

ORD. NO. 21-03

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**AN ORDINANCE TO AMEND THE ZONING ORDINANCE BEING TITLE X OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON, WASHINGTON COUNTY, WISCONSIN**

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**WHEREAS**, the Town Park and Planning Commission initiated a proposed change and amendment to the Town of Jackson Zoning Ordinance respecting the height and size of Accessory Structures and to Pool Fences; and

**WHEREAS**, the Town Park and Planning Commission recommended an amendment to the Zoning Ordinance changing the height and size of Accessory Structures and respecting Pool Fences; and

**WHEREAS**, the Town Board for the Town of Jackson held a Public Hearing on each of the recommendations for amendments as required in Section 14 of Title X of the Town of Jackson Zoning Ordinance; and

**WHEREAS**, following such Public Hearing and after careful consideration and based upon the Town Park and Planning Commission's recommendation, the Town Board of the Town of Jackson, Washington County, Wisconsin, does ordain that the Town's Zoning Ordinance be changed and amended in the following respects:

**Section 1.**      Section 3.05(E)(3) Building Height and Area is amended to read:

- (3)      No accessory building shall exceed 18 feet in height and 864 square feet for lots of 1.0 acre or less; 20 feet in height and 1,008 square feet for lots greater than 1.0 acre and less than 2.0 acres; 20 feet in height and 1,200 square feet for lots equal to or greater than 2.0 acres.

**Section 2.**      Section 3.06(E) Building Height and Area is amended to add and read:

- (3)      No accessory building shall exceed 18 feet in height and 864 square feet for lots of 1.0 acre or less; 20 feet in height and 1,008 square feet for lots greater than 1.0 acre and less than 2.0 acres; 20 feet in height and 1,200 square feet for lots equal to or greater than 2.0 acres.

**Section 3.** Section 3.07(E) Building Height and Area is amended to add and read:

- (3) No accessory building shall exceed 18 feet in height and 864 square feet for lots of 1.0 acre or less; 20 feet in height and 1,008 square feet for lots greater than 1.0 acre and less than 2.0 acres; 20 feet in height and 1,200 square feet for lots equal to or greater than 2.0 acres.

**Section 4.** Section 7.02(F) is amended to read:

(F) Accessory Uses And Detached Accessory Structures:

Detached Accessory Structures may be placed or erected in the side or rear yard provided that no detached structure shall be closer than 10 feet to the principal structure. No detached accessory structure shall be located closer than 10 feet to any lot line. No detached accessory structure in the A-1 Agricultural/Rural Residential District shall exceed 18 feet in height and 864 square feet for lots less than 1.0 acre; 20 feet in height and 1,008 square feet for lots equal to or greater than 1.0 acre and less than 2.0 acres; 25 feet in height and 1,200 square feet for lots 2.0 acres up to 3.0 acres; 25 feet in height and 1,500 square feet for lots greater than 3.0 acres up to 4.0 acres; 28 feet in height and 2,400 square feet for lots greater than 4.0 acres.

**Section 5.** Section 7.02(H)(2) and (4) are amended to read:

- (2) All swimming pools shall be surrounded by a fence and not less than four (4) feet in height nor more than six (6) feet in height. Pool fences shall be constructed so there is no opening greater than four (4) inches in width or diameter. The bottom of the fence shall be a maximum of four (4) inches from grade.
- (4) Swimming pools shall not be constructed directly under or over electric transmission lines, nor within five (5) feet of a buried electrical line and ten (10) feet of an overhead line. All electrical connections to a swimming pool shall be properly bonded in accordance with the National Electrical Code and SPS 316 Electrical Code so that no electrical current can be discharged into any part of the pool or the surrounding fence.

**Section 6.** This Ordinance shall become effective the day after proof of posting the same in three (3) public places in the Town and has been filed and recorded by the Town Clerk.

Passed and adopted by the Town of Jackson, Washington County, Wisconsin this 13<sup>TH</sup> day of MAY, 2021.

ABSENT  
Robert Hartwig, Chairman

Marcy Bishop  
Marcy Bishop, Supervisor

[Signature]  
Joe Kufahl, Supervisor

[Signature]  
David Behringer, Supervisor

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Vacant, Supervisor

Attest:

Julia Oliver  
Julia Oliver, Clerk

Affidavit of Posting: The above ordinance has been posted in the following locations:  
Town website: [www.town-jackson.com](http://www.town-jackson.com)  
Town Hall, 3146 Division Road, Jackson, WI 53037  
Town Garage, 3685 Division Road, Jackson, WI 53037  
Trinity Evangelical Lutheran Church, 1268 Pleasant Valley Road, West Bend, WI 53095  
Julia Oliver, Town Clerk dated: MAY 19, 2021