

ORDINANCE NO. ____-2015

APPROVING AN AMENDMENT TO REPEAL SAUK CO. CODE, CHAPTER 23 TOWER SITING ORDINANCE AND CREATE SAUK CO. CODE CHAPTER 7, SUBCHAPTER XI MOBILE TOWER SITING AND ADD PROVISIONS TO SAUK CO. CODE CHAPTER 7 PERTAINING TO THE REGULATION OF WATER STORAGE AND EXTRACTION FACILITIES AND OTHER SUNDRY AMENDMENTS TO PROVIDE CLARIFICATION FOLLOWING A RECENT REPEAL AND RECREATION OF SAID ORDINANCE.

(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, the ordinance 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, under 2013 Wisconsin Act 20, amended 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, your Committee has considered the repeal of Sauk Co. Code, Chapter 23 and amendments to Sauk Co. Code, Chapter 7 and believes that adoption of these amendments is in the best interest of the people of Sauk County.

NOW, THEREFORE, BE FURTHER IT ORDAINED, by the Sauk County Board of Supervisors met in regular session, that Sauk Co. Code, Chapter 7, is hereby amended to read as attached hereto as Appendix A, and shall be effective upon passage.

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