

# **AGENDA**

## **CITY OF STURGEON BAY COMMUNITY PROTECTION & SERVICES COMMITTEE**

**Wednesday, November 3, 2021**

**4:30 p.m.**

**Council Chambers, City Hall – 421 Michigan Street**

1. Roll Call
2. Adoption of Agenda
3. Approval of Minutes from October 13, 2021
4. Public Comment on Agenda Items
5. Public Hearing: Request from Tracie Hoffmann to operate taxicab in the City of Sturgeon Bay, DBA Moving Violationz, LLC
6. Consideration of: Request from Tracie Hoffmann to operate taxicab in the City of Sturgeon Bay, DBA Moving Violationz, LLC
7. Consideration of: Downtown Entertainment District: Elimination of Open Intoxicant Ordinance 10.175 – Drinking on Public Property Regulated
8. Consideration of: Review of Ordinances for Possible Revision
  - a. Chapter 10.09 – Unreasonable and Excessive Noise
  - b. Fence Ordinance
9. Adjourn

**NOTE: DEVIATION FROM THE AGENDA ORDER SHOWN MAY OCCUR**

Notice is hereby given that a majority of the Common Council may be present at this meeting to gather information about a subject over which they have decision-making responsibility. If a quorum of the Common Council does attend, this may constitute a meeting of the Common Council and is noticed as such, although the Common Council will not take any formal action at this meeting.

Posted:  
Date: 10/29/21  
Time: 3:00 p.m.  
By: SSO

Committee: Community Protection & Services  
Dan Williams, Chr.  
Kirsten Reeths  
Seth Wiederanders

**COMMUNITY PROTECTION & SERVICES COMMITTEE**  
**October 13, 2021**

A meeting of the Community Protection & Services Committee was called to order at 4:30 p.m. by Chairperson Williams in the Council Chambers, City Hall. **Roll Call:** Members Ald. Williams and Ald. Wiederanders were present. Also present from City Departments were Chief Henry, Mr. VanLieshout and Mr. Sullivan-Robinson.

*Moved by Ald. Wiederanders, seconded by Ald. Williams to adopt the following amended agenda:*

1. Roll Call
2. Adoption of Agenda
3. Approval of Minutes from September 9, 2021
4. Public Comment on Agenda Items
5. Consideration of: Request from Tracie Hoffmann to operate taxicab in the City of Sturgeon Bay, DBA Moving Violationz, LLC – Set public hearing date
6. Discussion of: Lawn Art
7. Consideration of: Review of Ordinances for Possible Revision
  - a. Chapter 10.09 – Unreasonably and Excessive Noise
  - b. Fence Ordinance
  - c. Chapter 24 – Communication Towers
  - d. Chapter 1 – General Government
8. Adjourn

*All Ayes. Carried.*

**Approval of Meeting Minutes**

*Moved by Ald. Wiederanders, seconded by Ald. Williams to approve the September 9, 2021 minutes. All Ayes. Carried.*

**Public Comment**

None.

**Request for Taxicab License**

Tracie Hoffmann: 1804 Idlewild Road, Sturgeon Bay, WI – requested to operate a taxicab doing business as Moving Violationz, LLC. Tracie, along with her mother and sister, have a 14 passenger bus to be hired out for private parties. They will provide transportation to and from locations as requested. They are aware of all required licenses and permits.

*Moved by Ald. Williams, seconded by Ald. Wiederanders, to allowing Moving Violationz, LLC to move forward with obtaining a taxicab license in the City of Sturgeon Bay, and hereby schedule a public hearing on Wednesday, November 3, 2021 at 4:30pm in the Council Chambers. All ayes. Carried.*

**Lawn Art**

Ald. Wiederanders questioned whether there was an ordinance specifically related to lawn artwork that may potentially be an obstruction to others. Mr. Sullivan-Robinson stated there was not. Mr. VanLieshout suggested to determine what route for action to be taken should depend on: whether the artwork poses a hazard to traffic, it is a nuisance or it structurally is a zoning code violation. A good neighbor approach may be the best option to work out any issues the artwork may cause.

**Review of Ordinances for Possible Revision**

The purpose of the review process of City of Sturgeon Bay ordinances on file is to determine validity, enforceability, and relevance. After reviewing, if an ordinance needs to be updated it will be discussed then presented to Council.

- Chapter 10.09 – Unreasonable and Excessive Noise

In discussion it was agreed the main concern is amplified noise created when music/bands perform outdoors; decibel readings are not the concern. Current readings in the City are not to exceed 90 decibels during the day, and 55 decibels at night. Final discussion concluded there to be no amplified music, whether outdoor or in common areas, between the hours of 10pm-6am Sunday-Thursday; and Midnight-6am Friday-Saturday. Mr. Sullivan-Robinson will work on formalizing a draft for next meeting.

- Fence Ordinance

A draft ordinance is completed and waiting to be reviewed. It will only cover single and two-family residential dwellings. Variances and permits are still being considered. Mr. Sullivan-Robinson will have a draft ready at the next meeting.

- Chapter 24 – Communication Towers

The final draft was distributed. No questions.

*Moved by Ald. Williams, seconded by Ald. Wiederanders to recommend the Common Council approve the changes as presented in Section 24 – Communication Towers, of the City of Sturgeon Bay Municipal Code.*

- Chapter 1 – General Government

This item has been discussed, and can be taken off the agenda.

**Future items:** Future meeting dates of the committee.

*Moved by Ald. Wiederanders, seconded by Ald. Williams, to adjourn the meeting of the Community Protection Services Committee. All ayes. Carried. The meeting was adjourned at 5:06 p.m.*

Respectfully submitted,

Sarah Spude-Olson  
Police Department Office Manager



ORDINANCE NO. \_\_\_\_\_

THE COMMON COUNCIL OF THE CITY OF STURGEON BAY, WISCONSIN DO  
ORDAIN AS FOLLOWS:

SECTION 1: Section 10.09(1)(b) of the Sturgeon Bay Municipal Code is hereby repealed  
and recreated as follows:

(b) *Unreasonable, excessive and unnecessary noise:*

Noise outside of the allowed time frame and / or measured with a sound  
level meter, in excess of any of the following:

- (1) 55 dBa between 10:00 p.m. and 6:30 a.m., when measured at any  
property within the city, which is designated as a residential area.
- (2) 90 dBa at all other times, when measured at any property within the  
city, which is designated as a residential area.
- (3) Amplified music within a commercial area during the following hours:

Sunday 12:00 a.m. – 6:30 a.m. and 10:00 p.m. – 11:59 p.m.  
Monday 12:00 a.m. – 6:30 a.m. and 10:00 p.m. – 11:59 p.m.  
Tuesday 12:00 a.m. – 6:30 a.m. and 10:00 p.m. – 11:59 p.m.  
Wednesday 12:00 a.m. – 6:30 a.m. and 10:00 p.m. – 11:59 p.m.  
Thursday 12:00 a.m. – 6:30 a.m. and 10:00 p.m. – 11:59 p.m.  
Friday 12:00 a.m. – 6:30 a.m.  
Saturday 12:00 a.m. – 6:30 a.m.

SECTION 2: Section 10.09(1)(f) of the Sturgeon Bay Municipal Code is hereby created  
as follows:

- (f) Commercial area: All areas within the City of Sturgeon Bay with the  
designation of C-1, C-2, C-3, C-4, or C-5.

SECTION 3: The ordinance shall take effect on the day after its publication.

Approved:

Attest:

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David Ward  
Mayor

\_\_\_\_\_  
Stephanie L. Reinhardt  
City Clerk

ORDINANCE NO. \_\_\_\_\_

THE COMMON COUNCIL OF THE CITY OF STURGEON BAY, WISCONSIN DO  
ORDAIN AS FOLLOWS:

SECTION 1: **Section (XX.01)** of the Sturgeon Bay Municipal Code is hereby created as follows:

**XX.01** Fences.

(1) Definition:

- (a) An independent structure forming a barrier between lots, between a lot and a street or an alley, or between portions of a lot or lots and includes a wall or lattice work screen.

(2) Requirements.

- (a) *Setback*. Fences must be setback at least 3 feet from the traveled edge of a street or alley and at least 2 foot from a public sidewalk. No fence may be placed within the right-of-way of a street or alley right-of-way. Fences are also subject to street vision clearance triangle rules defined in section 11.02(4)(v) of the municipal code.
- (b) *Height*. The overall height of a fence measured from the finished grade to the height point of the fence shall not exceed 8 feet.
- (c) *Design*. The finished side of the fence shall face the adjacent property owner. Fences shall not be electrified, contain barbed wire, or any other elements harmful to life or limb. Fences shall be permanently affixed to the ground.
- (d) *Maintenance*. The fence structure and exterior shall be maintained in good repair and appearance.
- (e) *Exceptions*. Temporary fence structures (such as construction fences, temporary garden fences, or snow fences) shall be exempt from the rules as listed in this section.

SECTION 2: The ordinance shall take effect on the day after its publication.

Approved:

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Thad Birmingham  
Mayor

Attest:

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Stephanie L. Reinhardt  
City Clerk