

Enrolled 157-29
PROPOSED ORDINANCE 157-30

1
2
3 AMEND THE DISTRICT ZONING MAP OF THE TOWN OF LISBON ZONING
4 ORDINANCE BY REZONING CERTAIN LANDS LOCATED IN PART
5 OF THE NW ¼ AND THE SW ¼ OF SECTION 8, T8N, R19E,
6 TOWN OF LISBON, FROM THE A-1 RESIDENTIAL DISTRICT TO THE
7 QUARRYING DISTRICT
8 (ZT-1449)
9

10
11 WHEREAS the subject matter of this Ordinance having been approved by the Lisbon Town
12 Board on April 8, 2002, after Public Hearing, and the giving of requisite notice of said hearing,
13 and duly referred to and considered by the Waukesha County Park and Planning Commission,
14 and a recommendation for approval, thereon reported to the Land Use, Parks and Environment
15 Committee and the Waukesha County Board of Supervisors, as required by Section 60.61 of the
16 Wisconsin State Statutes.
17

18 THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES
19 ORDAIN that the District Zoning Map for the Town of Lisbon Zoning Ordinance, adopted by
20 the Town of Lisbon on July 14, 1958, is hereby amended to rezone from the A-1 Residential
21 District to the Quarrying District, certain lands located in part of the NW ¼ and the SW ¼ of
22 Section 8, T8N, R19E, Town of Lisbon, and more specifically described in the "Staff Report and
23 Recommendation" and map on file in the office of the Waukesha County Department of Parks
24 and Land Use, and made a part of this Ordinance by reference (ZT-1449).
25

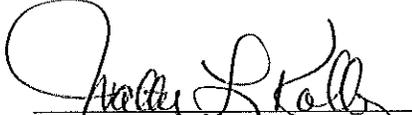
26 BE IT FURTHER ORDAINED that the Waukesha County Clerk shall file a certified copy of
27 this Ordinance with the Town Clerk of Lisbon.
28

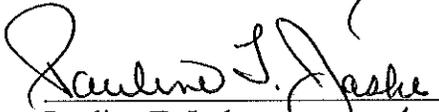
29 BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon passage,
30 approval and publication.
31

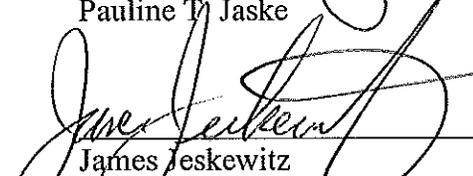
32 BE IT FURTHER ORDAINED that all ordinances inconsistent with or in contravention of
33 provisions of this Ordinance are hereby repealed.

AMEND THE DISTRICT ZONING MAP OF THE TOWN OF LISBON ZONING
ORDINANCE BY REZONING CERTAIN LANDS LOCATED IN PART
OF THE NW ¼ AND THE SW ¼ OF SECTION 8, T8N, R19E,
TOWN OF LISBON, FROM THE A-1 RESIDENTIAL DISTRICT TO THE
QUARRYING DISTRICT
(ZT-1449)

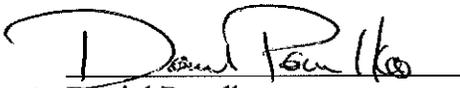
Presented by:
Land Use, Parks, and Environment Committee

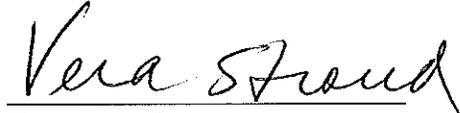

Walter L. Kolb, Chair


Pauline T. Jaske


James Jeskewitz

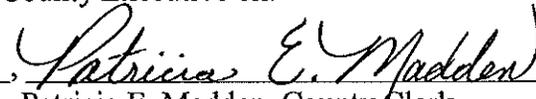
Absent
Scott J. Klein


Daniel Pavelko


Vera Stroud

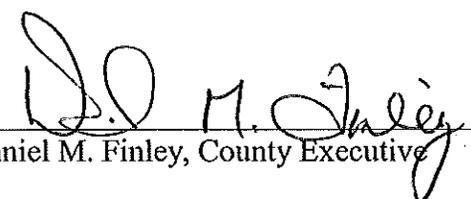
Absent
Matt Thomas

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

Date: July 26, 2002 
Patricia E. Madden, County Clerk

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

Approved: ✓
Vetoed: _____

Date: 7-26-02 
Daniel M. Finley, County Executive

WAUKESHA COUNTY DEPARTMENT OF PARKS AND LAND USE
STAFF REPORT AND RECOMMENDATION
ZONING MAP AMENDMENT

DATE: June 6, 2002

FILE NO: ZT-1449

PETITIONER/OWNER: Genesee Aggregate Corporation
Elaine Kraut, etal
1501 North Golden Lake Road
Oconomowoc, Wisconsin 53066

TAX KEY NO.: LSBT 0174.999.001

LOCATION:

Part of the NW ¼ and the SW ¼ of Section 8, T8N, R19E, Town of Lisbon containing a total of 176 acres of which 109 acres will be rezoned (the remaining land is environmentally sensitive land).

EXISTING ZONING CLASSIFICATION:

A-1 Residential District

REQUESTED ZONING CLASSIFICATION:

Quarrying District. No amendments are required from the County as the areas to be rezoned are outside of the shoreland and floodland area.

EXISTING USES: Agricultural

REQUESTED USES: Quarrying

CONFORMANCE WITH THE WAUKESHA COUNTY LAND DEVELOPMENT PLAN (WCLDP):

The WCLDP designates the property as Extractive in the area of the proposed zoning change. The proposal conforms with the plan.

PUBLIC HEARING DATE: April 4, 2002

PUBLIC REACTION: None.

TOWN PLAN COMMISSION AND TOWN BOARD ACTION:

On April 4, 2002, the Town of Lisbon Plan Commission recommended approval of the request to the Town Board of Supervisors. On April 8, 2002, the Town of Lisbon Board of Supervisors approved the amendment of the Town of Lisbon zoning map as requested.

157-0-029

STAFF ANALYSIS:

The Bark River flows around the north and west boundaries of the site and its 100-year floodplain encompasses a portion of the property as well. However, none of the lands being rezoned are within the County's Shoreland and Floodland jurisdiction, nor are any of the environmentally sensitive lands being rezoned. There are a variety of soil types located in the area of the zoning change and all are suitable for the proposed use. The subject property will utilize the existing quarry driveway onto S.T.H. 164, and the existing operation will continue as outlined in the annual report recently submitted to and approved by the Town of Lisbon incorporating the lands that are the subject of this rezoning request. Upon restoration of the site in the future, approximately 930 acres of land will be available for development utilizing the Planned Unit Development procedure. This total includes the environmentally sensitive areas that exist on the site and the two lakes that will be created in conjunction with the quarry restoration process (approximately 425 acres in total).

STAFF RECOMMENDATION:

Based upon the above information, the Planning Staff recommends **approval** of the petitioner's request to amend the Town's zoning map. The amendment would be consistent with the zoning of the lands to the south and southeast of the subject property, and therefore, the approval would be within the purpose and intent of the Town of Lisbon Zoning Ordinance. In addition, the request is in conformance with the WCLDP, which identifies the property as Extractive, and the owner/operator of the site has an approved Master Plan showing the proposed restoration of the site in accordance with NR135, and the Bark River corridor will not be altered. Therefore, amending the Town's zoning map in the manner recommended will serve to satisfy the land use needs of this area of the community.

Respectfully submitted,



Sandy Scherer
Senior Planner

ZONING CHANGE

PART OF THE NW 1/4 & SW 1/4 OF SECTION 8
TOWN OF LISBON



ZONING CHANGE FROM
A-1 RESIDENTIAL TO
QUARRYING DISTRICT

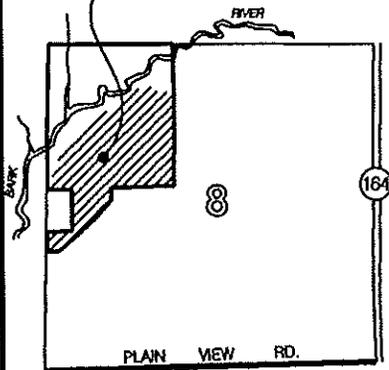
FILE.....ZT-1449

DRAWN.....6-6-02

SCALE.....1" = 800'

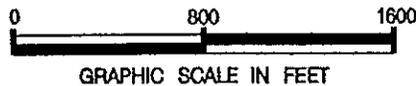
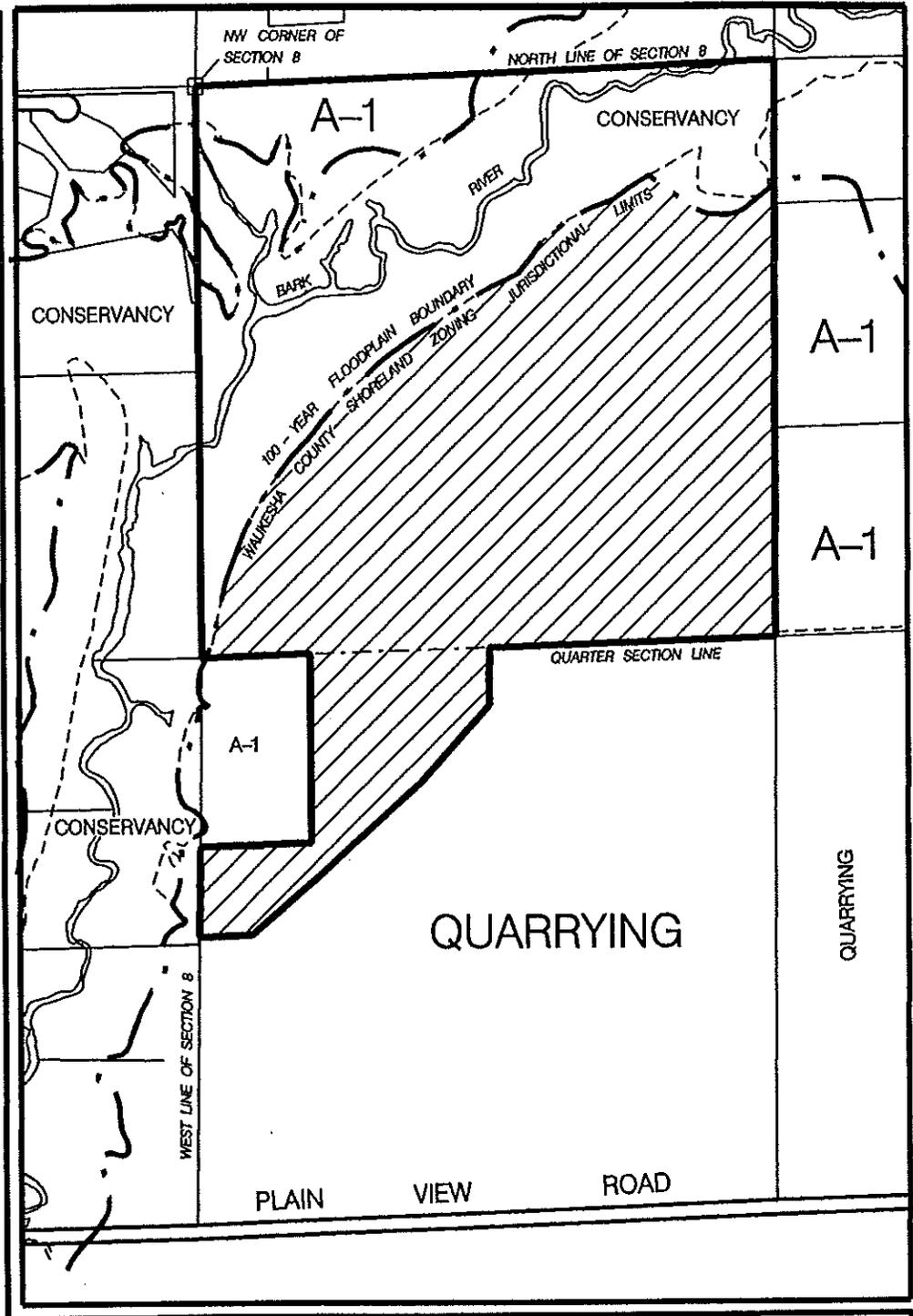
AREA111.4 AC

AREA OF PROPOSED
REZONE



LOCATION MAP
SECTION 8
TOWN OF LISBON

PREPARED BY THE
WAUKESHA COUNTY
DEPARTMENT OF
PARKS AND LAND USE



**ORDINANCE REZONING PROPERTY FROM A-1
RESIDENTIAL TO QUARRYING DISTRICT**

THE TOWN BOARD OF THE TOWN OF LISBON, WAUKESHA COUNTY, WISCONSIN,
DOES ORDAIN AS FOLLOWS:

SECTION 1: The following-described property is rezoned from A-1 Residential
to Quarrying District more particularly described as follows:

All that part of the NW 1/4 of Section 8, T 8N R19E and also part
of the SW 1/4 of Section 8, T8N, R19E, Town of Lisbon,
Waukesha County, Wisconsin. 109.18 acres.
(Tax Key No. LSBT 0174-999-001)

SECTION 2: The Town of Lisbon zoning map shall be amended to reflect the
above-described property being rezoned from A-1 Residential to Quarrying District.

SECTION 3: All ordinances, or parts of this ordinance, conflicting or
contravening the provisions of this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect upon passage and posting as
provided by law.

PASSED AND ADOPTED by the Town Board of the Town of Lisbon,
Waukesha, County, Wisconsin this 8th day of April, 2002.

TOWN BOARD, TOWN OF LISBON,
WAUKESHA COUNTY, WISCONSIN

BY: Gerald Schmitz
GERALD SCHMITZ, Chairman

BY: Peter Chycinski
PETER CHYCINSKI, Supervisor

BY: *Ronald Evert*
RON EVERT, Supervisor

BY: *David Gettelman*
DAVID GETTELMAN, Supervisor

BY: *Daniel Meissner*
DANIEL MEISSNER, Supervisor

ATTEST:

BY: *Jeffrey Musche*
JEFFREY W. MUCHE, Clerk
ts\ksg\clients\visitors\finances\bezzone\Genesee Aggregate

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-07/23/02

(OPN) (RES.) NUMBER-1570029

1 K. HERRO.....AYE
 3 D. STAMSTA.....NAY
 5 J. MARCHESE.....AYE
 7 J. JESKEWITZ.....AYE
 9 P. HAUKOHL.....AYE
 11 K. HARENDA.....AYE
 13 J. MORRIS.....AYE
 15 D. SWAN.....AYE
 17 J. BEHREND.....AYE
 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.....AYE
 33 D. PAVELKO.....AYE
 35 C. SEITZ.....AYE

2 R. THELEN.....AYE
 4 H. CARLSON.....AYE
 6 D. BROESCH.....
 8 J. DWYER.....AYE
 10 S. WOLFF.....AYE
 12 J. GRIFFIN.....AYE
 14 J. LA PORTE.....
 16 R. MANKE.....
 18 D. FANFELLE.....AYE
 20 M. KIPP.....AYE
 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-31

TOTAL NAYS-01

CARRIED X

DEFEATED _____

UNANIMOUS _____

TOTAL VOTES-32