

ORDINANCE NO. 1-2023

Ordinance Establishing Jurisdiction and Duties of Village Constable

WHEREAS, Wisconsin Statute 61.29, provides that an organized village in the state of Wisconsin can by ordinance create the position of Village Constable and then determine the jurisdiction and duties of a Village Constable, and

WHEREAS, previous law enforcement services were provided by a mutual agreement with another municipality which agreement has terminated, and

WHEREAS, it is in the public interest and welfare of the citizens of Fairwater to create the position of Village Constable and to establish the jurisdiction and duties of the Constable of the Village of Fairwater, and

WHEREAS, it is in the best interest of the Citizens of Fairwater to utilize the appointed Constable to provide services as a Code Enforcement Officer as part of the role of Village Constable,

NOW, THEREFORE, the Village Board of the Village of Fairwater, Fond du Lac County, Wisconsin, does hereby ordain as follows:

Section 1. – Statutory Authority.

Pursuant to Wisconsin Statute 61.29, the Village Board of the Village of Fairwater, Fond du Lac County, Wisconsin, hereby creates an Ordinance establishing the Office of Village Constable, Village of Fairwater, Fond du Lac County, Wisconsin.

Section 2.

The Village Constable shall:

- A. Keep and preserve the peace within the Village of Fairwater.
- B. Perform such other duties as are considered applicable to a Code Enforcement Officer for the Village of Fairwater.
- C. Attend sessions of the Municipal Court that is responsible for hearing Fairwater City Code violations and where necessary appearing in Fond du Lac County Circuit Court when the same may be required.
- D. Work with the Fond du Lac County Sheriff's Department and the Fond du Lac County District Attorney's office in the protection of the Village of Fairwater, its inhabitants and the property of the individuals residing in or located within the Village of Fairwater.

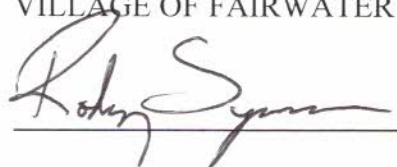
- E. Enforce any and all Ordinances as may currently exist within the Village of Fairwater, or may be enacted in the future with regard to the maintenance of public peace and order and also with regard to any and all zoning violations or violations of any other building or other municipal codes requiring the Village to take enforcement action to seek compliance with the applicable codes and ordinances established or adopted by the Village of Fairwater.
- F. Keep records depicting the specific nature of said Constable's hours, activities and whereabouts in the performance of the Constable's duties for which compensation is requested. Such records shall be filed within a reasonable amount of time prior to the regular monthly meetings of the Village Board of the Village of Fairwater. The compensation for services performed by the Constable shall be set on an annual basis by the Village Board.
- G. When requested attend Village Board meetings and such other Village functions as the Village Board may determine appropriate for the services to be performed by the Village Constable.

This Ordinance shall take effect after passage, posting and publication as provided by law.

The foregoing Ordinance was adopted at a regular meeting of the Village Board of the Village of Fairwater on the 14 day of August, 2023 on a vote of 6 Ayes and 0 Nays.

VILLAGE OF FAIRWATER

By:



Village President

Approved: 14 day of August, 2023.



Karen Smit, Village Clerk