

**TOWN OF LIBERTY GROVE**  
**ORDINANCE #4-05**  
**REGULATING DISPOSAL OF REFUSE IN TOWN PARKS AND**  
**PROPERTY AND MAINTENANCE THEREOF**

The Town Board of the Town of Liberty Grove (hereinafter referred to as “the Town”), in the County of Door, State of Wisconsin, does hereby ordain as follows:

Ordinance 4-86 and 7-03 are hereby repealed

1. Purpose.

The rules and regulations set forth in this Ordinance are to establish regulations for the management and control of the Town’s property, prohibiting littering and vandalism, in order to provide for the proper use and enjoyment of the Town’s parks and property.

2. Parks and Property.

It shall be unlawful for any person to disturb, deface, destroy, remove, carve, mark on, drive nails in, or injure in any manner any Town park structure including, but not limited to, buildings, signs, tables, benches, trees, shrubs, plants, lawns or other natural growth, roads, parking lots, and/or other Town property, or to enter by force any building on Town property that may be locked or closed to public use.

3. Refuse.

In order to provide for a clean and scenic environment, and to provide for the health, safety and welfare of the citizens of the Town:

- a.** It shall be unlawful for any person to leave, deposit or dispose of any garbage, bottles, cans, paper or other waste material generated by park use in any manner except by placing such refuse in receptacles provided by the Town for such purpose.
- b.** No person may leave, deposit or dispose of any waste material in any waste disposal receptacle at any Town park or property location if such refuse or material is generated from a permanent or seasonal residence or a business or other commercial operation.
- c.** Refuse shall be removed from all Town properties where waste disposal receptacles are not provided. Charcoal residue may be left in grated grill receptacles provided for that purpose.
- d.** The throwing of bottles, cans, garbage, sewage, or any other refuse into or upon the streets, highways, roadways or in any of the bays, lakes or streams within the boundaries or on the borders of any Town property is strictly prohibited.

#### 4. Enforcement.

Upon evidence of any violation of any provision or section of this Ordinance, a citation will be issued by any authorized member the Door County, Wisconsin Sheriff's Department. The Town Board will prosecute the violation(s) according to Wisconsin law and Town ordinance, specifically, but not limited to, provisions of SS 66.0113 and 66.0119, Wis. Stats. The citation shall include the following:

- a. The name and address of alleged violators(s).
- b. The factual allegations describing the alleged violation.
- c. The time and place of the alleged violation.
- d. The section number of ordinance violated.
- e. A designation of the offense in such a manner as can be reasonably understood by a person making a reasonable effort to do so.
- f. The time at which the violator may appear in court.
- g. The penalty for violation of the ordinance.

#### 5. Penalties.

Penalties for violations of any provision of this Ordinance shall be not less than Two Hundred Fifty Dollars (\$250.00) nor more than Five Hundred Dollars (\$500.00), plus the costs and disbursements of prosecution, for any violation which occurs under the terms of this Ordinance. Each violation of any section constitutes a separate offense.

#### 6. Conflicting Ordinances.

All ordinances in the Town that conflict with the provisions of this Ordinance in whole or in part are hereby repealed.

#### 7. Severance Clause.

If provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of this Ordinance.

#### 8. Adoption.

This ordinance shall take effect upon passage and publication as provided by law. Adoption of this Ordinance by the Liberty Grove Town Board does not preclude the Town Board from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or other matter. Issuance of a citation hereunder shall not preclude the Town Board or any authorized officer from proceeding under any other ordinance or law or by any other enforcement method to enforce any ordinance, citation or order.

Adopted at a regular meeting of the Town Board of the Town of Liberty Grove, Door County, Wisconsin, this twentieth day of April, 2005.

*I, Walter L. Kalms, Clerk/Administrator of the Town of Liberty Grove, Door County, Wisconsin do hereby certify that the above is a true and correct copy of an ordinance that was adopted on the 20<sup>th</sup> day of April, 2005 by the Liberty Grove Town Board.*

*Dated this 20<sup>th</sup> day of April, 2005*

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*Walter L. Kalms, Clerk/Administrator*