

ORDINANCE NO. 241

AN ORDINANCE TO REPEAL AND RECREATE SECTION 14.04.5, "OBLIGATION TO MINIMIZE ADVERSE IMPACTS", OF THE BUILDING CODE OF THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, Section 14.04.5 of the Building Code for the Village of Oconomowoc Lake establishes regulations concerning minimization of the impact of activities regulated by the Village of Oconomowoc Lake Building Code; and

WHEREAS, Section 14.04.5 provides, in part, that the Village Administrator, or the Village Administrator's designee, may grant waivers to the requirements set forth in Section 14.04.5; and

WHEREAS, the Village Board desires to set forth standards under which such waivers may be granted to the provisions of Section 14.04.5;

NOW, THEREFORE, the Village Board of the Village of Oconomowoc Lake, Waukesha County, State of Wisconsin do ordain as follows:

SECTION 1: Section 14.04.5 of the Village of Oconomowoc Lake ordinances, entitled "Obligation to Minimize Adverse Impacts", is hereby repealed and recreated to read as follows:

14.04.5 OBLIGATION TO MINIMIZE ADVERSE IMPACTS.

Activities regulated by the Village of Oconomowoc Lake Building Code shall be conducted in a manner that minimizes the noise and other adverse impacts upon surrounding properties, consistent with the residential character of the Village of Oconomowoc Lake. This obligation includes, but is not limited to, limiting the conduct of the activities to the following times, unless otherwise authorized by the Village Administrator or the Village Administrator's designee: The activities shall not begin before 7:30 a.m. on weekdays (Monday through Friday), and 9:00 a.m. on Saturdays; the activities shall not continue beyond 5:00 p.m. during weekdays and 4:00 p.m. on Saturdays; and no such activities will take place on Sundays or holidays. The Village Administrator, or the Village Administrator's designee, may authorize a waiver to the requirements of this Section where, in the opinion of the Village Administrator or their designee, such a waiver is necessary due to emergency; to promote the public health and safety; or where literal compliance would cause undue hardship. A waiver granted under this Section may include such conditions as, in the opinion of the Village Administrator or the Village Administrator's designee, are necessary under the circumstances to promote the intent of this Section.

SECTION 2: SEVERABILITY.

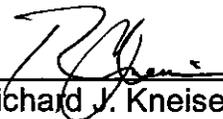
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, 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.

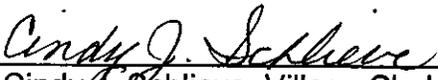
SECTION 3: EFFECTIVE DATE.

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

Dated this 15th day of September, 2008.

Village of Oconomowoc Lake


Richard J. Kneiser, Village President

ATTEST: 
Cindy J. Schlieve, Village Clerk/Treasurer

Published and/or posted this 25th day of September, 2008.

STATE OF WISCONSIN)
)
COUNTY OF WAUKESHA)

AFFIDAVIT OF POSTING

Ordinance 241: relating to building code
And construction times

The undersigned, being first duly sworn, on oath deposes and states that on September 25, 2008, 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 Village Boat Launch located at 35622 E. Wisconsin Avenue.


Posting Officer

Subscribed and sworn to before me

This 25th day of September, 2008


Notary Public, Waukesha County, Wisconsin
My Commission expires: 07/03/2011