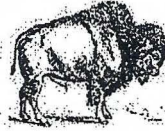


Buffalo County Ordinance



Drafted By:

Paul van Eijl

Presented Month/Year:

March, 2012

Involved Committees:

Zoning

County Department:

Zoning

Fiscal Impact: No

CA Approved: Yes

ORDINANCE # 12 - 03 - 01

**AN ORDINANCE TO AMEND THE BUFFALO COUNTY ZONING ORDINANCE
CREATING A REDUCED SETBACK OVERLAY DISTRICT**

The Board of Supervisors of Buffalo County hereby ordain as follows:

WHEREAS, On January 26, 2012 the Buffalo County Zoning Committee considered proposed amendments to a code of ordinances entitled "The Buffalo County Zoning Ordinance" and placed the same on file in the Office of the County Clerk for a period of time greater than two weeks prior to February 23, 2012, and;

WHEREAS, the Buffalo County Zoning Committee held a public hearing on February 23, 2012 for the purpose of gathering testimony and developing a final draft of said amendments to recommend to the Buffalo County Board of Supervisors, and;

WHEREAS, notice of this meeting and the Board's final consideration of adoption, was published in the "2012 Buffalo County Official County Newspaper" in accordance with s. 66.0103 Wisconsin Statutes, and;

WHEREAS, it is the recommendation to the Board of Supervisors to adopt said amendments as approved by the Zoning Committee during their February 23, 2012 public hearing.

NOW, THEREFORE BE IT ORDAINED that the Buffalo County Board of Supervisors hereby adopt the following additions to the code of ordinances entitled "The Buffalo County Zoning Ordinance" which shall be kept permanently on file and open to public inspection in the Office of the County Clerk:

ARTICLE XVI HIGHWAY SETBACK LINES AND ROADSIDE REGULATIONS

Section 160

Setbacks

5. Reduced Setback Overlay District

The Zoning Ordinance hereby recognizes areas of the county as depicted in the Appendix where pre-ordinance development has made compliance with highway setbacks burdensome.

- (a) Property owners may add onto an existing structure in line with the front wall of the structure without further encroaching on the highway setback without the issuance of a variance.
- (b) The addition may not encroach on other applicable setbacks without the Board of Adjustment issuing a variance.
- (c) A proposed addition on a state or federal highway must have a written approval from the WDOT prior to issuance of a zoning permit.

ARTICLE XXVIII APPENDIX

Gilmanton, Indian Creek, Modena, Waumandee

BE IT FURTHER ORDAINED that this ordinance shall take effect after publication of the notice of adoption as required by law.

REPEAL OF CONFLICTING ORDINANCES. All other ordinances or parts of ordinances in conflict with this ordinance heretofore enacted by the Buffalo County Board of Supervisors are hereby repealed.

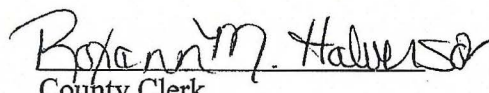
SEVERABILITY. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Buffalo County Board of Supervisors would have passed the other provisions, sections, subsections, paragraphs, clauses, or phrases of this ordinance irrespective of whether or not one or more of such parts may be declared invalid. If any provision or part of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Adopted/denied by a 12 to 0 vote this 16th day of March, 2012 by the Buffalo County Board of Supervisors

ATTEST

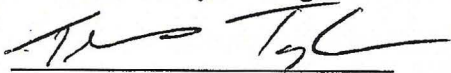


County Board Chairman
Del Twidt



County Clerk
Roxann Halverson

Respectfully submitted this 23rd day of February, 2012:
Buffalo County Zoning Committee



Tom Taylor/Committee Chair



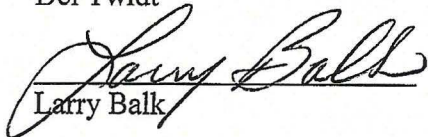
Claire Waters

EXCUSED

Del Twidt

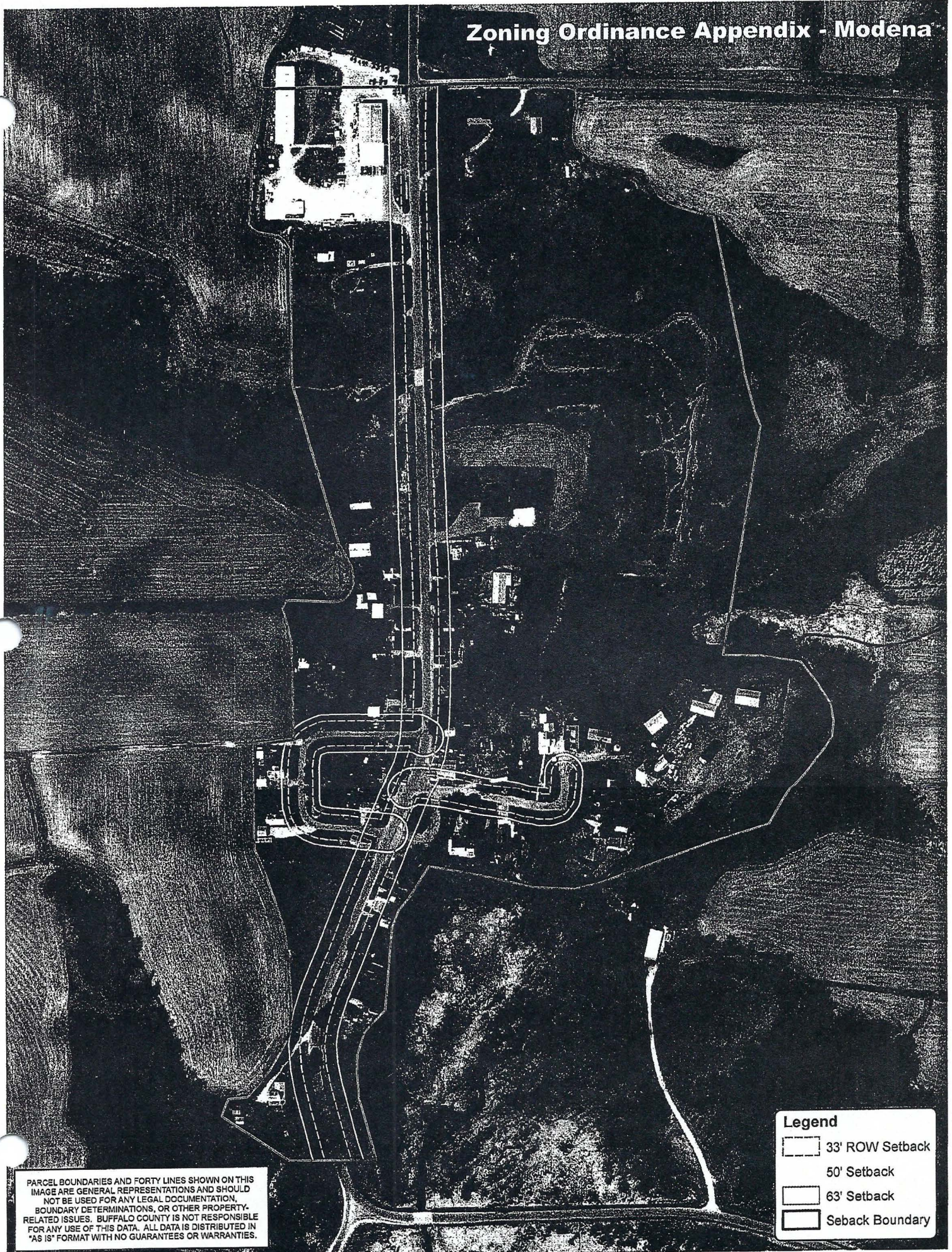


Steve Weiss



Larry Balk

Zoning Ordinance Appendix - Modena

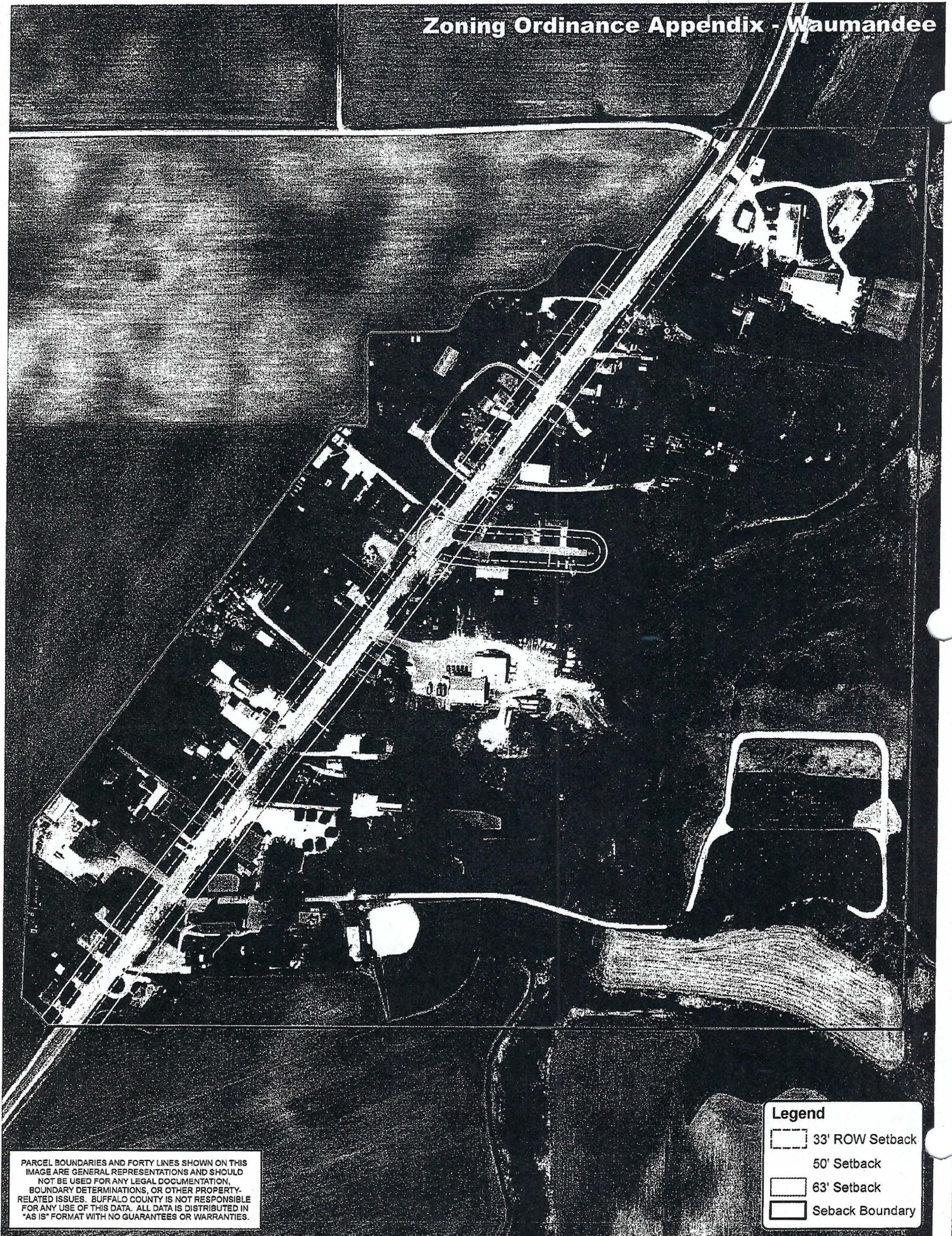


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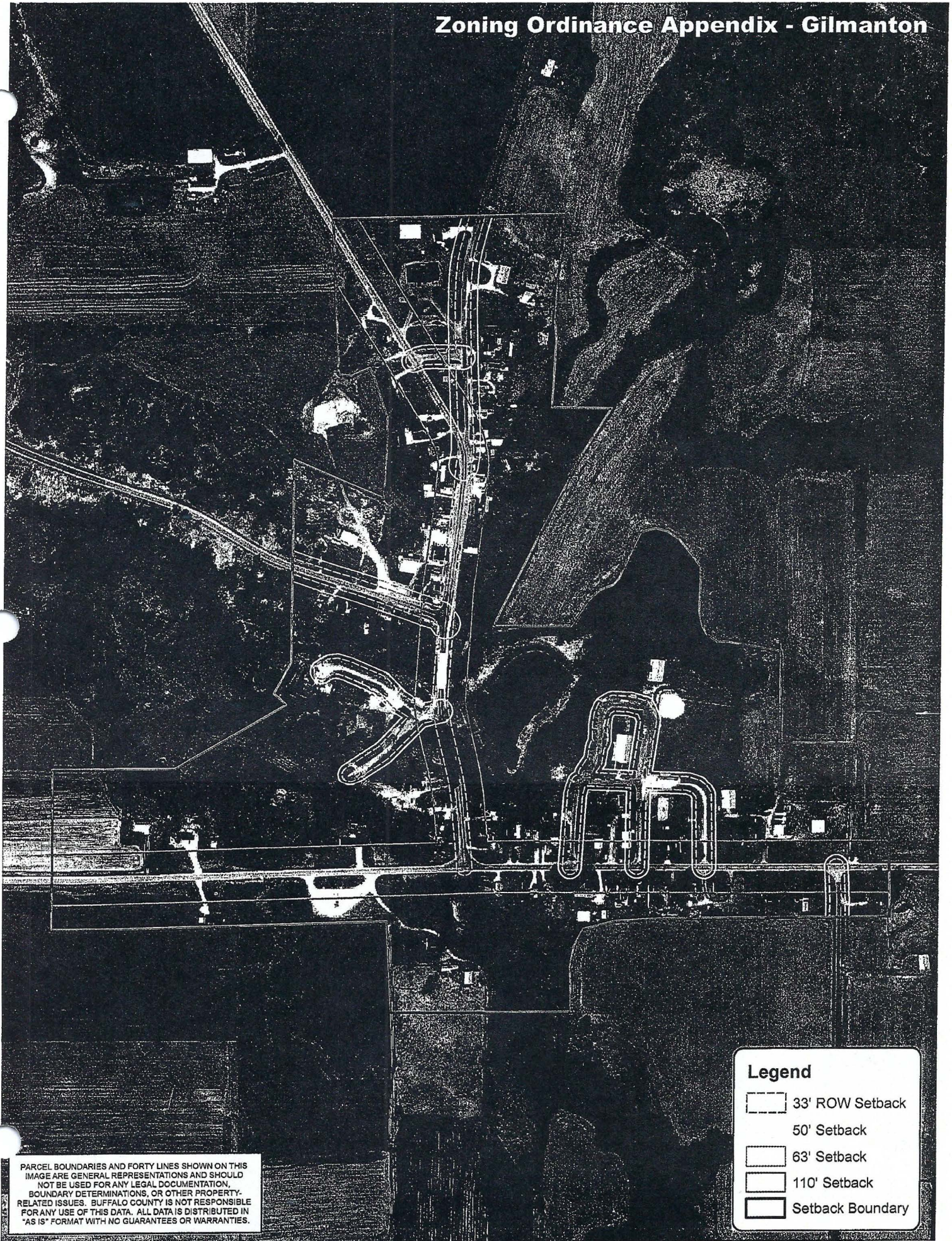
Legend

-  33' ROW Setback
-  50' Setback
-  63' Setback
-  Setback Boundary

Zoning Ordinance Appendix - Waumandee



Zoning Ordinance Appendix - Gilmanton



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Legend

-  33' ROW Setback
-  50' Setback
-  63' Setback
-  110' Setback
-  Setback Boundary

Zoning Ordinance Appendix - Indian Creek Road

