

ARTICLE 5: GENERAL STANDARDS AND REGULATIONS

501 PURPOSE

The purpose of this Article is to set forth various general requirements applicable to all development for all land uses in all zoning districts within the jurisdiction of this ordinance. These requirements cover a broad array of issues which are important for the promotion and protection of the safety and general welfare of the public, including (but not limited to) requirements for density, intensity, bulk, access, visibility, off-street loading, exterior storage, exterior lighting, vibration, noise, air pollution, odors, electromagnetic radiation, glare and heat, fire and explosion, toxic and noxious materials, waste materials, drainage, exterior construction materials, and hazardous materials for all development occurring in the Town of Lisbon.

502 RESERVED FOR FUTURE USE

503-504 RESERVED FOR FUTURE USE

505 RESERVED FOR FUTURE USE

506 ACCESS STANDARDS

(1) **PURPOSE:** The purpose of this Section is to alleviate and/or prevent congestion of public rights-of-way so as to promote the safety and general welfare of the public by establishing minimum requirements for the provision of access from private property onto public rights-of-way.

(2) **PERMIT REQUIRED:** Each access drive onto a public street or right-of-way shall have a permit issued by the Town or the entity controlling the public road.

(3) and (4) reserved for future use

(5) **ACCESS NEAR STREET INTERSECTIONS:** No access drive shall be located closer than 150 feet from the intersection of any two street rights-of-way. In all other cases, no access drive shall be located closer than 75 feet from the intersection of any two street rights-of-way. Access drives closer to intersections may be approved by conditional use. In all cases, access drives shall be located as far from an intersection as the lot size permits.

(6) **DISTANCE BETWEEN ACCESS DRIVES:** The minimum distance between two or more access drives serving the same property shall be 75 feet, as measured at the property line. A distance in excess of said 75 feet may be required if, in the opinion of the Zoning Administrator or designee existing or projected traffic factors warrant a greater distance. Access drives closer to intersections may be approved by conditional use.

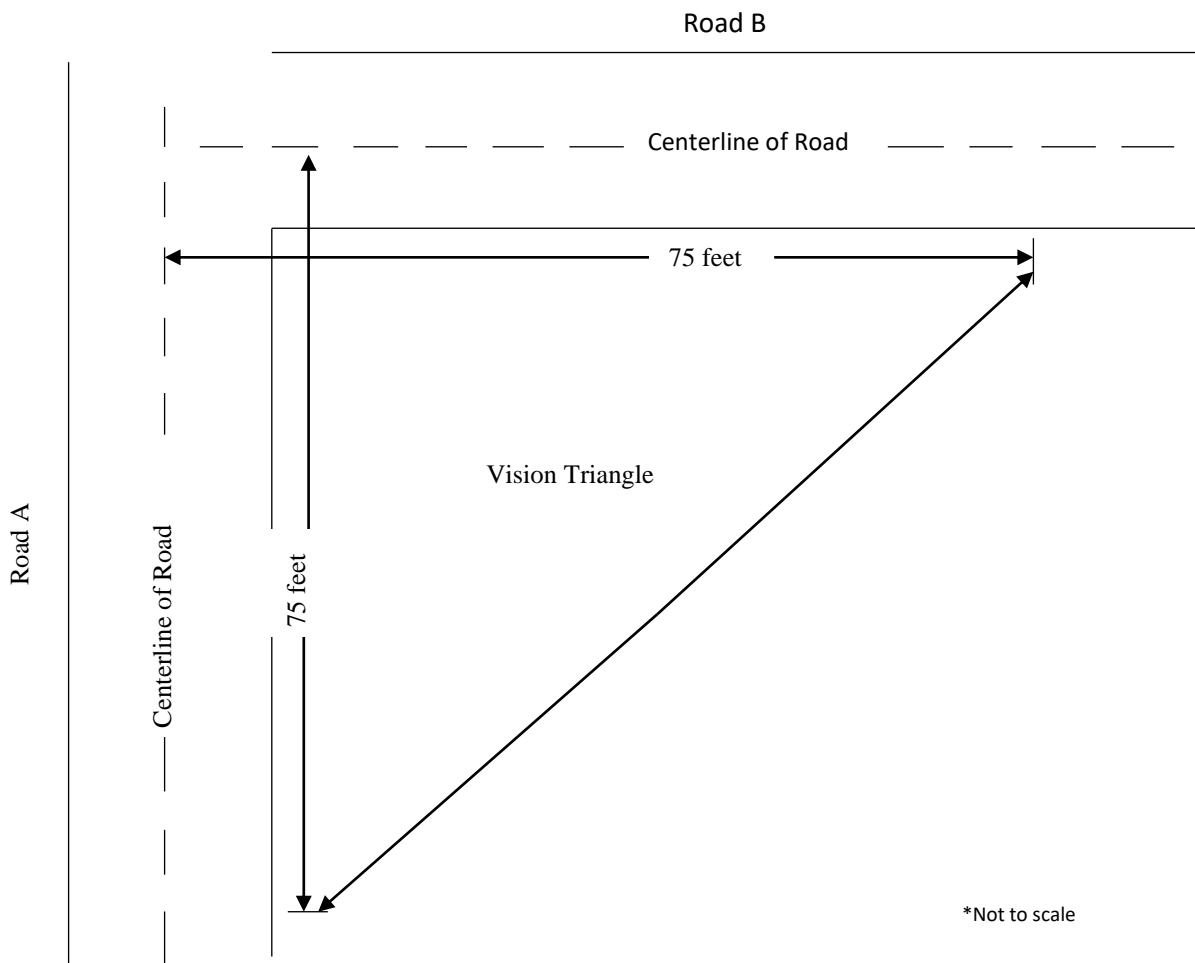
(7) through (12) reserved for future use

(13) **DRAINAGE:** Driveways shall be designed and constructed to minimize the flow of storm water onto the street and to maximize the flow of storm water into the ditches, catch basins and other storm water drainage facilities. All driveway entrances shall be constructed as not to interfere with the drainage of streets, ditches and other storm water drainage facilities. Driveway culvert size to be determined by the Town.

507 RESERVED FOR FUTURE USE

508 **VISIBILITY STANDARDS**

- (1) **PURPOSE:** The purpose of this Section is to alleviate or prevent accidents and to promote the safety and general welfare of the public by establishing minimum requirements for the provision of vehicular visibility. No signs, other than those related to traffic safety or approved highway directional signs, may be located in the road right-of-way nor may any signs be of such size or location that they interfere with the clear view of the full road right-of-way or of intersecting streets for motorists or pedestrians.
- (2) **VISION CLEARANCE TRIANGLE:** In order to provide a clear view of intersecting streets to motorists, there shall be a triangular area of clear vision. This triangular area is determined by measuring 75 feet from the center of each road and a chord connecting each of the measurements as illustrated in the diagram below.



- (3) **RESTRICTIONS IN TRIANGLE:** Within said vision clearance triangular area:
 - (a) no signs in excess of 30 inches in height, parking spaces, or structures shall be permitted,
 - (b) no earthwork in excess of 30 inches in height shall be permitted,

- (c) no vegetation, fencing, nor other such obstructions, which exceed 30 inches in height above either of the centerline elevations of said two streets, shall be permitted

509, 510 and 511 RESERVED FOR FUTURE USE

512 EXTERIOR STORAGE STANDARDS

- (1) **PURPOSE:** The purpose of this Section is to control the use of property for exterior storage so as to promote the safety and general welfare of the public. (See also, Storage and Disposal Land Uses, Section 409)
- (2) **EXTERIOR STORAGE OF RV'S, ATV'S, BOATS, SNOWMOBILES AND TRAILERS IN RESIDENTIAL ZONING DISTRICTS:** No person shall park or store recreational vehicles, ATV's, boats, snowmobiles, or trailers on a lot in a residential district, except within a fully enclosed structure or except as provided herein.
- (a) **Definitions:** For the purposes of this Section, the following definitions shall apply:
- All-terrain Vehicle (ATV):** The definition of an ATV provided in Section 340.01(2g) Wis. Stats. is adopted by reference, including all amendments thereto.
- Boat:** Boat shall mean motor boats (whether or not a motor is actually on the boat), house boats, row boats, canoes and kayaks.
- Recreational vehicle (RV):** Recreational vehicle shall mean motor homes, motor coaches, pickup campers when not positioned on top of a pickup, camping trailers, travel trailers, tent campers, folding campers, carnival equipment and their trailers, and cases or boxes used to transport recreational vehicles or their equipment, and similar equipment and vehicles.
- Trailer:** Trailer shall mean fifth-wheel trailers, utility trailers, boat trailers, snowmobile trailers, race car trailers, and ATV trailers.
- (b) **Maintenance:** Each RV, ATV, boat, snowmobile and trailer parked or stored in the Town shall be maintained in working condition, reasonably ready for the effective performance of the function for which it was intended. RV's and trailers shall be roadworthy.
- (c) **Ownership:** No RV, ATV, boat, snowmobile or trailer shall be parked or stored outside unless such item is wholly owned by the property owner or their family. If the property is rented, such storage shall be permitted to the tenant provided that such item is owned by the tenant.
- (3) **EXTERIOR STORAGE IN OFFICE AND BUSINESS DISTRICTS:** In all office and business zoning districts (See Section 201 for a listing of these districts), all materials and equipment shall be stored within a completely enclosed building except for the following: exterior displayed inventory for sale; screened refuse containers; construction materials, landscape materials and related equipment connected within on-site construction; and off-street parking.

513 RESERVED FOR FUTURE USE

514 EXTERIOR LIGHTING STANDARDS

Article 5: General Standards and Regulations

- (1) **PURPOSE:** The purpose of this Section is to regulate the spill-over of light and glare on operators of motor vehicles, pedestrians, and land uses in the vicinity of a light source in order to promote traffic safety and to prevent the creation of nuisances.
- (2) **APPLICABILITY:** The requirements of this Section apply to all exterior lighting in the Town of Lisbon.
- (3) **DEPICTION ON REQUIRED SITE PLAN:** Any and all exterior lighting shall be depicted as to its location, orientation and configuration on the site plan required for the development of the subject property. (Refer to Section 908.)
- (4) **REQUIREMENTS:**
 - (a) **Orientation of Fixture:** In no instance shall an exterior lighting fixture be oriented so that the lighting element (or a transparent shield) is visible from a property located within a residential zoning district. The use of shielded luminaries and careful fixture placement is encouraged so as to facilitate compliance with this requirement.
 - (b) **Intensity of Illumination:** In no instance shall the amount of illumination attributable to exterior lighting, as measured at the property line, exceed 0.50 foot candles above ambient lighting conditions on a cloudless night.
 - (c) **Location:** Light fixtures shall not be located within required bufferyards.
 - (d) **Flashing, Flickering and other Distracting Lighting:** Flashing, flickering and/or other lighting which may distract motorists is prohibited.
 - (e) **Nonconforming Lighting:** All lighting fixtures existing prior to the effective date of this Chapter shall be considered as legal non-conforming uses.
 - (f) **Special Events Lighting:** Any temporary use using exterior lighting which is not in complete compliance with the requirements of this Section shall secure a temporary use permit. (Refer to Section 906.)

515 and 516 **RESERVED FOR FUTURE USE**517 **NOISE STANDARDS**

- (1) **PURPOSE:** The purpose of this Section is to regulate the creation of noise which adversely effects adjoining properties in order to prevent the creation of nuisances and to promote the general welfare of the public.
- (2) **APPLICABILITY:** The requirements of this Section apply to all uses and activities which create detectable noise, except that these standards shall not apply to noise created during the construction of the principal use on the subject property, or by incidental traffic, parking, loading, maintenance or agricultural operations.
- (3) **REQUIREMENTS:** All noise shall be muffled so as not be objectionable due to intermittence, beat frequency or shrillness. In no event shall the sound-pressure level of noise radiated continuously from a facility exceed at the lot line of the subject property the values given in Tables 517(3)(a) and (b) as measured by, at the minimum, a Type 2 sound meter that is in compliance with ANSI standard S1.4-1983, where said lot abuts property within any residential or business zoning district.

Table 517(3)(a):**Maximum Permitted Noise Level at Lot Line for Noise Radiated Continuously***

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Zoning District	Increase in Noise Level over Ambient Level
ER-1	plus 3 dBA
PB	plus 5 dBA
* If the noise is not smooth and continuous or is present only during daytime hours, one or more of the corrections, in Table 22.517(3)(b) below shall be added to or subtracted from each of the decibel levels given in this Table.	

**Table 517(3)(b):
Adjustment Factors for Maximum Noise Levels**

Type of Operation in Character of Noise	Correction in Decibels
Daytime operation only	plus 5
Noise source operates less than 20% of any one-hour period	plus 5*
Noise source operates less than 5% of any one-hour period	plus 10*
Noise source operates less than 1% of any one-hour period	plus 15*
Noise of impulsive character (hammering, etc.)	minus 5
Noise of periodic character (hum, speech, etc.)	minus 5
* Apply only one of these corrections.	

- (4) **BURDEN OF PROOF:** Noises that were in effect as of the effective date of this Ordinance shall be considered legal nonconforming noises. The burden of proof to demonstrate that said noises were in effect prior to the effective date of this Ordinance shall be the responsibility of the noise producer.

518 - 524 RESERVED FOR FUTURE USE

525 TOXIC OR NOXIOUS MATERIAL STANDARDS

- (1) **PURPOSE:** The purpose of this Section is to regulate the handling of toxic or noxious material which adversely effects adjoining properties in order to prevent the creation of nuisances and to promote the general welfare of the public.
- (2) **APPLICABILITY:** The requirements of this Section apply to all land uses and activities.
- (3) **STANDARDS:**
 - (a) No use shall discharge across the boundaries of the subject property, or through percolation into the subsoil, toxic or noxious material in such concentration as to

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be detrimental to, or endanger, the public health, safety, comfort, or welfare, or cause injury or damage to the property or business.

- (b) No use shall discharge at any point into any public or private sewage disposal system or stream, or into the ground, any liquid or solid materials except in accordance with the regulations of the Wisconsin Department of Public Health.

526-531 RESERVED FOR FUTURE USE

532 HAZARDOUS MATERIALS STANDARDS

- (1) **PURPOSE:** The purpose of this Section is to provide information to the Town regarding the nature of land uses which involve research, production, storage, disposal, handling, and/or shipment of hazardous materials.
- (2) **APPLICABILITY:** The requirements of this Section apply to all land uses and activities involving any one or more of the following:
 - (a) Hazardous Substances as defined in §289.01(11), §291.05(2), or subject to §100.37(1)(c), stats.;
 - (b) Toxic Substances subject to Wisconsin Statutes 101.58(2)(j);
 - (c) Infectious Agents subject to Wisconsin Statutes 101.58(2)(f);
 - (d) Any material for which the State of Wisconsin requires notification of a local fire department; or
 - (e) Any other uses, activities, or materials which are subject to County, State, or Federal hazardous, or related materials regulations.
- (3) **STANDARDS:** All land uses involving such hazardous materials shall submit a written description of such materials and the operations involving such materials conducted on their property as part of the required initial site plan submittal and any such material being handled thereafter will require immediate notice to the Town. (See Section 908)

533 - 539 RESERVED FOR FUTURE USE

540 SUBSTANDARD LOT REGULATIONS See Section 205

541 NONCONFORMING STRUCTURE AND BUILDING REGULATIONS

- (1) The rules and regulations applying to nonconforming uses in Sec. 403 are adopted for use involving nonconforming structures and buildings, their modification, maintenance, reconstruction, different use or enlargement.

542 RESERVED FOR FUTURE USE