

# Town of Merrimac Zoning Ordinance

## ACKNOWLEDGEMENTS

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**Town of Merrimac Zoning Ordinance**

<b>Table of Contents (Principal Sections)</b>	<b>Page</b>
1.0 INTRODUCTION - Purpose, Intent, Effective date, etc. ....	1
2.0 GENERAL PROVISIONS .....	2
2.02 Zoning Administrator.....	2
2.04 Land Use/Building Permit Code.....	3
2.09 Various Uses, Manufactured homes, height, setbacks, etc. ....	5-8
2.21 Signage - Definitions, restrictions, maintenance, etc.....	8-14
2.26 Planned Area Developments (PAD)	
I. Purpose, Definition, Review and Design Criteria.....	15
II. Procedure for obtaining approval.....	22
III. Submittal and construction time frames .....	31
IV. Enforcement.....	31
2.27 Subdivisions.....	33
2.29 Public Access to Lake Wisconsin.....	53
3.0 PLANNING AND ZONING COMMISSION .....	54
4.0 BOARD OF APPEALS.....	57
5.0 AGRICULTURAL DISTRICT .....	61
6.0 AGRICULTURAL CONSERVATION DISTRICT.....	64
7.0 SINGLE FAMILY RESIDENTIAL DISTRICT.....	66
8.0 CROSSROADS COMMERCIAL DISTRICT.....	69
9.0 RECREATION COMMERCIAL DISTRICT.....	69
10.0 MINERAL EXTRACTION .....	69
DEFINITIONS SECTION .....	75

## 1.0 INTRODUCTION

### 1.01 Authority

The Zoning Ordinance of the Town of Merrimac, Sauk County, Wisconsin is adopted under the authority of Wisconsin Statutes Sections 60.18(12), 60.74(7), 61.35, and 62.23. Therefore, the Town Board of Merrimac, Wisconsin, does ordain as follows:

### 1.02 Purpose

This Ordinance is declared to be for the purpose of promoting the public health, safety, prosperity, aesthetics and general welfare and for the protection and preservation of agricultural land and wildlife habitat.

### 1.03 Intent

It is the general intent of this Ordinance to regulate and restrict the use of all structures, lands, and waters; regulate and restrict lot coverage, population distribution and density, and the size and location of all structures so as to: lessen congestion in and promote the safety and efficiency of the streets and highways; help minimize fire, flooding, and other dangers; provide adequate light, air, sanitation, and drainage; facilitate the adequate provision of public facilities and utilities; stabilize and protect property values; further the appropriate use of land and conservation of natural resources; preserve and promote the beauty and community character of the Town. It is further intended to provide for the administration and enforcement of this Ordinance and to provide penalties for its violation.

### 1.04 Abrogation and Greater Restrictions

It is not intended by this Ordinance to repeal, abrogate, annul, impair, or interfere with any existing easements, covenants, deed restrictions, agreements, ordinances, rules, regulations or permits previously adopted or issued pursuant to laws. However, wherever this ordinance imposes greater restrictions, the provisions of this Ordinance shall govern.

### 1.05 Supersession

This Ordinance supersedes all inconsistent provisions of any prior Town ordinances.

### 1.06 Interpretation

In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the Town and shall not be deemed a limitation or repeal of any other power granted by the

Wisconsin Statutes. (Note: The definition section of this Ordinance contains a list of definitions for specific words and phrases found in this Ordinance.)

1.07 Severability

If any section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

1.08 Title

This Ordinance shall be known as, referred to, or cited as the "ZONING ORDINANCE, TOWN OF MERRIMAC, WISCONSIN".

1.09 Effective Date

This Ordinance shall be effective after adoption by the Merrimac Town Board, publication or posting as provided by law and the approval of the Sauk County Board of Supervisors.

Date of Publication: January 19, 1993.

2.0 GENERAL PROVISIONS

2.01 Jurisdiction

The jurisdiction of this Ordinance shall include all lands and waters within the unincorporated limits of the Town of Merrimac.

2.02 Zoning Administrator

The position of Zoning Administrator is hereby created as the administrative and enforcement office for the provisions of this Ordinance. The duty of the Zoning Administrator shall be to interpret and administer this Ordinance and to issue, after on-site inspection, all permits required by this Ordinance. The Zoning Administrator shall investigate all complaints, give notice of violations, issue orders to comply with the Zoning Ordinance, and assist the Town attorney in the prosecution of ordinance violators. The Zoning Administrator and his/her duly appointed deputies may enter at any reasonable time onto any public or private lands or waters to make a zoning inspection.

2.03 Compliance

No structure, land or water shall hereafter be used and no structure or part thereof shall hereafter be located, erected, moved, reconstructed, extended, enlarged,