

TITLE 13

Planning and Zoning

Chapter 1

Smart Growth Comprehensive Plan

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Sec. 13-1-1 Introduction and Background

(a) **Introduction.** Pursuant to the provisions of Ch. 66.1001 and Ch. 60.22(3) Wis. Stats., the Town of Oshkosh Board, Winnebago County, Wisconsin does ordain as follows:

(1) Having completed the *Town of Oshkosh Smart Growth Comprehensive Plan*, in accordance with the requirements stipulated in Wisconsin's Smart Growth Law, 1999 Wisconsin Act 9, and defined in Ch. 66.1001 Wis. Stats., and as recommended for adoption by the Town Planning Advisory Committee on June 18, 2003, and posted in accordance with Class I Public Notice requirements, the Town of Oshkosh Board hereby adopts the *Town of Oshkosh Smart Growth Comprehensive Plan* as the guide for future land use and development decisions in the Town. All programs and actions of the Town that affect land use shall be consistent with the Comprehensive Plan. This includes any other ordinances, plans or regulations of the Town that relates to land use, including, but not limited to: Local Subdivision Regulation under s. 236.45, Town Zoning ordinances under s.60.62, Land Acquisition for Recreational Lands under s. 23.09(20), and Construction Site Erosion Control and Stormwater Management Zoning under s.61.354.

(b) **Background.** On April 23, 2003, the Town of Oshkosh Advisory Committee unanimously recommended the *Town of Oshkosh Smart Growth Comprehensive Plan* be distributed, in accordance with 1999 Wisconsin Act 9, as the Town's recommended plan. The plan represents the culmination of a two-year planning program, including extensive public involvement.

Since that motion was passed, copies of the recommended plan were forwarded to the City of Oshkosh, East-Central Wisconsin Regional Planning Commission, Wisconsin Department of Natural Resources, Wisconsin Department of Transportation, adjoining towns, local sanitary districts, the Oshkosh School District, the Winneconne School District, Winnebago County, and the Wisconsin Land Council c/o Wisconsin Department of Administration. Comments from these agencies and governments were requested by June 18, 2003. Copies of the recommended plan have been displayed at the office of Town Clerk and at the nearest public library for 30 days prior to the June 18, 2003 Public Hearing.

Following the public hearing, the Planning Advisory Committee unanimously recommended the Town Board, subject to corrections and comments received during the 30-day comment period and public hearing, adopt the *Town of Oshkosh Smart Growth Comprehensive Plan*.

Sec. 13-1-2 Authority

- (a) **Authority.** This section is enacted pursuant to power granted by virtue of present Wisconsin Statutes, including Section 66.1001(4)(c).

Sec. 13-1-3 Definition

- (a) **Definition.** Comprehensive Plan is a plan for development that recognizes the physical, economic, social, political, aesthetic, and related factors of the community. As required by the Wisconsin Smart Growth legislation, the comprehensive plan addresses nine (9) required plan elements: Issues & Opportunities, Housing, Transportation, Agricultural Natural & Cultural Resources, Economic Development, Land Use, Intergovernmental Coordination and Implementation.

Sec. 13-1-4 Restrictions

- (a) **Restrictions.** The Town of Oshkosh Planning Commission shall review and recommend all subsequent amendments to the plan to the Town Board. All amendments shall require a public hearing and Class I Public Notice. Copies of the recommended and approved changes shall be mailed to all neighboring units of government and affected agencies, in accordance with the Wisconsin Statutes Section 66.1001 (4)(b) requirements for recommendation of the original plan.

Sec. 13-1-5 through Sec. 13-1-10 Reserved for Future Use.