



**TOWN OF WESTON, MARATHON COUNTY, WISCONSIN**

**ORDINANCE NO. TW 2024-01**

**AN ORDINANCE TO APPROVE THE REZONING OF 4.20 ACRES ALONG POPLAR LANE, TOWN OF WESTON, MARATHON COUNTY, WISCONSIN.**

WHEREAS, the Plan Commission of the Town of Weston having held a public hearing on the 19<sup>th</sup> day of March 2024, on the application described below for the zoning of the property described herein; and

WHEREAS, the Plan Commission having thereafter filed its written recommendations and findings with the Town Board of Supervisors, and the said Board having received and approved the recommendation of said Committee;

NOW THEREFORE, the Town Board Supervisors of the Town of Weston do ordain as follows:

SECTION 1: On the application (Project 20240040) of Nathan Wincentsen, 5310 Willow St, Weston, for the following territory now comprising a part of the AR Agriculture and Residential district, located in Section 5, Township 28 North, Range 8 East, Town of Weston, Marathon County, Wisconsin, is hereby designated to be and become hereafter part of the following zoning district:

**RR-2 Rural Residential – 2 Acre:** The area to be rezoned is described as Commencing at the North 1/4 corner of said Section 5; Thence North 89°19'09" East along the North line of said Fractional Northeast 1/4, 1318.25 feet to the West line of said Northeast 1/4 of the Fractional Northeast 1/4; Thence South 02°15'02" East along said West line, 775.00 feet; Thence North 89°08'12" East, 24.76 feet to the East right-of-way line of Poplar Lane and the point of beginning; Thence continuing North 89°08'12" East, 415.92 feet; Thence South 02°15'02" East, 440.00 feet; Thence South 89°08'12" West, 415.92 feet to said East right-of-way line of Poplar Lane; Thence North 02°15'02" West along said East right-of-way line, 440.00 feet to the point of beginning. That the above described parcel of land contains 182,952 square feet or 4.200 acres, more or less.

BE IT FURTHER RESOLVED that the foregoing amendment to the zoning district designation shall take effect upon the publication of this ordinance. If the rezoning of any lands by this Ordinance does not take effect within 180 days of the date hereof, this Ordinance shall become null and void and the zoning for such lands shall remain unchanged.

SECTION 2: The Clerk shall make necessary alterations upon the official map of the Town of Weston to reflect the changes in the zoning classifications of the property described herein.

SECTION 3: 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. If an application of this Ordinance to a particular structure, land, or water is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not be applicable to any other structure, land, or water not specifically included in said judgment. If any requirement or limitation attached to an authorization given under this Ordinance is found invalid, it shall be presumed that the authorization would not have been granted without the requirement or limitation and, therefore, said authorization shall also be invalid.

Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 4: EFFECTIVE DATE. This ordinance shall take effect upon approval and publication.

Dated the 19th day of March, 2024.

BOARD OF SUPERVISORS

By: David Phelps  
~~Milt Olson, its Chair~~  
David Phelps, acting chair

Attest:

Robin Huempfer  
Robin Huempfer, its Clerk

APPROVED: 3/19/24

PUBLISHED: 3/22/24