

**Common Council
of the
City of Waukesha, Wisconsin
Ordinance No. ____-19**

**An Ordinance Creating Section 22.75 of the Waukesha Municipal Code,
Regarding the Exercise of Extraterritorial Zoning**

The Common Council of the City of Waukesha do ordain as follows:

Section 1. Section 22.75 of the Waukesha Municipal Code is hereby created to read as follows:

22.75 Interim Extraterritorial Zoning

- (1) **Intent to Exercise Extraterritorial Zoning.** The Common Council of the City of Waukesha has passed a resolution indicating its intent to exercise extraterritorial zoning power as set forth in Wis. Stat. §62.23(7a), which authorizes the City of Waukesha to enact an interim zoning ordinance to preserve existing zoning or uses in its extraterritorial zoning jurisdiction while a comprehensive plan is prepared.
- (2) **Lands Subject to Jurisdiction.** The lands subject to extraterritorial zoning jurisdiction pursuant to this section are as follows:

All lands lying outside of the corporate boundaries of the City of Waukesha and within the following-described areas within the Town of Waukesha, Township 6 North, Range 19 East, Waukesha County, Wisconsin:

All that part of Section 1 lying East of State Trunk Highways 59 and 164.

All that part of the Southwest ¼ of Section 10 lying South and East of Progress Avenue.

All that part of the Northwest ¼ of Section 13 lying South of Sunset Drive and West of Guthrie Road.

All that part of the Northeast ¼ of Section 14 lying South and East of State Trunk Highways 59 and 164, and South of Sunset Drive.

The Northwest ¼ of Section 15.

The Southwest ¼ of Section 15.

All that part of the Northeast ¼ of Section 16 lying North of Green Valley Drive and East of Chapman Drive.

All that part of the Southeast ¼ of Section 16 lying South of Burr Oak Boulevard, North of Wesley Drive, and North and West of River Place Boulevard.

- (3) **Preservation of Existing Extraterritorial Zoning.** Until a comprehensive plan is prepared for the extraterritorial zoning jurisdiction described in subsection (2), all existing zoning or uses in that part of the extraterritorial zoning jurisdiction over which this ordinance and the preceding resolution shall be preserved without change.
- (4) **Plan Commission to Recommend Zoning.** The Plan Commission of the City of Waukesha is hereby directed to formulate tentative recommendations for the district plan and regulations within all or a part of the extraterritorial zoning jurisdiction as described in the resolution previously adopted by the Common Council of the City of Waukesha.
- (5) **Administration and Enforcement.** Enforcement and administration of the zoning ordinances preserved by this ordinance, including approval of all conditional use permits, variances, zoning district changes and appeals shall be approved by the appropriate City of Waukesha plan commission, office or the common council as designated in the Waukesha Municipal Code.

Section 2. This ordinance shall take effect upon passage and publication as required by law and shall remain in effect for two years from its enactment, unless extended as provided in Wis. Stat. §62.23(7a).

Passed the 5th day of November, 2019.

Shawn N. Reilly, Mayor

Attest: Gina L. Kozlik, City Clerk