

**STATE OF WISCONSIN  
MILWAUKEE AND OZAUKEE COUNTIES  
VILLAGE OF BAYSIDE**

**ORDINANCE 22-735**

**An Ordinance to Amend Section 125 of the Municipal Code  
with Regard to Permeable Pavement**

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The Village Board of the Village of Bayside, Milwaukee and Ozaukee Counties, Wisconsin does ordain as follows:

Section One: Section 125-93(c)(5) of the Municipal Code is hereby repealed and recreated to read as follows:

- (5) *Street design.* Permit variations in the village's existing requirements for road design and other engineering matters, including the use of measures to reduce the impact of stormwater runoff, to the extent that it is consistent with good engineering practice.

Section Two: Section 125-103(n)(2) of the Municipal Code is hereby repealed and recreated to read as follows:

- (2) *Surfacing.* All open off-street parking areas shall be improved with a compacted macadam base, or equal, not less than four inches thick and surfaced with asphaltic concrete or comparable hard-surfaced, all-weather, dustless material, which may include permeable surfacing, as approved by the village engineer.

Section Three: Section 125-103(r)(3) of the Municipal Code is hereby repealed and recreated to read as follows:

- (3) *Surfacing.* All open off-street loading berths shall be improved with a compacted macadam base not less than seven inches thick, or equal, surfaced with not less than two inches of asphaltic concrete or some comparable all-weather, dustless material, which may include permeable surfacing, and shall be subject to approval of the village engineer.

Section Four: Section 125-104(e) of the Municipal Code is hereby repealed and recreated to read as follows:

- (e) *Off-street parking lots and driveways surfaces.* All off-street parking lots and driveways approved as a part of the site plan shall be surfaced and maintained reasonably dustless using a surfacing or pavement approved by the village engineer.

Section Five: Severability: In the event that any provision of this Ordinance is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Ordinance shall be deemed separate, distinct and independent provisions of the Ordinance and all remaining portions of this Ordinance shall remain in full force and effect.

Section Six: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

Section Seven: This ordinance shall take effect and be in force after its passage and posting pursuant to law.

PASSED AND ADOPTED by the Village Board of Trustees of the Village of Bayside this twenty-first day of July, 2022.

VILLAGE OF BAYSIDE

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Eido M. Walny, Village President

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Rachel A. Safstrom, Administrative Services Director/Village Clerk

