

JulGENERAL ORDINANCE NO. 11-11

AN ORDINANCE
AMENDING SECTION 29.208,
GREEN BAY MUNICIPAL CODE,
RELATING TO PARKING REGULATIONS

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

SECTION 1. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following 15 MINUTE PARKING zone:

WASHINGTON STREET, west side, from Pine Street to Admiral Flately Court

SECTION 2. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING zones:

WASHINGTON STREET, west side, from Pine Street to Admiral Flately Court

PINE STREET, north side, from Washington Street west to its terminus

SECTION 3. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following DISABLED PARKING zone:

PINE STREET, north side, from Washington Street west to its terminus

SECTION 4. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 5. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 18th day of July, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk

GENERAL ORDINANCE NO. 12-11

AN ORDINANCE
REPEALING SECTIONS 6.14 AND 15.23
GREEN BAY MUNICIPAL CODE,
RELATING TO RESIDENTIAL BUILDING
CONTRACTOR'S LICENSE

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

SECTION 1. Section 6.14, Green Bay Municipal Code, is hereby repealed.

6.14 **RESIDENTIAL BUILDING CONTRACTOR'S LICENSE.**

(1) REQUIRED.

(a) Any person engaged in the construction, remodeling, or repair of residential structures or any combination of residential and commercial structures for which a building permit is required, whether such work be performed for use by the licensee or others, shall be licensed as a residential building contractor as required by this section.

(b) Limited Building Contractor's License. Any person engaged in the construction, remodeling, or repair of any residential structures for which a building permit is required, including siding contractors, mason contractors, concrete installation contractors, stucco and imitation stone contractors, shall obtain a limited building contractor's license to cover the trade involved, but need not obtain a residential building contractor's license. A residential building contractor, while so engaged, shall be licensed as provided by this section. The City shall grant a building contractor's license without a test to persons that have passed the written test and have a building contractor's license in the Town of Allouez or the Village of Ashwaubenon.

(c) Residency. A contractor whose principal place of business is outside the City may obtain a license or permit under this section.

(2) EXAMINATION.

(a) (Amd. GO 39-02) Except as otherwise provided herein, no license shall be issued to any applicant for a residential building contractor's license until the licensee has successfully completed the examination.

(b) Who May Take Examination. Any adult who has at least four years full-time experience, or the equivalent, in either the production or administrative branches of the building industry is qualified to take the examination for a residential building contractor's license.

(3) APPLICATION FOR LICENSE. Application for any license hereunder, or renewals thereof, shall be filed with the Building Inspection Department.

(4) LICENSE ISSUANCE. (Amd. GO 39-02)

(a) Upon satisfactory completion of the examination when required and compliance with this section, the Building Inspection Superintendent shall issue a license to the applicant.

(b) Licenses shall be renewed annually, and renewal certificates shall be issued by the Building Inspection Superintendent.

(5) LICENSE FEE. Fees for any license issued under this section shall be as established by resolution of the Common Council.

(6) REVOCATION OF LICENSE. (Amd. GO 39-02) The Building Inspection Superintendent may revoke or refuse to renew the license of any contractor who is found guilty of any conduct with reference to the public or the City, which involved fraud, incompetency, unreasonable negligence, or dishonesty. The Building Inspection Superintendent shall notify the applicant of proposed revocation or refusal to renew license, who shall be given the opportunity to be heard before the Improvement and Services Committee.

(7) TEMPORARY PERMIT.

(a) Any residential building contractor who is licensed as such under an ordinance similar to this section by any city, village, or town which extends like rights to residential building contractors licensed hereunder may, without a license, obtain a permit to erect any building covered hereunder upon compliance with the following:

1. Payment of a fee as established by resolution of the Common Council.
2. Furnishing evidence of being licensed and the similarity of the licensing ordinance.

(b) (Amd. GO 39-02) The Building Inspection Superintendent may issue such permit. If the inspector refuses to do so, the applicant may appeal such decision to the Improvement and Services Committee.

(8) EXEMPTIONS. This section shall not apply to:

- (a) An employee of a licensed residential building contractor.
- (b) A person who remodels or repairs the person's own home or builds a home in which the person intends to live. The building of more than one home in one three-year period shall be considered evidence contrary to the builder's intention to reside therein.
- (c) Electrical, plumbing, roofing, heating, sheet metal, cement, etc., contractors when operating in their normal capacity and not as residential building contractors.

(9) Repealed per GO 39-02.

(10) VIOLATIONS. (Amd. GO 39-02) Any person who shall present or attempt to file or use the license of another, or who shall give false or forged evidence to the Building Inspection Superintendent, in obtaining or maintaining a license or who shall falsely impersonate another, or

who shall use an expired or revoked license, or who shall violate any provision of this section shall be subject to penalty as provided in §6.30, Green Bay Municipal Code.

SECTION 2. Section 15.23, Green Bay Municipal Code, is repealed.

15.23 **RESIDENTIAL BUILDING CONTRACTOR'S LICENSE.** Any person engaged in the construction, remodeling, or repair of a residential building for which a building permit is required shall be licensed as a Residential Building Contractor or shall obtain a Partial Contractor's License as required by §6.14, Green Bay Municipal Code.

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

SECTION 4. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 18th day of July, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk

GENERAL ORDINANCE NO. 13-11

AN ORDINANCE
AMENDING CHAPTER 9,
GREEN BAY MUNICIPAL CODE,
RELATING TO COLLECTION OF SOLID
WASTE ON CONDOMINIUM PROPERTIES

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

SECTION 1. Section 9.01, Green Bay Municipal Code, is hereby amended by adding thereto the following definitions:

9.01 **DEFINITIONS.**

(9) **CONDOMINIUM.** A residential property which is subject to the provisions of Ch. 703, Wis. Stats, and governed by a declaration or bylaw that requires all units to be owner-occupied.

SECTION 2. Section 9.02(7)(e), Green Bay Municipal Code, is hereby amended as follows:

(7) The Director of Public Works is hereby authorized to control the collection, removal, and hauling of solid waste in the City in conformity with the following administrative regulations:

(e) Storage and Collection.

1. The owner and/or occupant of any premises shall be responsible for proper and sanitary storage, separation and preparation of all solid waste accumulated at that premises until collected by the collecting and transporting service.

2. Mobile Home Park **and Condominium** Waste. On the scheduled day of collection, mobile home park **and condominium** solid waste shall be properly prepared and placed at the curblin**e of the adjacent public street**, or if directed by the Department of Public Works Sanitation Section, at the alley line. No collection will be made on private property ~~unless~~ **except under the following conditions:**

a. ~~The property owner and lessee, if applicable,~~ individual, company, or association which owns the land utilized for waste collection, shall provide the City with an indemnification and hold harmless agreement protecting the City from any

and all liability for coming upon such private property, in a form to be approved by the City Attorney's Office; and

b. The property owner shall also maintain a policy of liability insurance, the terms and limits of which shall be determined by the City ~~Insurance~~ **Risk Management** Department, in which the City of Green Bay shall be named as an additional insured, protecting it from any and all liability for coming upon said property.

c. City collection vehicles are able to enter and leave the private property ~~while~~ proceeding **only** in a forward motion, the private driveways or alleys are of an adequate width to ~~safely~~ accommodate **safe movement and turning of** City collection vehicles **without leaving the pavement** and the solid waste is placed out for collection in an open area readily accessible for collection. If waste stored on private property is not disposed of properly, the City will see that proper disposal is made and charge the property owner the actual cost of said disposal.

3. Residential Waste. Residential waste shall be properly prepared and placed at the curbline. Pickups shall not be made in the alley adjoining residential property. No collection shall be made on private property **except for mobile home parks and condominiums as defined above.**

4. Recyclable Waste. Recyclable materials shall be stored in a manner which protects them from wind, rain, and other inclement weather conditions. Recyclable wastes shall be properly prepared and placed at the curbline next to regular solid waste for collection. Recyclable waste collection shall be made on the same day as regular solid waste collection. Pickups shall not be made on residential; private property, or in the alley adjoining residential property **except for mobile home parks and condominiums as defined above.**

5. Mobile Home Park **and Condominium** Waste. Waste from mobile home parks **and condominiums** shall be considered residential waste and shall be stored and collected under the provisions of §9.02(7)(e)2, Green Bay Municipal Code.

6. Pickups shall not be made at the rear of the residence or back door unless certified to by the City Department of Public Works that a hardship exists due to physical handicap.

7. Any solid waste, when placed out for collection, shall be out by 6:00 A.M. from June 1 through August 31 and shall be out by 7:00 A.M. from September 1 through May 31 on the scheduled day of collection, but shall not be placed out more than 12 hours before collection day and shall be removed not more than 12 hours after collection day. Solid waste for collection shall be placed along the curb line immediately adjacent to the property which has generated the solid waste. Failure to comply may result in the issuance of a citation.

8. Items too large or otherwise unsuitable for storage containers shall be stored in a nuisance-free manner consistent with regulations established by the Director of Public Works.

9. All solid waste placed out for collection becomes City property upon being collected.

10. (Rep. & Rec. GO 43-04) Garbage, recycling, yard waste, or refuse containers shall be stored during the time period between collection days in an enclosed structure or building, or stored in ~~ridged~~ **rigid** metal or plastic containers designed in accordance with §§9.02(7)(c)2. - 5., which are screened from view of a public right-of-way. Garbage, recycling, yard waste, or refuse shall not be stored in the following locations:

a. In front of a building, the front herein defined to be that side numbered in accord with §9.31, Green Bay Municipal Code.

b. At that side of a building on a corner lot that faces the street.

c. On, under, or along side of a front porch, stoop, steps, landing, accessible ramp, or deck fronting on a public right-of-way.

d. Within 15' of the public right-of-way, except during collection time periods.

11. There shall be no variance from this section without the prior approval of the Director of Public Works therefore.

12. Any garbage, recycling, yard waste, or refuse container stored in violation of this chapter, irrespective of the provisions of §9.02(6)(f)10. above, shall be subject to the following:

a. The Director of Public Works shall have the authority to order that any exterior storage of garbage, recyclables, or refuse be enclosed in a structure if, in his determination, the storage of such garbage, recyclables, or refuse is unsanitary or creates or tends to create a nuisance to public health or safety.

b. In determining whether an exterior storage structure shall be required under this section, the Director of Public Works shall take into account the location of the waste storage, its proximity to residential areas, the likelihood of human exposure or contact with the waste storage areas, and the type of waste being stored. These considerations are to be deemed illustrative and not exclusive.

c. All structures ordered under this section shall be at least three sided and constructed of opaque materials sufficient to ensure the waste is impervious to view from the exterior of the three sides. The walls of the structure shall be of a height equal to 1' taller than the garbage or refuse receptacle, but in no event in excess of 6' in height, and shall be painted and maintained in a neat and orderly manner.

d. Any person aggrieved by such an order by the Director of Public Works to enclose said waste containers shall have the opportunity to bring such order before the Improvement and Service Committee for its review within 30 days of the issuance of the order.

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

SECTION 4. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 18th day July, 2011.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Lauri A. Marenger
Clerk