

ORDINANCE NO.: 4787

AN ORDINANCE to create Subsection 15.26(AA) of the Code of Ordinances of the City of La Crosse to add approval criteria for conditional use permits.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Subsection 15.26(AA) is hereby created to read as follows:

- (AA) APPROVAL CRITERIA. No application for a conditional use shall be recommended, approved, or granted by the City Plan Commission unless the Commission shall find all of the following:
- (1) Use is consistent with adopted plans of the City;
  - (2) Use complies with all applicable standards of this Ordinance, including any applicable standards of §15.26 Conditional Uses;
  - (3) Use will not result in significant adverse impacts to other property in the vicinity of the subject tract or on the natural environment, including air, water, wetlands, flood-prone areas, wildlife or significant vegetation;
  - (4) Use will not have significant adverse impacts on the livability of nearby residential-zoned lands due to:
    - (a) noise, glare from lights, late-night operations, odors, and litter; and
    - (b) privacy and safety issues
  - (5) Any differences in appearance or scale (from the surrounding area) will be mitigated through setbacks, screening, landscaping, or other design features.
  - (6) Compliance with this entire Ordinance, such as lot width and area, yards, height, parking, traffic, highway access, and performance standards shall be required of all conditional uses.
  - (7) That the establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety or welfare;
  - (8) That the City will be able to provide municipal services to the property where the conditional use is proposed, given due consideration of the costs of providing such services;
  - (9) That the uses, values, and enjoyment of other property in the neighborhood for purposes already established shall be in no foreseeable manner substantially impaired or diminished by the establishment, maintenance or operation of the conditional use;
  - (10) That the establishment of the conditional use will not impede normal and orderly development and improvement of the surrounding property for uses permitted in the district;
  - (11) That adequate utilities, access roads, drainage, parking supply, internal circulation improvements, including but not limited to vehicular, pedestrian, bicycle, public transit, and other necessary site improvements have been or are being provided;
  - (12) That appropriate measures to address transportation demand have been or will be taken to provide adequate ingress and

egress, including all off-site improvements, so designed as to minimize traffic congestion and to ensure public safety and adequate traffic flow, both on-site and on the public streets; and

- (13) That the conditional use shall conform to all applicable regulations of the district in which it is located.

SECTION II: This ordinance shall take effect and be in force from and after its passage and publication.

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Timothy Kabat, Mayor

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Teri Lehrke, City Clerk

Passed: 12/12/13  
Approved:  
Published: 12/21/13

CERTIFICATE OF CITY CLERK  
This ordinance is approved notwithstanding the failure of the Mayor to affix his signature thereto by virtue of the provisions of sec. 62.09(8), Wis. Stats.

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Teri Lehrke, City Clerk