

TOWN OF GRAND CHUTE

ORDINANCE, SERIES OF O-07-2020

AN ORDINANCE OF THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, AMENDING EXISTING CHAPTERS 535 OF THE CODE OF GENERAL ORDINANCES FOR THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, BY REPEALING AND RECREATING SECTION 535-25(C)(1) PERTAINING TO SIZE REQUIREMENTS FOR ATTACHED RESIDENTIAL GARAGES, AND REPEALING AND RECREATING SECTION 535-49(B)(1) PERTAINING TO OFF-STREET PARKING REGULATIONS FOR RESIDENTIAL PROPERTIES.

WHEREAS, Chapter 535-25 of the Town of Grand Chute Municipal Code defines and regulates the RSF Single-Family Residential District; and

WHEREAS, Chapter 535-49 of the Town of Grand Chute Municipal Code regulates off-street parking; and

WHEREAS, the Town of Grand Chute has determined the need to amend said Municipal Code to recognize modern trends in residential housing construction and uniformly enforce size restrictions for attached residential garages; and

WHEREAS, the Town of Grand Chute has determined the need to more clearly define requirements for off-street parking requirements for residential properties.

NOW, THEREFORE, BE IT ORDAINED by the Town Board of Supervisors of the Town of Grand Chute, Outagamie County, Wisconsin, that Chapter 535 of the Code of General Ordinances is hereby amended by repealing and recreating Section 535-25(C)(1) as shown on the attached Exhibit "A".

BE IT FURTHER ORDAINED by the Town Board of Supervisors of the Town of Grand Chute, Outagamie County, Wisconsin, that Chapter 535 of the Code of General Ordinances is hereby amended by repealing and recreating Section 535-49(B)(1) as shown on the attached Exhibit "B".

If any provision of this ordinance is invalid or unconstitutional, or the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the above provision or applications of this ordinance, which can be given effect without the invalid or unconstitutional provision, or its application.

Approved and adopted this 1 day of December, 2020.

Number Vote For 5
Number Voted Against 0

Approved as to form:
Charles D. Koehler
for Charles D. Koehler, Attorney
Herring Clark Law Offices
800 N. Lynndale Drive
Grand Chute, WI 54914

Town of Grand Chute
David A. Schowalter
David A. Schowalter
Town Chairman
Angie M. Cain
Angie M. Cain
Town Clerk

Exhibit "A"
TOWN OF GRAND CHUTE
ORDINANCE, SERIES OF O-07-2020

AN ORDINANCE OF THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, AMENDING EXISTING CHAPTER 535 OF THE CODE OF GENERAL ORDINANCES FOR THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, BY REPEALING AND RECREATING SECTION 535-25(C)(1) PERTAINING TO SIZE REQUIREMENTS FOR ATTACHED RESIDENTIAL GARAGES.

§ 535-25(C)(1) (Existing code to be repealed)

~~C. Permitted accessory uses and structures.~~

~~(1) Uses and structures customarily accessory and clearly incidental to permissible principal uses and structures. Specific attached garage requirements as follows:~~

~~(a) No attached garage shall exceed 1,000 square feet per dwelling unit unless located on a parcel larger than 24,000 sq. ft.~~

~~(b) In no case shall an attached garage foundation exceed the size of the living area foundation of each dwelling unit.~~

§ 535-25(C)(1) (Recreated as follows)

C. Permitted accessory uses and structures.

(1) Uses and structures customarily accessory and clearly incidental to permissible principal uses and structures. Specific attached garage requirements as follows:

(a) In no case shall an attached garage foundation exceed the size of the living area foundation of each dwelling unit.

Exhibit "B"
TOWN OF GRAND CHUTE
ORDINANCE, SERIES OF O-07-2020

AN ORDINANCE OF THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, AMENDING EXISTING CHAPTER 535 OF THE CODE OF GENERAL ORDINANCES FOR THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, BY REPEALING AND RECREATING SECTION 535-49(B)(1) PERTAINING TO OFF-STREET PARKING REGULATIONS FOR RESIDENTIAL PROPERTIES.

§ 535-49(B)(1) (Existing code to be repealed)

~~B. Applicability. Off-street parking regulations described herein shall be applied to all developments and uses hereafter established, expanded, or changed, based on the zoning classification of the property.~~

~~(1) Residential property. All property zoned and used as RSF, RTF, or R-2, or a property zoned AGD that is used for a single-family detached residence unrelated to farm operations, the following regulations shall be met:~~

- ~~(a) All automobiles or recreational/utility vehicles parked or stored outside must be parked or stored on a gravel or paved surface if located in the front yard or side yard of a property. Parking on grass or bare soil surfaces is prohibited. No more than four vehicles shall be parked or stored in the front yard, of which no more than one may be a recreational/utility vehicle.~~
- ~~(b) All automobiles or motorized commercial and recreational/utility vehicles parked or stored outside in the rear yard of a property must be parked or stored on a gravel or paved surface.~~
- ~~(c) No commercial vehicle with an actual weight in excess of 8,000 pounds, or over 20 feet in length, or having a height of more than eight feet, shall be parked or stored, except when rendering a service at the property on which it is parked. Any commercial vehicle must be parked or stored on a gravel or paved surface. A commercial vehicle parked or stored in the front yard would be counted toward the maximum limit of four vehicles being allowed.~~
- ~~(d) No person may offer any motor vehicles for sale on a recurrent basis in any residential district.~~

§ 535-49(B)(1) (Recreated as follows)

B. Applicability. Off-street parking regulations described herein shall be applied to all developments and uses hereafter established, expanded, or changed, based on the zoning classification of the property.

(1) Residential property. All property zoned and used as RSF, RTF, or R-2, or a property zoned AGD that is used for a single-family detached residence unrelated to farm operations, the following regulations shall be met:

- (a) All automobiles, motorized commercial vehicles, or recreational/utility vehicles parked or stored outside, in the front or side yard of a property, must be on a surface that is contiguous with the existing driveway for the property. Permitted surfaces for additional parking/storage areas include: gravel, asphalt, concrete, brick pavers, and pervious brick pavers. All organic material must be removed and industry/municipality standards followed during the installation of additional parking/storage areas. Parking or storing automobiles, motorized commercial vehicles, or recreational/utility vehicles on grass or bare soil surfaces is prohibited. A maximum of four vehicles may be parked or stored in the front yard, of which only one may be a recreational/utility vehicle.
- (b) All automobiles, motorized commercial vehicles, or recreational/utility vehicles parked or stored outside, in the rear yard of a property, must follow the requirements for additional parking/storage areas outlined in Subsection B(1)(a) above.
- (c) No commercial vehicle with an actual weight in excess of 8,000 pounds, or over 20 feet in length, or having a height of more than eight feet, shall be parked or stored, except when rendering a service at the property on which it is parked. A commercial vehicle parked or stored in the front yard counts toward the maximum limit of four vehicles being allowed.
- (d) No person may offer any motor vehicles for sale on a recurrent basis in any residential district.