

ORDINANCE 2023-09

**AN ORDINANCE TO AMEND COMPREHENSIVE MASTER PLAN
PURSUANT TO WISCONSIN STATUTES SECTION 66.1001 FOR THE VILLAGE OF VERNON**

WHEREAS, the Village of Vernon has, by ordinance, established a Plan Commission for the Village of Vernon empowered to recommend the Village Board make and adopt a Comprehensive Master Plan for the physical development of the Village pursuant to Section 62.23(1), (2), and (3), Wisconsin Statutes; and

WHEREAS, Section 62.23(3)(a) of the Wisconsin Statutes provides that a master plan shall be made “with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the municipality which will, in accordance with existing and future needs, best promote public health, safety, morals, order, convenience, prosperity or the general welfare, as well as efficiency and economy in the process of development”; and

WHEREAS, in 1999, the Wisconsin Legislature enacted a comprehensive planning law, which is set forth in Section 66.1001 of the Wisconsin Statutes, that requires that master plans (which are referred to under Section 66.1001 as “comprehensive” plans; referred to herein as “Comprehensive Master Plan”) be completed and adopted by local governing bodies in order for a town, county, city, or village to enforce its zoning, subdivision, or official mapping ordinances; and

WHEREAS, Section 66.1001(2) of the Wisconsin Statutes sets forth specific requirements affecting the contents and procedures for adoption of a Comprehensive Master Plan under Section 62.23(2) or (3) of the Wisconsin Statutes; and

WHEREAS, as of January 1, 2010, Sections 62.23(3)(b) and 66.1001(3) of the Wisconsin Statutes require, in part, that Villages engaging in any of the following actions to take such actions in accordance with their Comprehensive Master Plan:

- Official mapping established or amended under Section 62.23(6) of the Wisconsin Statutes;
- Local subdivision regulation under Section 236.45 or 236.46 of the Wisconsin Statutes;
- Zoning ordinances and shoreland zoning ordinances enacted or amended under Section 61.35, 62.23(7) and 61.351 of the Wisconsin Statutes and other laws; and

WHEREAS, the Village of Vernon intended to continue to engage in the foregoing activities and, therefore, adopted an original Comprehensive Master Plan on or about July 5, 2023 that fully complied with Sections 62.23 and 66.1001 of the Wisconsin Statutes; and

WHEREAS, pursuant to Section 66.1001(2)(i) of the Wisconsin Statutes, a Comprehensive Master Plan must be updated no less than once every 10 years; and

WHEREAS, to comply with Section 66.1001(2)(i) of the Wisconsin Statutes, the Village of Vernon updated its Comprehensive Master Plan on or about December 6, 2012; and

WHEREAS, the updated Village of Vernon Comprehensive Master Plan contemplates regular and periodic review and amendment, to allow the plan to remain current and vital to the community; and

WHEREAS, the Village of Vernon Plan Commission has prepared a Comprehensive Master Plan that describes the Plan Commission’s recommendations for the physical development of the Village of Vernon, and contains at least the elements described in Section 66.1001(2), Wisconsin Statutes; and

WHEREAS, the Village Board and Plan Commission held a public informational meeting on June 14, 2023 on the proposed Comprehensive Master Plan amendments, to obtain public comments from the residents of the Village of Vernon regarding the proposed Comprehensive Master Plan amendments pursuant to the Public Participation Plan duly adopted by the Village Board; and

WHEREAS, the Village Board and Plan Commission held a public hearing on the proposed Comprehensive Master Plan

amendment on June 14, 2023 , at the Vernon Village Hall, to obtain public comments from the residents of the Village of Vernon regarding the proposed Comprehensive Master Plan amendments upon due notice as described in Wisconsin Statutes Section 66.1001(4)(d); and

WHEREAS, the Village Plan Commission has duly considered such comments,

WHEREAS, on or about June 14, 2023 the Village of Vernon Plan Commission recommended the Comprehensive Master Plan amendment attached hereto and incorporated herein by reference as Exhibit A, to the Village Board, by Resolution adopted by a majority vote of the entire Plan Commission of the Village of Vernon; and

WHEREAS, the Village of Vernon Village Board, after careful review and upon consideration of the recommendation of the Village of Vernon Plan Commission, having determined that all procedural requirements and notice requirements have been satisfied, having given the matter due consideration and having based its determination on the effect of granting of said Comprehensive Master Plan Amendments including consideration of the plan components related to issues and opportunities, housing, transportation, utilities and community facilities, agricultural, natural and cultural resources, economic development, intergovernmental cooperation, land use, and implementation, has determined that the comprehensive plan will serve the general purposes of guiding and accomplishing a coordinated, adjusted and harmonious development of the Village of Vernon which will, in accordance with existing and future needs, best promote public health, safety, morals, order, convenience, prosperity and the general welfare, as well as efficiency and economy in the process of development.

NOW, THEREFORE, the Village of Vernon Village Board, Waukesha County, Wisconsin, ordains as follows:

SECTION 1: The Comprehensive Master Plan amendments described in attached Exhibits A, as recommended by the Village of Vernon Plan Commission to the Village Board, are hereby adopted, subject to the conditions described in Sections 2 and 3, below.

SECTION 2: The Village Administrator/Clerk is directed to file a copy of the attached Comprehensive Master Plan amendments for the Village of Vernon with all of the following entities:

1. Every governmental body within the boundaries of the Village of Vernon;
2. The Clerk of every local government unit that is adjacent to the Village of Vernon;
3. The Wisconsin Department of Administration;
4. The Southeastern Wisconsin Regional Planning Commission; and
5. The public library(ies) that serves the Village of Vernon.

SECTION 3: 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 conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 4: EFFECTIVE DATE.

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

Adopted this 9th day of August 2023, by a majority vote of the members-elect of the Village of Vernon Village Board.

BY THE VILLAGE OF VERNON BOARD OF TRUSTEES

Karen L. Schuh, Village President

ATTEST:

Bradley Calder, Village Administrator/Clerk

Published and posted this ____ day of _____,2023