

Draft Text Amendment Version without Strikeouts

Chapter 23 Zoning: Sec. 23-43. Accessory uses, buildings and structures.

Section 23-43 (c) (10) Residential driveways, commercial driveways, driveway extensions and parking pads.

Sec 23-43 (e) *Use and Location Restrictions for Vehicles.*

(1) **Purpose.** The purpose of this subsection is to maintain the acceptable appearance of City neighborhoods by identifying acceptable locations for parking any vehicle and to provide access for vehicles from the public right-of-way or a private street into private property.

(2) *When associated with Residential Dwellings.*

- a. **Enclosed parking of commercial vehicles.** A maximum of one (1) commercial or service vehicle rated at Class A, B and C, not including semitrailers may be parked within an attached garage, attached carport, detached garage, and/or detached carport.
- b. **Outdoor parking of commercial or service vehicles.** A maximum of one (1) commercial or service vehicle rated at Class A, B and C not including semitrailers may be parked outdoors on a lot.
- c. **Outdoor parking of trailers and recreational vehicles.** The outdoor parking of not more than one (1) trailer or recreational vehicle may be permitted provided:
 1. Such trailer or recreational vehicle shall not be used for business, living, sleeping or housekeeping purposes.
 2. Such trailer or recreational vehicle shall not be permanently connected to sewer lines, water lines or electricity.
 3. Such trailer or recreational vehicle shall not be used for the storage of goods, materials or equipment not normally a part of or essential for immediate use in that vehicle or trailer.

(3) *Location and Setback Restrictions for Outdoor Parking of Vehicles when associated with Residential Dwellings.*

- a. **Public Right-of-Way Encroachment Prohibited:** Parked vehicles shall not extend beyond the front lot line and encroach into the public right-of-way, including the public sidewalk, terrace and driveway apron.
- b. **Front Yard:**
 1. Within the front yard, all vehicle wheels shall be located on the residential driveway surface.
 2. Parking pads are prohibited in the front yard.

3. Outdoor parking of boats or boat trailers greater than twenty-six (26) feet are prohibited in the front yard.

c. ***Side Yard:***

1. Within the side yard, all vehicle wheels shall be located on the residential driveway surface and/or parking pad.
2. Outdoor parking of boats or boat trailers greater than twenty-six (26) feet are prohibited in the side yard.

d. ***Rear Yard:***

1. Within the rear yard, all vehicle wheels shall be located on the residential driveway surface and/or parking pad.
2. Outdoor parking of boats or boat trailers greater than twenty-six (26) feet are prohibited in the rear yard.

(f) ***Residential driveway, driveway extension and parking pad regulations.***

- (1) ***Exemptions.*** Circular or looped residential driveways are exempt from the provisions of this subsection but must comply with the provisions listed under Section 23-43(f)(2) and Section 23-43(f)(3)a., b., c., d. and j.

- (2) ***Permit Application Procedure.***

- a. ***Building and Street Excavation Permit Application(s).***

1. Before construction, and expansion of a residential driveway or parking pad on private property, a completed Building Permit application and fee must be filed with the Building Inspections Supervisor or their designee; and
2. Before construction, repair, replacement, or removal of any sidewalk, driveway apron, carriage walk, curb and gutter, or surfacing within the public right-of-way, a completed Street Excavation Permit application and fee must be filed with the Department of Public Works, Engineering Division for review and approval.

If required, the Street Excavation Permit shall be approved by the Department of Public Works, Engineering Division prior to the issuance of a Building Permit

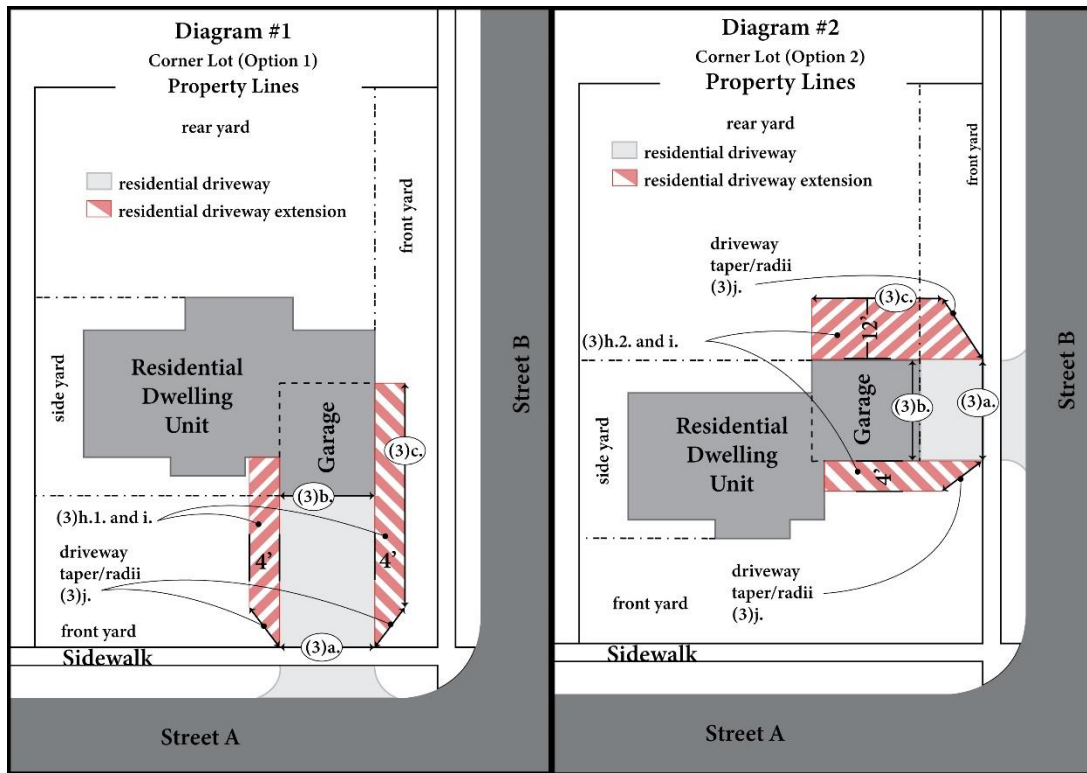
3. The above referenced applications shall describe the nature of the work, materials to be used, measurements, plans and/or specifications of the residential driveway, driveway extension or parking pad as well as such other information as may be required by the Building Inspections Supervisor, City Engineer or their designee.

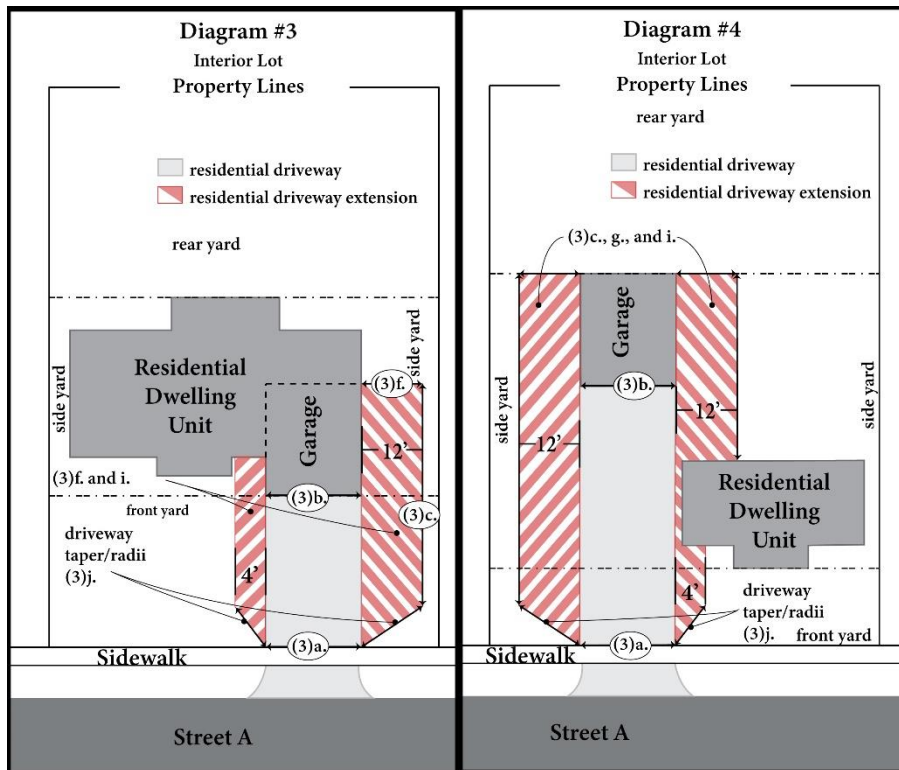
b. **Building Permit Application Submittal, Acceptance and Review.** After the submittal and acceptance of a complete application by the Building Inspections Supervisor or their designee, the proposed plans and specifications shall be reviewed for compliance all applicable provisions of this chapter and other City of Appleton Municipal Code provisions, and applicable policies.

1. Thereafter, the Building Permit shall be approved, approved with conditions or denied with reasons why the Building Permit cannot be issued.

c. **Building Permit Denial and Appeal.** The applicant may appeal the Building Inspections Supervisor’s or their designee’s decision pursuant to Section 23-67 of this Chapter.

(3) **Residential driveway and driveway extension dimensions, design and location standards.**





- a. **Maximum residential driveway width at the front lot line.** Shall not exceed 40% of the lot width dimension where the residential driveway is located or a maximum of 40 feet wide at the front lot line, whichever is less.
- b. **Maximum residential driveway width beyond the front line.** The residential driveway shall not exceed the width of a garage or carport it serves (horizontal distance measured between the exterior side walls along the front of the garage or carport).
- c. **Length.** The length of a residential driveway and driveway extension on interior, corner and double frontage lots shall not extend beyond the depth of the garage or carport. When a garage or carport is not present see Section 23-43(f)3.e. below.
- d. **Surface Materials.** Both the entire width and length of a residential driveway and driveway extension shall be improved with concrete, asphalt, brick pavers or another permeable hard surface. Gravel material is prohibited.
- e. **Garage not present.** If a garage is not present on the residential lot, a residential driveway shall be constructed leading directly from the street to a side yard or rear yard the purpose of complying with Section 23-172(m) required spaces for specified uses and be subject to the following requirements:
 1. **Side yard parking area.** The minimum requirements of Section 23-43(f)(3)a., d., i. and j. of this subsection shall apply. A driveway extension no

wider than 12 feet may be constructed into the side yard adjacent to the side of the residential dwelling and no wider than 4 feet in front of the residential dwelling. The length of the residential driveway and driveway extension shall not extend beyond the depth of the residential dwelling, unless constructing a rear yard parking area in accordance with the following requirements:

2. **Rear yard parking area.** The minimum requirements of Section 23-43(f)(3)a., d., i. and j. of this subsection and Section 23-50(d)(4) [double frontage lot exception] shall apply.
- f. ***Driveway extension. Maximum width (attached garage or carport) on interior and double frontage lots.*** A driveway extension no wider than 12 feet may be constructed into the side yard adjacent to the side of the attached garage or carport and no wider than 4 feet in front of the residential dwelling.
 - g. ***Driveway extension. Maximum width (detached garage or carport) on interior, corner and double frontage lots.*** A driveway extension no wider than 12 feet may be constructed into the side or rear yard adjacent to the side of the detached garage or carport and no wider than 4 feet in front of the residential dwelling.
 - h. ***Driveway extension. Maximum width (attached garage or carport) on corner lots.***
 1. **Option 1:** A driveway extension no wider than 4 feet on both sides of the driveway may be constructed into the front yard; or
 2. **Option 2:** A driveway extension no wider than 12 feet may be constructed into the side or rear yard adjacent to the side of the attached garage or carport and no wider than 4 feet in front of the residential dwelling.
 3. Shall not be permitted to have both Options 1 and 2.
 - i. ***Location.*** A driveway extension shall be located contiguous and parallel to the residential driveway.
 - j. ***Taper/radii.*** Where the width of the driveway or driveway extension exceeds the existing width the residential driveway at the front lot line or maximum width requirement for a residential driveway at the front lot line, the driveway or driveway extension shall be tapered at an angle or have a curved radii from the front lot line.

(4) ***Parking pad location and design standards.***

- a. ***Location.*** Parking pads may be permitted in the side and rear yard. Parking pads and are prohibited in the front yard.

- b. **Materials.** The parking pad shall be improved with concrete, asphalt, brick pavers, another permeable hard surface. Gravel material is prohibited.
- c. Parking pads shall not be connected or extended to the public right-of-way by a separate driveway opening.