

ORDINANCE NO. 2022-02

AN ORDINANCE TO REPEAL AND RE-CREATE SECTION 681-3 B. OF THE VILLAGE OF FOX POINT VILLAGE CODE CONCERNING POLLINATOR-FRIENDLY HABITAT

WHEREAS, the Village of Fox Point would like to encourage an increase in pollinator-friendly habitat through pollinator-friendly lawn-care practices; and

WHEREAS, ideal pollinator-friendly habitat is comprised of mostly native wildflowers, grasses, vines, shrubs, and trees blooming in succession throughout the growing season, is free or nearly free of pesticides, is comprised of undisturbed space including un-mown lawns; and provides connectivity between habitat areas to support pollinator movement and resilience; and

WHEREAS, the formative period for establishment of pollinator and other insect species, and the many songbirds and other urban wildlife species which depend upon them, occurs in late spring and early summer when they emerge from dormancy and require flowering plants as crucial foraging habitat; and these opportunities are dramatically reduced with early spring grass-mowing; and

WHEREAS, the Village of Fox Point Village Code currently imposes height limitations on lawns, which the Village intends to retain subject to the modification described herein that allows lawns to exceed the height limitation during the month of May to accomplish the foregoing intent subject to property owners obtaining permission from their neighbors to do so.

NOW, THEREFORE, the Village Board of the Village of Fox Point, Milwaukee County, Wisconsin DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Chapter 681 of the Village of Fox Point Village Code entitled, "Property Maintenance," Section 681-3 entitled, "Plantings and Lawns" Subsection B is hereby repealed and recreated as follows:

681-3 B. Every real estate owner possessing lawns of the conventional turf grass type shall be responsible for managing the turf grass at a height not to exceed four inches, except as described below. A native or natural appearing landscape is not and cannot be achieved by the abandonment of a mown lawn. Such a determination will be made by the Village Manager or his/her agent. The height restrictions of this Section may be exceeded during the month of May, to promote pollinator emergence.

SECTION 2: SEVERABILITY.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and

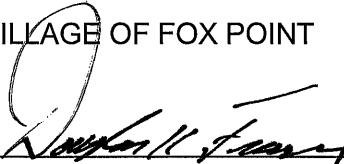
effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 12th day of April, 2022.

VILLAGE OF FOX POINT



Douglas H. Frazer, Village President

ATTEST:



Kelly Meyer, Village Clerk

Published and/or posted this 18th day of April, 2022.