

ORDINANCE NO. 2024-15

**VILLAGE OF YORKVILLE
RACINE COUNTY, STATE OF WISCONSIN**

**AN ORDINANCE TO CREATE SECTION 10-148 OF THE CODE OF ORDINANCES
OF THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF WISCONSIN,
RELATING TO STORAGE PODS, STORAGE CONTAINERS, POLYSTRUCTURES,
AND POLYSHELTERS AND RESERVING SECTIONS 10-149 – 10-180 FOR FUTURE
USE**

WHEREAS, the Village of Yorkville Long-Range Planning Committee (“LRPC”) reviewed and discussed various materials related to storage pods, storage containers, polystructures, and polyselters, as well as this draft ordinance, on April 9, 2024, June 11, 2024. and July 9, 2024.

WHEREAS, the LRPC is comprised of residents of the Village as well as officials of the Village and is tasked with reviewing ordinances that impact the long-term plans and growth in the Village.

WHEREAS, the LRPC approved a motion at their meeting on July 9, 2024, to forward this draft ordinance to the Village Plan Commission and Village Board for their consideration.

WHEREAS, a joint public hearing was held before the Village Plan Commission and Village Board to receive public input on this draft ordinance on August 12, 2024, and

WHEREAS, the Village Plan Commission and Village Board reviewed this draft ordinance on August 12, 2024.

**THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY,
STATE OF WISCONSIN ORDAINS AS FOLLOWS:**

1. That Section 10-148 of the Code or Ordinances for the Village of Yorkville, Racine County, State of Wisconsin be, and hereby is, created to read as follows:

**“Sec. 10-148. – Storage Pods, Storage Containers, Polystructures and
Polyselters.**

- (a) *Applicability.* The permit requirements of this ordinance shall only apply to Storage Containers, Storage Pods, Polystructures and Polyselters placed after August 30, 2024.
- (b) *Definitions.*

- (1) *Polystructure* and *Polyshelter* means a structure with a frame of steel or other material which is covered by plastic, polyurethane, vinyl, canvas, or other similar flexible sheeting material.
 - (2) *Storage Container* means a container fabricated for the purpose of transporting freight or goods on a truck, railroad or ship, including cargo containers, shipping containers, storage units, or other prefabricated storage structures, other than a yard maintenance building or shed, that are placed on private property and comply with all the requirements of this section and the zoning code, that can be or is used for the storage of personal property of any kind and which is located for such purposes outside an enclosed building.
 - (3) *Storage Pod* means a box container constructed of wood, steel, or other similar material, other than a yard maintenance building or shed, such as “Portable On Demand Storage” also known as “PODS,” that can be or is used for the storage of personal property of any kind and which is located for such purposes outside an enclosed building.
- (c) *Location.* Storage pods, storage containers, polystructures and polyshelters shall be located in the rear and side yards only, except where 20-1115((b)(2) applies for properties with no defined rear or side yard. The above-listed structures shall comply with all Village of Yorkville zoning requirements including setbacks for accessory structures. The storage pod, storage container, polystructure or polyshelter shall not, at any time, be placed in the Village right-of-way.
 - (d) *No Human Habitation.* No storage pods, storage containers, polystructures and polyshelters shall be used for human habitation.
 - (e) *Delivery Timing.* No storage pod, storage container, polystructure, or polyshelter may be delivered between the hours of 6:00 p.m. and 7:30 a.m.
 - (f) *Maximum Size.* No storage pod, storage container, polystructure, or polyshelter shall exceed the following dimensions: 10 feet wide, 20 feet long, and 10 feet high.
 - (g) *Types of Uses.*
 - (1) *Temporary, permit not required.* For storage pods, storage containers, polystructures and polyshelters that will remain in place for less than three (3) months. No permit is required for storage structures that will be placed for less than three (3) months.

- (2) *Temporary, permit required.* For storage pods, storage containers, polystructures and polyshelters that will remain in place for a period of time not less than three (3) months, but not longer than six (6) months. No person, firm, or corporation shall install or place any storage pod, storage container, polystructure, or polyshelter that will be in place for between three (3) and six (6) months without first obtaining a Temporary Storage Structure Permit from the Village Clerk. No storage container, polystructure, or polyshelter shall be in place for longer than 6 months, or the length of an extension granted by the Village Board under (g)(2)(b), below, whichever is longer.
 - a. *Temporary Storage Structure Permit requirements.* The owner of the property where the storage pod, storage container, polystructure, or polyshelter is to be placed shall submit a permit application to the Village, together with a fee established by the Village Board from time to time. A permit issued for this use shall only be valid for the location for which the permit has been issued.
 - b. *Expiration and extension.* The permit shall expire six (6) months after issuance. One extension of sixty (60) days may be granted upon petition to the Village Board. After that one (1) extension has been granted and expired, the structure is considered to be permanent and the permittee must obtain an Accessory Structure Permit and Building Permit under (3), below.
 - (3) *Permanent, permit required.* For storage containers that will remain in place for more than six (6) months. No storage pods, polystructure, or polyshelter shall be considered a permanent storage structure. No person, firm, or corporation shall install or place any storage container that will be in place for longer than six (6) months without first obtaining an Accessory Structure Permit per Sec. 20-1115 and a Building Permit under Sec. 10-141 of Village of Yorkville Municipal Code and adhering to the regulations in Chapter 10 and Secs. 20-1115 and 20-1008 of the Village of Yorkville Municipal Code. Permanent storage containers are allowed as an accessory use on parcels five (5) acres or greater in size located in A-2, A-3, A-4, and R-2 zoning districts.
 - (h) *Penalty and Violations.* Any person who is in violation of any provision within this section or a rule or regulation promulgated under this section shall be subject to a penalty as provided in § 1-14 of this Code.”
2. That Sections 10-149 – 10-180 be reserved for future use.

3. This ordinance shall take effect upon adoption and publication as required by law.

Adopted by the Village Board of the Village of Yorkville, Racine County, State of Wisconsin, this 12th day of August, 2024.

VILLAGE OF YORKVILLE

Ayes: 4

By: /s/ Douglas Nelson
Douglas Nelson, President

Nays: 0

Attest: /s/ Janine Carls
Janine Carls, Clerk

Abstentions: 0

Absences: 1

**NOTICE OF PUBLIC HEARING
VILLAGE OF YORKVILLE**

PUBLIC NOTICE IS HEREBY GIVEN that the Village Board and Plan Commission of the Village of Yorkville, Racine County, Wisconsin, shall hold a joint public hearing at 6:00 p.m. on Monday, August 12, 2024, in the Yorkville Village Board Room, located in the Union Grove Municipal Center, 925 15th Avenue, Union Grove, Wisconsin, regarding proposed revisions to Chapter 10 of the Village of Yorkville's Municipal Code of Ordinances and Chapter 20 of the Racine County Zoning Code as adopted by the Village of Yorkville under Section 55-1(a) of the Village of Yorkville's Municipal Code of Ordinances pertaining to storage pods, storage containers, polystructures, and polyshelters. All interested parties will be heard.

A copy of these proposed ordinances will be available for public inspection prior to the public hearing, beginning on Thursday, July 25, 2024, and for at least two weeks thereafter during regular office hours, at the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, weekdays from 8:00 a.m. to 4:30 p.m., before consideration and possible adoption by the Village Board. If you have any questions regarding this scheduled public hearing or these proposed ordinances, please contact Michael McKinney, Village Administrator, at (262) 878-2123; the e-mail for the Village Administrator is michael@villageofyorkville.com.

Dated this 25th day of July and this 1st day of August, 2024.

Janine Carls
Clerk

Affidavit of Printing State of Wisconsin

County of Racine

City/Village of Union Grove

Southern Lakes Newspapers, LLC, certifies that it is the publisher of the Westine Report; that such paper is a secular newspaper of general circulation in said county; that it is printed and published in the village/city, county and state aforesaid. It hereby further certifies that a notice, of which the attached notice is a true copy, has been legally published in said newspaper 2 time(s) for 2 consecutive weeks(s); That the first publication was on the 25th day of July, 2024; The last publication was on the 1st day of August, 2024.

Signed *Amy Naber*

By Amy Naber, for Southern Lakes Newspapers, LLC

Subscribed and sworn to before me this

1st day of August 2024

Karen Whittington

Notary Public, State of Wisconsin

My commission expires 1/20/26



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Janine Carls
Clerk

(Published in Westine Report
July 25 & Aug. 1, 2024
WNAXLP - 458990)

Village of Yorkville Notice of Newly Enacted Ordinances

Please take notice that, on Monday, August 12, 2024, the Village Board of the Village of Yorkville adopted the following ordinances:

- Ordinance 2024-09, entitled "An Ordinance amending Sections 20-1020 (3) and (4) of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, relating to the minimum square footage for single family dwellings and two-family dwellings".
- Ordinance 2024-10, entitled "An Ordinance amending Sections 10-98 and 28-88 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, relating to the minimum floor areas and foundation requirements for single family dwellings and two-family dwellings and manufactured dwellings, manufactured homes, and modular homes".
- Ordinance 2024-13, entitled "An Ordinance amending the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville relating to the proposed rezoning of ±4.955 acres of land located at 14918 Washington Avenue (STH 20) (Parcel ID # 194-03-21-12-060-006), in the W½ of the SW¼ of Sec. 12, T3N, R21E, Village of Yorkville, Racine County, State of Wisconsin, from the R-3 (Suburban Residential - Sewered) Zoning District to the A-2 (General Farming and Residential II) Zoning District; Joshua Kramsky, Owner; Joshua Kramsky, Applicant/Agent".
- Ordinance 2024-14, entitled "An Ordinance amending Sections 20-1, 20-1008, and 20-1115 of the Racine County Code of Ordinances as adopted by the Village of Yorkville under Section 55-1(a) of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, relating to storage pods, storage containers, polystructures, and polyshelters".
- Ordinance 2024-15, entitled "An Ordinance creating Section 10-148 of the Code of Ordinances of the Village of Yorkville, Racine County, State of Wisconsin, relating to storage pods, storage containers, polystructures, and polyshelters and reserving Sections 10-149 – 10-180 for future use".

These ordinances take effect upon publication of this notice. The full text of these ordinances may be obtained from the Village of Yorkville Clerk's office, 925 15th Avenue, Union Grove, Wisconsin 53182, or through the Village's website at www.villageofyorkville.com. The phone number for the Clerk is (262) 878-2123.

Janine Carls
Clerk

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Southern Lakes Newspapers, LLC, certifies that it is the publisher of the Westine Report; that such paper is a secular newspaper of general circulation in said county; that it is printed and published in the village/city, county and state aforesaid. It hereby further certifies that a notice, of which the attached notice is a true copy, has been legally published in said newspaper 1 time(s) for 1 consecutive week(s); That the first publication was on the 29th day of August, 2024; The last publication was on the 29th day of August, 2024.

Signed *Amy Naber*

By Amy Naber, for Southern Lakes Newspapers, LLC

Subscribed and sworn to before me this

29 day of August 2024.

Karen Whittington

Notary Public, State of Wisconsin

My commission expires 4/20/26



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Janine Carls
Clerk

(Published in Westine Report
Aug. 29, 2024
WNAXLP - 460639)