

1 055-92016

2 **ORDINANCE: Repeal and Recreate Chapter 27 of the General Code of Winnebago County**
3 **Entitled "Shoreland Zoning Code"**

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6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, Winnebago County has adopted rules and regulations as required by the State of Wisconsin
8 relating to shoreland areas adjacent to navigable waterways; and

9 **WHEREAS**, such rules and regulations are currently contained in Chapter 27 of the General Code of
10 Winnebago County; and

11 **WHEREAS**, NR 15.06 requires a county to amend its shoreland and subdivision ordinance to meet the
12 minimum standards in this chapter within two (2) years after October 1, 2014; and

13 **WHEREAS**, the Planning and Zoning Committee of the Winnebago County Board of Supervisors has
14 determined that it is desirable to amend such rules and regulations; and

15 **WHEREAS**, a public notice was published on August 16, 2016, and on August 23, 2016, in the *Oshkosh*
16 *Northwestern* relating to the public hearing; and

17 **WHEREAS**, the Planning and Zoning Committee conducted a public hearing on August 30, 2016, at the
18 Winnebago County Courthouse to accept public input regarding the proposed ordinance; and

19 **WHEREAS**, after such public hearing, the Planning and Zoning Committee made revisions to the proposed
20 ordinance which it considered appropriate; and

21 **WHEREAS**, the Winnebago County Board of Supervisors considered the ordinance as recommended by the
22 Planning and Zoning Committee at its September 20, 2016, meeting.

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24 **NOW, THEREFORE, BE IT ORDAINED** by the Winnebago County Board of Supervisors as follows:

25 That Chapter 27 of the General Code of Winnebago County is hereby repealed and recreated to read as
26 outlined in Exhibit A, attached to this Ordinance and made a part of this Ordinance as if fully set forth at length.

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28 **BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that any ongoing enforcement
29 action relating to Chapter 27 of the General Code of Winnebago County shall continue under the enforcement
30 provisions outlined within said Chapter.

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32 **BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that any sections of this
33 Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent
34 jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion
35 thereof directly specified in the decision and shall not affect the validity of other provisions, sections, or portions of
36 the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose
37 terms conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

38 *Note: This Ordinance shall be in full force and effect upon publication of this Ordinance as of the date following its*
39 *date of publication.*

40 Respectfully submitted by:

41 **PLANNING AND ZONING COMMITTEE**

42 Committee Vote: **4-0**

43 Vote Required for Passage: **Majority of Those Present**

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Approved by the Winnebago County Executive this ____ day of _____, 2016.

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Mark L Harris
Winnebago County Executive