

ORDINANCE NO. ____ - 2015

REPEALING SAUK CO. CODE, CHAPTER 23, TOWER SITING ORDINANCE,
CREATING SAUK CO. CODE CHAPTER 7, SUBCHAPTER XI, MOBILE TOWER SITING,
AMENDING SAUK CO. CODE CHAPTER 7, AND AMENDING SAUK CO. CODE CHAPTER 20.
(Petition 14-2015)

WHEREAS, the County Board of Supervisors of the County of Sauk does ordain as follows:

WHEREAS, Wis. Stat. § 50.69 allows the Sauk County Board of Supervisors, by ordinance, to establish districts of such number, shape, and area, and adopt such regulations for each such district as the Sauk County Board of Supervisors considers best suited to carry out the purposes of this section, including the purposes of promoting the public health, safety, and general welfare; and,

WHEREAS, Wis. Stat. §66.0404 preempts significant county control over the siting of communication towers rendering Sauk Co. Code, Chapter 23 Tower Siting Ordinance inconsistent with regulations prescribed by the State of Wisconsin; and,

WHEREAS, the proposed amendment has the effect of making consistent county tower siting regulations with state regulations, repeals Sauk Co. Code, Chapter 23, and incorporates said regulations under the newly created Sauk Co. Code, Chapter 7, Subchapter XI Mobile Tower Siting; and,

WHEREAS, the Sauk Co. Code, Chapter 7 now in effect was originally passed on February 18, 2014, however because of the scale and complexity of drafting a new zoning ordinance, certain omissions, oversights, and incorrect references have been discovered; and,

WHEREAS, the proposed amendment has the effect of correcting certain omissions, oversights, and incorrect references by changing allowable uses on certain property, adding regulatory language pertaining to water extraction facilities, correcting ambiguous language, and other sundry amendments; and,

WHEREAS, it is necessary to amend ch. 20, Uniform Citation Ordinance, to reflect changes made to ch. 7 of the Sauk Co. Code of Ordinances; and,

WHEREAS, your Committee has considered the repeal of Sauk Co. Code, Chapter 23 and amendments to Sauk Co. Code, Chapters 7 and 20 and believes that adoption of these amendments is in the best interest of the people of Sauk County.

NOW, THEREFORE, BE IT ORDAINED, by the Sauk County Board of Supervisors met in regular session, that Sauk Co. Code Chapter 23 is hereby repealed effective upon adoption of this ordinance; and,

BE IT FURTHER ORDAINED, that Sauk Co. Code, Chapter 7, is hereby amended to read as attached hereto as Appendix A, and shall be effective upon adoption; and,

Resolution No. ____ - 2015

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BE IT FURTHER ORDAINED, that Sauk Co. Code Chapter 20, Sections 20.07(3) and 20.07(11), are hereby amended to read as attached hereto as Appendix B, and shall be effective upon adoption.

For consideration by the Sauk County Board of Supervisors on July 21, 2015.

Respectfully submitted,

CONSERVATION, PLANNING, AND ZONING COMMITTEE

GERALD LEHMAN, CHAIR

NATHAN JOHNSON

JUDY ASHFORD

ERIC PETERSON

JOHN DIETZ

DENNIS POLIVKA

JOSEPH FISH

Fiscal Note: No Impact

MIS Note: No Impact