Ordinance # 0-07-2002-44

Published 07-30-02

AN ORDINANCE AMENDING ASHLAND COUNTY'S 1934 ZONING ORDINANCE

WHEREAS, after publication in the County of a class 2 notice under Chapter 985, on May 2, 2002 the Zoning Committee of the Ashland County Board of Supervisors held a public hearing on proposed amendments to Ashland County's 1934 Zoning Ordinance, and

WHEREAS, at its June 4, 2002 meeting, Zoning Committee of the Ashland County Board of Supervisors approved the following amendments and directed an appropriate ordinance be drafted recommending that the Ashland County Board of Supervisors enact the same,

NOW, THEREFORE,

The Board of Supervisors of Ashland County does ordain as follows:

1) The following new Section I(B) is hereby enacted:

SECTION I(B)

BUILDING PERMITS

A. A building permit shall be obtained from the office of the Ashland County Zoning Administrator for any structure which is used, intended to be used, or designed to be used:

1. for human habitation or

2. for human occupancy

on either a permanent or temporary basis, for which a sanitary permit is required.

Exemptions. The following structures are exempt from this provision:

1. A satellite hunting station, a hunting stand and/or hunting blind which is designed with openings from which a rifle and/or bow and arrow can be shot, and

2. A warming shack and/or sleeping shack which is moved from job to job which is used in connection with an on-going and bona fide:

a. logging project, or
b. construction project, or
c. similar work activity, and

3. A structure which is used by persons to shield them from the weather and/or climatic conditions while waiting for public transportation or a school bus.

B. No structure for which a building permit is required by this ordinance, shall be constructed, erected, assembled or moved onto real estate until after the required building permit has been issued.

C. The term "structure", when used in this ordinance, has the meaning set forth in Section 15.06 of Ashland County's Private Sewage System Ordinance, which is incorporated herein by reference as though fully set forth herein.

D. **Minimum Setback Requirements**.

The following minimum setback requirements apply to each structure covered by Section I(B) of this ordinance:

Front yard	10-foot setback
Rear yard	10-foot setback
Side yards	10-foot setback

A setback is measured laterally between the furthest protrusion of the structure and the closest property boundary line. No portion of a structure shall be present within the required minimum setback area.

E. **Applicability**. The requirements of Section I(B) apply to all areas in Ashland County which are in District I – Forestry and Recreation or in District II – Unrestricted District, except as set forth in Section VII of this ordinance.

2) Current Section VII of this ordinance is repealed and is replaced with the new Section VII, which is hereby enacted:

SECTION VII

APPLICABILITY

This ordinance does not apply to:

a. Any structure or real estate belonging to the United States of America or the State of Wisconsin.

b. Any real estate situated within an incorporated city or village.

c. Any real estate situated within the exterior boundaries of the Bad River Indian Reservation.

d. Any real estate situated within the Town of La Pointe.

3) Current Section VIII of this ordinance is repealed and is replaced with the following new Section VIII which is hereby enacted:

SECTION VIII

REPEAL AND/OR AMENDMENT

This ordinance may be repealed or amended, in whole or in part, in the manner provided for in Wisconsin Statutes at the time of such repeal or amendment.

4) Current Section IX of this ordinance is repealed and is replaced with the following new Section IX which is hereby enacted:

SECTION IX

ENFORCEMENT AND PENALTY

The following provisions of Ashland County's private sewage system ordinance are incorporated herein by reference as though fully set forth herein: Sections 15.40, 15.41 and 25.04.

In addition, in the event a permit required by this ordinance is applied for or issued on an after the fact basis, the amount of the permit fee payable to Ashland County shall be double the normal or usual amount of such permit fee.

5) As per §59.14, Wisconsin Statutes, the Clerk shall immediately publish this ordinance as a class 1 notice under Chapter 985 and shall procure and distribute copies of the ordinance to the several town clerks, who shall file the same in their respective offices.

Dated this 24th day of July, 2002.

Kenneth Lindquist

Kenneth F. Lindquist, Chairperson
Ashland County Board of Supervisors

Patricia Somppi

Patricia Somppi, County Clerk
Ashland County, Wisconsin

This document is a full, true and correct copy of the original on file and of record in my office and has been compared by me.

Attest July 25 2002
Patricia Somppi

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