

Town of Elk Mound Storage Facility/Nuisance Ordinance

Town of Elk Mound

Dunn County

State of Wisconsin

Ordinance No. 2023-1

WHEREAS the Town Board is concerned about rising criminal and societal problems due to drug use in and around our township; and

WHEREAS the Town Board wishes to do whatever it can to protect the health and welfare of township residents, and

WHEREAS the Town Board is aware neighboring townships have self-storage facilities that are being used as residences or living quarters and such uses are often associated with more frequent crime and drug use; in addition to being dangerous for the people using such facilities as residences or living quarters, and

WHEREAS the Town Board believes it is in the best interest of the township's citizens to prevent uses of property within the township for purposes other than permitted or planned.

The Elk Mound Town Board proposes the following ordinances and definitions:

1. Definitions

- a) *"Occupant"* means a person, or his sublessee, successor, or assigned, entitled to the use of the storage space for a self-service storage facility under a rental agreement, to the exclusion of others.
- b) *"Owner"* means the owner, operator, lessor, or sublessor of a self-service storage facility, his agent, or any other person authorized by him to manage the facility or to receive rent from an occupant under a rental agreement.
- c) *"Personal property"* means movable property not affixed to land and includes, but is not limited to, goods, merchandise, and household items.
- d) *"Rental agreement"* means any written agreement or lease that establishes or modifies the terms, conditions, rules, or any other provisions concerning the use and occupancy at a self-storage facility.
- e) *"Self-service storage facility"* means real property designed and used for the purpose of renting or leasing individual storage space to occupants who are to have access to the space for the purpose of storing and removing personal property. Self-service storage facility does not include a garage or other storage area in a private residence. A self-service storage facility is not a warehouse, nor a public utility.