

**ORDINANCE OF THE TOWN OF ROXBURY  
DANE COUNTY, WISCONSIN  
Town Ordinance No. 2023-2**

**TITLE: TOWN OF ROXBURY TRANSFER OF DEVELOPMENT RIGHTS PROGRAM**

THE TOWN BOARD OF THE TOWN OF ROXBURY, DANE COUNTY, WISCONSIN, DO ORDAIN AS FOLLOWS:

**ARTICLE 1 BACKGROUND AND PURPOSE**

Dane County *Ordinance Amendment 45, 2009-2010* created a legal and administrative framework to support town-initiated Transfer of Development Rights (“TDR”) programs. Sections 10.158 and 10.159 of the Dane County Code of Ordinances (“DCCO”) requires that each town board must adopt a resolution to apply TDR zoning within its boundaries. The Town of Roxbury practice is to adopt an ordinance to effectuate township-wide changes like a TDR program.

The Town Board of the Town of Roxbury is preparing amendments to *The Town of Roxbury Comprehensive Plan* pursuant to section 66.1001(4), Wisconsin Statutes, that will incorporate TDR policies. The *Dane County Comprehensive Plan* currently includes the 2013 *Town of Roxbury Comprehensive Plan* as a component, and upon adoption by the Town Board of the Town of Roxbury, will include the amended *Town of Roxbury Comprehensive Plan* as a component. The *Dane County Comprehensive Plan* is utilized by the county when considering zoning changes, conditional use permits, and land divisions within the Town of Roxbury.

The purpose of this ordinance is to establish the framework necessary to apply and implement the Dane County TDR ordinance within the Town of Roxbury upon the adoption by the Town of Roxbury of an amended *Town of Roxbury Comprehensive Plan* incorporating TDR policies.

**ARTICLE 2 APPLICATION OF THE DANE COUNTY TRANSFER OF DEVELOPMENT RIGHTS ORDINANCE**

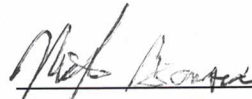
On the Effective Date of this ordinance, the Town of Roxbury shall utilize the Dane County Transfer of Development Rights ordinance zoning districts TDR-5 (s. 10.158, DCCO) and TDR-R (s. 10.159, DCCO) to implement Town of Roxbury TDR policies.

**ARTICLE 3 EFFECTIVE DATE**

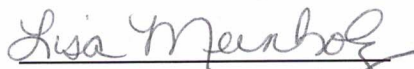
This ordinance is effective the day after the date when both of the following have occurred: (1) notice of passage of this ordinance has been published or posted; and (2) the Town Board of the Town of Roxbury has adopted an ordinance amending the *Town of Roxbury Comprehensive Plan* which incorporates TDR policies.

The Town Clerk shall properly publish or post this Ordinance as required under s. 60.80, Wis. Stats.

Adopted and approved this 1st day of May 2023, by a vote of 3 in favor and 0 opposed.

  
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Nick Ganser, Town Chair

ATTEST:

  
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Lisa Meinholz, Town Clerk

Date adopted: 5-1-2023  
Date notice posted: 5-11-2023  
Effective date: \_\_\_\_\_