

**Report to the
Manitowoc Plan Commission**

Meeting Date: May 26, 2021

Request: PC 17-2021: Ordinance to amend Section 15.430(12) of the Manitowoc Municipal Code regulating Parking Areas Development and Maintenance.

Reason for Request: The proposed amendment will establish a forfeiture/bond schedule for MMC § 15.430(12) which regulates the development and maintenance of private parking areas for five or more vehicles.

Report: This request has been brought forward by the City Attorney's office to ensure that the proper schedule exists for violations of Section 15.430(12). This section of the Zoning Code regulates several key property maintenance provisions such as 15.430(12)(a) which requires sight screening to minimize light and sound disruption to adjacent properties, 15.430(12)(c) which requires parking areas to be paved to minimize dust and graded to minimize standing water or water runoff onto adjacent properties, and 15.430(12)(d) which requires lighting to be positioned to reflect away from adjoining residential properties.

The proposed schedule is consistent with the forfeiture schedules in place for other violations of Chapter 15 as well as most violations of § 16.150, the property maintenance regulations.

Public Comments: At the time of this writing no comments have been received.

Timeline:

- Public Hearing at the Common Council is planned for Monday, June 21st, 2021.

Recommendation: Approve the ordinance to amend Section 15.430(12) of the Manitowoc Municipal Code regulating Parking Areas Development and Maintenance.



May 10, 2021

TO: Plan Commission/ Common Council

FROM: Elizabeth Majerus, Assistant City Attorney

RE: Proposed Bond Schedule for Violations of 15.430(12)

Enclosed is a proposed ordinance establishing the forfeiture/ bond schedule for violations of MMC § 15.430(12) which regulates the development and maintenance of private parking areas for five or more vehicles. The various regulations contained within this ordinance govern many common causes of private nuisance. For example, 15.430(12)(a) requires sight screening to minimize light and sound disruption to adjacent properties. 15.430(12)(c) requires parking areas to be paved to minimize dust and graded to minimize standing water or water runoff onto adjacent properties. 15.430(12)(d) requires lighting to be positioned to reflect away from adjoining residential properties.

The proposed forfeiture schedule for this violation aligns with the forfeiture schedules in place for other violations of Chapter 15 as well as most violations of § 16.150, the property maintenance regulations.

Staff asks that this forfeiture schedule be approved as proposed. Any questions may be directed to Liz Majerus, Assistant City Attorney.

ORDINANCE

An Ordinance to amend Section 15.430(12) of the Manitowoc Municipal Code regulating Parking Areas Development and Maintenance.

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

Section 1. The bond schedule for violations of 15.430 Parking Areas Development and Maintenance, shall be:

- 1st offense: \$250 + costs
- 2nd offense: \$400 + costs
- 3rd and subsequent offense: \$600 + costs

Section 2. This ordinance shall take effect the day after publication. The Clerk is authorized to publish after approval by Common Council and Plan Commission.

INTRODUCED _____ ADOPTED _____

JUSTIN M. NICKELS, Mayor

Fiscal Impact: Minimal; City will receive small portion of citation as revenue
Funding Source: No additional responsibilities for assigned employee; therefore, funding source is N/A
Finance Director Approval: SMA
Approved as to form: EMM

This resolution was drafted by Elizabeth Majerus, Assistant City Attorney.