

CHAPTER 1
TOWN OF PITTSFIELD CODE

TABLE OF CONTENTS

1.001 – TITLE, TOWN OF PITTSFIELD CODE.....	1-1
1.002 – DEFINITIONS.....	1-1
1.003 – REPEAL OF ORDINANCES	1-2
1.004 – JURISDICTION.....	1-3
1.005 - PENALTIES	1-3
1.006 – RESPONSIBILITY FOR ACTS	1-4
1.007 – SEPARABILITY OF PROVISIONS	1-4
1.008 – EFFECTIVE DATE.....	1-4
1.009 – COPIES ON FILE.....	1-4
1.100 – TITLE, PARTICIPATION IN THE BROWN COUNTY COMMUNITY REGULATIONS SOCIAL DEVELOPMENT COMMISSION	1-5
1.101 – PURPOSE AND FUNCTIONS OF COMMISSION.....	1-5
1.200 – TITLE, PARTICIPATION IN THE BROWN COUNTY EQUAL OPPORTUNITIES IN HOUSING ORDINANCE.....	1-6
1.300 – TITLE, TOWN OBLIGATES ITSELF TO PAY COUNTY TAXES	1-6

1.001– TITLE

TOWN OF PITTSFIELD CODE.

A. AMENDMENTS.

Any additional ordinances and/or amendments to existing ordinances are incorporated in and made a part of this code so that a reference to the Town of Pittsfield code includes all such additions and amendments.

B. NUMBERING SECTIONS.

Each section number of this code shall consist of two component parts separated by a period; the figure before the period refers to the chapter number and the figure after the period refers to the position of the section within the chapter.

C. NUMBERING ADDITIONS.

The decimal system shall be used for all additions or amendments to this code. When a chapter or section is to be added the new chapter or section shall be given a decimal character.

1.002– DEFINITIONS

A. GENERAL

Terms used in this code, unless specifically defined in this code, have the same meanings prescribed by the Wisconsin Statutes for the same terms, or if not defined in this code or the statutes, then their usual and customary meanings.

B. SPECIFIC

Terms used in this code have the following meanings:

1. Act. Included the failure or omission to do something which should have been done, or which was required to be done, under circumstances then existing.
2. Board. The Town Board of the Town of Pittsfield, and similarity the title of any other official, board or commission shall refer to that of the Town of Pittsfield unless otherwise stated.
3. Code. The Town of Pittsfield. (this code)
4. County. Brown County.

5. Ordinance. An ordinance of the Town of Pittsfield and all amendments thereto included in this code; and any ordinance passed and published, but not yet included in this code.
6. Person. Any natural individual, firm, partnership, trust, estate, club, association or corporation. As applied to partnerships or associations, the word includes the partners or members thereof; as officers, agents or employees thereof; who are responsible for the act referred to. The singular person includes the plural and the plural includes the singular. The masculine gender includes the feminine and neuter genders, and vice versa.
7. State. State of Wisconsin.
8. Town. Town of Pittsfield, Brown County, Wisconsin.
9. Wisconsin Statutes. The latest publication thereof, and any and all amendments thereto as and when enacted.

1.003– REPEAL OF ORDINANCES.

A. CERTAIN ORDINANCE REPEALED

All general ordinances or parts of ordinances heretofore adopted by the Town Board of the Town of Pittsfield and not included in this code are repealed, except the following which are hereby continued in full force and effect:

1. Ordinances authorizing contracts and/or the issuance of municipal notes or bonds;
2. Ordinances levying taxes and/or making special assessments;
3. Ordinances appropriating funds and/or establishing salaries.
4. Ordinances granting franchises and/or rights to corporations.
5. Ordinances relating to the establishment, dedication, opening, grading, naming, improvement, altering, widening and/or vacating of streets, alleys, sidewalks, parks and/or public grounds.
6. Ordinances respecting the conveyance or acceptance of real property and/or easements in real property.
7. Ordinances authorizing and/or relating to particular public improvements; and
8. Any other special ordinances not in conflict with the provisions of this code.

B. INCLUDED ORDINANCES CONTINUOUS

The provisions of this code, so far as they are the same in substance as those of heretofore existing ordinances, are continuations of such ordinances and not new enactment's. Any act done, offense committed, right accruing or acquired and liability, penalty, forfeiture and punishment incurred prior, hereto, shall not be affected but may be enjoyed, asserted, enforced, prosecuted and/or inflicted as fully and to the same extent as if the above repeal had not been effected.

1.004- JURISDICTION

Unless otherwise provided in this code, this code applies to acts performed within the Town of Pittsfield, Brown County, Wisconsin.

1.005- PENALTIES

A. STANDARD PENALTY

Unless another penalty is expressly provided by the code for any particular provision, section or chapter, any person violating any provision of this code or any rule or regulation adopted or issued in pursuance thereof, or any provision of any code adopted here by reference shall, upon conviction, be subject to forfeiture of not less than \$1.00 nor more than \$10,000.00 and the cost of prosecution. In default of immediate payment of such forfeiture and cost such person shall be committed to the Brown County Jail until such forfeiture and costs are paid. Every commitment shall limit the duration of such imprisonment to a definite term not exceeding ninety (90) days.

B. EACH DAY A VIOLATION

Each act of violation, and every day upon which a violation occurs or continues, constitutes a separate offense.

C. APPLICABILITY

The penalty provided by this section and/or any section of this code applies to the amendment of any section of this code and any code adopted herein by reference to which the penalty relates whether or not such penalty is re-enacted in the amendatory ordinances, unless otherwise provided in the amendment.

D. REFERENCE TO SECTIONS

Reference to any section of this code shall be understood also to refer to and include the penalty section relating hereto, unless otherwise expressly provided.

E. FAILURE OF OFFICERS TO PERFORM DUTIES

The failure of any officer or employee of the Town to perform any official duty imposed by this code shall not subject such officer or employee to the penalty imposed for violation of this code, unless a penalty is specifically provided.

F. BOND SCHEDULE, NON-TRAFFIC VIOLATION

The Bond schedule for non-traffic violations shall be as set forth in the Town of Pittsfield Citation Ordinance.

1.006– RESPONSIBILITY FOR ACTS

Every person concerned in the commission of any act prohibited by this code, whether he directly commits the act, or in any way directs, encourages, advises, aids, or abets its commission, may be prosecuted and on conviction thereof is subject to punishment the same as if he had directly committed such act.

1.007– SEPARABILITY OF PROVISIONS

Each section, subsection, paragraph, sentence, phrase, clause and provision of this code is separable, and if any provision hereto is held to be unconstitutional or invalid for any reason, such decision shall not affect the remainder of this code nor any part thereof, and it shall be deemed and is hereby declared that all remaining parts of this code would have been passed and published the same as if such illegal, invalid or unconstitutional section, subsection, paragraph, sentence, phrase, clause or provision had not been included herein.

1.008 – EFFECTIVE DATE

This code of ordinances shall take effect upon passage and publication in book form under the authority of the Town Board as provided by Section 66.035, Wisconsin Statutes, and other provisions of law.

1.009 – COPIES ON FILE

A copy of this code shall be kept permanently on file, and open and available for public inspection at the office of the Town Clerk.

1.100 – TITLE

PARTICIPATION IN THE BROWN COUNTY COMMUNITY RELATIONS-SOCIAL DEVELOPMENT COMMISSION

A. ELECTION TO PARTICIPATE

There is hereby made an election to participate in the Brown County Community Relations-Social Development Commission in accordance with Section 66.433 of the Wisconsin Statutes, as said commission has been created by the County Board of Supervisors of the County of Brown on an inter-governmental basis.

1.101 – PURPOSE AND FUNCTIONS OF COMMISSION

The purpose of the commission is to study, analyze, and recommend solutions for the major social, economic and cultural problems which affect people residing or working within the municipality including, without restriction because of enumeration, problems of the family, youth, education, the aging, juvenile delinquency, health, and zoning standards, and discrimination in housing, employment and public accommodations and facilities on the basis of class, race, religion or ethnic or minority status.

A. THE COMMISSION MAY:

1. Include within its studies problems related to pornography, industrial strife and the inciting of fomenting of class, race or religious hatred and prejudice.
2. Encourage and foster participation in the fine arts.

B. THE COMMISSION SHALL:

1. Recommend to the municipal governing body and chief executive or administrative officer the enactment of such ordinance or other action as they deem necessary:
 - a. To establish and keep in force proper health standards for the community and beneficial zoning for the community area in order to facilitate the elimination of blighted areas and to prevent the start and spread of such areas.
 - b. To insure to all municipal residents, regardless of race or color, the rights to possess equal housing accommodations and to enjoy equal employment opportunities.
2. Cooperate with state and federal agencies and nongovernmental organizations having similar or related functions.

3. Examine the need for public and privately sponsored studies and programs in any field of human relationship which will aid in accomplishing the foregoing objectives, and initiate such public programs and studies and participate in and promote such privately sponsored programs and studies.
4. Have authority to conduct public hearings within the municipality and to administer oaths to persons testifying before it.
5. Employ such staff as is necessary to implement the duties assigned to it.

1.200 – TITLE

PARTICIPATION IN THE BROWN COUNTY EQUAL OPPORTUNITIES IN HOUSING ORDINANCE

- A. Whereas, the said Brown County Equal Opportunities in Housing ordinance was amended on August 17, 1983, this ordinance is now effective in the Town of Pittsfield, and persons herein are subject to the provisions of such ordinance.

1.300 – TITLE

TOWN OF PITTSFIELD OBLIGATES ITSELF TO PAY COUNTY TAXES

- A. Pursuant to section 70.76(2) Wisconsin Statutes, the Town of Pittsfield obligates itself to pay, if the Town Treasurer fails to do so, all State and County taxes required by law to be paid by such treasurer to the County Treasurer. A certified copy of this ordinance shall be filed with the Brown County treasurer's office and shall remain in effect until a certified copy of its repeal is filed with such County Clerk.