



VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN

ORDINANCE NO. 16-002

AN ORDINANCE ADOPTING THE VILLAGE OF WESTON OFFICIAL MAP

WHEREAS, §62.23(6), Wis. Stats. authorizes each local government to adopt an official map to conserve and promote the public health, safety, convenience or general welfare by designating land for expanded and future highways, parkways, waterways, and other public facilities; and

WHEREAS, the Weston Comprehensive Plan has, since 2006, advised that the village adopt an official map to identify and preserve right-of-way and provide for efficient movement of the traffic throughout the village; and

WHEREAS, through the Comprehensive Plan update project, the village has worked together to establish the Future Transportation (Official) Map ("Official Map"); and,

WHEREAS, on February 8, 2016, the Village Plan Commission recommended adoption of the Official Map, substantially in the form attached hereto as Exhibit A; and,

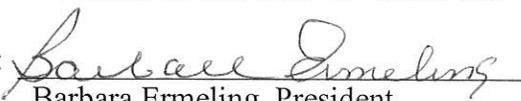
WHEREAS, the Village Board accepts the recommendation of the Plan Commission and has conducted a public hearing preceded by a Class 2 notice, and following such hearing determined that establishment of the Official Map will promote the public health, safety, convenience, general welfare, and orderly development of the Village of Weston.

NOW, THEREFORE, BE IT RESOLVED THAT, the Village Board of Weston, Wisconsin, does ordain as follows:

1. The map attached hereto as Exhibit A is established as the Official Map of the Village of Weston, pursuant to §62.23(6), Wis. Stats.
2. No permit may be issued to construct or enlarge any building within the limits of any street, highway, waterway, railroad right-of-way, public transit facility or parkway, shown or laid out on the Official Map except as provided in Section 62.23(6) of the Wisconsin Statutes.
3. The Village Clerk is directed to record with the Marathon County Register of Deeds a certificate showing that the Village has established an official map, along with the adopted Official Map.

Adopted this 15th day of February, 2016.

VILLAGE BOARD OF WESTON

By: 
Barbara Ermeling, President

Attest: Sherry Weinkauf
Sherry Weinkauf, Village Clerk

EXHIBIT A: WESTON OFFICIAL MAP

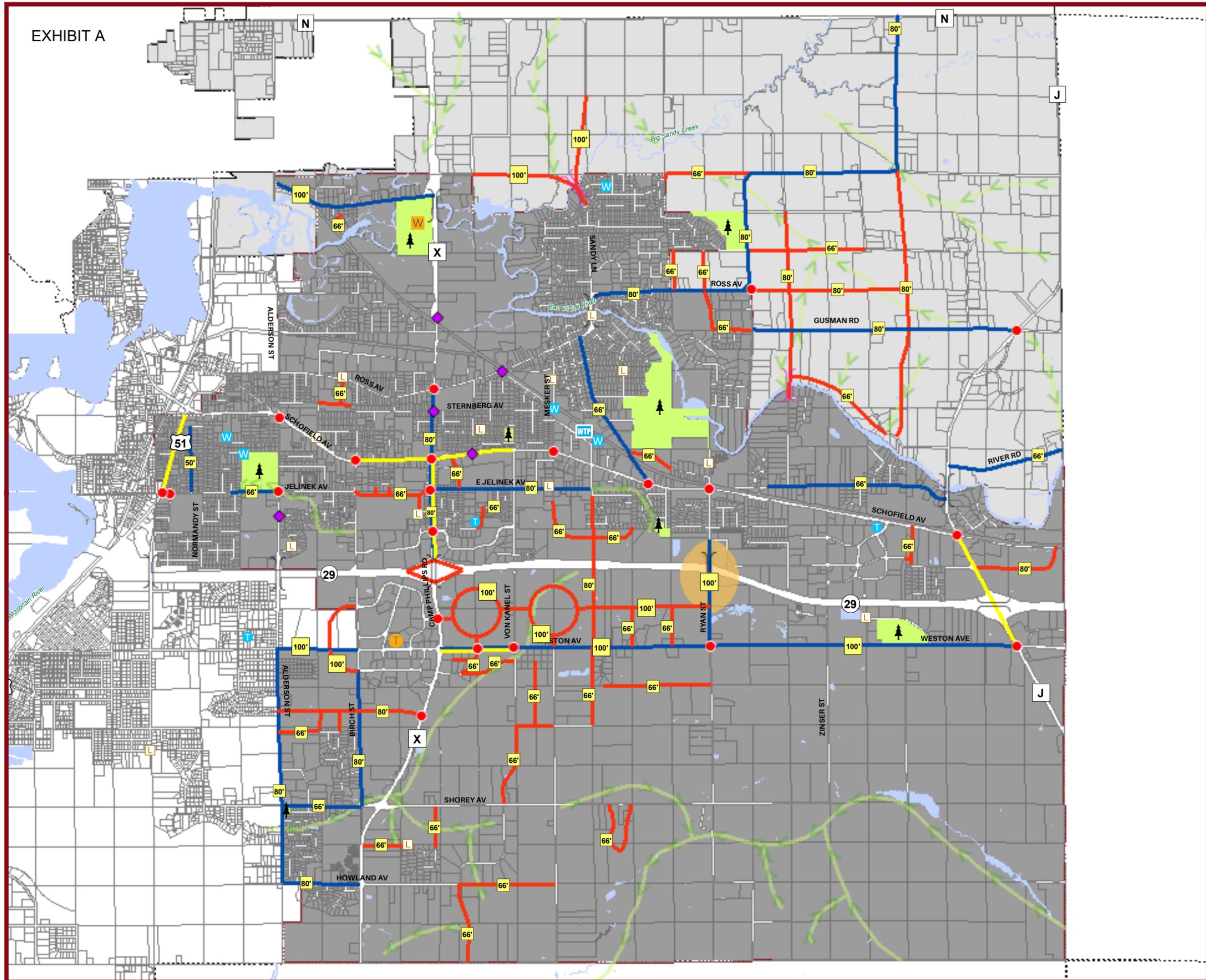
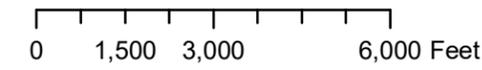
APPROVED: 2/15/10

PUBLISHED: 2/17/10

Future Transportation (Official) Map



Map Adoption Date: 2/17/16
Date: February 11, 2016
Created by the Village of Weston
Tech. Services Department



Legend

- Park
- Water Tower
- Wellhouse
- Treatment Plant
- Lift Stations
- Future Water Tower Site
- Future Wellhouse Site
- Future Overpass
- Existing Overpass
- Future Intersection Improvement
- Future Pedestrian Crossing Enhancement
- Future Major Road (with right-of-way width)
- Planned Road Construction (with right-of-way width)
- Planned Streetscaping
- Drainage Corridor
- Existing Roads (No construction recommendation)
- Future Interchange Study Area
- Parkland
- Surface Water
- Village of Weston
- Town of Weston

Notice of Newly Enacted Ordinance

Please take notice that the Village Board of Weston, Wisconsin enacted on February 15, 2016, Ordinance No. 16-002: An Ordinance Adopting the Village of Weston Official Map.

The full text of Ordinance No. 16-002 may be obtained at the office of the Village Clerk, 5500 Schofield Avenue, Weston, Wisconsin or through the Village's website at <http://www.westonwi.gov>.

Sherry Weinkauff, Village Clerk

Published: 2/17/2016

**Village of Weston, Wisconsin
AGENDA ITEM COVERSHEET
Requested for Official Consideration and Review**

REQUEST FROM: **KEITH DONNER, DIRECTOR OF PUBLIC WORKS
JENNIFER HIGGINS, DIRECTOR OF PLANNING AND DEVELOPMENT**

ITEM DESCRIPTION: **ORDINANCE NO. 16-002 AN ORDINANCE ADOPTING THE VILLAGE OF WESTON OFFICIAL MAP.**

DATE/MTG: **BOARD OF TRUSTEES; MONDAY, FEBRUARY 15, 2016**

POLICY QUESTION: **Should the Board of Trustees adopt Ordinance No 16-002 adopting the Village of Weston Official Map?**

RECOMMENDATION TO: **I make a motion to endorse approval of Ordinance No 16-002 adopting the Village of Weston Official Map.**

LEGISLATIVE ACTION:

<input checked="" type="checkbox"/> Acknowledge/Approve	<input checked="" type="checkbox"/> Ordinance	<input type="checkbox"/> Proclamation
<input type="checkbox"/> Administrative Order	<input type="checkbox"/> Policy	<input type="checkbox"/> Reports
<input type="checkbox"/> Expenditure	<input type="checkbox"/> Procedure	<input type="checkbox"/> Resolution

FISCAL IMPACT ANALYSIS:

Budget Line Item: _____

Budget Line Item: _____

Budgeted Expenditure: _____

Budgeted Revenue: _____

STATUTORY / RULEMAKING / POLICY REFERENCES:

WI Statute: 62.23 (6)

WI Administrative Code: _____

Case Law / Legal: _____

Municipal Code: _____

Municipal Rules: _____

PRIOR REVIEW: **PIC on Monday, February 1, 2016
Plan Commission on Monday, February 8, 2016**

BACKGROUND:

As part of the Comprehensive Plan Update the Village has created a Future Transportation Map which would also serve as the Official Map for the Village, recommended in the original 2006 Comprehensive Plan. It has been decided to approve this Future Transportation Map, in advance of the adoption of the new Transportation Chapter of the Comprehensive Plan as we want to ensure that the appropriate right of way widths are being reserved for areas where we are working on plans for economic development projects. The PIC and Plan Commission have reviewed and recommended the Official Map for adoption at their meetings earlier this month. A public hearing before the Village Board is required prior to adoption of the map by ordinance. The Draft Ordinance No 16-002 is included in your packet.

Supplemental Briefer for Agenda Items under Consideration?

Attachments?

Village of Weston, Wisconsin
AGENDA ITEM LEGISLATIVE ANALYSIS
Supplemental Briefer for Agenda Items under Consideration

From: Keith Donner, Director of Public Works & Jennifer Higgins, Planning and Development Director
Date/Mtg: Monday, February 15, 2016/Village Board Meeting
Re: Official Map of the Village of Weston

1. Policy Question:

Should the Board of Trustees approve an ordinance to adopt an Official Map for the Village of Weston?

2. Purpose:

The purpose of asking this question is to receive guidance and feedback from the public and Trustees on whether the Village Board should adopt an Official Map.

3. Background:

Per Section 62.23(6)(b) of Wisconsin Statutes, the Village may by ordinance establish an official map of the village or any part thereof showing the streets, highways, historic districts, parkways, parks and playgrounds laid out, adopted and established by law. The village may also include the location of railroad rights-of-way, waterways and public transit facilities on its map. A city may include a waterway on its map only if the waterway is included in a comprehensive surface water drainage plan. The map is conclusive with respect to the location and width of streets, highways, waterways and parkways, and the location and extent of railroad rights-of-way, public transit facilities, parks and playgrounds shown on the map. The official map is declared to be established to conserve and promote the public health, safety, convenience or general welfare. The ordinance shall require the village clerk at once to record with the register of deeds of the county in which the village is situated a certificate showing that the village has established an official map.

No permit may be issued to construct or enlarge any building within the limits of any street, highway, waterway, railroad right-of-way, public transit facility or parkway, shown or laid out on the map except as provided in Sec. 62.23(6). The street, highway, waterway, railroad right-of-way, public transit facility or parkway system shown on the official map may be shown on the official map as extending beyond the boundaries of a city or village a distance equal to that within which the approval of land subdivision plats by the village board is required as provided by s. [236.10 \(1\) \(b\) 2](#). Any person desiring to construct or enlarge a building within the limits of a street, highway, railroad right-of-way, public transit facility or parkway so shown as extended may apply to the authorized official of the village for a building permit. Any person desiring to construct or enlarge a building within the limits of a street, highway, waterway, railroad right-of-way, public transit facility or parkway shown on the official map within the incorporated limits of the municipality shall apply to the authorized official of the village for a building permit. Unless an application is made, and the building permit granted or not denied within 30 days, the person is not entitled to compensation for damage to the building in the course of construction of the street, highway, railroad right-of-way, public transit facility or parkway shown on the official map. Unless an application is made, and the building permit granted or not denied within 30 days, the person is not entitled to compensation for damage to the building in the course of construction or alteration of the waterway shown on the official map within the incorporated limits of the municipality. If the land within the mapped street, highway, waterway, railroad right-of-way, public transit facility or parkway is not yielding a fair return, the board of appeals in any municipality which has established such a board having power to make variances or exceptions in zoning regulations may, by the vote of a majority of its members, grant a permit for a building or addition in the path of the street, highway, waterway, railroad right-of-way, public transit facility or parkway, which will as little as practicable increase the cost of opening the street, highway, waterway, railroad right-of-way, public transit facility or parkway or tend to cause a change of the official map. The

board may impose reasonable requirements as a condition of granting the permit to promote the health, convenience, safety or general welfare of the community. The board shall refuse a permit where the applicant will not be substantially affected by not constructing the addition or by placing the building outside the mapped street, highway, waterway, railroad right-of-way, public transit facility or parkway.

4. Issue Analysis:

As part of the Comprehensive Plan Update the Village has created a Future Transportation Map which would also serve as the Official Map for the Village. The Official Map was originally recommended in the 2006 Comprehensive Plan but until now, it had not been worked on. It was decided to have the Comp Plan Future Transportation Map also serve as the Official Map for the Village but due to the adoption of this Comp Plan document still being a few months out from adoption, we are moving forward with adopting the Map as the Official Map for the Village. We are doing this to ensure that the appropriate road widths be reserved prior to any economic development projects we are working on be approved or constructed.

5. Fiscal Impact:

No real fiscal impacts at this time. In the future, there could be costs to acquire some of the road right of way.

6. Statutory References:

Per Sec. 62.23(6) of Wisconsin Statutes, the Village is authorized to adopt an Official Map

7. Prior Review:

This item has been reviewed by the PIC, PC and Village Service Division staff as part of the Transportation Chapter of the Comprehensive Plan Update. The PIC reviewed the Official Map at their February 1, 2016 meeting and recommended it to the Village Board for approval. The PC also reviewed the Official Map at their February 8th meeting and also recommended the Board adopt the official map at the public hearing on 2/15.

8. Policy Choices:

1. Approve the Official Map as presented.
2. Approve the Official Map with changes specified by the Village Board.
3. Deny the ordinance and not adopt an official map.

9. Recommendation:

Village Service Division Staff, the PIC and PC recommend approval of the Official Map to the Village Board as presented.

10. Legislative Action:

I move to approve the Official Map for the Village of Weston by adopting Ordinance No. 16-002.

11. Attachments:

Draft Ordinance No. 16-002 Official Map
Public Hearing Notice for 2/15/16 Village Board Meeting
Map 11-1: Future Transportation (Official) Map - Draft