

**Town of Freedom
Notice of Newly Enacted Ordinance**

Please take notice that, on May 22, 2024, the Board of Supervisors of the Town of Freedom adopted the following ordinance:

Ordinance **2024-02**, entitled "AN ORDINANCE REPEALING CHAPTER 18: TOWN OF FREEDOM TOWN SUBDIVISION ORDINANCE AND ADOPTING AND RECREATING A NEW TOWN OF FREEDOM CHAPTER 18: LAND DIVISION REGULATIONS" The ordinance recreates Chapter 18 of the Town of Freedom Code of Ordinances to:

- Comply with the consistency requirement of Wis. Stat. & 66.1001(3)(h)
- Address areas of noncompliance with state and federal law
- Excise obsolete, inconsistent, and redundant language
- Rectify internal conflicts and inconsistencies
- Enhance its legal defensibility
- Make the ordinance more attuned to the needs of applicants by simplifying and streamlining the application, review, and approval process

This ordinance shall take effect upon publication of this notice. The full text of this ordinance may be obtained from the Town of Freedom Clerk's office, located at W2004 CTH S, Freedom WI, 54131, or through the Town's website at <http://www.townoffreedom.org/>. The phone number for the Town Clerk is (920) 788-4548.

Dana McHugh
Town Clerk

Posted in the newspaper on 5-30-2024

Posted on the website and 2 Board 5-23-2024 at 4:10pm

TOWN OF FREEDOM PROPOSED ORDINANCE # 2024-02

AN ORDINANCE REPEALING CHAPTER 18: TOWN OF FREEDOM TOWN
SUBDIVISION ORDINANCE AND ADOPTING AND RECREATING A NEW
TOWN OF FREEDOM CHAPTER 18: LAND DIVISION REGULATIONS

The Board of Supervisors of the Town of Freedom, Wisconsin hereby ordains as follows:

WHEREAS, the Town of Freedom is authorized to prepare and adopt a subdivision ordinance under Wis. Stat. ch. 236; and

WHEREAS, Chapter 18 Town of Freedom Town Subdivision Ordinance currently serves as the Town's subdivision ordinance; and

WHEREAS, the Town of Freedom Plan Commission has recommended comprehensive changes to Chapter 18 Town of Freedom Town Subdivision Ordinance; and

WHEREAS, the new ordinance recreating Chapter 18 Town of Freedom Town Subdivision Ordinance will serve as the Town's general zoning ordinance; and

WHEREAS, the Town Plan Commission has held a public hearing on this ordinance, in compliance with Wis. Stat. § 62.23, and following such hearing the Town Board considered public comments and the recommendation of the Town Plan Commission.

NOW, THEREFORE, the Board of Supervisors of the Town of Freedom, Wisconsin, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Chapter 18 Town of Freedom Town Subdivision Ordinance is hereby repealed, and Town of Freedom Chapter 18: Land Division Regulations, which is attached hereto and incorporated herein as Exhibit A, is hereby created.

SECTION 2: Severability. If any section, clause, provision, or portion of the newly created Town of Freedom Chapter 18: Land Division Regulations is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of Town of Freedom Chapter 18: Land Division Regulations shall not be affected thereby. If an application of Town of Freedom Chapter 18: Land Division Regulations to a particular structure, land, or water is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgement shall not be applicable to any other structure, land, or water not specifically included in said judgement. If any requirement or limitation attached to an authorization given under Town of Freedom Chapter 18: Land Division Regulations is found invalid, it shall be presumed that the authorization would not have been granted without the requirement of limitation and, therefore, said authorization shall also be invalid. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms in conflict.

SECTION 3: EFFECTIVE DATE. This ordinance shall take effect upon approval and publication.

Dated the **22nd** day of **May**, 2024.

TOWN BOARD, TOWN OF FREEDOM

By: 
Justin Schumacher, Town Chair

ATTEST:


Dana McHugh, Town Clerk

ATTACHMENTS: Exhibit A (Town of Freedom Chapter 18: Land Division Regulations)

ADOPTED: **May 22**, 2024

PUBLISHED: **May 23**, 2024