

# COMMON COUNCIL

City of Kaukauna  
**Council Chambers**  
Municipal Services Building  
144 W. Second Street, Kaukauna



Tuesday, August 01, 2023 at 7:00 PM

## AGENDA

### In-Person

1. Roll call, one minute of silent prayer, Pledge of Allegiance to the American Flag.
2. Reading and approval of minutes.
  - [a.](#) Common Council Meeting Minutes of July 18, 2023.
3. Presentation of letters, petitions, remonstrances, memorials, and accounts.
  - [a.](#) Bills Payable.
4. Public appearances.
5. Business presented by Mayor.
  - [a.](#) 2024 Budget Preparation and Approval Process Schedule.
  - [b.](#) Day's Inn Delinquent Room Tax.
6. Reports of standing and special committees.
  - [a.](#) Public Protection and Safety Committee Meeting Minutes of July 17, 2023.
  - [b.](#) Board of Public Works Meeting Minutes of July 31, 2023.
  - [c.](#) Finance and Personnel Committee Meeting Minutes of July 31, 2023.
  - [d.](#) Health & Recreation Committee Meeting Minutes of July 31, 2023.
  - [e.](#) Legislative Committee Meeting Minutes of July 31, 2023.
  - [f.](#) Grignon Mansion Board Meeting Minutes of June 26, 2023.
  - [g.](#) 1000 Islands Environmental Center Committee Meeting Minutes of June 15, 2023.
  - [h.](#) Operator (Bartender) License.
7. Reports of City officers.
8. Presentation of ordinances and resolutions.
  - [a.](#) Resolution 2023-5397 Resolution Approving the Final Plat for Legacy Acres Subdivision.
  - [b.](#) Resolution 2023-5398 A Resolution Approving a Lot Division for Part of Parcel 325118158 and all of Parcels 325118159, 325118160, and 325118161.
  - [c.](#) Resolution 2023-5399 A Resolution Approving a Lot Division for Part of Parcel 325118158 and all of Parcels 325118157 and 325118156.
  - [d.](#) Resolution 2023-5400 A Resolution Approving a Lot Division for Parcel 130044800.
  - [e.](#) Resolution 2023-5401 Resolution Authorizing the Memorandum of Understanding (MOU) Establishing Unified Command for Fox Cities Marathon 2023.
  - [f.](#) Ordinance 1885-2023 Ordinance Amending Section 7.12(2)(A)(3) Parking Regulations Lot 3.



9. Adjourn.

## **NOTICES**

**IF REQUESTED THREE (3) DAYS PRIOR TO THE MEETING, A SIGN LANGUAGE INTERPRETER  
WILL BE MADE AVAILABLE AT NO CHARGE.**





## COUNCIL PROCEEDINGS - COUNCIL CHAMBERS – KAUKAUNA, WISCONSIN – JULY 18, 2023

Pursuant to adjournment on July 5, 2023 meeting of the Common Council of the City of Kaukauna was called to order by Mayor Penterman at 7:00 P.M. on Tuesday, July 18, 2023.

Roll call present: Antoine, Coenen, DeCoster, Eggleston, Kilgas, Moore, Schell and Thiele

Also present: Attorney Davidson, DPW/Eng. Neumeier, Fire Chief Carrel, Fin. Dir. Van Rossum, Planner Stephenson, Police Chief Graff, Street Sup. Van Gompel, Street Foreman Nelson, Asst. Fire Chief Schneider, Asst. Fire Chief Resch, Equip. Mech. Hirschy, and interested citizens.

One minute of silent prayer and the Pledge of Allegiance to the American Flag observed by the assembly.

Motion by Moore, seconded by Antoine to adopt the minutes of the Common Council meeting of July 5, 2023.

All Ald. voted aye.

Motion carried.

### PRESENTATION OF LETTERS, PETITIONS, REMONSTRANCES, MEMORIALS, AND ACCOUNTS

#### Bills Payable

Motion by Moore, seconded by Thiele to pay bills out of the proper accounts.

All Ald. voted aye.

Motion carried.

### PUBLIC APPEARANCES

None.

### BUSINESS PRESENTED BY THE MAYOR

#### Retirement of Terry Verbeten from 32 years with the City of Kaukauna.

Mayor Penterman thanked Terry Verbeten for his 32 years of service with the City of Kaukauna and presented him with a retirement gift. Street Superintendent Van Gompel thanked Terry for his service and dedication during the last 32 years with the City of Kaukauna.

#### American Heart Association EMS Award to the Kaukauna Fire Department.

Mayor Penterman stated the Kaukauna Fire Department has received the American Heart Association's Mission Lifeline EMS Silver Achievement Award for its commitment to offering rapid research-based care to people who experience the most severe form heart attack and stroke. Mission Lifeline EMS is the American Heart Association's national initiative to advance the system of care to patients with high risk. The program helps reduce barriers to prompt treatment starting from when 911 is called to EMS transport and continuing through hospital treatment and discharge. Optimal care for heart attack and stroke patients takes coordination between the individual, pre-hospital providers and health care systems.



Fire Chief Carrel accepted the award on behalf of the City of Kaukauna Fire Department and thanked staff, especially Assistant Chief Joe Resch and Assistant Chief Craig Schneider. Fire Chief Carrel is very proud of the Firefighters/Paramedics for earning this award. The paramedics are doing many things before cardiac arrest. The paramedics are recognized in this award for their fast response arriving to scene, getting an EKG on patients right away and notifying hospital staff before the patient is transported. Cardiologists can read the EKG while patients are still in their home. The hospital can prepare for the patient immediately. Early care is essential for recovery. None of this is possible without the support of our community, Common Council, Mayor and wonderful City of Kaukauna firefighters/paramedics.

**Appointment of John Sundelius to the Industrial and Commercial Development Commission.**

Motion by Coenen, seconded by Schell to appoint John Sundelius to the Industrial and Commercial Development Commission.

All Ald. voted aye.

Motion carried.

**Reappointment of Keith Peterson to the Building Construction Board of Review.**

Motion by Eggleston, seconded by Kilgas to reappoint Keith Peterson to the Building Construction Board of Review.

All Ald. voted aye.

Motion carried.

**Reappointment of Lee St. Aubin to the Building Construction Board of Review.**

Motion by Antoine, seconded by Moore to reappoint Lee St. Aubin to the Building Construction Board of Review.

All Ald. voted aye.

Motion carried.

**Presentation by Jeff Belongia, from HSE, of the 2023 Kaukauna General Obligation Bonding Results and Ratings.**

Finance Director Van Rossum introduced Jeff Belongia, Bond Advisor from Huntington. Mr. Belongia provided information on the 2023 General Obligation Bonding Results and Ratings. The interest rates and credit ratings were presented. An all-inclusive interest rate of 3.68% was obtained. Mayor Penterman thanked Mr. Belongia, Finance Director Van Rossum, City staff and the Common Council for being fiscally responsible and allowing us to capture a true interest cost of 3.68% and maintain our bond rating of a AA-. Discussion was held and questions answered.

**Successful City Domain Migration to Kaukauna.gov.**

Mayor Penterman stated the City Domain has been successfully migrated to Kaukauna.gov. This was a mandate from the Elections Commission to do this by 2024. Questions on the migration should be directed to IT Manager Tim Taplin.

**Strategic Plan update.**

A draft of the Strategic Plan was provided. Staff and several Alders met several times to collaborate and formulate the plan. We will continue to move forward with the plan and adjust as needed. A final draft will be presented to the Common Council in the coming months.

Alder Moore thanked staff for coordinating these brainstorming sessions. Alder Antoine appreciated the frank and candid conversations that occurred during those two days. Alder Eggleston asked when the plan will be finalized. Mayor Penterman stated the Strategic Plan will be reviewed periodically and adjustments will be made accordingly.



## REPORTS OF STANDING AND SPECIAL COMMITTEES

### Board of Public Works Meeting Minutes of July 17, 2023.

#### BOARD OF PUBLIC WORKS

A meeting of the Board of Public Works was called to order by Chair Thiele on Monday, July 17, 2023 at 6:00 P.M.

Members present: Antoine, Coenen, DeCoster, Eggleston, Kilgas, Moore, Schell, and Thiele.

Also present: Mayor Penterman, Attorney Davidson, DPW/Eng. Neumeier, Com. Enrich. Serv. Dir. Vosters, Grignon Mansion Dir. Mickelson, HR Dir. Swaney, Fire Chief Carrel and interested citizens.

1. **Correspondence** – none.

2. **Discussion Topics.**

a. **Recommendation to award bid for Project #7-23: Kaukauna Municipal Pool Renovation Project.**

DPW/Eng. Neumeier stated Project #7-23 is for the renovation of the Kaukauna Municipal Pool. The project scope includes, but not limited to, demotion, erosion control, pavement removal, earthwork, underground plumbing, concrete paving, fencing, water feature installation, pool bathhouse construction, splashpad building construction, electrical and lighting, landscaping, and site restoration. Alternate bids units were received for waterslide installation and mini golf course construction. Staff has reviewed and analyzed bids from Milbach Construction and Miron Construction received on June 28, 2023. Questions from the Board were answered. Alders thanked Katie McDonald, Parkitecture and Planning representative who was present via ZOOM.

Motion by Moore, seconded by Schell to Award Project 7-23 Kaukauna Municipal Pool Project Renovation to Miron Construction Co., Inc., to include the total base bid and Alternate Bids A1-A5 for (Waterslide, Pump House Addition, Dense Grade Base-course, Concrete Pavement-5" and Earthwork).

Roll call vote: Antoine-aye, Coenen-aye, DeCoster-aye, Eggleston-nay, Kilgas-aye, Moore-aye, Schell-aye, Thiele-aye.

Motion carried 7 – 1.

b. **Authorization to seek bids for replacement of Tower Drive Storm Lift Station Back-up Generator – Re-Bid.**

The back-up generator at the Tower Drive Stormwater Lift Station has been declining for a number of years. The generator is near the end of its useful life. This project was previously bid and all bids were rejected due to the price of work and the complexity of the options. The project scope has been revised/reduced and we will now seek bids for an outside generator unit. Questions from the Board were answered.

Motion by Moore, seconded by Kilgas to authorize the Street Department to seek bids for the replacement of the Tower Drive Storm Lift Station Back-up Generator.

All Ald. voted aye.



Motion carried.

**c. Notice of Noncompliance – Sanitary Sewer Overflow Follow-up Letter.**

DPW/Eng. Neumeier stated the City received a notice of noncompliance from the State of Wisconsin Department of Natural Resources (DNR) on July 7, 2023. The purpose of this letter is to issue a Notice Of Noncompliance (NON) for alleged violations of the sanitary sewer overflow going back to May. Section 5 of Kaukauna's general permit prohibits any overflow or discharge of wastewater from the sewage collection system. The street department sewer crew and Senior Project Engineer Jeff Bodoh quickly acted and the overflow was contained to the quarry. A thorough cleanup was done. The DNR concurred that what happened following this incident was satisfactory. This notice of noncompliance will be part of the 2023 CMAR report. No further action is needed by the City of Kaukauna at this time to address this violation. Questions from the Board were answered.

**d. Public Works Update.**

DPW/Eng. Neumeier updated the Board on current projects. Some meetings on the I-41 Corridor project are coming up. If Alders need this information, they are asked to reach out to DPW/Eng. Neumeier. Concrete street paving is on the second half of the new construction streets (Hurkman Heights). The second half of these roads will be paved this week. Lunda Construction will be in town later this week or next week to do some work on the Veteran's Memorial Lift Bridge. The bridge will be closed for a few hours for this work to be completed.

Kilgas thanked Senior Engineer Bodoh for his detailed emails on the City's public works projects.

**3. Adjourn.**

Motion made by Antoine, seconded by Coenen to adjourn.

All members voted aye.

Motion carried.

Meeting adjourned at 6:23 p.m.

Sally Kenney  
Clerk

Motion by Thiele, seconded by Kilgas to adopt the Board of Public Works Meeting Minutes of July 17, 2023.

All Ald. voted aye.

Motion carried.

**Finance and Personnel Committee Meeting Minutes of July 17, 2023.**

**FINANCE AND PERSONNEL COMMITTEE MEETING**

A meeting of the Finance and Personnel Committee was called to order by Chair Penterman on Monday, July 17, 2023, at 6:24 p.m.

Members present: Mayor Penterman, Antoine, Coenen, Eggleston, Moore, and Thiele.

Also present: Ald. Schell, Ald. DeCoster, Ald. Kilgas, Attorney Davidson, DPW/Eng. Neumeier, Fire Chief Carrel, Com. Enrich. Dir. Vosters, Grignon Mansion Dir. Mickelson, HR Dir. Swaney, and interested citizens.



1. **Correspondence** - None.

2. **Discussion Topics.**

a. **Authorization to fill vacant Laborer position due to retirement.**

Terry Verbeten has given his official retirement notice from the Street Department. His last day will be July 26. He has been with the City for 32 years. Staff is looking to fill a Laborer position due to the vacancy his retirement will create.

Motion by Thiele, seconded by Eggleston to authorize the filling of the vacant Laborer position due the retirement of Terry Verbeten.

All members voted aye.

Motion carried.

3. **Closed Session**

a. **Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(c) to discuss employment, promotion, compensation, or performance evaluation data of any public employee.**

Motion by Moore, seconded by Coenen to Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(c) to discuss employment, promotion, compensation or performance evaluation data of any public employee.

All members voted aye.

Motion carried.

Moved to closed session at 6:28 p.m.

b. **Return to Open Session for possible action.**

Motion by Antoine, seconded by Coenen to return to Open Session.

All members voted aye.

Motion carried.

Returned to Open Session at 6:41 p.m.

c. **Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(g) with respect to litigation in which it is or is likely to become involved.**

Motion by Moore, seconded by Coenen to Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(g) with respect to litigation in which it is or is likely to become involved.

All members voted aye.

Motion carried.

Moved to closed session at 6:41 p.m.

d. **Return to Open Session for possible action.**

Motion by Moore, seconded by Eggleston to return to Open Session.

All members voted aye.

Motion carried.

Returned to Open Session at 6:44 p.m.

4. **Adjourn.**



Motion by Coenen, seconded Moore to adjourn.  
All members voted aye.  
Motion carried.

Meeting adjourned at 6:45 p.m.

Sally Kenney, Clerk

Motion by Eggleston, seconded by Moore to adopt the Finance and Personnel Committee Meeting Minutes of July 17, 2023.  
All Ald. voted aye.  
Motion carried.

### **Health and Recreation Committee Meeting Minutes of July 17, 2023.**

#### **HEALTH AND RECREATION COMMITTEE**

A meeting of the Health and Recreation Committee was called to order by Chair Kilgas on Monday, July 17, 2023 at 6:46 P.M.

Members present: Coenen, DeCoster, Kilgas and Schell.

Also present: Mayor Penterman, Ald. Antoine, Ald. Eggleston, Ald. Moore, Ald. Thiele, DPW/Eng. Neumeier, Attorney Davidson, Fire Chief Carrel, Com. Enrich. Serv. Dir. Vosters, HR Dir. Swaney, Grignon Mansion Dir. Mickelson, and interested citizens.

#### **1. Correspondence – None.**

#### **2. Discussion Topics.**

##### **a. Request from Cassidy Mickelson for the use of Lower Grignon Park, temporary allowance of horses and overnight camping on the grounds of the Grignon Mansion for the Civil War Living History Demonstration on August 25-27, 2023.**

Motion by Schell, seconded by Coenen to approve the request from Cassidy Mickelson for the use of Lower Grignon Park, temporary allowance of horses and overnight camping on the grounds of the Grignon Mansion for the Civil War Living History Demonstration on August 25-27, 2023.

All members voted aye.  
Motion carried.

##### **b. Amplified noise request for the Civil War Living History Demonstration at Grignon Mansion Grounds/Lower Grignon Park on August 26 - 27, 2023.**

Motion by DeCoster, seconded by Coenen, to grant amplified noise request for the Civil War Living History Demonstration at Grignon Mansion Grounds/Lower Grignon Park on August 26 - 27, 2023.

All members voted aye.  
Motion carried.

##### **c. Request from Cassidy Mickelson for the use of Lower Grignon Park and temporary allowance of horses for Grignon Mansion Car Show on August 13, 2023.**

Motion by Coenen, seconded by DeCoster to grant the request from Cassidy Mickelson for the use of Lower Grignon Park and temporary allowance of horses for Grignon Mansion Car Show on August 13, 2023.

All members voted aye.  
Motion carried.



**d. Amplified music request for Grignon Mansion Car Show on August 13, 2023.**

Motion by DeCoster, seconded by Schell to grant the amplified music request for Grignon Mansion Car Show on August 13, 2023.

All members voted aye.

Motion carried.

**3. Adjourn.**

Motion made by Coenen, seconded by Schell to adjourn.

All members voted aye.

Motion carried.

Meeting adjourned at 6:49 P.M.

Sally Kenney

Clerk

Motion by Kilgas, seconded by Schell to adopt the Health and Recreation Committee Meeting Minutes of July 17, 2023.

All Ald. voted aye.

Motion carried.

**Public Protection and Safety Committee Meeting Minutes of July 17, 2023.**

These minutes were pulled and will be brought back at next meeting.

**Plan Commission Meeting Minutes of May 18, 2023.**

Motion by Moore, seconded by Coenen to receive and place on file the Plan Commission Meeting Minutes of May 18, 2023.

All Ald. voted aye.

Motion carried.

**Redevelopment Authority Meeting Minutes of June 8, 2023.**

Motion by Moore, seconded by Antoine to receive and place on file the Redevelopment Authority Meeting Minutes of June 8, 2023.

All Ald. voted aye.

Motion carried.

**Grignon Mansion Board Meeting Minutes of May 22, 2023.**

Motion by Thiele, seconded by Kilgas to receive and place on file the Grignon Mansion Board Meeting Minutes of May 22, 2023.

All Ald. voted aye.

Motion carried.

**Heart of the Valley Metropolitan Sewerage District Regular Meeting Minutes of June 13, 2023.**

Motion by Moore, seconded by Coenen to receive and place on file the Heart of the Valley Metropolitan Sewerage District Regular Meeting Minutes of June 13, 2023.

All Ald. voted aye.

Motion carried.

**Operator (Bartender) Licenses.**

The following applicants have applied for an operator's license for the license year **2022-2024** and have been recommended for approval based on their record check by the police department:



Ochoa	Erika	A.	2055 Allerton Dr.	Oshkosh
Sanchez	Leila	K.	124 Lamplighter Dr. #8	Kaukauna

Motion by Kilgas, seconded by Eggleston to approve the Operator (Bartender) Licenses.  
 All Ald. voted aye.  
 Motion carried.

## REPORTS OF CITY OFFICERS

### Fire Report

Motion by Moore, seconded by Schell to receive and place on file the June 2023 Fire Report.  
 All Ald. voted aye.  
 Motion carried.

### Ambulance Report

Motion by Moore, seconded by DeCoster to receive and place on file the June 2023 Ambulance Report.  
 All Ald. voted aye.  
 Motion carried.

### Police Report

Motion by Moore, seconded by Coenen to receive and place on file the June 2023 Police Report.  
 All Ald. voted aye.  
 Motion carried.

### Municipal Court Report

Motion by Moore, seconded by Kilgas to receive and place on file the June 2023 Municipal Court Report.  
 All Ald. voted aye.  
 Motion carried.

### Clerk-Treasurer's Deposit Report

Motion by Moore, seconded by Coenen to receive and place on file the June 2023 Clerk-Treasurer's Deposit Report.  
 All Ald. voted aye.  
 Motion carried.

### Building Inspection Report.

Motion by Moore, seconded by Schell to receive and place on file the June 2023 Building Inspection Report.  
 All Ald. voted aye.  
 Motion carried.

## PRESENTATION OF ORDINANCES AND RESOLUTIONS

### Resolution 2023-5393 City of Kaukauna Expressing Support for Wisconsin Act 12.

Motion by Moore, seconded by Thiele to suspend the rules and waive the reading of Resolution 2023-5393.  
 All Ald. voted aye.  
 Motion carried.



Motion by Moore, seconded by Antoine to adopt Resolution 2023-5393.  
All Ald. voted aye.  
Motion carried.

**Resolution 2023-5394 Resolution Authorizing the Issuance and Sale of \$3,240,000 General Obligation Promissory Notes, Series 2023A.**

Motion by Moore, seconded by Coenen to suspend the rules and waive the reading of Resolution 2023-5394.  
All Ald. voted aye.  
Motion carried.

Motion by Moore, seconded by Antoine to adopt Resolution 2023-5394.  
All Ald. voted aye.  
Motion carried.

**Resolution 2023-5395 Resolution Authorizing the City of Kaukauna Fire Department and Chief Jacob Carrel to enter into an Equipment Sharing Agreement between area fire departments.**

Motion by Moore, seconded by Eggleston to suspend the rules and waive the reading of Resolution 2023-5395.  
All Ald. voted aye.  
Motion carried.

Motion by Moore, seconded by Kilgas to adopt Resolution 2023-5395.  
All Ald. voted aye.  
Motion carried.

**Resolution 2023-5396 Resolution Amending Equivalent Runoff Unit (ERU) Charges for Stormwater Utility.**

Motion by Moore, seconded by Schell to suspend the rules and waive the reading of Resolution 2023-5396.  
All Ald. voted aye.  
Motion carried.

Motion by Moore, seconded by Schell to adopt Resolution 2023-5396.  
All Ald. voted aye.  
Motion carried.

**CLOSED SESSION**

**Adjourn to Closed Session Pursuant to State Statute 19.85(1) (e) to discuss disposition of public property - Land Acquisition.**

Motion by Moore, seconded by Coenen to adjourn to closed session pursuant to State Statute 19.85(1) (e) to discuss disposition of public property - Land Acquisition.  
All Ald. voted aye.  
Motion carried.

Adjourned to closed session at 7:58 p.m.

**Return to Open Session for possible action.**

Motion by DeCoster, seconded by Moore to return to open session for possible action.



All Ald. voted aye.  
Motion carried.

Returned to open session at 8:03 p.m.

Motion by Moore, seconded by Coenen to direct staff to proceed with the offer to purchase parcels 322085801 and 322085802.

All Ald. voted aye.  
Motion carried.

**Adjourn to Closed Session Pursuant to State Statute 19.85(1)(e) to discuss disposition of public funds – Commerce Crossing.**

Motion by Eggleston, seconded by Antoine to adjourn to closed session pursuant to State Statute 19.85(1)(e) to discuss disposition of public funds – Commerce Crossing.

All Ald. voted aye.  
Motion carried.

Adjourned to closed session at 8:04 p.m.

**Return to Open Session for possible action.**

Motion by Moore, seconded by Coenen to return to open session for possible action.

All Ald. voted aye.  
Motion carried.

Returned to open session at 8:21 p.m.

Motion by Moore, seconded by Schell to approve the Development Agreement between the City of Kaukauna and JFB Enterprises LLC and approval of the assignment from 55 Arbor Way LLC to JFB Enterprises LLC.

All Ald. voted aye.  
Motion carried.

**Adjourn to Closed Session Pursuant to State Statute 19.85(1)(e) to discuss disposition of public funds - Development Update.**

Motion by Thiele, seconded by Moore to adjourn to closed session pursuant to State Statute 19.85(1)(e) to discuss disposition of public funds - Development Update.

All Ald. voted aye.  
Motion carried.

Adjourned to closed session at 8:24 p.m.

**Return to Open Session for possible action.**

Motion by DeCoster, seconded by Eggleston to return to open session for possible action.

All Ald. voted aye.  
Motion carried.

Returned to open session at 8:34 p.m.

**ADJOURN**

Motion by Antoine, seconded by Schell to adjourn.



All Ald. voted aye.  
Motion carried.

Meeting adjourned at 8:34 p.m.

Sally Kenney, Clerk





## City - Bills Payable

Check #	Date	Fund	Addressee	Absolute Value of Amount
00000020/1	7/7/2023	General Fund - 101	Grand Kakalin LLC	20,813.00
00000020/2	7/7/2023	General Fund - 101	Garrow Oil Corp.	28,043.64
119422	7/7/2023	Library Special Use - 255	Cardmember Service	640.51
119423	7/7/2023	Sanitary Sewer Utility - 602	Energenecs, Inc.	101.35
119424	7/7/2023	Sanitary Sewer Utility - 602	Michels Corporation	7,632.27
119425	7/7/2023	Storm Water Utility - 601	BoardmanClark	1,950.00
119426	7/7/2023	Storm Water Utility - 601	AT&T Mobility	38.55
119427	7/7/2023	Streets & Sidewalk Capital - 420	Outagamie County Treasurer	66,000.92
119428	7/7/2023	Streets & Sidewalk Capital - 420	Wisconsin Dept of Transportation	2,813.99
119429	7/7/2023	General Fund - 101	Amplitel Technologies LLC	11,564.59
119430	7/7/2023	General Fund - 101	3G Safety Supply	522.77
119431	7/7/2023	General Fund - 101	Airgas USA, LLC	194.37
119432	7/7/2023	General Fund - 101	Appleton Hydraulic Components, LLC	2,030.00
119433	7/7/2023	General Fund - 101	Berken Heating & Cooling, Inc	485.81
119434	7/7/2023	General Fund - 101	Capital One Commercial	52.20
119435	7/7/2023	General Fund - 101	Cardmember Service	3,990.20
119436	7/7/2023	General Fund - 101	Carstens Ace Hardware	1,060.86
119437	7/7/2023	General Fund - 101	Cellcom	1,587.73
119438	7/7/2023	General Fund - 101	CliftonLarsonAllen LLP	11,146.00
119439	7/7/2023	General Fund - 101	Crane Engineering	151.75
119440	7/7/2023	General Fund - 101	Energy Control & Design, Inc.	1,121.86
119441	7/7/2023	General Fund - 101	Evergreen Power, LLC	184.98
119442	7/7/2023	General Fund - 101	EZ Glide Garage Doors	45.00
119443	7/7/2023	General Fund - 101	Ferguson Enterprises, LLC #1550	60.65
119444	7/7/2023	General Fund - 101	Fox Specialty Company LLC	470.95
119445	7/7/2023	General Fund - 101	Fox Valley Safety LLC	2,481.00
119446	7/7/2023	General Fund - 101	GFL Green For Life Environmental	479.56
119447	7/7/2023	General Fund - 101	Grainger Inc	158.17
119448	7/7/2023	General Fund - 101	Griesbach Diamond Water Inc.	334.98
119450	7/7/2023	General Fund - 101	Joe's Power Center	254.99
119451	7/7/2023	General Fund - 101	JX Enterprises, Inc.	57.99
119452	7/7/2023	General Fund - 101	Kiesler Police Supply	420.01
119453	7/7/2023	General Fund - 101	Klink Hydraulics, LLC	108.10
119454	7/7/2023	General Fund - 101	Kwik Trip, Inc.	433.70
119455	7/7/2023	General Fund - 101	LaForce	97.15
119456	7/7/2023	General Fund - 101	League of Wisconsin Municipalities	115.00
119457	7/7/2023	General Fund - 101	Marco	64.46
119458	7/7/2023	General Fund - 101	Marco Technologies LLC	533.98
119459	7/7/2023	General Fund - 101	Matthew Kohl	115.66
119460	7/7/2023	General Fund - 101	MGD Industrial Corp	140.50
119461	7/7/2023	General Fund - 101	Modern Cash Register Systems	750.00
119462	7/7/2023	General Fund - 101	Monroe Truck Equip - Green Bay	520.50
119463	7/7/2023	General Fund - 101	Northcentral Utility of Wisconsin, LLC	61.43
119464	7/7/2023	General Fund - 101	Outagamie County Sheriff's Office	450.00
119465	7/7/2023	General Fund - 101	Outagamie County Treasurer	3,575.35
119466	7/7/2023	General Fund - 101	Outagamie Waupaca Library System	200.00
119467	7/7/2023	General Fund - 101	Packer City International Trucks, Inc.	8,996.19



Check #	Date	Fund	Addressee	Absolute Value of Amount
119468	7/7/2023	General Fund - 101	Pleshek Outdoor Power	119.31
119469	7/7/2023	General Fund - 101	Quality Truck Care Center	481.94
119470	7/7/2023	General Fund - 101	Reinders Inc.	313.35
119471	7/7/2023	General Fund - 101	Rent-A-Flash of Wisconsin, Inc	2,104.79
119472	7/7/2023	General Fund - 101	Sally Kenney	42.46
119473	7/7/2023	General Fund - 101	Silver Squirrel Engraving & Gifts	49.00
119474	7/7/2023	General Fund - 101	Smith Pharmacy	44.00
119475	7/7/2023	General Fund - 101	State of Wisconsin	2,631.60
119476	7/7/2023	General Fund - 101	Superior Chemical Corp.	488.59
119477	7/7/2023	General Fund - 101	Treetop Explorer, LLC	50.00
119477	7/7/2023	General Fund - 101	Tree Top Explorer, LLC	50.00
119478	7/7/2023	General Fund - 101	Truck Country Of Wisconsin	646.51
119479	7/7/2023	General Fund - 101	Walt's Petroleum Service	2,939.15
119480	7/7/2023	General Fund - 101	Waste Management of WI	328.50
119481	7/7/2023	General Fund - 101	CDW Government	491.35
119482	7/7/2023	General Fund - 101	T-Mobile	324.09
119483	7/7/2023	General Fund - 101	AT&T Mobility	137.10
119484	7/7/2023	General Fund - 101	Allie Ott	500.00
119485	7/7/2023	General Fund - 101	Adam VanderHyden	51.18
119486	7/7/2023	General Fund - 101	Roger Russove	11.97
119487	7/7/2023	General Fund - 101	Daniel J Hanson	400.00
119488	7/7/2023	General Fund - 101	Amelia Hopfensperger	200.00
119489	7/7/2023	General Fund - 101	Brillion Police Department	124.00
119490	7/7/2023	General Fund - 101	Rhonda Tamayo	126.20
119491	7/7/2023	General Fund - 101	Betty Grady	50.00
119492	7/7/2023	General Fund - 101	Cathy Erdmann	50.00
119493	7/7/2023	General Fund - 101	Miranda L Peters	25.00
119494	7/7/2023	General Fund - 101	Tracy Curnett	15.00
119495	7/7/2023	General Fund - 101	Lynn Holcomb	30.00
119496	7/7/2023	General Fund - 101	Lori Noll	300.00
119497	7/7/2023	General Fund - 101	Wayne W Vanevenhoven	300.00
119498	7/7/2023	General Fund - 101	Ryan F Giordana	35.00
119499	7/7/2023	General Fund - 101	Baker & Taylor	25.00
119500	7/7/2023	General Fund - 101	Pat J Garcia	30.00
119501	7/7/2023	General Fund - 101	Sue Deering	20.00
119502	7/7/2023	General Fund - 101	Tory Jahnke	40.00
119503	7/7/2023	General Fund - 101	Cheryl Kaczmarek	60.00
119504	7/7/2023	General Fund - 101	Jane Peebles	30.00
119505	7/7/2023	General Fund - 101	Julie A Skalmusky	30.00
119506	7/7/2023	General Fund - 101	Bessy Amador Hernandez	20.00
119507	7/7/2023	General Fund - 101	Sharon Conrad	20.00
119508	7/7/2023	General Fund - 101	Nancy DeMint	30.00
119509	7/7/2023	General Fund - 101	Joan Eckes	30.00
119510	7/7/2023	General Fund - 101	Angie Freund	30.00
119511	7/7/2023	General Fund - 101	River Reiner	20.00
119512	7/7/2023	General Fund - 101	Polly Romenesko	20.00
119513	7/7/2023	General Fund - 101	Wendy Scott	20.00
119514	7/7/2023	General Fund - 101	Christina Stefenhagen	20.00
119515	7/7/2023	General Fund - 101	Terry VanZeeland	20.00



Check #	Date	Fund	Addressee	Absolute Value of Amount
119516	7/7/2023	General Fund - 101	Sue Vanevenhoven	20.00
119517	7/7/2023	General Fund - 101	Shannon Schoen	50.00
119518	7/7/2023	General Fund - 101	Jacob J Kern	50.00
119519	7/7/2023	General Fund - 101	Paula Huelsbeck	50.00
119520	7/7/2023	General Fund - 101	Jessica M Remmings	50.00
119521	7/7/2023	General Fund - 101	Andrew Hughes	50.00
119522	7/7/2023	General Fund - 101	Christopher Wachel	50.00
119523	7/7/2023	General Fund - 101	St. Ignatius Catholic School	50.00
119524	7/7/2023	General Fund - 101	Mary Hodgden	50.00
119525	7/7/2023	General Fund - 101	Christine Bouressa	50.00
119526	7/7/2023	General Fund - 101	Costco	50.00
119527	7/7/2023	General Fund - 101	Ann Gorski	50.00
119528	7/7/2023	General Fund - 101	Angie Dreger	50.00
119529	7/7/2023	General Fund - 101	Denise Diedrich	50.00
119530	7/7/2023	General Fund - 101	James Imaging Systems, Inc.	128.57
00000021/1	7/13/2023	Environmental Remediate TID - 450	Kaukauna Utilities	16.48
00000022/1	7/13/2023	Storm Water Utility - 601	Kaukauna Utilities	1,788.73
00000023/1	7/13/2023	Sanitary Sewer Utility - 602	Kaukauna Utilities	1,343.13
00000024/1	7/13/2023	General Fund - 101	Kaukauna Utilities	22,980.37
00000024/2	7/13/2023	General Fund - 101	Securian Financial Group, Inc.	3,122.70
119531	7/13/2023	TID #5 Construction Fund - 465	The Legacy Creekside Apartments LLC	257,000.00
119532	7/13/2023	Streets & Sidewalk Capital - 420	Fahrner Asphalt Sealers LLC	75,689.40
119535	7/13/2023	Sanitary Sewer Utility - 602	AT&T	86.19
119536	7/13/2023	Sanitary Sewer Utility - 602	Baycom Inc.	3,000.00
119537	7/13/2023	Sanitary Sewer Utility - 602	Carl Bowers & Sons Construction Co, Inc	234,693.96
119538	7/13/2023	Sanitary Sewer Utility - 602	Heart of the Valley Metropolitan Sewerage District	128,633.72
119533	7/13/2023	Storm Water Utility - 601	McMahon Associates Inc	6,028.50
119534	7/13/2023	Storm Water Utility - 601	Suburban Wildlife Solutions LLC	3,598.00
119539	7/13/2023	Park & Pool Capital - 422	Jodi Sweeney	3,000.00
119540	7/13/2023	Library Special Use - 255	Ingram	17.93
119541	7/13/2023	General Fund - 101	Airgas USA, LLC	72.34
119542	7/13/2023	General Fund - 101	ARS Productions	20,875.00
119543	7/13/2023	General Fund - 101	Baycom Inc.	374.00
119544	7/13/2023	General Fund - 101	Brett Jensen	50.00
119545	7/13/2023	General Fund - 101	Charter Communications	1,295.28
119546	7/13/2023	General Fund - 101	Dean Enterprises, LLC	245.00
119547	7/13/2023	General Fund - 101	Enterprise Electric Inc	170.00
119548	7/13/2023	General Fund - 101	Fox Specialty Company LLC	382.20
119549	7/13/2023	General Fund - 101	Ingram	1,700.41
119550	7/13/2023	General Fund - 101	John Moore	170.96
119551	7/13/2023	General Fund - 101	Kelli Antoine	170.96
119552	7/13/2023	General Fund - 101	Linde Gas & Equipment Inc.	43.01
119553	7/13/2023	General Fund - 101	MacQueen Equip Group	1,042.66
119554	7/13/2023	General Fund - 101	Marco	1,465.46
119555	7/13/2023	General Fund - 101	Martin DeCoster	81.55
119556	7/13/2023	General Fund - 101	Mead & Hunt	2,116.50
119557	7/13/2023	General Fund - 101	RecTrac, LLC	300.00
119558	7/13/2023	General Fund - 101	TECC Security Systems, Inc.	80.00
119559	7/13/2023	General Fund - 101	The Sherwin Williams Co.	2,760.00



Check #	Date	Fund	Addressee	Absolute Value of Amount
119560	7/13/2023	General Fund - 101	USA Today	399.32
119561	7/13/2023	General Fund - 101	We Energies	4,463.97
119562	7/13/2023	General Fund - 101	Advanced Maintenance Solutions	3,759.63
119563	7/13/2023	General Fund - 101	DC Auto Repair, LLC	48.42
119564	7/13/2023	General Fund - 101	Heart of the Valley Metropolitan - New Connections	4,293.00
119565	7/13/2023	General Fund - 101	Samantha Precord	530.00
119566	7/13/2023	General Fund - 101	Haley DeBruin	35.00
119567	7/13/2023	General Fund - 101	Haenco LLC	1,364.91
119568	7/13/2023	General Fund - 101	Mayra Farias	50.00
119570	7/13/2023	General Fund - 101	David Mannes	15.00
119571	7/13/2023	General Fund - 101	KnowBe4	2,458.50
<b>Total</b>				<b>989,588.52</b>



## 2024 Budget Preparation and Approval Process Schedule

August '23						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

September '23						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

October '23						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

November '23						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

- August 2– Distribution of 5 Year Capital Improvement Project CIP to Department Managers
- August 7 – Distribution of Budget Worksheets to Department Managers
- September 1 – Review CIP Internally with Department Heads
- September 8 – Non –Personnel Budgets Due
- September 11 – Present 5-year Capital Improvement CIP to committee/council for Feedback
- September 18 – through 22 – Administrative Budget Round Table (Discuss Budget Items) as an Aggregate
- October 2 – Present Non-Personnel Items and Tax Rate to Finance/Personnel Committee for feedback
- October 16 – Present Personnel items to Finance/Personnel committee for feedback
- *Week of October 23<sup>rd</sup> – Print Budget Books and Distribute*
- **October 26 – Submit Public Hearing Notice to Clerk for Class 1 posting at least 15 days prior to Hearing**
- November 1 – Proposed Budget Presentation to Committee of the Whole at 6pm
- November 21 – Public Hearing and Budget Adoption





# MEMO

## Mayor

To: Common Council  
From: Mayor Tony Penterman  
Date: 08/01/2022  
Re: Day's Inn Room Tax

This memo is to bring your attention to a pressing matter regarding the Day's Inn hotel operator's failure to fulfill their room tax obligations. As of the latest update, the operator is now three quarters behind on paying the required room taxes, causing significant concerns for both City staff and the room tax commission.

Despite continuous efforts by City staff to assist the operator in establishing an efficient tax collection process, no progress has been made. It is evident that a streamlined approach is desperately needed to avoid further delays and unpaid taxes. Our recommended solution is straightforward and in line with adopted Ordinance 1773:

1. The operator must collect the room tax from guests.
2. All collected room taxes should be deposited into a designated account.
3. A comprehensive quarterly report, along with the corresponding payment, must be submitted to the room tax commission fiscal agent within 30 days after the end of each quarter.

Failure to adhere to this process has resulted in mounting issues for City staff and room tax commission personnel. Both are expending additional staff time and resources to chase down outstanding payments.

To rectify this situation, we've set a deadline of July 31, 2023, for the Day's Inn hotel operator to settle all outstanding room taxes. Failure to meet this deadline, the city must take decisive action to enforce compliance. In 2018, a similar situation necessitated the issuance of a cease-and-desist order to the same operator, which proved effective in resolving the delinquent room taxes.

### **Recommended Action:**

Grant the City Attorney permission to initiate the legal action of a cease-and-desist order against the Day's Inn Hotel operator. This step is crucial in ensuring that all past due room taxes are promptly paid.



### **3.14 Room Tax**

1. *Definitions.* In addition to those terms defined in this section, the terms used in this Ordinance shall have the definition, if any, ascribed to them in Wis. Stats. § 66.0615.

*ARA* shall mean the redevelopment authority of the City of Appleton, Wisconsin, a Wisconsin body politic and corporate.

*CVB* shall mean the Fox Cities Convention & Visitors Bureau, Inc., a Wisconsin corporation.

*Exhibition center bonds* shall mean the Redevelopment Authority of the City of Appleton, Wisconsin Taxable Lease Revenue Bonds, Series 2018 (Fox Cities Exhibition Center Project), issued to finance or refinance the construction and related costs of the Fox Cities Exhibition Center, and any additional bonds issued to refinance said bonds.

*Fiscal Agent* shall mean a financial institution acting in the capacity as an agent on behalf of the City for the receipt and allocation of the Room Taxes in accordance with this Ordinance.

*Fiscal Agency Agreement* shall mean an agreement entered into by and among the Municipalities, the Room Tax Commission, and the Fiscal Agent that sets forth the duties of the Fiscal Agent with respect to the Room Taxes as described in this Ordinance.

*Fox Cities Tourism Zone* shall mean that geographic area encompassing the City of Appleton, Wisconsin; the City of Kaukauna, Wisconsin; the City of Neenah, Wisconsin; the Village of Kimberly, Wisconsin; the Village of Little Chute, Wisconsin; the Town of Grand Chute, Wisconsin; the Town of Neenah, Wisconsin; the Village of Fox Crossing, Wisconsin; the City of Menasha, Wisconsin, the Village of Sherwood, Wisconsin, and that may in the future include any municipality that hereafter becomes a party to the Room Tax Commission Agreement.

*Operators* shall mean hotelkeepers, motel operators, lodging marketplaces, owners of short-term rentals, and other persons furnishing accommodations that are available to the public, which are located in the City and are obligated to pay Room Taxes under this Ordinance.

*Pledge Agreement* shall mean any pledge agreement entered into by the Municipalities and the Room Tax Commission, pursuant to which a portion of the Room Tax is pledged to pay a particular project or purpose in furtherance of the purposes of the Room Tax set forth in this Ordinance, which includes the Exhibition Center Bonds and any Tourism Facilities Bonds.

*Quarterly Payment Date* shall mean each January 31, April 30, July 31, and October 31, each of which is the last day of the month next succeeding the end of a calendar quarter.

*Room Tax* shall mean a tax on the privilege of furnishing, at retail, except sales for resale, rooms or lodging to transients by the Operators, pursuant to the Room Tax Act.

*Room Tax Act* shall mean Wis. Stats. § 66.0615, as amended from time to time.

*Fox Cities Room Tax Commission* shall mean the Fox Cities Room Tax Commission created by the Municipalities within the Fox Cities Tourism Zone pursuant to the Room Tax Commission Agreement in order to coordinate tourism promotion and tourism development within the Fox Cities Tourism Zone.

*Room Tax Commission Agreement* shall mean the Amended and Restated Room Tax Commission Agreement, dated as of November 24, 2015 entered into by and among the Municipalities and the Room Tax Commission, as amended from time to time.

*Tourism Facilities Bonds* shall mean any one or more series of bonds issued to finance or refinance the construction and related costs of projects undertaken by or on behalf of the Municipalities in furtherance of the Tourism Facilities Room Tax, and any additional bond



issued to refinance said bonds.

*PAC bonds* shall mean those bonds issued by the ARA to partially fund construction of the Fox Cities Performing Arts Center.

2. *Imposition of room tax.* Pursuant to the Room Tax Act, there is hereby imposed a 10% Room Tax on the privilege of furnishing, at retail, except sales for resale, rooms or lodging to transients, by the Operators. Operators shall remit all Room Taxes to (i) the City's Clerk/Treasurer or (ii) to a Fiscal Agent on behalf of the City pursuant to a Fiscal Agency Agreement in accordance with the requirements of this Ordinance and the Room Tax Act. Such 10% Room Tax shall be allocated as follows:
  - a. A 2.85% Room Tax shall be imposed and allocated toward the support of the CVB, to be used for the promotion of the Fox Cities Tourism Zone as a tourism destination (the "CVB Room Tax").
  - b. A 3% Room Tax shall be imposed (subject to sunset as provided in subsection (C) hereof) and allocated toward payment of debt service on the Exhibition Center Bonds in accordance with a Pledge Agreement (the "Exhibition Center Room Tax").
  - c. A 3% Room Tax shall be imposed and allocated toward the support of amateur sports facilities within the Fox Cities Tourism Zone and/or other facilities which are reasonably likely to generate paid overnight stays at more than one hotel, motel, or other lodging establishment within the Fox Cities Tourism Zone (the "Tourism Facilities Room Tax").
  - d. A 1.15% Room Tax shall be imposed and retained by the City to be used for general tourism support and development in the Fox Cities Tourism Zone in accordance with the requirements of the Room Tax Act (the "Municipal Room Tax").
  - e. The City or its Fiscal Agent shall forward the Room Taxes it has received, to be used as described above, to the following parties: (i) the CVB Room Tax to the CVB, (ii) the Exhibition Center Room Tax as required under the related Pledge Agreement, (iii) the Municipal Room Tax to the City, and (iv) the Tourism Facilities Room Tax to the Room Tax Commission or its designees on its behalf (including the CVB), or as otherwise required under a Pledge Agreement.
3. *Expiration of Exhibition Center Room Tax.* The Exhibition Center Room Tax shall sunset and expire upon payment in full of all outstanding Exhibition Center Bonds and any related outstanding fees or expenses therefor, at which time the Room Tax shall be reduced by 3% with such reduction being deemed to be the share of the Room Tax allocated to the Exhibition Center Room Tax. Notwithstanding the foregoing, Operators may not discontinue collection of the Exhibition Center Room Tax until the City provides notice that the Exhibition Center Room Tax has been terminated by operation of this Ordinance. After all outstanding Exhibition Center Bonds are paid in full, any excess Exhibition Center Room Tax revenues collected that are not needed to pay the Exhibition Center Bonds or any related outstanding fees or expenses shall be forwarded to the CVB and reallocated to the purposes of the Tourism Facilities Room Tax.
4. *Priority of payment.* In the event any Operator fails to remit the entire Room Tax amounts due on any Quarterly Payment Date under this Ordinance, the City directs that the amounts actually received by the City (or its Fiscal Agent) shall be applied in the following priority order:
  - a. first, to the CVB Room Tax until paid in full;
  - b. second, to the Exhibition Center Room Tax, if any, until paid in full;
  - c. third, to the Tourism Facilities Room Tax until paid in full; and
  - d. fourth, to the Municipal Room Tax.



5. *Tourism entity.* The CVB shall act as the "tourism entity," as that term is defined in the Room Tax Act, for purposes of providing staff, support services and assistance to the Room Tax Commission in developing and implementing programs to promote the Fox Cities Tourism Zone to visitors, as more fully set forth in an agreement between the Room Tax Commission and the CVB. The CVB may also hold and administer the Tourism Facilities Room Tax on behalf of the Room Tax Commission in furtherance of the purpose of the Tourism Facilities Room Tax, except when a related Pledge Agreement is in effect.
6. *Collection and administration of room tax: Operator Reports.* This Ordinance shall be administered by the City's Clerk. The Room Tax imposed by this Ordinance shall be payable on each Quarterly Payment Date to the City (or to a Fiscal Agent on behalf of the City pursuant to a Fiscal Agency Agreement). A report shall be filed by each Operator with the City's Clerk/Treasurer (or with a Fiscal Agent) on or before each Quarterly Payment Date. Such report shall show the gross room receipts of the preceding calendar quarter from such retail furnishing of rooms or lodging, the amount of Room Tax imposed for such period, and such other information as the City deems necessary. Every Operator required to file such quarterly report shall, with its first report, elect to file an annual report based on either the calendar year or its fiscal year. Such annual report shall be filed within 90 days after the close of each such calendar or fiscal year. The annual report shall summarize the quarterly reports, shall reconcile and adjust for errors in the quarterly reports, and shall contain certain such additional information as the City requires. Such annual reports shall be signed by a representative of the Operator or its duly authorized agent, but need not be verified by oath. The City may, for good cause, extend the due date for filing any report, but in no event shall such extension be longer than one month after the due date.
7. *Operator Permit required.* Every Operator is required under this Ordinance to file with the City's Clerk an application for a permit for each place of business that is required to pay Room Tax hereunder. Every application for a permit shall be submitted to the City's Clerk using a form prescribed by the City and shall set forth the name under which the Operator transacts or intends to transact business, the location of its place of business, and such other information as the City requires. The application shall be signed by the owner of the Operator if a sole proprietor and, if not a sole proprietor, by an authorized representative of such Operator. Together with the permit application, each Operator shall pay the City an initial fee of \$20.00 for each permit. A permit issued hereunder is non-transferable.
8. *Penalty for violations.* In addition to the Schedule of Forfeiture described in subsection (J) hereof, any Operator in violation of the terms of this Ordinance by failing to obtain a permit shall be subject to a penalty not to exceed \$200.00 for each violation. Each room or unit separately rented or offered for rent, and each day of such rental or offer for rental of such unit shall be a separate violation. In addition, injunctive relief is hereby authorized to discontinue any violation of this Ordinance. Any Operator deemed to have violated any of the provisions of this Ordinance shall be obligated to pay the costs of prosecution, in addition to actual attorney fees expended in the course of said enforcement. The City may revoke or suspend any permit issued hereunder for failure to comply with the provisions hereof.
9. *Liability for tax on sale or transfer of business.* If any Operator sells or transfers all or substantially all of its interest in its hotel, motel or other lodging accommodation, its successors or assigns shall withhold sufficient amounts from the purchase price to pay any amount of Room Tax liability due through the sale or transfer date until the Operator produces a receipt from the City's Treasurer that its liability has been paid in full or a certificate stating that no Room Tax amount is due. If a successor Operator fails to withhold such amount from the purchase price as required, such successor Operator shall become liable for payment of the Room Tax amount it is required to withhold.
10. *Schedule of forfeiture.* In addition to paying the Room Taxes due hereunder, any Operator that has failed to pay any Room Tax when due shall be required to pay a forfeiture in an amount



equal to 25% of the Room Tax due from the Operator to the City for the previous year unpaid, or \$5,000, whichever is less, for failure to pay the Room Tax due hereunder.

11. *Confidentiality of information.* To the extent permitted under the law, the information provided to the City under Section 66.0615 (2) of the Wisconsin Statutes shall remain confidential; provided, however, that the City or any employee thereof may use such information in the discharge of duties imposed by law or of the duties of their office or by order of a court. Persons violating the provisions of this subsection may be required to forfeit not less than \$100 nor more than \$500.
12. *Enforcement.* The city shall enforce this article in accordance with the Room Tax Act.

(Code 2011, § 3.14)

HISTORY

Repealed & Replaced by Ord. [1773](#) on 5/2/2018



## **PUBLIC PROTECTION AND SAFETY COMMITTEE**

A meeting of the Public Protection and Safety Committee was called to order by Chairman DeCoster on Monday, July 17, 2023 at 6:50 P.M.

Members present: Antoine, DeCoster, Kilgas, Thiele.

Also present: Mayor Penterman, Ald. Coenen, Ald. Eggleston, Ald. Moore, Ald. Schell, DPW/Eng. Neumeier, Attorney Davidson, Fire Chief Carrel, HR Dir. Swaney, Com. Enrich. Serv. Dir. Vosters, Grignon Mansion Dir. Mickelson, and interested citizens.

### **1. Correspondence - None.**

### **2. Discussion Topics.**

#### **a. Pedestrian and School Zone Safety Efforts Discussion/Update.**

DPW/Eng. Neumeier stated several calls have been received on pedestrian and school zone safety, therefore he wanted to update the Public Protection and Safety Committee on what the City does to help create a safer environment. Some of the things being done are having the Street Superintendent, Street Foreman and himself attend a highway safety program from the Department of Transportation. Staff members are currently doing a school zone signage and equipment inventory and making updates to signs and crossings to meet current standards. Staff have reached out to KASD and Kobussen Bus Safety Manager regarding safety concerns on walking routes and bus routes for possible improvements. Staff has been working with consultants and other government agencies on completing studies and looking at possible improvements. This Council has been a strong proponent for rehabilitation and installation of sidewalks to provide safer walking and biking. Staff will be putting together social media posts and get word out to drivers about creating a safer place for bikers and walkers. The important message for both drivers and pedestrians is to slow down and pay attention. Discussion held and questions answered.

#### **b. Equipment Sharing Agreement - Fire Department.**

Fire Chief Carrel stated this Equipment Sharing Agreement was shared with the Public Protection and Safety Committee about a month ago. Since first sharing, the agreement was reviewed further by Attorney Davidson and was recommended to have the agreement put into a resolution for approval. No changes were made from the original version. Resolution 2023-5395 will be brought to the Common Council at the July 18 meeting.

### **3. Adjourn.**

Motion by Thiele, seconded by Kilgas to adjourn.  
All members voted aye.  
Motion carried.

Meeting adjourned at 7:02 p.m.

Sally Kenney, Clerk



## BOARD OF PUBLIC WORKS

A meeting of the Board of Public Works was called to order by Chair Thiele on Monday, July 31, 2023 at 6:00 P.M.

Members present: Antoine, Coenen, DeCoster, Eggleston, Kilgas, Moore, and Thiele.

Absent and Excused: Schell.

Also present: Mayor Penterman, DPW/Eng. Neumeier, Com. Enrich. Serv. Dir. Vosters, HR Dir. Swaney, Fire Chief Carrel and interested citizens.

Motion by Coenen, seconded by Kilgas to excuse the absent member.

All Ald. present voted aye.

Motion carried.

### 1. Correspondence – none.

### 2. Discussion Topics.

#### a. Authorization to seek bids for Project 13-23, Company Woods Pond.

The Engineering Department is requesting authorization to seek bids for the Company Woods Pond retrofit project. The pond modifications are part of the approved Total Maximum Daily Loading (TMDL) action plan and budgeted work plan submitted to DNR for the City. The project will take an existing pond, that does not meet current standards, for removal of suspended solids or phosphorus and will increase the depth and surface area to allow for enhanced treatment of the stormwater before it enters the company woods stream and the Lower Fox River. A second phase of this project will create a wetland safety shelf and mesic prairies, as well as planting trees around the pond area. The additions will provide habitat and a low maintenance natural area within the 1000 Islands Conservancy Zone. An urban non-point source grant for the retrofit project was received from WI DNR and will reimburse up to 50% of the project cost. Questions from the Board were answered.

Motion by Antoine, seconded by Eggleston to authorize the Engineering Department to seek bids for Project 13-23, Company Woods Pond.

All Ald. present voted aye.

Motion carried.

#### b. Municipal Pool Project Update - Mini Golf Discussion.

DPW/Eng. Neumeier provided the original bids received along with the change order information. Items changed were the waterslide, pump house addition, dense graded basecourse, concrete pavement and earthwork. The staff is looking for direction from the Board of Public Works on the continuation of installing mini golf or eliminating this project. There could be an option to install mini golf in the future. Options to be considered are to work with local contractors to come back with a more suitable price for the project; not installing mini golf currently and possibly fundraising for installation later; or keeping it under the same contract with Miron Construction and try to save some money by installing the mini golf with the project. Discussion was held and questions answered. Staff will create a revised project plan/scope and come back to BPW to receive authorization to seek bids for a separate contract this fall.

Motion by Moore, seconded by Kilgas to recognize that Ader Schell joined the meeting via phone at 6:16 p.m.

All Ald. present voted aye.

Motion carried.



**c. Public Works Update.**

DPW/Eng. Neumeier updated the Board on current projects. The Veteran's Memorial Lift Bridge will be closed tomorrow from 9 am to 2 pm. This Friday, lane closures on Highway 55 will begin for a utility project around 4<sup>th</sup> Street and again next week for concrete patches. Main Avenue pedestrian bridge will be closed for crack repairs. DPW is working with a flail mower along Nelson Trail and Konkapot Trail to remove overgrowth. These trails will be closed for a short time for this work. The Dog Park will be closed Tuesday, August 1 for invasive plants treatment. ATC Transmission Company will be spraying under their power lines along the Konkapot trail this week. Questions from the Board were answered.

**3. Adjourn.**

Motion made by Moore, seconded by Coenen to adjourn.

All members voted aye.

Motion carried.

Meeting adjourned at 6:39 p.m.

Sally Kenney

Clerk



## FINANCE AND PERSONNEL COMMITTEE

A meeting of the Finance and Personnel Committee was called to order by Chair Penterman on Monday, July 31, 2023, at 6:40 p.m.

Members present: Mayor Penterman, Antoine, Coenen, Eggleston, Moore, and Thiele.

Also present: Ald. Schell (via phone), Ald. DeCoster, Ald. Kilgas, DPW/Eng. Neumeier, Fire Chief Carrel, HR Dir. Swaney, Com. Enrich. Serv. Dir. Vosters and interested citizens.

1. **Correspondence** - None.
2. **Discussion Topics** - None.
3. **Closed Session**
  - a. **Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(c) to discuss employment, promotion, compensation, or performance evaluation data of any public employee.**

Motion by Eggleston, seconded by Antoine to Adjourn to Closed Session Pursuant to State Statute 19.85 (1)(c) to discuss employment, promotion, compensation or performance evaluation data of any public employee.

All members voted aye.

Motion carried.

Moved to closed session at 6:41 p.m.

- b. **Return to Open Session for possible action.**

Motion by Moore, seconded by Coenen to return to Open Session.

All members voted aye.

Motion carried.

Returned to Open Session at 7:09 p.m.

Motion by Moore, seconded by Antoine to re-grade the Recreation Program Manager from a grade 17 to grade 14.

All members voted aye.

Motion carried.

Motion by Thiele, seconded by Antoine to fill the Recreation Program Manager position.

All members voted aye.

Motion carried.

4. **Adjourn.**

Motion by Antoine, seconded Coenen to adjourn.

All members voted aye.

Motion carried.

Meeting adjourned at 7:12 p.m.

Sally Kenney, Clerk



## HEALTH AND RECREATION COMMITTEE

A meeting of the Health and Recreation Committee was called to order by Chair Kilgas on Monday, July 31, 2023 at 7:12 P.M.

Members present: Coenen, DeCoster, Kilgas and Schell (via phone).

Also present: Mayor Penterman, Ald. Antoine, Ald. Eggleston, Ald. Moore, Ald. Thiele, DPW/Eng. Neumeier, Fire Chief Carrel, HR Dir. Swaney, Com. Enrich. Serv. Dir. Vosters and interested citizens.

### 1. Correspondence – None.

### 2. Discussion Topics.

#### a. Temporary Class "B" License to St. Paul Elder Services, 316 E. 14<sup>th</sup> Street, on August 21, 2023 or rain date of August 28, 2023 for Brat Fry/Car Show – Alzheimer's Fundraiser.

Motion by Schell, seconded by DeCoster to approve the Temporary Class "B" License to St. Paul Elder Services, 316 E. 14<sup>th</sup> Street, on August 21, 2023 or rain date of August 28, 2023 for Brat Fry/Car Show – Alzheimer's Fundraiser.

All members voted aye.

Motion carried.

### 3. Adjourn.

Motion made by Coenen, seconded by DeCoster to adjourn.

All members voted aye.

Motion carried.

The meeting adjourned at 7:14 P.M.

Sally Kenney  
Clerk



## LEGISLATIVE COMMITTEE

A meeting of the Legislative Committee was called to order by Chair Coenen on Monday, July 31, 2023 at 7:15 P.M.

Members present: Coenen, Eggleston, Moore, and Schell (via phone).

Also present: Mayor Penterman, Ald. DeCoster, Kilgas, Antoine, Thiele, DPW/Eng. Neumeier, Fire Chief Carrel, HR Dir. Swaney, Com. Enrich. Serv. Dir. Vosters and interested citizens.

### 1. Correspondence - None.

### 2. Discussion Topics.

#### a. Ordinance Amending Section 7.12(2)(A)(3) Parking Regulations Lot 3.

Staff has become aware of an outdated parking restriction in the old fire department parking lot. (S/W corner of Reaume Ave. and W 3rd St.) Since the construction of the new fire department this lot is no longer needed for fire department employees. Staff believe that Lot 3 should have the same restrictions as Lot 4 (the SPAR parking lot). The recommended change is on page 24 of the attached ordinance, approving the same time restricted parking to lot 3 as other city owned parking lots to better utilize this lot for downtown parking.

Motion by Eggleston, seconded by Moore to recommend approval of the proposed ordinance, amending section 7.12(2)(A)(3) for Lot 3 and recommend the same to Common Council.

All members voted aye.

Motion carried.

#### b. Memorandum of Understanding (MOU) Establishing Unified Command for Fox Cities Marathon 2023.

Chief Carrel stated this MOU is intended to form the basis of a Unified Command (UC). The UC can be filled by any Department personnel and would have the authority to: Dispatch units to needs within the FCM route; relocate Departments assets as needed throughout the FCM route; and be in contact with participating department(s) duty commanders to end or extend the commitment of assets. This MOU shall only be in effect for 2023 FCM event, commencing Friday September 15, and ending September 17, 2023.

Motion Moore, seconded by Eggleston to recommend approval of Memorandum of Understanding (MOU) Establishing Unified Command for Fox Cities Marathon 2023 to the Common Council.

All members voted aye.

Motion carried.

### 3. General Matters – none.

### 4. Adjourn.

Motion by Moore, seconded by Schell to adjourn.

All members voted aye.

Motion carried.

Meeting adjourned at 7:20 p.m.

Sally Kenney, Clerk



# GRIGNON MANSION BOARD MEETING MINUTES

Monday, June 26, 2023

The meeting was called to order by Pennie Thiele at 5:28 PM in the Municipal Services Building Council Chamber

## Roll Call

Present – Pennie Thiele, Bruce Werschem, Gavin Schmitt, Patty Brogan, Christina Crook

Absent – Shellee Jackels, Al Borchardt, Sandy Coenen

Others in Attendance – Cassidy Mickelson

## Review/Approve Minutes from May 22, 2023, Meeting

- Motion by Bruce Werschem to approve meeting minutes. Seconded by Gavin Schmitt. Motion Unanimously Approved.

## Report from the City

- Final Grignon Mansion Repairs Update
  - The front porch has been completed and painted. Vents have been installed on the sides to help with air flow and decrease the speed of wood rot.
  - Unfortunately, there has been new woodpecker damage to the back corner of the house, but not nearly to the extent it was. Mickelson will check with the street department to see if they can assist with epoxying.
- Upcoming Events
  - Grignon Mansion Car Show
    - August 13, 2023, 10 AM – 3 PM
  - Civil War Living History Demonstration
    - August 26, 2023 from 10 AM – 4 PM
    - August 27, 2023 from 10 AM – 3 PM

## Report from Friends

- Financial Reports
  - April 2023
    - Grant Money Account - Beginning balance of \$30,042.15, ending balance \$30,042.15.
    - Checking Account - Beginning balance of \$4,533.14, ending balance \$4,096.53, with total deposits of \$1,797.34 and total withdrawals of \$4,634.88.
    - Savings account – Beginning balance of \$44,436.21, ending balance of \$44,436.21.
- The Friends have adopted three new financial policies to govern long term investments, credit cards, and account minimums/maximums.

## Report from the Chair

- Continue to think of long term and large projects for the Mansion that are a want or a necessity.
- A shout out to board member Gavin Schmitt for sharing the history of Statesberg!

## Other Business

- Discussion of large projects. What would be the best fit for the Mansion and what we are trying to achieve? Members discussed a summer kitchen, long houses, or a trading post. How can ADA compliant spaces be combined with interpretive ones? What would the cost



for these projects be?

**Set Next Meeting Date and Location**

- Monday, July 24, 2023, at 5:30 PM in the Hydro View Room.

**Adjourn at 5:57 PM**

- Motion by Bruce Werschem. Seconded by Patty Brogan. Motion Unanimously Approved.



## Minutes for 1000 Islands Environmental Center Committee Meeting on Thursday, June 15, 2023

**Members Present:** Brietzman, Carlson, Eggleston, Hietpas, Jakel, Manion, Pautz, and Van Berkel and White

**Not Present:** Sue Gertz and Debra Nowak

**Also Present:** Maureen Feldt

Chair, Pautz called the June Committee Meeting to order at 6:30 PM. A quorum is present.

### **May 18, 2023 Committee Meeting Minutes**

Eggleston made a motion to waive the reading of the minutes and approve the May 18, 2023 Committee Meeting minutes. Seconded by Hietpas. Motion carried.

**Public Appearances:** None

### **May Financial Report**

Discussion regarding the Office Equipment expense for the month. Staff to look into the expense and let the Committee know. Manion made a motion to approve the May Financial Report. Seconded by Hietpas. Motion carried.

### **Correspondence**

Memorial received in memory of Earl Verhasselt and we received an Alaskan Fox pelt.

### **Friends of 1000 Islands Report**

The Art Fair went very well, and profits were over \$7,000. Many thanks to everyone who donated items for the raffle, food stand, and bake sale along with the volunteers that helped.

### **Naturalist's Report**

The City's strategic planning process has started, and the strategic planning session for the City's department leaders is on June 27 and 28. Nowak met with the Mayor on June 2<sup>nd</sup> to discuss communication issues regarding the 2023 1000 Islands Capital Improvement Project that was postponed.

Manion made a motion to accept the May Naturalist's Report and place it on file. Seconded by Hietpas. Motion carried.

### **Admin and Finance Sub-Committee**

Van Berkel: The sub-committee met on June 14<sup>th</sup> and agreed to proceed with creating a Foundation for the endowment money. The City Attorney and Finance Director are aware of 1000 Islands wanting to form a Foundation and provided feedback to Nowak. The sub-committee will meet in July to work out more details for creating the Foundation.



**Education Sub-Committee**

Pautz: Nothing to report.

**Buildings and Grounds Sub-Committee**

Van Berkel made a motion to receive and put on file the November 16<sup>th</sup> Building and Grounds Sub-Committee meeting minutes. Seconded by Jakel. Motion carried.

Hietpas: The sub-committee met on May 30<sup>th</sup> to discuss re-siding of the building, trail maintenance and logistics of updating the trails to make them more user friendly. Initial thought is to start with boardwalk closest to the Nature Center building and to utilize boards from this section for trails on the Hersch property. Question raised if the American Rescue Plan Act (ARPA) grant has an expiration date. A meeting is set to have the sub-committee walk the trails and note issues that need to be addressed.

**Old Business**

Nothing to report.

**New Business**

Nothing to report.

**Good for the Center**

We currently have 32 goats on-site working on invasive plants.

Pautz noticed outdated information regarding building rentals on our website and asked that it be addressed.

**Next Committee Meeting**

Next Committee Meeting will be on Thursday, July 20, 2023, at 6:30 PM in the Nature Center building.

**Adjournment**

There being no further business, Manion moved to adjourn the June 15 Committee Meeting at 7:29 PM. Seconded by Hietpas. Motion carried.

Maureen Feldt,  
Acting Secretary



August 1, 2023

The following applicants have applied for an operator's license for the license year **2022-2024** and have been recommended for approval based on their record check by the police department:

Becerra	DeEtta	M.	616 S. Memorial Dr.	Appleton
Becker	Sky	R.	114 W. Foster St.	Appleton
Hietpas	Shelby	M.	220 Jefferson St.	Kaukauna
Leon	Kendra	R.	660 Frances St.	Kaukauna
Raether	Tayler	J.	104 W. 11 <sup>th</sup> St.	Kaukauna





# MEMO

## PLANNING AND COMMUNITY DEVELOPMENT

To: Common Council  
From: Joe Stephenson, Director of Planning & Community Development  
Date: July 25, 2023  
Re: Extraterritorial Review: Preliminary Plat – Legacy Acres

Plan Commission approved and recommended approval of the following matter:

McMahon Associates, agent for owner, has submitted a Preliminary Plat for Extraterritorial Review. Legacy Acres is a residential development in the Town of Kaukauna, north of the City, off of State Highway 96. The developer has acquired Town of Kaukauna approval and State Plat Review Application confirmation. Wisconsin DOT Approval for Connection to State Trunk Highway has been submitted.

The plat shows a 27 Lot subdivision with one Outlot for storm water purposes. The average lot size is just over an acre. There will be private wells and septic systems. Farmland Drive will be extended and a connection from Fox Meadow Lane is made to provide adequate traffic flow. Fallen Star Drive shows a road dedication to the unplatted lands to the south, available for future expansion. Shadow Ridge Court shows an Additional Road Dedication and Creation of Three Lots by Proposed CSM – resulting in a bulb for a cul-de-sac.

**Recommendation:**  
**Approval of the Legacy Acres Preliminary Plat**



## RESOLUTION 2023-5397

## RESOLUTION APPROVING THE FINAL PLAT FOR LEGACY ACRES SUBDIVISION

BE IT RESOLVED, by the Common Council of the City of Kaukauna, Wisconsin, that the extraterritorial final plat for Legacy Acres subdivision development is hereby accepted and approved, there having been compliance with all local applicable provisions of law related thereto.

Introduced and adopted this 1<sup>st</sup> day of August, 2023.

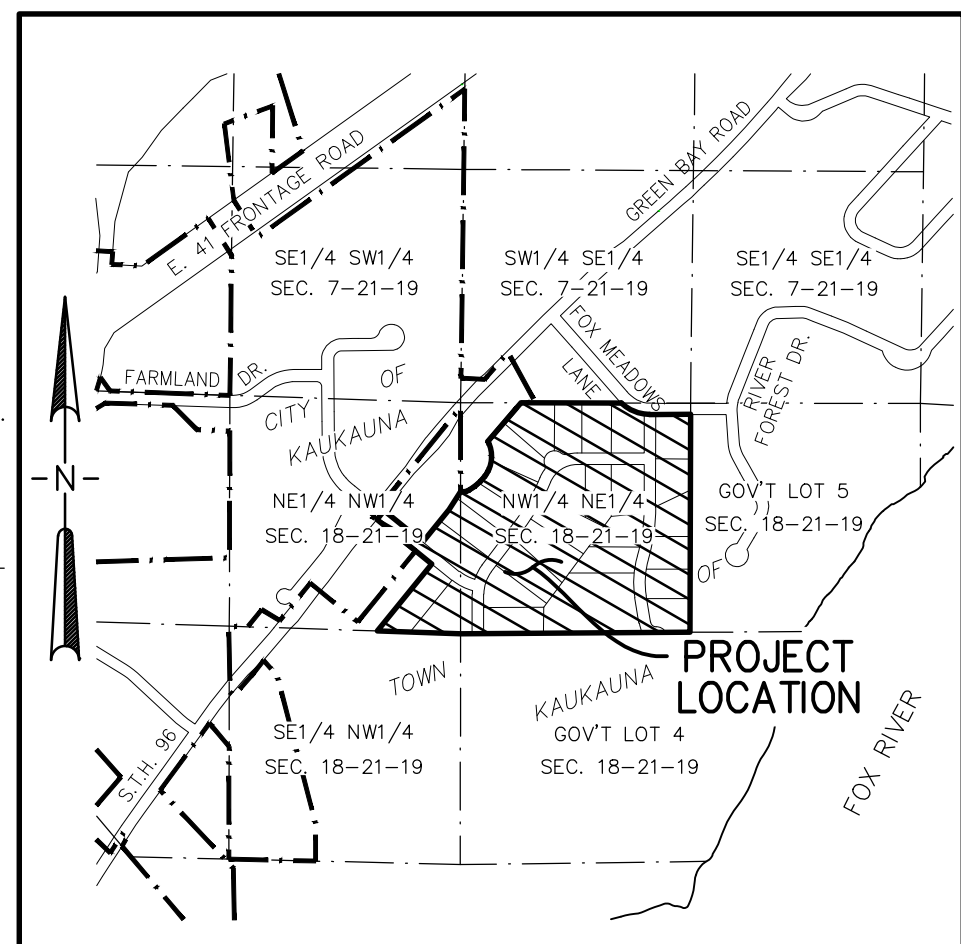
Approved: \_\_\_\_\_  
Anthony J. Penterman, Mayor

Attest: \_\_\_\_\_  
Sally A. Kenney, City Clerk



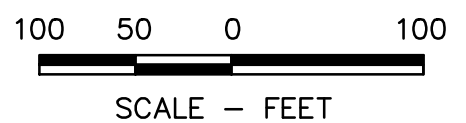
# LEGACY ACRES

ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2646, RECORDED IN VOLUME 14 OF MAPS ON PAGE 2646, AS DOCUMENT NO. 1200413 AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7440, RECORDED IN VOLUME 45 OF MAPS ON PAGE 7440, AS DOCUMENT NO. 2115916, BEING PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7070, RECORDED IN VOLUME 42 OF MAPS ON PAGE 7070, AS DOCUMENT NO. 2054922, BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4; AND UNPLATTED LANDS BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4; ALL IN SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST, TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.











LOCATION MAP

BEARINGS ARE REFERENCED TO THE NORTH  
LINE OF THE NORTHEAST 1/4 OF SECTION 18,  
TOWNSHIP 21 NORTH, RANGE 19 EAST, WHICH  
BEARS S89°55'25"E PER THE WISCONSIN  
COUNTY COORDINATE SYSTEM AS PUBLISHED  
FOR OUTAGAMIE COUNTY



### LEGEND

-  - 1 1/4" x 18" ROUND STEEL REBAR  
WEIGHING 4.3 lbs./lineal ft. SET
-  - 3/4" I.D. STEEL REBAR FOUND
-  - 1" I.D. IRON PIPE FOUND
-  - MAG NAIL FOUND
-  - 1 1/4" STEEL REBAR FOUND
- ALL OTHER LOT CORNERS STAKED  
WITH 3/4" X 18" ROUND STEEL  
REBAR, WEIGHING 1.50 LBS./LIN. FT.
-  - CERTIFIED LAND CORNER  
OUTAGAMIE COUNTY
- S.F. - SQUARE FEET
- ( ) - RECORDED BEARING AND/OR DISTANCE
- UTILITY EASEMENT (15' UNLESS NOTED)
- 20' DRAINAGE EASEMENT (UNLESS NOTED)
-  - 30' DRAINAGE EASEMENT (UNLESS NOTED)
- RIGHT-OF-WAY (R.O.W.) LINE
- PROPERTY LINE
- SECTION LINE
- BUILDING SETBACK LINE
-  - CORPORATE BOUNDARY LINE
- EXISTING WETLANDS AS DELINEATED BY  
STACEY CAPLAN WITH MCMAHON  
ASSOCIATES INC. DATED MARCH 14, 2022

NOTES:  
THIS SUBDIVISION IS ALL OF TAX PARCEL NUMBERS 130044502, 130044700,  
130044904, AND 130044912.

OUTLOT 1 IS CREATED FOR STORM WATER PURPOSES WHICH IS TO OWNED AND MAINTAINED BY A HOMEOWNERS ASSOCIATION.

There are no objections to this plat with respect to Secs. 236.15, 236.16, 236.20 and 236.21(1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.

Certified \_\_\_\_\_, 20\_\_\_\_

Department of Administration



**McMAHON**  
ENGINEERS \ ARCHITECTS

1445 McMAHON DRIVE NEENAH, WI 54956  
Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025  
Tel: (920) 751-4200 Fax: (920) 751-4284  
[www.mcmgrp.com](http://www.mcmgrp.com)



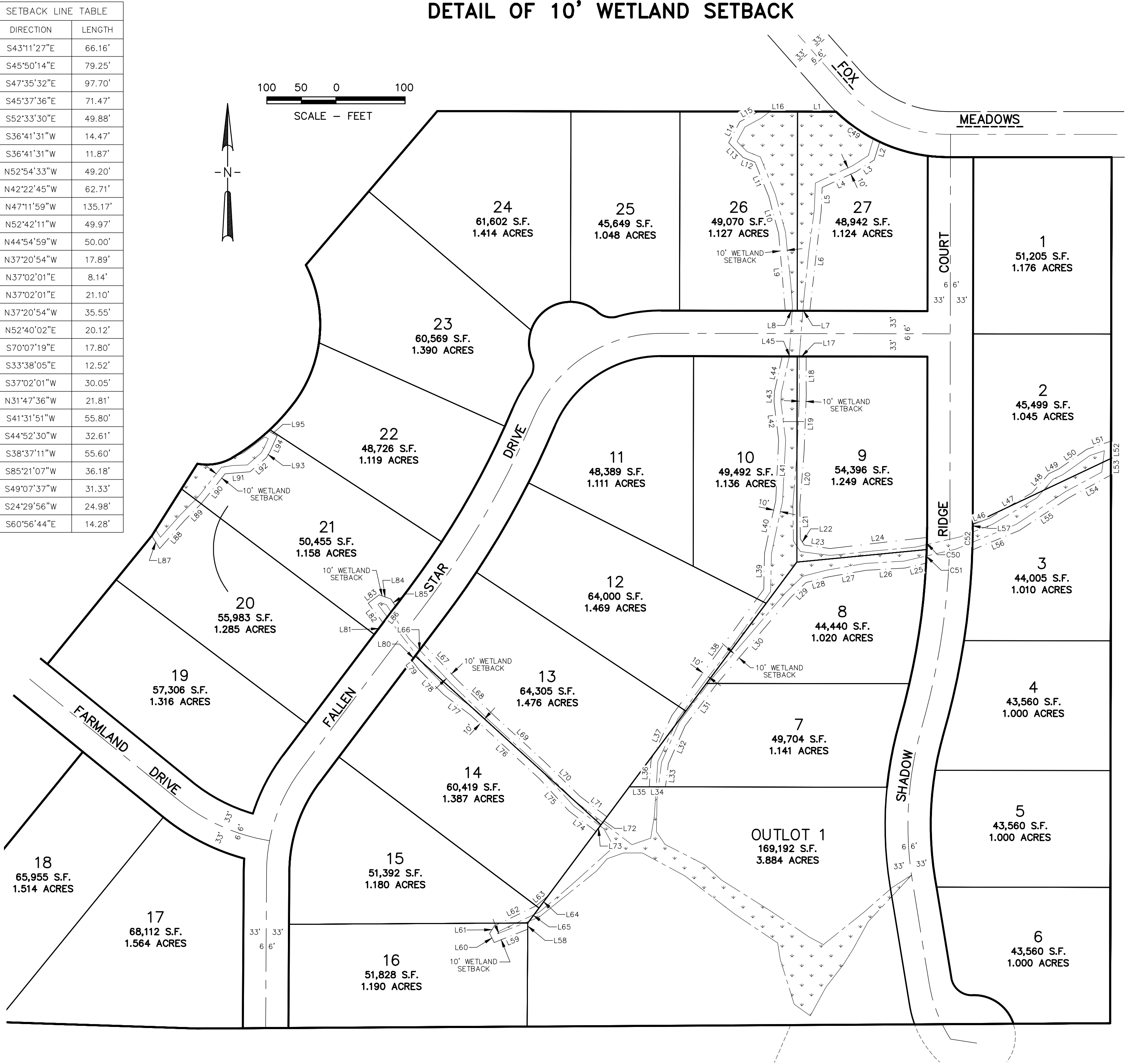
# LEGACY ACRES

ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2646, RECORDED IN VOLUME 14 OF MAPS ON PAGE 2646, AS DOCUMENT NO. 1200413  
AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7440, RECORDED IN VOLUME 45 OF MAPS ON PAGE 7440, AS DOCUMENT NO. 2115916,  
BEING PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7070, RECORDED  
IN VOLUME 42 OF MAPS ON PAGE 7070, AS DOCUMENT NO. 2054922, BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4;  
AND UNPLATTED LANDS BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4; ALL IN SECTION 18, TOWNSHIP 21 NORTH,  
RANGE 19 EAST, TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

CURVE TABLE						
CURVE #	RADIUS	DELTA	LENGTH	CHORD DIRECTION	CHORD LENGTH	TANGENT-IN TANGENT-OUT
C1	233.00'	044°12'51"	179.81'	S67°55'17"E	175.38'	S45°48'51"E N89°58'18"E
		(44°12'57")		(S67°48'56.5"E)		(S45°42'28"E)
C2	233.00'	036°50'23"	149.81'	S64°14'03"E	147.25'	S45°48'51"E S82°39'15"E
C3	233.00'	007°22'28"	30.00'	S86°20'29"E	29.97'	S82°39'15"E N89°58'18"E
C4	73.87'	040°14'04"	51.87'	N80°31'10"E	50.81'	S79°21'48"E N60°24'07"E
		(40°13'51")		(N80°31'09.5"E)		(N79°21'55"W) (N60°24'14"E)
C5	301.94'	022°53'14"	120.61'	N48°28'09"E	119.81'	N59°52'46"E N36°59'32"E
C6	301.94'	013°00'29"	68.55'	N53°22'32"E	68.40'	N59°52'46"E N46°52'17"E
C7	301.94'	009°52'45"	52.06'	N41°55'55"E	52.00'	N46°52'17"E N36°59'32"E
C8	189.12'	064°05'38"	211.56'	N04°55'12"E	200.70'	N36°58'01"E N27°07'37"W
C9	189.12'	028°57'50"	95.60'	N22°29'06"E	94.59'	N36°58'01"E N08°00'11"E
C10	189.12'	035°07'48"	115.96'	N09°33'43"W	114.15'	N08°00'11"E N27°07'37"W
C11	1094.79'	015°53'45"	303.73'	S08°02'27"W	302.76'	S00°05'34"W S15°59'19"W
C12	1094.79'	008°37'38"	164.85'	S04°24'23"W	164.69'	S08°43'13"W S00°05'34"W
C13	1094.79'	007°16'07"	138.88'	S12°21'16"W	138.79'	S15°59'19"W S08°43'13"W
C14	1028.79'	015°53'45"	285.42'	S08°02'27"W	284.51'	S15°59'19"W S00°05'34"W
C15	1028.79'	001°48'44"	32.54'	S00°59'56"W	32.54'	S01°54'19"W S00°05'34"W
C16	1028.79'	010°55'14"	196.09'	S07°21'56"W	195.79'	S12°49'33"W S01°54'19"W
C17	1028.79'	003°09'47"	56.79'	S14°24'26"W	56.79'	S15°59'19"W S12°49'33"W
C18	543.53'	025°16'30"	239.77'	S03°21'04"W	237.83'	S09°17'11"E S15°59'19"W
C19	543.53'	010°12'20"	96.82'	S10°53'09"W	96.69'	S15°59'19"W S05°46'59"W
C20	543.53'	015°04'10"	142.95'	S01°45'06"E	142.54'	S05°46'59"W S09°17'11"E
C21	477.53'	025°16'30"	210.66'	S03°21'04"W	208.95'	S15°59'19"W S09°17'11"E
C22	477.53'	006°25'25"	53.54'	S12°46'37"W	53.51'	S15°59'19"W S09°33'54"W
C23	477.53'	018°51'05"	157.12'	S00°08'21"W	156.41'	S09°33'54"W S09°17'11"E
C24	30.00'	082°41'44"	43.30'	S05°38'03"E	39.64'	S09°17'11"E N88°01'05"E
C25	141.76'	010°57'18"	27.11'	S14°45'50"E	27.06'	S20°14'29"E S09°17'11"E
C26	60.00'	073°51'21"	77.34'	S55°03'15"E	72.10'	N88°01'05"E S18°07'35"E
C27	167.00'	067°10'13"	195.78'	S56°30'28"W	184.76'	N89°54'26"W S22°55'21"W
C28	233.00'	015°50'23"	64.41'	S82°10'23"W	64.21'	S74°15'12"W N89°54'26"W
C29	30.00'	057°03'44"	29.88'	N77°12'56"W	28.66'	N48°41'04"W S74°15'12"W
C30	60.00'	152°59'45"	160.22'	S54°49'04"W	116.68'	N48°41'04"W S21°40'49"E
C31	60.00'	041°13'22"	43.17'	N69°17'45"W	42.24'	N48°41'04"W N89°54'26"W
C32	60.00'	071°39'58"	75.05'	S54°15'35"W	70.25'	N89°54'26"W S18°25'36"W
C33	60.00'	040°06'25"	42.00'	S01°37'37"E	41.15'	S18°25'36"W S21°40'49"E
C34	30.00'	057°03'44"	29.88'	S06°51'03"W	28.66'	S35°22'55"W S21°40'49"E
C35	233.00'	012°27'34"	50.67'	S29°09'08"W	50.57'	S35°22'55"W S22°55'21"W
C36	1225.59'	014°06'40"	301.84'	S29°58'41"W	301.08'	S37°02'01"W S22°55'21"W
C37	1225.59'	001°17'35"	27.66'	S23°34'09"W	27.66'	S24°12'56"W S22°55'21"W
C38	1225.59'	008°55'30"	190.91'	S28°40'41"W	190.72'	S33°08'26"W S24°12'56"W
C39	1225.59'	003°53'35"	83.27'	S35°05'13"W	83.26'	S37°02'01"W S33°08'26"W
C40	1291.59'	014°06'40"	318.10'	S29°58'41"W	317.30'	S37°02'01"W S22°55'21"W
C41	1291.59'	003°58'45"	89.70'	S24°54'43"W	89.68'	S26°54'06"W S22°55'21"W
C42	1291.59'	006°39'15"	150.00'	S30°13'43"W	149.92'	S33°33'21"W S26°54'06"W
C43	1291.59'	003°28'40"	78.40'	S35°17'41"W	78.39'	S37°02'01"W S33°33'21"W
C44	217.00'	036°41'09"	138.94'	S18°41'27"W	136.58'	S37°02'01"W S00°20'52"W
C45	283.00'	019°24'59"	95.90'	S27°19'32"W	95.44'	S37°02'01"W S17°37'02"W
C46	283.00'	003°49'51"	18.92'	S02°15'47"W	18.92'	S00°20'52"W S04°10'43"W
C47	316.33'	024°00'41"	132.57'	N62°53'07"W	131.60'	N74°53'28"W N50°52'47"W
C48	250.33'	022°53'53"	100.05'	N62°19'44"W	99.38'	N50°52'47"W N73°46'40"W
C49	233.00'	018°57'31"	77.10'	S55°17'37"E	76.75'	S45°48'51"E S64°46'23"E
C50	1028.79'	000°58'52"	17.62'	S01°24'52"W	17.62'	S00°55'26"W S01°54'19"W
C51	1028.79'	001°05'29"	19.60'	S02°27'03"W	19.60'	S01°54'19"W S02°59'48"W
C52	1094.79'	001°43'04"	32.82'	N00°57'06"E	32.82'	N01°48'38"E N00°05'34"E

WETLAND SETBACK LINE TABLE		
LINE #	DIRECTION	LENGTH
L1	S89°55'25"E	55.76'
L2	S16°48'55"W	27.41'
L3	S57°10'06"W	31.39'
L4	S64°58'44"W	54.03'
L5	S02°15'34"W	33.28'
L6	S06°30'21"W	146.21'
L7	N89°54'26"W	18.17'
L8	N89°54'26"W	17.33'
L9	N04°54'54"W	112.82'
L10	N15°06'01"W	55.02'
L11	N21°50'08"W	53.38'
L12	N68°03'04"W	18.53'
L13	N44°28'11"W	29.88'
L14	N28°06'37"E	34.21'
L15	N61°08'38"E	30.92'
L16	S89°55'25"E	56.57'
L17	S89°54'26"E	12.93'
L18	S00°14'28"E	56.89'
L19	S02°13'39"W	81.00'
L20	S04°32'27"W	77.56'
L21	S00°41'01"E	49.02'
L22	S33°23'20"E	10.81'
L23	S82°23'44"E	37.51'
L24	N83°28'43"E	141.26'
L25	S77°00'21"W	31.81'
L26	S86°43'41"W	55.37'
L27	S80°04'57"W	55.68'
L28	S76°00'42"W	33.57'
L29	S45°47'57"W	31.75'
L30	S40°31'48"W	163.13'
L31	S37°02'53"W	76.83'
L32	S23°51'52"W	60.18'
L33	S07°02'25"W	33.78'
L34	N89°54'26"W	23.47'
L35	S89°54'26"E	28.87'
L36	N03°43'25"E	39.19'
L37	N25°09'49"E	70.98'
L38	N36°02'24"E	225.97'
L39	N01°16'54"E	52.63'
L40	N12°00'44"E	77.64'
L41	N02°48'08"E	87.44'
L42	N06°57'20"W	56.09'
L43	N02°55'16"E	15.22'
L44	N12°26'07"E	51.73'
L45	S89°54'26"E	21.65'
L46	N68°55'23"E	25.55'
L47	N59°10'53"E	72.97'
L48	N40°56'32"E	35.92'
L49	N64°42'20"E	16.63'
L50	N54°45'07"E	48.90'
L51	N71°28'14"E	37.10'
L52	S00°05'34"W	25.03'
L53	S00°05'34"W	23.97'
L54	S61°39'27"W	69.10'
L55	S56°26'15"W	85.66'
L56	S67°33'07"W	74.09'
L57	N00°05'34"E	3.81'
L58	N00°20'52"E	8.94'
L59	N68°18'39"E	52.28'
L60	S27°07'09"E	14.66'
L61	S31°51'22"W	13.03'
L62	S64°23'00"W	67.08'
L63	S49°43'00"W	23.04'
L64	N36°41'31"E	22.47'
L65	N36°41'31"E	27.11'
L66	N37°02'01"E	20.70'

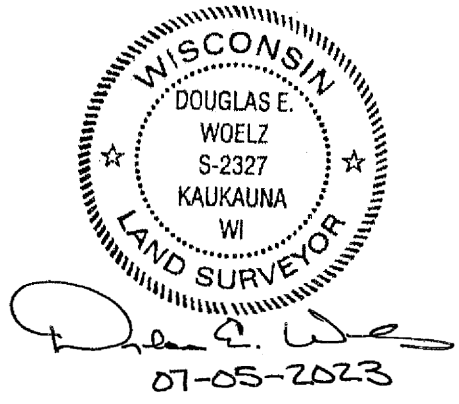
WETLAND SETBACK LINE TABLE		
LINE #	DIRECTION	LENGTH
L67	S43°11'27"E	66.16'
L68	S45°50'14"E	79.25'
L69	S47°35'32"E	97.70'
L70	S45°37'36"E	71.47'
L71	S52°33'30"E	49.88'
L72	S36°41'31"W	14.47'
L73	S36°41'31"W	11.87'
L74	N52°54'33"W	49.20'
L75	N42°22'45"W	62.71'
L76	N47°11'59"W	135.17'
L77	N52°42'11"W	49.97'
L78	N44°54'59"W	50.00'
L79	N37°20'54"W	17.89'
L80	N37°02'01"E	8.14'
L81	N37°02'01"E	21.10'
L82	N37°20'54"W	35.55'
L83	N52°40'02"E	20.12'
L84	S70°07'19"E	17.80'
L85	S33°38'05"E	12.52'
L86	S37°02'01"W	30.05'
L87	N31°47'36"W	21.81'
L88	S41°31'51"W	55.80'
L89	S44°52'30"W	32.61'
L90	S38°37'11"W	55.60'
L91	S85°21'07"W	36.18'
L92	S49°07'37"W	31.33'
L94	S24°29'56"W	24.98'
L95	S60°56'44"E	14.28'



There are no objections to this plat with respect to Secs. 236.15, 236.16, 236.20 and 236.21(1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.

Certified \_\_\_\_\_, 20\_\_\_\_

Department of Administration



**McMAHON**  
ENGINEERS ARCHITECTS  
1445 McMAHON DRIVE NEENAH, WI 54956  
Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025  
Tel: (920) 751-4200 Fax: (920) 751-4284  
www.mcmgrp.com



# LEGACY ACRES

ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2646, RECORDED IN VOLUME 14 OF MAPS ON PAGE 2646, AS DOCUMENT NO. 1200413 AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7440, RECORDED IN VOLUME 45 OF MAPS ON PAGE 7440, AS DOCUMENT NO. 2115916, BEING PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4; AND ALL OF LOT 2 OF CERTIFIED SURVEY MAP NO. 7070, RECORDED IN VOLUME 42 OF MAPS ON PAGE 7070, AS DOCUMENT NO. 2054922, BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4; AND UNPLATTED LANDS BEING PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4; ALL IN SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST, TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

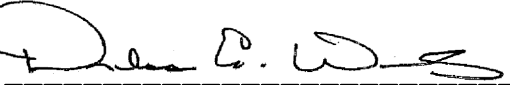
### SURVEYOR'S CERTIFICATE:

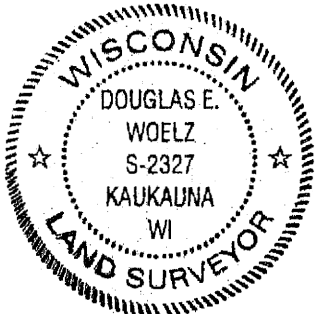
I, Douglas E. Woelz, Wisconsin Professional Land Surveyor S-2327, certify that I have surveyed, divided and mapped all of Lot 1 of Certified Survey Map No. 2646, recorded in Volume 14 of Maps on Page 2646, as Document No. 1200413 and all of Lot 2 of Certified Survey Map No. 7440, recorded in Volume 45 of Maps on Page 7440, as Document No. 2115916, being part of the Northeast 1/4 of the Northwest 1/4; and all of Lot 2 of Certified Survey Map No. 7070, Recorded in Volume 42 of Maps on Page 7070, as Document No. 2054922, being part of the Northwest 1/4 of the Northeast 1/4; and unplatted lands being part of the Northwest 1/4 of the Northeast 1/4; all in Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin containing 1,834,141 square feet (42.106 acres) of land more or less and described as follows:

Commencing at the North 1/4 corner of said Section 18; Thence S89°55'25"E, 346.97 feet along the North line of the Northeast 1/4 of said Section 18 to the Northwest corner of said Lot 2 of Certified Survey Map No. 7070 and the Point of Beginning; Thence continue S89°55'25"E, 577.07 feet (recorded as N88°36'43"E) along the North line of said Lot 2 of Certified Survey Map No. 7070 to the Southerly right-of-way line of Fox Meadows Lane and the start of a 233.00 foot radius curve to the left; Thence 179.81 feet along the arc of said curve being the North line of said Lot 2 of Certified Survey Map No. 7070 and the Southerly right-of-way line of Fox Meadows Lane with a chord distance of 175.38 feet which bears S67°55'17"E (recorded as S67°48'56.5"E); Thence N89°58'13"E, 236.09 feet (recorded as S89°55'25"E, 235.89' & N88°36'43"E, 235.58') along the North line of said Lot 2 of Certified Survey Map No. 7070 and the Southerly right-of-way line of Fox Meadows Lane to the Northeast corner of said Lot 2 of Certified Survey Map No. 7070 and the Northwest corner of Lot 31 of River Forest Estates; Thence S00°05'34"W (recorded as S00°05'16"W & S01°22'48"E), 1254.00 feet along the East line of the Northwest 1/4 of the Northeast 1/4 of said Section 18, also being the East line of said Lot 2 of Certified Survey Map No. 7070 and the West line of River Forest Estates, to the South line of the Northwest 1/4 of the Northeast 1/4 of said Section 18 as previously surveyed and monumented by others; Thence S89°40'04"W, 1321.45 feet along said South line to the Southeast corner of said Lot 2 of Certified Survey Map No. 7440; Thence N88°09'30"W, 479.01 feet (recorded as N88°07'18"W, 479.51') along the South line Northeast 1/4 of the Northwest 1/4 of said Section 18 as previously surveyed and monumented by others, also being the North line of Certified Survey Map No. 7187 and the South line of said Lot 2 of Certified Survey Map No. 7440 to the Southwest corner thereof; Thence N39°08'49"E, 496.81 feet (recorded as N38°05'35"E & N39°12'34"E, 496.85') along the Westerly line of said Lot 2 of Certified Survey Map No. 7440; Thence N50°52'47"W (recorded as N50°50'50"W & N51°54'25"W), 407.00 feet along the Southerly line of said Lot 2 of Certified Survey Map No. 7440 and the Southerly line of Lot 1 and the Northerly line of Lot 2 of said Certified Survey Map No. 2646 and the Northerly line of Lot 2 of Certified Survey Map No. 7606 to the Southeasterly right-of-way line of Green Bay Road (S.T.H. 96); Thence N39°07'13"E (recorded as N38°05'35"E), 66.00 feet along said Southeasterly right-of-way line of Green Bay Road and the Northwesterly line of said Lot 1 Certified Survey Map No. 2646 to the Northern most corner thereof; Thence S50°52'47"E (recorded as S51°54'25"E), 287.00 feet along the Northeasterly line of said Lot 1 Certified Survey Map No. 2646 to the Eastern most corner thereof and the Westerly line of said Lot 2 of Certified Survey Map No. 7440; Thence N39°07'13"E, 239.44 feet (recorded as N38°05'35"E, 239.37') along the Westerly line of said Lot 2 of Certified Survey Map No. 7440; Thence N32°17'40"E, 123.42 feet along the Westerly line of said Lot 2 of Certified Survey Map No. 7440 to the start of a 73.87 foot radius curve to the left; Thence 51.87 feet along the arc of said curve and the Westerly line of said Lot 2 of Certified Survey Map No. 7070 with a chord distance of 50.81 feet which bears N80°31'10"E to the start of a 301.94 foot radius curve to the left; Thence 120.61 feet along the arc of said curve and the Westerly line of said Lot 2 of Certified Survey Map No. 7070 with a chord distance of 119.81 feet which bears N48°26'09"E to the start of a 189.12 foot radius curve to the left; Thence 211.56 feet along the arc of said curve and the Westerly line of said Lot 2 of Certified Survey Map No. 7070 with a chord distance of 200.70 feet which bears N04°55'12"E; Thence N40°31'27"E, 293.00 feet, along the Westerly line of said Lot 2 of Certified Survey Map No. 7070 to the Point of Beginning.

That I have made such survey, land division, and plat under the directions of the owners of said land. That such plat is a correct representation of all exterior boundaries of the land surveyed and the subdivision thereof made. That I have fully complied with the provisions of Chapter 236 of the Wisconsin Statutes and the Subdivision regulations of the Town of Kaukauna and Outagamie County in surveying, dividing and mapping the same.

Dated this 5<sup>th</sup> day of July, 2023.

  
Douglas E. Woelz, S-2327  
Wisconsin Professional Land Surveyor



### OWNER'S CERTIFICATE OF DEDICATION

K&B Developments, Inc., as owners, we hereby certify that we caused the land described on this Plat to be surveyed, divided, mapped and dedicated as represented on the Plat. We also certify that this plat is required by s. 236.10 or s. 236.12 to be submitted to the following for approval or objection.

Department of Administration  
Town of Kaukauna  
Outagamie County  
City of Kaukauna

WITNESS the hand and seal of said owners this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. In the Presence of:

\_\_\_\_\_  
Joan M. Klister, President

State of Wisconsin)  
\_\_\_\_\_)ss  
County)

Personally came before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the above named person to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
County, WI

My Commission Expires: \_\_\_\_\_

### UTILITY EASEMENT PROVISIONS

An easement for electric, natural gas, and communications service is hereby granted by K&B Developments, Inc., Grantor, to

WISCONSIN ELECTRIC POWER COMPANY and WISCONSIN GAS, LLC, Wisconsin corporations doing business as WE ENERGIES, Grantee,  
AT&T Wisconsin, a Wisconsin corporation, Grantee,  
SPECTRUM MID-AMERICA, LLC by: Charter Communications, Inc., Grantee,  
TIME WARNER CABLE, Grantee, and  
TDS METROCOM, LLC, Grantee,

their respective successors and assigns, to construct, install, operate, repair, maintain and replace from time to time, facilities used in connection with overhead and underground transmission and distribution of electricity and electric energy, natural gas, telephone and cable TV facilities for such purposes as the same is now or may hereafter be used, all in, over, under, across, along and upon the property shown within those areas on the plat designated as "Utility Easement" and the property designated on the plat for streets and alleys, whether public or private, together with the right to install service connections upon, across, within and beneath the surface of each lot to serve improvements, thereon, or on adjacent lots; also the right to trim or cut down trees, brush and roots as may be reasonably required incidental to the rights herein given, and the right to enter upon the subdivided property for all such purposes. The Grantees agree to restore or cause to have restored, the property, as nearly as is reasonably possible, to the condition existing prior to such entry by the Grantees or their agents. This restoration, however, does not apply to the initial installation of said underground and/or above ground electric facilities, natural gas facilities, or telephone and cable TV facilities or to any trees, brush or roots which may be removed at any time pursuant to the rights herein granted. Structures shall not be placed over Grantees' facilities or in, upon or over the property within the lines marked "Utility Easement" without the prior written consent of Grantees. After installation of any such facilities, the grade of the subdivided property shall not be altered by more than six inches without written consent of grantees. This Utility Easement Provision does not prevent or prohibit others from utilizing or crossing the Utility Easement as the Utility easement(s) are non-exclusive.

The grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

NO UTILITY TRANSFORMERS OR PEDESTALS ARE TO BE SET WITHIN 2 FEET OF A LOT CORNER MONUMENT.

NO CONDUCTORS ARE TO BE BURIED WITHIN 1 FOOT OF A LOT CORNER MONUMENT.

### TOWN OF KAUKAUNA APPROVAL:

Resolved, that the plat of Legacy Acres in the Town of Kaukauna, is approved and accepted by the Town Board of the Town of Kaukauna, Outagamie County, Wisconsin, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Town Chairperson, Mike VanAsten Date

STATE OF WISCONSIN

COUNTY OF OUTAGAMIE )ss

I, Debbie VanderHeiden, being the duly elected, qualified and acting clerk of the Town of Kaukauna, Outagamie County County does hereby certify that the Town Board of the Town of Kaukauna passed by voice vote on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ authorizing me to issue a certificate of approval of Legacy Acres, K&B Developments, Inc. as owners, upon satisfaction of certain conditions, and I do also hereby certify that all conditions were satisfied and the APPROVAL WAS GRANTED AND EFFECTIVE ON THE \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_  
Town Clerk, Debbie VanderHeiden

### CERTIFICATE OF TOWN TREASURER

I, Debbie VanderHeiden, being the duly elected qualified and acting Town Treasurer of the Town of Kaukauna do hereby certify that in accordance with the records in my office there are no unpaid taxes or unpaid special assessments as of \_\_\_\_\_ affecting any of the lands included in Legacy Acres.

\_\_\_\_\_  
Town Treasurer, Debbie VanderHeiden Date

### CERTIFICATE OF COUNTY TREASURER

I, Trenten Woelfel, being the duly elected qualified and acting County Treasurer of the County of Outagamie, do hereby certify that the records in my office show no unredeemed tax sales and no unpaid taxes or special assessments as of \_\_\_\_\_ affecting any of the lands included in Legacy Acres.

\_\_\_\_\_  
County Treasurer, Trenten J. Woelfel Date

### CITY OF KAUKAUNA APPROVAL (EXTRATERRITORIAL)

Approved by the City of Kaukauna Common Council on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Sally Kenney, City Clerk Date


### COUNTY PLANNING AGENCY APPROVAL CERTIFICATE

Resolved, that the plat of Legacy Acres in the Town of Kaukauna, Outagamie County, K&B Developments, Inc. as owners, is hereby approved by Outagamie County.

\_\_\_\_\_  
County Zoning Administrator Date

There are no objections to this plat with respect to Secs. 236.15, 236.16, 236.20 and 236.21(1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.

Certified \_\_\_\_\_, 20\_\_\_\_

Department of Administration







# MEMO

## PLANNING AND COMMUNITY DEVELOPMENT

To: Common Council  
From: Lily Paul, Associate Planner  
Date: July 25, 2023  
Re: CSM Review Lot Split –Lots 122, 121, 120, and 119 of Blue Stem Meadows 3

Davel Engineering, agent, has submitted a certified survey map for Dercks DeWitt LLC, owner, to split lots 122, 121, 120 and 119 of Blue Steam Meadows 3. All the lots are zoned Residential Single-Family (RSF). The new lot width for these parcels will be 74 feet to 75 feet. Per section [17.16\(4\) RSF](#) of the City of Kaukauna Zoning Code the required lot width is 60 feet and side yard setbacks are seven (7) feet.

This lot split has created one additional lot within the subdivision on White Dove Lane. Cottage style houses are proposed to be built on these lots.

**Recommendation:**

Approval of the Certified Survey Map splitting Lots 122, 121, 120 and 119 of Blue Stem Meadows 3.



## RESOLUTION NO. 2023-5398

A RESOLUTION APPROVING A LOT DIVISION FOR PART OF PARCEL 325118158 AND ALL OF PARCELS 325118159, 325118160, AND 325118161

WHEREAS, a four (4) lot certified survey map of the following described parcel of land has been presented to and recommended for approval by the Plan Commission:

Part of Lot 119, all of Lot 120, 121 and 122, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, Wisconsin that the said Certified Survey Map attached and made a part hereof is hereby accepted and approved.

Introduced and adopted this 1<sup>st</sup> day of August, 2023.

APPROVED: \_\_\_\_\_  
Anthony J. Penterman, Mayor

ATTEST: \_\_\_\_\_  
Sally A. Kenney, Clerk



# Certified Survey Map No. \_\_\_\_\_

Part of Lot 119, all of Lot 120, 121 and 122, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

## LEGEND

- $\frac{3}{4}$ " x 18" Steel Rebar @ 1.50lbs/LF SET
- $\frac{3}{4}$ " Rebar Found
- ⊕ Government Corner



James R. Sehloff PLS-2692

Date



**DAVEL ENGINEERING &  
ENVIRONMENTAL, INC.**

*Civil Engineers and Land Surveyors*

1164 Province Terrace, Menasha, WI 54952  
Ph: 920-991-1866 Fax: 920-441-0804  
www.davel.pro

6/29/2023 12:32 PM J:\Projects\4198der\dwg\Civil 3D\4198CSM2.dwg Printed by: kristy

Survey for:  
Dercks DeWitt, LLC  
W857 CTY Road ZZ  
Kaukauna, WI 54130

File: 4198CSM2.dwg  
Date: 06/29/2023  
Drafted By: kristy  
Sheet: 1 of 3



Certified Survey Map No. \_\_\_\_\_

Part of Lot 119, all of Lot 120, 121 and 122, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

Surveyor's Certificate

I, James R. Sehloff, Professional land surveyor, hereby certify: That in full compliance with the provisions of Chapter 236 of the Wisconsin Statutes and the subdivision regulations of the City of Kaukauna, and under the direction of Dercks DeWitt, LLC, the property owners of said land, I have surveyed, divided, and mapped this Certified Survey Map; that such map correctly represents all exterior boundaries and the subdivision of the land surveyed; and that this land is part of Lot 119, all of Lot 120, 121 and 122, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin, containing 40,095 Square Feet (0.9205 Acres) of land described as follows:

Commencing at the North 1/4 corner of Section 31; thence, along the West line of the Northeast 1/4 of said Section 31, S00°54'17"W, 2466.71 feet to the South right-of-way line of White Dove Lane; thence, along said South right-of-way line, S89°04'10"E, 105.00 feet to the Northwest corner of Lot 122 of Blue Stem Meadows 3, said Point also being the point of beginning; thence, continuing along said South right-of-way line, S89°04'10" E, 297.00 feet; thence, S00°56'10"W, 135.00 feet to the South line of said Blue Stem Meadows 3; thence, along said South line, N89°04'10"W, 297.00 feet to the Southwest corner of said Lot 122; thence, along the West line of said Lot 122, N00°56'10"E, 135.00 feet to the point of beginning, subject to all easements, and restrictions of record.

Given under my hand this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

James R. Sehloff, Wisconsin Professional Land Surveyor No. S-2692

Owner's Certificate

Dercks DeWitt, LLC, a limited liability company duly organized and existing under and by virtue of the Laws of the State of Wisconsin, as the property owner, does hereby certify that we caused the land above described to be surveyed, divided, and mapped all as shown and represented on this map.

We do further certify this plat is required by s.236.10 or s.236.12 to be submitted to the following for approval or objection:

City of Kaukauna

In the presence of: Dercks DeWitt, LLC

Managing Member \_\_\_\_\_ Date \_\_\_\_\_

State of Wisconsin )  
 )SS  
\_\_\_\_\_ County)

Personally came before me on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the above the property owner(s) to me known to be the persons who executed the foregoing instrument and acknowledge the same.

\_\_\_\_\_, My Commission Expires \_\_\_\_\_

Notary Public, Wisconsin



# Certified Survey Map No. \_\_\_\_\_

Part of Lot 119, all of Lot 120, 121 and 122, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

## City of Kaukauna Common Council Approval Certificate

Resolved, that this certified survey map in the City of Kaukauna, Outagamie County, Dercks DeWitt, LLC, the property owner, is hereby approved by the Common Council.

Mayor \_\_\_\_\_ Date \_\_\_\_\_

I hereby certify that the foregoing is a copy of a resolution adopted by the Common Council of the City of Kaukauna.

City Clerk \_\_\_\_\_ Date \_\_\_\_\_

## Treasurers' Certificate

We, being the duly elected, qualified and acting Treasurers' of the City of Kaukauna and Outagamie County, do hereby certify that in accordance with the records in our office, there are no unredeemed tax sales and unpaid taxes, or special assessments on and of the land included in this certified survey map.

City Treasurer \_\_\_\_\_ Date \_\_\_\_\_

County Treasurer \_\_\_\_\_ Date \_\_\_\_\_

This Certified Survey Map is contained wholly within the property described in the following recorded instruments:

The property owner of record: Dercks DeWitt, LLC	Recording Information: Doc. No. 2162521	Parcel Number(s): Part of 325-1181-58 All of 325-1181-59; 325-1181-60 & 325-1181-61
---	--	--

James R. Sehloff Professional Land Surveyor No. S-2692 Date \_\_\_\_\_





# MEMO

## PLANNING AND COMMUNITY DEVELOPMENT

To: Common Council  
From: Joe Stephenson, Director of Planning and Community Development  
Date: July 25, 2023  
Re: CSM Review Lot Split –Lots 117, 118 and 119 of Blue Stem Meadows 3

Davel Engineering, agent, has submitted a certified survey map for Dercks DeWitt LLC, owner, to split lots 117, 118 and 119 of Blue Steam Meadows 3. All the lots are zoned Residential Single-Family (RSF). The new lot width for these parcels will be 75 feet. Per section [17.16\(4\) RSF](#) of the City of Kaukauna Zoning Code the required lot width is 60 feet and side yard setbacks are seven (7) feet.

This lot split has created one additional lot within the subdivision on White Dove Lane. Cottage style houses are proposed to be built on these parcels.

**Recommendation:**

Approval of the Certified Survey Map splitting Lots 117, 118, and 119 of Blue Stem Meadows 3.



## RESOLUTION NO. 2023-5399

A RESOLUTION APPROVING A LOT DIVISION FOR PART OF PARCEL 325118158 AND ALL OF PARCELS 325118157 AND 325118156

WHEREAS, a three (3) lot certified survey map of the following described parcel of land has been presented to and recommended for approval by the Plan Commission:

Part of Lot 119, all of Lot 118 and Lot 117, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, Wisconsin that the said Certified Survey Map attached and made a part hereof is hereby accepted and approved.

Introduced and adopted this 1<sup>st</sup> day of August, 2023.

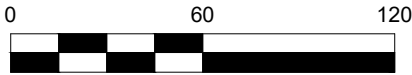
APPROVED: \_\_\_\_\_  
Anthony J. Penterman, Mayor

ATTEST: \_\_\_\_\_  
Sally A. Kenney, Clerk



Certified Survey Map No. \_\_\_\_\_

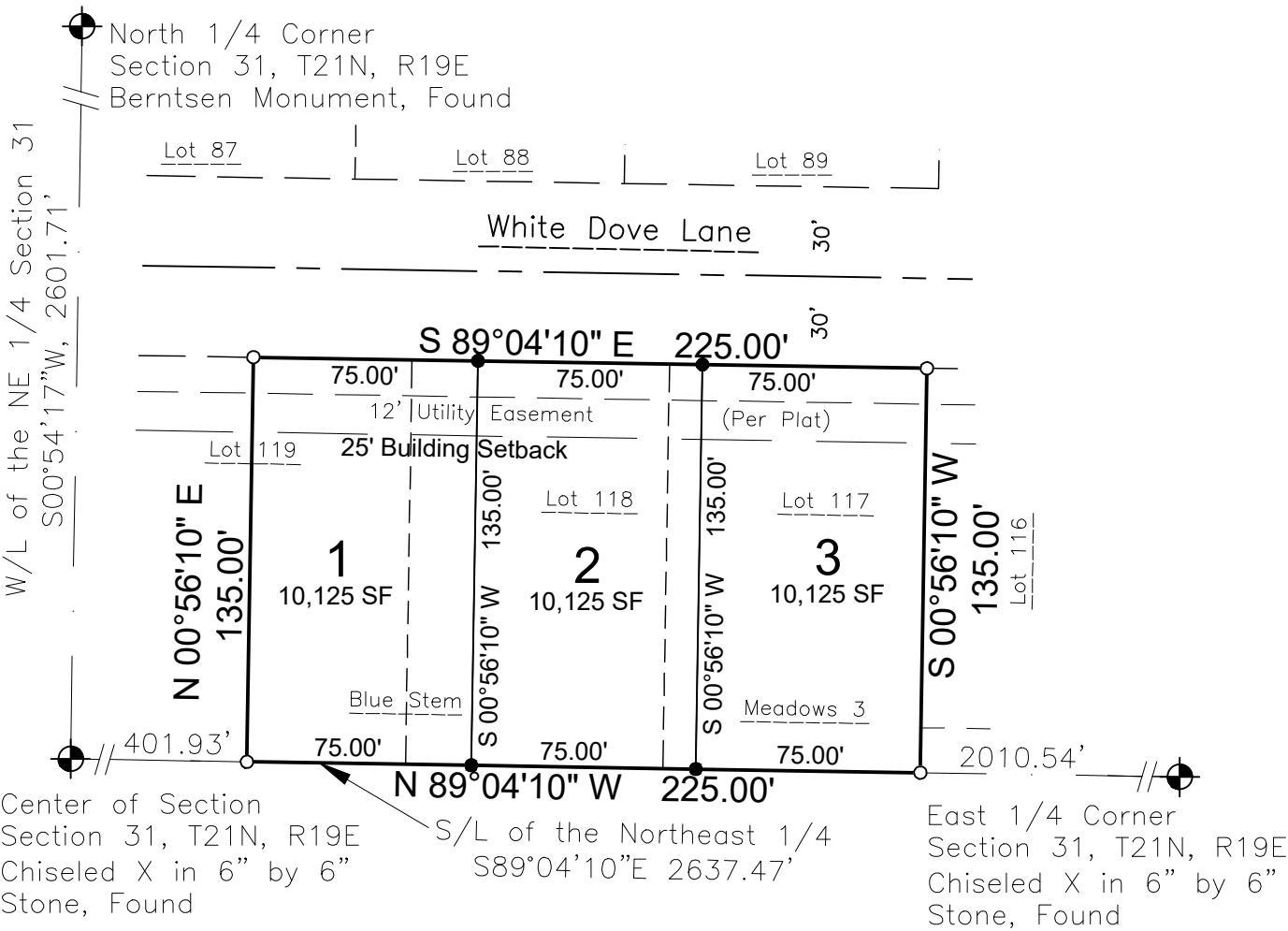
Part of Lot 119, all of Lot 118 and Lot 117, Blue Stem Meadows 3, all  
located in part of the Southwest 1/4 of the Northeast 1/4,  
Section 31, Township 21 North, Range 19 East,  
City of Kaukauna, Outagamie County, Wisconsin



Bearings are referenced to the S/L of the  
Northeast 1/4, Section 31, T21N, R19E,  
assumed to bear N89°04'10"W, base on the  
Outagamie County Coordinate System.

LEGEND

- 3/4" x 18" Steel Rebar  
@ 1.50lbs/LF SET
- 3/4" Rebar Found
- ⊕ Government Corner



James R. Sehloff Professional Land Surveyor No. S-2692 Date



**DAVEL ENGINEERING &  
ENVIRONMENTAL, INC.**  
Civil Engineers and Land Surveyors

1164 Province Terrace, Menasha, WI 54952  
Ph: 920-991-1866 Fax: 920-441-0804  
www.davel.pro

Survey for:  
Dercks DeWitt, LLC  
W857 CTY Road ZZ  
Kaukauna, WI 54130

File: 4198CSM3.dwg  
Date: 06/29/2023  
Drafted By: kristy  
Sheet: 1 of 3



Certified Survey Map No. \_\_\_\_\_

Part of Lot 119, all of Lot 118 and Lot 117, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin

Surveyor's Certificate

I, James R. Sehloff, Professional land surveyor, hereby certify: That in full compliance with the provisions of Chapter 236 of the Wisconsin Statutes and the subdivision regulations of the City of Kaukauna, and under the direction of Dercks DeWitt, LLC, the property owners of said land, I have surveyed, divided, and mapped this Certified Survey Map; that such map correctly represents all exterior boundaries and the subdivision of the land surveyed; and that this land is part of Lot 119, all of Lot 118 and Lot 117, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East, City of Kaukauna, Outagamie County, Wisconsin, containing 30,375 Square Feet (0.6973 Acres) of land described as follows:

Commencing at the North 1/4 corner of Section 31; thence, along the West line of the Northeast 1/4 of said Section 31, S00°54'17"W, 2601.17 feet to the Center of Section of said Section 31; thence, along the South line of Blue Stem Meadows 3, S89°04'10E, 401.93 feet to the point of beginning; thence, N00°56'10"E, 135.00 feet to the South right-of-way line of White Dove Lane; thence, along said South right-of-way line, S89°04'10"E, 225.00 feet to the Northwest corner of Lot 116 of said Blue Stem Meadows 3; thence, along the West line of said Lot 116, S00°56'10"W, 135.00 feet to the said South line of Blue Stem Meadows 3; thence N89°04'10"W, 225.00 feet to the point of beginning, subject to all easements, and restrictions of record.

Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

James R. Sehloff, Wisconsin Professional Land Surveyor No. S-2692

Owner's Certificate

Dercks DeWitt, LLC, a limited liability company duly organized and existing under and by virtue of the Laws of the State of Wisconsin, as the property owner, does hereby certify that we caused the land above described to be surveyed, divided, and mapped all as shown and represented on this map.

We do further certify this plat is required by s.236.10 or s.236.12 to be submitted to the following for approval or objection:

City of Kaukauna

In the presence of: Dercks DeWitt, LLC

\_\_\_\_\_  
Managing Member

\_\_\_\_\_  
Date

State of Wisconsin )  
 )SS  
\_\_\_\_\_)County)

Personally came before me on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, the above the property owner(s) to me known to be the persons who executed the foregoing instrument and acknowledge the same.

\_\_\_\_\_ My Commission Expires \_\_\_\_\_  
Notary Public, Wisconsin



Certified Survey Map No. \_\_\_\_\_

Part of Lot 119, all of Lot 118 and Lot 117, Blue Stem Meadows 3, all located in part of the Southwest 1/4 of the Northeast 1/4, Section 31, Township 21 North, Range 19 East,  
City of Kaukauna, Outagamie County, Wisconsin

City of Kaukauna Common Council Approval Certificate

Resolved, that this certified survey map in the City of Kaukauna, Outagamie County, Dercks DeWitt, LLC, the property owner, is hereby approved by the Common Council.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

I hereby certify that the foregoing is a copy of a resolution adopted by the Common Council of the City of Kaukauna.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

Treasurers' Certificate

We, being the duly elected, qualified and acting Treasurers' of the City of Kaukauna and Outagamie County, do hereby certify that in accordance with the records in our office, there are no unredeemed tax sales and unpaid taxes, or special assessments on and of the land included in this certified survey map.

\_\_\_\_\_  
City Treasurer

\_\_\_\_\_  
Date

\_\_\_\_\_  
County Treasurer

\_\_\_\_\_  
Date

This Certified Survey Map is contained wholly within the property described in the following recorded instruments:

This Certified Survey Map is contained wholly within the property described in the following recorded instruments:

The property owner of record:	Recording Information:	Parcel Number(s):
Dercks DeWitt, LLC	Doc. No. 2162521	Part of 325-1181-58 All of 325-1181-57 & 325-1181-56

James R. Sehloff Professional Land Surveyor No. S-2692 Date

File: 4198CSM3.dwg  
Date: 06/29/2023  
Drafted By: Jim  
Sheet: 3 of 3





# MEMO

## PLANNING AND COMMUNITY DEVELOPMENT

To: Common Council  
From: Joe Stephenson, Director of Planning and Community Development  
Date: July 25, 2023  
Re: Extraterritorial Review CSM Lot Split – Parcel 130044800; Town of Kaukauna

McMahon, agent, has submitted a certified survey map for New Horizons Dairy, owner, to split parcel 130044800 in the Town of Kaukauna. The CSM shows 4 lots: Lot 1 3.719 acres, Lot 2 2.622 acres, Lot 3 1.405 acres and Lot 4 43.339 acres. Lots 1, 2, & 3 are a part of the Legacy Acres Plat just north of this parcel.

**Recommendation:**

Approval of the Extraterritorial Certified Survey Map splitting Parcel 130044800 into 4 Lots.





## RESOLUTION NO. 2023-5400

## A RESOLUTION APPROVING A LOT DIVISION FOR PARCEL 130044800

WHEREAS, a four (4) lot certified survey map of the following described parcel of land has been presented to and recommended for approval by the Plan Commission:

ALL OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST, CITY OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, Wisconsin that the said Certified Survey Map attached and made a part hereof is hereby accepted and approved.

Introduced and adopted this 1<sup>st</sup> day of August, 2023.

APPROVED: \_\_\_\_\_  
Anthony J. Penterman, Mayor

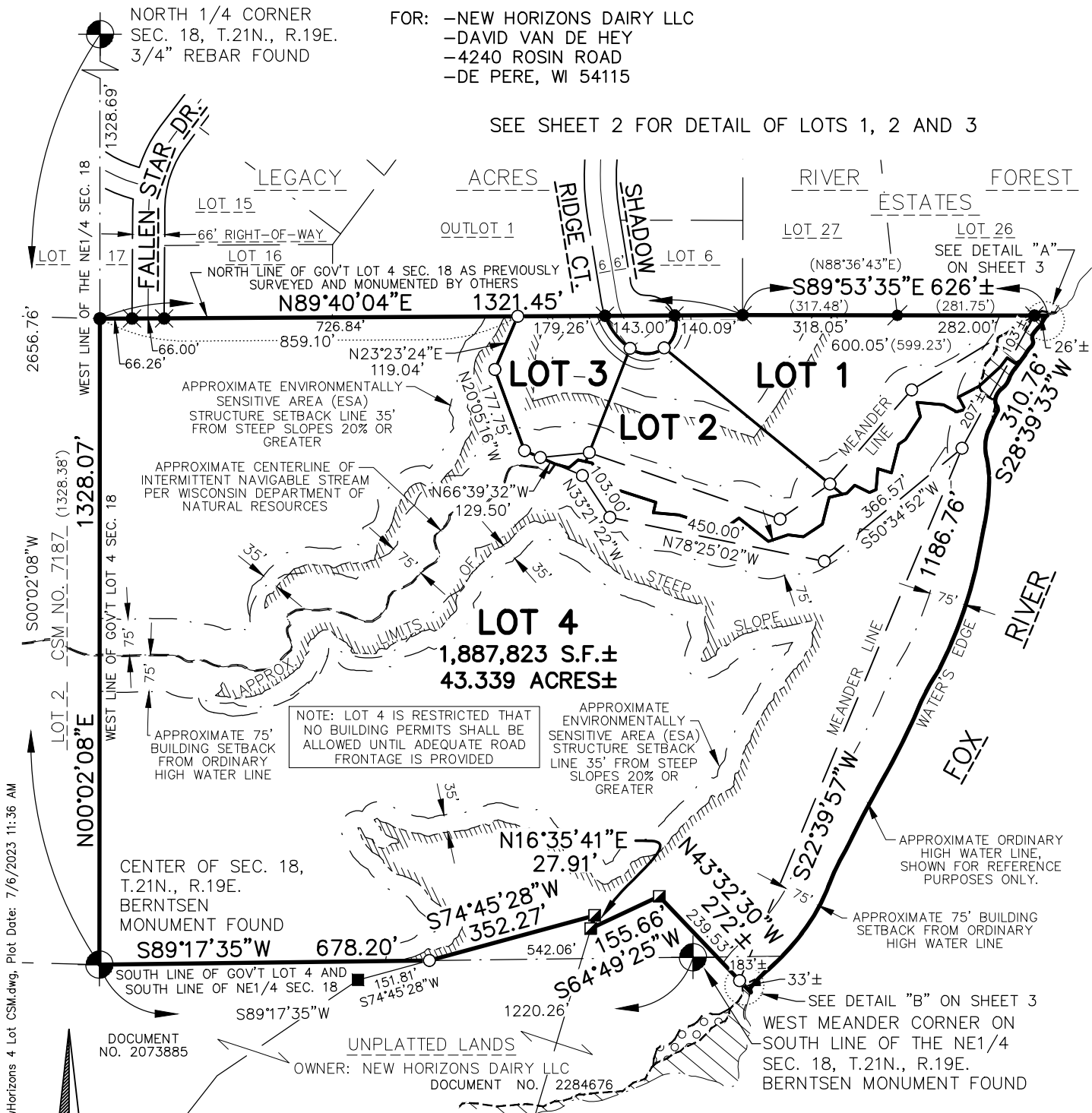
ATTEST: \_\_\_\_\_  
Sally A. Kenney, Clerk



CERTIFIED SURVEY MAP    SHEET 1 OF 7  
PART OF GOVERNMENT LOT 4,  
SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

FOR: -NEW HORIZONS DAIRY LLC  
-DAVID VAN DE HEY  
-4240 ROSIN ROAD  
-DE PERE, WI 54115

SEE SHEET 2 FOR DETAIL OF LOTS 1, 2 AND 3













BEARINGS ARE REFERENCED TO THE WEST LINE OF  
THE NORTHEAST 1/4 OF SECTION 18, TOWNSHIP 21  
NORTH, RANGE 19 EAST, WHICH BEARS  
S00°02'08"W PER THE WISCONSIN COUNTY  
COORDINATE SYSTEM FOR OUTAGAMIE COUNTY

300 150 0 300

SCALE - FEET

## LEGEND

-  - 3/4" x 18" ROUND STEEL REBAR WEIGHING 1.5 lbs./lined ft. SET  
 - 3/4" STEEL REBAR FOUND  
 - 1-5/16" O.D. IRON PIPE FOUND  
 - 1-1/2" O.D. IRON PIPE FOUND  
 - 1 1/4" STEEL REBAR FOUND  
 - T-POST FOUND  
 - CERTIFIED LAND CORNER OUTAGAMIE COUNTY

S.F. - SQUARE FEET  
 ( ) - RECORDED BEARING AND/OR DISTANCE  
 - FLOODWAY  
 - FLOODFRINGE  
 FLOODWAY/FLOODFRINGE IS SHOWN PER FEMA MAP NO. 55087C0361D, WITH AN EFFECTIVE DATE OF JULY 22, 2010  
 - TOP LIMITS OF 20% SLOPES

**McMAHON**  
ENGINEERS ARCHITECTS

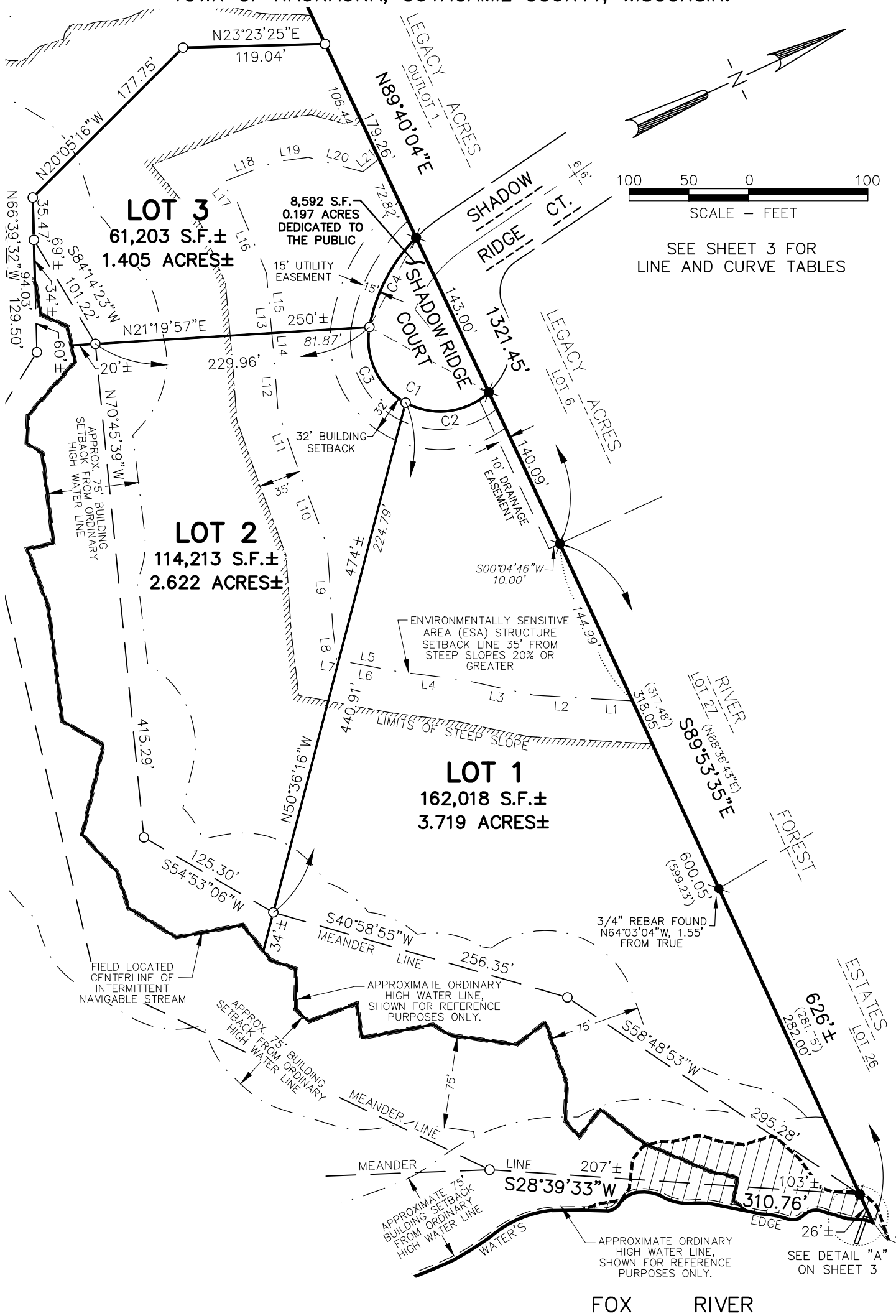
McMAHON ASSOCIATES, INC.  
1445 McMAHON DRIVE NEENAH, WI 54956  
Mailing: P.O.BOX 1025 NEENAH, WI 54957-1025  
PH 920.751.4200 FX 920.751.4284 MCMGRP.COM



# CERTIFIED SURVEY MAP

SHEET 2 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.





**CERTIFIED SURVEY MAP**

SHEET 3 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

SHEET 3 OF 7

CURVE TABLE							
CURVE	RADIUS	DELTA	LENGTH	CHORD DIRECTION	CHORD LENGTH	TANGENT-IN	TANGENT-OUT
C1	60.00'	143°14'22"	150.00'	N53°29'36"E	113.88'	S54°53'13"E	N18°07'35"W
C2	60.00'	071°37'11"	75.00'	N17°41'01"E	70.21'	N53°29'36"E	N18°07'35"W
C3	60.00'	071°37'11"	75.00'	N89°18'12"E	70.21'	N53°29'36"E	S54°53'13"E
C4	141.76'	034°38'44"	85.72'	S37°33'51"E	84.42'	S20°14'29"E	S54°53'13"E

LINE TABLE		
LINE	DIRECTION	LENGTH
L1	S28°02'14"W	34.91'
L2	S28°24'09"W	48.27'
L3	S37°01'24"W	59.05'
L4	S32°12'46"W	57.81'
L5	S35°31'31"W	50.48'
L6	S35°31'31"W	48.78'
L7	S35°31'31"W	1.70'
L8	N71°59'41"W	27.24'
L9	N69°02'37"W	68.56'
L10	N85°45'10"W	70.38'
L11	N84°27'17"W	49.99'
L12	N69°16'22"W	41.95'
L13	N70°16'30"W	73.76'
L14	N70°16'30"W	23.60'
L15	N70°16'30"W	50.17'
L16	N87°37'10"W	64.76'
L17	S75°10'04"W	20.87'
L18	N03°36'20"E	47.67'
L19	N16°46'56"E	28.93'
L20	N39°43'39"E	47.20'
L21	N13°02'32"W	17.36'





CERTIFIED SURVEY MAP

SHEET 4 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

SURVEYOR’S CERTIFICATE:

I, Douglas E. Woelz, Wisconsin Professional Land Surveyor S–2327, certify that I have surveyed, divided and mapped part of Government Lot 4, Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin containing 2,233,849 square feet (51.282 acres) of land more or less and described as follows:

Commencing at the North 1/4 corner of said Section 18; Thence S00°02’08”W, 1328.69 feet along the West line of the Northeast 1/4 of said Section 18 to the Northeast corner of Lot 2 of Certified Survey Map No. 7187 and the Northwest corner of Government Lot 4 of said Section 18, and the Point of Beginning; Thence N89°40’04”E, 1321.45 feet along the North line of said Government Lot 4 of Section 18 as previously surveyed and monumented by others and the South line of Legacy Acres to the Southeast corner of Legacy Acres and the Southwest corner of Lot 27 of River Forest Estates; Thence S89°53’35”E (recorded as N88°36’43”E), 600.05 feet along the North line of said Government Lot 4 of Section 18 and the South line of River Forest Estates to the start of a Meander Line to the Westerly Shore of the Fox River, being N89°53’35”W, 26 feet more or less from the water’s edge of the Fox River; Thence S28°39’33”W, 310.76 feet along said Meander Line; Thence S22°39’57”W, 1186.76 feet along said Meander Line to the termination point of said Meander Line, said point bears N43°32’30”W, 33 feet more or less from the water’s edge of the Fox River; Thence N43°32’30”W, 239.53 feet along the North line of lands described in Document No. 2284676; Thence S64°49’25”W, 155.66 feet continuing along the North line of lands described in Document No. 2284676; Thence N16°35’41”E, 27.91 feet continuing along the North line of lands described in Document No. 2284676; Thence S74°45’28”W, 352.27 feet continuing along the North line of lands described in Document No. 2284676 to the South line of said Government Lot 4 of Section 18; Thence S89°17’35”W, 678.20 feet along said South line of Government Lot 4 of Section 18 to the Center of said Section 18; Thence N00°02’08”E, 1328.07 feet along the West line of Government Lot 4 and the West line of the Northeast 1/4 of said Section 18, and the East line of Lot 2 of Certified Survey Map No. 7187, to the Point of Beginning. Including all those lands lying between the above described Meander Line and the Westerly water’s edge of the Fox River and the respective lot lines extended to said water’s edge.

That I have made this survey by the direction of the Owners of said Land.

I further certify that this map is a correct representation of all exterior boundary lines of the land surveyed and the division of that land, and that I have complied with section 236.34 of the Wisconsin Statutes, the Town of Kaukauna and Outagamie County Subdivision Ordinances in surveying, dividing and mapping the same.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Douglas E. Woelz, , S–2327  
Wisconsin Professional Land Surveyor

NOTES

- THIS CSM IS ALL OF TAX PARCEL 13–0–0448–00
- THE PROPERTY OWNER OF RECORD IS NEW HORIZONS DAIRY, LLC
- THIS PROPERTY IS CONTAINED WHOLLY WITHIN LANDS DESCRIBED IN DEED DOCUMENT NO. 2073885
- THE ORDINARY HIGH WATER LINE AS SHOWN ON THIS MAP IS APPROXIMATED AND IS SHOWN FOR REFERENCE PURPOSES ONLY. "THE LOCATION OF THE APPROXIMATE ORDINARY HIGH WATER MARK SHALL BE THE POINT ON THE BANK OF A NAVIGABLE STREAM OR ON THE SHORE OF A LAKE UP TO WHICH THE PRESENCE AND ACTION OF SURFACE WATER IS SO CONTINUOUS AS TO LEAVE A DISTINCTIVE MARK BY EROSION, DESTRUCTION OF TERRESTRIAL VEGETATION, OR OTHER RECOGNIZED CHARACTERISTICS".
- "ANY LAND BELOW THE ORDINARY HIGH WATER MARK OF A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE PUBLIC TRUST IN NAVIGABLE WATERS THAT IS ESTABLISHED UNDER ARTICLE IX, SECTION 1, OF THE STATE CONSTITUTION."
- NO FUTURE LOTS MAY BE CREATED FROM THE LANDS DESCRIBED BY USE OF CERTIFIED SURVEY MAP PER OUTAGAMIE COUNTY SUBDIVISION ORDINANCE.
- A GEOTECHNICAL REVIEW MAY BE REQUIRED BY OUTAGAMIE COUNTY UPON DEVELOPMENT OF LOTS 1–4.
- APPROXIMATE LIMITS OF AREAS OF STEEP SLOPES (GREATER THAN 20%) AFFECTING LOT 4 ARE SHOWN PER OUTAGAMIE COUNTY 2018 LIDAR. PRIOR TO THE DEVELOPMENT OF LOT 4, THE AREAS OF STEEP SLOPES WILL NEED TO BE ACCURATELY ESTABLISHED.



CERTIFIED SURVEY MAP

SHEET 5 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

OWNER’S CERTIFICATE OF DEDICATION

New Horizons Dairy, LLC, as owners, we hereby certify that we caused the land described on this Certified Survey Map to be surveyed, divided, mapped and dedicated as represented on this Certified Survey Map. We also certify that this Certified Survey Map is required by s. 236.10 or s. 236.12 of the Wisconsin Statutes to be submitted to the following for approval or objection.

Town of Kaukauna  
Outagamie County  
City of Kaukauna

WITNESS the hand and seal of said owners this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. In the Presence of:

\_\_\_\_\_  
David P. Van De Hey, Member

\_\_\_\_\_  
Matthew D. Van De Hey, Member

\_\_\_\_\_  
Derek P. Van De Hey, Member

State of Wisconsin)  
\_\_\_\_\_)SS  
\_\_\_\_\_ County)

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the above named person to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_ County, WI

My Commission Expires: \_\_\_\_\_

CONSENT OF CORPORATE MORTGAGEE

GreenStone Farm Credit Services, FLCA , a federally chartered corporation, mortgagee of the above described land, does hereby consent to the surveying, dividing, mapping and dedication of the land described on this Certified Survey Map, and does hereby consent to the above certificate of New Horizons Dairy, LLC, as owner.

IN WITNESS WHEREOF, said GreenStone Farm Credit Services, FLCA, has caused these presents to be signed by

\_\_\_\_\_ this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.  
Print Name

\_\_\_\_\_  
Signature Title

State of Wisconsin)  
\_\_\_\_\_)SS  
\_\_\_\_\_ County)

Personally came before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the above named person to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_ County, WI

My Commission Expires: \_\_\_\_\_



CERTIFIED SURVEY MAP

SHEET 6 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

TOWN OF KAUKAUNA APPROVAL:  
This Certified Survey Map in the Town of Kaukauna, is hereby approved as surveyed and mapped by the Town of Kaukauna, Outagamie County, Wisconsin.  
  
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_

Town Chairperson, Mike VanAsten

\_\_\_\_\_

Town Clerk, Debbie VanderHeiden

CITY OF KAUKAUNA APPROVAL (EXTRATERRITORIAL)  
Approved by the City of Kaukauna Common Council on  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_

Sally Kenney, City Clerk

\_\_\_\_\_

Date

CERTIFICATE OF TOWN TREASURER  
I, being the duly elected qualified and acting Town Treasurer, do hereby certify that in accordance with the records in my office there are no unpaid taxes or unpaid special assessments as of \_\_\_\_\_ affecting any of the lands included in this Certified Survey Map.

\_\_\_\_\_

Town Treasurer, Debbie VanderHeiden

\_\_\_\_\_

Date

CERTIFICATE OF COUNTY TREASURER  
I, being the duly elected qualified and acting County Treasurer, do hereby certify that the records in my office show no unredeemed tax sales and no unpaid taxes or special assessments as of \_\_\_\_\_ affecting any of the lands included in this Certified Survey Map.

\_\_\_\_\_

County Treasurer, Trenten J. Woelfel

\_\_\_\_\_

Date

CERTIFICATE OF DEVELOPMENT & LAND SERVICES DEPARTMENT  
This Certified Survey Map has been reviewed by the Outagamie County Development & Land Services Department on  
the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_

Outagamie County Development & Land Services Department



CERTIFIED SURVEY MAP

SHEET 7 OF 7

PART OF GOVERNMENT LOT 4, SECTION 18, TOWNSHIP 21 NORTH, RANGE 19 EAST,  
TOWN OF KAUKAUNA, OUTAGAMIE COUNTY, WISCONSIN.

UTILITY EASEMENT PROVISIONS

An easement for electric, natural gas, and communications service is hereby granted by New Horizons Dairy, LLC, Grantor, to

WISCONSIN ELECTRIC POWER COMPANY and WISCONSIN GAS, LLC, Wisconsin corporations doing business as WE ENERGIES, Grantee,  
AT&T Wisconsin, a Wisconsin corporation, Grantee,  
SPECTRUM MID-AMERICA, LLC by: Charter Communications, Inc., Grantee,  
TIME WARNER CABLE, Grantee, and  
TDS METROCOM, LLC, Grantee,

their respective successors and assigns, to construct, install, operate, repair, maintain and replace from time to time, facilities used in connection with overhead and underground transmission and distribution of electricity and electric energy, natural gas, telephone and cable TV facilities for such purposes as the same is now or may hereafter be used, all in, over, under, across, along and upon the property shown within those areas on the plat designated as "Utility Easement" and the property designated on the plat for streets and alleys, whether public or private, together with the right to install service connections upon, across, within and beneath the surface of each lot to serve improvements, thereon, or on adjacent lots; also the right to trim or cut down trees, brush and roots as may be reasonably required incidental to the rights herein given, and the right to enter upon the subdivided property for all such purposes. The Grantees agree to restore or cause to have restored, the property, as nearly as is reasonably possible, to the condition existing prior to such entry by the Grantees or their agents. This restoration, however, does not apply to the initial installation of said underground and/or above ground electric facilities, natural gas facilities, or telephone and cable TV facilities or to any trees, brush or roots which may be removed at any time pursuant to the rights herein granted. Structures shall not be placed over Grantees' facilities or in, upon or over the property within the lines marked "Utility Easement" without the prior written consent of Grantees. After installation of any such facilities, the grade of the subdivided property shall not be altered by more than six inches without written consent of grantees. This Utility Easement Provision does not prevent or prohibit others from utilizing or crossing the Utility Easement as the Utility easement(s) are non-exclusive.

The grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

NO UTILITY TRANSFORMERS OR PEDESTALS ARE TO  
BE SET WITHIN 2 FEET OF A LOT CORNER MONUMENT.

NO CONDUCTORS ARE TO BE BURIED WITHIN 1 FOOT  
OF A LOT CORNER MONUMENT.



**RESOLUTION NO. 2023-5401****RESOLUTION AUTHORIZING THE MEMORANDUM OF UNDERSTANDING (MOU)  
ESTABLISHING UNIFIED COMMAND FOR FOX CITIES MARATHON 2023**

WHEREAS, the Fox Cities Marathon's route travels throughout several municipalities within the Fox Cities; and

WHEREAS, the MOU, which is attached hereto as Exhibit A, allows area Fire Departments to provide normal operations to the rest of the communities while still providing needed coverage for the Fox Cities Marathon; and

WHEREAS, the City of Kaukauna Common Council believes it is in the best interest of its citizens, the Community and the Kaukauna Fire Department to enter into the MOU;

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Kaukauna approves the Memorandum of Understanding to assist when needed for the Fox Cities Marathon in September 2023.

Introduced and adopted by the Common Council of the City of Kaukauna, Wisconsin, on this 1st day of August, 2023.

APPROVED:

\_\_\_\_\_  
Anthony J. Penterman, Mayor

ATTEST:

\_\_\_\_\_  
Sally A. Kenney, Clerk



**CITY OF KAUKAUNA  
ORDINANCE 1885-2023**

**ORDINANCE AMENDING SECTION 7.12(2)(A)(3) PARKING REGULATIONS LOT  
THREE**

**WHEREAS**, since the reconstruction of City facilities, Lot Three is no longer needed as special parking for the Kaukauna Fire Department employees; and

**WHEREAS**, City staff believes Lot Three would be better served as public parking and aligns with Lot Four;

**NOW THEREFORE**, be it ordained by the Common Council of the City of Kaukauna, in the State of Wisconsin, as follows:

**SECTION 1:**        **AMENDMENT** “7.12 Parking Regulations” of the City of Kaukauna Municipal Code is hereby *amended* as follows:

**BEFORE AMENDMENT**

**7.12 Parking Regulations**

1. *No parking*. The following streets or portions thereof are hereby designated as "No Parking" areas upon which no vehicles shall be parked at any time:
  - a. Altendorf Place: On the south side.
  - b. Ann Street:
    - (1) On the north side of the street from the curbline of Crooks Avenue westerly 144 feet.
    - (2) On the north and south sides of the street from the east right-of-way line of De Bruin Road easterly 87 feet.
  - c. Armstrong Court: On the north, south and east sides.
  - d. Augustine Street:
    - (1) On the west side of the street from the curbline of Tobacnoir Street north for a distance of 58 feet.
    - (2) On the east side of the street from the curbline of Tobacnoir Street north for a distance of 60 feet.
    - (3) On the South side of Augustine Street commencing at a point of 170 feet east of the rail road tracks crossing Augustine Street and continuing 380 feet to the angle parking area. Continuing after the 240 feet of angle parking for a distance of 1300 feet.
  - e. Bank Avenue: On the south side of the street between Crooks Avenue and Quinney Avenue.
  - f. Bicentennial Court:
    - (1) On the north side of the street from the west curbline of Fox Shores



Court westerly for a distance of 115 feet and from the east curbline of Fox Shores Court easterly for a distance of 147 feet.

- (2) On the north side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 375 feet.
  - (3) On the south side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 240 feet.
- g. Boyd Avenue:
- (1) On the west side of the street from Dodge Street to Tenth Street.
  - (2) On the east side of the street from 31 feet south of the crosswalk at Boyd Avenue and Dodge Street to Tenth Street.
- h. Brill Road: On the west side of the street from Seventh Street to Tenth Street.
- i. Brothers Street: On the south side of the street from Lawe Street to Desnoyer Street from 7:30 a.m. to 4:30 p.m. on school days.
- j. Canal Street:
- (1) On the north side of the street from the curbline of Catherine Street easterly for a distance of 77 feet.
  - (2) On the south side of the street from the curbline of Catherine Street easterly for a distance of 85 feet.
  - (3) On both the east and west sides of the street from Veterans Memorial Bridge to Catherine Street.
- k. Catherine Street:
- (1) On the east side of the street from Lawe Street southerly through the intersection of John Street.
  - (2) On the east side of the street from the curbline of Canal Street northerly for a distance of 50 feet.
  - (3) On the west side of the street from Lawe Street to Canal Street.
- l. Cleveland Avenue: On the east and west sides of the street between Dodge Street and Eighth Street.
- m. Crooks Avenue:
- (1) On the west side of the street from Main Avenue to Second Street.
  - (2) On the west side of the street from the alley in the 200 block of Crooks Avenue south 5.5 feet and from the north curbline of Third Street 44 feet north.
  - (3) On the east side of the street from Main Avenue southerly to the city limits.
  - (4) On the west side of the street from Fourth Street southerly to the city limits.
- n. Depot Street: On the east side of the street between Wisconsin Avenue and Doty Street.
- o. Desnoyer Street:
- (1) On the west side of the street from curb line of Wisconsin Avenue northerly a distance of 60 feet.



- (2) On the west side of the street from a point 255 feet south of the intersection of Desnoyer Street and Tobacnoir Street to a point 44 feet south of the intersection of Desnoyer Street and Tobacnoir Street.
- p. Dodge Street:
  - (1) On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 100 feet.
  - (2) On the north side of the street between Island Street easterly to a point 80 feet east of the extension of the east right-of-way line of Boyd Avenue.
  - (3) On the south side of the street from Island Street easterly to the west right-of-way line of Eagles Court.
  - (4) On both sides of the street from First Street Alley to Dodge Street Bridge.
- q. Doty Street: on the south side of the street from the curblineline of Lawe Street westerly for a distance of 82 feet.
- r. Draper Street:
  - (1) On the south side of the street from the curblineline of Gertrude Street westerly for a distance of 79 feet.
  - (2) On the north side of the street from the curblineline of Gertrude Street for a distance of 62 feet.
  - (3) On the north side of the street from the curblineline of Gertrude Street westerly for a distance of 79 feet.
- s. East Eighteenth Street:
  - (1) On the south side of East Eighteenth Street from the east curblineline of Crooks Avenue easterly 100 feet.
  - (2) On the north side of the street from the east curblineline of Crooks Avenue easterly 135 feet.
- t. Eighth Street:
  - (1) On the south side of the street between Metoxen Avenue and Spring Street.
  - (2) On the south side of the street between Boyd Avenue and Cleveland Avenue.
- u. Elm Street:
  - (1) On the south side of the street from the curblineline of Island Street easterly for a distance of 80 feet.
  - (2) On the north side of the street from the curblineline of Island Street easterly for a distance of 135 feet.
- v. 14th Street:
  - (1) On the north side of the street from 54 feet east of to 54 feet west of the ingress/egress to the St. Paul Elder Services at 312 East 14th Street.
  - (2) On the north side of the street from 260 feet east of the right-of-way line of Crooks Avenue easterly 50 feet.
- w. Fourth Street: On the south side of the street from Crooks Avenue westerly to Main Avenue.



- x. Fourth Street Plaza: On the north side between Crooks Avenue and Quinney Avenue.
- y. Frances Street:
  - (1) On the north side of the street for a distance of 132 feet east from and 50 feet west from the west lot line of Outlot 1, Fieldcrest Subdivision, city.
  - (2) On the north side of the street for a distance of 20 feet on either side of the entrance to the walkway tunnel.
- z. Gertrude Street: On the west side of the street from the north curblineline of Draper Street northerly to the railroad tracks.
- aa. Grignon Street:
  - (1) On the west side of the street between Division Street and Tobacnoir Street.
  - (2) On the east side of the street between Ducharme Street and Terry Lane.
- ab. Hendricks Avenue:
  - (1) On the east side of the street for a 42-foot section near the side door to St. Mary's Church.
  - (2) On the east side of the street starting at the north curblineline of the alley between Fifth Street and Sixth Street on Hendricks Avenue northerly and easterly onto Reaume Avenue for a distance of 48 feet.
- ac. Hyland Avenue Access:
  - (1) On the north side from Diedrich Street to Idlewild Street.
  - (2) On the south side from a point 77 feet west of the westerly right-of-way line of Black Street to a point 121 feet west of the westerly right-of-way line of Black Street.
- ad. Island Street:
  - (1) On the west side of the street from the curblineline of Maple Street northerly for a distance of 109 feet.
  - (2) On the west side of the street from the curblineline of Oak Street southerly for a distance of 50 feet.
  - (3) On the west side of the street from a point 259 feet south of Oak Street for a distance of 84 feet in a southerly direction.
  - (4) On the east side of the street from the south side of Elm Street for a distance of 83 feet in a southerly direction.
  - (5) On the east side of the street from the north side of Elm Street for a distance of 45 feet in a northerly direction.
- ae. Island Street Bridge.
- af. John Street: On the west side of the street from the curblineline of Catherine Street northerly for a distance of 60 feet.
- ag. Joyce Street: On the north side of the street from the curblineline of High Street westerly for a distance of 129 feet.
- ah. Kaukauna Street: On the west side of the street from Taylor Street to Wisconsin Avenue.



ai. Kenneth Avenue:

- (1) On the east side of the street from 10th Street to the alley between 10th Street and 11th Street.
- (2) On the west side of the street from 10th Street south a distance 40 feet south of 10th Street.

aj. Lawe Street: On both sides of the street from Main Avenue to Delanglade Street.

ak. Loderbauer Road:

- (1) On the east side of the street from the south right-of-way line of CTH CE southerly to the corporate limits of the City of Kaukauna.
- (2) On the west side of the street from the south right-of-way line of CTH CE southerly 540 feet.

al. Main Avenue:

- (1) On the east side of the street from the west curb line of Crooks Avenue southerly 86 feet and from a point 126 feet southerly of the west curb line of Crooks Avenue to the north abutment of the Power Canal Bridge.
- (2) On the west side of the street from the west curb line of Lawe Street southerly 106 feet and from a point 194 feet southerly of the westerly curb line of Lawe Street to the north abutment of the Power Canal Bridge.
- (3) On the west side of the street from the north curblin of Second Street northerly as distance of 128 feet.

am. Maple Street:

- (1) On the south side of the street from the curblin of Main Avenue easterly for a distance of 81 feet.
- (2) On the south side of the street from Island Street westerly to the school administration office parking lot entrance/exit between the hours of 7:00 a.m. and 4:00 p.m., except Saturdays, Sundays, and holidays.
- (3) On the north side of the street from the curblin of Island Street westerly 95 feet and on the north side thereof from the curblin of Main Avenue easterly 170 feet.
- (4) On the north side of the street between the signs at the entrance to the school parking lot.
- (5) On the north side of the street from the curblin of Main Avenue easterly for 233 feet.

an. Maria Street: On the west side of the street beginning at the point of its intersection between the north right-of-way line of Armstrong Court extended to the west right-of-way line of Maria Street, then southerly for a distance of 74 feet.

ao. Oakridge Avenue: On the west side of the street from 184 feet north of the curblin of Twelfth Street to a point 250 feet north of the curblin of Twelfth Street.

ap. Plank Road: On the east side of the street from the south curblin of Lawe



Street for a distance of 150 feet.

aq. Quinney Avenue:

- (1) On the east side of the street from Dodge Street to Seventh Street, except on Saturdays, Sundays, and holidays.
- (2) On the west side of the street from Crooks Avenue to Seventh Street, except on Saturdays, Sundays, and holidays.
- (3) On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 60 feet.

ar. Reaume Avenue:

- (1) On the west side of the street from the curblineline of Hendricks Avenue northerly for a distance of 92 feet.
- (2) On the west side of the street from the south curblineline of Second Street southerly for the length of city hall, except that vehicles owned by the city and used by the city police department may park for short, reasonably limited times in one parking space 20 feet southerly from a point 27 feet south of the curblineline of Second Street.
- (3) On the east side of the street from the curblineline of Second Street southerly for a distance of 33 feet.

as. Sarah Street: On the south side of the street from the west curblineline of Lawe Street westerly 56 feet.

at. Second Street:

- (1) On the north side of the street from the curblineline of Reaume Avenue easterly for a distance of 45 feet.
- (2) On the south side of the street from the curblineline of Reaume Avenue easterly for a distance of 34 feet.
- (3) On the south side of the street from the curblineline of Crooks Avenue easterly for a distance of 48 feet.
- (4) On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 32 feet.
- (5) On the north side of the street from the curblineline of Crooks Avenue westerly for a distance of 28 feet.
- (6) On the north side of the street from the curblineline of Dodge Street westerly for a distance of 52 feet.
- (7) On the north and south sides of the street for an 18-foot section near the Second Street door to Carstens Hardware.
- (8) On the north side of the street from the curblineline of Main Avenue easterly for a distance of 35 feet.
- (9) On the south side of the street from the curblineline of Main Avenue easterly for a distance of 33 feet.
- (10) On the north side of the street from the curblineline of Main Avenue westerly for a distance of 59 feet.
- (11) On the south side of the street from the curblineline of Main Avenue westerly for a distance of 64 feet.
- (12) On the south side of the street from the curblineline of Dodge Street



westerly for a distance of 27 feet.

au. Seventh Street: On the south side of the street from the curblin of Hendricks Avenue easterly for a distance of 120 feet.

av. Sixth Street: On the north side of the street from the curblin of Sullivan Avenue easterly for a distance of 120 feet.

aw. Taylor Street:

(1) On the south side of the street from the curblin of Lawe Street westerly for a distance of 140 feet.

(2) On the north side of the street from the curblin of Lawe Street westerly for a distance of 80 feet.

ax. Tenth Street:

(1) On the north and south sides of the street between Boyd Avenue and Cleveland Avenue.

(2) On the north side of the street from the curblin of Crooks Avenue easterly for a distance of 80 feet.

(3) On the south side of the street from the curblin of Crooks Avenue easterly for a distance of 80 feet.

(4) On the south side of the street between Crooks Avenue and Main Avenue.

(5) On the south side of the street from the curblin of Kenneth Avenue easterly for a distance of 43 feet.

(6) On the north side of the street from the curblin of Kenneth Avenue easterly for a distance of 50 feet.

(7) On the north side of the street from the curblin of Kenneth Avenue westerly for a distance of 65 feet.

(8) On the south side of the street from the curblin of Kenneth Avenue westerly for a distance of 38 feet.

(9) On the south side of the street from the west curblin of Kenneth Avenue westerly for a distance of 64 feet.

(10) On the north side of the street from the east curblin of Metoxen Avenue to the west curblin of the alley between Metoxen Avenue and Spring Street.

(11) On the south side of the street from the west curblin of Metoxen Avenue easterly for a distance of 340 feet.

(12) On the north side of the street from the east curblin of Quinney Avenue to the west curblin of Metoxen Avenue.

(13) On the south side of the street from the east curblin of Quinney Avenue easterly for a distance of 170 feet.

ay. Thilmany Road.

az. Third Street:

(1) On the south side of the street from the curblin of Reaume Avenue easterly for a distance of 114 feet.

(2) On the north side of the street from the east side of the fire department to a point 85 feet west of the start of the street department lot.

(3) On the south side of the street from the curblin of Reaume Avenue



- westerly for a distance of 335 feet.
- (4) On the north side of the street from the curblineline of Reaume Avenue easterly for 33 feet.
  - (5) On the north side of the street from the curblineline of Main Avenue easterly for 84 feet.
  - (6) On the south side of the street from the curblineline of Crooks Avenue westerly for 33 feet.
  - (7) On the north side of the street from the curblineline of Crooks Avenue westerly for 37 feet.
  - (8) On the south side of the street from the curblineline of Main Avenue westerly for 32 feet.
  - (9) On the north side of the street feet west of the exit gate at the west end of the public works garage to 35 feet east of the gate.
- ba. Tobacnoir Street: On the north side of the street between Grignon Street and Augustine Street.
- bb. Twelfth Street:
- (1) On the south side of the street for a distance of 55 feet east and 40 feet west of the driveway of the Kaukauna Clinic.
  - (2) On the south side of the street from the right-of-way line of Crooks Avenue easterly a distance of 49 feet.
- bc. Veterans Memorial Bridge, or on the approaches to the bridge.
- bd. Wisconsin Avenue:
- (1) On the south side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.
  - (2) On the north side of the street from the curblineline of Lawe Street easterly for a distance of 114 feet.
  - (3) On the north side of the street from the curblineline of Desnoyer Street easterly for a distance of 62 feet.
  - (4) On the north side of the street between Maria Street and Gertrude Street.
  - (5) On the south side of the street from the curblineline of Lawe Street easterly for a distance of 25 feet.
  - (6) On the north side of the street from the curb line of Desnoyer Street westerly for a distance of 40 feet.
  - (7) On the north side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.
- be. On any side of a traffic island within the city.
- bf. Parking prohibited during street sweeping and fall leaf pickup:
- (1) Duration. Beginning April 1st of each year and continuing through September 30 of each year, parking restrictions shall be in effect for the City of Kaukauna for the purpose of street sweeping. Beginning October 1 through the Friday prior to Thanksgiving of each year parking restrictions shall be in effect for the City of Kaukauna for the purpose of fall leaf pickup.
  - (2) Street sweeping and fall leaf pickup maps. Street sweeping and fall



leaf pickup maps shall be prepared and maintained by the director of public works and kept on file as public records in the office of the city engineer, copies of which shall be distributed to the members of the council and filed with the council.

- (3) Districts for street sweeping and fall leaf pickup. The street sweeping and fall leaf pickup maps shall divide the city into areas or districts in which street sweeping and fall leaf pickup shall be conducted on the days of the week herein specified. No vehicles shall be parked on the street between the hours of 7:00 a.m. and 3:00 p.m. during street sweeping and fall leaf pickup for the streets set forth herein, and as more specifically described below:

*District 1.* No parking on Mondays during street sweeping and fall leaf pickup on any residential street north of the Fox River and including Island Street, Maple Street, Elm Street, Oak Street, and Schultheis Street:

*District 2.* No parking on Tuesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of and including Henry Street; West of Crooks Avenue to the city limits.

And south of the Fox River; north of and including 20th Street; east of Crooks Avenue to Konkapot Creek.

*District 3.* No parking on Wednesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of CTH CE; east of Konkapot Creek to Haas Road; but excluding Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

And south of Henry Street; north of CTH KK; west of Konkapot Creek to the city limits.

*District 4.* No parking on Thursdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of CTH CE; north of CTH KK; east of Konkapot Creek to city limits.



And south of the Fox River; north of CTH CE; east of Haas Road to city limits; and including Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

- (4) Notice. The director of public works shall post signs identifying the street sweeping regulations applicable to each particular area or district.
- (5) Citations. Citations may be issued if a vehicle is parked in violation of this section.

2. *Limited parking.* Limited parking in the city is hereby established as follows:

a. *Restrictions on city parking lots.*

- (1) Lot 1: East Wisconsin Avenue, east of 103 East Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m.
- (2) Lot 2: 141 West Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between 6:00 a.m. and 6:00 p.m.
- (3) Lot 3: Reaume Avenue and Third Street in the southwest corner. No parking shall be permitted in this lot at any time, except by members of the city fire department.
- (4) Lot 4: Reaume Avenue and Third Street in the northwest corner. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
- (5) Lot 5: Reaume Avenue and Second Street in the northeast corner. No parking between the hours of 2:00 a.m. and 6:00 a.m. Four-hour parking limit without a city permit between the hours of 6:00 a.m. and 6:00 p.m., Monday through Friday. Municipal employees' vehicles must display a city permit for all-day parking.
- (6) Lot 6: Main Avenue and First Street Alley. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m., except for vehicles displaying a city permit for overnight parking in this lot.
- (7) Lot 7: Main Avenue and Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
- (8) Lot 8: West of 151/153 East Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot. No parking in the third stall south from East Third Street, next to the building east of the lot, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, 12 months of the year.
- (9) Lot 9: Doty Street and Lawe Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot.
- (10) Lot 10: Diamond #1 Parking Lot on Dodge Street. No parking between the hours of 3:00 a.m. and 6:00 a.m.



- (11) Lot 11: Grignon Home. No parking between the hours of 2:00 a.m. and 6:00 a.m.
- (12)
  - (A) Except as otherwise provided under section 7.12(2)(a)12.B., on all parking lots and driveways located on city-owned property not limited by other sections of this Code, there shall be no parking between the hours of 11:00 p.m. and 6:00 a.m.
  - (B) Notwithstanding parking restrictions otherwise set forth in this section 7.12, businesses holding a valid City of Kaukauna Class A/B fermented malt beverage retailer's license, or Class C wine license that exclusively utilize city-owned parking lots and city streets for customer parking may issue a tavern overnight grace permit to patrons for parking on city-owned parking lots. An authorized tavern overnight grace permit shall only apply to parking on city-owned parking lots until 9:00 a.m. of the following day if the permit is issued before 12:00 a.m. or until 9:00 a.m. of the same day if the permit is issued after 12:00 a.m.

b. *Four-hour parking.*

- (1) Reaume Avenue: Between Second Street and Third Street.
- (2) Progress Way: South side, parallel parking only, for 70 feet both easterly and westerly from the center of the fishing pier/dock in Kelso Pond, between the hours of 6:00 a.m. and 11:00 p.m. only.

c. *Ninety-minute parking.*

- (1) Crooks Avenue: Between First Alley and Third Street, except as more limited by subsection (9)(p)(1) of this section.
- (2) Crooks Avenue: West side between Third Street and the alley between Third Street and Fourth Street.
- (3) Desnoyer Street: East side between Doty Street and Wisconsin Avenue.
- (4) Dodge Street: Between Crooks Avenue and First Street Alley.
- (5) First Alley: North side between Main Avenue and Crooks Avenue.
- (6) Main Avenue: Between First Street Alley and Third Street Alley.
- (7) Reaume Avenue: East side between Third Street and Fourth Street.
- (8) Second Street: Between Reaume Avenue and Dodge Street.
- (9) Third Street: Between Reaume Avenue and Dodge Street.
- (10) Wisconsin Avenue: Between Kaukauna Street and the dead end of East Wisconsin Avenue.

d. *Thirty-minute parking.*

- (1) The first five parking stalls on the south side of Second Street and immediately west of Reaume Avenue.
- (2) The first parking stall on the east side of Island Street immediately north of Maple Street.

e. *Fifteen-minute parking.* To be in effect from 8:00 a.m. to 5:00 p.m. daily in



the following areas:

- (1) Crooks Avenue: On the west side of Crooks Avenue, the first parking stall south of East Second Street, and the first parking stall south of East Third Street.
- (2) Dodge Street: On the south side of Dodge Street, the first parking stall east of Quinney Avenue.
- (3) Dodge Street: On the south side of Dodge Street, from 80 feet east of the curbline of Quinney Avenue to 98 feet easterly of the curbline.
- (4) Main Avenue: On the east side of Main Avenue, each of the first parking stalls north and south of East Second Street.
- (5) Second Street: On the south side of East Second Street, the first parking stall east of Main Avenue and the first parking stall west of Crooks Avenue.
- (6) Second Street: On the north side of East Second Street, the first parking stall east of Main Avenue.
- (7) Third Street: On the south side of East Third Street, the first parking stall west of Crooks Avenue.
- (8) Fourteenth Street: On the north side of 14th Street from 310 feet east of the right-of-way line of Crooks Avenue easterly 20 feet.

f. *Ten-minute parking.*

- (1) On the north side of Third Street from Reaume Avenue to the corner of the fire department building.

g. *From Thanksgiving to Christmas.* From Thanksgiving to Christmas each year, parking on all of the streets listed in subsection (2)(a) of this section shall be limited to 90 minutes between the hours of 8:30 a.m. and 8:30 p.m., Monday through Friday.

h. *General information.* Except for the four-hour limited parking areas which shall be in effect between 6:00 a.m. and 6:00 p.m. and except for the 15 minutes limited parking areas, the period of limited parking shall be between the hours of 8:30 a.m. and 4:00 p.m. for all weekdays except Sundays and legal holidays. In addition, the limited parking to be in effect on Thursdays shall be extended from 8:30 a.m. to 8:30 p.m. The time periods as indicated under this section shall be effective unless modified by ordinances relating to specific streets or portions of streets.

i. *Police-permitted parking.* No parking at any time on the following city streets, except upon prior written permission from the city police department, or unless expressly permitted elsewhere within this section:

- (1) Badger Road.
- (2) Tower Drive.
- (3) Prospect Lane.
- (4) East Line Road.
- (5) Driessen Drive.
- (6) Progress Way.
- (7) North Ridge Drive.



- j. *Leased downtown parking.* A limited number of designated parking spaces may be leased to residential or business tenants for the purpose of overnight parking, subject to the terms, rules, regulations, and limitations set forth within a downtown parking space lease agreement, as adopted hereby and as amended from time to time. Downtown parking space lease agreement applications and permits shall be available from the city clerk's office.
- 3. *All-night parking prohibited.*
  - a. No vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street in the business district.
  - b. Subject to other parking restrictions, no vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street outside of the business district, except for the following vehicles as defined in Wis. Stats. § 340.01: automobile, commercial motor vehicle, moped, motor bus, motorcycle, motor truck, school bus, tow truck, truck tractor, and road tractor. No trailer, as defined in Wis. Stats. § 340.01(71), shall become a permitted exception to this prohibition by reason of it being attached to a permitted vehicle so as to form a combination or articulated vehicle. Further, a permitted parked vehicle must be currently licensed, fully legally road operable, and on a street permitted for its weight and in a spot otherwise legal to park.
- 4. *Winter parking restrictions.* During December, January, February, and March, no vehicle shall be left parked or standing unattended as follows:
  - a. On any public street of the city between the hours of 2:00 a.m. until 6:00 a.m.
  - b. On the southeast side of Roosevelt Street and on the northwest side of Wilson Street at any time.
- 5. *Street storage prohibited.* No vehicle shall be left parked or standing on any street or parkway in the city for more than 24 continuous hours unless a permit to do so has first been obtained from the chief of police. The term "parkways" means that area between the sidewalk and the nearest curbline running parallel, or generally parallel, thereto.
- 6. *Terrace parking.* The parking of vehicles shall be permitted on the terrace on the south side of West Third Street from Reaume Avenue to Hendricks Avenue extended, subject, however, to all other parking restrictions presently in effect for that particular area.
- 7. *Alley parking in a business district.* There shall be no parking of vehicles in any alley in a business district at any time, except for the loading and unloading of merchandise, but at no time shall any vehicle block the traffic in such alley.
- 8. *Reserved handicapped parking areas.*
  - a. *Handicapped parking.* The police department shall designate the following areas as handicapped parking, that is parking only for motor vehicles being used by a physically disabled person, as defined in Wis. Stats. § 345.503:
    - (1) Six handicapped parking spaces diagonally abutting the sidewalk in front of the rectory of St. Mary of the Annunciation Parish at 119 W. 7th Street.
    - (2) One handicapped parking space on the east side of Main Avenue



beginning 15 feet south of the crosswalk, which is also the south right-of-way of Eighth Street.

- (3) One handicapped parking space diagonally abutting the sidewalk in front of the easterly half of 130 E. Second Street.
- (4) Two handicapped parking spaces on the southeast side of Grignon Street beginning 15 feet northeasterly of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
- (5) Two handicapped parking spaces on the north side of Augustine Street beginning 15 feet east of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
- (6) Three handicapped parking spaces on the northwest side of Desnoyer Street beginning 15 feet north of the crosswalk, which is also the northeast right-of-way of Doty Street.

- b. No vehicle, other than those as permitted subsection (8)(a) of this section, shall be left parked or standing in the reserved or handicapped parking areas.

9. *School bus loading and unloading zones.* During the hours of 7:30 a.m. to 4:30 p.m. during school days, no person may park, stop, or leave any vehicle standing, whether temporarily or otherwise, upon the following designated areas, except school buses shall be permitted to park in the following designated areas for loading and unloading purposes:

- a. Ann Street: On the south side of West Ann Street from a point 132 feet west of the curblane on Thelen Avenue to a point 456 feet west of the curblane on Thelen Avenue.
- b. Brothers Street: On the south side of Brothers Street from a point 57 feet west of the curblane on Lawe Street to a point 184 feet west of the curblane on Lawe Street.
- c. Doty Street:
  - (1) On the north side of Doty Street from a point 275 feet west of the curblane on Desnoyer Street to a point 450 feet west of the curblane on Desnoyer Street.
  - (2) On the north side of Doty Street from a point 199 feet west of the curblane on Desnoyer Street to a point 360 feet west of the curblane on Desnoyer Street.
- d. (Reserved)
- e. Eighth Street: On the south side of East Eighth Street from a point 52 feet east of the curblane on Main Avenue to a point 125 feet east of the curblane on Main Avenue.
- f. High Street: On the south side of High Street from a point 202 feet west of the curblane on Fern Street to a point 490 feet west of the curblane on Fern Street.
- g. Main Avenue: On the west side of Main Avenue from a point 58 feet north of the curblane on West Eighth Street to a point 131 feet north of the curblane on West Eighth Street.
- h. Main Avenue: On the west side of Main Avenue from a point 171 feet north of the curblane on West Eighth Street to a point 207 feet north of the curblane on West Eighth Street.



- i. (Reserved)
  - j. Main Avenue: On the east side of Main Avenue from a point 80 feet north of the curblin of East Ninth Street to a point 130 feet north of the curblin on East Ninth Street.
  - k. Seventh Street: On the south side of West Seventh Street from a point 107 feet west of the curblin on Main Avenue to a point 177 feet west of the curblin on Main Avenue.
  - l. Sullivan Avenue: On the west side of the 2400-2500 block of Sullivan Avenue starting at a point 34 feet south of the north driveway entrance to Quinney School to a point 195 feet south of the north driveway entrance to Quinney School.
  - m. Taylor Street: On the north side of Taylor Street from a point 98 feet west of the west curblin on Lawe Street to a point 334 feet west of the west curblin on Lawe Street.
10. *Other loading zones.* No person may park, stop, or leave any vehicle standing upon the following designated areas, except for loading or unloading purposes:
- a. Crooks Avenue: On the west side, the first parking stall north of the alley mid-block between Second Street and Third Street from 9:00 a.m. to 3:00 p.m. daily.
11. *Removing illegally parked vehicles.* The police department or the street department shall remove, or cause to be removed, any vehicle found parked or unattended, contrary to the provisions of this chapter, to the city garage or other suitable place, and the cost of such removal and storage shall be added to the cost of prosecution and shall be paid by the owner or operator before such vehicle is returned.

(Code 2011, § 7.12; Ord. No. 1676, 2-22-2012; Ord. No. 1678, 6-6-2012; Ord. No. 1686, 5-7-2013; Ord. No. 1690, 10-1-2013; Ord. No. 1692, 10-15-2013; Ord. No. 1697, 1-7-2014; Ord. No. 1701, 10-21-2014; Ord. No. 1709, 4-8-2015; Ord. No. 1715, 11-3-2015; Ord. No. 1726, 1-5-2016; Ord. No. 1728, 3-1-2016; Ord. No. 1754, 1-17-2017; Ord. No. 1762, 10-17-2017; Ord. No. 1771, 2-21-2018; Ord. No. 1778, 9-18-2018; Ord. No. 1799, 12-3-2019; Ord. No. 1800, 12-3-2019)

## AFTER AMENDMENT

### 7.12 Parking Regulations

- 1. *No parking.* The following streets or portions thereof are hereby designated as "No Parking" areas upon which no vehicles shall be parked at any time:
  - a. Altendorf Place: On the south side.
  - b. Ann Street:
    - (1) On the north side of the street from the curblin of Crooks Avenue westerly 144 feet.
    - (2) On the north and south sides of the street from the east right-of-way line of De Bruin Road easterly 87 feet.
  - c. Armstrong Court: On the north, south and east sides.



d. Augustine Street:

- (1) On the west side of the street from the curblineline of Tobacnoir Street north for a distance of 58 feet.
- (2) On the east side of the street from the curblineline of Tobacnoir Street north for a distance of 60 feet.
- (3) On the South side of Augustine Street commencing at a point of 170 feet east of the rail road tracks crossing Augustine Street and continuing 380 feet to the angle parking area. Continuing after the 240 feet of angle parking for a distance of 1300 feet.

e. Bank Avenue: On the south side of the street between Crooks Avenue and Quinney Avenue.

f. Bicentennial Court:

- (1) On the north side of the street from the west curblineline of Fox Shores Court westerly for a distance of 115 feet and from the east curblineline of Fox Shores Court easterly for a distance of 147 feet.
- (2) On the north side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 375 feet.
- (3) On the south side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 240 feet.

g. Boyd Avenue:

- (1) On the west side of the street from Dodge Street to Tenth Street.
- (2) On the east side of the street from 31 feet south of the crosswalk at Boyd Avenue and Dodge Street to Tenth Street.

h. Brill Road: On the west side of the street from Seventh Street to Tenth Street.

i. Brothers Street: On the south side of the street from Lawe Street to Desnoyer Street from 7:30 a.m. to 4:30 p.m. on school days.

j. Canal Street:

- (1) On the north side of the street from the curblineline of Catherine Street easterly for a distance of 77 feet.
- (2) On the south side of the street from the curblineline of Catherine Street easterly for a distance of 85 feet.
- (3) On both the east and west sides of the street from Veterans Memorial Bridge to Catherine Street.

k. Catherine Street:

- (1) On the east side of the street from Lawe Street southerly through the intersection of John Street.
- (2) On the east side of the street from the curblineline of Canal Street northerly for a distance of 50 feet.
- (3) On the west side of the street from Lawe Street to Canal Street.

l. Cleveland Avenue: On the east and west sides of the street between Dodge Street and Eighth Street.

m. Crooks Avenue:

- (1) On the west side of the street from Main Avenue to Second Street.



- (2) On the west side of the street from the alley in the 200 block of Crooks Avenue south 5.5 feet and from the north curbline of Third Street 44 feet north.
  - (3) On the east side of the street from Main Avenue southerly to the city limits.
  - (4) On the west side of the street from Fourth Street southerly to the city limits.
- n. Depot Street: On the east side of the street between Wisconsin Avenue and Doty Street.
- o. Desnoyer Street:
  - (1) On the west side of the street from curb line of Wisconsin Avenue northerly a distance of 60 feet.
  - (2) On the west side of the street from a point 255 feet south of the intersection of Desnoyer Street and Tobacnoir Street to a point 44 feet south of the intersection of Desnoyer Street and Tobacnoir Street.
- p. Dodge Street:
  - (1) On the north side of the street from the curbline of Crooks Avenue easterly for a distance of 100 feet.
  - (2) On the north side of the street between Island Street easterly to a point 80 feet east of the extension of the east right-of-way line of Boyd Avenue.
  - (3) On the south side of the street from Island Street easterly to the west right-of-way line of Eagles Court.
  - (4) On both sides of the street from First Street Alley to Dodge Street Bridge.
- q. Doty Street: on the south side of the street from the curbline of Lawe Street westerly for a distance of 82 feet.
- r. Draper Street:
  - (1) On the south side of the street from the curbline of Gertrude Street westerly for a distance of 79 feet.
  - (2) On the north side of the street from the curbline of Gertrude Street for a distance of 62 feet.
  - (3) On the north side of the street from the curbline of Gertrude Street westerly for a distance of 79 feet.
- s. East Eighteenth Street:
  - (1) On the south side of East Eighteenth Street from the east curbline of Crooks Avenue easterly 100 feet.
  - (2) On the north side of the street from the east curbline of Crooks Avenue easterly 135 feet.
- t. Eighth Street:
  - (1) On the south side of the street between Metoxen Avenue and Spring Street.
  - (2) On the south side of the street between Boyd Avenue and Cleveland Avenue.
- u. Elm Street:



- (1) On the south side of the street from the curblineline of Island Street easterly for a distance of 80 feet.
  - (2) On the north side of the street from the curblineline of Island Street easterly for a distance of 135 feet.
- v. 14th Street:
  - (1) On the north side of the street from 54 feet east of to 54 feet west of the ingress/egress to the St. Paul Elder Services at 312 East 14th Street.
  - (2) On the north side of the street from 260 feet east of the right-of-way line of Crooks Avenue easterly 50 feet.
- w. Fourth Street: On the south side of the street from Crooks Avenue westerly to Main Avenue.
- x. Fourth Street Plaza: On the north side between Crooks Avenue and Quinney Avenue.
- y. Frances Street:
  - (1) On the north side of the street for a distance of 132 feet east from and 50 feet west from the west lot line of Outlot 1, Fieldcrest Subdivision, city.
  - (2) On the north side of the street for a distance of 20 feet on either side of the entrance to the walkway tunnel.
- z. Gertrude Street: On the west side of the street from the north curblineline of Draper Street northerly to the railroad tracks.
- aa. Grignon Street:
  - (1) On the west side of the street between Division Street and Tobacnoir Street.
  - (2) On the east side of the street between Ducharme Street and Terry Lane.
- ab. Hendricks Avenue:
  - (1) On the east side of the street for a 42-foot section near the side door to St. Mary's Church.
  - (2) On the east side of the street starting at the north curblineline of the alley between Fifth Street and Sixth Street on Hendricks Avenue northerly and easterly onto Reaume Avenue for a distance of 48 feet.
- ac. Hyland Avenue Access:
  - (1) On the north side from Diedrich Street to Idlewild Street.
  - (2) On the south side from a point 77 feet west of the westerly right-of-way line of Black Street to a point 121 feet west of the westerly right-of-way line of Black Street.
- ad. Island Street:
  - (1) On the west side of the street from the curblineline of Maple Street northerly for a distance of 109 feet.
  - (2) On the west side of the street from the curblineline of Oak Street southerly for a distance of 50 feet.
  - (3) On the west side of the street from a point 259 feet south of Oak Street for a distance of 84 feet in a southerly direction.



- (4) On the east side of the street from the south side of Elm Street for a distance of 83 feet in a southerly direction.
- (5) On the east side of the street from the north side of Elm Street for a distance of 45 feet in a northerly direction.
- ae. Island Street Bridge.
- af. John Street: On the west side of the street from the curblineline of Catherine Street northerly for a distance of 60 feet.
- ag. Joyce Street: On the north side of the street from the curblineline of High Street westerly for a distance of 129 feet.
- ah. Kaukauna Street: On the west side of the street from Taylor Street to Wisconsin Avenue.
- ai. Kenneth Avenue:
  - (1) On the east side of the street from 10th Street to the alley between 10th Street and 11th Street.
  - (2) On the west side of the street from 10th Street south a distance 40 feet south of 10th Street.
- aj. Lawe Street: On both sides of the street from Main Avenue to Delanglade Street.
- ak. Loderbauer Road:
  - (1) On the east side of the street from the south right-of-way line of CTH CE southerly to the corporate limits of the City of Kaukauna.
  - (2) On the west side of the street from the south right-of-way line of CTH CE southerly 540 feet.
- al. Main Avenue:
  - (1) On the east side of the street from the west curb line of Crooks Avenue southerly 86 feet and from a point 126 feet southerly of the west curb line of Crooks Avenue to the north abutment of the Power Canal Bridge.
  - (2) On the west side of the street from the west curb line of Lawe Street southerly 106 feet and from a point 194 feet southerly of the westerly curb line of Lawe Street to the north abutment of the Power Canal Bridge.
  - (3) On the west side of the street from the north curblineline of Second Street northerly as distance of 128 feet.
- am. Maple Street:
  - (1) On the south side of the street from the curblineline of Main Avenue easterly for a distance of 81 feet.
  - (2) On the south side of the street from Island Street westerly to the school administration office parking lot entrance/exit between the hours of 7:00 a.m. and 4:00 p.m., except Saturdays, Sundays, and holidays.
  - (3) On the north side of the street from the curblineline of Island Street westerly 95 feet and on the north side thereof from the curblineline of Main Avenue easterly 170 feet.



- (4) On the north side of the street between the signs at the entrance to the school parking lot.
  - (5) On the north side of the street from the curbline of Main Avenue easterly for 233 feet.
- an. Maria Street: On the west side of the street beginning at the point of its intersection between the north right-of-way line of Armstrong Court extended to the west right-of-way line of Maria Street, then southerly for a distance of 74 feet.
- ao. Oakridge Avenue: On the west side of the street from 184 feet north of the curbline of Twelfth Street to a point 250 feet north of the curbline of Twelfth Street.
- ap. Plank Road: On the east side of the street from the south curbline of Lawe Street for a distance of 150 feet.
- aq. Quinney Avenue:
  - (1) On the east side of the street from Dodge Street to Seventh Street, except on Saturdays, Sundays, and holidays.
  - (2) On the west side of the street from Crooks Avenue to Seventh Street, except on Saturdays, Sundays, and holidays.
  - (3) On the north side of the street from the curbline of Crooks Avenue easterly for a distance of 60 feet.
- ar. Reaume Avenue:
  - (1) On the west side of the street from the curbline of Hendricks Avenue northerly for a distance of 92 feet.
  - (2) On the west side of the street from the south curbline of Second Street southerly for the length of city hall, except that vehicles owned by the city and used by the city police department may park for short, reasonably limited times in one parking space 20 feet southerly from a point 27 feet south of the curbline of Second Street.
  - (3) On the east side of the street from the curbline of Second Street southerly for a distance of 33 feet.
- as. Sarah Street: On the south side of the street from the west curbline of Lawe Street westerly 56 feet.
- at. Second Street:
  - (1) On the north side of the street from the curbline of Reaume Avenue easterly for a distance of 45 feet.
  - (2) On the south side of the street from the curbline of Reaume Avenue easterly for a distance of 34 feet.
  - (3) On the south side of the street from the curbline of Crooks Avenue easterly for a distance of 48 feet.
  - (4) On the north side of the street from the curbline of Crooks Avenue easterly for a distance of 32 feet.
  - (5) On the north side of the street from the curbline of Crooks Avenue westerly for a distance of 28 feet.
  - (6) On the north side of the street from the curbline of Dodge Street westerly for a distance of 52 feet.



- (7) On the north and south sides of the street for an 18-foot section near the Second Street door to Carstens Hardware.
- (8) On the north side of the street from the curblineline of Main Avenue easterly for a distance of 35 feet.
- (9) On the south side of the street from the curblineline of Main Avenue easterly for a distance of 33 feet.
- (10) On the north side of the street from the curblineline of Main Avenue westerly for a distance of 59 feet.
- (11) On the south side of the street from the curblineline of Main Avenue westerly for a distance of 64 feet.
- (12) On the south side of the street from the curblineline of Dodge Street westerly for a distance of 27 feet.
- au. Seventh Street: On the south side of the street from the curblineline of Hendricks Avenue easterly for a distance of 120 feet.
- av. Sixth Street: On the north side of the street from the curblineline of Sullivan Avenue easterly for a distance of 120 feet.
- aw. Taylor Street:
  - (1) On the south side of the street from the curblineline of Lawe Street westerly for a distance of 140 feet.
  - (2) On the north side of the street from the curblineline of Lawe Street westerly for a distance of 80 feet.
- ax. Tenth Street:
  - (1) On the north and south sides of the street between Boyd Avenue and Cleveland Avenue.
  - (2) On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 80 feet.
  - (3) On the south side of the street from the curblineline of Crooks Avenue easterly for a distance of 80 feet.
  - (4) On the south side of the street between Crooks Avenue and Main Avenue.
  - (5) On the south side of the street from the curblineline of Kenneth Avenue easterly for a distance of 43 feet.
  - (6) On the north side of the street from the curblineline of Kenneth Avenue easterly for a distance of 50 feet.
  - (7) On the north side of the street from the curblineline of Kenneth Avenue westerly for a distance of 65 feet.
  - (8) On the south side of the street from the curblineline of Kenneth Avenue westerly for a distance of 38 feet.
  - (9) On the south side of the street from the west curblineline of Kenneth Avenue westerly for a distance of 64 feet.
  - (10) On the north side of the street from the east curblineline of Metoxen Avenue to the west curblineline of the alley between Metoxen Avenue and Spring Street.
  - (11) On the south side of the street from the west curblineline of Metoxen



Avenue easterly for a distance of 340 feet.

(12) On the north side of the street from the east curbline of Quinney Avenue to the west curbline of Metoxen Avenue.

(13) On the south side of the street from the east curbline of Quinney Avenue easterly for a distance of 170 feet.

ay. Thilmany Road.

az. Third Street:

(1) On the south side of the street from the curbline of Reaume Avenue easterly for a distance of 114 feet.

(2) On the north side of the street from the east side of the fire department to a point 85 feet west of the start of the street department lot.

(3) On the south side of the street from the curbline of Reaume Avenue westerly for a distance of 335 feet.

(4) On the north side of the street from the curbline of Reaume Avenue easterly for 33 feet.

(5) On the north side of the street from the curbline of Main Avenue easterly for 84 feet.

(6) On the south side of the street from the curbline of Crooks Avenue westerly for 33 feet.

(7) On the north side of the street from the curbline of Crooks Avenue westerly for 37 feet.

(8) On the south side of the street from the curbline of Main Avenue westerly for 32 feet.

(9) On the north side of the street feet west of the exit gate at the west end of the public works garage to 35 feet east of the gate.

ba. Tobacnoir Street: On the north side of the street between Grignon Street and Augustine Street.

bb. Twelfth Street:

(1) On the south side of the street for a distance of 55 feet east and 40 feet west of the driveway of the Kaukauna Clinic.

(2) On the south side of the street from the right-of-way line of Crooks Avenue easterly a distance of 49 feet.

bc. Veterans Memorial Bridge, or on the approaches to the bridge.

bd. Wisconsin Avenue:

(1) On the south side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.

(2) On the north side of the street from the curbline of Lawe Street easterly for a distance of 114 feet.

(3) On the north side of the street from the curbline of Desnoyer Street easterly for a distance of 62 feet.

(4) On the north side of the street between Maria Street and Gertrude Street.

(5) On the south side of the street from the curbline of Lawe Street easterly for a distance of 25 feet.

(6) On the north side of the street from the curb line of Desnoyer Street



westerly for a distance of 40 feet.

- (7) On the north side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.

be. On any side of a traffic island within the city.

bf. Parking prohibited during street sweeping and fall leaf pickup:

- (1) Duration. Beginning April 1st of each year and continuing through September 30 of each year, parking restrictions shall be in effect for the City of Kaukauna for the purpose of street sweeping. Beginning October 1 through the Friday prior to Thanksgiving of each year parking restrictions shall be in effect for the City of Kaukauna for the purpose of fall leaf pickup.
- (2) Street sweeping and fall leaf pickup maps. Street sweeping and fall leaf pickup maps shall be prepared and maintained by the director of public works and kept on file as public records in the office of the city engineer, copies of which shall be distributed to the members of the council and filed with the council.
- (3) Districts for street sweeping and fall leaf pickup. The street sweeping and fall leaf pickup maps shall divide the city into areas or districts in which street sweeping and fall leaf pickup shall be conducted on the days of the week herein specified. No vehicles shall be parked on the street between the hours of 7:00 a.m. and 3:00 p.m. during street sweeping and fall leaf pickup for the streets set forth herein, and as more specifically described below:

*District 1.* No parking on Mondays during street sweeping and fall leaf pickup on any residential street north of the Fox River and including Island Street, Maple Street, Elm Street, Oak Street, and Schultheis Street:

*District 2.* No parking on Tuesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of and including Henry Street; West of Crooks Avenue to the city limits.

And south of the Fox River; north of and including 20th Street; east of Crooks Avenue to Konkapot Creek.

*District 3.* No parking on Wednesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of CTH CE; east of Konkapot Creek to



Haas Road; but excluding Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

And south of Henry Street; north of CTH KK; west of Konkapot Creek to the city limits.

*District 4.* No parking on Thursdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of CTH CE; north of CTH KK; east of Konkapot Creek to city limits.

And south of the Fox River; north of CTH CE; east of Haas Road to city limits; and including Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

- (4) Notice. The director of public works shall post signs identifying the street sweeping regulations applicable to each particular area or district.
- (5) Citations. Citations may be issued if a vehicle is parked in violation of this section.

2. *Limited parking.* Limited parking in the city is hereby established as follows:

a. *Restrictions on city parking lots.*

- (1) Lot 1: East Wisconsin Avenue, east of 103 East Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m.
- (2) Lot 2: 141 West Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between 6:00 a.m. and 6:00 p.m.
- (3) Lot 3: Reaume Avenue and Third Street in the southwest corner. ~~No parking shall be permitted in this lot at any time, except by members of the city fire department.~~ No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
- (4) Lot 4: Reaume Avenue and Third Street in the northwest corner. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
- (5) Lot 5: Reaume Avenue and Second Street in the northeast corner. No parking between the hours of 2:00 a.m. and 6:00 a.m. Four-hour parking limit without a city permit between the hours of 6:00 a.m. and 6:00 p.m., Monday through Friday. Municipal employees' vehicles must display a city permit for all-day parking.
- (6) Lot 6: Main Avenue and First Street Alley. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m., except for vehicles displaying a city permit for overnight parking in this lot.



- (7) Lot 7: Main Avenue and Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
- (8) Lot 8: West of 151/153 East Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot. No parking in the third stall south from East Third Street, next to the building east of the lot, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, 12 months of the year.
- (9) Lot 9: Doty Street and Lawe Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot.
- (10) Lot 10: Diamond #1 Parking Lot on Dodge Street. No parking between the hours of 3:00 a.m. and 6:00 a.m.
- (11) Lot 11: Grignon Home. No parking between the hours of 2:00 a.m. and 6:00 a.m.
- (12)
  - (A) Except as otherwise provided under section 7.12(2)(a)12.B., on all parking lots and driveways located on city-owned property not limited by other sections of this Code, there shall be no parking between the hours of 11:00 p.m. and 6:00 a.m.
  - (B) Notwithstanding parking restrictions otherwise set forth in this section 7.12, businesses holding a valid City of Kaukauna Class A/B fermented malt beverage retailer's license, or Class C wine license that exclusively utilize city-owned parking lots and city streets for customer parking may issue a tavern overnight grace permit to patrons for parking on city-owned parking lots. An authorized tavern overnight grace permit shall only apply to parking on city-owned parking lots until 9:00 a.m. of the following day if the permit is issued before 12:00 a.m. or until 9:00 a.m. of the same day if the permit is issued after 12:00 a.m.

b. *Four-hour parking.*

- (1) Reaume Avenue: Between Second Street and Third Street.
- (2) Progress Way: South side, parallel parking only, for 70 feet both easterly and westerly from the center of the fishing pier/dock in Kelso Pond, between the hours of 6:00 a.m. and 11:00 p.m. only.

c. *Ninety-minute parking.*

- (1) Crooks Avenue: Between First Alley and Third Street, except as more limited by subsection (9)(p)(1) of this section.
- (2) Crooks Avenue: West side between Third Street and the alley between Third Street and Fourth Street.
- (3) Desnoyer Street: East side between Doty Street and Wisconsin Avenue.



- (4) Dodge Street: Between Crooks Avenue and First Street Alley.
- (5) First Alley: North side between Main Avenue and Crooks Avenue.
- (6) Main Avenue: Between First Street Alley and Third Street Alley.
- (7) Reaume Avenue: East side between Third Street and Fourth Street.
- (8) Second Street: Between Reaume Avenue and Dodge Street.
- (9) Third Street: Between Reaume Avenue and Dodge Street.
- (10) Wisconsin Avenue: Between Kaukauna Street and the dead end of East Wisconsin Avenue.

d. *Thirty-minute parking.*

- (1) The first five parking stalls on the south side of Second Street and immediately west of Reaume Avenue.
- (2) The first parking stall on the east side of Island Street immediately north of Maple Street.

e. *Fifteen-minute parking.* To be in effect from 8:00 a.m. to 5:00 p.m. daily in the following areas:

- (1) Crooks Avenue: On the west side of Crooks Avenue, the first parking stall south of East Second Street, and the first parking stall south of East Third Street.
- (2) Dodge Street: On the south side of Dodge Street, the first parking stall east of Quinney Avenue.
- (3) Dodge Street: On the south side of Dodge Street, from 80 feet east of the curblin of Quinney Avenue to 98 feet easterly of the curblin.
- (4) Main Avenue: On the east side of Main Avenue, each of the first parking stalls north and south of East Second Street.
- (5) Second Street: On the south side of East Second Street, the first parking stall east of Main Avenue and the first parking stall west of Crooks Avenue.
- (6) Second Street: On the north side of East Second Street, the first parking stall east of Main Avenue.
- (7) Third Street: On the south side of East Third Street, the first parking stall west of Crooks Avenue.
- (8) Fourteenth Street: On the north side of 14th Street from 310 feet east of the right-of-way line of Crooks Avenue easterly 20 feet.

f. *Ten-minute parking.*

- (1) On the north side of Third Street from Reaume Avenue to the corner of the fire department building.

g. *From Thanksgiving to Christmas.* From Thanksgiving to Christmas each year, parking on all of the streets listed in subsection (2)(a) of this section shall be limited to 90 minutes between the hours of 8:30 a.m. and 8:30 p.m., Monday through Friday.

h. *General information.* Except for the four-hour limited parking areas which shall be in effect between 6:00 a.m. and 6:00 p.m. and except for the 15 minutes limited parking areas, the period of limited parking shall be between the hours of 8:30 a.m. and 4:00 p.m. for all weekdays except Sundays and



legal holidays. In addition, the limited parking to be in effect on Thursdays shall be extended from 8:30 a.m. to 8:30 p.m. The time periods as indicated under this section shall be effective unless modified by ordinances relating to specific streets or portions of streets.

- i. *Police-permitted parking.* No parking at any time on the following city streets, except upon prior written permission from the city police department, or unless expressly permitted elsewhere within this section:

- (1) Badger Road.
- (2) Tower Drive.
- (3) Prospect Lane.
- (4) East Line Road.
- (5) Driessen Drive.
- (6) Progress Way.
- (7) North Ridge Drive.

- j. *Leased downtown parking.* A limited number of designated parking spaces may be leased to residential or business tenants for the purpose of overnight parking, subject to the terms, rules, regulations, and limitations set forth within a downtown parking space lease agreement, as adopted hereby and as amended from time to time. Downtown parking space lease agreement applications and permits shall be available from the city clerk's office.

3. *All-night parking prohibited.*

- a. No vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street in the business district.
- b. Subject to other parking restrictions, no vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street outside of the business district, except for the following vehicles as defined in Wis. Stats. § 340.01: automobile, commercial motor vehicle, moped, motor bus, motorcycle, motor truck, school bus, tow truck, truck tractor, and road tractor. No trailer, as defined in Wis. Stats. § 340.01(71), shall become a permitted exception to this prohibition by reason of it being attached to a permitted vehicle so as to form a combination or articulated vehicle. Further, a permitted parked vehicle must be currently licensed, fully legally road operable, and on a street permitted for its weight and in a spot otherwise legal to park.

4. *Winter parking restrictions.* During December, January, February, and March, no vehicle shall be left parked or standing unattended as follows:

- a. On any public street of the city between the hours of 2:00 a.m. until 6:00 a.m.
- b. On the southeast side of Roosevelt Street and on the northwest side of Wilson Street at any time.

5. *Street storage prohibited.* No vehicle shall be left parked or standing on any street or parkway in the city for more than 24 continuous hours unless a permit to do so has first been obtained from the chief of police. The term "parkways" means that area between the sidewalk and the nearest curblin running parallel, or generally parallel, thereto.

6. *Terrace parking.* The parking of vehicles shall be permitted on the terrace on the south



side of West Third Street from Reaume Avenue to Hendricks Avenue extended, subject, however, to all other parking restrictions presently in effect for that particular area.

7. *Alley parking in a business district.* There shall be no parking of vehicles in any alley in a business district at any time, except for the loading and unloading of merchandise, but at no time shall any vehicle block the traffic in such alley.
8. *Reserved handicapped parking areas.*
  - a. *Handicapped parking.* The police department shall designate the following areas as handicapped parking, that is parking only for motor vehicles being used by a physically disabled person, as defined in Wis. Stats. § 345.503:
    - (1) Six handicapped parking spaces diagonally abutting the sidewalk in front of the rectory of St. Mary of the Annunciation Parish at 119 W. 7th Street.
    - (2) One handicapped parking space on the east side of Main Avenue beginning 15 feet south of the crosswalk, which is also the south right-of-way of Eighth Street.
    - (3) One handicapped parking space diagonally abutting the sidewalk in front of the easterly half of 130 E. Second Street.
    - (4) Two handicapped parking spaces on the southeast side of Grignon Street beginning 15 feet northeasterly of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
    - (5) Two handicapped parking spaces on the north side of Augustine Street beginning 15 feet east of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
    - (6) Three handicapped parking spaces on the northwest side of Desnoyer Street beginning 15 feet north of the crosswalk, which is also the northeast right-of-way of Doty Street.
  - b. No vehicle, other than those as permitted subsection (8)(a) of this section, shall be left parked or standing in the reserved or handicapped parking areas.
9. *School bus loading and unloading zones.* During the hours of 7:30 a.m. to 4:30 p.m. during school days, no person may park, stop, or leave any vehicle standing, whether temporarily or otherwise, upon the following designated areas, except school buses shall be permitted to park in the following designated areas for loading and unloading purposes:
  - a. Ann Street: On the south side of West Ann Street from a point 132 feet west of the curblineline on Thelen Avenue to a point 456 feet west of the curblineline on Thelen Avenue.
  - b. Brothers Street: On the south side of Brothers Street from a point 57 feet west of the curblineline on Lawe Street to a point 184 feet west of the curblineline on Lawe Street.
  - c. Doty Street:
    - (1) On the north side of Doty Street from a point 275 feet west of the curblineline on Desnoyer Street to a point 450 feet west of the curblineline on Desnoyer Street.
    - (2) On the north side of Doty Street from a point 199 feet west of the



curbline on Desnoyer Street to a point 360 feet west of the curbline on Desnoyer Street.

- d. (Reserved)
  - e. Eighth Street: On the south side of East Eighth Street from a point 52 feet east of the curbline on Main Avenue to a point 125 feet east of the curbline on Main Avenue.
  - f. High Street: On the south side of High Street from a point 202 feet west of the curbline on Fern Street to a point 490 feet west of the curbline on Fern Street.
  - g. Main Avenue: On the west side of Main Avenue from a point 58 feet north of the curbline on West Eighth Street to a point 131 feet north of the curbline on West Eighth Street.
  - h. Main Avenue: On the west side of Main Avenue from a point 171 feet north of the curbline on West Eighth Street to a point 207 feet north of the curbline on West Eighth Street.
  - i. (Reserved)
  - j. Main Avenue: On the east side of Main Avenue from a point 80 feet north of the curbline of East Ninth Street to a point 130 feet north of the curbline on East Ninth Street.
  - k. Seventh Street: On the south side of West Seventh Street from a point 107 feet west of the curbline on Main Avenue to a point 177 feet west of the curbline on Main Avenue.
  - l. Sullivan Avenue: On the west side of the 2400-2500 block of Sullivan Avenue starting at a point 34 feet south of the north driveway entrance to Quinney School to a point 195 feet south of the north driveway entrance to Quinney School.
  - m. Taylor Street: On the north side of Taylor Street from a point 98 feet west of the west curbline on Lawe Street to a point 334 feet west of the west curbline on Lawe Street.
10. *Other loading zones.* No person may park, stop, or leave any vehicle standing upon the following designated areas, except for loading or unloading purposes:
- a. Crooks Avenue: On the west side, the first parking stall north of the alley mid-block between Second Street and Third Street from 9:00 a.m. to 3:00 p.m. daily.
11. *Removing illegally parked vehicles.* The police department or the street department shall remove, or cause to be removed, any vehicle found parked or unattended, contrary to the provisions of this chapter, to the city garage or other suitable place, and the cost of such removal and storage shall be added to the cost of prosecution and shall be paid by the owner or operator before such vehicle is returned.

(Code 2011, § 7.12; Ord. No. 1676, 2-22-2012; Ord. No. 1678, 6-6-2012; Ord. No. 1686, 5-7-2013; Ord. No. 1690, 10-1-2013; Ord. No. 1692, 10-15-2013; Ord. No. 1697, 1-7-2014; Ord. No. 1701, 10-21-2014; Ord. No. 1709, 4-8-2015; Ord. No. 1715, 11-3-2015; Ord. No. 1726, 1-5-2016; Ord. No. 1728, 3-1-2016; Ord. No. 1754, 1-17-2017; Ord. No. 1762, 10-17-2017; Ord. No. 1771, 2-21-2018; Ord. No. 1778, 9-18-2018; Ord. No. 1799, 12-3-2019; Ord. No. 1800, 12-3-2019)



PASSED AND ADOPTED BY THE CITY OF KAUKAUNA COMMON COUNCIL

Presiding Officer

Attest

\_\_\_\_\_  
Anthony J. Penterman, Mayor, City of  
Kaukauna

\_\_\_\_\_  
Sally Kenney, Clerk, City of  
Kaukauna