

ORDINANCE NO. 156AN ORDINANCE TO AMEND  
SECTIONS OF CHAPTERS 17  
OF THE VILLAGE OF OCONOMOWOC LAKE  
ZONING ORDINANCE  
IN REGARD TO PLAY EQUIPMENT

WHEREAS, the Village Board for the Village of Oconomowoc Lake has received complaints over the last several years regarding the placement of play equipment and structures within the Village; and

WHEREAS, the Village Board for the Village of Oconomowoc Lake has determined that certain play equipment and structures are not minor structures; and

WHEREAS, the Village Board for the Village of Oconomowoc Lake has deemed that it is necessary to place some reasonable restrictions on certain play equipment and structures; and

WHEREAS, the Village Board for the Village of Oconomowoc Lake has also deemed it necessary to define what type of play equipment constitutes a minor structure,

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

SECTION 1. Chapter 17 of the Municipal Ordinances of the Village of Oconomowoc Lake entitled Zoning Ordinance, subsection 17.10 entitled Definitions, subsection entitled Structure, Minor is hereby repealed and recreated to read as follows, and subsections entitled Play Equipment and Portable are hereby created to read as follows:

17.10 DEFINITIONS.

## STRUCTURE, MINOR

Any small, accessory, portable erection or construction, such as birdhouses, movable pet houses, and play equipment.

PLAY EQUIPMENT

Any structure that is designed to be used by children for their entertainment that is less than 7' in height, 6' in depth, and 6' in width.

PORTABLE

A structure that can be easily carried.

Section 2. Chapter 17 of the Municipal Ordinances of the Village of Oconomowoc Lake entitled Zoning Ordinance, subsection 17.16 entitled Compliance is hereby repealed and recreated to read as follows:

17.16 COMPLIANCE.

- (1) No structure, land or water shall hereafter be used and no structure or part thereof shall hereafter be located, erected, moved, reconstructed, extended, enlarged, converted, or structurally altered without a zoning permit except minor structures and without full compliance with the provisions of this chapter and all other applicable local, county, and state regulations. All minor structures are subject to the offset requirements of Chapter 17.
- (2) Architectural Control Board approval shall be obtained as provided in subsection 17.60.
- (3) The Zoning Inspector, with the aid of the Police Department, shall investigate all complaints, give notice of violations, and enforce the provisions of this Chapter. The Zoning Inspector and his duly appointed deputies may enter at any reasonable time onto any public or private lands or waters to make a zoning inspection.

Section 3. 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 4. EFFECTIVE DATE.

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 19<sup>th</sup> day of May, 1997.

BY ORDER OF THE VILLAGE BOARD OF  
THE VILLAGE OF OCONOMOWOC LAKE,  
WAUKESHA COUNTY, WISCONSIN

Raymond Foster Jr  
RAYMOND FOSTER, JR., PRESIDENT

ATTEST:

Cheryl Wierdsma  
CHERYL WIERDSMA, CLERK

Published and posted on the 21<sup>st</sup> day of May, 1997.

This instrument drafted by  
Attorney John P. Macy  
ARENZ, MOLTER, MACY & RIFFLE, S.C.

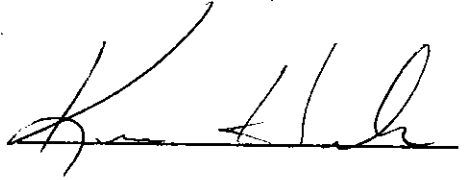
STATE OF WISCONSIN )  
COUNTY OF WAUKESHA )

AFFIDAVIT OF POSTING  
ORD 156-PLAY EQUIP

The undersigned, being first duly sworn, on oath deposes and states that on May 21, 1997 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.



Subscribed and sworn to before me

this 21 day of May, 1997

Cheryl A. Aleksandra

Notary Public, Waukesha County, Wisconsin

My commission expires: 11-14-99