

Chapter 391 - OFFICIAL MAPS

§ 391-1. - Intent.

It is the intent of the village board to establish official maps for the purpose of serving and promoting the public health, safety, convenience, economy, orderliness, and general welfare of the community; to further the orderly layout and use of land; to stabilize the location of real property boundary lines; to insure proper legal descriptions and proper monumenting of land; to facilitate adequate provision for transportation, parks, playgrounds, and stormwater drainage; and to facilitate the further subdivision of larger tracts into smaller parcels of land.

(Ord. No. 21-09, 6-22-2021)

§ 391-2. - Authority.

This chapter is enacted under the authority granted by Wis. Stats. § 62.23(6).

(Ord. No. 21-09, 6-22-2021)

§ 391-3. - Official map designation.

Official maps shall show the location and extent of all platted and existing streets, highways, parkways, parks, and playgrounds within the designated official map focus area for any official map created under this chapter within the village as heretofore platted, laid out, adopted, and established by law. Any official map created hereunder shall be designated as an "Official Map of the Village of Kronenwetter," make reference to this section and the ordinance it is created under, and all notations, references, and other information shown thereon shall be as having the full effect of being created by this chapter though the matters and information thereon were fully described herein designating the area and depictions therein as an official map.

(Ord. No. 21-09, 6-22-2021)

§ 391-4. - Changes and additions.

- A. The village board or village plan commission may recommend changes or additions to any official map so as to establish the boundary of; widen; narrow; extend; or close any platted, existing, proposed, or planned streets, highways, drainage ways, parkways, and parks or playgrounds, except that drainage ways outside the village limits shall not be included on an official map.
- B. Any amendment to an official map shall be referred to the village plan commission for review and recommendation. A public hearing of parties in interest and citizens before the plan commission shall be required before any changes or additions to an official map are effective. Notice of the public hearing shall be published as a class II notice pursuant to Wis. Stats. ch. 985. The village plan commission shall report its recommendation to the village board within 60 days of the public hearing.
- C. Changes and additions made by duly approved subdivision plats shall not require a public hearing if the changes or additions do not affect any land outside the area being platted.

(Ord. No. 21-09, 6-22-2021)

§ 391-5. - Notice of public hearing.

- A. *Legal ad (per existing ordinances)*. The notice of the time, date, and location of the planning commission public hearing shall be published by the village at least two times (class II) in a newspaper of general circulation in the village 14 calendar days and seven calendar days prior to the date of the planning commission public hearing.
- B. *Public notice*. Notice of the plan commission public hearing shall be sent by regular mail to the applicant and each landowner adjoining the subject property. Notice of the planning commission public hearing shall be sent at least ten calendar days prior to the planning commission public hearing. The notice shall be prepared and mailed by the village. The failure of any person required by this section to receive the notice shall not invalidate or otherwise have any effect upon a public meeting or public hearing or action taken on the proposed amendment.
- C. *Local government notice*. The village shall send one copy of the proposed amendment at least ten calendar days prior to the plan commission public hearing to the adjoining local government for review and comment when the project adjoins another municipality, or the primary access to the affected property is through an adjoining municipality.
- D. *Village website*. Notice of the plan commission public hearing shall be posted on the village webpage. The failure of any person required by this section to receive the notice shall not invalidate or otherwise have any effect upon a public meeting or public hearing or action taken on the proposed amendment.

(Ord. No. 21-09, 6-22-2021)

§ 391-6. - Building permits.

- A. For the purpose of preserving the integrity of any official map, a building permit shall be required for any structure or part thereof located within any area depicted within any official map created by the village under this chapter and which is, after the creation of such official map, erected, moved, reconstructed, extended, enlarged, converted, or structurally altered. No permit shall hereafter be issued for any building in the limits of any existing or proposed street, highway, drainage way, or parkway shown on any official map. No permit for the construction of any building in any area depicted on an official map shall be issued unless a street or highway giving access to such proposed structure has been duly placed on the map.
- B. The building inspector or designee may require each applicant for a building permit to submit a plan, prepared and certified by a registered land surveyor, showing accurately the location of any proposed building with reference to any street, highway, drainage way, or parkway shown on any official map.

(Ord. No. 21-09, 6-22-2021)

§ 391-7. - Municipal improvements.

No public sewer or other municipal street utility or improvement shall be constructed in any street, highway, or parkway within the any official map created under this chapter until such street, highway, or parkway is duly placed on that official map.

(Ord. No. 21-09, 6-22-2021)

§ 391-8. - Appeals.

The board of zoning appeals shall have the power to review any administrative decision of the village building inspector or designee to deny a permit for the erection of a structure under this chapter and to grant relief from the requirements of this chapter under the provisions of Wis. Stats. § 62.23(6)(e), (f), and (g).

(Ord. No. 21-09, 6-22-2021)

§ 391-9. - Certification of map.

There shall be a certified copy of any official map described in [section 391-3](#). The certified copy shall be kept in the office of the village clerk, or designee, and shall be available for inspection by any interested person during regular office hours. The certified copy shall bear on its face a certification that it is a true copy of an official map created pursuant to this chapter and shall be adopted by the board as an official map by an ordinance which shall show the date of adoption and shall be signed by the village president and the village clerk. Thereafter no change or addition to any such official map shall become effective until it shall have been indicated by the appropriate convention on the aforesaid certified copy of the official map and a certificate placed thereon or attached thereto bearing the number and date of adoption of the amending ordinance. The certificate shall be signed by the village president and the village clerk.

(Ord. No. 21-09, 6-22-2021)

§ 391-10. - Recording of map.

The village clerk or a designee shall be responsible immediately upon adoption of any official map or any amendment thereto for recording a true copy of the official map, as adopted or amended, with the Marathon County Register of Deeds, Wisconsin.

(Ord. No. 21-09, 6-22-2021)

§ 391-11. - Enforcement.

It shall be the duty of the building inspector or designee and the chief of police to enforce the provisions of this chapter.

(Ord. No. 21-09, 6-22-2021)

§ 391-12. - Violations and penalties.

- A. Any person violating any of the provisions of this chapter shall be subject to the general penalty in [chapter 1](#), General Provisions, [§ 1-2](#), General penalty, of the Code of the Village of Kronenwetter.
- B. Compliance with the provisions of this chapter may also be enforced by injunction in any court with jurisdiction. It shall not be necessary to prosecute for forfeiture or a cease-and-desist order before resorting to injunctive proceedings.

(Ord. No. 21-09, 6-22-2021)

