

ORDINANCE NO. 135

AN ORDINANCE
TO REPEAL AND RECREATE
SECTION 17.18(2) OF THE ZONING CODE
FOR THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, the current Zoning Ordinance at Section 17.18(2) requires that all lots abut upon a public street in the Village of Oconomowoc Lake; and

WHEREAS, the Village of Oconomowoc Lake has, within its boundaries, a considerable number of private roads and driveway easements; and

WHEREAS, it has long been the policy of the Village of Oconomowoc Lake to permit and encourage the use of private roads in order to maintain the real ambiance of the Village, assure privacy to its residents and minimize construction and maintenance costs to the Village as a whole; and

WHEREAS, the Village of Oconomowoc Lake has, in the past, provided to private roads and driveways certain municipal services, including snowplowing, of a nature typically provided to public streets; and

WHEREAS, the Village of Oconomowoc Lake no longer deems it necessary that all lots abut a public street as long as each lot has adequate access for emergency vehicles;

NOW, THEREFORE, the Village Board of the Village of Oconomowoc Lake, Waukesha County, State of Wisconsin DO ORDAIN AS FOLLOWS:

SECTION 1: In Section 17.18 entitled SITE RESTRICTIONS, subsection (2) of the Zoning Code is hereby repealed and recreated to read as follows:

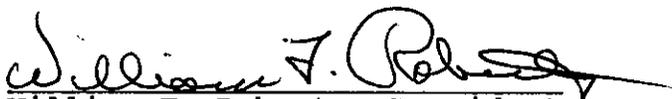
(2) All lots shall abut upon a public street or have adequate access, as determined by the Village Board of Trustees after referring the matter to the Village Plan Commission for review and recommendation. The Village Plan Commission, in making its recommendation to the Village Board of Trustees, and the Village Board of Trustees, in making its determination as to the adequacy of access, shall give consideration to the purpose and intent of Sections 17.02 and 17.03 of this chapter. All lots shall meet all minimum requirements of the district in which it is located.

SECTION 2: SEVERABILITY. The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE. This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

This ordinance passed this 16th day of May, 1994.

BY THE VILLAGE BOARD OF THE
VILLAGE OF OCONOMOWOC LAKE:


William F. Roberts, President

ATTEST:


Cheryl Wierdsma, Clerk

Published or posted on the 18th day of May, 1994.

STATE OF WISCONSIN)
COUNTY OF WAUKESHA)

AFFIDAVIT OF POSTING

ORD# 135
17.18(2) LOTS ABUTTING...

The undersigned, being first duly sworn, on oath deposes and states that on 18 May, 1994 at the direction of the Clerk of the Village of Oconomowoc Lake, he posted copies of the foregoing proceedings of the Village Board in the following public places in said Village.

to-wit:

- (1) Opposite the entrance to the Oconomowoc Lake Club on the northern side of the road in front of the Club;
- (2) At the entrance to the Village Hall on West Pabst Road;
- (3) At the northern corner of the junction of West Beach Road and the private drive (South Beach Road) leading into the Borisch, Fischer, Lowry, et al properties.

[Signature]

Subscribed and sworn to before me

this 18th day of May, 1994

Cheryl A. Wiersma

Notary Public, Waukesha County, Wisconsin

My commission expires: 11-19-95