

TOWN OF CLEVELAND
Ordinance to Amend Ordinance Imposing a Moratorium
on Construction Inconsistent With Existing Activities and Land Uses,
Changes in Existing Activities and Land Uses, and
Expansion of Existing Activities and Land Uses
Pending the Study of Possible Legislative Action

Title 7, Chapter 5

RECITALS

WHEREAS, the Town of Cleveland (the "Town") enacted Title 7, Chapter 4 Moratorium Ordinance on April 20, 2018, which was amended on May 9, 2018 to create a Moratorium (the "Moratorium") on activities described therein (collectively, the "Moratorium Ordinance"); and

WHEREAS, Sections 4 and 5.4 of the Moratorium Ordinance authorize the Town to extend the Moratorium beyond April 20, 2019 by duly adopted ordinance; and

WHEREAS, the Town has not adopted proposed licensing ordinances or other regulations and continues to investigate its legislative options to regulate activities impacting the health, safety, and welfare of the Town as discussed in the Moratorium Ordinance.

NOW, THEREFORE, the Town Board of the Town of Cleveland, Chippewa County, pursuant to its authority under Wis. Stat. § 61.34, the general police powers of a village board, which have been conferred on the Town Board pursuant to Wis. Stat. §§ 60.10(2)(c) and 60.22(3) and Wis. Stat. §§ 60.23, 60.61, and 60.62, does hereby amend the Town of Cleveland Ordinance Imposing a Moratorium on Construction Inconsistent With Existing Activities and Land Uses, Changes in Existing Activities and Land Uses, and Expansion of Existing Activities and Land Uses Pending the Study of Possible Legislative Action, and does ordain as follows:

1. Section 4 of the Moratorium Ordinance "Duration of Moratorium" is hereby repealed and recreated as follows:

The Moratorium shall be extended from its original expiration date on April 20, 2019 for an additional six months, until October 20, 2019 pursuant to Wis. Stat. § 66.1002(3)(b)2.

2. Section 5, Paragraph 5.4 of the Moratorium Ordinance is hereby repealed and recreated as follows:

5.4 The Town Board shall take such action as it deems appropriate to terminate the Moratorium early, or terminate the Moratorium on or by October 20, 2019.

3. Except as modified by this Ordinance, the Moratorium Ordinance shall remain in full force and effect and the Town Board hereby ratifies the conditions and terms of remainder of the Moratorium Ordinance.
4. The Town Clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. Stats.

Adopted this 19 day of April, 2019

Town of Cleveland Town Board

By: Mike Beighley
Mike Beighley, Chairperson

Pete Hetke
Pete Hetke, Supervisor

Ann Hansen
Ann Hansen, Supervisor

Attest: Linda Laird
Linda Laird, Town Clerk

Posted/Published: 4/19/19

60.80 * Affidavit of posting.

STATE OF WISCONSIN

Town of CLEVELAND

CHIPPEWA County

I LINDA LAIRD, the town clerk of the Town of CLEVELAND, Chippewa County, Wisconsin, attest and [swear or affirm] all of the following:

1. That the following action was posted pursuant to s. 60.80, Wis. stats:

Ordinance to Amend Ordinance Imposing a Moratorium on Construction Inconsistent with Existing Activities and Land Uses, and Expansion of Existing Activities and Land Uses Pending the study of Possible Legislative Action

2. That the above-noted action was posted as required in the following 3 places in the Town of CLEVELAND, Chippewa County, Wisconsin: Posting boards at the following locations

- a. Town Hall, 20470 St Hwy 64, Cornell, WI
- b. 24288 Co Hwy Z, Cornell, WI
- c. Town Park at intersection of Co Hwy E & 205th Ave, Cornell, WI

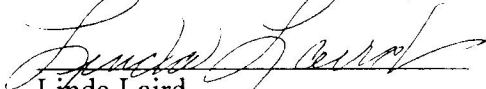
[list 3 locations].

3. That the posting of this action occurred at the following times and dates:

Posted at all 3 locations on Friday, April 20, 2019 between 10:25 and 10:45 AM

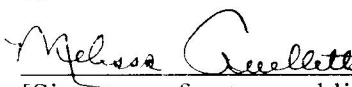
That I filed this affidavit in the records of the town clerk for the Town of CLEVELAND on Tuesday, April 23, 2019.

Dated this 23rd day of April, 2019.


Linda Laird

Personally came before me this 23rd day of April, 2019, the town clerk of the Town of CLEVELAND, Chippewa County, known to me to be the person who executed and acknowledged the foregoing instrument.

[Signature of town chairperson]
or



[Signature of notary public]
Notary Public, State of Wisconsin
My commission 3/25/21.

MELISSA OUELLETTE
NOTARY PUBLIC
STATE OF WISCONSIN