

ORDINANCE NO. 21-03

ORDINANCE TO AMEND SEC. 1-11 OF CHAPTER 1 OF THE MUNICIPAL CODE PENALTY PROVISIONS

THE VILLAGE BOARD OF THE VILLAGE OF KEWASKUM, WASHINGTON COUNTY, WISCONSIN, DO
ORDAIN AS FOLLOWS:

Section 1. That Sections 1-11 of the Municipal Code of the Village of Kewaskum, relating to Penalty Provisions, should be amended as follows:

Sec. 1-11. - Penalty provisions.

(a) *General penalty.* Except as otherwise provided, any person who shall violate any of the provisions of this Code or any rule or regulation adopted or issued in pursuance thereof, or any provision of any code adopted by reference in this Code, shall, upon conviction of such violation, be subject to a penalty, of not less than \$25.00 nor more than \$1,000.00.

(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) *Execution against defendant's property.* Whenever any person fails to pay any forfeiture and costs of prosecution upon the order of any court for violation of any ordinance of the village, the court may, in lieu of ordering imprisonment of the defendant, or after the defendant has been released from custody, issue an execution against the property of the defendant for such forfeiture and costs.

(d) *Citation method of enforcement.*

(1) *Statutory authorization.* Pursuant to §66.0113, Wis. Stats., the village elects to use the citation method of enforcement of ordinances, including those for which a statutory counterpart exists.

(2) *Contents of citation.* The citation shall contain the information required in 66.0113 or 800.02, as applicable, which are adopted and incorporated by reference in this section.

(3) *Issuance of citations.* Any village law enforcement officer is authorized to issue citations for violations of those ordinances they are empowered to enforce.

(4) *Procedure.* §66.0113(3), Wis. Stats., relating to a violator's options and procedures on default, is adopted and incorporated by reference in this section.

(5) *Nonexclusivity.*

a. *Other ordinance.* Adoption of this subsection does not preclude the village board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter.

b. *Other remedies.* The issuance of a citation under this section shall not preclude the village board 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.