

MEETING NOTICE:  
PLAN COMMISSION

AGENDA

Thursday, May 2, 2019 at 5:30pm in the Board Room the Winneconne Municipal Center located @ 30 S. 1st Street to consider:

Call to Order  
Roll Call  
Public Participation  
Communications  
Approve Minutes from March 7, 2019  
Staff Reports

**Old Business**

- *Comprehensive Plan Update (ECWRPC)*
- *Amendment to 9-1-19 Accessory Buildings*
- *Amendment to 9-1-30 Signs*

Table  
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Tue 25TH 5pm

**New Business**

- *Review portion of the "Code of the Village of Winneconne" that pertains to Zoning and Make Recommendation to the Village Board*
- *Uvaas Certified Survey Map*

**Motion to adjourn to next meeting.**

Jacquie Stelzner  
Clerk-Treasurer

Over →

\*Note: Pursuant to WI State Statute 985.02(1)(b) notice is hereby given that Village Board Members may also be present at this meeting for informational purposes only.

(3) A person who is required to maintain or establish a vegetative buffer zone under this subsection may remove all of the vegetation in a part of that zone in order to establish a viewing and access corridor that is no greater than 30 feet wide for every 100 feet of shoreline frontage.

D. Principal uses. Principal uses shall be according to the underlying districts, except that uses in shoreland wetland zoning areas shall be consistent with any special provisions pertaining to such areas.

E. Conditional uses.

(1) All conditional uses specified in the underlying district.

(2) Roads (except roads used primarily for agricultural purposes, path and trail development and all other cutting and trimming).

(3) Filling, grading, lagooning, dredging, ditching and excavating; only filling, grading, lagooning, dredging, ditching or excavating that is done in a manner designed to minimize erosion, sedimentation and impairment of fish and wildlife habitat may be permitted in the shoreland area;

(4) A state or federal permit may be required, in addition to a permit under this Ordinance, if state or federal laws are applicable to the filling, grading, lagooning, dredging, ditching or excavating that is proposed.

F. Street and water projects. Where street and water projects, including rip-rapping and cleaning of existing ditches, have approval by the Department of Natural Resources; the Army Corps of Engineers; and/or the Land & Water Conservation Department, or where managed timber harvesting falls under a State District Forester's Plan, approval shall be based upon plans and/or permits authorized by said agency(s) of jurisdiction.

G. Accessory uses. All accessory uses specified in the underlying district.

H. Variances.

(1) Setback. The required setback from the ordinary highwater mark of navigable waters may be reduced by variance, but in no case less than 25 feet.

I. Notice to the Department.

(1) Written notice shall be given to the appropriate District Office of the Department of Natural Resources at least 10 days prior to hearings on proposed shoreland variances, special exceptions (conditional uses), appeals for map or text interpretations, and map or text amendments.

(2) Copies of decisions on shoreland variances, special exceptions (conditional uses), appeals for map or text interpretations, and map or text amendments shall be submitted to the appropriate District Office of the Department of Natural Resources within 10 days after they are granted or denied.

J. Definitions. In this section the following definitions shall apply:

PRINCIPAL BUILDING —

The main building or structure on a single lot or parcel of land, including any attached garage or attached porch.

SHORELAND —

The area within the following distances from the ordinary high water mark of navigable waters, as defined under Section 281.31(2)(d) of the Wisconsin Statutes:

(1) One thousand feet from a lake, pond or flowage. If the navigable water is a glacial pothole lake, this distance shall be measured from the high-water mark of the lake; or

(2) Three hundred feet from a river or stream or to the landward side of the floodplain, whichever distance is greater. (See Section 59.692(1)(b) of the Wisconsin Statutes.)

§ 559-12B(6), C(1)(b) and C(4)(c) are amended to delete references to "13-3-37(c)."

§ 559-13A.

...~~Section 13-4-22~~§ 559-12...  
...~~Section 13-4-27~~§ 559-18 ...

§ 559-16A.

Except as provided in ~~Section 13-5-15~~§ 559-15, for lots that abut navigable waters, all buildings and structures, except piers, marinas, boathouses, and similar uses which require a lesser setback as determined by the Zoning Administrator shall be set back at least 25 feet from the ordinary high-water line and elevated at least two feet above the experienced high water elevation unless otherwise specified by a floodplain zoning chapter.

§ 559-22B is amended in its entirety.

B. Financial guarantees.

(1) The developer shall file with said contract security to ensure that that public improvements are made within a reasonable time in the form of a performance bond or an irrevocable letter of credit, at the developer's discretion in an amount equal to 120% of the estimated total cost of the improvements, as determined by the Village Engineer; said filing of such security shall guarantee that such improvements will be completed by the developer or his contractors not later than 18 months from the date of recording the final plat or certified survey map. When a letter of credit is posted as security, the Village must be the beneficiary.

(2) However, the developer may elect, with the approval of the Village, to install the improvements in construction phases provided that:

(a) The phases are specified in the contract for land division improvements;

(b) The developer submits security in the above forms in an amount equal to 120% of the estimated costs of improvements next required by the installation and construction schedules as determined by the Village Engineer. Improvements constructed during the first stage and each successive stage of construction shall not be accepted nor shall any building permit be issued for construction within the completed area of the subdivision or comprehensive development until the security required for the next stage of construction has been posted with the Village.

(c) The developer records deed restrictions approved by the Village Attorney which specify that the lots which are included in future construction phases of the land division will not be transferred or sold unless the Village's approval is obtained;

(d) The developer minimizes grading and other disturbances to lands included in future construction phases in order to prevent erosion; and

(e) Erosion control plans and measures submitted and approved herein shall address the individual phases of construction.

(3) The time limit for completion of a phased improvement program shall take into account the needs and desires of the Village and adjacent property owners for street and other improvements to serve lands adjacent to and within the land division.

(4) As work progresses on installation of improvements constructed as part of the contract, the Village Engineer, upon written request from the developer from time to time, is authorized to recommend to the Village Clerk-Treasurer a reduction in the amount of security as hereinafter provided. When portions of construction (water, sanitary sewer, street, sidewalk, greenway or other improvements) are completed by the developer and determined acceptable by the Village Engineer, the Village Clerk-

Treasurer is authorized, upon submission of lien waivers by the developer's contractors, to reduce the amount of security: The amount of security remaining shall be equal to 120% of the estimate of the Village Engineer of costs of work remaining to be completed and accepted and to insure performance of the one-year guarantee as specified in Subsection D below against defects in workmanship and materials on work accepted. When the work on the major components of construction has been substantially completed, except for work which cannot be completed because of weather conditions or other reasons which, in the judgment of the Village Engineer are valid for noncompletion, the Village Clerk-Treasurer is authorized, to accept a reduction in the amount of security to an amount in the estimate of the Village Engineer, sufficient to cover the work remaining to be completed, including performance of the one-year guarantee period against defects in workmanship and materials. As a further guarantee that all obligations under contract for work on the development are satisfied, the contractor and subcontractors who are to be engaged in the construction of utilities or street improvements on the street right-of-way to be dedicated shall be approved for such work by the Village Engineer prior to commencing construction. The Village Board, at its option, may extend the bond period for additional periods not to exceed one year each.

(5) Governmental units to which these bond and guarantee provisions apply may, in lieu of said contract or instrument of guarantee, file a resolution or letter from officers authorized to act in their behalf, agreeing to comply with the provisions of this section.

(6) The developer shall agree in the development contract to pay all Village legal fees, Village Engineering fees, Village administrative fees, street and sidewalk assessments, specifically all area charges for sanitary sewer mains and all water main assessments, including where the land division abuts existing streets which are not improved within the Village standard street improvements (including, but not limited to curb and gutter, local storm sewer, sidewalks and a bituminous pavement.

## Chapter 565, Subdivision of Land

### Article I, Adoption; Introduction

#### § 565-6.

WETLANDS -- An area where water is at, near, or above the land surface long enough to be capable of supporting aquatic or hydrophytic vegetation and which has soils indicative of wet conditions As defined by the U.S. Army Corps of Engineers; an area in which water accumulates to a depth of 12" for a consecutive period of time at, near or above the land surface long enough to be capable of supporting aquatic or hydrophytic vegetation, documented growth of aquatic/hydrophytic vegetation occurs and which has hydric soils indicative of wet conditions. ([§ 23.32(1), Wis. Stats.]

WISCONSIN ADMINISTRATIVE CODE -- The rules of administrative agencies having rule-making authority in Wisconsin, published in a loose-leaf, continual revision system, as directed by Sec. § 35.93 and Chapter 227 of the Wisconsin Statutes, including subsequent amendments to those rules.

### Article II, General Provisions

#### § 565-7A(2).

The rules of the Department of Safety and Professional Services contained in Ch. SPS 385, Wis. Adm. Code, for subdivisions not served by public sewer. The rules of the Division of Plumbing, Wisconsin Department of Commerce, contained in Wis. Adm. Code Chapter H85 for subdivisions not served by public sewer.

**§ 565-7A(3).**

~~The rules of the Department of Transportation contained in Ch. Trans 233, Wis. Adm. Code, for subdivisions which abut a state trunk highway or connecting street. The rules of the Division of Highways, Wisconsin Department of Transportation contained in Wis. Adm. Code Chapter HY 33 for subdivisions which abut a state trunk highway or connecting street.~~

**§ 565-7G.**

~~Plats and certified surveys approved by the Village Board of the Village of Winneconne must be recorded together with the adopting resolution, with the County Register of Deeds as provided in §§ 565-16D and 565-13D of this chapter. Recording of plats or certified surveys. Plats and certified surveys, approved by the Village Board of the Village of Winneconne, must be recorded together with the adopting resolution, with the County Register of Deeds within 30 days of the date of the last resolution of preliminary approval and not later than six months following the date of the first resolution of approval.~~

**Article III, Plat Review and Approval**

**§ 565-12E(2).**

Zoning changes. If any zoning changes are contemplated, the proposed zoning plan for the areas, including dimensions, and,

**§ 565-12F.**

~~...Section 14-1-60 § 565-31...~~

**§ 565-12G.**

~~...Section 14-1-24 § 565-8...~~

**§ 565-12H.**

~~...Section 14-1-32(e) § 565-14...~~

**§§ 565-12H, 565-14A, 565-15A and 565-18A.**

~~...registered professional land surveyor...~~

**§§ 565-13A(1), 565-16A(2).**

~~... Director of the Planning Function in the Wisconsin Department of Agriculture, Trade and Consumer Protection Wisconsin Department of Administration...~~

~~... Wisconsin Department of Commerce Safety and Professional Services...~~

**§§ 565-13F and 565-16A(1) and B(3).**

~~... within six 36 months...~~

**§ 565-13B.**

Objecting agency response. Within 20 days of the date of receiving the copies of the plat, any state or county agency having authority to object under Subsection A(1) above shall notify the developer and all approving or objecting authorities of any objection based upon failure of the plat to comply with the statutes or rules which its examination is authorized to cover, except that the Department of Administration shall have 30 days in which to act, or, if all objections have been satisfied, it shall so certify on the face of a copy of the plat and return that copy to the approving authority from which it was received. The plat shall not be approved or deemed approved until any objections have been satisfied. If the objecting agency fails to act within the



twenty-day limit ~~or the Department of Administration fails to act with 30 days.~~ it shall be deemed to have no objection to the plat.

**§ 565-14B(19).**

Any proposed lake and stream improvement or relocation, and notice of application for approval by the ~~Division of Environmental Protection, Department of Natural Resources,~~ when applicable.

**§ 565-16A(1)** is amended to delete the following sentence in its entirety:

~~... The Village Clerk Treasurer shall give notice of the Plan Commission's meeting in the manner prescribed in Section 14-1-31(a)(2)...~~

**§ 565-16A(4).**

~~... Section 14-1-51565-22A.~~

**§ 565-16B(2).**

The objecting state and county agencies shall, within 20 days of the date of receiving their copies of the Final Plat, notify the developer and all other approving and objecting agencies of any objections, except that the Department of Administration shall have 30 days in which to act. If there are no objections, they shall so certify on the face of the copy of the Plat and shall return that copy to the Village. If an objecting agency fails to act within 20 days, or the Department of Administration fails to act with 30 days, it shall be deemed to have no objection to the Plat.

**§ 565-16C(3).**

The Village Board may not inscribe its approval on the Final Plat unless the Village Clerk-Treasurer certifies on the face of the Plat that the copies were forwarded to objecting agencies as required herein, the date thereof and that no objections have been filed within 20 days the time frame prescribed in Subsection B(2) or, if filed, have been met.

**§ 565-16D.**

~~... The Register of Deeds cannot record the plat unless it is offered within 12 months after the date of the last approval of the plat and within 36 months after the first approval of the plat. The Register of Deeds cannot record the Plat unless it is offered within six months from the date of Preliminary plat approval or 30 days after the date of Final Plat approval.~~

**§ 565-17E(1).**

~~The applicant shall file a copy of the approved certified survey map together with the approving resolution with the County Register of Deeds within 12 months after the date of the last resolution of approval and not later than 36 months after the date of the first resolution of approval. The applicant shall file a copy of the approved Certified Survey Map together with the approving resolution with the County Register of Deeds within 30 days of the date of the last resolution of approval and not later than six months following the date of the first resolution of approval.~~

**§ 565-18F.**

~~The subdivider shall record the map with the County Register of Deeds as provided in § 565-17E(1) of this chapter. The certified survey map shall be resubmitted for approval if not recorded within the time limits provided. The Map shall be recorded by the developer within 30 days of its approval by the Village Board. The Certified Survey Map shall be resubmitted for approval if not recorded within 90 days.~~

**§ 565-19B.**

Original Section 14-3-8(b) of the 2012 compilation of ordinances, requiring a public hearing and notice for a preliminary plat for a replat, is repealed.

#### Article IV, Required Improvements

§ 565-22B is amended in its entirety.

##### B. Financial guarantees.

(1) The developer shall file with said contract security to ensure that that public improvements are made within a reasonable time in the form of a performance bond or an irrevocable letter of credit, at the developer's discretion in an amount equal to 120% of the estimated total cost of the improvements, as determined by the Village Engineer; said filing of such security shall guarantee that such improvements will be completed by the developer or his contractors not later than 18 months from the date of recording the final plat or certified survey map. When a letter of credit is posted as security, the Village must be the beneficiary.

(2) However, the developer may elect, with the approval of the Village, to install the improvements in construction phases provided that:

(a) The phases are specified in the contract for land division improvements;

(b) The developer submits security in the above forms in an amount equal to 120% of the estimated costs of improvements next required by the installation and construction schedules as determined by the Village Engineer. Improvements constructed during the first stage and each successive stage of construction shall not be accepted nor shall any building permit be issued for construction within the completed area of the subdivision or comprehensive development until the security required for the next stage of construction has been posted with the Village.

(c) The developer records deed restrictions approved by the Village Attorney which specify that the lots which are included in future construction phases of the land division will not be transferred or sold unless the Village's approval is obtained;

(d) The developer minimizes grading and other disturbances to lands included in future construction phases in order to prevent erosion; and

(e) Erosion control plans and measures submitted and approved herein shall address the individual phases of construction.

(3) The time limit for completion of a phased improvement program shall take into account the needs and desires of the Village and adjacent property owners for street and other improvements to serve lands adjacent to and within the land division.

(4) As work progresses on installation of improvements constructed as part of the contract, the Village Engineer, upon written request from the developer from time to time, is authorized to recommend to the Village Clerk-Treasurer a reduction in the amount of security as hereinafter provided. When portions of construction (water, sanitary sewer, street, sidewalk, greenway or other improvements) are completed by the developer and determined acceptable by the Village Engineer, the Village Clerk-Treasurer is authorized, upon submission of lien waivers by the developer's contractors, to reduce the amount of security: The amount of security remaining shall be equal to 120% of the estimate of the Village Engineer of costs of work remaining to be completed and accepted and to insure performance of the one-year guarantee as specified in Subsection D below against defects in workmanship and materials on work accepted. When the work on the major components of construction has been substantially completed, except for work which cannot be completed because of weather conditions or

other reasons which, in the judgment of the Village Engineer are valid for noncompletion, the Village Clerk-Treasurer is authorized, to accept a reduction in the amount of security to an amount in the estimate of the Village Engineer, sufficient to cover the work remaining to be completed, including performance of the one-year guarantee period against defects in workmanship and materials. As a further guarantee that all obligations under contract for work on the development are satisfied, the contractor and subcontractors who are to be engaged in the construction of utilities or street improvements on the street right-of-way to be dedicated shall be approved for such work by the Village Engineer prior to commencing construction. The Village Board, at its option, may extend the bond period for additional periods not to exceed one year each.

(5) Governmental units to which these bond and guarantee provisions apply may, in lieu of said contract or instrument of guarantee, file a resolution or letter from officers authorized to act in their behalf, agreeing to comply with the provisions of this section.

(6) The developer shall agree in the development contract to pay all Village legal fees, Village Engineering fees, Village administrative fees, street and sidewalk assessments, specifically all area charges for sanitary sewer mains and all water main assessments, including where the land division abuts existing streets which are not improved within the Village standard street improvements (including, but not limited to curb and gutter, local storm sewer, sidewalks and a bituminous pavement.

**§ 565-23A.**

...§ 565-12, Submission of preliminary plat Section 14-1-30...

**§ 565-27A(1) and § 565-36B.**

...§ 565-21 Section 14-1-50...

**§ 565-28A.** Introductory text was added to read:  
Connection to development.

**§ 565-28B.** Introductory text was added to read:  
Water main and lateral installation.

**§ 565-30A.** Introductory text was added to read:  
Installation: approval.

**§ 565-28B(3).**

...§ 565-21 Section 14-1-65...

**§ 565-29.**

...§ 565-44, Drainage and stormwater management system, Section 14-1-74...

**§ 565-29.**

Fences on corner lot properties requiring intersection sight distance may be a maximum of 30 inches in height and no more than 30% solid, when located in the vision triangle as described in Subsection A-C of this section.

**§ 565-35A.**

...§ 565-30, Other utilities Section 14-1-59...

**§ 565-35B.**



~~...Section 14-1-74(f) § 565-44. Drainage and stormwater management system.~~

**§ 565-36B**

~~...§ 565-21. Improvements required Section 14-1-50.~~

**§ 565-38.**

~~...§ 565-46. Grading Section 14-1-76...~~

**Article V, Design Standards**

**§§ 565-40A and 565-40B.**

~~...[See also Section 14-1-73(f)].~~

**§ 565-40B.**

~~...and Section 14-1-53.~~

**§ 565-41A(1).**

~~...The design requirements of this section and Section 14-1-70 shall be applicable to all streets and roads that are to be dedicated to the Village...~~

**§ 565-41B(2).**

~~...§ 565-40T. Street and pedestrianway design standards Section 14-1-71(t)...~~

**§ 565-41B(16).**

~~...§ 565-25. Curb and gutter Section 14-1-54...~~

**§ 565-42E.**

~~...§ 565-26E Section 14-1-55(e)...~~

**§ 565-44B(1).**

~~...§ 565-29. Stormwater drain facilities Section 14-1-58...~~

**Article VI, Park and Land Dedication**

**§ 565-49F.**

~~... Ch. 236 and § 66.0105, Wis. Stats., Section 14-123...~~

**§ 565-50.**

~~...and are greater in area than required. the owner and are greater in area than required by Section 14-1-81, the owner...~~

**Article VII, Fees**

**§ 565-52B.**

~~...including inspections required by the Village pursuant to Section 14-1-52(d)...~~

**§ 565-52I.**

~~...a fee pursuant to Section 14-1-84 for the acquisition and development of public sites...~~

**Article VIII, Variances; Penalties and Violations**

**§ 565-53, Variances and exceptions,** is amended to read as follows:

- A. Where the developer alleges that extraordinary hardships or particular difficulties may result from strict compliance with these regulations, he/she may request a variances or exceptions to the regulations so that substantial justice may be done and the public interest secured,

provided that such variance or exception shall not have the effect of nullifying the intent and purpose of this chapter. Application for any such variance shall be made in writing by the developer to the Village Clerk-Treasurer at the time when the preliminary plat or certified survey is filed for consideration, stating fully all facts relied upon by the ~~petitioner~~ applicant, and shall be supplemented with maps, plans, or other additional data which may aid Village officials in the analysis of the proposed project. The plans for such development shall include such covenants, restrictions or other legal provisions necessary to guarantee the full achievement of the plan. The Village Clerk-Treasurer may request that the Village Engineer, Village Attorney or other officials review each situation to ensure that the request is consistent with the requirements and standards of this chapter. Such application shall be submitted to the Zoning Board of Appeals. ~~The Plan Commission shall make a recommendation to the Village Board.~~ The previous granting of variances or exceptions in the same or similar circumstances shall not of itself constitute grounds for the granting of a variance or exception, ~~nor shall strictly financial rationale.~~

- B. ~~The Plan Commission~~ Zoning Board of Appeals shall not ~~recommend, nor shall the Village Board grant,~~ a variances or exceptions to the regulations of this chapter unless it shall make findings based upon the evidence presented to it in each specific case that, along with all other findings required to be made under the general variance ordinances:
- (1) Failure to grant the variance may be detrimental to the public safety, health or welfare or injurious to other property or improvements in the neighborhood in which the property is located;
  - (2) The conditions upon which the request for a variance is based are unique to the property for which the variance is sought and are not applicable generally to other property;
  - (3) Because of the particular physical surroundings, shape or topographical conditions of the specific property involved, a particular hardship to the ~~owner~~ developer would result, as distinguished from a mere inconvenience, in financial hardship or self-imposed hardship, if the strict letter of the regulations were carried out.
  - (4) There would be no costs (present or future) to the Village resulting from the granting of the variance ~~or exception.~~
- DC. Variances from the strict application of this chapter may also be granted in accordance with this chapter in the case of Planned Unit Developments, provided that ~~the Village Board, upon review and recommendations from the Plan Commission, shall find that the~~ such proposed development is fully consistent with the purpose and intent of this chapter, Village Zoning Ordinances, and any Village Comprehensive Plan.

### § 565-54B(1).

General penalty. Any person who shall violate any provision of this chapter shall be subject to a penalty as determined by Village Board. See § 1-3 of this Code. ~~Any person, firm or corporation who fails to comply with the provisions of this chapter shall, upon conviction thereof, forfeit an amount as determined by Village Board, and the costs of prosecution for each violation. Each day a violation exists or continues shall constitute a separate offense.~~

## Chapter 580, Zoning.

### Article I, Zoning Authority, Purpose, and Administration

§§ 580-5 and 585-10 are amended as follows:

...Village Zoning Administrator...

### § 580-6E.

...registered professional land surveyor...

### § 580-10J.

Every violation of this chapter is a public nuisance and the creation thereof may be enjoined and the maintenance thereof may be abated by action at suit of the Village, the State or any citizen thereof pursuant to Section 87.30, Wis. Stats.

## Article II, Zoning Districts

### § 580-14.

There is hereby established a uniform system of numbering houses and buildings fronting on all streets, avenues and public ways in the Village of Winneconne, and all houses and buildings shall be numbered in accordance with the provisions of this chapter and Chapters 546 and 559 of this Code.

A. — The Wolf River shall constitute the base line for numbering along all streets commencing at and running east and west, and Main Street shall constitute the base line for numbering of all streets running north and south.

B. — The numbering for each street shall begin at the baseline.

(1) The numbers within the first block shall be from zero to 99 and the numbers in each succeeding block shall increase from the base line in units of 100, namely, the first block shall be zero to 99, the second block shall be 100 to 199, the third block shall be 200 to 299 and continuing in a like manner.

(2) — There shall be assigned 100 numbers to each block, square or space that would be one block or square, if streets each way were so extended as to intersect each other, and one number shall be assigned to each 15 feet of frontage.

(3) — In blocks or equivalent space longer than 750 feet which is not intersected by a street, if extended the total length of space divided by 50 shall be used to determine the feet of frontage assigned to each number.

(4) Where blocks of different lengths occur on opposite sides of a street, the numbers on both sides shall be assigned on the basis of the shorter blocks.

(5) All streets not extending through the base line shall be assigned the same relative numbers as if the said street had extended to the base line.

C. — The Village Board shall cause the necessary survey to be made and there shall be assigned to each house and building located on any street, avenue, alley, or highway in said Village, its respective number under the uniform system provided for in this chapter.

(1) — When the said survey shall have been completed and building has been assigned its respective number or numbers, the Village shall place or cause to be placed upon each house or building the number or numbers assigned under the uniform system provided by this chapter.

(2) — Such number or numbers shall be placed within 20 days after the assigning of the proper number.

(3) — The numbers used shall be not less than 2&nbsp;1/2 inches in height.

(4) — The numbers shall be conspicuously placed immediately above, on or at the side of the proper door of each building so that the number can be seen plainly from the street.

D. — Where only one number can be assigned to any house or building, the owner, occupant or agent of such house or building, who shall desire distinctive numbers for the upper or lower portion of any such house or building, or for any part of such house or building, fronting on any street, such owner, occupant or agent shall use the suffix "A", "B", "C", etc., as may be required.

E. — For the purpose of facilitating a correct numbering, a plat book of all streets, avenues and public highways within the Village showing the proper numbers of all lots or houses fronting upon all streets, avenues, or highways shall be kept on file in the office of the Zoning Administrator. These plats shall be open to inspection of all persons during the office hours of the Zoning Administrator.

F. — It shall be the duty of the Zoning Administrator to inform any party applying therefor, of the number or numbers belonging or embraced within the limits of said lot or property as

~~provided in this chapter. In case of doubt as to the proper number to be assigned to any lot or building, the Zoning Administrator shall determine the number of such lot or building.~~

~~G. — Whenever any house, building or structure shall be erected or located in the Village of Winneconne after the entire work of establishing a uniform system of house numbering has been completed, in order to preserve the continuity and uniformity of numbers of the houses, buildings, and structures, it shall be the duty of the owner to procure the correct number or numbers from the Zoning Administrator for the said property and immediately to fasten the said number or numbers so assigned upon said building as provided by this chapter. No building permit shall be issued for any house, building or structure until the owner has procured from the Zoning Administrator the official number of the premises.~~

~~H. — It shall be the duty of all police officers of the Village of Winneconne to report violation of any provision of this chapter.~~

~~I. — If the owner or occupant of any building required to be numbered by this chapter shall neglect for the period of 20 days duly to attach and maintain the proper number on such building, the Village shall serve upon him a notice requiring such owner or occupant properly to number the same, and if he neglects to do so for 10 days after the service of such notice, he shall be deemed to have violated this chapter. Upon conviction thereof, he shall forfeit a fine as determined by the Village Board together with the costs of prosecution and in default of payment of such forfeiture and costs of prosecution. Each day that a violation continues to exist shall constitute a separate offense.~~

There is hereby established a uniform system of numbering houses and buildings fronting on all streets, avenues and public ways in the Village of Winneconne, and all houses and buildings shall be numbered in accordance with the provisions of Chapter 252 of the Code.

A. The Wolf River shall constitute the base line for numbering along all streets commencing at and running east and west, and Main Street shall constitute the base line for numbering of all streets running north and south.

B. The numbering for each street shall begin at the baseline.

~~§§ 580-17D(7), E(7), F(7) and K(4) and 580-42B(8) and C(6).~~

~~...Section 9-1-16§ 580-27...~~

~~§ 580-17G(4).~~

~~...Industrial Park BoardDevelopment Committee...~~

**Article IV, Conditional Uses and Exceptions**

**§ 580-34C.**

~~...registered-professional land surveyor...~~

**Article III, Conditional Uses and Exceptions**

**§ 580-30C(2).**

An aboveground pool shall be deemed to be in compliance with the fencing requirement if the sidewalls supporting the deck of the pool ~~deck~~ are at least 40 inches in height, the perimeter of any deck is surrounded by a guard rail...

**Article IV, Nonconforming Uses, Structures and Lots**

**§ 580-42B(6).**

Original Sec. 13-4-11(b)(6) of the 2012 compilation of ordinances, concerning Wis. Adm. Code Ch. 77 requirements, is repealed.

**§ 580-42C(8).**

Original Sec. 13-4-11(c)(8) of the 2012 compilation of ordinances, concerning Wis. Adm. Code Ch. 77 requirements, is repealed.

**Article VI, Zoning Board of Appeals.**

**§ 580-53G.**

May reverse or affirm, wholly or in part, or may modify any order, requirement, decision or determination appealed from, and may make such order, requirement, decision or determination as in its opinion ought to be made in the premises, and to that end shall have all the powers of the Building Inspector/officer from whom the appeal is taken, and may issue or direct the issue of a permit.

**§ 580-53G(1).**

~~The concurring vote of four members of the Board of Appeals shall be necessary to reverse any order, requirement, decision or determination appealed from or to decide in favor of the applicant on any matter on which it is required to pass, or to effect any variation in the requirement of this chapter and Chapters 546 and 559 of this Code. If a quorum is present, the Zoning Board of Appeals may take action by a majority vote of the members present.~~

**§ 580-54D(3).**

~~...Plan Commission zoning committee...~~

**§ 580-59.**

~~BED-AND-BREAKFAST ESTABLISHMENTS -- Any place of lodging that provides two or fewer rooms for rent for more than 10 nights in a twelve-month period, is the owner's personal residence, is occupied by the owner at the time of rental and which the only meal served to guests is breakfast, satisfies all of the following:~~

- ~~A. Provides eight or fewer rooms for rent to no more than a total of 20 tourists or transients.~~
- ~~B. Provides no meals other than breakfast and provides the breakfast only to renters of the place.~~
- ~~C. Is the owner's personal residence.~~
- ~~D. Is occupied by the owner at a time of rental.~~
- ~~E. Was originally built and occupied as a single-family residence, or, prior to use as a place of lodging, was converted to use occupied as a single-family residence.~~

~~BOATHOUSE -- As defined in § 30.01(1d), Wis. Stats., means a permanent structure with one or more walls or sides that has been used for one or more years for the storage of watercraft and associated materials and includes all structures which are totally enclosed, have roofs or walls or any combination of structural parts, regardless of the current use of the structure.~~

~~FIXED BOATHOUSE -- Defined in § 30.01(1r), Wis. Stats., means it is a structure not actually used for navigation which extends beyond the ordinary high-water mark of a navigable waterway and is retained in place either by cables to the shoreline or by anchors or spudpoles attached to the bed of the waterway.~~

**HISTORIC STRUCTURE --**

~~B. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;~~



