VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN

ORDINANCE NO. 18-008

AN ORDINANCE ADOPTING THE 2018 OFFICIAL ZONING MAP AND OFFICIAL EXTRATERRITORIAL ZONING MAP FOR THE VILLAGE OF WESTON AND REMOVAL OF THE D-CC DESIGN-COMMERCIAL CORRIDOR OVERLAY ZONING DISTRICT DESIGNATION FROM ALL PROPERTY WITHIN THE VILLAGE OF WESTON.

WHEREAS, the Village of Weston is authorized to prepare, amend and adopt a zoning ordinance under Wis. Stats. §§ 62.23 and 61.35; and

WHEREAS, the Village adopted a new Chapter 94 in March 2015, to serve as the Village's general zoning ordinance and the Village's extraterritorial zoning ordinance for the portions of the Town of Weston defined as the extraterritorial zoning area; and

WHEREAS, the Plan Commission has recommended enactment of the Zoning Ordinance amendments set forth below, for applicability within the Village limits; and

WHEREAS, the Joint Town and Village Extraterritorial Zoning Committee has recommended enactment of the Zoning Ordinance amendments set forth below, for applicability within the Extraterritorial Zoning limits of the Town of Weston; and

WHEREAS, the Joint Village and Town of Weston Extraterritorial Zoning Committee and Village Plan Commission have held a joint public hearing on this ordinance on April 9, 2018, in compliance with Wis. Stat. § 62.23, and following such hearing the Board considered public comments and the recommendation of the Village Plan Commission and Joint Village and Town of Weston Extraterritorial Zoning Committee; and

WHEREAS, the Village Board finds the proposed amendment is reasonable, consistent with the Village Comprehensive Plan, and in the public interest;

NOW, THEREFORE, the Village Board of Weston, Marathon County, Wisconsin, do ordain as follows:

SECTION 1: Adoption of the Official Zoning Map and Extraterritorial Zoning Map 2018. This ordinance shall be deemed to incorporate and adopt the zoning of each district in the Village and Town of Weston in the manner consistent with and as shown on the official zoning maps. Any ordinance or resolution in conflict therewith is hereby repealed. The Village of Weston Official Zoning Map and Official Extraterritorial Zoning Map of the Village of Weston, presented with this ordinance as Exhibit A and made a part thereof, is hereby adopted, and supersedes and replaces in its entirety the previous official maps, adopted in 2017.

SECTION 2: Display. The Village Zoning Administrator is hereby authorized and directed to display the Official Zoning Maps in a prominent place, in public view. The Village Zoning Administrator shall also transmit copies of the adopted Official Zoning Maps to the Village Clerk. A

copy of the Official Zoning Maps hereby adopted shall be permanently on file and open to public inspection in the office of the Village Clerk.

SECTION 3: The amendment effectuated by this Ordinance shall apply within the municipal limits of the Village and within its extraterritorial zoning jurisdiction in the Town of Weston.

SECTION 4: SEVERABILITY. If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby. If an application of this Ordinance to a particular structure, land, or water is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not be applicable to any other structure, land, or water not specifically included in said judgment. If any requirement or limitation attached to an authorization given under this Ordinance is found invalid, it shall be presumed that the authorization would not have been granted without the requirement or limitation and, therefore, said authorization shall also be invalid. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 5: EFFECTIVE DATE. This ordinance shall take effect upon approval and publication. The following will no longer by effective as of the date of adoption of this ordinance: the existing Official Zoning Maps for the Village of Weston and within its extraterritorial zoning jurisdiction in the Town of Weston. The new Zoning Maps created by this ordinance shall be applicable to all discretionary projects that are not yet filed with or deemed complete by the Village of Weston prior to the date the ordinance goes into effect. For all other projects this ordinance shall apply on the date the ordinance goes into effect, regardless of whether an application has been filed or is complete.

Dated the 16th day of April 2018.

BOARD OF TRUSTEES

By: Barbara Ermeling
Barbara Ermeling, its President

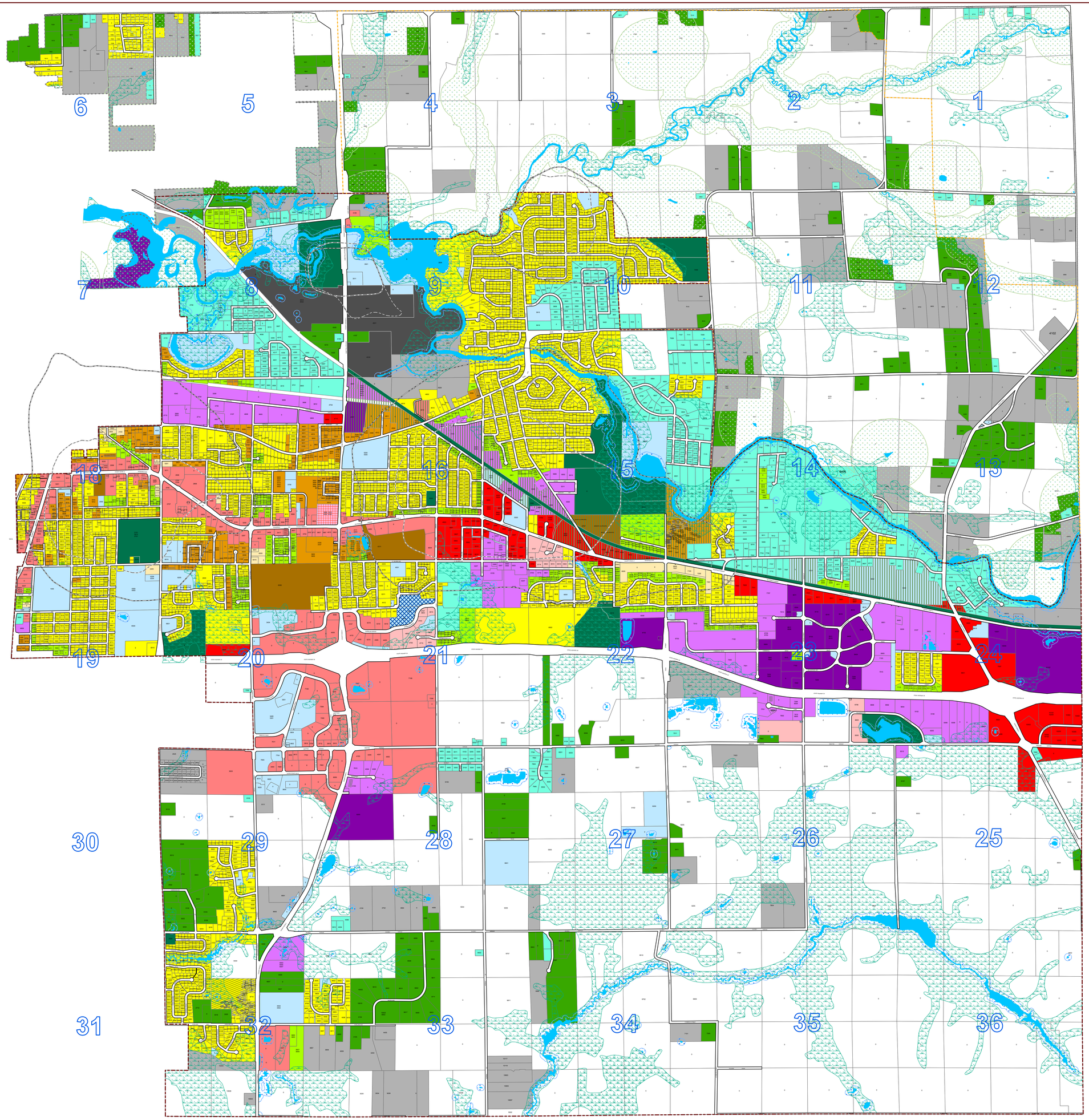
Attest:
Sherry Weinkauf
Sherry Weinkauf, its Clerk

APPROVED: 4-16-18

PUBLISHED: 4-18-18

Village and Town of Weston
Marathon County, Wisconsin

OFFICIAL ZONING MAP



Map Date:	4/25/2018
Adoption Date (Village):	4/18/2018
Adoption Date (ETZ):	4/18/2018
Adoption Date (Town):	1/23/2016

COPY

Map by Jared Wehner of the Planning and Development Department
Village of Weston

0 0.25 0.5 1 1.5 Miles

LEGEND

MUNICIPAL FEATURES

- Village of Weston — Incorporated Boundary
- ETZ — Extraterritorial Zoning Boundary
- Town of Weston — Unincorporated Boundary
- Right-of-Way
- Wetland Presence
- Surface Water

ZONING DISTRICTS

- AR — Agriculture and Residential
- PR — Parks and Recreation
- RR-5 — Rural Residential-5 Acre
- RR-2 — Rural Residential-2 Acre
- SF-L — Single Family Residential-Large Lot
- SF-S — Single Family Residential-Small Lot
- 2F — Two Family Residential
- MF — Multiple Family Residential
- MH — Manufactured Home
- INT — Institutional
- B-1 — Neighborhood Business
- B-2 — Highway Business
- B-3 — General Business
- BP — Business Park
- LI — Limited Industrial
- GI — General Industrial
- RM — Rural Mixed

OVERLAY ZONING DISTRICTS

- D-CONDO — Design: Condominium Overlay
- D-R — Design: Renaissance Overlay
- D-RT — Design: Rail-to-Trail Overlay
- D-WM — Design: Weston Marketplace Overlay
- Village of Weston Shoreland Overlay
- Marathon County Shoreland Overlay

WELLHEAD PROTECTION OVERLAY

- Zone A — 1-Year Municipal Well Recharge Area
- Zone B — 5-Year Municipal Well Recharge Area

Notice of Newly Enacted Ordinances

Please take notice that the Village Board of Weston, Wisconsin enacted the following ordinances on April 16, 2018:

1. Ordinance No. 18-008: An Ordinance Adopting The 2018 Official Zoning Map and Official Extraterritorial Zoning Map for the Village of Weston.

2. Ordinance No. 18-011 Amending Section 94.13.04(4) Variable Message Signs.

3. Ordinance No. 18-012 Amending Section 94.17.04 Definitions.

4. Ordinance No. 18-013 Amending Chapter 14, Article II., Building and Construction Codes; Article III., Administration and Enforcement; and Article V. House and Building Numbering

The amendments effectuated by these Ordinances shall apply within the municipal limits of the Village and within its extraterritorial zoning jurisdiction in the Town of Weston.

The full text of the newly enacted Ordinances may be obtained at the office of the Village Clerk, 5500 Schofield Avenue, Weston, Wisconsin or through the Village's website at http://www.westonwi.gov/499/Adopted-Ordinances.

Dated this 17th day of April, 2018
Sherry Weinkauf, Village Clerk

Published: 4/18/2018

CONFIRMATION

wisconsin media
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Green Bay, WI 54301
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VILLAGE OF WESTON
5500 SCHOFIELD AVE
WESTON WI 54476-4333

Account	AD#	Net Amount	Tax Amount	Total Amount	Payment Method	Payment Amount	Amount Due
GWM-1081606	0002867715	$23.05	$0.00	$23.05	Credit Card	$0.00	$23.05

Sales Rep: mrome **Order Taker:** sbeaton **Order Created** 04/17/2018

Product	# Ins	Start Date	End Date
GWM-WDH-Wausau Daily Herald	1	04/18/2018	04/18/2018
GWM-WDHW-Wausau Daily Herald Digital	28	04/18/2018	05/15/2018

*** ALL TRANSACTIONS CONSIDERED PAID IN FULL UPON CLEARANCE OF FINANCIAL INSTITUTION**

Text of Ad: 04/17/2018

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Dated this 17th day of April, 2018
Sherry Weinkauf, Village Clerk
Published: April 18 WNAXLP

DAILY HERALD media
A GANNETT COMPANY

18-008-
18-013

STATE OF WISCONSIN
BROWN COUNTY

VILLAGE OF WESTON

5500 SCHOFIELD AVE
WESTON WI 544764333

I, being duly sworn, doth depose and say I am an authorized representative of The Wausau Daily Herald, a newspaper at Wausau Wisconsin and that an advertisment of which the annexed is a true copy, taken from said paper, which published therein on:

Account Number:	GWM-1081606
Order Number:	0002867715
No. of Affidavits:	1
Total Ad Cost:	$23.05
Published Dates:	04/18/18

VOUCHER APPROVAL
Account Number: 10-01-51420-321-000
Description: Ord. Pub.
Approved by S.W. (Initials) 5-7-18 (Date)

(Signed) CiDyl **(Date)** 4/20/2018
Legal Clerk

BERGEN GORNOWICH
Notary Public
State of Wisconsin

Signed and sworn before me

My commission expires 12 14 2021

VILLAGE OF WESTON
Re: Weston Newly Enacted Ordinances

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Notice of Newly Enacted Ordinances

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Dated this 17th day of April, 2018

Sherry Weinkauf, Village Clerk

Published: April 18 WNAXLP

VILLAGE OF WESTON, WISCONSIN
AGENDA ITEM COVER SHEET

MTG/DATE:	Board of Trustees – 04/16/18
FROM:	Jennifer Higgins, Director of Planning & Development/Zoning Administrator
DESCRIPTION:	Ordinance No. 18-008: An Ordinance Adopting the 2018 Official Zoning Map and Official Extraterritorial Zoning Map for the Village of Weston

ACTION:			
	☒ **Approve**	☒ **Ordinance**	☐ **Proclamation**
	☐ **Deny**	☐ **Policy**	☐ **Report**
	☐ **Expenditure**	☐ **Procedure**	☐ **Resolution**

QUESTION:
Should the Trustees adopt the 2018 Official Zoning Map as presented herein by approving Ordinance No. 18-008?

BRIEF:
Annually, the Village adopts the Official Zoning Map for both the Village and the Extraterritorial Zoning District so we have a historical record depicting the zoning as close to 1/1 of that year. We recently received the updated parcels from Marathon County (depicting 1/1/18 parcels) so we are asking the PC and Board to adopt the Official Zoning Map for 2018. This also helps for record keeping purposes as we will only have to go back to this map/ordinance for historical purposes until we adopt the map again in 2018, not all the rezone applications on file. A public hearing was held on 4/9/18 before the PC/ETZ. No one spoke in opposition.

FISCAL IMPACT:	None
RECOMMEND:	Director recommends approval.
COMMITTEE:	Recommendation endorsed by Plan Commission and ETZ Committee (4/9/2018)
REQUEST:	Approve Ordinance No. 18-008 under Ordinances

☐ Is there an additional briefer with this agenda item?
☒ Are there additional reference documents which have been attached to this report?

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A GANNETT COMPANY

STATE OF WISCONSIN
BROWN COUNTY

WESTON VILLAGE OF

5500 SCHOFIELD AVE
WESTON WI 544764333

VOUCHER APPROVAL

Account Number: 10-06-56925-321-000

Description: REZN-2-18-1682 Zoning map village & ETZ

Approved by JLH (Initials) 3/23/18 (Date)

$45.52

I, being duly sworn, doth depose and say I am an authorized representative of The Wausau Daily Herald, a newspaper at Wausau Wisconsin and that an advertisment of which the annexed is a true copy, taken from paper, which published therein on:

10-06-56910-321-000
REZN-2-18-1682
Zoning map village &
ETZ hearing
notice
$45.52

Account Number:	GWM-WES425
Order Number:	0002753216
No. of Affidavits:	1
Total Ad Cost:	$85.04
Published Dates:	02/26/18, 03/05/18

VILLAGE OF WESTON
NOTICE OF PUBLIC HEARING
REZN-2-18-1682
ADOPTION OF 2018 OFFICIAL ZONING MAP AND OFFICIAL EXTRATERRITORIAL ZONING MAP FOR THE VILLAGE OF WESTON, AND THE REMOVAL OF THE D-CC OVERLAY ZONING DESIGNATION

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Village of Weston Plan Commission and Joint Town and Village of Weston Extraterritorial Zoning (ETZ) Committee, on Monday, March 12, 2018, 6:00 p.m., or as soon thereafter as possible, in the Village Board Room at the Weston Municipal Center, 5500 Schofield Avenue, Weston, WI 54476, to hear testimony relative to the adoption of the Official Zoning Map and the Official ETZ Map for the Village of Weston, and the removal of the D-CC (Design-Commercial Corridor) Overlay Zoning Designation. All persons owning property and all interested parties in the Village of Weston and ETZ Area of the Town of Weston are invited to attend the public hearing. Persons may file written or verbal statements concerning discrepancies with the proposed Official Zoning Map and Official ETZ Map at or prior to the public hearing. No decision will be made at the public hearing on these discrepancies until a rezoning application is filed with the Village, and neighboring property owners are properly notified of a future public hearing for the specified property before the Village Plan Commission.

The hearing notice and applicable application materials are also available for public inspection on the Village of Weston website located at http://westonwi.gov/421/Public-Hearing-Notices.

Written testimony may be forwarded to the Village of Weston Plan Commission, Valerie Parker, Plan Commission and ETZ Committee Secretary, 5500 Schofield Avenue, Weston, WI 54476, or emailed to vparker@westonwi.gov, by noon on Tuesday, March 6, 2018, to be included in the meeting packet. All interested persons will be given an opportunity to be heard. Any person with questions or planning to attend needing special accommodations in order to participate should call Valerie Parker, Planning Technician, Planning and Development Department, at 715-241-2607.

Dated this 22nd day of February 2018
Valerie Parker
Plan Commission and ETZ Committee Secretary
Published as a legal ad in the Wausau Daily Herald on February 26, 2018, and Monday, March 5, 2018.
RUN: Feb. 26, March 5, 2018 WNAXLP

(Signed) _____ **(Date)** 3/5/18
Legal Clerk

Signed and sworn before me

BERGEN GORNOWICH
Notary Public
State of Wisconsin

My commission expires 12-14-2021

WESTON VILLAGE OF
Re: REZN-2-18-1682

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STATE OF WISCONSIN
BROWN COUNTY

WESTON VILLAGE OF

5500 SCHOFIELD AVE
WESTON WI 544764333

VOUCHER APPROVAL
Account Number:
10-06-56910 -321-000
Description: PC Pub Hearing notice
REZN-2-18-1682
Approved by JLH 4/16/18
Initials Date
$41.24
10-06-56925-321-000
ET2 Pub Hearing notice
REZN-2-18-1682 $41.24

I, being duly sworn, doth depose and say I am an authorized representative of The Wausau Daily Herald, a newspaper at Wausau Wisconsin and that an advertisment of which the annexed is a true copy, taken from said paper, which published therein on:

Account Number:	GWM-WES425
Order Number:	0002815210
No. of Affidavits:	1
Total Ad Cost:	$82.48
Published Dates:	03/26/18, 04/02/18

(Signed) Sam Beaton **(Date)** 4/2/18
Legal Clerk

VICKY FELTY NOTARY PUBLIC STATE OF WISCONSIN

Signed and sworn before me
Vicky Felty
My commission expires 9-19-21

WESTON VILLAGE OF
Re: REZN-2-18-1682

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REZN-2-18-1682

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Dated this 22nd day of March 2018

Valerie Parker
Plan Commission and ETZ
Committee Secretary

Published as a legal ad in the Wausau Daily Herald on March 26, 2018, and Monday, April 2, 2018.

RUN: March 26, April 2, 2018 WNAXLP