

TOWN OF GRAND CHUTE  
OUTAGAMIE COUNTY

ORDINANCE, SERIES OF O-09-2021

AN ORDINANCE OF THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, AMENDING EXISTING CHAPTER 335 OF THE CODE OF GENERAL ORDINANCES FOR THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, BY AMENDING SECTION 335-4 PERTAINING TO LICENSE RESTRICTIONS.

**§ 335-4 License restrictions.** (Amended as follows)

H. Outdoor service/beer gardens.

(4) Requirements. Outdoor premises approved under this subsection are subject to the following requirements:

- (a) Outdoor premises may be permitted only on properties located in the CL Local Commercial, CR Regional Commercial, CP Planned Commercial, and IND Industrial Zoning Districts as those terms are defined in Chapter 535. Zoning, subject to the special exception permit requirements of Chapter 535.
- (b) Outdoor premises shall be completely surrounded by an attractive wall, fence, or barrier of at least four feet in height.
- (c) Outdoor premises located in the front yard of the licensed premises shall also be completely surrounded by an attractive wall, fence, or barrier, and such installation shall be 42 inches in height for public safety and property aesthetics purposes.
- (d) Outdoor premises shall be attached to the main business premises, and access to the outdoor premises shall only be allowed through the main building.
- (e) Service in the outdoor premises shall be limited to persons seated at tables or at a bar.
- (f) Food and beverage service in the outdoor premises shall stop no later than 10:30 p.m., with no food or beverage consumption allowed in the outdoor premises after 11:00 p.m.
- (g) ~~No music shall be broadcast directly into the outdoor area by means of outdoor speakers or jukeboxes, nor shall live music be permitted.~~
- (h) Lighting of the outdoor premises must be shielded and not be of intensity or brilliance to create glare which is distracting to adjoining property owners or that can become a hazard or danger to vehicular traffic.

- (i) Noise from any source that is emitted from the outdoor area and measured at any border of the real property on which the licensed premises is located shall not exceed 85 db from 7:00 a.m. to 9:00 p.m. and 75 db from 9:00 p.m. until closing.
- (j) Outdoor premises shall not be located in any actual or required yard area that directly abuts an adjoining property used for residential purposes, unless the following additional conditions are met:
  - [1] Provide a twenty-foot buffer between outdoor premises and the adjoining lot containing the residential use.
  - [2] Provide a privacy fence six feet in height at the property line in the area abutting the outdoor premises.
  - [3] Notwithstanding Subsection H(4)(f) of this section, food and beverage service in the outdoor premises shall stop no later than 9:30 p.m., with no food or beverage consumption allowed in the outdoor premises after 10:00 p.m.

Date introduced, approved and adopted: August 17, 2021

TOWN OF GRAND CHUTE

Jason Van Eppren  
Jason Van Eppren, Town Chairman

Angie Cain  
Angie Cain, Town Clerk

VOTED FOR: 5  
VOTED AGAINST: 0

~~REMOVED TEXT~~

APPROVED AS TO FORM:

for [Signature]  
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