

Town of Ellington

Outagamie County

TOWN OF ELLINGTON ORDINANCE
DEFINING AND PROHIBITING
PUBLIC NUISANCES
No. 93 - 10

WHEREAS, it is in the interests of the public that certain nuisances be defined as public nuisances.

WHEREAS, the Town Board of the Town of Ellington has power under Village Powers pursuant to Section 60.22(3), to enact ordinances defining and prohibiting public nuisances,

NOW THEREFORE, the Town Board of Supervisors of the Town of Ellington, Outagamie County, Wisconsin, does hereby ordain as follows:

SECTION 1: PUBLIC NUISANCES PROHIBITED

No person shall contrive, cause, continue, maintain, or permit to exist any public nuisance within the Town of Ellington, Outagamie County, Wisconsin.

SECTION 2: DEFINITION

PUBLIC NUISANCE. A public nuisance is an object, act, occupation, condition or use of property which shall continue for such length of time as to substantially annoy, injure or endanger the comfort, health, peace or safety of the public. The following acts, omission, or conditions are hereby declared to be Public Nuisances:

(1) The keeping or harboring of any animal or fowl which by frequently or habitually howling, yelping, barking, crowing, or making other noises which greatly annoy or disturb a neighborhood or any number of persons within the Town.

(2) All loud, discordant, and unnecessary noises or vibrations of any kind which greatly annoy or disturb a neighborhood or any number of persons within the Town.

SECTION 3: ABATEMENT OF PUBLIC NUISANCES

INSPECTION OF PREMISES AND NOTICE TO OWNER. Whenever a complaint is made to the Town Enforcement Officer or to the Town Board that a public nuisance exists within the Town of Ellington, the Enforcement Officer shall promptly and forthwith inspect or cause to be inspected the premises complained of, and if the Enforcement Officer or the Town Board shall determine that a public nuisance exists within the Town, the Town Board may direct the Enforcement Officer to serve a notice upon a person causing, permitting, or maintaining such nuisance.

The following penalty schedule is established:

<u>VIOLATION</u>	<u>OFFENSE</u>	<u>PLUS</u>	<u>DEPOSITS & COSTS</u>
First violation of the Public Nuisance Ordinance	1st		A written notice from the Town
Second violation of the Public Nuisance Ordinance	2nd	<u>\$50</u>	Enforcement charges
Third & additional violations of the Public Nuisance Ordinance	3rd	<u>\$75</u>	Current court costs & enforcement charges

Each day of violation of this ordinance, or each complaint, shall constitute a separate offense. All unpaid fines and court costs will be assessed to the owner of the property and will be placed on the Tax Roll. On Rental Units, a copy of all violations will be sent to the Property Owner.


Chairman, Orville Nelson


1st Supervisor, Gerald Loos


2nd Supervisor, Jerome Kettner

Filed this date: 10-28-93

Published: November 3rd & 10th, 1993

Effective: 11-15-93


Clerk, Gale Thiel