



City of West Allis

Legislation Details (With Text)

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Type: Ordinance **Status:** Placed On File

File created: 6/4/2019 **In control:** Safety and Development Committee (INACTIVE)

On agenda: 11/5/2019 **Final action:** 11/19/2019

Title: Ordinance to amend Subsection 12.06 Definitions and Subsection 12.10 General Provisions relative of the Revised Municipal Code relative to motor vehicle and small engine repair in residential districts

Sponsors: Kevin Haass

Indexes:

Code sections:

Attachments: 1. AFFIDAVIT OF PUBLICATION - O-2019-0018

Date	Ver.	Action By	Action	Result
11/19/2019	4	Common Council	Placed on File	Pass
11/19/2019	4	Safety and Development Committee (INACTIVE)		Pass
11/19/2019	4	Safety and Development Committee (INACTIVE)		
11/5/2019	4	Safety and Development Committee (INACTIVE)	Held	
11/5/2019	4	Safety and Development Committee (INACTIVE)		
10/1/2019	3	Safety and Development Committee (INACTIVE)	Held	
10/1/2019	2	Safety and Development Committee (INACTIVE)		
8/6/2019	2	Safety and Development Committee (INACTIVE)	Held	
8/6/2019	1	Safety and Development Committee (INACTIVE)		
7/16/2019	1	Safety and Development Committee (INACTIVE)	Held	
7/8/2019	1	Safety and Development Committee (INACTIVE)	Discussed	
7/8/2019	1	Safety and Development Committee (INACTIVE)		
6/18/2019	1	Safety and Development Committee (INACTIVE)	Held	
6/18/2019	1	Safety and Development Committee (INACTIVE)		
6/4/2019	1	Safety and Development Committee (INACTIVE)	Held	
6/4/2019	1	Common Council		
6/4/2019	1	Safety and Development Committee (INACTIVE)		

6/4/2019 1 Common Council

5/29/2019 1 Plan Commission

Ordinance to amend Subsection 12.06 Definitions and Subsection 12.10 General Provisions relative of the Revised Municipal Code relative to motor vehicle and small engine repair in residential districts

The Common Council of the City of West Allis do ordain as follows:

PART I. Subsection 12.06, Definitions, of the Revised Municipal Code is hereby amended to read as follows:

12.06 Definitions.

Garage, Private. Garage, Private. An accessory attached or detached building designed and used primarily for the storage and parking of vehicles owned and operated by the occupants of the lot on which the building is located. ~~Vehicle repair is prohibited in a private garage~~ and which is not a separate commercial enterprise available to the general public.

PART II. Subsection 12.10(16), of the General Provisions, of the Revised Municipal Code is hereby amended and created to read as follows:

12.10 General Provisions

(16) Motor vehicle and small engine repair **in residential districts shall be allowed when accessory to a principal residential use. Compliance with all other regulations of this chapter and all provisions of this code relating to odors, smoke, dust or noise, or the open storage of materials or equipment.**

Motor vehicle and small engine repair or servicing is permitted within a private garage when conducted under the following standards:

1. **The motor vehicle repaired, serviced or maintained is owned by a person who resides on the lot.**
2. **Not more than one motor vehicle shall be repaired, serviced or maintained at any one time.**
3. **The removal of any vehicle components, including but not limited to engines, transmissions, radiators, wheel assemblies, doors and hoods, shall be performed only within an enclosed garage and out of view of the general public. All vehicle parts, components and repair tools shall be stored within an enclosed garage and kept out of view of the general public. Junk yards shall not be permitted.**
4. **Motor vehicle body work and painting shall not be permitted.**
5. **Motor vehicle or small engine repair work shall be performed during daytime hours, and shall not be allowed during night time hours between 10:00 pm and 7:00 am.**

PART III. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART IV. Inconsistent Law Repealed. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed

PART V. Severability. The provisions of this ordinance are severable. If any provision of this ordinance is invalid, or if the application of this ordinance to any person or circumstance is invalid, such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application.

PART VI. Effective Date. This ordinance shall take effect and be in force from and after its passage and publication.

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