

STATE OF WISCONSIN

VILLAGE OF SUSSEX

WAUKESHA COUNTY

ORDINANCE NO. 780

AN ORDINANCE TO AMEND THE  
VILLAGE OF SUSSEX ZONING DISTRICT MAP OF THE  
VILLAGE OF SUSSEX ZONING CODE  
BY REZONING CERTAIN LANDS IN THE VILLAGE OF SUSSEX  
FROM M-1 INDUSTRIAL DISTRICT TO  
Q-1 QUARRY DISTRICT

WHEREAS: A petition has been filed by Hans Dawson, Engineer ("Petitioner") on behalf of Lannon Stone Products ("Owner") of certain lands in the Village of Sussex to rezone said properties as described in Exhibit A attached hereto and incorporated herein ("Subject Properties"); and

WHEREAS: Said rezoning petition was submitted to rezone the subject properties to Q-1 Quarry District as described on Exhibit A; and

WHEREAS: The Petitioner has supplied all required data pursuant to the Village of Sussex Zoning Code, and a public hearing was conducted by the Village Board of the Village of Sussex on JUNE 24, 2014; and

WHEREAS: The Village Plan Commission of the Village of Sussex has recommended to the Village Board of the Village of Sussex that said zoning change be made upon certain conditions; and

WHEREAS: The Village Board of the Village of Sussex having carefully reviewed the recommendation of the Plan Commission of the Village of Sussex, having determined that all procedural requirements and notice requirements have been satisfied, having given the matter due consideration, and having based its determination on the effect of the granting of such rezoning on the health, safety and welfare of the community, immediate neighborhood in which said use will be located, and having given due consideration to the municipal problems involved as well as the impact on the surrounding properties as to noise, dust, smoke and odor, and others hereby determine that the rezoning will not violate the spirit or intent of the Zoning Code for the Village of Sussex, will not be contrary to the public health, safety or general welfare of the Village of Sussex, will not be hazardous, harmful, noxious, offensive and will not for any other reason cause a substantial adverse effect on the property values and general desirability of the neighborhood as long as the operation is conducted pursuant to the following conditions and in strict compliance with the same and is consistent with the recommendation found in the Village of Sussex master plan.

NOW, THEREFORE, the Village Board of the Village of Sussex, Waukesha County, Wisconsin, do ordain as follows:

SECTION 1: The subject properties are hereby rezoned to Q-1 Quarry District as described on Exhibit A and the Zoning Map of the Village of Sussex is hereby amended.

SECTION 2: The Village Engineer is hereby authorized and directed to note this rezoning on the Official Zoning Map of the Village of Sussex.

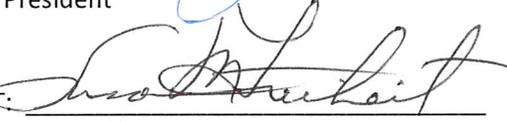
SECTION 3. SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a decision of the court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and not affect the validity of all other provisions, sections or portions thereof the ordinance which shall remain in full force and effect. Any other ordinances are hereby repealed as to those terms that conflict.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 24<sup>TH</sup> day of JUNE, 2014.

VILLAGE OF SUSSEX

  
\_\_\_\_\_  
Gregory L. Goetz  
Village President

ATTEST:   
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Susan M. Freiheit  
Village Clerk-Treasurer

Published and/or posted this 2<sup>ND</sup> day of JULY, 2014

#### EXHIBIT A

1. SUXV0286999, Property located at the northeast corner parcel of STH 74 and CTH K, Current zoning M-1 Industrial, proposed zoning M-1 Industrial and Q-1 Quarry District.
2. SUXV0243993002, Property located at the northeast corner parcel of STH 74 and CTH K, Current zoning M-1 Industrial, proposed zoning M-1 Industrial and Q-1 Quarry District.
3. SUXV0236986, Property located east of Canadian National Railroad and north of Main Street, Current zoning M-1 Industrial, proposed zoning Q-1 Quarry District.
4. SUXV0238996, Property located east of Canadian National Railroad and north of Main Street Current zoning M-1 Industrial, proposed zoning Q-1 District.

CURRENT ZONING MAP

