

Town of Clearfield

Ordinance #12 Issuance of Citations

Ordinance Relating to the Issuance of Citations for Violation of Town of Clearfield Ordinances.

The Town Board of Supervisors of the Town of Clearfield, Juneau County, Wisconsin, does ordain as follows:

SECTION I: STATUTORY AUTHORITY

Pursuant to Section 66.119 of the Wisconsin Statutes, the Town Board of Supervisors of the Town of Clearfield hereby elects to use the citation method of enforcement of town ordinances described herein other than those for which a statutory counterpart exists.

SECTION II: FORM OF CITATION

The citations shall contain the following:

- A. The name and address of the alleged violator;
- B. The 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 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 ordinance may be made which shall be delivered or mailed to the Clerk of Court prior to the time of scheduled court appearance.
 2. That if a deposit is made, no appearance in court is necessary unless 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/her 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 cash deposit, the statement which accompanies the citation shall be signed to indicate that the statement required in "g" above has been read. Such statement shall be sent or brought with the cash deposit;
- I. Such other information as the Town deems necessary.

SECTION III: SCHEDULE OF DEPOSITS

Deposits shall be made in the amount equal to a schedule adopted by the Town Board and amended from time to time by resolution. Copies of the schedule shall be available from the Town Clerk.

SECTION IV: ISSUANCE OF CITATION

Citations may be issued by members of the Town Board or any individual designated by the Town Board pursuant to Board resolution.

SECTION V: PROCEDURE

Section 66.119(3) Wisconsin Statutes relating to violator's options and procedures on default is hereby adopted and incorporated by reference.

SECTION VI: NONEXCLUSIVITY

- A. **OTHER ORDINANCE.** Adoption of this ordinance does not preclude the Town 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 Town Board or any authorized office from proceedings under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation or order.

SECTION VII: SEVERABILITY

If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity to unconstitutionality shall not affect the provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION VIII: EFFECTIVE DATE

This ordinance shall take effect upon its passage and publication as provided by law.

The foregoing ordinance was adopted at a regular meeting of the Town Board of the Town of Clearfield on June 15, 1992.

Ordinances enforced by citation include: #1, 6 & 7-Subdivision and Building, #3-Regulating Use of Travel Trailers, #4-Control of Handguns in Public Places, #5-Animal Nuisance/Licensing, #9-Mandatory Recycling, #11-Littering.

Clearfield Town Board
Sharon Halverson, Richard T. Wiora, Ronald A. Bailey

Introduced May 21, 1992

Published June 25, 1992

Passed June 15, 1992

Lucille Mentzel, Town Clerk

Town of Clearfield

Juneau County, Wisconsin

Ordinance #12

Issuance of Citations

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Clearfield met on Wednesday, June 20, 2007 at a regular monthly Board Meeting to discuss and amend Ordinance #12—Issuance of Citations, as follows:

Ordinances enforced by citation include: #1, 6 & 7—Subdivision and Building, #3—~~Regulating Use of Travel Trailers~~, #4—Control of Handguns in Public Places, #5—Animal Nuisance/Licensing, #9—Mandatory Recycling, #11—Littering, #22—Camping.

These changes take effect upon passage and publication as provided by law.

Dated this 20th day of June 2007. Published June 28, 2007.

CLEARFIELD TOWN BOARD

/s/ Ronald A. Bailey, Chairperson

/s/ Ronald Lauden, Supervisor

/s/ James H. Suzda Jr., Supervisor

Attested by: /s/ Kathleen Davis, Clerk