

TOWN OF BERRY
AN ORDINANCE CONFIRMING WITHDRAWAL FROM DANE COUNTY ZONING AND
DANE COUNTY DEVELOPMENT PLAN COVERAGE

WHEREAS, 2015 Wisconsin Act 178 authorized towns in a county having a population of more than 485,000 to take certain actions which allow that town to withdraw from coverage of the county zoning ordinance; and,

WHEREAS, the Town previously adopted a notice of intent to withdraw, as provided by sec. 60.23 (34)(b)(1) and gave notice of action; and,

WHEREAS, the Town adopted a Comprehensive Plan under sec. 66.1001, Wis. Stats., and adopted an Official Map under sec. 62.23(6), Wis. Stats.; and,

WHEREAS, the Town recommended approval of a model zoning ordinance which was prepared by the towns which issued a notification of intent to withdraw, and has duly considered that model ordinance; and,

WHEREAS, the Town has adopted the model zoning ordinance as the zoning ordinance of the Town upon its withdrawal from county zoning;

NOW, THEREFORE, the Town Board of Supervisors of the Town of Berry does hereby ordain as follows:

Pursuant to section 60.23(34), Wis. Stats., the Town Board hereby confirms that by this ordinance that the Board does withdraw the Town from the coverage of the Dane County zoning ordinance and from coverage of the Dane County development plan, all as specified in section 60.23(34)(a), Wis. Stats., subject to confirmation by the Annual Town Meeting to the extent required by section 60.23(34)(b)3., Wis. Stats., , and shall also include the removal of Dane County's land division review authority in all of the Town pursuant to section 236.10(1m)(a), Wis. Stats. The withdrawal shall be effective 90 days after the date on which the Town Clerk transmits the Town's zoning ordinance, comprehensive plan and official map to the County Clerk. The Town Board directs the Town Clerk to transmit those documents to the County Clerk on October 2, 2017 so that the withdrawal shall be effective as of and for at midnight on December 31, 2017.

The above and foregoing ordinance was duly adopted at a regular meeting of the Town Board of Supervisors of the Town, by a vote of 5 ayes, 0 nays, and 0 not voting (absent).

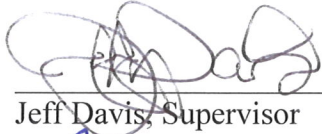
Dated this 17th day of April, 2017

Published: _____

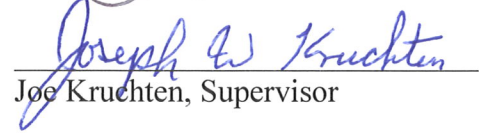
Posted: April 18, 2017

Attest: Brenda Kahl
Brenda Kahl, Clerk/Treasurer

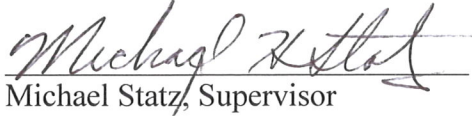
Anthony Varda
Anthony Varda, Chair



Jeff Davis, Supervisor



Joe Kruchten, Supervisor



Michael Statz, Supervisor



Duane Haag, Supervisor