

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF
ORDINANCES, CREATING SUBCHAPTER II, ENACTING THE DANE COUNTY
COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Chapters 82.01 through 82.49 are hereby titled Subchapter I – NMP Moratorium.

ARTICLE 3. Subchapter II of Chapter 82 is hereby created to read as follows:

**SUBCHAPTER II
COMPREHENSIVE PLANNING**

82.50 SUBCHAPTER II. Subchapter II of this chapter consists of sections 82.50 through 82.99, inclusive.

82.51 TITLE. Subchapter II shall be known as the Dane County Comprehensive Plan Ordinance.

82.52 PURPOSE. This subchapter is adopted under authority granted by sections 59.69(2) and (3) and 66.1001, Wis. Stats.

82.53 APPLICABILITY. This subchapter applies to all unincorporated areas of Dane County and to those areas within incorporated municipalities whose governing bodies have by resolution agreed to have their areas subject to the county development plan.

82.54 ADOPTION OF COMPREHENSIVE PLAN. Pursuant to sec. 66.1001(4)(c), Wis. Stats., the Dane County Board of Supervisors does, by enactment of this ordinance, adopt the document entitled “Dane County Comprehensive Plan,” including all maps and descriptive materials contained therein, and on file at the Dane County Clerk’s office. A copy of the Dane County Comprehensive Plan is incorporated herein as Appendix A.

82.55 CONSISTENCY WITH PLAN. Commencing January 1, 2008, all actions, including amendments, involving the following ordinances shall be consistent with the Dane County Comprehensive Plan:

(1) The County Zoning Ordinance, Chapter 10.

(2) The County Shoreland, Shoreland-Wetland and Inland-Wetland Regulations Ordinance, Chapter 11.

(3) The County Land Division & Subdivision Regulations Ordinance, Chapter 75.

82.56 INCLUSION OF CITY, VILLAGE AND TOWN PLANS. (1) The Dane County Comprehensive Plan shall include the master plan of any city or village that was adopted under sec. 62.23(2) or (3), Wis. Stats., and the official map of such city or village that was adopted under sec. 62.23(6), Wis. Stats., without change to said plan or map.

(2) The Dane County Comprehensive Plan may include all or portions of a town plan that are determined to be consistent with the County Comprehensive Plan.

1 **82.57 AMENDMENTS AND PERIODIC UPDATES.** (1) The Dane County Board of
2 Supervisors may amend the Comprehensive Plan at any time, in accordance with the
3 procedures set forth in sec. 66.1001(4), Wis. Stats.

4 **(2) (a)** Five years after the effective date of the Dane County Comprehensive Plan, the Dane
5 County Board of Supervisors shall appoint a Comprehensive Plan Steering Committee to review
6 the plan and make recommendations regarding any necessary revisions.

7 **(b)** The Comprehensive Plan Steering Committee shall:

8 **1.** Solicit public participation in reviewing the plan using the procedures in the Public
9 Participation Plan.

10 **2.** Review Department of Planning and Development annual reports on the comprehensive
11 plan.

12 **3.** Evaluate progress against established benchmarks to determine whether goals,
13 objectives, policies, programs or the benchmarks need to be revised.

14 **4.** Review goals and objectives to determine whether they have continued relevance and
15 reflect the current needs of the community.

16 **5.** Review policies, programs and implementation strategies to remove completed tasks
17 and identify new approaches if necessary.

18 **6.** Review timetables and recommend needed revisions.

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20 **82.58 INTERPRETATION.** This ordinance and the Dane County Comprehensive Plan shall
21 take precedence in all situations where it is more restrictive than another ordinance. The
22 provisions of this ordinance shall be interpreted as a minimum requirement and shall be liberally
23 construed in favor of the purposes of this ordinance. This ordinance shall not be deemed to
24 limit or repeal any other powers granted to Dane County by the state law.

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26 **82.59 SEVERABILITY OF ORDINANCE PROVISIONS.** Should any section, clause or
27 provision of this ordinance be declared by the courts to be invalid, the same shall not affect the
28 validity of the ordinance as a whole to any part thereof, other than the part so declared to be
29 invalid.]EXPLANATION: This amendment adopts the Dane County Comprehensive Plan and
30 creates Subchapter II regarding implementation of the plan.]

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32 **ARTICLE 4. NON-CODE PROVISION.** The effective date of this ordinance shall be January 1,
33 2008.

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35 Submitted by Supervisors Erickson, Hendrick, Wheeler, Jensen, Bruskewitz, Pertzborn,
36 Richmond, Worzala, Downing, Kumar, Hulse, Vedder, McDonell, Matano, and Vogel, August
37 16, 2007 (p. 93, 07-08).

38 Referred to PUBLIC WORKS/TRANSPORTATION,
39 ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES, and ZONING/LAND
40 REGULATION.

41
42 8/21/07 pwt postponed

43 9/4/07 eanr pp to 9/25.