

ORDINANCE NO. 2021-07-19

**AN ORDINANCE AUTHORIZING THE WAUSHARA COUNTY SHERIFF'S DEPARTMENT TO
ENFORCE ALL TOWN OF SAXEVILLE ORDINANCES**

WHEREAS, the Saxeville Town Board has previously adopted certain ordinances for the protection, safety and well-being of the residents and visitors of the Town and the protection and preservation of the property located in the Town, and

WHEREAS, the Saxeville Town Board has considered the options for the enforcement of said ordinances, and

WHEREAS, the Saxeville Town Board has determined that the most efficient and fiscally responsible way to enforce said ordinances is through an existing law enforcement agency, and

WHEREAS, the Waushara County Sheriff's Department has personnel trained in the enforcement of ordinances who are on duty 24 hours per day, 7 days per week, 365 days per year, and

WHEREAS, the Waushara County Sheriff has expressed a willingness to assist municipalities in Waushara County in enforcing local ordinances.

NOW, THEREFORE, the Saxeville Town Board hereby ordains as follows:

1. The Saxeville Town Board delegates the authority to enforce all Town of Saxeville ordinances to the Waushara County Sheriff's Department to the extent agreed upon through the Agreement between Town of Saxeville and Waushara County entered into on July 19, 2021.
2. That this ordinance is not intended to infringe upon or otherwise replace any other enforcement options that the Town of Saxeville has to enforce its ordinances.
3. That this ordinance shall become effective upon approval and posting as required.
4. That a copy of this ordinance shall be forwarded to the Waushara County Sheriff's Department, Waushara County Clerk of Circuit Court, Waushara County Corporation Counsel, Waushara County District Attorney and Waushara County Clerk upon passage.

Ordinance No. 2021-07-19

Approved and adopted this 19th day of July, 2021

**AGREEMENT FOR ENFORCEMENT OF ORDINANCES BETWEEN
TOWN OF SAXEVILLE & WAUSHARA COUNTY**

WHEREAS, the Town of Saxeville has requested that Waushara County assist in the enforcement of certain Town Ordinances, and

WHEREAS, Waushara County has agreed to provide said assistance.

NOW, THEREFORE, the Town of Saxeville and Waushara County agree as follows:

Town Obligations:

1. The Saxeville Town Board shall provide the Waushara County Corporation Counsel with a copy of all Town Ordinances that the Board is considering having Waushara County enforce for review of content and form.
2. The Saxeville Town Board shall adopt an Enforcement Ordinance listing the specific ordinances that Town wishes Waushara County to enforce and which have previously been approved by the Waushara County Corporation Counsel.
3. The Saxeville Town Board shall be responsible for initially approaching the alleged violator and informing him/her of the violation and giving an opportunity to bring the violation into compliance, if such violation relates to property concerns such as storage of junk, upkeep of property, etc.
4. If the violation is not brought into compliance by the deadline, the Saxeville Town Board shall advise the Waushara County Sheriff's Department of the violation and shall include all previous attempts to address the violation.
5. If the violation is of an ordinance that does not relate to upkeep of property/zoning type matters, the Saxeville Town Board may report the violation directly to the Waushara County Sheriff's Department for enforcement.

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6. If the violation results in the issuance of a citation, the Saxeville Town Board shall consult with the Waushara County Corporation Counsel prior to the initial appearance and shall attend such hearing if requested by the Corporation Counsel.
7. If the citation is contested, the Saxeville Town Board shall retain counsel to handle all Court matters after the initial appearance.
8. The Saxeville Town Board shall advise the Waushara County Corporation Counsel and Waushara County Clerk of Court what counsel will be representing the Town.

Waushara County Obligations:

1. The Waushara County Corporation Counsel shall review all ordinances that the Town wishes the County to enforce. After review the Corporation Counsel shall advise the Town of the changes that would be needed so that enforcement could take place, if there are any.
2. The Waushara County Sheriff's Department shall respond to violations of agreed upon Town Ordinances in the same manner as it responds to State and County violations.
3. If a citation is issued, the Deputy shall advise the Corporation Counsel and provide her with a copy of the citation and any accompanying reports.
4. The Corporation Counsel shall provide a copy of the citation and reports to the Town during the consultation prior to the initial appearance.
5. A representative from the Sheriff's Department shall attend the initial appearance on the citation with the Corporation Counsel on behalf of the Town.
6. The Corporation Counsel shall provide all information relating to the violation to the Town's legal counsel, if the matter is not resolved at the initial appearance.

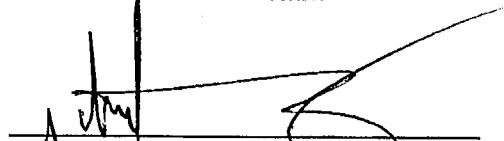
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Mutual Obligations and Acknowledgments:

1. The Saxeville Town Board and Waushara County acknowledge that all Waushara County employees shall remain Waushara County employees and shall not become employees of the Town by virtue of fulfilling the obligations under this agreement.
2. The Saxeville Town Board acknowledges that the Corporation Counsel is not legal counsel for the Town and will only perform legal work for the Town on the limited basis as described in the agreement.
3. This agreement may be terminated by either the Town or the County at any time for any reason with 30 days notice to the other party.
4. Neither party shall compensate the other for any services provided under this agreement.

TOWN OF SAXEVILLE

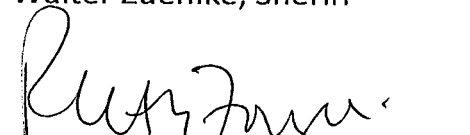

John vanAmerongen, Town Chair

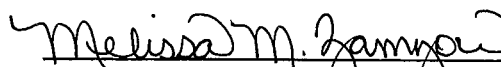

Ken Hansen, Town Supervisor 1


Bart Peterson, Town Supervisor 2

WAUSHARA COUNTY


Walter Zuehlke, Sheriff


Ruth Zouski, Corporation Counsel


Melissa Zamzow, Clerk of Circuit Court



Attested by:

Theresa Szczublewski, Town Clerk Treasurer