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RESOLUTION # 34-2018
ORDINANCE AMENDMENT #4-2018
CHAPTER 9 OF THE ONEIDA COUNTY ZONING AND SHORELAND PROTECTION
ORDINANCE, ARTICLE 2, SECTION 9.20(E) ACCESSORY USES AND
STRUCTURES

Ordinance Amendment offered by the Planning and Development Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #4-2018, (copy attached) which was filed March 29, 2018 (copy attached) to amend Section 9.20(E) Accessory Uses and Structures of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon April 18, 2018 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, the proposed ordinance amendment would allow an increase in the maximum size of an accessory structure from 1008 square feet to 1500 square feet prior to construction of a residence; and

WHEREAS, all towns were notified of the proposed changes and provided input; and

WHEREAS, the Planning and Development Committee held a public hearing and no one testified for or against the proposed change; and

WHEREAS, the Planning and Development Committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

E. Accessory Uses and Structures (#83-2003, #35-2004, & #07-2005)

Accessory uses and structures shall not be permitted in the Single Family Residential District (District 2), the Multiple Family Residential District (District 3), the Residential and Retail District (District 14), and the Rural Residential District (District 15) until the principal structure is constructed or under construction. However, an accessory structure may be constructed prior to

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construction of a residence if:

- (1) The accessory structure has no plumbing.
- (2) The accessory structure shall be used exclusively for personal storage only, not for rental or lease of space.
- (3) Human occupancy is prohibited.
- (4) The maximum size of the structure is ~~4008~~ 1500 square feet.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #4-2018 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved by the Planning and Development Committee this 2nd day of May 2018.

Consent Agenda Item: YES NO

Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes No as

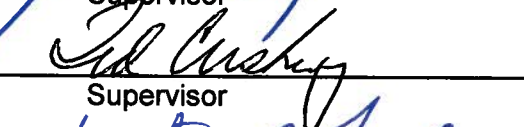
reviewed by the Corporation Counsel, 

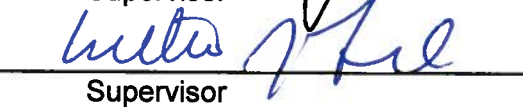
Date: 5/7/18

Offered and passage moved by:


Supervisor


Supervisor


Supervisor


Supervisor

Supervisor

_____ Ayes

_____ Nays

_____ Absent

_____ Abstain

_____ Enacted

103 by the County Board of Supervisors this ____ day of _____, 2018.

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105 _____ Defeated

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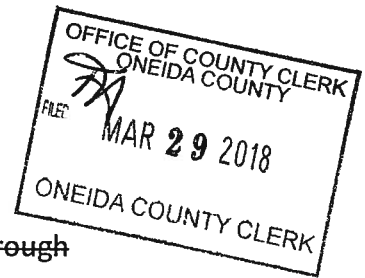
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109 _____
Tracy Hartman, Clerk

David Hintz, County Board Chair

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ORDINANCE AMENDMENT #4- 2018
CHAPTER 9
ARTICLE 2 – ZONING DISTRICTS
9.20(E) ACCESSORY USES AND STRUCTURES



Additions noted by underlined; deletions noted by ~~strikethrough~~

E. Accessory Uses and Structures (#83-2003, #35-2004, & #07-2005)

Accessory uses and structures shall not be permitted in the Single-Family Residential District (District 2), the Multiple-Family Residential District (District 3), the Residential and Retail District (District 14), and the Rural Residential District (District 15) until the principal structure is constructed or under construction. However, an accessory structure may be constructed prior to construction of a residence if:

- (1) The accessory structure has no plumbing.
- (2) The accessory structure shall be used exclusively for personal storage only, not for rental or lease of space.
- (3) Human occupancy is prohibited.
- (4) The maximum size of the structure is ~~4008~~ 1500 square feet.

In those towns that have village powers and have passed a moratorium in accordance with State Statute, county zoning permits shall not be issued for accessory structures on lots on which there is no principal structure or zoning permit for the same for a period of 180 days beginning immediately upon enactment by the County Board and publication until regulatory controls are adopted by the county or applicable town, whichever is sooner.