

TOWN OF GRAND CHUTE

ORDINANCE O-05-2020, SERIES OF 2020

AN ORDINANCE AMENDING CHAPTER 415, SECTION 415-2, OF THE CODE OF GENERAL ORDINANCES FOR THE TOWN OF GRAND CHUTE, OUTAGAMIE COUNTY, WISCONSIN, WHICH ADOPTS OFFENSES AGAINST STATE LAW SUBJECT TO FORFEITURE

WHEREAS, Chapter 415 of the Grand Chute Municipal Code is created to ensure general public safety and maintenance of public order; and,

WHEREAS, Chapter 415, Section 415-2, of the Grand Chute Municipal Code, identifies various state statutes constituting offenses against the peace and good order of the state that are adopted by reference to define offenses against the peace and good order of the Town.

WHEREAS, the willful violation or obstruction of any state statute or rule, county or town ordinance, or order issued by the Wisconsin Department of Health Services or Outagamie County Department of Public Health relating to public health is contrary to general public safety and maintenance of public order; and,

WHEREAS, Chapter 415, Section 415-2, of the Grand Chute Municipal Code has yet to adopt § 252.25, Wis. Stats., Violation of law relating to health, and currently has no specific prohibition against violation of law relating to public health; and,

WHEREAS, the State of Wisconsin Department of Health Services issued Emergency Order #12, Safer At Home Order, on March 24, 2020;

NOW THEREFORE BE IT ORDAINED by the Board of Supervisors of the Town of Grand Chute, Outagamie County, Wisconsin, that § 252.25, Wis. Stats., regarding violation of law relating to health, exclusive of the penalty, and Department of Health Services Order #12, Safer At Home Order, are adopted by reference, as a Town Ordinance. Furthermore, Chapter 415, Section 415-2, of the Grand Chute Municipal Code is hereby amended to add § 252.25, Wis. Stats., and the Uniform Forfeiture and Bond Schedule is hereby amended to reflect the commensurate penalty, each as follows:

Section 415-2 OFFENSES AGAINST STATE LAWS SUBJECT TO FORFEITURE.

- A. No person shall commit the following offenses in the Town of Grand Chute (herein noted as Town of Grand Chute ordinance violations) that are hereby adopted by reference in this chapter. These statutes defining offenses against the peace and good order of the state are adopted by reference to define offenses against the peace and good order of the Town. Prosecutions of such offenses under this chapter shall be as provided in §§ 60.23 and 66.0107, Wis. Stats., and the below-noted sections, but the penalties for violations of these sections shall be limited as noted in Subsection B of this section.

252.25

Violation of Law Relating to Public Health

END OF AMENDMENT

ADOPTION OF FORFEITURE (for inclusion in the Uniform Forfeiture and Bond Schedule)

Penalty for Sec. 415-2 adopting § 252.25 – **\$124.00 (individual)**
\$187.00 (individual – second offense)
\$376.00 (business)
Must Appear (business – second offense)

If any provision of this ordinance is invalid or unconstitutional, or the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the above provisions or applications of this ordinance, which can be given effect without the invalid or unconstitutional provision, or its application.

Approved and adopted this 24 day of March, 2020

VOTED FOR: 4

VOTED AGAINST: 0

New Language in bold

Approved as to Form

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TOWN OF GRAND CHUTE

David Schowalter

David Schowalter, Town Chairman

Angie Cain

Angie Cain, Town Clerk