

Chapter 8
Regulations of delinquent taxes, charges and fees (name?)

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2-8-1 TITLE/PURPOSE: As a condition of obtaining, renewing, or keeping a license, all local taxes, assessments, special charges, or other fees, including but not limited to municipal forfeitures, shall be paid on a current basis. Any fees unpaid within a time limit set by the town or a court, as the case may be, place the licensee in a state of delinquency and subject to disciplinary action by the town board, including reprimand, suspension for a set time period (up to 90 days), or revocation.

2-8-2 AUTHORITY: The Town Board of the Town of Lake Mills has the authority under Sec. _____ Wis. Stats.

2-8-3 ADOPTION OF ORDINANCE: The Town Board of the town of Lake Mills, by this ordinance, adopted on proper vote with a quorum and by a roll call vote by a majority of the town board present and voting, provides the authority for the Town to regulate by permit, revoke or suspend permits and enforce other specific actions of any licensee located within the Town and other regulatory and enforcement authority noted in this Ordinance.

2-8-4 DEFINITIONS:

License: Means an authorization defined by said License issued by the Town Board or its agent under any town Ordinance.

Licensee: Means any person issued a license under this Ordinance and Chapter ____ Wis. Stats., by the Town.

Permit; Means any permit issued by the Town under any Town Ordinance

Regulation: Means any rule or ordinance adopted by a municipal governing body.

Town: Means the Town of Lake Mills, Jefferson County, Wisconsin

Town Board: Means the board of supervisors for the town of Lake Mills, Jefferson County, Wisconsin and includes designees of the board authorized to act for the board.

Town Clerk: Means the clerk of the Town of Lake Mills, Jefferson County, Wisconsin

Wis. Stats.: Means the Wisconsin Statutes, including successor provisions to cited statutes.

2-8-5 REVOCATION: Any license revoked shall not be reinstated within the 12 months following date of revocation. There shall be no refund of any license fee paid to a party whose license is revoked.

2-8-6 PROCEDURE: Upon complaint by any person, or at board direction, and following board review and approval, written notice shall be given to the licensee of the complaint basis, and the date and time the board will hear the matter. For non-alcohol licenses where no statutory procedure is set, service may

"Special Charge" means an amount entered in the tax roll as a charge against real property to compensate for all or part of the costs to a public body of providing services to the property. "Special charge" includes any interest and penalties assessed for nonpayment of the special charge before it is placed in the tax roll. "Special charge" also includes penalties under ss.70.995 (12).

"Town": Means the Town of Lake Mills, Jefferson County, Wisconsin

"Town Board": Means the board of supervisors for the town of Lake Mills, Jefferson County, Wisconsin and includes designees of the board authorized to act for the board.

"Town Clerk": Means the clerk of the Town of Lake Mills, Jefferson County, Wisconsin

"Wis. Stats.": Means the Wisconsin Statutes, including successor provisions to cited statutes.

2-8-5 REVOCATION: Any permit or license revoked shall not be reinstated until all delinquent taxes, special assessments, special charges or other fees are paid in full to the Town or Jefferson County. There shall be no refund of any permit or license fee paid to a party whose permit or license is revoked.

2-8-6 PROCEDURE: Upon complaint by any person, or at board direction, and following board review and approval, written notice shall be given to the permittee or licensee of the complaint basis, and the date and time the board will hear the matter. For non-alcohol licenses where no statutory procedure is set, service may be first class mail to licensee's last known address, or personal service, at the Town Board's option. For alcohol licenses, pursuant Wisconsin Statute 125.12, or its successor, will be followed at present, that statute requires personal service of the hearing notice (summons) and complaint, and a hearing within 3-10 days thereafter. A record of service will be kept by the Clerk.

2-8-7 HEARING: Evidence and testimony at the hearing shall be done in open session. Pursuant to statute 19.85(1)(a), the board may go into closed session to deliberate with regard to its decision, where this has been listed on the hearing notice. The Clerk shall see that the hearing notice is posted or published, in format acceptable to the chairperson.

2-8-8 PENALTY: In lieu of a hearing, the board may accept the permit or license surrender, and then determine the time period before another application for the same type of permit or license will be accepted from the former permittee or licensee for review. In the event that complaint allegations(s) are proved at hearing, the town board shall decide which penalty for violation is appropriate. Multiple offenses may be considered at any hearing involving the same permittee or licensee.

2-8-9 SEVERABILITY: In the event any portion of this ordinance is or becomes invalid or illegal, the remaining portions shall remain in full force and effect.

2-8-10 EFFECTIVE DATE: This ordinance shall take effect following passage, and posting in three public places by the Clerk, or Deputy Clerk.

Adopted this 8th day of February, 2011

Attest:

Robin Untz, Town Clerk

Published: January 27, 2011

James Heinz, Town Chairperson

Dave Schroeder, Supervisor I

Thomas Berns, Supervisor II