

13-24

AN ORDINANCE AMENDING SECTION 19-5 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO THE ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(Municipal Services Committee 3-20-2024)

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

Section 1: That Section 19-5 of Chapter 19 of the Municipal Code of the City of Appleton, relating to the erection of official traffic signs and signals, is hereby created/amended as follows:

INSTALL ALL-WAY STOP CONTROL at:

Capitol Drive / Conkey Street intersection

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 erect and maintain the appropriate standard traffic signs, signals and markings, giving notice of the provisions of this Ordinance.

14-24

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 3-20-2024)

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. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

Parking be prohibited on the west side of Drew Street from North Street to a point 64 feet north of North 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.

15-24

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 4-3-2024)

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 at 207 North Green Bay Road (Tax Id #31-1-0738-00), including to the center line of the adjacent street right-of-way from R-2 Two-Family District to R-1B Single-Family District. (Rezoning #1-24 – 207 N. Green Bay Road)

LEGAL DESCRIPTION:

LAWSBURG PLAT 1WD THAT PRT LOTS 4, 5, 15 & 16 LYG SOUTH OF LINE IN 671R114 OF BLK D; SUBJ TO SHARED DRIVEWAY AGREEMENT PER DOC #2193366, INCLUDING TO THE CENTERLINE OF THE ADJACENT STREET RIGHT-OF-WAY, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN

COMMON DESCRIPTION:

207 North Green Bay Road (Tax Id #31-1-0738-00), including to the center line of the adjacent street right-of-way

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.

16-24

AN ORDINANCE AMENDING SECTION 12-127 OF CHAPTER 12 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO FALSE ALARM FEE.

(Safety and Licensing Committee – 3-20-2024)

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

Section 1: That Section 12-127 of Chapter 12 of the Municipal Code of the City of Appleton, relating to false alarm fee, is hereby amended to read as follows:

Sec. 12-127. False alarm fee.

(a) Any fees payable to the City which are delinquent may be assessed against the property involved as a special charge for current service, without notice, pursuant to Wisconsin Statutes Annotated §66.0627.

(b) If the Police Department responds to a false alarm, the alarm user shall pay the City a fee according to the following schedule of fees for any false alarm occurring in a calendar year:

- (1) First false alarm..... No charge
- (2) Second false alarm\$50.00
- (3) Third, fourth and fifth false alarms\$100.00
- (4) Sixth, seventh and eighth false alarms\$200.00
- (5) Ninth, tenth, and eleventh false alarms\$300.00
- (6) Twelfth and subsequent false alarm.....\$600.00

(c) Discontinuance of response.

(1) If the Police Department is cancelled by the emergency communications center while responding to an alarm, the alarm user may still be assessed a fee for a false alarm.

(2) In cases where the alarm user has twelve (12) or more false alarms within a

six- (6-) month period the Police Department may suspend response after the Chief of Police or designee sends written notification to the alarm user. In order to lift the suspension, the alarm user shall submit written confirmation to the Chief of Police or designee that the alarm system has been inspected and repaired, if necessary, and/or additional measures have been taken to reduce the number of false alarms at that location. If the Chief of Police or designee determines that the actions taken are likely to prevent the occurrence of additional false alarms, the Police Department shall lift the suspension.

(d) Exceptions and appeals.

(1) A fee shall not be charged if any of the following apply:

- a. The alarm was activated by criminal activity or a legitimate emergency.
- b. The alarm was activated after a power outage that lasted more than four (4) hours.
- c. The alarm was activated after the premises was damaged by weather conditions.
- d. The Fire Department has assessed a fee for a false fire alarm.
- e. The Police Department was cancelled prior to arriving at the premises and documentation is provided that enhanced call verification or verified response was properly utilized.

(2) An alarm user may appeal the assessment of a false alarm fee by submitting written documentation to the Police Chief or designee within ten (10) business days after notification of the assessment of a fee. The Chief or designee must inform the alarm user of the decision in writing. If the alarm user further contests the Chief or designee's decision within ten (10) days of receiving the Chief or designee's decision, the alarm user may seek review by the Safety and Licensing Committee by submitting a written notification to the City Clerk's Office.

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

17-24

AN ORDINANCE AMENDING SECTION 7-70 OF CHAPTER 7 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO EXTERMINATION.

(Board of Health – 3-20-2024)

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

Section 1: That Section 7-70 of Chapter 7 of the Municipal Code of the City of Appleton, relating to extermination, is hereby amended to read as follows:

Sec. 7-70. Extermination.

(a) ***Residential premises.*** Whenever rat holes, burrows, or other evidence of rat infestation are found on any residential premises within the city, the Health Department shall be notified of existing conditions. Upon verification of such conditions, the Health Officer, or designee, shall notify the owner or owners of the infested premises of the infestation and make such orders as necessary to exterminate the rats.

(b) ***Other premises.*** Whenever rat holes, burrows, or other evidence of rat infestation are found on any premises or building within the city that is not included in subsection (a), the owner or manager of such property shall exterminate the rats. Within fourteen (14) days after extermination, the owner or manager shall cause all of the rat holes or burrows in the ground to be filled with earth or other suitable material.

(c) ***Penalty for violation of this section.*** Any person who violates any provision of this section, including any lawful orders issued by the Health Officer or designee, shall forfeit not less than \$50, plus the cost of the action. Each violation and each day that a violation continues or occurs shall constitute a separate offense. Nothing in this subsection shall preclude the City from maintaining any other appropriate action or actions to prevent and/or remove a violation of this article.

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

18-24

AN ORDINANCE CREATING SECTION 7-71 OF CHAPTER 7 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO INTERPRETATION OF ARTICLE.

(Board of Health – 3-20-2024)

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

Section 1: That Section 7-71 of Chapter 7 of the Municipal Code of the City of Appleton, relating to interpretation of article, is hereby created to read as follows:

Sec. 7-71. Interpretation of article.

Nothing in this article shall be construed or interpreted to in any way impair or limit the authority of the City to define or declare nuisances or of the Inspection Supervisor or the Health Department to cause the removal or abatement of nuisances, summary proceedings, or other applicable orders or proceedings.

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