

Village of Fox Crossing Board of Trustees Regular Meeting
Monday, January 13, 2020 - 6:00 p.m.
Municipal Complex - Arden Tews Assembly Room
2000 Municipal Drive, Neenah WI 54956
Agenda

1. Call to Order, Pledge of Allegiance and Roll Call
2. Awards/Presentations
 - a) Recognition of Village of Fox Crossing Adult School Crossing Guards – Police Chief Tim G. Seaver
3. Public Hearings
4. Minutes to Approve/ Minutes and Correspondence to Receive
 - Minutes to Approve**
 - a) Special Village Board Meeting – December 16, 2019
 - b) Regular Village Board Meeting – December 16, 2019
 - Minutes and Correspondence to Receive**
 - c) Planning Commission Meetings – September 18, October 16, and November 20, 2019
 - d) Water Main Breaks Report – December 2019
 - e) Water Pumpage Report – December 2019
5. **Public Comments Addressed to the Village Board.** Individuals properly signed in may speak directly to the Village Board on non-repetitive village matters whether on, or not on the agenda. However, no announcements of candidacy for any elected position will be permitted. Commenters must wait to be called, must speak from the podium, directing their comments to the board. Comments must be orderly. A maximum of 2-minutes per person is allowed and you must return to the audience when signaled to do so. Public comment is not permitted outside of this public comment period. Note: The board's ability to act on or respond to public comments is limited by Chapter 19, WI Stats. To address the Village Board, complete the Public Participation signup sheet.
6. Discussion Items
7. Unfinished Business
8. **New Business- Resolutions/Ordinances/Policies**
 - a) 200113-1 Proclamation by the Village of Fox Crossing for Wisconsin Adult School Crossing Guard Recognition Week
 - b) 200113-2 Award Bid – Green Valley Ditch Storm Sewer Bypass Project
 - c) 200113-3 Change Order #1 & Final – 2019 Reconstruction of Water and Sanitary Sewer Mains on Gmeiner Road, Red Oak Lane, and Hickory Lane
 - d) 200113-4 Appointment of Village of Fox Crossing Clerk – Darla Fink
 - e) 200113-5 Amend Fox Crossing Personnel Manual, Chapter 5, Section D: Overtime
 - f) 200113-6 Resolution Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing
 - g) 200113-7 Establish Polling Places for 2020 Elections
 - h) 200113-8 Issue Reserve "Class B"/ Class "B" Retail License – Patterson Bowl, LLC d/b/a Sabre Lanes, 1330 Midway Road
 - i) 200213-9 Appointment of Agent – Daniel Patterson for Patterson Bowl, LLC d/b/a Sabre Lanes, 1330 Midway Road
 - j) 200113-10 Operator License Applicants
 - k) 200113-11 Expenditures
 - l) 191216-1:ORD Amend Fox Crossing Municipal Code Chapter 31 Zoning Ordinance – Text Amendments for Article 7 Land Use Relating to Personal Storage Facilities *Second Reading & Adoption*
 - m) 200113-1:ORD An Ordinance to Adopt the Village of Fox Crossing Municipal Code Approved to Date as the General Ordinances for the Village of Fox Crossing *First Reading, Second Reading & Adoption*
9. Reports
 - a) Clerk Karen Backman – Announce Candidates for Village Offices for the April 7, 2020 Spring Election
10. Closed Session
11. Adjourn

A quorum of Police & Fire, Planning, and Park Commissions may be present, although official action by those bodies will not be taken; the only business to be conducted is for Village Board action.

Those individuals requiring the assistance of a sign language interpreter to participate in this meeting may call 720.7101 a minimum of five business days prior to the meeting.

RES #200113-1

**A PROCLAMATION BY THE VILLAGE OF FOX CROSSING FOR WISCONSIN
ADULT SCHOOL CROSSING GUARD RECOGNITION WEEK**

WHEREAS, school crossing guards provide an invaluable service in helping to ensure the safe passage of our youngest, most vulnerable pedestrians, children walking between home and school; and

WHEREAS, school crossing guards typically serve with dedication in spite of the rigors of harsh weather, split shifts and heavy traffic; and

WHEREAS, for more than five decades, school crossing guards have served communities across Wisconsin; and

WHEREAS, this service has helped to drive down the rates of young pedestrian deaths and injuries, despite increases in traffic volume; and

WHEREAS, school crossing guards help reinforce in the minds of the young people they assist, the importance of traffic-hazard identification and safe street-crossing behavior; and

WHEREAS, local proclamations, police department honors, local news coverage and especially smiles and kind words from children, will help to convey the gratitude of our communities for the life-saving, injury-reducing role that school crossing guards play.

NOW, THEREFORE, BE IT RESOLVED that the Village of Fox Crossing Board of Trustees, along with the Wisconsin Bureau of Transportation Safety, does hereby proclaim January 13 through 17, 2020, SCHOOL CROSSING GUARD RECOGNITION WEEK.

Adopted this 13th day of January, 2020

Requested by: Tim G. Seaver, Police Chief

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-2

AWARD BID – GREEN VALLEY DITCH STORM SEWER BYPASS PROJECT

WHEREAS, on December 10, 2019, sealed bids for the Green Valley Ditch Storm Sewer Bypass project were due in the office of the Street Department by 10:00 a.m., at which time they were publicly opened and read; and

WHEREAS, six (6) bids for the Base Bid were received: (bid tabulation enclosed);

<u>Contractor</u>	<u>Base Bid</u>
Kruczek Construction, Inc.	\$ 912,000.00
PTS Contractors, Inc.	\$ 914,160.00
Advanced Construction, Inc.	\$1,142,661.50
DeGroot, Inc.	\$1,264,976.71
Dorner, Inc.	\$1,267,666.40
Superior Sewer and Water, Inc.	\$1,359,699.50

WHEREAS, it is the recommendation of Engineer Lee Reibold and Street Superintendent Randy Gallow to award the Base Bid to the lowest responsible bidder, Kruczek Construction, Inc., in the amount of \$912,000.00, with final quantity adjustments made by change order to reflect actual quantities.

NOW, THEREFORE, BE IT RESOLVED by the Village of Fox Crossing Board of Trustees to hereby award the Base Bid for the Green Valley Ditch Storm Sewer Bypass project, to the lowest responsible bidder, **Kruczek Construction, Inc., 3636 Kewaunee Road, Green Bay, Wisconsin**, for the total amount of **\$912,000.00**.

Adopted this 13th day of January, 2020

Requested by: Randy Gallow, Street Superintendent
Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-3

CHANGE ORDER #1 AND FINAL – 2019 RECONSTRUCTION OF WATER AND SANITARY SEWER MAINS ON GMEINER ROAD, RED OAK LANE, AND HICKORY LANE

WHEREAS, on March 25, 2019, Carl Bowers & Sons Construction Company, Inc. was awarded the 2019 Reconstruction of Water and Sanitary Sewer Mains on Gmeiner Road, Red Oak Lane, and Hickory Lane project, in the amount of \$1,156,951.25; and

WHEREAS, Change Order #1 and Final reflects a decrease of \$63,288.72, due to the following:

4 Inch Sanitary Lateral Excavation	\$ 7,140.00
Televise Sanitary Lateral during Excavation	\$ 1,050.00
Dig Out Pit for New Lateral Location	\$ 1,000.00
Footing Removal for New Lateral Location	\$ 700.00
Final Quantity Adjustment	<u>(\$73,178.72)</u>
Total:	<u>(\$63,288.72)</u>

WHEREAS, the decrease of \$63,288.72 from Change Order #1 items results in a new total contract price of \$1,093,662.53 (final tabulations attached); and

WHEREAS, it is the recommendation of Village Engineer Brad Werner and Utility Superintendent David Tracey to approve Change Order #1 and Final to Carl Bowers & Sons Construction Company, Inc. for a decrease in the amount of \$63,288.72, resulting in a new contract amount of \$1,093,662.53.

NOW, THEREFORE, BE IT RESOLVED that the Village of Fox Crossing Board of Trustees hereby approves Change Order #1 and Final for the 2019 Reconstruction of Water and Sanitary Sewer Mains on Gmeiner Road, Red Oak Lane, and Hickory Lane project, for a decrease in the amount of \$63,288.72 to **Carl Bowers & Sons Construction Company, Inc., N1844 Maloney Road, Kaukauna, Wisconsin**, in the adjusted contract amount of \$1,093,662.53.

Adopted this 13th day of January, 2020

Requested by: David Tracey, Utility Superintendent

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-4

APPOINTMENT OF VILLAGE OF FOX CROSSING CLERK – DARLA FINK

WHEREAS, Village Clerk Karen Backman, who served as Deputy Clerk from 2000 through 2006, and Village Clerk from 2006 to present, plans to retire in May or June 2019 after 19 years of service to the Town of Menasha and Village of Fox Crossing; and

WHEREAS, Village of Fox Crossing Charter Ordinance Chapter 1.05(B)(2) states that the Village Clerk shall be appointed by the Village Board for a term of indefinite duration based upon a nomination by either the Village President or Village Manager; and

WHEREAS, Village Manager Jeffrey Sturgell nominates Darla Fink to serve as the Village of Fox Crossing Clerk upon the retirement of Clerk Backman in May or June 2019.

NOW, THEREFORE, BE IT RESOLVED that the Village of Fox Crossing Board of Trustees hereby appoints Darla Fink as the Village of Fox Crossing Clerk upon the retirement of Clerk Karen Backman in May or June 2019.

BE IT FURTHER RESOLVED, the Village Board of Trustees approves the work agreement between the Village and Ms. Fink, as attached.

Adopted this 13th day of January, 2020

Requested by: Jeffrey Sturgell, Village Manager

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-5

AMEND FOX CROSSING PERSONNEL MANUAL, CHAPTER 5,

SECTION D: OVERTIME

WHEREAS, Chapter 5 of the Village of Fox Crossing Personnel Manual provides policy guidance for scheduled hours, overtime, and compensatory time of Village employees; and

WHEREAS, the Village Manager recommends amending Chapter 5, Section D: Overtime, as follows:

Add the following paragraph to the end of **SECTION D: OVERTIME**:

For hourly Fire Department employees only: For overtime purposes, the Department will pay overtime pursuant to the 7K exemption under the Fair Labor Standards Act. With a 28-day cycle, overtime would apply after 212 hours actually worked.

NOW, THEREFORE BE IT RESOLVED, by the Village of Fox Crossing Board of Trustees that Chapter 5, Section D: Overtime, be amended, as stated above, retroactive to January 1, 2020.

Adopted this 13th day of January, 2020

Requested by: Jeffrey Sturgell, Village Manager

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen J. Backman, Village Clerk

RES #200113-6

RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FROM PROCEEDS OF BORROWING

WHEREAS, the Village of Fox Crossing, Winnebago County, Wisconsin (the "Municipality") plans to undertake Road Reconstructions, Park Infrastructure Improvements, Stormwater, Water, and Sewer Infrastructure Improvements, and Land Acquisition (the "Project"); and

WHEREAS, the Municipality expects to finance the Project on a long-term basis by issuing tax-exempt general obligation bonds, revenue bonds or general obligation promissory notes (the "Bonds"); and

WHEREAS, because the Bonds will not be issued prior to commencement of the Project, the Municipality must provide interim financing to cover costs of the Project incurred prior to receipt of the proceeds of the Bonds; and

WHEREAS, it is necessary, desirable, and in the best interests of the Municipality to advance monies from its funds on hand on an interim basis to pay the costs of the Project until the Bonds are issued.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Municipality, that:

Section 1. Expenditure of Funds. The Municipality shall make expenditures as needed from its funds on hand to pay the costs of the Project until Bond proceeds become available.

Section 2. Declaration of Official Intent. The Municipality hereby officially declares its intent under Treas. Regs. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of which is not expected to exceed \$8,376,038.

Section 3. Unavailability of Long-Term Funds. No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside by the Municipality pursuant to its budget or financial policies.

Section 4. Public Availability of Official Intent Resolution. This Resolution shall be made available for public inspection at the Village Clerk's office within 30 days after its approval, in compliance with applicable State law governing the availability of records of official acts including Subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.

Section 5. Effective Date. This Resolution shall be effective upon its adoption and approval.

Adopted, recorded and approved this 13th day of January, 2020

Requested by: Myra Piergrossi, Finance Director

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-7

ESTABLISH POLLING PLACES FOR THE 2020 ELECTIONS

WHEREAS, per Wis. Stat. 5.25(3), the Village Clerk requests that the Village Board establish polling places for the 2020 Elections as follows:

Fox Crossing Municipal Complex

2000 Municipal Drive, Neenah

District 27, Wards 1 & 7
District 29, Wards 2 & 14
District 28, Ward 4

Apple Valley Presbyterian Church

1750 Olde Buggy Drive, Neenah

District 29, Ward 3
District 28, Wards 5 & 6

Fox Crossing Community Center

1000 Valley Road, Menasha

District 27, Ward 8
District 26, Ward 9
District 4, Ward 10

Fox Cities United Pentecostal Church

1445 Midway Road, Menasha

District 26, Ward 11
District 4, Wards 12 & 13

NOW, THEREFORE, BE IT RESOLVED by the Village of Fox Crossing Board of Trustees that the polling places for the 2020 Elections are hereby established as indicated above.

Adopted this 13th day of January, 2020

Requested by: Karen Backman, Village Clerk

Submitted by: Karen Backman, Village Clerk

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-8

ISSUE RESERVE “CLASS B”/CLASS “B” RETAIL LICENSE – PATTERSON BOWL, LLC, D/B/A SABRE LANES, 1330 MIDWAY ROAD

WHEREAS, Patterson Bowl, LLC has made proper application with the Village Clerk’s office for a combination Reserve “Class B”/Class “B” Retail License and the applicant has paid the appropriate fees; and

WHEREAS, an additional Reserve “Class B” Liquor License fee in the amount of \$10,000 has been paid and receipted; and

WHEREAS, issuance is pending surrender of the current liquor license currently held by Brose Enterprises, Inc.; and

WHEREAS, issuance is pending satisfactory inspections by the Fire, Building, Community Development, and Winnebago County Health Departments, background check by the Police Department, and a report from the Finance Department indicating real estate taxes, personal property taxes and all outstanding claims are paid in full; and

WHEREAS, the Clerk’s office submits the following for Village Board approval:

Reserve “Class B”/Class “B” Liquor & Fermented Malt License
Patterson Bowl, LLC d/b/a Sabre Lanes
1330 Midway Road
Daniel Patterson (Owner and Agent)

NOW, THEREFORE, BE IT RESOLVED by the Village of Fox Crossing Board of Trustees that the combination Reserve “Class B”/Class “B” Retail License is hereby granted to Patterson Bowl, LLC d/b/a Sabre Lanes, pending the above conditions, for the current licensing period ending on June 30, 2020.

Adopted this 13th day of January, 2020

Requested by: Karen Backman, Village Clerk
Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-9

**APPOINTMENT OF AGENT – DANIEL PATTERSON FOR PATTERSON BOWL,
LLC, D/B/A SABRE LANES, 1330 MIDWAY ROAD**

WHEREAS, Patterson Bowl, LLC has submitted a *Schedule for Appointment of Agent* with the Village Clerk to appoint Daniel Patterson as agent for Patterson Bowl, LLC, d/b/a Sabre Lanes, located at 1330 Midway Road, Menasha; and

WHEREAS, the Police Chief has certified that upon checking municipal and state criminal records, to the best of his knowledge, said agent was found satisfactory and he has no objection to the agent appointment.

NOW, THEREFORE, BE IT RESOLVED by the Village of Fox Crossing Board of Trustees that the appointment of Daniel Patterson as agent for Sabre Lanes is hereby approved.

Adopted this 13th day of January, 2020

Requested by: Karen Backman, Village Clerk

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-10

OPERATOR LICENSE APPLICANTS

WHEREAS, the operator license applicant(s) listed below have made proper application with the Police Department; and

WHEREAS, all applicant(s) either currently holds a valid two-year server license elsewhere, have successfully completed the mandatory alcohol awareness training program, or have scheduled the course; and

WHEREAS, background checks have been conducted by the Police Department; and

WHEREAS, the Police Chief submits the applicant(s) as follows:

Damien Farry
Jill Gibson

Approve
Approve

NOW, THEREFORE, BE IT RESOLVED that the Village of Fox Crossing Board of Trustees recommend the above applicant(s) be approved pending payment, successful background check, and completion of a state-approved alcohol awareness training program for the licensing period of **JULY 1, 2018 – JUNE 30, 2020.**

Adopted this 13th day of January, 2020

Requested by: Tim G. Seaver, Police Chief

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

RES #200113-11

EXPENDITURES

WHEREAS, the Village of Fox Crossing has outstanding invoices totaling: \$ 2,869,397.42

WHEREAS, the disbursements are categorized below & the detail is attached:

Pending:		
General Fund	\$	222,008.12
Special Revenue Fund	\$	87,815.09
Debt Fund	\$	-
Capital Projects Fund	\$	31,241.51
Water Fund	\$	295,006.87
Sewer Fund	\$	256,797.94
Stormwater Fund	\$	30,825.29
Trust & Agency Fund	\$	-
Park Commission Processed Payments	\$	19,732.10
Special Processed Payments	\$	1,925,970.50
Total:	\$	<u>2,869,397.42</u>

NOW, THEREFORE BE IT RESOLVED, the Village of Fox Crossing Board of Trustees hereby authorizes the above expenditures to be paid by the Finance Department with the exception of none.

Adopted this 13th day of January, 2020

Requested by: Myra R. Piergrossi, Finance Director
Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

ORD #191216-1:ORD *Second Reading & Adoption*

**AMEND FOX CROSSING MUNICIPAL CODE CHAPTER 31 ZONING ORDINANCE –
TEXT AMENDMENTS FOR ARTICLE 7 LAND USE RELATING TO PERSONAL
STORAGE FACILITIES**

The Village Board of Trustees of the Village of Fox Crossing do ordain as follows:

Part I. Amend Chapter 31 Article 7 Land Use, Zoning Ordinance of the Village of Fox Crossing Municipal Code, as attached.

Part II. All ordinances or parts of ordinances contradicting the provisions of this ordinance are hereby repealed.

Part III. This ordinance shall take effect and be in full force from and after its passage and publication or posting.

Date Introduced: December 16, 2019

Date Adopted: _____

Requested by: George Dearborn, Community Development Director

Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk

MEMO

Date: December 12, 2019
To: Board of Trustees
From: Ria Hull, Associate Planner
RE: Zoning Ordinance Text Amendments Related to Personal Storage Facilities

Due to the proliferation of personal storage facilities in the Village, staff have been tasked by Village President Youngquist to review the current zoning regulations and propose amendments to tighten restrictions so as to ensure these facilities do not come into conflict with residential and business uses.

Over three meetings, the Planning Commission and Community Development Staff worked on the following changes, which were approved on December 11th:

- Changing Table 7-1 such that personal storage facilities are only allowed in industrially zoned districts (I-1 and I-2) with a conditional use permit (CUP). Presently, personal storage facilities are allowed in agricultural (A-2) and mixed-use (M-1) districts with a CUP, and industrially zoned districts by right.
- Adding a maximum lot size of six (6) buildable acres if stormwater management is required for the site, or four (4) buildable acres if utilizing an off-site stormwater facility. Presently, there is no maximum lot size, only a minimum lot size of one (1) acre.
- Requiring all driveways, interior aisles, and walkways to be concrete, asphalt, pervious pavement, paving blocks, or another dust-free surface as approved by the Zoning Administrator. Presently, the ordinance allows gravel surfaces.
- Adds a provision that any storage building that directly abuts a property in a residential zoning district shall not face any unit doors toward the residential district unless the doors are 100 feet or greater from the district and properly screened. Presently, storage unit doors can face the residential properties.
- Enhances the provision regarding the fencing of outdoor storage areas by requiring fences abutting residential properties to be made of wood, masonry, wrought iron, or other decorative material. Additionally, required landscape buffers must be on the exterior of the fence. Presently, the ordinance only requires an outdoor storage area to be enclosed by a security fence.
- Adds a separation requirement such that any personal storage facility proposed closer than one (1) mile from another personal storage facility must have at least 10% of the square footage of the building devoted to an additional principal use to include, but not limited to, retail, industrial or office uses, which shall require connection to public water and sewer services. These additional principal uses do not count towards the maximum personal storage acreage. Presently, there is no separation requirement or requirement to hook up to public water and sewer services.

This text zoning amendment will be placed on Monday night's meeting for a First Reading. Should the Board approve the First Reading, the item will be placed on the January 13, 2020 Board meeting agenda for a Second Reading & Adoption.

I have attached the text amendments to this memo. Insertions are in red text. Deletions are in red and have been struck out.

classification as depicted on the zoning map or a supplemental map.

31.7-136 Railroad line

No special standards apply to railroad lines.

31.7-137 Street

No special standards apply to streets.

Series 14. General Storage

31.7-138 Boat yard

Outdoor storage areas and other activity areas shall not be located within a yard setback for the zoning district in which the use is located.

31.7-139 Bulk fuel storage

No special standards apply to bulk fuel storage.

31.7-140 Personal storage facility

- (a) ~~Minimum lot size.~~ The lot on which a personal storage facility is located shall be at least one acre in size. **Lot size.** Minimum lot size is one acre. The maximum lot size is six buildable acres if onsite stormwater management is required or four buildable acres if using an existing offsite stormwater facility. Portions of a site may be deemed unbuildable by the Zoning Administrator due to factors including, but not limited to, wetlands, conservation easements, high pressure gas line easements or high-voltage power line easements.
- (b) ~~Access.~~ The access to a cubicle shall not open directly onto a public road right-of-way. Access drives into the development shall only be off of collector, arterial or other non-residential streets. Access into personal cubicles shall not open directly onto a public road right-of-way.
- (c) ~~Surfacing of travelways.~~ Driveways, interior aisles, and walkways shall be concrete or asphaltic concrete, except as may be allowed in this subsection. Consistent with the procedures and requirements of article 6 of this chapter, the Planning Commission may allow gravel surfaces as a special exception and require, as a condition of approval, additional buffer yard and landscaping requirements deemed necessary to provide adequate screening between this use and adjoining properties. Driveways, interior aisles, and walkways shall be concrete, asphalt, pervious pavement, paving blocks or other dust-free surface approved by the Zoning Administrator.
- (d) **Storage of prohibited substances.** No cubicle shall be used to store explosives, toxic substances, hazardous materials, or radioactive materials.
- (e) **Uses.** Only uses that are accessory to storage shall occur. No portion of the site shall be used for fabrication, repair, or any similar use or for human habitation.
- (f) **Design.** The personal storage facility shall be designed so as to minimize adverse visual impacts on nearby properties. The color, exterior materials, and orientation of proposed buildings and structures shall complement existing and anticipated development in the surrounding area. ~~A personal storage facility in a commercial zoning district shall meet the special architectural requirements in division 8 of this article.~~ Any building within the facility which directly abuts a property in a residential ("R-") zoning district shall not face any unit doors toward said district, unless the doors are 100 feet or greater from said district and are screened with berms, landscaping and/or fencing.
- (g) ~~Fencing of outdoor storage area.~~ ~~An area used for outdoor storage of operational vehicles, watercraft, and the like shall be enclosed by a security fence.~~ An area used for outdoor storage shall be enclosed by fencing. Fencing abutting residential districts shall be of wood, masonry, wrought iron, or other decorative material. Required landscape buffers shall be on the exterior of the fence.
- (h) **Setback of outdoor storage area.** Outdoor storage areas shall comply with the building setback standards for the zoning district in which the use is located.
- (i) **Separation Requirement.** If a personal storage facility is proposed closer than one mile from another personal storage facility, then 10% of the square footage of the building area of the development shall be devoted to an additional principal use(s) including, but not limited to, retail, industrial or office uses, which shall require a connection to public water and sewer services. These additional principal uses do not count towards the maximum personal storage acreage in (a) above.

31.7-141 Truck terminal

- (a) **Setback of outdoor storage area.** Outdoor storage areas and other activity areas shall be located at least 100 feet from a property in a residential zoning district.
- (b) **Control of fugitive dust.** As part of the building, site, and operation plan review process, the control of fugitive dust

ORD #200113-1:ORD *First Reading, Second Reading and Adoption*
**AN ORDINANCE TO ADOPT THE VILLAGE OF FOX CROSSING MUNICIPAL
CODE APPROVED TO DATE AS THE GENERAL ORDINANCES FOR THE
VILLAGE OF FOX CROSSING**

The Village of Fox Crossing Board of Trustees does ordain as follows:

WHEREAS, it is in the best interest of the Village of Fox Crossing to update the Municipal Code (Code of Ordinances) of the Village of Fox Crossing; and

WHEREAS, ordinances adopted, amended or repealed by the Village Board of Trustees in the year 2019 to date, have been incorporated in the Municipal Code of the Village of Fox Crossing as codified on September 27, 1976, and thereafter, and further incorporated in the Municipal Code of the Village of Fox Crossing have been Ordinances enacted, amended or repealed for years preceding 2019 to date; and

WHEREAS, a copy of the Code of Ordinances, as amended through year 2019 to date, has been on file and open for inspection at the office of the Village Clerk for not less than two (2) weeks pursuant to Section 66.0103, WI Statutes, and posting of which date precedes by not less than two (2) weeks the date of adoption of this Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the Village of Fox Crossing Board of Trustees hereby adopts the code of Ordinances in book form, entitled, "Municipal Code of the Village of Fox Crossing" as to all new Ordinances adopted, amended, or repealed, all in the year 2019 to date and including all years prior, as the general Ordinances in and for the Village of Fox Crossing, Winnebago County, Wisconsin.

EFFECTIVE DATE: This Ordinance shall take effect the day following passage, publication, and posting as required by law.

Accepted this 13th day of January, 2020

Requested by: Karen Backman, Village Clerk
Submitted by: Dale A. Youngquist, Village President

Dale A. Youngquist, Village President

Attest: Karen Backman, Village Clerk