

**VILLAGE OF WESTON  
NOTICE OF PUBLIC HEARING**



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 Committee, on Monday, September 14, 2020, at approximately, or shortly after, 6:00 p.m., at the Weston Municipal Center, 5500 Schofield Avenue, Weston, WI 54476, to take testimony relative to amend Figure 5.02(2) and Section 94.12.08(4) within Chapter 94 of the Municipal Code, affecting hard or gravel surface setbacks.

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](mailto:vparker@westonwi.gov), by noon, on Tuesday, September 8, 2020, to be included in the meeting packet. **All interested persons wishing to provide testimony during the Public Hearing will be given an opportunity to be heard. COVID-19 social distancing measures are currently in place, attendance will be limited and masks are required for those in attendance. Alternative measures will be provided on the final meeting agenda to allow those not in attendance to participate and comment**

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 27<sup>th</sup> day of August 2020

Valerie Parker  
Plan Commission and ETZ Secretary

Published as a legal ad in the Wausau Daily Herald on Monday, August 31, 2020, and Monday, September 7, 2020.



**VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN**

**ORDINANCE NO. 20-013**

**AN ORDINANCE TO AMEND FIGURE 5.02(2) AND SECTION 94.12.08(4) WITHIN CHAPTER 94 OF THE MUNICIPAL CODE, AFFECTING HARD OR GRAVEL SURFACE SETBACKS**

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 recreated Chapter 94 in March 2015 to serve as the Village's 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 Village has determined that requiring an interior side and rear yard hard or gravel surface setback within industrial zoning districts, when inside of a fenced area in such districts, creates unnecessary labor in parts of the Village where the aesthetic, stormwater management, and other values of such setbacks are fewer; and

WHEREAS, the Joint Town and Village of Weston Extraterritorial Zoning Committee and the Village Plan Commission held a joint public hearing on this ordinance, on September 14, 2020, in compliance with Wis. Stat. § 62.23; and

WHEREAS, following such hearing, the Village Plan Commission has recommended enactment of the zoning ordinance amendments contained herein for applicability within the Village limits; and

WHEREAS, following such hearing, the Joint Town and Village of Weston Extraterritorial Zoning Committee has recommended enactment of the zoning ordinance amendments contained herein for applicability within the extraterritorial zoning area; and

WHEREAS, following such hearing the Village Board considered public comments and the recommendations of said Commission and Committee; and

WHEREAS, the Village Board finds the proposed amendments contained herein are reasonable, consistent with the Village Comprehensive Plan, and in the public interest.

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

**SECTION 1:** Figure 5.02(2): *Non-residential District Setback and Height Standards* the Village of Weston Municipal Code is hereby amended to provide as follows:

Figure 5.02(2): Non-residential District Setback and Height Standards

Zoning District	Minimum Setbacks (ft) (b)						Minimum Building Separation (ft)	Maximum Building Height (stories/ft, whichever is greater)	
	Principal Building to Front and Street Side Lot Lines (a)	Principal Building to Interior Side Lot Line	Principal Building to Rear Lot Line	Accessory Building to Interior Side/Rear Lot Line (a) (d)	Hard or Gravel Surface (c) Front or Street Side    Interior Side or Rear			Principal Buildings	Accessory Buildings
INT Institutional	20	8	20	3	15	10	10	3/45	1/20
B-1 Neighborhood Business	10	6	10	3	10	5	10	3/45	1/20
B-2 Highway Business	30	12	20	6	15	10	10	3/45	1/20
B-3 General Business	30	12	20	6	15	10	10	3/45	1/20
BP Business Park	30	12	20	10	15	10	10	4/60	1/20
LI Light Industrial	30	12	20	10	10	5	10	2/30	1/20
GI General Industrial	40	15	30	10	10	5	10	4/60	2/35
RM Rural Mix	50	30	20	40	15	10	10	3/45	2.5/35

- (a) See Section 94.4.09(1) for standards related to detached accessory buildings located within front yard areas, minimum separation requirements associated with detached accessory structures, and other standards associated with detached accessory structures.
- (b) Additional setbacks may be required along zoning district boundaries for bufferyards, if required for a particular land use in Article 4 or Section 94.11.02(3)(d).
- (c) Includes all gravel and hard surfaces as defined in Section 94.17.04. This setback ~~excludes~~ does not apply to intrusions ~~required~~ for driveway and pedestrian way entrances ~~from streets; and permitted or required for cross access~~ driveways, and pedestrian ways, ~~and ; shared driveways; and shared~~ parking lots that are shared or provide cross-access between lots; or any land inside of a fenced yard area in an industrial district.
- (d) Front and street side yard setbacks for accessory structures as the same as the minimum front and street side setback for the principal structure.

SECTION 2: Section 94.12.08(4) of the Village of Weston Municipal Code is hereby amended to provide as follows:

(4) **Distance from Property Line.** The distance from an access drive or parking lot to the property line shall not be less than the minimum associated setback for hard ~~and landscaped~~ or gravel surface areas in Figures 5.01(2) and 5.02(2), except ~~in the case of~~ approved shared driveways, shared parking lots, and cross-access ways, or as otherwise exempted in such figures.

SECTION 3: The amendments 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.

Dated the \_\_\_\_ day of \_\_\_\_\_, 2020

WESTON VILLAGE BOARD

By: \_\_\_\_\_  
Mark Maloney, its President

Attest:

\_\_\_\_\_  
Sherry Weinkauff, its Clerk

APPROVED: \_\_\_\_\_

PUBLISHED: \_\_\_\_\_