

Enrolled 157-135  
PROPOSED ORDINANCE ~~157-137~~

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2  
3 AMEND THE PROVISION OF THE SHORELAND AND FLOODLAND SUBDIVISION  
4 CONTROL ORDINANCE FOR WAUKESHA COUNTY, WISCONSIN  
5  
6

7 WHEREAS the Waukesha County Board of Supervisors, on June 23, 1970, passed and adopted  
8 the Shoreland and Floodland Subdivision Control Ordinance for Waukesha County, Wisconsin,  
9 and  
10

11 WHEREAS said Ordinance was subsequently amended by the Waukesha County Board of  
12 Supervisors on May 17, 1983, and  
13

14 WHEREAS the Waukesha County Park and Planning Commission and the Waukesha County  
15 Land Use, Parks and Environment Committee conducted a public hearing, to hear and consider  
16 proposed amendments to the Waukesha County Shoreland and Floodland Subdivision Control  
17 Ordinance which were the result of the findings and recommendations of the Waukesha County  
18 Land Development Work Group, which was adopted by the Waukesha County Board of  
19 Supervisors on April 11, 2000 (154R-024), and  
20

21 WHEREAS said amendments were approved by the Waukesha County Park and Planning  
22 Commission at its meeting on March 20, 2003, and by the Waukesha County Land Use, Parks  
23 and Environment Committee.  
24

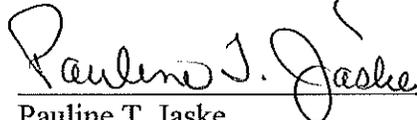
25 THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS  
26 that the Ordinance amendments approved by the Waukesha County Land Use, Parks and  
27 Environment Committee and as set forth in the attached Exhibit entitled "Amendments to the  
28 Shoreland and Floodland Subdivision Control Ordinance for Waukesha County, Wisconsin"  
29 dated March 10, 2003, are hereby approved.  
30

31 BE IT FURTHER ORDAINED that a copy of said amendments shall be submitted to all  
32 municipal clerks in Waukesha County.

AMEND THE PROVISION OF THE SHORELAND AND FLOODLAND SUBDIVISION  
CONTROL ORDINANCE FOR WAUKESHA COUNTY, WISCONSIN

Presented by:  
Land Use, Parks, and Environment Committee

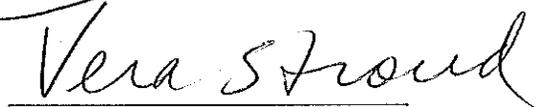
  
Walter L. Kolb, Chair

  
Pauline T. Jaske

  
James Jeskewitz

  
Scott J. Klein

  
Daniel Pavelko

  
Vera Stroud

  
Matt Thomas

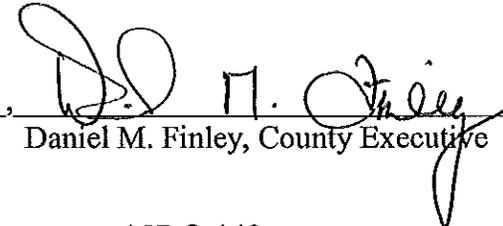
The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: April 11, 2003,   
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: ✓

Vetoed: \_\_\_\_\_

Date: 4-11-03,   
Daniel M. Finley, County Executive

AMENDMENTS TO THE SHORELAND AND FLOODLAND SUBDIVISION CONTROL  
ORDINANCE FOR WAUKESHA COUNTY, WISCONSIN

Amend Section 2.2 "Compliance" to read as follows:

Section 2.2 "Compliance": "No person, firm, or corporation shall divide any land, located within the jurisdictional limits of these regulations which result in a subdivision, minor land division, or replat, as defined herein; no such subdivision, minor land division or replat, shall be entitled to record; and no street shall be laid out or improvements made to land without compliance with all the requirements of this Ordinance, and

- A. Provisions of Chapter 236 Wisconsin State Statutes.
- B. Rules of the Wisconsin Department of Transportation and provisions of TRANS 233 relating to safety of access and the preservation of public interest and investment in the highway system if the land, which is owned or controlled by the subdivider, abuts a State trunk highway or connecting street.
- C. State Department of Natural Resources rules setting water quality standards, preventing and abating pollution and regulating septic systems.
- D. The Waukesha County Code of Ordinances regarding "Regulation of Private Sewage Disposal Systems, No. 151-34" which regulates all lands to be divided which are not served by public sewer or provisions of such service have not been made.
- E. The Waukesha County Development Plan and all Development Plan elements including the Park and Open Space element.
- F. The Waukesha County Construction Site, Erosion Control and Stormwater Management Ordinance.
- G. The Waukesha County Shoreland and Floodland Protection Ordinance.
- H. The rules of the Waukesha County Department of Public Works "Establishing Regulations for Access To and Work Within County Highway Rights-of-Way Ordinance 156-0-70", and the Waukesha County Street and Highway Width Map.
- I. The Land Division Checklist adopted by separate resolution by the County Board which is attached hereto and incorporated herein as an exhibit, including any amendments that may be made thereto from time to time by the County Board by separate resolution.

Amend Section 2.3, "Definitions":

Amend "Minor Land Division" to read as follows:

"Minor Land Division": A division of land within the jurisdiction of this Ordinance other than a subdivision, or otherwise exempted by law, shall constitute a minor land division and shall be

subject to the provisions of this Ordinance. Residual parcels resulting from the division of land shall be included in the minor land division.

Amend "Subdivision" to read as follows:

"Subdivision": The division of a lot, parcel or tract of land, by the owner thereof or the owner's agent or subdivider for the purpose of sale or building development:

- (a) Where the act of division creates five or more parcels or building sites inclusive of the original remnant parcel of one and one-half (1-1/2) acres each or less in area; or
- (b) Where the act of division creates five or more parcels or building sites inclusive of the original remnant parcel of one and one-half (1-1/2) acres each or less in area by successive divisions or of any part of the original property by any person within the period of five years; or
- (c) Where the act of division creates six or more parcels or building sites for residential development inclusive of the original remnant parcel of any size by successive divisions or any part of the original property by any person within a period of five years.

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-04/08/03

(RES) NUMBER-1570140

- 1 K. HERRO.....AYE
- 3 D. STAMSTA.....AYE
- 5 J. MARCHESE.....AYE
- 7 J. JESKEWITZ.....AYE
- 9 P. HAUKOHL.....AYE
- 11 K. HARENDA.....
- 13 J. MORRIS.....AYE
- 15 D. SWAN.....AYE
- 17 J. BEHREND.....
- 19 M. SONNENTAG.....AYE
- 21 W. KOLB.....AYE
- 23 P. PRONOLD.....AYE
- 25 K. CUMMINGS.....AYE
- 27 D. PAULSON.....AYE
- 29 M. THOMAS.....AYE
- 31 V. STROUD.....
- 33 D. PAVELKO.....AYE
- 35 C. SEITZ.....AYE

- 2 R. THELEN.....AYE
- 4 H. CARLSON.....
- 6 D. BROESCH.....AYE
- 8 J. DWYER.....AYE
- 10 S. WOLFF.....AYE
- 12 J. GRIFFIN.....AYE
- 14 J. LA PORTE.....AYE
- 16 R. MANKE.....AYE
- 18 D. FANFELLE.....AYE
- 20 M. KIPP.....
- 22 G. BRUCE.....AYE
- 24 A. SILVA.....AYE
- 26 S. KLEIN.....AYE
- 28 P. JASKE.....AYE
- 30 K. NILSON.....AYE
- 32 P. GUNDRUM.....AYE
- 34 R. SINGERT.....AYE

TOTAL AYES-30

TOTAL NAYS-00

CARRIED X

DEFEATED \_\_\_\_\_

UNANIMOUS X

TOTAL VOTES-30