

**\* SECTION 7.12 added 01/15/02**

**7.12 Section 1. HIGHWAY SETBACKS.** For the purpose of determining the distance buildings and other structures shall be set back from County Trunk Highways.

- A. For the purposes of this subchapter, any road will be considered as a County Trunk Highway after it has been placed on the County Trunk Highway System by the County Board and approved by the Highway Commission.
- B. The setback for County Trunk Highways shall be 75' from the centerline of such highway or 42' from the right of way line, which ever is greater.
- C. LESSER SETBACKS. Lesser setbacks shall be considered variances and may be permitted by the Board of Adjustment according to Jackson County Zoning Ordinance Chapter 17 in cases of unusual topography or existing patterns of lesser setbacks of buildings on nearby properties.

**Section 2. PENALTIES.**

- A. Violation of this ordinance shall be determined by the Jackson County Highway Committee.
- B. Once a violation has been determined the Jackson County Highway Committee shall notify the landowner who shall have ninety (90) days in which to remove the structure. If said structure is not removed within the ninety (90) day period the landowner shall be assessed Fifty (\$50.00) Dollars per day from the ninety first (91<sup>st</sup>) day until such time as the structure is removed.
- C. The landowner may appeal the Highway Committee's decision to the Board of Adjustment within the ninety (90) day period requesting a variance according to Jackson County Zoning Ordinance Chapter 17.
- D. If the Board of Adjustment denies the variance the landowner shall have sixty (60) days in which to remove the structure from the date of notification by the Board of Adjustment of the denial. If the structure is not removed within that sixty (60) day period the assessment stated in Paragraph B of this section shall become effective as of the sixty first (61<sup>st</sup>) day following such denial and continue until the structure is removed and notice is given the Jackson County Highway Committee that the structure has been removed.

**Section 3. CHANGES AND AMENDMENTS.** The County Board may from time to time amend, supplement or change by ordinance the regulations herein established. Any proposed change shall first be submitted to the Zoning Committee, which shall hold a public hearing thereon. Notice of the time and place of such hearing shall be given by publication in the County of Class II notice under Ch. 985, Wis. Stats. A copy of each notice shall be mailed by registered mail to the town clerk of each town affected by the proposed amendment at least 10 days prior to the date of such hearing.