

ORDINANCE NO. 070620-04

AN ORDINANCE AMENDING ORDINANCE NO. 050119-01

The Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin do ordain as follows:

SECTION 1.

Section 3 of Ordinance 050119-01 which attempted to renumber Section 18-229 is hereby deleted in its entirety.

SECTION 2.

Section 4 of Ordinance 050119-01 which created a new Section 18-229 is hereby repealed and recreated to create new Section 18-228.5, Preservation of Existing Grade, which is hereby created as follows:

Section 18-228.5. Preservation of Existing Grade.

- (a) *No Damage to Adjacent Properties.* In addition to any other obligation imposed by the Village-of-Fontana Municipal Code or by law, no land shall be developed or graded and no use shall be permitted which shall result in water run off which causes property damage, a nuisance, or erosion on adjacent properties.
- (b) *Grading Permit Required.* In order to protect adjacent properties from possible damage due to the change in the existing grade of adjoining lands, and to aid in preserving and protecting the natural beauty and character of the landscape, no change in the existing topography of any land shall be made which would result in increasing any portion of the slope to a ratio greater than three (3) horizontal feet to one (1) vertical foot, within a distance of 30 feet from any property line. The property owner proposing to change the existing grade of that owner's land within 30 feet of a property line or proposing the installation of a retaining wall within a distance of 30 feet from any property line shall first obtain a Village Grading Permit by submitting an application, paying a permit fee as determined by the Board from time to time, a grading plan showing existing and proposed grades at one (1) foot contours on the subject land with such detail as is necessary to allow the Village to determine compliance with this Ordinance, a cost recovery certificate and such other information or documentation as the Village may request.


Grading permits pursuant to this Section shall be valid for six (6) months. To the extent this Ordinance conflicts with the requirements of Chapter 16 of the Village-of-Fontana Municipal Code, Chapter 16 shall control.

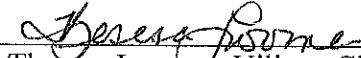
SECTION 3. EFFECTIVE DATE

The original effective date of Ordinance 050119-01 is preserved and this subsequent ordinance shall be effective upon its passage, approval, and publication as required by law.

PASSED AND ADOPTED by the Village Board of the Village of Fontana-on-Lake Geneva, Walworth County, Wisconsin, this 6th day of July, 2020.

VILLAGE BOARD OF THE VILLAGE OF
FONTANA-ON-GENEVA LAKE

By: 
Patrick Kenny, Village President

Attest: 
Theresa Loomer, Village Clerk