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ORDINANCE NO. 780 – 2015

**CITY OF ALGOMA
COUNTY OF KEWAUNEE
STATE OF WISCONSIN**

**AN ORDINANCE RELATING TO LANDSCAPE MAINTENANCE AND
CREATING SECTION 12.09 OF THE CODE OF ORDINANCES
OF THE CITY OF ALGOMA, WISCONSIN**

WHEREAS: The Common Council of the City of Algoma has the authority to promote the public health, safety and welfare pursuant to the general grant of authority to the city according to Wisconsin Statutes, Section 62.11 (5), and

WHEREAS: The Common Council finds that it is necessary to regulate landscape maintenance in the City of Algoma.

NOW, THEREFORE the Common Council of the City of Algoma does ordain that:

I. Section 12.09 Landscape Maintenance of the Algoma Code of Ordinances is created to read as follows:

12.09 LANDSCAPE MAINTENANCE

(1) The purpose of this subsection is to recognize the private and public benefits resulting from the safe, sanitary and attractive maintenance of residential and nonresidential buildings, structures, yards, or vacant areas. Safe, attractive and well maintained property will enhance the neighborhood and City and provide a suitable environment for increasing physical and monetary values as well as preserve the health, safety and welfare of the public.

(2) Every owner or operator shall improve and maintain all property under his/her control to comply with the following minimum requirements:

a. Landscape Maintenance. Landscaping, plantings and other decorative surface treatments, including but not limited to common species of grass, shall be installed if necessary and maintained to present an attractive appearance in all yard areas. All lawns and lawn areas comprised of grasses or other primarily herbaceous vegetation that forms a ground cover, or both shall be maintained to a height not to exceed eight (8) inches in length except for grass planted in accordance with section 12.09 (2) c. All vegetation shall be maintained so as not to present hazards to adjoining properties or to persons or vehicles traveling on public ways and shall be maintained so as to enhance the appearance and value of the property on which located and thereby the appearance and value of the neighborhood and City.

b. Application for Natural Lawn. Any owner or operator of land in the City of Algoma may apply for approval of a Land Management Plan for a natural lawn, one where the grasses exceed eight (8) inches in height, with the City Planning Commission.

51 c. Land Management Plan. A Land Management Plan means a written plan relating to
52 management of the lawn which contains a legal description of the lawn upon which the
53 grass will exceed eight (8) inches in length, a statement of intent and purpose for the
54 lawn, a general description of the vegetation types, plants, and plant succession
55 involved, and the specific management and maintenance techniques to be employed.
56 The management plan must include provisions for cutting at a length not greater than
57 eight (8) inches the terrace area, that portion between the sidewalk and the street, or a
58 strip not less than four (4) feet adjacent to the street where there is no sidewalk, and at
59 least a three (3) foot strip adjacent to neighboring property lines unless waived by the
60 abutting property owner on the side so affected.

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62 d. Annual Review. All Land Management Plans will be reviewed on an annual basis
63 prior to July 30th.

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65 e. Revocation of the Land Management Plan. The Land Management Plan may be
66 revoked for failure to comply with the requirements of Sec 12.09(2) (c). Notice of intent
67 to revoke a Land Management Plan shall be appealable to the City Council. All
68 applications for appeal shall be submitted within fifteen (15) days of Notice of Intent to
69 revoke a Land Management Plan.

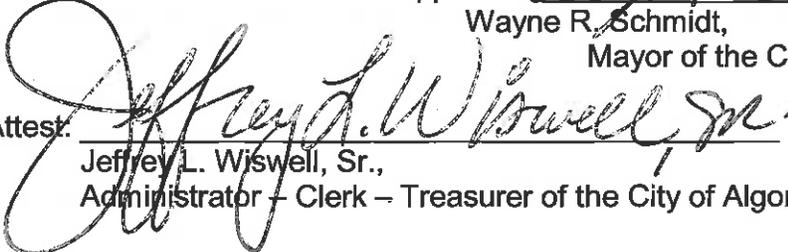
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71 f. Application Requirements. Each application for a Land Management Plan shall be on
72 a form provided by the City Planning Commission. Notice of the application shall be
73 mailed to each of the owners of record, as listed in the Office of the City Assessor, who
74 are owners of the property situated in whole or in part within two hundred (200) feet of
75 the boundaries of the properties affected. The notice shall state that the application is
76 available for review at City Hall for 15 days after the notice is sent. Adjoining property
77 owners may file written objections to the application to be considered upon review of the
78 Land Management Plan.

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80 g. Application for Appeal. The owner or operator of land in the City of Algoma may
81 appeal from a decision of the Planning Commission refusing to grant a Land
82 Management Plan. All appeals shall be to the City Council which shall hear such
83 appeals within in sixty days of receipt.

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85 II. This ordinance amendment shall take effect upon passage and publication as provided
86 by law.

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88 Adopted by the Common Council of the City of Algoma, Wisconsin at a regular meeting
89 thereof on the 4th day of May, 2015, by a vote of 8 for and 0 opposed.

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91 Approved: 
92 Wayne R. Schmidt,
93 Mayor of the City of Algoma

94
95 Attest: 
96 Jeffrey L. Wiswell, Sr.,
97 Administrator - Clerk - Treasurer of the City of Algoma