



Legislation Details (With Text)

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Title: A substitute ordinance relating to revisions of various provisions of the zoning code.

Sponsors: THE CHAIR

Indexes: ZONING

Attachments: 1. City Plan Commission Letter.pdf, 2. Zoning Code Technical Committee Letter, 3. Minutes of the Zoning Code Technical Committee, 4. Hearing Notice List, 5. Notice Published on 1-12-11

| Date | Ver. | Action By | Action | Result | Tally |
|------------|------|-----------------------------------------------|-------------------------|--------|-------|
| 11/3/2010 | 0 | COMMON COUNCIL | ASSIGNED TO | | |
| 11/5/2010 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO | | |
| 11/5/2010 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO | | |
| 11/17/2010 | 0 | CITY CLERK | PUBLISHED | | |
| 12/3/2010 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 12/3/2010 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 12/17/2010 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE | Pass | 5:0 |
| 12/17/2010 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | SUBSTITUTED | Pass | 5:0 |
| 12/17/2010 | 1 | CITY CLERK | DRAFT SUBMITTED | | |
| 12/21/2010 | 1 | COMMON COUNCIL | PASSED | Pass | 15:0 |
| 1/5/2011 | 1 | MAYOR | SIGNED | | |
| 1/12/2011 | 1 | CITY CLERK | PUBLISHED | | |

100790
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to revisions of various provisions of the zoning code.

- 295-201-45 am
- 295-201-441 am
- 295-201-505 am
- 295-201-521 am
- 295-201-523 am
- 295-203-3-d am
- 295-203-5-h am

295-203-9-e am
295-203-12-c am
295-203-16-a am
295-205-15-c am
295-403-2-a (table) am
295-403-2-b-1 am
295-403-3-b am
295-405-1-a (table) am
295-405-1-b-5 am
295-405-1-b-6 am
295-405-1-c (table) am
295-407-4-0 am
295-407-8-d rc
295-503-1 (table) am
295-503-2-h-2 am
295-503-2-j am
295-503-2-t-2 am
295-505-2-b-3-b am
295-505-3 (table) am
295-505-5 (table) am
295-603-1 (table) am
295-603-2-d-2 am
295-603-2-x-2 am
295-605-2 (table) am
295-605-2-f-3 cr
295-605-3-a-4 am
295-605-4-f rc
295-605-5 (table) am
295-605-5-d rc
295-703-1 (table) am
295-703-2-e-2 am
295-703-2-r-2 am
295-705-5.5 cr
295-803-1 (table) am
295-803-2-c-2 am
295-803-2-ee-2 am
295-805-3-a-5 am
295-805-4-h-1 am
295-805-5 (table) am
295-805-5-d rc
295-903-2-a (table) am
295-903-2-b-8-b am
295-903-3-d-5 (table) am
295-905-2-a (table) am
295-905-2-b-3-b am
295-905-2-b-10-b am
295-905-3-d-5 (table) am
295-907-2-b-8 am
295-907-2-b-9 am
295-907-2-b-11 cr

295-1015-3-b-7-b am

This ordinance makes various corrections, clarifications and minor substantive changes to the zoning code, including:

1. Definitions of various terms are amended and clarified.
2. Banks, general retail establishments, personal services, light motor vehicle rental facilities, tavern and restaurants are identified as permitted accessory uses within passenger terminals.
3. All areas used for light or heavy motor vehicle storage shall have paved or otherwise approved surfaces.
4. Contractors' yards and outdoor salvage operations shall meet certain standards for perimeter landscaping and edge treatments.
5. Seasonal markets shall be permitted to operate up to 180 days in certain circumstances. Currently, the maximum is 90 days.
6. Indoor recreation facilities are classified as special uses in all commercial zoning districts. Currently, they are permitted uses in all commercial districts except neighborhood shopping, where they are a special use.
7. The maximum permitted display area for a type "A" freestanding, wall or roof sign is increased for most commercial zoning districts.
8. The glazing (window) requirements applicable to the LB2 local business zoning district shall apply to all properties in downtown zoning districts. Currently, the zoning code does not specify glazing requirements for downtown districts.
9. The use classification of a plant nursery or greenhouse or the raising of crops or livestock in the commercial and institutional zoning districts is changed from prohibited use to special use. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 295-201-45 of the code is amended to read:

295-201. Definitions.

45. ASSEMBLY HALL means an establishment providing meeting space for social gatherings, including but not limited to wedding receptions, graduation parties and business or retirement functions. This term includes, but is not limited to, a banquet hall, rental hall, non-alcoholic social club ~~[[, non-denominational chapel]]~~ or meeting space for a club or membership organization. This term does not include a convention center.

Part 2. Section 295-201-441 of the code is amended to read:

441. PASSENGER TERMINAL means a facility for passenger transportation operations, including but not limited to a passenger rail station, bus terminal or passenger ship terminal. >>This term includes a bank, general retail establishment, personal service, light motor vehicle rental facility, tavern, fast-food/carry-out restaurant or sit-down restaurant when any such use is an accessory use located within the terminal structure.<< This term does not include an airport or heliport.

Part 3. Section 295-201-505 of the code is amended to read:

505. RETAIL ESTABLISHMENT, GENERAL means an establishment providing retail sale of new products to the public and rendering services incidental to the sale of such products, including, but not limited to, sale of: art supplies and picture frames, art works, auto parts, baked goods, bicycles, books, newspapers and magazines, collectibles, dry goods, notions and novelties, flowers and plants, food and beverages, furniture and floor coverings, hardware, hobbies, toys and games, household goods, jewelry, luggage, major appliances, music, records, compact discs and tapes, paint and wallpaper, pets, pharmaceutical products, photo equipment and processing, sewing apparatus, sporting goods, stationery, tobacco products and wearing apparel. This term includes, but is not limited to, a grocery store, specialty food store, antique store, liquor store, butcher shop, delicatessen, portrait studio, furniture or appliance rental establishment or video rental or sales business. This term does not include an adult ~~[[book store]]~~ >>retail establishment<< , lumber yard, building supply or home improvement center, garden center or secondhand store.

Part 4. Section 295-201-521 of the code is amended to read:

521. SCHOOL, ~~[[SPECIALTY-OR]]~~ PERSONAL INSTRUCTION means a business, professional, trade or other specialty school. This term includes, but is not limited to, a school offering instruction in music, art, dance, martial arts, GED preparation, computer use or programming, or cosmetology. This term does not include a flight school >>or an elementary or secondary school<< .

Part 5. Section 295-201-523 of the code is amended to read:

523. SEASONAL MARKET means a temporary facility used to conduct retail trade for a period not exceeding ~~[[90]]~~ >>180<< days in a calendar year.

Part 6. Section 295-203-3-d of the code is amended to read:

295-203. Use Definitions.

3. EDUCATIONAL USES.

d. "School, ~~[[specialty-or]]~~ personal instruction" means a business, professional, trade or other specialty school. This term includes, but is not limited to, a school offering instruction in music, art, dance, martial arts, GED preparation, computer use or programming, or cosmetology. This term does not include a flight school >>or an elementary or secondary school<< .

Part 7. Section 295-203-5-h of the code is amended to read:

5. COMMERCIAL AND OFFICE USES.

h. "Retail establishment, general" means an establishment providing retail sale of new products to the public and rendering services incidental to the sale of such products, including, but not limited to, sale of: art supplies and picture frames, art works, auto parts, baked goods, bicycles, books, newspapers and magazines, collectibles, dry goods, notions and novelties, flowers and plants, food and beverages, furniture and floor coverings, hardware, hobbies, toys and games, household goods, jewelry, luggage, major appliances, music, records, compact discs and tapes, paint and wallpaper, pets, pharmaceutical products, photo equipment and processing, sewing apparatus, sporting goods,

stationery, tobacco products and wearing apparel. This term includes, but is not limited to, a grocery store, specialty food store, antique store, liquor store, butcher shop, delicatessen, portrait studio, furniture or appliance rental establishment or video rental or sales business. This term does not include an adult ~~[[book store]]~~ >>retail establishment<< , lumber yard, building supply or home improvement center, garden center or secondhand store.

Part 8. Section 295-203-9-e of the code is amended to read:

9. ACCOMMODATION AND FOOD SERVICE USES.

e. "Assembly hall" means an establishment providing meeting space for social gatherings, including but not limited to wedding receptions, graduation parties and business or retirement functions. This term includes, but is not limited to, a banquet hall, rental hall, non-alcoholic social club ~~[[, non-denominational chapel]]~~ or meeting space for a club or membership organization. This term does not include a convention center.

Part 9. Section 295-203-12-c of the code is amended to read:

12. TRANSPORTATION USES>

c. "Passenger terminal" means a facility for passenger transportation operations, including but not limited to a passenger rail station, bus terminal or passenger ship terminal. >>This term includes a bank, general retail establishment, personal service, light motor vehicle rental facility, tavern, fast-food/carry-out restaurant or sit-down restaurant when any such use is an accessory use located within the terminal structure.<< This term does not include an airport or heliport.

Part 10. Section 295-203-16-a of the code is amended to read:

16. TEMPORARY USES.

a. "Seasonal market" means a temporary facility used to conduct retail trade for a period not exceeding ~~[[90]]~~ >>180<< days in a calendar year.

Part 11. Section 295-205-15-c of the code is amended to read:

295-205. Rules of Measurement.

15. LOT COVERAGE.

c. The portion of any uncovered and unenclosed deck, porch, landing, balcony, planter or stairway that is less than ~~[[30]]~~ >>36<< inches above grade.

Part 12. Section 295-403-2-b-1 of the code is amended to read:

295-403. Parking.

2. NUMBER OF SPACES.

b. Adjustment to Number Required.

b-1. One space for each off-site parking space which is owned or rented by the property or business owner for the purpose of providing parking to the use in question. Such off-site spaces shall be located within 700 feet of the use, as measured by using the shortest pedestrian route from the nearest corner of the parking facility to the main public entrance of the use served. For a non-residential use, the off-site spaces shall not be located on a site containing a wholly residential use. >>If the use provides a valet parking service, the off-site spaces may be located more than 700 feet from the use, provided the property or business owner submits to the department written documentation of permission to use an off-site parking lot or structure for valet parking.<< Off-site parking spaces shall also conform with the regulations of the zoning district in which they are located.

Part 13. Section 295-403-3-b of the code is amended to read:

3. STANDARDS OF DESIGN.

b. Paving. All areas used for the parking of motor vehicles or trailers >>or light or heavy motor vehicle storage<< shall have paved or approved surfaces, as required in s. 252-74. The use of permeable paving, as defined in s. 200-08-68.5, is encouraged for all parking spaces provided above the minimum number required by this chapter.

Part 14. Table 295-405-1-a of the code is amended to read:

| Table 295-405-1-a PERIMETER LANDSCAPING AND EDGE TREATMENT REQUIREMENTS BY USE AND ZONING DISTRICT | | | | | | | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|----------|---------------|-------------------------|-------------------------------------------------------------------------------------------------|-------------------|----------------------------|-----------------------------------------|
| Key: required - this is the minimum landscaping/edge treatment requirement for this land use in the specified zoning district allowed - this landscaping/edge treatment type may be used as an alternative to the "required" type for this land use in the specified zoning district not permitted - this landscaping/edge treatment type cannot be used for this particular use in the specified zoning district use not permitted - this land use is not permitted in this zoning district; therefore, no required landscaping type is specified | | | | | | | | |
| Type of Use: | Light Motor Vehicle Parking; Vehicle Operating Area | | | Motor Vehicle Sales Lot | Heavy Motor Vehicle Parking; Storage Yards >>; Contractors' Yards; Outdoor Salvage Operations<< | | Mechanical Equipment, etc. | Lt. Motor Veh. Parking Next to Res. Use |
| | Type A | Type B | Type C | Type D | Type E | Type F | Type G | Type H |
| Zoning District: | | | | | | | | |
| NS2, LB2, RB2 | not permitted | required | allowed | required | not permitted | required | required | required |
| NS1, LB1, RB1, CS | required | allowed | not permitted | required | required | allowed | required | required |
| C9A-C9H | not permitted | required | allowed | use not permitted | not permitted | required | required | required |
| IM | not permitted | required | allowed | required | not permitted | required | required | required |
| IO2, IL2 | not permitted | required | allowed | required | required | allowed | required | required |
| IO1, IL1 | required | allowed | allowed | required | required | allowed | required | required |
| IH | required | allowed | allowed | required | not permitted | required | required | required |
| PK, TL | required | allowed | allowed | use not permitted | use not permitted | use not permitted | required | required |
| RM5-RM7, RO2 | not permitted | required | allowed | use not permitted | use not permitted | use not permitted | required | required |
| RT3-RT4, RM3-RM4 | not permitted | required | allowed | use not permitted | use not permitted | use not permitted | required | required |
| RS1-RS6, RT1-RT2, RM1-RM2, RO1 | required | allowed | not permitted | use not permitted | use not permitted | use not permitted | required | required |

Part 15. Section 295-405-1-b-5 and 6 of the code is amended to read:

295-405. Landscaping.

1. PERIMETER LANDSCAPING AND EDGE TREATMENTS.

b. Types of Landscape Treatment.

b-5. Type “E” Landscaping (Heavy Motor Vehicle Parking Lots; Storage Yards >>, Contractors’ Yards, Outdoor Salvage Operations<<). This type is primarily intended for application along street frontages of heavy motor vehicle parking lots or storage yards. It requires regularly-spaced trees and continuous base shrubs, as well as an opaque fence or wall behind the landscaped area. The landscaped area is required to be wider than the type “F” landscaped area. Plantings in the low- level, eye-level and high-level zones shall create a continuous edge of plants, completely obscuring the area behind the landscaped area from view from the street.

b-6. Type “F” Landscaping (Urban Edge Heavy Motor Vehicle Parking Lots; Storage Yards >>, Contractors’ Yards, Outdoor Salvage Operations<<). This type is primarily intended for application along street frontages of heavy motor vehicle parking lots and storage yards. It requires regularly-spaced trees and continuous base shrubs located in a standard-width landscaping buffer. Fences or walls are also required, shall be located closer to the street than required landscaping and shall clearly define the street edges of properties. Plantings in the low-level, eye-level and high-level zones shall create a continuous edge of plants, completely obscuring the area behind the landscaped area from view from the street.

Part 16. Table 295-405-1-c of the code is amended to read:





Part 17. Section 295-407-4-0 of the code is amended to read:

295-407. Signs.

4. **AUTOMATIC CHANGEABLE MESSAGE SIGNS.** For purposes of this subsection, an automatic changeable message sign is ~~an~~ a type B on-premise or off-premise advertising sign, display or device that changes the message copy of the sign by means of light emitting diodes (LED's), fiber optics, light bulbs or other illumination devices within the display area, and includes tri-vision signs and mechanically-operated signs. In addition to the provisions for on-premise and off-premise signs, as provided in subs. 2 and 7, automatic changeable message signs shall conform to the provisions included in this subsection.

Part 18. Section 295-407-8-d of the code is repealed and recreated to read:

8. EXCEPTIONS.

d. Political signs, provided that:

d-1. In the case of an election for office or a referendum, such sign is removed within 30 days of the end of the election campaign period, as defined in s. 12.04(1)(a), Wis. Stats.

d-2. If the sign is located in a residential zoning district, the sign does not exceed 6 square feet.

Part 19. Section 295-503-2-h-2 of the code is amended to read:

295-503. Uses.

2. LIMITED USE STANDARDS.

h. Group Home, Group Foster Home or Community Living Arrangement.

h-2. If the use is located in an RS1 to RS6 or RT1 to RT3 district, not more than 8 ~~persons~~ clients shall reside on the premises. In all other residential districts, not more than 15 ~~persons~~ clients shall reside on the premises.

Part 20. Section 295-503-2-t-2 of the code is amended to read:

t. Seasonal Market.

t-2. If flowers, plants ~~[[,]]~~ ~~>>or<<~~ Wisconsin-grown farm products ~~[[or Christmas trees]]~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~[[90]]~~ ~~>>~~ 180 ~~<<~~ days in one calendar year. ~~>>~~ If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year. ~~<<~~ Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.

Part 21. Section 295-505-2-b-3-b of the code is amended to read:

295-505. Design Standards.

2. PRINCIPAL BUILDING STANDARDS.

b. Front Setback Standards.

b-3. Determination of “Front.”

b-3-b. Corner Lot. The “front” of a corner lot shall be along the same street as the immediately adjacent interior lot. When a corner lot is immediately adjacent to 2 or more interior lots, the street lot line with the smallest dimension shall be the “front.” ~~>>~~ An interior lot separated by an alley or other public way not exceeding 20 feet in width from the corner lot being developed shall be considered to be immediately adjacent to that corner lot. ~~<<~~

Part 22. Table 295-505-3 of the code is amended to read:

| Table 295-505-3 ACCESSORY STRUCTURE DESIGN STANDARDS | | | | | | | |
|------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|-----------------------------|-------------------------------------------|-------------------------------------------------------------------------------------|--------------------------------------------------------------------------|-----------------------------------------|-----------------------------|
| | Garage | Shed | Deck/stoop less than one foot above grade | Deck/stoop one to 3 feet above grade | Deck/stoop 3 to 7 feet above grade | Deck/stoop more than 7 feet above grade | Open trellis or arbor |
| Included in lot calculation? | Yes | Yes | No | No | Yes | Yes | No |
| Minimum front setback | Same as principal building; if the garage door faces the front of the lot, an additional 4 ft. shall be required. | Same as principal building. | No restriction. | Same as principal building. | Same as principal building. | Same as principal building. | No restriction. |
| Minimum side setback | Same as principal building, but not closer to side street than any existing principal building. | | No restriction. | Same as principal building. | Same as principal building. | | No restriction. |
| Minimum rear setback | Averaged in accordance with s. 295-505-2-e. | | | | | | No restriction. |
| Minimum side setback located in the side yard | Same as principal building. | Same as principal building. | No restriction. | Up to property line; however, all railings above 4 feet shall be at least 50% open. | 1.5 feet; however, all railings above 4 feet shall be at least 50% open. | Same as principal building. | Same as principal building. |

| | | | | | | | |
|------------------------------------------|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|-----------------|-----------------|--------------------------------------------------------------------------|--------------------------------------------------------------------------|-----------------|
| Minimum side setback located in the rear | 1.5 feet >> 4 feet if access crosses side lot line from an alley.<< | 1.5 feet | No restriction. | No restriction. | 1.5 feet; however, all railings above 4 feet shall be at least 50% open. | 1.5 feet; however, all railings above 4 feet shall be at least 50% open. | No restriction. |
| Min. rear setback | 4 feet; may be reduced to 1.5 feet if there is no alley or no access from an alley. | 4 feet; may be reduced to 1.5 feet if there is no alley or no access from an alley. | No restriction. | No restriction. | 1.5 feet; however, all railings above 4 feet shall be at least 50% open. | 4 feet; may be reduced to 1.5 feet if there is no alley. | No restriction. |
| Max. height of sign | 10 feet | 8 feet | No restriction. | No restriction. | No restriction. | 10 feet | 8 feet |
| Max. overall height | 24 feet or the height of the principal building, whichever is less. | 14 feet | Not applicable. | Not applicable. | Not applicable. | 14 feet | 14 feet |

Part 23. Table 295-505-5 of the code is amended to read:

| Table 295-505-5 RESIDENTIAL DISTRICT SIGN STANDARDS * | | |
|-------------------------------------------------------|-------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|
| | Elementary and secondary schools, colleges and religious assembly | All other permitted uses except single-family, 2-family and 3-family dwellings, family day care homes and bed and breakfast establishments |
| <i>Freestanding Signs</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per site | 1 per site |
| Type "A" max. display area (sq. ft.) | 24 | 24 |
| Type "B" max. display area (sq. ft.) | 18 | 18 |
| Maximum height | 6 | 6 |
| <i>Wall Signs</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per principal building | 1 per street frontage |
| Type "A" max. display area (sq. ft.) | no limit | 36 |
| Type "B" max. display area (sq. ft.) | 18 | 18 |
| <i>Projecting Signs</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per principal building | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 24 | 24 |
| Type "B" max. display area (sq. ft.) | 12 | 12 |
| <i>Awning Signs</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> |
| Maximum number | 1 per principal building | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 10 | 10 |
| <i>Canopy and Hood Signs</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per principal building | 1 per street frontage |
| Type "A" max. display area (sq. ft.) | 24 | 24 |

| | | |
|-------------------------------------|---------------|---------------|
| Type "B" max. display area (sq ft.) | 12 | 12 |
| Roof Signs | not permitted | not permitted |
| Off-premise Signs | not permitted | not permitted |

* Signs in the RO1 and RO2 districts shall comply with the sign standards for the NS1 and NS2 districts, re

Part 24. Table 295-603-1 of the code is amended to read:

| Table 295-603-1 COMMERCIAL DISTRICTS USE TABLE | | | | | | | |
|------------------------------------------------|------------------|-----|-----|-----|-----|-----|---|
| Y = Permitted Use | Zoning Districts | | | | | | |
| Uses | NS1 | NS2 | LB1 | LB2 | RB1 | RB2 | C |
| RESIDENTIAL USES | | | | | | | |
| Single-family dwelling | Y | Y | Y | Y | Y | Y | Y |
| Two-family dwelling | Y | Y | Y | Y | Y | Y | Y |
| Multi-family dwelling | Y | Y | Y | Y | Y | Y | Y |
| Attached single-family | Y | Y | Y | Y | Y | Y | Y |
| Live-work unit | Y | Y | Y | Y | Y | Y | Y |
| Mobile home | N | N | N | N | N | N | N |
| Watchman/service qua | N | N | N | N | N | N | N |
| Family day care home | L | L | L | L | L | L | L |
| GROUP RESIDENTIAL USES | | | | | | | |
| Rooming house | S | S | S | S | S | S | S |
| Convent, rectory or mo | Y | Y | Y | Y | Y | Y | Y |
| Dormitory | S | S | S | S | S | S | S |
| Fraternity or sorority | S | S | S | S | S | S | S |
| Adult family home | L | L | L | L | L | L | L |
| <i>Foster Homes</i> | | | | | | | |
| Foster family home | Y | Y | Y | Y | Y | Y | Y |
| Small foster home | L | L | L | L | L | L | L |
| Group home or group | L | L | L | L | L | L | L |
| Shelter Care Facilities | | | | | | | |
| Family shelter care fa | Y | Y | Y | Y | Y | Y | Y |
| Small group shelter c | L | L | L | L | L | L | L |
| Large group shelter c | S | S | S | S | S | S | S |
| Community living arran | L | L | L | L | L | L | L |
| Transitional living facili | S | S | S | S | S | S | S |
| EDUCATIONAL USES | | | | | | | |
| Day care center | S | S | S | S | S | S | S |
| School, elementary or seco | Y | Y | Y | Y | Y | Y | Y |
| College | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | |
|-----------------------------------------------|---|---|---|---|---|---|---|
| School, specialty or personal care | Y | Y | Y | Y | Y | Y | Y |
| COMMUNITY-SERVING USES | | | | | | | |
| Library | Y | Y | Y | Y | Y | Y | Y |
| Cultural institution | Y | Y | Y | Y | Y | Y | Y |
| Community center | S | S | S | S | S | S | S |
| Religious assembly | S | S | S | S | Y | Y | Y |
| Cemetery or other place of interment | N | N | N | N | N | N | N |
| Public safety facility | Y | Y | Y | Y | Y | Y | Y |
| Correctional facility | N | N | N | N | N | N | N |
| COMMERCIAL AND OFFICE USES | | | | | | | |
| General office | Y | Y | Y | Y | Y | Y | Y |
| Government office | Y | Y | Y | Y | Y | Y | Y |
| Bank or other financial institution | Y | Y | Y | Y | Y | Y | Y |
| Currency exchange, payday | S | S | S | S | S | S | S |
| Installment loan agency | S | S | S | S | S | S | S |
| Retail establishment, general | L | L | L | L | L | L | L |
| Garden supply or landscaping | N | N | Y | Y | Y | Y | Y |
| Home improvement center | N | N | S | S | Y | Y | Y |
| Secondhand store | S | S | S | S | S | S | S |
| Outdoor merchandise sales | S | S | S | S | S | S | S |
| Artist studio | Y | Y | Y | Y | Y | Y | Y |
| Adult retail establishment | N | N | N | N | S | S | N |
| HEALTH CARE AND SOCIAL ASSISTANCE USES | | | | | | | |
| Medical office | Y | Y | Y | Y | Y | Y | Y |
| Health clinic | S | S | S | S | S | S | S |
| Hospital | N | N | S | S | S | S | S |
| Medical research laboratory | N | N | S | S | S | S | Y |
| Medical service facility | N | N | S | S | S | S | S |
| Social service facility | S | S | S | S | S | S | S |
| Emergency residential shelter | S | S | S | S | S | S | S |
| Nursing home | S | S | Y | Y | Y | Y | Y |
| GENERAL SERVICE USES | | | | | | | |
| Personal service | Y | Y | Y | Y | Y | Y | Y |
| Business service | Y | Y | Y | Y | Y | Y | Y |
| Building maintenance service | N | N | S | S | Y | Y | Y |
| Catering service | Y | Y | Y | Y | Y | Y | Y |
| Funeral home | Y | Y | Y | Y | Y | Y | Y |
| Laundromat | Y | Y | Y | Y | Y | Y | Y |
| Dry cleaning establishment | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | |
|--------------------------------------------|---|---|---|---|---|---|---|
| Furniture and appliance ren | S | S | Y | Y | Y | Y | Y |
| Household maintenance an | Y | Y | Y | Y | Y | Y | Y |
| Tool/equipment rental facil | Y | Y | Y | Y | Y | Y | Y |
| <i>Animal Services</i> | | | | | | | |
| Animal hospital/clinic | L | L | L | L | L | L | L |
| Animal boarding facility | L | L | L | L | L | L | L |
| Animal grooming or trainin | L | L | L | L | L | L | L |
| MOTOR VEHICLE USES | | | | | | | |
| <i>Light Motor Vehicle</i> | | | | | | | |
| Sales facility | N | N | S | S | Y | Y | S |
| Rental facility | L | L | L | L | Y | Y | Y |
| Repair facility | N | N | S | S | S | S | S |
| Body shop | N | N | S | S | S | S | S |
| Outdoor storage | N | N | S | S | S | S | S |
| Wholesale facility | L | L | L | L | L | L | L |
| <i>Heavy Motor Vehicle</i> | | | | | | | |
| Sales facility | N | N | S | S | S | S | S |
| Rental facility | N | N | S | S | S | S | S |
| Repair facility | N | N | N | N | S | S | N |
| Body shop | N | N | N | N | S | S | N |
| Outdoor storage | N | N | N | N | S | S | N |
| <i>General Motor Vehicle</i> | | | | | | | |
| Filling station | N | N | S | S | S | S | S |
| Car wash | N | N | L | L | L | L | L |
| Drive-through facility | L | L | L | L | L | L | L |
| <i>Parking</i> | | | | | | | |
| Parking lot, principal use | L | L | Y | L | Y | L | L |
| Parking lot, accessory use | Y | L | Y | L | Y | Y | Y |
| Parking structure, principa | S | S | L | L | L | L | L |
| Parking structure, access | Y | L | Y | L | Y | Y | Y |
| Heavy motor vehicle parki | N | N | S | S | S | S | S |
| Heavy motor vehicle parki | S | S | S | S | S | S | S |
| ACCOMMODATION AND FOOD SERVICE USES | | | | | | | |
| Bed and breakfast | Y | Y | Y | Y | Y | Y | Y |
| Hotel, commercial | Y | Y | Y | Y | Y | Y | Y |
| Hotel, residential | Y | Y | Y | Y | Y | Y | Y |
| Tavern | L | L | Y | Y | Y | Y | Y |
| Assembly hall | S | S | S | S | S | S | S |
| Restaurant, sit-down | Y | Y | Y | Y | Y | Y | Y |

| | | | | | | | |
|----------------------------------------------------|---|----|-------|-------|-------|-------|-------------|
| Restaurant, fast-food/carry-out | L | L | L | L | L | L | L |
| ENTERTAINMENT AND RECREATION USES | | | | | | | |
| Park or playground | Y | Y | Y | Y | Y | Y | Y |
| Festival grounds | N | N | N | N | N | N | N |
| Rec | S | S | [[Y]] | [[Y]] | [[Y]] | >>S<< | [[Y]] >>S<< |
| | | << | << | | | | [[Y]] >>S<< |
| Recreation facility, outdoor | S | S | S | S | S | S | S |
| Health club | Y | Y | Y | Y | Y | Y | Y |
| Sports facility | N | N | S | S | S | S | S |
| Gaming facility | N | N | N | N | N | N | N |
| Theater | L | L | Y | Y | Y | Y | Y |
| Convention and exposition center | N | N | S | S | S | S | S |
| Marina | Y | Y | Y | Y | Y | Y | Y |
| Outdoor racing facility | N | N | N | N | N | N | N |
| Adult entertainment establishment | N | N | N | N | S | S | N |
| STORAGE, RECYCLING AND WHOLESALE TRADE USES | | | | | | | |
| Recycling collection facility | S | S | S | S | S | S | S |
| Mixed-waste processing facility | N | N | N | N | N | N | N |
| Material reclamation facility | N | N | N | N | N | N | N |
| Salvage operation, indoor | N | N | N | N | N | N | S |
| Salvage operation, outdoor | N | N | N | N | N | N | N |
| Wholesale and distribution facility | S | S | L | L | L | L | Y |
| Wholesale and distribution facility | N | N | S | S | S | S | S |
| <i>Storage Facilities</i> | | | | | | | |
| Indoor | S | S | L | L | L | L | Y |
| Outdoor | N | N | S | S | S | S | S |
| Hazardous materials | N | N | N | N | N | N | N |
| TRANSPORTATION USES | | | | | | | |
| Ambulance service | N | N | S | S | Y | Y | S |
| Ground transportation service | N | N | S | S | S | S | L |
| Passenger terminal | N | N | Y | Y | Y | Y | Y |
| Helicopter landing facility | N | N | S | S | S | S | S |
| Airport | N | N | N | N | N | N | N |
| Ship terminal or docking facility | N | N | N | N | N | N | N |
| Truck freight terminal | N | N | N | N | N | N | N |
| Railroad switching, classification yard | N | N | N | N | N | N | N |
| INDUSTRIAL USES | | | | | | | |
| Manufacturing, light | N | N | L | L | L | L | L |
| Manufacturing, heavy | N | N | N | N | N | N | N |
| Manufacturing, intensive | N | N | N | N | N | N | N |

| | | | | | | | |
|----------------------------------------|-------|-------|---------|-------|-------|-------|-------|
| Manufacturing, intensive | IN | IN | IN | IN | IN | IN | IN |
| Research and development | N | N | S | S | S | S | S |
| Processing or recycling of materials | N | N | N | N | N | N | N |
| Contractor's shop | N | N | L | L | L | L | L |
| Contractor's yard | N | N | S | S | S | S | S |
| AGRICULTURAL USES | | | | | | | |
| Pollination | [[N]] | [[N]] | >[[N]]> | [[N]] | >>S<< | [[N]] | >>S<< |
| Roadside | [[N]] | [[N]] | >[[N]]> | [[N]] | >>S<< | [[N]] | >>S<< |
| UTILITY AND PUBLIC SERVICE USES | | | | | | | |
| Broadcasting or recording studios | N | N | Y | Y | Y | Y | Y |
| Transmission tower | L | L | L | L | L | L | L |
| Water treatment plant | S | S | Y | Y | Y | Y | Y |
| Sewage treatment plant | N | N | N | N | N | N | N |
| Power generation plant | N | N | N | N | N | N | N |
| Substation/distribution equipment | S | S | S | S | S | S | S |
| Substation/distribution equipment | L | L | L | L | L | L | L |
| TEMPORARY USES | | | | | | | |
| Seasonal market | L | L | L | L | L | L | L |
| Temporary real estate sales | L | L | L | L | L | L | L |
| Concrete/batch plant, temporary | L | L | L | L | L | L | L |
| Live entertainment special event | L | L | L | L | L | L | L |

Part 25. Section 295-603-2-d-2 of the code is amended to read:

295-603. Uses.

2. LIMITED USE STANDARDS.

d. Group Home, Group Foster Home or Community Living Arrangement.

d-2. Not more than 15 ~~persons~~ >>clients<< shall reside on the premises.

Part 26. Section 295-603-2-x-2 of the code is amended to read:

x. Seasonal Market.

x-2. If flowers, plants ~~or~~ >>or<< Wisconsin-grown farm products ~~or Christmas trees~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~90~~ >> 180<< days in one calendar year. >>If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year.<< Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.

Part 27. Table 295-605-2 of the code is amended to read:

| Table 295-605-2 PRINCIPAL BUILDING DESIGN STANDARDS | | | | | | | |
|----------------------------------------------------------------------------------|---------|---------|---------|---------|---------|------|---------|
| <i>Design Standards for Non-residential and Multi-family Principal Buildings</i> | | | | | | | |
| | NS1 | NS2 | LB1 | LB2 | RB1 | RB2 | CS |
| Primary Street | | | | | | | |
| Front setback, (505-2-b) | average | none | average | none | average | none | none |
| Front setback, (505-2-b) | 50 | average | 70 | average | none | 70 | average |
| Secondary Street | | | | | | | |
| Side street set | none | none | none | none | none | none | none |
| Side street set | 15 | 5 | 25 | 5 | none | 70 | 5 |
| Rear street set | none | none | none | none | none | none | none |
| Rear street set | none | none | none | none | none | none | none |
| Side setback, m | none | none | none | none | none | none | none |
| Side setback, m | none | none | none | none | none | none | none |
| Rear setback, m | none | none | none | none | none | none | none |
| Rear setback, m | none | none | none | none | none | none | none |
| Lot area per dw | 2,400 | 1,200 | 1,200 | 800 | 1,200 | 800 | 1,200 |
| Height, minimum | none | 18 | none | 18 | none | 24 | none |
| Height, maximum | 45 | 60 | 45 | 60 | 85 | 85 | 60 |
| Minimum glazed frontage | 40% | 60% | 30% | 60% | 20% | 30% | 10% |
| Minimum glazed frontage | 10% | 15% | 10% | 15% | 10% | 15% | 5% |
| Multiple principal | yes | yes | yes | yes | yes | yes | yes |
| <i>Design Standards for Single-family and Two-family Dwellings</i> | | | | | | | |
| | NS1 | NS2 | LB1 | LB2 | RB1 | RB2 | CS |
| Refer to design residential district | RM1 | RM4 | RM2 | RM5 | RM2 | RM5 | RM4 |

Part 28. Section 295-605-2-f-3 of the code is created to read:

295-605. Design Standards.

2. PRINCIPAL BUILDING STANDARDS.

f. Building Height.

f-3. Sidewall Height. At least 70% of the sidewall of the front façade and, when located on a corner lot, at least 70% of the sidewall of the side street façade of any newly constructed principal building shall meet the minimum sidewall height requirement specified in table 295-605-2.

Part 29. Section 295-605-3-a-4 of the code is amended to read:

3. ACCESSORY STRUCTURE STANDARDS.

a. General Requirements for Accessory Buildings.

a-4. If access to a garage is provided from an alley, a minimum ~~[[rear]]~~ setback of 4 feet shall be required. Otherwise, no ~~[[rear]]~~ setback shall be required.

Part 30. Section 295-605-4-f of the code is repealed and recreated to read:

4. SITE STANDARDS.

f. Truck Berths. f-1. Size. Every truck berth shall be at least 60 feet in depth by 12 feet in width, except that the width of each truck berth may be reduced to 10 feet where there is more than one berth side-by-side with no intervening obstruction. Each enclosed berth shall be at least 14 feet high.

f-2. Location. To eliminate interference with the public use of sidewalks, streets or alleys, every truck berth shall be located on the same lot as the principal structure it serves.

f-3. Screening. Where berths for more than 2 truck bays are in a yard facing and visible from a public street or a non-industrial district, the truck berths shall be screened with type “G” landscaping, as described in s. 295-405. This requirement may be waived in whole or in part, or compliance with it may be delayed, if visibility of the truck berths is limited by changes of grade, natural features, elevated roadways, existing buildings or similar obstructions.

Part 31. Table 295-605-5 of the code is amended to read:

| Table 295-605-5 COMMERCIAL DISTRICT SIGN STANDARDS | | | | | | | |
|----------------------------------------------------|-----------------------------------------|---------------------|----------------------------------------|---------------------------------------|--------------------------------------|----------------------------------------|---------------------------------------|
| | Zoning District | | | | | | |
| | NS1 | NS2 | LB1 | LB2 | RB1 | RB2 | CS |
| <i>Freestanding</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per site | 1 per site | 1 per street frontage* | 1 per site* | 1 per street frontage* | 1 per street frontage* | 1 per site* |
| Type “A” maximum area (sq. ft.) | [[60]] >>64<< 40 | | [[100]] >>150<< | [[60]] >>100<< | 150 | [[100]] >>150<< | [[60]] >>100<< |
| Type “B” maximum area (sq. ft.) | 32 | 20 | 50 | 32 | 75 | 50 | 32 |
| Maximum height | 10 | 6 | 14 | 14 | 20 | 20 | 14 |
| <i>Wall Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type “A” maximum area (sq. ft.) | [[40]] >>50<< 40 | | [[60]] >>75<< | [[40]] >>50<< | [[60]] >>75<< | [[60]] >>75<< | [[40]] >>50<< |
| Type “B” maximum area (sq. ft.) | 25 | 25 | 32 | 25 | 32 | 32 | 25 |
| <i>Projecting Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type “A” maximum area (sq. ft.) | 50 | 50 | 60 | 50 | 100 | 60 | 50 |
| Type “B” maximum area (sq. ft.) | 25 | 25 | 30 | 25 | 50 | 30 | 25 |

| | | | | | | | |
|---------------------------------|--------------------------------|--------------------------------|---------------------------------------------------------------------------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
| <i>Awning Signs</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> | <i>type "A" permitted only</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type "A" maximum area (sq. ft.) | 20 | 10 | 20 | 20 | 20 | 10 | 20 |
| <i>Canopy and</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type "A" maximum area (sq. ft.) | 50 | 50 | 60 | 50 | 100 | 60 | 50 |
| Type "B" maximum area (sq. ft.) | 25 | 25 | 30 | 25 | 50 | 30 | 25 |
| <i>Roof Signs</i> | <i>not permitted</i> | <i>not permitted</i> | <i>permitted</i> | <i>type "A" permitted only</i> | <i>permitted</i> | <i>permitted</i> | <i>type "A" permitted only</i> |
| Maximum number | NA | NA | 1 per building | 1 per building | 1 per building | 1 per building | 1 per building |
| Type "A" maximum area (sq. ft.) | NA | NA | [[100]] >>150<< | [[100]] >>150<< | [[100]] >>150<< | [[100]] >>150<< | [[50]] >>100<< |
| Type "B" maximum area (sq. ft.) | NA | NA | 32 | 0 | 32 | 32 | 0 |
| <i>Off-premise</i> | <i>not permitted</i> | <i>not permitted</i> | <i>permitted **</i> | <i>permitted **</i> | <i>permitted **</i> | <i>permitted **</i> | <i>permitted **</i> |
| Maximum number | NA | NA | 1 per site | 1 per site | 1 per site | 1 per site | 1 per site |
| Maximum distance per sign (ft.) | NA | NA | 300 | 300 | 300 | 300 | 300 |
| Minimum distance between signs | NA | NA | 500 ft. between any 2 ground or roof signs; 200 ft. between a ground or roof sign and a wall sign | | | | |
| Maximum height freestanding | NA | NA | 35 | 35 | 35 | 35 | 35 |
| Maximum height wall sign (ft.) | NA | NA | 40 | 40 | 40 | 40 | 40 |
| Maximum height sign | NA | NA | 25 ft. above roof | | | | |

* Except 2 shall be permitted if the site fronts on 3 streets or has continuous street frontage of at least 240 feet. ** Subject to special use

Part 32. Section 295-605-5-d of the code is repealed and recreated to read:

d. Standards for Multiple Freestanding Signs. Where more than one freestanding sign is permitted on a site, no 2 freestanding signs may have display areas that are oriented to the same street unless that signs are at least 150 feet apart or separated by a building which obstructs the view of each sign from the other sign.

Part 33. Section 295-703-2-e-2 of the code is amended to read:

295-703. Uses.

2. LIMITED USE STANDARDS.

e. Group Home, Group Foster Home or Community Living Arrangement.

e-2. Not more than 15 [[persons]] >>clients<< shall reside on the premises.

Part 34. Section 295-703-2-r-2 of the code is amended to read:

r. Seasonal Market.

r-2. If flowers, plants ~~[[,]] >>or<< Wisconsin-grown farm products [[or Christmas trees]] constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than [[90]] >> 180<< days in one calendar year. >>If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year.<< Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.~~

Part 35. Section 295-705-5.5 of the code is created to read:

295-705. Design Standards.

5.5. GLAZING. The glazing requirements applicable to the LB2 district, as specified in s. 295-605-2-i -3, shall apply to all properties in downtown zoning districts.

Part 36. Table 295-803-1 of the code is amended to read:

| Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE | | | | |
|------------------------------------------------|------------------|----------|-------------|----|
| Y = Permitted Use Prohibited Use | Zoning Districts | | | |
| Uses | IO1/ IO2 | IL1/ IL2 | IM | IH |
| RESIDENTIAL USES | | | | |
| Single-family dwe | N | N | Y | N |
| Two-family dwelli | N | N | Y | N |
| Multi-family dwell | N | N | Y | N |
| Attached single-fa | N | N | Y | N |
| Live-work unit | N | N | Y | N |
| Mobile home | N | N | N | N |
| Watchman/servic | Y | Y | [[N]] >>Y<< | Y |
| Family day care h | N | N | Y | N |
| GROUP RESIDENTIAL USES | | | | |
| Rooming house | N | N | S | N |
| Convent, rectory | N | N | Y | N |
| Dormitory | N | N | S | N |
| Fraternity or soror | N | N | S | N |
| Adult family home | N | N | L | N |
| <i>Foster Homes</i> | | | | |
| Foster family hc | N | N | Y | N |
| Small foster hor | N | N | L | N |
| Group home or | N | N | L | N |
| <i>Shelter Care Fac</i> | | | | |

| | | | | |
|------------------------------------------|---|---|---|---|
| Family shelter c | N | N | Y | N |
| Small group she | N | N | L | N |
| Large group she | N | N | S | N |
| Community living | N | N | L | N |
| Transitional living | N | N | S | N |
| EDUCATIONAL USES | | | | |
| Day care center | S | S | L | S |
| School, elementa | N | N | Y | N |
| College | S | S | S | N |
| School, specialty | S | S | S | N |
| COMMUNITY-SERVING USES | | | | |
| Library | N | N | Y | N |
| Cultural instituti | N | N | L | N |
| Community cente | N | N | S | N |
| Religious assemb | N | N | S | N |
| Cemetery or othe | N | N | N | N |
| Public safety facil | Y | Y | Y | Y |
| Correctional facilit | N | N | N | N |
| COMMERCIAL AND OFFICE USES | | | | |
| General office | Y | Y | Y | L |
| Government offic | Y | Y | Y | L |
| Bank or other fina | S | S | Y | N |
| Currency exchange | N | N | S | N |
| Installment loan a | S | S | S | S |
| Retail establishm | N | N | Y | N |
| Garden supply or | N | Y | Y | N |
| Home improveme | N | Y | Y | N |
| Secondhand store | N | N | S | N |
| Outdoor merchan | N | N | L | N |
| Artist studio | N | Y | Y | N |
| Adult retail establ | N | N | S | N |
| HEALTH CARE AND SOCIAL ASSISTANCE | | | | |
| Medical office | S | N | S | N |
| Health clinic | L | N | S | N |
| Hospital | N | N | N | N |
| Medical research | Y | Y | Y | N |
| Medical service fa | N | S | N | N |
| Social service fac | N | S | S | N |
| Emergency reside | N | N | N | N |

| | | | | |
|------------------------------|---|---|---|---|
| Nursing home | N | N | N | N |
| GENERAL SERVICE USES | | | | |
| Personal service | N | N | Y | N |
| Business service | Y | S | Y | N |
| Building maintenance | S | Y | S | N |
| Catering service | S | Y | Y | N |
| Funeral home | N | N | N | N |
| Laundromat | N | N | Y | N |
| Dry cleaning establishment | N | N | Y | N |
| Furniture and appliances | N | N | Y | N |
| Household maintenance | N | Y | Y | N |
| Tool/equipment rental | N | Y | Y | N |
| <i>Animal Services</i> | | | | |
| Animal hospital | N | Y | L | Y |
| Animal boarding | N | Y | L | Y |
| Animal grooming | N | Y | L | Y |
| MOTOR VEHICLE USES | | | | |
| <i>Light Motor Vehicle</i> | | | | |
| Sales facility | L | S | S | S |
| Rental facility | L | S | S | S |
| Repair facility | L | S | S | L |
| Body shop | L | S | S | L |
| Outdoor storage | L | Y | S | Y |
| Wholesale facility | Y | Y | Y | Y |
| <i>Heavy Motor Vehicle</i> | | | | |
| Sales facility | L | Y | S | Y |
| Rental facility | L | Y | S | Y |
| Repair facility | L | L | S | L |
| Body shop | L | L | S | L |
| Outdoor storage | L | S | S | Y |
| <i>General Motor Vehicle</i> | | | | |
| Filling station | S | S | S | S |
| Car wash | S | S | S | S |
| Drive-through facility | S | S | S | S |
| <i>Parking</i> | | | | |
| Parking lot, principal | Y | Y | L | Y |
| Parking lot, accessory | Y | Y | L | Y |
| Parking structure | Y | Y | L | Y |
| Parking structure | Y | Y | L | Y |

| | | | | |
|----------------------------------------------------|---|---|-------------|---|
| Heavy motor ve | S | L | L | Y |
| Heavy motor ve | Y | Y | Y | Y |
| ACCOMODATION AND FOOD SERVICE USES | | | | |
| Bed and breakfas | N | N | Y | N |
| Hotel, commercial | L | N | Y | N |
| Hotel, residential | N | N | Y | N |
| Tavern | L | L | Y | L |
| Assembly hall | S | S | S | N |
| Restaurant, sit-do | L | L | Y | L |
| Restaurant, fast-f | L | L | L | L |
| ENTERTAINMENT AND RECREATION USES | | | | |
| Park or playgroun | S | S | S | S |
| Festival grounds | N | N | N | N |
| Recreation facility | N | S | [[Y]] >>S<< | N |
| Recreation facility | N | N | S | N |
| Health club | L | L | Y | N |
| Sports facility | N | S | S | N |
| Gaming facility | N | S | N | N |
| Theater | N | N | Y | N |
| Convention and e | S | N | S | N |
| Marina | Y | Y | Y | Y |
| Outdoor racing fa | N | N | N | S |
| Adult entertainme | N | N | N | N |
| STORAGE, RECYCLING AND WHOLESALE TRADE USES | | | | |
| Recycling collecti | S | Y | S | Y |
| Mixed-waste prod | N | L | S | L |
| Material reclamati | N | N | N | L |
| Salvage operation | L | L | L | L |
| Salvage operation | N | S | S | S |
| Wholesale and di | Y | Y | Y | Y |
| Wholesale and di | S | Y | S | Y |
| <i>Storage Facilities</i> | | | | |
| Indoor | Y | Y | Y | Y |
| Outdoor | N | Y | S | Y |
| Hazardous mate | N | N | N | S |
| TRANSPORTATION USES | | | | |
| Ambulance servic | Y | Y | S | Y |
| Ground transport | S | Y | S | Y |
| Passenger termin | Y | Y | Y | Y |

| | | | | |
|----------------------------------------|---|---|---|---|
| Passenger terminal | S | S | S | S |
| Helicopter landing | S | S | S | S |
| Airport | N | Y | N | N |
| Ship terminal or dock | N | Y | N | Y |
| Truck freight terminal | N | S | S | L |
| Railroad switching | N | Y | Y | Y |
| INDUSTRIAL USES | | | | |
| Manufacturing, light | Y | Y | Y | Y |
| Manufacturing, heavy | N | S | S | Y |
| Manufacturing, industrial | N | N | N | S |
| Research and development | Y | Y | Y | Y |
| Processing or recycling | N | N | N | S |
| Contractor's shop | Y | Y | Y | Y |
| Contractor's yard | S | Y | Y | Y |
| AGRICULTURAL USES | | | | |
| Plant nursery or greenhouse | Y | Y | Y | Y |
| Raising of crops and livestock | Y | Y | Y | Y |
| UTILITY AND PUBLIC SERVICE USES | | | | |
| Broadcasting or radio | Y | S | Y | S |
| Transmission tower | L | L | L | L |
| Water treatment plant | Y | Y | Y | Y |
| Sewerage treatment | N | Y | N | Y |
| Power generation | N | S | N | Y |
| Substation/distribution | S | Y | S | Y |
| Substation/distribution | L | Y | L | Y |
| TEMPORARY USES | | | | |
| Seasonal market | L | L | L | L |
| Temporary real estate | L | L | L | L |
| Concrete/batch plant | L | L | L | L |
| Live entertainment | L | L | L | L |

Part 37. Section 295-803-2-c-2 of the code is amended to read:

295-803. Uses.

2. LIMITED USE STANDARDS.

c. Group Home, Group Foster Home or Community Living Arrangement.

c-2. Not more than 15 ~~[[persons]]~~ >>clients<< shall reside on the premises.

Part 38. Section 295-803-2-ee-2 of the code is amended to read:

ee. Seasonal Market.

ee-2. If flowers, plants ~~or~~ Wisconsin-grown farm products ~~or Christmas trees~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~90~~ 180 days in one calendar year. If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year. Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.

Part 39. Section 295-805-3-a-5 of the code is amended to read:

295-805. Industrial Design Standards.

3. ACCESSORY STRUCTURE STANDARDS.

a. Accessory Industrial Buildings.

a-5. If access to a garage is provided from an alley, a minimum ~~rear~~ setback of 4 feet shall be required. Otherwise, there shall be no ~~rear~~ setback requirement.

Part 40. Section 295-805-4-h-1 of the code is amended to read:

4. SITE STANDARDS.

h. Outdoor Storage. h-1. Screening. The objective of the screening standard is to hide exterior storage areas from the view of properties located outside the industrial district or from public streets. Where an outdoor storage area ~~or outdoor salvage operation~~ is visible from a public street or a non-industrial district, the outdoor storage area shall be screened with type “E” or “F” landscaping, as described in s. 295-405.

Part 41. Table 295-805-5 of the code is amended to read:

| Table 295-805-5 INDUSTRIAL DISTRICT SIGN STANDARDS | | | | |
|----------------------------------------------------|--------------------------|---------------------|--------------------------|---------------------|
| | Zoning District | | | |
| | IO1/IO2 | IL1/IL2 | IM | IH |
| <i>Freestanding Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per street frontage | 1 per site * | 1 per site * | 1 per site * |
| Type “A” max. display (ft.) | 80 <u>100</u> | 100 | 80 <u>100</u> | 100 |
| Type “B” max. display (ft.) | 40 | 50 | 40 | 50 |
| Maximum height | 15 | 15 | 15 | 30 |
| <i>Wall Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type “A” max. display (ft.) | 60 <u>75</u> | 120 | 60 <u>50</u> | 120 |
| Type “B” max. display (ft.) | 32 | 60 | 32 | 60 |

| | | | | |
|------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------|---------------------|--------------------------------|---------------------|
| <i>Projecting Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type "A" max. display (ft.) | 50 | 60 | 50 | 60 |
| Type "B" max. display (ft.) | 25 | 30 | 25 | 30 |
| <i>Awning Signs</i> | <i>type "A" permitted only</i> | | | |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type "A" max. display (ft.) | 20 | 20 | 20 | 20 |
| <i>Canopy and Hood Signs</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> | <i>permitted</i> |
| Maximum number | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. | 1 per 25 lineal ft. |
| Type "A" max. display (ft.) | 50 | 60 | 50 | 60 |
| Type "B" max. display (ft.) | 25 | 30 | 25 | 30 |
| <i>Roof Signs</i> | <i>type "A" permitted only</i> | <i>permitted</i> | <i>type "A" permitted only</i> | <i>permitted</i> |
| Maximum number | 1 per building | 1 per building | 1 per building façade | 1 per building |
| Type "A" max. display (ft.) | [[50]] >>100<< | no limit | see s. 295-805-5-g | no limit |
| Type "B" max. display (ft.) | NA | 100 | NA | 100 |
| <i>Off-premise Signs</i> | <i>permitted**</i> | <i>permitted**</i> | <i>permitted**</i> | <i>permitted**</i> |
| Maximum number | 1 per site | 1 per site | 1 per site | 1 per site |
| Maximum display area (sq. ft.) | 672 | 672 | 300 | 672 |
| Minimum distance between off-premise signs | 500 ft. between any 2 ground or roof signs; 200 ft. between a ground or roof sign and a wall sign; 200 ft. between any 2 wall signs | | | |
| Maximum height, sign (ft.) | 35 | 35 | 40 | 40 |
| Maximum height, roof | 40 | 40 | 60 | 60 |
| Maximum height, roof | 25 ft. above roof | | | |
| *Except 2 shall be permitted if the site fronts on 3 streets or has continuous street frontage of at least 240 feet. * | | | | |

Part 42. Section 295-805-5-d of the code is repealed and recreated to read:

d. Standards for Multiple Freestanding Signs. Where more than one freestanding sign is permitted on a site, no 2 freestanding signs may have display areas that are oriented to the same street unless that signs are at least 150 feet apart or separated by a building which obstructs the view of each sign from the other sign.

Part 43. Section 295-903-2-b-8-b of the code is amended to read:

295-903. Parks District (PK).

2. USES.

b. Limited Use Standards.

b-8. Seasonal Market.

b-8-b. If flowers, plants ~~[[,]]~~ >>or<< Wisconsin-grown farm products ~~[[or Christmas trees]]~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~[[90]]~~ >> 180<< days in one calendar year. >>If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year.<< Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.

Part 44. Table 295-903-3-d-5 of the code is amended to read:

| Table 295-903-3-d-5 PARKS DISTRICT SIGN STANDARDS | |
|----------------------------------------------------------|------------------------------------------------------------------|
| | PK |
| <i>Freestanding Signs (permitted)</i> | |
| Maximum number | 1 per street frontage |
| Type "A" max. display area (sq. ft.) | [[30]] >>32<< |
| Type "B" max. display area (sq. ft.) | 15; 22.5 if set on or in a base constructed of masonry materials |
| Maximum height | 6 |
| <i>Wall Signs (permitted)</i> | |
| Maximum number | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 60 |
| Type "B" max. display area (sq. ft.) | 32 |
| <i>Projecting Signs (permitted)</i> | |
| Maximum number | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 50 |
| Type "B" max. display area (sq. ft.) | 25 |
| <i>Awning Signs (type "A" permitted only)</i> | |
| Maximum number | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 10 |
| <i>Canopy and Hood Signs (permitted)</i> | |
| Maximum number | 1 per principal building |
| Type "A" max. display area (sq. ft.) | 50 |
| Type "B" max. display area (sq. ft.) | 25 |
| <i>Roof Signs (not permitted)</i> | |
| <i>Off-premise Signs (not permitted)</i> | |

Part 45. Table 295-905-2-a of the code is amended to read:

| Table 295-905-2-a INSTITUTIONAL DISTRICT USE TABLE | |
|------------------------------------------------------------|------------------------|
| Y = Permitted Use L = Limited Use S = Prohibited Use | Zoning District |
| Uses | TL |
| RESIDENTIAL USES | |

| | |
|-------------------------------------------|---|
| Single-family dwelling | N |
| Two-family dwelling | N |
| Multi-family dwelling | N |
| Attached single-family dwelling | N |
| Live-work unit | N |
| Mobile home | N |
| Watchman/service quarters | Y |
| Family day care home | N |
| GROUP RESIDENTIAL USES | |
| Rooming house | S |
| Convent, rectory or monastery | Y |
| Dormitory | Y |
| Fraternity or sorority | S |
| Adult family home | N |
| <i>Foster Homes</i> | |
| Foster family home | N |
| Small foster home | N |
| Group home or group foster home | L |
| <i>Shelter Care Facilities</i> | |
| Family shelter care facility | N |
| Small shelter care facility | L |
| Large shelter care facility | S |
| Community living arrangement | L |
| Transitional living facility | S |
| EDUCATIONAL USES | |
| Day care center | L |
| School, elementary or secondary | Y |
| College | Y |
| School, specialty or personal instruction | Y |
| COMMUNITY-SERVING USES | |
| Library | Y |
| Cultural institution | Y |
| Community center | S |
| Religious assembly | Y |
| Cemetery or other place of interment | Y |
| Public safety facility | Y |
| Correctional facility | S |
| COMMERCIAL AND OFFICE USES | |
| General office | Y |

| | |
|------------------------------------------------|---|
| Government office | Y |
| Bank or other financial institution | L |
| Currency exchange, payday loan agency or title | S |
| Installment loan agency | S |
| Retail establishment, general | L |
| Garden supply or landscaping center | N |
| Home improvement center | N |
| Secondhand store | N |
| Outdoor merchandise sales | N |
| Artist studio | Y |
| Adult retail establishment | N |
| HEALTH CARE AND SOCIAL ASSISTANCE | |
| Medical office | Y |
| Health clinic | S |
| Hospital | S |
| Medical research laboratory | Y |
| Medical service facility | S |
| Social service facility | S |
| Emergency residential shelter | S |
| Nursing home | Y |
| GENERAL SERVICE USES | |
| Personal service | L |
| Business service | L |
| Building maintenance service | S |
| Catering service | S |
| Funeral home | Y |
| Laundromat | S |
| Dry cleaning establishment | S |
| Furniture and appliance rental and leasing | N |
| Household maintenance and repair service | N |
| Tool/equipment rental facility | N |
| <i>Animal Services</i> | |
| Animal hospital/clinic | N |
| Animal boarding facility | N |
| Animal grooming or training facility | N |
| MOTOR VEHICLE USES | |
| <i>Light Motor Vehicle</i> | |
| Sales facility | N |
| Rental facility | N |

| | |
|------------------------------------------------|---|
| Repair facility | N |
| Body shop | N |
| Outdoor storage | N |
| Wholesale facility | N |
| <i>Heavy Motor Vehicle</i> | |
| Sales facility | N |
| Rental facility | N |
| Repair facility | N |
| Body shop | N |
| Outdoor storage | N |
| <i>General Motor Vehicle</i> | |
| Filling station | N |
| Car wash | N |
| Drive-through facility | L |
| <i>Parking</i> | |
| Parking lot, principal use | S |
| Parking lot, accessory use | Y |
| Parking structure, principal use | S |
| Parking structure, accessory use | S |
| Heavy motor vehicle parking lot, principal use | N |
| Heavy motor vehicle parking lot, accessory use | N |
| ACCOMODATION AND FOOD SERVICE USES | |
| Bed and breakfast | S |
| Hotel, commercial | N |
| Hotel, residential | N |
| Tavern | N |
| Assembly hall | S |
| Restaurant, sit-down | Y |
| Restaurant, fast-food/carry-out | L |
| ENTERTAINMENT AND RECREATION USES | |
| Park or playground | Y |
| Festival grounds | Y |
| Recreation facility, indoor | S |
| Recreation facility, outdoor | S |
| Health club | Y |
| Sports facility | S |
| Gaming facility | N |
| Theater | N |
| Convention and exposition center | S |

| | |
|----------------------------------------------------|-------------|
| Convention and exhibition center | Y |
| Marina | Y |
| Outdoor racing facility | N |
| Adult entertainment establishment | N |
| STORAGE, RECYCLING AND WHOLESALE TRADE USES | |
| Recycling collection facility | S |
| Mixed-waste processing facility | N |
| Material reclamation facility | N |
| Salvage operation, indoor | N |
| Salvage operation, outdoor | N |
| Wholesale and distribution facility, indoor | N |
| Wholesale and distribution facility, outdoor | N |
| <i>Storage Facilities</i> | |
| Indoor | N |
| Outdoor | N |
| Hazardous materials | N |
| TRANSPORTATION USES | |
| Ambulance service | Y |
| Ground transportation service | N |
| Passenger terminal | Y |
| Helicopter landing facility | S |
| Airport | N |
| Ship terminal or docking facility | N |
| Truck freight terminal | N |
| Railroad switching, classification yard or freight | N |
| INDUSTRIAL USES | |
| Manufacturing, light | N |
| Manufacturing, heavy | N |
| Manufacturing, intense | N |
| Research and development | S |
| Processing or recycling of mined materials | N |
| Contractor's shop | N |
| Contractor's yard | N |
| AGRICULTURAL USES | |
| Plant nursery or greenhouse | [[N]] >>S<< |
| Raising of crops or livestock | [[N]] >>S<< |
| UTILITY AND PUBLIC SERVICE USES | |
| Broadcasting or recording studio | Y |
| Transmission tower | L |
| Water treatment plant | N |

| | |
|--------------------------------------------|---|
| Wwewater treatment plant | Y |
| Sewerage treatment plant | Y |
| Power generation plant | S |
| Substation/distribution equipment, indoor | Y |
| Substation/distribution equipment, outdoor | L |
| TEMPORARY USES | |
| Seasonal market | L |
| Temporary real estate sales office | L |
| Concrete/batch plant, temporary | L |
| Live entertainment special event | L |

Part 46. Section 295-905-2-b-3-b of the code is amended to read:

295-905. Institutional District (TL).

2. USES.

b. Limited Use Standards.

b-3. Community Living Arrangement.

b-3-b. Not more than 15 ~~[[persons]]~~ >>clients<< shall reside on the premises.

Part 47. Section 295-905-2-b-10-b of the code is amended to read:

b-10. Seasonal Market.

b-10-b. If flowers, plants ~~[[,]]~~ >>or<< Wisconsin-grown farm products ~~[[or Christmas trees]]~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~[[90]]~~ >>180<< days in one calendar year. >>If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year.<< Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.

Part 48. Table 295-905-3-d-5 of the code is amended to read:

| Table 295-905-3-d-5 INSTITUTIONAL DISTRICT SIGN STANDARDS | |
|------------------------------------------------------------------|----------------------------------------------------------------|
| | TL |
| <i>Freestanding Signs (permitted)</i> | |
| Maximum number | 1 per street frontage per building |
| Type "A" max. display area (sq. ft.) | [[80]] >> <u>100</u> << |
| Type "B" max. display area (sq. ft.) | 40; 60 if set on or in a base constructed of masonry materials |
| Maximum height (ft.) | 14 |
| <i>Wall Signs (permitted)</i> | |

| | |
|-----------------------------------------------|---------------------|
| Maximum number | 1 per 25 lineal ft. |
| Type "A" max. display area (sq. ft.) | [[60]] >>75<< |
| Type "B" max. display area (sq. ft.) | 32 |
| <i>Projecting Signs (permitted)</i> | |
| Maximum number | 1 per 25 lineal ft. |
| Type "A" max. display area (sq. ft.) | 50 |
| Type "B" max. display area (sq. ft.) | 25 |
| <i>Awning Signs (type "A" permitted only)</i> | |
| Maximum number | 1 per 25 lineal ft. |
| Type "A" max. display area (sq. ft.) | 50 |
| <i>Canopy and Hood Signs (permitted)</i> | |
| Maximum number | 1 per 25 lineal ft. |
| Type "A" max. display area (sq. ft.) | 50 |
| Type "B" max. display area (sq. ft.) | 25 |
| <i>Roof Signs (type "A" permitted only)</i> | |
| Maximum number | 1 per building |
| Type "A" max. display area (sq. ft.) | 100 |
| Type "B" max. display area (sq. ft.) | NA |
| <i>Off-premise Signs (not permitted)</i> | |

Part 49. Section 295-907-2-b-8 and 9 of the code is amended to read:

295-907. Planned Development District (PD/DPD).

2. PROCEDURES.

b. Application Requirements; General Plan.

b-8. ~~[[Thirteen]]~~ >>Eight<< sets of collated plans, 11 inches by 17 inches in size, along with written narrative. ~~[[These items shall be submitted to the department at least 2 weeks and one day prior to the scheduled city plan commission meeting.]]~~

b-9. ~~[[Two oversize sets]]~~ >>One oversize set<< of plans, at least 24 inches by 36 inches ~~[[, shall be submitted to the department at least 2 weeks and one day prior to the scheduled city plan commission meeting]]~~ .

Part 50. Section 295-907-2-b-11 of the code is created to read:

b-11. An electronic version of the complete submittal, including both plans and written narrative.

Part 51. Section 295-1015-3-b-7-b of the code is amended to read:

295-1015. Lakefront Overlay Zone (LF).

3. STANDARDS.

b. Limited Use Standards.

b-7. Seasonal Market.

b-7-b. If flowers, plants ~~[[;]] >>or<< Wisconsin-grown farm products ~~[[or Christmas trees]]~~ constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than ~~[[90]] >> 180<< days in one calendar year. >>If Christmas trees constitute at least 75% of the merchandise offered for sale, the activity shall be limited to not more than 90 days in one calendar year.<< Otherwise, the duration of the seasonal market shall be limited to not more than 14 days in one calendar year.~~~~

Part 52. Whenever the term “school, specialty or personal instruction” or “specialty or personal instruction school” appears in the following sections of the code, the term “school, personal instruction” or “personal instruction school”, respectively, shall be substituted:

- 295-403-2-a (table)
- 295-503-1 (table)
- 295-503-2-j
- 295-603-1 (table)
- 295-703-1 (table)
- 295-803-1 (table)
- 295-903-2-a (table)
- 295-905-2-a (table)

APPROVED AS TO FORM

Legislative Reference Bureau
Date:_____

..Attorney
IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney
Date:_____

LRB09278-2
JDO
11/11/2010