

**SPECIAL MEETING
PIERCE COUNTY BOARD OF SUPERVISORS**

Tuesday, July 14, 2020 – 6:00 p.m.
River Falls High School – Auditorium
818 Cemetery Rd., River Falls, WI 54022

Please note change in venue! Meeting at River Falls High School Auditorium for all County Board members & public. Address: 818 Cemetery Rd, River Falls.

1.	Call to order
2.	Call of the roll by the Clerk 2a) Establish Quorum 2b) Adopt Agenda
3.	Pledge of Allegiance to the flag
4.	Public Comment: County Board will receive public comments on any issue not related to agenda items, discussion by board members may take place but no action will be taken on any item raised.
5.	Ordinances for consideration: First reading: Ordinance No. 20-01 To Amend Ch. 1, Art. IV Sections 1-29 & 1-31 of, and to Create Ch. 120 "Communicable Diseases - Authority and Duties of Local Health Officer" in the Pierce County Code
6.	Next meeting: July 28, 2020; 7 p.m.; EOC Room, Law Enforcement Facility
7.	Adjourn
Questions regarding this agenda may be made to Jamie Feuerhelm at 715-273-6744. Upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities requiring special accommodations for attendance at the meeting. For additional information or to make a request, contact the Administrative Coordinator at 715-273-6851.	

jrf 07/01/2020

ORDINANCE NO. 20-01
Amend Chapter 1, Article IV Sections 1-29 and 1-31 of, and
Create Chapter 120 “Communicable Diseases – Authority and
Duties of Local Health Officer” in, the Pierce County Code

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 1, Section 1-29 of the Pierce County Code is hereby revised as follows:

§ 1-29. Cash deposits and assessments.

[Amended by Ord. No. 95-2; Ord. No. 98-11; 4-17-2001 by Ord. No. 00-15]

The following schedule of cash deposits is established for use with citations issued under this article. The total of each deposit shall include a forfeiture, the penalty assessment under § 757.05, Wis. Stats., the jail assessment under § 302.46(1), Wis. Stats., any applicable domestic abuse assessment imposed under § 973.055(1), Wis. Stats., the crime laboratories and drug law enforcement assessment imposed under § 165.755, Wis. Stats., and any applicable consumer information assessment imposed under § 100.261, Wis. Stats.

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Ch. 97	Alarm Systems	\$100
Ch. 101	Animals	
Art. I	Animal Control	\$10 capture fee \$2 day
Art. III	Beekeeping	\$200
Art. IV	Animal Waste Management	\$200
Ch. 105	Assemblies, Mass Public	\$10,000
Ch. 111	Boating	
	First offense	\$50
	Second offense	\$100
Ch. 115	Buildings and Roads, Numbering of	\$500
<u>Ch. 120</u>	<u>Communicable Diseases – Authority and Duties of Local Health Officer</u>	<u>\$500</u>
Ch. 129	Fraudulent Checks	\$500
Ch. 142	Intoxicating Liquor and Fermented Malt Beverages	
Art. I	Sale of Intoxicating Beverages	\$500
Art. II	Intoxicating Liquor in Vehicles	\$100
Art. III	Alcohol Offenses Involving Underage Persons	
§ 142-12	Presence of underage person in places of sale	

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
	Licensee or permittee	\$500
	Underage person	\$25
§ 142-13	Sale to underage person	\$500
§ 142-14	Misrepresentation of age to procure alcohol	\$25
§ 142-15	Possession or consumption in public by underage person	\$25
§ 142-16	Possession of alcoholic beverage on school grounds	\$200
§ 142-18	Procuring alcoholic beverage by underage person	\$25
Ch. 155	Minors	
Art. I	Curfew	\$25
Art. II	Truancy	
	First offense	\$50
	Second offense	\$100
	Habitual truancy	\$500
Ch. 158	Misuse of Public Assistance	\$500
Ch. 172	Parks and Recreation	\$200
Ch. 176	Peace and Good Order	
Art. I	Disorderly Conduct	\$200
Art. II	Marijuana	\$500
Art. III	Theft	\$500
Art. IV	Littering	\$200
Art. V	Damage to Property	\$500
Art. VI	Loitering	
§ 176-16	Loitering or prowling	\$300
§ 176-17	Obstruction of traffic by loitering	\$300
§ 176-18	Obstruction of entryways by loitering	\$300
§ 176-19	Loitering in places of public assembly or use	\$300
§ 176-20	Loitering on private premises	\$300
Art. VII	Trespassing	\$500
Art. VIII	Obstructing an Officer	\$500
Art. IX	Causing Bodily Harm	\$500
Art. X	Concealed Weapons	\$500
Ch. 180	Public Health Nuisances and Human Health Hazards	\$500
Ch. 184	Retail Food Establishments and Public Accommodations	\$1,000
Ch. 191	Sewage Disposal	
Art. II	Holding tanks for private domestic sewage systems	\$200

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Art. III	Private sewage system	\$100
Ch. 195	Shooting Range	\$200
Ch. 201	Solid Waste Collection and Transportation	
§ 201-2	General provisions	\$2,000
§ 201-4	Solid waste storage	\$2,000
§ 201-5	Solid waste collection and transportation of solid waste	\$2,000
§ 201-6	Intermediate solid waste facilities	\$2,000
§ 201-7	Incineration	\$2,000
§ 201-8	Solid waste land disposal facility	\$2,000
§ 201-9	Recycling and composting facility	\$2,000
§ 201-10	Separation and processing of recyclables	\$2,000
§ 201-11	White goods, waste tires and/or lead acid battery collection; interim storage, processing, salvage and disposal facilities	\$2,000
§ 201-13	Disposal of solid waste on private property	\$2,000
§ 201-16	Unlawful disposal of solid waste	\$2,000
Ch. 212	Tatooning and Body Piercing	\$500
Ch. 221	Vehicles and Traffic	
Art. I	Traffic Regulations	
§ 221-6B	First offense	\$200
	Second offense	\$500
§ 221-6C	Drinking in motor vehicle on highway	\$500
	Negligent operation of vehicle off highway	\$500
Art. IV	Snowmobile Trails	\$50
Art. V	Harmful Operation of Motor Vehicles	\$200
Art. VI	Abandonment of Vehicles	\$300
Ch. 225	Disposal of vehicles	\$100
Ch. 237	Subdivision of land	\$500
Ch. 238	Floodplain Zoning	
Art. III	General standards applicable to all floodplain districts	\$200
Art. IV	Floodway district	\$200
Art. V	Flood-fringe district	\$200
Art. VI	General floodplain district	\$200
Art. VII	Nonconforming uses	\$200
Ch. 239	St. Croix Riverway Zoning	
Art. I	General provisions	\$200

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Art. III	Zoning permit	\$200
Art. IV	Performance standards	\$200
Art. V	Permitted and conditional uses	\$200
Art. VI	Substandard lots and nonconforming uses and structures	\$200
Ch. 240	Zoning .	\$500

SECTION 2: That Chapter 1, Section 1-31 of the Pierce County Code is hereby revised as follows:

§ 1-31. Persons authorized to issue citations.

[Amended by Ord. No. 90-2; Ord. No. 93-8; Ord. No. 95-12; Ord. No. 98-11; 10-22-2002 by Ord. No. 02-13]

A. Any law enforcement officials employed by Pierce County may issue citations for the enforcement of any ordinances authorized under this article.

B. In addition, each of the following County officials may issue citations for the violation of ordinances directly related to his or her official responsibilities: Pierce County Solid Waste Administrator, Pierce County Zoning Administrator, Assistant Zoning Administrator, Pierce County Land Management Director/Land Use Coordinator, Zoning Specialist, the Pierce County Public Health Director, Local Health Officer, Environmental Health Specialist, Land Conservation Supervisor, Conservation Engineering Technician, Soil Conservationist, Pierce County Parks Superintendent and park personnel delegated authority by the Pierce County Parks Superintendent.

[Amended 6-26-2012 by Ord. No. 12-06]

(1) In the event that the position of Solid Waste Administrator, Zoning Administrator, Assistant Zoning Administrator, Land Management Director/Land Use Coordinator, or Zoning Specialist is vacant, his or her authority under this article may be assumed by the Land Management Department and/or solid waste management personnel designated by the Land Management Committee and/or Solid Waste Management Board.

(2) In the event that the position of Public Health Director or Environmental Health Specialist is vacant, his or her authority under this article may be assumed by personnel designated by the Board of Health.

(3) In the event that the position of Land Conservation Supervisor, Conservation Engineering Technician, or Soil Conservationist is vacant, his or her authority under this article may be assumed by Land Management Department personnel designated by the Land Management Committee and the Land Conservation Committee.

C. The official named in Subsection B may submit to the County Board written nominations of employees within his office who should be delegated authority to issue citations for

violations of ordinances related to his official responsibilities. If the nominations are affirmatively approved by vote of the County Board, the persons so named shall have authority to issue citations with respect to ordinances directly related to their responsibilities.

D. Citation issuance authority may be revoked in the same manner in which it was conferred.

SECTION 3: That Chapter 120, Communicable Diseases – Authority and Duties of Local Health Officer, of the Pierce County Code is hereby created as follows:

§ 120-1. Local Health Officer's Duties and Authority [Sec. 252.03, Wis. Stats.]

A. Sec. 252.03, Wis. Stats. (as it currently exists or is hereafter revised) is incorporated herein by reference as if fully set forth.

- (1) The Pierce County health officer, upon the appearance of any communicable disease in Pierce County, shall immediately investigate all the circumstances and make a full report to the appropriate governing body and Wisconsin Department of Health Services.
- (2) The Pierce County health officer shall promptly take all measures necessary to prevent, suppress and control communicable diseases, and shall report to the appropriate governing body the progress of the communicable diseases and the measures used against them, as needed to keep the appropriate governing body fully informed, or at such intervals as the Wisconsin Secretary of Health may direct.
- (3) The Pierce County health officer may inspect schools and other public buildings within his or her jurisdiction as needed to determine whether the buildings are kept in a sanitary condition.
- (4) The Pierce County health officer may do what is reasonable and necessary for the prevention and suppression of disease; may forbid public gatherings when deemed necessary to control outbreaks or epidemics and shall advise the Wisconsin Department of Health Services of measures taken.
- (5) No person may interfere with the investigation under this chapter of any place or its occupants by the Pierce County health officer or their assistants.

§ 120-2. Violation, Penalty and Enforcement Procedures

A. Any person who violates or obstructs this chapter or an order of the Pierce County Health Officer under §120-1(A)(2) or (4) above is subject to:

- (1) The issuance of a citation pursuant to Ch. 1 of the Pierce County Code and Sec. 66.0113, Wis. Stats. A citation may be issued by the local health officer or law enforcement officers.
- (2) A forfeiture of not more than \$500 for each violation.

(3) The issuance of a summons and complaint, and entry of a civil judgment for a forfeiture and (temporary or permanent) injunctive relief.

- B. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.
- C. The initiation of one action or penalty under this section does not exempt the apparent violator from any additional actions and/or penalties.
- D. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude enforcement under this ordinance.

§ 120-3. **Severability.**

- A. Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

§ 120-4. **Purpose.**

- A. The purpose and intent of this chapter is to promote the public health, safety, convenience, and general welfare and to prevent, suppress, and control communicable diseases.

SECTION 4: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated: June 23, 2020.

Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:

APPROVED AS TO FORM AND LEGALITY BY:

Jamie Feuerhelm, County Clerk

Bradley D. Lawrence, Corp. Counsel

Adopted: _____

BDC