

ORDINANCE NO. 172

AN ORDINANCE TO REPEAL AND RECREATE
CERTAIN PROVISIONS IN THE ZONING CODE
OF THE VILLAGE OF OCONOMOWOC LAKE
WHICH RELATE TO HEIGHT OF MAIN BUILDINGS
IN THE B-1 BUSINESS DISTRICT AND
THE I-1 RESTRICTED INDUSTRIAL DISTRICT

The Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, DO ORDAIN AS FOLLOWS:

SECTION 1: Chapter 17 of the Village of Oconomowoc Lake Code of Ordinances, entitled Zoning Code; Section 17.10 entitled Definitions; as to the following definitions is hereby repealed and recreated to read as follows, to be inserted in alphabetical order among the definitions of Section 17.10:

BUILDING HEIGHT

Height of Main Building - Residential:

A point measured from the lowest point of the exposed structure to the highest floor line shall not exceed 27 feet.

A point measured from the lowest point of the exposed structure to any eave line shall not exceed 36 feet.

A point measured from the lowest point of the exposed structure to the highest point of any roof shall not exceed 46 feet.

It is the intent of this section that no more than three (3) stories of habitable space shall exist when viewed from the waterfront.

Height of Main Building - Business and/or Industrial:

Building height for the Main Buildings in the Business and Industrial District shall be defined as the distance from the average discharge grade (not to exceed 5 feet) to the highest point of the coping of a flat roof, to the deck line of a mansard roof, or to a point half way between the ridge and eave line of the gambrel, hip or pitched roof.

Height of any other Building:

Building height, other than for the Main Building, shall be defined as the distance from the average discharge grade (not to exceed 5 feet) to the highest point of the coping of a flat roof, to the deck line of a mansard roof, or to a point half way between the ridge and eave line of the gambrel, hip or pitched roof.

SECTION 2: Chapter 17 of the Village of Oconomowoc Lake Code of Ordinances, entitled Zoning Code; Section 17.39 entitled B-1 Business District; subsection 17.39(3) entitled Building, Main; subsection 17.39(3)(a) entitled Height is hereby repealed and recreated to read as follows:

17.39(3) BUILDING, MAIN.

(a) Height. Maximum 25 feet.

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.

This Ordinance passed this 15th day of March, 1999.

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

Raymond O. Foster, Jr.
RAYMOND FOSTER, JR., PRESIDENT

ATTEST:

Cheryl Wierdsma
CHERYL WIERDSMA, CLERK

Published and Posted this 26th day of March, 1999.

This document was drafted by Attorney John P. Macy, Village Attorneys
for the Village of Oconomowoc Lake, ARENZ, MOLTER, MACY & RIFFLE,
S.C., 720 N. East Avenue, Waukesha, WI 53186.

STATE OF WISCONSIN)
)
COUNTY OF WAUKESHA)

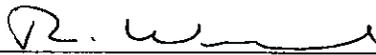
AFFIDAVIT OF POSTING

ORD 172

The undersigned, being first duly sworn, on oath deposes and states that on March 26, 1999, 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 of South Beach Road leading into the Fischer, Lowry, et al properties.



Posting Officer

Subscribed and sworn to before me

This 26th day of March, 1999

Cheryl A Wierdema
Notary Public, Waukesha County, Wisconsin

My Commission expires: 11-14-99