **February 16, 2021**. The effective date of this ordinance shall be **February 16, 2021**.


Kristy K. Spurley
Iowa County Clerk

Date: 2-16-2021



IOWA COUNTY OFFICE OF PLANNING & DEVELOPMENT

222 N. Dodgeville Street, Suite 1223
Dodgeville, WI 53533
608-935-0333/608-553-7575/fax 608-935-0326
Scott.Godfrey@iowacounty.org

Planning & Zoning Committee Recommendation Summary

Public Hearing Held on January 26, 2021

Zoning Hearing 3137

Recommendation: **Approval**

Applicant(s): John & Vern Halverson

Town of Arena

Site Description: NE ¼ of S31-T8N-R5E also affecting tax parcels 002-0492; 0191.01; 0493; 0494.03

Petition Summary: This is a request to create two residential lots of 21.68 & 38.45 acres by rezoning from A-1 Ag to AR-1 Ag Res.

Comments/Recommendations

1. The proposed lots do not meet the minimum 40-acre lot size in the A-1 Ag district to remain zoned A-1 Ag.
2. If approved, each lot would be eligible for one single family residence, accessory structures and limited ag uses, including up to 8 livestock type animal units on the smaller lot and 11 on the larger.
3. The associated certified survey map has not been submitted for formal review.
4. Per Section 11.0 of the Iowa County Zoning Ordinance, the following standards are to be considered when deciding a zoning change:
 1. The petition is consistent with the Iowa County Comprehensive Plan and the comprehensive plan of any Town affected by said petition.
 2. Adequate public facilities and services (including sewage and waste disposal, water, gas, electricity, schools, police and fire protection, and roads and transportation, as applicable) will be available as required by the petition while maintaining adequate levels of service to existing development.
 3. Provisions of public facilities to accommodate the petition will not place an unreasonable burden on the ability of affected local units of government to provide the.
 4. The petition will not result in significant adverse impacts upon surrounding properties or the natural environment, including air, water, noise, stormwater management, soils, wildlife and vegetation.
 5. The land associated with the petition is suitable for the proposed development and said development will not cause unreasonable soil erosion or have an unreasonable adverse effect on rare or irreplaceable natural areas.
 6. The petition will not be used to legitimize a nonconforming use or structure.
 7. The petition is the minimum action necessary to accomplish the intent of the petition, and an administrative adjustment, variance, or Conditional Use Permit could not be used to achieve the same result.
 8. The petition will not result in illegal "spot zoning" (i.e. use is inconsistent with surrounding

properties and serves only a private, rather than public interest).

Town Recommendation: The Town of Arena is recommending approval.

Staff Recommendation: Staff recommends approval with the condition that the associated certified survey map is duly recorded within 6 months of County Board approval.

