

VILLAGE OF NEWBURG

ORDINANCE NO. 02-2017

AN ORDINANCE TO REPEAL AND RECREATE THE DEFINITION OF TEMPORARY STRUCTURE WITHIN SECTION 155.002 OF THE ZONING CODE FOR THE MUNICIPAL CODE OF NEWBURG

SECTION I. PURPOSE

WHEREAS, the Village Board having previously adopted Section 155.002 of the Municipal Code of Newburg Establishing Definitions within the Zoning Code; and

WHEREAS, to further clarify within Section 155.002 that the definition of Temporary Structure includes the Use and Enforcement Regulations for Dumpsters, Polystructures/Carports, and Portable Storage Structures, as recommended by the Plan Commission,

NOW THEREFORE, the Village Board of the Village of Newburg, Wisconsin, does hereby repeal and recreate the Definition of Temporary Structure within Section 155.002 of the Municipal Code to read:

SECTION II. REPEAL AND RECREATE

155.002 DEFINITIONS

TEMPORARY STRUCTURE / USE. A movable structure which does not require a permanent location on the ground and which is not attached to something having a permanent location on the ground. (Please see the Public Nuisance Section 90.09 of the Village of Newburg Municipal Code for the regulation of use.) This includes:

DUMPSTER. Any large metal bin/container for refuse, garbage, commercial waste, industrial waste or construction materials designed to be hoisted onto a specially equipped truck for emptying or hauling away.

POLYSTRUCTURE/CARPORT. A free standing enclosure not regulated by the building codes, intended for household or automobile storage and consisting of a frame of steel or other material that is covered with plastic, polyurethane vinyl, canvas, or other flexible sheeting materials or sheet metal, which may or may not have sides.

PORTABLE STORAGE STRUCTURE. This includes PODs, shipping containers, and trailers. Temporary (or portable) storage units are transportable units designed and used

primarily for temporary storage of building materials, household goods, personal items and other materials for use on a limited basis on residential property. Recreational vehicles and camper trailers are excluded.

SECTION III. MISCELLANEOUS

SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provision, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION IV. EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Passed and adopted by the Village Board of the Village of Newburg, Washington and Ozaukee Counties, Wisconsin, this 12th day of January, 2017.

Mike Heili, Village President

ATTEST:

Rick J Goeckner, MMC
Village Administrator/Clerk