



MEMO

PLANNING & COMMUNITY DEVELOPMENT

To: Common Council
From: Adrienne Nelson, Associate Planner
Date: October 1, 2026
Re: Consent and Vote of Property Owner for Amendment to Protective Covenants

Straightline Refrigeration, located in Kaukauna's NEW Prosperity Center, is requesting an amendment to the NEW Prosperity Center [protective covenants](#). The protective covenants of the NEW Prosperity Center require a front yard setback of fifty feet. Straightline Refrigeration has requested an amendment to the Protective Covenants that would authorize the Commission to approve front yard setbacks of less than fifty feet, provided that no front yard setback may be less than twenty feet.

The protective covenants require a majority of NEW Prosperity Center property owners, as defined in paragraph 10 of the protective covenants, together with approval by a three-fourths vote of the Common Council, to authorize a covenant amendment.

Since the City owns property in the NEW Prosperity Center, the City is able to vote for or against the proposed amendment. The City is entitled to four votes based on the number of acres owned.

Staff Recommendation

Staff is recommending that the Mayor be authorized to vote in favor of the requested covenant amendment.