## ORDINANCE: Adopt Chapter 27 (Shoreland Zoning Code) of the General Code of Winnebago County, and Repealing Chapter 17 (Zoning Ordinance) of the General Code of Winnebago County

## TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

**WHEREAS**, Winnebago County adopted rules and regulations as required by the State of Wisconsin relating to shoreland areas adjacent to navigable waterways; and

**WHEREAS**, such rules and regulations are currently contained in Section 17.20 of the General Code of Winnebago County; and

**WHEREAS**, the Planning and Zoning Committee of the Winnebago County Board has determined that it is desirable to amend such rules and regulations; and

**WHEREAS**, on February 16, 2012 and on February 23, 2012, a public notice of a public hearing was published in the *Oshkosh Northwestern*; and

WHEREAS, on March 1, 2012, the Planning and Zoning Committee conducted a public hearing to accept public input regarding the proposed zoning code; and

**WHEREAS**, after the March 1, 2012, public hearing, the Planning and Zoning Committee made revisions it considered appropriate to the proposed ordinance.

**WHEREAS**, the Winnebago County Zoning Administrator believes that it will be beneficial to residents of Winnebago County to adopt Chapter 27 of the General Code of Winnebago County entitled "Shoreland Zoning Code" and repeal all similar or conflicting provisions in Chapter 17 of the General Code of Winnebago County.

**NOW, THEREFORE, BE IT ORDAINED** by the Winnebago County Board of Supervisors that it hereby creates Chapter 27 of the General Code for Winnebago County entitled "Shoreland Zoning Code," attached hereto as Appendix C.

**BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that Section 17.20 of the General Code of Winnebago County is hereby repealed effective April 29, 2012.

**BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that all written and oral interpretations issued by the Winnebago County Zoning Administrator that relate to Section 17.20 of the General Code of Winnebago County is hereby repealed effective April 29, 2012.

**BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that an ongoing enforcement action relating to Section 17.20 of the General Code of Winnebago County shall continue unde the enforcement provisions of Chapter 27 of the General Code of Winnebago County.

**BE IT FURTHER ORDAINED** by the Winnebago County Board of Supervisors that the several sections of 53 this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of 54 competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section 55 or portion thereof directly specified in the decision and shall not affect the validity of other provisions, sections, or 56 portions of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances 57 whose terms conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

60       BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that the codifier of this         61       ordinance is authorized to make revisions to the remainder of the General Code of Winnebago County relating to         62       cross references and the numbering of chapters, articles, sections, figures, tables, and the like.         64       BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this ordinance shall be         65       BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this ordinance shall be         66       In full force and effect as of April 29, 2012.         70       Submitted by:         71       PLANNING AND ZONING COMMITTEE         73	59				
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