

**ORDINANCE NO. 577**

**AN ORDINANCE TO AMEND SECTION 2.23 OF CHAPTER 2 OF  
THE GENERAL ORDINANCES OF THE VILLAGE OF RIVER  
HILLS REGULATING THE USE OF DUMPSTERS FOR  
CONSTRUCTION ACTIVITIES IN TAX INCREMENTAL  
DISTRICT NO. 1 IN THE VILLAGE OF RIVER HILLS**

The Village Board of the Village of River Hills, Milwaukee County, do ordain as follows:

**Section I.** Section 2.23 of Chapter 2 of the General Ordinances of the Village of River Hills is hereby amended to read as follows:

“2.23. Dumpsters and Temporary Storage Units.

(1) Definitions.

[a] **DUMPSTER.** A large container designed for the receiving, transporting and dumping of waste materials on a temporary basis during demolition or construction projects and is not intended to include karts or dumpsters employed for refuse or recycling collection. A Dumpster shall not be considered a structure requiring a Building Permit.

[b] **TAX INCREMENTAL DISTRICT NO.1.** Tax Incremental District No. 1, Village of River Hills, as established by Resolution No. 2020-15 adopted by the River Hills Village Board on October 21, 2020. The boundaries of Tax Incremental District No. 1 are set forth as specified in the legal description and the Map in Exhibit A of Resolution No. 2020-15, approximately 53.4 acres of land located generally along the north side of Brown Deer Road from approximately the 1600 block to the 2000 block of West Brown Deer Road.

[c] **TEMPORARY STORAGE UNIT.** Any container or portable structure that is designed to be used for the storage of personal property or equipment during construction, remodeling or moving into or from the premises and which is located for such purposes outside an enclosed building. No temporary storage unit shall be allowed on any property without a principal structure in existence on the property. A Temporary Storage Unit shall not be considered a structure requiring a Building Permit.

(2) Permit Required. No person or entity may place a dumpster or temporary storage unit on any private property or premises within the Village of River Hills without first obtaining a written permit from the Village Clerk.

(3) Requirements. Permits for the use of dumpsters and temporary storage units may be approved under the following conditions:

- [a] There shall be no more than one storage unit and one dumpster per property; except that up to 10 dumpsters shall be allowed on the property during the construction of new homes in Tax Incremental District No. 1.
  - [b] Wherever possible the storage unit or dumpster must be located in the side yard or rear yard, shall comply with the applicable zoning code set-back requirements for the property, and must be set back a minimum of five feet from the nearest wall of a building.
  - [c] Permits for dumpsters and storage units are issued for a maximum of 40 days. After a permit has expired, an application for another permit may be issued for an additional 40 days, if the owner or their agent can demonstrate that it is necessary for completion of the construction or other project that it is being used for, but in no event more than 14 days after the completion thereof. Notwithstanding the foregoing a permit for a dumpster in Tax Incremental District No. 1 may be issued on an annual calendar year basis for each dumpster to be located on the property. The permit may be renewed the following January and may be renewed annually until such time as there is not any further construction of new homes in the Tax Incremental District No. 1.
- (4) Regulation of Placement. At no time shall a dumpster or temporary storage unit be maintained on any property unless it is placed entirely on the property owner's premises, does not invade the public right-of-way, does not interfere with ingress or egress to the premises or adjacent premises, is located on a portion of the premises which minimizes interference with the aesthetics and function of adjacent properties, and whenever possible is on a hard or graveled surface. Such dumpster or storage unit shall be maintained so as to avoid the removal or consumption of materials contained therein by animals, and to avoid inadvertent removal of material due to natural elements such as wind or rain.
- (5) Permit.
- [a] A permit authorizing the placement of a Dumpster may be issued by the Village Clerk.
  - [b] A permit shall specify all of the following:
    - (1) The name, address and contact information of the permit holder.
    - (2) The date on or after which the Dumpster will be placed at the property and the location on the property where it will be located.
    - (3) The expected date of removal.

(4) The applicant shall pay a fee as designated in the Village Fee Schedule.

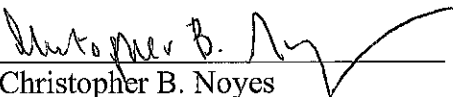
(6) Penalties. Penalties for violation of this section are set forth in Section 2.15 the General Penalty section applicable to ordinances in Chapter Two of the Village Code.”

**Section II.** If any subsection, section or portions of this article or the sections of this ordinance as enacted hereunder is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision and such holdings shall not affect the validity of the remaining portions hereof.

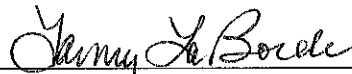
**Section III.** All ordinances or parts of ordinances conflicting with the provisions of this ordinance are to such extent repealed.

**Section VI.** This ordinance shall be in full force and effect after its passage and publication as provided by law.

**PASSED AND ADOPTED** by the Village Board of the Village of River Hills this 15<sup>th</sup> day of November, 2023.

  
\_\_\_\_\_  
Christopher B. Noyes  
Village President

Countersigned:

  
\_\_\_\_\_  
Tammy LaBorde  
Village Clerk