

ORDINANCE NO. 327

AN ORDINANCE TO REPEAL AND RECREATE SECTION 17.16 (4) OF THE
VILLAGE OF OCONOMOWOC LAKE ZONING CODE RELATED TO THE
EXPIRATION OF BUILDING PERMITS
IN THE VILLAGE OF OCONOMOWOC LAKE

WHEREAS, the Village Board has initiated this Zoning Code Amendment pursuant to Section 17.62(2) of the Village of Oconomowoc Lake Zoning Code; and

WHEREAS, the Village Board has referred the matter to the Village Plan Commission for report and recommendation and has received the recommendation of the Plan Commission; and

WHEREAS, upon notice as required by law, the Village Board held a public hearing regarding this Ordinance on June 19, 2023; and

WHEREAS, the Village Board finds that this change to the Village Zoning Code is not a down zoning ordinance because it does not decrease the development density of land and it does not reduce the permitted uses of land, and therefore the supermajority requirement of Section 66.10015, Wisconsin Statutes, does not apply to this Ordinance; and

WHEREAS, upon consideration of the recommendations found by the Village of Oconomowoc Lake Plan Commission, and all of the information received at the public hearing, and being fully advised, and for the purpose of promoting the health, safety, morals and general welfare of the community, and to provide a safe and efficient system for pedestrian and vehicular traffic, attractive recreational and landscaped open spaces, economic design and location of public and private utilities and community facilities, and to ensure adequate standards of construction and planning; and to zone the land in accordance with the Village of Oconomowoc Lake Comprehensive Plan, and other purposes of the Village of Oconomowoc Zoning Code, the Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin hereby adopt the recommendation of the Village of Oconomowoc Lake Plan Commission.

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Chapter 17 of the Village of Oconomowoc Lake Municipal Ordinances entitled "Zoning Code," Section 17.16 (4), is hereby repealed and recreated to read as follows:

17.16 COMPLIANCE

(4) (A) Building permits and zoning permits shall expire if the work authorized:

1. is not commenced within six (6) calendar months from the date of issuance of such permit, or
2. is suspended or abandoned for a period of ninety (90) days at any time after the work is commenced, or
3. is, along with all conditions imposed as part of said authorization, for construction projects 10,000 square feet in area or less, not completed within twenty-four (24) months from the start of construction under such permit and for construction projects over 10,000 square feet in area, not completed within 30 months from the start of construction under the permit.

(B) In the event of such expiration, the Village Board may grant an extension of such permit for a period not to exceed six months with conditions as the Village Board deems fit and on payment of 25% of the original permit fee.

(C) In the event of the expiration of any such six-month extension the Village Board may grant one additional extension of such permit for an additional period not to exceed six months with conditions as the Village Board deems fit, and on payment of 50% of the original permit fee.

(D) If such permits are expired and no such extension is granted, no work may be conducted on the work previously authorized until a new permit shall be first obtained, in accordance with the applicable building and zoning permit application procedures, including payment of all applicable fees.

SECTION 2: SEVERABILITY

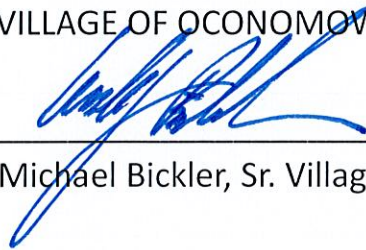
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision,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

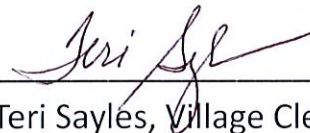
Dated this 19th day of June, 2023.

VILLAGE OF OCONOMOWOC LAKE



Michael Bickler, Sr. Village President

ATTEST:



Teri Sayles, Village Clerk/Deputy Treasurer