

**TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE**

TABLE OF CONTENTS

<u>SECTION</u>	<u>PAGE</u>
1.00 PUBLIC NUISANCES PROHIBITED	2
2.00 DEFINITION	2
SUBSECTION A: PUBLIC NUISANCE	2
SUBSECTION B: PUBLIC NUISANCE AFFECTING HEALTH	3
SUBSECTION C: PUBLIC NUISANCES AFFECTING PEACE AND SAFETY	3
SUBSECTION D: PUBLIC NUISANCES – OTHER	4
3.00 JUNK VEHICLES	
SUBSECTION A: JUNK ETC. VEHICLES PROHIBITED	5
SUBSECTION B: DEFINITIONS	5
SUBSECTION B1: CONTROL DEFINED	5
SUBSECTION C: PENALTIES	5
SUBSECTION D: EXEMPTIONS	5
SUBSECTION D.1: OTHER EXEMPTIONS	5
4.00 PROHIBITION OF CENTER PIVOT MANURE DISTRIBUTION SYSTEMS	6
5.00 ABATEMENT OF PUBLIC NUISANCES	6
6.00 COST OF ABATEMENT	7
7.00 PENALTIES	7
8.00 INTERPRETATION AND SEVERABILITY	7
9.00 ENFORCEMENT PROVISIONS	7
10.00 EFFECTIVE DATE	8

**TOWN OF SIGEL ORDINANCE # 2022.2.1**  
**TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE**

TOWN OF SIGEL

DEFINING AND PROHIBITING PUBLIC NUISANCES

WHEREAS, it is in the interests of the public that certain nuisances be defined as public nuisances.

WHEREAS, the Town Board of the Town of Sigel has power under Village Powers pursuant to the Section 60.22(3), to enact ordinances defining and prohibiting public nuisances,

NOW THEREFORE, Town Board of Supervisors of the Town of Sigel, Wood County, Wisconsin does hereby ordain as follows:

**SECTION 1: PUBLIC NUISANCES PROHIBITED**

No person shall erect, contrive, cause, continue, maintain, or permit to exist any public nuisance within the Town of Sigel, Wood County, Wisconsin.

**SECTION 2: DEFINITION**

**SUBSECTION A: Public Nuisance**

A public nuisance is an object, act, occupation, condition, or use of property, which shall continue for such length of time as to:

- a. Substantially annoy, injure, or endanger the comfort, health, repose, or safety of the public.
- b. In any way renders the public insecure in life or in the use of property.
- c. Greatly offend the public morals or decency.
- d. Unlawfully and substantially interfere with, or obstruct, or tend to obstruct or render dangerous for passage any street, alley, highway, navigable body of water or other public way or the use of public property.

**TOWN OF SIGEL ORDINANCE # 2022.2.1**  
**TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE**

**SUBSECTION B: Public Nuisance Affecting Health**

The following acts, omissions, places, conditions, and objects are hereby specifically declared to be public nuisances, but such enumeration shall not be construed to exclude other health nuisances or hazards coming within the definition of subsection A. of this Ordinance:

- a. All decayed, harmfully adulterated, or unwholesome food offered for sale to the public.
- b. Carcasses of animals, birds or fowl not intended for human Consumption or food which is not buried or otherwise disposed of in appropriate sanitary manner within 24 hours after the death of such animal, bird, or fowl.
- c. Accumulation of decayed animal or vegetable matter, trash, rubbish, rotting lumber, bedding, packing material, scrap metal, tires, or any material whatsoever in which flies, mosquitoes, disease-carrying insects, rats, or other vermin may breed.
- d. All abandoned wells not securely covered or secured from public use.
- e. Any use of property which shall cause any nauseous or unwholesome liquid or substance to flow into or upon any street or any waterway or public place within the Town of Sigel.
- f. Noises emanating from a property that substantially interfere with surrounding landowners' use and enjoyment of their property.

**SUBSECTION C: Public Nuisances Affecting Peace and Safety**

The following acts, omissions, places, conditions, and objects are hereby declared to be public nuisances affecting peace and safety; however, such enumeration shall not be construed to exclude other nuisances affecting public peace or safety coming within the provision of subsection A. of this Ordinance:

- a. All wells, excavations, or unused basements freely accessible from any town road.

TOWN OF SIGEL ORDINANCE # 2022.2.1  
TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE

SUBSECTION D: Public Nuisances-Other

The following acts, omissions, places, conditions, and objects are hereby specifically declared to be public nuisances offending the comfort, health, repose, or safety of the Town of Sigel; but such enumeration shall not be construed or exclude other nuisances within the definition of subsection A. of this Ordinance:

- a. All owners of property located within the Town of Sigel who fails to keep their premises free of litter, debris, trash, or rubbish shall be in violation of this subsection.
- b. All property owners within the Town of Sigel who allow their property to accumulate trash, litter, or rubbish shall be considered in violation of this subsection.
- c. "Litter" as used in this ordinance includes, but is not limited to, trash and wastepaper lying scattered about; and an untidy accumulation of objects of any kind.
- d. "Trash" as used in this ordinance includes, but is not limited to, something or object(s) worth little or nothing, or something or object(s) in a crumbled, broken, or inoperable condition.
- e. "Rubbish" as used in this ordinance includes, but is not limited to, waste materials and refuse of every character and kind collected and/or accumulated.
- f. Outdoor Burning—See State and County regulations
- g. Repeated or continuous violation of a municipal ordinance is declared a public nuisance, and an action may be maintained by the Town to abate such nuisance and enjoin such violation.

**TOWN OF SIGEL ORDINANCE # 2022.2.1**  
**TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE**

**SECTION 3: JUNK VEHICLES**

**SUBSECTION A: Junk, Etc., Vehicles Prohibited**

Except as otherwise indicated in this ordinance, no person or persons, association, partnership, firm or corporation, who owns or has authority over or authority to control, one or more wrecked, or partially dismantled, or disabled motor vehicles, or parts of such vehicles, or motor vehicle truck bodies, tractors or trailers which do not bear lawful license plates or have current registration shall allow such a vehicle, or such parts, to be stored out of doors in ordinary public view on any real estate located within the Town of Sigel, either temporarily, irregularly, or continually for more than 180 days.

**SUBSECTION B: Definitions**

- a. "Wrecked or disabled motor vehicles" are motor vehicles in such physical or mechanical condition as to be incapable of self-propulsion when same is ordered to be moved, or, if capable of self-propulsion when ordered to be moved cannot lawfully be operated in its then existing condition upon public streets.
- b. "Motor vehicle" includes motorcycles, cars, vans, trucks, snowmobiles, semi-trailers, motor homes, buses, boats, or any other vehicles customarily operated on a public street and may or may not be required to be licensed by the state.
- c. "Unlicensed" refers to motor vehicles, truck bodies, tractors, or trailers, which do not bear lawful license plates or have a current vehicle registration.

**SUBSECTION B.1: Control Defined**

The right to exercise a directing or governing influence over a thing, place, or object.

**SUBSECTION C: Penalties**

**See Ordinance 2022.1.1**

**SUBSECTION D: Exemptions**

The following businesses which are authorized to operate in the town of Sigel are exempt from the qualified exemption permit.

- a. Motor vehicles dealer/repair facilities
- b. Antique or restoration businesses
- c. Property being temporarily used by a person transporting motor vehicles
- d. Property being used by collectors for special interest vehicles who purchase or sell parts of said vehicles in compliance with Section 341.266 of the Wisconsin Statutes.
- e. Salvage yards
- f. Mobile home, Boat, Camper, ATV/UTV or Motorcycle dealer

**SUBSECTION D.1: Other Exemptions**

Any other requests for exemption must be approved by the town board.

**SECTION 4: Prohibition of Center Pivot Manure Distribution Systems**

a. Public Nuisance: The use of Center Pivot Distribution Systems is hereby declared to be a public nuisance and the use of Center Pivot Manure Distribution Systems is strictly prohibited within the town of Sigel.

b. Definition: "Center Pivot Manure Distribution Systems" shall mean systems used for the application of liquid manure or process wastewater to cropland using equipment that discharges manure into the air via a single nozzle or multiple nozzles or hoses and disperses the manure over distances greater than could be achieved using a typical moving vehicle or manure hauling equipment.

**SECTION 5: ABATEMENT OF PUBLIC NUISANCE**

See Ordinance 2022.1.1

**TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE**

**SECTION 6: COST OF ABATEMENT**

In addition to any other penalty imposed by this ordinance for the erection, contrivance, creation, continuance or maintenance of a public nuisance, the cost of Abating a public nuisance by the Town shall be collected as a debt from the owner, occupant or person causing, permitting or maintaining the nuisance, and if notice to abate the nuisance has been given to the owner, such cost shall be assessed against the real estate as a special charge.

**SECTION 7: PENALTIES**

See Ordinance 2022.1.1

**SECTION 8: INTERPRETATION AND SEVERABILITY**

7.1 Interpretation. The provisions of this ordinance are not intended to supersede or modify provision of existing Zoning Ordinances or other rules, regulations and ordinances adopted by the Town. Where the provisions of this ordinance impose greater restrictions than any statute, ordinance or covenant the provisions of this ordinance shall prevail. Where the provisions of any statute, other regulation, ordinance, or covenant impose greater restrictions than the provisions of this ordinance, the provisions of such statute, other regulation, ordinance or covenant shall prevail.

7.2 Severability. It is hereby declared to be the legislative intent that should any provision of this ordinance be declared invalid by a Court of competent jurisdiction, such decision shall not affect the validity of this ordinance in its entirety or any part thereof, other than that so declared to be invalid.

**SECTION 9: ENFORCEMENT PROVISIONS**

1. This Ordinance may be enforced by the TOWN OF SIGEL  
See TOWN OF SIGEL ORDINANCE # 2022.1.1

TOWN OF SIGEL ORDINANCE # 2022.2.1  
TOWN OF SIGEL PUBLIC NUISANCES' ORDINANCE

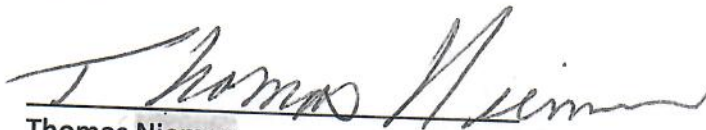
SECTION 10: EFFECTIVE DATE

This ordinance shall take effect upon its publication as provided by law.

Passed, approved, and adopted by the Town Board of the Town of Sigel, Wood County, Wisconsin on the 1<sup>st</sup> day of February, 2023.



Dick Goodwin  
Town Chairman



Thomas Nieman  
Supervisor



Larry Pelot  
Supervisor



Sandra Nieman  
Clerk