

ORDINANCE 2016-01

AN ORDINANCE TO AMEND SECTIONS 8.07, 8.06 AND 8.11 OF THE ZONING CODE FOR THE VILLAGE OF NORTH BAY, RACINE COUNTY, WISCONSIN, RELATING TO ACCESSORY STRUCTURES AND NOTICE PROCEDURES

The Village Board, for the Village of North Bay, Racine County, Wisconsin, do ordain as follows:

1. That Subsection 8.07(2)(f) of the Code of Ordinances for the Village of North Bay be, and hereby is, amended to read as follows:

“(f) Accessory buildings. No accessory building may be located on any lot prior to the completion of the principal dwelling on such lot. No more than one accessory building is allowed on any lot. Accessory buildings may not have a floor area greater than 144 square feet. Accessory buildings may not be taller than twelve feet, measured from ground to the highest point of the building, and, in any event, may not be taller than the lot’s principal dwelling. Notwithstanding any other provision of this Code to the contrary, accessory buildings may be constructed with a 5-foot side yard or rear yard setback, provided, however, that any accessory structure constructed within any public easement shall be conditioned upon the property owner executing an agreement, in a form acceptable to the Village, providing at least: (1) that the structure will be moved at the request of the Village and (2) that the Village shall have the right to remove or, if necessary, destroy the accessory structure, without any recourse by or to the owner, if and as necessary to gain access to the easement area. Accessory buildings are allowed only in rear yards. Accessory buildings may be painted only the same color as the principal dwelling, or such other color as will tend to cause the accessory building to visually blend into the natural surroundings. In no event may an accessory building be used as a permanent or temporary dwelling, nor may an accessory building be used to store a car or truck, nor may an accessory building be used in connection with any commercial operation. A building permit is required for accessory structures.”

2. That Subsection 8.06(9) of the Code of Ordinances for the Village of North Bay be, and hereby is, amended to read as follows:

“(9) Class 2 public notice means newspaper publication and/or posting satisfying the requirements of Wis. Stats. Chapter 985 and as otherwise allowed by law.”

3. That Subsection 8.11(2) of the Code of Ordinances for the Village of North Bay be, and hereby is, amended to read as follows:

"(2) Application; notice of hearing. Application for a variance shall be filed with the Village Zoning Administrator. The application shall contain such information as is required by the Board of Appeals. Notice of hearing on such application shall be published once in a newspaper having general circulation in the Village, or posted as allowed by law, not more than Fifteen (15) days nor less than Seven (7) days before the date of hearing. Notices shall also be mailed to owners of all property within 200 feet of the subject site. The board shall reach its decision within 45 days of the date of hearing. (Code 1972, & 16.03.080(b))"

4. That the Village Plan Commission made a recommendation as to the proposed zoning ordinance and conducted a duly-noticed public hearing on the proposed zoning ordinance on July 11, 2016.
5. That written notice of the proposed zoning ordinance was given to the clerks of all municipalities located within 1,000 feet of the Village at least ten days' prior to the public hearing.
6. That this ordinance shall become effective upon adoption and publication as provided by law.

Adopted by the Village Board of the Village of North Bay, Racine County, Wisconsin, this 11 day of JULY, 2016.

VILLAGE OF NORTH BAY

By: 

Roger Mellem, Village President

Attest: 

Stephanie Martin, Village Clerk