

**TOWN OF ATHELSTANE
LITTER ORDINANCE
ORDINANCE #14**

The Town Board of Athelstane, Marinette County, Wisconsin, does hereby ordain as follow:

SECTION 1 - Destruction of Property

No person shall willfully injure or intentionally deface, destroy, remove, take or meddle with any property of any kind or nature within the Town of Athelstane and belonging to the Town or its departments, or to any private person, without the consent of the owner or proper authority.

SECTION 2 - Parental Liability

Pursuant to Sec. 895, Wisconsin Stats., the parents of a minor child shall be liable for the damage of property caused by the willful, malicious or wanton act of such child; such liability shall not exceed two thousand five hundred dollars (\$2,500.00).

SECTION 3 - Littering Prohibited

No person shall throw any glass, refuse or waste, filth or other litter upon roads, alleys, highways, public parks, public right-of-ways or other property of the Town or upon any private property or the surface of water within the Town.

If any person, firm, corporation or association fails to remove any litter they have caused, the Town shall arrange to have the same removed by the Town crew or by private enterprise. The entire expense of the removal of such litter, together with an additional charge of twenty percent (20%) for administrative expenses, shall be charged to the person, firm, corporation or association that did the littering. If such sum is not promptly paid, steps shall be taken, with the advice of the Town's Attorney's Office, to collect the same. This charge shall be in addition to any forfeiture or other penalty for violation of this section.

The Town shall not enter private property, or have someone enter on their behalf, without written permission by the property owner of record.

SECTION 4 – PENALTY

Any person in violation of this Ordinance shall be adjudged a forfeiture of one hundred (\$100.00) dollars plus those costs of prosecution permitted by Wisconsin statutes. Each occurrence shall be a separate violation for which a separate penalty may be applied.

SEVERABILITY

In the event that any section or sections herein shall be ruled unconstitutional by any competent court, such determination shall not affect the validity or effectiveness of the others sections of this Ordinance and the remainder of said Ordinance shall remain in effect.

This ordinance adopted by the Town Board of the Town of Athelstane on this 9th day of February, 2016.

The Town Board of Athelstane

By: _____ Attest _____
John Dobratz - Chairman Janice DuChateau - Clerk

Harold Tesch Jr - Supervisor

David Jose -Supervisor