

ENFORCEMENT OF ORDINANCES; ISSUANCE OF CITATIONS

THE TOWN BOARD OF THE TOWN OF CLEVELAND, CHIPPEWA COUNTY, DOES HEREBY ORDAIN AS FOLLOWS:

The following Ordinance, Title 1, Chapter 3, is hereby adopted by the Town Board on behalf of the Town of Cleveland to be codified in the Town Code of Ordinances:

CHAPTER 3

ENFORCEMENT OF ORDINANCES; ISSUANCE OF CITATIONS

- 1-3-1 Method of Enforcement
- 1-3-2 Form of Citation
- 1-3-3 Schedule of Deposits
- 1-3-4 Issuance of Citations
- 1-3-5 Procedure
- 1-3-6 General Penalty
- 1-3-7 Payment of Forfeitures
- 1-3-8 Relationship to Other Laws
- 1-3-9 Severability

SEC. 1-3-1 METHOD OF ENFORCEMENT.

Pursuant to the Town of Cleveland's authority under sec. 66.0113, Wis. Stats., the Town elects to issue citations for violations of ordinances, including ordinances for which statutory counterparts exist.

SEC. 1-3-2 FORM OF CITATION.

Citations shall contain all information required by sec. 800.02(2), Wis. Stats. The form of the citation to be used by the Town is on file for public inspection in the office of the Town Clerk and is adopted by reference as though fully set forth herein.

SEC. 1-3-3 SCHEDULE OF DEPOSITS.

The Town adopts the schedule of deposits established by the Chippewa County Clerk of Circuit Court, subject to alteration from time to time. A copy of the current schedule of deposits established by the Chippewa County Clerk of Circuit Court is on file for public inspection in the office of the Town Clerk and is adopted by reference as though fully set forth herein.

SEC. 1-3-4 ISSUANCE OF CITATIONS.

Any law enforcement officer may issue citations authorized under this chapter. Additionally, the following Town officials and personnel may issue citations with respect to ordinances which are directly related to their official responsibilities:

- (1) Town Constable;
- (2) Any member of the Town Board; and
- (3) The Town Plan Commission chairperson.

SEC. 1-3-5 PROCEDURE.

Sec. 66.0113(3), Wis. Stats., regarding a violator's options and procedures on default, is hereby adopted by reference as if fully set forth herein.

SEC. 1-3-6 GENERAL PENALTY.

Except where a penalty is provided elsewhere in this Code of Ordinances, any person who shall violate any of the provisions of this Code of Ordinances shall, upon conviction of such violation, forfeit not less than twenty-five dollars (\$25) nor more than five hundred dollars (\$500), together with the cost of prosecution.

SEC. 1-3-7 PAYMENT OF FORFEITURES.

The Town designates the Chippewa County Clerk of Circuit Court to receive cash deposits and requires that receipts be given for cash deposits.

SEC. 1-3-8 RELATIONSHIP TO OTHER LAWS.

The adoption of this Ordinance does not preclude the Town from adopting any other ordinance, providing for the enforcement of any other law, providing other means for the enforcement of Town ordinances, or providing for the enforcement of any other law or ordinance relating to the same or any other matter.

SEC. 1-3-9 SEVERABILITY.

If any provision of this Ordinance is held invalid, such invalidity does not affect other provisions of this Ordinance that can be given effect without the invalid portion, and to this end, each provision of this Ordinance is severable.

This Ordinance shall take effect upon its adoption and publication as required by law

Dated this 13th day of February, 2006

TOWN OF CLEVELAND

BY: Charles J. Carrell
Charles Carrell, Town Chairperson

BY: Linda Laird
Linda Laird, Town Clerk

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