

**ORDINANCE NO. 2024-009**

**CH 66 AMENDMENT TO CLARIFY COMPLIANCE STANDARDS FOR  
NONCONFORMING DRIVEWAYS ASSOCIATED WITH A SHORT-TERM RENTAL**

**WHEREAS**, the Village of Sister Bay periodically reviews their ordinances and associated policies to ensure they are compliant with state codes, easy to understand and are in the best interests of the public; and,

**WHEREAS**, on June 27, 2023, Sec. 66.0406(f) of the Municipal Code was amended to indicate nonconforming driveways at a short-term rental must be brought into compliance with the code, but compliance was not defined; and,

**WHEREAS**, the public has asked for clarification as to what is required for a driveway to be deemed in compliance with the code.

**NOW, THEREFORE**, after a public hearing held February 26, 2024, the Plan Commission reviewed the intent of the code, concerns from the public, the character of various zoning districts, and made a recommendation to the Village Board. The Village of Sister Bay does hereby ordain as follows:

**SECTION 1. Adoption of Code Amendments.** (Additions are shown with an underscore, deletions a strikethrough. For ease of reading, amendments may be shown in red.)

**Amend Sec. 66.0406(f), Number of driveways allowed, to add,**

(f) Lots in the R-1, R-3, R-4, B-2 and B-3 districts shall be limited to one driveway unless a second one is approved by the Plan Commission. Lots in all other districts shall be limited to two driveways. For short-term rentals with a nonconforming number of driveways, the nonconforming number of driveways shall be brought into compliance before the property can be licensed as a short-term rental. For purposes of this section, 'compliance' shall be deemed removal of all hard surfaces, gravel and other fill from the roadbed to the right-of-way, or front lot line if fronting on a private street. If a property owner wishes to retain the remainder of the driveway, all hard surfaces, fill and gravel shall be removed within five feet of the right-of-way or front lot line five feet farther into the property, and within that five five feet, three trees, at least four feet in height, shall be planted, evenly spaced apart, between the right-of-way or front lot line and terminus of the remaining driveway. The trees shall be maintained to ensure survival. Any area disturbed shall be restored to a natural or manicured state to match the adjoining landscape.

**SECTION 2. Available for Inspection.**

A copy of this code section shall be permanently on file and open to public inspection in the Office of the Village Clerk two weeks prior to its adoption and after its enactment.

**SECTION 3. Ordinances in Conflict.**

All other ordinances in conflict herewith be, and the same hereby are repealed.

**SECTION 4. Effective Date.**

This ordinance shall take effect the date the signed ordinance is filed with the Village Clerk.

**SECTION 5. Severability.**

If a court of competent jurisdiction adjudges any section, clause, provision, or portion of this ordinance unconstitutional or invalid, the remainder of this ordinance shall not be affected thereby.

**VILLAGE OF SISTER BAY**

By:   
Nate Bell, President

ATTEST:  
  
Heidi Teich, Village Clerk

Ayes 3 Nays 2

Filed/Posted: March 22, 2024  
Village Administration Office, 2383 Maple Drive  
Sister Bay Post Office, 10685 N Bay Shore Drive  
Sister Bay Liberty Grove Library, 2323 Mill Road