

## CHAPTER VII

### REGULATING AND CONTROLLING CAMPING AND CAMPGROUNDS

SECTION 7.10. Purpose. The purpose of this chapter is to regulate and control the operation of campgrounds within the Town of Brighton, Kenosha County, Wisconsin, by permit and otherwise.

SECTION 7.10. Definitions.

7.11. "Town" shall refer to the Town of Brighton, Kenosha County, Wisconsin.

7.12. A campground is defined as an area upon which two or more tents, travel-trailers, campers, recreational vehicles, or any other temporary sleeping apparatus, or one or more tents, travel-trailers, campers, recreational vehicles, or any other temporary sleeping apparatus being used by five or more persons, are utilized on a temporary basis and not as a place of permanent residence, subject to private restriction or open to the public and designated as a camping area and set aside for free or paying camping purposes.

7.13. A unit is defined as a plot of ground in a campground of not less than 3,500 square feet of space with not less than 35 feet of frontage on an access road.

SECTION 7.20. State Code. It is the intention of the Town that the provisions of this chapter or the provisions of Chapter H 78 of the Wisconsin Administrative Code as amended from time to time, whichever is more restrictive, shall apply.

SECTION 7.30. Location. A campground shall be permitted only in an area designated by the Town Board as "recreational" and shall not

be permitted closer than 600 feet to any existing building not a part of said campground or recorded subdivision.

SECTION 7.40. Permit Required. No person shall operate or maintain, or permit to be operated or maintained a campground upon any property owned, leased or controlled by him without first obtaining from the Town Clerk a permit to operate same. A permit is valid only for the one-year period of issue, but may be renewed for additional periods of one year as provided herein.

7.41. Application. Prior to issuance of an annual permit, the applicant must submit an application for permit to the Town Board which application shall contain the following information:

- a. Name of campground, if any.
- b. Legal description of land.
- c. Number of units proposed.
- d. Name and address of owner.
- e. Name and address of operator.
- f. Method and plan of garbage disposal.
- g. Plan for water supply and sewage disposal.
- h. Plan for surface water drainage and topographical map of the site.
- i. Plan for lighting.
- j. Plan for and timetable of development.

7.42. Fee. The application shall be accompanied by a fee of \$500.00 to defray the Town costs thereto. A fee of \$100.00 for each fifty authorized units or fractions thereof within the campground shall apply for each request for a renewal permit hereunder.

7.43. Scale Drawing. Prior to the issuance of the applicant's initial annual permit, the applicant must also submit to the Town Board for approval, a scale drawing of the campground, a plan designating each unit, all access roads and parking areas, the location of all sewer and water pipes and connections, all sanitary facilities including toilets, washrooms, laundries, utility rooms and other buildings and improvements. Said drawing shall remain on file with the Town Board. Any changes during the year are to be reported to the Town Board at the time of application for the renewal permit.

7.44. Town Board Determination. Upon receipt of the application for an initial or renewal permit, the Town Board shall personally inspect the premises for which a permit is requested. Within thirty (30) days after the application is submitted, the Town Board shall make a determination as to whether the operation of the proposed campground will be detrimental to the health, safety and welfare of the public or the Town. The Town Board shall thereupon either direct the Town Clerk to issue the permit, or deny the application.

SECTION 7.50. Campground Restrictions, Regulations and Layout.

Any campground permitted hereunder shall be subject to the following:

- a. No person shall reside on a campground unit for a period of time which exceeds sixty (60) days in a calendar year; and in no event shall a person use a campground unit as a place of permanent residence.
- b. No more than one motor vehicle and/or trailer or one recreational vehicle, or one tent or one other sleeping type unit shall be permitted on each unit.
- c. Each unit shall be clearly designated as such and camping shall not be permitted except on designated units.



- d. Each unit shall be an adequately drained area and the campground premises properly graded so as to prevent the accumulation of storm and other water. The premises shall be properly graded so as to prevent the accumulation of storm waters that may create hazards to the property or to the health and safety of the occupants.
- e. No unit shall be located closer than 100 feet to any body of water nor shall sanitary buildings nor any part of septic type plumbing systems be located closer than 300 feet to any body of water.
- f. No unit shall be located at a distance farther than 300 feet from sanitary facilities and a water supply for drinking and domestic purposes.
- g. Exposed ground surfaces in all parts of every parking area shall be paved or otherwise protected to prevent soil erosion and eliminate objectionable dust. If parking areas are provided, they shall be established with safe and convenient vehicular access from abutting public streets or roads.
- h. Access to units shall be designed to minimize congestion and hazards at their entrance or exit and allow free movement on adjacent access roads and streets. All traffic into or out of the campground shall be through approved entrances and exits. Access roads of no less than 18 feet in width for one-way roads and 27 feet in width for two-way roads shall front or border each unit. The Town Board shall, in its discretion, designate which roads shall be hard surfaced.
- i. There shall be no more than twelve units per acres.
- j. No alterations in the campground plan may be made nor shall any building or existing structure be erected or altered either physically or with respect to use without prior approval of the Town Board.
- k. Substantial fly-tight metal garbage depositories or plastic garbage depositories of equal or better quality, in a capacity of at least 20 gallons shall be provided on the basis of one for each two units.
- l. Garbage depositories shall have their contents removed and disposed of in a sanitary manner by the campground custodian as filled, but not less than twice weekly between May 1 and October 15, and thereafter weekly.

- m. There shall be provided in permanent buildings, separate toilets for each sex. Male toilet rooms shall also be provided with individual urinals. Toilet facilities shall be cleaned at least once per day.
- n. Privies shall not be permitted. *16HR*
- o. The number of toilets and urinals shall be at least twice the number of toilets and urinals required under the provisions of ~~Chapter H~~ 78 of the Wisconsin Administrative Code (at the time of the adoption of this ordinance, such Code presently requires one women's and one men's toilet for each fifteen units or fraction thereof). All of the toilets and urinals so provided shall be of a water flush type.
- p. All campgrounds intending to allow the parking of recreational vehicles having individual holding tanks, shall provide a sanitary station for the removal of waste from such holding tanks in the ratio of one for every 100 camp spaces or fraction thereof. Such sanitary stations shall meet all requirements of Wisconsin law.
- q. Campgrounds served by septic systems sanitation shall provide septic tanks of a size equal to 100 gallons per unit. Seepage area and/or dry wells shall be sized in accordance with percolation tests and septic capacities. Toilet requirements for a campground shall be sized for campground only and shall be additional to sanitary requirements for other activities within the campground premises.
- r. All liquid waste from showers, water-flush toilets, faucets and lavatories shall be discharged into a sewer system connected with the public sewer system if available or into a septic tank system approved by the State of Wisconsin.

SECTION 7.60. Management.

7.61. Manager's Office. In each campground, there shall be located the office of the person in charge of said campground. A copy of the campground permit and of this chapter shall at all times be kept in said office.



7.62. Duties of Owner/Operator. It is the duty of the camp owner and operator, together with any attendant or persons in charge of the campgrounds to:

- a. Keep a register of all occupants of campground units, to be open at all times to inspection by federal, state and local officials, which will show for all guests:
  - (i) Names and addresses.
  - (ii) State of legal residence.
  - (iii) Dates of entry and departures.
  - (iv) License numbers of all mobile homes, recreational vehicles, and towing or other vehicles.
- b. Maintain the campgrounds in clean, orderly, and sanitary conditions at all times.
- c. Insure that the provisions of this ordinance are complied with and enforced, and report promptly to the proper authorities any violations of this ordinance or any other violation of law that may come to his attention.
- d. Report to local constable or health officer all cases of persons or animals affected or suspected of being affected with any communicable disease.
- e. Maintain in convenient places hand fire extinguishers in the ratio of one to each eight units. At least one portable fire extinguisher shall be installed in the campground office and any other permanent buildings on the campground premises.
- f. Allow inspection at all reasonable hours by Town Board members or their authorized representatives and representatives of local and state health agencies.
- g. Cooperate with the Town Board in providing at least one sanitary survey (inspection) per year as required and requested by the Town Board under state law.

SECTION 7.70. Violations.

7.71. Nuisance. Any campground operating without a permit as provided in this chapter is hereby declared to be a nuisance and the

Town may maintain an action to abate said nuisance and recover its damages, if any, and all costs.

7.72. Forfeiture.

- a. Any persons violating any of the provisions of this ordinance shall be subject to immediate forfeiture of his campground permit. Prior to such forfeiture, the Town Board shall notify the permittee of the alleged violation. Within seven days of receipt of such notice, the said permittee may request that the Town hold a public hearing on the intended revocation. Such public hearing shall be held within ten days of such request. After such hearing, the Town Board shall make its decision on forfeiture and revocation of such permit within ten days. In the event the Town Board decides to forfeit or revoke such permit, the permittee shall thereupon cause all units in the campground to be vacated and the campground closed forthwith. Nothing herein shall be construed as to prevent the campground owner from reapplying for a campground permit after such violations of the provisions of this ordinance have been corrected.
- b. Any person violating any of the provisions of this ordinance shall forfeit a sum not to exceed \$200.00 per violation and shall upon default be imprisoned in the County Jail for a period of not to exceed ten days.
- c. Each violation and each day of violation shall be considered a separate violation.

7.73. Remedies Not Mutually Exclusive. The Town in its discretion may pursue any or all of the above remedies for violations of this ordinance.

SECTION 7.80. Severability. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions of this ordinance.