

Amendatory Ordinance 1-522

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by Chad Sturdevant and the Arneson Living Trust 4/24/12;

For land being in the SE ¼ of the NE ¼ of Section 1, Town 7N, Range 5E in the Town of Arena affecting tax parcel 002-0622;

And, this petition is made to rezone 35.047 acres from A-1 Agricultural to C-1 Conservancy.

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 **3249** was last held on **April 28, 2022** 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.

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 **May 17, 2022**. The effective date of this ordinance shall be **May 17, 2022**.


Kristy K. Spurley
Iowa County Clerk

Date: 5-17-2022



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Planning & Zoning Committee Recommendation Summary

Public Hearing Held on April 28, 2022

Zoning Hearing 3249

Recommendation: **Approval**

Applicant(s): Chad Sturdevant and Arneson Living Trust 4/24/12

Town of Arena

Site Description: SE NE of 1-T7N-R5E also affecting tax parcel 002-0622

Petition Summary: This is a request to rezone 35.047 acres from A-1 Ag to C-1 Conservancy

Comments/Recommendations

1. The current A-1 zoning requires a minimum lot size of 40 acres. The proposed lot is 35.047 acres and the intent is to continue open space and ag uses, so the C-1 district is being proposed.
2. The seller will retain over 100 acres zoned A-1 Ag.
3. If approved, the C-1 district would allow open space and ag uses but not any development requiring a county zoning permit.
4. The associated certified survey map has not yet been submitted for formal review.
5. 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 with the Register of Deeds within 6 months of the County Board approval.

