

VILLAGE OF ARPIN, WISCONSIN

ORDINANCE # 52

**AN ORDINANCE REGULATING THE ENFORCEMENT OF ORDINANCES;
ISSUANCE OF CITATIONS.**

The Village Board of the Village of Arpin, Wood County, Wisconsin, do ordain as follows:

SECTION 1: METHOD OF ENFORCEMENT.

The Village of Arpin hereby elects to use the citation method of enforcement of ordinances. All Village law enforcement officers and other Village personnel charged with the responsibility of enforcing the provisions of this Code of Ordinances are hereby authorized pursuant to Secs. 66.119(1)(a) and 800.02(2), Wis. Stats., to issue citations for violations of this Code of Ordinances, including ordinances for which a statutory counterpart exists.

SECTION 2: INFORMATION CONTAINED IN CITATION.

The citation shall contain the following:

- (a) The name and address of the alleged violator.
- (b) Factual allegations describing the alleged violation.
- (c) The time and place of the offense.
- (d) The section of the ordinance violated.
- (e) A designation of the offense in such manner as can readily be understood by a person making a reasonable effort to do so.
- (f) The time at which the alleged violator may appear in court.
- (g) A statement which in essence informs the alleged violator:
 - (1) That a cash deposit based on the schedule established by this Chapter may be made which shall be delivered or mailed to the Clerk of Municipal Court or designee prior to the time of the scheduled court appearance.
 - (2) That if a deposit is made, no appearance in court is necessary unless he is subsequently summoned.
 - (3) That if a cash deposit is made and the alleged violator does not appear in court, he will be deemed to have entered a plea of no contest, or, if the court does not accept the plea of no contest, a summons will be issued commanding him to appear in court to answer the complaint.
 - (4) That if no cash deposit is made and the alleged violator does not appear in court at the time specified, an action may be commenced to collect the forfeiture.

- (h) A direction that if the alleged violator elects to make a deposit, the statement which accompanies the citation shall be signed to indicate that the statement required under subsection (a) has been read. Such statement shall be sent or brought with the cash deposit.
- (i) Such other information as the Village deems necessary.

SECTION 3: FORM OF CITATION.

The form of the citation to be used by the Village of Arpin is on file in the Village Clerk/Treasurer's office and is adopted by reference as though fully set forth herein.

SECTION 4: SCHEDULE OF DEPOSITS.

- (a) The schedule of cash deposits shall be established for use with citations issued under this Ordinance by the Village Board according to the penalty of this Code.
- (b) Deposits shall be made in cash, money order or certified check to the Clerk of County Court who shall provide a receipt therefor. The County Judge may designate an alternative payment location under the supervision of the Court.

SECTION 5: ISSUANCE OF CITATION.

- (a) Law Enforcement Officer. Any law enforcement officer may issue citation authorized under this Ordinance.
- (b) Village Officials. The following Village officials may issue citations with respect to those specified ordinances which are directly related to their official responsibilities:
 - (1) Any law enforcement officer;
 - (2) Fire Chief or Fire Inspector;
 - (3) Building Inspector, Plumbing Inspector, Electrical Inspector, HVAC Inspector; and
 - (4) Street and Weed Commissioner.
 - (5) Village Officials.

SECTION 6: PROCEDURE.

Sections 66.119(3) and 800.04, Wisconsin Statutes, relating to violator's options and procedure on default, is hereby adopted and incorporated herein by reference.

SECTION 7: NONEXCLUSIVITY.

- (a) Other Ordinance. Adoption of this Ordinance does not preclude the Village Board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter.
- (b) Other Remedies. The issuance of a citation hereunder shall not preclude the Village or any authorized officer from proceeding under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation or order.

SECTION 8: SEVERABILITY

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Village Board would have passed the other provisions, sections, sub sections, paragraphs, clauses or phrases or the ordinance irrespective of whether or not one or more of such parts may be declared invalid. If any provision or part of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstance shall not be affected thereby.

SECTION 9: EFFECTIVE DATE

This ordinance shall take effect and be in force after passage and publication as provided by law.

Passed 4-16-02

Posted 4-20-02




John Esser
Village President

4-16-02
Date Signed




Toni Albrecht
Clerk/Treasurer

4-16-02
Date Signed