

TOWN OF EAU PLEINE, MARATHON COUNTY, WISCONSIN

ORDINANCE NO. 104 OF THE ORDINANCES OF THE TOWN OF EAU PLEINE
ENTITLED "INTERIM ZONING"

The Town Board of the Town of Eau Pleine do ordain as follows:

SECTION 1: Ordinance No. 104 of the ordinances of the Town of Eau Pleine entitled "Interim Zoning" is hereby created as follows:

104 INTERIM ZONING

(1) Statement of Purpose

The Town Board of the Town of Eau Pleine having been granted village powers by resolution adopted pursuant to Sec. 60.18(12) of the Wisconsin Statutes has determined that it would be in the overall best interests of the Town to proceed with the establishment of a town zoning ordinance. Thus, in accordance with the authority granted by Secs. 60.74(7), Wis. Stats., 61.35, Wis. Stats., and Sec. 62.23(7), Wis. Stats., the Town Board has directed the Plan Commission to prepare and recommend a district plan and regulations for the Town. While said comprehensive zoning plan is being prepared, it is essential in order to promote and protect the public health, safety, comfort, convenience, aesthetics and other aspects of the general welfare and more specifically to avoid unplanned development in the Town that an interim zoning ordinance be adopted to preserve or freeze existing uses of property within the town. It is with that purpose and intent that this ordinance is adopted.

(2) Existing Uses Preserved

No building or land shall be used and hereafter no building shall be erected, structurally altered or relocated in the Town of Eau Pleine in Marathon County, Wisconsin, unless such use of land, structure or building shall conform to the actual use thereof existing as of the effective date of this ordinance. The Town of Eau Pleine located in Township 27 North, Range 3 East, Marathon County, Wisconsin, is hereby zoned to preserve existing uses of property and any use thereof shall be limited to the actual use in existence as of the effective date of this ordinance.

(3) Penalty

Any person, firm or corporation or agent, employee or contractor thereof who violates, disobeys, omits, neglects or refuses to comply with or to resist enforcement of any provision of this ordinance shall upon conviction forfeit not less than Twenty-Five Dollars (\$25.00) nor more than Three Hundred Dollars (\$300.00) for each offense together with the

costs of prosecution and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the County Jail of Marathon County until said forfeiture and costs are paid but not to exceed thirty (30) days for each violation. Each day that a violation continues to exist shall constitute a separate offense. In addition to said forfeiture and costs, the Town may seek other civil remedies including but not limited to a permanent injunction restraining any of the activities which are specifically prohibited by this ordinance.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect from and after its passage and publication as provided by law. However, pursuant to the provisions of Sec. 62.23(7)(da) this ordinance shall be effective for no longer than two years after its enactment.

TOWN OF EAU PLEINE

By: Lawrence Spring
Lawrence Spring, Chairman

By: Ralph Pisk
, Supervisor

By: Edward Polege
Edward Polege, Supervisor

ATTEST: Sharon Schmidt
Sharon Schmidt, Clerk

ADOPTED: June 8, 1983

APPROVED: June 8, 1983

PUBLISHED: June 14, 1983

AFFIDAVIT OF PUBLICATION

TOWN OF EAU PLEINE,
MARATHON COUNTY, WI
ORDINANCE NO. 104 OF THE
ORDINANCES OF THE TOWN
OF EAU PLEINE ENTITLED
"INTERIM ZONING"

STATE OF WISCONSIN
County of Wood

No 11420

Bennett R. Lewis

Being duly sworn, says that he is managing agent and foreman (principal clerk) of News Publishing Company, the printer of the MARSHFIELD NEWS-HERALD, which is a public Newspaper of general circulation, printed in the English language, and published at the city of Marshfield, in said county and state; that an advertisement or notice

of Ordinance No. 104

Town of Eau Pleine

of which the printed one hereto attached is a true copy, was published in said newspaper one times, once in each week for one successive weeks; that the first publication of said notice therein was on the 14th day of June, 1983 and the last publication of said notice therein was on the _____ day of _____, 19____ and that the said printed copy was taken from the paper in which it was published.

Bennett R. Lewis

Subscribed and sworn to before me this 14th day of June 19 83

Thomas Mayell
Commission expires 1-25-87

Notary Public, Wood Co., Wis.

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Affidavit, - - - - - \$1.00

Received Payment \$ 44.66

Publishers

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(da) this ordinance shall be effective for no longer than two years after its enactment.

Town of Eau Pleine
Lawrence Spring, Chairman
Ralph Pick, Supervisor
Edward Polege, Supervisor
Attest: Sharon Schmidt, Clerk
Adopted: June 8, 1983; Approved:
June 8, 1983.
(June 14, 1983)