

ORDINANCE # 07-25

**AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF BERLIN FROM
R-1 (RESIDENTIAL) DISTRICTS TO RR-1 (RURAL RESIDENTIAL) DISTRICT
CITY OF BERLIN**

WHEREAS, a Petition has been filed by Kathryn C Stewart ("Petitioner") the owner of certain lands in the City of Berlin, to rezone certain property located at Parcel # 206-01277-0000 and 206-01275-0000 ("Subject Properties")

WHEREAS, said rezoning petition was submitted to rezone the Subject Property from R-1 (Residential) District to RR-1 (Rural Residential) District; and

WHEREAS, the Petitioner has supplied all required data pursuant to the Section 82-66 of the Municipal Code of the City of Berlin; and the Plan Commission met and has considered the petition on the 25th day of March 2025; and

WHEREAS, the Plan Commission also held a public hearing on 29th day of April 2025, and has complied with Section 82-66 of the Municipal Code of the City of Berlin; and has on a motion, duly made seconded and adopted, affirmatively recommended the zoning change and referred the matter to the Common Council of the City of Berlin for adoption of the zoning change.

WHEREAS, the Common Council of the City of Berlin having determined that all procedural requirements and notice requirements have been satisfied, having given the matter due consideration, and having based its determination on the effect of the granting of such rezoning on the health, safety and welfare of the community, and the immediate neighborhood in which said use will be located, and having given due consideration to the municipal problems involved as well as the impact on the surrounding properties as to noise, dust, smoke and odor, and others, hereby determine that the rezoning will not violate the spirit or intent of the Zoning Code for the City of Berlin will not be contrary to the public health, safety or general welfare of the City of Berlin, will not be hazardous, harmful, noxious, offensive and will not for any other reason cause a substantial adverse effect on the property values and general desirability of the neighborhood as long as the operation is conducted pursuant to the following conditions and in strict compliance with the same and the rezoning is consistent with the City of Berlin Smart Growth Plan.

NOW, THEREFORE the Common Council of the City of Berlin, DOES HEREBY ORDAIN AS FOLLOWS

The described real estate owned by Kathryn C Stewart with a description as follows:

Sec. 9, T17N, R13E ARNOLDS ADDITION LOTS 8, 9, 10, 11, 12, 13 & 14 BLK A AND COM AT THE SW COR OF LOT 1 CSM 2622 V13; THENCE E 300.35'; S 635.54'; W 302.84'; N635.53' TO POB Parcel # 206-01277-0000 and 206-01275-0000, City of Berlin, Green Lake County,
Is hereby rezoned from R-1 (Residential) to RR-1 (Rural Residential), in accordance with the Municipal Code of the City of Berlin, and the zoning map shall be modified accordingly.

This ordinance shall take effect the day after publication.

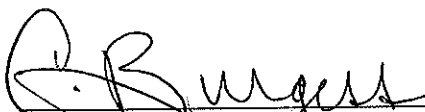
PASSED, APPROVED, AND ADOPTED THIS 13 th DAY OF May 2025.

5 AYES

0 NAYS

1 ABSENT

ATTEST:


CATRINA BURGESS, MAYOR


JESSI BALCOM, CITY CLERK

APPROVED AS TO FORM:


ERIC LARSON, CITY ATTORNEY