

**Town of Primrose
Dane County, WI**

Citation Ordinance

1.01 AUTHORITY

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

1.02 FORM OF CITATION

The citation shall contain the following:

- (1) the name and address of the alleged violator;
- (2) the factual allegations describing the alleged violation;
- (3) the time and place of the offense;
- (4) the section of the Ordinance violated;
- (5) a designation of the offense in such language as can be readily understood by a person making a reasonable effort to do so;
- (6) the date and time at which the alleged violator may appear in court;
- (7) a statement that in essence informs the alleged violator:
 - (a) 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 Circuit Court prior to the time of the scheduled court appearance;
 - (b) that if a cash deposit is made, no appearance in court is necessary unless he/she is subsequently summoned;
 - (c) that if a cash deposit is made and the alleged violator does not appear in court at the time specified, he/she will be deemed to have entered a plea of no contest and have submitted to a forfeiture, 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;
 - (d) 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.
- (8) a direction that if the alleged violator elects to make a cash deposit, the statement that accompanies the citation shall be signed to indicate that the statement required under sec. 1.02(7) of this Ordinance has been read, and such statement shall be sent or brought with the cash deposit;
- (9) such other information as the Town deems necessary.

1.03 SCHEDULE OF DEPOSITS

The following schedule of cash deposits is established for use with citations issued under this Ordinance:

Ordinance Title	Offense	Deposit and Costs
Land Division Ordinance	Violation	\$200.00 per violation plus current court costs
Driveway Ordinance	Violation	\$100.00 per violation plus current court costs
Building Permit Ordinance	Violation	\$100.00 per violation plus current court costs

Deposits shall be made in cash, money order, or certified check to the Clerk of Circuit Court who shall provide a receipt therefore.

1.04 ISSUANCE OF CITATION

The following officials may issue citations with respect to those specified ordinances that are directly related to their official responsibilities.

Ordinance Title	Enforcement Official
Land Division Ordinance	Town Board
Driveway Ordinance	Town Board
Building Permit Ordinance	Town Board

1.05 PROCEDURE

Sec. 66.119(3) of the Wisconsin Statutes relating to violations options and procedures on default is hereby adopted and incorporated by reference.

1.06 NONEXCLUSIVITY

- (1) 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.
- (2) Other Remedies. The issuance of a citation hereunder shall not preclude the Town Board or any authorized office from proceeding under any other ordinance or lay of by any other enforcement method to enforce any ordinance, regulation, or order.

1.07 SEVERABILITY


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

1.08 EFFECTIVE DATE

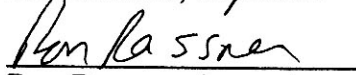
This Ordinance shall take effect and be in force from and after the day after passage and publication as required by law.

- (1) Town Board Approval. This Ordinance was adopted by the Town Board on this 19th day of May, 1997.

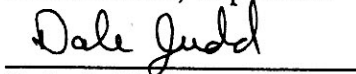
APPROVED BY:



Earl Garfoot, Chairman

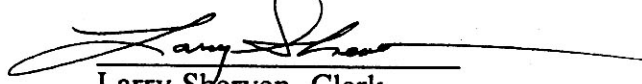


Ron Rassner, Supervisor



Dale Judd, Supervisor

ATTESTED BY:



Larry Sherven, Clerk

(2) Public Notice

- (a) Public Review. A notice was published in the Mt. Horeb Mail newspaper on April 23, 1997 to inform residents that a final draft of this Citation Ordinance was on file with the Town Clerk for a two week period (4-23-97/5-07-97) during which it was available for inspection.
- (b) Posting. This Notice of Adoption of Ordinances relating to this Ordinance was posted on June 11, 1997 at the Primrose Town Hall
- (c) Publication. A Notice of Adoption of Ordinances relating to this Ordinance was published in the Mt. Horeb Mail newspaper, the publication of record for the Town of Primrose on 6-11-97.

PUBLISH: April 23, 1997 and April 30, 1997 (2) weeks

New Glarus Post
Mount Horeb Mail
Shoppers

Public Notice
Town of Primrose
Public Review of Final Ordinance(s) Draft

Notice is hereby given that the Public Review of the Final Draft of Ordinance(s) listed below is available for inspection by the residents of the Town of Primrose for a (2) week period.

- a. LAND DIVISION ORDINANCE
- b. BUILDING PERMIT ORDINANCE
- c. CITATION ORDINANCE
- d. AMENDED DRIVEWAY ORDINANCE

The Final Draft is Posted at the Town Hall of the Town of Primrose, or is available for inspection by calling 832-4461 and stopping by the home of the Town Clerk 620 CTH "U" after 5pm over the next (2) two week period.

Town Board of Supervisors
Town of Primrose
Larry Sherven, Town Clerk

