

ORDINANCE NO. 206

AN ORDINANCE TO AMEND VILLAGE OF OCONOMOWOC LAKE ZONING CODE REGARDING MINI WAREHOUSING AND SMALL CUBICAL STORAGE CONDITIONAL USES IN THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, the Village has received a request from Walter Garlock regarding a mini-storage facility in the Village of Oconomowoc Lake; and

WHEREAS, mini-warehouse facilities are currently an unclassified or unspecified use in the Village of Oconomowoc Lake Zoning Code, and unclassified or unspecified uses are prohibited as described in Section 17.19(1)(g) of the Village of Oconomowoc Lake Zoning Code; and

WHEREAS, the Village of Oconomowoc Lake Plan Commission has, therefore, considered changing or amending the Village of Oconomowoc Lake Zoning Code to described appropriate regulations for mini-warehouses and cubical storage facilities, upon its own initiative as described in Section 17.62(2) of the Village Zoning Code; and

WHEREAS, the Village of Oconomowoc Lake Plan Commission has recommend to the Village Board of the Village of Oconomowoc Lake that the Zoning Code Amendment be made as described herein; and

WHEREAS, upon receipt of the Village of Oconomowoc Lake Plan Commission's recommendations, the Village Board of Trustees held a public hearing on 7/15/02, following the provision of due notice as required and described in Section 72.62(3)(a) of the Village Zoning Code; and

WHEREAS, upon carefully considering the recommendation of the Village of Oconomowoc Lake Plan Commission and such information provided at the public hearing in this matter, the Village Board of Trustees finds that the public necessity, convenience, general welfare and good zoning practice require that the Village Zoning Code be amended as described herein.

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

SECTION 1: The Zoning Code of the Village of Oconomowoc Lake Section 17.55 entitled "Highway Oriented Uses" Subsection (5) is hereby created as follows:

- (5) Mini warehousing and small cubical storage, which shall include but not be limited to all of the following conditions:

- (a) All of the following plans shall be submitted and shall be subject to the review and approval of the Village Plan Commission: building plan, security plan; landscaping plan; lighting plan; ingress/egress traffic and paving plan; stormwater management plan; plan of operation, including hours of operation; and site plan.
- (b) An architectural plan shall be submitted and shall be subject to the review and approval of the Architectural Control Board.
- (c) No illegal or hazardous substance or product may be stored on site.
- (d) There shall be no outside storage on site.
- (e) There shall be no outdoor parking except temporary parking by tenants only while they are present at the site, parking by employees of the property only while they are working at the site, and parking by individuals hired to service the property while servicing the property .
- (f) There shall be no flammable or explosive materials stored on the site other than fuel contained in a motorized vehicle or piece of equipment that is being stored indoors on the site.
- (g) There shall be no live animals stored on site.
- (h) There shall be no sale of merchandise from the site.
- (i) There shall be no perishable products stored on site.
- (j) There shall be no individual electrical, gas, plumbing or telephone service provided to any of the individual units on site.
- (k) There shall be no residential use on the property.
- (l) The Village Plan Commission reserves the right to require fencing, an office, and bathroom facilities if the Village Plan Commission, at its sole discretion, deems any or all of the same are needed.
- (m) The individual units cannot be sold or owned separately.
- (n) From May 1st until September 1st, no motorized water craft may be stored on the property other than those motorized water craft titled to Village of Oconomowoc Lake residents.

- (o) Persons renting units within the facility must be placed on notice on all of the foregoing conditions, and violations of any one of these conditions by any person on the property shall be a violation of the Conditional Use Permit and subject the property owner to revocation of the Conditional Use Permit and other such remedies as may apply.

Section 2: SEVERABILITY.

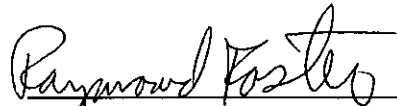
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, 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 July, 2002.

VILLAGE OF OCONOMOWOC LAKE



Raymond Foster, Village President

ATTEST:



Barbara Stern, Village Clerk

Published and posted this 19th day of July, 2002.

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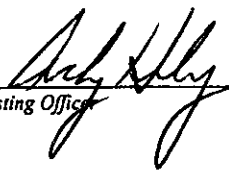
AFFIDAVIT OF POSTING

Ord # 206
mini warehousing

The undersigned, being first duly sworn, on oath deposes and states that on 7-29, 2002, 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 29th day of July, 2002

Barbara Stein

Notary Public, Waukesha County, Wisconsin

My Commission expires: 4-20-03