

**CITY OF WEST ALLIS
ORDINANCE O-2026-0682**

**ORDINANCE TO CREATE A NEW CITY PARK LOCATED AT 6426 WEST
GREENFIELD AVENUE**

AMENDING SECTION 11.13

WHEREAS, Six Points Square LLC has acquired and developed all property on the north side of the 6400 Block of West Greenfield Avenue (tax key 439-9014-000); and

WHEREAS, pursuant to a development agreement with the City, Six Points Square LLC created a park at 6426 West Greenfield Avenue for the purpose of donating that park to the City; and

WHEREAS, Six Points Square LLC has donated the park parcel to the City pursuant to a Public Space Agreement between the parties recorded with the Register of Deeds as Document #11478566;

NOW THEREFORE, be it ordained by the Common Council of the City Of West Allis, in the State of Wisconsin, as follows:

SECTION 1: **AMENDMENT** “11.13 Parks” of the City Of West Allis Municipal Code is hereby *amended* as follows:

AMENDMENT

11.13 Parks

1. Definition. When used to describe a location, "park" means any of the following locations:

Name	Location
	<u>6426 West Greenfield Avenue</u>
Arnold Klentz Park	2601 South 72nd Street
Burnham Pointe Park	6031 West Burnham Street
Honey Creek Park	1981 South 84th Street
Joyce Radtke Skate Park	8338 West National Avenue
Kopperud Park	South 76th Street and West Pierce Street
Liberty Heights Park	6101 West Orchard Street

Mini Park #1	South 58th Street and West Beloit Road
Mini Park #2	South 60th Street and West National Avenue
Mini Park #3	South 64th Street and West Greenfield Avenue
Mini Park #4	South 92nd Street and West National Avenue
North Greenfield Railroad Station Park	8139 West National Avenue
Reservoir Park	9621 West Lapham Street
Rogers Park	2010 South 75th Street
Rogers Playground	2014 South 56th Street
Roosevelt Park	947 South 58th Street
Veterans Memorial Park	6900 West National Avenue
West Allis Dog Park	11200 West Hayes Avenue
West Allis Farmer's Market	6501 West National Avenue

2. Board of Public Works. The board of public works shall govern, manage and control all parks within the City in accordance with [Wis. Stat. 27.08\(3\)](#).
3. Director of Public Works. The director of public works shall have authority to:
 - a. Manage, change, improve and maintain parks as authorized by the board of public works.
 - b. Administer the City's policies and procedures for the preservation and use of parks.
 - c. Issue park permits
 - i. Application. Any person who wishes to use an area of a park to the exclusion of the general public shall obtain a park permit. The person shall submit an application to the director of public works that includes all the following:
 - (1) Applicant's name, address, phone number, and email address
 - (2) The park rental area for which the applicant is seeking a permit and the date sought
 - (3) Whether alcohol will be consumed at the park
 - (4) Any other relevant information deemed necessary by the director of public works
 - ii. Issuance. The director shall issue a park permit to any applicant if all the following conditions are satisfied:

- (1) The applicant is at least 18 years old
 - (2) No other park permit has been issued for an overlapping date and time, and no park permit application for an overlapping date and time was submitted prior and is still pending
 - (3) The applicant pays the proper permit fee listed in the Fee Schedule
 - (4) The applicant agrees to be financially responsible for any damages incurred by the city at the park rental area during the permitted time.
 - (5) The applicant agrees to any other conditions imposed by the director of public works.
- iii. Terms of Use. Each applicant for a park permit shall be bound by the following conditions:
- (1) A permittee shall ensure that the use of the park rental area does not significantly impair or detract from the use of the remaining area of the park by the public.
 - (2) A permittee shall ensure no alcohol is consumed in the permitted rental area unless specifically authorized by the park permit.
 - (3) A permittee shall ensure that all persons utilizing the permitted rental area comply with all laws.
 - (4) A permittee shall leave the permitted rental area and any city property or equipment in at least as good of condition as it was upon the permittee's arrival.
- iv. Cancellation. A permittee may cancel the permit at any time. If a permit is canceled prior to the date of the permit, the director shall retain 20% of the fee amount for administrative expenses and refund the remaining balance. No refund will be issued for cancellations on the date of the permit.
- v. Revocation. The director of public works may revoke a permit if the permit holder violates any terms of use. No refund will be issued if a permit is revoked.
4. Trees and Plant Materials.
- a. Planting Regulations.
 - i. The Forestry Division of the Department of Public Works is responsible for the planting of all trees and other plant material in parks in accordance with the policies and procedures of the Department.
 - ii. The Forestry Division shall determine the location and species of all plant materials planted in parks.
 - iii. The Forestry Division may, at its discretion, remove or cause the removal of any tree or plant material located in parks deemed inappropriate or hazardous.
 - b. Maintenance.
 - i. The Forestry Division shall be responsible for the maintenance of

- trees and other plant material on parks .
 - ii. (Reserved.)
 - iii. person shall plant, cut, prune, or remove any tree or shrub in a park or cut, disturb or interfere in any way with the roots of any tree or spray trees or shrubs with any chemical herbicide or insecticide in a park.
 - iv. No person shall break or injure any tree or shrub planted in any park.
5. Public Use of Parks. All parks shall be open to use by the public except as limited by this subsection.
- a. Hours of Operation. No person may enter or remain in a park in violation of the hours posted by the director of public works unless authorized by a park permit. If no hours are posted, no person may enter or remain in a park between the hours of 10:00 p.m. and 6:00 a.m. unless authorized by a park permit.
 - b. Temporary Closure. No person may enter or remain in an area of a park closed by the director of public works for construction, maintenance, or other reasons.
 - c. No Trespass Order. No person may enter or remain in a park during the time that a no trespass order prohibits the person from entering or remaining in that park.
 - i. Issuance. A police officer may issue and serve a no trespass order to a person if that person has committed a law violation in a park. A no trespass order may be effective for up to 1 year after the date of issuance.
 - ii. Content. The order shall contain the following information:
 - (1) The name of the person against whom it is issued;
 - (2) The signature of the issuing police officer;
 - (3) The date of issuance;
 - (4) The date, time, location, and type of the law violation that justifies the no trespass order;
 - (5) The duration of the order;
 - (6) A list of the prohibited park(s);
 - (7) Notice of the penalties for an act in violation of the order; and
 - (8) Notice of the right to appeal the order's issuance.
 - iii. Appeal. Any person who has been served a no trespass order may appeal the order by submitting an appeal form to the City Clerk within 10 calendar days of issuance of the no trespass order.
 - iv. Scheduling. The City Clerk shall notify the appellant and the City Attorney of the hearing date, time, and location, and shall schedule the hearing no more than 30 days after the appeal is filed.
 - v. Hearing. The administrative appeals review board shall hear the appeal. The administrative appeals review board shall uphold a reasonable order, modify the order to ensure the order is reasonable, or rescind the order if it is not reasonable.
 - d. Park Permit. No person may enter or remain in a park rental area during the

time in which a park permit is effective for that rental area, unless allowed by the permit holder.

SECTION 2: **EFFECTIVE DATE** This Ordinance shall be in full force and effect on and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COMMON COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Ray Turner	_____	_____	_____	_____
Ald. Kimberlee Grob	_____	_____	_____	_____
Ald. Chad Halvorsen	_____	_____	_____	_____
Ald. Marissa Nowling	_____	_____	_____	_____
Ald. Suzzette Grisham	_____	_____	_____	_____
Ald. Danna Kuehn	_____	_____	_____	_____
Ald. Dan Roadt	_____	_____	_____	_____
Ald. Patty Novak	_____	_____	_____	_____
Ald. Kevin Haass	_____	_____	_____	_____
Ald. Marty Weigel	_____	_____	_____	_____

Attest

Presiding Officer

Tracey Uttke, City Clerk, City Of
West Allis

Dan Devine, Mayor, City Of West
Allis