

VILLAGE OF LITTLE CHUTE

ORDINANCE NO. 7, SERIES OF 2012

AN ORDINANCE CREATING ARTICLE XVI – EAST MAIN OVERLAY DISTRICT SECTION 560 PURPOSE; APPLICABILITY AND SECTION 561 GENERAL REGULATIONS OF CHAPTER 44 OF THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE.

WHEREAS, the Plan Commission of the Village of Little Chute has recommended the following ordinance; and,

WHEREAS, the required public hearing has been held before the Village Board of Trustees, Village of Little Chute; and,

WHEREAS, the Village Board of Trustees, Village of Little Chute, finds the following ordinance to be in the public interest;

NOW, THEREFORE, the Village Board of Trustees, Village of Little Chute, do ordain as follows:

Section 1. That the Zoning Ordinance, Section 44-Article XVI, Sections 560 and 561 of the Municipal Code of the Village of Little Chute is hereby created as follows:

ARTICLE XVI EAST MAIN OVERLAY DISTRICT

Sec. 44-560. - Purpose; applicability.

- (a) Purpose. The purpose of this ordinance is to protect and promote the health, safety, aesthetics and general welfare of the present and future residents of the Village of Little Chute by:
 - (1) Regulating and restricting the location and use of buildings, structures and land for trade, industry, residence and other uses for compatibility and aesthetic reasons.
 - (2) Lessening the danger and congestion of traffic on the roads and highways; limiting the number of intersections, driveways and other friction points; minimizing other hazards; and, insuring the continued usefulness of all elements of the existing highway system for their planned function.
- (b) Applicability.
 - (1) This ordinance is designed to determine, establish, regulate and restrict development in an area adjacent to State Highway 96. The jurisdiction of these regulations shall include all lands adjacent to this highway located East of Sanitorium Road Easterly to the East Village Limit.
 - (2) Words used in the present tense shall include the future tense, words used in the singular number shall include the singular. The word "shall" is mandatory and the word "may" is permissive.
- (c) Severability. It is hereby declared to be the legislative intent that should any provision of this ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect

the validity of this ordinance in its entirety or any part thereof, other than that so declared to be invalid.

Sec. 44-561. - General regulations.

- (a) Purpose. The purpose of this chapter is to amend certain zoning controls for the development that will occur within the affected corridor. The acquisition of additional right-of-way has caused an added burden under setback regulations by the reduction of lot depths. The reasons for this control are to amend the front yard setback regulations established within the underlying Zoning District regulations.
- (b) Setbacks Amended. All front yard setback requirements of the underlying zoning regulations shall be reduced by two feet where the setback is adjacent and parallel to the Highway 96 right-of-way within the area described in 44-560 (b) (1).

Section 2. Effective Date. This Ordinance shall take effect upon the adoption and publication and enactment of the Ordinance by the Village Board of Trustees, Village of Little Chute.

Introduced: May 23, 2012

Approved and adopted: June 20, 2012.

VILLAGE OF LITTLE CHUTE

By _____
Michael R. Vanden Berg, Village President

Attest: _____

Vicki Schneider, Village Clerk