

ENROLLED ORDINANCE 172-054

AMEND THE TEXT OF THE TOWN OF BROOKFIELD ZONING CODE TO CREATE SECTION 17.02(14)(b)4.I. RELATING TO ADULT DAYCARE FACILITIES (ZT-1859)

WHEREAS, after proper notice was given, a public hearing was held and the subject matter of this Ordinance was approved by the Brookfield Town Board on August 15, 2017; and

WHEREAS, the matter was referred to and considered by the Waukesha County Park and Planning Commission, which recommended approval and reported that recommendation to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors, as required by Section 60.62, Wis. Stats.

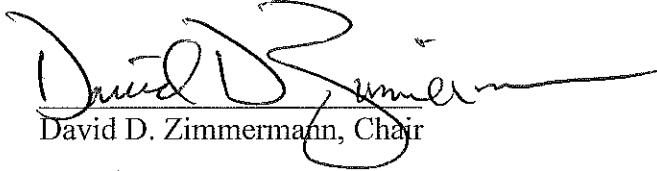
THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the text of the Town of Brookfield Zoning Code, adopted by the Town of Brookfield on December 27, 1988, is hereby amended to create Section 17.02(14)(b)4.I., relating to adult daycare facilities, more specifically described in the "Staff Report and Recommendation" on file in the office of the Waukesha County Department of Parks and Land Use and made a part of this Ordinance by reference ZT-1859, is hereby approved.

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

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

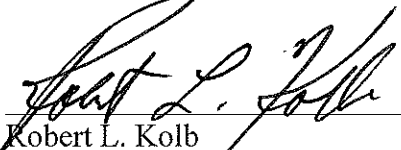
AMEND THE TEXT OF THE TOWN OF BROOKFIELD ZONING CODE TO CREATE SECTION 17.02(14)(b)4.I. RELATING TO ADULT DAYCARE FACILITIES (ZT-1859)

Presented by:
Land Use, Parks, and Environment Committee



David D. Zimmermann, Chair


Kathleen M. Cummings

ABSENT
Keith Hammitt



Robert L. Kolb


William Mitchell



Thomas J. Schellinger

ABSENT
Ted Wysocki

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

Date: 11/22/17, 
Kathleen Novack, County Clerk

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

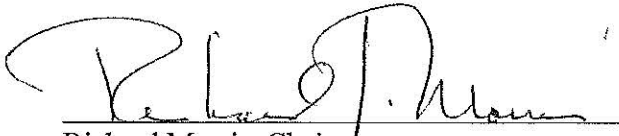
Approved: X
Vetoed: _____
Date: 12/4/17, 
Paul Farrow, County Executive

COMMISSION ACTION


The Waukesha County Park and Planning Commission after giving consideration to the subject matter of the Ordinance to amend the Town of Brookfield Zoning Code hereby recommends **approval** of **ZT-1859 (Town of Brookfield Board)** in accordance with the attached "Staff Report and Recommendation".

PARK AND PLANNING COMMISSION

October 19, 2017


Richard Morris, Chairperson


William Mitchell


Robert Peregrine


James Siepmann


William Maslowski

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

DATE: October 19, 2017

FILE NO.: ZT-1859

PETITIONER: Town of Brookfield Board
W250 S3567 Center Road
Waukesha, WI 53189

NATURE OF REQUEST:
Create Section 17.02(14)(b)4.I., for the Town of Brookfield Zoning Code, relating to adult daycare facilities.

PUBLIC HEARING DATE:
July 25, 2017.

PUBLIC REACTION:
None.

TOWN PLAN COMMISSION:
At their July 25, 2017, meeting, the Town of Brookfield Plan Commission recommended approval of the proposed amendments to the Town Board.

TOWN BOARD ACTION:
At their August 15, 2017, meeting, the Town of Brookfield Board unanimously approved the proposed amendment.

OTHER CONSIDERATIONS:
The Town of Brookfield has recently been presented with a proposal for an adult day care facility to be located within a multi-tenant office building. The property is zoned B-3 Office and Professional Business District. The Town's B-3 District identifies a range of office and medical uses and some service type uses as permitted uses. Other more intensive uses such as auto sales and gas stations are currently amongst other uses that are available via a conditional use process. The Town is now proposing to add adult daycare as an available conditional use option within the B-3 District.

The adult day care center proposal that generated the request would occupy a space next to a unit occupied by a church within a larger office building. The church and day care uses would share accessible restroom facilities.

STAFF RECOMMENDATION:
It is the opinion of the Planning and Zoning Division Staff that this request be **approved**. There is a growing need for elder care facilities within the County, as the local population continues to age. Such facilities serve a vital role in providing specialized care that enables families to continue to care for their loved ones. The amendments help provide for a broad range of housing types by making multi-generational housing more viable with daytime elder care services being available locally.

Respectfully submitted,

Jason Fruth

Jason Fruth
Planning Manager

Attachments: Town Ordinance

ORDINANCE CREATING SECTION 17.02(14)(b)4.I. OF THE TOWN CODE OF THE TOWN OF BROOKFIELD, WAUKESHA COUNTY, WISCONSIN

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

SECTION 1: Section 17.02(14)(b)4.I. of the Town Code of the Town of Brookfield is hereby created to read as follows:

I. ADULT DAYCARE FACILITIES in B-3 office and professional districts.

SECTION 2: All ordinances or parts of this ordinance conflicting or contravening the provisions of this ordinance are hereby repealed.

SECTION 3: This ordinance shall take effect upon passage and posting as provided by law.

Dated this 5th day of September, 2017.

TOWN BOARD, TOWN OF BROOKFIELD,
WAUKESHA COUNTY, WISCONSIN

BY: 

KEITH HENDERSON, Chairman

BY: 

PATRICK STROEBEL, Supervisor

BY: 


TERRY HEIDMANN, Supervisor

BY: 

JOHN R. SCHATZMAN, SR.
Supervisor

BY: 

RYAN STANELLE, Supervisor

ATTEST: 

ELISA CAPOZZO, Clerk

RECEIVED

OCT 11 2017

DEPT OF PARKS & LAND USE

D1 - Kolb	AYE	D14 - Wood	(2) AYE
D2 - Zimmermann	(M) AYE	D15 - Mitchell	AYE
D3 - Morris	AYE	D16 - Crowley	AYE
D4 - Batzko	AYE	D17 - Paulson	AYE
D5 - Dondlinger	Absent	D18 - Nelson	AYE
D6 - Walz	AYE	D19 - Cummings	AYE
D7 - Grant	AYE	D20 - Schellinger	AYE
D8 - Michalski	AYE	D21 - Zaborowski	AYE
D9 - Heinrich	AYE	D22 - Wysocki	Absent
D10 - Swan	Absent	D23 - Hammitt	AYE
D11 - Howard	AYE	D24 - Whittow	AYE
D12 - Wolff	AYE	D25 - Johnson	AYE
D13 - Decker	AYE		

172-0-054

Passed (22 Y - 0 N - 3 Absent)

Majority Vote

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