



Common Council Chambers – City Hall Room 100
7325 W. Forest Home Ave, Greenfield, Wisconsin

REVISED LEGISLATIVE COMMITTEE MEETING AGENDA

Wednesday, December 13, 2023 - 5:00 PM

1. Meeting Call to Order and Roll Call.
2. Election of Chairperson.
3. Approval of the April 3, 2023 meeting minutes.
4. Approval of the October 2, 2023 meeting minutes.
5. Discussion and possible recommendations as to possible moratorium, ordinance change pertaining to new beer, wine, and liquor stores and retailers.
6. Discussion and possible recommendations as to external storage of ice for sale at gas stations, other retailers.
7. Discussion and possible recommendations as to overnight parking of commercial and recreational vehicles on City rights-of-way and residential properties.
8. Discussion and possible recommendations as to possible ordinance concerning payday loan/auto title loan businesses.
9. Discussion and possible recommendations as to process for residents to appeal from/seek changes to City Code.
10. Discussion regarding proposed State Legislative action relating to fowl.
11. Adjourn.

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Minutes are not official until formally approved by the Legislative Committee at the next scheduled meeting.

REVISED MINUTES OF THE LEGISLATIVE COMMITTEE MEETING HELD AT THE GREENFIELD CITY HALL ON
MONDAY, APRIL 3, 2023

1. Meeting Call to Order and Roll Call

The meeting was called to order by Alderperson Denise Collins at 1:30 PM.

Present: Alderpersons Denise Collins, Bruce Bailey and Shirley Saryan

Also present: Kristi Porter, Community Development Manager and City Attorney Christopher Geary

2. Election of Chairperson.

Motion by Alderperson Bailey to nominate Alderperson Collins as Chairperson, seconded by Alderperson Saryan to approve.

3. Election of Vice-Chairperson.

Motion by Alderperson Collins to nominate Alderperson Bailey as Vice-Chairperson, seconded by Alderperson Saryan to approve.

4. Approval of the September 27, 2021 meeting minutes.

Motion by Alderperson Bailey, seconded by Alderperson Saryan to approve. Motion carried with Alderperson Collins abstaining.

5. Discussion/decision regarding a recommendation as to a moratorium on tobacco, electronic cigarette, and other smoking supplies retailers, and cannabidiol (CBD oil) retailers.

The video recording started during discussion of agenda item 5.

Kristi Porter, Community Development Manager, said that the City of Greenfield would make a policy change to have no more than the existing nine tobacco, electronic cigarette, and other smoking supplies retailers, and cannabidiol (CBD oil) retailers in the city. This would not include gas stations and convenience stores selling these products.

City Attorney, Christopher Geary, and Mrs. Porter discussed state level CBD regulations, the quality of CBD products, and CBD product ingredients.

Mrs. Porter said that a zoning code ordinance would go to the Plan Commission meeting next month for recommendation. Then it would have a public hearing at the Common Council meeting on May 16, 2023.

Motion made by Alderperson Bailey to recommend not making a moratorium, but instead recommend a zoning code change to remove specific uses regarding tobacco, electronic cigarette, and other smoking supplies retailers, and cannabidiol (CBD oil) retailers. Seconded by Alderperson Shirley Saryan. Motion carried unanimously.

Alderperson Bailey circled back to agenda item 1.

6. Adjourn.

Motion by Alderperson Bailey, seconded by Alderperson Collins to adjourn at approximately 2:23PM. Motion carried unanimously.

Melissa Ramsey, Clerk Specialist

Minutes transcribed by Melissa Ramsey, Clerk Specialist

Distributed: 4/10/2023

Distributed Revised Version: 4/14/2023

MINUTES OF THE LEGISLATIVE COMMITTEE MEETING HELD AT THE GREENFIELD CITY HALL ON MONDAY,
OCTOBER 2, 2023

1. Meeting Call to Order and Roll Call

The meeting was called to order by Alderperson Bruce Bailey at 6:20 PM.

Present: Alderpersons Bruce Bailey, Shirley Saryan, Andrew Drzewiecki

2. Election of Chairperson.

Motion by Alderperson Saryan to nominate Alderperson Drzewiecki as Chairperson and Alderperson Bailey as Vice-Chairperson. Alderperson Drzewiecki seconded Alderperson Bailey as Vice-Chairperson. [There was no second for Chairperson. This item will be added to the next Legislative Committee Agenda.]

3. Election of Vice-Chairperson.

Approved Alderperson Bailey as Vice-Chairperson in agenda item 2.

4. Approval of the April 3, 2023 meeting minutes.

Place on next agenda.

5. Review and discuss City parking regulations.

Alderperson Drzewiecki wished to discuss the city's parking regulations in regards to parking of large recreational crafts (i.e. boats) and commercial vehicles in the street overnight, specifically in the Mitchell Park Highlands subdivision. He discussed concerns from constituents over boats, commercial vehicles, trailers, landscape equipment, and other large vehicles being parked in residential street parking overnight multiple days in a row, making it difficult for residents to get around and into their driveways.

He proposed bringing these concerns to the City Attorney to see if an amendment could be made to the City's parking code to further restrict some of the items.

Alderperson Bailey said that he had gotten a complaint in the last six months about a resident parking a commercial vehicle outside of their house.

Alderperson Drzewiecki said that in a City of Milwaukee district, large commercial vehicles are required to be parked in a driveway, not on the street, overnight.

Alderperson Bailey recalled that there used to be overnight parking regulations in Greenfield before he was an alderperson, but now there are only regulations during snow emergencies.

Alderperson Bailey proposed sending a copy of the meeting minutes to the City Attorney to review and have another Legislative Committee meeting after receiving the Attorney's recommendations.

Alderperson Saryan discussed concerns about the length of time large commercial vehicles park on the street and in driveways, creating noise for neighbors; and that weight limits for residential city roads need to be reviewed and enforced appropriately.

6. Adjourn.

Motion by Alderperson Drzewiecki, seconded by Alderperson Bailey to adjourn at approximately 6:31PM. Motion carried unanimously.

Melissa Ramsey, Clerk Specialist

Minutes transcribed by Melissa Ramsey, Clerk Specialist

Distributed 10/3/2023



Committee: Legislative Committee

Item Number:

Introduced By: Kristi Porter, Community Development Manager

Date Introduced: December 13, 2023

RELATING TO:

Ordinance to amend Section 21.04.0603 of the Municipal Code pertaining to Beer, Wine, and Liquor Stores and Retailers.

SUMMARY:

The City’s Zoning Code allows Beer, Wine and Liquor Stores as Special Uses in the C-1 through C-5 Commercial Districts, and in all PUD Districts. This is identified as NAICS Code Number 445310 in Section 21.04.0603 in the Zoning Code. On Tuesday, December 12th, the Plan Commission will discuss a draft ordinance amendment, removing this particular use from all zoning districts, **simply not allowing new liquor stores in the City anymore (NEW businesses—existing businesses become existing non-conforming uses)**. A public hearing could be scheduled for as early as January 16, 2024, if the Plan Commission and Legislative Committee direct staff to schedule it.

The NAICS system occasionally updates and modifies their 6-digit codes. The Beer, Wine and Liquor Store category has been modified and the NAICS codes have changed since its last update in 2017. Code 445310 “Beer, Wine and Liquor Stores” (listed in the current Zoning Code) has now been updated to 445320 and is called “Beer, Wine and Liquor Retailers.”

The draft ordinance repeals the old/obsolete NAICS numbers of 445310, and replaces it with the new NAICS number of 445320, but identifies 445320 as a non-allowable use in the future.

Staff recommends that the draft ordinance proceed with a public hearing, which may be scheduled as early as January 16, 2024.

ATTACHMENTS: KEY ISSUES ___ BACKGROUND ___ RESOLUTION ___ FISCAL NOTE ___
MOTION ___ OTHER X Draft Ordinance

ORDINANCE NO. _____

Ordinance to amend Section 21.04.0603 of the Municipal Code pertaining to Beer, Wine, and Liquor Stores and Retailers.

The Common Council of the City of Greenfield do ordain as follows:

PART I. Subsection 21.04.0603 of the Greenfield Municipal Code is hereby amended by repealing the following NAICS Code, with all non-listed NAICS codes, remaining unaltered:

* * *

Table 21.04.0603
PERMITTED AND SPECIAL USES IN THE
NONRESIDENTIAL ZONING DISTRICTS

		Zoning District Classification										HPO	AO	FW	FF	GFP	SW	
NAICS12	INDEX ITEM DESCRIPTION	C-1	C-2	C-3	C-4	C-5	O	BP	M-1	I	PR	PUD	{a}	{b}	{c}	{c}	{c}	{d}
445310	Beer, Wine, and Liquor Stores	S	S	S	S	S						S						

* * *

PART II. Subsection 21.04.0603 of the Greenfield Municipal Code is hereby amended to read as follows, with all non-listed NAICS codes, remaining unaltered:

* * *

Table 21.04.0603
PERMITTED AND SPECIAL USES IN THE
NONRESIDENTIAL ZONING DISTRICTS

		Zoning District Classification										HPO	AO	FW	FF	GFP	SW	
NAICS22	INDEX ITEM DESCRIPTION	C-1	C-2	C-3	C-4	C-5	O	BP	M-1	I	PR	PUD	{a}	{b}	{c}	{c}	{c}	{d}
445320	Beer, Wine, and Liquor Retailers																	

* * *

PART III. The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

PART IV. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART V. This ordinance shall take effect and be in force from and after its passage and publication.
PASSED AND ADOPTED by the Common Council of the City of Greenfield on the _____
day of _____, 2024.

APPROVED:

Michael J. Neitzke, Mayor

ATTEST:

Jennifer Goergen, City Clerk



2023 ASSEMBLY BILL 685

November 27, 2023 - Introduced by Representatives SORTWELL, BODDEN, BEHNKE, GUSTAFSON, S. JOHNSON, MAGNAFICI, MOSES, PENTERMAN, ROZAR, SCHMIDT and TITTL, cosponsored by Senators TAYLOR and CABRAL-GUEVARA. Referred to Committee on Sporting Heritage.

1 **AN ACT** *to create* 66.0442 of the statutes; **relating to:** local regulation of fowl.

Analysis by the Legislative Reference Bureau

This bill prohibits political subdivisions and sewerage districts from prohibiting the keeping of up to four chickens, ducks, geese, quail, or guinea fowl (fowl) by property owners or certain lessors on properties zoned for residential use. The bill specifically allows political subdivisions and sewerage districts to do any of the following with regard to the keeping of fowl:

1. Require a keeper of fowl to obtain a permit.
 2. Require notification of adjoining land owners.
 3. Impose reasonable regulations related to the location of fowl housing on a property.
 4. Prohibit the keeping of roosters.
-

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1.** 66.0442 of the statutes is created to read:

3 **66.0442 Local regulation of fowl. (1)** In this section:

4 (a) "Fowl" means chickens, ducks, geese, quail, or guinea fowl.

5 (b) "Local governmental unit" means a city, village, town, county, or sewerage
6 district.

