

ORDINANCE NO. 05-07-12-02

An Ordinance Amending Ordinance No. 8-1-88-1, Planned Development Zoning for the Clear Sky Lodge Condominium Project

WHEREAS, the Village of Fontana-on-Geneva Lake did previously adopt Ordinance No. 8-1-88-1 whereby a Planned Development was approved for the Clear Sky Lodge Property subject to the terms and conditions set forth in said ordinance; and

WHEREAS, the Margaret M. Lombardo Trust and the Clear Sky Lodge Condominium Association, Inc. (together the "Applicant") have applied to the Village for an amendment to the Planned Development Zoning for the Clear Sky Lodge Property whereby the allocated mooring density set forth in the approved Planned Development Zoning and in Ordinance 8-1-88-1 shall not be increased and shall be fixed at those levels set forth in said ordinance, but that the pier configurations set forth in the referenced exhibits to Ordinance 8-1-88-1 shall not control configuration of piers on any portion of the Clear Sky Lodge Property or the property otherwise subject to Ordinance 8-1-88-1; and

WHEREAS, the application was referred to the Plan Commission for public hearing and recommendation, and the Plan Commission of the Village of Fontana-on-Geneva Lake did, upon notice, conduct a public hearing on the proposed amendment to Ordinance No. 8-1-88-1 and made its favorable recommendation and report on said proposed amendment to the Village Board; and

WHEREAS, the Village Board for the Village of Fontana-on-Geneva Lake, having given due consideration to the recommendation of the Plan Commission and the application of the Applicants and the report of Village staff, which said materials are incorporated herein by reference, and further considering the criteria set forth in the Village Municipal code, does intend by this ordinance to take action on said application.

NOW, THEREFORE, the Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin does do ordain at follows:

SECTION 1

That the original Planned Development approval for the Clear Sky Lodge Project set forth in Ordinance 8-1-88-1 shall not require, and by its terms shall not control, the configuration of piers to be located in the riparian area adjoining the Clear Sky Lodge Property. Rather, boat density and the availability of moorings shall be dictated by the terms of Ordinance 8-1-88-1 without controlling the configuration of piers or other mooring facilities.

SECTION 2 EFFECTIVE DATE

This Ordinance shall be in full force and effect upon and from its passage, approval and

publication as required by law.

PASSED AND ADOPTED by the Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin this 7th day of May, 2012.

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

By: 

Arvid Petersen, Village President

Attest: 

Dennis Martin, Village Clerk