

## **ORDINANCE NO. 2-08**

### **" LITTERING" ORDINANCE**

**WHEREAS**, the discarding of litter on public property is a growing problem of concern and a direct threat to the health and safety of the citizens of Shawano County; and

**WHEREAS**, discarding litter on public property is offensive and a nuisance to the citizens of Shawano County and an ordinance should be implemented to prohibit such conduct.

**NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE SHAWANO COUNTY BOARD OF SUPERVISORS** in session this 24<sup>th</sup> evening of September, 2008, that they approve the following Littering Ordinance:

#### SECTION I: AUTHORITY

This Ordinance is created under the authority of Chapter 59 in conjunction with Section 287.81 of the Wisconsin Statutes, as they may be amended.

#### SECTION II: PURPOSE

To prohibit litter on public property within Shawano County.

#### SECTION III: DEFINITIONS

As used in this ordinance, the term "litter" shall include the following items: any garbage or refuse including glass, cans, rubbish, leaves, wood, paper, bottles, metal, cartons, cigarettes, food particles, and any other debris.

#### SECTION IV: PROHIBITED CONDUCT

It shall be unlawful for any person, firm, entity, business, or any officer, member, agent, servant, representative or employee of any such entity, firm or business to place, deposit, throw, dump, discard or leave litter in or upon any sidewalk, street, alley, park, ground or other public place within Shawano County.

#### SECTION V: PENALTIES

Any person, firm, entity, or business, or any officer, member, agent, servant, representative or employee of any such firm, entity, or business who violates this ordinance shall be subject to a fine of not less than \$100 and not more than \$500, plus any additional court costs, restitution and cleanup costs necessary to remediate the litter. Any such fine may be instituted and assessed by a duly authorized representative of the Shawano County Sheriff's or County Park Rangers. If such fine or costs are not paid, the violator may be jailed in the County jail not to exceed 30 days or until such fine and costs are paid. This section shall not preclude the County from

maintaining any appropriate action to prevent, remove or remediate a violation of this ordinance, or a subsequent action against the violator.

**SECTION VI: EFFECTIVE DATE**

This ordinance shall take effect following passage and publication as required by law.

Submitted by:

Ken Capelle,  
Steve Gueths,  
John Stezenski,  
Ray Faehling  
Dennis Hartleben

Public Safety Committee

Adopted: September 24, 2008

Published: October 1, 2008