AGENDA
Village of Chenequa
Joint Meeting of the Plan Commission & Village Board of Trustees
Monday, March 11, 2019 at 6 PM
31275 W County Road K, Chenequa, WI 53029

This is official notice that a joint meeting of the Plan Commission and Village Board of Trustees for the Village of Chenequa will be held at 6 PM on Monday, March 11, 2019 at the Village Hall, 31275 W County Road K, Chenequa. Legal requirements for notification have been met. The following matters will be discussed, with possible actions, as well as any other matters that may come before the Plan Commission Members and Village Trustees:

Call to Order
Pledge of Allegiance

Public Hearing: (1) Amendment to the Village of Chenequa Official Map
(2) Recodification of Chapter 3 together with the relocation of certain sections in Chapter 3 to different Chapters of the Village Code:
- Repeal Section 3.05; Recreate as Section 5.25 Signs and Billboards;
- Repeal Sections 3.06 and 3.08; Recreate as Sections 4.7 Bulkhead Line – Pine Lake and Section 4.8 Establishing Shoreline – Pine Lake;
- Repeal Section 3.07; Recreate as Section 8.24 Care of Trees;
- Repeal Section 3.07(3); Recreate as Section 1.13 Village Forester;
- Repeal Section 3.11; Recreate as part of a new Section 6.5(2) Camp Trailers;
- Repeal Section 3.12; Recreating Section 8.25 Fertilizers; and
- Repeal Section 3.13; Recreating Section 5.26 Underground Utility Facilities

Matter: The purpose of the public hearing is to accept public comment on an amendment to the Official Village Map, the recodification of Chapter 3 together with the relocation of certain sections in Chapter 3 to different Chapters of the Village Code.

Public comment period

Adjourn Public Hearing

1) Public comment period: Public comments on any subject without any action, except possible referral to a governmental body or staff member

PLAN COMMISSION MEMBERS:

2) Approval of minutes from the Plan Commission meeting held on February 11, 2019
3) Review and consider an extension Building Permit 15-17-3 and to finish Concentration No. 1; and additional permitting for Concentration Nos. 2 thru 4.

4) Plan Commission’s recommendation to the Village Board and action on an Ordinance Amending Section 6.3(2) Accessory Structure, Creating a new Section 6.3(22) Indoor Recreational Facilities and Amending Section 6.7(4) Modifications to Legal Nonconforming Structures.

5) Plan Commission’s recommendation to the Village Board and action on an Ordinance Amending the Village of Chenequa Official Map.

6) Plan Commission’s recommendation to the Village Board and action on an Ordinance Approving the Recodification of Chapter 3 of the Village Code by Amending and Restating Portions of Chapter 3 and by Repealing and Recreating other Portions of Chapter 3 in order to move them to other Chapters.

The meeting of the Plan Commission may be adjourned following consideration of Items 2 thru 6.

7) Approval of minutes from the Village Board meeting held on February 11, 2019.

8) Approval of Invoices.

9) Review and consider an extension Building Permit 15-17-3 and to finish Concentration No. 1; and additional permitting for Concentration Nos. 2 thru 4.

10) Action on an Ordinance Amending Section 6.3(2) Accessory Structure, Creating a new Section 6.3(22) Indoor Recreational Facilities and Amending Section 6.7(4) Modifications to Legal Nonconforming Structures; Ordinance No. 2019-03-11-01.


12) Action on an Ordinance Approving the Recodification of Chapter 3 of the Village Code by Amending and Restating Portions of Chapter 3 and by Repealing and Recreating other Portions of Chapter 3 in order to move them to other Chapters; Ordinance No. 2019-03-11-03.

   (A) Ordinance No. 2019-03-11-03(a) An Ordinance Repealing Section 3.05 of the Code and Recreating it as Section 5.25 of the Code.
   (B) Ordinance No. 2019-03-11-03(b) An Ordinance Repealing Sections 3.06 and 3.08 of the Code and Recreating it as Sections 4.7 and 4.8 of the Code.
   (C) Ordinance No. 2019-03-11-03(c) An Ordinance Repealing Section 3.07, Care of Trees, of the Code and Recreating it as Section 8.24 of the Code.
   (D) Ordinance No. 2019-03-11-03(d) An Ordinance Repealing Section 3.07(3), Village Forester, of the Code and Recreating it as Section 1.13 of the Code.
   (E) Ordinance No. 2019-03-11-03(e) An Ordinance Repealing Section 3.11 of the Code and Recreating it as part of a new Section 6.5(2) of the Code.
   (F) Ordinance No. 2019-03-11-03(f) An Ordinance Repealing Section 3.12 of the Code and Recreating it as Section 8.25 of the Code.
   (G) Ordinance No. 2019-03-11-03(g) An Ordinance Repealing Section 3.13 of the Code and Recreating it as Section 5.26 of the Code.

13) Review and consider action to an Ordinance Amending Sections 1.09(1) and (2) of the Village Code pertaining to the Composition of the Board of Review; Ordinance No. 2019-03-11-04.
14) Review and consider appointments to the Board of Review

15) Committee Reports
   • Lake Country Fire & Rescue

16) Report – Village Forester

17) Report – Village Administrator

18) Report – Village President

19) Report – Village Attorney

20) Agenda items to be considered for future meetings

21) Adjournment

Respectfully submitted by:
Pamela Ann Little, Village Clerk
The regular monthly meeting of the Plan Commission for the Village of Chenequa was held on Monday, February 11, 2019. The Plan Commission convened at 6:00 p.m. at the Village Hall, 31275 W County Road K, Chenequa, Wisconsin. The following Members were in attendance:

- Mr. Keidl / Chairperson – present
- Mr. Bellin / Member – present
- Ms. Surles / Member – present
- Mr. Grunke / Member - present
- Mr. Pranke / Member – present
- Mr. Gallagher / Member – absent
- Mr. Enters / Member – present
- Mr. Gartner / Village Attorney – present
- Mr. Douglas / Administrator-Police Chief – absent
- Ms. Little / Village Clerk – present

Call to Order
Pledge of Allegiance

Public in Attendance
Jo Ann Villavicencio, Captain Dan Neumer, Cody Lincoln, Gary and Patti Meerschaert and Clyde Surles

Public Comment
None

Chairman’s Report
None

Approval of minutes from the Plan Commission meeting held on January 14, 2019
Motion (Bellin/Surles) to approve the minutes from the Plan Commission Board meeting held on January 14, 2019. Motion carried

Review and consider revisions for a garage addition submitted by David and Michelle Varhol of 4940 N Maple Lane
Motion (Pranke/Grunke) to recommend approval to the Village Board subject to adoption of the amendments to Chapter 6 at the next Village Board meeting. Motion carried

Building Inspector’s Report
Gary Meerschaert advised Wilson permit will expire on March 8th and will need to be renewed.

Administrator’s Report
No report
**Village Attorney's Report**
Attorney Gartner reported that preliminary review of the Plan Commission and Village Board agendas looked fine, however, upon reviewing the packets Friday afternoon, the amendments to Chapter 6 providing for new accessory use definitions and making some changes to the text on accessory uses was not on the Plan Commission agenda. This evening the Plan Commission cannot act to make a recommendation to the Village Board. The Village Board can hold the public hearing but the actual action on the amendment for Chapter 6 will have to be adjourned until the March meeting.

**Adjournment**
Motion (Surles/Enter) to adjourn the meeting of Plan Commission at 6:05 p.m. *Motion carried*

Respectfully submitted by:                         Approved and Ordered Posted by:

Pamela Ann Little                          Helmut Keidl
Village Clerk                          Chairperson
Date: February 14, 2019
Meeting Date & Time: March 11, 2015 at 6 p.m.

To: Plan Commission, Village of Chenequa

From: Planning Department

Subject: Site Plan Review

Developer/Owner: Romsos Customs Home LLC/Wilson

Location: 5871 N. Hwy 83

Project Description: New Single Family Dwelling

Zoning District: Residential Lot – Abutting a Lake

COMMENTS:

1. The current building permit #15-17-3 was obtained on March 7, 2017 and expires March 9, 2019 and the project will not be completed in that time frame, therefore Romsos Custom Homes LLC requests an extension to finish Concentration #1 on or about June 1, 2019.

2. Upon completing Concentration #1, all health and life safety items, exterior work, interior roughs, mechanicals, drywall and landscaping will have been completed in all areas of the dwelling. At that time Romsos Custom Homes LLC requests occupancy of said residence.

3. Additional permitting and inspections for finishes of Concentrations #2-#4 will be collected under remodeling permit fees as finishes for those concentrations are selected and coordinated. Finishes for concentrations #2-#4 are expected to complete over an approximate 18 month period.

4. Under Chapter 5.03(8)(b) extensions maybe extended by the plan commission upon such terms it deems reasonable and appropriate after consideration of an application by the permit holder describing the efforts made to comply with the terms of the original permit and the reasons necessary for an extension.

c: Bob Douglas, Administrator
Pamela Little, Clerk
Romsos Custom Homes LLC, Builder
Lora & Stu Wilson, Applicant
Gary Meerschaert, SAFEbuilt
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-01

AN ORDINANCE AMENDING SECTION 6.3 (2) ACCESSORY STRUCTURE, CREATING A NEW SECTION 6.3 (22) INDOOR RECREATIONAL FACILITIES AND AMENDING SECTION 6.7 (4) MODIFICATIONS TO LEGAL NONCONFORMING STRUCTURES.

WHEREAS, the Village Board desires to amend Section 6.3(2) of the Village Code defining the term “Accessory Structure”, create a new Section 6.3 (22) defining the term “Indoor Recreational Facilities” and amend Section 6.7 (4) pertaining to modifications to Legal Nonconforming Structures, in order to update and clarify the definitions and standards pertaining to Legal Nonconforming Structures; and

WHEREAS, the foregoing revisions to the Zoning Code do not change the allowable use of any property within the Village.

NOW, THEREFORE, BE IT ORDAINED, that Section 6.3(2) of the Zoning Code is amended to read as follows:

6.3 "(2) ACCESSORY STRUCTURE: A detached structure customarily incidental and subordinate to the principal structure, building, use or a use constituting a conditional use. An accessory structure shall not contain cooking or sleeping facilities but an accessory structure may include bathroom facilities and indoor recreational facilities.”; and

BE IT FURTHER ORDAINED, that a new Section 6.3 (22) of the Zoning Code is created to read as follows:

6.3 "(22) INDOOR RECREATIONAL FACILITIES: Exercise rooms and equipment, ball courts, hot tubs, saunas and steam rooms, swimming pools and similar facilities or equipment for personal leisure activities.”; and

BE IT FURTHER ORDAINED, that Section 6.7 (4) of the Zoning Code is amended to read as follows:

6.7 "(4) MODIFICATIONS TO LEGAL NONCONFORMING STRUCTURES. A modification to a legal nonconforming structure, other than a modification which makes it a conforming structure, shall be subject to the following conditions:

(i) A legal nonconforming structure which is not located in whole or in part within the shoreline buffer zone may be modified to increase the footprint, living area or height where the modifications fully comply with all setback, living area and height requirements of this Chapter, all other applicable provisions of this Code and other applicable laws.

(ii) A legal nonconforming structure that is located within the shoreline buffer zone or seventy five (75) feet or less from the ordinary high-water mark of any navigable water, lake, pond, flowage, river or stream may, at the
option of the owner, be modified, during its lifetime so long as such modification does not increase the footprint, living area or height of the structure. Notwithstanding anything to the contrary herein, an owner may increase the height of a nonconforming accessory structure if necessary to address modifications or repairs to the accessory structure’s roof so long as such modification or repair does not increase the accessory structure’s usable area.

(iii) In addition, a legal nonconforming structure which is nonconforming solely because it is located in part within the shoreline buffer zone and because portions of it are seventy five (75) feet or less from the ordinary high-water mark of any navigable water, lake, pond, flowage, river or stream may be modified to increase either its footprint, living area or height where all modifications and all changes constituting either a building or structure alteration or reconstruction take place outside of the shoreline buffer zone or more than seventy five (75) feet from the ordinary high water mark. No such modification shall expand the nonconformity within the shoreline buffer zone.

(iv) No modification shall extend or increase a structure’s existing level of encroachment with respect to any setback requirements.

(v) Any modification of a legal nonconforming structure must comply with all other applicable provisions of this Code.

(vi) Repairs to or maintenance of a legal nonconforming structure which do not constitute a modification are subject to the requirements of this Chapter.”

Adopted this 11th day of March, 2019. VILLAGE OF CHENEQUA

By: ______________________________
    Jo Ann F. Villavicencio
    Village President

ATTEST:

Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019

020446-0006\25155223.v1
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-02

AN ORDINANCE AMENDING THE VILLAGE OF CHENEQUA OFFICIAL MAP

WHEREAS, the Village Board desires to amend the Village of Chenequa Official Map and to approve the amendment dated January, 2019, a copy of which is on file with the Village Clerk; and

NOW, THEREFORE, BE IT ORDAINED, that the amendment to the Official Map dated January, 2019 is hereby approved; and

BE IT FURTHER ORDAINED, that the first sentence of Section 6.19 (3) of the Village Code is hereby amended to read as follows:

6.19 “(3) OFFICIAL MAP. There is hereby established, as the Official Map of the Village, the Map that is made a part of this Chapter bearing the date of August 9, 1999, as amended by the Official Map of the Village bearing the date of January, 2019.”

Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: ________________________________

Jo Ann F. Villavicencio
Village President

ATTEST:

______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019

020446-0001\25247199.v1
VILLAGE OF CHENEQUA - LEGAL DESCRIPTION

February 6, 2019

That part of Town 8N, Range 18E, the Town of Merton, and that part of Town 7N of Range 18E, Town of Delafield, bounded and described as follows:

Commencing at a point on the East Quarter line 69 feet, more or less, East of the Center Section of Section 21, Town 8N, Range 18E; thence Easterly along said Quarter line 1289 feet, more or less, to the East Eighth line of said Section 21; thence Southerly along said Eighth line 1320 feet, more or less, to the South Sixteenth line of said Section 21; thence Westerly along said Sixteenth line 466 feet, more or less, to a point; thence Southerly along the Westerly line of lands described by the Tax Key No. MRTT0372996001, a distance of 487 feet, more or less, to a point; thence Southerly along said Westerly line, a distance of 342 feet, more or less, to a point; thence Southeasterly along a line which is 50 feet Northeast of and parallel to the centerline of Beaver Lake Road, 224 feet, more or less, to the Easterly Right-of-Way (ROW) of Chenequa Lane; thence Southwesterly along the East line of said ROW, a distance of 105 feet, more or less; thence continuing Southwesterly along said ROW line, a distance of 202 feet, more or less; thence continuing Southwesterly along said ROW line, a distance of 220 feet, more or less, to the Southerly line of lands described by Tax Key No. MRTT0372050; thence Southeasterly along said Southerly line of a distance of 78 feet, more or less; thence Southeasterly along said Southerly line, a distance of 106 feet, more or less; thence Southeasterly along said Southerly line, a distance of 355 feet, more or less, to the West shore of Beaver Lake; thence Southerly and Easterly along the West and South shore line of Beaver Lake 7347 feet, more or less, to the East line of the Southeast ¼ of Section 28, Town 8N, Range 18E; thence Southerly along said Section line, 1203 feet, more or less, to the Southeast corner of said Southeast ¼; thence Southerly along the East line of the Northeasterly ¼ of Section 33, Town 8N, Range 18E, a distance of 209 feet, more or less; thence 614 feet, more or less, to the Westerly line of lands described by Tax Key No. MRTT0417997; thence Southerly along said Westerly line, a distance of 120 feet, more or less, to the North line of lands described by Tax Key No. MRTT0417997061; thence Westerly along said North line, a distance of 708 feet, more or less, to the East Eighth line of said Section 33; thence Southerly along said East Eighth line of Section 33, a distance of 2321 feet, more or less, to the East Quarter line of said Section 33; thence Westerly along said Quarter line of said Section, a distance of 870 feet, more or less, to a point; thence Southerly to the North line of lands described by Tax Key No. CHQV0420989, a distance of 396 feet, more or less; thence Easterly along said North line, a distance of 289 feet, more or less, to the East line of the above described lands; thence Southerly along said East line, a distance of 394 feet, more or less, to the South line of the above described lands; thence Westerly along said South line of the above described lands, a distance of 280 feet, more or less, to the West line of lands described by Tax Key No. MRTT0420996001; thence Southerly along said West land of above described lands, and the West line of Tax Key No. MRTT0420996002, a distance of 416 feet, more or less, to the Northwest corner of Chapel Ridge Subdivision; thence Southerly along said West Subdivision line, a distance of 937 feet, more or less, to the Northwest corner of Certified Survey Map (CSM) 11745; thence Southerly along said West CSM line, a distance of 507 feet, more or less, to a point on the South line of Section 33, Town 8N, Range 18E; thence Westerly along said South line, a distance of 5 feet, more or less; thence Southerly along a line which is 318.25 feet East of and parallel to the North Quarter line of Section 4, Town 7N, Range 18E, a distance of 1818 feet,
more or less, to the North ROW line of the Chicago, Milwaukee and St. Paul Railroad; thence Westerly along said ROW line 3578 feet more or less; thence Northerly 5 feet, more or less, to the South ROW line of STH "16"; thence Westerly along said ROW line, a distance of 368 feet, more or less; thence continuing Westerly along said ROW line, a distance of 396 feet, more or less; thence continuing Westerly along said ROW line, a distance of 1444 feet, more or less, to the North Quarter line of Section 5, Town 7N, Range 18E; thence Northerly along said Quarter line, a distance of 1548 feet, more or less, to the North Quarter corner of said Section 5; thence Westerly along the North line of the Northwest ¼ of Section 5, a distance of 2686 feet, more or less, to the Southeast corner of Section 31, Town 8N, Range 18E; thence Westerly along the South line of the Southeast ¼ of Section 31, a distance of 100 feet, more or less, to a point; thence Northerly along a line that is parallel with and 100 feet West of the East line of the Southeast ¼, and Northeast ¼ of Section 31, Town 8N, Range 18E, a distance of 3831 feet, more or less, to the South line of Lakeland Manor Subdivision; thence Easterly along said line, a distance of 20 feet, more or less, to the Southeast corner of said Subdivision; thence Northerly along said Subdivision line, a distance of 956 feet, more or less, to the Southerly ROW line of Terrace Drive; thence Easterly 30 feet, more or less, along said ROW line to a point; thence Northerly parallel with the East line of said Section 31, a distance of 60 feet, more or less, to the North ROW line of Terrace Drive; thence Westerly along said North ROW line, a distance of 30 feet, more or less, to the East line of said Subdivision; thence Northerly along said Subdivision line, a distance of 419 feet, more or less, to the Northeast corner of said Subdivision; thence Westerly along the North line of said Subdivision, a distance of 20 feet, more or less; thence Northerly along a line which is parallel with and 100 feet West of the East line of the Southeast ¼ of Section 30, Town 8N, Range 18E, a distance of 2671 feet, more or less, to a point on the East Quarter line of said Section 30; thence Northerly along a line which is parallel with and 100 feet West of the East line of the Northeast ¼ of Section 30, Town 8N, Range 18E, a distance of 1325 more or less, to a point on the North Sixteenth line of said Section 30; thence Easterly along said Sixteenth line 100 feet, more or less, to the East Section line and Southwest corner of Lot 2, CSM 10522; thence Southerly along the South line of said CSM, a distance of 352 feet, more or less, to the East line of said CSM; thence Northeasternly along the East line of said CSM, a distance of 96 feet, more or less, to the South line of said CSM; thence Easterly along said South line, a distance of 662 feet, more or less, to the Southeast corner of Lot 1, CSM 10522; thence Northwesterly along the East line of said CSM, a distance of 584 feet, more or less, to the South line of said CSM; thence Northeasternly along the South line of said CSM, a distance of 752 feet, more or less, to the Southwest corner of Lot 3, CSM 8921; thence Northerly along the East line of said CSM, a distance of 66 feet, more or less, to the South line of the Southwest ¼ of Section 20, Town 8N, Range 18E; thence Easterly along said Section line, a distance of 551 feet, more or less, to the Southwest corner of lands described by Tax Key No. CHQV0367980; thence Northerly along the West line of above described lands, a distance of 1631 feet, more or less, to the centerline of CTH "K"; thence Southeasternly along said centerline a distance of 81 feet, more or less; thence continuing Southeasternly along said centerline, a distance of 277 feet; thence continuing Southeasternly along said centerline, a distance of 281 feet, more or less, to the West ROW line of Wildwood Point Road; thence Northerly along said ROW line, 425 feet, more or less, to the South line of lands described by Tax Key No. MRTT0368999; thence Easterly along the South line of above described lands, a distance of 760 feet, more or less, to the Southeast
corner of above described lands; thence Northeasterly along the East line of above described lands, a distance of 456 feet, more or less, to the South ROW line of Wildwood Point Road; thence Easterly along the said ROW line, a distance of 84 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 20 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 110 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 52 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 118 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 122 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 209 feet; thence continuing Northeasterly along said ROW line, a distance of 83 feet, more or less; thence continuing Northeasterly along said ROW line, a distance of 106 feet, more or less, to the Southeast corner of George W. Adams unrecorded Wildwood Point Subdivision No. One; thence Northwesterly along the East line of said Subdivision, a distance of 329 feet, more or less, to the South shore line of North Lake; thence Easterly and Northerly along the South and East shore line of North Lake, a distance of 11361 feet, more or less, to a point in line which is 618 feet North of the South line of the Southwest ¼ of Section 16; Town 8N, Range 18E; thence Easterly along said line, a distance of 1087 feet, more or less, to the North Quarter of Section 16, Town 8N, Range 18E; thence Southerly along said Quarter line of said Section 16, a distance of 618 feet, more or less, to the North Quarter corner of Section 21, Town 8N, Range 18E, also being the centerline of CTH "83"; thence Southerly along said centerline, a distance of 511 feet, more or less; thence continuing Southerly along said centerline, a distance of 534 feet, more or less; thence continuing Southerly along said centerline, a distance of 676 feet, more or less; thence continuing Southerly along said centerline, a distance of 878 feet, more or less, to a point; parallel with the North Quarter line of said Section 21; thence Southerly along said line, a distance of 245 feet, more or less, to the Point of Beginning; containing 2228 acres more or less of land.

Prepared by: Christopher J. Ruetten, P.L.S.
Ruekert • Mielke
W233 N2080 Ridgeview Parkway
Waukesha, Wisconsin 53188

Owner: Village of Chenequa
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-03

AN ORDINANCE APPROVING THE RECODIFICATION OF CHAPTER 3 OF THE VILLAGE CODE BY AMENDING AND RESTATING PORTIONS OF CHAPTER 3 AND BY REPEALING AND RECREATING OTHER PORTIONS OF CHAPTER 3 IN ORDER TO MOVE THEM TO OTHER CHAPTERS

WHEREAS, the Village Board desires to amend and restate Chapter 3 of the Village Code pertaining to Land in order to update references and to make Chapter 3 more usable for members of the public and Village staff; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in order to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code; and

WHEREAS, companion files 2019-03-11-03 (a) through (g) provide for the relocation of various Sections of Chapter 3 as follows:

<table>
<thead>
<tr>
<th>Old Section</th>
<th>Title of the Section</th>
<th>New Section</th>
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<tbody>
<tr>
<td>(a) Section 3.05</td>
<td>Signs and Billboards</td>
<td>Chapter 5, Section 5.25</td>
</tr>
<tr>
<td>(b) Section 3.06</td>
<td>Bulkhead Line – Pine Lake</td>
<td>Chapter 4, Section 4.7</td>
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<tr>
<td>Section 3.08</td>
<td>Establishing Shoreline – Pine Lake</td>
<td>Chapter 4, Section 4.8</td>
</tr>
<tr>
<td>(c) Section 3.07</td>
<td>Care of Trees</td>
<td>Chapter 8, Section 8.24</td>
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<tr>
<td>(d) Section 3.07 (3)</td>
<td>Village Forester</td>
<td>Chapter 1, Section 1.13</td>
</tr>
<tr>
<td>(e) Section 3.11</td>
<td>No Trailer Camps</td>
<td>Chapter 6, Section 6.25(2)</td>
</tr>
<tr>
<td>(f) Section 3.12</td>
<td>Regulation of the Application and Use of Fertilizers</td>
<td>Chapter 8, Section 8.25</td>
</tr>
<tr>
<td>(g) Section 3.13</td>
<td>Underground Utility Facilities Required</td>
<td>Chapter 5, Section 5.26</td>
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</tbody>
</table>

NOW, THEREFORE, BE IT ORDAINED, that Chapter 3 of the Village Code is hereby amended and restated as follows:

Chapter 3: Land

(The provisions of the amended and restated Chapter 3 are attached as EXHIBIT A.)
Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: __________________________
    Jo Ann F. Villavicencio
    Village President

ATTEST:

______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
EXHIBIT A

(EXHIBIT A consists of the version of Chapter 3 on file with the Village Clerk on the date of adoption.)
CHAPTER 3: LAND

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3.1 ANNEXATION - WILDWOOD POINT.

(1) The following described territory owned by, and lying contiguous to the Village in Waukesha County, Wisconsin, is hereby annexed to the Village:

That part of the South West one quarter and South East one quarter of Section 20, Town 8 North, Range 18 East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows: Commencing at a point in the north line of said south west 1/4 Section 20, which point is 200.00 feet West of the north east corner of said south west 1/4 Section 20; thence continuing West along the north line of said south west 1/4 Section 20 418.25 feet to its intersection with the west line of the east 1/2 of the east 1/2 of said south west 1/4 Section 20; thence S. 4° 19' W. along the west line of the east 1/2 of the east 1/2 of said south west 1/4 Section 20, 1071.85 feet to a point in the centerline of the present pavement of County Trunk Highway "K"; thence S. 72° 05' 30" E. along the centerline of the present pavement of said highway 79.00 feet to an angle point; thence S. 79° 34' 30" E. along the centerline of the present pavement of said highway 277.10 feet to an angle point; thence S. 76° 59' E. along the centerline of the present pavement of said highway 285.00 feet to a point in the east line of said south west 1/4 Section 20; thence N. 3° 24' E. along the east line of said south west 1/4 Section (west limits of the Village of Chenequa) 455.33 feet to a point; thence N. 84° 21' W. on a line 78.00 feet to a point; thence N. 67° 38' W. on a line 131.24 feet to a point; thence N. 20° 46' E. on a line 101.00 feet to the west corner of Lot 19, Wildwood Point, a subdivision; thence N. 36° 41' E. along the westerly line of Lots 19, 18, 17, and 16, 380.00 feet to a point; thence N. 36° 19' W. on a line 367.00 feet to the place of beginning, containing 15.02 acres of land, more or less.

(2) The name of the town from which said annexed territory is detached is Town of Merton.

Note: The annexation was approved by the Village on February 8, 1954.

3.2 ANNEXATION - BEAVER LAKE.

(1) The following territory lying contiguous to the Village in Waukesha County, Wisconsin, is hereby annexed to the Village:

Parcel A: - All that part of the Southeast 1/4 of Section 21, in Township 8 North, of Range 18 East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows: Commencing at a point in the boundary of the Village of Chenequa and in the South 1/16th line of said Section 21, which point is 697 feet West of the East 1/8th line of said Section 21; thence South 1° 15' West, along said boundary of said Village, 465 feet to a point; thence South 81° 15' East, along said boundary of said Village, 185 feet to a point; thence South 8° West, along said boundary of said Village, 329 feet, more or less, to a point which is 50 feet North 8° East from the center line of a public highway; thence Southeasterly along said boundary of said Village on a line parallel to and 50 feet Northeast of the center line of said public highway, 107 feet, more or less, to a point in the West line of lands belonging to Charlotte H. Thomas; thence North 6° 50' East, along the West line of said lands belonging to Charlotte H. Thomas, 367 feet to a point; thence North 2½° East, along said West line of said lands belonging
to Charlotte H. Thomas, 507 feet to a point in said boundary of said Village and in the South 1/16th line of said Section 21; thence West, along said boundary of said Village and along said South 1/16th line of said Section 21, 267 feet to the place of beginning.

Parcel B: - That part of Lots 7 and 8 in Subdivision of Lots 1 to 13 inclusive of Beaver Lake Hotel & Land co. Subdivision in the West 1/2 of the Southeast 1/4 of Section 21 and part of Government Lot 1 in Section 28, all in Township 8 North, of Range 18 East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows: Commencing at a point in the boundary of the Village of Chenequa, which point is the Southwesterly corner of said Lot 8; thence South 78° 43' East along said boundary of said Village and along said South line of said Lot 8 (being also the South line of Lot 13 in said Beaver Lake Hotel & Land Co. Subdivision) 484 feet to the shore of Beaver Lake; thence Northeasterly along the shore of Beaver Lake 54 feet, more or less, to the Southeasterly corner of lands conveyed to Ralph A. Salick and Hazel C. Salick, his wife, by a deed recorded in the office of the Register of Deeds in and for Waukesha County, Wisconsin, in Volume 705 of Deeds, on page 524, as Document No. 439246; thence North 74° 14' West along the Southerly line of said Salick lands 313.01 feet to a point; thence North 35° 46' West along the Southwesterly line of said Salick lands 110.11 feet to a point; thence North 72° 57' West along the Southerly line of said Salick lands 77.50 feet to a point in the Westerly line of said Lot 7 and in the said boundary of said Village, which point is also the Southwesterly corner of said Salick lands; thence South 25° 15' West along the Westerly lines of said Lots 7 and 8 and along said boundary of said Village 158 feet, more or less, to the place of beginning.

(2) The above described territory is owned by the Chenequa Country Club Realty Corporation and is detached from the Town of Merton, pursuant to Section 66.0217 Wisconsin Statutes, and pursuant to the petition for direct annexation duly executed and filed thereunder with the Village Clerk by the Chenequa Country Club Realty Corporation on January 25, 1963, and accepted by the Village Board on February 11, 1963.

3.3 ANNEXATION - OAKLAND HILLS.

(1) The following territory lying contiguous to the Village in Waukesha County, Wisconsin, is hereby annexed to the Village:

All that part of the Northwest 1/4 of Section 29, Town 8 North, Range 18 East, Town of Merton, Waukesha County, Wisconsin described as follows:

Commencing at the Northwest corner of said Section 29; thence East along the North line of said Section 1435.50 feet (87 rods); thence South 66.00 feet (4 rods); thence Southwesterly and along the Easterly line of lands described in Volume 182, page 414, Document #125950 of Deeds of Waukesha County records, 130.00 feet more or less to the West 1/8 Section line of Section 29 and the present Village Limits boundary line of the Village of Chenequa and point of beginning of lands herein described; thence South along the West 1/8 Section and along the present Village Limits line, 1150.00 feet more or less to the North 1/16 line of said Section 29; thence West along said North 1/16 Section line and along the present Village of Chenequa limits line 980.00 feet more or less to the Easterly line of lands described in Volume 182, page 414, Document #125950 of Deeds of Waukesha County records; thence North 13° 0' East along said line to the South line of lands described in Volume 212, page 195, Document #157566 of Deeds of Waukesha County records; thence North 82° 0' East along the South line of lands described in Volume 212, page 195, Document #157566, 662.00 feet; thence North 13° 30' West along the
Easterly line of lands described in Volume 212, page 195, Document #157566, 584.00 feet to the most Northerly corner of said lands; thence Northerly along the Easterly line of lands described in Volume 182, page 414, Document #125950, 620.00 feet more or less to the point of beginning of land herein described.

(2) The above described territory is owned by the Provident Realty Company and is detached from the Town of Merton, pursuant to Section 66.0217, Wisconsin Statutes, and pursuant to the petition for direct annexation filed thereunder with the Village Clerk-Treasurer by the Provident Realty Company on April 8, 1963.

3.4 ANNEXATION - HUBER PROPERTY.

(1) The following described territory owned by, and lying contiguous to, the Village in Waukesha County, Wisconsin, is hereby annexed to the Village:

That parcel of the South West 1/4 of Section 20 in Township 8 North, Range 18 East, in the Town of Merton, bounded and described as follows: Commencing at the South 1/4 corner of Section 20, the place of beginning of the parcel hereinafter described; thence North 03°20'03" East 1477.16 feet to a point on the centerline of County Trunk Highway "K"; thence North 76°59'00" West along said centerline 285.00 feet; thence North 79°34'30" West further along said centerline 277.10 feet; thence North 72°05'30" West further along said centerline 79.00 feet; thence South 4°19'00" West 1630.82 feet; thence North 88°53'00" East 662.35 feet to the place of beginning. RESERVING therefrom a strip of land 33 feet in width lying South and adjacent to the above-described centerline of County Trunk Highway "K", for highway purposes.

(2) The above-described property is annexed to the Village and zoned Residence District.

Note: The annexation was approved by the Village on February 9, 2004.

3.5 ANNEXATION - WILKEY PROPERTY.

(1) The following territory lying contiguous to the Village in Waukesha County, Wisconsin, is hereby annexed to the Village.

Being a part of the SE 1/4 of Section 33, T.8N., R.1SE., Town of Merton, Waukesha County, Wisconsin, more fully described as follows;

Commencing at the South 1/4 corner of said Section 33; thence N01°10'22"E, along the West line of said SE 1/4, 1862.35 feet to a point; thence S88°49'38"E, 194.71 feet to a point; thence N89°36'25"E, 255.38 feet to the Village Limits line of the Village of Chenequa, and the point of beginning of the hereinafter described lands; thence N01°10'22"E, along said Village Limits line, 394.50 feet to a point; thence N89°38'24"E, 296.91 feet to a point; thence S01°13'39"W, 394.34 feet to a point; thence S89°36'25"W, 296.54 feet to the Village Limits line and the place of beginning. Said lands containing 116,988 sq. ft. (2.685 acres).

(2) The above described territory is owned by Richard and Susan Wilkey and has a population of two (2). The above described territory was annexed from the Town of Merton pursuant to Section 66.0217(2) Wisconsin Statutes and pursuant to the petition for direct
annexation duly executed and filed thereunder with the Village Clerk on May 7, 2008 and accepted by the Village Board on June 9, 2008.

### 3.6 DETACHMENT - SWAN PROPERTY.

(1) The following territory lying in the Village in Waukesha County, Wisconsin, is hereby detached from the Village, provided that the Town of Merton accepts the terms of this Ordinance as provided in Section 66.0227 Wisconsin Statutes and the failure of the Town Board of Merton to adopt an ordinance as provided in Section 66.0227 Wisconsin Statutes shall make this ordinance void:

All that part of the Northeast One-quarter of Section 31, Town 8 North, Range 18 East, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Northeast Corner of Section 31; thence South 87 degrees 57 minutes West, along the North line of said section, 80.00 feet; thence South 1 degree 29 minutes 50 seconds East, parallel to the East line of Section 31, 24.00 feet to the place of beginning of the parcel hereinafter described; thence continuing South 1 degree 29 minutes 50 seconds East, 418.76 feet; thence North 88 degrees 30 minutes 10 seconds East, 30.00 feet; thence South 1 degree 29 minutes 50 seconds East, 60.00 feet; thence South 88 degrees 30 minutes 10 seconds West, 30.00 feet; thence South 1 degree 29 minutes 50 seconds East, 956.01 feet; thence South 88 degrees 32 minutes West, 20.00 feet; thence North 1 degree 29 minutes 50 seconds West, 1434.57 feet; thence North 87 degrees 57 minutes East, parallel to the aforementioned North line of Section 31, 20.00 feet to the place of beginning containing 0.700 acres.

(2) The above described real estate is owned by E. Earling Swan and Henrietta J. Swan, whose petition for detachment of the same from the Village, was filed with the Village Clerk-Treasurer on May 6, 1965, pursuant to Section 66.0227 Wisconsin Statutes.

(3) Upon the adoption by the Town Board of Merton of an ordinance accepting the terms of this ordinance as provided in Section 66.0227 Wisconsin Statutes, the said real estate shall be exempt from further taxation and assessment by the Village and henceforth be subject to taxation and assessment, if any, as a part of the Town of Merton for any and all purposes provided by law.

(4) No adjustment of assets and liabilities between the Town of Merton and the Village shall be made pursuant to Section 66.0235 Wisconsin Statutes with respect to the detachment of the above described real estate, and the general real estate taxes and special assessments levied against said real estate for the year 1965 shall be collected by the Village and shall not be apportioned between the Village and the Town of Merton.

Note: The detachment was approved by the Village on June 14, 1965.

### 3.7 DETACHMENT - 32600 W. COUNTY HWY. K

(1) The following territory lying in the Village in Waukesha County, Wisconsin, is hereby detached from the Village and attached to the Town of Merton:

That part of the East One-Half of the East One-Half of the South West One Quarter of Section 20, and part of the South East One-Quarter of Section 20, all in Town 8 North, Range 18

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*Ordinances*

Chapter 3 – Land

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East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows:
Commencing at a point in the North line of said South West 1/4 Section 20, which point is 200.00 feet West of the North East corner of said 1/4 Section; thence continuing West along the North line of said South West 1/4 Section 20, 418.25 feet to a point in the West line of the East One-Half of the East One-Half of said South West 1/4 Section 20; thence S. 4°19’ W. along the West line of the East One-Half of the East One-Half of said South West 1/4 Section 20, 1071.85 feet to a point in the center line of the present pavement of County Trunk Highway K; thence S. 72°05’30” E. along the center line of the present pavement of said Highway, 79.00 feet to an angle point; thence S. 79°34’30” E. along the center line of the present pavement of said Highway, 277.10 feet to a point; thence N. 10°42’ E. on a line, 358.12 feet to a point; thence N. 22°20’ E. on a line, 103.89 feet to a point; thence N. 20°46’ E. on a line, 101.00 feet to the West corner of Lot 19 in Wildwood Point, a subdivision; thence N. 36°41’ E. along the westerly lines of Lots 19, 18, 17, and 16, 380 feet to a point; thence N. 36°19’ W. on a line, 367.00 feet to the place of beginning; and

Also: that part of the South West Quarter (S.W.1/4) of Section 20, Town 8 North, Range 18 East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows: Commencing at the intersection of the East line of said 1/4 Section and the centerline of the present pavement of County Trunk Highway “K”; thence North 4 Degrees 00 Minutes 30 Seconds West along the East line of said 1/4 Section, 425.33 feet to the place of beginning of the land to be described, which point is marked by a stone monument; thence continuing North 4 Degrees 00 Minutes 30 Seconds West, along the East line of said 1/4 Section, 30.00 feet to a point; thence North 83 Degrees 44 Minutes 30 Seconds West on a line, 78.00 feet to a point; thence North 67 Degrees 01 Minute 30 Seconds West on a line, 131.24 feet to a point; thence South 14 Degrees 56 Minutes West, on a line, 103.89 feet to a point; thence North 80 Degrees 32 Minutes East, on a line, 236.66 feet to the place of beginning; and

That part of the South West One-Quarter of Section 20, Town 8 North, Range 18 East, in the Town of Merton, Waukesha County, Wisconsin, bounded and described as follows: Commencing at the intersection of the East line of said 1/4 Section and the centerline of the present pavement of County Trunk Highway “K”; thence N. 4°00’30” W. along the East line of said 1/4 Section, 425.33 feet to a point marked by a stone monument; thence S. 80°32’ W. on a line, 236.66 feet to a point; thence S. 3°18’ W. on a line, 358.12 feet to a point in the centerline of the present pavement of said Highway; thence S. 84°23’ E. along the centerline of the present pavement of said Highway, 285.00 feet to the place of beginning.

Note: The detachment was approved by the Village on October 8, 2012.

3.8 DETACHMENT - LAKE COUNTRY BIBLE CHURCH

(1) The following territory is hereby detached from the Village in Waukesha County, Wisconsin and attached to the Village of Nashotah:

All that part of the Northeast 1/4 of Section 5, Township 7 North, Range 18 East, formerly in the Village of Chenequa and now in the Village of Nashotah, Waukesha County, Wisconsin, lying North of the railroad right-of-way and South of U.S. Highway "16".

Excepting therefrom that part conveyed to Waukesha County by Deed Recorded May 6, 1939 in Volume 281, on Page 367, as Document No. 226422.
3.9 ANNEXATION - VILLAGE OWNED LAND IN THE TOWN OF MERTON.

(1) The following described territory owned by and lying continuous to the Village in Waukesha County, Wisconsin, is hereby annexed to the Village:

Being all that part of the following described lands currently lying within the boundaries of the Town of Merton, to-wit: All that part of the Northeast 1/4 of Section 33, Township 8 North, Range 18 East, Town of Merton and Village of Chenequa, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of said Section 33; thence West along the North line of said Section, 618.14 feet to the point of beginning of the lands herein described; the continuing West along said Section line, 605.96 feet; thence South 01°29' West along the East line of the Village of Chenequa property, 188.50 feet; thence West along said Village property, 115.50 feet; thence South 01°29' West along said Village property, 141.50 feet; thence East and parallel to the North line of said Section, 730 feet; thence North and parallel to the East line of said Section, 329.88 feet to the point of beginning.

(2) The name of the Town from which said territory is detached is the Town of Merton.

Note: The annexation was approved by the Village on October 8, 2018.

3.10 GAS COMPANY LINES.

(1) The Village does hereby grant unto Wisconsin Natural Gas Company (the "Company"), its successors and assigns, a franchise under and pursuant to the terms of Section 66.0815 Wisconsin Statutes, as a public utility to engage in the distribution and sale to the public of manufactured or natural gas in, upon and under public streets, roads, highways and grounds within the corporate limits of the Village.

(2) Before laying any main or pipe or constructing any manhole under the provisions of this Section a plan showing the proposed location of the same shall be submitted to and approved by the Village Board or its duly authorized representative.

(3) All work under the authority of this Section shall be done in such manner as not to unnecessarily interfere with the ordinary use of the streets, alleys, parks or public grounds of the Village and the Company, in the performance of such work, shall conform to all reasonable regulations now or hereafter prescribed by the Village in regard thereto.

(4) All excavations made under the authority of this Section shall be made with due and reasonable dispatch and the same shall be suitably guarded and all excavations or trenches shall be adequately backfilled and the surface of any street, roads, highways or public ground shall be restored at the expense of the Company to as good or a better condition than that originally existing prior to the commencement of such excavation or trench.

(5) If the Company shall not suitably backfill any excavation or trench and restore the pavement or street surfacing or reconstruct the same so as to bring the excavation or trench to as
good or a better condition than that existing prior to the opening of the same, the Village may remedy any defect occurring through the omission of the Company and the cost of so remedying the same shall be promptly paid by the Company to the Village.

(6) The Company shall furnish gas service from its distribution system within the Village to the public and to the Village without discrimination as between customers of any class, at rates and under rules and regulations filed with and approved by the Public Service Commission of Wisconsin.

(7) The Company, its successors and assigns, shall at all times in the construction and operation of the said pipe lines be liable for all acts of negligence on its part.

3.11 ELECTRIC COMPANY POLES.

(1) No person shall string wires or cables or erect poles or other electrical equipment upon or over any street, road, highway or public ground within the Village without first obtaining permission so to do from the Village Administrator.

(2) Any person contemplating any change in or the erection, construction or installation of any power, telephone or telegraph line, or any equipment connected therewith, upon any highway within the Village shall, before proceeding with any such work, submit detailed plans for such work to the Village Administrator and obtain a permit for such work from the Village Administrator.

(3) No permission shall be given to any public utility or other person to erect any poles for the purpose of carrying wires or cables or erecting any electrical equipment on any street, road, highway or public ground in the Village upon which poles now stand. Any such poles now or hereafter erected upon any highway within the Village may be used by any person other than the owner upon payment of a reasonable charge therefore to such owner.
A meeting of the Board of Trustees for the Village of Chenequa was held at 6:30 p.m. on Monday, February 11, 2019, at the Village Hall, 31275 W County Road K, Chenequa, Wisconsin. Legal requirements for notification were met. Members in attendance:

Ms. Jo Ann Villavicencio / Village President – present
Ms. Carol Manegold / Trustee – present
Mr. Michael Pranke / Trustee – present
Mr. Robert Bellin / Trustee – present
Mr. Helmut Keidl / Trustee – present
Mr. John Syburg / Trustee – absent
Mr. David Myers / Trustee – absent
Mr. Lincoln / Forester - present
Attorney Gartner / Village Attorney – present
Mr. Douglas / Village Administrator-Police Chief – absent
Ms. Little / Village Clerk – present

Call to Order
Pledge of Allegiance

Attendance
Pat Seeger, Rob Manegold, Michelle Varhol, Gordy Gunnlaugsson and Captain Dan Neumer

The Public Hearing portion of the meeting was called to order at 6:30 p.m.

Public Hearing: Ordinance Amending Section 6.3(2) Accessory Structure; Creating a new Section 6.3(22) Indoor Recreational Facilities; and Amending Section 6.7(4) Modifications to Legal Nonconforming Structures

Matter: The purpose of the public hearing is to accept public comment on the proposed changes to Chapter 6.

Attorney Gartner reported that this matter was scheduled this evening for a public hearing and for action by the Village Board, but when reviewing the agendas Friday afternoon, it was noted that this matter was not on the Plan Commission agenda. The Plan Commission was unable to act on this matter earlier this evening and make a formal recommendation to the Village Board. The Village Board can hold the public hearing but the actual action on the amendment for Chapter 6 will have to be adjourned until the March meeting.

Public Comment on the Proposed Changes to Chapter 6
None

Adjourn the Public Hearing
Motion (Pranke/Keidl) to close the public hearing portion of this meeting at 6:35 p.m.
Approval of minutes from the Village Board meeting held on January 14, 2019
Motion (Manegold/Bellin) to approve the minutes from the Village Board meeting held on January 14, 2019. Motion carried

Approval of Invoices
Motion (Keidl/Bellin) to approve invoices as presented. Motion carried

Review and consider revisions for a garage addition submitted by David & Michelle Varhol of 4940 N Maple Lane
President Villavicencio spoke with Michelle Varhol prior to the meeting. She and her architect/builder were satisfied with the Plan Commission’s recommendation. They did not attend the Village Board meeting.

Motion (Manegold/Pranke) to approve the garage addition subject to adoption of the amendments to Chapter 6 at the next Village Board meeting. Motion carried

Action on the revisions to Village Code Sections 6.3(22) Accessory Structure, creating a new Section 6.3(22) Indoor Recreational Facilities and amending Section 6.7(4) Modifications to Legal Nonconforming Structures; Ordinance No. 2019-02-11-01
Motion (Pranke/Manegold) to adjourn this matter to the next Village Board meeting. Motion carried

Review and consider the relocation of certain sections in Chapter 3 to different Chapters of the Village Code and the scheduling of necessary public hearing date
Attorney Gartner gave a status report on the proposed changes and reorganization to Chapter 3 as follows:

- Chapter 3 focuses on lands and lists annexations and detachments in the village.
- Signs and Billboards will be moved to Chapter 5, Section 5.25
- Bulkhead Line – Pine Lake and Establishing Shoreline – Pine Lake will be moved to Chapter 4, Sections 4.7 and 4.8 respectively
- Care of Trees will be moved to Chapter 8, Section 8.24
- Village Forester will be moved to Chapter 1, Section 1.13
- No-Trailer Camps language was out of date so new terminology was used and this section will be moved to Chapter 6, Section 6.5
- Regulation of the Application and Use of Fertilizers will be moved to Chapter 8, Section 8.25
- Underground Utility Facilities Required will be moved to Chapter 5, Section 5.26; additional modification will be done to subsections (3) thru (5) so it’s not mandatory to install underground utility facilities.

Motion (Pranke/Keidl) to set a public hearing date for revisions to Chapter 3 on Monday, March 11, 2019 at 6 p.m. Motion carried

Set public hearing date for adoption of Official Map
Motion (Manegold/Pranke) to set a public hearing date for adoption of Official Map on Monday, March 11, 2019 at 6 p.m. Motion carried

Discuss potential revisions to Chapter 1.09 Village Board of Review membership and composition
Attorney Gartner advised the statutes provide a default composition for the Board of Review (BOR) which considers appeals for tax assessments. Our Board of Review consists of the Village President, Village Clerk, one Board Member and five alternates. There are concerns that because Board Members on
the BOR need to go through training, and are reappointed every year, there is not longevity or continuity and we do not have the retaining experience going forward. The statute also allows villages to adopt their own composition and gives villages flexibility. An ordinance can provide any number of town, city or village residents, and boards may include public officers and public employees. Comparing other villages around the state, they are all over the map but a lot of them have five year terms. Many have five member rather than 3 member boards and they vary with respect to alternates. In analyzing this, the thought would be for a draft ordinance be prepared that would reconfigure the BOR. The new configuration would have five members; the Village Board President, a Village Board Member and three residents of Chenequa, with two alternates to be appointed by the Village President. These would be five year terms that would be staggered so that in any given year, the Village would not need to replace more than one member. The Village Clerk does not need to be a member and can still be designated to be the clerk to the BOR. The Village Clerk will always be present staffing the BOR but not a formal voting member. A draft of the proposed revisions to Section 1.09 will be prepared for the next Village Board Meeting.

**Review and consider an Ordinance to Repeal and Recreate Section 1.10 in Order to Create and Establish a Municipal Court for the City of Oconomowoc, Village of Oconomowoc Lake, Village of Dousman, Town of Delafield, Village of Nashotah, Town of Lisbon, Town of Merton, Village of Sussex, Village of Hartland, Village of Lac La Belle, Town of Oconomowoc, Village of Summit, Village of Chenequa, Town of Erin, Village of Merton, Village of Sullivan, Village of Johnson Creek, Town of Ixonia (Contract Member), Town of Ottawa (Contract Member) and Town of Sullivan (Contract Member), Pursuant to Sections 755.01(4) and 66.0301 Wisconsin Statutes:**

**Ordinance No. 2019-02-11-02**

President Villavicencio advised on the addition of a new full member (Village of Johnson Creek) and a contract member (Town of Sullivan) and the need to update our ordinance.

Attorney Gartner would like to see a change made in the ordinance for all parties to agree to in Section 1.10(4), the removal/deletion of the word "his" which is referenced twice in this section. Trustees agreed.

Motion (Manegold/Keidl) to approve the addition of a new full member (Village of Johnson Creek) and a new contract member (Town of Sullivan) to the Municipal Court. **Motion carried**

**Review and consider appointment(s) to the Police Commission**

Motion (Bellin/Pranke) to appoint Martin Gallun to the Police Commission and Tom Marshall as 2nd Alternate. **Motion carried**

**Review and consider action on a Memorandum of Understanding between the Village of Chenequa and the Wisconsin Professional Police Association on behalf of the Chenequa Professional Police Officer Association Amending Article 12, Section A: Resolution No. 2019-02-11-01**

President Villavicencio reviewed the Memorandum of Understanding (MOU) and confirmed this would be a one-time stipend.

Motion (Bellin/Pranke) to approve the MOU as presented. **Motion carried**

**Review and consider resolution authorizing the execution of a Letter of Agreement between the Village of Chenequa and Village Administrator relative to transition and insurance matters: Resolution No. 2019-02-11-02**

Attorney Gartner advised this matter was discussed in January at the Village Board meeting. The Administrator decided to stay on the Village’s health, dental and vision plans for 2019 as a single plan vs a family plan for 2019. There were concerns and questions raised when the Administrator transitioned onto his wife’s insurance plans. Attorney Gartner worked with an employment lawyer at Michael Best who made some recommendations and drafted the letter of Agreement for consideration tonight. The request has been for the Village to agree to pay the same amount that it would have paid for single
coverage through the calendar year 2019 following the Administrator’s retirement. Upon retirement, the Administrator will no longer be a formal employee; this is why there are references to a COBRA plan. While on the COBRA plan through 2019, the Village would pay the same amount monthly had he continued as a Village employee.

Motion (Pranke/Keidl) to authorize the Letter of Agreement between the Village of Chenequa and Village Administrator relative to transition and insurance matters. *Motion carried*

**Committee Reports**

Lake Country Fire & Rescue Board – Trustee Bellin reported on service calls, revenues, and expenses. A year-end report for 2018 was provided as a handout by Trustee Bellin.

**Report – Village Forester**

Forester Lincoln submitted a written report:

**Waukesha County Right-of-Way Cutting Plan for Chenequa**

Following last month’s meeting, the Village of Chenequa met with County Highway Officials to discuss short and long term goals for the right-of-ways of Hwy 83, Hwy C and Hwy K. This meeting was originally prompted after we were notified of plans to clear all trees near these roadways as soon as possible. The County felt that:

1. Chenequa is currently held to a different standard and going forward they would like to see consistency on all state and county roads;
2. They believed that our trees are creating too much shade on the roadway which as a result:
   - does not allow the roadways to dry out
   - creates icy conditions (resulting in high salt usage)
   - decreases the lifespan of a road;
3. They wanted to be able to mow more of the right-of-way without hitting obstructions; and
4. They wanted to reduce the possibility of limbs falling on potential motorists.

Knowing this, we came to the meeting prepared to do whatever was necessary to try and delay/stop this plan. To our surprise, County Officials were very agreeable and cooperative. Original plans to significantly clear the right-of-ways were abandoned. Instead, the County agreed that it would be best if we work together to remove only the remaining hazardous trees. Going forward we intend to continue working closely with the County on all projects involving the Village of Chenequa. It is our main goal to preserve the scenic green belt while maintaining a safe, clear travel corridor. Through good communication and sound urban forest management Chenequa will maintain its scenic beauty for many decades to come.

**Report - Village Administrator**

Administrator Douglas was excused from the February Village Board meeting to attend the Wisconsin Chiefs of Police Annual Mid-Winter Training Conference and submitted a written report:

**Ordinance to Repeal and Recreate Section 1.10**

The revision to the Lake Country Municipal Court Ordinance is to add the Village of Johnson Creek to the Court as a regular member and the Village of Sullivan as a new Contract Member. No other language has changed in this ordinance from previous versions.

**Police Commission Appointment**

Russ Witt, a long-time member of the Police Commission and Public Safety Committee has asked to step down. We respectfully request the Board to consider two new members be appointed in his place; Tom Marshall and Martin Gallun.
Memorandum of Understanding between the Village of Chenequa and the WI Professional Police Association on behalf of the Chenequa Professional Police Officer Association (CPPOA)

A request to revise the current CPPOA labor agreement is being presented for consideration. An officer is going to move to his spouse’s insurance program and asks the Village to provide a $2,000 stipend to him in lieu of taking this benefit. Current contract language does not allow for this provision. This is a budget saver and I would recommend approval of this contract revision.

Report - Village President
No report

Report - Village Attorney
Attorney Gartner reported on a claim for excessive assessment that was served on the Village Clerk. The Village has 90 days to either approve or deny the claim. If the Village does not act within 90 days, its deemed denied and the property owner can file a lawsuit. This matter will be deferred to a future meeting.

Agenda items to be considered for future meetings of the Village Board
- Action on proposed amendments to Chapter 6 (PC & VB)
- Public Hearing and action on proposed amendments to Chapter 3
- Public Hearing and action on Official Map
- Action on proposed amendment to Chapter 1.09

Adjournment
Motion (Bellin/Keidl) to adjourn the meeting at 7:20 pm. Motion carried

Respectfully submitted by: Approved and Ordered Posted by:

Pamela Ann Little Jo Ann Villavicencio
Village Clerk Village President
AN ORDINANCE REPEALING SECTION 3.05 OF THE CODE AND RECREATING IT AS SECTION 5.25 OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Section 3.05 of the Village Code is hereby repealed and recreated as a new Section 5.25 as follows:

(The provisions of recreated Section 5.25 are attached as EXHIBIT A.)

Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: ________________________________
   Jo Ann F. Villavicencio
   Village President

ATTEST:

_______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-03 (b)

AN ORDINANCE REPEALING SECTIONS 3.06 AND 3.08 OF THE CODE AND
RECREATING IT AS SECTIONS 4.7 AND 4.8 OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Sections 3.06 and 3.08 of the Village Code is hereby repealed and recreated as a new Sections 4.7 and 4.8 as follows:

(The provisions of recreated Sections 4.7 and 4.8 are attached as EXHIBIT A.)

BE IT FURTHER ORDAINED, that the current Sections 4.7 through 4.12 shall be renumbered.

Adopted this 11th day of March, 2019.

By: ____________________________
    Jo Ann F. Villavicencio
    Village President

ATTEST:

______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
AN ORDINANCE REPEALING SECTION 3.07, CARE OF TREES, OF THE CODE AND RECREATING IT AS SECTION 8.24 OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Section 3.07 of the Village Code, Care of Trees, is hereby repealed and recreated as a new Section 8.24 as follows:

(The provisions of recreated Section 8.24 are attached as EXHIBIT A.)

Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: __________________________

Jo Ann F. Villavicencio
Village President

ATTEST:

Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-03 (d)

AN ORDINANCE REPEALING SECTION 3.07(3), VILLAGE FORESTER, OF THE CODE AND RECREATING IT AS SECTION 1.13 OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Section 3.07(3), Village Forester, of the Village Code, is hereby repealed and recreated as a new Section 1.13 as follows:

(The provisions of recreated Section 1.13 are attached as EXHIBIT A.)

Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: ________________________________

Jo Ann F. Villavicencio
Village President

ATTEST:

_______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
AN ORDINANCE REPEALING SECTION 3.11 OF THE CODE AND RECREATING IT AS PART OF A NEW SECTION 6.5(2) OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Section 3.11 of the Village Code, is hereby repealed and recreated as part of a new Section 6.5(2) and that Section 6.5(2) is amended as follows:

(The provisions of a new recreated Section 6.5(2) are attached as EXHIBIT A.)

Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: ________________________________
    Jo Ann F. Villavicencio
    Village President

ATTEST:

_______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
Village of Chenequa
ORDINANCE NO. 2019-03-11-03 (f)

AN ORDINANCE REPEALING SECTION 3.12 OF THE CODE AND RECREATING IT AS SECTION 8.25 OF THE CODE

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code.

NOW, THEREFORE, BE IT ORDAINED, that Section 3.12 of the Village Code is hereby repealed and recreated as a new Section 8.25 as follows:

(The provisions of recreated Section 8.25 are attached as EXHIBIT A.)

Adopted this 11th day of March, 2019. VILLAGE OF CHENEQUA

By: ____________________________
    Jo Ann F. Villavicencio
    Village President

ATTEST:

______________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Date Published: March 12, 2019
Effective Date: March 13, 2019
VILLAGE OF CHENEQUA  
Ordinance No. 2019-03-11-03 (g)  

AN ORDINANCE REPEALING SECTION 3.13 OF THE CODE AND RECREATING IT AS SECTION 5.26 OF THE CODE  

WHEREAS, Ordinance No. 2019-03-11-03 provides for the recodification of Chapter 3 of the Code by amending and restating portions of Chapter 3; and  

WHEREAS, the Village Board also desires to repeal and recreate certain sections of Chapter 3 in Code to update various terms, definitions and requirements as well as to relocate those sections to more appropriate Chapters of the Code; and  

WHEREAS, the recreated Section 5.26 of the Village Code encourages rather than mandates underground utility facilities.  

NOW, THEREFORE, BE IT ORDAINED, that Section 3.13 of the Village Code is hereby repealed and recreated as a new Section 5.26 as follows:  

(The provisions of recreated Section 5.26 are attached as EXHIBIT A.)  

Adopted this 11th day of March, 2019.  

VILLAGE OF CHENEQUA  

By: ____________________________  
Jo Ann F. Villavicencio  
Village President  

ATTEST:  

______________________________  
Pamela Ann Little  
Village Clerk – Treasurer  

Date Adopted: March 11, 2019  
Date Published: March 12, 2019  
Effective Date: March 13, 2019
New/Amended 1.09 (1) & (2)

1.09 VILLAGE BOARD OF REVIEW. [Amended 04/09/2018]

(1) The Village of Chenequa Board of Review shall consist of three regular members, which shall include the Village President, the Village Clerk-Treasurer and a member of the Village Board (other than appointed by the Village Assessor) President and three (3) residents appointed by the Village President. In addition, two (2) residents serving as alternate Board of Review members shall be appointed from the Village Board by the Village President and shall serve on the Board of Review in case of absence or conflict of interest on the part of a regular Board of Review member. Five additional alternate members shall be appointed to serve on the Board of Review in the event a standing member of the Board of Review is removed from office under specific circumstances or unable to serve for any reason. Appointments of members and alternate members of the Board of Review shall be made during the month of April.

(2) The Village President and Village Clerk-Treasurer shall serve as members of the Board of Review so long as they remain in such offices, or the said President remains in office. The appointed member from the Village Board shall serve so long as he or she remains a member of the Village Board. The three (3) residents appointed by the Village President shall serve five (5) year staggered terms. The initial appointees shall serve three (3), four (4) and five (5) year terms, as designated by the Village President. All alternate members of the Board of Review shall serve for a term of one year or until his or her successor has been appointed. Board members may be reappointed to serve consecutive terms as Board members or alternate Board members. In the event of vacancies during a regular term, the Village President shall at the next regular meeting of the Village Board, appoint successors to serve as Board members or alternate Board members for the unexpired balance of the term in question. All appointments by the Village President shall be subject to confirmation by the Village Board. All terms shall expire on the date of the first Village Board meeting in April during the final year of any such term.

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1.09  VILLAGE BOARD OF REVIEW.

(1) The Village Board of Review shall consist of five (5) regular members; which shall include the Village President, a member of the Village Board appointed by the Village President and three (3) residents appointed by the Village President. In addition, two (2) residents serving as alternate Board of Review members shall be appointed by the Village President and shall serve on the Board of Review in case of absence or conflict of interest on the part of a regular Board of Review member.

(2) The Village President shall serve as member of the Board of Review so long as said President remains in office. The appointed member from the Village Board shall serve so long as such Board of Review member remains a member of the Village Board. The three (3) residents appointed by the Village President shall serve five (5) year staggered terms. The initial appointees shall serve three (3), four (4) and five (5) year terms, as designated by the Village President. All alternate Board of Review members shall serve for a term of five (5) years or until such alternate Board of Review member’s successor has been appointed. The two (2) alternate Board of Review members initially appointed by the Village President shall serve three (3) and five (5) year terms, as designated by the Village President. Board of Review members and alternate Board of Review members may be reappointed to serve consecutive terms as Board of Review members or alternate Board of Review members. In the event of vacancies during a regular term, the Village President shall at the next regular meeting of the Village Board, appoint successors to serve as Board of Review members or alternate Board of Review members for the unexpired balance of the term in question. All appointments by the Village President shall be subject to confirmation by the Village Board. All terms shall expire on the date of the first Village Board meeting in April during the final year of any such term.
VILLAGE OF CHENEQUA
Ordinance No. 2019-03-11-04

AN ORDINANCE AMENDING SECTIONS 1.09 (1) AND (2) OF THE VILLAGE CODE PERTAINING TO THE COMPOSITION OF THE BOARD OF REVIEW

WHEREAS, the Village Board desires to amend Sections 1.09 (1) and (2) of the Village Code to provide for a newly configured five (5) member Board of Review; and

NOW, THEREFORE, BE IT ORDAINED, that Sections 1.09 (1) and (2) of the Village Code are amended to read as follows:

“1.09 VILLAGE BOARD OF REVIEW.

(1) The Village Board of Review shall consist of five (5) regular members; which shall include the Village President, a member of the Village Board appointed by the Village President and three (3) residents appointed by the Village President. In addition, two (2) residents serving as alternate Board of Review members shall be appointed by the Village President and shall serve on the Board of Review in case of absence or conflict of interest on the part of a regular Board of Review member.

(2) The Village President shall serve as member of the Board of Review so long as said President remains in office. The appointed member from the Village Board shall serve so long as such Board of Review member remains a member of the Village Board. The three (3) residents appointed by the Village President shall serve five (5) year staggered terms. The initial appointees shall serve three (3), four (4) and five (5) year terms, as designated by the Village President. All alternate Board of Review members shall serve for a term of five (5) years or until such alternate Board of Review member’s successor has been appointed. The two (2) alternate Board of Review members initially appointed by the Village President shall serve three (3) and five (5) year terms, as designated by the Village President. Board of Review members and alternate Board of Review members may be reappointed to serve consecutive terms as Board of Review members or alternate Board of Review members. In the event of vacancies during a regular term, the Village President shall at the next regular meeting of the Village Board, appoint successors to serve as Board of Review members or alternate Board of Review members for the unexpired balance of the term in question. All appointments by the Village President shall be subject to confirmation by the Village Board. All terms shall expire on the date of the first Village Board meeting in April during the final year of any such term.”
Adopted this 11th day of March, 2019.

VILLAGE OF CHENEQUA

By: ____________________________
    Jo Ann Villavicencio
    Village President

ATTEST:

________________________________________
Pamela Ann Little
Village Clerk – Treasurer

Date Adopted: March 11, 2019
Lake Country Fire and Rescue Board Meeting Schedule for 2019 at Station No. 1 in Delafield at 6 PM

<table>
<thead>
<tr>
<th>Month</th>
<th>Date</th>
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<tbody>
<tr>
<td>January</td>
<td>Thursday, January 17th</td>
</tr>
<tr>
<td>February</td>
<td>Thursday, February 28th</td>
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<tr>
<td>March</td>
<td>No Meeting</td>
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<tr>
<td>April</td>
<td>Thursday, April 25th</td>
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<tr>
<td>May</td>
<td>No meeting</td>
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<tr>
<td>June</td>
<td>Thursday, June 20th</td>
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<tr>
<td>July</td>
<td>No meeting</td>
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<tr>
<td>August</td>
<td>Thursday, August 8th (Budget Workshop)</td>
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<td></td>
<td>Thursday, August 15th (Budget Workshop)</td>
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<td></td>
<td>Thursday, August 29th (Board Meeting)</td>
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<tr>
<td>September</td>
<td>Thursday, September 26th</td>
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<tr>
<td>October</td>
<td>Thursday, October 3rd (Annual Joint Meeting)</td>
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<tr>
<td>November</td>
<td>Thursday, November 21st</td>
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<tr>
<td>December</td>
<td>No meeting</td>
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</tbody>
</table>

Meetings may be added or changed based on need of LCFR/LCFR Board.

Thank you!

Sandy Rosch
Oak Wilt
As we continue into March, the oak cutting season is winding down. The general rule is, you do not want to cut oaks after six consecutive days of 60 degree temperatures. We have been fortunate enough to have a long, hard winter. This not only extends the oak cutting season but it also allows for heavy equipment to be able to operate on otherwise soft soils. Residents who have/had oak wilt on their property have been responsive and cooperative in removing the infected trees in a timely matter. We can only hope that continuing into future years we will see a trend towards smaller oak wilt pockets and less infected trees.

Invasive Aquatics
As normal, an application has been submitted to the WI DNR for treatment of Eurasian Water Milfoil. Pine and Cornell seem to go through a cyclical trend of varying milfoil density and population. It seems that in recent years the milfoil has been making a bit of a resurgence due to a variety of different factors. Fortunately, this long, cold winter should work in our favor to kill off some of our aquatic invasives due to decreased light and oxygen. We won’t know the current condition of Pine Lake’s invasives until we have the opportunity to launch a boat and check on traditional milfoil pockets.