

TOWN
Of
ST. CROIX FALLS
Polk County, Wisconsin

Resolution 16-02

**A RESOLUTION AMENDING A SPECIAL EXCEPTION
TO TODD FULTON TO INCLUDE FIREARMS AND OTHER SPORTING GOODS
SALES PLUS OTHER ASSORTED RETAIL ITEMS IN THE COMMERCIAL
DISTRICT**

WHEREAS Todd Fulton, owner, requests an amendment to his current special exception for a marine supply retail store to also include the sale of firearms and other sporting goods, plus other assorted retail items, at 2091 US Highway 8, located in the SW ¼ of Section 27, T34N, R18W, and identified as Tax Parcel No. 044-00744-0000; and

WHEREAS Chapter III, Section C, 3. Commercial District, c. (2) & (3) requires a special exception for any use not listed as a permitted use and changes of use in a non-conforming structure or property; and

WHEREAS Chapter I, Section 4 requires the Town Plan Commission hold a public hearing and make recommendation to the Town Board, and

WHEREAS the Plan Commission did conduct a public hearing on the matter and did recommend approval on February 15, 2016, of the amendment to the special exception originally approved on September 17, 2014, with conditions to operate in addition to retail marine and supply, sales of firearms and other sporting goods plus other assorted retail items in the SW ¼ of Section 27;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does hereby concur with the Town Plan Commission to grant an amendment to the special exception to Todd Fulton to operate a retail marine and supply, firearms and sporting goods, plus other items of retail at his business in Section 27 subject to the following conditions:

1. The business will follow all laws and obtain and maintain all proper permits;
2. There will be a one year probationary period during which any complaint will trigger a review of the permit and/or conditions by the Plan Commission and/or Town Board;
3. The special exception shall terminate upon the sale or transfer of ownership of either the parcel of land or the business itself; and
4. A copy of the FFL permit must be on file at the Town Hall prior to any firearm sales.

BE IT FURTHER RESOLVED that this amended special exception is conditioned on the applicants obtaining the necessary and required permits, if any, from Polk County; various agencies of the State of Wisconsin; and various agencies of the Federal Government.

BE IT FURTHER RESOLVED that this special exception must be exercised by application for the necessary permits within twelve (12) months of the date of this Resolution.

Dated this 17th day of February 2016

/s/James H. Beistle, Chairperson

Attest: /s/Janet Krueger, Town Clerk

Approved by:
Roll Call Vote:
5 Yeas; _0_ Nays; ___ Absent/Abstain