

**TOWN OF ATHELSTANE
LICENSE/REGISTRATION/PERMIT
ORDINANCE #7**

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

SECTION 1 – Title/Purpose

This ordinance is entitled the “Town of Athelstane General Licenses/Registration/Permit Ordinance.” The purpose of this ordinance is as follows:

SECTION 2 – Authority

The Town Board of Athelstane has the specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this ordinance and/or by its adoption of village powers under Sec.60.10 (1988-1989) Wis. Stats., to regulate, control, license, register or permit in the Town of Athelstane persons engaged in certain uses, activities, businesses and operations at certain locations in the Town of Athelstane to assess these persons with appropriate fees for the licenses, registrations or permits as noted herein and to enforce, by revocation or penalty, the provisions of these ordinances and the provisions of the licenses, registrations and permits.

SECTION 3 – Adoption of ordinance

The Town Board of Athelstane has, by adoption of this ordinance, confirmed the specific statutory authority, powers and duties noted in the specific sections of this ordinance and has established by these sections and this ordinance to regulate and control persons engaged in certain uses, activities, businesses and operations at certain locations within the Town of Athelstane, to assess these persons with appropriate fees for licenses, registrations or permits and to enforce, by revocation or penalty, the provisions of these ordinances and the provisions of the licenses, registrations and permits and enforced, by revocation or penalty, the provision of these ordinances and the provision of the license registration and permit.

SECTION 4 – General Provisions

Fees/Penalties

The Town Board of Athelstane has, by this ordinance, required and confirmed the following licenses, registrations or permits and the Town Board of Athelstane has established that the following will be the fees to be paid by any person to the Town of Athelstane for the noted

licenses, noted registrations or noted permits and the following will be the penalties to be paid by any person to the Town of Athelstane for violations of these ordinances and the violations of the license, registration and permit conditions:

1. Cigarette License
 - a. License \$ 5.00
 - b. Penalty for violation \$ 25.00

2. Intoxicating Liquor
 - a. Class A Beer \$ 25.00
 - b. Class A Liquor \$ 50.00
 - c. Class B Liquor \$125.00
 - d. Class B Beer \$ 25.00
 - e. Class C Wine \$ 50.00
 - f. Operator's License (Bartender) \$ 5.00
 - g. Class A Beer provisional retail license \$15.00
 - h. Class A Liquor provisional retail license \$15.00
 - i. Class B Liquor provisional retail license \$15.00
 - j. Class B Beer provisional retail license \$15.00
 - k. Class C Wine provisional retail license \$15.00
 - l. Operator's provisional license (bartender) \$15.00

3. Building Permit
 - a. Permit \$ 40.00
 - b. After the fact Permit Fee: \$250.00

4. Culvert/Driveway
 - a. Permit \$ 25.00
 - b. After the fact Permit Fee: \$150.00

5. Dog/Cat
 - a. Permit for spayed or neutered \$ 3.00
 - b. Permit for not spayed or neutered \$ 8.00
 - c. Kennel fee for multiple dogs/cats \$ 35.00
 - d. Penalty for violation
 - Obtaining license after April 1st \$ 5.00

6. Firemen Park Rental \$ 50.00

7. Town Hall Rental \$ 40.00

All nonprofit organizations are exempt from fee – all others are required to pay the rental fee and sign an agreement obtained from the Town Clerk.

8. Fire Number
 - a. Initial assignment and sign \$ 50.00

- b. Duplication/replacement of sign \$ 40.00
- 9. Variance \$150.00 +
 - a. Plus the actual cost of notification and publication
- 10. Original Adult Entertainment license application fee: \$1,000.00 non-refundable
 Renewal application fee: \$1,000.00 if submitted 90 days before the
 license expiration date & \$2,000.00 if application is submitted after license expiration
 date

SECTION 5 – General License and Permit Ordinance Provisions

No Persons shall engage or allow on land owned, used or leased by that person in the Town of Athelstane any particular use, activity, business or operation until that person has obtained the required license, registration or permit as established by the Town of Athelstane in this ordinance.

Provisional retail licenses shall expire sixty (60) days after issuance or when the person is issued a retail license. The license may be revoked by the Town of Athelstane Board if they discover the holder made false statements in the application.

Provisional operator licenses may be issued to persons enrolled in the beverage server course and who have applied for a regular operator’s license.

To the extent permitted by law, the Town may apply to a court of competent jurisdiction for an injunction preventing further or continuing violations of this ordinance.

SECTION 6 – Penalty

Any person not in compliance shall be adjudged a forfeiture of not less than fifty dollars (\$50.00) and no more than two hundred dollars (\$200.00) for each offense, plus those costs of prosecution permitted by Wisconsin statutes. Each day that an individual is in violation of this ordinance shall be considered 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