

ENROLLED ORDINANCE 162-63

AMEND THE ZONING DISTRICT MAP OF THE TOWN OF DELAFIELD ZONING ORDINANCE AND THE WAUKESHA COUNTY SHORELAND AND FLOODLAND PROTECTION ORDINANCE DISTRICT ZONING MAP OF THE TOWN OF DELAFIELD, BY CONDITIONALLY REZONING CERTAIN LANDS LOCATED IN PART OF THE SE ¼ OF SECTION 15, T7N, R18E, TOWN OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, FROM THE A-2 RURAL HOME, R-1 AND R-2 RESIDENTIAL DISTRICTS (COUNTY) AND A-2 RURAL HOME, R-2 RESIDENTIAL AND R-1A RESIDENTIAL DISTRICTS (TOWN) TO THE R-3 RESIDENTIAL (COUNTY) AND THE R-2 RESIDENTIAL DISTRICT WITH A PLO PEWAUKEE LAKE NON SHORELINE REDEVELOPMENT OVERLAY DISTRICT (TOWN) (SZT-1501B)

WHEREAS the subject matter of this Ordinance having been duly referred to and considered by the Waukesha County Park and Planning Commission, after Public Hearing, and the giving of requisite notice of said hearing and the recommendation thereon reported to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors, Waukesha County, Wisconsin, as required by Sections 59.692 and 60.61 of the Wisconsin State Statutes.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the Town of Delafield Zoning District Map of the Town of Delafield, adopted on July 20, 1998, and the Waukesha County Shoreland and Floodland Protection Ordinance District Zoning Map for the Town of Delafield, Waukesha County, Wisconsin, adopted on June 23, 1970, is hereby amended to conditionally rezone from the A-2 Rural Home, R-1 and R-2 Residential Districts (County) and A-2 Rural Home, R-2 Residential and R-1A Residential Districts (Town) to the R-3 Residential (County) and the R-2 Residential District with a PLO Pewaukee Lake Non Shoreline Redevelopment Overlay District (Town), certain lands located in part of the SE ¼ of Section 15, T7N, R18E, Town of Delafield, Waukesha County, Wisconsin, and more specifically described in the “Staff Report and Recommendation” and map on file in the office of the Waukesha County Department of Parks and Land Use and made a part of this Ordinance by reference (SZT-1501B), subject to the following conditions:

- A. The Court Order stopping all work on the site (Case No. 07-CV-84) must be reviewed and modified by the Court prior to any work proceeding on the site.
- B. The land shall be developed in conformance with the Site Plan dated June 12, 2007.
- C. Preparation of a Certified Survey Map to reconfigure parcels
- D. Preparation of a Condominium Plat
- E. Completion of a Conditional Use permit
- F. Submittal and approval of a Developer’s Agreement
- G. Approval of final plans prior to signing the Ordinance
- H. Submittal of a Letter of Credit
- I. Project Start time limitation
- J. Waukesha County approval of the rezoning, Conditional Use and Stormwater Management Plan
- K. If the development does not commence within one (1) year of the approval of this Ordinance (date of publishing of the Ordinance), the zoning shall revert back to its present zoning.

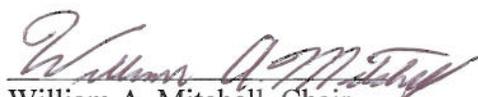
BE IT FURTHER ORDAINED that the Waukesha County Clerk shall file a certified copy of this Ordinance with the Town Clerk of Delafield.

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

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

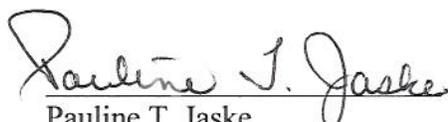
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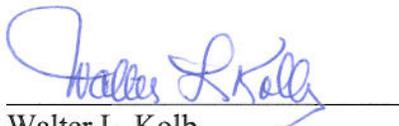
Presented by:
Land Use, Parks, and Environment Committee

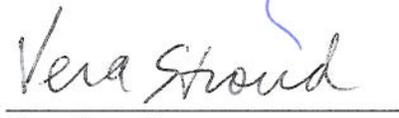

William A. Mitchell, Chair

Absent
Keith Hammitt

Absent
Keith Harenda

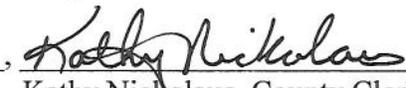

Pauline T. Jaske


Walter L. Kolb

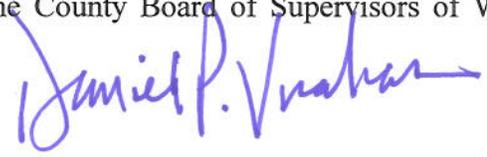

Vera Stroud

Absent
Peter M. Wolff

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

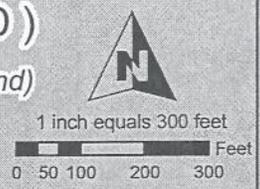
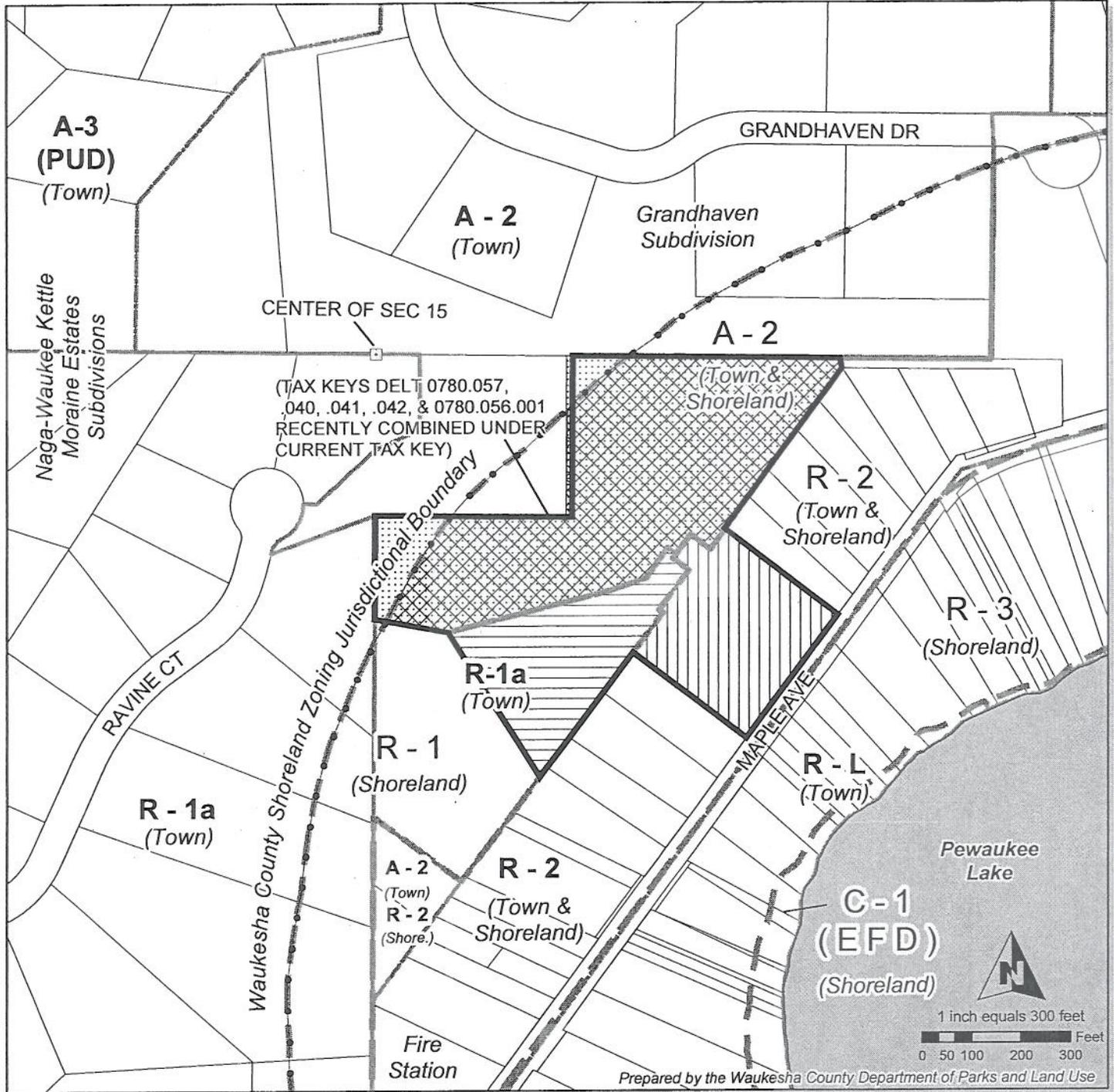
Date: 10-26-07, 
Kathy Nickolaus, County Clerk

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

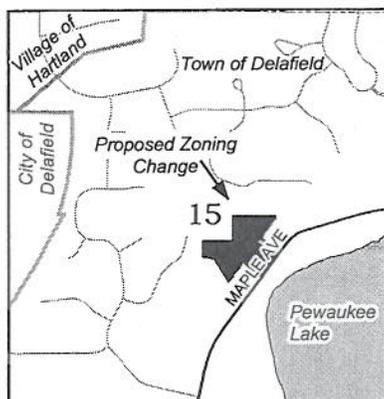
Approved: x
Vetoed: _____
Date: 10-29-07, 
Daniel P. Vrakas, County Executive

ZONING MAP AMENDMENT

PART OF THE SE 1/4 OF SECTION 15
TOWN OF DELAFIELD



Prepared by the Waukesha County Department of Parks and Land Use



-  TOWN ZONING CHANGE FROM A-2 TO R-2 W/ PEWAUKEE LAKE NON-SHORELAND REDEVELOPMENT OVERLAY (PLO) (6.08 AC)
-  SHORELAND ZONING CHANGE FROM A-2 RURAL HOME DISTRICT TO R-3 RESIDENTIAL DISTRICT (5.5 AC)
-  ZONING CHANGE FROM SHORELAND AND TOWN R-2 RESIDENTIAL TO SHORELAND R-3 RESIDENTIAL AND TOWN R-2 RESIDENTIAL W/ PLO (2.14 AC)
-  ZONING CHANGE FROM SHORELAND R-1 AND TOWN R-1A RESIDENTIAL TO SHORELAND R-3 AND TOWN R-2 RESIDENTIAL W/ PLO (2.0 AC)

FILE.....SZT-1501B AREA OF CHANGE.....10.22 ACRES
DATE.....9-20-07 TAX KEY NUMBER.....DELT 0780.082

162-0-062

12

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-10/23/07

(ORD) NUMBER-1620062

1 K. HERRO.....AYE
 3 T. ROLFS.....NAY
 5 J. MARCHESE.....AYE
 7 J. JESKEWITZ.....AYE
 9 P. HAUKOHL.....AYE
 11 K. HARENDA.....AYE
 13 J. HEINRICH.....AYE
 15 D. SWAN.....AYE
 17 J. BEHREND.....AYE
 19 W. MITCHELL.....AYE
 21 W. KOLB.....AYE
 23 J. TORTOMASI.....AYE
 25 K. CUMMINGS.....AYE
 27 D. PAULSON.....AYE
 29 T. BULLERMANN.....AYE
 31 V. STROUD.....AYE
 33 K. HAMMITT.....AYE
 35 P. MEYER.....AYE

2 R. THELEN.....AYE
 4 R. HUTTON.....AYE
 6 D. BROESCH.....
 8 J. DWYER.....AYE
 10 S. WOLFF.....AYE
 12 T. SCHELLINGER....AYE
 14 S. WIMMER.....AYE
 16 R. STEVENS.....AYE
 18 B. MORRIS.....AYE
 20 P. WOLFF.....AYE
 22 G. BRUCE.....
 24 J. VITALE.....AYE
 26 F. RUF.....AYE
 28 P. JASKE.....AYE
 30 K. NILSON.....AYE
 32 P. GUNDRUM.....AYE
 34 R. SINGERT.....AYE

TOTAL AYES-32

TOTAL NAYS-01

CARRIED X

DEFEATED _____

UNANIMOUS _____

TOTAL VOTES-33