

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.....8
2.09 Code of Ethics.....13
2.10 Municipal Court.....19
2.11 Elections21

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.....19

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 Jurisdiction4
4.07 Vacation of Buildings.....4

Village of Suamico

Subchapter II – Fire Prevention.....4
4.08 Fire Prevention Code.....4
4.09 Local Adoption of State and National Codes5
4.095 Fire Inspections5
4.10 Controlled Receptacles6
4.11 Ashes.....6
4.12 Smoking6
4.13 Negligent Handling of Burning Material.....6
4.14 Interfering with Firefighting.....7
4.15 False Alarms7
4.16 Lock Boxes.....7
4.17 Portable Fire Extinguishers7
4.18 Regulation of Fireworks.....7
4.19 Open Burning.....14
4.20 Fire Inspection Required before Occupancy.....16
4.21 Installation Permits.....16
4.22 Reference Standards.....17
4.23 Effective Date17
4.24 Flammable and Combustible Liquids Storage.....17
4.25 Nuisance Smoke/Fires.....18
4.26 Fees Charged for Emergency Calls18
4.27 Tent Regulations19

Subchapter III – Law Enforcement20
4.51 Police Department.....20
4.52 Chief of Police; Powers and Duties.....20
4.53 Police Officers.....21
4.54 Rules and Regulations21

Subchapter IV – Emergency Alarm Ordinance.....21
4.91 Purpose.....21
4.92 Definitions.....21
4.93 False Alarms, Service Fees22
4.99 Penalty, Severability, and Enforcement.....22

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 Solicitors3
5.04 Alcohol Beverages7
5.05 Block Party Permits.....17
5.06 Parades.....17
5.07 Weights and Measures Regulations20
5.08 Special Events.....21
5.09 Dogs Licensed26
5.10 Sexually Oriented Business28

Village of Suamico

5.11 Pawnbrokers and Secondhand Article and Jewelry Dealers.....41
5.12 Cigarette and Tobacco Products Retailers License43
5.13 Escort Service License43
5.14 Massage Establishments.....48
5.99 Penalty, Severability, and Enforcement.....53

Chapter 6 – Public Works

Subchapter I – Street Regulations.....1
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 Substances5

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 Quality8
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

Village of Suamico

8.04 Water Rules and Regulations2
8.05 Water Service Charge System7
8.06 Interpretation8

Subchapter II – Wellhead Protection.....8
8.10 Wellhead Protection.....8
8.99 Violations and Enforcement.....12

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.....6

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.....14

Subchapter II – Suamico Post-Construction Stormwater Management Zoning Ordinance14
10.15 Applicability and Jurisdiction14
10.16 Technical Standards14
10.17 Performance Standards.....15
10.18 Permitting Requirements, Procedures, and Fees.....22
10.19 Stormwater Management Plan24
10.20 Maintenance Agreement25
10.21 Financial Guarantee25

Subchapter III – Illicit Discharge and Connection Ordinance.....26
10.25 General.....26
10.26 Applicability26

Village of Suamico

10.27 Administration26
10.28 Compatibility with Other Regulations.....26
10.29 Discharge Prohibitions27
10.30 Watercourse Protection.....27
10.31 Compliance Monitoring.....28
10.32 Requirement to Prevent, Control, and Reduce Stormwater Pollutants by the Use of Best Management Practices.....28
10.33 Notification of Spills.....29
10.34 Violations29
10.35 Suspension of MS4 Access.....30
10.36 Cost of Abatement of the Violation31
10.37 Violations Deemed a Public Nuisance31
10.38 Remedies not Exclusive31
10.39 Fee Schedule31
10.99 Penalty, Severability, Enforcement, and Appeals.....31

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 Licensed.....5
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.....7
11.13 Dognapping and Catnapping.....7
11.14 Decompression Prohibited7
11.15 Leading Animal from Motor Vehicle.....7
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
11.195 Keeping of Chickens7
11.20 Artificially Colored Animals; Sale8
11.21 Providing Proper Food and Drink to Confined Animals.....8
11.22 Providing Proper Shelter8
11.23 Keeping of Vicious Dogs Regulated.....9
11.24 Enforcement Authority11
11.25 Disposition11
11.255 Animals; Humane Officer11

Village of Suamico

Subchapter II – General Nuisances.....11
11.30 Public Nuisances Prohibited11
11.31 Public Nuisances Defined11
11.32 Public Nuisances Affecting Health11
11.33 Public Nuisances Offending Morals and Decency12
11.34 Public Nuisances Affecting Peace and Safety13
11.35 Storage of Junk16
11.35.5 Chronic Nuisance Property.....17
11.36 Abatement of Public Nuisances20
11.37 Cost of Abatement.....21
11.38 Littering21

Subchapter III – Peace and Order22
11.39 Discharge of Firearms Regulated22
11.40 Endangering Safety by Use of a Dangerous Weapon24
11.41 Carrying Concealed Weapon.....24
11.42 Carrying Firearm in a Public Building.....24
11.43 Carrying Handgun Where Alcohol Beverages May Be Consumed25
11.44 Possession of Switchblade Knife25
11.45 Possession of a Dangerous Weapon by a Person under 18.....25
11.46 Restrictions on Use of Facsimile Firearms25
**11.47 Discharging a Firearm in the Direction of an Electronic or
Telecommunications Transmission Facility25**
**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.....26
11.50 Throwing or Shooting of Missiles and Projectiles26
11.51 Possession of Oleoresin of Capsicum by a Felon.....26
11.52 Possession of Nitrous Oxide26
11.53 Restrictions on the Use of Laser Pointers26
11.54 Obstructing Emergency or Rescue Personnel.....26
11.55 Resisting or Obstructing an Officer26
11.56 Disorderly Conduct.....27
11.57 Disrupting a Funeral or Memorial Service27
**11.58 Causing Violence or Breach of the Peace by Damaging or Destroying a U.S.
Flag27**
11.59 Hazing27
11.60 False Complaints of Police Misconduct27
11.61 Intimidation of Witnesses.....27
11.62 Intimidation of Victims.....27
11.63 Duty to Aid Victim or Report Crime27
11.64 Battery.....27
11.65 Attempted Battery28
11.66 Refusing to Aid Officer.....28
11.67 Escape.....28
11.68 Impersonating Peace Officers28

11.69 Loud and Unnecessary Noise Prohibited.....28
11.70 Loitering/Prowling.....28
11.71 Loitering in School and Playground Areas Prohibited29
11.72 Consumption and Possession of Intoxicating Liquors or Fermented Malt Beverages on Public Ways and Public Property.....29
11.73 Solicitation of Drinks Prohibited.....29
11.74 Drinking in Common Carriers29
11.75 Abandoned or Unattended Refrigerators, Etc. Prohibited.....30
11.76 Drug Paraphernalia.....30
11.77 Possession of Marijuana.....30
11.78 Use of Cigarettes and Tobacco Products30
11.79 Restrictions on Sale or Gift of Cigarettes or Tobacco Products.....33
11.80 Truancy.....33
11.81 Juvenile Curfews.....34
11.82 Daytime Curfew36
11.83 Contributing to the Delinquency of a Child37
11.84 Neglecting a Child37
11.85 Prohibiting the Harboring of Minors without Parental Consent.....37
11.86 Tattooing of Children38
11.87 Issuance of Worthless Checks.....38
11.88 Petty Theft38
11.89 Attempted Petty Theft.....38
11.90 Retail Theft.....38
11.91 Theft of Cellular Telephone Service.....38
11.92 Theft of Television Service38
11.93 Theft of Satellite Cable Programming38
11.94 Fraudulent Tapping of Electric Wires or Gas or Water Meters or Pipes.....38
11.95 Removal of Shopping Cart.....39
11.96 Receiving Property from a Child.....39
11.97 Receiving Stolen Property39
11.98 Fraud on Hotel or Restaurant Keeper, Recreational Attraction, Taxicab Operator, or Gas Station.....39
11.99 Fraudulent Return of Merchandise39
11.100 Trespass to Land.....39
11.101 Trespass to Dwellings39
11.102 Criminal Trespass to a Medical Facility.....40
11.103 Entry onto a Construction Site or into a Locked Building, Dwelling, or Room.....40
11.104 Entry into a Locked Vehicle.....40
11.105 Entry into Locked Coin Box40
11.106 Criminal Damage to Railroads.....40
11.107 Damage to Property.....40
11.108 Graffiti40
11.109 Unlawful Use of Telephone40
11.110 Unlawful Use of Computers41
11.111 Sending Obscene or Sexually Explicit Electronic Messages41

11.112 Tampering with Public Records and Notices41
11.113 Fornication.....41
11.114 Sexual Gratification41
11.115 Lewd and Lascivious Behavior41
11.116 Obscene Material or Performance41
11.117 Making Lewd, Obscene, or Indecent Drawings41
11.118 Prostitution41
11.119 Patronizing Prostitutes42
11.120 Pandering.....42
11.121 Harassment.....42
11.122 Vagrancy42
11.123 Exposing a Child to Harmful Material or Harmful Descriptions or
Narrations.....42
11.124 Sexual Assault (Fourth Degree).....42
11.125 Invasion of Privacy42
11.126 Child Protection Restrictions.....42
11.127 Smoking Prohibited in Certain Areas.....48
11.128 Synthetic Cannabinoid Prohibited51
11.129 Misuse of 911 Emergency Telephone Service.....51
11.130 Defamation.....52
11.131 Giving False Information for Publication.....52
11.132 Opening Letters.....52
11.133 Representation Depicting Nudity52
11.134 Use of a Drone52
11.199 Penalty, Severability, and Enforcement.....52

Chapter 12 – Traffic Control

Subchapter I1
12.01 State Traffic Laws Adopted1
12.02 Official Traffic Signs and Signals.....5
12.03 Illegal Signs.....5
12.04 Disorderly Conduct with a Motor Vehicle.....6
12.05 Negligent Operation of Vehicle.....6
12.06 Compression Brakes Prohibited.....6
12.07 Enforcement Procedure.....6
12.08 Heavy Truck Routes7
12.09 Parking.....8
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 Snowmobiles.....11
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 Curfew.....12

Subchapter III – Abandoned, Unlicensed, and Junk Vehicles12
12.30 Definitions.....12
12.31 Unlicensed Motor Vehicles.....13
12.32 Abandoned Motor Vehicles.....13
12.33 Junked Vehicles.....13
12.34 Permits Required14
12.35 Enforcement Procedure.....14

Subchapter IV – Speed Limits15
12.40 Speed Limits15
12.99 Penalty, Severability, and Enforcement.....15

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 Zones17
18.06 AG – Agriculture.....18
18.07 EA – Exclusive Agriculture.....18
18.08 RR – Rural Residential (No Sewer).....24
18.09 RS – Residential Sewered.....26
18.10 Public Lands and Institutions27
18.11 B – Business District28
18.12 HB – Highway Business District.....31
18.13 Neighborhood Business District.....34
18.14 I1 – Industrial District (Limited).....36
18.15 I2 – Industrial District37
18.16 Manufactured Housing Parks.....40
18.17 Sign Regulations.....45
18.18 Off-Street Parking Requirements52
18.19 Telecommunication Towers55
18.20 Lakes and Ponds57
18.21 Earth Excavations and Fill.....59
18.22 PDD – Planned Development District62
18.23 TCOD – Town Center Overlay District.....70
18.97 Non-Conformity74
18.98 Administration and Enforcement.....75
18.99 Penalty, Severability, and Enforcement.....79

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)5

19.04 Floodfringe District (FF)7

19.05 General Floodplain District (GFP)9

19.06 Non-Conforming Uses10

19.07 Administration13

19.08 Amendments19

19.09 Enforcement and Penalties20

19.10 Definitions21

Chapter 20 – Shoreland-Wetlands

20.01 Statutory Authorization, Finding of Fact, Statement of Purpose, and Title1

20.02 General Provisions2

20.03 Land Division Review and Sanitary Regulations3

20.04 Dimensions of Building Sites6

20.05 Setbacks from the Water7

20.06 Removal of Shore Cover8

20.07 Filling, Grading, Lagooning, Dredging, Ditching, and Excavating8

20.08 Shoreland-Wetland District9

20.09 Non-Conforming Uses and Structures13

20.10 Administrative Provisions13

20.11 Changes and Amendments17

20.12 Enforcement and Penalties17

20.13 Definitions17

20.99 Penalty, Severability, and Enforcement19

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 Apply3

25.04 Effect to Repeal3

25.05 Clerk to File Documents Incorporated by Reference3

25.06 Penalty; Penalty Where No Penalty Provided3

25.07 Offenses Committed and Penalties Incurred Previous to Repeal4

25.08 Prosecutions Pending Not Affected4

25.09 Title; Effective Date; Citation4

25.10 Information Required4

25.11 Schedule of Deposits5

25.12 Form of Deposits5

25.13 Issuance of Citation5

25.14 Procedure5

Village of Suamico

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 1.....1
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