

**TOWN OF GREENVILLE
ORDINANCE NO. 12-17
FILLING STATIONS**

The Town Board of the Town of Greenville, Outagamie County does hereby ordain as follows:

Section § 320-11 A of the Town of Greenville Code is hereby Amended as follows:

AUTOMOBILE FILLING STATION

~~Buildings and premises where gasoline, oil, grease, batteries, tires and automobile accessories and convenience retail goods may be supplied, dispensed and sold and where minor repair or maintenance work may be performed such as ignition service, tire repair, repair and replacement of minor parts such as pumps and filters and the like.~~

MOTOR VEHICLE

A vehicle which is intended to be self-propelled, including, but not limited to, automobiles, tractors, trucks, recreational vehicles, watercraft, snowmobiles, motorcycles, and all-terrain vehicles as listed below:

- A. Passenger vehicle, compact. Any passenger vehicle that does not exceed six feet in width and/or 15 feet in length.
- B. Passenger vehicle. Private passenger vehicle properly licensed and operable of less than 10,000 pounds gross vehicle weight rating.
- C. Trucks and small commercial vehicles. A truck, van, tractor or commercial vehicle with less than 10,000 pounds gross vehicle weight rating.
- D. Large trucks and commercial vehicles. A truck, cargo vans, tractor and busses greater than 10,000 pounds.
- E. Recreational vehicle. An operable vehicle primarily used for leisure activities, including, but not limited to, camper trailers, boats with or without trailers, utility trailers, all-terrain vehicles, and snowmobiles.
- F. Motor homes. A self-propelled vehicle on a chassis outfitted for travel with permanent sleeping accommodations but not for permanent use as a dwelling.

MOTOR VEHICLE FILLING STATION

Buildings and premises where gasoline, oil, grease, batteries, tires and motor vehicle accessories and convenience retail goods may be supplied, dispensed and sold and where minor repair or maintenance work may be performed such as ignition service, tire repair, repair and replacement of minor parts such as pumps and filters and the like.

Furthermore; Section § 320-129 A. of the Town of Greenville Municipal Code is hereby repealed and recreated as follows:

A. Motor-Vehicle Automobile filling stations.

- (1) Proximity to single family residential uses. Must be more than 250 feet from the lot line of any parcel zoned for single-family residential use.
- (2) Direct access to arterial streets required. All motor vehicle filling stations shall have direct access to an arterial street which is a federal, state, or county designated highway, except where it is part of a nonresidential development where access is provided by a parallel access road, or reverse frontage road, where nonresidential uses will be on both sides of the street.
- (3) Fuel pump location. Any fuel pump, underground fuel storage tanks and islands shall be at least 50 feet from any street or abutting lot line and meet all other State of Wisconsin regulations.
- (4) Canopies. The canopies provided over the pump islands of convenience stores with gas pumps shall meet the yard requirements of a principal structure. In addition:
 - (a) Obstruction of visibility at rights-of-way prohibited. The canopy shall not block visibility at intersections of rights-of-way or drives.
 - (b) Zoning district dimensional requirements shall be met. All pump islands, their surrounding structures and the canopy overhang shall meet the underlying zoning district's dimensional requirements.
 - (c) Maximum height. Under no circumstances shall the canopy be higher than 25 feet.
 - (d) Signs not permitted. No signs shall be permitted on canopy roofs.
- (5) Lighting. The off-street parking and fueling area may be illuminated. Total cutoff of light shall be at an angle of less than 90° and shall be located so that the bare light bulb, lamp or light source is completely shielded from the direct view of an observer five feet above the ground at the point where the cutoff angle intersects the ground and so that no light can be viewed from any abutting residential zoning districts.
- (6) Hours of operation. Hours of operation shall be established by the Planning Commission.
- (7) Outdoor display.
 - (a) Products shall be sold by the principal business or agricultural products sold by the producer.
 - (b) The principal business sales display shall be placed under or attached to permitted structures only. No display or outdoor sales shall be placed in or sold out of a truck, van or other vehicle or a temporary structure.

- (c) All private sidewalks serving the site shall keep a minimum of 36 inches clear of all obstructions or display items.
- (8) Landscape Buffer. The use of properly planted and maintained buffer areas may reduce and ease potential incompatibility between and among different land in proximity to each other.
- (a) Requirements. Any required yard adjacent to a residential district or use without an intervening street shall be subject to the following landscape buffer requirements:
 1. The landscaped buffer area shall not be less than eight feet in width measured at right angles to property lines and shall be established along the entire length of and contiguous to the designated property line or lines.
 2. The area shall be so designed, planted and maintained as to be 75% or more opaque between two and six feet above average ground level when viewed horizontally.
 3. Types and number of plantings for landscaped buffers shall be submitted with application for a building permit or special exception, along with plans and statements demonstrating how the buffer will be maintained in the future.
 4. Plantings shall be of a size and type which will ensure the meeting of the seventy-five-percent opacity requirement within no longer than 12 months of the date of the first planting.
 5. Failure to maintain the landscaped buffer area as set out above shall be a violation of this chapter.
 - (b) Substitution for landscaped buffer area. Except when otherwise specifically provided by this chapter, a six-foot-high opaque structure set in a six-foot-wide landscaped buffer area may be substituted for the six-foot-high planted buffer above. If such opaque structure is of nonliving materials, for each 10 feet thereof, an average of one shrub or vine shall be planted abutting such barrier but need not be spaced 10 feet apart. Such shrubs or vines shall be planted along the outside of such barrier unless they are of sufficient height at the time of planting to be readily visible over the top of such barrier. The remainder of the required landscaped areas shall be landscaped with grass, ground cover or other landscaping.
 - (c) Sight distance. When an accessway intersects a public right-of-way, all landscaping shall provide unobstructed visibility at a level between 2 1/2 feet and 10 feet. No structure of landscaping except required grass or ground cover shall be located closer than three feet from the edge of any access.

This Ordinance shall take effect upon passage and publication.

Adopted this ___ day of _____, 2017.

TOWN OF GREENVILLE:

Jack Anderson
Town Chairperson

Attest:

Wendy Helgeson
Town Clerk