

Ordinance No. 2016-01

AN ORDINANCE TO ADOPT AN AMENDMENT TO THE TOWN OF DELAFIELD COMPREHENSIVE DEVELOPMENT PLAN

WHEREAS, the Town of Delafield Town Board received Resolution No. 16-619 from the Plan Commission recommending adoption of a Comprehensive Plan Amendment, specifically related to the designation of a land use on the Town Land Use Plan map, and

WHEREAS, it is the function and duty of the Town pursuant to §60.62, §62.23(1), (2) and (3) and §66.1001 Wis. Stats., to prepare and adopt a Comprehensive Plan as a whole or as parts thereof, and such plans are to aid the Plan Commission and Town Board in making development decisions; and

WHEREAS, the Town of Delafield Plan Commission recommended the adoption of the Comprehensive Plan by Resolution No. 09-587, and the Town of Delafield Town Board adopted the Town of Delafield Comprehensive Plan by Ordinance Nos. 2009-002 on April 30, 2009, and 2009-004 on August 11, 2009; and

WHEREAS, an application has been made by DaySpring Baptist Church on lands owned by ProHealth Care, Inc. for a Conditional Use Permit to operate a church facility on lands known as Tax Key No. DELT 0811-995-003, having approximately 35.8 acres of land, located south side of Silvernail Road, the easterly boundary of the property being approximately 1,500 feet west of Elmhurst Road (CTH G) and the westerly boundary of the property being located approximately 3,250 feet west of Elmhurst Road (CTH G), shown as Exhibit I attached hereto, and

WHEREAS, the land is currently designated on the Town Land Use Plan Map as being Commercial and Office Park, and

WHEREAS, in conjunction with consideration of the Conditional Use Permit, the Town considered an amendment to the Land Use Plan to designate the parcel known as Tax Key No. DELT 0811-995-003 as Governmental and Institutional, and

WHEREAS, the purpose of amending the Land Use Plan map to Governmental and Institutional for the aforementioned property is to be consistent with the proposed use of the property and to allow for the construction of a church facility, and

WHEREAS, the Town of Delafield Plan Commission has followed the requirements of their public participation plan by designating the Plan Commission as the advisory committee, discussing the matter at the January 5, 2016 Plan Commission meeting which is open to the public, notifying the public of the proposed amendment and meeting through posting the agenda on the public notice boards around the Town and on the Town's website and then accepting input from the public at the January 5, 2016 meeting, and

WHEREAS, the Plan Commission adopted Resolution No. 16-619 on January 5, 2016 and forwarded said resolution to the Town Board for public hearing, and

WHEREAS, the Town Board of the Town of Delafield held a public hearing on February 2, 2016 after proper notice.

NOW, THEREFORE, the Town Board of the Town of Delafield do hereby ordain as follows:

Section 1. The Town of Delafield Land Use Plan map is hereby amended to designate Tax Key Parcel No. DELT 0811-995-003 Governmental and Institutional, with a condition that the current designation of Office and