

Chapter 35

INTERIM ZONING IN EXTRATERRITORIAL AREAS

- 35.01 Interim Zoning--Town of Bristol
- 35.02 Extraterritorial Zoning--Town of Salem

35.01 INTERIM ZONING--TOWN OF BRISTOL.

(a) Intent and Purpose. Pursuant to §63.23(7a)(b) of the Wisconsin Statutes, this interim zoning ordinance is enacted to preserve existing land uses and to prohibit new uses in certain territory within the Town of Bristol, Kenosha County, Wisconsin, described below, which is within the village's extraterritorial zoning jurisdiction, while a comprehensive extraterritorial zoning plan for such territory is being prepared.

(b) Application. This ordinance applies to the following described land in the Town of Bristol, Kenosha County, Wisconsin:

All of Section 6 and the North ½ of Section 7 in Town 1 North, Range 21 East, located in the Town of Bristol, Kenosha County, State of Wisconsin.

(c) Land Uses Permitted/Prohibited. Land uses which are not existing uses as of the effective date of this ordinance are prohibited. Existing uses, as of the effective date of this ordinance, may be continued.

(d) Land Uses. As of the effective date of this ordinance, the Town of Bristol has adopted the zoning ordinance of Kenosha County, Wisconsin. The official maps maintained by the Office of Zoning Administrator, Kenosha County, Wisconsin, showing all land uses which are existing as of the effective date of this ordinance, within the land to which this ordinance applies, shall be binding in determining existing land uses.

(e) Existing Land Use--Determination and Appeal. Any interested party may request from the Village Building Inspector a determination of whether a particular use of land was existing as of the effective date of this ordinance. Any party aggrieved by such determination may appeal the determination to the Village Zoning Board of Appeals.

(f) Amendments. While the interim zoning ordinance is in effect, the Village Board of Trustees may amend the district and regulations of the ordinance according to the procedure set forth in the Wisconsin Statutes.

(g) Building Permits. The Town of Bristol, if it issued building permits upon the effective date of this ordinance, may continue to do so, but the Village Building Inspector shall approve such permits as to zoning prior to their issuance.

(h) Enforcement. The Village Building Inspector shall enforce this ordinance and the penalty and enforcement provisions of the zoning ordinance shall be applicable hereto.

(i) Effective Period. This interim zoning ordinance shall be effective for two (2) years unless rescinded by the Village Board, superseded by an extraterritorial zoning ordinance adopted pursuant to the Wisconsin Statutes or extended by the Village Board for a period not to exceed one (1) year, pursuant to the Wisconsin Statutes.

(j) Effective Date. This ordinance shall become effective upon passage and publication. Within fifteen (15) days after its passage, the Village Clerk shall publish this ordinance, in a newspaper having general circulation in the area proposed to be zoned, as a Class 1 Notice, under Chapter 985, Wisconsin Statutes, and the Village Clerk shall mail a certified copy of this ordinance to the Clerk of Kenosha County and to the Clerk of the Town of Bristol and shall file a copy of this ordinance with the Village Plan Commission.

35.02 EXTRATERRITORIAL ZONING--TOWN OF SALEM.

(a) Intent and Purpose. Pursuant to §62.23(7a) of the Wisconsin Statutes, this extraterritorial zoning ordinance is enacted to preserve existing land uses and to prohibit new uses in certain territory within the Town of Salem, Kenosha County, Wisconsin, described below, which is within the Village's extraterritorial zoning jurisdiction, while a comprehensive extraterritorial zoning plan for such territory is being prepared.

(b) Application. This ordinance applies to the following described land in the Town of Salem, Kenosha County, Wisconsin:

All of Sections 1, 3, 10, 11 and 12, the East ½ of Section 4, and the Northeast ¼ of Section 9, and all of Sections 13, 14 and 15 lying North of 89th Street (CTH "AH"), all being in Township 1 North, Range 20 East of the Fourth Principal Meridian, lying and being in the Town of Salem, Kenosha County, Wisconsin.

(c) Land Uses Permitted/Prohibited. Land uses which are not existing uses as of the effective date of this ordinance are prohibited. Existing uses, as of the effective date of this ordinance, may be continued.

(d) Land Uses. As of the effective date of this ordinance, the Town of Salem has adopted the zoning ordinance of Kenosha County, Wisconsin. The official maps maintained by the Office of Zoning Administrator, Kenosha County, Wisconsin, showing all land uses which are existing as of the effective date of this ordinance, within the land to which this ordinance applies, shall be binding in determining existing land uses.

(e) Existing Land Use--Determination and Appeal. Any

interested party may request from the Village Building Inspector a determination of whether a particular use of land was existing as of the effective date of this ordinance. Any party aggrieved by such determination may appeal the determination to the Village Zoning Board of Appeals.

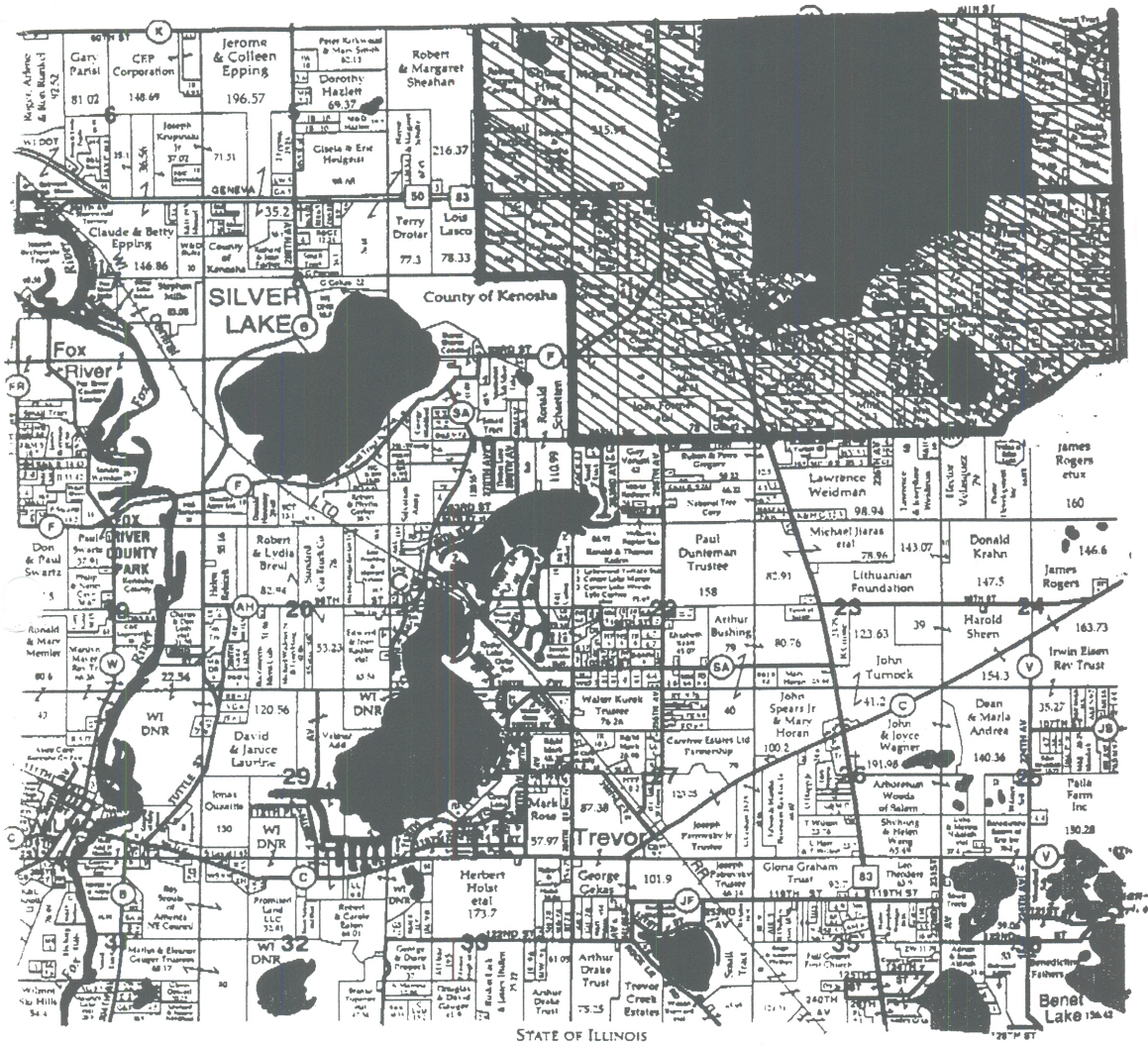
(f) Amendments. While this extraterritorial zoning ordinance is in effect, the Village Board of Trustees may amend the district and regulations of the ordinance according to the procedure set forth in the Wisconsin Statutes. Notice is hereby given pursuant to §62.23(7a)(a), Stats., that the Village Board of Trustees intends to prepare a comprehensive zoning ordinance for all of the area described in subsection (b), above.

(g) Building Permits. The Town of Salem, if it issued building permits upon the effective date of this ordinance, may continue to do so, but the Village Building Inspector shall approve such permits as to zoning prior to their issuance. Any permits not so approved shall be deemed invalid. Pursuant to §62.23(8), Stats., any building or improvement erected, constructed or reconstructed in violation of this ordinance shall be deemed an unlawful structure and the Village Building Inspector or other official designated by the Village Board may bring action to enjoin such erection, construction or reconstruction, or cause such structure to be vacated or removed.

(h) Enforcement. The Village Building Inspector shall enforce this ordinance and the penalty and enforcement provisions of the zoning ordinance shall be applicable hereto.

(i) Effective Period. This extraterritorial zoning ordinance shall be deemed an extension of the extraterritorial zoning ordinance passed by the Village Board of Trustees on October 17, 2001 and shall be effective for a period of one (1) year unless superseded by an extraterritorial zoning ordinance adopted pursuant to the Wisconsin Statutes.

(j) Effective Date. This ordinance shall become effective upon passage and publication. Within fifteen (15) days after its passage, the Village Clerk shall publish this ordinance, in a newspaper having general circulation in the area proposed to be zoned, as a Class 1 Notice, under Chapter 985, Wisconsin Statutes, and the Village Clerk shall mail a certified copy of this ordinance to the Clerk of Kenosha County and to the Clerk of the Town of Salem and shall file a copy of this ordinance with the Village Plan Commission.



Section 35.02 map