

## **ORDINANCE #11—LITTERING**

The Town of Clearfield, Juneau County, Wisconsin does hereby ordain as follows:

### **SECTION I: PURPOSE**

The purpose of this ordinance is to create an ordinance pertaining to prohibition of littering within the township boundaries and the provision of enforcement procedures and penalties.

### **SECTION II: LITTERING PROHIBITED**

1. General Prohibition. It shall be unlawful for any person, firm, or corporation, in person or by its agent, employee or servant, to deposit in any manner in or upon any public way or other public place in the Town of Clearfield, or on property of another without that owner's consent, or in any river, channel, canal, public waterway, drainage ditch, sewer or receiving basin within the jurisdiction of the Township, any dirt, rubbish, waste article, thing or substance of any kind whether solid or liquid. Nor shall any person, firm, corporation deposit any of the aforementioned items anywhere within the jurisdiction of the township in such a manner that it may be carried or deposited in whole or in part by the action of the sun, wind, rain or snow, into any of the aforementioned places.

This section shall not apply to the deposit of materials under a permit authorized by the township or to merchandise deposited in the necessary course of trade and removed within 48 hours after being deposited.

2. State Statute Adopted. The provisions of Section 159.81 of the Wisconsin Statutes relating to littering as they are presently written and as it is presently read and as it is subsequently amended are adopted and made a part of this ordinance.

3. Penalty. Any person, persons or corporation violating the provisions of this ordinance shall be subject to a forfeiture of not less than \$200 (two hundred) nor more than \$350 (three hundred fifty) plus current court costs and enforcement costs. Upon failure to pay said forfeiture and costs, an offender shall be confined in the County Jail of Juneau County for a period of not less than three days per violation. Second and subsequent violations shall be subject to a forfeiture of not less than \$300 (three hundred) nor more than \$500 (five hundred) plus costs.

4. Enforcement. This ordinance may be enforced through the issuance of a citation by any duly elected town board member and/or any other individual to whom enforcement authority is delegated by resolution of the town board, and any deputized county or state law enforcement official.

### **SECTION III. VALIDITY**

Should any section, clause or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part to be declared invalid.

### **SECTION IV EFFECTIVE DATE**

This ordinance shall be in force from and after its introduction and publication as provided by statute.

**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 RESIDENTS AND LANDOWNERS**

Notice is given that the Clearfield Town Board met on Wednesday, May 21, 1997 at a Regular Monthly Board Meeting to discuss and amend the fine structure and building permit fees outlined in Town Ordinances. The following changes were proposed at the Annual Meeting on April 17, 1997 and approved May 21, 1997.

### **ORDINANCE #11 — LITTERING**

3. Penalty. Any person, persons, or corporation violating the provisions of this ordinance shall be subject to a forfeiture of not less than \$500 nor more than \$750 plus current court costs and enforcement costs. Upon failure to pay said forfeiture and costs an offender shall be confined in the County Jail of Juneau County for a period of not less than three days per violation. Second and subsequent violations shall be subject to a forfeiture of not less than \$750 nor more than \$1,000 plus costs.

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

Dated this 21st day of May, 1997. Published May 31, 1997

**CLEARFIELD TOWN BOARD**

**Chairman: Sharon Halverson**

**Supervisors: Richard Wiora, Ronald Bailey**

**Attest by Clerk: Lucille Mentzel**