

 6.3
Gen. Ord. No. 69- 11 - 12. By Alderperson Kittelson. February 20, 2012.

AN ORDINANCE repealing and recreating various portions of Chapter 26 of the Sheboygan Municipal Code so as to change the forfeiture structure for violations of the chapter.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 26-1 of the Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 26-1. Penalties for violation of chapter.

Any violation of the provisions of this chapter for which a specific penalty is not provided shall subject the violator to a forfeiture of not less than \$150.00 nor more than \$750.00, together with the costs of prosecution, and in default of payment thereof to imprisonment in the county jail until such forfeitures are paid, but not to exceed 90 days. Each day of violation or noncompliance shall constitute a separate offense."

Section 2. Section 26-196 of the Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 26-196. - Penalties for violation of article.

Any violation of, or noncompliance with, any of the provisions of this article shall subject the violator to a forfeiture of not less than \$150.00 nor more than \$750.00, together with the costs of prosecution; and in default of payment thereof, to imprisonment in the county jail until such forfeiture and costs are paid, but not to exceed 90 days. Each day of violation or noncompliance shall constitute a separate offense."

Section 3. Subsection (b) of Section 26-651 of the Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 26-651. - Property Maintenance Code; penalties.

...

- (b) Except as provided in this section, a violation of the Property Maintenance Code or of any lawful order of the housing inspector issued pursuant to such provisions shall subject the violator to a forfeiture of not less than \$150.00 nor more than \$750.00, together with the costs of prosecution, and in default of payment thereof, to imprisonment in the county jail until the forfeiture and costs are

paid, but not exceeding 90 days. Each day that a violation shall continue shall constitute a separate offense.

..."

Section 4. Section 26-908 of the Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 26-908. - Penalties for violation of article.

Any violation of the provisions of this article shall subject the violator to a forfeiture of not less than \$150.00 nor more than \$750.00, together with the costs of prosecution, and, in default of payment thereof, to imprisonment in the county jail until the forfeiture and costs are paid, but not to exceed 90 days. Each day of violation or noncompliance shall constitute a separate offense."

Section 5. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect upon passage and publication.

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I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the 5th day of March, 2012.

Dated March 8 2012. LSusan Richards, City Clerk

Approved March 8 2012. Tony Van Aalbe, Mayor

Proceedings Published March 12, 2012.

Ordinances Published March 12, 2012.

Certified March 12, 2012 to Atty.; Ord. Book; City Plan Comm.; Bldg. Insp.; Eng., Tom Horness