

# TITLE 1

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## General Provisions

**Chapter 1** Use and Construction

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## Use and Construction

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## **Sec. 1-1-1 Title of Code; Citation.**

These collected Ordinances shall be known and referred to as the "Code of Ordinances, Village of Winneconne, Wisconsin." References to the Code of Ordinances, Village of Winneconne, Wisconsin, shall be cited as follows (sample): "Section 2-1-1, Code of Ordinances, Village of Winneconne, Wisconsin."

## **Sec. 1-1-2 Principles of Construction.**

The following rules or meanings shall be applied in the construction and interpretation of ordinances codified in this Code of Ordinances unless such application would be clearly inconsistent with the plain meaning or intent of the ordinances:

- (a) Acts by Agents.** When an ordinance requires an act be done by a person which may be legally performed by an authorized agent of that principal person, the requirement shall be construed to include all acts performed by such agents.
- (b) Code and Code of Ordinances.** The words, "Codes," "Code of Ordinances" and "Municipal Code" when used in any section of this Code shall refer to this Code of Ordinances of the Village of Winneconne unless the context of the section clearly indicates otherwise.
- (c) Computation of Time.** In computing any period of time prescribed or allowed by these Ordinances, the day of the act or event from which the period of time begins to run shall not be included, but the last day of the period shall be included, unless it is a Saturday, a Sunday or a legal holiday. If the period of time prescribed or allowed is less than seven (7) days, Saturdays, Sundays and legal holidays shall be excluded in the computation. As used in this Section, "legal holiday" means any statewide legal holiday specified by state law.
- (d) Fine.** The term "fine" shall be the equivalent of the word "forfeiture," and vice versa.
- (e) Gender.** Use has been made of masculine pronouns in these Ordinances solely for the sake of brevity. Unless specifically stated to the contrary, this Code of Ordinances is gender neutral and words in these Ordinances referring to the masculine gender shall also be construed to apply to females, and vice versa.
- (f) General Rule.** All words and phrases shall be construed according to their plain meaning in common usage. However, words or phrases with a technical or special meaning shall be understood and construed according to that technical or special meaning if such is the intent of the Ordinances.
- (g) Joint Authority.** All words purporting to give a joint authority to three (3) or more Village officers or employees shall be construed as giving such authority to a majority of such officers or other persons.
- (h) Officers.** The term "officers" shall refer solely to local offices created by state statute.
- (i) Officials.** The term "officials" shall mean all Village officers and employees.
- (j) Person.** The word "person" shall mean any of the following entities: natural persons, corporations, partnerships, associations, bodies politic or any other entity of any kind which is capable of being sued.
- (k) Repeal.** When any ordinance having the effect of repealing a prior ordinance is itself repealed, such repeal shall not be construed to revive the prior ordinance or any part

thereof, unless expressly so provided.

- (l) **Singular and Plural.** Every word in these Ordinances referring to the singular number only shall also be construed to apply to several persons or things, and every word in these Ordinances referring to a plural number shall also be construed to apply to one (1) person or thing.
- (m) **Tense.** The use of any verb in the present tense shall not preclude the interpretation of the verb in the future tense where appropriate.
- (n) **Wisconsin Statutes.** The term "Wisconsin Statutes" and its abbreviation as "Wis. Stats." shall mean, in these Ordinances, the Wisconsin Statutes for the year 2003-2004, as amended from time to time.
- (o) **Wisconsin Administrative Code.** The term "Wisconsin Administrative Code" and its abbreviation as "Wis. Adm. Code" shall mean the Wisconsin Administrative Code as of the adoption of this Code, as amended or renumbered from time to time.
- (p) **Village.** The term "Village" shall mean the Village of Winneconne, Winnebago County, Wisconsin.

### **Sec. 1-1-3 Conflict of Provisions.**

- (a) If the provisions of different chapters conflict with each other, the provisions of each individual chapter shall control all issues arising out of the events and persons intended to be governed by that chapter.
- (b) If the provisions of different sections of the same chapter conflict with each other, the provision which is more specific in its application to the events or persons raising the conflict shall control over the more general provision.

### **Sec. 1-1-4 Separability of Provisions.**

If any provision of this Code of Ordinances is for any reason held to be invalid or unconstitutional by reason of any decision of any court of competent jurisdiction, such decision shall not affect the validity of any other provisions of these Ordinances.

### **Sec. 1-1-5 Effective Date of Ordinances.**

- (a) **Code.** The Code of Ordinances, Village of Winneconne, Wisconsin shall take effect as provided by state law.
- (b) **Subsequent Ordinances.** All Ordinances passed by the Village Board subsequent to the adoption of the Code of Ordinances, except when otherwise specifically provided, shall take effect from and after their publication.
  - a **State Law Reference:** Code of Ordinances, Sec. 66.0103, Wis. Stats.

### **Sec. 1-1-6 General Penalty.**

- (a) **General Penalty.** Except where a penalty is provided elsewhere in this Code, any person who shall violate any of the provisions of this Code shall upon conviction of such violation, be subject to a penalty, which shall be as follows:
  - (1) **First Offense — Penalty.** Any person who shall violate any provision of this Code

shall, upon conviction thereof, forfeit not less than Twenty-five Dollars (\$25.00) nor more than Five Hundred Dollars (\$500.00), together with the costs of prosecution and, in default of payment of such forfeiture and costs of prosecution, shall be imprisoned in the County Jail until such forfeiture and costs are paid.

- (2) **Second Offense — Penalty.** Any person found guilty of violating any ordinance or part of an ordinance of this Code who shall previously have been convicted of a violation of the same ordinance within one year shall upon conviction thereof, forfeit not less than Fifty Dollars (\$50.00) nor more than One Thousand Dollars (\$1,000.00) for each such offense, together with costs of prosecution and in default of payment of such forfeiture and costs shall be imprisoned in the County Jail until such forfeiture and costs of prosecution are paid, but not exceeding six (6) months.
- (b) **Continued Violations.** Each violation and each day a violation continues or occurs shall constitute a separate offense. Nothing in this Code shall preclude the Village from maintaining any appropriate action to prevent or remove a violation of any provision of this Code.
- (c) **Other Remedies.** The Village shall have any and all other remedies afforded by the Wisconsin Statutes in addition to the forfeitures and costs of prosecution above.
- (d) **Court Authority to Impose Alternative Juvenile Dispositions and Sanctions.**
- (1) For a juvenile adjudged to have violated an ordinance, a court is authorized to impose any of the dispositions listed in Sec. 938.343 and 938.344, Wis. Stats., in accordance with the provisions of those statutes and this Section.
- (2) For a juvenile adjudged to have violated an ordinance who violates a condition of a dispositional order of the court under Sections 938.343 or 938.344, Wis. Stats., the municipal court is authorized to impose any of the sanctions listed in Sec. 938.355(6)(d), Wis. Stats., in accordance with the provisions of those statutes.
- (3) This Section is enacted under the authority of Sec. 938.17(2)(cm), Wis. Stats.
- (e) **Juvenile Disposition Alternatives for Alcohol/Drug Offenses.**
- (1) If a juvenile is found to have engaged in underage drinking of alcohol, drinking of alcohol on school premises or at a school sponsored activity, falsifying proof of age, possessing drug paraphernalia, delivery of drug paraphernalia to a minor in violation of Village ordinances, the Court may order any of the following:
1. A forfeiture;
  2. Suspension or revocation of the juvenile's driver's license;
  3. Participation in a supervised work program;
- b After ordering any of the above penalties, the Court may, with the juvenile's agreement, enter an additional order staying the execution of the penalty order and suspending or modifying the penalty imposed and may require the juvenile to do any of the following:
1. Submit to an Alcohol or Other Drug Abuse (AODA) assessment;
  2. Participate in an outpatient AODA treatment program if an AODA assessment recommends treatment;
  3. Participate in an AODA education program.
- (2) In addition to the dispositions listed above, the Court may order a juvenile to participate in a teen court program if the following conditions are satisfied:
- a The chief judge of the judicial administrative district has approved a teen court

- program established in juvenile's county of residence and the judge determines that participation in the court program will likely benefit the juvenile and the community;
- b The juvenile admits or pleads no contest to the allegations that the juvenile was truant in open court with the juvenile's parent, guardian or legal custodian present;
  - c The juvenile has not successfully completed participation in a teen court program during the two (2) years before the date of the alleged violation.
- (3) If the Court finds that a juvenile's parent or guardian is unable to provide or refuses to provide court-ordered AODA services for the juvenile through his or her health insurance or other third (3rd) party payments, the Court may order the parent or health insurer to pay.
- (4) If payment is not attainable as described in Subsection (e)(3) above, the Court may order the municipality to pay for any AODA services so ordered.
- (f) Dispositional Alternatives for Other Ordinance Violations.** The Court may impose one (1) or more of the following dispositional alternatives against a juvenile found to have violated a municipal ordinance, for which no penalty is otherwise provided, as follows:
- (1) Counseling for the juvenile and/or the parent or guardian;
  - (2) A forfeiture not to exceed the maximum forfeiture that may be imposed on an adult for committing the same violation.
  - (3) If the forfeiture is for a violation that is only applicable to a juvenile, the maximum forfeiture amount as set by State Law.
  - (4) Suspend a fishing, hunting or driving license from ninety (90) days to five (5) years for failure to pay the forfeiture;
  - (5) Order the juvenile to participate in a supervised work program or other community service work;
  - (6) Order participation in an AODA assessment, an outpatient AODA treatment or an AODA education program;
  - (7) Order participation in a pupil assistance program provided by the juvenile's school provided the juvenile's school agrees;
  - (8) In addition to the dispositions listed above, the Court may order a juvenile to participate in a teen court program if the following conditions are satisfied:
    - a The chief judge of the judicial administrative district has approved a teen court program established in juvenile's county of residence and the judge determines that participation in the court program will likely benefit the juvenile and the community;
    - b The juvenile admits or pleads no contest to the allegations that the juvenile was truant in open court with the juvenile's parent, guardian or legal custodian present;
    - c The juvenile has not successfully completed participation in a teen court program during the two (2) years before the date of the alleged violation.
- (g) Violation of Juvenile Dispositional Orders.** The Court may impose the following sanctions on a juvenile who has violated a Village ordinance and who has violated a condition of his or her dispositional order:
- (1) Suspend the juvenile's operating privilege for a period not more than ninety (90) days;
  - (2) Detain the juvenile in his or her home or current residence for not more than thirty (30) days without electronic monitoring;

(3) Order not more than twenty-five (25) hours of community service work in a supervised work program.

**(h) Municipal Court Costs.** Pursuant to Sec. 814.65(1), Wis. Stats., as amended, the Village of Winneconne authorizes the Municipal Judge to collect a fee as may be established by the Village Board on each separate matter, whether it is on default of appearance, a plea of guilty or no contest, on issuance of a warrant or summons, or the action is tried as a contested matter.

*State Law Reference:* Sec. 66.0109, Wis. Stats.

**Sec. 1-1-7 Village Clerk—Treasurer to Maintain Copies of Documents  
Incorporated by Reference.**

Whenever any standard code, rule, regulation, statute or other written or printed matter is adopted by reference, it shall be deemed incorporated in this Code as if fully set forth herein and the Village Clerk-Treasurer shall maintain in his/her office a copy of any such material as adopted and as amended from time to time. Materials on file at the Village Clerk-Treasurer's office shall be considered public records open to reasonable examination by any person during the office hours of the Village Clerk-Treasurer subject to such restrictions on examination as the Clerk-Treasurer imposes for the preservation of the material.

# Title 1 4 Chapter 2

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## Use of Citation

- 1-2-1 Authorization for Use of Citation
- 1-2-2 Officials Authorized to Issue Citation
- 1-2-3 Form of Citation
- 1-2-4 Schedule of Cash Deposits
- 1-2-5 Receipt of Cash Deposit
- 1-2-6 Procedure
- 1-2-7 Nonexclusivity of Chapter

**Sec. 1-2-1 Authorization for Use of Citation.**

The Village of Winneconne hereby elects to use the citation method of enforcement of ordinances. All Village officers and other Village personnel charged with responsibility of enforcing the provisions of this Code of Ordinances are hereby authorized pursuant to Sec. 66.0113, Wis. Stats., to issue citations for violations of this Code of Ordinances, including ordinances for which a statutory counterpart exists.

**Sec. 1-2-2 Officials Authorized to Issue Citation.**

In addition to citation issuance by Village law enforcement officers, citations authorized in Section 1-2-1 above may be issued by the following officials in their areas of responsibility:

- |                           |                           |
|---------------------------|---------------------------|
| (a) Building Inspector.   | (d) Public Works Director |
| (b) Zoning Administrator. | (e) Weed Commissioner     |
| (c) Fire Inspector.       | (f) Village Forester      |

**Sec. 1-2-3 Form of Citation.**

The form of the citation to be issued by Village police officers or other designated Village officials is incorporated herein by reference and shall provide for the following information:

- (a) The name, address, date of birth and physical description of the alleged violator;
- (b) The factual allegations describing the alleged violation;
- (c) The date and place of the offense;
- (d) The Section of the Ordinance violated;
- (e) A designation of the offense in such manner as can be readily understood by a person making a reasonable effort to do so;
- (f) The time at which the alleged violator may appear in court;
- (g) A statement which in essence informs the alleged violator:
  - (1) That the alleged violator may make a cash deposit of a specified amount to be mailed to a specified official within a specified time;
  - (2) That if the alleged violator makes such a deposit; he/she need not appear in court unless subsequently summoned;
  - (3) That if the alleged violator makes a cash deposit and does not appear in court, he/she will be deemed to have tendered a plea of no contest and submitted to a forfeiture and a penalty assessment imposed by Sec. 165.87, Wis. Stats., and court costs as imposed by Sec. 800.10, Wis. Stats., not to exceed the amount of the deposit, or will be summoned into court to answer the complaint if the court does not accept the plea of no contest;
  - (4) That if the alleged violator does not make a cash deposit and does not appear in court at the time specified, an action may be commenced against the alleged violator to collect the forfeiture and the penalty assessment imposed by Sec. 165.87, Wis. Stats.;
- (h) A direction that if the alleged violator elects to make a cash deposit, the alleged violator shall sign an appropriate statement which accompanies the citation to indicate that he/she read the statement required under Subsection (g) and shall send the signed statement

with the cash deposit;

- (i) Such other information as may be deemed necessary.

**Sec. 1-2-4            Schedule of Cash Deposits.**

The schedule of cash deposits for the various ordinances for which a citation may be issued are as established on the deposit schedule adopted by the Village Board, a copy of which is on file with the Village Clerk-Treasurer. In addition to the deposit amount listed, the deposit must include a penalty assessment imposed by Sec. 165.87, Wis. Stats., and court costs as imposed by - Sec. 800.10, Wis. Stats. The Chief of Police shall be provided a copy of all bond schedules and amendments thereto.

**Sec. 1-2-5            Receipt of Cash Deposits.**

Deposits shall be made in cash, money order, personal checks or certified check to the Clerk of Court or Village office. Receipts shall be given for all deposits received.

**Sec. 1-2-6            Procedure.**

Sec. 66.0113, Wis. Stats., relating to violator's options and procedure on default, is hereby adopted and incorporated herein by reference.

**Sec. 1-2-7            Nonexclusivity of Chapter.**

- (j) Adoption of this Chapter does not preclude the Village Board from adopting any other ordinance providing for the enforcement of any other law or ordinance relating to the same or other matters.
- (k) The issuance of a citation hereunder shall not preclude the Village or any authorized officer from proceeding under any other ordinance or law or by any other enforcement method to enforce any ordinance, regulation or order.

# Title 1 4 Chapter 3

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## Schedule of Fees

- 1-3-1 Fee Schedule
- 1-3-2 Cost Recovery Determination Formula
- 1-3-3 Sanitary Sewer Service Charges
- 1-3-4 Water Utility Service Charges

**Sec. 1-3-1 Fee Schedule.**

The following fees shall be applicable for licenses and permits under this Code of Ordinances:

<b>SECTION</b>	<b>LICENSE/FEE TYPE</b>	<b>FEE</b>	<b>Enforcement</b>
2-2-8	<b>Village Board Salaries</b>	President: \$2,500.00 annually Trustees: \$1,500.00 annually	VB
2-4-3 (i)	<b>Special Plan Commission Meetings</b>	No charge	
3-1-11	<b>Statement of Real Property Status</b>	\$20.00 (2-5 day) \$45 (<2 day)	C/T
3-1-14	<b>Accounts Receivable Billing Procedures</b>	1 1/2% per month	C/T
3-1-17	<b>Insufficient Funds Check</b>	\$35.00 per check	C/T
3-1-18	<b>Delinquent Personal Property Taxes</b>	1% per month	C/T
3-3-4(f)	<b>Public Records</b>	\$.20 per page	C/T
	<b>Notary Public</b>	No charge	
5-1-8	<b>Civilians to Assist</b>	\$25 plus court costs	C/T
5-4-9 (a) (2) & (c)(1)	<b>Police False Alarms</b> 1 <sup>st</sup> , 2 <sup>nd</sup> false alarms per location 3 <sup>rd</sup> false alarm per location 4 <sup>th</sup> false alarm per location 5 <sup>th</sup> false alarm per location 6 <sup>th</sup> false alarm per location	No charge \$100.00 \$200.00 \$300.00 \$500.00	PD
5-4-9 (C-2, D & E)	<b>Administration Charges</b>	\$50.00	C/T
<b>5-4-11</b>	<b>Private Alarm System Permit</b>	<b>\$10.00 annually</b>	<b>PD</b>
<b>5-5-6</b>	<b>Obstruction of Emergency Mgt. Organ</b>	<b>\$75.00</b>	<b>PD</b>
<b>6-1-4</b>	<b>Alteration of Grade</b> 20 c.y. – 50 c.u. (Director of Public Works) Over 50c.y. – (Plan Commission)	<b>\$25.00</b> <b>\$50.00</b>	<b>DPW</b> <b>PC</b>
<b>6-2-2-C</b>	<b>Sidewalk Permit</b>	<b>\$30.00</b>	<b>DPW</b>
<b>6-2-2(d)(12)(b)</b>	<b>Sidewalk Materials Variance</b>	<b>\$25.00 application</b>	<b>DPW</b>
<b>6-2-3(a)(2 &amp; 3)</b>	<b>Street Opening Permit &amp; Review Fee</b>	<b>\$25.00 each plus \$300.00 expenses deposit or bond; \$75.00 if work commenced without permit.</b>	<b>DPW</b>
	<b>Emergency (Late) Street Opening Permit</b>	<b>\$75.00</b>	<b>DPW</b>
<b>6-2-3(e)</b>	<b>Street Opening Permit Renewal</b>	<b>\$25.00</b>	<b>DPW</b> <b>DPW</b>

Schedule of Fees

6-2-6(c)	Street Privilege Permit	\$20.00 per application	DPW
6-2-7(b)	Village Snow Removal	\$30.00 minimum charge	DPW
6-3-1(b)	Driveway Permit (Reconstruction)	\$25.00 per application	DPW
6-3-1(c)	New Driveway	\$25.00 per application	DPW
6-3-2(f)(2)	Culvert Permit	\$25.00 per application	DPW
6-4-7(a)(2)	Public Tree Planting Permit	No charge	DPW
6-4-7(a)(6)	Public Utility	No charge	DPW
6-4-9(d)	Failure to obey written Forester Notice	\$50.00	C/T
7-1-3(a)	Spayed Female or Neutered Dogs	\$5.00 annually	C/T
7-1-3(a)	Unspayed Female or Unneutered Dogs	\$10.00 annually	C/T
7-1-9(j)(4)	Chicken License (Max. 5 Chickens)	\$20.00 annually	C/T
7-1-9(k)(1)(b)	Nuisance & Noise Complaints - Chickens	\$50.00	PD
7-1-9(k)(1)(c)	2 <sup>nd</sup> Complaints for Chicken Nuisance	\$200.00	PD
7-1-9(k)(2)(b)	Animal Cruelty Violation - Chickens	\$500.00	PD
7-1-23(b)	Potbellied Pigs	\$10.00 annually	PD
7-2-4 (g)(2)	Fronting for another group for Class B lic.	\$100 + costs	PD
7-2-5	Alcohol Beverage Licenses		C/T
	Retail "Class A" Intoxicating Liquor	\$200.00 annually	C/T
	Retail "Class B" Intoxicating Liquor	\$250.00 annually	C/T
	Reserve Retail "Class B" Intoxicating Liquor	\$10,000 initial issuance; thereafter \$250.00	C/T
	"Class A" Fermented Malt Beverage	\$50.00 annually	C/T
	"Class B" Fermented Malt Beverage	\$100.00 annually	C/T
	Temporary "Class B" Fermented Malt Beverage (Picnic) & Temporary "Class B" Wine	\$10.00 per event	C/T
	Wholesaler's License	\$25.00 annually	C/T
	"Class C" Wine License	\$50.00 annually	C/T
7-2-11	Transfer of Liquor License	Prorated to current fees	C/T
7-2-19	Beer Garden/Outdoor Sports	\$15.00 per event	C/T
7-2-33(a)	Operator's License	\$20.00 per 2 years	C/T
7-2-33(b)	Provisional Operator's License	\$10.00 annually	C/T
7-3-1(b)	Cigarette License	\$50.00 annually	C/T

Schedule of Fees

7-4-4(c)	Transient Merchant Registration	\$25.00 annually (not prorated), plus CIB background check fee	C/T
7-4-9(a)	Special Event Vending	\$10.00 per event	C/T
7-5-1(e) (f)	Sidewalk Seating & Removal	\$50.00	C/T
7-6-1(c)	Fireworks Use Permit	\$25.00 per event (may be waived for community events)	C/T
7-7-1(b)	Street Use Permit	\$10.00 per event, plus municipal costs for erecting signage	C/T
7-8-1(o)	Large Assemblies (may be waived for community events)	\$500-2,500 people: \$50.00 Over 2,500 People: \$250.00	C/T
7-9-1	Pawnbrokers; Second Hand Dealers	\$10.00 annually	C/T
7-11-3(b)(1)	Explosives Permit	\$50.00 annually	PD
7-11-4(b)(1)	Temporary Blasting Permit	\$25.00 per 14 days	PD
7-12-2	Amusement Arcade License	\$25.00	C/T
7-13-4(c)(1)	Tattoo/Body Piercing Establishments	\$25.00 annually	C/T
7-13-4(c)(2)	Tattoo Artist Permit	\$25.00 annually	C/T
7-13-4(c)(3)	Temporary Facility Permit	\$25.00 for 3 months	C/T
7-13-4(c)(4)	Body Piercer Permit	\$10.00 annually	C/T
7-13-4(c)(5)	Combined Tattoo/Body Piercing Permit	\$30.00 annually	C/T
7-13-4(c)(6)	New Facility Inspection	Per building inspection fees	DPW
8-1-5(c)(1)	Application for Natural Lawn (Non-Refund)	\$30.00	DPW
8-1-6(f)	Weed/Grass Cutting Hearing Deposit	\$25.00	DPW
8-1-6(g)(1)	Weed/Grass Cutting Minimum Charge (plus actual costs)	\$50.00	DPW
8-3-7(b)	Return Refuse Collection Fee	\$25.00 per collection plus \$10.00 administration fee	DPW
8-3-9 (c)	Compost Site Fee	\$5 resident/\$100 commercial	C/T
8-3-13	Non-Resident Refuse Collection	Actual Cost plus \$50.00 administration fee	DPW
8-4-3(a)	Cemetery Lots Transfer of Ownership	\$25.00	C/T
8-4-8 (c)(1)	Standard Cremation	\$125.00 \$112.50	C/T C/T
8-4-2	Cemetery Perpetual Care (required for ALL lots)		C/T

Schedule of Fees

	<b>Standard Cremation</b>	<b>\$375.00</b> <b>\$112.50</b>	<b>C/T</b>
<b>8-4-8-3</b>	<b>Cemetery Grave Opening (standard)</b>		<b>C/T</b>
	<b>November 1 – April 15</b>	<b>\$800.00</b>	<b>C/T</b>
	<b>April 16 – October 31</b>	<b>\$600.00</b>	<b>C/T</b>
	<b>Non-business hours</b>	<b>add \$75.00</b>	
	<b>Cemetery Grave Opening (infant)</b>	<b>\$150.00</b>	<b>C/T</b>
	<b>Non-business hours</b>	<b>add \$50.00</b>	<b>C/T</b>
	<b>Cemetery Grave Opening (Cremains)</b>	<b>\$150.00</b>	<b>C/T</b>
	<b>Non-business hours</b>	<b>add \$50.00</b>	<b>C/T</b>
<b>8-4-9(b)</b>	<b>Marker Permit (void after 30 days if not set).</b>	<b>\$15.00</b>	<b>PSC</b>
<b>9-1-1 thru 9-1-12</b>	<b>Water Utility Rates (PSC)</b>	<b>See Below</b>	<b>DPW</b>
<b>9-1-26</b>	<b>Unauthorized use of water</b>	<b>\$100.00 plus cost</b>	<b>DPW</b>
<b>9-1-53</b>	<b>Private Well Operation Permits</b>	<b>\$50.00 per 5 years</b>	<b>DPW</b>
<b>9-2-5 (f)(1)</b>	<b>Septic Tank Sludge &amp; Holding Tank Sewage Disposal</b>	<b>See Appendix A</b>	<b>C/T</b>
<b>9-2-10</b>	<b>Deduct Meter</b>	<b>\$15.00</b>	<b>PD</b>
<b>9-3-34</b>	<b>Cable Television Penalty for Non-compliance</b>	<b>\$300 per day maximum</b>	
<b>9-5-1</b>	<b>Water Activation Fees (2010)</b>		<b>DPW</b>
	<b>3/4"</b>	<b>\$683.00</b>	
	<b>1"</b>	<b>\$750.00</b>	
	<b>1-1/4"</b>	<b>\$855.00</b>	
	<b>1-1/2"</b>	<b>\$891.00</b>	
	<b>2" &amp; up</b>	<b>\$1150.00</b>	
	<b>Connection Fee</b>	<b>\$30.00 normal hours</b> <b>\$45.00 after hours</b>	<b>DPW</b>
	<b>Valve Turn-on Fee at Curb</b>	<b>\$20.00 normal hours</b> <b>\$30.00 after hours</b>	<b>DPW</b>
<b>9-5-2</b>	<b>Sewer Activation Fees (2010)</b>		<b>DPW</b>
	<b>4"</b>	<b>\$680.00</b>	
	<b>6"</b>	<b>\$775.00</b>	
	<b>8"</b>	<b>\$821.00</b>	
	<b>10"</b>	<b>\$1,433.00</b>	
	<b>Connection Fee</b>	<b>\$30.00 normal hours</b> <b>\$45.00 after hours</b>	<b>DPW</b>
<b>10-1-24(c)(1)</b>	<b>Regulate Radios or other Amplified Electric Sound Devices</b>	<b>\$82.50</b>	<b>PD</b>
<b>10-2-7(b)</b>	<b>Bicycle Registration</b>	<b>\$5.00</b>	<b>PD</b>
<b>10-3-8</b>	<b>Snowmobile Violation</b>	<b>See Village Bond Schedule</b>	<b>PD</b>
<b>10-4-4</b>	<b>All Terrain Vehicle Penalties</b>	<b>See State Bond Schedule</b>	<b>PD</b>

Schedule of Fees

10-5-5	Sale or Disposal	\$50.00	
			PD
10-1-28(d)(2)	Penalties for other Parking Violations (1 day, 2 days, 3 days)	\$10.00/\$15.00/\$25.00	
			PD
10-1-28(e)	Other Violations	\$10.00/\$15.00/\$25.00	
			C/T
11-7-22	Adult Entertainment Application	\$500.00 annually	
			C/T
11-7-44	Adult-Oriented Establishment Application	\$500.00	
			C/T
11-7-46	Adult Oriented Establishment License	\$500 annually	
			C/T
12-1-4(e)(2)	Park Shelter Rental		
			C/T
	Shelter House Reservation Fee		
	Marble Park Event – Res & Non-resident	\$50.00 per day	
	Marble Park Small - Resident	\$55.00 per day	
	Marble Park Small - Non-Resident	\$110.00 per day	
	Marble Park Large – Resident	\$83.00 per day	
	Marble Park Large – Non-resident	\$165.00 per day	
	Waterfront Park		
	Waterfront Park Event	\$50 per day	
	Waterfront Park Pavilion – Resident	\$110.00 per day	
	Waterfront Park Pavilion – Non-resident	\$193.00 per day	
	Lake Winneconne Park		
	Lake Winn. Park Event	\$50 per day	
	Lake Winn. Park Small – Resident	\$50.00 per day	
	Lake Winn. Park Small – Non Resident	\$83.00 per day	
	Lake Winn. Park Large – Resident	\$55.00 per day	
	Lake Winn. Park Large – Non-Resident	\$110.00 per day	
	Lake Winn. Park Barn – Resident	\$110.00 per day	
	Lake Winn. Park Barn – Non-resident	\$193.00 per day	
	Lake Winn. Park Gazebo (Pictures)	\$10.00 while taking pictures	
	Lake Winn. Park Gazebo (Ceremony)	\$25.00	
	Lake Winn. Park Gazebo (with Barn)	FREE	
			PARKS
12-1-9(c)	Overnight Mooring Fees	\$10.00 per night	
			C/T
13-1-63	Conditional Use Permit Application	\$150.00	
13-1-102	Sign Permits		
	Up to 20 s.f.	\$50.00	
	Over 20 s.f.	add \$ .80 per s.f.	
	Electrical	add \$25.00	
			BI
13-1-130 (9-1-11)	Signal Receiving Antennas	\$25.00	
			BI
13-1-134(b)	Wireless Telecommunications Structure Location Permit Application	\$50.00	
			BI
13-1-134(b)	Wireless Telecommunications Annual Structure Permit	\$100.00 per site	
			ZA
13-1-142(m)	Fence Permit	\$30.00	
			BI
13-1-143	Swimming Pool Permit (In ground Perm.)	\$44.00	
			ZA
13-1-173	Zoning Permit	No Fee	
			ZA
13-1-181	Re-Zoning Requests	\$250.00	

Schedule of Fees

			C/T & ZA
13-1-190	Appeals to Board of Appeals	\$150.00	ZA
13-1-193	Variance Requests	\$150.00	ZA
13-2-80	Flood Plan Zoning Enforcement & Penalty	\$100.00 per day plus costs	BI
13-3-40	Structure Building – Alter, Construct, Modify	\$100.00 per day plus costs	C/T
14-1-81(e)(f)	Land Division Parkland Fee-in-Lieu of Land	\$200 per residential unit	
14-1-90(e)(f)	Plat Review Preliminary		BI
	Base	\$250.00	
	Plus	\$100 per lot	
	Final		BI
	Base (only)	\$75.00	
14-1-90(g)(1)	Certified Survey Map	\$100.00	BI
14-1-90(g)(2)	Certified Survey Map Reapplication	\$50.00	DPW
14-8-2(b)(1)	Enforcement Penalty and Remedies	\$100.00 plus costs per day	BI
15-1-12	Building Permits – Residential New Construction	\$385.00	
	Base fee (1&2 family) Plus...		
	Finished areas over 1,000 s.f.	add \$ .15 per s.f.	
	Attached garage	add \$ .15 per s.f.	
	State building seal	add \$30.00	
	Building escrow (returned after final inspection)	\$300.00	
	<hr/>		
	<b>Building Permits – Residential Remodeling</b>		
	Finished Additions		BI
	Base fee	\$88.00	
	Plus finished areas	add \$ .15 per s.f.	
	Remodeling		BI
	Base fee	\$66.00	
	Plus finished areas	add \$ .15 per s.f.	
	Non-Finished Additions		BI
	Base fee	\$44.00	
	Plus finished areas	add \$ .15 per s.f.	
	<hr/>		
	<b>Building Permits – Residential Special Projects</b>		
	Siding, roofing, window replacement, foundation repairs, etc.	\$44.00	BI
	Records research	Time & Material	BI
	<hr/>		
	<b>Building Permits – Residential Electrical</b>		

Schedule of Fees

Base fee	\$44.00	
New Circuits	\$ 2.75 each	
Alterations to existing circuits	\$ .85 per opening	
Additional service or feeder panels	\$27.50	
<hr/>		
<b>Building Permits – Residential Plumbing</b>		<b>BI</b>
Base fee	\$44.00	
Fixtures/equipment	\$ 4.50 per fixture/piece of equipment	
<hr/>		
		<b>BI</b>
<b>Building Permits – Residential HVAC &amp; Furnace Replacement</b>		
Base fee	\$44.00	
Duct work (new construction or alteration)	\$27.50	
Additional Furnace or AC units	\$27.50 each	
<hr/>		
		<b>BI</b>
<b>Building Permits – Commercial New Construction</b>		
Base fee	\$100.00	
Plus	\$ .08 per s.f.	
<b>Electrical</b>		<b>BI</b>
Base fee	\$30.00	
Plus	\$ .04 per s.f.	
<b>Plumbing</b>		<b>BI</b>
Base fee	\$30.00	
Plus	\$ .04 per s.f.	
<b>HVAC</b>		<b>BI</b>
Base fee	\$44.00	
Plus	\$ .04 per s.f.	
Permission to start footings	\$55.00	<b>PWD</b>
Building escrow (Returned after completed final inspection)	\$300.00	<b>BI</b>
<hr/>		
<b>Building Permits – Commercial Remodeling</b>		<b>BI</b>
Construction value to \$100,000.00	\$5.80 per \$1,000.00	
Valuation over \$100,000.00	\$3.05 per \$1,000.00	
Minimum fee	\$60.00	
<hr/>		
<b>Building Permits – Commercial Electrical</b>		<b>BI</b>
Base fee	\$44.00	
New circuits	\$ 2.75 each	
Alterations to existing circuits	\$ 1.00 per opening	
Additional service or feeder panels	\$27.50 each	
<hr/>		
<b>Building Permits – Commercial Plumbing</b>		<b>BI</b>
Base fee	\$44.00	
Fixtures/equipment	\$ 4.50 per fixture/piece of equipment	

Schedule of Fees

	<b>Building Permits – Commercial HVAC &amp; Furnace Replacement</b>		<b>BI</b>
	Base fee	\$44.00	
	Duct work (new construction or alteration)	\$27.50	
	Furnace or AC units	\$27.50 each	
	<b>Razing – All Types</b>	<b>\$50.00</b>	<b>BI</b>
	<b>Finishing Existing Inspections (Prior Permits)</b>	<b>\$50.00 per inspection</b>	<b>BI</b>
	<b>Erosion Control</b>	<b>See Section 15-2-40</b>	<b>DPW</b>
15-1-12(c)	<b>Abatement Cost</b>	<b>1 ½% plus costs</b>	<b>BI</b>
15-1-15(a)(1)	<b>Moving Buildings</b>	<b>\$50.00 plus costs</b>	<b>BI</b>
15-1-15(a)(2)	<b>Trim, Remove, Replace Trees when Moving Buildings</b>	<b>\$50.00 plus costs</b>	<b>DPW</b>
15-1-18(b)	<b>Set Fee- Administration w/o permit (dbl)</b>	<b>Double of normal fees</b>	<b>DPW</b>
15-1-20 (b)(4)	<b>Project Commences prior to issuance of permit. (Double Fees)</b>	<b>Double of normal fees</b>	<b>BI</b>
15-2-8(a)	<b>Administration – Application (Erosion Control)</b>	<b>\$50.00</b>	<b>BI</b>
15-2-26(d)(2)	<b>Fee in Lieu of On-Site Stormwater Management Practice</b>	<b>Residential</b> \$890 - Const. Cost Per Acre \$400 - Land Cost Per Acre \$1290 – Total Cost Per Acre <b>Comm &amp; Industrial</b> \$1640 – Const. Cost Per Acre \$1010 – Land Cost Per Acre \$2650 – Total Cost Per Acre	<b>DPW</b>
15-2-27(b)(2)	<b>Storm Water Permit Admin. Fee</b>	<b>\$50.00 plus costs</b>	<b>DPW</b>
15-2-31 (I)	<b>Non-Compliance</b>	<b>Double Normal Fee</b>	<b>DPW</b>
15-2-40 (a) (1)	<b>Erosion Control Plans-Simplified Plan</b>	<b>\$100.00</b>	<b>DPW</b>
15-2-40 (a) (2)	<b>Erosion Control Plans-Sites Larger than 20K square feet</b>	<b>\$150.00</b>	<b>DPW</b>
15-2-40 (a) (3)	<b>Erosion Control Plans-Sites Larger than 2 acres</b>	<b>\$250.00</b>	<b>DPW</b>
15-2-40 (a) (4)	<b>Erosion Control Plans-Sites Larger than 5 acres</b>	<b>\$500.00 or actual costs to review and inspect</b>	<b>DPW</b>
15-2-40 (b) (1)	<b>Stormwater Management Plans w/out detention plan</b>	<b>\$25.00</b>	<b>DPW</b>
15-2-40 (b)(2)	<b>Stormwater Management Plans w/ detention plan</b>	<b>\$50.00</b>	<b>DPW</b>

**Sec. 1-3-2 Cost Recovery Determination Formula.**

**Recovery of cost(s) related to actions requiring Village remedy, due to lack of participation from property owner. The amount determined by this formula, when applicable, shall be charged against the tax parcel where the respective action was taken. In failure of owner to pay the amount determined due by this formula and the corrective work completed, the balance due shall be placed as a tax lien against the parcel.**

- RC = Recovery Cost due from impacted owner
- MH = Total manhours Village labor to complete task
- \$R = \$ cost per hour for Village labor (cost shall be average unit rate paid for all department union labor per contract) Village fringe benefit cost recovery percentage (percentage is determined for current year from accountant audit of previous year by the Village Clerk, Administrator, or Director of Public Works, allowing Village recovery of fringe benefit costs for labor units, as an average of active union members).
- FB = an average of active union members).
- EH = Total Village equipment hours to complete task  
\$ Cumulative hourly rate for all Village equipment utilized in fulfillment of task (rate shall be as determined by Wisconsin D.O.T.
- \$E = standard reimbursable equipment rates for applying to year of performance of work).  
Actual \$ cost for non-village materials, labor, or equipment deemed necessary for performance of tasks (billed at cost as evidenced
- EXP = by copy of invoice(s)).

$$RC = ((MH*\$R) * (1 + FB)) + EH*\$E + EXP + 50.00 \text{ expressed in dollars (\$).}$$

For example, Village completes some required task:

$$MH = 4 \text{ hours, } \$R = \$21.05, FB = 0.68, EH = 1, \$E = \$35.26, EXP = 0$$

$$RC = (4*\$21.05)*(1+0.68) + (1*\$35.26) +\$0 + \$50.00$$

$$RC = (\$84.20 * 1.68) + \$35.26 +\$0 + \$50.00$$

**Sec. 1-3-3 Sanitary Sewer Service Charges.**

<b>Sewer Service Connection Fee</b>	<b>Lump Sum Cost</b>
4"	\$680.00
6"	\$775.00
8"	\$821.00
10"	\$1,443.00

(a) Fixed Charges - to Category A users defined in Section 9-2-5, and Category B users defined in Section 9-2-6, based on water meter size, as follows:

<b>Meter Size</b>	<b>Quarterly Charge</b>
5/8"	
3/4"	

Schedule of Fees

1"	60.12
1 1/4"	
1 1/2"	
2"	
2 1/2"	
3"	
4"	

(I) Seasonal metered customers will be charged a sewer availability charge for each month of the calendar year.

(b) Volume Charges – to Category A users, discharging normal domestic strength wastewater, as defined in Section 9-2-5, is as follows:

Volume (per 1,000 gallons) = \$12.02

(c) Volume Charges – to Category B users, as defined in Section 9-2-6, based on monitored strength is as follows:

Volume (domestic strength)	\$ 12.02 / 1000 gallons
BOD (greater than 250 mg/l)	\$ .89 / lb.
TSS Suspended Solids >250 mg/l	\$ .96 / lb.
Ammonia-N > 25 mg/l	\$ 3.22 / lb.
Phosphorus < 10 mg/l	\$ 11.82 / lb.
Administrative Fee per Truck Load	\$ 50.00

(d) General Unmetered Sewer Service Charge temporarily to single-family residential and small commercial customers until meter can be installed. The charge is based on the fixed charge for a 5/8" meter and the volume charge for 12,000 gallons normal domestic strength wastewater, being:

Fixed Charge	\$ 23.49
Volume Charge	
Total Quarterly Charge	<u>\$ 167.73</u>
Administration Fee	

If it is determined by the Utility that usage is in excess of 12,000 discharge per quarter, an additional charge of \$12.02 per/1000 gallons shall be made for the estimated additional discharge.

(e) Dumping of motorhomes – Dumping of motorhome tanks is possible at Waste Water Treatment Plant during normal business hours. The fee is \$25 for Class C & A.

**Sec. 1-3-4 Water Utility Service Charges.**

Effective December 15, 2011 the Wisconsin Public Service Commission (PSC) by order within docket #6580-WR-103 has authorized the Step Two water rate increase. Authorized water rates are as follows:

**Quarterly Public Fire Protection Service Charges:**

Meter Size	New Rate
5/8-inch meter	\$33.00
3/4-inch meter	\$33.00
1-inch meter	\$84.00
1 1/4-inch meter	\$123.00
1 1/2-inch meter	\$168.00
2-inch meter	\$267.00
3-inch meter	\$501.00
4-inch meter	\$834.00
6-inch meter	\$1,668.00
8-inch meter	\$2,667.00
10-inch meter	\$4,002.00
12-inch meter	\$5,334.00

**Private Fire Protection Service Unmetered:**

Meter Size	New Rate
2-inch or smaller connection	\$33.00
3-inch connection	\$63.00
4-inch connection	\$102.00
6-inch connection	\$204.00
8-inch connection	\$327.00
10-inch connection	\$492.00
12-inch connection	\$654.00
14-inch connection	\$816.00
16-inch connection	\$981.00

**General Service – Metered**

**Quarterly Service Charges:**

Meter Size	New Rate
5/8-inch meter	\$24.00
3/4-inch meter	\$24.00
1-inch meter	\$30.00
1 1/4-inch meter	\$42.00
1 1/2-inch meter	\$57.00
2-inch meter	\$86.70
3-inch meter	\$156.00
4-inch meter	\$267.00
6-inch meter	\$489.00
8-inch meter	\$729.00
10-inch meter	\$945.00
12-inch meter	\$1,251.00

**Plus, Volume Charges:**

Flow Rate	New Rate
First 30,000 gallons used per quarter	\$4.55
Next 170,000 gallons used per quarter	\$3.50
Over 200,000 gallons used per quarter	\$2.70

**Rates are charged per 1,000 gallons used.**

**Late payment charges** for all bills past due more than 20 days from invoice date and charged 1% per month.

