

RESOLUTION NO. 2006-10

**A Resolution Declaring Intent to Prepare a
Comprehensive Zoning Ordinance for
Extraterritorial Zoning Jurisdiction Within the Town of Cedarburg**

WHEREAS, Section 62.23(7a) of the Wisconsin State Statutes provides the City of Cedarburg with extraterritorial jurisdiction within the Town of Cedarburg; and

WHEREAS, the City of Cedarburg is concerned about the Town of Cedarburg's possible rezoning of their Highway 60 corridor to an overlay zoning district which, as presently defined, will permit a wide range of intensive urban development; and

WHEREAS, the Town of Cedarburg has expressed an interest in creating and applying a new overlay zoning district classification that will reflect restrictive intense mixed use development to be served by private wells and onsite sewerage treatment systems or holding tanks along Highway 60; and

WHEREAS, the City of Cedarburg Common Council is interested in working cooperatively with the Town of Cedarburg to establish appropriate land use planning and zoning regulations for the Highway 60 corridor, west of and including the 5 Corners intersection, within the Town of Cedarburg in a manner that is compatible with the City's Land Use Plan and zoning; and

WHEREAS, the attached map illustration identified as Exhibit A and property description identified as Exhibit B identifies the geographic area in which the City of Cedarburg intends to exercise its extraterritorial jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL OF THE CITY OF CEDARBURG, that the Common Council hereby declares its intent to exercise extraterritorial zoning jurisdiction and work with the Town of Cedarburg to prepare an appropriate Comprehensive Zoning Ordinance for the area described in Exhibits A and B, and that an interim zoning ordinance to preserve existing zoning within the described area shall also be enacted in accordance with Section 62.23(7a) of the Wisconsin State Statutes.

Passed and adopted this 4th day of April 2006.

Gregory P. Myers, Mayor

Attest:

Sandra M. Ingram, City Clerk

Approved as to form:

Kaye K. Vance, City Attorney

EXHIBIT B—LEGAL DESCRIPTION FOR
THE CITY OF CEDARBURG
EXTRATERRITORIAL ZONING AREA

That part of Section 15, Township 10 North, Range 21 East, described as follows:

The southwest $\frac{1}{4}$ of said section 15, excluding the southerly 386 feet of the westerly 230 feet of the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of said section and;

The west half of the southeast $\frac{1}{4}$ of said section, lying north of State Trunk Highway 60 and the north $\frac{1}{2}$ of the northeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of said section, lying west of County Trunk Highway I