
LEGISLATIVE/LICENSING COMMITTEE MEETING

**Tuesday, January 11, 2022, at 8:15 a.m.
Caledonia Village Hall – 5043 Chester Lane**

1. Call to Order
2. Approval of Minutes
3. Hunting Map Update Title 11 Chapter 2 Section 1
4. Dog Fancier's Application /Gail Kudla 8724 7 Mile Road, Racine
5. Virtual Meeting Policy
6. 2022-XX - An Ordinance To Create Section 7-1-27 Of The Code Of Ordinances Of The Village Of Caledonia, Racine County, Wisconsin, Relating To Keeping Of Chickens In Residential Districts
7. Adjournment

Dated January 7, 2022

Joslyn Hoeffert
Village Clerk

Only committee members are expected to attend. However, attendance by all Board members (including non-members of the committee) is permitted. If additional (non-committee) Board members attend, three or more Board members may be in attendance. Section 19.82(2), Wisconsin Statutes, states as follows:

If one-half or more of the members of a governmental body are present, the meeting is rebuttably presumed to be for the purposes of exercising the responsibilities, authority, power or duties delegated to or vested in the body.

To the extent that three or more members of the Caledonia Village Board actually attend, this meeting may be rebuttably presumed to be a "meeting" within the meaning of Wisconsin's open meeting law. Nevertheless, only the committee's agenda will be discussed. Only committee members will vote. Board members who attend the committee meeting do so for the purpose of gathering information and possible discussion regarding the agenda. No votes or other action will be taken by the Village Board at this meeting.

LEGISLATIVE/LICENSING COMMITTEE MEETING
CALEDONIA VILLAGE HALL
5043 CHESTER LANE, RACINE, WI 53402
Monday, December 13, 2021

1. Call to Order

Trustee Wanggaard called the meeting to order at 8:35 a.m. In attendance were:

Committee Members: Trustee Wanggaard and Trustee Stillman.

Absent: None.

Staff/Others Present: Village Clerk Joslyn Hoeffert, HR Manager Michelle Tucker, and Development Director Peter Wagner.

2. Approval of minutes

Trustee Stillman motioned to approve the minutes as printed from the November 8th, 2021 meeting. Seconded by Trustee Wanggaard. Motion carried unanimously.

3. Weed Commissioner Discussion

Staff would like more clarity on this position and would want the Weed Commissioner also to be aware of the duties of this position. The Committee previously discussed the idea of updating the application to reflect the job adequately. Clerk Hoeffert explained what questions were included in the updated application and would be effective when the Village seeks a new Weed Commissioner in 2023.

4. Ordinance 2021-XX – An Ordinance To Create Section 16-1-1(A)(10) Of The Code Of Ordinances Of The Village Of Caledonia, Racine County, Wisconsin, Relating To Residential And Commercial Parking Restrictions Under The Zoning Code

This Ordinance was previously presented to this Committee and was forwarded to the Planning Commission. The Planning Commission asked Wagner to rewrite this code and forward it to the Legislative and Licensing Committee for further review. Wagner discussed the changes that were made, including the Planning Commission's recommended changes.

Motion by Trustee Stillman to recommend approval of Ordinance 2021-XX – An Ordinance To Create Section 16-1-1(A)(10) Of The Code Of Ordinances Of The Village Of Caledonia, Racine County, Wisconsin, Relating To Residential And Commercial Parking Restrictions Under The Zoning Code to the Planning Commission. Seconded by Trustee Wanggaard. Motion carried unanimously.

LEGISLATIVE/LICENSING COMMITTEE MEETING

CALEDONIA VILLAGE HALL

5043 CHESTER LANE, RACINE, WI 53402

Monday, December 13, 2021

5. Ordinance 2021-XX – An Ordinance To Create Section 16-1-1(A)(11) Of The Code Of Ordinances Of The Village Of Caledonia, Racine County, Wisconsin, Relating To Accessory Structures Under The Zoning Code

Wagner discussed the modifications of this code with the Committee. The changes to the code follow the model of Racine County. Other specific accessory structures were included in this code, including patios, decks, residential generators, swimming pools, basketball, tennis courts, and air conditioners.

Motion by Trustee Stillman to recommend approval of Ordinance 2021-XX – An Ordinance To Create Section 16-1-1(A)(11) Of The Code Of Ordinances Of The Village Of Caledonia, Racine County, Wisconsin, Relating To Accessory Structures Under The Zoning Code to the Village Board for final approval. Seconded by Trustee Wanggaard. Motion carried unanimously.

6. Adjournment

There being no further business, Motion by Trustee Stillman to adjourn the meeting at 9:37 a.m. Trustee Wanggaard seconded. Motion carried unanimously.

Respectfully submitted, Megan O'Brien
Deputy Village Clerk

Permit No: _____
Permit Dates: 12-22-2021
Receipt # for fee: 6002137

VILLAGE OF CALEDONIA, WI
DOG FANCIER'S PERMIT APPLICATION
Section 7-1-3(c) of the Village's Code of Ordinances

New 12/22/21
Renewal _____
Application Fee \$50.00

OWNER/RESIDENCE INFORMATION: (Please Print in Spaces Below)

Last Name:	First Name:	Middle Initial:
<u>Rudla</u>	<u>Gail</u>	
Address Where Dogs Will Be Kept:	Telephone:	Date of Birth:
<u>87247 Mile Rd</u>		
<u>Caledonia, WI 53108</u>		

PROPERTY INFORMATION:

Parcel I.D. No.: 51-104-04-22-03-022-000 Acreage of Residential Lot: 22⁺ Acres
Do you live at this address: Yes ☒ No ☐ Is this a multiple-family dwelling? Yes ☐ No ☒
Is there a residence on this property? Yes ☒ No ☐

DOG INFORMATION (Applicant must apply to amend the application if the below list of animals changes):

Name of Animal	Age	Male or Female	Spay/Neutered (Yes or No)	Breed	Color	License #
1. <u>Carlee</u>	<u>12</u>	<u>Female</u>	<u>Y</u>	<u>part Rat Terrier</u>	<u>Black</u>	<u>6206</u>
2. <u>Smiley</u>	<u>11</u>	<u>Female</u>	<u>Y</u>	<u>part Beagle</u>	<u>white + Brown</u>	<u>6207</u>
3. <u>Rufus</u>	<u>6</u>	<u>Male</u>	<u>Y</u>	<u>part Blue Heeler</u>	<u>Black</u>	<u>6208</u>
4. <u>Freddie</u>	<u>4</u>	<u>Female</u>	<u>Y</u>	<u>part chihuahua</u>	<u>Black</u>	
5. <u>Lady</u>	<u>2</u>	<u>Female</u>	<u>Y</u>	<u>part Lab</u>	<u>Tan</u>	
6. <u>Big Pup</u>	<u>4</u>	<u>Female</u>	<u>Y</u>	<u>part Lab</u>	<u>Tan + Black</u>	
7.						


I hereby certify that I am not in violation of any State Statutes or Village of Caledonia ordinances relating to animals. I have not been convicted of cruelty, neglect, or mistreatment of any animal. I understand that this permit may be revoked if any of the supplied information on this application is found to be false or if conditions on the property warrant revocation. The Village, without any advance notification, is authorized to enter upon the land covered by this permit to investigate complaints and inspect the premises.

Signature of Applicant _____

Date 12/23/21

Village Use Only

Legislative/Licensing Committee Review Date (New Permit): <u>01-10-2022</u>	
Village Board Approval Date (New Permit): <u>01-11-2022</u>	or Clerk's Review Date (Renewal): _____
Number of Dogs Authorized: <u>6</u>	
Date Permit Issued: _____	Permit Expiration Date: _____
Acreage per Assessor: _____	Zoning: _____
Individual License verified (circle) 1 2 3 4 5 <u>6</u> 7	Completed by: <u>MO</u> (initials)
Amended on: _____	Amendment Completed by: _____ (Initials)
Reason for Amendment: _____	

		Caledonia Police Department (CAPD)		Incident Report					
		Incident: Administrative							
		Incident Report Number: 21-020781		Between: Date - Time		And/At: Date-Time 12/30/21 11:07			
		Incident Location: 8724 Seven Mile Rd, Caledonia, WI, 53108							
CFS Code-1: 9001		CFS Code-2:		CFS Code-3:		CFS Code-4:			
CFS Code-5:		CFS Code-6:		CFS Code-7:		CFS Code-8:			
COM	Name (Last, First, Middle) Zoltak CAPD, Chad DETECTIVE			DOB:		Race/Sex U/M			
Address: (Address, City, State, Zip) 6900 Nicholson Rd, PD, Caledonia, WI, 53108						Home Phone Number (262) 835-4423			
Employer						Work Phone Number			
Employer Address						Cell Phone Number			
		Name (Last, First, Middle)			DOB:		Race/Sex		
Address: (Address, City, State, Zip)						Home Phone Number			
Employer						Work Phone Number			
Employer Address						Cell Phone Number			
<p>SUMMARY</p> <p>On Thursday, December 30, 2021, I, Det Zoltak, conducted a dog fancier permit application check at 8724 Seven Mile Rd with owner Gail Kudla. Upon conducting the inspection this residence passes inspection. See report.</p> <p>Det Zoltak #9800</p>									
Vehicle Information: (Year, Make, Model, Style, Color)									
License Number:		State:		Expiration Year:		Vin:		Insurance Company:	
Other Vehicle Information:						NCIC#			
Reporting Officer(s): Zoltak, Chad M.				Payroll Number:		Payroll Number:		Report Date: 12/30/2021	
Time Received:		Time Cleared: 11:26:21		Unit(s) Assigned: 208		1 of 2			
Reviewed by: Laehr, Erin E.				Payroll Number 8855		Copy To			

Date: 12/30/2021
 CFS Code-1: 9001
 Incident Report Number: 21-020781

Caledonia Police Department (CAPD)**Continuation**

Incident Report Number

21-020781

Incident Location:

8724 Seven Mile Rd, Caledonia, WI, 53108

Incident Date:

12/30/2021

NAMES**Owner**

Kudla, Gail W/F-68 of 8724 Seven Mile Rd, Caledonia, WI, 53108

DOB: 07/17/1953

Phone 1: (405) 474-2525

=====

NARRATIVE

On Thursday, December 30, 2021, I, Det Zoltak, conducted a dog fancier permit application check at 8724 Seven Mile Rd with owner Gail Kudla.

Prior Information

I looked over the application and observed Kudla had six dogs listed at the property. I observed in the paperwork everything was up to date. I checked for prior contacts at the residence and observed no animal complaints at the property in the last year. I observed this property also has 22 acres

Inspection

I then met with Kudla at the residence and she invited me inside. I observed the inside of the residence was clean and free of any hazards. I observed multiple dog food bowls and bowls of water for the dogs. I observed each dog, all of which appear to be happy, well fed, and friendly. I did not observe anything overt that would cause concern for the welfare of the dogs or that Kudla would not be able to take care of them.

Conclusion

At this time this property passes inspection and the application, in my opinion, should be approved. This report was also delivered to the Village Hall for review.

Det Zoltak #9800

Reporting Officer(s):

Zoltak, Chad M.

Payroll Number :

9800

Pages:

2 of 2

RESOLUTION NO. 2021-93

**A RESOLUTION OF THE VILLAGE BOARD OF THE VILLAGE OF CALEDONIA
AMENDING A VILLAGE OF CALEDONIA TELECONFERENCE AND
VIDEOCONFERENCE POLICY FOR THE BOARD OF TRUSTEES AND VILLAGE
COMMITTEES AND VILLAGE COMMISSIONS.**

The Village Board for the Village of Caledonia resolves as follows:

WHEREAS, certain events, may make meeting In-person impractical or impossible for Board of Trustees, Village Committees, Village Commissions, or the Board of Review, or members of such bodies.

WHEREAS, it may be essential for the Board of Trustees, Village Committees, Village Commissions, or the Board of Review, or members of such bodies, to meet.

WHEREAS, the Board of Trustees, Village Committees, Village Commissions, or the Board of Review, or members of such bodies, may use alternative types of meetings, such as virtual meetings that involve teleconferencing or videoconferencing.

WHEREAS, attached as **Exhibit A** is a Village of Caledonia Teleconference and Videoconference policy for the Board of Trustees and Village Committees and Village Commissions.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Caledonia that the attached **Exhibit A**, the Village of Caledonia Teleconference and Videoconference policy for the Board of Trustees and Village Committees and Village Commissions is hereby adopted.

Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, this ____ day of August, 2021.

VILLAGE OF CALEDONIA

By: _____
James R. Dobbs
Village President

Attest: _____
Joslyn Hoeffert
Village Clerk

Ordinance No. 2022-XX

AN ORDINANCE TO CREATE SECTION 7-1-27 OF THE CODE OF ORDINANCES OF THE VILLAGE OF CALEDONIA, RACINE COUNTY, WISCONSIN, RELATING TO KEEPING OF CHICKENS IN RESIDENTIAL DISTRICTS

The Village Board of the Village of Caledonia, Racine County, Wisconsin, do ordain as follows:

1. That Section 7-1-27 of the Code of Ordinances for the Village of Caledonia be, and hereby is, created to read as follows:

A. Chickens allowed. Within the Village limits of Caledonia, female chickens (hens) are allowed on ~~lots-parcels~~ with a single-family ~~or two-family dwellings.~~ [KK1][JH2]

B. ~~Roosters not allowed.~~ Roosters are not allowed in residential districts within the Village unless otherwise permitted by this Code or by the Racine County Zoning Code which has been adopted by the Village pursuant to Title 16 of this Code of Ordinances ~~the Village limits of Caledonia.~~ [KK3][JH4]

C. Maximum number of hens.

- (1) Five (5) hens shall be allowed on parcels that are 1 acre or less than 1 acre.
- (2) Ten (10) hens shall be allowed on parcels that are 1 acre or less than 2 acres.
- (3) Twenty (20) hens shall be allowed on parcels that are 2 acres or less than 5 acres.

B.(4) Thirty-three (33) hens shall be allowed on parcels 5 acres or greater. [JH5]

~~C. Maximum number of hens. The maximum number of hens depends on the lot size.~~ [KK6][JH7]

~~Five (5) hens shall be allowed on parcels less than one (1) acre.~~

~~Ten (10) hens shall be allowed on parcels greater than one (1) acre or less than two (2) acres.~~

~~Twenty (20) hens shall be allowed on parcels two (2) acres or less than five (5) acres.~~

~~Thirty three (33) hens shall be allowed on parcels five (5) acres or more.~~

~~(1) For lots under 1/2 an acre, there may be up to five hens.~~

~~(2) For lots under one acre and over 1/2 an acre, there may be up to seven hens.~~ [PW8][JH9]

~~(3) For lots over one acre, there may be up to 10 hens per acre of land.~~ [JH10]

- D. No slaughtering. There will be no slaughtering of chickens within the Village limits of Caledonia, except on properties zoned and approved for such use.
- E. Bird fighting. Raising or keeping of hens for fighting and the fighting of hens and other fowl is not allowed within the Village of Caledonia as per § 951.08, Wis. Stats.
- F. Chicken feed. All food must be kept in airtight containers that are out of reach ~~offer~~ wild animals.
- G. Chicken coops. An accessory building permit is required for all coops. ~~Hens must be provided with a~~ A chicken coop is a building structure that provides housing/shelteres them for hens and meet ~~and follows~~ with the following rules:
- (1) Hens must be provided at least ~~three~~3-square feet of floor space each.
 - (2) A coop must have minimum dimensions of ~~two~~2 feet long by two feet wide by ~~four~~4 feet tall.
 - (3) There must be at least ~~one~~1 nesting box per hen.
 - (4) Coops must include elevated perches to ensure chickens are able to rest in their natural position.
 - (5) Coops must be structurally sound, insulated, moisture proof and kept in good repair.
 - (6) Coops must have vents to ~~e~~insure proper ventilation during all times of the year.
 - (7) There must be a minimum of ~~one~~1 foot of window for each 10 feet of wall space.
 - (8) Coops must be clean, dry and kept in a neat and sanitary conditions at all times, and exist in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor, or other adverse impact. ~~Coops must be cleaned daily, and the waste~~ Waste must be properly disposed of according to Sec. 7-1-10 [JH11]
 - (9) During the winter months:
 - (a) Windows must be covered with clear plastic to minimize drafts.

(b) Heating lamps or other technology may be needed ~~to be provided~~ to keep the coop at the proper temperature of no less than 40° F.

(c) Water must not be frozen in the winter.

(10) ~~Coops must provide access to the chicken run.~~

(11) No coop shall be located closer than 25 feet to any residential ~~structure dwelling~~ on an adjacent lot. Coops must be located in the rear or side yard ~~and must meet requirements of Section 16-1-1(a)(11). of the property or non-address side yard on corner lots.~~

H. Chicken runs. ~~The e~~Chickens must ~~be provided~~have access to ~~with~~ an outdoor fenced structure ~~in which to run around.~~

(1) Hens ~~must be provided~~shall have ~~with~~ at least ~~6~~six square feet of space each in the run.

(2) ~~M~~The minimum dimensions ~~- are two~~2 feet wide by ~~two~~2 feet long by ~~three~~3 feet tall.

(3) ~~F~~The fencing must have spacing of no more than ~~one~~1 inch.

(4) ~~T~~The top of the run must be covered with fencing with spacing of one inch or less.

(5) ~~F~~The fencing ~~should~~shall be buried ~~a foot~~1 foot under the ground if the run is not mobile.

(6) During the winter months:

(a) The run must be surrounded by ~~heavy-clear~~ plastic on all sides.

(b) The top of the run must be covered in ~~heavy-clear~~ plastic.

[PW12][JH13]

I. General care requirements. Chickens must be properly cared for.

(1) Food must be provided daily and must be proper for chickens in accordance with § 951.13.(1), Wis. Stats.

(2) Clean water must be provided at all times and changed daily in accordance with § 951.13.(2), Wis. Stats.

J. License Application process. ~~Submit Applications will be submitted to the following to the~~ Village Clerk's office ~~and must contain the following:~~

(1) Completed license application form.

(2) A copy of the proof of registration of the property where chickens will be kept with the Wisconsin Department of Agriculture, Trade, and Consumer Protection.

~~(+)(3) Submit a scaled drawing of the parcel showing the proposed Show the desired location for of the coop and run on a scaled drawing of the lot. The drawing shall include dwelling units on properties within 100 feet of the proposed coop location, and shall be approved by the Building Inspector Village staff. JH14][KK15][PW16]~~ And shall be approved by Building Inspector or designee.

~~(2)(4) Provide the design for the Submit a scaled drawing of the proposed desired coop with chicken run, along with proof of the building permit for the building of the same.~~

~~(3) All properties on which chickens kept must be properly registered with the Wisconsin Department of Agriculture, Trade and Consumer Protection. A copy of the proof of registration must accompany the application.~~

~~(4)(5)~~ Application fee of \$20 plus first annual license fee of \$20.

K. Licenses and fees.

(1) Licenses are for a one-year term beginning January 1 of each year.

(2) License fee is \$20 annually and will not be prorated for any portion of a year plus the one-time application fee of \$20.

(3) Licenses not renewed by March 1st will be assessed a late fee of \$10. JH17][KK18][JH19]

L. Renewal process. All licenses must be renewed on an annual basis prior to January 1 of each year. License renewals will be submitted to the Village Clerk's office and shall include:

(1) Current proof of registration with the Wisconsin Department of Agricultural, Trade and Consumer Protection.

(2) Annual fee.

M. Penalties.

- (1) General complaints. This includes noise complaints and nuisance complaints and others. Whenever the Village, through its agents or employees shall, upon inspection of the premises within the Village, find the condition of the property or premises is in violation of this Chapter, an order shall be issued to the owner (and occupant if different from owner) of the premises or property to correct said condition by the Zoning Administrator or his/her designee.
- (a) First offense: A ~~warning~~ notice of violation will be ~~given~~ issued to the permit holder ~~that if similar complaints continue, a fee will be assessed as well as the potential loss of a license.~~
- ~~(b)~~ Second offense: A fee ~~fine~~ of \$50 will be assessed ~~assessed to the permit holder, on the part of the permit holder.~~
- ~~(b)~~ Third offense: The license of the permit holder will be revoked for 12 months and a ~~fine~~ of \$200 would be assessed.
- (2) Animal cruelty violations. These consist of but are not limited to inadequate food or water, dirty coop, improper temperature conditions ~~for the birds~~, sick or unhealthy birds, and improper size coop. Animal cruelty shall be enforced through Title 7, Chapter 1, Section 18 of the Village code.
- ~~(a)~~ First offense: A warning would be given with the order to fix the problem within a week or to provide proof of a start to fix the problem.
- ~~(b)~~ (a) Second offense: Multiple violations will result in the license being indefinitely revoked. The license of the permit holder will be revoked indefinitely and either prosecution under Wisconsin State Law or a fine of \$500. ~~[JH20][KK21]~~

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

Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, this ____ day of _____, 20____.

VILLAGE OF CALEDONIA

By: _____
James R. Dobbs, President

Attest: _____
Joslyn Hoeffert, Clerk

SEC. 7-1-10 ANIMAL FECES.

(a) Public and private property. Dog Litter Nuisance. ~~It shall be unlawful for any person in immediate control of any dog-animal to permit fecal matter which is deposited by such dog-animal while off of its own premises to remain on any street, alley, sidewalk, lawn, field or any public property, and it shall be solely the responsibility of the person in control of said-dog such animal to immediately, after deposit, remove all fecal matter and dispose of the same. Any person owning or having control of a-dogan animal on any property, public or private, which is not owned or occupied by such person shall promptly remove excrement left by such dog-animal and place it in a proper receptacle, bury it or flush it in a toilet on property owned or occupied by such person. This Section shall not apply to a person who is visually or physically handicapped. Any person causing or permitting a-dogan animal to be on any property, public or private, not owned or occupied by such person shall have in his or her immediate possession a device or object suitable for removal of excrement and a depository for the transmission of excrement to the property owned or occupied by such person.~~

(b) Complaints. Any adult person alone or together with other adults may seek relief from animal~~dog~~ fecal matter deposits as described in Subsection (a) above by a complaint to the Police Department in the same manner and procedure as set forth in Section 7-1-6(c)(2).