

**CITY OF ELKHORN  
RESOLUTION 23-25**

**A RESOLUTION DECLARING THE INTENTION TO EXERCISE  
EXTRATERRITORIAL ZONING POWER IN THE TOWN OF SUGAR CREEK**

**WHEREAS**, Wis. Stat. § 62.23(7a) authorizes a city which has created a plan commission under Wis. Stat. § 62.23(1) and has adopted a zoning ordinance under Wis. Stat. § 62.23 (7) may exercise extraterritorial zoning power as set forth in the statute;

**WHEREAS**, the City of Elkhorn (the “City”) has created a plan commission under Wis. Stat. § 62.23(1) and has adopted a zoning ordinance under Wis. Stat. § 62.23(7); and

**WHEREAS**, the City has determined that it is appropriate to exercise extraterritorial zoning power under Wis. Stat. § 62.23(7a) for a portion of the Town of Sugar Creek representing approximately 1.5 miles from the jurisdictional border of the City as described on **Exhibit A** hereto and incorporated herein.

**NOW, THEREFORE, THE FOLLOWING IS HEREBY RESOLVED** by the Common Council of the City of Elkhorn, Walworth County, Wisconsin:

**RESOLVED**, that the City shall exercise extraterritorial zoning power under Wis. Stat. § 62.23(7a).


**BE IT FURTHER RESOLVED**, that the area within the Town of Sugar Creek subject to the City’s extraterritorial zoning jurisdiction is created pursuant to Wis. Stat. § 62.23(7a)(a) and is specified in the map attached hereto as **Exhibit A** and incorporated herein (the “ETZ Area”).

**BE IT FURTHER RESOLVED**, that it is hereby declared to be the intent of the City to prepare a comprehensive zoning ordinance for all or part of the ETZ Area and this Resolution shall be published in a newspaper having general circulation in the area proposed to be zoned, as a class 1 notice, under Wis. Stat. Ch. 985, within 15 days of the adoption of this Resolution.

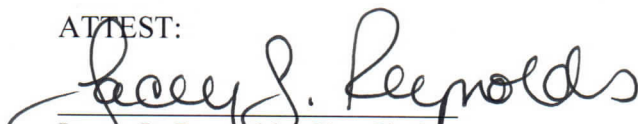
**BE IT FURTHER RESOLVED**, that the City Clerk shall mail a certified copy of this Resolution and a scale map reasonably showing the boundaries of the extraterritorial jurisdiction to the Clerks of Walworth County and to the Town Clerk of the Town of Sugar Creek which contains the ETZ Area.

**BE IT FURTHER RESOLVED**, that the City Plan Commission is hereby directed to formulate tentative recommendations for the district plan and regulations within all or a part of the extraterritorial zoning jurisdiction in the ETZ Area as described in **Exhibit A** and pursuant to the procedures under Wis. Stat. § 62.23(7a).

**DATED** this 16<sup>th</sup> day of October, 2023.

  
\_\_\_\_\_  
Bruce Lechner, Mayor

ATTEST:

  
\_\_\_\_\_  
Lacey L. Reynolds, City Clerk

**Exhibit A**  
**Map of Area of**  
**Extraterritorial Zoning Jurisdiction**

**Zoning Within City Limits**

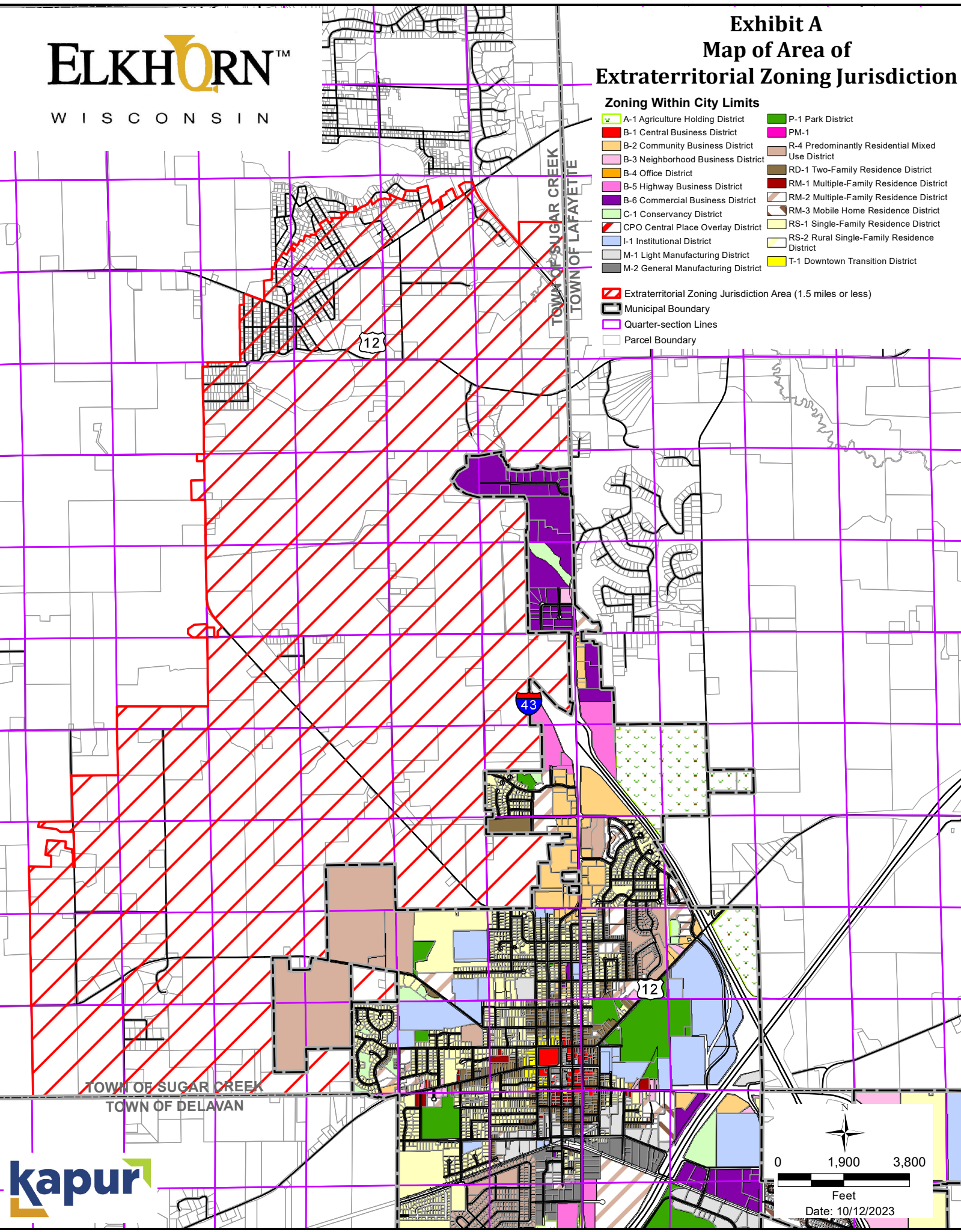
- A-1 Agriculture Holding District
- B-1 Central Business District
- B-2 Community Business District
- B-3 Neighborhood Business District
- B-4 Office District
- B-5 Highway Business District
- B-6 Commercial Business District
- C-1 Conservancy District
- CPO Central Place Overlay District
- I-1 Institutional District
- M-1 Light Manufacturing District
- M-2 General Manufacturing District
- P-1 Park District
- PM-1
- R-4 Predominantly Residential Mixed Use District
- RD-1 Two-Family Residence District
- RM-1 Multiple-Family Residence District
- RM-2 Multiple-Family Residence District
- RM-3 Mobile Home Residence District
- RS-1 Single-Family Residence District
- RS-2 Rural Single-Family Residence District
- T-1 Downtown Transition District

Extraterritorial Zoning Jurisdiction Area (1.5 miles or less)

Municipal Boundary

Quarter-section Lines

Parcel Boundary



TOWN OF SUGAR CREEK  
TOWN OF DELAVAN