

# VILLAGE OF OCONOMOWOC LAKE

**OCONOMOWOC LAKE PLAN COMMISSION MEETING MINUTES OF Monday, December 1, 2008. Unofficial until approved by the Plan Commission. Approved as written ( ) or with corrections ( X ) on 02/02/2009.**

The regular monthly meeting of the Plan Commission of the Village of Oconomowoc Lake was held on Monday, December 1, 2008, immediately following a special meeting of the Village Board of Trustees, commencing at 7:16 p.m., at the Village Hall, 35328 W. Pabst Road, Oconomowoc. Legal requirements for notification as required by law have been met. Roll was taken with the following in attendance:

Mr. Kneiser/Chairperson – present  
Messrs., Bickler, Foster, Langenbach, Lyons and Owens/Members – present  
Messrs. Birbaum and Clarkson/Members – absent  
Ms. Schlieve/Clerk-Treasurer – present  
Mr. Wiemer/Police Chief-Administrator – present  
Mr. Macy/Attorney – present

## **Attendance**

There was no one in attendance other than those noted above.

## **MINUTES**

Motion (Langenbach/ Bickler) to approve the minutes for the Plan Commission Meeting held on October 6, 2008, *Carried Unanimously*.

## **Discussion/action regarding “An Ordinance to Repeal and Recreate Section 17.61(3)(d) of the Village of Oconomowoc Lake Village Code Regarding Concurring Votes Required for Actions by the Board of Appeals and to Repeal and Recreate Section 17.61(4)(b) of the Village of Oconomowoc Lake Code and Create Section 17.61(5) of the Village Code Regarding Use Variances Within the Village of Oconomowoc Lake.”**

Mr. Wiemer explained that the first portion of the proposed ordinance regarding concurring votes required for actions by the Board of Zoning Appeals has already been recommended for approval to the Village Board of Trustees.

### **a.) Discussion/action regarding reasonable uses of all property in the Village.**

Mr. Macy explained the use study and the proposed model footnote language. Discussion followed regarding the use study and the proposed footnote language. Item numbers 3, 4, and 11 of the proposed model footnote language will be deleted, and the language in item 13 will be clarified. Several properties listed in the study were discussed. Commissioners noted that Mr. Gerald LaBarge, who owns tax key 585-994-001, should file a quit-claim deed to have this piece of property added to his property that includes his residence, tax key 585-987. The transaction that was done to create the first tax key during a land swap was filed incorrectly. The property is not buildable and should not have been assigned a separate tax key number.

Motion (Bickler/Langenbach) to adopt the use study with the changes as noted, and to recommend adoption of the ordinance to repeal and recreate section 17.61(3)(d) of the Village of Oconomowoc Lake Code regarding concurring votes required for actions by the Board of Appeals and to repeal and recreate section 17.61(4)(b) of the Village of Oconomowoc Lake Code and create section 17.61(5) of the Village Code regarding use variances within the Village of Oconomowoc Lake, *Carried Unanimously*.

## **Discussion/action regarding “An Ordinance to Repeal and Re-Crete Section 17.39(1) and Section 17.39(2) of the Village of Oconomowoc Lake Zoning Code, Regarding Uses within the B-1 Business District.”**

Mr. Macy explained to the Commissioners that there has been recent litigation regarding business districts and conditional uses. In order to preserve the business district of the Village of Oconomowoc

Lake, Mr. Macy recommends adoption of a revised ordinance to regulate the district. On page 3 of the red-lined version of the proposed ordinance, Section 2, (2) (a) (1) should have the words "Village of Oconomowoc Master Plan" replaced with "Village of Oconomowoc Lake Smart Growth Plan".

Motion (Lyons/Bickler) to recommend approval of the proposed ordinance, with the previously noted change, to the Village Board of Trustees, Carried Unanimously.

With no further discussion, a motion (Owens/Lyons) to adjourn the meeting at 8:03 p.m., Carried Unanimously.

Respectfully submitted by:  
Cindy J. Schlieve, Clerk-Treasurer