



Council Agenda Item

Meeting Date: June 18, 2024

Agenda Item: Title 19 Code Repeal

Staff Contact (name, email, phone): Allison Schwark, Zoning Administrator/Code Enforcement

BACKGROUND

(Enter the who, what when, where, why)

Title 19, and Title 20 have previously been amended in the last year by the City of Whitewater Common Council. Title 19, Section 19.51.180 exactly matches Title 20, Section 20(D)(16), therefore, to avoid any confusion, it has been requested that the two ordinance sections be merged, and one section be removed, so that the ordinance is only located in one location throughout the municipal code.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

Council Action December 2023, January 2024-Ordinance 2080 an ordinance amending 19.51.180 Truck, Trailer, Mobile Home and Equipment Parking Restrictions, and Ordinance 2082 an ordinance amending Title 20 Property Maintenance.

May 21, 2024 first reading.

June 4, 2024 second reading and approval of ordinance amendments.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommends that the City of Whitewater Common Council:

1. Approve and adopt ordinance to repeal section 19.51.180

ATTACHMENT(S) INCLUDED

(If none, state N/A)

Ordinance repealing 19.51.180

AN ORDINANCE REPEALLING SECTION 19.51.180 - TRUCK, TRAILER, MOBILE HOME AND EQUIPMENT PARKING RESTRICTIONS IN THE CITY OF WHITEWATER MUNICIPAL CODE

The Common Council of the City of Whitewater do ordain as follows:

Section 19.51.180 truck, trailer, mobile home and equipment parking restrictions is hereby repealed.

In all residential and commercial districts provided for in the zoning chapter, it is permissible to park or store a recreational vehicle, camper, trailer, watercraft or boat and boat trailer on private property in the following manner:

- (a) Parking is permitted inside any enclosed structure, which otherwise conforms to the zoning requirements of the particular zoning district where located.
- (b) One panel or pickup truck, exceeding three-quarter ton but not exceeding one and one-half tons, shall be permitted;
- (c) Parking is permitted outside in the side yard or rear yard provided it is not nearer than five feet to the lot line and on an improved surface. Improved surface shall mean a surface of concrete, asphalt, paver, treated wood, treated plywood, or other similar material other than grass, such as crushed rock, or other materials, laid over subsoil, which provides a hard parking surface, resists rutting, provides for sufficient water runoff and is graded and drained to dispose of all surface water.
 - 1. An exemption to the five foot setback requirement shall be granted by the Neighborhood Services Department if the parking is approved in writing by the current adjacent property owners in which the recreational vehicle encroaches, and the parking is in accordance with all other requirements set forth.
- (d) The unit shall not extend over the public sidewalk or public right-of-way.
- (e) No unit shall be parked on public streets, highways, intersections, or public land or parking lots for an extended period exceeding 72 hours.
- (f) Parking is permitted only for storage purposes. Recreational vehicles or boats shall not be:
 - 1. Used for dwelling or cooking purposes.
 - 2. Permanently connected to sewer lines, water lines, or electricity. The recreational vehicle may be connected to electricity temporarily for charging batteries and other purposes.
 - 3. Used for storage of goods, materials, or equipment other than those items considered to be part of the unit or essential for its immediate use.
- (g) Notwithstanding the above, camper trailers and boats shall only be permitted to park in front yards for the purposes of active loading, unloading, and servicing. , and the use of electricity or propane fuel is permitted when necessary to prepare a recreational vehicle for use.

- (h) The unit shall be owned by the resident on whose property the unit is parked for storage.
- (i) The number of units on any property within City jurisdiction shall not exceed two (2).
- (j) The Neighborhood Services department may issue a permit to a person with a disability allowing a recreational vehicle, camper, trailer, watercraft or boat and boat trailer to be parked in the front yard driveway of their residence from April through November. A person shall be considered a person with a disability if they have been issued a current disabled parking identification permit by the Wisconsin Department of Transportation. In addition, an individual shall be considered a person with a disability if they provide the neighborhood services manager with a statement by a health care specialist verifying that the party needs a front yard parking permit, for a stated period of time, to allow that person reasonable access to their recreational vehicle, camper, trailer, watercraft or boat and boat trailer.