

ORDINANCE NO. 158

AN ORDINANCE  
TO REPEAL AND RECREATE  
SECTION 17.42 OF THE  
VILLAGE OF OCONOMOWOC LAKE  
ZONING ORDINANCE

WHEREAS, the Village Administrator for the Village of Oconomowoc Lake has advised that, in his opinion, Section 17.42 entitled Lots Which Include Multiple Zoning Districts may be subject to multiple interpretations; and

WHEREAS, the Plan Commissioners for the Village of Oconomowoc Lake who originally drafted Section 17.42 entitled Lots Which Include Multiple Zoning Districts have revised the same in order to address the Village Administrator's concerns; and

WHEREAS, the Plan Commission for the Village of Oconomowoc Lake has recommended to the Village Board that they repeal and recreate Section 17.42 entitled Lots Which Include Multiple Zoning Districts in order to clarify the same and address the Village Administrator's concerns,

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

SECTION 1: Chapter 17 of the Municipal Ordinances of the Village of Oconomowoc Lake entitled Zoning Ordinance, subsection 17.42 entitled Lots Which Include Multiple Zoning Districts is hereby repealed and recreated to read as follows:

17.42 LOTS WHICH INCLUDE MULTIPLE ZONING DISTRICTS.

- (1) Should any proposed lot include land in more than one zoning district, where each district has a different requirement for minimum lot size, then the minimum lot size for such lot shall be computed by the following formula which must produce a result equal to or greater than one (1.0).

$$\begin{array}{rcccccc} X & & Y & & Z & & \\ - & + & - & + & - & = & 1.0 \text{ or greater} \\ XR & & YR & & ZR & & \end{array}$$

Where: X = Lot Area located on most restrictive district (expressed in acres rounded to three decimal places)

XR = Minimum lot size in "X" district

Y = Lot Area located in the next most restrictive district (expressed in acres rounded to three decimal places)

YR = Minimum lot size in "Y" district

Z = Lot area located in least restrictive district (expressed in acres rounded to three decimal places)

ZR = Minimum lot size in "Z" district.

(2) MINIMUM LOT SIZES TO BE USED IN COMPUTATION

<u>ZONING DISTRICT:</u>	<u>MINIMUM LOT SIZE:</u>
L-1 Lowland Conservancy Overlay	5.0 Acres The fractional value allowed for wetland area under the formula in 17.42(1) shall not exceed 0.6 irrespective of the amount of additional wetland which may be included within the lot
U-1 Upland Conservancy Overlay	5.0 Acres
R-1	5.0 Acres
R-2	2.0 Acres
R-3	1.0 Acres

(3) Lots located in multiple zoning districts must conform to all other zoning standards of the most restrictive zoning district.

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

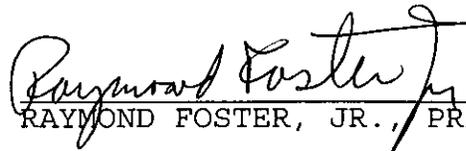
or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of 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 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., PRESIDENT

ATTEST:

  
CHERYL WIERDSMA, CLERK

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

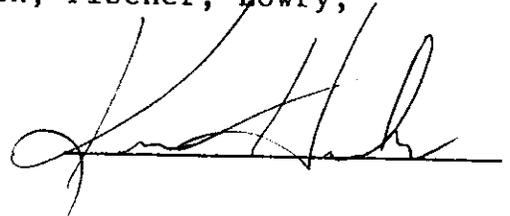
STATE OF WISCONSIN )  
COUNTY OF WAUKESHA )

AFFIDAVIT OF POSTING  
ORD 158 - Sect 17.42  
Multiple Zoning Districts

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. Werdma

Notary Public, Waukesha County, Wisconsin

My commission expires: 11-14-99