

ORDINANCE 2016- 4

AN ORDINANCE ADOPTING CHAPTER 704 OF THE CODE OF ORDINANCES RELATING TO OVERSIGHT OF DESIGNATED CITY PROPERTIES ESTABLISHING REGULATIONS

The Common Council of the City of Richland Center, Wisconsin, does ordain as follows:

Section 1:

Chapter 704 of the Code of Ordinances is adopted to provide as follows:

CHAPTER 704

ESTABLISHING OVERSIGHT RESPONSIBILITY FOR DESIGNATED CITY BUILDINGS AND PROPERTIES AND ESTABLISHING REGULATIONS RELATED THERETO

704.01 Control and Management of City Properties.

(1) Common Council. The overall control and management of all city properties shall be vested in the Common Council of the City of Richland Center.

(2) Property Committee. The Property Committee of the Common Council is empowered to oversee all matters relating to City properties other than those properties assigned to the Park Board under chap. 701 and to bring to the Common Council any issues related thereto which require Council action.

704.02 Oversight of Specific Properties Assigned to the Property Committee.

Oversight responsibility for the following properties is assigned to the Property Committee of the Common Council:

- (a) Municipal Building.
- (b) Airport and all buildings thereon
- (c) Street Department Garage.
- (d) Cemetery Garage.
- (e) Railroad Depot and Grounds.

- (f) Both Footbridges over the Pine River.
- (g) All of the Pine River Recreational Trail [The Bike Trail] lying between County Highway "O" and the bridge over the Pine River on Highway 80/North Main Street.
- (h) All of the Pine River Flood Control Dike, including all City owned lands adjacent to the actual dike structure.
- (I) All other City owned lands abutting the Pine River on either side of the channel within the municipal limits of the City.
- (j) Cemetery Forest in tax parcel 276-1629-0000.
- (k) Landfill Forest in tax parcels 276-1601-000, 276-1521-0000 and 276-1522-0000.
- (l) Allen Bradley Forest, being all City-owned lands in tax parcels 276-2811-1000, 276-2182-1000, 276-2812-1000, 276-2144-1000 and 276-2144-2000.
- (m) Arboretum.
- (n) Garden area East of County Hwy AA in tax parcel 276-1614-0000.
- (o) All lands owned by the City within the plat of Industrial Park North.
- (p) All other city properties now owned or hereafter acquired which are not specifically assigned to the Board of Park Commissioners.

704.03 General Regulations Pertaining to City Properties.

(1) Advertising in on City Properties Prohibited.

(a) No person shall post, paint, affix, distribute, hand out, deliver, place, cast or leave about any sign, bill, billboard, placard, ticket, handbill, circular, advertisement or other material for advertising purposes on any City property, except within any public park or park area and then only if a permit to do so has been granted by the Board of Park Commissioners.

(b) No person shall operate any bullhorn, public address system, or other sound amplification devise or sound generating device for the purpose of attracting attention to any commercial activity or venture on any City property, except within any public park or park area and then only if a permit to do so has been granted by the Board of Park Commissioners.

(2) Solicitation of Alms on City Properties Prohibited. No person shall solicit alms or contributions for any purpose within any public park.

(3) Prohibited Conduct on City Properties.

(a) No person shall throw stones or other missiles, nor interfere with, encumber, obstruct or render dangerous any path, walk drive or other area on any City Property.

(b) No person shall climb or stand upon any wall, fence, shelter, seat, picnic table, statute or other improvement on any City Property.

(c) No person shall cast, throw or deposit on any walk, crossing, roadway or upon any other surface or location on any City Property any garbage, litter, trash or other waste materials.

(4) Use of Fire on City Properties. No person shall kindle, build, use or maintain any fire on any City Property except in areas of the City parks where burning is permitted.

(5) Loitering at Night on City Properties Prohibited. No person shall loiter at any place on any City Property which is not lighted by artificial light between one-half hour after sunset and the following sunrise.

(6) Sale of Merchandise or Services on City Properties Prohibited. No person shall sell or offer for sale any item of merchandise or any services on any City Property.

(7) Camping and Lodging on City Properties . No person shall camp or lodge on any City Property.

(8) Injury to City Property Prohibited. No person shall injure, mark, deface, destroy, damage, take or carry away any tree, shrub, flower, sign or other improvement on any City Property.

(9) Parking on City Properties . No person shall park or leave standing any vehicle on any City property except in designated parking areas.

(10) Operation of Vehicles on City Properties. No person shall drive any vehicle upon any walkway or upon any other portion of any City property other than upon the paved streets within or contiguous to such property or on designated parking areas. For purposes of this Chapter, the term "vehicle" shall include motor vehicles, snowmobiles, all-terrain vehicles, motorcycles, and mopeds.

(11) Penalties for Violations of Sec. 704.03.

(a) Any person who violates subsection (9) above shall, upon conviction thereof, be subject to a forfeiture of not less than \$20.00 nor more than \$200.00, plus all applicable costs, fees and surcharges imposed under Ch. 814 Wis. Stats., and in the event such forfeiture, costs, fees and surcharges are not paid, such person may, upon order of the Circuit Court, be imprisoned in the Richland County jail until such forfeiture, costs and assessment are paid, but not to exceed 90 days, or may be subject to any other sanctions imposed by the Court for such failure to pay.

(b) Any person who violates any provision of this Section other than subsection (9) shall, upon conviction thereof, be subject to a forfeiture of not less than \$100.00 nor more than \$400.00, plus all applicable costs, fees and surcharges imposed under Ch. 814 Wis. Stats., and in the event such forfeiture, costs, fees and surcharges are not paid, such person may, upon order of the Circuit Court, be imprisoned in the Richland County jail until such forfeiture, costs and assessment are paid, but not to exceed 90 days, or may be subject to any other sanctions imposed by the Court for such failure to pay.

704.04 Regulation of Intoxicating Liquor and Fermented Malt Beverages on City Properties.

(1) General Prohibition. No person shall possess, dispense or consume intoxicating liquor, including wine, or fermented malt beverages, including beer, ale, light beer, cider or malt liquor, nor shall any person have in his or her possession any open can, bottle or other container containing fermented malt beverages, wine, cider or intoxicating liquor, or drink from the same, on any City Property in City of Richland Center.

(2) Exception for Licensed Activities. This section shall not apply to persons possessing, dispensing or consuming fermented malt beverages at a time and within an area wherein such activities have been approved by the Common Council or Parks and Grounds Commission and for which a picnic alcohol beverage license for such activity has been issued by the Common Council or the Parks and Grounds Commission.

(3) Penalties for Violation of sec. 704.04. Any person who violates section 704.04 shall, upon conviction thereof, forfeit to the City of Richland Center not less than \$100.00 nor more than \$200.00, as adjudged by the Court, plus all applicable costs, fees and surcharges imposed under Ch. 814 Wis. Stats., and in the event such forfeiture, costs, fees and surcharges are not paid, such person may, upon order of the Circuit Court, be imprisoned in the Richland County jail until such forfeiture, costs and assessment are paid, but not to exceed 90 days, or may be subject to any other sanctions imposed by the Court for such failure to pay.

Section 2:

This Ordinance shall be in full force and effect from and after its passage and publication.

Enacted the 5th day of January, 2016


Paul F. Corcoran, Mayor

Attest:


Melinda D. Jones, City Clerk/Treasurer