

ORDINANCE NO. 27

SAFE AND SANITARY MAINTENANCE OF PROPERTY

The Town Board of the Town of Oakland, Jefferson County, Wisconsin
DO ORDAIN as follows:

1. The Purpose of this ordinance is to recognize the private and public benefits resulting from the safe, sanitary and attractive maintenance of residential and non-residential business, structures, yards, or vacant areas. Attractive and well-maintained property will enhance the neighborhood and Town and provide a suitable environment for increasing physical and monetary values.
2. Every owner operator shall improve and maintain all property under his control such that all exterior property areas shall be properly maintained in a clean and sanitary condition free from debris, rubbish or garbage, physical hazards, rodent harborage and infestation, and animal feces.
 - Definition of “debris”: Discarded or salvageable solid materials, including solid waste materials resulting from industrial or domestic use.
 - Definition of “un-maintained property”: Has the potential to be dangerous to human life or health, safety or welfare, or cause the depreciation of area property values.
3. This ordinance shall apply to all areas within the Town of Oakland except those zoned A-1, A-2, and A-3.
4. Any person found to be in violation of this ordinance shall be subject to a forfeiture of not less than \$25 and not more than \$200. Each day or part thereof of violation may be considered a separate violation of this ordinance. Notwithstanding the foregoing, the court of competent jurisdiction may waive any or all of such forfeiture in the event the person who is found to have violated this ordinance remedies the situation constituting the violation within a period not to exceed ten (10) days from the initial determination of such violation.
5. All complaints alleging a violation of this ordinance shall be filed with the police department in writing and signed by the complainant. The officer is then authorized to inspect the premises contained in the complaint for potential violations. The officer may request a circuit court judge issue an inspection warrant if the property owner refuses the officer entry on or into the property per state statute 66.0119. Any complaint of an alleged violation of this ordinance not presented in the above manner shall not be considered as grounds for investigation and/or prosecution thereunder. If the officer is asked who the complainant is, the officer must reveal the information under the Open Records Law, 19.36(2) of state statutes.

The Town Board DO FURTHER ORDAIN that this Ordinance shall be effective September 19, 2008, upon adoption, publication and erection of signs as provided by law.

Dated this 19th day of September, 2008.

TOWN OF OAKLAND, by:

Eugene Kapsner, Chairman

Attest:

Veronica Heenan, Town Clerk/Treasurer

Passed: September 19, 2008

Vote:

Ayes: 4 Nays: 0

Published: September 25, 2008