

ORDINANCE NO. 2019-12

AN ORDINANCE ON ZONING STANDARDS FOR BERMING

The Village Board of the Village of Bristol, Kenosha County, Wisconsin, do ordain as follows:

SECTION I. REPEAL OF PROVISIONS; ADOPTION OF PROVISIONS.

Section 13-1-342(d) of the Village of Bristol Code pertaining to berming standards repealed in its entirety and is recreated to read as follows:

- (d) **Berming.** The following standards shall be applied to all berms constructed in the Village of Bristol:
- (1) **Applicability.** Berms shall be required in bufferyards as determined by Appendix A, Table D.
 - (2) **Dimensions.** Berms shall be designed to transition to existing surrounding grades, not to exceed a slope ratio of four to one (4:1). Berms shall be safely designed to accommodate mowing when needed. A three to one (3:1) slope ration may be permitted by the Plan Commission only if plant selection and groundcover does not require mowing.
 - (3) **Character.** Berms shall be designed with an intent to create a natural appearance and avoid uniformity. Berms shall be curvilinear in either plan view or in longitudinal section.
 - (4) **Plant Materials.** Berms shall be designed using plant materials identified in Appendix A, Tables E through J.
 - (5) **Berms Adjacent to Non-Industrial Uses.** The Plan Commission may enact the following additional berm design standards for properties that are adjacent to non-industrial uses, as follows:
 - a. **Applicability:** These additional standards may be applied to properties which meet all of the following criteria:
 1. Located within Zoning Districts M-1, M-2, M-3, M-4, B-5, B-6, or BP;
 2. Immediately adjacent to an existing and/or planned non-industrial use; and
 3. Includes a structure with a base footprint of 100,000 square feet or greater.
 - b. **Height:** Berms shall be a minimum of ten (10) feet in height, as measured from the finished floor elevation of the nearest building or pavement area.
 - c. **Plant Materials:** Berms shall be designed using plant materials Type 5B as identified in Appendix A, Table I.

SECTION II. SEVERABILITY.

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

SECTION III. EFFECTIVE DATE.

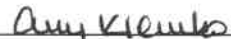
This Ordinance shall take effect upon passage and publication as provided by law.

ADOPTED this 25th day of March, 2019.

VILLAGE OF BRISTOL, WISCONSIN



Village President



Village Clerk-Treasurer

INTRODUCED: 3/25/19
ADOPTED: 3/25/19
POSTED/PUBLISHED: _____

State of Wisconsin:
County of Kenosha:

I hereby certify that the foregoing Ordinance is a true, correct and complete copy of an Ordinance duly and regularly adopted by the Village Board of the Village of Bristol, following a public hearing and an advisory recommendation from the Plan Commission, on the 26th day of March, 2019, and that said Ordinance has not been repealed or amended and is now in full force and effect.

Dated this 26th day of March, 2019.

Amy Klemko

Amy Klemko, Clerk-Treasurer