

# **Ordinance No.4**

## **An Ordinance to Regulate Mobile Home Parks in the Town of Dewey**

### **Section 1 – Title and Purpose**

This ordinance is entitled an Ordinance to Regulate Mobile Home Parks in the Town of Dewey. The purpose of this ordinance is to detail the process for the following; 1) the process of licensing the mobile home park, 2) the process for the payment of the monthly school tax, and 3) the procedures for the notification of the Town Treasurer and Town Assessor when homes are added or removed from the mobile home park.

### **Section 2 – Statutory Authority**

The Town Board of the Town of Dewey, Portage County, Wisconsin, has the specific authority under s. 66.0435, Wis. Stats., to adopt this ordinance.

### **Section 3 – Adoption of Ordinance**

The Town Board, by this Ordinance, adopted on proper notice with a quorum and roll vote by a majority of the Town Board present and voting, provides the authority for the Town Board to regulate mobile home parks in the Town of Dewey. A Public Hearing was held before the adoption of this Ordinance and notice of the hearing was given by publication of a Class 1 Notice, under Ch. 985, Wis. Stats.

### **Section 4 – License Application**

It shall be unlawful for any person, corporation or other entity to establish upon property owned or controlled by them within the Town of Dewey, a mobile home park without having first secured a license from the Town of Dewey. The application for such a license shall be accompanied by a fee of \$60.00. The license shall expire on December 31<sup>st</sup> of each year. The owner and/or park manager shall apply for a license renewal in December for the upcoming year. The owner and/or park manager shall appear (if requested by the Town Board) at a December Town Board Meeting and be prepared to show proof of compliance with all State, County and Town codes, laws and ordinance (if requested in advance of the meeting by the Town Board). Failure to show compliance with any of the above codes, laws or ordinances may be grounds for non-renewal of the license.

## **Section 5 – Compliance with Wisconsin Code**

All mobile home parks shall comply with Wisconsin Administrative, Chapter ATPC 125, which is hereby adopted by reference.

## **Section 6 – Monthly School Tax**

There is hereby imposed on each non-exempt mobile home located in a mobile home park in the Town a monthly school tax as determined in accordance with s. 66.058 and s. 66.0435, Wis. Stats. The mobile home park owner or park manager shall be required to collect the monthly municipal permit fee from each unit owner. The mobile home park owner or park manager that collects the monthly parking permit fee from each unit owner may deduct, for administrative expenses, 2% of the monthly fee collected. Said fee shall be paid to the Town Treasurer on or before the 10<sup>th</sup> day of the month following the month for which said fees are due. All fees not paid by the 10<sup>th</sup> day of the month shall be considered delinquent and shall accumulate interest at a rate of 1 ½ percent a month from that date.

## **Section 7 – Notification of Additions/Removals from Park**

The mobile home park owner or park manager shall furnish information to the Town Treasurer and the Town Assessor when mobile homes are added to the park within five (5) days after arrival, or within five (5) days from when a mobile home is removed from the park, on forms furnished by the Town Assessor in accordance with ss. 66.058(3), Wis. Stats.

## **Section 8 – Violations/Penalties**

- (A) Any person, partnership, corporation, or other legal entity that fails to comply with the provisions of this Ordinance shall be subject to the forfeitures found in the Cash Deposit Schedule found in Ordinance No.2. In addition to the forfeitures found in the Cash Deposit Schedule, each violator upon conviction shall pay any mandated fees, costs, surcharges, and assessments for each violation.
- (B) Each day a violation exists or continues constitutes a separate offense under this ordinance.

## **Section 9 – Severability**

The provisions of this ordinance shall be deemed severable and it is expressly declared that the Town would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provisions of this ordinance or the application to any person or circumstances is held invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be deemed affected.

## **Section 10 – Effective Date**

This ordinance shall become effective upon its publication and/or posting in the manner set forth in s. 60.80, Wis. Stats.

Adopted this     day of

By the Town Board of the Town of Dewey, Portage County

\_\_\_\_\_  
Maurice King, Chairperson

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Dennis Meis, Supervisor

\_\_\_\_\_  
Leroy Pukrop, Supervisor

Attest: \_\_\_\_\_  
Angela Lochinger, Clerk