

ORDINANCE No. 18-4

AN ORDINANCE REGARDING ZONING BOARD OF APPEALS AUTHORITY

The Village Board of the Village of Elk Mound, Dunn County, Wisconsin, do ordain as follows:

SECTION I. AMENDMENT OF PROVISIONS.

Section 2-4-2(b)(5) of the Village of Elk Mound Code of Ordinances is amended to read as follows:

(5) The Zoning Board of Appeals may reverse or affirm wholly or in part or may modify any order, requirement, decision or determination as in its opinion should be applicable to that parcel or premises. The concurring vote of four (4) members of the Zoning Board of Appeals shall be necessary to reverse any order, requirement, decision, or determination appealed from or to decide in favor of the applicant on any matter on which it is required to pass, or to effect any variation in the requirements of Village zoning ordinances. The grounds of every such determination shall be stated and recorded. Per Sec. 62.23(7)(e)7., Wis. Stats., the Zoning Board of Appeals may permit, in appropriate cases, and subject to appropriate conditions and safeguards in harmony with the general purpose and intent of the Zoning Code, a building or premises to be erected or used for such public utility purposes in any location which is reasonably necessary for the public convenience and welfare.

SECTION II. ADOPTION OF PROVISIONS.

Section 2-4-2(b)(6) of the Village of Elk Mound Code of Ordinances is created and adopted to read as follows:

(6) Per Sec. 62.23(7)(e)7.e., Wis. Stats., the Village Board authorizes the Zoning Board of Appeals to impose an expiration date for a variance if such date relates to a specific date by which action or work authorized must be commenced or completed. In the absence of a different expiration date being established at the time of granting a variance, no order of the Zoning Board of Appeals granting a variance shall be valid for a period longer than eighteen (18) months from the date of such order unless within such period the erection or alteration of a building is started or the use is commenced per the variance approval. [See Section 13-1-193.]

SECTION III. SEVERABILITY.

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

SECTION IV. EFFECTIVE DATE.

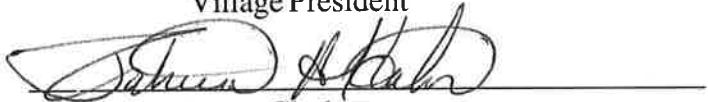
This Ordinance shall take effect upon passage and publication as provided by law.

ADOPTED this 21 day of March, 2018.

VILLAGE OF ELK MOUND, WISCONSIN



Village President



Village Clerk-Treasurer

INTRODUCED: 3/21/18

ADOPTED: 3/21/18

PUBLISHED: 3/26/18

State of Wisconsin:

County of Dunn:

I hereby certify that the foregoing Ordinance is a true, correct, and complete copy of an Ordinance duly and regularly enacted by the Elk Mound Village Board on the 26 day of March, 2018 and that said Ordinance has not been repealed or amended and is now in full force and effect.

Dated this 26 day of March, 2018



Pat Hahn, Village Clerk-Treasurer