

Village of Suamico

Municipal Code

TABLE OF CONTENTS

Chapter 1 – Charter Ordinance of the Village of Suamico

1.01 The Village Board1

1.02 Appointed Officials2

1.03 Boards, Commissions, and Committees.....2

1.04 Interpretation3

1.05 Prior Town Ordinances.....3

Chapter 2 – General Government

2.01 Meetings1

2.02 Presiding Officer2

2.03 Roll Call: Quorum and Participation via Telecommunications2

2.04 Clerk Pro Tem.....3

2.05 Enforcement Authority3

2.06 Appointed Officials4

2.07 Boards and Committees4

2.08 Public Records.....7

2.09 Code of Ethics.....12

2.10 Municipal Court.....19

Chapter 3 - Finance & Taxation

3.01 Room Tax Regulations1

3.02 Special Assessment Procedures4

3.03 Impact Fees.....13

3.04 Budget16

3.05 Claims, Invoices, or Other Assertions.....17

3.06 Deposits; Receipting.....18

3.07 Financial Reporting18

3.99 Penalty, Severability, and Enforcement.....18

Chapter 4 - Public Safety

Subchapter I – Fire Department Operations2

4.01 Authority to Provide Fire Protection2

4.02 Definitions.....2

4.03 Composition of the Department2

4.04 Authority at Emergency Incidents3

4.05 Investigations.....4

4.06 Fire Jurisdiction.....4

4.07 Vacation of Buildings.....4

Subchapter II – Fire Prevention.....4

4.08 Fire Prevention Code.....4

Village of Suamico

4.09 Local Adoption of State and National Codes5
4.10 Controlled Receptacles5
4.11 Ashes.....5
4.12 Smoking5
4.13 Negligent Handling of Burning Material.....6
4.14 Interfering with Firefighting.....6
4.15 False Alarms6
4.16 Lock Boxes.....6
4.17 Portable Fire Extinguishers6
4.18 Regulation of Fireworks.....6
4.19 Open Burning.....12
4.20 Fire Inspection Required before Occupancy.....15
4.21 Installation Permits.....15
4.22 Reference Standards.....16
4.23 Effective Date16
4.24 Flammable and Combustible Liquids Storage.....16

Subchapter III – Law Enforcement17
4.51 Police Department.....17
4.52 Chief of Police; Powers and Duties.....18
4.53 Police Officers.....18
4.54 Rules and Regulations18

Subchapter IV – Emergency Alarm Ordinance.....18
4.91 Purpose.....18
4.92 Definitions.....18
4.93 False Alarms, Service Fees19
4.99 Penalty, Severability, and Enforcement.....19

Chapter 5 – Licenses and Permits Ordinance
5.01 License and Permit Fees1
5.02 General Provisions as to Licenses.....1
5.03 Regulation and Licensing of Direct Sellers and Solicitors2
5.04 Alcohol Beverages7
5.05 Block Party Permits.....16
5.06 Parades.....17
5.07 Weights and Measures Regulations20
5.08 Special Events.....21
5.09 Dogs Licensed26
5.10 Sexually Oriented Business27
5.11 Pawnbrokers and Secondhand Article and Jewelry Dealers.....40
5.12 Cigarette and Tobacco Products Retailers License41
5.99 Penalty, Severability, and Enforcement.....42

Chapter 6 – Public Works
Subchapter I – Street Regulations.....1

Village of Suamico

6.01 Newspaper Box/Mailbox Placement.....1
6.02 Driveways.....1
6.03 Road Construction in New Subdivisions.....3
6.04 Storm Drainage and Grading Plan3
6.05 Appeal to Board3
6.06 Road Names.....3
6.07 Noxious Weeds and Lawn Maintenance3
6.08 Snow and Ice Removal.....4
6.09 Illegal Deposit of Snow or Other Substances4

Subchapter II – Solid Waste Disposal.....5
6.20 Solid Waste Disposal.....5
6.99 Penalty, Severability, and Enforcement.....17

Chapter 7 – Natural Resources
7.01 Parks and Recreation Facilities1
7.02 Suamico Harbor Regulations.....5
7.03 Establishment of 40-Foot Free Zone5
7.04 Anchoring6
7.05 Mooring Permit Required; Limitations.....6
7.06 Establishment of Pier Head.....7
7.07 Damage to Installations7
7.08 Duty of Render Aid.....7
7.09 Littering and Refuse on Waters.....7
7.10 Mufflers.....7
7.11 Power Launching7
7.12 Suamico River Speed Restrictions & Postings7
7.13 Duties.....8
7.14 Water Quality.....8
7.15 Bulkhead8
7.16 Regulating the Planting and Maintenance of Suamico’s Urban Forest.....10
7.99 Penalty, Severability, and Enforcement.....16

Chapter 8 – Water Utility
Subchapter I – Water Utility1
8.01 General.....1
8.02 Intent and Purpose.....1
8.03 Definitions.....1
8.04 Water Rules and Regulations2
8.05 Water Service Charge System8
8.06 Interpretation8

Subchapter II – Wellhead Protection.....8
8.10 Wellhead Protection.....8
8.99 Violations and Enforcement.....13

Chapter 9 – Sewer Utility
9.01 General.....1
9.02 Intent and Purpose.....1
9.03 Administration2
9.04 Definition2
9.05 Wastewater Rules and Regulations.....3
9.06 Sewer Service Charge System.....5
9.07 Sewer Service Area/Development Costs6
9.08 Interpretation6
9.99 Violations and Enforcement.....7

Chapter 10 – Stormwater Ordinance
10.01 Authority.....2
10.02 Findings of Fact.....2
10.03 Purpose and Intent.....2
10.04 Definitions.....3

Subchapter I – Construction Site Erosion Control Zoning Ordinance9
10.05 Applicability and Jurisdiction9
10.06 Technical Standards10
10.07 Performance Standards.....10
10.08 Permitting Requirements, Procedures, and Fees.....11
10.09 Erosion and Sediment Control Plan, Statement, and Amendments13
10.10 Inspection.....13

Subchapter II – Suamico Post-Construction Stormwater Management Zoning Ordinance13
10.15 Applicability and Jurisdiction13
10.16 Technical Standards14
10.17 Performance Standards.....14
10.18 Permitting Requirements, Procedures, and Fees.....21
10.19 Stormwater Management Plan23
10.20 Maintenance Agreement24
10.21 Financial Guarantee25

Subchapter III – Illicit Discharge and Connection Ordinance.....25
10.25 General.....25
10.26 Applicability25
10.27 Administration25
10.28 Compatibility with Other Regulations.....26
10.29 Discharge Prohibitions26
10.30 Watercourse Protection.....27
10.31 Compliance Monitoring.....27
10.32 Requirement to Prevent, Control, and Reduce Stormwater Pollutants by the Use of Best Management Practices.....27
10.33 Notification of Spills.....28

Village of Suamico

10.34 Violations28
10.35 Suspension of MS4 Access.....29
10.36 Cost of Abatement of the Violation30
10.37 Violations Deemed a Public Nuisance30
10.38 Remedies not Exclusive30
10.39 Fee Schedule30
10.99 Penalty, Severability, Enforcement, and Appeals.....30

Chapter 11 – Public Nuisances/Peace and Order

Subchapter I – Animal Control4
11.01 Definitions.....4
11.02 Mistreating Animals4
11.03 Animals at Large.....4
11.04 Dangerous or Wild Animals.....4
11.05 Noisy Animals.....5
11.06 Dogs Licensed5
11.07 Nuisance Animals.....5
11.08 Animals Causing Damage or Injury5
11.09 Bee Keeping6
11.10 Keeping Nuisance Animals.....6
11.11 Prohibited Amphibians, Arachnids, or Reptiles6
11.12 Exceptions.....6
11.13 Dognapping and Catnapping.....6
11.14 Decompression Prohibited6
11.15 Leading Animal from Motor Vehicle.....6
11.16 Transportation of Animals.....7
11.17 Use of Poisonous and Controlled Substances7
11.18 Shooting at Caged or Staked Animals7
11.19 Sale of Baby Rabbits, Chicks, and Other Fowl.....7
11.20 Artificially Colored Animals; Sale7
11.21 Providing Proper Food and Drink to Confined Animals.....7
11.22 Providing Proper Shelter7
11.23 Keeping of Vicious Dogs Regulated.....8
11.24 Enforcement Authority10
11.25 Disposition10

Subchapter II – General Nuisances10
11.30 Public Nuisances Prohibited10
11.31 Public Nuisances Defined10
11.32 Public Nuisances Affecting Health10
11.33 Public Nuisances Offending Morals and Decency11
11.34 Public Nuisances Affecting Peace and Safety12
11.35 Storage of Junk15
11.35.5 Chronic Nuisance Property.....16
11.36 Abatement of Public Nuisances18
11.37 Cost of Abatement.....19

11.38 Littering20

Subchapter III – Peace and Order21

11.39 Discharge of Firearms Regulated21

11.40 Endangering Safety by Use of a Dangerous Weapon23

11.41 Carrying Concealed Weapon.....23

11.42 Carrying Firearm in a Public Building.....23

11.43 Carrying Handgun Where Alcohol Beverages May Be Consumed24

11.44 Possession of Switchblade Knife.....24

11.45 Possession of a Dangerous Weapon by a Person under 18.....24

11.46 Restrictions on Use of Facsimile Firearms24

**11.47 Discharging a Firearm in the Direction of an Electronic or
Telecommunications Transmission Facility24**

**11.48 Leaving or Storing a Loaded Firearm within Reach or Easy Access of a Child
.....25**

11.49 Dangerous Weapons Other than Firearms on School Premises.....25

11.50 Throwing or Shooting of Missiles and Projectiles25

11.51 Possession of Oleoresin of Capsicum by a Felon.....25

11.52 Possession of Nitrous Oxide25

11.53 Restrictions on the Use of Laser Pointers25

11.54 Obstructing Emergency or Rescue Personnel.....25

11.55 Resisting or Obstructing an Officer25

11.56 Disorderly Conduct.....26

11.57 Disrupting a Funeral or Memorial Service26

**11.58 Causing Violence or Breach of the Peace by Damaging or Destroying a U.S.
Flag.....26**

11.59 Hazing26

11.60 False Complaints of Police Misconduct26

11.61 Intimidation of Witnesses.....26

11.62 Intimidation of Victims.....26

11.63 Duty to Aid Victim or Report Crime26

11.64 Battery.....27

11.65 Attempted Battery27

11.66 Refusing to Aid Officer.....27

11.67 Escape.....27

11.68 Impersonating Peace Officers27

11.69 Loud and Unnecessary Noise Prohibited.....27

11.70 Loitering/Prowling.....27

11.71 Loitering in School and Playground Areas Prohibited28

**11.72 Consumption and Possession of Intoxicating Liquors or Fermented Malt
Beverages on Public Ways and Public Property28**

11.73 Solicitation of Drinks Prohibited.....28

11.74 Drinking in Common Carriers28

11.75 Abandoned or Unattended Refrigerators, Etc. Prohibited29

11.76 Drug Paraphernalia29

11.77 Possession of Marijuana29

11.78 Use of Cigarettes and Tobacco Products29

11.79 Restrictions on Sale or Gift of Cigarettes or Tobacco Products.....29

11.80 Truancy30

11.81 Juvenile Curfews.....31

11.82 Daytime Curfew32

11.83 Contributing to the Delinquency of a Child34

11.84 Neglecting a Child34

11.85 Prohibiting the Harboring of Minors without Parental Consent.....34

11.86 Tattooing of Children34

11.87 Issuance of Worthless Checks.....34

11.88 Petty Theft34

11.89 Attempted Petty Theft34

11.90 Retail Theft.....35

11.91 Theft of Cellular Telephone Service.....35

11.92 Theft of Television Service35

11.93 Theft of Satellite Cable Programming35

11.94 Fraudulent Tapping of Electric Wires or Gas or Water Meters or Pipes35

11.95 Removal of Shopping Cart.....35

11.96 Receiving Property from a Child.....35

11.97 Receiving Stolen Property35

11.98 Fraud on Hotel or Restaurant Keeper, Recreational Attraction, Taxicab
Operator, or Gas Station.....36

11.99 Fraudulent Return of Merchandise36

11.100 Trespass to Land36

11.101 Trespass to Dwellings36

11.102 Criminal Trespass to a Medical Facility36

11.103 Entry onto a Construction Site or into a Locked Building, Dwelling, or
Room36

11.104 Entry into a Locked Vehicle.....36

11.105 Entry into Locked Coin Box36

11.106 Criminal Damage to Railroads37

11.107 Damage to Property37

11.108 Graffiti37

11.109 Unlawful Use of Telephone37

11.110 Unlawful Use of Computers37

11.111 Sending Obscene or Sexually Explicit Electronic Messages37

11.112 Tampering with Public Records and Notices37

11.113 Fornication.....37

11.114 Sexual Gratification37

11.115 Lewd and Lascivious Behavior38

11.116 Obscene Material or Performance38

11.117 Making Lewd, Obscene, or Indecent Drawings38

11.118 Prostitution38

11.119 Patronizing Prostitutes38

11.120 Pandering.....38

11.121 Harassment.....38

11.122 Vagrancy39
11.123 Exposing a Child to Harmful Material or Harmful Descriptions or Narrations39
11.124 Sexual Assault (Fourth Degree)39
11.125 Invasion of Privacy39
11.126 Child Protection Restrictions39
11.127 Smoking Prohibited in Certain Areas44
11.128 Synthetic Cannabinoid Prohibited47
11.199 Penalty, Severability, and Enforcement48

Chapter 12 – Traffic Control

Subchapter I1
12.01 State Traffic Laws Adopted1
12.02 Official Traffic Signs and Signals5
12.03 Illegal Signs5
12.04 Disorderly Conduct with a Motor Vehicle6
12.05 Negligent Operation of Vehicle6
12.06 Compression Brakes Prohibited6
12.07 Enforcement Procedure6
12.08 Heavy Truck Routes7
12.09 Parking8
12.10 Neighborhood Electric Vehicles (NEVs)11

Subchapter II – Snowmobiles11
12.20 State Snowmobile Laws Adopted11
12.21 Applicability of Rules of the Road to Snowmobiles11
12.22 Operation of Snowmobiles in Village Restricted11
12.23 Snowmobile Routes and Regulations12
12.24 Snowmobiles/Written Consent of Owner Required12
12.25 Snowmobile Curfew12

Subchapter III – Abandoned, Unlicensed, and Junk Vehicles12
12.30 Definitions12
12.31 Unlicensed Motor Vehicles13
12.32 Abandoned Motor Vehicles13
12.33 Junked Vehicles13
12.34 Permits Required14
12.35 Enforcement Procedure14

Subchapter IV – Speed Limits15
12.40 Speed Limits15
12.99 Penalty, Severability, and Enforcement15

Chapter 13 – Cable Franchise Agreement

Chapter 16 – Building Code
Subchapter I – Building Code.....1
16.01 General Provisions1
16.02 Adoption of Codes and Ordinances.....3
16.03 Powers and Duties of the Building Inspector3
16.04 Permits4
16.05 Inspections7
16.06 Certificate of Occupancy8
16.07 Unsafe or Unsightly Buildings9
16.08 Demolition of Buildings9
16.09 Private Swimming Pools.....10
16.10 Electrical Regulations.....11
16.11 Plumbing Regulations.....11
16.12 Erosion Control.....12
16.13 Violations12

Subchapter II – House/Building Numbering.....13
16.20 System Established.....13
16.21 Base Lines Established13
16.22 Consistency with Village of Howard13
16.23 Odd/Even Number Assignments14
16.24 Corner Lots.....14
16.25 Buildings with Separate Occupants14
16.26 Relative Numbers.....14
16.27 Furnishing/Placement of Numbers.....14
16.28 Suffix Permitted15
16.29 Duty to Party Applying15
16.30 Duty of Owner15

Subchapter III – Design Review Standards15
**16.35 Design Review Standards for Commercial, Multifamily, and Industrial
Development15**

Subchapter IV – Historical Preservation.....29
16.40 Historical Preservation.....29
16.99 Penalty, Severability, and Enforcement.....38

Chapter 17 – Subdivision Ordinance
17.01 Introduction.....1
17.02 General Provisions2
17.03 Conservation by Design Subdivisions5
17.04 Procedures for Dividing Land9
17.05 Technical Requirements for Plats and Certified Surveys12
17.06 Required Improvements.....14
17.07 Design Standards16
17.08 Inspections and Permits20

17.99 Penalty, Severability, and Enforcement.....20

Chapter 18 – Zoning Code

18.01 Title and Authority1
18.02 Intent, Purpose, and Severability1
18.03 Definitions.....2
18.04 General Provisions10
18.05 Establishment of Zones16
18.06 AG – Agriculture.....17
18.07 EA – Exclusive Agriculture.....18
18.08 RR – Rural Residential (No Sewer).....19
18.09 RS – Residential Sewered.....20
18.10 Public Lands and Institutions22
18.11 B – Business District23
18.12 HB – Highway Business District.....26
18.13 Neighborhood Business District.....28
18.14 I1 – Industrial District (Limited).....30
18.15 I2 – Industrial District32
18.16 Manufactured Housing Parks.....35
18.17 Sign Regulations.....39
18.18 Off-Street Parking Requirements46
18.19 Telecommunication Towers49
18.20 Lakes and Ponds51
18.21 Earth Excavations and Fill.....53
18.22 PDD – Planned Development District56
18.23 TCOB – Town Center Overlay District.....65
18.97 Non-Conformity68
18.98 Administration and Enforcement.....69
18.99 Penalty, Severability, and Enforcement.....73

Chapter 19 – Floodplain District

**19.01 Statutory Authorization, Finding of Fact, Statement of Purpose, Title, and
General Provisions1**
19.02 General Standards Applicable to All Floodplain Districts4
19.03 Floodway District (FW)6
19.04 Floodfringe District (FF)7
19.05 General Floodplain District (GFP).....9
19.06 Non-Conforming Uses10
19.07 Administration12
19.08 Amendments17
19.09 Enforcement and Penalties.....18
19.10 Definitions.....18

Chapter 20 – Shoreland-Wetlands

**20.01 Statutory Authorization, Finding of Fact, Statement of Purpose, and Title
.....1**

Village of Suamico

20.02 General Provisions2
20.03 Land Division Review and Sanitary Regulations.....3
20.04 Dimensions of Building Sites.....6
20.05 Setbacks from the Water.....7
20.06 Removal of Shore Cover.....8
20.07 Filling, Grading, Lagooning, Dredging, Ditching, and Excavating8
20.08 Shoreland-Wetland District9
20.09 Non-Conforming Uses and Structures13
20.10 Administrative Provisions.....13
20.11 Changes and Amendments.....17
20.12 Enforcement and Penalties.....17
20.13 Definitions.....18
20.99 Penalty, Severability, and Enforcement.....19

Chapter 25 – Construction & General Provisions

25.01 Procedure for Creating or Changing Ordinances1
25.02 Construction of Ordinances2
25.03 When Rules of Construction Shall Not Apply.....3
25.04 Effect to Repeal3
25.05 Clerk to File Documents Incorporated by Reference3
25.06 Penalty; Penalty Where No Penalty Provided.....3
25.07 Offenses Committed and Penalties Incurred Previous to Repeal4
25.08 Prosecutions Pending Not Affected4
25.09 Title; Effective Date; Citation.....4
25.10 Information Required.....4
25.11 Schedule of Deposits5
25.12 Form of Deposits5
25.13 Issuance of Citation5
25.14 Procedure.....5
25.15 Non-Exclusivity5
25.16 Keeping Code Current; Reviser’s Amendments.....5
25.17 Interpretation6
25.18 Conflict.....6
25.19 Constitutionality.....6

Appendix A – Zoning Exhibits

Exhibit 11
Exhibit 2.....2
Exhibit 3.....3
Exhibit 4.....4
Exhibit 5.....5
Exhibit 6.....6
Exhibit 7.....7
Exhibit 8.....8
Exhibit 9.....9
Exhibit 10.....10

Appendix B – Speed Limits

Appendix C – Bond Schedule

Appendix D – Village of Suamico Stormwater Reference Guide for the Construction Site Erosion Control Ordinance

Appendix E – Village of Suamico Stormwater Reference Guide for the Post-Construction Stormwater Management Ordinance