

ORDINANCE NO. 259

**AN ORDINANCE TO REPEAL AND RE-CREATE THE
DEFINITION OF "LOT WIDTH, MINIMUM" WITHIN THE VILLAGE OF OCONOMOWOC
LAKE ZONING CODE**

WHEREAS, the Village Plan Commission initiated this amendment to the Village of Oconomowoc Lake Village Code; and

WHEREAS, upon receipt of the Village Plan Commission's recommendation, the Village Board of Trustees held a public hearing on October 17, 2011, 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Code entitled "Zoning Code," Section 17.10 entitled "Definitions," the definitions of "Lot Width, Minimum" is hereby repealed and re-created as follows:

LOT WIDTH, MINIMUM

The purpose of this provision is to provide for orderly and compatible land use and to allow full development of irregular parcels and discourage so-called 'hourglass' lot development.

For purposes of determining compliance with the provisions of the appropriate zoning classifications of the Zoning Ordinance the following procedure shall be employed:

A four-sided figure shall be drawn wholly within the proposed lot as indicated on a certified survey map which must meet the following criteria:

1. The figure must contain at least eighty (80%) percent of the "Minimum Lot Area" required in the zoning district.
2. The figure must contain a building envelope within it which meets all requirements for offset and setback from the lot lines;

3. At all points the opposite sides of such figure shall be no closer than the required "Minimum Lot Width" for the zoning district;
4. If the proposed lot is to include lake frontage or is to include both lake frontage and water frontage, then the minimum required lake frontage must form one of the sides of the figure, which side must meet the "Minimum Lake Frontage" requirement of the zoning district but said side need not encompass the entire lake frontage of the proposed lot;
5. If the proposed lot is to include water frontage but not lake frontage then the minimum required water frontage must form one of the sides of the figure, which side must meet the "Minimum Water Frontage" required in the zoning district but said side need not encompass the entire water frontage of the proposed lot.
6. All lines of the four-sided figure shall be straight lines, except the lake frontage or water frontage side of the figure.

SECTION 2: SEVERABILITY.

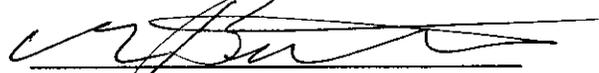
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, 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 21st day of November, 2011.

VILLAGE OF OCONOMOWOC LAKE



Joseph Birbaum, Village President

ATTEST:



Cindy J. Schlieve, Village Clerk

Published and/or posted this 28 day of November, 2011.

