

17-14

AN ORDINANCE CREATING SECTION 4-143 OF CHAPTER 4 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO MAINTENANCE GENERALLY.

(Municipal Services Committee – 4-16-17)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 4-143 of Chapter 4 of the Municipal Code of the City of Appleton, relating to maintenance generally, is hereby created to read as follows:

Sec. 4-143. Maintenance generally.

(a) All commercial structures and buildings, or portions thereof, shall be maintained to comply with the following requirements:

- (1) Every foundation, exterior wall and roof and gutter system shall be reasonably weather tight, waterproof and rodent-proof and shall be kept in a good state of maintenance and repair.
- (2) Every interior partition wall, floor and ceiling shall be capable of affording privacy, kept in a reasonably good state of repair and maintained so as to permit it to be kept in a clean and sanitary condition.
- (3) All rainwater shall be so drained and conveyed from every roof so as not to cause dampness in the walls, ceilings or floors of any habitable room, or any bathroom, or of any toilet room.
- (4) Every inside and outside stairway, every porch and every appurtenance thereto shall be constructed in accordance with applicable building codes; and shall be kept in sound condition and a reasonably good state of maintenance and repair.
- (5) Every supplied plumbing fixture and water or waste pipe shall be properly installed in accordance with the Wisconsin Plumbing Code and shall be maintained in good, sanitary working condition.
- (6) Every chimney and every supplied smoke pipe shall be adequately supported, reasonably clean and maintained in a reasonably good state of repair.
- (7) Every toilet room floor surface and bathroom floor surface shall be maintained so as to be impervious to water and so as to permit such floors

to be kept in a clean and sanitary condition.

- (8) Every supply facility, piece of equipment, or utility which is required under this article shall be so constructed or installed that it will function properly and shall be maintained in reasonably good working condition.
- (9) Every parking lot, driveway and sidewalk shall be kept in good state of repair and shall be maintained in conformance with the approved site plan when applicable. Handicap accessible parking stalls shall be provided in accordance with State building code at the time maintenance and repair work is done.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

18-14

AN ORDINANCE AMENDING SECTION 4-231 OF CHAPTER 4 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO DEFINITIONS.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 4-231 of Chapter 4 of the Municipal Code of the City of Appleton, relating to definitions, is hereby amended to read as follows:

Sec. 4-231. Definitions.

(a) The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Family means one (1) or more individuals not necessarily related by blood, marriage, adoption, or guardianship, living together under a common housekeeping management plan based on an intentionally structured relationship providing organization and stability.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

19-14

AN ORDINANCE AMENDING SECTION 4-236(1) OF CHAPTER 4 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO MAINTENANCE GENERALLY.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 4-236(1) of Chapter 4 of the Municipal Code of the City of Appleton, relating to maintenance generally, is hereby amended to read as follows:

Sec. 4-236. Maintenance generally.

All residential structures and buildings, or portions thereof, shall be maintained to comply with the following requirements:

- (1) Every foundation, exterior wall and roof and gutter system shall be reasonably weather tight, waterproof and rodent-proof and shall be kept in a good state of maintenance and repair.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

20-14

AN ORDINANCE AMENDING SECTION 4-239(6) OF CHAPTER 4 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO LIGHTING, VENTILATION AND HEATING.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 4-239(6) of Chapter 4 of the Municipal Code of the City of Appleton, relating to lighting, ventilation and heating, is hereby amended to read as follows:

Sec. 4-239. Lighting, ventilation and heating.

All residential dwellings, or portion thereof, shall be maintained to comply with the following requirements:

- (6) Every owner or operator of any dwelling who rents, leases or lets for human habitation any dwelling unit contained within such dwelling on terms, either expressed or implied, to supply or furnish heat to the occupants thereof, shall maintain therein a minimum temperature of seventy (70) degrees Fahrenheit or in accordance with the design standards established in the Wisconsin Uniform Dwelling Code, SPS 322.40. Whenever a dwelling is heated by means of a furnace, boiler or other heating apparatus under the control of the owner or operator of the dwelling, such owner or operator, in the absence of a written contract or agreement to the contrary, shall be deemed to have contracted, undertaken or bound himself to furnish heat in accordance with provisions of this subsection to every dwelling unit which contains radiators, furnace heat duct outlets, or other heating apparatus outlets.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

21-14

AN ORDINANCE AMENDING SECTION 15-26 OF CHAPTER 15 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO DEFINITIONS.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 15-26 of Chapter 15 of the Municipal Code of the City of Appleton, relating to definitions, and the following definitions are hereby amended to read as follows:

Sec. 15-26. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Polycart means a plastic container issued by the City of Appleton for the storage and collection of solid waste or recyclables.

Solid wastes shall be as defined in §289.01(33), Wisconsin Statutes; it includes the following categories:

- (12) *Refuse* shall mean miscellaneous combustible and noncombustible waste material resulting from housekeeping activities including, not limited to ashes, glass, metals, rubber, street wastes, wood, cloth, and litter.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

22-14

AN ORDINANCE AMENDING SECTION 15-28 OF CHAPTER 15 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO CONTAINERS.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 15-28 of Chapter 15 of the Municipal Code of the City of Appleton, relating to containers, is hereby amended to read as follows:

Sec. 15-28. Containers.

(a) Owners of a single-family premise shall be provided polycarts by the City for each premise. One polycart shall be for solid waste storage and the other shall be designated solely for the collection of recyclables. Only polycarts and bags marked with a special collection tag are permitted containers for solid waste collection for single-family residences. Recyclables shall only be disposed of in the designated polycart.

(b) Owners of multiple-family premises shall provide and maintain suitable containers having sufficient capacity to store a normal one- (1-) week accumulation or collection of garbage, refuse and recycling of all units.

(c) All containers used for the collection of solid waste material or recyclables shall be structurally sound and specifically designed for the storage of solid waste or recycling material. They shall be durable, rust resistant, nonabsorbent, watertight and easily cleaned. Containers shall be made of metal, plastic or other suitable material, have adequate handles or bails to facilitate handling. Containers used for solid waste and recycling storage or collection must have properly fitting covers unless specifically authorized by the Director of Public Works.

(d) One-way disposable bags made of polyethylene (minimum one and one-half (1½ mil)) properly secured, are acceptable containers for overflow refuse only when marked with a

special collection tag.

(e) Garbage and refuse stored outside or on top of such containers will not be collected unless placed in a disposable bag and marked with a special collection tag. Bulky items such as furniture and carpets are exempted.

(f) Any container used for collection of solid waste or recyclable material shall be maintained in a clean, sanitary and structurally sound manner so as to prevent the creation of a nuisance or menace to public health and safety.

(g) The use of dumpsters for the storage or disposal of solid waste or recyclables for one-(1-) or two-(2-) family residences is prohibited; except for the temporary use of a dumpster in conjunction with an active building or razing permit, or the use of a dumpster for a period not to exceed fourteen (14) days and the household waste only.

(h) Any container deemed defective by the Director of Public Works may be removed as refuse by the City following notification to the occupant.

(i) Other types of containers conforming to the intent of this section and approved by the Director of Public Works may be used.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

23-14

AN ORDINANCE AMENDING SECTION 15-30 OF CHAPTER 15 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PREPARATION OF SOLID WASTE AND RECYCLABLES.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 15-30 of Chapter 15 of the Municipal Code of the City of Appleton, relating to preparation of solid waste and recyclables, is hereby amended to read as follows:

Sec. 15-30. Preparation of solid waste and recyclables.

(a) Domestic solid waste may be mixed and placed in a common container.

- (b) Domestic waste shall be drained of all free liquid, then wrapped, packaged and/or bundled.
- (c) Commercial waste must be drained and stored in approved containers.
- (d) Brush must be cut into four- (4-) foot lengths and tied in bundles. Bundles shall be no larger than two (2) feet in diameter and weigh no more than forty-five (45) pounds.
- (e) Wooden boxes and lumber. Material such as wooden boxes and lumber shall be broken up so it can be reasonably handled and loaded by one (1) person into the collection truck. Lumber shall be cut into four- (4-) foot lengths. Exposed nails shall be removed.
- (f) Cardboard boxes shall be broken down and placed inside the recycling polycart for collection. All loose material shall be placed in similar boxes or containers, with cumulative weight not to exceed forty-five (45) pounds.
- (g) Ashes shall be thoroughly cooled before being placed for collection.
- (h) All refuse shall be free of jagged or sharp edges, protruding nails, broken glass, protruding screws and any other hazardous condition.
- (i) Overflow refuse (tires, appliances and other solid waste designated by the City) must be marked with a special collection tag.
- (j) Recyclables must be cleaned and placed in a recycling container. Paper does not need to be separated from other recyclables.
- (k) Grass clippings, brush, leaves, tree waste and yard waste may not be mixed with domestic or commercial wastes.
- (l) Eligible Electronic Devices may not be placed for collection with either solid wastes or recyclables. They must be disposed of in a manner and at a location approved by the Wisconsin Department of Natural Resources.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

24-14

AN ORDINANCE AMENDING SECTION 15-32 OF CHAPTER 15 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO SCAVENGING OF SOLID WASTE OR RECYCLABLES PLACED FOR COLLECTION.

(Municipal Services Committee – 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 15-32 of Chapter 15 of the Municipal Code of the City of Appleton, relating to scavenging of solid waste or recyclables placed for collection, is hereby amended to read as follows:

Sec. 15-32. Scavenging of solid waste or recyclables placed for collection.

Authorized personnel. It shall be unlawful for any person other than authorized City employees or County recycling contractors to go through, sort or take anything from any solid waste or recyclables that have been set out for the purpose of being picked up by City refuse collection personnel. Yard waste, grass clippings and brush are not included in the prohibitions set forth in this paragraph.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

25-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on the north side of Fremont Street from Monroe Street to a point 35 feet east of Monroe Street.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

26-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Two hour parking 7 a.m. to 5 p.m., except Sundays and Holidays, on the north side of Fremont Street from a point 35 east of Monroe Street to a point 35 feet west of Madison Street.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

27-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on the north side of Fremont Street from Madison Street to a point 35 feet west of Madison Street.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

28-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on Fremont Street from Madison Street to Kernan Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

29-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on the north side of Fremont Street from Kernan Avenue to Walden Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

30-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on the south side of Fremont Street from Walden Avenue to Telulah Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

31-14

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 4-2-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows:

Parking be prohibited on the north side of Fremont Street from Telulah Avenue to a point 35 feet west of Telulah Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

32-14

AN ORDINANCE AMENDING CHAPTER 23 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON AND THE OFFICIAL ZONING MAP WHICH IS A PART THEREOF, BY MAKING THE FOLLOWING CHANGES IN THE DISTRICT AS NOW PROVIDED.

(City Plan Commission 4-16-14)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Zoning Ordinance, Chapter 23 of the Municipal Code of the City of Appleton and the Official Zoning Map, which is a part thereof, is amended by making the following changes:

To rezone lands located along the north side of East Plank Road and the south side of S.T.H. 441 from R-1A Single-Family District to R-3 Multi-Family. (Rezoning #2-14 – Prospera Credit Union)

LEGAL DESCRIPTION:

CSM 2618 LOT 1 VOL 20 DOC 367736
BEING PRT OF E1/2 OF E1/2 OF SW1/4 AND W1/2 OF W1/2 OF SE1/4 SEC
5 T20N R18E 16.207 ACRES AND INCLUDING THE CENTERLINE OF
THE ADJACENT RIGHT-OF-WAY.

COMMON DESCRIPTION:

Land located along the north side of East Plank Road and the south side of S.T.H. 441

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication the Director of Community and Economic Development is authorized and directed to make the necessary changes to the Official Zoning Map in accordance with this Ordinance.