

## **Title 16 – Chapter 10**

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## **CHANGES AND AMENDMENTS**

### **16-10-1 AUTHORITY.**

Whenever the public necessity, convenience, general welfare or good zoning practice require, the Town Board may adopt by Ordinance, changes in the district boundaries, and may amend, change or supplement the regulations established by this Ordinance or amendments thereto. All such changes or amendments shall be adopted according to the procedures established under Section 62.23 (7) of the Wisconsin Statutes, upon review and recommendation by the Town of Oshkosh Planning and Zoning Committee.

### **16-10-2 PROTEST.**

In case of a protest against any such change or amendment, duly signed and acknowledged by the owners of 20% or more either of the areas of land included in such proposed change or amendment, or by the owners of 20% or more of the area of land immediately adjacent extending 100 feet therefrom, or by the owners of 20% or more of the land directly opposite thereto extending 100 feet from the street frontage of such opposite land, such amendment shall not become effective except by the favorable vote of three-fourths (3/4) of the members of the Town Board voting on the proposed change or amendment.

### **16-10-3 STANDARDS FOR REZONING IN A-1 AGRIBUSINESS DISTRICT.**

In accordance with Wisconsin Statutes 91.77 (l) and (3), decisions on petitions for rezoning areas zoned A-1 "Agri-Business District" shall be based on findings which consider the following:

- (a) Adequate public facilities to serve the development are present or will be provided;
- (b) Provision of these facilities will not be an unreasonable burden to local government;
- (c) The land is suitable for development, and

- (d) Development will not cause unreasonable air and water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas.

**16-10-4 SEVERABILITY.**

If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.