

GENERAL ORDINANCE NO. 14-11

AN ORDINANCE
AMENDING SECTION 13-302 AND
REPEALING AND RECREATING
SECTION 13-519,
GREEN BAY MUNICIPAL CODE,
RELATING TO ZONING CODE
DEFINITIONS AND RECREATIONAL
VEHICLE PARKING AS AN ACCESSORY USE

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 13-302, Green Bay Municipal Code is amended as follows:

Motor vehicle, Residential: A vehicle, which is intended to be self-propelled, including, but not limited to, automobiles, **vans**, trucks, **and** ~~recreational vehicles, watercraft, snowmobiles, motorcycles, and all-terrain vehicles~~ as listed below:

1. Passenger vehicle, compact. Any passenger vehicle that does not exceed 6 feet in width and/or 15 feet in length.
2. Passenger vehicle. Private passenger vehicle properly licensed and operable of less than 10,000 lbs gross vehicle weight rating.
3. Trucks and commercial vehicles. A truck, van, or commercial vehicle with less than 10,000 lbs gross vehicle weight rating.
4. Recreational vehicle. An operable vehicle primarily used for leisure activities, including, but not limited to, **motor home**, camper trailers, boats with or without trailers, utility trailers, all-terrain vehicles, ~~and~~ snowmobiles **and like motorized and non-motorized vehicles**.
5. ~~Motor homes. A self-propelled vehicle on a chassis outfitted for travel with permanent sleeping accommodations but not for permanent.~~

SECTION 2. Section 13-519, Green Bay Municipal Code, is hereby repealed and recreated as follows:

~~**13-519. Travel trailers, recreational, camping vehicles, or trailers.** Travel trailers and recreational or camping vehicles may be parked or stored on any property within the city only under the following conditions:~~

- ~~(a) Unoccupied vehicles may be stored within buildings.~~
- ~~(b) Two(2) unoccupied travel trailers or recreational vehicles may be stored on a year-round basis within a building or behind the principal structure outside of the required setbacks.~~
- ~~(c) Travel trailers or recreational vehicles may be used as onsite offices in conjunction with construction work provided they shall be removed upon completion of construction. Such vehicles may be occupied twenty four (24) hours a day for onsite security but shall not be used as a residence.~~

13-519 Recreational Vehicle Parking. Recreational vehicles may be parked on any property within the city only under the following conditions:

- (a) Recreational vehicles may be located to the front, side, and rear of a principal structure and shall not be located in a required setback, in accordance with this ordinance.
- (b) Recreational vehicles shall be parked upon a paved off-street parking area in accordance with this ordinance.
- (c) A maximum of 2 recreational vehicles may be permitted to park per residential tax parcel.
- (d) Recreational vehicles are permitted to be parked in a garage as part of a primary structure and/or a permitted accessory building.
- (e) Recreational vehicles shall not be utilized for living, sleeping, or housekeeping.
- (f) Recreational vehicles shall not be parked for a period to exceed one year.
- (g) Recreational vehicles must be operational and owned by and registered to the owner of the property and must bear current license registrations as applicable.
- (h) Recreational vehicles shall not interfere with vehicular line of sight, the public right-of-way, or interfere with pedestrian traffic.
- (i) Recreational vehicles may be used as onsite offices in conjunction with construction work provided they shall be removed upon completion of construction. Such vehicles may be occupied twenty-four (24) hours a day for onsite security but shall not be used as a residence.

SECTION 3. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall not take effect until a public hearing is held thereon as provided by Section 13-204, Green Bay Municipal Code, and the adoption and publication of this ordinance.

Dated at Green Bay, Wisconsin this 16th day of August, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk

GENERAL ORDINANCE NO. 15-11

AN ORDINANCE
AMENDING SECTION 6.21,
GREEN BAY MUNICIPAL CODE,
REGARDING THE POSTING AND REPORTING
OF PUBLIC VEHICLE FARE SCHEDULES

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 6.21(5), Green Bay Municipal Code, is hereby amended to read:

(5) RATES. Public vehicles may use any of the following manners of rate setting under the regulations set forth herein.

(a) Vehicle Rental. A public vehicle may be rented on an hourly, daily, or weekly basis pursuant to a written contract, which shall contain the time of commencement and termination of rental, a schedule of rates, and an estimate of the total charge.

(b) Flat Rate. A public vehicle may be rented on a per ride or flat rate basis. ~~The operator shall state the rate to the customer prior to commencement of service and shall make available to the passenger, prior to hire, the amount of all such charges, including charges for additional stops, waiting periods, membership fees, and other potential costs.~~

1. Posting. The owner or operator of a public vehicle shall post in a conspicuous place within the passenger compartment the per ride or flat rate and the amount of any other charges, including charges for additional stops, waiting periods, membership fees, and other potential costs.

2. Report to Clerk. The owner or operator of a public vehicle shall at all times maintain a current schedule of the per ride or flat rates charged on file with the city clerk and may not charge any rate higher than the rate on file with the city clerk.

(c) Taximeters. A public vehicle may use a taximeter to determine the cost of service, subject to the following regulations:

1. Inaccuracy. No person shall use or permit to be used upon any taxicab or public vehicle for hire a taximeter which is in error more than 4% in efficiency and more than 1% in excess interval under test.

2. Illumination of Dial. After sundown, the face of the taximeter shall be illuminated by suitable light so arranged as to be readily discernible to the passengers.

3. Case to be Sealed. The case of the taximeter shall be sealed and have its cover gear intact.

4. Posting. The operator shall post in a conspicuous place within the passenger compartment taximeter rates and the amount of any other charges, including charges for additional stops, waiting periods, membership fees, and other potential costs.

5. Report to Clerk. The owner or operator of a public vehicle shall at all times maintain a current schedule of the taximeter rates charged on file with the city clerk and may not charge any rate higher than the rate on file with the city clerk.

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on September 2, 2011.

Dated at Green Bay, Wisconsin this 16th day of August, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk

GENERAL ORDINANCE NO. 16-11

AN ORDINANCE
AMENDING SECTION 27.101,
AND REPEALING SECTION 27.616,
GREEN BAY MUNICIPAL CODE,
RELATING TO POSSESSION
OF SYNTHETIC CANNABINOID

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 27.101, Green Bay Municipal Code, is amended by adopting by reference Section 961.41(3g)(3m), Wis. Stats., regarding synthetic cannabinoids:

961.41 (3g) (em) *Synthetic cannabinoids.* If a person possesses or attempts to possess a controlled substance specified in s. 961.14 (4) (tb) to (ty), or a controlled substance analog of a controlled substance specified in s. 961.14 (4) (tb) to (ty), the person may be fined not more than \$1,000 or imprisoned for not more than 6 months or both upon a first conviction and is guilty of a Class I felony for a 2nd or subsequent offense. For purposes of this paragraph, an offense is considered a 2nd or subsequent offense if, prior to the offender's conviction of the offense, the offender has at any time been convicted of any felony or misdemeanor under this chapter or under any statute of the United States or of any state relating to controlled substances, controlled substance analogs, narcotic drugs, marijuana, or depressant, stimulant, or hallucinogenic drugs.

SECTION 2. Section 27.616, Green Bay Municipal Code, regarding the possession of synthetic cannabinoid is hereby repealed.

27.616 POSSESSION OF SYNTHETIC CANNABINOID OR SALVIA PROHIBITED. (Cr. GO 41-10)

(1) INTENT.

(a) The open sale of synthetic cannabinoid, commonly known as "K-2", "Spice", or by other street names, and the public consumption and use of so-called incense products and herbals is on the rise.

(b) Synthetic cannabinoid products have yet to be tested by the Federal Drug Administration and certified as safe for human consumption; and because they are sold as incense or potpourri, there is no health or quality assurance regulation to ensure these products are safe.

(c) The National Drug Intelligence Center of the U.S. Department of Justice indicates the adverse effects of synthetic cannabinoid, when

smoked, include panic attacks, elevated pulse and blood pressure, intense hallucinations, and in some cases, seizures.

(d) Salvia divinorum ("Salvia"), when smoked, produces effects similar to that of marijuana or synthetic cannabinoid on the user.

(e) Regulation of synthetic cannabinoid and Salvia is necessary to promote the health, safety and welfare of the city.

(2) DEFINITIONS.

(a) "Salvia divinorum" means any plant material which contains the active chemical principle called salvinorin A.

(b) "Synthetic cannabinoid" includes the following chemicals, as identified by their common names: dimethylheptylpyran, "HU-210," "JWH-018," "CP-55940," "HU-331," "WIN 55,212-2," or any cannabinoid derivative designed to mimic the physical, psychological, intoxicating, narcotic or other effects of marijuana.

(3) PROHIBITION. No person may possess or attempt to possess Salvia divinorum or any synthetic cannabinoid without a valid prescription or order of a practitioner who is acting in the course of his or her professional practice.

(4) PENALTIES. Any person who shall violate any provision of this ordinance shall forfeit not less than \$1 or more than \$1,000 for each offense.

(5) SEVERABILITY. If any provision of this ordinance or the application to any person or circumstance is held invalid, the remainder of the ordinance or the application of such other provisions to other persons or circumstances shall not be affected.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 16th day of August, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk