

ORDINANCE NO. 249

**AN ORDINANCE TO CREATE THE
DEFINITION OF "STRUCTURE, ORIGINAL"
WITHIN THE VILLAGE OF OCONOMOWOC LAKE ZONING CODE**

WHEREAS, the Village Administrator has recommended that the Village Zoning Code be amended, to provide for a definition for "Original Structure"; and

WHEREAS, the Plan Commission for the Village of Oconomowoc Lake has recommended to the Village Board adoption of this ordinance; and

WHEREAS, upon receipt of the Village Plan Commission's recommendation, the Village Board of Trustees held a public hearing on November 16, 2009, after providing all required notice, as required by §17.62(5)(a) of the Village of Oconomowoc Lake Village Code; and

WHEREAS, the Village Board for the Village of Oconomowoc Lake finds that the public necessity, convenience, general welfare and good zoning practice requires the Village Board to amend, change or supplement the regulations established by the Village of Oconomowoc Lake Zoning Code as described herein.

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

SECTION 1: Chapter 17 of the Village of Oconomowoc Lake Village Code entitled "Zoning Code," Section 17.10 entitled "Definitions," the definition of "Structure, Original" is hereby created as follows:

STRUCTURE, ORIGINAL

The original structure shall be the structure as it lawfully exists on the date of the application for a building permit or if the original structure has been removed from the property the original structure shall be the structure as it existed most recently within the last five years.

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

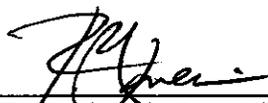
specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

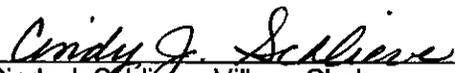
This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 16th day of November, 2009.

VILLAGE OF OCONOMOWOC LAKE


Richard J. Kneiser, Village President

ATTEST:


Cindy J. Schlieve, Village Clerk

Published and/or posted this 20th day of November, 2009.

STATE OF WISCONSIN)
)
COUNTY OF WAUKESHA)

AFFIDAVIT OF POSTING

Ordinance No. 249 re: To Create the
Definition of "Structure, Original" within the
Village of Oconomowoc Lake Zoning Code

The undersigned, being first duly sworn, on oath deposes and states that on Nov. 20, 2009, 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.

T. ARSEN 
Posting Officer

Subscribed and sworn to before me

This 20th day of November, 2009

Cindy J. Schlieve
Notary Public, Waukesha County, Wisconsin
My Commission expires: 07/03/2011

