



P.O. Box 352 • 150 S. Bridge St. • Markesan, WI 53946 • P: (920) 398-3031 • F: (920) 398-3991

PUBLIC PROPERTY & HEALTH COMMITTEE

Markesan City Hall

March 5, 2019

6:30 pm

AGENDA

Call to Order

Roll Call

Citizen's Comments

Public Works Report

Old Business

- Discussion and Action on Soldier's & Sailor's Park with the Lions Club
- Discussion and Action on Maintenance of City Hall Tree
- Discussion and Action on Maintenance of the Trees at Soldier's & Sailor's Park
- Discussion and Action on 650 N Margaret Street Property
- Discussion and Action on Updated Cart Policy
- Discussion and Action on Sign Placement for Kiwanis, Lions Club and American Legion on Hwy 44

New Business

- Discussion and Action Lawn Mowing at Soldier's & Sailor's Park
- Discussion and Action on Pool Ordinance #115-7

Adjournment

A quorum of the Markesan Common Council may be in attendance at this meeting to gather information about a subject over which they have decision making responsibility. Under Wisconsin Open Meeting Law, this may constitute a meeting of the Common Council pursuant to the Badtke Decision, however, the Council will not take action at this meeting.

Any person requiring special assistance to participate in this meeting should contact the Clerk-Treasurer at 398-3031 at least 24 hours prior to the meeting so appropriate accommodations can be made.

Posted: Markesan State Bank City Hall
Farmers State Bank Post Office
www.markesanwi.gov

Dated March 4, 2019
Elizabeth Amend, Clerk-Treasurer

Cart Policy

Residential zoned (R-1) properties will be able to procure additional garbage and recycling carts thru the City.

For each additional cart the property will be billed, up front, the amount of the City's cost per the garbage and recycling contract plus 10% administration fee. Full year bills will be billed in September for the coming year. Partial year bills will be prorated per month. **((cost of the cart* 10% administration fees)*all months used)**, A partial month will not be prorated.

Smaller carts are available on request. The City will charge a fee of \$35 for each cart that is changed in size.

Commercial and Residential zoned properties with only a garage would have to show a need to the Public Property Committee.

Commercial zoned properties that have a dumpster will have to come before the Public Property Committee to request carts.

Multi-Family, Agriculture and Industrial zoned properties will not be provided a cart, but will be able to acquire 1 cart at cost. See billing policy above.

Properties needing service beyond the above scope, need to contract independently.

Any delinquent bills not paid by September 1st will be put on the property tax roll.

ORDINANCE NO. 115-7

An Ordinance Amending Ordinance No. 115-7 of the Municipal Code of the City of Markesan.

The Common Council of the City of Markesan in session duly begun on the ____ day of _____, 2019, hereby amends Ordinance No. 115-7 of the Markesan Municipal Code to read as follows:

SECTION 1: Ordinance 115-7 of the Municipal Code is hereby amended to read as follows:

Swimming Pool Regulations

A. Definition. A swimming pool is a body of water or an outdoor structure containing a body of water in a receptacle or other container having a depth for water at any point greater than 18 inches located above or below the surface of ground elevation, installed in such a manner that the pool will remain in place as a fixture throughout the full year and will be considered as a permanent or semi-permanent structure on the land. The term includes all structural facilities, appliances and appurtenances, equipment and other items used and intended to be used for the operation and maintenance of a private or residential swimming pool.

B. Exempt pools. Storable children's swimming or wading pools with a maximum dimension of 15 feet and a maximum wall height of 18 inches and which are so constructed that they may be readily disassembled for storage and reassembled to their original integrity are exempt from the provisions of this section.

C. Permit required. Before work is commenced on the construction or erection of private or residential swimming pools or on any alterations, additions, remodeling or other improvements, an application for a swimming pool building permit to construct, erect, alter, remodel or add must be submitted in writing to the Building Inspector. Plans and specifications and pertinent explanatory data should be submitted to the Building Inspector at the time of application. No work or any part of the work shall be commenced until a written permit for such work is obtained by the applicant. The required building permit fee pursuant to the City Building Code shall accompany such application.

D. Construction requirements. In addition to such other requirements as may be reasonably imposed by the Building Inspector, the Building Inspector shall not issue a permit for construction as provided for in Subsection C unless the following construction requirements are observed:

(1) Approved materials. All materials and methods of construction in the construction, alteration, addition, remodeling or other improvements and pool installation shall be in accord with all state regulations and codes and with any and all ordinances of the City now in effect or hereafter enacted.

(2) Plumbing. All plumbing work shall be in accordance with all applicable ordinances of the City and all state codes. Every private or residential swimming pool shall be provided with a

suitable draining method, and in no case shall waters from any pool be drained into the sanitary sewer system or onto lands of other property owners adjacent to that on which the pool is located or in the general vicinity.

(3) Electrical installations. All electrical installations, including lighting and heating but not limited thereto, which are provided for, installed and used in conjunction with a private swimming pool shall be in conformance with the state laws and City ordinances regulating electrical installations.

E. Setbacks and other requirements.

(1) Private swimming pools shall be erected or constructed in rear or side yards only and only on a lot occupied by a principal building. No swimming pool shall be erected or constructed on an otherwise vacant lot. A lot shall not be considered vacant if the owner owns the contiguous lot and said lot is occupied by a principal building.

(2) A swimming pool shall be at least 10 feet from any lot line or building unless designed and approved as an addition to a building and in no case shall the pool be allowed closer than what is permitted for an accessory structure.

F. Life Preservers required.

Every private swimming pool shall be equipped with a minimum of two throwing ring buoys or equivalent life preservers.

G. Enclosure.

(1) Fence; in-ground/above ground pools. All outdoor, below-grade swimming pools or above ground pools with sides less than four feet high, as in the case of aboveground pools, shall have a fence or other solid structure not less than four feet in height completely enclosing the pool with no opening therein (other than doors or gates) larger than three inches square. All gates or doors opening through the enclosure shall be equipped with a self-closing and self-latching devices and kept securely closed and locked at all times when not in actual use.

(2) Pool wall border.

(a) An approved barrier shall consist of a solid wall of durable material of which the pool itself is constructed and shall extend directly above the vertical water-enclosing wall of the pool. Such walls shall extend more than three feet above the level of the ground immediately adjacent to the pool. Such a solid pool wall barrier shall not be located within six feet of any other wall or fence or other structure which can be readily climbed by children. Every entrance to a pool, such as a ladder, must be secured or adequately safeguarded to prevent unauthorized entry into the pool.

(b) The pool enclosure may be omitted where portable pools are installed above ground and have a raised deck around the entire pool perimeter with an attached enclosed railing and gate a minimum of 36 inches high on the top.

H. Compliance. All swimming pools existing at the time of passage of this chapter not satisfactorily fenced shall comply with the fencing requirements of this section when water is placed in the pool. Enclosures on existing pools shall be inspected by the Building Inspector for compliance. Variations in enclosure requirements that do not adversely affect the safety of the public may be approved.

I. Pool Draining. No private swimming pool shall be constructed to allow water from the pool to drain into a sanitary sewer or septic tank or onto any adjoining property. Provisions may be made for draining the contents of a swimming pool into a storm sewer, but such installation shall be subject to prior approval by the Water Department Superintendent and/or Building Inspector.

J. Filter system required. All private swimming pools within the meaning of this ordinance must have a filtration system in place to assure proper circulation of the pool water and maintenance of the proper bacterial quality.

K. Dirt bottoms prohibited. All permanent or semi-permanent swimming pools shall have the sides and bottom of a smooth, impervious finish, and no sand or dirt bottom shall be permitted.

SECTION 2: This ordinance shall be in full force and effect upon passage and publication.

ROLL CALL: Ayes ___ Nays ___ Absent ___ Abstained

APPROVED this ___ day of _____, 2019.

CITY OF MARKESAN

RICH SLATE, Mayor

ATTEST:

ELIZABETH AMEND, Clerk-Treasurer

APPROVED AS TO FORM:

DANIEL D. SONDALLE, City Attorney

Proposed Pool Ordinance check list:

- This ordinance would apply to all pools with a greater dimension of 15 feet and any pool that has a wall height greater than 18 inches.
- Before work is commenced on the construction or erection of a private or residential swimming pool or any alternations, additions, remodeling or other improvements a swimming pool permit must be obtained from the building inspector.
- Every private or residential pool shall provide suitable draining methods; in no case shall waters from any pool be drained into the sanitary sewer system or onto lands of other property owners adjacent to the pool.
- All electrical installations, including lighting and heating used in conjunction with the private pool shall be in conformance with state laws and city ordinances regulating electrical installations.
- Private pools shall be erected or constructed in the rear or side yard only and only on a lot occupied by a principal building.
- A swimming pool shall be at least 10 feet from any lot line or building unless designed and approved as an addition to a building and in no case shall the pool be allowed closer than what is permitted for an accessory structure.
- Every private swimming pool shall be equipped with a minimum of two throwing ring buoys or equivalent life preservers.
- All below grade swimming pools and above ground pools with sides less than four feet high shall have a fence or other solid structure not less than four feet in height completely enclosing the pool with no opening larger than three inches square. All gates or doors opening through the enclosure shall be equipped with a self-closing and self-latching device and kept securely closed and locked at all times when not in actual use.