

ORDINANCE NO. 2024-4

**AN ORDINANCE REGARDING THE REPEAL OF ZONING
STATUTORY PROTEST PROVISIONS**

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

SECTION I. ADOPTION OF PROVISIONS.

Section 13-1-243 of the *Village of Elk Mound Code of Ordinances* is repealed and recreated to read as follows:

Sec. 13-1-243 Zoning Statutory Protests.

With the repeal of Sec. 62.23(7)(d)2m.a, Wis. Stats., [effective January 1, 2025] zoning statutory protests are no longer permitted. Per Sec. 66.10015(3)(a), Wis. Stats., any Zoning Code amendment only requires approval by a simple majority of a quorum of the members-elect of the Village Board. However, a two-thirds vote remains required for a down zoning ordinance per Sec. 66.10015(3)(b), Wis. Stats., and for a zoning amendment when an airport protest petition is filed with the Village under Sec. 62.23(7)(d)2m, Wis. Stats.

State Law Reference: Secs. 62.23(7)(d)2m and 66.10015(3)(b), Wis. Stats. :

SECTION II. SEVERABILITY.

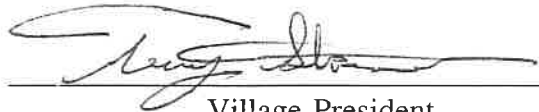
If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect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

SECTION III. EFFECTIVE DATE.

This Ordinance shall take effect on December 31, 2024, upon passage and publication/legal posting as provided by law.

ADOPTED this 18th day of December, 2024.

VILLAGE OF ELK MOUND , WISCONSIN



Village President



Village Clerk-Treasurer

INTRODUCED: December 18, 2024

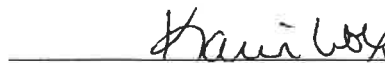
PASSED: December 18, 2024

PUBLISHED: December 19, 2024

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 Village Board of the Village of Elk Mound on the 18th day of December, 2024, and that said Ordinance has not been repealed or amended and is now in full force and effect.

Dated the 18th day of December, 2024



Village Clerk-Treasurer