

SECTION 1.0 – INTRODUCTION

1.1 Authority

The Town Board of the Town of Harmony, Rock County, Wisconsin has proceeded under the provisions of Sections 60.62, 61.35, and 62.23 and Chapter 91 of the Wisconsin Statutes and this Chapter is adopted under the authority granted by Sections 60.62, 61.35, and 62.23 and Subchapter V of Chapter 91 of the Wisconsin Statutes.

(Amended by Ordinance 121807)

1.2 Purpose

The purpose of this Chapter is to promote the comfort, health, safety, morals, prosperity, aesthetics, and general welfare of this community. Furthermore, the purpose of this Chapter is to implement the land use goals, objectives, policies, and map resulting from the Town's comprehensive planning process in preparing the previously adopted Town of Harmony Development Plan.

1.3 Intent

It is the general intent of this Chapter to regulate and restrict the use of all structures, lands and waters; preserve productive and historic agricultural soils; regulate and restrict lot coverage, number of stories and size of buildings and other structures, population distribution and density, and to stabilize and protect property values; further the appropriate use of land and conservation of natural resources; preserve and promote the beauty of the community; and implement the community's comprehensive plan or plan components. It is further intended to provide for the administration and enforcement of this Chapter and to provide penalties for its violation.

1.4 Abrogation and Greater Restrictions

It is not intended by this Chapter to repeal, abrogate, annul, impair, or interfere with any existing easements, covenants, deed restrictions, agreements, or permits previously adopted or issued pursuant to laws. However, wherever this Chapter imposes greater restrictions, the provisions of this Chapter shall govern.

1.5 Interpretation

In their interpretation and application, the provisions of this Chapter shall be held to be minimum requirements and shall be liberally construed in favor of the Town and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes.

1.6 Severability

- (1) If any section, clause, provision or portion of this Chapter is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Chapter shall not be affected thereby.
- (2) If any application of this Chapter to a particular structure, land, or water is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not be applicable to any other structure, land, or water not specifically included in said judgment.

1.7 Repeal

The Town Board herein repeals without limitation all other ordinances, maps, or parts of ordinances of the Town inconsistent or conflicting with this Chapter, to the extent of the inconsistency only, including without limitation a certain zoning ordinance originally dated August 7, 1967, the Official Zoning (District) Map, and any amendments to said zoning ordinance and zoning map that is a part of that ordinance originally dated August 7, 1967.

1.8 Title

This Chapter shall be known, referred to, and cited as the Town of Harmony Zoning Ordinance.

1.9 Effective Date

This Chapter became effective after a public hearing, adoption by the Town Board, and posting as provided by law. Changes or Amendments to the text of this Chapter or the “Official Zoning Map” shall be effective after the provisions of Section 10 have been complied with and the Change or Amendment has been posted as provided by law.