

**Ordinance to Extend Town Officer Terms In Response to Election Law Changes**

No. 03-2012

Whereas, the term of elected town officers (other than elected assessors) have previously begun on the 2nd Tuesday in April;

Whereas town officers (other than assessors) elected in April 2012 and thereafter will now have their terms of office commence on the 3rd Tuesday in April due to recent state election law changes;

Whereas this law change results in a week long "gap" between the end of the current terms of office for those town officers elected in either 2010 or 2011 and the start of the new terms of office for those officers elected in April 2012 or April 2013;

Whereas, 2011 Wis. Act 115 provides that a town board may enact an ordinance providing that the terms of any elective officers in the town who were elected or appointed to serve for terms expiring on the 2nd Tuesday in April 2012 or 2013 may be extended to the 3rd Tuesday in April in the same year in which the terms would otherwise have expired;

Therefore, be it hereby ordained by the Town Board of the Town of Hampden, Columbia County, that the terms of elected town officers which shall expire after 11:59 p.m. on the 2nd Monday of April in either April 2012 or April 2013 shall be extended until the 3rd Tuesday of April in the same year in which the terms would otherwise have expired.

This ordinance shall be effective upon publication or posting by the town clerk as required, pursuant to s. 60.80, Wis. Stat.

Adopted this 20 day of November 2012.

By the Town Board of the Town of Hampden Columbia County, Wisconsin:

  
Town Chairperson

Attest:  
 Town Clerk

Posted:

**TOWN OF HAMPDEN**  
**ORDINANCE NO. 02-2010**

**AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 7  
OF THE TOWN'S CODE OF ORDINANCES**

**THE TOWN BOARD OF THE TOWN OF HAMPDEN, COLUMBIA  
COUNTY, WISCONSIN, DOES ORDAIN AS FOLLOWS:**

**SECTION 1. AMENDMENTS.**

Chapter 7 of the Town of Hampden's Land Division and Subdivision Regulations Ordinance is hereby amended as follows:

Section 7.4(b)(7) shall be amended to read as follows:

- (7) **Effect of Preliminary Plat Approval.** Approval or conditional approval of a Preliminary Plat shall not constitute automatic approval of the Final Plat, except that, unless an extension is granted by the Town Board, if the Final Plat is submitted within thirty-six (36) months after the last required approval of the Preliminary Plat, conforms substantially to the Preliminary Plat, meets the conditions of Preliminary Plat approval, and otherwise conforms to all applicable Ordinances, the Final Plat shall be entitled to approval with respect to such layout.

Section 7.4(c)(1) shall be amended to read as follows:

- (1) **Final Plat Copies.** Unless an extension of time has been granted by the Town Board, the Subdivider shall file 14 copies of the Final Plat within thirty-six (36) months of the last approval date of the Preliminary Plat. If the Final Plat is not submitted within thirty-six (36) months, or an extension of time granted, the Preliminary Plat approval is deemed void. The following additional items shall be filed with the Final Plat:

Section 7.4(c)(2) shall be amended to read as follows:

- (2) **Clerk Submissions.** The Town Clerk shall, within two days of filing, transmit copies as required for Preliminary Plats under Section 7.04(b)(4). The Town Clerk shall also provide a copy of the Final Plat to the telephone

and power and other utility companies. The abstract of title or title insurance commitment shall be referred to the Town Attorney for examination and report. The Town Clerk shall refer the Final Plat and the final plans and specifications of public improvements to the Town Engineer for review.

Section 7.4(c) shall be amended by adding new paragraph (3) to read as follows:

- (3) **Review and Recommendations.** The Final Plat and final plans and specifications shall be reviewed and examined by the Plan Commission, Town Engineer, Town Attorney or other qualified staff to determine whether the Final Plat conforms substantially to the Preliminary Plat and satisfies all of the conditions imposed on the Preliminary Plat at the time of approval. The conclusions and recommendations of the Plan Commission, Town Engineer, Town Attorney or other qualified staff shall be made within 30 days of the filing of the Final Plat and shall be made part of the record of any meeting at which the Final Plat is considered. The Final Plat may, if permitted by the Town, constitute only a portion of the approved Preliminary Plat that the Subdivider proposes to record at that time.

Section 7.4(c) shall be amended by renumbering existing paragraph (3) as paragraph (4) and amending it to read as follows:

- (4) **Objecting Agencies.** The objecting agencies shall, within 20 days (30 days for the WI DOA) of the date of receiving their copies of the Final Plat, notify the Subdivider and all other approving and objecting agencies of any objections in the same manner noted for Preliminary Plats under Section 7.04(b)(4) of this Ordinance.

Section 7.4(c) shall be amended by renumbering existing subparagraphs (5) and (6) to (6) and (7).

Section 7.6(b)(2)(E) is hereby created to read as follows:

- (E) The Subdivider may construct the project in such phases as the Town Board approves, which approval shall not be unreasonably withheld. If the project is approved to be constructed in phases, the cash or irrevocable letter of credit to be supplied to the Town shall be limited to the phase of the project that is currently being constructed. The Development Agreement shall address the time by which the cash or irrevocable letter of credit shall be provided, which time shall be no sooner than is reasonable necessary before the commencement of the installation of the improvements.

approval. The Town Engineer shall also review the final plans and specifications for any public Improvement for technical details and, if found satisfactory, shall certify in writing to the Plan Commission. If the plans and specifications are unsatisfactory, the Town Engineers shall return them to the Subdivider and so advise the Plan Commission. The conclusions and recommendations of the Plan Commission, Town Engineer, Town Attorney or other qualified staff shall be made within 30 days of the filing of the Final Plat and shall be made part of the record of any meeting at which the Final Plat is considered. The Final Plat may, if permitted by the Town, constitute only a portion of the approved Preliminary Plat that the Subdivider proposes to record at that time.

Section 7.4(c) shall be amended by renumbering existing paragraph (3) as paragraph (4) and amending it to read as follows:

- (4) **Objecting Agencies.** The objecting agencies shall, within 20 days (30 days for the WI DOA) of the date of receiving their copies of the Final Plat, notify the Subdivider and all other approving and objecting agencies of any objections in the same manner noted for Preliminary Plats under Section 7.4(b)(4) of this Ordinance.

Section 7.4(c) shall be amended by renumbering existing subparagraphs (4), (5) and (6) to (5), (6) and (7).

Section 7.6(b)(2)(E) is hereby created to read as follows:

- (E) The Subdivider may construct the project in such phases as the Town Board approves, which approval shall not be unreasonably withheld. If the project is approved to be constructed in phases, the cash or irrevocable letter of credit to be supplied to the Town shall be limited to the phase of the project that is currently being constructed. The Development Agreement shall address the time by which the cash or irrevocable letter of credit shall be provided, which time shall be no sooner than is reasonable necessary before the commencement of the installation of the improvements.

## **SECTION 2. SEPARABILITY OF PROVISIONS.**

Should any sections, sentence, phrase or other portion of this Ordinance be declared invalid, such portion shall be deemed as a separate and distinct provision and shall not affect the validity of the remaining portions of the Ordinance.

## **SECTION 3. EFFECTIVE DATE.**

**SECTION 2. SEPARABILITY OF PROVISIONS.**

Should any sections, sentence, phrase or other portion of this Ordinance be declared invalid, such portion shall be deemed as a separate and distinct provision and shall not affect the validity of the remaining portions of the Ordinance.

**SECTION 3. EFFECTIVE DATE.**

This Ordinance shall take effect and be enforced upon its passage and publication or posting as provided by law. Except as amended herein, all other terms and provisions of Chapter 7 of the Town of Hampden's Ordinances remain in full force and effect.

TOWN OF HAMPDEN

By: David Tuschen 12/21/2010  
David Tuschen, Chair

ATTEST: Diane Guenther  
Diane Guenther, Town Clerk

**VOTE:**

YES VOTES: 3

NO VOTES: 0

DATE ADOPTED: 12-21-2010

DATE PUBLISHED: 12-30-2010

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