

## ORDINANCE 2014-19

### AN ORDINANCE AMENDING SECTION 400.10 OF THE CITY ZONING ORDINANCE RELATING TO REGULATION OF ANTENNAS

The Common Council of the City of Richland Center, Wisconsin, does ordain as follows:

#### SECTION 1:

Section 400.10 of the Code of Ordinances is amended to read:

#### **400.10 INSTALLATION OF TRANSMITTING ANTENNAS REGULATED.**

**400.10 (1) is amended to provide: Permit Required.** No person shall erect, install or place any antenna used or intended for transmitting electromagnetic signals of any description upon any land or the exterior of any building within the City of Richland Center except with a permit therefore and subject to all other conditions and restrictions set forth in this subchapter.

#### **400.10 (2) is amended to provide:**

**(2) Application for Permit.** Application for a permit to erect, install or place an antenna of the type described in (1) above shall be made in writing to the City Zoning Administrator, on such form as he or she may require. Each application shall include a complete set of plans and specifications for the antenna, mounting, and all connected wires, cables, conduits and conductors, and shall also include a plot plan showing the location of the proposed installation in relation to adjoining streets, alleys, lot lines and buildings. The fee for application for such a permit shall be the same as the fee for a building permit. Determination as to whether or not such permit shall issue shall be made by the same procedure as is utilized for building permit applications in the City of Richland Center.

#### **400.10 (3) is amended to provide:**

**(3) Limitation to of Transmitting Antennas to Rear Yards in Residential Zoning Districts.** It is specifically found that the installation of transmitting antennas where the same can be readily perceived from the public streets has a negative impact on the appearance and value of properties in residential areas and may interfere with the peaceful use of the properties of neighboring landowners. Accordingly, in order to maintain the neighborhood esthetics in the several residential zoning districts, no permit shall issue and no antenna of the type described in (1) above shall be erected, installed or placed on any lot in an "R-1", "R-2", "R-3" or "R-O" District except in the rear yard of the premises, and not less than ten (10) feet from either side lot line and or the rear lot line.

**(4) Lines to be Buried.** All electrical lines, transmission cables, conduits and conductors running to or from any antenna of any of the types described in (1) above shall be buried under the earth between the antenna and the building or buildings which the antenna serves. If any such antenna serves more than one building, all interconnecting lines, cables, conduits and conductors shall also be buried under the ground. The location of all such underground lines, cables, conduits and conductors shall be shown on the application for permit.

**(5) Wind Pressure.** Each antenna of any of the types described in (1) above shall be securely anchored to the ground or to a concrete slab or other substantial base sufficiently that it will withstand a wind pressure applied to any portion of the antenna from any direction of at least forty (40) miles per hour.

**400.04(6) relating to temporary placement of antennas is repealed**

**400.04(7) is renumbered 400.04(6) and amended to provide as follows:**

**(6) Variance in Case of Hardship.** Any land owner whose rear yard is insufficient in size, or where for other reasons not attributable to the act of the landowner the installation of an antenna of the types described in (1) above is not feasible, may apply for a variance from the provisions of this subchapter. No such variance shall be granted unless there is a finding made that no such conforming antenna installation is feasible in the rear yard of the premises and that the proposed antenna installation will not have a negative impact on the appearance and value of properties in the area of the proposed installation.

(7) This chapter shall not be deemed to apply to antennas which have a diameter of 2 feet or less used solely for the reception of satellite-delivered signals.

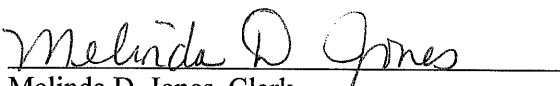
**SECTION 2: EFFECTIVE DATE.**

This ordinance shall be in full force and effect from and after its passage and publication.

Enacted the 16th day of December, 2014

  
Paul F. Corcoran, Mayor

ATTEST:

  
Melinda D. Jones, Clerk