

Ordinance No. 2017-07

**An Ordinance to amend the Zoning Map of the Town of Delafield from A-1 to A-2 on lands located in the Northeast ¼ and Southeast ¼ of the Southwest ¼ of Section 34, Town 7 North Range 18 East, Town of Delafield, Waukesha County Wisconsin**

The Town Board of Delafield, Waukesha County, Wisconsin, DOES HEREBY ORDAIN AS FOLLOWS:

**Section 1:**

The Town of Delafield Zoning Map is hereby amended to change the zoning classification from A-1 to A-2 on the following described parcel of land:

Commencing at the Northwest corner of the Southwest ¼ of Section 34, T7N, R18E, Town of Delafield Waukesha County, Wisconsin, thence North 88°13'54" East along the north line of the Southwest ¼ of said Section 34, 1989.35 feet to the West line of the East ½ of the East ½ of the Southwest ¼ of said Section 34; thence South 01°12'12" East, 773.01 feet to the point of beginning; thence North 88°47'48" East, 663.36 feet; thence South 01°13'25" East, 768.60 to the North right-of-way line of USH 18 (Summit Avenue); thence westerly 619.12 feet along said North line and the arc of a curve concave to the south, having a radius of 11,499.16 feet and a chord which bears South 88°17'18" West, 619.04 feet; thence South 86°44'45" West, along said North line 44.64 feet to the West line of the East ½ of the East ½ of the Southwest ¼ of said Section 34; thence North 01°12'12" West along said West line, 775.69 feet to the point of beginning. Said lands containing 510,227 square feet (11.71 acres) more or less.

**Section 2: Severability.**


The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

**Section 3: Effective Date.**


This ordinance shall take effect immediately upon passage by Waukesha County and posting or publication as provided by law.

This ordinance passed this 25<sup>th</sup> day of July, 2017.

BY THE TOWN BOARD OF THE TOWN OF DELAFIELD:

  
\_\_\_\_\_  
Lawrence G. Krause, Town Chairman

ATTEST:

  
\_\_\_\_\_  
Mary T. Elsner  
Town Clerk/Treasurer



COUNTY CLERK'S OFFICE

WAUKESHA COUNTY

**KATHLEEN O. NOVACK, MST**  
County Clerk

515 W. Moreland Blvd., Room 120  
Waukesha, WI 53188

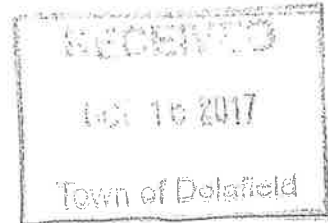
**MELANIE PIETRUSZKA, CERA**  
Deputy Clerk

Phone: (262) 548-7010  
Fax: (262) 548-7722

[www.waukeshacounty.gov/departments/clerk](http://www.waukeshacounty.gov/departments/clerk)

October 12, 2017

Mary Eisner  
Delafield Town Clerk  
W302N1254 Maple Ave  
Delafield, WI 53018



Re: File Number 172-033

Dear Town Clerk:

The Waukesha County Board of Supervisors, at its meeting on September 26, 2017 approved Ordinance 172-033, AMEND THE DISTRICT ZONING MAP OF THE TOWN OF DELAFIELD ZONING CODE BY REZONING CERTAIN LANDS LOCATED IN PART OF THE SE ¼ OF SECTION 34, T7N, R18E, TOWN OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, FROM THE A-1 AGRICULTURAL DISTRICT TO THE A-2 RURAL HOME DISTRICT (ZT-1857). A certified copy of the ordinance and signature page is enclosed for your information. The "Staff Report and Recommendation" can be requested from the County Clerk's Office.

In the event you should have any questions, please do not hesitate to call.

Respectfully,

Kathleen O. Novack  
County Clerk  
Enclosures

Cc: Kathy Brady, Department of Parks and Land Use  
Patricia Mayer Revocable Trust, S11 W30520 Summit Ave, Waukesha, WI 53188

CERTIFICATE

STATE OF WISCONSIN)

:SS

WAUKESHA COUNTY )

I, Kathleen O. Novack, County Clerk in and for the County of Waukesha, State of Wisconsin, DO HEREBY CERTIFY that the attached Enrolled Ordinance 172-033 was adopted by the Waukesha County Board of Supervisors in regular session on the 26<sup>th</sup> day of September, 2017.

CERTIFIED this 12th day of October, A.D., 2017.



Kathleen O. Novack

County Clerk, MST

ENROLLED ORDINANCE 172-033

AMEND THE DISTRICT ZONING MAP OF THE TOWN OF DELAFIELD ZONING CODE BY REZONING CERTAIN LANDS LOCATED IN PART OF THE SE ¼ OF SECTION 34, T7N, R18E, TOWN OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, FROM THE A-1 AGRICULTURAL DISTRICT TO THE A-2 RURAL HOME DISTRICT (ZT-1857)

WHEREAS, after proper notice was given, a public hearing was held and the subject matter of this Ordinance was approved by the Delafield Town Board on July 25, 2017; and

WHEREAS, the matter was referred to and considered by the Waukesha County Park and Planning Commission, which recommended approval and reported that recommendation to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors, as required by Section 60.62, Wis. Stats.

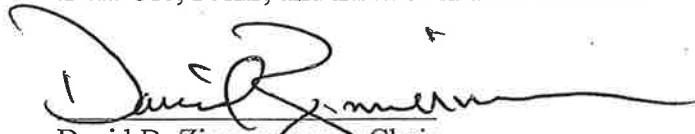
THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the District Zoning Map for the Town of Delafield Zoning Code, adopted by the Town of Delafield on July 20, 1998, is hereby amended to rezone from the A-1 Agricultural District to the A-2 Rural Home District, certain lands located in part of the SE ¼ of Section 34, T7N, R18E, Town of Delafield, Waukesha County, Wisconsin, and more specifically described in the "Staff Report and Recommendation" and map on file in the office of the Waukesha County Department of Parks and Land Use and made a part of this Ordinance by reference ZT-1857, is hereby approved.


BE IT FURTHER ORDAINED that the Waukesha County Clerk shall file a certified copy of this Ordinance with the Town Clerk of Delafield.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon passage, approval and publication.

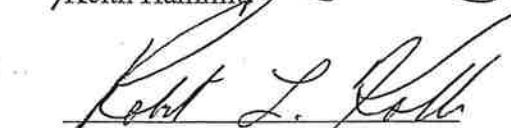
AMEND THE DISTRICT ZONING MAP OF THE TOWN OF DELAFIELD ZONING CODE BY REZONING CERTAIN LANDS LOCATED IN PART OF THE SE ¼ OF SECTION 34, T7N, R18E, TOWN OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, FROM THE A-1 AGRICULTURAL DISTRICT TO THE A-2 RURAL HOME DISTRICT (ZT-1857)

Presented by:  
Land Use, Parks, and Environment Committee

  
David D. Zimmermann, Chair

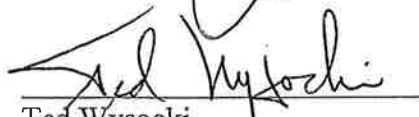
  
Kathleen M. Cummings (NO)

  
Keith Hammit


  
Robert L. Kolb

  
William Mitchell

  
Thomas J. Schellinger

  
Ted Wysocki

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 9/26/17,   
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X  
Vetoed: \_\_\_\_\_  
Date: 10/3/17,   
Paul Farrow, County Executive