

CHAPTER 15

ISSUANCE OF CITATIONS FOR VIOLATIONS OF TOWN ORDINANCES

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15.01 STATUTORY AUTHORITY.

Pursuant to [Section 66.0113 of the Wisconsin Statutes](#), the Town Board of Supervisors of the Town of Hustisford, Dodge 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.

15.02 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 violation;
- 5) A designation of the offense in such as can readily be understood by a person making a reasonable effort to do so;
- 6) The time at which the alleged violator may appear in court;
- 7) A statement which 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 Court prior to the time of the scheduled court appearance.
 - b) That if a deposit is made, no appearance in court is necessary unless he is subsequently summoned.
 - c) 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 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 which

accompanies the citation shall be signed to indicate that the statement required under (7) above has been read. Such statement shall be sent or brought with the cash deposit;

9) Such other information as the Town deems necessary.

15.03 ISSUANCE OF CITATION.

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

<u>Ordinance Title</u>	<u>Enforcement Official</u>
Zoning Ordinance	Building Inspector
Mobile Home Ordinance	Town Board
Rubbish Ordinance	Constables or any County Sheriff's Department
Dwelling Code Ordinance	Building Inspector
Highway Excavation Ordinance	Building Inspector
Holding Tank Ordinance	Constables or any County Sheriff's Department
Park Curfew Ordinance	

15.04 PROCEDURE.

Section 66.0113(3) Wisconsin Statutes relating to violator's options and procedures on default is hereby adopted and incorporated by reference.

15.05 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 proceedings under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation or order.

15.06 PENALTIES.

Where no penalty is provided for a specific violation of any Ordinance of the Town of Hustisford, penalty shall be as follows:

- 1) For the first offense, not less \$50 nor more than \$200.00.
- 2) For the second and subsequent offenses, not less than\$100 nor more than \$500.00