

State of Wisconsin
County of Dunn

ORDINANCE NO.: 2018-1

**TOWN OF RED CEDAR
TEMPORARY OR SEASONAL RESIDENCE PERMIT ORDINANCE**

It is hereby ordained by the Town Board of the Town of Red Cedar, Dunn County, Wisconsin, as follows:

Section 1- Purpose and Intent

The purpose and intent of this Ordinance is to regulate by permit the parking of camping units and/or temporary and seasonal dwellings in the Town. It is also intended to promote public safety and welfare including the prevention of property offenses.

Section 2- Authority

The Town Board of the Town of Red Cedar has the general authority under its Village Powers, s. 60.22, Wis. Stats., to adopt this ordinance.

Section 3 – Adoption of Ordinance

The Town Board, by this Ordinance, adopted on proper vote with a quorum by a majority of the Town Board present and voting, provides the authority to regulate or permit certain parking, installation, or construction of certain dwellings in the Town.

Section 4 – Definitions

- A. "Camp" means to place tents, huts, motor homes, camping units, and vehicles, including any other form of trailers, for the purpose of encampment, shelter or temporary living purposes.
- B. "Camping Trailer" means a vehicle with a collapsible or folding structure designated for human habitation and towed upon a highway by a motor vehicle.
- C. "Camping Unit" means any portable device, no more than 400 square feet in area, used in the Town as a temporary or seasonal dwelling, including but not limited to, a camping trailer, motor home, bus, van, pick-up truck, or tent, but does not include a mobile home, manufactured home, or manufactured dwelling.
- D. "Dwelling" means a detached building or mobile home designed or used exclusively as a long-term residence or sleeping place.
- E. "Mobile Home" means any mobile home manufactured or assembled before June 15, 1976 that is, or was as originally constructed, designed to be transported by any motor vehicle upon a public highway and designed, equipped, and used primarily for sleeping, eating, and living quarters, or is intended to be so used, and includes any additions, attachments, annexes, foundations, and appurtenances. "Mobile Home" does not include any camping unit.
- F. "Shelter" means a temporary place of protection, especially from wind, rain or other weather conditions, insects or animals.
- G. "Motor Home" means a motor vehicle designed to be operated upon a highway for use as a temporary or recreational dwelling and having the same internal characteristics and equipment as a mobile home.

- H. "Temporary or seasonal dwelling" means any dwelling, cabin, shack, cottage, manufactured home, manufactured dwelling, mobile home, camping unit, or similar structure constructed, installed, parked, or maintained on a parcel of land in the Town for temporary or seasonal human habitation, sleeping, lodging, shelter, or living quarters for recreational, camping, hunting, fishing, or travel on a temporary or seasonal basis. "Temporary or seasonal dwelling" does not include the following:
1. A structure or dwelling unit that has proper and lawful septic or sewage, water, and electrical connections attached to the dwelling to properly service the projected occupants.
 2. Any structure or dwelling constructed or installed and in compliance with the one- or two-family dwelling code adopted under Chapter 101, Wis. Stats.
 3. Any dwelling unit used for temporary or seasonal habitation less than 14 days in any calendar year.

Section 5 – Temporary and Mobile Dwellings Outside Mobile Home Parks

- A. No person on any parcel of land in the Town shall construct, install, park, or otherwise locate any temporary or seasonal dwelling, camping trailer, camping unit, manufactured home, or mobile home for more than 30 days in any calendar year without obtaining a Town Building Permit issued and in compliance with the Town Building Permit Ordinance, any County or Town Zoning Ordinance, any Town Comprehensive Plan, any other applicable Town Ordinances, and all applicable Statutes and provisions of the Wisconsin Administrative Code. No person may occupy or permit the occupancy of any temporary or seasonal dwelling, camping trailer, camping unit, manufactured home, or mobile home unless a Town Occupancy Permit issued under the Town Building Permit Ordinance is issued.
- B. This subsection does not apply to any of the following:
1. Any mobile home or manufactured home parked temporarily on a parcel approved in writing by the Town Board and licensed by the State of Wisconsin to sell manufactured homes or mobile homes.
 2. Any camping unit parked or installed in a properly licensed campground.
 3. Any camping unit occupied for temporary or seasonal habitation outside of a licensed campground if parked on private property with the approval of the owner of the property where parked or located for less than 14 days in a calendar year.
 4. Any unoccupied camping unit parked outside of a licensed campground on private property with the approval of the owner.
 5. Any unoccupied camping unit parked or installed temporarily at a place approved in writing by the Town and licensed by the State of Wisconsin to sell camping units in the Town.

Section 6 – General Permit Provisions

- A. No person may conduct or cause any activity or use enumerated herein without a permit as required.
- B. Application for a permit under this Ordinance shall be made to the Town Clerk on a form provided by the Town. The application shall contain such information required by the Town Board.
- C. At the time of application, a nonrefundable permit fee, as outlined in the most current fee schedule, shall be paid to the Town Clerk.
- D. A permit under this Ordinance may be issued by the Town Clerk, with approval of the Town Board.
- E. All permits issued under this Ordinance shall be displayed upon the parcel or vehicle for which issued.

- F. It shall be a condition of holding a permit under this Ordinance that the permittee fully comply with all Federal or State laws or regulations, County, Extraterritorial, or Town Ordinances. Failure to do so shall be cause for revocation of the permit.
- G. All permits issued under this Ordinance are nontransferable.
- H. Any permit issued under this Ordinance may be revoked for cause by the Town Board.

Section –7 Penalty Provision

Any person who fails to comply with the provisions of this ordinance shall pay a forfeiture in the amount of \$150.00 plus double the permit fee as outlined in the Town of Red Cedar Schedule of Fees and Forfeitures. Each day a violation exists, or continues to exist, constitutes a separate offense under this ordinance. In addition, the Town Board may seek injunctive relief from a court of record to prevent further violations.

Section – 8 Severability

Any Town of Red Cedar ordinance found to be contrary hereto, both in whole or in part, is hereby amended and repealed insofar as same conflicts with this ordinance. It is intended that there be no pre-existing uses under this ordinance. However, should there be any fixed, pre-existing camping unit, shelter, structure or mobile home not qualified as a dwelling, the owner(s) shall be given a period not exceeding thirty-one (31) days from the published date of this ordinance to abate and/or remove such camping unit, shelter, structure or mobile home.

Section – 9 Effective Date

This ordinance shall be in full force and effect upon its passage and publication as provided by law.

The foregoing Town of Red Cedar Temporary or Seasonal Residence Permit Ordinance was enacted by a majority vote of the Town Board of the Town of Red Cedar on the 15th day of January, 2018.

[Signature]
Town Board Chairperson

[Signature]
Supervisor 1

[Signature]
Supervisor 2

[Signature]
Supervisor 3

[Signature]
Supervisor 4

Attest:

[Signature]
Town Clerk



Historical Information
Drafts: 8/31/2017, 9/19/17, 9/26/17, 11/3/17, 11/6/2017, 12/13/17, 12/21/17
Additions: Forfeiture Amount

TOWN OF RED CEDAR TEMPORARY OR SEASONAL RESIDENCE PERMIT

Applicant

Name:	
Street Address, City, State, Zip:	
Phone:	Phone:

Location Information, if different from above

Property Owner:			
Street Address, City, State, Zip:			
Phone:	Phone:		
_____ side of highway, _____ miles/feet _____ of _____			
Quadrant _____	Section _____	Town _____	N Range _____ W _____

Agreement

I hereby certify that I am the applicant listed above and agree to abide by the provisions of Section 6 in the Temporary or Seasonal Residence Permit Ordinance of the Town of Red Cedar. I certify that the information provided is a true and accurate statement of the facts.

Signature	Phone	Date

Check or money order for the permit fee payable to:

Return fee and permit application to:

Town of Red Cedar	Town of Red Cedar Clerk E6990 720 th Ave Menomonie, WI 54751 (715) 556-5034
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DO NOT WRITE BELOW THIS LINE

PERMIT APPROVAL BY PERMITTING AUTHORITY

A permit is hereby issued by the Permitting Authority subject to the Applicant's full compliance with all provisions and conditions outlined in the Temporary or Seasonal Residence Permit Ordinance of the Town of Red Cedar.

Approved	
Permitting Authority:	
Signature, Title	Date
Date approved by the Town Board:	

Comments/Special Provisions: _____

Supplemental Provisions Attached:	
Yes <input type="checkbox"/>	No <input type="checkbox"/>
Fee Received:	\$ _____
Check Number:	_____
Date Issued:	_____
Exp. Date:	_____
Permit Number:	_____